AGENDA
Industrial Commission of North Dakota
Monday, June 30, 2022
Governor’s Conference Room – 12:30 p.m.

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I. Public Finance Authority – DeAnn Ament
   A. Presentation of the ND Public Finance Authority 2021 Audit report – Mindy Piatz, Brady Martz (Attachment 1)
   B. Presentation of the ND Public Finance Authority 2021 Annual Report (Attachment 2)
   C. Consideration of the following Clean Water State Revolving Fund (SRF) loan application for the City of Wilton – $1,319,000 (Attachment 3)
   D. Consideration of the following Drinking Water State Revolving Fund (SRF) Drinking Water loan applications:
      1. City of Wilton – $1,688,000 (Attachment 4)
      2. City of Grand Forks – $1,778,000 (Attachment 5)
   E. Presentation of memorandum on loans approved by the Public Finance Authority Advisory Committee for the following entities: (Attachment 6)
      1. City of Forman – Clean Water - $550,000
      2. Dakota Rural Water District, Drinking Water – increase of $626,00 (total loan of $2,176,000)
      3. City of Forman – Drinking Water – $871,000
      4. City of Grand Forks (Lead Service Line) – Drinking Water - $375,000 (loan forgiveness of $337,500)
      5. Northeast Regional Water District – Drinking Water - increase of $118,000 (total loan of $3,118,000)
   F. Consideration of an amendment to the Public Finance Authority Policy P-3B (Attachment 7)
   G. Other Public Finance Authority business (approximately 12:50 p.m.)

II. North Dakota Mill – Vance Taylor
   A. Consideration of Midds Storage & Handling System Project – Phase I (Attach. 8)
   B. Consideration of Asphalt & Concrete Road Refurbishment Project (Attachment 9)
   C. Consideration of transfers for Fiscal Year 2022 (Attachment 10)
   D. Other North Dakota Mill business
III. North Dakota Housing Finance Agency Business – Dave Flohr
   A. Consideration of the 2022 Series F Bond Resolution (tax exempt) (Attachment 11)
   B. Other North Dakota Housing Finance Agency business

(approximately 1:20 a.m.)

*****Consideration of a motion to close the meeting pursuant to Chapter 54-17.6-06 (Oil and Gas Research Program) *****

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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********

IV. North Dakota Oil and Gas Research Program Confidential Business – Reice Haase
   A. Consideration of a request for confidentiality (Attachment 12)

(approximately 1:25 p.m.)

V. Bank of North Dakota Confidential Business – Todd Steinwand, Craig Hanson, Kirby Evanger
   A. Consideration of loan requests (Attachments 13 & 14)
   B. Presentation of Concentrations of Credit 3/31/2022 (Attachment 15)
   C. Presentation of Participation Bank Breakdown Report (Attachment 16)
   D. Problem Loans
   E. Presentation of Bank of North Dakota Advisory Board April 21, 2022 confidential meeting minutes. (Attachment 17)
   F. Other Bank of North Dakota confidential (as defined under N.D.C.C. 6-09-35) business

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

(approximately 2:15 p.m.)

VI. North Dakota Transmission Authority – John Weeda
   A. Consideration of the Transmission Authority being appointed to submit an application for Infrastructure Investment and Jobs Act annual formula grant funding to enhance electric grid resilience. (Attachment 18)
   B. Other North Dakota Transmission Authority business

(approximately 2:25 p.m.)

VII. North Dakota Pipeline Authority – Justin Kringstad
   A. Consideration of a support letter to FERC for the Wahpeton Expansion Project (Attachment 19)
   B. Other Pipeline Authority business

(approximately 2:35 p.m.)

VIII. North Dakota Department of Mineral Resources Business – Lynn Helms
   A. Consideration of orders for the following cases: (Attachment 20)
      Case 29224, Order 31792 – unitization of the Haystack Butte (Bakken Pool) Unit
      Case 29225 – ratification of the plan of unitization for the Haystack Butte (Bakken Pool) Unit
Case 29038, Order 31702 – confiscation of certain abandoned wells operated by 31 Operating, LLC.

Case 29331, Order 31901 – confiscation of pipelines and related equipment, etc. at certain produced water underground gathering pipeline systems

B. Presentation of Oil and Gas Division Quarterly Report (Attachment 21) – Bruce Hicks

C. 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. 04-2021-CV-00011 Gallatin Oil, LLC vs. ND Industrial Commission, Attorney General Stenehjem and Lime Rock Resources III-A, L.P.
   • Case No. 13-2021-CV-00036 - Blue Appaloosa vs. North Dakota Industrial Commission
   • 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
   • North Dakota Industrial Commission v. U.S. Department of Interior

D. 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

IX. Bank of North Dakota Business – Todd Steinwand
   A. Presentation of the Stress Testing Results – Dave Falkenstein (Attachment 22)
   B. Consideration of Resolution of Appreciation for Gary Petersen (Attachment 23)
   C. Presentation of Bank of North Dakota Advisory Board April 21, 2022 nonconfidential meeting minutes. (Attachment 24)
   D. Other Bank of North Dakota business

   (approximately 4:00 p.m.)

X. Western Area Water Supply Authority – Karlene Fine
   A. Consideration of a $29,512.96 capital expenditure (Attachment 25)
   B. Other Western Area Water Supply Authority business

XI. Administrative Business – Karlene Fine
   A. Consideration of Executive Director’s recommendation on salary adjustments (Attachment 26)
   B. Consideration of Industrial Commission meeting minutes. (Attachments 27 & 28)
   C. Other Industrial Commission Administrative business

Bold items require Industrial Commission action