



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

## **TRIBAL COUNCIL RESOLUTION 2023-RES-105**

### **APPROVAL OF BIA 1X FUNDING REQUEST**

**WHEREAS,** the Mashpee Wampanoag Tribe (“Tribe”), is a federally recognized Indian Tribe with duly-enacted Constitution and the governing body of the Tribe is known as the Mashpee Wampanoag Tribal Council (“Tribal Council”); and

**WHEREAS,** the Tribal Council, deems it essential under Article VI, § 2.A of the Mashpee Wampanoag Tribal Constitution (“Constitution”) to promote and protect the health, peace, morals, education, political integrity, economic security and general welfare of the Tribe and members of the Tribe; and

**WHEREAS,** Pursuant to Article VI, § 2 of the Constitution, the Tribal Council is empowered to exercise certain powers, including the power to promote and protect the economic security and general welfare of the Tribe and its members, and the power to negotiate and enter into contracts with other governments and with private persons and corporate entities; and

**WHEREAS,** the Tribal Council acknowledges that the Tribal Court has significant funding needs in order to operate the court system effectively and efficiently; and

**WHEREAS,** the Tribe is aware of BIA 1X Funding available from the BIA for the 2024 calendar year and desires to submit a request for funding for consideration (the “Funding Request”); and

**WHEREAS,** the Funding Request will support the increase in tribal court needs, caseload, and services as well as work on a future Wellness Court – Justice Systems and Alcohol and Substance Abuse Program to serve the Tribal community; and

**WHEREAS,** the Tribal Council desires to ratify, confirm, and affirm the approval and authorization to submit the updated 2024 BIA 1X Funding Request to the Office of Tribal Justice Support for consideration.

**NOW, THEREFORE, BE IT RESOLVED,** that the Tribal Council hereby ratifies, confirms and affirms the approval and authorization to submit the request for 2024 BIA 1X Funding to the Office of Tribal Justice Support for consideration.

**BE IT FINALLY RESOLVED,** that the Tribal Council hereby ratifies, confirms and affirms the authorization of the Tribal Council Chairman, or in his absence, other Tribal Council Officer, the requisite authority and power for and on behalf of the Tribe to take all necessary action to ensure the submission of the request for 2024 BIA 1X Funding to the Office of Tribal Justice Support.

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.

*(Remainder of Page Intentionally Blank)*

**CERTIFICATION**

We, the undersigned duly elected Chairman and Secretary of the Tribal Council do hereby certify that the above Resolution was duly adopted on November 9, 2023 by the Mashpee Wampanoag Tribal Council which is composed of 13 members, of whom 10 constituting a quorum, were present at a emergency meeting duly called, noticed, convened, and held on November 9, 2023 and that the foregoing Resolution was duly adopted by the affirmative vote of 9 members, with 0 opposing, and with 0 not voting and that said Resolution has not been rescinded or amended in any way.

Dated this 11th day of November, 2023.



Brian Weeden, Chairman  
Mashpee Wampanoag Tribal Council

ATTEST:



Cassie Jackson, Secretary  
Mashpee Wampanoag Tribal Council



**Mashpee Wampanoag Tribal Court**  
483 Great Neck Rd. P.O. Box 480 Mashpee, MA 02649  
Phone (508) 477-0208 Fax (774) 361-6032

November 9<sup>th</sup>, 2023

Melissa L. Lee, *Tribal Court Assessment Specialist*  
Tribal Justice Support  
U.S. Department of Interior - Indian Affairs  
1001 Indian School Road NW  
Albuquerque, New Mexico 87104

Dear Ms. Lee,

On behalf of the Mashpee Wampanoag Tribe, we hereby request that the BIA Division of Tribal Justice Support provide annual funds for our tribal court and its operations. Due to ongoing financial difficulties tied to our lack of Economic Development, our Tribe has very little revenue to provide funding for court related business. This lack of funding can impact our ability to operate our tribal court effectively and efficiently. At this time, we are operating on BIA 1X funding for court operation for 1 year, however it ends in December 2023.

This request is for the day to day running of our judicial system. Additionally, we have been approved for Wellness Court which will be implemented in 2024.

We have 42 families living on reservation land. The Mashpee Wampanoag Homes has increased cases into our court; such as criminal cases, protective orders and potential evictions. We also have a very serious need for mental health legislation and as a community we have seen increases in substance abuse which is the reason for Wellness Court.

Below is the current case status for year 2023:

14 – Cases opened in 2023  
21 – Open/Active Cases  
64 – Total Hearings conducted 2023

Attached to this letter is the funding and travel request spreadsheet with narrative. We understand that you need documentation to support all these costs. It is difficult to estimate how many cases may be filed or come before the bench. Often it varies from year to year, grant funding will sometimes offset the amount needed, but currently we do not have any grant funding. Therefore, it is difficult to provide copies of documents to support each cost.

