

Black Mesa Chapter  
Chapter Meeting Minutes  
January 16, 2015

- I. Meeting Called to Order by Larry Biltah @ 5:30pm.
- A. Invocation provided by Jimmy Yellowhair.
- B. Reading & Approval of Meeting Minutes of 12/12/14  
Motioned by: Jimmy Yellowhair  
Seconded by: Ella Tallis  
VOTE: 18-00-01
- C. Adoption of Agenda with amendments.  
Motioned by: Jimmy Yellowhair  
Seconded by: Annie Remiro  
VOTE: 21-00-02
- 1<sup>st</sup> Amendment to Agenda to add-on Resolution #N-Q.  
Motioned by: Jimmy Yellwohair  
Seconded by: Daisy Kiyaani  
VOTE: 18-00-02
- 2<sup>nd</sup> Amendment to Agenda to add-on Resolution #R.  
Motioned by: Jimmy Yellowhair  
Seconded by: Daisy Kiyaani  
VOTE: 21-00-02
- Phyllis Rose motioned to suspend the rules to act on Resolutions.  
Seconded by: Jimmy Yellwohair  
VOTE: 19-00-02
- II. Resolutions:
- A. BMC-15-01-047: Requesting for Approval for NN Comptroller to have CPA License.  
Motioned by: Ray Gilmore  
Seconded by: Ella Tallis  
VOTE: 19-00-01
- B. BMC-15-01-048: Request to have NN Supreme Court Justice to have Law Degree and Background Checks.  
Motioned by: Ray Gilmore  
Seconded by: Dorothy R Yazzie  
VOTE: 19-00-02
- C. BMC-15-01-049: Request to Navajo County Government to allocate \$40,000 for Black Mesa CLUPC operation cost.

Motioned by: Dorothy R Yazzie

Seconded by: Enos Lee

VOTE: 18-00-03

- D. BMC-15-01-050: Request to NHA/NAHASDA for Planning Grant for BM CLUPC in amount of \$40,000.

Motioned by: Ray Gilmore

Seconded by: Dorothy R Yazzie

VOTE: 18-00-03

- E. BMC-15-01-051: Respectfully Requesting NNC to Consider NN Livestock Producers by allocating incentives for livestock sales on the NN in the amount of \$200,000 from Sih Hasin Trust Fund (\$554 Million Settlement).

Motioned by: Jimmy Yellowhair

Seconded by: Dorothy R Yazzie

VOTE: 19-00-02

- F. BMC-15-01-052: Approve Medical Assistance for Ida Begay.

Motioned by: Jimmy Yellowhair

Seconded by: Dorothy R Yazzie

VOTE: 19-00-02

- G. BMC-15-01-053: Approve Chapter Scholarship Assistance for Myra Rose, Kristen Yellowhair, Joanne Yazzie, and Kristen Tallis; add-ons are Shawna Mitchell, Felicia James and Roselala Lee.

Motioned by: Jimmy Yellowhair

Seconded by: Dorothy R Yazzie

VOTE: 19-00-02

- H. BMC-15-01-054: Accept and Approve \$250,000 from PWCC for North Valley Power Line Extension Project.

Motioned by: Jimmy Yellowhair

Seconded by: Ray Gilmore

VOTE: 20-00-01

- I. BMC-15-01-055: Approve \$10,000 for Dzilyijiin Regional Red Dog Gravel Project.

Motioned by: Jimmy Yellowhair

Seconded by: Ray Gilmore

VOTE: 20-00-01

Comments by Community Members:

1. Need more red dog gravel on N8065; previous gravel have all washed away and currently, it's very muddy.
2. There are more elders living on Route N8065 that needs medically attention, have medical appointments, and unsafe for non-transporters.
3. Residents of Yale Point Valley expressed their interest of red dog gravel for Route N8088 and felt being ignored.

