

# Chinle Chapter Government

THE NAVAJO NATION

**Myron McLaughlin**  
PRESIDENT

**David Yazzie, Jr.**  
VICE PRESIDENT

**Cynthia Hunter**  
SECRETARY/TREASURER

**Eugene Tso**  
COUNCIL DELEGATE

**Oscar Bia**  
GRAZING COMMITTEE MEMBER

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## REGULAR PLANNING MEETING Monday, August 05, 2019 – 5:30 PM

### AGENDA

- I. Call Meeting to Order
- II. Invocation
- III. Review and Approval of Agenda
- IV. Announcements
  - a. Chinle Chapter Fall Scholarship Applications will be available beginning August 05, 2019, deadline for submission is Friday, August 30, 2019 at 5:00 PM.
  - b. Chinle Chapter Steering Committee Meeting is scheduled for Thursday, August 08, 2019 at 9:00 AM.
  - c. Chinle Chapter's Regular Monthly Meeting is scheduled for Sunday, August 11, 2019 at 1:00 PM.
  - d. Chinle Chapter will be closed all day on Wednesday, August 14, 2019 in observance of Navajo Nation Code Talker Day Holiday.
  - e. Chinle Land Use Planning Committee Meeting is scheduled for Thursday, August 29, 2019 at 9:00 AM.
  - f. Chinle Chapter will return to its regular business hours: Monday through Friday, 8:00 AM to 12:00 PM (closed for lunch) 1:00 PM to 5:00 PM.
- V. Community Concerns:
  - a.
- VI. Reports
  - a. Donham & Associates
  - b. Doug Clauschee, NAU Doctoral Candidate
  - c. Reagan Wytsalucy, USU
  - d. Eugene Tso, Council Delegate
  - e. Oscar Bia, Grazing Official
  - f. Chapter Officials
- VII. Old Business – None
- VIII. New Business:
  - a. Supporting and urging Congress to fully restore and continue funding the Navajo Community Helath Representative (CHR) Program in the Fiscal Year 2020 Budget and beyond. *Sponsor, Tara Clitso*
  - b. Approving the Ballot Language for the Local Sales Tax Ordinance Referendum. *Sponsor, Myron McLaughlin*
  - c. Reaffirming Resolution for Spider Rock LTE. *Sponsor, Myron McLaughlin*
- IX. Adjournment

## CHINLE CHAPTER PLANNING MEETING

August 05, 2019 – 5:30 PM

### MINUTES

I. **CALL MEETING TO ORDER** by Chapter President, Myron McLaughlin at 5:41 PM

II. **INVOCATION** by Council Delegate, Eugene Tso

III. **REVIEW AND APPROVAL OF AGENDA**

**Motion to Accept Agenda by David Yazzie, Second by Oscar Bia**

**Cynthia Hunter**, The DSR Resolution approved last month will need amendments to coincide with the contract.

**Votes to Approve Agenda: 5 in Favor and 0 Opposed**

IV. **ANNOUNCEMENTS**

- a. Chinle Chapter Fall Scholarship Applications will be available beginning August 05, 2019, deadline for submission is Friday, August 30, 2019 at 5:00 PM.
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V. **COMMUNITY PRESENTATIONS AND CONCERNS - None**

VI. **REPORTS**

- a. **Donham & Associates, Charles Donham**, principal owner, CPA and Fraud Accountant. Company has six employees who are all family and work for 50 tribes and tribal entities in the country since 1983. We serve twelve Navajo entities including schools, chapters, radio stations, etc. there are no charges for counseling, emails, etc. We have completed 5<sup>th</sup> and 6<sup>th</sup> year audits and these are clean audits, so today we will focus on what is being done right.

The audit report is attached with an *unmodified* opinion (unqualified opinion). Chinle Chapter staff provides all requested documents needed to complete the audit, bank reconciliations are done timely and accurately, tracking assets are complicated, staff gives accurate fixed assets. Overall documentation is excellent and tested for internal controls, compliance and certain transactions are reviewed. We make sure policies are followed, documentation is tested and transactions had no issues and receipts, support documentations are accurate.

**Myron McLaughlin**, this report is a follow-up of the last audit?

**Charles Donham**, last year you were behind, this year we are caught up, we completed 2015 & 2016 this year is 2017 and 2018, you are completely caught up with what is needed.