Mashpee Wampanoag Tribal Court is Funded through the Bureau of Indian Affairs (BIA) 93-638 contracting.

If there are any questions regarding these requests, please contact Nancy Rose, Court Administrator at [Nancy.Rose@mwtribe-nsn.gov](mailto:Nancy.Rose@mwtribe-nsn.gov) and 508-477-0208 ext 190. If you approve this funding request, in your approval letter, please also let us know how and when the funding will be disbursed to us.

Thank you.

Respectfully,

A handwritten signature in black ink, appearing to read "Brian Weeden", with a long horizontal flourish extending to the right.

Brian Weeden,  
Chairman

Mashpee Wampanoag Tribal Council

**Mashpee Wampanoag Tribal Court**  
**BIA 1X Funding Budget**  
**January 1, 2024 thru December 31, 2024**  
**BIA Budget #TBD**

Description	G/L Code	Period Budget
<b>Income</b>		
BIA 1X Funding (\$\$\$\$)		0.00
<b>Total Income (Tribal)</b>		<b>0.00</b>
<b>Contracted Staff</b>		
Chief Judge - RM	6480	35,000.00
Supreme Court Judge - TW	6480	2,000.00
Supreme Court Judge - MF	6480	2,000.00
District Court Judge - AW	6480	30,000.00
District Court Judge - JM	6480	30,000.00
ICWA Attorney - Victoria Miranda	6481	15,000.00
Prosecutor - Brendan Cox	6480	10,000.00
Tribal Member Public Defender	6480	10,000.00
Jury Stipend	6480	1,000.00
GAL - Guardian Ad Litem	6480	10,000.00
(2) Bailiffs (Contract Male & Female) @ \$35.00 per hr x 20 per mth = \$700 x 12 = \$8400	6480	8,400.00
Intern @ \$50.00 per hour	6480	1,000.00
<b>Total</b>		<b>154,400.00</b>
<b>NAICJA Travel @Las Vegas for 4 Staff including one Judge</b>		
Airfare	6514	3,730.00
Lodging	6912	3,040.00
Conference Fees x 4 Judges and 3 Staff Mbrs x \$600.00 = \$4200.00 (we do pay for all Contracted Judges conference fees)	6510	4,200.00
Meals	6911	2,050.00
Other - Ground Trans./Gas/Car Rental	6510	800.00
<b>Total NAICJA Travel</b>		<b>13,820.00</b>
<b>Personnel</b>		
Court Clerk (35hrs x \$33.00)	6100	60,060.00
Fringe @ 35%	6350	21,021.00
Assistant Court Clerk (35hrs x \$30.00)	6100	54,600.00
Fringe @ 35%	6350	19,110.00
Court Admin (35hrs x \$38.68 = \$70397.60)	6100	70,397.60
Fringe @ 35% x	6350	24,639.16
<b>Total</b>		<b>249,827.76</b>
<b>Supplies</b>		
Office Supplies -	6710	3,000.00
PROBATION Laptop and Military Style case and cell phone (\$540)	6710	
PROBATION - GPS Tracking Device Kit \$800.00 each kit x (4) Kits = \$3,200.00 and Daily Monitoring Fee for 120 @ \$1.95 per day = \$234.00	6750	3,434.00
ZOOM Fee		160.00
JAVS (AudioVideoRecording) Annual Maintenance/Support	6850	1,600.00
Case Management System w/Jury Mgmt Module @ \$39,250 and Annual Costs of \$7,700		46,950.00
Annual Xerox Machine Maint/Support		1,200.00
Ring Camera & Panic Button Protection Plan Pro for Detention		200.00
<b>Room</b>		
NAICJA Membership for all Judges @ \$125.00 x 5 = \$625.00		625.00
Postage	6970	150.00
<b>Total Supplies</b>		<b>59,859.00</b>
<b>Total Direct Cost</b>		<b>477,906.76</b>

Description	G/L Code	Period Budget
<b>BIA Budget #TBD</b>		
<b>Income</b>		
BIA 1X Funding (\$TBD)		0.00
<b>Total Income (Tribal)</b>		<b>0.00</b>
<b>Contracted Staff</b>		
Peacemakers	6480	500.00
Traditional Visitor (Probation)	6480	10,000.00
<b>Total</b>		<b>10,500.00</b>
<b>Professional Services</b>		
EIC (7 mbrs x \$75 = \$525.00 per mtg) 24 mtgs per year	6490	12,600.00
<b>Total EIC</b>		<b>12,600.00</b>
<b>Total Direct Cost</b>		<b>23,100.00</b>
<b>Total Direct Cost from Budget #TBD(page #1)</b>		<b>477,906.76</b>
<b>GRAND TOTAL</b>		<b>501,006.76</b>