

**TSAILE/WHEATFIELDS CHAPTER
COMMUNITY LAND USE PLANNING COMMITTEE MEETING
Monday, November 27, 2017
9:30 a.m.**

A G E N D A

1. ORDER OF BUSINESS

- A. Call to Order/Welcome
- B. Invocation
- C. Adoption of Agenda
- D. Announcements

2. OLD BUSINESS:

- A. Dine' College 25 Year Land Lease Proposal
 - 1. Review Tsaile/Wheatfields Chapter Resolution and Map
 - 2. Review Recommended Boundaries
 - 3. Develop Recommendations

Recess into Meeting with Dine' College

Reconvene into CLUPC Special Meeting

- B. E911 Rural Addressing

3. REGULAR CLUPC MEETING

- 1. December 10, 2017 @ 10:00 a.m.

4. ADJOURNMENT

NOV27 1:53PM

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RECEIVED

DEC 04 2017

Tsaille/Wheatfields
Chapter EY: psb

DEC4 4:52PM

**TSAILE/WHEATFIELDS CHAPTER
COMMUNITY LAND USE PLANNING COMMITTEE MEETING
Monday, November 27, 2017
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MINUTES

| | | | |
|-----------------|--|----------------|---|
| PRESENT: | Lucinda Davis, President Charles Chee, Grazing Official Marjorie Johnson, Secretary Allan Begay, Community Member Wesley Begay, Community Member | ABSENT: | Thomascita White, Vice President Margie S. Begay, CLUPC Member |
|-----------------|--|----------------|---|

1. ORDER OF BUSINESS

A. Call to Order/Welcome

The meeting was called to order by CLUPC President at 10:00 a.m. with a quorum present.

B. Invocation: Invocation was deferred to later.

C. Adoption of Agenda: Adoption was deferred.

D. Announcements: No Announcements

2. OLD BUSINESS:

A. Dine' College 25 Year Land Lease Proposal

1. Review Tsaile/Wheatfields Chapter Resolution and Map: Maps were provided by CLUPC President including the map emailed to CLUPC members with proposed boundaries Dine' College is pursuing. Discussion was held regarding Dine' College proposed boundaries.

2. Review Recommended Boundaries: The Grazing Official identified the boundaries as requested by Community members at its October 16, 2017 meeting. CLUPC members agreed to present identified boundaries. The CLUPC recommendation will be presented to Dine' College as the beginning point for negotiations.

3. Develop Recommendations: The above identified boundaries will be presented to Dine' College.

Recess into Meeting with Dine' College

PRESENT: Dr. Charles M. Roessel, Dine' College President
Dean Gamble, Dine' College Employee
Lucinda Davis, CLUPC President
Charles Chee, Tsaile/Wheatfields Grazing Official
Marjorie Johnson, CLUPC Secretary
See meeting sign-in sheet.

RECEIVED

DEC 04 2017

**Tsaile/Wheatfields
Chapter** BY: psb

DEC4 4:52PM

The meeting with Dine' College was called to order at 10:20 a.m. by Lucinda Davis, CLUPC President.

The invocation was offered by Allan Begay, Tsaille/Wheatfields Community Member

Tsaile/Wheatfields Grazing Official Charles Chee reviewed the CLUPC recommendation of Dine' College boundaries for the proposed 25 Year Dine' College Lease, based on requests by impacted Tsaile community members. The CLUPC presentation included acknowledgement of burial sites, homesite/old foundations, farmland and other ancestral sites situated within the proposed Dine' College boundary area.

Dr. Roessel did not agree with the CLUPC recommendation and stated his preference to keep the boundaries as set by the Advisory Committee by resolution dated 1975. He asked why discord is occurring now; not last year, 5-10-20 years ago. Dr. Roessel shared his vision and plans for Dine' College and the need for the withdrawn land to complete proposed development. The College met with the Sihasin Committee to request funds from the Navajo Nation to begin development; the lease must be approved as soon as possible. Dr. Roessel intends to amicably resolve the boundary issue, following established policies. Allan Begay responded to Dr. Roessel's concern regarding discord stating it's been ongoing since the land was withdrawn due to lack of consent by impacted community members. The area withdrawn was completed with advisement from Charlie Benally, who did not have grazing rights in the withdrawn area, and further, Mr. Benally was compensated for his service. The impacted grazing permittees were never consulted nor compensated.

Discussion was held on resolutions approval by the Advisory Committee of the original land withdrawal and a subsequent land withdrawal in 1975. Dean Gamble presented two maps including the Dine' College extended boundaries stating they were approved by the Tsaile/Wheatfields Chapter. Allan Begay stated when a fencing grant was given to the College by the Arizona State Governor in 1975 was the second time the boundaries were changed and reignited the community member concerns. Dean Gamble presented additional remarks. The original survey going off the 1969 resolution was wrong. They went to the Land Administration to get the 1975 map which ties into the BLM survey points. The survey completed by Goldtooth surveyors is correct and is being used for the proposed boundaries.

