

## 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 March 08, 2015 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 Highway191 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 Martha Saggboy 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 @ 10:38 a.m.
- B. Invocation by Curtis Yanito grazing representative
- C. Roll Call – all officials present and quorum
- D. Approval of previous meeting Journal of Proceedings/minutes of February 8, 2015  
**Motion for approval by Mary Benally, second by Harry Descheny with a vote of 15 in favor, 0 opposed, 1 abstained and motion carried**
- E. Approval of Agenda  
**Motion for approval by David John, second by Mary Benally with a vote of 17 in favor, 0 opposed, 1 abstained, and this motion will include the Rock Point Re-authorization resolution which I forgot to include on the agenda and approval for Council Delegate to report first**

### II. Old Business - none

### III. New Business/Action items

- A. **MWCMAR08-049** Approving and appointing Jerry Tsosie, Chapter President of the Mexican Water Chapter as representative for the Mexican Water Chapter on the Navajo Utah Commission and designating Mary Ann Woody, Chapter Secretary/Treasurer as alternate representative.  
**Motion for approval by Harry Descheny, second by Darlene Yazzie with a vote of 19 in favor, 0 opposed, 3 abstained and motion carried**
- B. **MWCMAR08-050** Approve the 2015 Apache County Polling Place Agreement  
This was tabled at planning meeting, just need to submit a letter to Apache County. David stated that they don't maintained the Apache County Road in our area, let's all help one another and work with each other, especially the road to the old chapter road need to be maintained, etc.  
Jerry suggested to vote on the letter only,  
**Motion to write a letter by TomTsosie, second by Harry Descheny with a vote of 23 in favor, 0 opposed, 3 abstained and motion carried**  
**Curtis Yanito – Problem with Arizona Roads and they do need to maintained the roads**  
**Tom Tsosie - driver for Red Mesa, we don't have county road maintained especially bus route which should be priority and he will support the letter, etc.**
- C. **MWCMAR08-051** Approve to request the 23rd Navajo Nation Council, Resources Development Committee, Budget & Finance Committee and NÁBIK' IYÁTI' Committee to allocate FY 2015 Supplemental funding for Summer Youth Employment from the Undesignated Unreserved Fund Balance for 110 chapters  
**Motion for approval by Mary Benally, second by Harry Descheny with a vote of 20 in favor, 0 opposed, 3 abstained which includes item D & E below and motion carried.**
- D. **MWCMAR08-052** Approve to request the Navajo Nation President, 23rd Navajo Nation Council to designated and assign personnel from EPA, NOSHA and ONLR that will provide service to the Utah Chapters
- E. **MWCMAR08-053** Approve to support AML's request to the Federal Government for continuous funding because the AML funding derives its revenues from resources located within the Navajo Nation reservation that supports AML public facility project funding
- F. **MWCMAR08-054** Approve to request the Division of Community Development transfer ASC #12 regional office to be located in Montezuma Creek Utah Diné Professional Plaza building that is readily available for use with all necessary utilities connected that will serve those chapters within close proximity  
**Motion for approval by Darlene Yazzie, second by Harry W. Tsosie with a vote of 21 in favor, 0 opposed, 3 abstained and motion carried**
- G. **MWCMAR08-055** Approve to identify BIA Rd N-12/HWY 191 N to be included in the TTIP for road improvement  
**Motion for approval by Betty Slim, second by Harry Descheny with a vote of 21 in favor, 0 opposed, 1 abstained and motion carried, include Apache County and San Juan County, State of AZ highway**

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department, school bus route in Arizona, top priority in San Juan County road, and include item K requested by David

**Roy Hathalie** – what about road #6440?

**Curtis Yanito** – 6440 was included into the four major roads, what is needed is a bridge in a certain place and gravel and need gravel pit. We could just do a bridge and that could swallow all the funds. One person stated that they have equipment and no gravel pit, etc. BIA roads never maintained at all, they get money too; we also need to take away the money that is being allocated to BIA so we can use it over here.

We need to **identify 4 roads** (Lena Begay road **121/449**), Toda to Mussi road **441**, Footbridge bench **452/483**, Redhorse road **436**, it works on how many people live in certain area and the road to Montezuma creek, and Ilene Martin resident to rabbit ears.

**Harry W. Tsosie** – stated that if there is enough money for covert towards **415**. We requested to pick names to see how many people lives there in the area.

