

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

REGULAR CHAPTER MEETING

August 12, 2019 – 5:00 PM

AGENDA

- I. Call Meeting to Order
- II. Invocation
- III. Review and Approval of Agenda
- IV. Review and Approval of Last Meeting Minutes
- V. Financial Report
- VI. 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 will be closed all day Wednesday, August 14, 2019 in observance of Navajo Nation Code Talker Day.
 - c. Central Agency Fair begins the week of August 19, 2019.
 - d. Chinle Land Use Planning Committee Meeting is scheduled for Thursday, August 29, 2019 at 9:00 AM.
 - e. Chinle Chapter has returned 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.
 - f. Chinle Chapter will be closed all day Monday, September 02, 2019 in observance of Labor Day Holiday.
 - g. Chinle Chapters Monthly Planning Meeting is scheduled Tuesday, September 03, 2019 at 5:30 PM.
- VII. Old Business: None
- VIII. New Business:
 - a. CHIN-AUG-19-045: Recommending and supporting the approval from the Navajo Nation Human Research Review Board (NNHRRB) for Douglas Clauschee a Doctoral Candidate with Northern Arizona University, to conduct a doctoral study relating to "Professional Learning Communities and Native American Education" by interviewing students and teachers of the Chinle Unified School District #24 (CUSD#24). *Sponsor, Doug Clauschee*
 - b. CHIN-AUG-19-046: Requesting and Approving a Grant in the amount of \$332,505.20 from Navajo Nation Department of Self Reliance (NND SR) to recruit Twenty-Two (22) Adults who are members of a DSR Benefit Group to participant in the Subsidized Adult Employment (SAE) Initiative to be placed at Chinle Chapter for employment beginning October 01, 2019 to September 30, 2020. *Sponsor, Myron McLaughlin*
 - c. CHIN-AUG-19-047: Supporting and urging Congress to fully restore and continue funding the Navajo Community Health Representative (CHR) Program in Fiscal Year 2020 Budget and beyond. *Sponsor, Tara Clitso*
 - d. CHIN-AUG-19-048: Approving the Ballot Language for the Chinle Chapter Local Tax Ordinance for referendum measure for a referendum election in accordance with 11 N.N.C. § 403. *Sponsor, Myron McLaughlin*
 - e. CHIN-AUG-19-049: Approving the Fiscal Year 2020 General Funds, Land Claims Trust Funds and Scholarship Funds budgeted in the amount of \$475,719.00. *Sponsor, Walton Yazzie*
 - f. CHIN-AUG-19-050: Approving Budget Changes to the Fiscal Year 2019 budgets for the Chinle Chapter Government. *Sponsor, Walton Yazzie*

