



RATIFICATION OF EMERGENCY APPROVAL OF SIXTH EXTENSION TO MEMORANDUM OF UNDERSTANDING WITH TOWN OF MASHPEE

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; and

WHEREAS, the Tribal Council desires that there be continuous availability of law enforcement, fire and emergency medical services to all citizens, Indian and non-Indian, on the Trust lands near the Town of Mashpee and a smooth transition from state and local criminal jurisdiction over Tribal citizens; and

WHEREAS, the Tribal Council entered into a Memorandum of Understanding with the Town of Mashpee (“MOU”) on January 11, 2016 as attached that cover the delivery of fire, medical and law enforcement mutual aid to the Tribal Trust lands near the Town of Mashpee; and

WHEREAS, the Tribal Council has received notice that the MOU has expired and desires to extend the MOU until August 1, 2022, under the same terms and conditions by approving an Amendment to the MOU as attached hereto as Exhibit A, Sixth Extension; and

WHEREAS, on May 26, 2021, the Tribal Council adopted, 2021-RES-018, Emergency Approval of Sixth Amendment to Memorandum of Understanding with the Town of Mashpee, to clearly express its authorization for the Tribal Council Chairman, or in his absence, other Tribal Council Officer, to execute such amendment to the MOU, and to take such other actions as are reasonable or necessary in furtherance of the execution of performance of such MOU.

WHEREAS, the Tribal Council desires to ratify and confirm approval of the Sixth Amendment to the MOU with the Town of Mashpee under the terms attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Council hereby ratifies, affirms, confirms and approves the Sixth Amendment to the MOU as attached hereto with the Town of Mashpee to assist the Tribe with law enforcement mutual aid, and fire and emergency medical services on Tribal Trust Lands near the Town of Mashpee; and


BE IT FINALLY RESOLVED, that the Tribal Council hereby grants and authorizes the Tribal Council Chairman, or in his absence, other Tribal Council Officer, to execute the Sixth Amendment to the MOU and to take such other actions as are reasonable and necessary in furtherance of the execution or performance of the MOU.

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 9, constituting a quorum, were present at an Emergency Meeting thereof, duly called, noticed, convened, and held on the 9 day of June, 2021 and that the foregoing resolution was duly adopted by the affirmative vote of 5 members, with 0 opposing, and with 3 not voting.

DATED this 9 day of June, 2021.



BRIAN WEEDEN
Chairman, Mashpee Wampanoag Tribal Council

ATTEST:



Cassie Jackson, SECRETARY
Mashpee Wampanoag Tribal Council

EXHIBIT A

**SIXTH AMENDMENT TO THE PUBLIC SERVICES
MEMORANDUM OF UNDERSTANDING**

