

(COUNCIL OF MEXICAN WATER CHAPTER GOVERNMENT)

Notice is hereby given to the general public that the Council of Mexican Water Chapter Government will convene a regular chapter meeting open to the public on June 08, 2014 at Mexican Water Chapter Multipurpose Building Complex 1 locate at Highway 191 N Milepost#2, Mexican Water, Utah beginning at 10:00 o'clock a.m.

Information regarding the following agenda items may be reviewed in the office of the Council Manager at Highway 191 N Milepost#2, Mexican Water, Utah

The Council may vote to convene in Executive Session, which will not be open to the public for discussion or consultation for legal advice with the attorney or attorneys of the Council for any agenda item below

Members of the Council will attend either in person or by telephone, video or internet conferencing.

If any disabled person needs any type of accommodation in order to attend this meeting, please notify Braniel Smith at (928) 429-0986 at least seventy-two (72) hours prior to the time scheduled for the meeting.

I. REGULAR CHAPTER MEETING

- A. Call to Order by Jerry Tsosie at 11:12 a.m.
- B. Invocation by Chapter Vice-President
- C. Roll Call by Mary Ann Woody for the record
- D. Approval of previous meeting Journal of Proceedings/minutes of May 14, 2014
Motion to approve by Sarah Yanito, second by Susan Blackhorse with a vote of 17 in favor, 0 opposed, 4 abstained, motion carried with the correction under item D. i & ii.
 - i. Correction needed under IV. Reports/Announcements A. 9. Approval of Veterans FY 2008 Supplemental Navajo Nation General Funds to be expended for Housing Assistance for (1) Veteran, this needs a resolution #
 - ii. Correction needed under IV. Reports/Announcements B. Quarterly Reports I. Kenneth Maryboy, requested for Chapter membership for support and endorsement for his candidacy for Navajo Nation president and to file as a write-in candidate for the San Juan County Commissioner position
These items need resolution #'s MWCMAY14-130, 131 & 132 (Item i was May Chapter Meeting and item ii is April 6, 2014 Meeting)
- E. Approval of Agenda read by secretary for the record
Motion for approval by Susan Blackhorse, second by Sarah Yanito with a vote of 15 in favor, 0 opposed, 5 abstained, motion carried. Motion also included for those visitors to make their report here so they could be excused at their request
-Honorable Judge Black's report; thanks the people for allowing her to make her report first. Aneth District Court went into operation in 2007 with 10 employees. 2009 our Chief Justice Herb Yazzie went to Red Hook, New York to observe Community Court Program in operation there. He wanted to know how they conduct their court system and wanted to observe more so we went there. An old Church building was used 3 story high—the court system was designed as one stop shop, basement was jail, second was court session, top floor was offices. A person might get pick up before he goes in front of the Judge, Social Service, Psychologist, and Psychiatrist, does the assessment for the person, they find what the problem is with the person. Usually he will be ask to be serve as western style adjudication or community court system. If he chooses community court system, usually given "innocent" when he faces the judge. Base on this they determine how to set up his treatment; community service, payback,
The main important thing is for this person to rehabilitate. If he has children, there is day care center, GED, housing, workforce development, unemployment and different services

all set up in one building. This kind of system works is what we heard. He might go with any of the 3 options above. Judge right there and then gives him what he requests. All of these options are within the same building; don't have to travel long distance.

This observation was very unique and chief Justice was all for it. So in 2009 we decided to test one and PEACE Making is already in operation except the money is lacking. Bureau of Justice Grant was requested. Aneth has decided to take the case and at the time the Aneth Court was just new so our surrounding area we were short on police, jail, and long distance for other resources immediately. Now there are two courts in Aneth (Western style Adjudication Court and Aneth Community Court). Two years ago she came and mentioned this and today she is here again for that information. A person has been assign for the money, etc.

Let the person figure out why he did what he did, when a person usually says "I should have never done this" is usually easy to process, etc. Probably know a lot of activities, taming horses, arts and crafts, etc. things that will re-evaluate you with and start thinking positive again. A lot has already been done and gone through graduation. This process is very quick/fast. The person has a chance to speak about themselves, etc. they fix their own crime by letter writing or apology to their victims.

United States already has a court in process but Aneth has the first one in operation in Indian Country.

-**Clarissa Thomas** – works for Aneth Community Court, operating the court system. 12 graduated and now working with 15 people. No jail time, no probation, no fee payback. Adopt the Highway – Aneth and west about 2 miles they pick trash, many attended. Another project they're doing is gardening at St. Christopher's Mission. Our main purpose is for the person to think about what he has done and hope to learn from things that he could do.

