

Tsaile/Wheatfields chapter
Community Land Use Planning Committee

Sunday, October 12, 2015

10:00 a.m.

ANNUAL MEETING
AGENDA

I. ORDER OF BUSINESS

- A. Call to Order (10:38 a.m.)
- B. Invocation
- C. Adoption of Agenda m. Kathy s. KEN v.
- D. Approval of Meeting Minutes
- E. Announcements

II REPORTS

- A. NDOT

III NEW BUSINESS

- A. Election of Officers
 - 1. President
 - 2. Vice President
 - 3. Secretary

IV. OLD BUSINESS

V. NEXT MEETING

VI. ADJOURNMENT

Tsaile/Wheatfields/Blackrock Chapter
Community Land Use Planning (CLUP) Committee Meeting

Sunday, October 11, 2015

10:00 AM

Meeting Minutes

1. Order of Business

A. Call to Order: Meeting called to order at 10:28 am, by CLUPc President Marjorie Johnson.

Roll Call:

<u>P</u> Pres. Marjorie Johnson	<u>T</u> V-P, Lucinda Davis	<u>T</u> Sec. Thomas Litson
<u>P</u> Member, Kathy Johns	<u>P</u> Member, Kuhyonre E. Nata'ani	

B. Invocation: Conducted by the Honorable Council Delegate Nelson BeGaye

C. Adoption of Agenda: Read by CLUPc member, K.E.N. Nata'ani; CLUPc reviewed the agenda. **Motion by Kathy Johns to adopt the agenda. Second by K.E.N. Nata'ani. Vote: 9 in favor, 0 opposed, 1 abstain.**

Amendment to Agenda: **Motion by K.E.N. Nata'ani**, to add Navajo Department of Transportation to the Report Section of the Agenda; granted the current meeting is set for an Annual CLUPc meeting focused on the election of new CLUPc officers, an immediate understanding for CLUPc at this moment. **Seconded by Lucinda Davis. Vote: 9 in favor, 0 opposed, 1 abstain.**

The Amended Agenda is adopted.

D. Approval of Meeting Minutes: September 13, 2015 - Minutes of the last duly called meeting of September 13, 2015 was respectfully requested by President Johnson to be deferred to the next duly called CLUPc meeting for the present meeting to focus on the Annual CLUPc meeting.

Motion by Kathy Johns to defer the minutes of September 13, 2015 till the next meeting. Seconded by K.E.N. Nata'ani. Vote: 4 in favor, 0 opposed, 1 abstain.

E. Announcements:

- 1) Tourism Core Team – 10 Year Plan Meeting
- 2) Farm Board Meeting - October 12, 2015 @ 3 PM
- 3) VA Meeting – October 13, 2015 @ 5 PM
- 4) T/W Chapter Meeting – October 19, 2015 @ 3 PM
- 5) Grazing Committee Meeting – November 2, 2015 @ 9 AM
- 6) Navajo Nation Council Fall Session – starts the week of October 19, 2015

- 7) Chuska Regional Council Meeting – October 14, 2015 @ 10 AM
- 8) Nation Indian Education Association Conference 2015 – Portland, Oregon
October 14-17, 2015
- 9) Rock Point CLUPc Meeting – October 11, 2015
- 10) Round Rock Chapter Meeting – October 11, 2015

2. Reports

A. Navajo Department of Transportation

Marlinda Littleman, NDOT: Self-introduction to the CLUPc committee and chapter membership. Marlinda explained the current standing of Bitah Becker, Division Director of Minerals Department encourages for the open-up of sites on the reservation since a year ago, at that time a permit was given to NDOT.

Per Marlinda, two weeks ago, the approximate date is referenced to the current Annual CLUPc Meeting; NDOT met with the Minerals Department, and NDOT was instructed that a map of need for the consultants. The permit required for the consultants to proceed with their research for gravel was already drawn and delivered to the consultants.

Presently, NDOT wishes to determine the quality of the gravel at the proposed gravel pit site near Tse'Zhin BiToh.

Secretary T. Litson: There are different types of gravel, the type of gravel determines the use of the gravel for the various projects.

Angelina Barber: NDOT wishes to work closely and inclusively with the chapters on the proposed gravel pit projects being proposed within the selected chapter boundaries. The starting group of selected chapters was 16, then filtered down to 11 chapters, and the final potential chapters narrowed to a group of five chapters, Tsaille-Wheatfields-Blackrock Chapter is among the final five chapters. The need for gravel roads is needed to improve road conditions on the Navajo Reservation.

Presently, NDOT is attempting to remain inclusive through appropriate considerations for chapters, i.e., asking for approval before initiating project within chapter boundaries.

Secretary T. Litson: Per the meeting at Lukachukai Chapter, NDOT mentioned BIA will not be receiving any funds, and NDOT will be awarding contracts using the Force Account.

Marlinda Littleman: Chapters will be allowed 15 miles within the chapter boundary roads for blading construction; out of \$30 million, half of the funds will go to the BIA to appropriate to the Force Account.

Secretary T. Litson: Approves of NDOT's approach to seek chapter approval before extracting resources within the chapter boundaries.

