



CALL TO ORDER:

Councilwoman Monica Mayer called the meeting to order at 1:28 PM.

I. ROLL CALL:

Present: Councilman Fred Fox, Councilman Robert White, & Councilwoman Monica Mayer. *Quorum established.*

II. APPROVAL OF AGENDA:

Motion: Councilman Robert White moved to approve the agenda. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

III. APPROVAL OF MINUTES:

Item deferred.

IV. NEW BUSINESS:

A. Next Committee Meeting

The next Judicial Committee Meeting will be scheduled January 4th, 2023.

V. PROGRAM UPDATES:

A. Public Safety – Phillip Packineau, Administrator

Item deferred.

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

Report submitted for the record. Mr. White read through the report that he handed out to the committee. Councilwoman Monica Mayer stated that since becoming Judicial Chairwoman she has made a few goals to achieve. One of them being statistics on crime within FBIR. Councilwoman Monica Mayer stated she wants to know all staffing information, budget information and data collection. Also, any other information within their departments. She also wants to Tribal Code to be updated and finalized soon. The Tribal Code will be a standing item on the Judicial Committee agenda until it is finished. Also, will have Missing and Murdered Indigenous Women added to the Judicial agenda. Tuesday will be a meeting for data collection.

C. TAT Law Enforcement – Nelson Heart Jr., Chief

Report submitted for the record. Lieutenant Evan Deemer gave the monthly report for Chief Nelson. 17 Officers on the road currently, and one on light duty. 1 investigator. Suicide awareness activities will be in full force due to the rise in



suicide. There is a continuing need for housing and inquired about possible houses or lots to put housing up.

D. Department of Transportation – Blaine Flynn

Report submitted for the record. Waiting on approval for budget from the CFO. DOT is well staffed at this time. They have 3 units that will be replaced soon. Councilman Robert White asked for the DOT to provide a breakdown of the Officers' arrests and in which segments the arrests were made. Wondering who will put up signs and stripes on a road made to the new school in Mandaree. Councilwoman Monica Mayer suggests to bring this up at the next roads meeting on January 17th @ 11:00 in the Tribal Chambers.

E. TAT Tribal Court – Dr. Elizabeth Yellow Bird, Court Administrator & Chief Judge David Christianson

Judge Christianson went through his report that he handed out copies to the committee. There are some trainings coming up that they would like to send the Clerks to and also there is training for the Bailiffs to attend. There is one full time Chief Judge (Christianson) and two F/T Magistrates. Chad Moran talked about reports of violence happening at the schools. It is not only violence but drugs as well. Mr. Christianson asked how to handle old fines because they want to clear their books. This issue will be moved to TBC.

Motion: Councilman Fred Fox moved to forward to TBC. Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.

Also, there are problems with jury trials. Many times, the Jury shows up but the Defendant does not. Reported that there is an 8-to-9-month backlog of getting Test/Evidence results back from the State Crime Lab. There currently is one Public Defender, they would like to have more. Chad Moran stated that another issue they have is that many Grandparents are keeping the students so disciplining them is difficult. They are looking into sending youth to a military type Academy. Angela Cummings presented information to the committee in regards to this. Councilwoman Monica Mayer would like to vet out the 17-month program proposal.

F. Homeland Security – Cliff Whitman, Director

Item deferred.

G. GTFJC - Adult Detention

Report submitted for the record. Mr. Robert Werlinger advised that there is an outstanding bill at Ward County that is around \$12,000. Currently, the tribe has 2 prisoners that are pregnant. They have started in house therapy and have had about 10 sessions so far. In the last three months there has been a 50% drop in prisoners



running from treatment. One issue that they are having is enablers. Family member are not helping the issue when it comes to getting the prisoners the help they need. They are having issue with their records taking up a lot of room. Mr. Werlinger is working with the Legal Department to see how long they have to keep the records. Councilwoman Monica Mayer is asking them to provide how many cells there are and what is there capacity. 87 inmates in November.

