

**CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION
46411 TIMÍNE WAY, PENDLETON, OR 97801
(541) 276-3570 FAX (541) 276-9060**



POSITION DESCRIPTION and VACANCY ANNOUNCEMENT

POSITION TITLE: Tribal Attorney

SALARY: \$96,588- \$140,000 -Annual DOE/DOQ
Range 18

DEPARTMENT: Administration, Office of Legal Counsel

LOCATION: Position located at Nixyáawii Governance Center, Mission, Oregon
Umatilla Indian Reservation.

EMPLOYMENT STATUS: Full Time with Benefits
Exempt

SUPERVISED BY: Lead Attorney

OPENING DATE: February 22, 2017

CLOSING DATE: March 10, 2017

CTUIR MISSION STATEMENT

Exercise the Tribe's sovereign authority to achieve the maximum protection of resources identified in the treaty of 1855, to protect newly acquired lands wherein the Tribe has a vested interest, to protect the lands of all the citizens and residents of the Umatilla Indian. This position will protect human life, water, land, air, and wildlife by exercising professional skills and abilities in the protection of the resources of the Confederated Tribes of the Umatilla Indian Reservation (CTUIR).

GENERAL STATEMENT OF DUTIES

The Tribal Attorney works in the CTUIR Office of Legal Counsel (OLC). OLC provides legal services and representation to the CTUIR Board of Trustees and all respective agents performing duties for tribal departments and policy roles. The CTUIR is a federally recognized tribe with reserved treaty rights, self-governance duties for its members and the residents of the 172,000 acre allotted Umatilla Indian Reservation boundaries located within the exterior boundaries of Northeastern Oregon.

In general, the Tribal Attorney will be expected to regularly provide general legal services to the organization. Those services are generally guided by the goals and objectives under the CTUIR Comprehensive Plan and consistent with the responsibility and management of the Office of Legal Counsel.

EXAMPLES OF JOB DUTIES & RESPONSIBILITIES

1. **Litigation.** Enforce CTUIR rights and interests before Tribal Court, state, federal, local and administrative judicial forums and any other courts as necessary.
2. **Legal research and advising.** Work with policy, executive, management and laypeople to routinely advise and brief the Board of Trustees and its agents concerning the CTUIR's legal rights and interests; develop strategies to promote and protect those interests; track and monitor cases, agency actions, regulations, rulemaking and legislation; develop strategies and recommendations to benefit the CTUIR positions and relationships with executive officials, legislative bodies, administrative bodies and corresponding forums of tribal, federal, state and local governments.
3. **Drafting, review and negotiation of agreements.** General review and negotiation of contracts, intergovernmental agreements, leases, and related agreements; drafting and review codes, policies, procedures for both legal sufficiency and consistency with CTUIR and related codes and policies.
4. **Law and Policy.** Review and advise on matters concerning legislation, regulations and agency activities to protect CTUIR interests both in near term and for long term strategic interests; represent the CTUIR in forums, meetings, hearings, training, and presentations promoting and defending the CTUIR's legal rights and interests.
5. **Assignments.** Responsible for assignments delegated through the lead attorney. Attorneys must also adhere to OLC protocols for reporting, file management and collaboration.

SIGNATORY AUTHORITY:

None

ACCESS TO SENSITIVE AREAS:

Office of Legal Counsel Office, files and records - both physical and electronic View files containing sensitive and attorney client protected work products and communications. This extends to sensitive meetings and briefings.

REQUIRED MINIMUM QUALIFICATIONS: (It is the responsibility of the applicant to demonstrate in writing he/she does meet the following minimum qualifications.)

1. Bar admission to practice before the Oregon State Bar, in good standing, or ability to attain reciprocal admission within 6 months of hire and subsequent admission to the Federal District Court of Oregon. Required to protect client communications and client confidences in compliance with the Oregon Rules of Professional Conduct.
2. Experience, three years related to the protection of reserved treaty rights of a federally recognized tribe.
3. Complex litigation experience before federal courts representing a federally recognized tribe.
4. In depth knowledge of the milestones, current status and implications for CTUIR interests in *US v Oregon*, *US v Washington* and *National Wildlife Federation v National Marine Fisheries Service* (the Federal Columbia River Power System), NEPA, ESA, Columbia River Treaty;
5. Demonstrated legal practice and legislative experience involving federal Indian law and policy, with professional accomplishments advancing tribal civil/criminal jurisdiction, contracting, immunity, government-to-government relations and tribal trustee relations.

6. Must have strong and strategic communication skills that produce concise reports, memoranda, presentations, recommendations, and correspondence. Must have experience educating commissions, agencies, staff, and laypersons on issues of complex law in a manner that supports informed decision making.
7. Candidate must show success in extensive coordination of complex projects that required research, strategic advising and negotiations within defined timelines that achieved tribal objectives.
8. Must work well with an entity client. Workplace relations require attorney to work professionally and collaboratively, as a team member with various staff roles, commissions and committees and elected officials within the organization and with external entities affecting CTUIR interests.
9. Must be willing to be trained and obtain working knowledge using Microsoft Office software and Adobe. Be willing to able to navigate legal research software such as Westlaw and agency internet and intranet resources.
10. Must have a valid state driver's license, reliable transportation, and meet Tribal insurance requirements.

PHYSICAL DEMANDS:

1. Ability to stand and walk around for long periods of time.
2. Ability to sit in automobiles and or airplanes for travel to conferences, seminars, and training.
3. Ability to lift up to 25 pounds, move files, boxes, push carts and organize files.

