



**CALL TO ORDER:**

Councilman Fred Fox called the meeting to order at 11:03 AM.

**ROLL CALL:**

***Present:*** Councilwoman Monica Mayer, Councilman Robert White, & Councilman Fred Fox. *Quorum established.*

**I. APPROVAL OF AGENDA:**

***Motion:*** Councilman Robert White moved to approve the agenda. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

**II. APPROVAL OF MINUTES:**

- **December 8<sup>th</sup>, 2022 Natural Resource Committee Minutes.**

***Motion:*** Councilwoman Monica Mayer moved to approve the December 8<sup>th</sup>, 2022 Energy Committee Minutes subject to minor corrections. Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.

**III. ENERGY – Councilman Fred Fox**

**A. Next Energy Committee Meeting:**

February 1<sup>st</sup>, 2023.

**B. Update**

Will have TBC on Jan. 11<sup>th</sup>, 2023, Executive Committee on Jan. 10<sup>th</sup>, 2023 and Federal Partners meeting in Denver on Feb. 17<sup>th</sup>, with Roads meeting on Jan. 17<sup>th</sup>. Councilman Fred Fox advised Mr. Lyson to set up a meeting with Scott Satermo and Roads Department Director Gary Danks on Jan. 12<sup>th</sup>, 2023. Councilman Fred Fox advised Energy Director Lyson to set up a meeting with Scott Satermo and Roads Department Director Gary Danks on Jan. 12<sup>th</sup>.

**IV. BIA & BLM UPDATES:**

**A. Bureau of Indian Affairs (BIA) – Julie Anderson, Superintendent**

**i. Update**

*Item deferred.*

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

**i. Update**

The FY 23 APD report (No update). Trust APD numbers for Oct/Nov. (Received APDs = 15; Processed APDs = 8; Total Pending APDs = 38; Total approved APDs but not drilled – 335) Inspection and Enforcement (I&E) (No update). Tentative Seal School - March 2023. North Dakota RMP (Updated) - NDFO is still waiting on publication of the Notice of Availability. The NDFO briefed the Department of Interior in early December. If the Department approves we will publish the Notice of Availability of the NDFO Draft RMP/EIS in the Federal Register, with the document being available for public review and comment on ePlanning for 90 days. The BLM is available to provide an update to the Chairman and Tribal Council.



Waste Prevention, Production Subject to Royalties, and Resource Conservation (No update). The BLM is proposing a new Waste Prevention rule for Federal & Indian oil and gas production activities in an attempt to reduce wasted natural gas from venting, flaring, and leaks. The new rule would replace the existing requirements which are over four decades old. Comments are being accepted online, by mail, and/or by email at the below link until January 30<sup>th</sup>, 2023. The BLM would be willing to discuss further if needed. WPX, Bull Moose Pad - 1/2 mile set back (Updated). If the Tribe determines that WPX needs a variance for the Bull Moose Pad, the BLM proposes to add a similar COA to the APDs that was used in the Slawson Armada APDs (Pad 57).

*FTR: Councilwoman Sherry Turner-Lone Fight joined the meeting at 11:17 AM.*

**V. MHA ENERGY DIVISION:**

**A. Update – Kenny Lyson, Director**

6 rigs total on Fort Berthold. Oil prices have been between \$80-\$70 per barrel. Kenny will set up a meeting with roads department regarding snow removal in North Segment, set up for January 12<sup>th</sup>, 2023. Will have a meeting with Transportation Scott Satermo, about which roads are cleared during snow storms.

**VI. OTHER BUSINESS:**

**A. Pipeline Discussion – Travis Hallam, Pipeline Authority Director**

*Item deferred.*

**B. Thunder Butte Energy Update – Bernie Fox, President/CEO**

*Item deferred.*

**C. MRR Update – Dave Williams, President/CEO**

*Item deferred.*

**D. Industry Update – Josh Ruffo**

BLM now has a flaring rule that should impact on Fort Berthold. Rules and commentaries, Allotees should be aware, it will effect royalties. Katherine has spoken to John about Industry on any comments they have, she will check with BLM for any comments they may have. Wells were all shut down during the last snow storm. They were also affected by the recent power outage in McKenzie County.