Community Court has Kinship in place, if you addressed a person with ke' it changes the whole person.

Attends a lot of meetings such Chip, St. Christopher's Mission, Domestic Violence, etc. Resources also get together to have their meeting and is open to Mexican Water Chapter. Red Hook Community – all in one building (review hearing) due to long distance of traveling, they will do this in the chapter house, we want community court to go for a long time; community solution is based on story-telling, etc. Creative solution is another step

Question: 1 MB – If the person has been send from another court, can they come to Aneth Community Court? Response No, just the surrounding area

Question: 2 FH – Why is it in the Corner over there? Why not centralize it? Maybe we can do something as a District.

Question 3 CY – stolen animals, machine parts, fences, we are lacking rangers and police officer. Why is the court system not taking care of this? He gets a lot of complaint by letters, etc.

Request has been made for these rangers to come out and make their report. These people don't get punish, etc. Once they get out and they do the same thing again, etc.

Response: In order for the court to take over jurisdiction with case and party, complaining party, dealing with rangers/police, Hweeldi process, rangers/police you file a complaint and give to police and then to court – the process has to be followed.

-**Lucy Begay** (phone #435-651-3723) – UNHS RESEP program (Radiation Exposer Screening & Education Program) (leetsoh) pay back for elders, etc. has worked with the

program for 10 years now. This has been approved since 2003, many worked as miners, spouses, suspicious of uranium in their system, etc.

If you live in SJ County and born before 1962 are eligible. If they were born after 1963 on are not eligible. 1942 to 1971 are eligible for services if they worked for screening, get screen on a yearly base. This tse litso is not good and hurts the body as the person is aging, etc. Sometimes cough and lungs hurting, etc. a lot of time you don't notice these things so go in and have yourself tested. 20 different ways it will affect people, etc. Uranium Workers and a lot have gone through the program and are being cared for at home. There are different locations of hospitals where people can go; Shiprock Hospital, Albuquerque hospital, Flagstaff, St George Hospital, Los Vegas University, Seattle Washington, and Denver all working together.

Monday at Montezuma Creek Office, Tuesday in Monument Valley, Wednesday at Navajo Mountain, Thursday & Friday at Montezuma Creek or Blanding

Question 1 RY – what about AZ? Response was the money that is allocated in Utah is for Utah Uranium workers but all over if you have insurance card you are eligible. Montezuma Creek is not IHS it's like a private clinic but for Native Americans and if you have resources, insurance card will pay for it.

-**Edward Tapaha** – 1-435-587-3223 X2 & X1. Call this number if you have not receive anything in the mail. Deadline is June 23, 2014

Vice President posed a question to Judge Black about Aneth District Court if their lease has been renewed.

Chapter President also stated that we have land available here at the Chapter if the Court renews their lease

Comment- EB – since leases are being mention to let the people know, we have students who are involved in sports, we would like to do some fundraising somewhere near the store when their leases are being renewed

II. OLD BUSINESS (none)

III. NEW BUSINESS/ACTION ITEMS

- A. **MWCJUN08-133** Support and approve to request Shiprock Service Unit Indian Health Services (IHS)/Office of Environmental Health & Engineering (OEHE) to conduct a feasibility study to serve additional five (5) homes to be included into their two-year plan for water line extension project
Motion to approve/support by Emery Beletso, second by Gladys Begay with a vote of 20 in favor, 0 opposed, 1 abstained, motion carried
- B. **MWCJUN08-134** Support and approve to submit grant application to United States Department of Agriculture (USDA) that is managed by National Institutes of Food and Agriculture (NIFA) for the amount of \$250,000.00 for Beginning Farmer and Rancher Development Program (BFRDP)
Motion for support/approval by Emery Beletso, second by Harold Skow with a vote of 24 in favor, 0 opposed, 3 abstained, motion carried, motion included item B to I
- C. **MWCJUN08-135** Approve and authorizing the Mexican Water Chapter Administration and officials to work with the "Consultant" Harswal & Company, LLP in auditing the financial settlements for fiscal year ending September 30, 2012 for the amount of \$6,885.00
- D. **MWCJUN08-136** Approve and authorizing the Mexican Water Chapter Administration and Officials to work with the "Consultant" Blue Horse Energy, LLC to supply the Road Bond

Stabilizer for the amount of \$107,100.00 for professional Services to be used for Road Improvement Project