**David Yazzie**, for audits, is it necessary to change companies for the next audit?

**Charles Donham**, this is completely up to the entity, you can put it in your policy if you think this is necessary

**David Yazzie**, this was a procurement policy before, that is why I ask

- b. **Doug Clauschee, NAU Doctoral Candidate**: I will need a support resolution to submit to IRB, I am currently a NAU student and have worked 27 years with Chinle Unified School District (CUSD) as a Principal and now an Associate Superintendent. My research study will be in CUSD on Professional Learning Communities and Native American Education. (See attached powerpoint information)

Students take the same reading and math test given across the State of Arizona and Native American students rank the lowest in these areas. I will survey teachers, provide statistics and compare how strong the relationship is by them working together to solve the problem of the achievement gap. I will not be interviewing students and everything will not be traced to students. NAU gave this a low risk project due to participants not being identified and subject to public identification. Resolution is needed for support, the outcome of my study will

be supportive of teachers in the classroom and find out what is working in our CUSD, study will find out results of collaborative effort.

**Myron McLaughlin**, my request is for you to give a report after research and data is complete, give findings and provide a copy to Chinle Chapter.

**Doug Clauschee**, Yes I can provide the results and this will give others an idea of what is working based on the answers teachers give. CUSD out of 32 schools is #1 rank in State of AZ based upon performance.

**David Yazzie**, this will be an overview of the success, it is obvious students are excelling.

c. **Reagan Wytsalucy, USU**

**Myron McLaughlin**, Ms. Wytsalucy's request is in writing to be placed on the Regular Meeting Agenda to provide the final report on her research, I will honor her request so please let her know chapter meeting will be August 11, 2019.

d. **Eugene Tso, Council Delegate:** Amber Alert still needs work and we are pushing legislation for this.

USDA/NRCS needs to amend laws

NACD Meeting is taking place in Santa Fe, NM. Meeting began Thursday and will end Sunday. There is an MOA between Keisha Tatum and NACD, there is conflict with this MOA, there is a Resource District and 2,906 members are in National Conservation District. Keisha is working for the appointed NRCS members, the request goes to her and she finalizes the cost of the projects. Chinle Soil Water Conservation District is not included in their membership. I put in an amendment on the Navajo Nation Priority to have NRCS work with the Board.

Veterans Clinic does have a MOU, LOC lawyer will look into this with HEHSC. Chinle IHS did have a doctor and clinic here in Chinle before but is no longer situated, we will find out why and request for this clinic back.

Homesite Lease Regulation conflicts – if resolutions conflicts with laws it is null and void. Sheep unit and grazing units are different – CFR permit numbers are different. Any neighbors within 1/2 mile requires signatures, 750 buffer zone also conflicts. ROW was already given to ADOT and why is it now ours? Interpretation is requested on this, next will be residential only. Title I conflicts where we say to “sustain yourself”, this is not allowed on homesite lease. Treaty states “mechanical pursuit” on whatever tool you have you can use to help yourself. HSL resolution is completely out of order.

Bridges – we gave our request in writing

Police Academy, was in 4<sup>th</sup> but moved up to #3, due to lack of funds it will not move up – Jesse Delmar was requested to give a report on funds that are missing but so far he has not given us any report. They are currently working on using White Cone School as police academy, feasibility study is being completed.

B&F Committee meeting is tomorrow, I will attend to hear the report from Jesse Delmar, this is the 4<sup>th</sup> or 5<sup>th</sup> time he was requested to do this report so it is unknown if he will show.

Many Farms Farm Board Meeting is scheduled for tomorrow.

Veterans Hospital/Clinic: you can talk with your provider on-line. We will fight to get this here in Chinle.

I will return to the meeting in Santa Fe, National Conservation District – 8 AM to 5 PM. Berm and Canal funding was being pushed and I would like to request for deferred grazing for the whole Navajo Nation.

**Myron McLaughlin**, in the meantime we have our priority list. I have been trying to request a meeting with President, Jonathan Nez and JT Willie along with other division directors on behalf of Mike Nelson and Associates. Letter was received today from Mr. Nelson and I am upset with issues between Mr. Nelson and Chinle RBDO. I will need a meeting with Michael Nelson and see if we can pass a resolution to ask another RBDO to take over BSL due to conflict with Chinle RBDO. Church's Chicken will expire in October 2019, meeting needs to be set up.

**David Yazzie**, NRCS you talk a lot about this, you need to take all that effort/momentum into Police Academy. Funding needs to be taken back from Shiprock. We have a shovel ready project and you need to push this for first responders training facility.

**Eugene Tso**, We will complete a resolution for Sundays meeting requesting for the meeting with President, JT Willie. First Responder, I will need a study to see if this is safe or not because I already stated the Police Academy is shovel ready.

**David Yazzie**, we can go to other chapters for support once we get this resolution

**Myron McLaughlin**, \$1.9M in revenue and 24 employees will be lost if we do not get busy on Mr. Nelsons' request so I need to meet on novation of Valerie Allen business site.