CLUPc membership reaffirmed the chapter approval method before extracting chapter resources; and invited NDOT to the next duly called Tsaille-Wheatfields-Blackrock CLUPc Chapter Meeting on November 8, 2015, the second Sunday of every month.

Honorable K. Johns: Inquired if an assessment of the grazing permit holders near the proposed Tse'Zhin Bitoh gravel pit site were "okay?" with NDOT's proposal.

Secretary T. Litson: Responded to Honorable K. Johns inquiry, that no valid grazing permit holder objected to NDOT's proposal.

President M. Johnson: Content to hear that NDOT is seeking approval through chapter resolution before chapter resource extraction. Concern is for the unmentioned detail of compensation to the chapters for extracting resources.

Marlinda Littleman: The area of compensation various for chapters. The most common route for compensation given to the chapter for chapter resources is done through subcontractors putting the mining plan in place, and the 'royalties' from the chapter resource extraction are paid by the vendor-awarded by the subcontractor.

President M. Johnson: Stated for the record:

1. CLUPc needs to involve the chapter,
2. Previously approved 'gravel pit' by chapter, and
3. We have a lot of roads to be graveled

Secretary T. Litson: Addressed item 2) presented for the record by President Johnson; the previously identified area in the proposed gravel site from prior chapter administration demonstrates a plan for the gravel site and disturbances, however, the prior actions of the chapter was not legally withdrawn.

Honorable K. Johns: Mentioned a prior gravel pit site proposal in the Blackrock area.

Secretary T. Litson: Affirmed the prior gravel pit site proposal in the Blackrock area, where there community members were in favor of extracting gravel from a small pinnacle near the Blackrock formation; however, it was discovered that the proposed site was a significant, sacred site. Thereafter, all plans for the gravel pit site were abandoned.

President M. Johnson: Stated for the record:

1. For the chapter to be considered for royalties.

Additionally, requests for Vice-President Lucinda Davis to remain vigilant on the impact study from Water Management for potentially adverse consequences associated with the gravel pit proposal.

Furthermore, NDT should be on the agenda, as new business, at the next duly called CLUPc meeting.

Council Delegate Nelson BeGaye:

- Report on where all the roads are of concern;
- Proposal for in-kind to gravel the roads, as form of royalty;
- Navajo Nation Stimulus, recommend to do a power point presentation, distinction in the points
- a great desire for reports, i.e., NDOT Report

- The \$566 million proposal to fix the roads
- Maximize the Revenue Distribution from Gaming, i.e., powerline extensions.
- Awareness for the Gaming Reallocation and Water Rights

Secretary T. Litson: Apache County is responsible for 230 miles, and only five miles are maintained per year. Navajo Tribal Utility Authority is impeded by the moratorium placed on the Chuska mountain range by the Forestry Department. NRCS and Land Management do provide funding, but cannot allocate funds to areas that are impeded by the moratorium. There are options to get the moratorium temporarily waived.

Council Delegate Nelson BeGaye: Affirms the vital importance and authority of the Tsailé-Wheatfields-Blackrock Chapter CLUPc to provide leadership for the chapter; that funds be made available to support the goals and objectives for the chapter, i.e. work sessions.

Provided copy of NDOT Executive Update FY 2015 – 4th Quarter October 2015, to be distributed to the committee.

B. Chapter – Committees: none

C. Membership – others: none

No other report at this time. Vice-President Davis motioned to accept the reports. Seconded by Secretary Litson. Vote: 9 in favor, 0 opposed, 1 abstain. The reports are accepted.

3. New Business

A. Election of Officers: President M. Johnson opened the floor for nominations.

1. CLUPc President: Secretary T. Litson motioned to nominate Vice-President L. Davis for president, motion seconded by Member K. Nata'ani. No other nominations received, President M. Johnson closed nominations, and called for vote. *Vote: 7 in favor, 0 opposed, 1 abstain. The nomination stands.*

2. CLUPc Vice President: Secretary T. Litson motioned to nominate Member K. Johns for vice president, motion seconded by Member K. Nata'ani. No other nominations received, President M. Johnson closed nominations, and called for vote. *Vote: 7 in favor, 0 opposed, 1 abstain. The nomination stands.*

1. CLUPc Secretary: Vice-President L. Davis motioned to nominate Member K. Nata'ani for secretary, motion seconded by Secretary T. Litson. No other nominations received, President M. Johnson closed nominations, and called for vote. *Vote: 6 in favor, 0 opposed, 2 abstain. The nomination stands.*

B. none

C. none

No other new business at this time. Honorable Johns motioned to accept the new business. Seconded by Secretary Litson. Vote: 7 in favor, 0 opposed, 1 abstain. New Business accepted.

4. Old Business

5. Next Meeting: T/W CLUPc Meeting –
November 8th, 2015 10 AM, T/W Chapter house.

6. Adjournment: Motion to adjourn by Vice-President Davis, and second by Secretary T. Litson
All in favor. Meeting adjourned at 11:55 am.

Minutes compiled, recorded, and submitted by K.F.W. Watkinson, CLUPc Secretary

[Signature]
10-14-15