



Mashpee Wampanoag Tribe

Failed

2021-RES-012

APPROVAL OF PROVIDER SERVICES AGREEMENT WITH MOM'S MEALS FOR MEAL PREPARATION AND DELIVERY

WHEREAS, the Mashpee Wampanoag Tribe (the "Tribe") is a federally-recognized Indian tribe with a duly-enacted Constitution;

WHEREAS, the Mashpee Wampanoag Tribal Council (the "Tribal Council"), the governing body of the Tribe, deems it essential under Article VI, § 2.A. of the Mashpee Wampanoag Tribal Constitution ("Constitution") to promote and protect the political integrity, economic security and general welfare of the Tribe and members of the Tribe;

WHEREAS, Article VI, § 2.D. of the Constitution empowers the Tribal Council to negotiate and enter into contracts and agreements with state and local governments, private persons and corporate entities;

WHEREAS, the Tribe desires to engage a food provider to prepare and deliver meals for Tribal Elders and ensure healthy meals are provide; (the "Food Services");

WHEREAS, the Tribe desires to engage PurFoods, LLC dba Mom's Meals to provide these Food Services to the Tribe;

WHEREAS, contractor PurFoods has submitted a Provider Services Agreement for these Food Services to serve eligible Tribal Elders (the "Agreement");

WHEREAS, the Tribal Council desires to approve and authorize the Tribal Vice Chairwoman and Tribal Secretary, or two (2) other Tribal Councilors, to execute the Agreement in substantially the same form as attached hereto as Exhibit A;

WHEREAS, the Tribal Council finds it in the best interests of the Tribe to express its authorization for the Tribal Vice Chairwoman and Tribal Secretary, or two (2) other Tribal Councilors, to execute any documents necessary to accept and approve the Agreement, and to take such other actions as are reasonable or necessary in furtherance of the execution or performance of this Agreement.



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NOW, THEREFORE, BE IT RESOLVED, that the Tribal Council hereby approves of and authorizes in substantial conformity the Agreement attached hereto as Exhibit A; and

BE IT FURTHER RESOLVED, nothing in this resolution or the Agreement shall be read or construed to effect, modify, limit, or waive the sovereign immunity of the MWT, its departments, agencies, organizations, officers, agents, employees and/or instrumentalities; and

BE IT FINALLY RESOLVED, that the Tribal Council authorizes the Tribal Vice Chairwoman and the Tribal Secretary, or other Tribal Council designee, to execute the Agreement and to take such other actions as are reasonable and necessary in furtherance of the execution or performance of this Agreement; and

All resolutions or parts of resolutions inconsistent with this resolution are repealed. This resolution is effective immediately and shall continue pursuant to the authority vested in the Tribal Council pursuant to Article VI, §§ 2.A. and D. of the Constitution.



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CERTIFICATION

We, the undersigned Chairperson and Secretary of the Mashpee Wampanoag Tribal Council, do hereby certify that the Tribal Council is composed of 13 members of whom 8, constituting a quorum, were present at an Emergency Meeting thereof, duly and regularly called, noticed, convened, and held on the 22nd Day of March, 2021 and that the foregoing resolution was duly adopted by the affirmative vote of 2 members, with 4 opposing, and with 2 not voting.

DATED this 22nd day of March, 2021.

Jessie Little Doe Baird, VICE CHAIRWOMAN
Mashpee Wampanoag Tribal Council

ATTEST:

Ann Marie Askew, SECRETARY
Mashpee Wampanoag Tribal Council