**Eugene Tso**, I am not putting anything on hold, I am pushing everything.

**Joann Dedman**, we met with Office of Legislative Counsel in reference to Training Academy when we took it in they told us PD has a lot of buildings. WR PD is priority right now, all of the bills when audited there was a lot of misuse of funds. Division Director is requested to address audit issues, LOC has continually been invited on audit issues and Delmar is not responding. Issues discussed are still in litigation so we cannot provide all information to you.

- e. **Oscar Bia, Grazing Official:** Land Dispute – this began last week, Chinle Chapter backhoe was going out to the South Rim on Route 7 which cleared out a small area. Later on a neighbor which saw the backhoe working came around asking about the site, it was near my home about ½ mile. I took gps, talked with NPS to draft map on moratorium, it was about 100 ft. from the moratorium boundary. Land Department was contacted and there was no documents, clearances or surveys. Only thing that came up was a map with the longitude and latitude, I talked with the backhoe operator and asked if the person showed all the documents? I called Roland Tso, he stated to not let chapter equipment go out there because it was my responsibility to get all the information first. I told operator to not take equipment out there, because there is no archaeological clearance. I requested for lease, I spoke with the lady to see if these were signed, consent form, she stated "this is God's land". I had a meeting with her family, and requested for documents pertaining to the area. There are no documents and land department is still searching for this. I was told to file against the chapter due to disturbing the site which "might" be an archaeological site. Is this allowed for equipment to go out there to do that? My regulations state that the area has to be cleared first, and this was for a church to get situated on the land. I told the lady the regulations has to be filed with RBDO.

**Elaine Young**, Church's are regulated under Land Department, church's, communication, homesite leases all fall under Land Department.

**Ocar Bia**, next meeting is set for September 1, 2019 where the site is cleared. Numbers on west side is different, map can not locate it.

Also, Prairie Dog Ranch has a windmill with a garden hose from the trough to a trailer for the sump cooler. The families are in dispute about this and the family states that this was approved by Eugene Tso when he was still serving as Grazing Official. I took a photo of the garden hose and talked with Water Development on this and they said the windmills are for livestock consumption only.

Resolution on horse round-up was turned in and roundup will begin soon, they did Blue Gap and other areas already.

N-7 needs fencing and cattleguards due to livestock getting onto roadway.

Brandings are scheduled 07/21 to 08/03 so far I completed 5 brandings

- f. **Rueben and Richard Mike:** working on several developments, recent one is in Cameron, AZ Chevron, Burger King Restaurant and gift shop were completed. Initial plan is to expand and we are focused on Chinle area. We will provide an update on development planned for N7 and US 191 intersection area.

**Rueben Mike**, the initial resolution back in 2014 was approved for landscape and development of N7 & 191. Project has continued, we had a lot of development since then. We are ready to engage Chinle community to provide survey area of the lease and the overall development plans and want to get on the Chapter Meeting Agenda for the next meeting. We are looking to develop 3.52 acre site, near N7 and 191 junction. Initial plan was Panda Express, this would be 1<sup>st</sup> Panda Express Franchise to be built on the Navajo Nation. Owners are from China, Churing is wealthy and worth \$3.5B. We will be working mainly on the drive into the site, working on the intersection then afterwards work on different stores with Panda Express being the first site then developing a major flood control. We are looking at development in phases, phase I – Panda (one year timeframe) south of BK ingress/egress onto 191; intersection will involve Navajo Nation, ADOT so that would be premature; implementation is 5 year.; Jiffy Lube, C-Store and donut shop will be included. Panda Express will

provide 55 jobs; public safety will be addressed and ADOT recommended to look into that intersection. Decision on intersection will be with state, tribe and chapter. If there will be a roundabout that will work as well. 3/10 acres needed from NACE to develop that intersection, Arts & Crafts will benefit from this. Traffic study will be underway in the next month. We are working with a developing group, hope to have turn in/out on 191. We would put in a 9 inch waterline, people living near there would benefit from this. We would like to come before the chapter to request for 3.5 acres, this would be better job opportunities for the community as well as addressing the flood zone issues, grading and putting in major drainage system making this safe.

2018 is last resolution approved by the chapter, we will be updating the resolution for survey area. Panda Project will take about one year, depending on lease situation.

**Lorene Yazzie**, what area are you speaking about, I have my homesite in this area. We were never informed of the BK establishment. My sister Lola's children Leland Leonard, Christopher Descheenie helped approve your resolution. I live right next to the fencing of Bashas, we had five women and one male (siblings) who were born here and tied to this land. No one has come to ask us for this area, I came here during the time the resolution was being approved. There was a hogan (our birthplace) situated here before BK was built, I don't know what happened it, I was informed until later that the development was already approved. When we were informed of Bashas being developed we were included when the site was being talked about, we (me and my siblings) all agreed to have the shopping center developed. I wanted to know who allowed the BK to be developed, I feel that we as residents are not informed or asked and at the chapter meeting I noticed my two nephews mentioned are the ones that allowed this. This is no way to go about this, all us grandmas, grandpas raised in the area were not informed, the home where they were born was removed and it is not right. I later learned that the site adjacent to BK was approved for development, now, I arrived here and this issue is being discussed. I do not wish for development near the home that burned down which is where my sister Lola use to live, I am stressed out and sad because of all this development because this land holds a lot of sentimental value so please quit this planning and I want you to know that I do not approve of development in this area.

