



CALL TO ORDER:

Councilman Fred Fox called the meeting to order at 11:29AM.

ROLL CALL:

Present: Councilwoman Monica Mayer, Councilman Cory Spotted Bear, & Councilman Fred Fox. *Quorum established.*

I. APPROVAL OF AGENDA

Motion: Councilwoman Monica Mayer moved to approve the agenda. Councilman Cory Spotted Bear seconded the motion. Vote: 3-0-0. Motion carried.

II. APPROVAL OF MINUTES

A. October 27th, 2020 Energy Committee Minutes.

Motion: Councilwoman Monica Mayer moved to approve the October 27th, 2020 Energy Committee minutes. Councilman Cory Spotted Bear seconded the motion. Vote: 3-0-0. Motion carried.

III. ENERGY Chairman – Councilman Fred Fox

A. Update

Director Kenny Lyson will share the Federal Partners meeting agenda and minutes when Carla Clark sends them.

IV. BIA & BLM UPDATES

A. Bureau of Indian Affairs (BIA) – Kayla Danks, Superintendent

1) Update – Submitted Report with a Power Point.

Presented information from Federal Partners. Provided a list of her department employees and responsibilities. Hired new Farm Pasture position. OST is now called Bureau of Trust Fund Administration (BTFA). Diligently working on oil & gas transactions. Advertising two probate positions. Regional Office is currently processing all probates. Allocation will be coming up this year. Developing staffing plan for the building. Market Analysis for fair market value and not using for all Oil & Gas ROW's and not operating under the waiver. Report of land owner outreach. Transmission lines will require a separate appraisal. In 2020, processed 166 Oil & Gas ROW ; 36 pipelines ; 35 well pads ; 25 roads ; 37 utilities ; 14 temporary water lines ; 12 multi-use corridors ; 7 modifications. Usually about 20 some pending applications. Approved 123 lease assignments this year(average is 200/yr.); Up to date on all title documents ; 2020 Bankruptcies that affected Fort Berthold were Whitting, Bruin, & Oasis and referred tot the Solicitor. 90% gas capture on trust land which is up considerably since 2014. 396 Communitization Agreements (CA's) approved since the start of the oil boom with 179 pending. Completed 153 since IFP took over. 2021 should be caught up with the back log. 5 billion oil & gas royalties distributed on the Fort Berthold reservation to date.

B. Bureau of Land Management(BLM) – Loren Wickstrom, Field Agent

1) Update – Report Read into the record by Kenny Lyson.



Trust APD Update(Oct. 1st-Nov.29th 2020): 34 received ; 22 approved ; FY2020: Received 185 ; 230 processed ; 100 pending. ND Field Office holding 6 APD that penetrate the disputed trust/slate riverbed acreage.

V. MHA ENERGY DIVISION

A. Update – Kenny Lyson, Interim Director

15 rigs in the State with 6 on FBIR. WPX has 2 rigs near Blue Buttes and BIA 10 going toward Skunk Creek. Slawson has one. Only Slawson is doing the service casing. Marathon has 4 rigs; 2 South of New Town. \$45 to \$46 is the price of oil per barrel currently. Onsites are wrapping up for the year.

Councilwoman Monica Mayer asked how many rigs on Fort Berthold prior to COVID and the Director replied around 10. How many barrels pre and post? Last year (Sept. 2019) \$8.5 million and 11.6 (Dec. 2019) before that. We were at \$51 per barrel in January. Kenny Lyson states at the first of the year we will get back to industry and getting current updates.

VI. OTHER BUSINESS

A. TERO Update – Duane Young Bird

Item deferred.

B. Pipeline Authority Update – Travis Hallam

Reported industry is pushing back with the assessment of annual fees because the Code resolution wasn't finalized by Legal after approval by the TBC. Provided litigation update on the Tesoro(previously owned by Amoco). Original assessment given at 2 million/acre.

C. Industry Update – Josh Ruffo

As of January of 2019 was 12 rigs with the start of COVID by Jan 2020 rig count was at 17. The most rigs we have had was at 32. Kathrine Everett is working on graphing out the rig count from 2018.

D. Ryan Wilson

Item deferred.

FTR: Next Energy Committee Meeting Tuesday December 29th.

VII. CLOSED SESSION

A. Beau Chase

B. Marilyn Howling Wolf

VIII. ROW APPROVALS (Closed Session)

A. Operators

1) Targa

a. South Antelope Access Road

b. Whales Phase 4

c. North Hector Pipeline

d. Bears Ghost 31-4H



2) McKenzie Electric
a. RimRock Two Shields Butte 3-24

IX. ADJOURNMENT

Motion: Councilwoman Monica Mayer moved to adjourn the meeting. Councilman Cory Spotted Bear seconded the motion. Meeting adjourned at 12:48 PM.






CERTIFICATION

I, the undersigned, as Committee Chairperson of The Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Energy Committee is composed of three (3) members and of whom three (3) constitutes a quorum 3 were present at the meeting thereof duly called, notice, convened and held on the 11th day of January 2021; 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 11th day of January, 2021.

ATTEST:

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



Committee Chairman, Fred Fox
Tribal Business Council
Three Affiliated Tribes