

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 July 07, 2013 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. Chapter Meeting

- A. Call to Order by Jerry Tsosie at 1:16 p.m.
- B. Invocation: Kenneth Maryboy – Council Delegate
- C. Roll Call by Mary Ann Woody (*Jerry, David, Maryann, Kenneth, Curtis, Woody*)
- D. Approval of previous meeting Journal of Proceedings/minutes of June 09, 2013.
Motion to accept by Herbert Yanito, second by Ruby William, with a vote of 26 in favor, 0 opposed, 2 abstained, motion carried.
- E. Approval of Agenda
Motion to approve by Ruby William, second by Susie Blackhorse with a vote of 28 in favor, 0 opposed, 2 abstained, motion carried, also including Ruby's request for Sub System Clean out at her house.

II. Old Business

- A. Approving to recommend to correct the chapter resolution numbering for FY 13 beginning from Oct 2012 – Jun 2013 and to re-run the resolutions per corrected numberings
- B. **MWC MAY05-098** Supporting and approving to extend additional twenty (20) days for the Housing Construction Project
Motion to approve/support for both item A and B above by Wilbert William, second by Pauline Black, with a vote of 28 in favor, 0 opposed, 2 abstained, motion carried.

III. New Business/Action items

- A. **MWC JUL07-123**, Supporting and approving the withdrawal of () acres, more or less, of Navajo Nation Trust Land for community housing development to construct, operate and maintain housing development in coordination with Navajo Housing Authority in the vicinity of Mexican Water, Chapter (San Juan County, Utah)
Motion to support/approve by Susie Blackhorse, second by Wilbert William with a vote of 27 in favor, 0 opposed, 5 abstained, motion carried. (Skaw Family) which became a dispute and did not go forward, they were here during CLUP meeting last month.
Kenneth Maryboy – This was discussed a while back at To Naali, stated that it was discussed but water/power became an issue, does not remember if it was approved or voted on. There was a land withdrawal at Little Water around the same time, To Da Hidakani if someone can remember this, it would be nice to bring forward this information. Suggested that it would be okay to go ahead and vote on it since this is self-sufficiency family who are requesting for it.
Mary Benally- it probably is okay with water/power right now and wants to vote on it too.
- B. **MWC JUL07-124** Supporting and approving to declare Emergency Drought and to request NNC and NN President's Office to allocate the 3.0 Million funding directly to the chapter not Navajo Nation Water Resources.

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Motion to support/approve by Sharon Bigboy, second by Pauline Black with a vote of 32 in favor, 0 opposed, 2 abstained, motion carried.

Kenneth Maryboy – Regarding this resolution we will support one another with other chapters (Teec Nos Pos and Sweet Water); There is lack of water in certain areas (undesignated reserve fund Balance). The concern I have is the 3 million should stay the same as is and not to take it out of 8.6 million and to leave it alone. We don't want the NN President to dip into it because it's going to put a huge impact on our community here.
Requesting to be excused to go to Sweet Water Chapter Meeting.

- C. **MWCJUL07-125** Supporting and approving the request for 8.6 Million Supplemental Appropriations for Water Plans, Engineering Reports, Cost Sharing for Feasibility Studies and Construction for Mexican Water, Red Mesa, Oljato, Navajo Mountain and Teec Nos Pos in the amount of \$405,000.00

Motion to support/approve by Ruby William, second by Harry Descheny, with a vote of 29 in favor, 0 opposed, 5 abstained, motion carried.

- D. **MWCJUL07-126** Supporting and approving the request for 8.6 Million Supplemental Appropriations for Water Plans, Engineering Reports, and Cost Sharing for Feasibility Studies and Construction for East Dennehotso Water Line for the amount of \$1,200,000.00 to coordinate with Navajo Area Indian Health Service (NAIHS) to serve the Garnet Ridge project area.

Motion by Susie Blackhorse, second by Cassandra Beletso, with a vote of 30 in favor, 0 opposed, 2 abstained, motion carried.

Kenneth Maryboy – In Utah we had water study, each chapter is eligible for 13 thousand acres feet of water. In Arizona each chapter donated 50 thousands allocated from each chapter, water study was done and IHS, University of NM, University of Utah, UNHS, water study was done by professionals and the end results were a lot of things not good for human life. Filter can be done but cannot do anything with uranium, main problem with water, etc.

