



**CALL TO ORDER:**

Councilwoman Monica Mayer called the meeting to order at 11:27 AM.

**I. ROLL CALL:**

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

**II. APPROVAL OF AGENDA:**

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

**III. APPROVAL OF MINUTES:**

- **March 22<sup>nd</sup>, 2023 Judicial Committee Minutes.**

*Motion:* Councilman Fred Fox moved to approve the March 22<sup>nd</sup>, 2023 Judicial Committee Minutes subject to minor corrections. Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.

**IV. NEW BUSINESS:**

**A. Next Committee Meeting**

The next Judicial Committee Meeting will be scheduled tentatively May 15<sup>th</sup>, 2023 at 11:00 AM.

**V. PROGRAM UPDATES:**

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

Councilwoman Monica Mayer would like to have the Codes done by the end of the year. Sharon Thompson reported. The Table of Contents was the same that was presented at the last Executive Committee, there was no formal motion made. Table of Contents Motion requested. Title, Chapter and Section. The Tribal code was reviewed by Tribal Law and TAT Court. By strengthening our code, it only strengthens our sovereignty. Sharon requested a formal motion to approve the Table of Content. The past resolution that was put in place requires that the type of code be formatted by way of Title, Chapter and Section. A lot of the Titles currently are not in that format. Sharon asked that the Table on Content be implemented by January 1<sup>st</sup>, even though it will be presented at the TBC meeting.

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

Title I of the Tribal Code needs approval to pass the first reading and the first 90 days. Councilwoman Monica Mayer asked if it is the same as the State Bar. Ms. Thompson states there is going to be a component to this addition. Councilman Fred



Fox states, key areas of change of the Magistrate Judge, we are in a place where no one wants to come here, there is limited living situations. Ms. Thompson states in this area the change I up to the department and the committee. The current has limitations on it, she wants to make sure the code is done properly. Term limitations will not be taken out, it is currently in there and will stay in the code. The first reading will need to be discussed and worked on, the next.

**Motion:** Councilman Fred Fox moved to approve this as the 1<sup>st</sup> Reading. Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.

**B. Public Safety – Phillip Packineau, Administrator**

Phil thanked the committee members for the camera. Supreme Court hearing May 22-26 will have a meeting, Supreme Court ruling police department for non-enrolled members committing crimes on the Reservation. Phil would like to schedule a meeting with the committee before the hearing. Councilwoman Monica Mayer suggested to meet on May 24<sup>th</sup>, Councilman Fred Fox will not be able to attend the meeting at the Interpretive Center. Councilman Fred Fox brought up an incident in White Shield regarding dogs, 2 kids in the White Shield were bitten. CEO will work with Linderman for the gun range and Phil will find out if there are any more department needs. MOU with McKenzie County meeting will be on May 1<sup>st</sup>, Councilwoman Monica Mayer set the date with Phil.

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

*Item deferred.*

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

Captain C.J. Whitman discussed family benefits on the second page of report. 64 employees the insurance stats show for the full year. Requesting from the tribe to pay for full family benefits. HR Director was asked to have her Health Insurance staff meet with TAT Law Enforcement.

**Motion:** Councilman Fred Fox moved to forward insurance data for the police department to TBC. Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.

Councilman Robert White asked, at what point do we discuss and meet to finalize everything to get these guys working for you and not me. Councilman Robert White will meet with Captain C.J. Whitman and Chief Nelson Heart after today's Judicial meeting. Councilman Fred Fox suggested, we should develop a plan for a 2024 FY budget to put 2 homes in each segment which comes out to 12 homes, the Police Department will collect rent, put this in the special budget. Keep putting this in every budget until we get homes for Police officers. Councilwoman Monica Mayer suggest



Nelson put together a plan, Officer have, officer needed and identify needs for segments. Requesting to travel to a work event 4-5 will attend. Councilman Robert White states, if it's in your budget just go, no need to request funding. Councilman Robert White asked about coupons and candy bars, also Four Bears can order pizza for the Click it or ticket event.

**E. Department of Transportation – Blaine Flynn**

Blaine handed in report. Councilwoman Monica Mayer asked about DOT budget, Blaine is waiting for to meet with CFO. Councilwoman Monica Mayer reminded committee member of the scales that were supposed to by the old North Segment community building, Blaine will look into the progress.

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

Working on training for staff. There are more juveniles, seems the younger, the worse the issues. CFO was given info for trading in for vehicle Mental Health Services are needed at the court.

**G. Homeland Security – Cliff Whitman**

*Item deferred.*

**H. Adult Detention – Robert Werlinger**

There are concerns, Robert spoke about 15 individuals incarcerated for the let-out date of 2024. He is finding that the numbers are dropping from those that are constantly coming back. Councilman Fred Fox asked about the protocols, individuals who have child support or DUI's, there are restrictions, Robert states the only way is "good time", the other way is overcrowding. Have 6 individuals with mental issues and need help. The increase of women. Need for more staffing, there are open positions that need to be filled, food service should have 4 staff and there are only 2 and one of those will be leaving. Have 2 contracts that came back, Ward and McLean County house inmates. Dr. Froelich joined Robert with statistics for Good Road Recovery. Working on mental health issues, had a meeting with CDR they do telehealth with a counselor. This would benefit the Justice center. Rob states it's mandatory within a certain amount of time for mental health issues. Dr. McDonald is a psychologist. Dr. Mack will do sessions by zoom. Wigg and Williams are 2 more that work with MHA. Councilwoman Monica Mayer wants data for mental health and what our needs are. Phil and Rob need to sit and figure out starting wages for department.

**I. Juvenile Detention – Mike Young Bird, Administrator**

*Item deferred.*

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



*Item deferred.*

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

*Item deferred.*

**L. MMEIP – Lisa Yellow Bird-Chase, Director**

Lisa, introduced staff member Kyle Mandan MMEIP. This Thursday will start working with kids. Kyle has been doing talking circles.

**Motion:** Councilman Fred Fox moved to forward to Executive Committee for an IRB and approval. Councilman Robert Whites seconded the motion. Vote: 3-0-0. Motion carried.

**M. TAT Legal – Tyra Wilkinson, Lead Attorney**

*Item deferred.*

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

Have a meeting next week on Wednesday 8-12 for Tribal Employee Health Insurance.

**O. White Shield Detention Center**

Since January, White Shield has been waiting for BIA to inspect their building. After the inspection the building can open. Phil Packineau is working on this too, there are 2 inspections that need to be done.

**VI. CLOSED SESSION:**

**A. C.K.**

**B. V. A.**

**C. J. F.**

**D. MMEIP – Lisa Yellow Bird-Chase, Director**

**VII. ADJOURNMENT:**

**Motion:** Councilman Fred Fox moved to adjourn the meeting. Councilman Robert White seconded the motion. Adjourned at 2:10 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 31<sup>st</sup> day of May, 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 31<sup>st</sup> day of May, 2023.

ATTEST:



Judicial Committee Chairwoman,  
Councilwoman Monica Mayer M.D.  
Tribal Business Council  
Three Affiliated Tribes



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