



CALL TO ORDER:

Councilwoman Monica Mayer called the meeting to order at 11:30 AM.

I. ROLL CALL:

Present: Councilman Fred Fox, Councilwoman Sherry Turner-Lone Fight, & Councilwoman Monica Mayer *Quorum established.*

II. APPROVAL OF AGENDA:

Motion: Councilman Fred Fox moved to approve the agenda. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

III. APPROVAL OF MINUTES:

• **January 5th, 2023 Judicial Committee Minutes.**

Motion: Councilman Fred Fox moved to approve January 5th, 2023 Judicial Committee Minutes subject to minor corrections. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

• **January 31st, 2023 Judicial Committee Minutes**

Item deferred.

IV. NEW BUSINESS:

A. Next Committee Meeting

The next Judicial Committee Meeting will be scheduled March 22nd, 2023. Executive Committee 6th, TBC on the 8th.

V. PROGRAM UPDATES:

A. Tribal Code – Jan Morley/Leonika Charging/Sharon Thompson

Attorney Jan Morley provided the update on the progress of the Tribal Code review. Leonika and Sharon could not make the meeting due to the weather/travel. Current activities include: cross referencing some codes. Would like to work more on the Domestic Violence part of the Code in collaboration with Sadie Young Bird of Victim Services. Have upcoming meeting with TAT Law Enforcement, Tribal Court and Domestic Violence. Jan will be around for a while and states if anyone needs a work session with her while she is in town she will be available.

B. Public Safety – Phillip Packineau, Administrator

Report submitted for the record. Requesting a work session to help issues needing to be addressed, medical clearance in the jail with inmates. Would like to address these concerns. Some medical facilities do not want to work with us. Councilwoman Monica Mayer suggests Phil work with her staff to set up a work session. Phil



brought this up last Executive Committee, if someone has a long sentence can we send them out, we only do that when there is over capacity. Mr. Packineau states there are locations that we can work with to house inmates. We currently have an issue with available jail space. There are some funds to do this, about \$400,000. Councilman Fred Fox states, hopefully we can get this figured out before this summer. Reached out to BIA to come do inspections to work on corrections. Waiting on a date to have audit done, could be around may or judge of last year, mike states they were there last October and have not seen anything with those. Councilwoman Monica Mayer is requesting a copy of the last audit they had done. Phil states the Chairman sees the audits. Had a meeting with McLean County, glad to be working with them and utilizing their services. Councilwoman Monica Mayer asked about the gun range development, Phill is working on the A&E stuff right now, Councilwoman Monica Mayer suggests Randy Linderman can do the A&E. Also Informed the Committee of an upcoming Tribal Code meeting.

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

Request for approval for purchase 2 narcotics equipment to view through packages so the officers so not have to touch the packaging, this company is the only company who does this. \$69,856.65. Councilwoman Monica Mayer would like to eventually get a breathalyzer machine to detect drugs such as meth or fentanyl eventually would like to establish opioid manslaughter.

Motion: Councilman Fred Fox moved to forward request to Executive Committee. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Vehicles are needing repairs and have high mileage. Would like to bring this forward after the budget meeting to see what we have for vehicles. The process for this takes a while would like to start work on this right away.

Motion Councilman Fred Fox moved to forward vehicle request to Executive Committee. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Councilwoman Monica Mayer suggests to bringing into the Executive meeting a budget for vehicles, what they have and what needs fixing or replaced.

D. TAT Law Enforcement – Nelson Heart Jr., Chief of Police

Chief of Police Heart went through his report with the committee. Monica Mayer spoke about complaints concerning A&W Towing. Chief of Police Heart noted that the casino contracted A&W Towing for services. Councilwoman Monica Mayer would like to bring this towing issue up at the next Executive Meeting. Councilman Fred Fox advised that he has been requesting an SRO in White Shield for three years.



Councilman Robert White advised Chief Heart that he is willing to work with Law Enforcement to hire some of the Four Bears Security Guards as Police Officers. Councilman Robert White offered a transfer bonus to those that make the move to LE that would come out of the Four Bears Segment funds. Chief Heart advised that they would need about \$336,000 more in their LE budget to cover the officers' families under their insurance. This issue will be discussed in more detail at a later date.

