

ORIGINAL

RESOLUTION NO. 8363A

WHEREAS, The Tribes and Bands of Middle Oregon have exercised sovereign authority over our territories and peoples to protect our homelands and the cultural, social and economic welfare of our people for untold centuries since time immemorial; and

WHEREAS, These sovereign powers were reserved by the Treaty of June 25, 1855, between the United States Government and the Tribes and Bands of Middle Oregon; and

WHEREAS, The adoption of a Constitution and By-Laws pursuant to the Indian Reorganization Act in 1938 specifically reserved all powers to the people while delegating certain powers to the Tribal Council; and

WHEREAS, Article VII, Section I, of the Tribal Constitution provides "All members of the Confederated Tribes shall be accorded equal opportunities to participate in the economic resources and activities of the Reservation"; and

WHEREAS, The Tribal Council reaffirms Resolution No. 8363 and affirms its original intent to include, Tribal member preference in contracting, subcontracting and delivery of goods and services through this clarification by amending and restating in its entirety Resolution No. 8363, and

WHEREAS, All Tribal members should be afforded maximum opportunities in employment, contracting, subcontracting and the delivery of goods and services with the tribe, its entities and tribal enterprises; and

WHEREAS, The Tribal Council believes it is most appropriate to adopt a preference policy by resolution in order that it can be tested, evaluated, and refined prior to adoption in the form of an ordinance; now, therefore,

BE IT RESOLVED, By the Tribal Council of the Confederated Tribes of the Warm Springs Reservation pursuant to Article 1, Section 1, Article V, Section 1 (f) and (l), and Article VIII, Section II, of the Tribal Constitution, that the basic employment, contracting, subcontracting and delivery of goods and services preference for The Confederated Tribes, its enterprises and subordinate organizations shall be as follows:

1. Tribal Members. Tribal members shall be preferred over all other applicants for any job opening or promotion and any position shall be awarded to a tribal member if there is a tribal member applicant for the position who meets the qualifications;

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2. Married into the Tribe (MIT). Individuals that meet the qualifications who are legally married to an enrolled tribal member or who is a parent providing support to a minor enrolled tribal member shall be preferred over all other non-member applicants in the filling of any vacant positions;

3. Other Indians. Enrolled members of other federally recognized tribes shall be preferred for employment over non-Indians, That who meets the qualifications.

BE IT FURTHER RESOLVED, That the Secretary-Treasurer/CEO is directed to develop an affirmative action program in order to implement this policy.

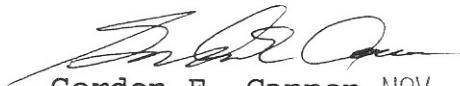
CERTIFICATION

The undersigned, as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members of whom 10, constituting a quorum, were present at a meeting thereof, duly and regularly called, noticed, convened and held this 12th day of November, 1992; and that the foregoing resolution was passed by the affirmative vote of 10 members, the Chairman not voting; and that said resolution has not been rescinded or amended in any way.



Ken Smith
Secretary-Treasurer

NOTED:



Gordon E. Cannon NOV 19 1992
Superintendent

cc: Secretary-Treasurer
Superintendent
Administrative Service Center