

MONTHLY CHAPTER MEETING
Sunday, February 17, 2013
*** (UNOFFICIAL UNTIL APPROVED) ***

Call Meeting to order

Invocation

Adoption of Chapter Meeting Agenda

Chapter Meeting Agenda Item(s):

1. Month End Financial Report for month ending January 2013.

Monthly financial report was read by the Chapter President Darrell Williams. Motion to accept was made by Robert Jones and seconded by Harriett Lansing.

Comments:

- Chester Johnson asked how much funds were expended for the month of January 2013.
 - Darrell Williams responded the amount spent for January was \$20,276.91.
- Idalene Cleveland asked, who utilizes the travel expense funds.
 - Darrell Williams responded that the travel funds are used by the chapter administration staff and officials.
- Inez Burke asked if the membership could receive a copy of the financial report.
 - Darrell Williams responded that copies will be posted on the Chapter's website and will be written on the whiteboard during Chapter Meetings.

Vote: 18 in favor, 17 Opposed, 0 Abstained (vote was tied at 17 and chapter president voted in favor as a tie-breaking vote).

2. Request to approve authorizing change to the Aneth Chapter Business Checking and Savings Accounts to Remove and Add Bank Signatories.

Motion to accept was made by Leonard Lee and was seconded by

Comments:

- Idalene Cleveland asked whose names are/were on the accounts.
 - Leonard Lee commented on the issue stating that the signatories are changed every four years for the Aneth Chapter bank accounts due of the election of the new officers.

Vote: 37 In favor, 0 Opposed, 0 Abstained

3. Request to nominate registered Aneth Chapter members to fill a vacant position on the Aneth Community School Board.

Motion to open nominations was made by Harriett Lansing and seconded by Virginia Jim.

Comments:

- Nancy Johnson nominated Bill Todachennie to which he respectfully declined.
- Robert Whitehorse nominated Andrew Tso because Mr. Tso expressed interest for the school board member position at the chapter planning meeting and was unable to attend the regular meeting.
- Leonard Lee commented when we are selecting these type of position for our community we should consider individuals with good moral standards and nominated Brenda Brown.
 - Brenda Brown accepted the nomination.
- Harriett Lansing nominated Valerie Dance.
 - Valerie Dance accepted nomination.
- Once it became apparent that no more nominations were being made Darrell Williams ceased nomination.
- Darrell Williams commended we will vote by show of hands.
- Joe Ben asked if the vote was for the three positions or just one.
 - Bill Todachennie commented to Mr. Ben's question, clarifying that we only need to select one individual and that we will vote by written ballots, because there may be negative comments on who voted for who. He then distributed pieces of paper for members to write their vote on.
- Chapter Vice-President Bill Todachennie received all written votes and separated them by name. Results were: Andrew Tso with 28 votes; Brenda Brown with 9 votes; and Valerie Dance with 10 votes. Andrew Tso received the most votes of 28.
- Darrell Williams stated that the results will be forwarded to the Northern Navajo Election Office and that Mr. Tso would need to file an application and pay applicable fees.

Vote: 36 In favor, 0 Opposed, 0 Abstained

4. Request to approve authorization for Aneth Chapter to begin the procurement process for the acquisition of a new vehicle for chapter use.

Motion to accept was made by Robert Whitehorse and motion seconded by Harriett Lansing.

Comments:

- Idalene Cleveland asked who will be using use this vehicle?
- Darrell Williams responded that the Chapter administration staff and officers will make use of this vehicle.
- Harrison Johnson called for question.

Vote: 23 In favor, 4 Opposed, 2 Abstained

5. Request to approve Aneth Chapter budget adjustment on farm board funds, transfer from district meeting stipend into regular meeting stipend in the amount of \$ 750.00.

Motion to accept made by Idalene Cleveland and seconded by Virginia Jim.

