


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TSAILE/WHEATFIELDS CHAPTER
COMMUNITY LAND USE PLANNING COMMITTEE ANNUAL MEETING
Sunday, October 8, 2017
10:00 a.m.

Tsaile/Wheatfields
Chapter BY: 

MINUTES

1. ORDER OF BUSINESS

A. Call to Order: The meeting was called to order at 10:28 a.m. by CLUPC President, Lucinda Davis.

B. Invocation: The invocation was offered by Charles Chee.

C. Election of Officers:

- President: Nominations were opened for President: Thomacita White nominated Lucinda Davis to continue as President, seconded by Charles Chee. Lucinda Davis was elected President by a vote of 5 in favor, 0 opposed and 1 abstention
- Vice President: Nominations were opened for Vice President. A motion made by Charles Chee to nominate Thomacita White as Vice President, seconded by Marjorie Johnson. Thomacita White was elected Vice President by a vote of 5 in favor, 0 opposed, 1 abstention.
- Secretary: Nominations were opened for Secretary: A motion was made by Marjorie Johnson to nominate Margie Begay as Secretary, second by Charles Chee. Margie Begay was elected Secretary by a vote of 5 in favor, 0 opposed and 1 abstention.

A motion was made by Charles Chee for Marjorie Johnson to act as Protem Secretary to take notes for today. Marjorie Johnson accepted the request.

D. Adoption of Agenda: The Agenda was read into the record by the Secretary. A motion was made by Charles Chee to accept the agenda as read, seconded by Thomacita White, passed by a vote of 5 in favor, 0 opposed and 1 abstention.

A. Adoption of Minutes: All minutes were sent to CLUPC members via email. A motion was made by Charles Chee to approve all minutes as presented, seconded by Thomacita White. Motion passed by a vote of 5 in favor, 0 opposed and 1 abstention.

- August 13, 2017 CLUPC Meeting
- September 6, 2017 CLUPC Work Session
- September 10, 2017 CLUPC Meeting

B. Announcements

- Joint meeting of the Tsaile/Wheatfields Farm Board and Water Users Association, Sunday, October 8, 2017 at 1:00 p.m.
- Honoring our Grandparents Conference, October 12-13, 2017, 8:00 – 5:00 p.m.
- Tsaile/Wheatfields Veterans Meeting, Friday, October 13, 2017 @ 5:00 p.m.
- Chinle Agency Council Meeting, Black Mesa Community School, 10/14/17 @ 9:00 a.m.
- Tsaile/Wheatfields Chapter Meeting, Sunday, October 15, 2017 @ 1:00 p.m.
- Monthly Agency Grazing Committee Meeting, Chinle Chapter, October 16, 2017, 9:00 a.m.
- Election Day, Tuesday, October 24, 2017 – CHAPTER OFFICE CLOSED

OCT9 11:38AM

2. REPORTS

Grazing Official (GO) reported he went to the location of the illegally parked trailer, nobody was there although they are using the trailer. GO checked on the District 18 and District 11 livestock boundary fence. He will meet with Crystal Chapter Grazing Official to help resolve and fix fencing issue. There is a dispute involved.

Dine College 25 Year Lease: people are asking and want to participate in discussions. As Grazing Official, he opposes the effort for the 25 Year Lease and will not sign any papers until the Chapter agrees on what they want. I'm not going to jump over them like other elected officials. CLUPC President emphasized the need to discuss and allow community members have their input. Regarding the Crystal boundary fencing, the Crystal Grazing Official came to her (CLUPC President) on the issue. The Crystal GO would like to discuss and make decision. We want consensus for boundary fencing. Charles Chee stated he has pertinent documents; based on that, they can resolve the issue. He will meet with Crystal Grazing Official.

3. OLD BUSINESS:

A. Illegally Parked Trailer Issue – Plan of Action:

Marjorie Johnson reported she met with Mike Halona at his office in Window Rock to request Land Department answer questions on the new home site lease regulations. Mr. Halona stated all Chapter Officials and Chapter CSC attended a three-day training session, either in Twin Arrows or Albuquerque; they are the ones who were to return to their communities to provide training and answer questions. He will check to see who attended the training from the TsaileWheatfields Chapter. **He requested CLUPC identify specific issues they want clarified so he can address those concerns.** Marjorie mentioned the illegally parked trailer. He referred to the Fees and Penalties on the Homesite Lease Regulations 2016 issued by the Land Department that that 1. Illegal Parking of Trailer/ Mobile Home (fees will apply until the Tenant comes into compliance) with a fine of \$200 per month. When asked about enforcement, he stated the Rangers are the ones who will provide enforcement.

Charles Chee stated the community wants to hear from whomever wrote the regulations. The regulations provided to Grazing Officials and the Homesite Lease do not combine, they're way off. At the Agency meeting, he stated Grazing Officials responsibilities -- proof of services, complaints, policies and procedures, NTUA ROW, natural resources, grazing; we have to know land use planning, fish and wildlife, livestock regulations -- we are overqualified for this position. We are asking for fair compensation as Range Technicians. We should get over \$38,000 per year. Nobody said anything. Our compensation has been reduced, now we don't get anything.