CHINLE CHAPTER MEETING

August 12, 2019– 5:00 PM

MINUTES

- I. **CALL MEETING TO ORDER** by Chapter President, Myron McLaughlin at 5:47 PM
- II. **INVOCATION** by Oscar Bia, Grazing Official
- III. **REVIEW AND APPROVAL OF AGENDA**
Motion to Accept Agenda by Anderson Jones, Second by Phillip Bia
(No Add-on's or discussion)
VOTES: 27 in Favor, 0 Opposed and 1 Abstentions
- IV. **REVIEW AND APPROVAL OF LAST MEETING MINUTES**
Motion to Accept Last Meeting Minutes by Oscar Bia, Second by Anderson Jones
VOTES: 28 in Favor, 0 Opposed and 2 Abstentions
- V. **FINANCIAL REPORT**
Motion to Accept Agenda by Oscar Bia, Second by Pamela Bia
VOTES: 21 in Favor, 0 Opposed and 5 Abstentions
- VI. **ANNOUNCEMENTS:**
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- VII. **OLD BUSINESS: None**
- VIII. **NEW BUSINESS:**
 - a. **CHIN-AUG-19-045: RECOMMENDING AND SUPPORTING THE APPROVAL FROM THE NAVAJO NATION HUMAN RESEARCH REVIEW BOARD (NNHRRB) FOR DOUGLAS CLAUSCHEE A DOCTORAL CANDIDATE WITH NORTHERN ARIZONA UNIVERSITY, TO CONDUCT A DOCTORAL STUDY RELATING TO "PROFESSIONAL LEARNING COMMUNITIES AND NATIVE AMERICAN EDUCATION" BY INTERVIEWING STUDENTS AND TEACHERS OF THE CHINLE UNIFIED SCHOOL DISTRICT #24 (CUSD#24).** Sponsor, Doug Clauschee
Motion by Anderson Jones, Second by Harrison Draper
Doug Clauschee, I am excited to finish my degree, it has been 30 years since I began funding it all on my own and I have worked 27 years for CUSD#24 and finally working to get my PHD through this study. CUSD #24 students are the #1 ranking school in the State of Arizona, everyone here should be very proud of the students, teachers and staff. This only happened because of leadership and by teachers working together and that is my study. Teachers have to understand that they have to work together, you have to have dreams for kids, you have to have hope, and get kids to understand there's more out there than what is here, we want them to do more, so if teachers can work together like a community that is how kids are successful. I hope this will lead other schools to become like us, other Native American schools across the country.
VOTES: 29 in Favor, 0 Opposed and 2 Abstentions

- b. **CHIN-AUG-19-046: REQUESTING AND APPROVING A GRANT IN THE AMOUNT OF \$332,505.20 FROM NAVAJO NATION DEPARTMENT OF SELF RELIANCE (NND SR) TO RECRUIT TWENTY-TWO (22) ADULTS WHO ARE MEMBERS OF A DSR BENEFIT GROUP TO PARTICIPANT IN THE SUBSIDIZED ADULT EMPLOYMENT (SAE) INITIATIVE TO BE PLACED AT CHINLE CHAPTER FOR EMPLOYMENT BEGINNING OCTOBER 01, 2019 TO SEPTEMBER 30, 2020.** *Sponsor, Myron McLaughlin*
Motion by Oscar Bia, Second by Eleanor Smith
Myron McLaughlin, TANF is located here in Chinle and members have to qualify for the program. The participants get hired to work at the Chapter, they get work experience by helping with manpower requests. This program has been very successful and the collaboration is between TANF and Chinle Chapter with the program funded by a Grant, the contract and MOA are renewed every year.
VOTES: 27 in Favor, 0 Opposed and 3 Abstentions
- c. **CHIN-AUG-19-047: SUPPORTING AND URGING CONGRESS TO FULLY RESTORE AND CONTINUE FUNDING THE NAVAJO COMMUNITY HEALTH REPRESENTATIVE (CHR) PROGRAM IN FISCAL YEAR 2020 BUDGET AND BEYOND.** *Sponsor, Tara Clitso*
Motion by Wayne Claw, Second by Doug Clauschee
Tara Clitso, I am the CHR Supervisor here in Chinle originally from Kayenta overseeing 16 chapters in Chinle Agency. Two months ago the CHR's got together for a meeting in Window Rock, there we were given the support resolution template, we learned that the Trump Administration was considering to cut the CHR budget in half for FY 2020. CHR Program is not in favor of the budget cut we would like to get 100% of the budget, we did get this passed at the Chinle Agency Council, we would like to get as much support as we can for our request.
George Smith, what type of CHR is this? Do you work with homecare or safe-ride?
Tara Clitso, we work with Chinle IHS, doctors refer patients to us that have either not returned for their appointment or need assistance, once we receive the referral we go out and locate the patients to do follow up with them. Homecare providers are under a different program, safe-ride also is separate. If a person does not qualify for safe-ride and does not have transportation, then the patient can call CHR requesting transportation to get to their appointment. A couple weeks ago we received a report of an elderly couple living alone and needed assistance, in those cases when it is reported, we can help.
VOTES: 29 in Favor, 0 Opposed and 2 Abstentions
- d. **CHIN-AUG-19-048: APPROVING THE BALLOT LANGUAGE FOR THE CHINLE CHAPTER LOCAL TAX ORDINANCE FOR REFERENDUM MEASURE FOR A REFERENDUM ELECTION IN ACCORDANCE WITH 11 N.N.C. § 403.** *Sponsor, Myron McLaughlin*
Motion by Pamela Bia, Second by Anderson Jones
Myron McLaughlin, Process began about four years ago, we will be the first Chapter to implement the Local Sales Tax Ordinance. We had three public hearings already and we were hoping to have an election on this. We were informed that in order to have the election we have to have an attorney write the ballot language so last month by resolution the community approved Ms. Martha L. King to write the ballot language. Once approved we take the resolution to the Election Board on August 22, 2019 to have the referendum approved and get a cost of how much the election will cost. There is a sub-sections in the Navajo Nation Code pertaining to additional Sales Tax; that there can be an addition from .25% up to 4% that a LGA Certified Chapter can impose. It was decided that Chinle Chapter will impose 2.5%, the funds collected will remain here at the Chapter. As we collect sales taxes here in Chinle we are sharing with the taxes with sixteen other chapters. What Chinle Chapter would like to do with the taxes collected is to create their own Business site leasing, to help business owners set up shop to create revenue, funds will also help with infrastructure for businesses. When the Tax Ordinance is approved, all the taxes will be collected by the Office of Navajo Tax Commission they will then collect 5% to administer the taxes for Chinle Chapter, if we are to hire our own tax person it will be expensive. The only other Chapter collecting taxes is Tuba City Chapter collecting 100% sales taxes on the Navajo Nation, they are the reason the laws were changed for an LGA Certified Chapter to collect only the .25% up to 4% in addition to what is already being collected. So we are following the process and hoping to get this approved for our community.
Quincy Natay, how many people attended the public hearing? how much revenue will be generated?

