

# (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 April 10, 2016 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 @ 11:15 a.m.
- B. Invocation by Harry Descheny
- C. Roll Call by secretary/treasurer for the record
- D. Approval of previous meeting Journal of Proceedings/minutes of March 06, 2016 – read by secretary/treasurer for the record

Motion for approval by Mary R. Benally, second by Harry Descheny with a vote of 14 in favor, 0 opposed, 2 abstained and motion carried

**Vice-President** suggested and elaborated on our chapter President's leave of absent last month to and to be paid his stipend and add all these items below to the motion party and also excuse Council Delegate at this time, he did his presentation earlier

Need to correct the meeting cover sheet date from March 07 to March 06; Sign in Sheet from March 07 to March 06; Need to correct if chapter membership approve to excuse the Chapter President, whether to pay out his stipend or not by the motioning parties; and resolution numbers MWCMAR06 instead of MWCMAR07 under New Business Numberings from 060-070

- E. Approval of Agenda

Read by secretary/treasurer for the record

Motion for approval by Mary R. Benally, second by Lena Begay with a vote of 15 in favor, 0 opposed, 3 abstained and motion carried

Chapter President requested for some people to make their report first due to other meetings they have to go to:

### Council Delegate's Report:

Unreserved/undesignated fund has 13M and untouched is 14M Oil/Gas brings in and coal but this has decreased in cost

Recommendation: the funds is going to be frozen, hiring freeze, early retirement package and release them, no off res travel, restructure eliminating some positions (don't have first lady), lots of projects shovel ready, division director don't need some, etc., programs solid waste/water rights commission, labor commission, scholarships misusing it, NN law sue, chief justice limit of police officers (emergency mileage restriction), Peabody.

**Rebecca Benally** – (her report is attach)

Motion for approval on her report by Mary R. Benally, second by Francis Haskan with a vote of 16 in favor, 0 opposed, 2 abstained and motion carried

**Mary R. Benally** which map do we use on redistricting? Response was until the Judge rules.

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**Malinda Blackhorse** – hatch road is terrible, lots of pot-holes, that paved road is a big problem. Response was that road will cost 2M and will pave the road. She is proud that Rebecca was appointed as the Senate District Juvenile Court Judge; a lot of our children end up in these courts all the way into Salt Lake City and some of these judges do not really understand the issues/concerns that our children face, etc. Native Americans are needed with Social Services, and everywhere else, there are people who have degree in these areas. There seems to be more Native students in trouble and should be at the same level as the Anglo students.

**Mary Benally** – she attended a training regarding juvenile students getting in trouble even just a little minor thing they get send to detention. San Juan School has 0 tolerances.

**Rebecca** – Under US Department of Education Public law -Section 1118, parents have the authority on how schools area run, start with school community council, Principals, District, exercise this authority. There are transitional that are involved. IEC under Johnson O'Malley and school board members, etc.

**Malinda** – intervention is need but Rebecca responded with what is needed is prevention

**Chapter President** – excused the Vice President to fly out to a meeting in Atlanta, Georgia for Health Summit as a chairman of Health board but there are only two chapter officials so we ask him to stay for a few more minutes.

**Bessie Wilson** – thank the committee for reauthorization of Rock Point School.

### II. OLD BUSINESS - none

### III. NEW BUSINESS/ACTION ITEMS

- A. **MWCAPR10-071** Supporting and approving the Aneth Community Court grant application for a 24 month grant offered by the Bureau of Justice Assistance (BJA) and the Center for Court Innovation  
Motion for approval for items A to F and reports/announcements by Mary R. Benally, second by Tara Benally with a vote of 17 in favor, 0 opposed, 2 abstained and motion carried including reports/announcements  
Vice President elaborated on each resolution. No question from the community
- B. **MWCAPR10-072** Supporting and approving the Rock Point Community School Application for Reauthorization from the Health, Education and Human Services Committee of the 23<sup>rd</sup> Navajo Nation Council to continue to operate under the authority of Public Law 93-638
- C. **MWCAPR10-073** Approving to request the Utah Dine Advisory Committee and the Utah Trust Fund Board of Trustee to allocate \$550,000.00 towards the construction of the Mexican Water Chapter Multipurpose Building Complex #2 Senior Center
- D. **MWCAPR10-074** Support and approve to request Shiprock Agency Navajo Election Administration to appoint and select a Chief Poll Judge for the upcoming Navajo Nation Primary & General Election
- E. **MWCAPR10-075** Approve the Regional Road Maintenance Plan and FET proposed projects from San Juan County Utah
- F. **MWCAPR10-076** Approving to request to Navajo Housing Authority to authorize to allocate \$550,000.00 towards the construction of the Mexican Water Chapter Multipurpose Building Complex #2 Senior Center towards the NAHASDA funding