Marjorie Johnson prefaced her comments stating her parents were committed to education and supported Dine' College. Their family has grown and includes over 125 grandchildren and great grandchildren who will need places to build their homes. Ms. Johnson requested the College to honor the boundaries agreed to her by her father, Mike Johnson. As a response to addressing policy, she provided written comments. Resources and Development Committee Resolution RDCJN-33-15 approved Administrative Rules and Regulations for Land Withdrawals. Her main points were (1) consent of affected grazing permittees were not obtained; (2) lack of adequate archaeological survey/clearances of area where burial and home sites are located; (3) non-governmental entities are required to obtain a lease under CFE 162, the College does not have a lease; (4) land withdrawn for specific educational purposes was violated when land was donated for the clinic and housing areas, and (5) after 48 years, the College has no lease. The

College could be considered trespassing. Ms. Johnson asked the College and Land Administration to consider these Administrative policies. Supporting comments were offered by Lorraine Johnson-Sorrell. Ms. Johnson-Sorrell does not support the extended land boundaries.

Charlotte Begay commented on the importance of coming to an agreement according to the comments of residents, the chapter, community and government. She recommended CLUPC do site visits in a timely manner as the College anticipates external funding for development. She recommended the College renovate existing dilapidated facilities and that Chapter officials attend all meetings, specifically Mr. Zane James. Mr. Gamble should have spoken first to address the original land withdrawal and what the Advisory Council did. CLUPC should draw out the map with burial sites, farm land and the residence of the grandparents, snake pit and ensure HPD attend meetings so it is aware of archaeological concerns. That information has to come together to come to the best decision.

Dean Gamble shared his efforts to continue work from the Maggie George Administration. He stated the GLAD checklist was shared with CLUPC that includes grazing consents, biological fish and wildlife and HPD approvals. He had a copy of the original resolution approved by Nelson Damon, Navajo Tribal Council that show the original coordinates and names of community members who gave consent. An Advisory Committee resolution approved new boundaries in 1975. The Cultural survey inventory includes a sweathouse that remains on the campus undisturbed.

Allan Begay requested documents showing the original consent of land users. The premise is there is no consent by land users, not even the consent of Mike Johnson who could not object because of his job with BIA. The situation is Dine College does not have a lease. This day, the fact remains you still do not have a lease. I asked for the original lease, they don't have consent, somebody else gave their consent on the land. The monkey is on the College's back. You need a lease, the Chapter is receiving our input. We'll give our input, we can negotiate from there. Victoria Notah stated I'm fenced in from this side/that side, issues like that need to be talked out amongst these land users. Allan Begay asked for original resolution. Mr. Gamble referenced the original resolution which identifies people who gave consent and the designated area.

Marjorie Johnson requested the original resolution from Mr. Gamble so she could have the Chapter CSC make copies for meeting attendees; Mr. Gamble refused. Dean Gamble stated, "This is what this is based on (resolution), who signed it, gave it authority. The Advisory (Committee) took the land. There are different means of resolving this. I'm trying to work with you guys. This information was emailed to CLUPC, they are still part of the Navajo government.

Lorraine Johnson-Sorrell stated the resolution is an official document, he should be able to share it. Claudia Begay stated if the College wants to compromise, how can you (Dean) not share it? Mr. Gamble stated he gave a hard copy to Zane (James). Marjorie Johnson requested the CLUPC President get the copy from Zane James. Mr. Gamble stated I shared with you what's in the GLAD checklist (given to Zane James). Ms. Johnson asked if the original resolution is part of the information shared with Mr. James. Mr. Gamble stated the original resolution is not in the GLAD list provided. Mr. Gamble gave the large maps to CLUPC for their records.

Marjorie Johnson requested information on HPD approval that surveyed only 68 acres of over 1,200 acres withdrawn. Mr. Gamble stated HPD conducted their survey on a 100 buffer zone around the proposed road way development only. He stated HPD will need to go back out and do new investigation of burial sites. Dean Gamble stated the new regulations will require IHS, schools, and Sandstone Housing to obtain their own lease.

CLUPC President recommended the Committee get more information; she also wants to walk the existing fence line. Another meeting will be called.

3. ADJOURNMENT

The CLUPC meeting with Dine' College was adjourned at 1:20 p.m.

Note: Mr. Gamble advised Marjorie Johnson, CLUPC Secretary, he would email a copy of the original resolution tomorrow to her. The resolution was received as promised and forwarded to all CLUPC and Tsaille/Wheat Officials.

ADDENDUM

B. E911 Rural Addressing

The CLUPC President and Grazing Official had other pressing obligations so they were unable to stay to meet with Edison Wauneka, Apache County Recorder and Mr. Larry Noble regarding E911 Rural Addressing. Marjorie Johnson met with Mr. Wauneka and Mr. Noble in an informal meeting at 1:30 p.m. Information was provided on the Tsaille/Wheatfields data sheets that identifies 95-99% of all homes within the Tsaille/Wheatfields area, and roads identified under the A, B and C categories. Discussion was held on Americorp Intern efforts to provide E911 data. Mr. Wauneka stated a meeting will be scheduled to bring Arizona Chapters together in an effort to move the E911 project forward. He requested Marjorie Johnson attend the meeting to provide Tsaille/Wheatfields strategy in compiling data sheets information. The meeting adjourned after 2:00 p.m.

4. REGULAR CLUPC MEETING

A. December 10, 2017 @ 10:00 a.m.

**Electronically Submitted by
Marjorie Johnson, CLUPC Secretary**