CLUPC President stated this is an on-going issue and will continue to be on the next agenda. **Plan of Action: Charles to try to revisit the trailer occupants; he also wants to meet with Thomas to discuss what he did. When the CLUPC President talks with Thomas Litson, ask Thomas to return the GPS meter issued to him.**

B. NTUA Natural Gas Proposal - Plan of Action

The President stated CLUPC wanted to meet with Chapter officials to see what kind of decision they made with NTUA. Chapter President needs to be at the meeting to discuss this issue with CLUPC. The CLUPC President requested CLUPC members who attend the next Tsaille/Wheatfields Chapter meeting to meet with Chapter Officials. Things to consider: natural gas price, ROW cost, we know they get (NTUA) but they usually don't pay for their ROW, they're going to charge us. How many people want natural gas, does Dine College really want natural gas? We heard NHA housing don't want it. Lukachukai School, Dine College to Chapter, how many people want natural gas. Does Chapter want natural gas? We need these questions answered.

Plan of action – CLUPC will continue trying to meet with chapter officials, when we meet with Chapter officials, then we can make recommendation.

C. Dine' College 25 Year Land Lease - Plan of Action:

Marjorie Johnson reported she learned the CLUPC/Tsaille Wheatfields Chapter resolution to Dine' College to cease and desist efforts to get 25 year land lease, was still at the Chapter. Paula said it hasn't been signed. **Due to the urgency of the matter, the resolution needs to be delivered to Dine College. CLUPC President was asked to contact Chapter CSC.**

Marjorie Johnson reported on her visit to Mike Halona and discussion on the Dine College 25 Year Lease. Mike Halona stated there are "no conveyances" (existing homesites) on the DC described withdrawn land. The land withdrawal was done and approved by Advisory Council and it stands. He instructed Dine College to take the Tsaille Clinic and schools out from the lease so the College is not responsible for them. These areas will be relinquished to the entities. Mr. Halona stated he instructed Dine College to hurry and complete their lease application and bring to him so he can approve, WITHOUT CHAPTER SUPPORTING RESOLUTION. Mr. Halona stated to Marjorie Johnson, what do you want the College to do, move? Marjorie Johnson replied to Mr. Halona that she wasn't comfortable with him making statements only to her and asked he meet with CLUPC to provide his comments and perspective.

In an effort to resolve this issue, Marjorie Johnson asked if Mr. Halona would accommodate CLUPC if they came to Window Rock to meet with him, at his convenience. **He agreed to meet with CLUPC at the new Land Administration Office (old Oil & Gas building in St. Michaels) on Tuesday, October 17, 2017 at 10:00 a.m.** She informed him of the CLUPC meeting on Sunday (today) and would get confirmation from CLUPC and notify him. She requested support from CLUPC for the tentative scheduled meeting. **Mr. Halona requested CLUPC identify homesites so the Land Department can plot them. Charles Chee stated he could identify areas;** here are homesites, a log cabin in going up, another has a foundation, two burial sites and farm fencing still exists. These homesites are under the Grandfather Clause that will confirm legal standing. The Community wasn't provided input when land withdrawal was done.

Plan of Action: CLUPC President will direct Paula to deliver Chapter resolution to Dine' College immediately, CLUPC needs to start outlining legal points – request assistance from Community Development's legal attorney.

Charles Chee stated Nelson Begaye, Tsaile/Wheatfields Chapter Council Delegate is on the Dine' College Board of Regents. Mr. Begaye was asked how he was talking about this issue on behalf of the Chapter. Charles Chee attended two Board meetings, when asked if Community could speak, he was told No. After the meeting he asked Nelson Begaye if he knew about the history of how the College was established, the songs, the prayers and stories of how buildings were to be made. They were disregarded and done haphazardly. There was a proposal to make a Police Academy on the Dine' College grounds. Original prayers were offered, hozhoji', things contrary to hozho were not to be allowed as it would harm our children. I told him (Nelson Begaye) to say No, take it out.

Further, the Grazing Official stated that if the Land Department relinquishes the areas for the Tsaile Clinic and schools, it will have to relinquish the entire land withdrawal and request reconsent, they have to start all over. This is required in land use planning. You can't just relinquish a part of it. These are somethings we don't understand down here, they (Navajo Nation) just make rules up there and tell us to work with it. There is no support.

Marjorie Johnson stated she would research documents she was aware of that stated if there was no development after 20 years, the land owners could request the land be relinquished back to them. She stated she informed Mike Halona of this but he stated he wasn't aware of any regulation and asked she provide it.