- E. **MWCJUN08-137** Supporting and approving to request NRF Board to authorize the reimbursement of \$99,900.00 to the chapter, using NRF Non-chapter Funds for the Road improvement Project
- F. **MWCJUN08-138** Approving and authorizing the Mexican Water Chapter Administration and Officials to work with "Consultant" America's Communication, LLC to engineer the Phase 1 of the Last Mile Broadband and to identify three (3) hot spot areas for internet within Mexican Water for the amount of \$100,000.00 for Professional Services towards the Technology Project
- G. **MWCJUN08-139** Supporting and approving to request NRF board to authorize the reimbursement of \$100,000.00 to the chapter, using NRF Non-chapter Funds for the Technology Project
- H. **MWCJUN08-140** Approving and authorizing the Mexican Water Chapter Administration and Officials to work with the "Consultant" JJ Clacs & Company to provide Professional services with Project Management Proposal/grant writing for the amount of \$11,250.00 for Professional Services
- I. **MWCJUN08-141** Approving and authorizing the Mexican Water Chapter Administration and Officials to work with the "Consultant" Back of Beyond Consulting to provide Professional services with grant writing for economic development projects for the amount of \$15,000.00 for Professional Services.
- J. **MWCJUN08-142** Supporting and approving to hire Summer Youth/College Employment using SYEP and PEP Funds
Motion for support/approval by Emery Beletso, second by Lena Begay with a vote of 19 in favor, 0 opposed, 4 abstained, motion carried. Motion included item J to O
- K. **MWCJUN08-143** Supporting and approving to request the Budget and Finance Committee of the 22nd Navajo Nation Council, Resources Development Committee, Division of Natural Resources and Department of Agriculture to permanently incorporate the Navajo Nation district grazing committee, eastern land board, and farm board's compensation funds with the local chapter account commencing fiscal year 2015 budget session
- L. **MWCJUN08-144** Supporting and approving to urge the Budget and Finance Committee of the 22nd Navajo nation Council, Resources Development Committee, and Division of Community Development to increase the annual budget allocation commencing FY 2015 to reflect the chapters actual operation expenses and considering the current economic condition to provide efficiency and accountability to the chapter membership
- M. **MWCJUN08-145** Supporting and approving to request the Navajo Nation Council Budget and Finance Committee to modify the Navajo Nation sales tax revenue funds "plan of Operation" to utilize the revenue distribution for scholarship, summer youth, staff training expense, utility payments and temporary public employment program
- N. **MWCJUN08-146** Supporting and approving to request the Budget and Finance Committee of the 22nd Navajo Nation Council Resources Development Committee, and Division of Community Development to establish two (2) positions; (1) records clerk and (1) maintenance technical as a permanent position at all 110 chapters in the upcoming FY 2015 Navajo Nation comprehensive budget to increase work productivity and to deliver effective community service
- O. **MWCJUN08-147** Supporting and approving to request the Budget and Finance Committee of the 22nd Navajo Nation Council, Resources Development Committee, and Division of

Community Development to permanently incorporate and establish five (5) positions; (1) Chapter Manager (1) Sr. Accountant (1) Planning Aide and (1) Office Specialist and (1) Maintenance Technician/Housing Specialist as permanent positions for Mexican Water the upcoming FY2015 Navajo Comprehensive budget to increase work productivity and to deliver effective community service

- P. **Council Delegate's** need support of the **\$15M**; we don't want that to be vetoed, it is for our youth employment in the summer, ark clearance, etc.

IV. REPORTS/ANNOUNCEMENTS

-David John – Northern Agency Council Meeting at Aneth Whitehorse High School Gym at 9:00 a.m. this coming Saturday June 14, 2014. Lunch will be served. Open to all chapter officials and others

-Emery Beletso – Trail Ride/Horse Race – Warren Ceremonial Ground (Trail Bosses: West Sam Woody, South Alfred Stash, North Hank Charleston, East)

-Jerry Tsosie - NUC meeting at Red Mesa Chapter and Water Settlement on Monday June 9, 2014

-Harold Skow – working on approval of plan of operation. Different Projects such as number 1. LED Light, put them together, boxed them and delivered, need of warehouse or could be worked on at home, workers will be paid. 2. Solar Panels. 3. Technology (internet) for people who work with internet. Grand Circle (NM, AZ, CO, UT) right in the middle is Bluff, UT. Tourist are traveling by us, we could be making money off them.