Myron McLaughlin, there were roughly 30 people at each public hearing.

Walton Yazzie, Chinle alone generates \$1,780,000 sales tax, out of that 2.5% will stay so we estimate over \$800,000 will remain in Chinle, right now we share over \$1M in sales tax with sixteen chapters

Quincy Natay, is this 2.5% from the 6%?

Walton Yazzie, 6% collected is divided equally among sixteen chapters, the 2.5% will be additional taxes on top of the 6% total of 8.5% but the 2.5% taxes will remain in Chinle.

Quincy Natay, so if I spend \$100.00 at bashas then I pay taxes worth \$6.00 and the additional \$2.50, my total bill of \$108.50 – what prevents me from going to Lowes to shop?

Myron McLaughlin, the whole idea is to help the local government, businesses, infrastructure basically set up shops for more businesses to come here. Allocation of the revenue collected are as follows:

10% will be used for land clearances for infrastructure

15% to Chapters LGA Administration cost to hire BSL Person

10% to Economic Development Initiative

15% for Chapter Matching Funds

15% for Chapter Waste Management

15% for Chapter Projects

10% to Community Beautification Initiative, and

10% for Chapter Youth & Elderly Programs

Wayne Claw, taxes are passed down from business onto customers, I'm afraid that Bashas will increase their cost of groceries and other businesses will be increasing their cost as well.

Myron McLaughlin, I understand that is a big obstacle we have to face but we also have to understand that all the monies we get on the Navajo Nation do not trickle down to chapter level. Somehow we as a local government need to help ourselves, like a city government where taxes help repair roads, with that same mentality we are trying to sustain ourselves by providing help to our own government. I know you are concerned about rates, those rates will be raised no matter what we say because of trucks hauling in supplies, fuel, inflation, etc. Even if we don't pass this it is the community that will suffer, this goes back to helping ourselves. We are getting off topic, the resolution is to approve the Ballot Language so if there are no other questions we can vote.

