



N.A.O.B. REGISTRY

Advocating for Native American
Own Business' on all jobs.



Lummi Nation T.E.R.O.
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Bellingham, WA 98226
(360) 312-2483 | TERO@lummi-nsn.gov



ABOUT US -- LUMMI T.E.R.O.

WHO WE ARE

We are the Lhaq'temish People. The People of the Sea. We are the original inhabitants of Washington's northernmost coast and southern British Columbia. For thousands of years, we worked, struggled, and celebrated our way of life on the shores and waters of the Puget Sound

MISSION

Advocate for Native American Preference in all jobs while we Preserve, Promote, and Protect our Schelangen (Our Way of Life).

VISION

To have 100% Native American Workforce helping build the economy of the Lummi Nation.

VALUES

Respect - Esteemed, Honor, and Reverence
Endurance - Hardwork, Fortitude, Resilience
Honor - Dignity, Nobility, Admiration
Integrity - Veracity, Honesty, Earnest
Accountability- the fact or condition of being accountable; responsibility
Adaptability -- the quality of being able to adjust to new conditions



N.A.O.B. REGISTRY 22'

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Native Preference in Contracting

LUMMI CODE OF LAW 25.06.010

(a) Construction Employers engaged in Construction work on the lands subject to the jurisdiction of this title shall give preference in any contract or subcontract awarded to qualified business listed on the T.E.R.O. Native American Owned Business (NAOB) Registry.

NAOB CERTIFICATION

(b) Business are NAOB certified by the Director under Chapter 25.07 of this title.

- Please visit our website to learn how to register and become a certified NAOB with Lummi T.E.R.O.

PREFERNCE IN BIDDING

In order to receive preference, the NAOB must be on the current TERO NAOB Registry prior to the time of bidding. 25.06.010 (c).

(e) "...Native Preference shall first be given to NAOB firms owned by Native Americans. "

BID AWARD PROCESS

(a) All business on the NAOB Registry must be given the opportunity to bid on the construction work where they meet technical qualifications. **Construction Employers shall be prohibit from using excessive or un-necessary qualification criteria for businesses on the NAOB Registry.**

(b) A Construction Contractor may select its contractors or sub contractors in any manner or procedure as it so chooses, provided that the regulations of this title are followed. Contracts shall not be awarded to contractors that are de-barred, suspended or ineligible. (Contact TERO for list)

(c) a Responsive and responsible bid includes, but not limited to, one where

- the bidder meets the technical qualifications
- willing to perform the work at a reasonable price

Some determining factors that may be considered are, but not limited to, the bidder's capabilities, qualifications, scheduling, pricing and preference.

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Bidding Process

Definition (25.06.030)



"Qualifications" -- shall mean a demonstrated ability to perform the terms of the contract and may include evaluation of prior performance, safety records, prior or pending litigation, prior TERO Violations, financial stability, or other similar factors which are directly relevant to the bidder's ability to perform satisfactory work.

Competitive Bid Award Process (25.06.040)



If a construction employer uses the competitive bid process to award the contract to the lowest bidder, preference in bidding shall be given in the following order:

- (tribal funded projects) the award shall be made to a Lummi NAOB which submits a responsive and responsible bid as long as it does not exceed to lowest bid by 10%.
- If no Lummi NAOB submits a bid, it shall go to the next qualifying NAOB bid with the lowest bid representation.
- If no certified and qualified NAOB submits a bid within the stated ranges of the total bid price of the lowest non-NAOB, then the award shall be made the non-NAOB bidder within the lowest responsive bid.
- * Review Title 25 for more bid details.

Request for Proposals (25.06.050)



(a) If a Construction Employer selects its contractors by an invitation to submit a request for proposals (RFP), the RFP shall clearly define the particulars concerning the RFP, including the rating system that provides for assignment of points for the relative merits of submitted proposals. RFP should include all the sub-factors that will be considered.

(b) The RFP will have set aside rating system for Native Preference in the awards of contracts and subcontracts. The percentage set aside or number of points for preference and method for allocating these points shall be clearly defined in the RFP.

Point Guideline



(1) for Tribally Funded Projects

- a Lummi NAOB shall automatically be awarded 15% of the available rating points.
- A Local NAOB shall automatically be awarded 10% of the available rating points.
- A non-NAOB shall automatically be awarded 5% of the available rating points.