**E. TAT Roads – Gary Danks**

*Item deferred.*

**VII. CLOSED SESSION:**

**A. ROW Approvals:**

**Operators:**

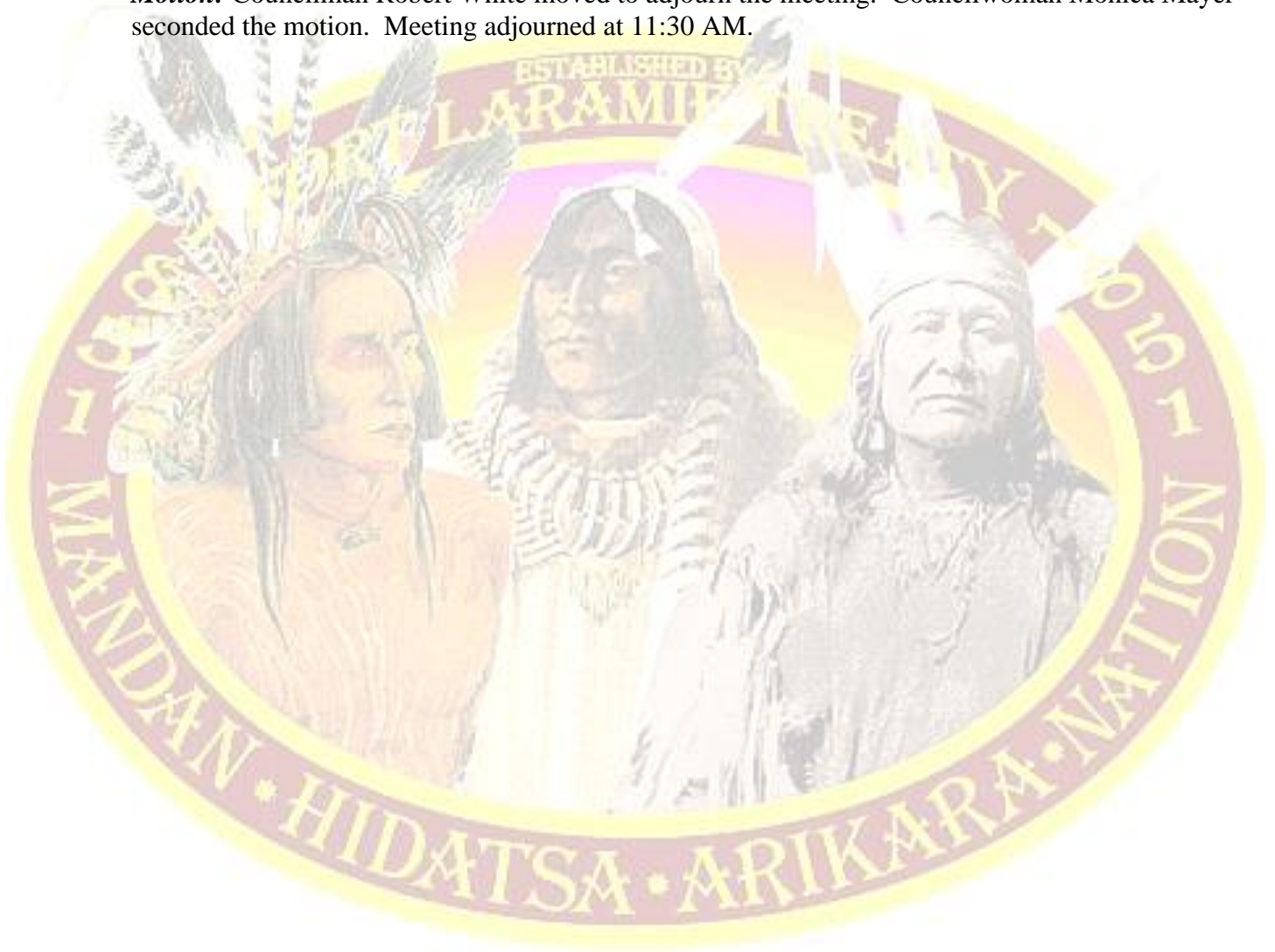
**1) Crestwood**



- a) North John Elk Loop Line
- 2) McKenzie Electric
- a) Bruin Belford Yale Line

**VIII. ADJOURNMENT:**

*Motion:* Councilman Robert White moved to adjourn the meeting. Councilwoman Monica Mayer seconded the motion. Meeting adjourned at 11:30 AM.





### 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 1<sup>st</sup> day of March, 2023; 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 1<sup>st</sup> day of March, 2023.

**ATTEST:**

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

  
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Committee Chairman, Fred Fox  
Tribal Business Council  
Three Affiliated Tribes