



**RESOLUTION OF THE GOVERNING BODY OF THE  
THREE AFFILIATED TRIBES OF THE  
FORT BERTHOLD INDIAN RESERVATION**

***A Resolution Entitled, "Requirement for High Definition Video Surveillance on Tribal Well Sites on the Fort Berthold Indian Reservation"***

**WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-Laws pursuant to said Act; and

**WHEREAS,** The Constitution of the Three Affiliated Tribe generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

**WHEREAS,** Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and

**WHEREAS,** Article VI, Section 5 (I) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies; and

**WHEREAS,** Article VI, Section 3 of the Constitution grants the Tribal Business Council all legislative authority necessary for the purpose of exercising the jurisdiction granted by Article I of the Constitution; and

**WHEREAS,** Article VI, Section 5 (J) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to protect and preserve the property, wildlife and natural resources of the Tribes; and

**WHEREAS,** There are numerous oil wells operating on the Fort Berthold Indian Reservation as a result of the exploration and production of crude oil and other minerals within the Bakken Formation; and

**WHEREAS,** The property and natural resources of the Tribes are threatened by the potential hazards inherent in the exploration and production of oil and the operation of drilling rigs on the Fort Berthold Reservation and therefore the Tribal Business Council has the responsibility and authority to regulate the conduct of oil exploration and production on the Reservation and provide for safeguards to prevent and detect hazards that may occur; and

**WHEREAS,** The Tribal Business Council believes that in order to protect and preserve the Tribe's property and natural resources, that a tribal requirement must be adopted mandating that all producing tribally owned wells and all operating new, existing and future drilling rigs, install and operate constant High Definition (HD) video surveillance at each oil well and drilling rig site; and



**WHEREAS**, the purpose of such a monitoring system is to build a centralized video surveillance system to help address the concerns, monitoring issues, complaints, compliance and other discrepancies that occur in the oil field industry on the Fort Berthold Indian Reservation with the requirement to have all operating drilling rigs install the specified mobile video surveillance trailers on all Tribal well sites.

**NOW THEREFORE BE IT RESOLVED**, that the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, pursuant to its constitutional powers hereby adopts the following video surveillance requirements for all tribally owned oil wells and drilling rigs operating on the Fort Berthold Indian Reservation in accordance with the following specifications:

1. The purpose of this Resolution is to implement a requirement for a high quality effective around-the-clock monitoring system on Tribal well sites and drilling rigs to protect the environment, increase safety, secure assets, and meet Federal, State and Tribal regulations pertaining to the Three Affiliated Tribes and oil companies producing on the Fort Berthold Indian Reservation
2. All producing Tribal wells and all operating new, existing and future drilling rigs, shall be required to install and operate constant High Definition (HD) video surveillance on all oil well sites on the Reservation.
3. Upon commencement of drilling, the specified Mobile Video Surveillance Trailer shall be in place at all existing, new and future operating drilling rigs. Thereafter, all the Tribal wells on the Fort Berthold Indian Reservation must have a permanent High Definition (HD) Video Surveillance System on all existing, new and future producing wells.
4. The requirement is to have all operating drilling rigs to have the specified mobile video surveillance trailers on all Tribal well sites. Once drilling is completed and the drilling rig is relocated, the specified Mobile Video Surveillance Trailer shall remain on location until the specified permanent High Definition (HD) Video Surveillance System is installed and fully operational. This will meet the requirement of the 24 hour/ 7 days a week constant video monitoring. Thereafter, all producing sites are required to have a permanent solution to meet this mandate. This mandate will require all Tribal well locations to have License Plate Recognition (LPR) software to log traffic and vehicles coming in and out of sites, and build a database to be viewed by interested parties (TAT: Energy Dept., TERO, Law Enforcement, Environmental, and Natural Resource Dept.; Bureau of Indian Affairs, Oil Companies and any other relevant Agencies), when a discrepancy occurs.
5. Oil companies shall meet the requirement of this resolution by contacting an authorized vendor that meets the specifications required by this resolution by scheduling a time and date to meet this mandate upon the adoption and



certification of this resolution. Pricing will be determined between Oil Company and an authorized vendor, to be based on the production of the well. This resolution will not affect royalties, TERO fees, future development and/or federal regulations. The Tribal Energy Department will be responsible for enforcement of the requirements set forth in this Resolution. Under no circumstance shall the Three Affiliated Tribes be responsible for any costs associated with meeting the requirements of this regulation.

- 6. The specifications pertaining to this resolution have been designed to implement a technology backbone for current and future security needs as well as meet future production needs and concerns. The specified design will allow future and further advancement to install Tank and Flow monitoring equipment on Tribal production well sites and establish one centralized location to be viewed by the Three Affiliated Tribes, BIA, BLM, Oil Companies and other relevant agencies. To comply with this Resolution a vendor must meet all requirements of the specifications adopted pursuant to this resolution.

**BE IT FURTHER RESOLVED**, that the specifications for the Video Monitoring Surveillance systems required by this Resolution are herewith attached to this Resolution and are by reference mad a part of it.

**CERTIFICATION**

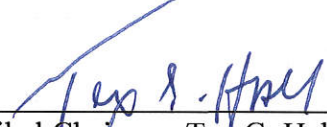
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 15<sup>th</sup> day of February, 2011, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 4 members, 1 members opposed, 1 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman  Voting.  Not Voting.

Dated this 15<sup>th</sup> day of February, 2011.

**ATTEST:**

  
Tribal Secretary V. Judy Brugh  
Tribal Business Council  
Three Affiliated Tribes

  
Tribal Chairman Tex G. Hall  
Tribal Business Council  
Three Affiliated Tribes