Pursuant to Tribal Worker's Benefit Code, Section 4.02.A. "All workers shall disclose any pre-existing physical or mental disorder and/or disability that could potentially affect or impair the worker's ability to perform in a reasonable and safe manner the activities involved in the position in which they work. Disclosure shall be made in the employment application or interview before commencing employment or before commencing new job duties after job reclassification, reassignment, promotion, demotion, or other change in job duties. The content of such disclosure shall be made promptly by the covered worker after submitting a claim for benefits under this Code."

SELECTION PROCESS:

Tribal Personnel Policy and Procedures Manual, Section 3.01: Employment Preferences

The Tribe's employment preferences shall be as follows:

- a. Indian Preference. It shall be the policy of the Tribe to provide preference in hiring opportunities within the Tribal government to Tribal members and to other Indians enrolled in federally recognized tribes. This Tribal and Indian preference shall be applicable in all employee hiring, promotion, and transfer decisions.
- b. Veteran's Preference. It shall be the policy of the Tribe to provide preference in hiring opportunities to veterans honorably discharged from the United States Armed Forces.
- c. The employment preferences set forth in this section shall apply to all Tribal programs regardless of the program's funding source, and shall apply to all classes of positions referenced in section 3.06.
- d. Except for the employment preferences authorized under this section, it shall be the policy of the Tribe that no Tribal employee or job applicant shall be discriminated against in pursuit of employment or career growth due to race, color, religion, sex or national origin.

All CTUIR Tribal positions are competitive. All employment applications and supportive employment material will be evaluated based on the relevance of the applicant's qualifications and experience as it applies to this

position. Applicants who demonstrate that they meet the minimum qualifications and experience most relevant to this position will be considered qualified to compete for this position and be eligible for an interview.

DRUG FREE WORKPLACE:

The Confederated Tribes of the Umatilla Indian Reservation has a “Drug Free Workplace Policy” and will conduct Pre-Employment Drug Testing. A drug free test is required before any employment offer is to be made. All tribal employees classified as safety sensitive are subject to random Alcohol and Drug testing pursuant to the Tribal Personnel Policies and Procedures Manual.

APPLICATION DEADLINE:

Complete Tribal employment applications will be accepted until at 4:00 P.M., on the posted closing date as found on Page 1 of this announcement, or postmarked by that date. **ONLY THOSE TRIBAL EMPLOYMENT APPLICATION PACKETS WHICH ARE COMPLETE, WITH ALL ADDITIONAL REQUIRED INFORMATION, AS FOUND IN THE “REQUIRED EMPLOYMENT APPLICATION PACKET MATERIAL” BELOW WILL BE CONSIDERED.** Employment application packets received after the application deadline will not be considered.

It is the responsibility of the applicant to provide sufficient evidence to show they fully meet the qualification requirements.

REQUIRED EMPLOYMENT APPLICATION PACKET MATERIAL:

1. **Application** - Completed Tribal Employment application.
2. **Supplemental Application** - Completed CTUIR's Supplemental Application Form (both sections).
3. **Cover Letter** - Brief, one page or less, cover letter explaining your qualifications and experience relevant to the functions of this position.
4. **Resume** - Personal resume identifying your qualifications and experiences relevant to the functions of this position. Please limit to two pages or under.
5. **Writing Sample** - Please redact to no more than 10 pages. Suggested samples include: Legal memos, client memos, motion briefs or articles.
6. **If claiming Tribal and Indian preference:** Must provide proof of enrollment with a Federally Recognized Tribe Tribal Enrollment Card or Certificate of Indian Blood.
7. **If claiming Veteran's preference:** Must provide proof of honorable service and discharge or completed Form DD214 .

APPLICANT RESPONSIBILITY

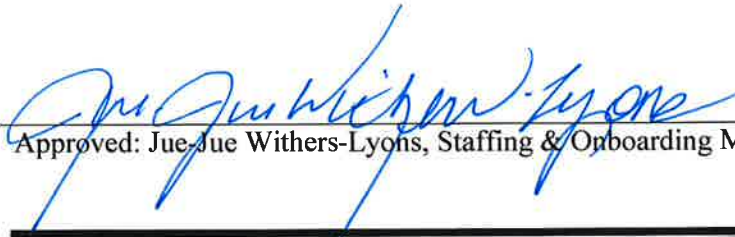
It is the absolute responsibility of the applicant to provide sufficient evidence to show they fully meet the minimum qualification requirements. Applicants failing to meet the minimum qualifications are not granted interviews. If it is questionable as to whether an applicant meets the minimum qualifications, an interview may be granted solely to make that determination.

OBTAIN AND SUBMIT APPLICATION TO:

Confederated Tribes of the Umatilla Indian Reservation
Office of Human Resources
Staffing and Onboarding

46411 Timine Way
Pendleton, OR. 97801
Phone: (541) 276-3570 or Fax: (541)276-9060

To be considered, application package must be post marked by the closing date.


Approved: Jue Jue Withers-Lyons, Staffing & Onboarding Manager _____ Date 2.22.17

Applicant Review and Acknowledgement

I have read the foregoing position description and understand the requirements of the position for which I am applying. I further certify that I fully meet the minimum qualifications for the position as advertised. *(Original signature must be placed on file in the employee's personnel file when/if hired for this position.)*

Applicant Signature Date