Arizona, the cost is going to be \$5,000 so it was put forth to the Council. Dewayne Tsinnijini, requested for water study and base on that from Washington, engineers will do the water study and put forth to the Council again. It was voted on 8.6 million by the council, Martha and David asked me to do something about it so I amended it, Mexican Water, Teec Nos Pos, Sweet Water, and Red Mesa write in the short term project into it and vote on it and forwarded, what it is asking now is draw-down, so now the money is being allocated to water management, the resolution is requesting us to add us on and need to know so that we can request for the money, whoever is our fair share of that budget.

- E. **MWCJUL07-127** Supporting and approving to implement chapter project Bathroom and kitchen additions using Navajo Nation General Funds of \$36,464.00.

Motion to support/approve by Ruby William, second by Bennie Yanito with a vote of 29 in favor, 0 opposed, 4 abstained, motion carried, for both Arizona/Utah.

- F. **MWCJUL07-128** Supporting and approving to request the Navajo Nation Water Resources to purchase a 4,000 gallon water tank using the EPA funding appropriated for the water hauling project and to place the tank within the 50 acre development site to serve as the watering point during emergency situations.

Motion to support/approve by Ulonda Benally, second by Roy Hatalie, with a vote of 34 in favor, 0 opposed, 2 abstained, motion carried.

Marlon Saggboy – human use, the tank should read safe water, etc. or barrel that is safe for human consumption. 4,000 is too small, it should be bigger.

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Martha Saggboy – I went for 4,000 because some people don't use it for human consumption, will use it for animals, etc. NTUA will probably charge us if we don't use it for human consumption. We have water at the old chapter house, when tank is empty, they go into the pump house and mess with the capacitor and it burns out; it's a lot of work. Chapter Officials are asking the community to get along with one another, leave things in place, help one another, etc. We as officials/administration are working hard; we go through a lot with people accusing us of negativeness, etc. Please, have some consideration for us. If you still want bigger tank, we can get that. Some people still don't have running water and still haul water; some people are not satisfied with the tap water. We can't satisfy everybody which makes it difficult.

- G. **MWCJUL07-129** Supporting and approving the Grant Application Submission to the Administration for Native Americans (ANA) for FY 2013 Funds in the amount \$500,000.00 per year for a period of up to 5 years for Sustainable Employment and Economic Development Strategies (SEEDS).

Motion to support/approve by Marlon Saggboy, second by Pauline Black, with a vote of 32 in favor, 0 opposed, 1 abstained, motion carried.

Clifford Saggboy – what is it going to be used for?

Martha Saggboy - chapter is working on updating the 5 year community land use plan, with the plan, there are some economic development projects identified in there with strategic plan write up, that's what we need the money for.

- H. **MWCJUL07-130** Approving to accept Reimbursement of \$ from State of Utah San Juan County Commission for the amount of \$2,061.01.

Motion to approve/accept by Roy Hatalie, second by Ruby William with a vote of 32 in favor, 0 opposed, 1 abstained, motion carried. Those were the assessments that were made a while back. People living in Utah with Arizona license and vice-versa.

- I. **MWCJUL07-131** Supporting and Approving to request the Federal Emergency Management (FEMA) to Reimbursement the Mexican Water Chapter for the amount of \$1,353.00 for Project 1586 Chapter Roads.

Motion to support/approve by Marlon Saggboy, second by Wilbert Williams with a vote of 32 in favor, 0 opposed, 1 abstained, motion carried, this motion includes item J below.

- J. **MWCJUL07-132** Approving to accept Reimbursement from Federal Emergency Management (FEMA) for Project 1586 for Road Repairs for the amount of \$1,353.00.

- K. **MWCJUL07-133** Supporting and Approving to request the Federal Emergency Management (FEMA) to Reimbursement the Mexican Water Chapter for the amount of \$5,764.13 for Project 1660 PW 352 & 355 for Road & Bridges and Road Damages

Motion to approve by Marlon Saggboy, second by Clifford Saggboy with a vote of 32 in favor, 0 opposed, 1 abstained, with item L below included, motion carried.

