

# 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 <sup>Regular Chapter</sup> ~~planning~~ meeting open to the public on August 10, 2014 at Mexican Water Chapter Multipurpose Building Complex 1 locate at Highway 191 N Milepost#2, Mexican Water, Utah beginning at 12:00 o'clock p.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 12:46 p.m.
- B. Invocation by Mary R. Benally
- C. Roll Call by Mary Ann Woody for the record
- D. Approval of previous meeting Journal of Proceedings/minutes of July 09, 2014  
Read by secretary for the record. Motion by Roy Hathale second by Harry W. Tsosie with a vote of 27-0-0, motion carried  
Correction on Meeting minutes under IV. Reports/Announcement, should be B. Quarterly Reports; Navajo Nation Chief Justice, after his reports was accepted by the chapter membership, the agenda was amended, need to include those individuals that made the amendment to the agenda, motion and second and the votes; to add three (3) additional resolutions; # 155 Support and approve NN Chief Justice's initiative with peace making project; # 156 Supporting and approving to include in the FY 2015 chapter budget a peace making position; 157 Supporting and approving to amend the latest chapter resolution on water settlement to request an increase on the acre feet of water, instead of what has proposed by the Water Rights Commission.
- E. Approval of Agenda  
Motion for approval of the Agenda by Susan Blackhorse, second by Ruby William with a vote of 27-0-0, motion carried  
**Addition to the Agenda:**  
Mary R. Benally – San Juan County and Navajo Nation Public Safety Agreement not in compliance these days with SJC Sheriff Department. When it comes time to call them the dispatcher says that it's not emergency, call Navajo Nation public safety, why is it not an emergency when you call the Utah PD? What if something major happens Request a resolution for support of agreement that was placed.  
According to Jerry there is already a resolution he believes, maybe we can just update that resolution. OK with the motioning party. Look back into this resolution/agreement that was out?  
TTsiniginie - 6 months ago he requested for a complete house, wants to know why he has not received a check yet – he made this report 4 times now. Jerry stated that he will check with the administration.

## II. Old Business

- A. **MWCJUL09-155** Support and approve NN Chief Justice's initiative with peace making project

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Motion for correction on item **A, B, & C** by Pauline Black, second by Roy Hathale with a vote of 25-0-4, motion carried

- B. **MWCJUL09-156** Supporting and approving to include in the FY 2015 chapter budget a peace making position
- C. **MWCJUL09-157** Supporting and approving to amend the latest chapter resolution on water settlement to request an increase on the acre feet of water, instead of the what was proposed by the Water Rights Commission

### III. New Business/Action Items

- A. **MWCAUG10-158** Supporting & approving to authorize a referendum on amendments to 2 N.N.C. §1002 (D), Term Limits for Office of President  
Motion for item **A & C** by Ruby William, second by Susan Blackhorse with a vote of 4 in favor, **20 opposed, 1 abstained, motion fail**  
*MChée - We are limiting our youth with good intention for the people when our youth takes office at NN in the future, Violation of voting right, it is our right to decide/vote*  
*RYanito - who is asking for this or who made this? RBegay is the person who did this from Shiprock*
- B. **MWCAUG10-159** Supporting & approving to urge the Health Education and Human Services Committee of the 22<sup>nd</sup> Navajo Nation Council to amend the recent changes made to the Navajo Nation Personnel Policy minimum/equivalency clause back to its original language (*need to inform the personnel first*)  
Motion to support/approve by Mary R. Benally, second by Roy Hathale with a vote of 25 in favor, 0 opposed, 4 abstained, motion carried
- C. **MWCAUG10-160** Supporting & approving to authorize a referendum on amendments to 2 N.N.C. §105, Term Limits for Office of Council Delegate
- D. **MWCAUG10-161** Approve to request Navajo Revitalization Fund Board and Aneth Community Development Corporation to authorize contract amendment for Eaton Architect for Phase I of the design and construction of the Multipurpose Building Complex 2 Senior citizen Center for the amount of \$34,500  
Motion for approval by Cassandra Beletso, second by Mary R. Benally with a vote of 28 in favor, 0 opposed, 0 abstained, motion carried
- E. **MWCAUG10-162** Supporting and approving to request the Shiprock Service Unit Indian Health Services/Office of Environmental Health & Engineering to conduct a feasibility study to upgrade water/wastewater system for the Whiterock Point Community Housing area and to include in their 2 year plan for construction  
Motion to support for item **E, F & G** by Annie Gilwood, second by Herbert Yanito with a vote of 29 in favor, 0 opposed, 4 abstained, motion carried  
*RWilliam - so why is just White Rock Point, why not the rest of the people?*  
*TPoyer - water/wastewater pay all the community in Utah portion not only White Rock Point, they have to include everybody.*  
*MRBenally - it's just feasibility, lets help the people, help one-another*  
*PBlack - no one from that community is here and we are always voting on their issues, they need to be here and talk about it and bring their concerns to the chapter, etc.*  
*DJohn - About \$25,000 money on the side and we want to use this money for the feasibility study. There are subsystems for most of community but for cluster family we will request for lagoon. The only thing is there is no waste dumping in the local area.*  
*CBeletso - There is an individual person there at the housing is handicap who needs service, etc.*

