



CALL TO ORDER:

Councilwoman V. Judy Brugh called the meeting to order at 1:36 PM.

I. ROLL CALL:

Present: Councilwoman Sherry Turner-Lone Fight, Councilman Fred Fox, & Councilwoman V. Judy Brugh. *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 12th, 2022 Judicial Committee Minutes**

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve January 12th, 2022 Judicial Committee Minutes subject to minor corrections. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

IV. PROGRAM UPDATES:

A. Public Safety Division of Drug Enforcement - Gerald "Chip" White Jr., Chief of Drug Enforcement & Supervisory Special Agent Dawn White
Report submitted for the record.

FTR: Councilwoman Monica Mayer joined the meeting at 1:45 PM.

Councilwoman Monica Mayer asked about training, and noted the last one was at White Shield. Councilwoman Monica Mayer's guess is most of the drug activity/interaction is done at the casino. Security officers need to elevate their duty. Councilwoman asked DEA to step it up. Most of the drug activity is in North Segment, this drug addiction is everywhere. Councilwoman Sherry Turner-Lone Fight asked where DEA checks, & Special Agent Dawn White states they will go where they are asked to be. DEA collaborates with other entities. Councilwoman Sherry Turner-Lone Fight asked about Medical Marijuana cards, Special Agent Dawn White states it is still illegal to have Marijuana on Fort Berthold. Councilwoman V. Judy Brugh everybody has their own ideas on medicinal marijuana, until the laws change.

B. TAT Law Enforcement – Marty Foote, Chief of Police

Setting up and escort policy. Have an inter-office policy for funeral processions. Asking for 15 new units, 3 for detectives and 12 for officers. Last July we ordered 9 units, first one should be arriving this week, first 3 are K-9 Units. Officers did talks at the schools of consequences for guns. K-9 dogs swept the school and had 10 school



suspensions. Had another issue with the school, the janitor found a gun magazine and knife and 5 students were suspended that day. West Segment requested more visibility in her community. Call of service is when someone calls into the Police Station. Councilwoman Monica Mayer likes to see the graphs on drug overdoses, likes to see the numbers go down. Would like to see one data sheet to input into throughout the year. Highway Safety grant (renewal) presented. There was misspelling on resolution.

Motion: Councilman Fred Fox moved to forward the presented resolution for TBC. Councilwoman Sherry Turner Lone Fight seconded the motion. Vote: 4-0-0. Motion carried.

Officers are getting approached by other agencies offering more. Marty would like it up to 30's. An officer notified Marty of this. Councilwoman V. Judy Brugh would like information brought forth on salaries for officers, need compatibility for this. HR Director was asked to work on it, Last TBC she was told by the council the Directors were to set this up and send it to HR Director. Medical Insurance for LE employee families, HR is working on it. Adjudication, are all officers done? HR Director will work on it. Councilwoman Sherry Turner Lone Fight asked why are our officers payed so low, they put their lives on the line for us out there, the pay matrix needs to be done. Marty researched surrounding officers pay scale. Councilwoman V. Judy Brugh we need the budget to reflect this. Councilwoman Monica Mayer would like to see the date on paper of the surrounding areas. Councilwoman Monica Mayer would like the CEO and HR Director to do the pay matrix and not the Directors.

C. Department of Transportation – Blaine Flynn, Director

Vendor will give same price as the State for radio installation on ATV's, total is \$11,816. The State is upgrading their system. Budget is 100% tribal funded. Closed to fully staffed, short about 3. Having trouble with their current location, the area is congested. The net profit is about \$300,000 for one month. At mid-year the CFO will look into getting more funds for vehicles. Sole sourced for the radios.

Motion: Councilman Fred Fox moved to approve sole source purchase of radios. Councilwoman Monica Mayer seconded the motion. Vote: 4-0-0. Motion carried.

Want to add an Administration Specialist, need the CEO to look at budget. Councilwoman Monica Mayer states the CEO was looking into a projected plan for local transportation. Councilwoman Monica Mayer asked Blaine Flynn to work with the CEO on it.

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

Report submitted for the record. What is the estimated time to have? done. Hoping to have it done next month. Set a meeting up for March. The Court completed the interviews for the Wellness Court Recovery Coach and have sent HR the



recommendation to hire. The Wellness Court continues as a priority, the Wellness Steering Committee has been rescheduled for February 16th. The Wellness Court meets every Thursday, and the Wellness Court Steering Committee meets once per month. Verdell has submitted a report that lets you know of the updates in the Wellness Court. The Court continues to address COVID 19 epidemic and will continue enforcing the mask mandate and washing hands. The Court will be screening all public and staff who work in the building, face covering for everyone, and regular cleaning and sanitizing this facility and practicing social distancing. We continue working with our court clerks and their duties and responsibilities. The Court plans on utilizing "imaging" application through FullCourt and should have all the files digitized within the next year. This will be a separate training that the Justice Systems has not scheduled yet. The Court continues to work on our own Policies and Procedures Manual. A draft has been completed and was sent to the Justice Commission for review and approval, however they did not meet in July and they are working on scheduling a meeting. The Court sent the CEO the manual for review and is waiting on approval. We continue to work on updating forms the court uses in the manual and on our website. The Court is working on adding an educational component (maybe a newsletter) to our website with more specific information about the Court and its processes. The Court continues to work on holding court in some of the segments. One of our Judges is working on setting them up and doing brochures and educational materials to hand out. We will need to make sure that the Court areas are safe and secure for the court sessions. At the request of the Judicial Committee, the Court continues to research more training for Court staff. A Training Schedule is submitted in this monthly report. The Court continues to meet once per month with the Justice Center, PD, now Social Services and the Court (Public Safety Meeting) to review any issues. These have been very good meetings and lets all departments know any issues or concerns and updates. The next meeting is scheduled for February 18th. The Court also continues regular meetings with the Justice Commission and most recently Social Services. We will be having a staff meeting and separate clerks meeting to get caught up on all the new applications that we can perform on FullCourt. The Prosecutors office remains very busy with several new staff who have been hired by the Legal department, the two new attorneys are Bailey and Gabriel Dumea, Bailey will be in the Prosecutors office. The Court is waiting on an MOU from Good Road Recovery so that Dr. Tami DeCoteau (DeCoteau Trauma Informed Care and Practice) can see patients needing mental health care. Dr. DeCoteau has a grant that will be able to pay for services for patients to receive mental health care.

