



CALL TO ORDER:

Councilwoman V. Judy Brugh called the meeting called to order at 10:36AM.

I. ROLL CALL:

Present: Councilwoman Monica Mayer, Councilman Fred Fox, Councilwoman V. Judy Brugh. *Quorum established.*

II. APPROVAL OF AGENDA:

Motion: Councilwoman Monica Mayer moved to approve the agenda. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

III. APPROVAL OF MINUTES:

- **2/11/2020 Judicial Committee Minutes.**
- **6/23/2020 Judicial Committee Minutes.**

Item deferred.

IV. PROGRAM UPDATES:

A. Public Safety Division of Drug Enforcement – Gerald "Chip" White Jr., Chief of Drug Enforcement

Item deferred.

B. TAT Tribal Court – Elizabeth Yellow Bird, Business Office Manager

Report submitted. On 11/6/17 a total of \$2,173,919.87 was owed to the court for fines/fees. As of 9/1/2020 a total of \$1,848,139.62 is owed to the court. Since the project began the court has brought the receivables down by \$325,780.25 including assessments made to defendants. Write-off of Deceased Accounts complete (\$49,156.94) Pending write-off- \$20,558. Traffic Tickets 2010 and prior are pending write-off \$16,179. Warrants, by date, will be researched and updated in the Full Court Enterprise system. As of 9/1/2020 there are 2,502 warrants in the Full Court System totaling \$2,854,979.59. Some defendants may have a warrant for each case they have due to debt collection failure to pay. Many accounts have been paid in full. Elizabeth Yellow Bird, introduced Dave Christianson the new Chief Judge. Dave spoke about the releasing those getting out on EDO's, there is going to be changes to the language in the order so we can have consistency. There are things that can be handled in the administrative orders in the court. Will be using a system where he worked before coming to TAT Tribal Court. Need to cross train and have current staff learn to teach new staff coming on. TAT Tribal Court would like to redo the organizational chart. Elizabeth Yellow Bird inquired about a house for the new Chief Judge.

Councilwoman Monica Mayer states we will need to follow up with the Chairman on



this. Councilwoman V. Judy Brugh states there is a house in Four Bears. CEO was asked about the late Tom Abe house, can the Chief Judge move into it. Councilman Cory Spotted Bear has a house in New Town. Committee asked the CEO to work on housing for Dave. Requesting for approval for three contracts, Sommer Turner (Court Drug Evaluator), Evelyn Wounded Face and Judge B.J. Jones. Councilwoman Monica Mayer brought up the LAC that did evaluations at the Justice Center. Committee directed the CEO to find out Sommer Turner's work detail. Where is the money coming from to get the bill paid? It is not in the minutes. We don't have an LAC or Mental Health. There was supposed to be a work session on this to have another contract to have Sommer Turner cover both places. Dave states there is a hold on some people's disbursements. Councilwoman V. Judy Brugh states we should do this. Nelson Heart informed the Committee the 10 month old that passed away was decided a homicide.

C. TAT Law Enforcement – Nelson Heart, Chief of Police

Submitted report that included information concerning: Overdoes, Narcan deployments, & Service Calls/Segment. Chief Nelson Heart states with the help of TBC we were able to get some new hires. Issue currently is overtime. In the audits, we are dinged on this. All the leave is taken away at the end of the year. Spoke with Lenny Abrams to get this corrected. The officer's work hard and the overtime is taken away. Councilwoman V. Judy Brugh states there are federal laws on overtime. Nelson would like to work on getting the overtime for officers. Nelson gave update on Law Enforcement. Councilwoman V. Judy Brugh asked have there been arrests or are people charged for overdoses, Nelson states they are charged. There should be consequences to those who continue to use. Councilwoman Monica Mayer states we need to change our policy and procedures to change this. Committee asked if it is a crime to overdose (OD). They can be charged with possession. Tyra Wilkinson is asked if she could help with this. Councilwoman Monica Mayer wants to know who is releasing people who have EDO's on them. This needs to stop. Councilwoman V. Judy Brugh states we need to find out if Tribal Court can explain how and why they are released. We should start holding disbursements from those who are using drugs until they are clean. \$8.5 million spent last year and \$10.3 million this year on drugs, Treatment and Boon premiums. Councilwoman V. Judy Brugh asked if it is illegal to give money back to the person arrested. They come over with a side order from the judges. This needs to be brought up to the new chief judge. There is a No Bond on a domestic violence to try to keep those who go back and reoffend. Sadie states some of those are getting a PR bond. The PR bonds are being looked into. Sadie asked if there is a way to inform Domestic Violence when violator is released. Chief Nelson Heart received a call from McLean County Sherriff regarding juveniles. TAT Law Enforcement and McLean County Sheriffs will be meeting, Councilwoman Monica Mayer will be invited to this meeting. Captain Grace Her Many Horses mentioned they are still working with the task force on visiting homes. Consult with Emily Sitting Bear about people who are out in the community that are Covid-19 positive.



Should they be arrested? Chief Nelson Heart thanked the Councilmembers for the Thank You Dinner.

D. Homeland Security – Cliff Whitman, Director

Item deferred.