**Curtis Yanito** - We also need gravel pit, if approved it will help all the people. It would be nice to have a pit here close by, because it cost a lot for long distance, etc.

**Francis Haskan** – there are district 8 people here within our chapter (joint project with Dennehotso and -- #6440) Response is it's already like that, etc. (Joint project with Dennehotso, VCA, and Oljeto)

- H. **MWCMAR08-056** Approve to request NTUA to include in their two year plans with preliminary design to serve Mexican Water Chapter community with natural gas service to residential homes that are in close proximity to the existing gas line

**Motion for approval by Mary Benally, second by Lena Begay include item I with a vote of 19 in favor, 2 opposed, 3 abstained and motion carried.**

**Curtis Yanito** – need to use up the emergency funding, followed by reimbursement, etc.

**Mary Benally** – preparation for yourself so you don't depend on the chapter and discuss the roads which is our main concern, etc.

**Jerry** stated again, it was only for high risk people, appointments, and those who are on oxygen and roads to their resident,

- I. **MWCMAR08-057** Approve to ratify the 2015 Snow Storm Emergency Declaration made by Chapter President

- J. **MWCMAR08-058** Approve to request the 23rd Navajo Nation Council, Three Branch Chiefs, Division of Community Development, Resources Development Committee, Budget & Finance Committee and NÁBIK'ÍYÁTI' Committee to authorize the LGA Governance certified chapter (s) to participate in the upcoming Fiscal Year 2016 budget

**Motion for approval by Mary Benally, second by Darlene Yazzie with a vote of 20 in favor, 0 opposed, 1 abstained and motion carried.**

- K. **MWCMAR08-059** Requesting for Four (4) major San Juan County road as top priority upgrades

- L. **MWCMAR08-060** Requesting and directing Mr. Curtis Yanito to pursue carcass disposal site land withdrawals east of Toda, Utah

**Motion for approval by Mary Benally, second by Betty Slim, with a vote of 19 in favor, 0 opposed, 2 abstained and motion carried**

**Jerry** – stated that anything that has to do with land withdrawal has to go to District 9 Grazing Committee and permit holders consent and then we do supporting resolution as a chapter

- M. **MWCMAR08-061** Supporting and approving the Rock Point Community School Application for authorization to continue to operate

**Motion for approval by Harry W. Tsosie, second by Betty Slim with a vote of 19 in favor, 0 opposed, 2 abstained and motion carried**

-Advisory board member to support the school and approve the re-authorization for Rock Point Community School. There are some children from Mexican Water going to school there at Rock Point. Floren Johnson is the Navajo Language/Culture Director now, etc.

### IV. Reports/Announcements

**Motion by Darlene Yazzie, second by Thomas Tsosie for item 1 to 6 only with a vote of 22 in favor, 0 opposed, 4 abstained and motion carried**

**Curtis** – ratification should be separate (money already used) the rest is the money that has not been used.

#### A. Financial Reports (Attached)

1. Ratification of February 2015 Payroll Expenses of **\$14,494.21**
2. Ratification of February 2015 Chapter Official Stipend Expenses of **\$3,000.00**
3. Ratification of February 2015 Chapter Grazing Official Stipend Expenses of **\$0.00**
4. Ratification of February 2015 Chapter Veteran Organization Expenses of **\$300.00**
5. Ratification of February 2015 Scholarship Expenses of **\$0.00**
6. Ratification of February 2015 Vouchers Expenses of **\$25,589.21**

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Motion for approval for item 7 to 10 by Tsosie Tsinejine, second by Roy Hathalie with a vote of 20 in favor, 0 opposed, 2 abstained and motion carried (veterans did not have their meeting due to the weather but they met again and did not come to a quorum) so their next meeting is set for March 30, 2015.

**Emery Beletso** – some people don't go by protocol, there is no name listed, name of school not listed, etc. According to policy the individual has to approach the community and present themselves and request, we voted on this sometimes back.

**Jerry** - only 1 person is here and believed that the other person is Martha Saggboy's daughter, they are attending Red Mesa School District also stated that there is enough money in scholarship (\$8,079.00). This is happening in June 2015. (It was stated that this kind of things would go to administration) this does not happened all the time to.

**Darlene Yazzie** – supporting the absent girl going on the trip, she involves herself in CLUP meeting and other subcommittee and has worked here. Getting very knowledgeable in politics and what goes on in the chapter, etc.