**Richard Mike**, explained the site where the development was to be and Leland Leonard says that the land is his.

**Elaine Young**, our office would give copies of land consent, we already have letter of intent. This will have to go into the September 2019 Chapter Meeting.

#### **VII. OLD BUSINESS - None**

#### **VIII. NEW BUSINESS**

- a. Supporting and urging Congress to fully restore and continue funding the Navajo Community Health Representative (CHR) Program in the Fiscal Year 2020 Budget and beyond. *Sponsor, Tara Clitso*
- b. Approving the Ballot Language for the Local Sales Tax Ordinance Referendum. *Sponsor, Myron McLaughlin*
- c. Reaffirming *CHIN-APR-14-024*: Requesting Cellular One to Install a Cellular Tower to provide wireless Network for the Spider Rock Community on the existing withdrawn gravel site area for 100' x 100' lease area. *Sponsor, David Yazzie*

Deswood Begay, maybe if the chapter can write a cover letter and reaffirm this resolution perhaps the company can consider this. I keep putting Spider Rock on the list but it keeps getting pushed off. New Mexico Broadband has funds for telecommunication/wireless and land lines so in New Mexico carriers bid into this every year so they get funding for us. We got funding for three more sites this past year in NM and another bid was submitted for Bisti highway and Twin Lakes, Pinehill and Gallup area. AZ does not have that type of funding, Spider Rock is not the only area, Low Mountain and Tselani/Cottonwood Chapters also request for the same services. FCC was funding but now due to budget cuts, they are regulating services and forms have to be filled out for someone to get a phone on government subsistence so it is getting harder for us to receive funding. We did look at a tower in Spider Rock and it would benefit certain areas like Del Muerto, Black Rock, Three Turkey areas. 1<sup>st</sup> Responder Network, AT&T got the award. 1<sup>st</sup> NET is looking at CellOne for tower space, confirmation comes about then we have to build towers to accommodate 1<sup>st</sup> responders.

**Myron McLaughlin**, we will do a cover letter and give this another try.



- d. DSR, date changes to be made to cover from October 01, 2020 to September 30, 2021. Rescind resolution and approving DSR.
- e. Supporting Michael Nelson and Associates to expedite Church's Chicken novation of land
- f. Supporting Doug Clauschee, NAU Doctoral Candidate to complete his doctoral studies on "Professional Learning Communities and Native American Education".

**VOTES TO MOVE THESE ITEMS TO THE AUGUST 11, 2019 CHAPTER MEETING, 5 IN FAVOR AND 0 OPPOSED**

**IX. ADJOURNMENT at 8:17 PM**

**Adjournment Motioned by David Yazzie, Second by Oscar Bia**

**VOTES: 5 in Favor, 0 Opposed**

**Chinle Chapter Planning Meeting Minutes completed and submitted by Cynthia Hunter, Chinle Chapter Secretary/Treasurer on Tuesday, August 06, 2019**

*Cynthia Hunter 08/06/2019*

# Chinle Chapter Government Sign-in Sheet

Date: 08/05/2019

☒ Planning Meeting

☐ Regular Meeting

☐ Special Meeting

1. President:	<u>Myrell</u>	21.
2. Vice President:	<u>Daffin</u>	22.
3. Secretary/Treasurer:	<u>Cynthia Hunter</u>	23.
4. Grazing Official:	<u>Don Bin 2.</u>	24.
5. Council Delegate:	<u>Luis</u>	25.
6.	<u>Deswood Begay - Cellular</u>	26.
7.	<u>Lorene E. Yazzer</u>	27.
8.	<u>[Signature]</u>	28.
9.	<u>Elain Young</u>	29.
10.	<u>Charles Durham - Auditor</u>	30.
11.	<u>Doug Clauschee.</u>	31.
12.	<u>Damayne Begay</u>	32.
13.	<u>Dithlean Brice</u>	33.
14.	<u>Q. Nabe</u>	34.
15.	<u>Jaracitso</u>	35.
16.	<u>Reuben Mike</u>	36.
17.	<u>Richard Mike</u>	37.
18.	<u>Natalie Hunter</u>	38.
19.	<u>Loretta Draper</u>	39.
20.		40.