



**RESOLUTION OF THE GOVERNING BODY  
OF THE  
THREE AFFILIATED TRIBES  
OF THE  
FORT BERTHOLD INDIAN RESERVATION**

*A Resolution entitled, "Assignment of MHA Systems to MHA Enterprises, Inc."*

**WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

**WHEREAS,** The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

**WHEREAS,** Article VI, Section 5(a) of the Constitution of the Three Affiliated Tribes specifically authorizes the Tribal Business Council the authority to manage all economic affairs and enterprises of Three Affiliated Tribes; and

**WHEREAS,** The Tribal Business Council chartered MHA Enterprises, Inc. pursuant to Resolution No. 03-061-RP to serve as a holding company for Three Affiliated Tribes' for-profit business entities; and

**WHEREAS,** The Tribal Business Council assigned the Forth Berthold Development Corporation, Twin Buttes Custom Homes, Inc., Mandaree Solid Surfaces Corporation and Elbo Woods Works as sub-entities of MHA Enterprises, Inc.; and

**WHEREAS,** MHA Systems is a Tribally owned business which the Tribal Business Council desires to assign to MHA Enterprises, Inc. to manage and operate.

**NOW THEREFORE BE IT RESOLVED,** That the Tribal Business Council of the Three Affiliated Tribes hereby provides that ownership of MHA Systems, a for-profit enterprise of Three Affiliated Tribes, is hereby assigned to MHA Enterprises, Inc. in accordance with its Charter; provided, that the restructuring of the Board of Directors of MHA Systems will be presented to the Tribal Business Council and approved separately and be subject to the provision of the Charter of MHA Enterprises that the Chief Executive Officer of MHA Enterprises will serve on the MHA Systems' Board of Directors; and with the further understanding that in no event shall such a transfer of the ownership of the MHA Systems be made in violation of any existing contract, agreement, memorandum of understanding or other kind of agreement between any third party and MHA Systems or be made in such a way as to violate the terms and conditions of any governmentally granted status of MHA Systems as a minority owned business entitled to any preference under Federal or State law, particularly with regard to its application for 8(a) status with the Small Business Administration.

# Budget MHA Systems 2002-03

## Expected Training costs with ESSI

### Requesting working capital

Total wages for 6 employees for one week	\$2,880.00
3 workers @ \$8.00x20% for benefits	\$192.00
2 workers @ \$9.00x20% for benefits	\$144.00
1 worker @ \$15.00x20% for benefits	\$120.00
wages & benefits total	<b>\$3,336.00</b>

Per Diem Travel to St. Louis Missouri 152.00 per day x 6 employees \$912.00

.36 x2300 miles \$828.00  
Total cost for St. Louis Training \$5,076.00

**Training with Laticer - no fees** \$0.00  
Per diem for 1 person for 6 days \$510.00  
wages for 5 days \$600.00  
20% for benefits \$120.00  
Total \$1,230.00

**Training with DCL. In Belcourt**  
wages for 5 days \$600.00  
x 20% for benefits \$120.00  
Per diem for 1 person for 6 days \$510.00  
Total Wages \$1,230.00

1 worker at \$8.00 x 5wks (200)hours	\$1,600.00
x 20% for benefits	\$320.00
Project Manager - 2 weeks @ 80 hours x \$15.00 x 20% benefits \$240.00	<u>\$1,440.00</u>
	\$5,280.00
Total cost of training and workers to stay on board	\$16,152.00
Balance to be used as operating expense and set up for the DOD. Contract	\$18,848.00
<b>Total Operating costs</b>	<b>\$35,000.00</b>

**MHA Systems is requesting a loan amount of \$35,000, which loan will be defered within one year until after receiving the contract from DOD with an interest rate of 1%.**



**CERTIFICATION**

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 28<sup>th</sup> day of April, 2003, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 3 members, 1 members opposed, 1 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman  Voting. [ ] Not Voting.

Dated this 28<sup>th</sup> day of April, 2003.

**ATTEST:**

Tex G. Hall  
Chairman, Tex G. Hall  
Tribal Business Council

Daylon Spotted Bear  
Executive Secretary, Daylon Spotted Bear  
Tribal Business Council