**Tara Benally** – raised money for her daughter, etc. \$5,000.00 for room/board, airplane ticket, food, etc. It took 4 months to do fundraising. We cannot just help them this way, they need to do for themselves and that's what we are teaching them and to talk for themselves, etc.

**Mary Benally** – a lot of students are requesting for scholarship and not approved, but she is in support of these children going on a trip.

**Thomas Tsosie** – my son is a junior at Red Mesa and his teacher selected him for an outstanding person and speaks for students, etc.

**David John** – selection of highly academic achievement being selected to go on this trip and we should be very thankful and Mexican water Chapter and community be very proud of our kids.

**Juwan Tsosie** – introduce himself in Navajo and a junior at Red Mesa School, selected by his teacher at Red Mesa, the money will help me with housing and workshop and personal use.

**Mary Benally** – what is the conference for? Response by Juwan is Highly Academic Achievement – Potential Leaders for the future.

**David** - he is our future Council Delegate and we are proud of him.

**Cassandra Beletso** - very proud of Juwan for being selected to attend the conference, he is learning well, etc. A lot of students don't get support from their parents and run the street, it's sad to see them that way, etc.

**Francis Haskan** – wants to know where they are from, etc. response is from Rock Point. Juwan is a nephew to Justin Jones

**Curtis Yanito** – very difficult to go to school and it is hard, need clothes to go to school, etc. Since we are talking about scholarship, every month in the report always sees 0, but first time I heard there is \$8,079.59, this is a lot of money.

**Jerry** – the reason why it says ratification for scholarship is 0 is money is used, stated that maybe it should be separated, when Cassandra was a secretary it was reported item by item, balance, how much left and so on, etc. Right now it's not like that it just says ratification. Community need to request to have the Agenda post at least two to three weeks so that people will know what will be discussed and budget needs to be posted, etc. So at planning meeting Secretary has to sit down with Martha and Phoebe to get all information ready for chapter meeting and when question, the officials will already know, so we don't question each other at the chapter meeting. He has been waiting at the chapter FRIDAY wanting to get together and put the Agenda together so we don't forget anything like the resolution from Rock Point, etc.

**Mary Benally** – where do this money come from, holding funds, etc.? response is carry over by Jerry. **David** says scholarship comes from Navajo Nation. There is nothing to ratify because there is no one requesting. Deadline comes around in certain months so apply before all these deadlines, etc. We have to reject some of these requests because it comes through after deadline, etc.

**Curtis Yanito** – announcement needs to go to Counselors and schools, etc.

7. Budget Transfer /Modifications to cover expenses incurred February 2015
8. Financial Assistance request from two (2) youth to pay for tuition for National Youth Leadership Conference to be held in Washington, DC this summer in the amount of \$2,500.00 each totaling \$5,000.00 (Scholarship Fund)
9. Archaeological Clearances Financial Assistance from Fund 09/Housing  
AZ Resident ( )  
UT Resident ( )
10. Approval of Veterans FY 2008 Supplemental Navajo Nation General Funds to be expended for:
  - Financial Assistance Hardship for ( ) Veterans in the amount of \$300.00 each, totaling \$ \_\_\_\_\_ for  
(All prior receipt (s) for the full amount needs to be submitted before any disbursement)
  - Financial Assistance Energy for ( ) Veterans in the amount of \$300.00 each, totaling \$ \_\_\_\_\_ for

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(All prior receipt (s) for the full amount needs to be submitted before any disbursement)

- Archaeological Clearance for ( ) Veteran \_\_\_\_\_ :
- Medical Appointment Financial Assistance for ( ) Veteran at \$150.00 each for

### B. Quarterly Reports (Written/Oral)

1. Eugene B. Joe, CEO for Shiprock Historical Society, Inc.

**Motion by Mary Benally, second by Lena Begay for Mr. Joe to do his report next with a vote of 22 in favor, 0 opposed, 3 abstained and motion carried.**

He introduced himself in Navajo and thanks the people; he is from Shiprock (Naataaniinez). Shiprock Historical Society, long ago stories to be put on newspaper, etc. Was told to go around the chapters and make this report within Northern Agency, they are going to build a building just for this Historical Society, documentation (put on newspaper) for use in the future, preservation (put it aside). The building will cost about \$3M and will call it Shiprock Historical Society Museum/Visitor Center, will be assigned to do the work. What they are looking for are pictures of people or old building, anything that's historical, etc. They showed us some pictures of historical photos of different area, needs the chapters support, etc.

