



INDUSTRIAL COMMISSION OF NORTH DAKOTA

Doug Burgum
Governor

Drew H. Wrigley
Attorney General

Doug Goehring
Agriculture Commissioner

REVISED AGENDA

Industrial Commission of North Dakota

Thursday, August 4, 2022

Governor's Conference Room – 1:00 p.m.

Microsoft Teams Link

- I. North Dakota Transmission Authority – *John Weeda*
 - A. Update of Midwest Independent Service Operator (MISO) transmission projects (Attachment 1)
 - B. Introduction of Claire Vigessa, Transmission Authority Deputy Director
 - C. Other North Dakota Transmission Authority business

(approximately 1:20 p.m.)

- III. Oil and Gas Research Program – *Brent Brannan*
 - A. Presentation of the Oil and Gas Research Fund financial report – (Attach. 3) *Karlene Fine*
 - B. **Consideration of the Oil and Gas Research Council recommendation to allocate additional funding for the “Field Study to Determine the Feasibility of Developing Salt Caverns for Hydrocarbon Storage in Western North Dakota” and to consider a request from the EERC to amend Contract G-054-104 regarding this Study** (Attachment 4)
 - C. **Consideration of the Oil and Gas Research Council recommendation regarding the following Grant Round 56 application:**
 - 1. G-056-01: “**Agricultural Carbon Capture in Western North Dakota**”; Submitted by North Dakota Natural Resources Trust; Principal Investigator: Dr. Rebecca Phillips; Project Duration: 2 years; Total Project Cost \$1,051,000; **Recommended Funding: \$500,000** (Attachment 5)
 - C. Other Oil and Gas Research Program business

(approximately 1:40 p.m.)

- IV. North Dakota Department of Mineral Resources Business – *Lynn Helms*
 - A. **Consideration of orders for the following cases:** (Attachment 6)
 - Case 28712, Order 31257 – Unit termination
 - Case 29279, Order 31848 and Case 29449, Order 31973 – Drill-Back Policy
 - Case 29348, Order 31918– determination of bond amount
 - B. Update on Litigation:*

- Case No. 31-2020-CV-0018 - Northern Oil and Gas, Inc. vs. Continental Resources, Inc.; Board of University and School Lands and ND Industrial Commission et al.
- Case No. 05-2019-CV-00085 - Northwest Landowners Association vs. State of North Dakota, et al.
- Case No. 27-2022-CV-00305 - Blue Steel Oil and Gas, LLC v. North Dakota Industrial Commission, Slawson Exploration Company, Inc and White Butte Oil Operations, LLC
- Case No. 13-2022-CV-00059 – Specialized Technological Threading, Inc., v. North Dakota Industrial Commission
- North Dakota Industrial Commission v. U.S. Department of Interior
- Dominek v Equinor et al.

C. Other North Dakota Department of Mineral Resources business

* Possible Executive Session under N.D.C.C. 44-04-19.1(9) & 44-04-19.2 for attorney consultation

(approximately 2:20 p.m.)

V. Bank of North Dakota Business – *Todd Steinwand*

- A. Presentation by College SAVE Audit Report – Dec. 31, 2021 (Attach. 7) – *Rob Pfennig*
- B. Presentation of Second Quarter 2022 Performance Highlights (Attachment 8)
- C. Presentation of Bank of North Dakota Advisory Board May 19, 2022 nonconfidential meeting minutes. (Attachment 9)
- C. Other Bank of North Dakota business

*******Consideration of a motion to close the meeting pursuant to N.D.C.C. §44-04-18.4 to discuss commercial information including the North Dakota Mill's marketing strategies and sales plan and under the authority of North Dakota Century Code 44-04-19.1 (5) the Industrial Commission enter into executive session for the purpose of attorney consultation on Case 29224.**

&

Meeting closed pursuant to N.D.C.C. 6-09-35 to discuss items listed below on the agenda under Bank of North Dakota Confidential Business*****

(approximately 2:40 p.m.)

VI. Department of Mineral Resources Confidential Business – *Lynn Helms, Steve Nelson*

- A. Discussion on Petition of Reconsideration for Case 29224, Order 31792 (Attachment 10)

(approximately 2:50 p.m.)

VII. Bank of North Dakota Confidential Business – *Todd Steinwand, Craig Hanson, Kirby Evanger, Kelvin Hullet*

- A. **Consideration of loan requests** (Attachments 11-19)
- B. Presentation of the following reports:
 - 1. Non-Accrual Loans Quarterly Recap/Detail (Attachment 20)
 - 2. Problem Loans – Adversely Classified Quarterly Recap (Attachment 21)

- 3. Loan Charge-Offs and recoveries Y.T.D. 6/30/2022 (Attachment 22)
- 4. Off-Balance Sheet Risk Quarterly Recap/Detail (Attachment 23)
- C. Presentation of Bank of North Dakota Advisory Board May 19, 2022, confidential meeting minutes. (Attachment 24)
- D. Other Bank of North Dakota confidential (as defined under N.D.C.C. 6-09-35) business

(approximately 3:45 p.m.)

VIII. North Dakota Mill Confidential Business – *Vance Taylor, Cathy Dub*

- A. Discussion of North Dakota Mill's marketing strategies and sales plan (Attachment 25)

*****Meeting returns to open session*****

(approximately 4:10 p.m.)

IX. North Dakota Mill – *Vance Taylor, Cathy Dub*

- A. **Consideration of FY23 North Dakota Mill Strategic Plan** (Attachment 26)
- B. Presentation of 4th Quarter and Fiscal Year End Report (Attachment 27)
- C. Report on Year End Transfers (Attachment 28)
- D. **Consideration of FY 2023 Gain Share Plan** (Attachment 29)
- E. Report on FY2022 Capital Expenditures (Attachment 30)
- F. **Consideration of FY 2023 Capital Plan** (Attachment 31)
- G. **Consideration of Resolution of Appreciation** (Attachment 32)
- H. Other North Dakota Mill business

(approximately 4:35 p.m.)

X. Administrative Business – *Karlene Fine*

- A. **Consideration of the Authorization for transfer of agency/program funds to Administrative Office.** (Attachment 33)
- B. **Reconsideration of salary adjustment** (Attachment 34)
- C. **Consideration of April meeting minutes.** (Attachment 35)
- D. Other Industrial Commission Administrative business

Bold items require Industrial Commission action