

I. Call to order at 10:03 a.m. by Second Chairman Red Eagle

II. Roll call

Councilmember Forman—present, via Zoom

Councilmember Gray—present, via Zoom, left for travel after Executive Session

Councilmember Harlan—present, via Zoom

Councilmember Redcorn—present, via Zoom

Second Chairman Red Eagle—present

Councilmember Revard—present, via Zoom

Chairman Waller—absent

Declaration of Quorum

Guests: Candy Thomas, Richard Winlock, Robin Phillips

Discussion: **Second Chairman Red Eagle** announced, in Chairman Waller's absence, that he would be running the meeting.

III. Superintendent's Report: Robin Phillips, Superintendent reported. Aggregates: APAC produced 22,046.32 tons and paid \$23,258.87 in royalty; Candy Creek produced 27,124.64 tons and paid \$23,926.06 in royalty; Burbank Materials produced 13,933.96 tons and paid \$14,351.98 in royalty; Schmidt Brothers produced 112 cubic yards and paid \$84.00 in royalty. Producing Wells: 14,852 less 3,230 for SWD Wells. Approved Permits: Workover Permits—3; Plugging Permits—9; Emergency Plugging Permits—2; Emergency Workover Permits—0; Drilling Permits—5. No New Drilling Completions Reported.

Discussion: **Council Forman** said the production—barrels per day—was down 6,000 from when Supt. Phillips started, and would be worse if it weren't for the Burbank Field. She asked Supt. Phillips what her intention was on how to expedite permits and what OMC needed to do to get more drilling, how many rigs are drilling, and what needs to be done to increase volume. **Supt. Phillips** said leases are for two years. The lessee has the ability to drill within two years. All she is doing is issuing and processing permits under 25 CFR §226 regulations. She would have to ask the petroleum engineer what the expected dates to drill are. **Council Forman** then asked what the agency does behind the scenes to promote the mineral estate. She reiterated that production is down 6,000 barrels since 2014 when Supt. Phillips started making a loss of \$600K gross revenue a day to the mineral estate, representing \$15K annually per headright...“if we keep heading in this direction, we're going to go out of business.” She also asked what she's doing to increase revenue at OMC since oil is up. Her responsibility is not only permitting. Council Forman wants to see better planning and promotion of the mineral estate. No one is showing interest in the mineral estate. Supt. Phillips needs to do a better job of promoting OMC. She'd like OMC to work with Supt. Phillips to come up with ideas to promote and expand OMC. **Supt. Phillips** responded that the Osage Agency is working with OMC to have lease sales. They have a lease sale planned in September. There were four negotiated leases were in the previous sale. She recommends OMC to consider advising individuals with negotiated leases. She said to have a good lease sale inform lessees who are interested in leases of the upcoming sales to submit their request to the Osage Agency. “Who knows how many other people may be interested in leasing that tract of land? That would encourage everyone to go through the agency and have a bigger lease sale.” She doesn't know how many nominated leases have been submitted to the agency and how many to have the possibility to have a bidding process. That's her recommendation. **Deputy Supt. Winlock** added there is one well being drilled in Osage County at 4-13-22 4D3 drilling on the Carter Well. **Council Forman** said posting about a lease sale on the BIA's website is not enough. When she asked the agency to advertise on Oklahoma Energy Today's website, the BIA informed her they didn't have enough money in their budget to advertise—\$500 to \$700 for the cost of the ad. Proper advertising is needed if there is to be a successful

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lease sale. "What are the real reasons there's no interest in our lease sales? It's because too many penalties are assessed. You can't get a lease approved in any reasonable amount of time." There's also the bonding issue. Banks can't give bonds anymore to lease on the Osage. She recommended that the BIA figure out how to improve business environment to improve leasing in Osage County.

- IV. Prayer and Reading of Deceased Osages:** **Second Chairman Red Eagle** apologized for overlooking the prayer and asked **Council Forman** to pray over the meeting. Following prayer, **Council Redcorn** shared he had a list of deceased Osages from the previous month and read that.

