



**CALL TO ORDER:**

Councilwoman Monica Mayer called the meeting to order at 1:49 PM.

**PRAYER:**

Charity Yessilth

**I. ROLL CALL:**

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

**II. APPROVAL OF AGENDA:**

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

**III. APPROVAL OF MINUTES:**

• **June 13<sup>th</sup>, 2023 Judicial Committee Minutes**

*Motion:* Councilman Fred Fox moved to approve June 13<sup>th</sup>, 2023 Judicial Committee Minutes subject to minor corrections. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

**IV. NEW BUSINESS:**

**A. Next Committee Meeting**

August 29<sup>th</sup>, 2023 next Judicial Committee Meeting.

**V. PROGRAM UPDATES:**

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

Ms. Morley is not here today due to being sick. The Tribal Code is still being worked on and making progress. Jan will give an update next month.

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

*See Closed Session.*

**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 Clifton Whitman Jr., Sgt. Michale Roy, Officer Aubreanna Yellow Bird and Thomas Huether & Assistant Scout Executive for Northern Lights Council*  
Report submitted for the record.

**1) TATLE Explorer's Program MOU**

TATLE Explorer's Program MOU with Boy Scouts of America and Explores. Would like to educate in the schools and develop future recruits. Mr. Thomas Huether gave a description of the Explorer program, hands-on training. LE has spoken with area Superintendents and they are in favor of it. There are many rewards for those that participate in this, and it would be good for the communities. It is like the ROTC Program. The program is already in five communities in the state of ND. If MHA Nation approves of this program, they will be the first Native American community to do so. Mr. Phil Packineau stated to do this they will need to add additional funding into Law Enforcement's budget to cover the Police Explorers Program. Councilwoman Monica Mayer recommended that Administrator Phil Packineau write this into his budget for the 24 Fiscal Yr.

**Motion:** Councilman Fred Fox moved to forward Boy Scotts of America and Police Exploring MOU budget to Executive Committee with budget. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

Councilwoman Monica Mayer advised the committee and LE of a situation that occurred at her home. The suspect was arrested.

**2) Community Service Officer**

Officer Roy mentioned the duties of a *Community Service Officer*. Their duties are limited. A position of this nature may be beneficial to the MHA Nation within the Segments. Councilwoman Monica Mayer advised Chief Nelson Heart Jr. to write up a proposal for this position.

**3) Taser Request** – *Captain Clifton Whitman Jr.*

Officer Whitman presented a request to update their taser equipment due to lapsing warranties and updates. Have secured quotes and agreements are under Legal review. 5-year payments.

**E. Department of Transportation – (DOT)** – *Blaine Flynn, Director*

*Item deferred.*

**F. TAT Tribal Court (FBDC)** – *Dr. Elizabeth Yellow Bird, Court*





Ms. Yellowbird asked for clarification regarding COLA, and it is for everyone. This year there were rules if you got a raise, then they don't get the COLA. They are an on-going discussion and will be addressed when more information is obtained from Human Resources.

**G. Homeland Security – Cliff Whitman**

*Item deferred.*

**H. Adult Detention – Evan Beemer, Administrator**

Report submitted for the record. Thus far for the month of June the Gerald "Tex" Fox Justice Center (GTFJC) currently has 15 Correctional Officers on staff with 6 Positions open, 8 Corrections Officers are currently IPA uncertified. From 6/01/2023 to 6/30/2023 at 0800 hours there were 113 inmates brought into the custody of the GTFJC. Our capacity is currently 36 inmates. 65 were Males and 48 were Females. 45 were arrested in New Town, 24 in Four Bears, 22 in Parshall, 12 in Mandaree, 9 in White Shield and 1 in Twin Buttes. 82 were under the influence of Drugs and/or alcohol. There were 257 charges assigned to the 239 inmates creating an average of 2.12 charges per person. We had 5 transports for the month of June. We had 9 Facility Incident Reports and 29 Serious Incident Report for the month of June.

