



CALL TO ORDER:

Councilman Randy Phelan called the meeting to order at 2:45pm.

ROLL CALL:

Present: Councilman Frank Grady, Councilman Fred Fox, Councilman Randy Phelan. *Quorum established.*

I. APPROVAL OF AGENDA

Motion: Councilman Fred Fox moved to approve the agenda. Councilman Frank Grady seconded the motion. Vote: 3-0-0.

II. APPROVAL OF MINUTES

Item deferred.

III. NATURAL RESOURCE DEPARTMENT – Texx Lonebear

A. Land Sales

Item deferred.

IV. NRC Chairman – Randy Phelan

A. Update –

Item deferred.

FTR: Councilwoman Monica Mayer joined the meeting at 3:00pm. Councilman Frank Grady stepped out of the meeting.

B. Robert Odawi Porter, Esq. (Denton)

Mr. Porter submitted written report for the record. Explained that he works with the Denton's Firm and is currently contracted with West Segment and Councilman Randy Phelan for a couple things. Provided an update on Trump Administration and Department of Interior Update, Indian Trade & Commerce Regulations, Fee-to-Trust Regulations. Also provided a legislative update; North Dakota Delegation, pending legislation (S. 1116 - Indian Community Economic Enhancement Act of 2017, S. 2012- Tribal Economic Assistance Act of 2017, S. 245 -Indian Tribal Energy Development and Self-Determination Act Amendments of 2017, H.R. 215 - American Indian Empowerment Act of 2017, S. 1870- "SURVIVE" Act (amending the Victims of Crime Act of 1984), S. 1953 -Tribal Law & Order Reauthorization and Amendments Act of 2017, S. 1942- Savanna's Act. Discussion and Proposed Resolutions of Support.



Presenting Resolutions

- "Support for S. 1116- the Indian Community Economic Enhancement Act of 2017"
- "Support for S. 2012- the Tribal Economic Assistance Act of 2017"
- "Support for S. 245- the Indian Tribal Energy Development and SelfDetermination Act Amendments of 2017"
- "Support for H.R. 215- the American Indian Empowerment Act"
- "Support for S. 1870- the SURVIVE Act"
- "Support for S. 1953- the Tribal Law and Order Reauthorization and Amendments Act of 2017"
- "Support for S. 1942- Savanna's Act"

Motion: Councilman Fred Fox moved to forward resolution entitled "*Support for S. 2012- the Tribal Economic Assistance Act of 2017*" to the next Tribal Business Council Meeting. Councilwoman Monica Mayer seconds the motion. Vote: 3-0-0. Motion carried.

Discussion: Councilman Randy Phelan states this has to go through legal first. John Fredericks will review all resolutions for tomorrow's Tribal Business Council meeting.

Motion: Councilwoman Monica Mayer moved to forward resolution entitled "*Support for S. 245- the Indian Tribal Energy Development and SelfDetermination Act Amendments of 2017*" to the next Tribal Business Council Meeting. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

"Support for S. 1953- the Tribal Law and Order Reauthorization and Amendments Act of 2017"
– Additional review.

Motion: Councilman Fred Fox moved to forward resolution entitled "*Support for S. 1870- the SURVIVE Act*" to the next Tribal Business Council Meeting. Councilwoman Monica Mayer seconds the motion. Vote: 3-0-0. Motion carried.

Motion: Councilman Fred Fox moved to forward resolution entitled "*Support for H.R. 215- the American Indian Empowerment Act*" to the next Tribal Business Council Meeting. Councilwoman Monica Mayer seconds the motion. Vote: 3-0-0. Motion carried.

Motion: Councilwoman Monica Mayer moved to resolution entitled "*Support for S. 1116- the Indian Community Economic Enhancement Act of 2017*" to the next Tribal Business Council Meeting. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

C. Range Unit 17 – Casey Fredericks

Casey Fredericks still doesn't have a permit on Range Unit 17. Gainus Little Soldier got the Range Unit. Casey Fredericks states that he got the middle pasture, Gravel pit pasture and Nagle pasture.



Motion: Councilman Fred Fox moved to forward to the next Tribal Business Council. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Recording will need to listen to the audio.