### IV. REPORTS/APPROVALS/ANNOUNCEMENTS

#### 1) Financial Reports (Attached)

- A. Ratification of March 2016 Payroll Expenses of **\$8,341.89**

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- B. Ratification of March 2016 Chapter Official Stipend Expenses of **\$3,525.60**
  - C. Ratification of March 2016 Chapter Veteran Organization Expenses of **\$00**
  - D. Ratification of March 2016 Scholarship Expenses of **\$00**
  - E. Ratification of March 2016 Vouchers Expenses of **\$9,809.45**
  - F. Budget Transfer Modifications to cover expenses incurred March 2016
- 2) Approval
- Chapter President - No letter has been submitted regarding this request or money that will be involved with this request.
- Vice-President suggested to table this item, all requesting party should be here too. Also Vice President mentioned that 7,500 documents were stolen from Shiprock Health Office. Auditor general is inspecting and the person is already in jail.
- Motion to table approval items by Francis Haskan, second by Paul Acitty with a vote of 16 in favor, 0 opposed, 3 abstained and motion carried. Francis also questioned where the money is coming from and still wants report of how money is budget
- A. Red Mesa Class of 2017 Donation Request
  - B. Hozhoo Naashaado Club Donation Request
  - C. Red Mesa Seniors Class of 2016 Donation Request
  - D. Four Corners Regional Health Center request to have Mexican Water Chapter sponsor a station during an event on May 13, 2016 to provide refreshments/water/fruits
  - E. Red Mesa School requesting to donate (5) sport bottles and/or t-shirts for Fun Run Youth Event
- 3) Quarterly Reports (Written/Oral)
- A. Council Delegate, Davis Filfred
  - B. Grazing Committee Representative, Curtis D. Yanito
  - C. SJCU Commissioner, Rebecca Benally (**report is attached**)
  - D. UNHS, INC Health Board, Cassandra Beletso
  - E. SJC Utah Dine Advisory Committee, Jerrica Maryboy
- The funding should be available around June 3, 2016. The deadline for the proposal is May 24, 2016 - \$115,000.56 to MW chapter based off the Census Count.
- F. SJSD Bluff Elementary, Mary Benally just update
- All 7 chapters and Utah people said no to building of the new school. Met with Navajo Nation Human Rights Commission on Monday of last week. Also Council Speaker was there and spoke with him.
- Based on:
- School route too long, it takes about 2 hours to the school, Long term goal is to have middle school and high school to be on the reservation. Maybe because of the long bus route their grades are below
  - According to Speaker, the ground needs to re-survey again and to put everything on hold
  - Meet with SJSD to talk/discuss/plan, etc. in a good way and try to work with them, etc. If you want to write a letter it will be up to all the community, etc. Our leaders are not supporting and turning away from us due to this issue. They did told Superintendent to build the school building here on the reservation. What he said was to find out if the emergency contact is close, electrical/water line is there, etc. There are contract school out there and they are working and going from place to place asking questions, and be visiting grant schools, BIE schools and Charter schools, etc.
- G. Chapter Officials
- Shiprock Fair Theme and posters are needed by the Fair Board ASAP.

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**Chapter President** – Bathroom additions are being built and there are only two applicants for PEP, don't know if it is being advertise, on air, etc. Who does the interview? It was extended twice and still has not finished the house they were working on. The same applicants are in there again. The hourly wage is very low for chapter level and supervisor needs to there to monitor, etc. Maybe re-advertise again or what? Who will do the interview? The job needs to get done fast/quick not a few months.

**Suggestion was**

**Paul A.** said that these group here just stuff the insulation rolled up, that's not how it's done, etc.

**Cassandra** – doesn't see any advertisement out there at chapter or post office, etc. Have their own tools, qualifications, and knowledge of making/building a home, constructing of building. It is low wage but a lot of people want to work.

