



CALL TO ORDER:

Councilman Fred Fox called the meeting to order at 11:26 AM.

ROLL CALL:

Present: Councilwoman Sherry Turner Lone Fight, Councilwoman V. Judy Brugh, & Councilman Fred Fox.
Quorum established.

I. APPROVAL OF AGENDA

Motion: Councilwoman V. Judy Brugh moved to approve the agenda. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 3-0-0. Motion carried.

II. APPROVAL OF MINUTES

A. February 23rd, 2021 Energy Committee meeting.

Motion: Councilwoman V. Judy Brugh moved to approve the February 23rd, 2021 Energy Committee minutes subject to minor corrections. Councilwoman Sherry Turner Lone-Fight seconded the motion.
Vote: 3-0-0. Motion carried.

III. ENERGY – Councilman Fred Fox, Chair

A. Update

John Fredericks gave an update on the strattled wells bill. The bill has been introduced to the ND Senate. The Bill was amended by the Senate, delays the effective date for the boarder wells seclusion of July 2023. The sunset clause put into effect immeidiatly. Our response to this was, we can work with the federal government and develop some of these federal minearals. When the bill got to the floor they replaced the sunset clause. It was noted that we cannot wait another year because it is costing us millions a year. On Mountraial County off the reseravation drilling coming onto the reservation, the amendment was made by the legislator for the tax revenue, it was a close vote. The bill is in the house, on Tuesday the 23rd Chairman Mark N. Fox testified. We told the house finance committee we want that off the bill. The NDPC supported our version of the bill along with industry. There was no testimony to oppose the bill. He called the Govenor to get our version of the testimony hopefully the bill comes out with no issues. Councilman Fred Fox states there is a letter for consultation for the Chairman and the Corps of Engineer. The letter went out to show of good faith. The letter was given to the State officials also.

IV. BIA & BLM UPDATES:

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

Report Submitted Power Point. Secritary of Interior withdrew the the M opionion 37056. Kayla states they are working with the central office and will have further information on how we will proceed. Will have a Federal partners meeting on April 20th it will be on line. Working on Water ROWs for Rural Water. Today the consultation on the American recue plan and how to administrator the funds for the Tribe. An email was sent to all the Council to look over for the consultation on the 26-29th.

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



Report Submitted for the record. Loren reported they received 2 APD's for Marathon on the reservation boundary, they do straddle into trust minerals. Loren Wickstrom did not sign the APD due to the Chairmans request. He will not sign the APD's (Katherine Schettler and Kisse) until he has further discussion with John Fredericks and the Chairman. Loren Wickstrom will discuss these more at the next meeting on April 20th. WBI, the pipeline itself they have not received information on this. the BLM will review and process the ROW. The BLM is required to go ahead generate and produce the ROW grant. John Fredericks asked about the Marathon APD's the well heads are a mile and a half off the reservation. The lateral goes how far? Not that far, about a half a mile on one and a quarter of a mile on the other one. They are individually allottee trust minerals. RMP that is an ongoing project they are working on should be ready by this fall. APD numbers for February, 28 APD's and processed 5 APD's. For the fiscal year, 72 APDs and processed 60 APD's. Total 116 working with APD's, 16 are currently deferred due to the disputed minerals within the river bed. They are on hold at this time.

V. MHA ENERGY DIVISION

A. Update – Kenny Lyson, Interim Director

Tallsalt Report submitted for the record. 15 rigs on the state, 5 are on the reservation, there are a few in the process of moving from one well to another. Oil prices are down a little. With the dry conditions everyone needs to be extra careful.

1) Amend Resolution 18-212-FWF

Amended Resolution ROW for fee schedule. Entitled: "Amendment to Resolution No. 17-17-FWF entitled "Approval of a Fee Structure for the MHA Nation Energy Division to Regulate and Oversee Oil and Gas Exploration and Production Activities. ""

Motion: Councilwoman V. Judy Brugh moved to amend resolution 18-212-FWF. Sherry Turner Lone-Fight seconded the motion. Vote: 3-0-0. Motion carried.

VI. OTHER BUSINESS

A. Pipeline Authority Update – Travis Hallam

Travis replied to this TESORO pipeline, it is a 70 year old pipeline. It will eventually have to be boarded. Travis was trying to be on an International Pipeline Board, but only got in as an alternate of Chairman Fox. They only spoke about the local and state government, they hardly referenced the Tribe. Travis put his voice towards the regulatory language.

B. Thunder Butte Energy Update – Bernie Fox

Item deferred

C. MRR Update – Dave Williams, President/CEO

See Closed Session

D. Industry Update – Josh Ruffo

Item deferred

E. Energy Discussion – Kenny Lyson, Director



See Closed Session

F. Road Matinance Mandaree

On BIA 18 they are working on the roads right now. Councilwoman V. Judy Brugh states the State have not matinanced our roads, we have been doing so with our own monies. Lloyd Vigen states he has been working with the BIA roads in Mandaree with road agreement. They are supposed to be mainained in a good way, industry will not work on the roads. The new roads share agreement, a resolution, takes responsibility to give our roads department money to work on our roads. On BIA 13 the 2 miles will cost \$20,000. Kenny Lyson will set a meeting up with Lloyd and Sherry and the Oil company and bring the road agreement back to committee. Lloyd has not talked to the oil companies yet. They will get a representative from each company. Councilman Fred Fox states we are willing to have another roads meeting, the roads need to be fixed asap. On BIA 10 they state they are not responsible for major fixes. Need to have a meeting within the next couple of weeks, Councilman Fred Fox states he can set it up if need be. Kenny Lyson mentioned there a lot of roads that need maintainince, there are 5 in Mandaree. The companies are charging outragous rates, which we have to cover. Katherine Everett states the Roads Director is workin on which are all the BIA roads, Councilman Fred Fox asked if the oil companies can get a copy. The other part of the resolution is the gravel roads and paved highways, 40% will stay in the community to work on the roads.

G. Road Matinance Four Bears

Addressed along with the Road Maintance in Mandaree.

VII. CLOSED SESSION

- A. Energy Discussion – Kenny Lyson, Director**
- B. MRR Update – Dave Williams, President/CEO**

VIII. ROW APPROVALS (CLOSED SESSION)

A. Operators

- 1) McKenzie Electric**
 - a. WPX Bird Bear 35-28 Project**
 - b. WPX Gerald Hale & Young Bird Pad Project**
 - c. Enerplus Strings North Pad**
 - d. Petroshale TAHU Pad Project**
 - e. WPX Good Voice 34-27H URD Line**
- 2) Marathon**
 - a. Joba USA**
 - b. Fisher USA 21 Project**
- 3) EOG**
 - a. Liberty 26 NENW 2**
- 4) RimRock**
 - a. Moccasin Creek 14-11 Pad**
 - b. Two Shields Butte 13-21**

IX. ADJOURNMENT



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
ENERGY COMMITTEE
MARCH 25, 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Motion: Councilwoman V. Judy Brugh moved to adjourn the meeting. Councilwoman Sherry Turner Lone-Fight seconded the motion. Meeting adjourned at 12:44 PM.



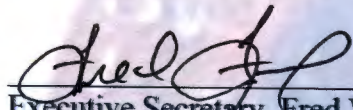


CERTIFICATION

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 28th day of April, 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 28th day of April, 2021.

ATTEST:



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



Committee Chairman, Fred Fox
Tribal Business Council
Three Affiliated Tribes