V. MHA Energy Division- Carson Hood Jr

A. Update

Letter submitted for the record from Acting Assistant Director of Energy, Minerals, and Realty Management, BLM to Chairman A. T. "Rusty" Stafney of the Assiniboine Sioux Tribe. Government-to-Government consultations concerning two of our proposed rules that affect oil and gas operations on trust and restricted lands. One proposal would rescind the regulations known as the 'hydraulic fracturing rule.' e other proposal would postpone certain compliance deadlines in the regulations commonly known as the "venting and flaring" or "waste prevention" rule. By way of background about these initiatives, on March 28, 2017, the President issued Executive Order 13783, entitled "Promoting Energy Independence and Economic Growth," which directs federal agencies to "review existing regulations that potentially burden the development or use of domestically produced energy resources and appropriately suspend, revise, or rescind those that unduly burden the development of domestic energy resources beyond the degree necessary to protect the public interest or otherwise comply with the law." The BLM has reviewed the 2016 Waste Prevention Rule and has proposed a rule that would suspend or delay its implementation until January 17, 2019. 82 Fed. Reg. 46458 (October 5, 2017).

Motion: Councilman Fred Fox moved to have Carson Hood Jr. develop a Position Paper. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

B. Proposed Rulemaking Consultation – BLM

Item deferred.

C. Safety Barrier Letter – Slawson [See Closed Session]

D. Request Letter – McKenzie Electric [See Closed Session]

E. Update – WSR

Everything is signed off and have a good working relationship with WSR. Introduced the new CEO of WSR. Employee registration will be put into place, WSR can go to the companies and work with them. Rig friendly and be responsible.

F. Compliance Update – Sal Beston

Sal showed a power point on emission at a site.

G. Policy – Carey Doyle, Carson Hood Jr.

Item deferred.

H. Scales Update -

Item deferred.



VI. OTHER BUSINESS [Closed Session]
A. Roads Assessment – Stoney Williams

FTR: Councilman Frank Grady returned to the meeting at 4:28.

- B. Tall Salt Contract FY 2018 – Steve Gunderson**
- C. Atcitty & Van Norman Law Contract FY 2018**
- D. Marathon**
 - 1. Setback Discussion**
 - 2. BIA 2 Road Cost Share Agreement & Weight Restrictions**
- E. RimRock – Jennifer Bland**
 - 1. Whiting to RimRock Consent to Assign**
- F. Fort Berthold Rural Water (FBRW) Update – Pem Hall**
- G. Mark Van Norman**

VII. ROW APPROVALS [Closed Session]
A. Operators

- i. Spotted Hawk Development (SHD)**
 - a. Black Horse Pad**
- ii. Crestwood**
 - a. Phase 1 B Hwy 22 Modification Loop**
- iii. Targa**
 - a. TAT Surface Site and Access Road**
 - b. Horse Camp**

VIII. ADD ONs

A. Kim Blevings

UTTC Environmental Science student requesting assistance for a school trip to Los Altruas Biological Station in Costa Rica, Dec. 10th through the 22nd.

Motion: Councilman Fred Fox moved to forward the request for assistance to the next Tribal Business Council Meeting. Councilwoman Monica Mayer seconded the motion. Vote: 4-0-0. Motion carried.

B. Melvin Hale House Fire.

Motion: Councilman Fred Fox moved to forward the request for assistance to the next Tribal Business Council Meeting. Councilwoman Monica Mayer seconded the motion. Vote: 4-0-0. Motion carried.

IX. ADJOURNMENT

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilwoman Monica Mayer seconded the motion. Meeting adjourned at 4:40pm.

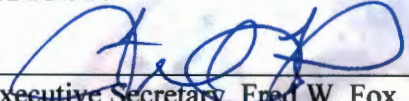


CERTIFICATION

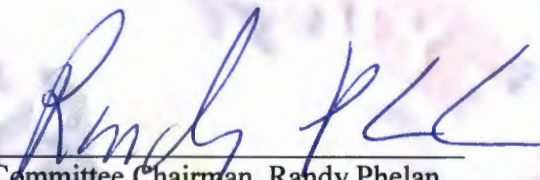
I, the undersigned, as Committee Chairperson of The Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Natural Resources Committee Oil & Gas is composed of three (3) members and of whom three (3) constitutes a quorum 3 were present at the meeting thereof duly called, notice, convened and held on the 28th day of February ; 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 February, 2018.

ATTEST:



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



Committee Chairman, Randy Phelan
Tribal Business Council
Three Affiliated Tribes