**1) Summit Food Service**

Resolution presented. Program would like to implement, food service. The current cook has attendance issues due to health reasons. The program can offer a well-balanced diet. Cost and time savings, working on this now. \$273,000 in food cost. \$226,000 per year is what it should cost. Summit Foods will provide workers. Contract will assist the cook. The budget for the JTFJC is \$3.4 million dollars. They split that between the Adult and Juvenile services.

**Motion:** Councilman Fred Fox moved to forward Summit Food Service Contract for meal services at the Justice Center to Executive Committee subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

**2) Pay Scale Matrix**

Compensation, Evan states he was a police officer and had a low morale in a low position. Now the Justice Center is not in good shape when Evan started to work there. Their rate if pay is less that the rate of the local area. Have 2 lieutenants and 2 Sergeants, and 1, and 4 CO's. Looking at 1.5 for budget in 2024 from the federal side. 1.5 overall and the total need will be brought back to TBC.

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



**3) Vape Pen Usage**

The Fort Berthold District Court and the Juvenile Department, as part of their duties and responsibilities to protect and provide services to our MHA youth in elementary, and high schools on Fort Berthold reservation, and The Fort Berthold District Court and the Juvenile Department continue to see more juveniles using vape pens, and The Fort Berthold District Court Juvenile Department has documented some of the vape pens have TCH and other illegal substances in the pens. The Fort Berthold District Court, in coordination with the Juvenile Department, requests vape pens be prohibited on the Fort Berthold reservation, in all segments in all schools. Presented resolution entitled “*Vape pen use on Fort Berthold Reservation.*”

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

*Item deferred.*

**J. White Shield Detention Center** – *Twila Hawkins, Administrator*

*Item deferred.*

**K. Child Support** – *Bill Woods, Acting Director*

**1) Tribal Civil Process Division Proposal.**

This would consist of 2 or 3 people. This would be in cooperation with all Security Departments in the communities.

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

**2) Taylor Dawn Olson Contract. (Associate Judge)**

Associate Judge for Child Support.

**Motion:** Councilman Fred Fox moved to forward with recommendation of approval a resolution entitled “*Appointment of an Associate Judge - Child Support for The Fort Berthold District Court*” to TBC. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

**3) Resolution for Laboratory of America Genetic Testing Services**

**Motion:** Councilwoman Sherry Turner-Lone Fight moved to forward with recommendation of approval a resolution entitled “*Approval of Negotiated Rate For Genetic Testing, such services provided by Laboratory Corporation of*”





*America Holdings, for Child Support Matters.*" to TBC. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

**4) CIS Program Contract.**

Provide continued support for the Tribe's existing office automation known as Child Support Information Services (CIS). CIS is a relational database management system primarily built on Microsoft technology for the sole purpose of tracking information related to Tribal Child Support Enforcement (TCSE). CIS is an event driven application that relies on TCSE staff interaction and is classified as office automation. CIS utilizes Microsoft's SQL Server Express and the Microsoft Office Suite which includes Access, Excel, Outlook, and Word as part of its general function.

**Motion:** Councilman Fred Fox moved to forward with recommendation of approval the Service Contract with Access and Data Solutions, LLC to TBC. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

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

*Item deferred.*

**M. MMEIP – Lissa Yellow Bird-Chase, Director**

*Item deferred.*

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

*Item deferred.*

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

*Item deferred.*

**VI. CLOSED SESSION:**

**A. J. B.**

**B. City of New Town Multi-Jurisdictional Compensation**

Not quite ready, will wait until both parties are ready.

**C. Public Safety- Phil Packineau Administrator**

**1) Robert Werlinger Contract**

**2) Commission/Deputization Within the City of New Town**

**VII. ADJOURNMENT:**



THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
JUDICIAL COMMITTEE  
JULY 26<sup>th</sup>, 2023 MINUTES  
[CLOSED SESSION CONTENT EXCLUDED]

**Motion:** Councilman Fred Fox moved to adjourn the meeting. Councilwoman Sherry Turner-Lone Fight seconded the motion. Adjourned at 3:31 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 29<sup>th</sup> day of January, 2024; 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 29<sup>th</sup> day of January 2024.

**ATTEST:**

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Judicial Committee Chairman,  
Councilwoman Monica Mayer  
Tribal Business Council  
Three Affiliated Tribes

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