



MASHPEE WAMPANOAG TRIBAL COUNCIL

483 Great Neck Rd. South

Mashpee, MA 02469

Tribal Council Chambers

Regular Meeting

Via Zoom Conference Call

August 26, 2020

**Meeting Minutes Approved on 10/21/2020**

- I. **CALL TO ORDER-** Chairman Cromwell                      **OPEN PRAYER-** Dave Weeden  
Chairman Cedric Cromwell called to order the Regular Meeting of the Mashpee Wampanoag Tribal Council @ 5:50 pm  
Regular Session began at: 5:50 pm  
Executive Session began at: 6:21 pm  
Out of Executive Session at 6:35 pm  
Back into Executive session at 6:43 pm  
Out of Executive Session at 7:14 pm  
Back into Executive Session at 7:40 pm  
Out of Executive Session at 8:00 pm  
Adjourned at: 8:01pm
  
- II. **HOUSEKEEPING**  
Attendance: Cedric Cromwell, Jessie Baird, Winnie Graham, Brian Weeden, Gordon Harris, Rita Gonsalves, Carlton Hendricks, Aaron Tobey Jr., David Weeden, Yvonne Avant, and Ann Marie Askew Quorum (11)
  - a. Guests were: Attorney's Rebekah Salguero
  
  - b. Motion made by Vice Chairwoman Baird and 2<sup>nd</sup> by Councilwoman Gonsalves to commence today's Regular Tribal Council Meeting on Wednesday 8/26/20 via Zoom conference call. All those in favor were Councilwoman Johnson Graham, Vice Chair Baird, Treasurer Harris, Councilwoman Gonsalves, Councilman Hendricks, Councilman D. Weeden, Councilman Tobey, Councilwoman Avant, and Secretary Askew. All those opposed were Councilman B. Weeden. Motion passed.
  
  - c. Motion made by Vice Chairwoman Baird, and 2<sup>nd</sup> by Councilman D. Weeden to accept the agenda w/edits for Wednesday 8/26/20, Regular Tribal Council

Meeting. All those in favor were Councilwoman Johnson Graham, Vice Chair Baird, Treasurer Harris, Councilwoman Gonsalves, Councilman D. Weeden, Councilman Tobey, Councilwoman Avant, and Secretary Askew. All those opposed were Councilman B. Weeden, and Councilman Hendricks. Motion passed.

Motion made by Councilman Hendricks and 2<sup>nd</sup> by Secretary Askew to reconsider the vote taken at the last regular Tribal council meeting regarding the verbal warning for Councilman Tobey. All those in favor were Councilwoman Gonsalves, Councilman Hendricks, and Secretary Askew. All those opposed were Councilwoman Johnson Graham, Vice Chair Baird, and Councilman B. Weeden. All those who recused were Councilman Tobey, and Councilwoman Avant. All those who abstained were Treasurer Harris. Motion failed.

### III. MEETING MINUTES

Motion made by Vice Chairwoman Baird and 2<sup>nd</sup> by Councilman B. Weeden to accept and approve with edits, Monday 8/17/20 Emergency Meeting Minutes. All those in favor were Councilwoman Johnson-Graham, Vice Chairwoman Baird, Councilman B. Weeden, Councilwoman Gonsalves, Councilman D. Weeden, Councilman Tobey, Councilwoman Avant, and Secretary Askew. All those abstained Treasurer Harris, and Councilman Hendricks. Motion passed.

Motion made by Vice Chair Baird and 2<sup>nd</sup> by Councilman B. Weeden to accept and approve with edits, Wednesday 8/19/20 Regular meeting minutes. All those in favor were Councilwoman Johnson-Graham, Vice Chairwoman Baird, Councilman B. Weeden, Treasurer Harris, Councilman D. Weeden, Councilman Tobey, Councilwoman Avant, and Secretary Askew. All those who abstained were Councilwoman Gonsalves, and Councilman Hendricks. Motion passed.

#### **Public comment:**

Aaron Tobey

Brian Weeden

Motion by Vice Chair Baird and 2<sup>nd</sup> by Councilman D. Weeden to go into executive session at 6:21 pm. All those in favor were Councilwoman Johnson Graham, Vice Chair Baird, Treasurer Harris, Councilman D. Weeden, Councilwoman Avant, and

Secretary Askew. All those opposed were Councilman B. Weeden, Councilwoman Gonsalves, Councilman Hendricks, and Councilman Tobey.

**Chairman Cromwell left the Zoom conference call at 6:33 pm  
Vice Chair Baird is now presiding over the meeting**

**Out of Executive session at 6:35 pm**

Motion made by Councilman D. Weeden and 2<sup>nd</sup> by Councilwoman Johnson Graham to turn recorders off during executive session. All those in favor were Councilwoman Jonson Graham, Vice Chair Baird, Councilman B. Weeden, Treasurer Harris, Councilwoman Gonsalves, Councilman D. Weeden, Councilman Tobey, Councilwoman Avant, and Secretary Askew. All those abstained were Councilman Hendricks. Motion passed.

Motion made by Councilman Hendricks and 2<sup>nd</sup> by Secretary Askew to amend the motion to keep recorders on and not allow the chairman to listen to the recordings of executive session. All those in favor of the amended motion were Councilwoman Johnson Graham, Vice Chair Baird, Councilman B. Weeden, Councilwoman Gonsalves, Councilman Hendricks, Councilman D. Weeden, Councilman Tobey, Councilwoman Avant, and Secretary Askew. All those who abstained were Treasurer Harris. Motion passed.