VOTES: 23 in Favor, 5 Opposed and 2 Abstentions

- e. **CHIN-AUG-19-049: APPROVING THE FISCAL YEAR 2020 GENERAL FUNDS, LAND CLAIMS TRUST FUNDS AND SCHOLARSHIP FUNDS BUDGETED IN THE AMOUNT OF \$475,719.00.** Sponsor, Walton Yazzie

Motion by Quincy Natay, Second by Wayne Claw

Walton Yazzie, This is the allocation for FY 2020 for the whole year, there is a decrease from last years budget which was \$524,000 and the year before was \$596,000 as you can see the funds are decreasing every year, now there is another legislation in place that plans to cut the budget to \$400,000. This is another reason we are looking to the Local Sales Tax Ordinance (Walton read the budgeted items)

\$114,455 for Personnel for two Administrative Staff

\$ 38,421 Special Revenue, includesScholarship, Bills, Non-Administrative and community assistance, 6 stipends for Chapter Officials

\$ 5,019 for Scholarship

\$20,000 Housing Discretionary

\$7,500 added to Scholarship from

\$8,074 to CLUPC Stipends

\$17,568 for four college and eight high school students

\$48,000 Americorps Grants Matching

\$160,000 PEP office aid, Transfer Station Attendant, Custodian and Operator

We are told next year will be worse budget cuts so the chapter is pushing for funding

Myron McLaughlin, Royalty fees from Peabody, NGS will be depleted a lot of funds are dwindling.

VOTES: 27 in Favor, 0 Opposed and 3 Abstentions

- f. **CHIN-AUG-19-050: APPROVING BUDGET CHANGES TO THE FISCAL YEAR 2019 BUDGETS FOR THE CHINLE CHAPTER GOVERNMENT.** *Sponsor, Walton Yazzie*
Motion by Oscar Bia, Second by Harry H. Clark
VOTES: 27 in Favor, 0 Opposed and 3 Abstentions
- g. **CHIN-AUG-19-051: STRONGLY OPPOSING THE NEWLY INTRODUCED LEGISLATION, LEGISLATION TRACKING NUMBER 0241-19, BY COUNCIL DELEGATE JIMMY YELLOWHAIR, RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE AND NAABIK'YATI' COMMITTEES AND THE NAVAJO NATION COUNCIL: AMENDING 12 N.N.C. § 820 (0). DISTRIBUTIONS TO CHAPTER.** *Sponsor, Myron McLaughlin*
Motion by Wayne Claw, Second by Quincy Natay
Myron McLaughlin, Mr. Yellowhair is requesting the 50/50 allocation be changed to 70/30, since our voter registration is down we do not receive the amounts for 4,000 community members. Our chapter will hurt if this legislation is passed and will only benefit small chapters where there is less population. With Eugene Tso on LOC, I doubt it will get passed with LOC but there are other committees that could approve this. A letter was written to Legislative Services by Chinle Chapter for the comment period. There is a lot of mismanagement of funds by smaller chapters and they do not utilize all their funds. We will only be getting \$400,000 or less if this 70/30 is approved.
VOTES: 29 in Favor, 0 Opposed and 2 Abstentions
- h. **CHIN-AUG-19-052: SUPPORTING MICHAEL NELSON ENTERPRISE INC. TO ACQUIRE SUPPORT, ASSISTANCE AND TECHNICAL OVERSIGHT BY THE TUBA CITY RBDO DUE TO CHINLE RBDO NOT PROVIDING ASSISTANCE.** *Sponsor, Myron McLaughlin*
Motion by Harry H. Clark, Second by Oscar Bia
Myron McLaughlin, we had previously (2 years ago) passed a resolution to novate the Valerie Allen site so Michael Nelson can get his lease approved for another 25 years to improve and continue his business. So far, nothing has been done and Mr. Nelson expressed that he tried working with Chinle RBDO, he is very frustrated and has lost confidence in them, so we request by resolution that Mr. Nelson move forward with his business plans with the assistance of Tuba City RBDO instead. Church's Chicken lease is scheduled to expire in October.
VOTES: 27 in Favor, 0 Opposed and 4 Abstentions
- i. **CHIN-AUG-19-053: 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*
Motion by Quincy Natay, Second by Harry H. Clark
Myron McLaughlin, this resolution is to request for a cell tower to provide cell service to the Spider Rock Community
VOTES: 28 in Favor, 0 Opposed and 2 Abstentions
- j. **CHIN-AUG-19-054: APPROVING PAYMENT IN THE AMOUNT OF \$49,900.00 TO ROCK GAP ENGINEERING FOR DESIGN & ENGINEERING OF CHINLE CHAPTER'S SIHASIN "N7 SOLAR STREET LIGHT PROJECT" THROUGH THE SIHASIN FUNDS ALLOCATED FROM NAVAJO NATION COUNCIL APPROVED RESOLUTION CAP-35-18.** *Sponsor, Walton Yazzie*
Motion by Wayne Claw, Second by Oscar Bia
Myron McLaughlin, this was already contracted to Rock Gap Engineering for the N7 Solar Street Light Project, we will need to make the payment so that the street lights can be installed.
VOTES: 25 in Favor, 0 Opposed and 1 Abstentions

