

Minutes—April 21, 2021

- I. **Call to order** at 10:01 a.m. — Welcome by Chairman Waller
- II. **Opening prayer** and remembering deceased Osages by Councilman Redcorn
- III. **Roll call**

Councilwoman Forman, present via zoom
Councilwoman Gray, present
Councilwoman Harlan, present via zoom
Councilman Redcorn, present
2nd Chairman Redeagle, present
Councilman Revard, present via zoom
Chairman Waller, present via zoom

Declaration of quorum

Guests: Robin Phillips, Janel Perry, Gary Johnson, Kirsten McCullough, David Burkhart, Jennifer Russell, Eric Fladie, Candy Thomas, Del Olivarez, Michael Antkowiak

- IV. **BIA Superintendent Robin Phillips** presented an overview of production, royalties, and permits for February 2021.

Discussion: **Councilwoman Forman** asked why production was down. Stated she would appreciate more details in monthly reports. **Councilman Revard:** Asked how many producing wells were reported. **Councilwoman Gray:** Asked when BIA will reopen. **Councilman Redcorn:** Voiced concern about declining daily production. Would like daily production and rig numbers on the monthly reports, along with key performance indicators. OMC needs to know which wells are producing and which aren't. Reports could help get orphan wells back in production. **Phillips:** BIA reopening could take place in 4-6 weeks, if it's safe with COVID. More information will be included in future reports. Currently, there are 14,852 wells and 3,230 saltwater disposal wells.

Councilman Redcorn: OMC Production Committee needs to meet with BIA to discuss why production is down on May 3 at 3:00 p.m. **Councilwoman Gray:** BIA should prepare for a lease sale. **Phillips:** OMC has to make a resolution saying they want BIA to have a lease sale, and BIA-Eastern Oklahoma Regional Office in Muskogee will do the sale.

Resolution: Work with the BIA Superintendent to begin quarterly lease sales

Motion by **Councilwoman Gray** Second by **Councilman Redcorn**

Discussion: Councilmen Redcorn, Redeagle, and Gray agreed lease sales need to be done as soon as possible.

Councilwoman Forman	<u>Y</u>	Councilwoman Gray	<u>Y</u>
Councilwoman Harlan	<u>Y</u>	Councilman Redcorn	<u>Y</u>
2 nd Chairman Redeagle	<u>Y</u>	Councilman Revard	<u>A</u>
Chairman Waller	<u>Y</u>		

Motion passes: yes 6, no 0, abstain 1

- V. **Bureau of Trust Fund Administration**—Janel Perry said they continue to work from home, but they are always available by phone or email and provided phone numbers. **BTFA:** 918.287.5791; **Paula:** 918.287.5792; **Stephanie:** 918.287.5794; **Janel:** 918.287.5797 or 918.861.9063 cell. **Beneficiary line:** 888.678.6836. Perry stated that Lacey Reynolds does a great job helping people and always sends the information to BTFA quickly. She announced an upcoming event on financial literacy with dates TBD. **Chairman Waller:** Thanked BTFA for being helpful to shareholders, especially through the pandemic.

- VI. **New business**

- A. **Resolution:** Novy Oil and Gas – SWD Easement
Motion by **2nd Chairman Redeagle** Second by **Councilman Redcorn**
Councilwoman Gray Y Councilwoman Harlan A

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Councilman Redcorn Y 2nd Chairman Redeagle Y
Councilman Revard A Chairman Waller Y
Councilwoman Forman Y
Motion passes: yes 5, no _____, abstain 2

B. Enid Raw Water Pipeline – waived 214 Lease

Discussion: 8.7 mile pipeline from the west end of Ponca City selling water from Kaw Lake to the City of Enid **Chairman Waller:** Wanted to clarify where the easement, i.e. waterline, was located—under the bridge on U.S. 60. **City of Enid Engineer Eric Fladie:** Yes, between the two Arkansas River Crossings. All easements are acquired except OMC's. **Chairman Waller:** Inquired whether the sale of any dirt would take place. **Fladie:** No; all dirt moved will be put back in the earth. **Councilwoman Forman:** Asked if all other authorities have approved. **Fladie:** All environmental permitting is complete and approved. Tulsa Corps of Engineers is in process. **Councilman Redcorn:** The easement will not affect oil and gas operations, so **OMC has signatory authority.** No resolution or vote is necessary. **Chairman Waller:** Asked Lacey Reynolds to draft a letter, and he will sign and send it today.

C. Resolution: Have ExtracTech LLC meet with the Production and Development Committee to use their equipment for the possibility of increasing productivity.

Discussion: Del Olivarez is from **ExtracTech LLC** with equipment that triples oil production and wants work with OMC and their wells. **Councilman Revard:** Asked if a study could be done on Osage to see if productivity increases. **Olivarez:** Yes. He provided more examples of productivity increases. He said skid refining has a lot of potential. **Councilman Redcorn:** Distal and residual sales can make money with jet and diesel fuel.

