

# (Council of Mexican Water Chapter Government)

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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 August 09, 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 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 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 @ 11:00 a.m.
- B. Invocation by Darlene Yazzie, community member
- C. Roll Call by secretary/treasurer for the record
- D. Approval of previous meeting Journal of Proceedings/minutes of July 08, 2015 Read by the secretary/treasurer for the record  
Motion for approval by Cassandra Beletso, second by Gladys Begay with a vote of 20 in favor, 0 opposed, 3 abstained and motion carried.  
*Something happen to my recorder and from here it did not get recorded.*
- E. Approval of Agenda read by secretary/treasurer for the record  
Motion for approval by Herbert Yanitio, second by Ruby William with a vote of 21 in favor, 0 opposed, 2 abstained and motion carried

### Addition:

**Curtis Yanito** - requesting to add a Petition for the Water Spill into San Juan River-sue EPA. There are animals along the river, garden, birds, it affects a lot of wild life and will be for a long time. Animals will not be sold, etc. What measure are they taking into drinking water by Tommie Yazzie which needs to be taken into consideration too?

**David John** – NTUA does not take water from the river but however Mexican Hat uses that water and they shut theirs down.

## II. Old Business - none

## III. New Business/Action items

- A. **MWCAUG09-101** Approve to accept the FY 2015 Undesignated Unreserved Funds as Supplemental Funding for Summer Youth Employment in the amount of \$ \_\_ and its budget  
Motion for approval by Darlene Yazzie, second by Cassandra Beletso with a vote of 21 in favor, 0 opposed, 2 abstained and motion carried with adding scholarship to the resolution.  
According to David the council did approve for 3M for all 110 chapters  
Council Delegate – some line item were veto. 3M was allocated for 110 chapters summer youth employment and scholarships. This should have been allocated this summer and auditor general brings this up, etc. A lot of chapters are not spending any of the money but Mexican Water is spending very well. Aneth is not spending. Strike over is over passed at Mondays meeting, strongly urge and encourage everyone to support this.  
**Jerry Tsosie** – during Christmas break some students work here at the chapter
- B. **MWCAUG09-102** Requesting the U.S. Congress to reauthorize the Indian school bus route maintenance program in the next federal highway bill at annual appropriations of \$20 million to adequately maintain earthen school bus routes throughout the Navajo Nation  
Motion for approval by Cassandra Beletso, second by Herbert Yanitio with a vote of 21 in favor, 0 opposed, 2 abstained and motion carried

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- Tommie Yazzie – Ann KirkPatrick contacted him for support of a letter for the school bus route
- C. MWCAUG09-103** Approve to request the Navajo Nation Women, Infants and Children Program (WIC) to cost share with internet services so that services will be readily available to the community through Networking  
Motion for approval by Darlene Yazzie, second by Emery Beletso with a vote of 21 in favor, 0 opposed, 2 abstained and motion carried
- D. MWCAUG09-104** Approve to request the Navajo Nation President and Vice President's Office to direct any and all programs that can decentralize their services through network internet services to enter into MOA with the LGA governance certified chapters to cost share utilizing the NTUA Broadband cost to be made available to community members at local level for initial enrollment and re-certification for services  
Motion for approval by Darlene Yazzie, second by Gladys Begay with a vote of 21 in favor, 0 opposed, 2 abstained and motion carried
- E. MWCAUG09-105** Approve to support to develop Utah/Arizona observation task force to oversee and report on problem areas and issues  
Motion to approve item **E, F, & G** by Harry W. Tsoisie, second by Herbert Yanito with a vote of also all reports on this issues 22 in favor, 0 opposed, 4 abstained and motion carried  
**Curtis Yanito**; grazing representative elaborated on all items above E, F, & G, all other sub-committee are not working and not very effective, etc. so for that reason we should come up with this task force. Roads are being damaged by rain and it gets fix and another rain comes it still gets damage again and he suggested water shedding which will take a lot of work and need someone to oversee these incidents and issues, damage of crops and we spend a lot of money each time. We need someone to speak on behalf of what's happening within our surrounding area, there are a lot of problems such as the water spill, etc. What are we going to do if there is oil spill in our community? Tell him about problems that arise out there in the community.
- F. MWCAUG09-106** Approve to support and transfer BIA road funds over to San Juan County, Utah. Road department to grade over state-line, Dennehotso, and Hanna Curley area.  
Hanna C. stated all this and BIA is not helping us at all, what can the chapter do? There are BIA funds and that should go to San Juan County Road department, etc. Dennehotso road up to stateline and Hanna road is never tend to and this money will help with the road.  
**Emery Beletso** – question on Petition and Water Shed. There are existing Dam and never been fixed. Until now why didn't we do something about it before the water spill? Never seen a dam in Mexican Water area but has seen other places like that, etc.  
**Curtis** – Heavy Equipment operators and youth are learning all these, do dam, etc. Navajo Engineering and maybe have the guy come back from Shiprock to inform us more about it.
- G. MWCAUG09-107** – Approve to support resolution for Northern Agency District Grazing Committee suing EPA for Silverton, Colorado Mine, contaminating Spill into San Juan River effecting livestock, farmers, ranchers, wildlife, etc.  
Petition to sue EPA because they did not inform the nation of the spill. dangerous things that went into the water, etc. How it will damage animals, garden (chronic effect). Auction will not want our animals, etc. This is a disaster, he tried to call the Dept. of Police and nobody came out to check on the water.

