



CALL TO ORDER:

Councilman Fred Fox called the meeting to order at 10:50AM.

I. ROLL CALL:

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

II. APPROVAL OF AGENDA:

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

III. APPROVAL OF MINUTES:

- **August 7th, 2018 Judicial Committee Minutes.**

Item deferred.

IV. NEW BUSINESS:

A. Enrollment Issue – *Jameelah Sharp*

Francis Black Tail Deer states her granddaughter is not enrolled, but has three full siblings that are enrolled. The schools and other entities ask for enrollment card. Francis states her Grandmother is not on the family tree with her blood degree. Will need to work with Enrollment and have them research the grandmothers blood degree.

B. BIA Issue – *Karen Sky*

Item deferred,

C. Document Request – *Jolene Lockwood*

Jolene had some stolen equipment and needs the police reports to be done. Councilwoman V. Judy Brugh suggested working with Norma Baker.

D. Renunciation Resolution – *Beulah Lockwood*

Renunciation of Merlin Lockwood Estate interests for less than 5% in Trust Property in favor of his mother Beulah Lockwood.

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

V. PROGRAM UPDATES:

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



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Spoke about drug related issues. Drug Enforcement has been stopping individuals resulting in drug related arrests. Working with communities and technical assistance, have a 411 Tip Line which is anonymous. Have presentations and events in Communities. Marijuana, Pills, Fentanyl, Methamphetamine, Heroin and Cocaine are being brought and sold on Fort Berthold. Drugs are being smuggled into the Gerald Texx Fox facility. Continue to conduct K9 locker checks and have informational presentations at the schools. Committee asked about the condition of work vehicles. Councilwoman Monica Mayer request data from the oil industry impact, would like an excel spreadsheet. Need to have vehicles rotated out at usually 80,000 miles. In need of an x-ray device to look inside walls and inside vehicles for around \$50,000. The Casino is willing to match with the purchase of equipment, which includes training and warranty. Also need a scanner that will pick up on a type of drug, instead of us having to take it and test it with a kit. Committee suggests submitting the estimate of equipment.

B. TAT Tribal Court – Marvel Heart, Court Administrator

New software system is updated and complete. Will be doing a survey to make the process smoother at the courthouse. Still in need one male Juvenile Prosecutor, Assistant Public Defender, Assistant Prosecutor, a Chief Judge and need two Bailiffs. Will be using the drug patches at the courthouse along with GPS monitors. Have issues with water, pipes and phone lines. Have two emergency cell phones. MIS is working on the phone issues, RTC will not touch it.

FTR: Chairman Mark N. Fox joined the meeting. 11:27AM.

Brought the fees down for requests. Asking for approval for the reduction of fees.

Motion: Councilman Fred Fox moved for approval of Fine and Fee reductions. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Request to remove policy of any fines or fees, anything under \$5.00 not be returned.

Motion: Councilman Fred Fox moved to remove policy and anything under \$5.00 not to be returned. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Have 4 ankle monitors, have 4 home monitors that have never been used. Want to turn in the home monitors. \$2,500 per monitor. Need four more ankle monitors.

Motion: Councilman Fred Fox moved to approve to return home monitors and have brought forth to TBC if cannot exchange. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.



Still need a Chief Judge. Would like housing for a Chief Judge. Councilwoman Monica Mayer states the need to have Lawrence Baker and Terry Red Fox work on their houses to get them fixed up. Councilman Fred Fox recommended adding to the budget for one or two houses. There are houses that the tribe bought but the people will not move out of them. CEO was asked to work on this child custody issue and will keep the Committee updated. Chairman Mark N. Fox mentioned TBC asked Caleb for a list, and was to give it to Tribal Court.

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

Submitted written report and answered questions from the committee. 42 current employees; 8 Administration ; 31 certified ; 2 awaiting Academy ; 1 awaiting adjudication ; 1 awaiting adjudication & academy ; 5 – Telecommunications ; 4 certified. Provided a report FY 2018 Segment Calls For Service, Uniformed Detective Statistics for Oct- Nov. 2018, & Staff directory with phone numbers. Dean Wilkinson is working with Law Enforcement. Preston Danks and Cliff Whitman Jr. have been certified IDC card.

FTR: Chairman Mark N. Fox stepped out of the meeting. 11:48AM.