FTF: *Councilwoman Sherry Turner-Lonefight entered the meeting at 2:54PM.*

Chief Heart advised that an officer is not able to be assigned a police unit due to previous traffic violations. The violation falls within the 36-month time frame. Officers must have a clear record for 36 months prior to employment with TATLE. Councilman Robert White recommended that Chief Heart work with HR to change the policy. LE and Guards at the JTFJC have trainings coming up. Officer Deemer spoke on scheduling and some department issues. Currently there are 3 to 5 officers on per shift & 2 shifts due to staff shortage.

E. Department of Transportation – Blaine Flynn, Administrator

Item deferred.

F. TAT Tribal Court – Dr. Elizabeth Yellow Bird, Court Administrator

Approval for a contract to provide services. This contract will provide transcript services for the court. The contract is complete and is in Legal for review.

G. Homeland Security – Cliff Whitman, Director

Item deferred.

H. GTFJC - Adult Detention – Robert Werlinger

Mr. Werlinger provided report concerning recent plumbing issues, it is being worked on. Expressed the need for a new dryer, Councilwoman Monica Mayer suggest that the issue be brought to Executive committee.

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

Item deferred.

J. Child Support – Alison Johnson, Director

Child Support Attorney Bill Woods presented for the Director. Mr. Woods read through a statement in regards to the Tribe not withholding a percentage of the disbursements of those that owe child support. Mr. Woods also stated that the MHA Child Support Program is a model program for other tribal programs. Mr. Woods spoke in regards to issues the Child Support Program is facing. The main issue is they



are not receiving any disbursement money from anybody that owes. There is a resolution that states the clients are to have \$500 withheld and given to child support but it is not being given to them. Councilwoman Monica Mayer thanked Mr. Woods for looking out for our MHA children. This issue will be discussed at the next Executive Meeting. Councilwoman Sherry Turner-Lone Fight stated that many of the clients receive royalties and do not pay child support and she believes that should be looked into. Mr. Woods stated that there are Federal Guidelines stating that money can be withheld from royalties for Child Support. Lorie Plenty Chief from the Peoples Fund spoke about the issue. CFO Whitney Bell advised Ms. Plenty Chief that a resolution needs to be in place for every Disbursement. The Committee stated that the resolution in place states to withhold money for Child Support and it is a *Standing Resolution* and should be taken out every time.

K. Victim Services – Sadie Young Bird, Director

Report submitted for the record. Ms. Young Bird expressed concerns over audit delays. Committee recommended to keep on contacting CFO about it. Informed the committee that are currently anger management classes on Fort Berthold. Report: 2023 Clients to Date: Domestic Violence -19, Elder Abuse –2, Family Violence –1, Sexual Assault –3, Harassment –2, Teen Dating –3. 2023 Services to Date: Advocacy -106, Case Management -81, Transportation -39, Protection Orders -11, Shelter Nights -314. Provided information concerning “Violence Against Rural Indigenous Women: Brazil, Guatemala, Peru”: In Celebration of International Women's Day, a global day marking a call to action to accelerate women's equality

L. MMEIP – Lisa Yellow Bird-Chase, Director

See Closed Session.

M. TAT Legal – Tyra Wilkinson, Lead Attorney

Item deferred.

N. HR Department – Melissa Brady, Director

Ms. Brady handed out the HR Report to the committee. No action items.

VI. CLOSED SESSION:

A. D.F.

B. K.B.

C. MMEIP – Lisa Yellow Bird-Chase, Director

D. HR – Melissa Brady, Director

VII. ADJOURNMENT:



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
JUDICIAL COMMITTEE
FEBRUARY 22nd, 2023 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Motion: Councilwoman Sherry Turner-Lone Fight moved to adjourn the meeting.
Councilman Fred Fox seconded the motion. Adjourned at 1:45 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 22nd day of March, 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 22nd day of March, 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