Comments:

- Chester Johnson asked if this is a one-time amount, because we did approve some funds for them not to long ago.
 - Darrell Williams commented yes we did, but this is how much was left from those funds.
 - Chester Johnson commented Mr. Thomas should ask for support on a resolution recommended by Navajo Nation Council Delegate Lorenzo Bates, would that be part of this request?
 - Calvin Thomas commented we did receive some funds, but that was only enough to cover five months. At the district meeting Mr. Bates did state it would be good to receive some supporting resolutions from chapters requesting for more funding during the Spring Session of the Navajo Nation Council. We were also informed that some of the supplemental funds could be used for this line item, but the chapter administrations do not do that.
- Mary Tso commented this was also mention at the district meeting, we would like to have a vehicle available for the grazing committee member because they do travel a lot.
- Idalene Cleveland commented that some funds read of the budget balance should be side aside for the grazing member budget. Our council delegate should request for some funds for our grazing committee member.

Vote: 22 In favor, 0 Opposed, 3 Abstained

6. Request to approve burial assistance for the late Marie Beletso in the amount of \$200.00.

Motion to accept made by Leonard Lee and seconded by Virginia Jim.

Comments:

No discussion.

Vote: 34 In favor, 0 Opposed, 0 Abstained

7. Request to approve endorsing and supporting the Senate Bill 1327 entitled “ to amend the act of March 1, 1933 to transfer certain authority resources to the Utah Dineh Corporation and for other purposes”.

Motion made by Inez Burke not to accept line item # 7 and was second by Idalene Cleveland.

Leonard Lee stated, "I motion for substitute motion for discussion of line item #7" and motion was second by Lorraine Thomas."

Comments

Idalene Cleveland stated we had stated during the planning meeting to have chapter officials to research resolution that states "Opposing SB 1327". We need to have these resolutions clarified before we motion for another resolution.

Darrell Williams responded I do have a copy of that resolution opposing this dating September 2011. As chapter officers we have to follow through with what the chapter membership requests. If we are going to approve another resolute than we need to rescind the opposing resolution because we cannot have two different resolutions, one in favor and the other opposing SB 1327.

Leonard Lee elaborated with a quick overview history of the UNTF up to 1990. I was elected to be a Board Member of the UNTF for the next 18 yrs up to 2008. In 2008 the trust fund had been put on hold up to date: 2/17/2013. Today there is another law sue against State of Utah stating the State of Utah had an obligation to provide service to the UNTF beneficiaries up to date. The resolution from Aneth Chapter Opposing SB 1327 was received by Senator Hatch and Senator Lee. A comment was made by the Senator, stating are there only 27 members living in Aneth Chapter area and are opposing this Senate Bill. There are over ten thousand Navajos residing in Utah and over one thousand voters in the Aneth area. A statement was made to all interested parties to submit a plan of operation to be the trustee of the trust fund and only one plan of operation was submitted which is the one submitted by the Utah Dineh Corporation. This was the plan of operation submitted by Utah Dineh Corp., was used by the Utah Navajo Trust Fund Office. The only changes made to this plan of operation were the name State of Utah were changed to Utah Dineh Corporation. This plan of operation surpass many attorneys and they have made changes and it was also reviewed by our Attorney John Pace, he also has made changes which is now the draft that we have. Mr. Pace states now this belongs to all beneficiaries of Utah whom are the stake holders. We asked who will make the decision on the selection of a new trustee for this trust funds. We were enlighten that State of Utah is still responsible for providing services to the Utah Navajo, they have not totally relief themselves yet of being the trustee.

Chapter President Darrell Williams reminded Mr. Lee to get to the point ..

Governor for the State of Utah has met with the Navajo Nation President. The Navajo Nation President had submitted a letter by Navajo Nation Department of Justice which states Navajo Nation wishes to be the new trustee. We have not said what our position is on this issue. I have been asked what is the Aneth Chapter's position on the trust fund? We have submitted a lot of resolutions some even stating that we would like to have the Navajo Nation to be the trustee but was never updated to us. Right now Utah Dineh Corporation is the only one What are we going to do for Aneth Chapter. Other Utah Chapters know where they stand on this issue, but are we just going to let it be and not make a decision. It is to the point now that it does not matter what we say. Even if we oppose the Utah Governor is going to make the decision on how he is going to handle the trust fund. Then he will report to Washington D.C. on what he did with the trust fund.