Been working with the phone lines with CEO to get issue fixed. Have a couple of emergency cell phone lines. Looking at Jan or Feb for a special agent, Gary Sam. SRO's have police presence known at the schools. Need to fill a SRO position in Mandaree. The White Shield community have three officers that moved into housing. Councilwoman V. Judy Brugh asked about the vehicles. There is a steady rotation, we keep up the maintenance. Have 14 plus vehicles that are over 80,000 miles. Put it into budget for more vehicles. SUV's are harder to keep maintained. Safety gear. Have weapon inspections. Body armor. The missing dog was never found. Short on rifles, 18-22 hundred per rifle. Shortage of laptops in the vehicles.

D. Homeland Security – Cliff Whitman, Director

NIMS plan, would like to take it to Council, also hazard mitigation plan, along with a couple resolution.

FTR: Chairman Mark N. Fox returned to the meeting. 12:33PM.

Have new sirens in the communities. Need approval from Four Bears Segment to get a meter box put on the siren pole in Four Bears. Law Enforcement will have access to operate them.

Motion: Councilman Fred Fox moved for the two resolutions to be forwarded to TBC. Councilwoman Monica Mayer seconded the motion. Vote: 4-0-0. Motion carried



Would like to do a tabletop runs in the community. Working on the evacuation center plan. Emergency snow removal. Will bring more information to the next Committee meeting for emergency issues.

E. Adult Detention – Joseph Poplaro

A new water heater was put in this morning with other repairs and renovations. Have five job openings currently. 140 clients brought in this month. When asked what kind of plan do you have for maintenance and maintenance agreements for the facility? The adult side has a person and he covers both sides. The old speaker system is obsolete. Committee suggested putting a value on all the updates needed. Public trust and child care is being questioned as to how it is done and what is policy? Chairman Mark N. Fox asked, what do you offer for inmate services? We offer AA, with the inspection everyone has to be adjudicated. We are getting the BIA policy and will reword it for us to use. Facility does not have a psychologist but we have someone to plan on working with people on their process. Currently have no church service. All work releases go through the court first. Councilman Fred Fox suggested have a working session to make the GTF a better run facility. Arraignments system has not been in effect since Joseph has been there. North Central vs Circle of Life, if the court says to take them to North Central, we have to. Currently running 2-3 man shifts.

F. Juvenile Detention – Mike Young Bird

Antoine Brugh provided the update, Mike is at a family emergency. Hot water heater is fixed. Antoine questioned the adjudication process. Need to bring this up at the working session. There are not standard juvenile court orders; the policy needs to be updated. The Codes need to be updated.

FTR: Chairman Mark N. Fox left the meeting. 1:05PM.

G. Child Support Enforcement– William Woods Jr.

Have a position open for a Case Specialist.

H. Victim Services – Sadie Young Bird

Have several grants. Had some auditing issues to finalize budget and grants. The Minot hospital is horrible, transported a client to the emergency room and would like approval to write a formal complaint to the hospital. Councilwoman Monica Mayer suggests going ahead and advising Sadie to write it up and address it to the physician that worked with client and the Dr.'s supervisor. Also the Chief Medical Officer. "Standard of care was not met for a rape patient", and cc it to the whole council, remember to end it with waiting for a response. Make sure to check with legal first. Watford City is developing a rape center/room. New system being implemented in the coming weeks. Sadie Young Bird will be attending a 1-day training on the system on December 14th in Rapid City. The new system will be rolled out on January 1st. Sadie enjoys this new program as it integrates "indigenized data." Request for an additional vehicle for their program. Only currently 1 tribal vehicle in their



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inventory. During transports staff often rely on utilizing their own personal vehicles.

June – Sept. 2018 Report concerning Client with type of Victimization:

- Domestic Violence: 42,
- Sexual Violence: 2,
- Elder Abuse: 6,
- Trafficking: 2,
- Other: 17.
- 26 Singles/Families shelter stays.

Upcoming event include; 1st Annual Chili Jamboree, chili cooking contest and benefit fundraiser for Children & Family Services & Victim Services, 4th Annual Glow Run. Staff proposal. Office for Victims of Crime FY 2018 Tribal Victim Services Set-Aside Program(\$720,000). Heidi Danks Consultant contract

I. TAT Legal – Caleb Dogeagle, Supervising Attorney

Item deferred.

J. HR Departments – Barlow Wells, Director

Item deferred.

V. ADJOURNMENT

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilwoman Monica Mayer seconded the motion. Meeting adjourned at 1:30PM.



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, 2019; 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, 2019.

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