



City of Taunton

LAW DEPARTMENT

141 Oak Street

Taunton, Massachusetts 02780

Phone (508) 821-1036 Facsimile (508) 821-1064



Thomas C. Hoye, Jr.
MAYOR

Jason D. Buffington
CITY SOLICITOR

Daniel F. de Abreu
ASST. CITY SOLICITOR

MEMORANDUM

TO: Mayor Thomas C. Hoye, Jr.
Members of the Municipal Council

FROM: Jason D. Buffington, City Solicitor

DATE: March 13, 2012

RE: Proposed Mashpee Wampanoag Destination Resort Casino

In order to assist you upon your deliberations on this issue, I enclose herewith copies of the following:

1. Chapter 194 of the Acts of 2011 entitled *An Act Establishing Expanded Gaming in the Commonwealth*. Your attention in particular is called to Section 91 of this statute.
2. An Agreement drafted and negotiated by this office between the City and the Tribe in which the Tribe agrees within ten days to provide the City a minimum of \$340,000 to reimburse the City for the costs of administering a special election and the costs of the City's outside consultants. Attached thereto is a tribal council resolution authorizing the agreement and containing a waiver of sovereign immunity provision.
3. Mashpee Tribal Resolution 2012-RES-025 in which the Tribe has decided to amend its application to the federal Bureau of Indian Affairs to remove the Middleborough and Fall River lands from their application and adding in land in Taunton.
4. My letter to tribal attorney Stephen I. Burr, Esq. seeking initial details of the tribe's proposed gaming and non-gaming programs. This initial information will be needed for the City's consultants to begin working right away.
5. A proposed motion for your consideration, in the event you decide to schedule the special election. The administration is recommending an election date of Saturday, June 9, 2012, which is 89 days from the date of the Tribe's request, in order to give us the most time possible to conduct our impact analysis and negotiate an intergovernmental agreement with the Tribe.