**Mary R. Benally** motion to advertise for PEP, job qualification, etc. or maybe the chapter can provide a training, second by Francis Haskan to include the budget, beginning, ending date, air on radio, budget breakdown for supervisor, labor, with a vote of 16 in favor, 0 opposed, 1 abstained and motion carried

**Francis Haskan** – describe the job description so the highly qualified person will see and might want to work. A good supervision has to take charge. Maybe it's time to do some training, etc. Majority are saying TRAINING

**Francis Haskan** – also suggested that Council Delegate be here to make his report and sit here through the whole meeting and to work this schedule among the chapters so the Council can sit through the meetings, etc.

**Chapter President** – We did tried way back to schedule these meetings accordingly so that he would stay through the meetings. Our Council never mentions anything regarding chapter projects, etc. It is always his schedule and what he is doing out there.

**Cassandra** – when is he going to sacrifice his time with us here? He does not know what is going on here at this community and we have a lot of concerns/issues. Make a directive to the officials to tell him to stay here through the whole meeting. There are a lot of needs within the community; we have issues with our school here and the parents etc.

**David** – He is like chief executive officer and he should schedule all chapters accordingly so he can stay for the whole meeting, etc. David stated that he ask the Council where the packet is regarding MW Phase III which he was supposed to take through the process, he didn't know and just ask him where it is. He also mention at the Agency Meeting for the council to discuss what they have done, including the budget, we don't want to know about their travel and all and also to submit a written report.

V. **MEETING ADJOURNMENT** by Jerry Tsosie

Motion for approval by Cassandra Beletso, second by Francis Haskan with a vote of 16 in favor, 0 opposed, 1 abstained and motion carried

Planning Meeting is May 4, 2016 at 3:00 p.m.

Regular Chapter Meeting is May 11, 2016 at 4:00 p.m.

**San Juan County Utah  
Commissioner-Rebecca M. Benally  
Spring 2016  
Report**

**SJC Road Department:**

The Road Department diligently maintains 800 miles of roads on the Navajo Nation, currently 288 miles are school bus routes. The SJC has a 2016 budget shortfall of \$700,000 deficit. In the past there were federal earmark funding, those funds have expired in 2012, due to no lobbying or follow-up. We are seeking Tribal and Federal Transportation Funds for match, cost-share and partnering on road improvement projects. We met with Navajo Division of Transportation on April 4, 2016, we were happy the meeting finally happened, it took over 3 months. They informed SJC that all NDOT road improvement projects are political. There are no Utah road projects on NDOT list this year and for the next 5 years, according to their current list.

\*Hatch Trading Post road improvement has been funded at \$2 Million, construction will begin August/September 2016. *Mtg. on April 26 @ 1:00*

\*The East Highway 162 (MC to Aneth) road improvement is a \$30 Million project. SJC Commissioners and Bill Todacheenie testified to include in UDOT and Utah Transportation Commission priority list.

\*The McElmo Bridge on Federal Transportation list for new construction/bridge.

\*The Navajo Mountain to Oljato road is in planning phase. *to connect NM to hiway*

**San Juan County Public Health:**

The SJCCPH continues to collaborate services with agencies in county, state, UNHS and Navajo Nation. I've attended several meetings, the reports on suicide, bullying-youth and adult, high school drop-out, sexual assault, domestic violence, etc., are very concerning. The county and state are working on an Intergenerational Poverty grant to coordinate with local programs.

*there's about 30 students @ one school*

*Rule*

**BLM and US Forest Service:**

SJC continues to coordinate with BLM and US Forest Service for the benefit of SJC residents.

**SJC, NNHRC & Constituency Lawsuits**

Two lawsuits still in litigation and one Counterclaim lawsuit  
*redistrict, voting*

**National Association of Counties-Washington DC Legislative Session:**

\*I had two meetings with Leroy Gishi-BIA Director to increase funding for road projects in Utah. They have funded SJC \$45,000 a year for the last 20 years. He will write a letter to Sharon Pinto-Regional Director to renegotiate MOA for increase funds. No response since February.