-Jerry Tsosie – restating what Emery Beletso stated earlier, near Whiterock Point has a land set for activities for the youth and is in the land Use Plan. Soft/Baseball field, etc. which has been approved by the chapter. Another place is by the state line, UT/AZ. Basketball, volleyball, people to sale and activities for our youth. Grazing representative is looking/working on this, etc.

-Emery Beletso – store has a lease that is expiring we would like to have to set a site to sale food items, clothing, etc. to do fundraise for our youth, etc. Jerry stated that the lease belongs to NN now. RBDO under Aneth is looking into the lease, one of the thing is it might be turn over to Mexican Water Chapter, if approved for business, we will have the lease.

-Hank Whitethorne – candidate for Navajo Nation President, he is from NPL. There are many issues at hand these days. Many Veterans, our professional people, doctors, engineer, our youth are all forgotten, they are out there working and we need to give them the opportunity to come back and help us. Money is being carried by us every day along the highway. The same people are always running every four years and the problem is still there. He will come back up to voting day. If you're a leader one should be sitting with the people in a meeting and listen to their issues/concern such as the chapter meeting, etc. He is a rodeo person and has been for many years, been out there in different areas of the country, Salt Lake City, Louisiana, California and Canada and currently works with Peabody Coal.

-Curtis Yanito – Grazing Representative, thanks the people for voting on the resolution up above for farmers/ranchers. We need to pull together and form a permanent organization and move forward. We need training for us all and the people with permittees-vaccination for sheep and a lot turn out on April 23, 2014. Scrappy (tags) was the main discussion there, put in application and request for tags, prevention of diseases for animals if you sale your sheep for food, have to have this scrappy test. Some people brought sheep for vaccination but were not sheered. Last Tuesday's meeting here on June 3rd, 2014 a lot of turn out again for the District Meeting. The discussion was Navajo Range Land Act and people opposed this new law. A lot

of questions being posed by people and still in the works and people were questioning if this was approved? It was brought to him that this has been approved by the Council Delegate earlier and Shelly had signed. But later receive a call that the Delegate told him wrong and packing of the bullet has not been approved yet. So the Range Act has not been approved yet. This land is your land and sacred mountain (herbs, sacred stone, etc.) being discussed and is a concern for Navajo people. This Range Land is a public education and informal information for the people all over. June 20, 2014 Grazing Meeting at Gad ii'a'i. June 16, 17 &18, 2014 is a training for all grazing representative at Dine College. Like to see some people get training on this too so follow me up there or go with me.

Question 1: RW – pay for every animal \$30.00 for one, is this made up or what? A lot of us don't own many sheep; years ago there were many sheep, etc. Response is 30 cents per sheep, this is one thing we disapprove, we need better understanding and trying to fix things we don't approve of which President Shelly is saying, etc.

Question 2: KJW – don't see what used to be there long ago with the sheep/animals. People used to shear and raise lamb for their livelihood. Cut down of the sheep units, allocation of monies is not good by the Council, they should go with people who actually herd sheep and take care of their animals, etc. Too many horses running around needing water, abuse of animals, people don't even water their animals, etc. Response was all things are permit holder's say so; drought is the same way, etc. Today horse round up is going on at Red Mesa right now. How we deal with this issues at hand is up to permit holders, we need to come together and form an organization so we can request the money and have that money come to us to the chapter, instead of saying "for me" "Sha".

Question 3 MJB – CLUB meets together here every now but we have the same people, who are here all the time, just a few of us. She would like to request for permit holder to be here at the chapter meeting and at CLUB meetings. Response was held here Friday for CLUB a lot of turn out.

Question 4 HS – too many cows around his home, uses the shad house for their shade. ATV riding where there are no roads, etc. Response was already has the law in place but needs enforcement, also take the brand down and submit to grazing representative.

Cassandra Beletso – UNHS

Right now we have 3 or 4 big projects but we have not really discussed those yet.

Bought a land used to be a mossi café and Bango Store-gas station, use as ambulance shelter CEO has not been hired yet – still under investigation those who applied

Eye exam last month for the whole community from Utah State University Hospital, eye specialist (some of them were turned away due to no insurance). We re-schedule them again sometimes due to diabetics including children and are under Medicare

Blue Mountain Hospital is going down and we want to buy that because we are partners with them already also Monticello is going down too and we want to buy that too.

Question 1- FH \$555M distribution - resolution for equal distribution from Mexican Water. We want that money because we need that money; a lot needs to be done here at the chapter. Response was that we already have some resolutions base on this equal distribution; we have a lot of projects in progress and on-going, etc.