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MChew - Do a feasibility study for all community in Mexican Water, this way it does not cause friction between people.

RWilliam – being available when requesting policy needs to be re-done

- F. **MWCAUG10-163** Supporting and approving to request the Shiprock Service Unit Indian Health Services/Office of Environmental Health & Engineering to develop and alternative plan to address the water/wastewater issues immediately for the Whiterock Point Community Housing area
- G. **MWCAUG10-164** Supporting and approving to extend the PEP Housing Construction Project for additional twenty (20) days to continue working on the Bathroom Addition Project
- H. **MWCAUG10-165** Supporting and approving to request the Budget and Finance Committee, Naa'bi'iyati', Resource Development Committee and the 22<sup>nd</sup> NN Council to allocate Supplemental Funding unreserved/undesignated fund balance in the amount of (1M) \$1,000,000.00 for the construction of Mexican Water MPB Complex 2, Senior Center  
Motion to support/approve by Cassandra Beletso, second by Annie Gilwood with a vote of 28 in favor, 0 opposed, 2 abstained, motion carried
- ~~I. **MWCAUG10-166** Supporting and requesting the Law and Order Committee of the Navajo Nation Council to immediately begin an investigation  
Motion to delete this item by Richard Yanito, second by Sam Woody with a vote of 26 in favor, 0 opposed, 2 abstained, motion carried  
Requesting resolution in litigation, therefore we cannot take action on it.~~
- J. **MWCAUG10-167** Requesting a resolution for fixing of the corral within the community to gather the horses for training and adding more funding for the Grazing Representatives
- K. **MWCAUG10-168** Requesting San Juan County and Navajo Nation Public Safety Agreement not in compliance these days with SJC Sheriff Department (*Is there a resolution in place already? Need to look into it*)

## IV. Reports/Announcements

Motion to approve item A from number 1 to 9 by Mary R. Benally, second by Darlene Yazzie with a vote of 28 in favor, 0 opposed, 5 abstained, motion carried, this includes TTsiniginies request, why he is not receiving the check and why the first one was denied

TTsiniginie stated that the chapter workers were remove, went through the Veterans Fund and requested for material and wanted to hire his own workers. TPoyer stated that the Veterans voted on buying the material and went to Planning Meeting and was voted on at the Chapter Meeting, requested the materials only and will hire the workers himself. Been waiting on this and nothing came back to him. Just recently the veterans submitted another letter and why he is being denied, still there is nothing.

Chapter President stated that they meet with administration Monday morning

- A. Financial Reports (Attached)
1. Ratification of July 2014 Payroll Expenses of **\$49,890.56**
  2. Ratification of July 2014 Chapter Official Stipend Expenses of **\$3,000.00**
  3. Ratification of July 2014 Chapter Grazing Official Stipend Expenses of **\$538.26**
  4. Ratification of July 2014 Chapter Veteran Organization Expenses of **\$242.22**
  5. Ratification of July 2014 Scholarship Expenses of **\$ .00**
  6. Ratification of July 2014 Vouchers Expenses of **\$37,106.34**
  7. Budget Transfer /Modifications to cover expenses incurred July 2014

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8. Approve to ratify expenses made to purchase Fruits and Bottled Water for Youth day celebration on August 1 & 2, 2014 using SJC Recreation Fund - \$200.00
9. Approval of Veterans FY 2008 Supplemental Navajo Nation General Funds to be expended for:
  - Financial Assistance Hardship Assistance for four (4) Veterans at \$300.00 each, totaling \$1,200.00: DTsosie; TTsiniginie; TPoyer; RHathale
  - Catering Services - \$50.00/Pearl Wadsworth (Need to comply with procurement policy)