4. Expressed concern why Chapter is not improving the parking lot; it becomes so muddy with pool of water.

Responses and Comments by Chapter Officers:

1. Explanation given on the combined efforts made by 10 chapters located within Navajo County, Navajo County, NDOT, Peabody Western Coal Company and BIA Force Acct.
2. The project is ongoing since 2012. Each chapter contributed funds for each phase.
3. Project Funding for Crushing Cost and Fuel Expenses:

10 Chapter Contributions @ \$10,000 each	\$100,000
Navajo County Contributions	\$200,000
NDOT Contributions	\$250,000
PWCC	Red Dog gravel and Fuel
BIA Force Account	Labor
4. The next phase will continue with N8066 and new spots on N8034.
5. Red Dog Gravel is for main routes only, not residential roads.
6. NDOT Compliance Office does survey and clearances (according to NN EPA regulations) before any gravel are place on routes.
7. Explained why the Chapter cannot put gravel on parking lot. It is included with the N8066 Road Construction. Any kind of improvement will make it be deleted from the Road Construction according to BIA Roads Dept of Navajo Regional Office.

- J. BMC-15-01-056: Approve Travel Authorization for Ray Gilmore to attend Tribal Resource Forum for AZ Tribes & Tribal Organization at Phoenix AZ on January 22, 2015 based on availability of Funds.  
Motedioned by: Jimmy Yellowhair  
Secodeded by: Ray Gilmore  
VOTE: 20-00-01
- K. BMC-15-01-057: Approve Travel Authorization for Caroline Bemore to attend NAHASDA Title 26 Training at Phoenix AZ on February 10-11, 2015, including two CLUPC Members based on availability of Funds.  
Motedioned by: Jimmy Yellowhair  
Secodeded by: Ray Gilmore  
VOTE: 20-00-01
- L. BMC-15-01-058: Approve BM Chapter Special Meeting on January 22, 2015 at 10:00am to approve updated BM Chapter Funding Assistance Policies.  
Motedioned by: Jimmy Yellwohair  
Secodeded by: Elouise Yellowhair  
VOTE: 21-00-01

Reasons for Special Chapter Meeting:

1. Chapter Officers and CSC have been going over the current funding assistance policies for updates.
2. Due to scheduled audit by NN Audit General on January 29, 2015, these policies need to be updated and approve by the chapter membership, otherwise it will be finding.
3. These policies have not been reviewed for the last few years.
4. The chapter was informed last week that it has been selected among other 5 chapters, that it is eligible for LGA Certification.

5. If passed, NN Auditor General will introduce Legislation for BM Chapter to be approved for LGA Certification.
  6. CSC and AMS are also going through the files and financial records to make sure all supporting documents are attached, including signatures are on every document.
  7. MIP Accounting software is being used by majority of Navajo chapters and financial reporting have been in good standing.
- M. BMC-15-01-059: Request and Approve the Usage of BM Chapter Road Grader to be blade routes to residents within the BM Community.  
Moted by: Ray Gilmore  
Seconded by: Ella Tallis  
VOTE: 21-00-02
- N. BMC-15-01-060: Approve the updated list of recipients for North Valley Power Line Extension Project.  
Moted by: Jimmy Yellowhair  
Seconded by: Ray Gilmore  
VOTE: 19-00-03
- O. BMC-15-01-061: Respectfully requesting the NN President and NN Council to Increase the membership of NN Council from 24 to 48.  
Moted by: Jimmy Yellowhair  
Seconded by: Andrew Benallie  
VOTE: 12-00-11

Comments and questions made by Community Members:

1. Currently with only 24 council delegates, meeting a quorum for standing committee meetings becomes impossible so have to reschedule those meetings.
2. Expression of concern made on some delegates serving two elected offices and holding 1-2 membership on enterprises, such as Jonathan Nez being NN Council Delegate and Navajo County Board of Supervisor. This causes too many conflicts of meetings and responsibilities to their constituents. He is being paid 80 hours with Navajo Nation and 80 hours with Navajo County.
3. Need to have justifications to increase the council delegates; are they overload of their duties?
4. Requesting to Council Delegate for them and Legislative Branch to be transparency about the council delegates' pay and salaries. It should be made public to compare the expenses of 88 council delegates to current 24 council delegates.