IX. REPORTS:

- a. Reagan Wytsalucy, USU Student – San Juan County Extension Agent; *I have completed my research and this is part of my dissertation to report my findings to the community. If any community member is interested and would like to work with my findings, I am willing to work with you. (See powerpoint presentation)*
- b. Walton Yazzie, Chapter Manager – *Chapter Audit for FY 2017 and FY 2018 both Unmodified (Clean Audits for 8 years)*
- c. Anderson Jones, IEC: *School has begun, I encourage parents and grandparents to follow-up with your child's education. Strive forward with education for your children, students learning process needs follow up, if your child is struggling in school you can ask questions as to why students are struggling. Tomorrow there an open house is scheduled at CJHS while MVES and CES already had their open house last week, please attend so you may have know what is happening in the schools, we often forget to stand up for our child's education. Also, I would like to announce that Chinle High School will be working to repair their baseball, football, softball fields, this is for the safety of your child's sport and education.*
- d. Eugene Tso, Council Delegate - *Absent*
- e. Chapter Officials - *None*
- f. Oscar Bia, Grazing Official - *Lack of Quorum*

X. ADJOURNMENT at 8:28 PM

*Adjournment Motioned by Harrison Draper, Second by Laurie VanWinkle
Majority Vote*

*Chinle Chapter Meeting Minutes of August 12, 2019 is completed and submitted by Chapter
Secretary/Treasurer, Cynthia Hunter*

Cynthia Hunter
08/13/2019

Chinle Chapter Government Sign-in Sheet

Date: 08/12/2019

☐ Planning Meeting

☒ Regular Meeting

☐ Special Meeting

1. President: Byngle
2. Vice President: [Signature]
3. Secretary/Treasurer: [Signature]
4. Grazing Official: [Signature]
5. Council Delegate:
6. Tara Clinto
7. Eleanor Smith
8. George Smith
9. Harrison Draper
10. [Signature]
11. Man Byng
12. Johnson D Begay Sr
13. Johnson D Begay Jr
14. Mary Becent
15. Delel Bia
16. [Signature]
17. Natalie Hunter
18. Pamela Bia
19. Karna Bia
20. Whitelyuzzon

21. Wayne Clow
22. Syl of
23. Anderson Jones
24. Darwin Benson
25. Laurie VanWinkle
26. Reagan Mykalung
27. Bertha Lizzie
28. Wentz
29. Nate
30. Larry H. Clark
31. Alison Rupp
32. Anita Benally
- 33.
- 34.
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