H. GTFJC - Juvenile Detention – Mike Young Bird, Administrator

Report submitted for the record. The Gerald Tex Fox Justice Center Juvenile Correctional Facility currently staffs, J Lieutenant, 4 Sergeants, 8 Correctional Officers. There were 74 males and 68 females for a total of 142 admitted and released from the Justice Center during the 202 fiscal year. The Juvenile programming goal is to interact more with the adolescents and build on rehabilitation. The Juvenile Behavioral Therapist, Mrs. Jennifer Nodland-Lenning, Licensed Clinical Social Worker, Master of Social Work from the University of Nebraska has 21 years of experience working with children and families. Mrs. Nodland-Lenning provides individual and group counseling with the adolescents detained at the justice center. Mrs. Nodland-Lennings also coordinates services to Mental Health units, Drug and Alcohol Treatment programs throughout the state of North Dakota. Case Management services were provided for 155 youth. Mrs. Nodland-Lennings continues to work with the juvenile court system on continuum of care plans for the juveniles who are about to be released. The justice center provided educational services for the youth while their detained at the correctional facility. Educational services are provided 4 to 6 hours a day throughout the year. The justice center utilizes a credit recovery program called A + courseware. This program is in conjunction with the New Town School District to help the youth work on high school credit while being incarcerated. The area Schools are also contacted for any additional course work for the youth. The Circle of Life and North Central provided alcohol and drug evaluations for the youth detained at the Justice Center. The Gerald Tex Fox Justice Center had a Program Review from the Bureau of Indian Affairs on September 12-27, 2022. The Bureau of Indian Affairs completed the Juvenile Corrections Program review and hasn't completed the report. The U.S. Bureau of Indian Affairs Safety and Occupational Manager, Wayne LaBelle did a facility inspection on April 19th, 2022. The Inspections deficiencies were completed by September 30th, 2022. The Three Affiliated Tribes Environmental Health Department inspected the Justice Centers Kitchen area and found Zero deficiencies on September 23rd, 2021. They had an Audit Review in October of 2022 and they are still waiting on the results. Mr. Young Bird asked if the tribe could enter into an agreement to house prisoners. This will cost \$10,000. Mike gave monthly update. \$10,000 gentleman's agreement.

Motion: Councilman Fred Fox moved to forward agreement for \$10,000 to TBC Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.



I. Child Support – Alison Johnson, Director

Item deferred.

J. Victim Services – Sadie Young Bird, Director

Item deferred.

K. TAT Game & Fish – Antoine Smith, Director

Item deferred.

L. TAT Legal – Tyra Wilkinson, Lead Attorney

Item deferred.

M. HR Department – Melissa Brady, Director

Report submitted for the record. The HR Department is getting closer to our actual number of employees needed per industry standard. HR Industry standard is 1-1.4 HR staff member per 100 organization employees. The Tribe currently has 1,639 employees. HR should have at least 16 to 22 employees. We currently have 13 employees. The barrier for HR becoming fully staffed is lack of office space. Our current staffing needs are as follows: 1 Benefit Specialist and 1 Background Verification Specialist. Per CEO, HR has been directed to hire an Employment Pool Coordinator for the Tribe to assist departments with immediate and temporary hiring needs. Recruiter Tech will be in charge of employment pool coordinator since we do not have the space to hire an additional person. Will have to wait for departments to move from the current Tribal Building into the new building. Space will become available then. Employee Orientation Date: 11/30/2022 and 12/21/2022. HR has added customer service training to orientation in November. December orientation will also include professionalism in the workplace. FY23 Budget: waiting to meet with CFO. Added additional Background Investigators and an Employee Relations position. Need space for these positions. Will have the space once the TBC move into the new building. Councilwoman Monica Mayer stated that at the end of January 2023 she is going to have a meeting with her staff. She would like HR to provide 100 Policy books to her so she can give to her staff.

VI. CLOSED SESSION:

A. Grievances

B. NARCAN Distribution

VII. ADJOURNMENT:



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
JUDICIAL COMMITTEE
DECEMBER 8th, 2022 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilman Robert White seconded the motion. Adjourned at 3:57 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 5th day of January, 2023; 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 5th day of January, 2023.

ATTEST:



Judicial Committee Chairman,
Councilman Robert White
Tribal Business Council
Three Affiliated Tribes



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