**Motion to accept Mr. Joe's report by Mary Benally, second by Tara Benally with a vote of 21 in favor, 0 opposed, 3 abstained and motion carried**

**Mary Benally – are you working with only New Mexico? No, everybody**

**Jerry Tsosie – CLUP members will have some documents and meet with them, invite Mr. Joe to the next meeting, etc.**

**Curtis Yanito – decentralization, we need a cultural center here too at Mexican Water response was Networking and they have scholarship available too, call him on this, etc. Not buying stories or documents will be for people**

**David John – this has always been reported in Shiprock area but now this is brought out here, etc. Thank the people for thinking of us. Address this to Northern Agency Council on March 21, 2015 in San Juan Chapter. We will support you (Utah & Arizona)**

**Lena Begay – do they do subscription? Yes, they are selling books, reprinting again by May, etc.**

2. CLUP Members - none

3. Council Delegate, Davis Filfred

**\*\*Did not make to February meeting, January we took inauguration and Lorenzo Bates is the speaker and not acting, first time we have Northern Agency Speaker. Also we selected Ben Shelly to be our NN President until election; the reason was the least controversial. Was selected to be on RDC and chair person is Alton Joe Sheppard. Benjamin Bennett is co-chair. \*\*There were a lot of authorities he had but had to release some of them. He chair Navajo Technical University – Secretary/Treasurer (Sophia Ashley) took over. Utah Navajo Fair Manager which went back to Rebecca Benally. At the local level he was a Commander for 10 years and started the organization (Harry Johnson took over as acting). Local school board (2) position and resign from there. His whole attention will be being a council delegate.**

**\*Went to Salt Lake City; Senate Bill 90, Utah Trust Fund, Education, etc. all going forward, trust fund is last reading (anything over 10M it requires so many days and it becomes work). \*\*New Mexico legislation (Bill) in Compact-Casino (3) Fire Rock in Gallup class 3, Northern Edge class 3, Flowing Water class 2, within this there are over three thousand students working and is still paying for itself, it was financed for a lot.**

**\*\*This coming March/April a lot of meetings he has to attend: Every Tuesday is RDC meeting, next Tuesday is NTUA in Fort Defiance, March 17 Naazliinii chapter requesting for certification, approved the legislation. March 31 Aneth Chapter being certified. Title 2 law there has to be two Naabii on March 12 & 26. Friday the 13 is a special session. March 12-13 Utah Tribal Leaders at 1:00 in Towaoc, there are 7 tribes and he will represent the Utah tribes. March 13 going to Albuquerque regarding Epic (handicap/physically/mentally challenge children) and there will be a Pow-Wow included on a Friday. March 19 & 20 in Farmington Navajo Nation Oil/Gas as a share-holder, St. Carlos but still thinking about it.**

**\*\*Montezuma Creek Professional Building (gathering of Budget) - Clifford Tohtsoni gathering some money to work upon expiration, NUC Clarence Rockwell, revitalization money went in to build the building. So now the two people are fighting and might be going into court, (Victor Dee/Clarence Rockwell) it took a lot of money for this building, this building was to be used for **government operation** and for nonprofit, CDC (nonprofit). Board got changed, lost rent, janitor, and maintenance not there. Program for Self Reliance went to Kayenta because they were the only ones paying for rent. Northern Business Regional Development, he will be working on this. Board has dissolved but by-law has been re-created without letting the board know to two man board (Victor Dee/Manual Morgan).**

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There are two boards who are clashing, etc. Northern Regional Business Development (Marjorie Dee) packing up and moving to Shiprock and their positions in Aneth is being abolished, etc.

\*\*His working currently on Abandoned Mine, EPA gets the money back, the coal tax will come back in (1B) 43M is going back to them. They need money, etc. Went out to observe, etc. looking at abandoned mine. Cove chapter president James Benally meeting with them this Wednesday.

\*\*Justin Jones requesting "Inah Ba' Incorporated", water extension to Gallup and there will be work and bid out. One white man was selected, Navajo owned. Business Regulatory Act (RDC) was directed and sign by Chief Justice, etc.

\*\*Teec Nos Pos chapter has a problem, chapter is closed (sanction) and was tabled, we need decentralization to come and make report and that happened, etc. (Shirlene Jim) Accountant/Planner needs to be placed to help them. (10%) will be deducted. The officials will be 20% deducted on wages, etc. No body showed up, Council will subpoena them and there will be consequences if they don't show up again.