-Council Delegate's Report: Many meetings taking place. Coming from Teec Nos Pos chapter meeting, Sweet Water is having their meeting right now and will be going that way again. Many things are taking place and people will be negative against you no matter how hard you try.

Had special session in Window Rock last Friday and \$5M was allocated for the summer and no rain in certain areas was the issue and Dennehotso representative amended for \$15M but told her that it's not going to work because the heading was going to change, SAS law will go pass and committee discuss it and then what is on that paper is discussed base on what is on the paper and it becomes legal. \$10M was budgeted aside for him but made it \$15M was budget and she was against it and said to keep it at \$15M and was told her that it's not going to work so he opposed it. The reason for opposing was the paper went in through all wrong. 9 were against it and 10 voted on it. This will delay all things again. The chapter will use it however way they have their plan. Shelly stated that he was going to veto the \$15M because it already is in \$5M on the heading, having modified is wrong and does not want to be responsible for it.

Title of different naatannii, Council Delegate is Title 2, Chapter Official is Title 22 and Grazing Representative is Title 17, each has their own by-law. We don't just step on each other. When 638 was in discussion it was approved this Range Land, what happened to that?

We have Judicial Branch, Executive Branch, and Legislative Branch.

Under Executive Branch is natural resources and they're the ones who discuss the Range Land, many grazing representative have been certified. Many sheep years ago and the permit was important, horses need to be registered within the NN and then the permit at issue is being discussed still but slow processing.

M/W, R/M and Aneth our main focus is water settlement, right now who is going to work on it, no one is doing anything right now, NUC is keeping themselves separate today and don't want to do anything with it and don't speak on it. The main people who work on it, people who understand were the ones came forth with Title 17 Aboriginal Land was the ones who worked on it and Arizona's 33 thousand acres feet of water which is in disagreement between the people and leaders. In Utah, right now our water settlement is going into Arizona. Who is going to discuss it and talk about it? Different life style of people within the reservation and some people are thankful for what's happening.

Keyah, public land under Title 17 Dine bibeehaz'anii reclaiming the land and the white people are against us. We need support from the people; these are in progress and being worked on.

Trust Fund – New Mexico is looking positive but no checkerboard money is not coming our way is what they're saying. Beehaz'anii (Robert's Rules of Order) is used all the time, who is going to talk/discuss about it and signing of documents and is delivered and becomes a legal document. Somewhere it will come before the Council, sometimes there is a debate, sometimes it is not, and sometimes it goes directly where it needs to go.

Need support of the **\$15M**, we don't want that to be vetoed, it is for our youth employment in the summer, ark clearance, etc. This is important for all of us. Was attending Teec Nos Pos's chapter meeting this morning, cannot ask the officials to do certain things, no micromanagement, I am limited to certain things within the chapter.

Question: EB where is \$250,000.00 going to? Response was to the chapter

A. Financial Reports (attached)

1. Ratification of May 2014 Payroll Expenses of **\$11,396.57**
2. Ratification of May 2014 Chapter Official Stipend Expenses of **\$3,000.00**
3. Ratification of May 2014 Chapter Grazing Official Stipend Expenses of **\$538.26**
4. Ratification of May 2014 Chapter Veterans Organization Expenses of **\$542.22**
5. Ratification of May 2014 Scholarship Expenses of **\$0.00**
6. Ratification of May 2014 Vouchers Expenses of **\$(29,102.39)**
7. Budget Transfer/Modifications to cover expenses incurred May 2014

8. Approve to purchase full sheet cake for Father's Day celebration on June 08, 2014 using LGA Fund - \$37.99
9. Approve to purchase ½ sheet cake for Father's Day celebration on June 13, 2014 sponsored by the Senior Council - \$30.00

B. Quarterly Reports (Written/Oral)

1. Honorable Trial Judge Black – Aneth District Court
2. Lucy Begay - UNHS
3. Hank Whitethorne, Candidate for Navajo Nation President
4. EDC
5. Grazing Official
6. Council Delegate

Motion to accept all reports/announcements, financial reports, quarterly reports and adjournment of the meeting by Ruby William, second by Richard Yanito with a vote of 25 in favor, 0 opposed, 0 abstained, motion carried, meeting was adjourned at 2:40 p.m.

V. MEETING ADJOURNMENT by Jerry Tsosie at 2:40 p.m.

Posted by: Mary Ann Woody

Date Posted: June 8, 2014

Time Posted: 2:40 p.m.