



**CALL TO ORDER:**

Councilman Fred Fox called the meeting to order at 1:50PM.

**ROLL CALL:**

*Present:* Councilman Fred Fox. Councilman Frank Grady, Councilwoman Monica Mayer,  
*Quorum established.*

**I. APPROVAL OF AGENDA:**

*Motion:* Councilman Frank Grady moved to approve the agenda. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion approved.

**II. APPROVAL OF MINUTES:**

*Item deferred*

**III. NEW BUSINESS:**

**A. United Tribes Sponsorship – Steve Shepard**

*Motion:* Councilwoman Monica moved to forward to full Tribal Business Council. Vote: 3-0-0. Motion carried.

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**B. SORNA Policies & Procedures Manual – Tamara Halvorson**

Seeking to amend the Sex Offender Registration Code, due to the smart office in DC. Need to amend the registration code, adding a 25 day notice for international travel.

*Motion:* Councilwoman Monica Mayer moved to forward the amendment of the Sex Offender Registration Code to the next Tribal Council Meeting with a waiver of the Public Comment requirement. Councilman Frank Grady seconded the motion

*Discussion:* Item needs to be approved and into D.C. by July 27<sup>th</sup> so it would meet the Public Comment requirement so it was requested that a waiver of this requirement be added to the motion.

*Motion Amended to include a waiver of the Public Comment period.*

*Discussion:* Councilwoman Monica Mayer requested the Sex Offender List be posted in the Northern Lights facility.

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**C. Elder Abuse Issue – Benjamin Good Bird III**

Discussion of an elder abuse claim for his father Gerald Herman Good Bird. My father had a brain stem stroke 2 years ago. He called me and told me he was sick 2 years ago and I took him to the hospital when he was beginning to lose his memory. He was staying with a woman from Montana who financially cleaned him out and



wouldn't let anyone see him. A licensed social worker had seen my dad in Minot and reported nine issues. There is physical abuse. I told the social workers that I didn't want him to sign anything because he is not in his right mind. The judge here in New Town appointed me as the temporary guardian; and I was told do a couple things to make it work out. He was here less than a week and they came here and took him away to Montana. When I got to Montana, the police there, told me that I couldn't take him. I went to the Elder Abuse Program here in New Town and got a report from them, and am currently waiting for them to respond. I set up an account for him to receive \$200 a day and the money was always cleaned out. Our family was concerned about his health, not his money. My half-brother lived with him in Montana and would let us see him. They had a high fence, and locks on the doors, no phone calls, no one could see him. We went to see him in the hospital. He has since passed away. I wanted to know why he was air lifted to Billings when Minot Hospital finally let him go. Now, the woman is after his estate since his death two months ago. When I tried to go thru the law, our attorney and my sister was told to leave when they went to visit him. Councilman Fred Fox asked Caleb Dogeagle, the estate takes 90 days for the first hearing. Councilwoman Monica Mayer noted that a will would supersede anything. Bonnie Baker wants an investigation on this matter. In Caleb Dogeagle's opinion, this sounds like elder abuse and that he was released wrongfully from the hospital. He had asked the family to visit him.

**Motion:** Councilwoman Monica Mayer directed TAT Caleb Dogeagle, TAT Attorney to contact Fort Peck Reservation and request information concerning the hospital release of Mr. Goodbird and possible elder abuse and wrongful death. Councilman Frank Grady seconded the motion. Vote: 3-0-0. Motion carried

**D. Tech Camp/NHSC Support – James Johns**  
*Item deferred*

**IV. REPORTS – PROGRAM UPDATES:**

**A. HR Tribal Programs - Barlow Wells, Director**  
*Item deferred*

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**B. Homeland Security - Cliff Whitman, Director**

Presented a quote for the purchase of 8 sirens (2 in each community) for \$112,115 from the TAT budget. Dispatch in New Town would have control over the system and control setting them off.

**Motion:** Councilwoman Monica Mayer moved to forward to full Tribal Council Meeting. Councilman Frank Grady seconded the motion. Vote: 3-0-0. Motion carried.

Also requesting greater participation in developing the Hazzard Mitigation Plan through a planning commission.

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**C. Adult Detention (GTFDC) - Titus White Body, Administrator**



Provided monthly report. Currently staffed at 21 correctional officers, with no positions open. For the month of May, 222 were brought into custody. Currently there are 36 inmates. May 11<sup>th</sup> Monika Jackson, Chyna Young Bird and Effrain Lloyd graduated the ND State Corrections Academy. We had 5 facility incident reports and 13 serious incident reports for the month of May, 10 involving overcrowding. Weekly religious and AA services.

**FTR:** Councilman Randy Phelan entered meeting. 2:20PM

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**D. Juvenile Detention (GTFDC) - Mike Young Bird, Administrator**

Presented monthly report. We are currently staffed with 18 employees. There were 55 admitted and released from the Justice Center during the month of April and May. Magistrate Kermit Heart and Judge Milly Berryhill are working with the youth and the court process is running more smoothly. Contract dropped from \$120/day to \$95/day due to BIA cut-backs.