\*\*Mexican Water is doing really good regarding CLUP booklet, the only thing is grave yard site and gravel pit site, and water but all information are in the book, etc.

\*\*Sweetwater road is terrible, etc. (conflicting schedule will be a problem) that will probably be fix later on.

**Motion for approval by Mary Benally, second by Betty Slim to accept the report by Council Delegate with a vote of 21 in favor, 0 opposed, 3 abstained and motion carried.**

**David John** - thanked the council and stated that RDC is a very powerful committee which Davis is a part of. Sponsors of recertification, **April 14, 2015** will have the CLUP/RDC have dinner here at the chapter.

#### 4. Grazing Committee Representative, Curtis Yanito

**Motion for approval to report by Emery Beletso, with the exception he will make his report, second by Cassandra Beletso with a vote of**

**\*\*Grazing Rep has power, permit holders have power too. These lawyers are against us and trying to dig under the land, etc.**

-Terra – Tribal Energy \_ Act – if approved, all companies will move in and start digging under our grazing area, that's where it's heading. A lot of policies/laws being Grazing Representative, it's not a part time job, etc.

- If we can just win back the WATER (1B) a year, which will take care of everyone, etc. Contamination of water (uranium) taking control and a killer

**Mary Benally** - comment that she has been stating to the people about Trash, land management, etc. nobody wants to listen. People don't really want to listen to these kinds of issues. CLUP needs to get together and discuss and fix the situation we are in, we need to meet regularly.

**Emery Beletso** – Water issue, cost of water will go up and people will hurt one another in the future. Put some Dam in certain areas, etc. In the long run so the White people will not say it's theirs, etc.

**Curtis** - First Claim vs. Priority Date what does this mean? Lawyers call it this.

#### 5. UNHS, INC Health Board, Cassandra Beletso

-Ambulance station is done and had an open house on 27<sup>th</sup> of February.

-Telemetric (TV/Phone) providing service at Navajo Mountain, Monument Valley and Montezuma, etc. (Doctors will help through this telemetric such burns, etc.)

-Some people take a lot of strong medicine and sometimes when they run out they can't get their medicine because their doctor is not there. Currently all the staff understands this and will provide the medicine, etc.

-Refill – see the doctor first before getting the medication, etc.

-Call in early in the morning (waiting time) if you have appointment

-Be prepared for anything, etc.

**Emery Beletso** – Selected as Indian Education Committee Chairperson at Whitehorse High School in February, representing Whitehorse High School, meets with Bluff, Monument Valley, and Navajo Mountain. Due to the weather the students did not go to school for 7 days, and are willing to have school on Saturdays, will try. School Out was May 22 but has moved to 3 days later. High School Graduation and Junior High Promotion will be the same, etc. Currently Monticello, Blanding, and Albert R. Lyman do not have any money from Johnson O'Mally and are looking at Bluff Elementary, etc. Compliment on Mexican Water Emergency Declaration, went by protocol and are on top of things.

#### 6. NNN Fair Board, Mary Ann Woody

I reported on what's happening with the Fair and Plan for the future and re-locating the fair ground, theme, designing of the fair poster, etc.

**Francis Haskan** – select an area away from the current fair ground? Too congested

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**Jerry** – David Talk area and was denied, etc. According to **David** they were doing ground breaking and the Talk families chase them off so (for Vendor Village) went to Kayenta.

**Tara Benally** – Bluff Fair is congested too, is there another area for this Fair (Red Foot "Water").

**Lena Begay** – how far is the water extension from Montezuma Creek or Aneth area? Response by Curtis, first reading is approve (email: James Toletto) all information is there.

**Tom Tsosie** – **What kind of Bear don't have teeth? Gummy Bear.** He will come and attend chapter meeting and be a part of the discussion in the plan, etc. Thank the people for approving the money for his son.

### **7. Chapter Officials**

**David John** – Need medical Doctors, short of these people and all the oldies are retiring. Waiting is going to be longer. Lots of medications given to people like they went shopping, why is it like this, etc. Our elders are being told to take medication up to 16 medications a day. Some people don't take them.

**Mary Benally** – maybe have a PD present when people return their medication

### **V. Meeting Adjournment by Jerry Tsosie**

**David John** motion to adjourn, second by **Harry Descheny** with a vote of majority @ 2:55 p.m.

Posted by: Mary Ann Woody

Date Posted: 3/8/2015

Time Posted: 2:56 p.m.