



2021-RES-020

**EMERGENCY RESOLUTION APPROVING ENGAGEMENT
LETTER WITH RICH MAY**

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

WHEREAS, the Mashpee Wampanoag Tribal Council (“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, in connection with development of Gooseberry Island, Matthew Haney, Trustee of the Gooseberry Island Trust, has filed suit against the Tribe in Barnstable Superior Court (the “Gooseberry Litigation”); and

WHEREAS, Tribal Council desires legal representation to defend the Tribe in the Gooseberry Litigation and protect its legal and aboriginal rights to the shellfish farm located in Popponnesett Bay; and

WHEREAS, Rich May has submitted an Engagement Letter to provide these legal services to the Tribe for the Tribal Council’s consideration (the “Engagement Letter”);

WHEREAS, the Tribal Council desires to approve the Engagement Letter with Rich May to provide the aforementioned legal services to the Tribe;

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Council approves Engagement Letter with Rich May in substantially the same form attached hereto as Exhibit A to provide the aforementioned services to the Tribe.

BE IT FINALLY RESOLVED, that the Tribal Council authorizes the Tribal Council Chairman, or Tribal Council Chairman designee, to execute the Agreement and to take such other actions

as are reasonable and necessary in furtherance of the execution or performance of the 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All resolutions or parts of resolutions inconsistent with this resolution are repealed.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.

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 called, noticed, convened, and held on the 26 day of May, 2021 and that the foregoing resolution was duly adopted by the affirmative vote of 6 members, with 0 opposing, and with 1 not voting.

DATED this 27th ; day of May, 2021.



Brian Weeden, Chairman
Mashpee Wampanoag Tribal Council

ATTEST:



Cassie Jackson, SECRETARY
Mashpee Wampanoag Tribal Council

EXHIBIT A
ENGAGEMENT LETTER