Chester Johnson stated we have two resolutions from here. One resolution was submitted without our knowledge and the other one was submitted in September, stating we will amend SB 1327 with our wishes, needs, and opinion, 14 line items. Legislation of 1968 mention written in stone and 1933 Legislation was for the Aneth Extension and was written by the Mormons. 1968 and why was it amended, Senator Robert Bennett and Senator Muss. Our councilmen, Thomas Billie to Washington D.C. and amendments were made. Some of these funds were used to make the highway 162, the airport in Monument Valley and the hospital in Monument Valley, \$550 million or thousand was the total and at this time all of Utah Chapters were added to be included. Now let us add some amendments to this current SB with our wishes, need, and interest. We are told this is our funds, so let us add 14 line items to this current bill. These are the amendments to add: Aneth to have control and management of the funds, Have us develop our own model for operation, ask for return of the 62 ½ percent going to NN, NN to return 25 to 40 percent of collection be return of these funds to Aneth, manage eligibility control for trust fund beneficiaries because right now anyone can become the beneficiary, the ability for a law sue of mismanagement of funds, control the cost of usage for administrative cost, Utah Oil and Gas Law to be used for rehabilitation of our damaged land, BIA and NN be responsible for the land damages not utilizing the 37 ½ percent, only the Utah chapters actually located in Utah should be eligible, the headquarter for the trust fund should also be located in Aneth, the funds should be used with matching funds only for all projects, and any issues pertaining to the trust fund we will be notified and all meetings be here at the headquarter office in Aneth, all of these amendments were added in September. I have invited Utah State on numerous occasion to come meet with aneth, but received no response. And now we want to give the authority to them while they do not respond to our request. We need to rescind the opposing resolution and just add these amendments.

Idalene Cleveland stated I motion to move this issue to another date, because it will be a lengthy meeting and motion was second by Mary Tso.
Kenneth Maryboy stated This trust funds issue some of us are working on this almost everyday. I am the NN Council Delegate, and also the San Juan County Commissioner. A lot of work has been put into this SB and even Susie Philemon has assisted in working on this SB. We had also travel to Washington D.C to meet with senators and we were told by Washington D.C. leaders, there are only two ways to go about this trust fund, we could have the NN the trustee or any other organization can come and submit a plan of operation. We are told that we were never informed of this SB and that is not true. We had police officers involved and some were escorted out. We had also stated that the funds for the Utah residents, so we would like to keep it in Utah for the best interest of the beneficiaries. There are not only two resolutions regarding this issue. What happen to them and where are they. I believe we were on the right road until we come upon this 1968 legislation, which separates us. Susie Philemon stated I would like to delete the 1968 legislation, a lot of other Aneth community members is in favor of this too. But from Washington D.C. leaders stated we are not able to change 1968, but I will not be able to sponsor that. They (Aneth) could get a sponsor to present legislation for a bill for them. I have a copy of