Motion made by Councilman Hendricks and 2<sup>nd</sup> by Councilman B. Weeden as to whether or not that the Chairman is conflicted regarding all conversations regarding the Grand jury Subpoena. Unanimous by all those present. Motion passed.

Motion made by Secretary Askew and 2<sup>nd</sup> by Councilman D. Weeden to return to executive session at 6:43 pm. All those in favor were Councilwoman Johnson Graham, Vice Chair Baird, Councilman B. Weeden, Treasurer Harris, Councilwoman Gonsalves, Councilwoman D. Weeden, Councilwoman Avant, and Secretary Askew. All those opposed were Councilman Hendricks, and Councilman Tobey. Motion passed.

**Out of Executive session at 7:14 pm**

Motion made by Councilman B. Weeden and 2<sup>nd</sup> by Councilwoman Avant to accept offer Motion to supply US Attorney's Office under Item #1 in Subpoena #2 with reservation of rights per Option 2 as explained by Attorney Wish in Executive Session. All those in favor were Councilwoman

Johnson Graham, Councilman B. Weeden, Councilwoman Gonsalves, Councilman Hendricks, Councilman D. Weeden, Councilman Tobey, and Councilwoman Avant. All those abstained were Treasurer Harris, and Secretary Askew. Motion passed.

Motion made by Councilman B. Weeden and 2<sup>nd</sup> by Secretary Askew to accept and approve whether there's a conflict of interest for Councilman Tobey who was a candidate for the chairman's seat. All those in favor Councilwoman Johnson Graham, Councilman B. Weeden, and Councilwoman Avant. All those opposed were Councilwoman Gonsalves, Councilman Hendricks, and Councilman D. Weeden. All those abstained were Treasurer Harris, and Secretary Askew. Vice Chair Baird opposed and broken the tie. Motion failed.

Motion made by Councilman D. Weeden and 2<sup>nd</sup> by Councilwoman Johnson Graham to go into executive session at 7:40 pm. All those in favor were Councilwoman Johnson Graham, Treasurer Harris, Councilwoman Gonsalves, Councilman D. Weeden, Councilwoman Avant, and Secretary Askew. All those opposed were Councilman B. Weeden, Councilman Hendricks, and Councilman Tobey. Motion passed.

**Out of Executive session at 8:00 pm (Vice Chair Baird turned the meeting back over to Chairman Cromwell) Chairman Cromwell is now presiding over the meeting.**

Motion made by Councilman D. Weeden and 2<sup>nd</sup> by Councilwoman Johnson Graham to extend the meeting to 8:30 pm. All those in favor were Councilwoman Johnson Graham, Vice Chair Baird, Councilman B. Weeden, Treasurer Harris, Councilwoman Avant, and Secretary Askew. All those opposed were Councilwoman Gonsalves, Councilman Hendricks, and Councilman Tobey. Motion passed.

Motion made by Vice Chair Baird and 2<sup>nd</sup> by Councilwoman Johnson Graham to go back into executive session at 8:01 pm. All those in favor were Councilwoman Johnson Graham, Vice Chair Baird, Treasurer Harris, Councilman D. Weeden, Councilwoman Avant, and Secretary Askew. All those opposed were Councilman B. Weeden, Councilwoman Gonsalves, Councilman Hendricks, and Councilman Tobey. Motion passed.

**Out of Executive session at 8:10 pm**

Motion made By vice Chair Baird and 2<sup>nd</sup> by Secretary Askew to pay Attorney Cayla McCuish an additional \$2500 retainer for the aboriginal rights case. Unanimous by all those present. Motion passed.

Motion made by Vice Chair Baird and 2<sup>nd</sup> by Councilwoman Johnson Graham to allow Attorney Salguero to work with REDW to come back with a proposal to tribal council regarding the pilot payment. All those in favor were Councilwoman Johnson Graham, Vice Chair Baird, Treasurer Harris, Councilman D. Weeden, Councilwoman Avant, and Secretary Askew. All those opposed were Councilwoman Gonsalves, Councilman Hendricks, and Councilman Tobey. All those abstained were Councilman B. Weeden. Motion passed.

**Councilman B. Weeden made a suggestion to make another ROBO call to Tribal membership, and extend deadline. Councilman D. Weeden suggested posting on Tribe's website, and an eblast to initiate community communication.**

Motion made by Vice Chair Baird and 2<sup>nd</sup> by Councilman B. Weeden to extend the deadline to the Care's Act 1<sup>st</sup> round distribution until Friday September 11, 2020.

Motion to amend made by Councilman Tobey and 2<sup>nd</sup> by Secretary Askew to extend the deadline from Friday- September 11, 2020- Friday 9/25/20. All those in favor were Councilwoman Johnson Graham, Vice Chair Baird, Councilwoman Gonsalves, Councilman Hendricks, Councilman Tobey, and Councilwoman Avant. All those opposed were Councilman B. Weeden, Treasurer Harris, Councilman D. Weeden, and Secretary Askew. Motion passed.

Base Motion Unanimous by all those present. Motion passed.

Motion made by Councilman B. Weeden and 2<sup>nd</sup> by Secretary Askew to adjourn meeting at 8:30 pm. Unanimous by all those present. Motion passed.

**Submitted by Secretary Ann Marie Askew**