



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

A Resolution entitled, "Authorization For A \$75,000.00 Advance To the MHA Enterprise, Inc. FY-04 Budget to the Corporation."

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-laws under said Act; and

WHEREAS, The Constitution of the Three Affiliated Tribes 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, The Tribal Business Council through Resolution 03-061 created and incorporated MHA Enterprises, Inc. by granting a corporate charter to said corporation; and

WHEREAS, MHA Enterprises, Inc. was incorporated for the purpose of acquiring, developing, operating and maintaining business enterprises both on and off the Fort Berthold Reservation; and

WHEREAS, Section 4 of said Articles of Incorporation grants MHA Enterprise, Inc. the power to exercise all powers necessary to effect any or all of the purposes for which the Corporation is organized and chartered; and

WHEREAS, Sections 7.1 and 7.2 require that the corporation have a fiscal year and an annual business plan including a fiscal year budget; and

WHEREAS, MHA Enterprises, Inc. has adopted a FY 2004 budget which has been approved by the Board of Directors and the Tribal Business Council; and

WHEREAS, the Corporation is requesting a Seventy-Five Thousand Dollar (\$75,000.00) advance and draw on its FY 2004 Budget to be used for its general operating expenses; and

WHEREAS, the Tribal Business Council desires to approve this request.

NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby authorizes and approves a Seventy-Five Thousand Dollar (\$75,000.00) draw to MHA Enterprises, Inc on its FY-04 Budget to be used for general operating expenses.

VOTE: 4 Ayes, 1 Nay, 0 Abstentions, 0 Not voting. Motion carried.

11. **FOUR BEARS CASINO AND LODGE UPDATE:**

Councilman Phelan moved for approval to negotiate for the State Lottery; and in the event, the State is not willing to negotiate to look into avenues for National Lottery. Councilman Wells seconded the motion. [Steve Kelly to write the letter.]

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

12. **RESOLUTION NO. 04-011-RP; STATE INCOME TAX COLLECTION:**

Councilman Wells moved for approval of a Retainer Agreement to engage Greg Larson from Wheeler Wolf Law Firm to assist in the latter of tax litigation, not to exceed \$50,000 to \$75,000. Councilman Packineau seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

13. **LAUNDROMAT AND DRY CLEANING ESTABLISHMENT:**

Councilman Phelan moved for approval to direct the Four Bears Casino and Lodge to pursue the establishment of a Laundromat with a dry cleaning store located in the RV Park. Councilman Packineau seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

14. **RESOLUTION NO. 04-012-RP; C-STORE:**

Councilman Gillette moved for approval to direct the Four Bears Casino and Lodge to look at building new C-Store in the Four Bears District. Councilman Wells seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

15. **FOUR BEARS CASINO AND LODGE QUARTERLY INCENTIVES:**

Councilman Phelan moved for approval of the quarterly goals of the Four Bears Casino and Lodges and pays the incentives to the Management.

16. **SAFETY MHA TEST:**

17. **ORGANIZATIONAL CHART FOR MHA NATION:**

Councilman Packineau moved for approval of the organizational chart as presented. Councilman Phelan seconded the motion.

VOTE: 3 Ayes, 2 Nays, 0 Abstentions, 0 Not voting. Motion carried.

18. **RESOLUTION NO. 04-012-RPMHA HOLDING COMPANY:**

Councilman Wells moved for approval to authorize an advance on the MHA Holding Company FY-04 Budget the amount of \$75,000. draw request from the FY-04 budget. Councilman Packineau seconded the motion.

VOTE: 4 Ayes, 1 Nay, 0 Abstentions, 0 Not voting. Motion carried.

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VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

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CERTIFICATION

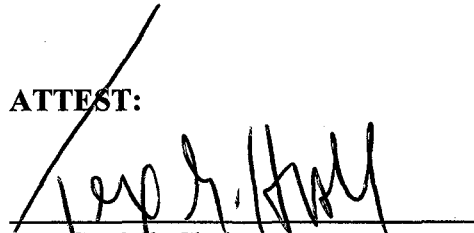
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 9th day of January, 2004; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 4 members, 1 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman voting. not voting.

Dated this 9th day of January, 2004.



Randy Phelan, Secretary
Tribal Business Council

ATTEST:


Tex G. Hall, Chairman
Tribal Business Council