



**CALL TO ORDER:**

Councilwoman V. Judy Brugh called the meeting to order at 10:32 AM.

**I. ROLL CALL:**

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

- **February 11, 2020 Judicial Committee Minutes.**
- **November 10, 2020 Judicial Committee Minutes.**
- **November 20, 2020 Judicial Committee Minutes.**
- **December 15, 2020 Judicial Committee Minutes.**
- **January 11, 2021 Judicial Committee Minutes.**
- **January 27, 2021 Judicial Committee Minutes.**

*Motion:* Councilman Fred Fox moved to approve the presented Judicial Committee Minutes subject to minor corrections. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

**IV. NEW BUSINESS:**

**A. Casey Family Program – Native American Fatherhood & Families Association**

Amy, Al (Native American Fatherhood & Families Association) and Monte Fox (Casey Family Program) on conference call. Have a 5-year agreement with MHA Nation to strengthen tribal community and reduce the need for foster care, not only MHA but across the country. Worked with about 16 tribes in a 5-year agreement. Last year put together a multi system meeting at MHA with 20-25 people. Would like to address, 20,000 proposal we will be talking about today and another one is a 40,000 proposal. NAFFA will be working with North Dakota prison systems for Native American coming out of the prison system and getting them self-worth, identity and purpose so they become productive and it increases the safety in the communities. The project we will be talking about today is more strategic area of community engagement and communication and increasing safety. We need some type of class or technical assistance to develop unruly teens or kids aging out program so they don't reoffend and come back into a system. The other idea was some technical assistance to Chief Judge David Christenson and staff around the project itself. We have had conversation about doing due diligence around that area to create an opportunity for education around this project to gain local support. There are a number of individuals



that are already trained in NAFFA's Sacred Fatherhood, Sacred Motherhood and linking generations of strengthening relationships and addressing family violence and abuse, these are the three trainings. This is a cultural based training system that has cultural value. Have been to all the training, which is working well with tribal communities across the country. There are 30-50 individuals on MHA that are already certified, this money would provide them to connect with Al Pooley and their team and keep them connected to the things that they learned and become a productive individual in tribal communities. In Nebraska, we had 1,089 graduates and only 14 reoffended. Whirlwind Perkins is working with the Casey Program. Would like to continue working with and training on Fort Berthold. Councilwoman V. Judy Brugh asked if Monte Fox has a written request. He has funding/money already and secured money for the training. Monte Fox states, maybe they want to do a strengthening of the code and take a class. Councilwoman V. Judy Brugh informed there is a person in Bismarck who works with the prison system. Monte Fox states we would like to train them so they can go back into the communities. Councilwoman Monica Mayer asked, is the training for judges? We don't do a lot in prevention but we do a lot in treatment and we do very little in recovery. The training would go under recovery to help addicts. There are pregnant women walking around who are using. We have 10 infants that were abandoned in two months by drug addicted mothers. Had an infant that died from starvation from a meth dependent mother. Trying to strengthen Law Enforcement and the Court with Wellness Drug Court. Does this program fall under recovery? Yes, it can. There is a support network with those who already have been trained. Want to keep people educated and engaged. Councilwoman V. Judy Brugh stated, this is something we need here, we have people who fall back into the prison system. We can train those who leave the prison system and they are the ones that can help and assist. Nebraska State in January have had over 3,000 cases being heard and by November went down by 800 cases now there is just over 1,000 now. Want to work with MHA and get this started. Will be meeting with Chief Judge David Christenson this week. If more information is needed, we can put together a packet and do a quarterly report. Councilwoman Monica Mayer mentioned, there is a place by The Door that we can use for this program, and they can work with The Door staff. The data shows this works.

