



CALL TO ORDER:

Councilman Fred Fox called the meeting to order at 11:10 AM.

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

- **October 5th, 2021 Energy Committee Minutes.**

Motion: Councilman Cory Spotted Bear moved to approve the October 5th 2021 Energy Committee Minutes. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

III. ENERGY - Councilman Fred Fox

A. Update

Next Energy Committee meeting, November 30th, 2021. Kayla Danks retirement recognition is scheduled November 19th 4:30 PM at the casino ballroom.

IV. BIA & BLM UPDATES

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

1) Update

ROW's have 5 pending, 30 assignment, approved 85 this year, 5 ROW assignments. Working with McKenzie Electric (MEC) to see if the BIA can waive, this issue has not been settled. Waiting on Legal. 25 Rural water ROWs, 13 pending. Working on lease assignments for companies. Still at a minimum of staff in the office, not allowed to be fully staffed yet.

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

1) Update

Trust APD for September, Received 0, Processed APD 11. Total Trust APD's fir FY 21 Oct & Sept, received 109, Processed 120, Total Pending 94. The NDFO has an administrative draft RMP-EIS that is available for cooperators to review. I have reached out to Catherine E. requesting an hour on the Chairman's calendar to discuss the document. The goal is to have the draft RMP-EIS ready for a 90-day public review beginning in January 2022. If the Energy Committee would like a NDFO presentation they could do that. Councilman Fred Fox asked for a brief. The RMP does not apply to Indian land they only apply to federal land. Leasing oil and gas and coal in Mercer County as well the federal land in Bowman County, it would help to manage those down in Bowman. The RMP with the Tribe are at the Figure 4 Ranch. Federal is only surface. This would apply to federal figures. Audio. Katherine will work with the Chairman on a meeting date to do a presentation.



V. MHA ENERGY DIVISION

A. Update – Kenny Lyson, Interim Director

The price per barrel is over \$85 now. No ROW's to present today. On November 17th or 18th would like to have a renewable meeting with Council members in attendance. Could hold the meeting at the Energy Building Conference room. Kenny will send out an email to set this up, or can also do it on zoom. Trainings coming up, Indian energy services and other meetings will be on Zoom. Emails will be sent out.

VI. OTHER BUSINESS

A. Thunder Butte Energy Update – Bernie Fox

Item deferred.

B. MRR Update – Dave Williams, President/CEO

Item deferred.

C. Industry Update – Josh Ruffo

Provided a brief report.

D. Pipeline Discussion – Travis Hallam

Item deferred.

E. Water Sales – Verdell Thunderhorse

Eugene and Alfred Smith. The family was selling water on their land. The broker was Diamond Willow. The Smith family was told they were on the list to sale water. Not allowed to sell until the Corps of Engineers allows. The water comes from springs on their family land. Sage and Bearstail families are selling water currently. Jason on conference, he states the allottee water sales went through TBC and will need to find out from John Fredericks. Kayla Danks states the BIA issued an EA on this, there is a FONZIE on it. Sacred Bear Productions, what is the hold up on this Councilman Cory Spotted Bear asked. Will look into it. Kayla Danks states they received an application; the Smith family went to Corps and they went to the BIA and the BIA gave a FONZIE.

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

F. TERO License – Clarine De Groot

See Closed Session.

G. Jessica Bluestone Flare Analysis

Jessica showed Flare Analysis power point presentation. Councilwoman Monica Mayer would like to forward this to TBC, to work with Marathon to capture the natural gas from flaring. Councilwoman Monica Mayer would need to speak with Loren Wickstrom about this. The gas has a lot of liquids and don't have the infrastructure to keep the captured gas. Oil Companies



state, 93% they capture 93% are regulations by the State. Councilman Fred Fox asked Jessica what else she would do. She states technology is always advancing and the Tribe should look more into capturing gas.