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**David** – Apache County was included too during our planning meeting. There was a bus that over turned at the turn off to Hanna Curley's resident, etc.

Russell Begay declared emergency yesterday and people are here and let them speak on behalf of water spill

Spillage has met with San Juan River, still lead and zinc is in the water, etc. US GPA was testing the water yesterday. As of now the water is not safe. No swimming by anyone or children, etc. 90 miles flowing down. Navajo Dam is releasing to delude it but still there is some in it. USEPA caused the bridge to break.

Right now it is too muddy and can't really tell how much is still in the water. CHR, Navajo EPA are moving in to check and inform the community, etc.

There will be different locations with water available for drinking. NN is meeting tomorrow to haul water for animals, etc. *Do document if drinking of water by animals, garden and human consumption becomes a problem.* There will be more people coming through and they are the first people to come through, along San Juan River.

### **Question:**

**Herbert Yanito** – Time of when the water will be available, it is happening right now

**Gerald Maryboy** – Very emotional, stated that he has a garden and cows down by the San Juan River and wants to know how long it will be in the ground and water? Response is 90 miles long running, etc. Maybe somehow they will fix it and it might take 2 months to fix because it is running down and is being tested, etc. Money making, health for humans and animals are affected.

**Tommie Yazzie** – if children come into contact with the river, will medical facility be ready to receive the students? IHS is working on it, what are the signs we look for? keep a running record for the contact, etc. Livestock how do we facilitate the animals and gardens, still trying to look into it, how do we save the gardens? It might just be a lost. EPA will be accounted for the damage and lost, it's affecting human life too.

**Emery Beletso** – Where and who are the people responsible for? Silverton Gold Mine they are already taking responsibility.

Those who are drinking NTUA water need to store water, etc. NTUA is shutting off water but will add another line to run the water.

**Curtis** – wet land along the river for livestock and need resolution requesting for a pond which they can make it themselves. Response is against it for the pond and don't bother the water along the river. School is requesting to truck in the bottled water, etc. Response is Northern Agency Partnership and is requesting for bottled water and will deliver bottled water.

**Cassandra Beletso** – The water we consume is before the water spill so the NTUA water is safe. The people who are living along the River are the ones who are major affected by the water spill

Take care of the water with NTUA, conserve, and don't waste.

Flood plain will be shut down for the bottom not the top portion. Samples will be taken for outside of the flood plain. It might take about a month to really see if the outside has been contaminated. There will be trucks with water sitting somewhere within the area for the animals and people. Tell the Council Delegate to report this and make this his priority.

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Jerry – suggested that it is now in the process as far as testing, council will be meeting tomorrow. We do have ALERT Team here and will take care of bottled water, etc. They should be coming to homes, etc.