**V. PROGRAM UPDATES:**

**A. TAT Law Enforcement - *Lt. Andy Martinez***

Report submitted for the record. Councilwoman V. Judy Brugh asked, has any progress been made with Zuecher. Martinez states it will be costly to get this working. The company won't do a quote until there is authority or approval. That is for combining information from the DEA as well as Mountrail County and surrounding counties. Trying to work with other departments, spoke with Kerzmann about this and he was going to work with the CEO. When Zuecher was put in they trained in 2019, but we could use more training on it with new personal. Between January 1<sup>st</sup> and January 31<sup>st</sup>, our officers responded to 1,177 calls for service throughout the Reservation, of these calls 210 resulted in case report includes warrant



arrests and anything that needed follow up investigation. Had four pursuits in the month of January. Law Enforcement is in the process of getting tire deflation devices for all the officers. 267 traffic stops from DUI and driving under suspensions. Sargent Brugh is due for adjudication. Need to hold more training for candidates needing to go to the academy. Have one in the academy currently. Reported overdoses and have a map of where our hotspots are. Councilwoman Monica Mayer mentioned the overdoses in October, November and December, about 80% overdoses are just in New Town. Sargent Packineau is the person who trains. Law Enforcement is up to date on CPR certification, they also carry Narcan with them. Councilwoman Monica Mayer states her sister trains on CPR and Narcan, the clinic also trains. If a person goes through training they can get two Narcan, drug addicts can get Narcan too. Any overdoses are reported and put into reports. There is ingestion charge now. Councilwoman Monica Mayer wants those who ingest, get arrested. Committee mentioned they appreciate Law Enforcement is visible in the community. Councilwoman Monica Mayer asked, are nonmembers being reported that overdose? Law Enforcement writes a report but don't arrest, it's turned over to State Law Enforcement.

**B. Public Safety Division of Drug Enforcement (DEA) - Special Agent (Acting Lead Agent) Dawn White**

Report submitted for the record. New DEA Officer, Roger Gullickson was introduced to the Committee. He spent 18 years working with the BIA, has a lot of experience over the United States. Roger states he heard Fort Berthold is working well in this area. He is excited to be part of and working within the DEA Department.

**C. Department of Transportation – Blaine Flynn, Director**

Report submitted for the record. MHA DOT Currently has 4 Motor Carriers attending The Federal Motor Carrier Safety Administration Part A in Bismarck, NO. 70 Total Incidents. 1 Total Agency Assists. Total Fines Issued: \$19,170. 1 Service Calls; 69 Initial Contacts made by Motor Carrier(s)

**D. TAT Tribal Court – Chief Judge David Christenson & Dr. Elizabeth Yellow Bird, Interim Court Administrator**

Report submitted for the record. Court has 34 staff currently. Probation will be fully staffed in the Wellness Court. Probation have not been going out to homes. Test clients for UA's. Staff is trained. Looking for more to serve on the Elders Board. Staff is working on Policy and Procedures. Following COVID protocol. Suspension of the Jury will go until April. Website is up and will be updated periodically. Issue with Tribal court, grandparents and/or guardianships, only do temporary guardianships. Need to do thorough background checks on guardianships. Professional responsibility for lawyers in court, working on putting a board together for this. Had approval for a funding source so the building is maintenance and properly maintained. Issue with a person not being accepted to be seen by a doctor that has been medically cleared. Had to correct the staff on this. Councilwoman V. Judy Brugh asked, bring this to





Supervising Attorney Tyra Wilkinson's attention. Councilwoman Monica Mayer mentioned this has been a long-standing issue. This cause great liability to us. If a person is medically cleared they will be detained. Councilwoman V. Judy Brugh states this is why we want the CEO to address this. What is Pow Wow on the detainment, during the Pow Wows they can detain. Councilwoman Monica Mayer asked about the fund code for the Court, is it federally and tribally funded? Yes, both. Have about a million-dollar budget with 6 months to go. Councilwoman Monica Mayer states we haven't seen the revenue side, people are paying a lot of fines. It's nice to see this in their report. Glad Evelyn Wounded Face is on staff she is a hard worker and is very detailed. Councilwoman Monica Mayer informed that The Door will work with the Court. Native American Fatherhood will be located by The Door and will assist also. Councilwoman V. Judy Brugh wants a breakdown of youths coming through the system, put it the next report. Nursing homes, is there a contract or someone who works with those who help with the assisted living. Juveniles, that have been detained maybe there is another place where they can get help with mental state. Councilwoman Monica Mayer states, should work with Child Safety Center, this would be a perfect place next to the court, should be under the authority of the Court.