\*Met with Federal Transportation Department on Indian School Bus Route funding, new federal appropriations are on-hold due to the presidential election. The Utah Delegation- United States Congressman Chaffetz, Congressman Bishop and Senator David Hinkins have been assisting with meetings, proposals and legislation.

\*Meeting with members of National Congress of American Indians on issues: Public Lands, Women in Leadership, Youth Programs, Early Literacy and Coordination of Services.

*Resolution  
Senior Center*

\*Testified for PILT-Payment In Lieu of Taxes. These are funds that are given to each of the seven Utah Chapters. PILT has been refunded, thank you to the chapters that submitted supporting resolutions.

**Broadband-Fiber Optic Project:**

The \$12 Million Broadband Project to the southern county schools- Aneth, Montezuma Creek Elementary, Whitehorse High School, Bluff Elementary, Monument Valley High School and Tse'biidzsigai Elementary and Navajo Mountain High School was funded. It was a collaborated effort, \$250,000 from Utah Education Network and \$1.2 Million from Six Counties Coalition-San Juan County. This will provide stronger and better <sup>short</sup> internet services. We hope to be able to provide extended services to Utah Chapters.

*Resolution?*

**US Congressman Chaffetz and Senator Hinkins Site-Visit to Utah Navajo** *on April 1*  
Congressman Jason Chaffetz visited Utah Navajos in Oljato, Halchita and Montezuma Creek on water quality, San Juan river contamination-EPA, Public Lands, etc., issues & concerns.

**Appointment to 7<sup>th</sup> District Juvenile Court Judge by Governor Herbert**

The appointment to the selection committee is an honor and to represent the Native American, Rural and San Juan County constituency.

*There were 25*

**Meetings:**

- US Forest Service- April 5, 2016
- Aneth Planning Meetig- April 7, 2016
- Utah State University STEAM- April 8, 2016
- SJC Rural Impact- April 9, 2016
- Mexican Water & TNP Chapter Meeting- April 10, 2016
- University of Utah Annual Tribal Education Summit, April 11 & 12
- Utah Association of Counties Meeting & will present- April 13 & 14, 2016
- Utah Governor Herbert-Economic Development Summit- April 15, 2016
- Aneth Chapter Meeting- April 17, 2016
- SJC Hozho Board & Red Mesa Chapter Meeting- April 18, 2016
- SJCC Meeting, April 19, 2016
- Utah Women In Leadership Meeting- April 21, 2016
- Utah 7<sup>th</sup> District Juvenile Judge Selection Committee Meeting, April 22, 2016
- West Water Meeting- April 24, 2016
- Utah Department of Transportation Meeting- April 26, 2016
- SJC Tourism Meeting- April 27, 2016
- Presentation to USU students on County Government- April 28, 2016
- USU Graduation- April 29, 2016

**For Your Information:**

- SJC Road Department Meeting- 1<sup>st</sup> Tuesday of each month
- SJC Work Session- 1<sup>st</sup> & 3<sup>rd</sup> Tuesday of each month
- SJC Commission Meeting- 1<sup>st</sup> & 3<sup>rd</sup> Tuesday of each month

SPEAKER BLATES  
CHIEF JUSTICE

OIL & GAS / COAL

\* PASS INCOME TAX

- 7 UNFB FREEZE
- 7 HIRE FREEZE
- 7 EARLY RETIREMENT
- 7 NORTHUM TRAVEL
- 7 RESTRICTION
- 7 PROJECT - DOUBLE CHECK ONLY PROJECT READY
- 7 DO AWAY WITH DIVISION DIRECTORS
- 7 PROGRAM (SOLID WASTE) (WATER RIGHTS Commission) (LABOR)
- 7 USE SHARE
- 7 SCHOLARSHIP
- 7 LAWSUIT → N/A DISTANCE OUT TOO MUCH
- \* SET ASIDE 14M
- 7 PEABODY BANK - CORRUPTION - NOT BEING INFORM BY AIG & DOJ TO NNC
- 7 ECONOMIC DEVELOPMENT - BEING STOP BY PERMITTEES
  - PIPE UNDERGROUND / WIRE-OVERHEAD - (ONLY SURFACE RIGHTS)
- 7 TELECOMMUNICATION
- 7 CHIEF JUSTICE - LOW P. O.
  - NO PROSECUTION
  - ELIMINATE UNNECESSARY POSITION