Comments by Chapter Officers:

1. 15% of voter registration needs to petition to begin referendum and legislation needs to approve by the NN Council.
2. Currently with 24 council delegates, it is more costly than 88. They had Legislative Administrative Assistances who are laid off at the end Fiscal Year. That's why NN President Shelly vetoed the Council's approved legislation for Legislative Administrative Assistances to continue in new Fiscal Year.
3. When a Council Delegate missed any of their standing committee or chapter meeting, they are allowed to attend another meeting to get their stipend.

Comments by Council Delegate:

1. When council delegates were reduced to 24, 7-9 were selected to serve on combined standing committees.
2. He is a member of Health, Education, Human Services Committee and they meeting every Wednesday.
3. There is no representative from Chinle Agency on Law & Order Committee.
4. Stipends - \$210.00 for attending Chapter meetings and \$42.00 for attending Standing Committee Meetings (represent the whole Navajo Nation). About 21 council delegates have 5-10 chapters to represent.

P. BMC-15-01-062: Request and Approve one PEP worker to conduct Interview the youth of BM Community for CLUP Committee initiative for survey of community youth assessments.

Motioned by: Dorothy R Yazzie

Seconded by: Ella tallis

VOTE: 13-00-10

Q. BMC-15-01-063: Request to BIA Roads Dept and Navajo Dept of Transportation to blade Route N8065 immediately.

Motioned by:

Seconded by:

VOTE:

R. BMC-15-01-064: Accept and approve \$61,635 NN Sales Tax Funds.

Motioned by: Elouise Yellowhair

Seconded by: Annie Remior

VOTE: 22-00-00

III. Announcements:

1. 1/16/15 – Navajo Nation Wide GCM Meeting at Sanostee Chapter NM
2. 1/20/15 – NPL Technical Training for GCM at Pinon
3. 1/22/15 – Tribal Resource Forum for AZ Tribes & Tribal Organization at Phoenix AZ
4. 1/29/15 – Audit for LGA Certification
5. 2/2/15 – Cancelled Permit Interview at BM Chapter
6. 2/10-11/15 – NAHASDA Title 26 Training at Phoenix, AZ
7. 4/20/15-5/15 – NN Environmental Workforce Development Program, open to age 18 and over and have NN CIB.

IV. Reports:

A. Council Delegate, Dwight Witherspoon:

1. Environmental clean-up training at NAU and open to Navajo youth.
2. Title 17 amendments
3. Public hearing on \$554 Million Settlement funds
4. NHLC – purchased of land for NDOT in Tse Bonito NM; after 50 years, the building will belong to NPL.
5. The purchased of transit buses have approved and need CDL driver to route Pinon to Chinle and return.