E. Adult Detention (GTFJC) – Danielle Good Luck, Adult Administrator

Turned in August report digitally. Trying to hire new hires. Checking up on external chamber cells for Corona cases. We are waiting on temporary hires. People are pulling multiple shifts and going into burnout. Councilwoman V. Judy Brugh asked if we could hire for emergency cases like this. Nine positions are vacant. Total officer positions, there are 21 positions budgeted. Actually working are, about 7-8. Have one at the academy training, and one on quarantine. Can the budget handle 21 positions? Quincy is not sure. It was noted that it is all federal funding. Melissa Brady, HR joined the meeting. Hire freeze started in March. The requirement for directors is they need to meet with the CEO before coming to HR. Soft adjudication is currently used. HR is trying to make minor changes to help Departments that have federal budgets. PSC Company seems to be the issue, we could go with another company. Councilman Fred Fox states we need to put this on the TBC agenda. Councilwoman Monica Mayer states we need to lift the hiring on federal funded programs. There have been trouble with PSC getting things done sooner. Being short staffed can be a liability.

Motion: Councilwoman Monica Mayer moved to forward to TBC to lift the hiring freeze and use another company other than PSC Background Checking. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Melissa Brady would like to get Samantha Antonio trained. We are working on getting people hired sooner with better HR process.

F. Juvenile Detention (GTFJC) – Mike Young Bird

Item deferred.

G. Child Support – Alison Johnson, Director

Submitted report. Requesting waiver of the hiring freeze to bring on an Office Assistant. Reported collections for June-August 2020: \$328,716.82(June2020), \$80,777.34(July 2020), & \$147,741.27(August 2020). Tribal Court- Still having two court days a month. Our next court dates are September 9th and 23rd, 2020. FY2021 Budget - Submitted our FY2021 Budget successfully and awaiting the Legal Dept. to review five contracts and resolutions before presenting to the Judicial Committee for approval. Will be ready to for October's meeting. We are continuing to do our best



during this pandemic while staying healthy and safe. We have been operating efficiently with getting Child Support payments out twice weekly and also receiving regular payments as well. We have also been applying a rotating shift schedule to our employees so that not all of us employees are working together all at the same time at once. So far, it's been working out well and still managing to get our job duties done.

Resolution entitled, "*Approval of Contract for Services between TAT Division of Child Support Enforcement and Access and Data Solutions, LLC.*"

Motion: Councilwoman Monica Mayer moved to forward Resolution to TBC. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

Resolution for Associate Judge Taylor Johnson entitled, "*Appointment of an Associate Judge – Child Support for The Fort Berthold District Court.*"

Motion: Councilwoman Monica Mayer moved to forward Resolution to TBC. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

Resolution entitled "*Approval of Contract for Services between TAT Division of Child Support Enforcement and Laboratory Corporation of America Holdings.*"

Motion: Councilwoman Monica Mayer moved to forward Resolution to TBC. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

Resolution entitled, "*Approval of Contract for Services between TAT Division of Child Support Enforcement and Systems & Methods Inc.*"

Motion: Councilwoman Monica Mayer moved to forward Resolution to TBC. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

Resolution entitled, "*Approval of Contract for Services between TAT Division of Child Support Enforcement and Thomson Renters.*"

Motion: Councilwoman Monica Mayer moved to forward Resolution to TBC. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: All the contracts come out of the federal budget. Of the program budget, 80% of the budget is Federal at \$1.2 million.

H. Victim Services – Sadie Young Bird, Director

We are at a building and relearning stage. Policies are basic, working on updating policies. Have a staff that is not working out, cannot hire anytime soon. Total budget is 1.2 million. Have eight staff. Budget allows 16 staff. Three staff are Tribal, need six. \$800,000 tribally budgeted. \$400,000 Federal. We have federal grants. 1 is



federal and 7 are tribal that are open now. Needs right now are staff and open another shelter. Need to advertise those positions but have to wait until the freeze is lifted. Waiting on Tribal Maintenance to fix up the shelter in Minot. Councilwoman V. Judy Brugh suggest contract the work out to get the Shelter fixed. Worried about some of the grants, due to audits. FY 18 and FY 19 audits still need to be done. Finance is holding up audits. There are issues with women getting arrested for having non-enrolled boyfriends that are selling drugs out of their homes. Councilwoman V. Judy Brugh states there is a resolution to keep people off our reservation.

I. TAT Legal – Tyra Wilkinson, Supervising Attorney

Tyra Wilkinson states they are working on a lot of cases currently. Supervising the Election Board. Legal Department is very busy right now. Have not started looking for more legal staff yet. Councilwoman Monica Mayer thanked Tyra Wilkinson and staff for all their work they are doing.

J. HR Department – Melissa Brady, Director

We have received calls on protocol on employees who test positive. We are drafting something up for this. Melissa Brady addressed the hires while there is a freeze; she forwards them to the CEO.

V. CLOSED SESSION

- A. Pricilla Young Bird**
- B. Scott Satermo, CEO**
- C. Red Fox Sanchez**

VI. ADJOURNMENT

Motion: Councilwoman Monica Mayer moved to adjourn the meeting. Councilman Fred Fox seconded the motion. Meeting adjourned at 3:00 PM.




CERTIFICATION

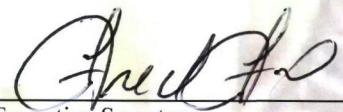
I, the undersigned, as Chairman for the Tribal Business Council's Judicial Committee of the of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council's Judicial Committee is composed of three [3] members of whom [2] constitute a quorum; 3 were present at the Judicial Meeting thereof duly called, noticed, convened and held on the 10th day of November, 2020; 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 10th day of November, 2020.

ATTEST:



Judicial Committee Chairman,
Councilwoman V. Judy Brugh
Tribal Business Council
Three Affiliated Tribes



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