**E. Homeland Security – Cliff Whitman**

Hand held metal detector information handed out. Would like to use/work within the schools, Elbowoods and other departments. Councilwoman Monica Mayer talked to the casino, they need to use the detectors for events. Cliff informed the Court and Justice Center used them but don't anymore. Working with Mid-state on the sirens, they should be coming in the next several weeks to get the sirens up and working. Working with vendors with the honey well system at the tribal building. Councilman Fred Fox states maybe bring this up at Executive Committee.

**F. Gerald Tex Fox Justice Center (GTFJC) Adult Detention – Danielle Goodluck, Administrator**

Report submitted for the record. 186 inmates brought into custody in January. Current capacity is 36 inmates. 75 males & 51 females. 77 arrested in New Town, 22 in Four Bears, 9 in Parshall, 9 in Mandaree, 7 in White Shield, & 2 in Twin Buttes. 201 charges assigned to 126 inmates creating an average of 1.62 charges per person. 3 transports out of the area. 10 facility Incident reports & 8 serious incident reports. Committee asked Elmer about the maintenance, last time Councilwoman V. Judy Brugh states when she went there the facility could use some maintenance and painting. Working on tiding up the building.

**G. Gerald Tex Fox Justice Center (GTFJC) Juvenile Detention – Mike Young Bird, Administrator**

Report submitted for the record. The month of January we had (5) youth who received services at the Justice Center. We had (2) 960's that were filed. We did not have any forensic interviews scheduled for the month January. We had (1) placed at



Keystone we and have (1) youth placed at DBGR in Bismarck N.D. We had (2) youth test positive for marijuana, (2) test for alcohol, (2) fentanyl, (1) methamphetamine, and (1) amphetamines. The usage of fentanyl continues to rise with the youth that we see. The amount that the youth are using is astounding. We continue to offer the youth the best services that we can. We have had to switch to many online evaluations. They have been working out well for the youth to take here instead of in Minot. We also have been adjusting doing some family visits virtual, to give families a sense of being together. We have some building issues we are currently working on the juvenile side, locks, cameras, cells, kitchen, *salleyports* etc. I will look into more of an overall facility need, I usually get briefed on the Juvenile Corrections side of the building not adult corrections units. I addressed our juvenile maintenance man on what needs to be repaired and the juvenile correctional officers also submit a Work Request Form. I'll set up a meeting with the Adult Administrator and their Maintenance man and develop a facility Action Plan to address the needs of the building.

**H. Child Support** – *Alison Johnson, Director*

Report submitted for the record. Currently fully staffed. Monthly collections-- Total collected in January 2021 was: \$123,522.05. Tribal Court - Our next court dates are on February 10<sup>th</sup> and February 24<sup>th</sup>, 2021. Intergovernmental Training-- On February 9<sup>th</sup> we will be having a web training with the State of ND to go over the processes and procedures with Intergovernmental Child Support cases with our entire staff. This is related to the Intergovernmental grant that we have been working on with the State of ND since October of 2019. TAT Child Support is continuing to operate efficiently with getting our Child Support payments processed twice weekly as well as receiving payments regularly from clients. Now that the staffing has been increased to 90%, we are all almost back in the office working and getting back into a normal routine. It has been going well and the staff has been doing a great job of getting their job duties complete. We are continuing to do our best to staying safe and healthy.

**I. Victim Services** – *Sadie Young Bird, Director*

Report submitted for the record. We have served 14 clients in January. In 2020 we served 135 clients. We will be applying for two grants from the Department of Justice. In the last month we have had several good meetings with Law Enforcement and the courts. We are trying to get all on the same page again.

**J. TAT Legal** – *Tyra Wilkinson, MHA Supervising Attorney*

*No action items.*

**VI. CLOSED SESSION:**

**A. HR Department** – *Melissa Brady, Director*



**VII. ADJOURNMENT:**

***Motion:*** Councilman Fred Fox moved to adjourn the meeting. Councilwoman Monica Mayer seconded the motion. Adjourned at 12:25 PM.





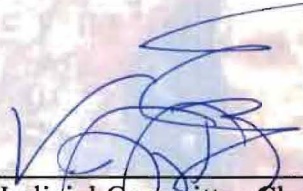


### CERTIFICATION

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 25<sup>th</sup> day of March, 2021; 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 25<sup>th</sup> day of March, 2021.

**ATTEST:**



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



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