Containment was not done at the moment of the spill, there was no plan B or plan C. The law-sue is out there and they need to account for the damage, etc. The spill is still running as of now

### **IV. Reports/Announcements**

Motion for approval for item A # 1 to 5 by Herbert Yanito, second by Darlene Yazzie with a vote of 21 in favor, 0 opposed, 2 abstained and motion carried

#### **A. Financial Reports (Attached)**

1. Ratification of July 2015 Payroll Expenses of \$39,489.66
2. Ratification of July 2015 Chapter Official Stipend Expenses of \$3,000.00
3. Ratification of July 2015 Chapter Veteran Organization Expenses of \$484.44
4. Ratification of July 2015 Scholarship Expenses of \$ .00
5. Ratification of July 2015 Vouchers Expenses of \$13,173.79
6. Budget Transfer /Modifications to cover expenses incurred July 2015  
None was done to number 6 no transfer, number 7 below and Geriann Cody including 7 different tribes and meeting from 11:00 a.m. to 2:00 p.m.  
Motion for approval by Herbert Yanito, second by Mrs. Wilomina John with a vote of 21 in favor, 0 opposed, 2 abstained and motion carried
7. Approve to purchase food for Utah Tribal Emergency Committee (UTERC) Mtg on Aug. 13, 2015

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

1. RMUSD #27 Superintendent, Dr. Tommie Yazzie
  - a. Water Issue - connected to NTUA water and there is also Red Valley Cove which is connected to NTUA and Round Rock is connected to Well Water. Arsenic and Zinc and Copper are very dangerous. Even in the well water up to a certain level in the body is safe.
  - b. It rained and got very muddy and some culvert got washed out in some areas in Sweet Water. Ask Apache County to fix the roads and are being done. As of Friday they were in contact with Ann KirkPatrick for assistance from BIA and money is allocated there to help with the road.
  - c. R/M has a mascot and is in conflict and was told to remove that mascot. Washington Red Skins NFL is in conflict and lost their court battle in court. There is another school in St. John also use the same mascot. School Board suggested that Superintendent to go out to the chapter and make his report. Why is it offensive or how? Long ago during war, Atsii'ziz' (enemy) cutting of hair by enemy. Requesting for a resolution if Red Skin is offensive or not. He restated the resolution to come later due to appeal process.  
**Darlene Yazzie** - who is the main person that's being concerned? This has been a name for many years for the youth at Red Mesa. Response is that a lady by the name of Amanda Blackhorse from Kayenta took it to court.  
**Council Delegate** – NN President is not concern about it, it has been given to the school and is there another alternative name to replaced, etc.? Response

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if there is a consensus to change the name and it is still in the appeal process.  
Sit back down with the community or board members

**David John** – it is up to the school board, etc. We can't tell the court what to do. Let's wait until the appeal process is over. That resolution should be here and someone has to sponsor it.

### 2. Council Delegate, Davis Filfred

Was here since 9:30 a.m. Phillip Kintchinii who came to report on water spill and Leon Spencer.

Tomorrow is a budget session and there will be a lot and will take about 2 to 3 weeks. Legislation is coming forth from Teec Nos Pos Chapter rebuilding of the chapter (\$500,000.00 being requested) Design/Engineer will go to work on it until the money is there.

Wednesday is RDC budget session

13<sup>th</sup> was Nabikiyati but rescheduled until later due to budget session. Will be dancing at the pow-wow at Teec Nos Pos

14<sup>th</sup> is Veterans Code Talker Tribal Holiday

15<sup>th</sup> birthday cake – his birthday?

16<sup>th</sup> Aneth Chapter and Budget Session

21, 22 and 23 is Toyei (Cortez) Pow Wow- Annual Pow-Wow, a lot of money in it.

27<sup>th</sup> Nabiki'ya'ti meeting

28 & 29<sup>th</sup> Siihasin Subcommittee meeting, location still up in the air

Yesterday he was in Twin Arrow, Siihasin Subcommittee money (RVK) is possible, give the money and bank it, \$509M in Wells Fargo, would like to put in the bank for interest. Legislation was put out by Leonard Tsose who chairs and in the meantime putting in proposals. Title 2 subcommittee (Was 16 votes and only 14 voted, the rest went against) If 164 process was approved it would be called 165 process was to be called but did not come through. 5 day comment period but did not go through

Siihasin – Request for airplane was put down, general funds pay back and account not set up to pay back but will be put back in. RDC just took it out and will be put back in later

NECA – make us priority one and they will bid, Albert Hail is the attorney for them – Jonathan Hail is against it because of local contractor our children are priority one and NECA is from the outside.

Resolute – came before us and everyday jobs even it its one hour job will be bid out but told them to leave it the way it is. They went with it

Tomorrow is Council Session, our discussion will be Emergency being declared is being aired and a lot of people are aware of what's happening

Animas Water which is the middle river is contaminated, etc.