V. New Business

- a. Resolution:** Table Travel for Councilmember Gray to the Tribal Energy Consortium on April 25-26, 2022 in Denver

Motion by **Councilmember Gray**

Motion **PASSED** YES: 6

NO: 0

Councilmember Forman—y

Councilmember Harlan—y

Second Chairman Red Eagle—y

Chairman Waller—absent

Second by **Councilmember Harlan**

ABSTAIN: 0 ABSENT: 1

Councilmember Gray—y

Councilmember Redcorn—y

Councilmember Revard—n

Discussion: **Councilmember Gray** requested travel to Denver on behalf of the OMC. A previous resolution named Council Gray as OMC's representative on the Tribal Energy board. Council Gray questioned the travel budget and thought there wasn't enough fund remaining in the budget for her to travel; she said, if necessary, she'd travel using her personal monies to represent OMC. She asked Lacey Reynolds if funds were depleted. **Chief of Staff Reynolds** said she'd have to check the budget. **Council Gray** said it was important to stay involved in issues with other energy tribes. She then tabled the motion. **Council Revard** said he wasn't opposed to Council Gray attending the meeting, but he hadn't seen anything regarding the meeting or travel. He would like for all of OMC to be involved in something as important as the event and for all of OMC to attend. **Council Forman** added the meeting was the first time she heard about the travel request. In the next meeting, please bring before all OMC if and how they want to be represented. **Council Gray** said about a month and a half ago, a resolution was passed Council Gray to OMC's representative on the group, adding Council Forman was opposed to it. At that meeting, Council Gray showed a PowerPoint about the tribal energy group. About a week ago, she sent the meeting agenda and all the travel information to Chairman Waller and office staff. Osage has always been a powerful energy tribe, and she thinks it's an important meeting. She will be attending the meeting. **Second Chair Red Eagle** asked if the organization was CERT, a tribal energy group from several years ago he knew about. **Council Gray** responded that CERT went dormant after the executive director passed. This new group, tribal energy consortium was funded by grants.

VI. Motion: Enter Executive Session

Motion by **Councilmember Forman**

Motion **PASSED** YES: 6

NO: 0

Councilmember Gray—y

Councilmember Redcorn—y

Councilmember Revard—y

Councilmember Forman—y

Time: 10:38 a.m.

Second by **Councilmember Revard**

ABSTAIN: 0 ABSENT: 1

Councilmember Harlan—y

Second Chairman Red Eagle—y

Chairman Waller—absent

VII. Motion: Exit Executive Session

Time: 11:36 a.m.

Motion by **Councilmember Redcorn**Motion **PASSED** YES: 5 NO: 0

Councilmember Harlan—y

Second Chairman Red Eagle—y

Chairman Waller—absent

Councilmember Gray—absent

Second by **Councilmember Forman**

ABSTAIN: 0 ABSENT: 2

Councilmember Redcorn—y

Councilmember Revard—y

Councilmember Forman—y

- a. Resolution:** Direct attorneys Patterson, Earnhart, Real Bird and Wilson, LLP to take action necessary to inform the federal and state governments, private industry, and the public, in general, that the Osage Mineral Estate includes pore space, that the OME is reserved for the benefit of the Osage headright holders, and any activities in the OME pore space must be negotiated with the OMC. Once the parties listed above have been notified of the Council's interests in the pore space, the attorneys shall research and develop a strategy for asserting and protecting the Council's interest and authorities in the pore space and shall present and discuss this strategy with the Council.

Motion by **Councilmember Forman**Motion **PASSED** YES: 5 NO: 0

Councilmember Redcorn—y

Councilmember Revard—y

Councilmember Forman—y

Councilmember Harlan—y

Second by **Councilmember Redcorn**

ABSTAIN: 0 ABSENT: 2

Second Chairman Red Eagle—y

Chairman Waller—absent

Councilmember Gray—absent

VIII. Old Business—None Discussed**IX. Motion:** Accept minutesMotion by **Councilmember Redcorn**Motion **PASSED** YES: 5 NO: 0

Second Chairman Red Eagle—y

Chairman Waller—absent

Councilmember Gray—absent

Councilmember Redcorn—y

Second by **Councilmember Harlan**

ABSTAIN: 0 ABSENT: 2

Councilmember Revard—y

Councilmember Forman—y

Councilmember Harlan—y

X. Motion: AdjournMotion by **Councilmember Redcorn**Motion **PASSED** YES: 5 NO: 0

Councilmember Forman—y

Councilmember Harlan—y

Second Chairman Red Eagle—y

Chairman Waller—absent

Time 11:40 a.m.Second by **Councilmember Harlan**

ABSTAIN: 0 ABSENT: 2

Councilmember Gray—absent

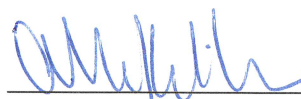
Councilmember Redcorn—y

Councilmember Revard—y

Approved by the Fourth Osage Minerals Council on May 6, 2022.



Everett Waller, Chairman



Executive Administrative Assistant