- L. **MWCJUL07-134** Approving to accept Reimbursement from Federal Emergency Management (FEMA) for Project 1660 PW 352 & 355 for Road & Bridges and Road Damages for the total amount of \$5,764.13

- M. **MWCJUL07-135** Supporting and approving to allocate \$75.00 for Mr. Troy Tuni (minor) to be used for travel expenses from Chapter Activity Funds to participate in Youth Bull Riders World Finals rodeo to be held in Abilene, TX to be representing the Navajo Nation and Utah Junior Bull Riders Association.

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Motion to support/approve by Cassandra Beletso, second by Ruby William with a vote of 33 in favor, 0 opposed, 1 abstained, motion carried. We do have enrichment money but that is for academic only.

- N. Requesting by **Ruby William** – sub system service clean out, she needs her sub system cleaned out as soon as possible, suggested for the officials/administration to discuss a possible way to get it done and cheapest way. For individual it cost a lot but if we go with several people it's a bit cheaper.

Martha Saggboy – Vendors don't want to do Utah anymore, don't know why but no place for them to dump it and have to travel long distance to dump which costs a lot. CLUP is working on a site to dump these.

IV. Reports/Announcements

A. Quarterly updates to the Community

- 1) **Financial Reports (attached) report by Martha Saggboy** – was supposed to be reported quarterly but due to Full Agenda at each chapter meeting, it being deferred to next chapter meeting, plus usage of different software which delayed the report.

- a) Oct/Nov/Dec 2012
- b) Jan/Feb/Mar 2013
- c) Apr/May/Jun 2013

Motion to accept report by **Ruby William**, second by **Roy Hatalie** with a vote of 33 in favor, 0 opposed, 1 abstained, motion carried.

- 2) **Project Reports (attached) by Martha Saggboy**

- a) AZ Scattered Phase II PL Projects (8) Recipients
- b) MPB Complex 2 Senior Center
- c) Access Road/Parking Lot/Accel & Decel Lanes
- d) Three Phase PL Extension (12) miles

Motion to accept report which includes number 3 resolutions below by **Wilbert William**, second by **Bennie Yanito** with a vote of 33 in favor, 0 opposed, 1 abstained, motion carried.

- 3) Resolutions: Total (121) approved by **Martha Saggboy**

a) FY 13 1st Qtr (47) Total

- i. Oct 2012 (19)
- ii. Nov 2012 (18)
- iii. Dec 2012 (10)

b) FY 13 2nd Qtr (31) Total

- i. Jan 2013 (14)
- ii. Feb 2013 (09)
- iii. Mar 2013 (08)

c) FY 13 3rd Qtr (43) Total

- i. Apr 2013 (06)
- ii. May 2013 (14)
- iii. Jun 2013 (23)

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- 4) UNHS Representative – **Cassandra Beletso** – is a member of the board at Montezuma Creek Clinic,
-due to privacy of visitor to the clinic, made some addition to the entrance of the clinic. If you have a cold you get service just for that but right now you get seen for other problems with just one doctor who will have knowledge of your health. The next doctor will already know and will look into your chart.
-You have access to your medical examinations, etc. if you have access to internet, including lab results, etc.
-Children can be included with their entire visitation to the clinic which also include dental, refill, x-rays, and lab results, etc.
-NTUA – there is water there where you can get water (treated). Go to the office and they will issue you a card to pay for the water. Bring 2 inch adaptor and hose.
Mary Benally – one doctor, there's a lot of turn-over, what about that?
Esther Reddoore – fill out application at the clinic?
Motion to accept report by Cassandra Beletso and Curtis Yanito by Wilbert William, second by Bennie Yanito with a vote of 33 in favor, 0 opposed, 1 abstained, motion carried.
- 5) Rough Rock School – no show
6) Shiprock Associated Schools Incorporated – no show
7) July Calendar (attached)
8) **Kenneth Maryboy** – (handout available)
-**Utah voters, SAS** went to W/R for Utah Agency to be legal, not Northern Agency. Someone else wanted to make it Regional but it's going to be difficult-NO. The document went in and it should be approved or until Fall Session to be approved.
-**Utah Land Bill** – Shush Jaa' the document went in to U. S. Congress. Want to reclaim the land, becoming a reality.
-**Utah State Governor**, approval of money for CHR 11 which is in Washington, will be testified by officials plus some people in Utah. NM/AZ Congress and Senate kind of back off because of what NN President Shelly is doing, but it has been discussed three times now but only one Congress Flate from Arizona went against. Bruce Adam knows this Congress and exchange some words with him and Flate decided that he would support this CHR 11, just to have him take a look at Indian Select Committee.
-**Water Settlement**, it's kind of difficult if you don't understand it, a lot of people are saying that there is nothing in the water, but according to Doctors and surveyors there are a lot of arsenic and magnesium, etc., in the water. Uranium is the most dangerous problems we have in the water. Because of this uranium, a lot of windmill has been taken apart/down. Cows/Horses are dead due to uranium/arsenic. Allocation of money PER, USDA reimburses, but without this, water management went and sent 5 RFP and ask engineer to survey/test the water. PFP where is PER? Water management says it's okay but it was not okay. He said it was done according to the community. The council voted on it and it says different.
-Human/Health/Education and Human Service – Youth into drugs, usage of unclean needle is being spread. Lisbon/Gay people are the cause of these diseases, etc. Maybe we could teach one another and educate our youth on it in a traditional way.