Motion by **Councilwoman Harlan** Second by **Chairman Waller**

Councilwoman Harlan Y Councilman Redcorn Y
2nd Chairman Redeagle Y Councilman Revard Y
Chairman Waller Y Councilwoman Forman Y
Councilwoman Gray Y

Motion passes: yes 7, no 0, abstain 0

D. Resolution: Drum keeper donation of \$5,000 to each district

Motion by **Chairman Waller** Second by **Councilwoman Gray**

Councilman Redcorn Y 2nd Chairman Redeagle Y
Councilman Revard Y Chairman Waller Y
Councilwoman Forman Y Councilwoman Gray Y
Councilwoman Harlan Y

Motion passes: yes 7, no 0, abstain 0

VII. Enter executive session

Motion by **Councilman Redcorn** Second by **Councilwoman Harlan**

2nd Chairman Redeagle Y Councilman Revard Y
Chairman Waller Y Councilwoman Forman Y
Councilwoman Gray Y Councilwoman Harlan Y
Councilman Redcorn Y

Motion passes: yes 7, no 0, abstain 0

Executive session started at 11:40, after a break.

VIII. Resume meeting after executive session

Motion by **Councilman Redcorn** Second by **Second Chairman Redeagle**

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Councilman Revard Y Chairman Waller Y
Councilwoman Forman Y Councilwoman Gray Y
Councilwoman Harlan Y Councilman Redcorn Y
2nd Chairman Redeagle Y
Motion passes: yes 7, no 0, abstain 0
Meeting resumed at 1:35 p.m.

IX. Resolution: OMC Chairman has signatory authority on nondisclosure agreements, as deemed necessary.

Motion by **Councilwoman Gray** Second by **Councilwoman Harlan**
Chairman Waller Y Councilwoman Forman N
Councilwoman Gray Y Councilwoman Harlan Y
Councilman Redcorn Y 2nd Chairman Redeagle Y
Councilman Revard N
Motion passes: yes 5, no 2, abstain 0

X. Old business

- A. Resolution:** OMC will host informational meetings about TERA at the three districts in May and, possibly, add additional zoom meetings, if the Council thinks more information needs to be provided to shareholders.

Discussion: Councilman Revard: Likes the idea of holding meetings but thinks it's premature to have meetings. **Councilwoman Forman:** Thinks OMC needs a reset on TERA. **Councilwoman Gray:** Meetings will let shareholders know OMC is listening and cares about their opinions. There are 13 months left on terms and priorities need to be made. Council needs to answer as many questions about TERA as possible. Think about possibly hosting a meeting in Tulsa, too. **Councilman Redeagle:** Meetings are a good idea. Address the public, get together, and reset. **Councilman Redcorn:** OMC has gone as far as it can with TERA. It's time to present to the Nation, BIA, and go through the executive process. Revenue was lost when U.S. took over. Resources and revenue will keep going down unless sovereignty is exercised; he likes TERA. Now, it's time to see what the community says. BIA is not in favor of TERA. OMC is here to make the people happier and for the best interest of our children. If the public doesn't want TERA, don't do it; if they do, vote in favor. **Councilman Revard:** He disagrees with Councilman Redcorn. No one on OMC is in agreement on any section in the TERA document. Shareholders need to have the information, but wait until OMC has reached a concession.

After vote, Chairman Waller: OMC represents shareholders; we need to hear from them. We are here to help them and need know what they think.

Motion by **Councilwoman Gray** Second by **Councilman Redcorn**
Councilwoman Forman N Councilwoman Gray Y
Councilwoman Harlan Y Councilman Redcorn Y
2nd Chairman Redeagle Y Councilman Revard N
Chairman Waller Y
Motion passes: yes 5, no 2, abstain 0

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- B. CMP Update—Councilwoman Forman:** Said she was verbally told by the USFWS Director and Biologist the CMP was approved, and approval letter was sent to BIA for approval. She spoke to the BIA Superintendent said a letter was sent March 30—letter still not received—verbally said the CMP is in compliance. We are now waiting for the letter and for the ABB emergence in May.

XI. Committee reports

- A. Councilwoman Gray:** Reported the Finance and Budget Committee will meet next week. She reminded everyone the “wish” list for the American Rescue Fund is due May 2. Send all budget needs to Lacey Reynolds for all of OMC to decide on priorities.
- B. Councilman Revard:** Provided an update of the Well Plugging Committee. Needed clarification on whether the committee needed signed contracts; there was confusion about whether OMC has to adhere to the Nation’s guidelines. The conclusion was yes. Osage Nation procedures for contracts must be followed. Emergency well plugging has started again; contracts are in place with the Nation’s regulations.
- C. Councilman Redcorn:** The Production and Development Committee needs one more month to give the information about Avant and the possibility of production there.

XII. Approval of minutes from OMC’s April 9, 2021 meeting

Motion by 2nd Chair Redeagle	Second by Councilwoman Harlan
Councilwoman Harlan <u>Y</u>	Councilman Redcorn <u>Y</u>
2 nd Chairman Redeagle <u>Y</u>	Councilman Revard <u>Y</u>
Chairman Waller <u>Y</u>	Councilwoman Forman <u>Y</u>
Councilwoman Gray <u>Y</u>	
Motion passes: yes <u>7</u> , no <u>0</u> , abstain <u>0</u>	

XIII. Motion to adjourn

Motion by Councilwoman Harlan	Second by Councilwoman Gray
Councilwoman Gray <u>Y</u>	Councilwoman Harlan <u>Y</u>
Councilman Redcorn <u>Y</u>	2 nd Chairman Redeagle <u>Y</u>
Councilman Revard <u>Y</u>	Chairman Waller <u>Y</u>
Councilwoman Forman <u>Y</u>	
Motion passes: yes <u>7</u> , no <u>0</u> , abstain <u>0</u>	

Meeting adjourned at 2:15 p.m.

Approved by the Fourth Osage Minerals
Council on the 7th day of May, 2021.



Everett Waller, Chairman

Executive Administrative Assistant