

Osage Minerals Council

Regular Meeting

December 11, 2015

MINUTES

Call to Order

Councilman Waller calls the meeting to order at 10:04 A.M.

Opening Prayer and Reading of Deceased

Eddy Redeagle Jr. gives the opening prayer. Councilman Redcorn reads deceased Osages.

Roll Call

Lacey Reynolds calls roll. Osage Minerals Council members present Councilwoman Boone, Councilman Cheshewalla, Councilman Crum, Councilwoman Erwin, Councilwoman Red Corn, Councilman Redcorn, Chairman Waller, Councilman Yates

Guests in attendance:

Jinx Geurin, Janel Perry (OST), Joy Ledbetter (OST), Nona Roach, John Maker, Linda Heskett, Julie Wilson, Sharon Long, Jamie Sicking

New Business

A.M. Cohron & Son, Inc. – Sandy Soil Permit

Chris Rech is asking for a Sandy Soil Permit. They want to remove and replace the bridge deck and beams. Remove and replace a portion of the pavement on either side of the bridge. Shape up and place rip rap on the banks under the bridge. Councilman Cheshewalla asked how long it will take. Chris said, "About seven months." Councilman Redcorn said, "Thank you for coming in and talking with us and good luck on your project. Councilwoman Erwin asks if the Council has heard back from ODOT. Chairman Waller said, "ODOT would like us to have an MOU to get by this process of the permitting in case of no excavation and any time we go in for repairs. Also, Osage shareholders put in our gross production tax, through transportation program 9 to 12 million a year." The Council will make their decision Wednesday.

WW Oil Company – Walt Wagoner- Oil and Gas lease

WW Oil in July purchased four quarter sections from Nadel and Gussman for an oil lease called Penn Creek. They turned their assignments into BIA and they had two quarter sections that were terminated for nonproduction. The wells have not produced since 2002. Each quarter section has one well each in them. The Superintendent suggested that they come to the Council and see if they could purchase that quarter back. If they can't maintain the same royalty rate, they will not be able to put it back on

because they can't afford a new tank battery. Councilwoman Erwin asked when they turned their assignments in. WW Oil states in July. Councilman Redcorn asked if there is anything wrong with the terminated leases. WW Oil said, "Not at all." WW Oil said, "Councilman Yates is familiar with the lease." It will take WW Oil two weeks to start pumping. Council will make a decision on Wednesday.

Builders Unlimited-David Whitefield –Sandy Soil Permit

David Whitefield is needing a sandy soil permit. They are building for the Osage Nation on west street. Also, sandy soil permit for bringing in slip soil for APAC. Councilman Crum asked, "On one project you are going to move a foot of take it to the county yards and how many cubic yards?" David said, "Yes, Sir. It will be about 212." Chairman Waller said, "We will call it 210." Councilman Crum said, "On your second project, you are not taking anything out?" Chairman Waller said, "We will be fine on Wednesday."

EIS application

Chairman Waller said, "EIS application is in the book from our Attorney's. Councilwoman Erwin wants to make a motion to hire this gentleman so he can start his work. Chairman Waller said, "Gentle Woman."

Motion to suspend the rules by **Councilman Crum** and seconded **Councilwoman Boone**.