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-Health/School will report of the budget for next chapter meeting, etc.

Harry Descheny – we love our children and care for them but still there are a lot of murders happening within the reservation. As leaders you are responsible for these kinds of issues.

Ruby William – TV shows that Gay marriages are being advertised on TV and children not listening, under age children drinking and going around from home to home, it is difficult to teach the children these days, bring back the old ways of spanking, etc.

Marlon Saggboy – As society, today's generation are different, social problems are very hard to solve/address. Gay people are to blame, it's not, and it's all around/everywhere. CHR could educate the community, Social problem are inter mix with health problems.

Kenneth Maryboy – Statistics coming in all the time, based on that it makes you think, elders are the ones that can educated the community. Parents should be aware of all these issues, along with some other teachings of the old ways, etc. IHS are certified, what is the solution, how do we deal with it. The sacredness of K'e.

David John – IHS is discussing it already, based on survey, it's going beyond. All kinds of use –Disease Prevention Center **\$50 million** are being request by Health department. Elders are the teachers. Privacy Act is legally in place unless the person comes forward (confidentiality) for the individual people/person, etc. Prevention, how can we stress this?

Mary Benally – what is the money being requested for? David need additional fund to address these issues for prevention.

Motion to accept report by Susie Blackhorse, second by Ruby William with a vote of 27 in favor, 0 opposed, 4 abstained, motion carried.

David John – children are stealing medication from their parents, elders, etc.

9) **Curtis Yanito** – (Grazing Representative), branding, and tally count is happening now to end of August. We might have set a week for AZ and then UT another week, don't know how it will work best for all of you.

-Hay is still on its way with first cut, the Utes are the only ones with hay and NAPI and Green River, but Colorado did not get a lot of rain/snow; therefore there is not enough hay. Chapter does not have fax number, etc.

Take care of the water at windmill, etc. doesn't just let the water run and go to waste. Those sheep herder needs to take care of one another and look out for each other, etc. -

-Non-Profit organization been thinking about it for sheep herder, don't know what you think, maybe will be good, we need to come to together and discuss all these, the reason being because of chapter certification. There are too many of us these days, new generation, etc.

- Don't know how many people are honest, 1 horse/2 horses on grazing permit. Horse round-up, help one another, etc.

- We can all help one another and do the round-up, if NN takes over, the community will not benefit from it, we might even raise arguments and might get after me too, but I would like to obey the oath I took, etc. Horses are iina'. Lots of songs to it/prayers, the dead carcasses are supposed to be buried into the ground due to spreading of diseases, etc. Make your report of these animals if you come across one somewhere. Branding Cell # 435-459-0688.

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Roy Hatalie – There is a windmill, the wind damaged the wheel on it, and near it there was a dead horse. Tally count was done for me over there in Garnet Ridge, etc.

Curtis Yanito – for dead animals, they were supposed to be buried due to disease, etc.
Meeting Adjournment by Jerry Tsosie at 4:05 p.m.

Motion to close the meeting by Cassandra Beletso, second by Wilbert William with a vote of 33 in favor, 0 opposed, 1 abstained, motion carried. Time is 4:10 p.m.

Next Planning Meeting is August 7, 2013 at 4:00 p.m. Next Regular Chapter Meeting is August 11, 2013 at noon.

Posted by: Mary Ann Woody Date Posted:7/7/13 Time Posted:4:07 p.m.