Tribal Summit – gave one hour report, tried to name them but had already left, etc. In the executive session speaker and vice president but no position statement for them. Told NUC to do this position statement, there was only 5 position statement: Senate bill 90, road, water, and education.

Shush Jaa' Dine Bikyah – at the cabinet level the president told the governor to support it Last year's budget – leave it the way it was and the same amount of money will be coming to the chapter. All programs in operation will be receiving the same amount.

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3. Grazing Committee Representative, Curtis Yanito
  - 1) SAN JUAN RIVER SLIVERTON MINE, COLORADO CONTAMINATION SPILL, CHRONIC EFFECT ON OWNERS OF LIVESTOCK, FARMERS, RANCHES, WILDLIFE, ETC. PETITIONED SIGNITURES, SUPPORT RESOLUTION, THIS KIND OF DESASTER IS NOT INCLUDED IN THE UTAH WATER SETTLEMENTS
  - 2) UTAH WATER SETTLEMENT; INDIAN HEALTH SERVICE (IHS) FAUCET WATER PROJECT IS FEDERAL POLICY TO PROVIDE FAUCET WATER TO NAVAJO INDIAN COMMUNITIES.
    - A. THE VALUE OF WATER, \$ 50,000 AFY BY LAS VEGAS, ALBURQUERQUE \$ 30,000 AFY, ETC. HOW MUCH OF WATER OUR PERMITTEE GIVING AWAY TO CITY INTERESTS? WE CAN LIVE ON \$1 BILLION A YEAR
    - B. WATER SHED BE USE TOWARDS ECONOMIC DEVELOPMENTS AS IRRIGATION, FARMING, RANCHING CROP CIRCLES, A TOP OF MESA FLATE AREA OF NORTHERN AGENCY
    - C. SAN JUAN RIVER FARMING, PASTURES NEEDS INCLUDED IN SETTLEMENT FOR REDESIGNIG RIVER DIVERSION ENGINEERING,
    - D. WE ONLY MEANT WITH WATER TASK FORCE TWICE NOW, EVEN THOUGH SINCE 2000
  - 3) DLI TRAINING FOR RESIDENT, ANY OFFICIALS
  - 4) TASK FORCE TEAM, ROAD DAMAGE, WATER SHEDDING PROJECT DEAL WITH WATER SETTLEMENT
  - 5) MEETING DATE HADGC NEWCOMB, NM
  - 6) WORK WITH JIM KEYES UT. ST. EXT., VACCINATION TRAINING AND HE WILL BE WORKING WITH NAVAJO LIVESTOCK OWNERS, MONEY I SEEK FOR LIVESTOCK FUNDS HE HAS FOUGHT IT FOR US LIVESTOCK OPERATORS

4. UNHS, INC Health Board, Cassandra Beletso

Last weekend Native American Indian Summit in Orem, Utah and went there for UNHS. Different Tribal Indians (8) and discuss the issues we have. There were more Navajo people there and they sponsor it. President of NN was there.

Robert Whitehorse from UNHS met with the governor and the Summit was for two days Thursday and Friday and performance was done by Jack and Maria Acitty, National Anthem in Navajo by another child. "Hozho Speaks" was the theme. Applage of Aligance was done by another child in Navajo by school board's granddaughter.

Clinic - Meeting was July 21, 2015 and Malinda Blackhorse was there but Herman Farley was not there regarding the Utah Fair. There was no report of expenses of last year. Only 17 cents in the bank, was against helping out with the Fair with no document, but was approved to help them again, etc. There are more doctors and approved the position for them. There was a brochure she had that consisted of a lot of information regarding the clinic. Friday is closed due to Navajo Code Talker holiday and they recognized NN holidays. Don't worry about the drinking water and they will take extra precaution now after what happened with the Water Spill. They will shut if off if there is anything in the water. If there is not enough chlorine in the water they will shut them down.

5. Chapter Officials

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

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Motion for approval of all reports and adjournment at 2:20 p.m. by Herbert Yanito, second by Ruby William with a vote of 20 in favor, 0 opposed, 1 abstained and motion carried.

Trash Dump hours in Bluff: Wednesday from 1:00 to 4:00 and Saturday is from 1:00 to 4:30, \$10.00 a dump

Next meeting for planning is Sept. 2, 2015 at 3:00 p.m. and Chapter meeting is Sept. 6, 2015 at 10:00 a.m.

**Posted by:** Mary Ann Woody

**Date Posted:** 8-09-2015

**Time Posted:** 2:20