6. Pinon Public Safety Building
  7. The issues on NN President
    - a. Selection of Interim Speaker of NNC was made on January 13, 2015 and will serve up to January 26, 2015.
    - b. Title II requires the Speaker of NNC to become Interim NN President and select Pro-temp Speaker of NNC.
    - c. The NN Council approved legislation on special election for NN President – primary election to be held in June 2015 and general election in August 2015.
    - d. A petition has been filed in Supreme Court against NN Council, contempt of court orders.
- B. CLUPC, Ray Gilmore
1. Questions about the chapter boundaries; maybe meeting with surrounding chapters to verify the boundaries.
  2. Recommending schedule a meeting with NHA of Pinon and Ft Defiance regarding about funding the proposed multi-purpose building, also with Land Dept about the land withdrawal(s).
  3. Expressed concerns about the current lagoon and landfill.
  4. Would like to have a joint meeting with Chapter Officers at chapter planning meeting and set priorities on a yearly basis.
  5. Planning to implement the plans in the CLUP manual.
  6. Requesting for a copy of approved chapter resolution for adoption of the CLUP manual in 2002.
  7. Need community youth involvement with chapter meetings and plans.
  8. New committee officers' selections are Ray Gilmore as Chairman and Ella Tallis as Secretary.
  9. Requesting for access to chapter house for their meetings.
  10. Need flip charts, laptop and other office supplies for their meetings and plans with available funds.
  11. Requesting for copy of Plan of Operation for CLUPC - their duties, authorities and responsibilities.
- C. Grazing Committee Member, Francis Honie – Absent; attending NN Wide Grazing Committee Member Meeting at Sanostee, NM.
- D. CSC, Albert Lee
1. Currently the Chapter Administration is getting ready for Audit to determine the eligibility for LGS Certification.
  2. He and AMS attended Internal Revenue Service Training in Flagstaff, mostly on 940 Quarterly Reports.
  3. He also needs to get all 2014 W2's before the deadline on January 30<sup>th</sup> and distributed them.
  4. He needs to get fuel for chapter truck to haul some coal and fire woods for the community people.
  5. He received two price quotes for hay and still need one more to make it three which is required.
  6. AMS will be conducting monthly financial reports.
  7. Chinle Agency Council Meeting at Nazlini Chapter this Saturday, January 17<sup>th</sup>.
  8. A meeting was held at Pinon Chapter on Wednesday, January 14<sup>th</sup>, on audit preparation.

Comments by Community Members:

1. When a chapter gets LGA Certified, funds will give directly to the chapter administration.
  2. Need a good administrator to oversee all funding grants and must manage the funds appropriately.
- E. Dzilyijiin Regional Community Development Corporation Commission, Ray Gilmore
1. The Commission will be seeking funds from outside resources for infrastructures.

2. Intent to invite Navajo Nation programs and departments and outside resources, including colleges/universities to present their available resources.

F. CHR – Vacant

G. BM Veterans Organization, Richard Claw – Absent.

H. BM Review Board, Andrew Benally – Waiting to be confirmed by NN Council and then, he will be attending the meetings.

I. BMCS/RRCS School Board Members – None.

1. Responses made by Marlene Biltah to the requests on the status of BMCS's Reauthorization with NN DODE and Navajo Board of Education.

- The School Board members, Administration staff and parent attended a meeting with Navajo Board of Education and DODE on December 16, 2014.
- Student test results from Fall 2014 were presented and there was 10% growth (overall).
- The school received four-year reauthorization.
- The School accepts students from PUSD that have been suspended or dismissed.
- There is big problem with students jumping from school to school during school year.

J. Chapter Officers – All participated in discussion of resolutions and each report that were given.

1. Caroline Bemore, Vice President

- Expressed a deep concern regarding people cutting fresh trees for fire woods
- Maybe the residents of Kitsillie NHA are illegally cutting trees because some have moved back in recently.
- Need to write a statement of concern to Pinon NHA.

2. Marlene Biltah, Chapter Secretary/Treasurer

- Explained that local landfill is owned by BMCS according to Navajo Regional BIA Office when they conducted a research.
- The School is planning to close down the landfill and seeking funds to clean out all the trashes by following the advice of NN or Federal EPA.
- Any dumping or burning of trashes at the landfill will be reported to EPA.
- The BM Chapter needs to purchase or rent trash bin (large container) on monthly basis for community people.

K. Others – None.

V. Updates on Chapter On-going Projects: No reports on updates of chapter projects due to adjournment (lack of quorum).

A. N8066 Road Construction, Phase III & Permanent Bridge

B. N8065 Low Water Crossing Project

C. North Valley Power Line Extension Project

D. East Valley (Yale Point) Waterline Extension Project

E. Black Mesa Head Start Building

F. BM Solar Energy, Phase II

G. Frontier Telecommunications

VI. Requisitions:

A. NONE.

VII. The meeting adjourned at 9:22 pm due to lack of quorum.

Next Planning Meeting: Friday, February 06, 2014 @ 3:00 pm

Next Chapter Meeting: Friday, February 13, 2014 @ 3:00 pm



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Marlene Biltah, Chapter Secretary/Treasurer