## B. Quarterly Reports (Written/Oral)

1. Council Delegate, Kenneth Maryboy – no show

2. Grazing Committee Representative, Curtis Yanito

A lot of work trying to listen, be an ear and looking into issues for the community with permit holders and others, etc. Right now the last day for tally count and branding is September 30, 2014. Some of you question me about buying and selling of animals. There are more sheep, scrappy is a big issue with animals and contagious among animals. Ear tag for sheep and goats, scrappy which became a law in 2006; if animals are being hauled from outside the reservation it is important if you sell sheep or buy animals, etc. If you sell sheep they must have ear tag for all animals because of contagious disease. A lot of people sell their animals at flea market, ceremony, etc. It concerns all of us, so we need to make sure that your animals are disease free and USDA training to be set sometimes in August 27, 28 & 29 here at Mexican Water. Application for scrappy and you can order these ear tags and it's free, if there is no diseases they will ear tag them.

Ram is checked too – Blood type RR & QR is good, QQ is no good so know these and make sure you have them checked at the time of purchasing a ram.

Those 2011, 2012 and 2013 tally counts take it to Monticello USDA office for payback. There are people with vehicle along the highway and they are doing a study on plants, a lot of unwanted plants everywhere. Everything boils down to WATER, not enough water. Many of these plants are blown in from different directions due to a lot of wind. A fence along the side of the road is up to the people within the community to fix them and he is trying to do something about it.

There is no enforcement of violation even when he writes them out, what else can we do? Just take care of them properly, etc.

August 16, 2014 training in Twin Arrows regarding horses, Horse Conference, etc.

We can do a resolution for fixing of the corral within the community where we can gather the horses and set up training for our youth, etc.

THathale – regarding branding of livestock, taking care of them and limit according to permit, etc.

SWoody – too many horses along the highway, inside the fence, stress taking care of animals, horses should be corral in especially if they don't have brands or documents for horses that was bought from another District should be corralled and if they have state brand, these should not be grazed and should be corralled, don't know if this is still the law, etc. Response, yes it is still the law.

GBegay – people dropping off horses at windmill and saw a truck load of horses that were dropped off along the road that goes to Sweetwater off North 191.

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MChee – Those permit holders are responsible for your animals, need to get together and form a group and start taking action. We can take care of these ourselves and resolve the issue; it is not difficult, etc.

DJohn – Grazing Representative is a very powerful person and has a big job, consent to a lot of what has to happen in the community such as irrigation and power lines, etc. Window Rock does not consider them important therefore a small amount of budget is allocated for them each year. Agriculture department are the ones who put out the booklet regarding duties of grazing representatives and grazing representative are doing their dirty work for them. Those people there don't have horses and don't attend chapter meetings. We need to add some more money to what is being allocated each year; he is very thankful to the grazing representative and what they do. They are the guiding light for things to happen within the community. They need that so they can operate their duties more smoothly, etc. This request can be included with the resolution that Curtis is requesting.

3. UNHS, INC Health Board, Cassandra Beletso

Don't have a lot of news. Ambulance shelter is being under construction, was planning on purchasing Blue Mountain Hospital, but not anymore. She gave some of her time to Sam Dee

**Sam Dee** – Navajo Nation Oil/Gas

Was at San Juan Chapter, working with all 5 chapters and other chapters within the Northern area and make reports to the chapter on what's happening with Navajo Nation oil/gas. The plan is Navajo Cortez area for oil drill, and the plan got into dispute, nothing is wrong with the workers at the local level. They have been providing meal and such things for many chapters and training, etc. **Donations put to a stop till further notice, hopefully it will open again sometimes in December.**

**August 16 Field Day and 17<sup>th</sup> is a Gourd dancing** near the housing about a quarter mile, there will be signs.

**Calvin Thomas** – grazing representative from Aneth, Utah. District 9, 12, and 13 working under Shiprock Agency. He is opposing the Range Management, cannot just take the permit away from a person. If a permit is taken from a person, it will take a lot to come back. If there is no land for the animals, then it will never come back. Hang on to it for life and obey the policy within it. Take care of your livestock with Ke'. You should not allow a stud horse to roam freely, the same for Bull. If there is no brand on animals it is the responsibility of the chapter and community.

4. Council Delegate Candidate, Steven Benally – no show

5. Council Delegate Candidate Herman Farley – no show

**Motion to accept all reports by Roy Hathale, second by Sam Woody with a vote of 27 in favor, 0 opposed, 0 abstained, motion carried**

V. **Meeting Adjournment** by Jerry Tsosie at 3:40 p.m. by majority vote 28 in favor, 0 opposed, 0 abstained

Next planning meeting is Sept 3 at 3:00 and Chapter Meeting Sept. 7 at 10:00 a.m.