E. Homeland Security – Cliff Whitman

He has been working with property to get TAT logo put on vehicle. Will start setting sirens, Mandaree at 10 PM curfew, White Shield wants a 10 PM curfew too. North Segment is already set at 10. North Dakota is the only one to have a mitigation plan. Looking into metal detectors for the schools but don't have it into the budget. Bring forth to the Council. 2 in White Shield, Four Bears wants 2. Met with Mark Bluestone on a plan for school shootings, Cliff wants a contractor to come out and look at the



schools. Cliff states the need a new office space. There was an explosion west of town and he wasn't notified, Energy wasn't notified, no one was, Dispatch needs to notify us.

F. Adult Detention – *Danielle Goodluck, Administrator*

Report submitted for the record. Thus far for the month of December 2021 the Gerald "Tex" Fox Justice Center (GTFJC) currently has 19 Correctional Officers on staff with 2 Positions open 11 Corrections Officers are currently IPA uncertified. From 1/01/2022 to 1/31/2022 at 0800 hours there were 102 inmates brought to the custody of the GTFJC. Our capacity is currently 36 inmates. 55 were males and 47 were females. 77 were arrested in New Town, 7 in Four Bears, 6 in Parshall, 6 in Mandaree, 4 in White Shield and 2 in Twin Buttes. 93 were under the influence of drugs and or alcohol. There were 209 charges assigned to the 102 inmates creating an average of 2.05 charges per person. We had 6 transports for the month, 1 of the transports were out of the local area. We had 9 Facility Incident Reports and 13 Serious Incident Report for the month of December. Robert Werlinger states, 13 inmates were sent out to treatment. Reported that one individual is hard to place in treatment. No facilities in North Dakota or South Dakota will place him. A Minnesota facility hasn't sent us a price yet. He is a sex offender, its hard to place in the community. OK looking there too, waiting on the price. Working on getting grants again. Contract to house, we have contract with counties. Set up contract is about \$75.00 per day. Had a meeting on Friday with the court, individuals with EDO's. Ward County brought down bracelets and explains their bracelets, they can be set up for GPS and alcohol. Looking at patches (15 Day). \$900.00 plus for the cost of a bracelets with GPS. Will have another meeting in 2 weeks as to who will operate this. Covid pay or hazard pay. There were 6 individuals in the facility that had been there operating with that. The center has limited space. Is there any Covid pay we provided, Lenny told Robert there is about \$300,000 sitting in there now. HR Director states she is working on this currently. She is working with OPM. Will assign Tiers.

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

Report submitted for the record. Have an officer that has been waiting to be adjudicated for a year.

H. Child Support – *Alison Johnson, Director*

Report submitted for the record. 1. Staffing - We are currently fully staffed with 9 employees. Submitted Employee Organizational Chart. Monthly collections -- Total collected in January 2022 was: \$112,919.31. Submitted breakdown of the Collections and Cases. Tribal Court - Our next court dates are on February 9th and 16th, 2022. Child Support Budget – Submitted FY2022 Child Support Budget. Child Support Building - Still waiting to hear on any possible leads for a new office space for Child Support. Appreciate all of your help on this matter. 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. We continue to strive to do the best job we can while staying safe and healthy. The Committee inquired whether the program works with the ND State Registry? No. Does the State keep the ones not paying child support in jail? Yes, until they get to court or pay and then they have to still go to court.

I. Victim Services – Sadie Young Bird, Director

Sadie had a victim that was covid positive and Sadie got covid. This was the third victim. The Advocate salary is at \$35 per hour, her staff gets \$21 per hour. \$38 Sadie makes now after the COLA.

J. TAT Game & Fish – Toni Smith, Director

Item deferred.

K. TAT Legal – Tyra Wilkinson, Lead Attorney

Item deferred.

L. HR Department – Melissa Brady, Director

Have 5 juvenile officers and 8 adult waiting on adjudications. Will have more information tomorrow. Have an issue with Mrs. White, received a letter from her attorney. Brittany White is the individual who was going to be put in as the Director for Missing and Murdered Indigenous Women position. Domestic Violence had an issue with having to work with her, Brittany White will not close out from current position. She is closed out from Drug Task Force now. Brittany wants her SAR done. CEO staff states they don't have a fund code for the SAR. Melissa Brady informed the Committee that there is a lot of mental health issues with TAT staff. There were incidents with Law Enforcement and another programs, there is a licensed practitioner at Elbowoods, there is a place in Bismarck that will work with TAT directors and employees. This is all due to Covid and the overall issues it can cause. Councilwoman Monica Mayer suggested HR Director find someone to do adjudication while working from home with this space issue.

V. CLOSED SESSION:

- A. Councilwoman Sherry Turner Lone Fight**
- B. Nicole Poitra**

VI. ADJOURNMENT:

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilwoman Monica Mayer seconded the motion. Adjourned at 4:49 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 7th day of March, 2022; 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 7th day of March, 2022.

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




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