the letter from Senator Hatch that states I can not go back and make changes to the prior legislations. Where are your plans we were asked and my uncle (Andrew Tso) indicated we already have a position and have a plan but you may just laugh about it so I won't present it. The Utah Dineh Corp. has an article of incorporation and there will be two representatives from Aneth and Susie Philemon was selected to be the incorporator, but now that position is vacant. We have been talking about this issue for the last 5 years now. Today we are no longer being looked at for decision making. We are at the point of selection of the new trustee now. Aneth are looked upon as the leading member of the trust fund by the Washington DC. leaders. But as far as I am concern I listen to the recommendations made by Washington D.C. leaders and the State of Utah Governor recommendation. We could be working on some of these issues and changes but we just start saying this is our money. But Washington D.C. leaders do not care who the new trustee is but as long as they are of Utah Navajos. So what I am working on is what will benefit the Utah Navajos. So you can be for or against this. But the re-precaution is Aneth maybe one that is just a passenger of this trust fund like other Utah chapters are right now. We may not like that thought but that is where it is today. Local administer are requesting for funds from here, a lot of white people are requesting for funds and they are individuals coming from other states are being told to wait for 30 days and you will be eligible for these funds. But we here from Aneth we are just saying this is what I was thinking. Utah Governor met with NN President not to long ago. During this meeting the governor stated come 2013 with you or without you, I will make a decision. As of now you have not submit your position statement. As far as we know there is only one submission of a position statement. As you know of our leader the NN President. Right before leaving Governor asked Mr. President, we are going after the 62 ½ percent. And the President went along stating yeah, yeah nodding yes. The Governor is not taking this lightly and as a joke. He is now working on this 62 ½ percent to be added to 37 ½ percent. We need to work on this the return of the 62 ½ percent. There are some Whiteman (Cleal Bradford, Lynn Stevens, Lynn Lee and others) that show at these meetings and they state they do not want the Utah Navajo to be the trustee, but we want the funds to stay in Utah, because this education institute is a part of Utah. Hearing these kind of remarks, we do not want to just be dragging our feet and NN included wanted to be the trustee. Instead we (Aneth community) argue saying how who wants what changed, who is not supporting or saying that is not what we want. While the Whiteman does not take this issue lightly. As far as I know, no one is interested in communicating on working together or suggestion of working together to accomplish this issue.

Mary Tso stated why are we being rush to make a decision today. I agree with the motion to wait and set a date just for this issue. We don't want to be rushed in making a decision. You understand what it means to hold on, wait let us talk about this first. Yes, we are not informed, this statement if correct. This is not a just a small issue, it regards a large amount of funds. This issue has been in decision starting a long time ago. Our elders gathered for planning and discussion. They have offered prayers for these funds. Are we just over looking these individuals. We are here, the children, why are we not being represented correctly. If you do voice as a leader, why

not voice for your people, not just in your best interest. So let us set a date for this issue.

Robert Whitehorse stated we heard all the discussion from all parties. The substitute motion made, I would like to add: We support the Utah Dineh Corporation but would like to add amendments to the resolution that Aneth will get a larger portion of the funds maybe 80 %, because this is the area the revenue is generated from and also work on the 62 ½ percent to be return to Aneth.

Bill T. stated that the Council Delegate for Oljato Chapter, Navajo Mountain Chapter, Jonathan Nez is also working on this issue the Trust Fund , commenting that he is also a Utah Navajo Representative because he was voted in by the Utah Navajos.. This individual was at the NUC mtg on Thursday and stated he would like to put this issue on the ballot for the Utah Navajos to vote on how do they want the trust fund handle. I agree with what Chester Johnson had indicated to add amendments.

Harrison Johnson to my understanding there is a motion in place, why are we just adding more motions. We already have our position statement in place and it is at the Washington D.C. with these leaders. We do not need to vote on anything today, let us go on, we already have a position.

Darrell Williams commented this request came in as a public request therefore, we the chapter officers cannot deny this to the public and we do not have an agenda. You have the voting power to either vote in favor or to not approve.

Inez Burke commented I would like to state what the northside the descendants of Kie ayille would like on this issue, because of the statement made let us hear each other. We agree with what Chester Johnson had indicated and that is the information Andrew Tso agrees with and has informed us. We agree with going back to 1933 Act with deletion of 1968 Act. We would like to have the Governor of Utah and Senator Hatch to accept our resolution even if it has only 27 members voting. We would like to hear about these meetings, plans, and discussion of issues before hand instead of after the fact from you (Leonard Lee and Kenneth Maryboy), we need to work together.

Kenneth Maryboy commented where is the position statement from Aneth and I am willing to work together. When we travel to Leonard Lee pays for his own travel cost and other members that travel with us. Unfortunately I am the County Commissioner so my travel cost is paid for by the county. Ask Susie Philemon ,she paid for her own travel cost.

Bill Todachinnie commented this is the protocol on voting. Inez Burke motion to not approve, Leonard Lee motion to discuss , which is amended #1 and you motion to table issue for discussion at another time, which this is amended #2. So how this works, we go backwards on the amendment motions to vote. Right now we will vote on amendment #2, but I am unclear on how to handle Mr. Lee's motion.