**E. Child Support Enforcement - Ellen Otterman, Director**  
*Item deferred*

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**F. Domestic Violence - Sadie Young Bird, Director**

Working on getting the Bismarck Shelter to be open by August 25<sup>th</sup>. Sexual assaults are down. We will be getting furniture for the new space. Since there is a satellite office in Minot we are looking to set something up there eventually. Councilman Randy Phelan recommend utilizing the house in Minot that have family in the hospital in the interim. The Committee requested that the program check with Bismarck Blue Cedar home and follow their policy.

**G. TAT Legal – Caleb Dogeagle**  
*Item deferred*

**H. Tribal Care - Jerry Fozzer**

Jerry Fozzer addressed some issues including HIPPA. The Tribe had a HIPPA violation that the Tribe \$2 million 2 years ago and need to insure we follow the rules and protect the patient and the Tribe. Only certain people should be in the meetings due to HIPPA rules. Councilwoman Monica Mayer noted that all and any cases should be in closed session. Councilman Randy Phelan noted that it should be fair that the Chairman pay what we pay. Long term care only pays up to 70 days. The plan is 80%, 20% the hospital won't admit because members don't have the money to pay copay or coinsurance. Copay \$250 inpatient and other costs can be per outpatient visit. We need permission from Committee.

**FTR:** Councilman Randy Phelan left the meeting at 5:05PM

They need 2 months payment upfront to put Darlene Rogers in long term care. Councilwoman Monica Mayer noted that this will be about \$20,000.



She has Medicare part A&B and Premium Care. After 70 day's its cut off. The elders have Senior Choice on the Tribe, but not all segments have Senior Choice coverage for their segments. Recommending \$25,000 for nursing home.

**Motion:** Councilman Frank Grady moved to forward Darlene Rogers to full Tribal Business Council. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

- Jane LaRoque \$1,700. Darryl can sign. If the claim is over \$5,000 we will come to committee and TBC. Grinnell is over \$60,000.
- Rena Max 50%. \$3,000 out of pocket max in a number of claims due, 5.
- Clarice Heart. Medical supplies. (DME) Durable medical equipment. Need approval to have additional DME funding. Home medical costs – Directive.
- Justin Hammeren. Travel costs. Referred to Grants & Donations, Life and Limb.

**Motion:** Councilman Frank Grady moved to refer to Grants & Donations, Life and Limb. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Calatha Kerzmann. She wants Boone to be major and medicate second. Double coverage, Boone the be 1<sup>st</sup>.

**Motion:** Councilwoman Monica Mayer moved for double coverage, Boone as primary insurance. Councilman Frank Grady seconded the motion. Vote: 3-0-0. Motion carried.

**Discussion:** Native American Connections (NAC) in Arizona, we have been sending people there, can we do double coverage with them.

**Motion:** Councilman Frank Grady moved to use Boone as primary insurance for treatment/recovery services. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Members who don't have the \$250 co-pay to get into rehab because they don't have money. Councilwoman Monica Mayer noted that to Change the plan. Include copay in boon.

**Motion:** Councilwoman Monica Mayer moved to change the plan to include copay in Boone. Councilman Frank Grady seconded the motion. Vote: 3-0-0. Motion carried.



**Motion:** Councilwoman Monica Mayer moved to forward Mr. Grinnell's case to next Tribal Business Council. Councilman Frank Grady seconded the motion. Vote: 3-0-0. Motion carried.

**Motion:** Councilwoman Monica Mayer moved to have Al Nygard and Prairie Rose Chapin follow up on the 638 contracts. Forward to full Tribal Business Council. Councilman Frank Grady seconded the motion. Vote: 3-0-0. Motion carried.

Executive Action. Need signature and review.

**Motion:** Councilman Frank Grady moved to approve Executive action. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

**FTR:** A burn ban will be in effect on July 6<sup>th</sup>.

**V. CLOSED SESSION:**

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**A. Justice Center Issues – Kristen DeMarce**

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**B. Juvenile Magistrate – Kermit Heart**

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**C. TAT Tribal Court – Wynona Traversie, Court Administrator & Demaray, Liz Yellow Bird**

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**D. TAT Law Enforcement – Captain Grace Her Many Horses and Sarah Dogeagle HR.**

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**E. Public Safety Division of Drug Enforcement – Gerald White Jr., Chief of Drug Enforcement & Jeff White, Chief of K9 Operations**

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**F. Tribal Care – Jerry Fozzer**

**G. Small Loans Executive Action.**

**VI. ADJOURNMENT:**

**Motion:** Councilman Frank Grady moved to adjourn the meeting. Councilwoman Monica Mayer seconded the motion. Meeting adjourned at 5:20PM



**CERTIFICATION**

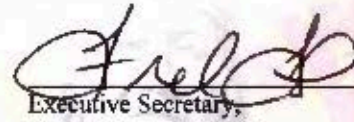
I, the undersigned, as Chairman for the Tribal Business Council 's Judicial Committee of the of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council's Judicial Committee is composed of three [3] members of whom [2] constitute a quorum; 3 were present at the Judicial Meeting thereof duly called, noticed, convened and held on the 1<sup>st</sup> day of August 2017; that the foregoing Minutes were duly adopted at such meeting by the affirmative vote of 3 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Dated this 1<sup>st</sup> day of August, 2017.

**ATTEST:**



Judicial Committee Chairman,  
Councilman Fred Fox  
Tribal Business Council  
Three Affiliated Tribes



Executive Secretary,  
Councilman Fred W. Fox  
Tribal Business Council  
Three Affiliated Tribes