VOTING: BOONE-YES, CHESHEWALLA-YES, CRUM-YES, ERWIN-YES, K.RED CORN-YES, T. REDCORN-YES, WALLER-YES, YATES-YES

MOTION PASSES: 8-YES 0-NO

DISCUSSION

Councilman Crum thinks it is important that the Council do this. He wishes the Council could have done this six months ago. The cost of this and the potential outcome is very important on the EIS. Councilman Crum appreciates that the Councilwoman wants to get it done today. Councilman Redcorn said, "As a voted in Osage Mineral Council Member, I am very disappointed in the EIS process. I believe we have two standing resolutions that reject or say we don't want to be involved. I don't think the BIA has taken that seriously. I would like to ask our attorney to move in a similar fashion as we did with the neg reg. My question is number one what is this going to do for the EIS application? When I hear option two that tells me we are continuing to roll with the EIS process. First I would like to ask the Chairman are we working up a process to work with EIS? I am confused as an Osage Mineral Council Member. Where do we stand as a Minerals Council?" Chairman Waller said, "We are staying with the two resolutions you and I voted on." Councilman Redcorn asks, "Then why are we talking about option two in the EIS?" Chairman Waller said, "I just heard it when you did." Councilman Redcorn asks question to Councilman Crum, "Why are we talking about option two?" Councilman Crum explains the reason why. Councilman Redcorn states that the Osage Minerals Council has never operated under an EIS.

Motion to hire Kleinfelder, Inc. through Tom Fredericks by **Councilwoman Erwin** and seconded by **Councilman Crum**.

VOTING: CHESHEWALLA –YES, CRUM-YES, ERWIN-YES, K. RED CORN-YES, T. REDCORN-NO, WALLER-YES, YATES-YES

MOTION PASSES: 7-YES 1-NO

APAC

APAC will be discussed on Wednesday.

Councilwoman Erwin asked Robin if there is a hold on CDIB's. Robin said, "Yes."

Status of Permits –Talee Redcorn

Chairman Waller said, "We will hold off until Wednesday."

Website –Talee Redcorn

Councilman Redcorn said, "The website we do have it up." Lacee states there is nothing on there. Councilman Redcorn states he needs the pass codes and will get with Lacee to get on the same page. Councilman Redcorn would like to know what the Council would like on their page. He still has not received anything from the Council. He would like to expand his page a little.

Hire a Statistician-Talee Redcorn

Councilman Redcorn has talked to a lady he worked with at Conoco Phillips and trying to get a consultation amount to present to the Council. Councilman Crum asked, "Can you expand a little on what a Statistician would be doing for us?" Councilman Redcorn explains that they would see how the BIA is doing. Councilwoman Boone had a question about permits. Councilwoman Boone asks Robin Phillips about the questions she asked her earlier on Permits. Councilwoman Boone was wondering if she has given them to the Chairman. Robin said, "No, she has them at the solicitor's office. I can give you an idea as to what we have done so far. What has been sent to Lakewood and that package has been sent to the solicitor's office. I asked them if they would look at them on Friday and they should have it by Wednesday. Right now we have shipped out 189 workovers and pluggings. We just received 24 back from Lakewood." Chairman Waller asks, "Is Mr. Hunt taking care of them at Lakewood?" Robin said, "Yes." Chairman Waller asks if Mr. Hunt is going to be here or any one from his group. Robin states that they haven't asked them. Councilwoman Erwin was wondering why they have to review the status of the permits. Robin asked the solicitor's for the reviews. Chairman Waller asks, "Are we not the owners of the Minerals Estate?" Robin said, "Yes, you are."

Meeting minutes

Chairman Waller states that there are one in the books and one that we will review on Wednesday. Councilman Yates states that we had a phone poll vote on the appeal the windfarm case and voted November 30th and filed the next day. Councilwoman Erwin states that they didn't get back to us until the 30th and that was when Council was notified.

Committee Reports

Chairman Waller states that the Committee reports will be given on Wednesday. Councilman Yates states that we need to get out information about the scholarships. Councilwoman Boone said, "There are some follow-ups the committee needs to do about individuals have letter suspended their benefits from Membership and CDIB." Chairman Waller said, "We need to stay focused on our kids."

Motion was made to adjourn by Councilwoman *Erwin* and seconded by *Councilman Crum*.

VOTING: CRUM -YES, ERWIN-YES, K. RED CORN -YES, T. REDCORN-YES, WALLER-YES, YATES-YES, BOONE-YES, CHESHEWALLA-YES

MOTION PASSES: 8 – YES 0 – NO

(Adjourned at 11:13 a.m.)

Minutes by: *Charles A. Riddle*

Approved by: *EW*