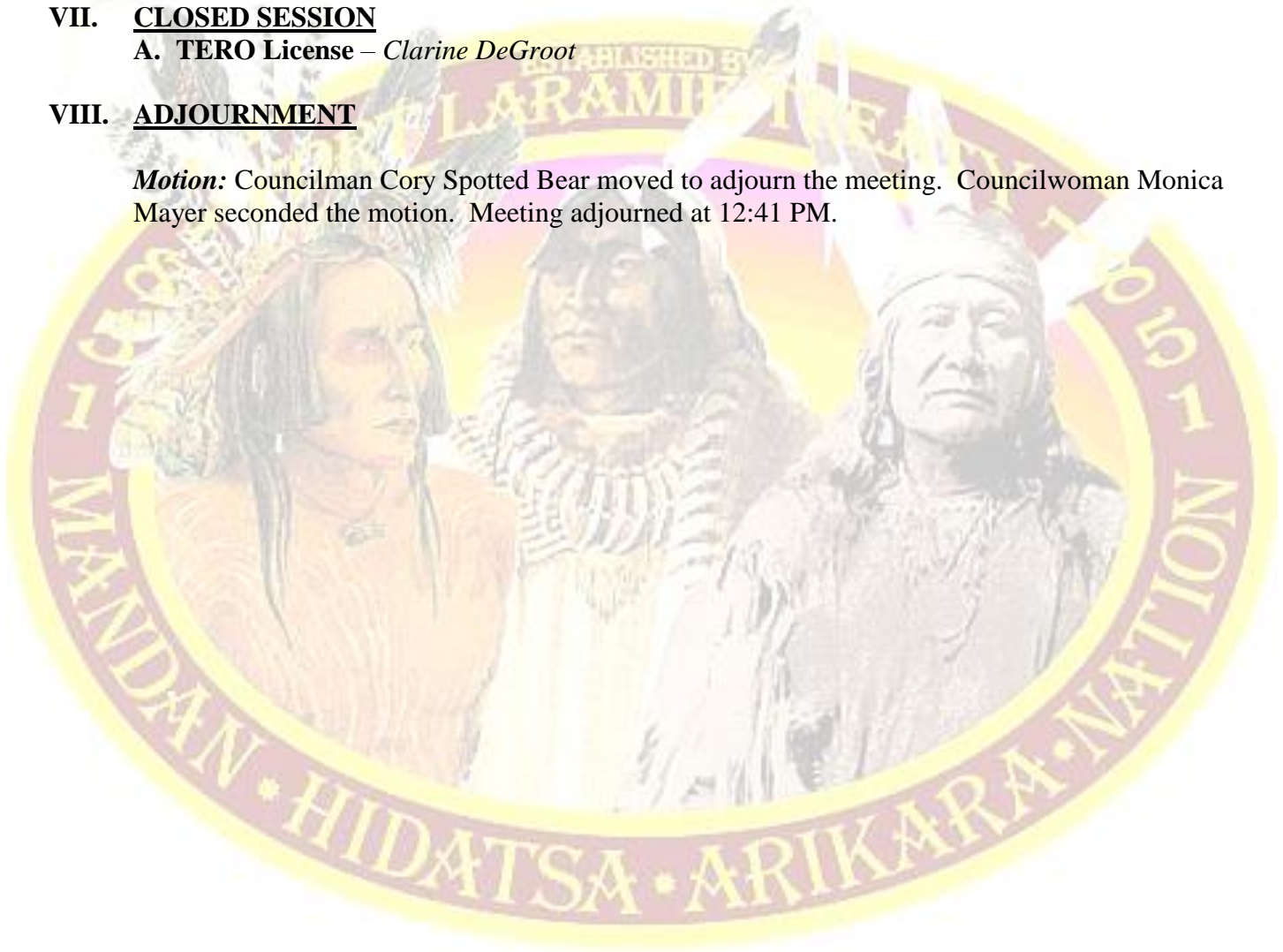
Motion: Councilwoman Monica Mayer moved to forward report to TBC. Councilman Cory Spotted Bear seconded the motion. Vote: 3-0-0. Motion carried.

VII. CLOSED SESSION

A. TERO License – Clarine DeGroot

VIII. ADJOURNMENT

Motion: Councilman Cory Spotted Bear moved to adjourn the meeting. Councilwoman Monica Mayer seconded the motion. Meeting adjourned at 12:41 PM.






CERTIFICATION

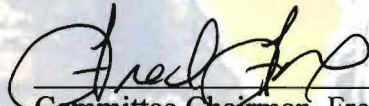
I, the undersigned, as Committee Chairperson of The Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Energy Committee is composed of three (3) members and of whom three (3) constitutes a quorum 4 were present at the meeting thereof duly called, notice, convened and held on the 6th . day of January, 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 6th day of January, 2022.

ATTEST:



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



Committee Chairman, Fred W. Fox
Tribal Business Council
Three Affiliated Tribes