(2) for all projects that are not federally funded:

- A Local NAOB shall be automatically awarded 15% of the available points.
- A non-NAOB shall automatically be awarded 10% of the available points.

RFP shall award points for all proposal's which proposes training Native Preference Employees and available jobs proposed. **The RFP process will be used for contract and sub contract work.**

Restrictive Bidding with Contracting



LUMMI CODE OF LAW 25.06.060

(a) A Construction Employer may select its contract or subcontractors by limiting or restricting bidding to small businesses on the TERO NAOB Registry on their project.

For Tribal Funded Projects -- if a construction contractor identifies a project that can be limited to small business and there are (2) or more qualified, certified Lummi NAOB Firms on the TERO Registry that are likely to submit responsive and reasonable bids then there are no bidding requirements that would preclude such restriction. The Entity would open bidding up to Lummi NAOB only.

2+ LOCAL NAOB BIDDING

A Construction Employer can restrict bidding to local NAOB firms when there are (2) or more certified NAOB firms on the TERO Registry that are likely to submit responsive bids.

APPARENT LOWEST BIDDER

(c) Bidding was opened only to NAOB firms then the bid award shall be made to the lowest responsive and responsible bid. If only (1) NAOB submits a responsive and responsible bid, the entity shall,

- determine if the bid is responsive and responsible, if so accept the bid.
- negotiate a reasonable price with the NAOB
- enter into a contract

Sole Source & Negotiated Awards

25.06.070

(a) If a construction employer contracts or sub contracts through sole sourcing, negotiations or other informational process, it may not enter into a contract with a non-NAOB certified firm in the relevant field, as listed by the TERO Program, and has determined that there isn't any NAOB available that meets the technical qualifications to perform the work at a reasonable price.

Emergency Award Process

25.06.080

Construction Employers may contract for imminent need and/or emergency repair or work on a time and material basis. n imminent need and/or material basis shall be defined as a repair or work that must be started within 24 hours of the time the Construction Employer first learned of the need for the repair work.



Wage Requirements

Title 25 is specific that TERO approve wage scale based on how the project is funded. Until a LIBC Resolution is passed by the Lummi Indian Business Council or Title 25 is updated, this is the wage requirement that will be strictly followed for all contractors unless specified by an agreement with a funding agency with the tribe (**i.e. terms and conditions of an award or a signed contract**).

Title 25 states that

- Contractor's shall pay a Native American employee an equivalent wage to a (core crew) employee that has the same qualifications and experience.
- A Union Contractor who is contracted and hires non-union employees (i.e. via TERO) that company is required to pay the employee their benefits via cash. This may also be known as the Non-Union Employee “Cash Back” Program.

Funding Source	Wage Scale	Outcome
TRIBAL FUNDED PROJECTS	Pay TERO Members with the Lummi Prevailing Wage Scale.	This will be reviewed within your compliance plan before contractors proceed work.
STATE FUNDED PROJECTS	Pay all employees with the Davis Beacon Wage Scale.	Project Sponsor would indicate if you will pay State DBA Prevailing Wages of County Prevailing Wages.
FEDERALLY FUNDED PROJECTS	Depending on Agency :Contractors will follow Federal Prevailing Wage Scale	This will be reviewed within your compliance plan before contractors proceed work.

LOCAL & OTHER N.A.O.B.'S

All business who are listed in the Native American Owned Business Directory have a Lummi Business License stated in Title 24 under Lummi Nation Code of Law. Those who have a WA Business is also listed with a UBI #. Under Lummi Code of Law Title 25, TERO certifies applicants in order to increase employment opportunities . To learn more about their business and scope, please contact the company.

COMPANY NAME + BUSINESS TYPE	CONTACT NAME	CONTACT INFORMATION
Finkbonner Flagging, LLC Re: Flagging UBI # 603 115 627	Marie Finkbonner, Lummi Enrolled NAOB Cert # 3452017	P (360) 380-0489 4760 Cobbie Way, Ferndale, WA 98248
Roy Finkbonner Trucking, LLC Re: Trucking Services UBI # 604 840 155	Roy Finkbonner, Lummi Enrolled NAOB Cert # 2652011	P (360) 815- 4654 PO Box 2795, Ferndale, WA 98248
Lummi Bay Construction Re: General Construction UBI # 604 383 977	Scott Kinley, Lummi Enrolled NAOB Cert # 3922018	P (360) 543-3503 4108 Matia Dr. Ferndale, WA 98248
Lummi Nation Construction Company, LLC Re: General Construction UBI # 603 062 819	Andy Kamkoff, Lummi Enrolled NAOB Cert # 2782011	P (360) 746- 9762 P.O. Box 1173 Bellingham, WA 98227
NW Proline, LLC Re: General Construction UBI # 604 659 520	William Alvarez, Lummi Enrolled NAOB Cert # 4372021	P (253) 486-2838 3051 Cagey Road, Bellingham, WA 98226
R & R Construction Re: General Construction	Robin Finkbonner, Lummi Enrolled NAOB Cert # 182011	P (360) 303-7008 2501 McKenzie Rd, Bellingham, WA 98226
FH Construction Re: General Contraction	Terry Fasthorse, Tulalip Enrolled NAOB Certification #	P (360) 920-8341 E terryfh@gmail.com