Grazing Official stated the law says if you are already given land, you have to have that lease on the side. If it says 25 years, it has to say 25 years. If you don't have the lease for 48 years, now they are going to apply for the lease (issue of noncompliance). Whatever the College fenced up, that's all they can use, only rights are where they built. The College can go ahead and relinquish all these different areas, but they will have to relinquish the whole plot. The areas that are developed will be given to them. **The Grazing Official recommended CLUPC meet with the affected community members. CLUPC scheduled a meeting to include affected community members on Monday, October 16, 2017 at 3:00 p.m. at the Tsaile/Wheatfields Chapter. The Grazing Official will deliver an invitation to all community members impacted by the land withdrawal. The Grandfather Clause provides inclusion of all ancestors of past landsite permittees. Dean Gamble, Nelson Begay, Theresa Hatathli, Johnson Dennison, and other Board members will be invited to attend. Poster/flyers need to be developed and posted. CLUPC President will request Chapter CSC ensure availability of recording equipment. CLUPC will provide a potluck dinner for meeting participants. The meeting will be announced at the Tsaile/Wheatfields Chapter meeting on Sunday, October 15, 2017.**

D. Tsaile/Wheatfields Community Cemetery - Plan of Action

A site visit to the proposed site was previously planned but will need to still be conducted by CLUPC members. Marjorie Johnson reported on her visit to Sherylene Yazzie, with the Capital Planning Management Department to request technical assistance. At the July ICIP meeting, CPMD stated CLUPC did not need to do separate clearances for access road but could do an amendment to the original documentation. Marjorie Johnson requested assistance to determine if this could be completed. **She stated CLUPC might be meeting with the Land Department in Window Rock on Tuesday, October 17, 2017 and asked if CPMD could meet with CLUPC on that date. She completed an Application for Services and Ms. Yazzie stated she would have staff assist CLUPC on that date. CLUPC needs to confirm this meeting.**

CLUPC previously approved a Request for Professional Services for fencing of the cemetery site. The RFP was revised to include designation of a 6 foot fence and installation and submittal date of Friday, October 27, 2017. The RFP will be submitted to Chapter CSC for dissemination to area newspapers, Gallup Independent, Navajo Times, Daily Times, as soon as possible. Request for professional services will include materials, labor and installation. Using a RFP, the fence becomes community property as an asset.

A motion was made by Charles Chee to approve all old business items as discussed, seconded by Thomacita White and passed by a vote of 5 in favor, 0 opposed and 1 abstention.

4. **NEW BUSINESS:**

- A. Navajo Forestlands Integrated Resources Management Plan: Marjorie Johnson and Charles Chee attended the IRMP presentation held at the Tsaile/Wheatfields Chapter on Thursday, October 5, 2017. Marjorie Johnson shared her notes from the presentation with CLUPC members. The powerpoint presentation was provided to CLUPC members. The IRMP being developed identifies the Chuska Mountains as the largest acreage of forestland at 336,940.5 acres.

The IRMP begins with the Community Land Use Plan and needs the input of CLUPC in all areas. The purpose of the IRMP is to promote better coordination across resource management departments including forest management, agriculture and grazing goals and activities, community goals and activities, fish and wildlife goals and objectives, cultural resource and heritage preservation goals and activities, parks and recreation goals and activities, mining and minerals goals and activities and water resources goals and objectives.

Marjorie Johnson recommended CLUPC host a Public Hearing as soon as possible to request community input. Valuable comments were made from community members present at the presentation. The Public Hearing was scheduled for Monday, October 23, 2017 at 10:00 a.m.; the Chapter will be requested to provide lunch for the event. Flyers will be posted, Public Service Announcements will be made on KTNN and

Chapter CSC will be requested to post in the Navajo Times. Others will be invited as requested.

B. CLUPC Resolution Supporting Grazing Committee Member:

Marjorie Johnson reported on her visit to the Department of Agriculture to get information needed for drafting a supporting resolution from CLUPC and the Tsaile/Wheatfields Chapter. The draft resolution was provided to CLUPC members for their discussion and approval. A motion was made by Marjorie Johnson to approve Resolution TWCLUPC-17-009 recommending support for the Rangeland Improvement Act and Approval of the Department of Agriculture FY 2018 Unmet Needs Budget Request of \$2.1 Million from the Undesignated Unreserve Fund Balance, seconded by Charles Chee. The motion passed by a vote of 6 in favor, 0 opposed and 1 abstention.

The resolution will be forwarded to Tsaile/Wheatfields Chapter officials and CSC for placement on the Tsaile/Wheatfields Chapter meeting agenda for October 15, 2017.

5. SCHEDULE CLUPC WORK SESSION:

The CLUPC will meet in an official CLUPC meeting/Work Session with the Navajo Nation Land Department and the Capital Projects Management Department on Tuesday, October 17, 2017 beginning at 10:00 a.m.

6. NEXT CLUPC MEETING,

A. Sunday, November 12, 2017 @ 10:00 a.m.

7. ADJOURNMENT

A motion was made by Marjorie Johnson for adjournment, seconded by Charles Chee and approved by acclamation. The meeting adjourned at 1:10 p.m.

**Electronically submitted by Pro-Tem Secretary
Marjorie Johnson**