Kenneth Maryboy and Calvin Thomas stated Mr. Lee's motion was for discussion.

Bill Todachinnie stated Mr. Lee's motion was for discussion, so we vote on Idalene Cleavelands amend motion.

Idalene Cleveland stated she would like to withdraw her motion to table issue for discussion at another time and Mary Tso concurred with Idalene to withdraw the motion.

Darrell Williams stated we will now vote on the main motion made by Inez Burke to not approve line item #7.

Vote: 25 In favor, 7 Opposed, 3 Abstained

8. Request to approve road repair petition to the chapter members for discussion and signatures. Request for supporting resolution:

Motion made by Harrison Johnson to accept line item #8 and #9 and motion to second by Idalene Cleveland to accept motion.

Chester Johnson stated I drafted this petition for road repairs to: Utah, San Juan County, NDOT, UDOT, and Shiprock Agency. Requesting for funds for road repairs within the Aneth area. Some of these roads were established many years ago. We travel on these roads everyday and our children are also on these roads to go to school everyday.

Jane Ben stated I would like to have my road by my house gravel and sanded.

Vote: 35 In favor, 0 Oppose, 0 Abstained

9. Request to approve petition requesting for representation on the Navajo Nation Council from the Aneth Chapter. Request for supporting resolution to :

Motion made by Harrison Johnson to accept line item #8 and #9 and motion to second by Idalene Cleveland to accept motion.

Vote: 35 In favor, 0 Oppose, 0 Abstained

10. Request to approve Navajo Tribal Utility Authority to Acquire and Operate the Electric Power facilities from Rocky Mountain Power within the Aneth Chapter, San Juan County, Utah.

Motion made by Nancy Johnson and motion was seconded by Kenneth Maryboy to accept line item #10.

Bill Todachinnie stated there are a lot of you still waiting for power line extension for many years, so we would like to work with NTUA for electrical serve. I would like to use this resolution as a scare tactic strategy towards Rocky Mountain Power to speed up the power line extension projects.

Rose Claw stated think this issue thoroughly before voting, because this winter the water line extension had frozen and as a result of is freezing line, a lot of resident endure in need of water for some time before NTUA delivered water to many residents on the Navajo Reservation, because they did not do a followup on the projects. NTUA's call serve is very poor. So let us stay with Rocky Mountain Power.

Vote: 11 In favor, 17 Opposed, 2 Abstained

Open Issues/Concerns

1. Strategic Plan Development
Darrell Williams stated this is for Aneth Chapter's short and long range plan.

Reports/Presentations

1. Report on USU/CEU Impact Grant to assist College students with financial aid and similar assistance by Lewis Singer.
Lewis Singer stated I would like to introduce Georgiana Simpson, she is the new hire for USU/CEU Grants to work with our children.
Georgiana Simpson stated she is work with USU/CEU and is available at the Montezuma Creek Learning Center one day a week. I will be working with college students.
** Darrell Williams, Chapter President adjourn meeting for lack of quorum at 7:17 PM.
2. Introduction as community partner in Aneth Community to bring higher education from USU/CEU by Georgiana Simpson.
3. Update report of previously submitted resolutions by Chapter Officers and Council Delegate.
4. Report of Native American Caucus Day by Darrell Williams and Bill Todachinnie.
5. Council Delegate:
 - Kenneth Maryboy-San Juan County Commissioner
Request to receive copy of meeting minutes as soon as it done.
6. Grazing Officer
 - Calvin Thomas
7. Farm Board
 - Helen Archie
8. Utah Navajo Health System, Inc.
 - Robert Whitehorse
9. Navajo Utah Commission
 - Darrell Williams

Chapter Meeting Date: Planning Meeting, Sunday, March 10, 2013 @ 2:00 PM.

Meeting Adjournment

Meeting adjourn for lack of quorum at 7:17 PM by Chapter President, Darrell Williams.