N.A.O.B.'S CONTINUED

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COMPANY NAME + BUSINESS TYPE	CONTACT NAME	CONTACT INFORMATION
Misanes Inc Re: Landscaping UBI # 603 073 946	Henry Misanes, Lummi Enrolled NAOB Cert # 232011	P (360) 303-0370 4556 Haxton Way, Ferndale, WA 98248
Thunderbird Electric, LLC Re: Electrician Services UBI # 604 261 880	Anthony Wilson, Lummi Enrolled NAOB Cert # 3872018	P (360) 510-8489 3224 Sunset Way, Bellingham, WA 98226
Elite Detailing, LLC Re: Auto Detailing Services UBI # 604 702 752	Joe Torres, Lummi Enrolled NAOB Cert #	P (360) 223-9135 Ferndale, WA 98248 JoesEliteDetail@gmail.com
Coast Salish Woodworks Re: Luxury Furniture and Household Decor	Lee Solomon, Lummi Enrolled NAOB Certified #	P (360) 319-2095 E MrSolomon@gmail.com
The Sacred Edge, LLC Re: Business Management UBI # 604 702 752	Rebecca Kinley , Lummi Enrolled NAOB Cert #4382022	P 1 (425) 532-4160 Ferndale, WA 98248 www.sacrededgesolutions.com
Highline Pavement Maintenance Re: Asphalt Construction UBI # _____	Shawn Hull Tlingit Enrolled NAOB Cert #	P (360) 424-4450 P.O. Box 606, Mt. Vernon, WA 98273

LOCAL N.A.O.B.'S (OTHER TRIBAL)

Please note that these business are first verified by the WA Secretary of State Business Search. Please note, NAOB's do not have to be registered WA SOS System to earn contracts with Lummi, but they must be registered as a small business with the Lummi Nation. Business are organized by Category than by company name A-Z. .

COMPANY NAME + BUSINESS TYPE	CONTACT NAME	CONTACT INFORMATION
Bellastro Construction, Inc. Re: General Construction UBI # 602 221 277	John Quirarte, Mohave Enrolled NAOB Cert # 2562012	P (360) 770-5322 16439 Fairway Dr., Burlington, WA 98233
Highline Pavement Main. Re: General Construction UBI # 602 243 908	Shawn Hull, Tlingit Enrolled NAOB Cert # 892002	P (360) 424-4450 PO Box 606., Mt. Vernon, WA 98273
Reece Construction Re: Under Ground Utilities UBI # 602 893 954	Steve Reece, Tulalip Enrolled NAOB Cert # 2092022	P (360) 659-9600 1607 114th St. NE, Marysville, WA 98271
Sheldon Enterprises Re: General Construction UBI # 602 331 712	Ray Sheldon, Tulalip Enrolled NAOB Cert # 972003	P (360) 659-5567 123 Marine Dr., Marysville, WA 98271
Cates & ERB Inc Re: General Construction UBI # 601 558 681	Robert Erb Jr., Colville Enrolled NAOB Cert # 3732017	P (509) 826-4752 616 S. Ferry St. Okanogan, WA 98841
Inland Empire Drywall Re: Drywall Services UBI # 329 005 445	Jeff Banson, Spokane Enrolled NAOB Cert # 612011	P (509) 534- 0833 5105 E Railroad Ave Spokane Valley, WA 99212-0931
WH Pacific Re: Engineering UBI # 602 587 396	Richard Tong, Inupiat Enrolled NAOB Cert # 232008	P (425) 951-4800 200 S. Park Road, Hollywood, Florida 33021 www.whpacific.com