

THE  
PORT GAMBLE S'KLALLAM )  
BUSINESS COMMITTEE )  
OF THE )  
PORT GAMBLE S'KLALLAM )  
COMMUNITY COUNCIL )

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I.

WHEREAS, the Port Gamble S'Klallam Indian Community is organized under the Indian Reorganization Act of June 18, 1934; and

II.

WHEREAS, under its Constitution and Bylaws adopted August 5, 1939, the Community Council was designated as the governing body of the Port Gamble S'Klallam Indian Community; and

III.

WHEREAS, by resolution dated April 22, 1956, the Port Gamble S'Klallam Community Council delegated the authority to conduct the business of the Port Gamble S'Klallam Indian Community to the Port Gamble S'Klallam Business Committee; and

IV.

WHEREAS, the Port Gamble S'Klallam Business Committee has determined it necessary to adopt a Tribal Preference Policy for construction projects in an effort to support Indian contractors; and

WHEREAS, the Tribal Preference Policy will ensure compliance with Federal and State grant requirements that require a tribal preference policy; and

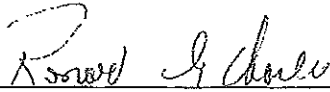
V.

NOW THEREFORE BE IT RESOLVED, that the Port Gamble S'Klallam Business Committee hereby adopts the attached Tribal Preference Policy dated June 10, 2003 (Attachment A).

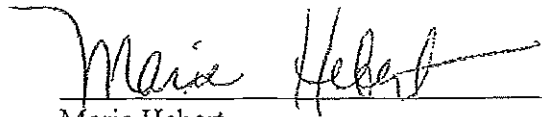
CERTIFICATION

WE HEREBY CERTIFY that on this date there was a regular meeting held of the Port Gamble S'Klallam Business Committee on the Port Gamble S'Klallam Indian Reservation, at which time a quorum was present;

WE FURTHER CERTIFY, that the above numbered resolution, was at said meeting, introduced, evaluated, and was passed by a vote of 3 FOR, 0 AGAINST, dated this 10<sup>th</sup> day of June, 2003.



Ronald G. Charles  
Chairman



Marie Hebert  
Secretary

ATTACHMENT A (RESOLUTION 03-A-84)

Port Gamble S'Klallam  
TRIBAL CONSTRUCTION PREFERENCE POLICY<sup>1</sup>  
June 10, 2003

- (1) This Tribe Preference Policy only applies to Tribal construction projects over \$100,000 in size that is funded by State and Federal grant money. Construction projects include site work (grading, utilities, etc.), building construction (foundation, plumbing, framing, electrical, sheetrock, etc.), and road construction.
- (2) This policy grants preference to certified, qualified Indian-owned companies that bid within five (5) percent of the lowest qualified responsible Non-Indian bidder(s). To be certified, an Indian-owned firm must be at least 51 percent owned and actively managed by registered member of a federally recognized Tribe. To be qualified, the Indian-owned firm must meet bonding requirements, financial stability requirements, experience requirements and other qualifications and criteria set forth by the Construction Manager for the project.

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<sup>1</sup> Approved by Tribal Council on June 10, 2003

## **Indian Preference Requirements**

### **Port Gamble S'Klallam Tribe**

1. The Port Gamble S'Klallam Tribe's "Tribal Construction Preference Policy" applies to this Project and is hereby incorporated into "Instructions to Bidders for Contracts" by reference.
2. The general Contractor selected for the project shall make best efforts at awarding subcontracts in compliance with the Port Gamble S'Klallam Tribe's "Tribal Construction Preference Policy".
4. Proof of Indian business ownership shall be required for the Project if claiming Indian Preference.
5. If claiming Indian Preference, the following form must be completed and submitted along with the bid:

**Indian Preference Form**  
**Port Gamble S'Klallam Tribe**

- |  |   |
|--|---|
| <b>1. Organizational Structure:</b><br><br>_____ SOLE PROPRIETOR<br>_____ PARTNERSHIP<br>_____ CORPORATION<br>_____ JOINT VENTURE<br>_____ OTHER | <b>2. Name of Owner/Owners:</b> _____<br>_____<br>_____<br>_____<br>_____ |
|--|---|

**3. Tribe of Owner Claiming Indian Preference:** \_\_\_\_\_

Please attach official supporting documentation from the Tribe for each officer, partner, or individual claiming Indian Preference.

If your company is either a partnership or corporation, attach a written narrative to this form explaining the stock ownership, structure, management, control, financing, and salary or profit sharing arrangements of the enterprise. Attach copies of all shareholder agreements, including voting trust, employment contracts, agreements between owners and enterprise. Include information on salaries, fees, profit sharing, material purchases, and equipment lease or purchase agreements. Evidence relating to structure, management, control, and financing should be specifically included. Also, list the specific management responsibilities of each principal, sole proprietor, partner, or party to a joint venture.

**4. Indian Ownership Interest:** \_\_\_\_\_ PARTIAL (List percentages of Ownership)  
\_\_\_\_\_ 100% OWNERSHIP

**CERTIFICATION**

I CERTIFY THAT ALL STATEMENTS MADE BY ME ON THIS INDIAN PREFERENCE FORM ARE TRUE, COMPLETE AND CORRECT TO THE BEST OF MY KNOWLEDGE. I HEREBY GRANT PERMISSION TO THE PORT GAMBLE S'KLALLAM TRIBE TO CONFIRM BY PERSONAL INQUIRY OR OTHERWISE, THE INFORMATION I HAVE GIVEN. I UNDERSTAND THAT ANY WILLFUL MISREPRESENTATION OF FACTS GIVEN TO THIS PROCESS IS GROUNDS FOR REJECTION OF THIS QUALIFICATION FOR INDIAN PREFERENCE. I RELEASE ALL PERSONS CONNECTED WITH ANY REQUESTS FOR INFORMATION FROM ALL CLAIMS, LIABILITY, AND DAMAGES FOR WHATEVER REASON ARISING OUT OF FURNISHING THE INFORMATION.

*I hereby acknowledge that I have read and understand the above statement.*

\_\_\_\_\_  
Owner/Contractor's SIGNATURE  
If applicant is Sole Proprietor

\_\_\_\_\_  
DATE

\_\_\_\_\_  
PARTNER'S SIGNATURE (IF APPLICABLE)  
If applicant(s) is/are in a Partnership or Joint Venture

\_\_\_\_\_  
DATE

IF APPLICANT IS A CORPORATION  
AFFIX CORPORATE SEAL:

\_\_\_\_\_  
CORPORATE SEAL

BY: \_\_\_\_\_  
PRESIDENT'S SIGNATURE

\_\_\_\_\_  
DATE

ATTESTED BY: \_\_\_\_\_  
CORPORATE SECRETARY

\_\_\_\_\_  
DATE

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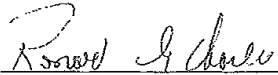
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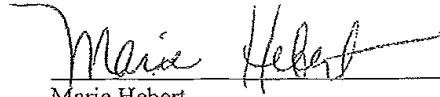
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