



Mashpee Wampanoag Tribe
483 Great Neck Rd So. Mashpee, MA 02649
Phone (508) 477-0208 * Fax (508) 477-1218

2023-RES-001

**RATIFICATION OF APPROVAL OF THE SEVENTH
AMENDMENT 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 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, on December 9, 2022, at an Emergency Meeting duly called, the Tribal Council found it urgent and time sensitive to ensure 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 had received notice that the MOU expired and moved to approve an extension of the MOU, under the same terms and conditions with an amendment to Section 5 and Section 7.B as provided in the Seventh Amendment to the MOU, attached hereto as Exhibit A; and

WHEREAS, the Tribal Council now desires to affirm, confirm, ratify and approve the Seventh

Amendment to the MOU and authorization for the Presiding Officer, or 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.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Council hereby affirms, confirms, ratifies and approves the Seventh 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 affirms, confirms, ratifies, approves the authorization of the Presiding Officer, or other Tribal Council Officer, to execute the Seventh 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.

Effective immediately and until revoked or modified by the Tribal Council, pursuant to the authority vested in the Tribal Council pursuant to Article VI, Sections 2.A. and D. of the Constitution of the Mashpee Wampanoag Tribe.

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 Vice 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 a regular meeting thereof, duly called, noticed, convened, and held on the 11th day of January, 2023 and that the foregoing resolution was duly adopted by the affirmative vote of **7** members, with **0** opposing, and with **1** not voting.

DATED this 11th day of January, 2023



Carlton Hendricks, Jr.
Vice Chairperson and Presiding Officer
Mashpee Wampanoag Tribal Council

ATTEST:



Cassie Jackson, SECRETARY
Mashpee Wampanoag Tribal Council

EXHIBIT A

**SEVENTH AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN
THE MASHPEE WAMPANOAG TRIBE AND THE TOWN OF MASHPEE,
MASSACHUSETTS FOR THE PROVISION OF FIRE PROTECTION AND EMERGENCY
MEDICAL SERVICES AND LAW ENFORCEMENT MUTUAL AID ASSISTANCE**