

TOLIKAN CHAPTER

Planning Meeting [X] Regular Meeting [] Special Meeting []

MINUTES

December 3, 2017

CALL MEETING TO ORDER:

President Clark called the meeting to order at 10:27 a.m. with a quorum present.

INVOCATION: Rosalinda Nelson

REVIEW AND APPROVE AGENDA:

Louise Scott read and reviewed the agenda.

Motioned: Lovena lee

Seconded: Louise Scott

ACTION: The agenda will be left open for any agenda items from the council delegate and grazing committee. President Clark elaborated on the Resolution #095: Requesting to approve and support the efforts of the Four Corners Regional Health Center (FCRHS-Red Mesa) to establish and explore the possibility of becoming a P.L. 93-638 entity and requesting signature approval from the Health Education Human Services Committee of the 23rd Navajo Nation Council, Nabikiyati Committee to support and fulfill the intent of this resolution. She requested that that the chapter officials meet to discuss the Public Law 93-638 regarding the FCRHC before it is put before the community members because there are some oppositions. She was called to a brief meeting scheduled by some community members Friday, December 1, 2017 when they discussed and drafted the **Resolution # TC-101:** Requesting to cease the intent of the board organized to establish and explore the possibility of Four Corners Regional Health Center (FCRHS- Red Mesa) to become a P.L. 93-638 now and in the future. No further Action to be taken by the board. Respect the Treaty of 1868. The chapter officials did not meet. The minutes taken at the hearings are not made available and there is no request to put this back on the agenda.

President Clark advised everyone about tabled items which need to be reviewed or researched to be put back on the agenda. Lovena Lee reminded everyone this is taught during orientation and that everyone should know. Not only one official should be guiding through all subjects. We need to abide by the Roberts Rule of Order.

Vote: 06-00-00

REVIEW AND APPROVE MINUTES:

President Clark reported that Louise Scott distributed copies of the minutes for November 5, 2017 planning meeting for review. If you have any corrections or additions they need to be reported.

Motioned: Lovena Lee

Seconded: Rosalinda Nelson

ACTION: Lovena Lee reported that some people want the prize money for the parade winners increased. A brief discussion was held on the Christmas parade prize awards, the appreciation dinner and the gifts. It was agreed to keep the decision made during the November regular chapter meeting. A statement was made that there is no entry fee set for the Christmas parade and the money being awarded to the winners are to express appreciation for participation.

Vote: 05-00-02

ANNOUNCEMENTS/VISITORS:

Rosalinda Nelson:

Announced an incident that happened after Thanksgiving Day and it is continuing. Some boys from a local family are going around trying to break into homes. They are reported using vulgar language around children, being

violent, etc. They were reported to Law Enforcement, but nothing is being done. People like her mother live alone and it is not safe for them as well as the children. The police never came when they were reported. People cannot go anywhere from home. Rosalinda asked the chapter officials to consider a security system for safety and to avoid these dangerous people.

President Clark reported the Northern Agency Council met yesterday at Sheepsprings Chapter where some police officers were introduced. Navajo Nation has so many officers assigned to each agency and chapters. These violent people need to be reported in. Navajo Nation Law Enforcement wants to increase the police officers. Our council delegate should be informed of this.

Woody Lee advised Rosalinda Nelson to file a TRO with the Law Enforcement. The Law and Order Committee is working on the police force, their retirement, payroll, etc.

President Clark made a recommendation to Woody Lee to collect statistics to submit a resolution to Law and order.

Woody Lee:

12/02/17: A rally was held in Salt Lake City regarding President Trump reducing Bears Ears Monument area. Less than 20 Navajos attended. Davis Filfred is attending the rally and a meeting in Salt Lake City Monday. President Trump will be coming Monday to Salt Lake City to sign the document on Bears Ears Monument area reduction.

The San Juan County of Utah has a Commissioner. According to the 10 years census count, three Anglos and two Navajos are elected. It is being discussed and considered to elect three Navajos and two Anglos. And a Federal Court hearing is happening Wednesday. Davis Filfred is attending a meeting in Las Vegas Thursday and Friday. Tomorrow he will be in Salt Lake City.

Arnold Slowman:

Native American Fish & Wildlife is advertising training on fish and wildlife management June 18-22, 2018 for sophomore and seniors. This will be good for our children to learn for their future career. The advertisement will be posted in the Administration Building. They have funding. There are a lot of opportunities out there to keep our children busy with activities and employment.

Herman Bigman requested to add a supporting resolution from Tolikan Chapter requesting Freeport McMoran to donate funding from the company's tribal education grant to purchase a football equipment for Red Mesa High School.

Lovena moved to amend the agenda; seconded by Louise Scott.

Vote: 06-00-00

Carl Holiday requested to be put on the agenda for regular meeting to give feedback on the uranium assessment completed.

Lovena Lee motioned; seconded by Louise Scott to add the **Resolution # TC-104**: Supporting resolution from Tolikan Chapter requesting Freeport McMoran to donate funding from the company's tribal education grant to purchase a football equipment for Red Mesa High School to the agenda under New Business and Carl Holiday under Announcement/Visitors. **(Herman Bigman called Louise Scott after the meeting to cancel his request to add Resolution # TC-104 to the agenda for December 10th regular chapter meeting until further notice.)**

Vote: 06-00-01

OLD BUSINESS:

1. **Resolution # TC-089**: Requesting Tolikan Chapter Administration to revise the Plan of Operation for the

Tolikan Chapter Truck. President Clark presented the resolution and gave the floor to Arnold Slowman. Mr. Slowman reported and read the revised Plan of operation for the chapter truck. This will cover the flat bed trailer, too. **Copy attached.** The chapter truck is parked at Mr. Slowman's residence for security reason.

Motioned: Lovena Lee

Seconded: Mary Jane Betonie

ACTION: The following corrections and additions were made to the Plan of Operation:

1. Indicate tribal permit is required and the driver has to be a chapter employee.
2. PEP employee with a tribal permit has to drive when the truck is loaned to community members.
3. Reimbursement will be processed for gas and any maintenance expenses. Mr. Slowman was advised to look into express card to be used for fuel.
4. Chapter Manager will have the authority to approve the request to use the chapter truck.
5. Leave #1 and 6 of the Plan of Operation open for emergency use, i.e. moving families in case of a burn-out, etc.
6. The tribal vehicles should have a decal—are they tribal property? Mr. Slowman was advised to look into an emblem for Tolikan Chapter that can be used as a decal on the chapter truck(s). It was suggested that the emblem used on cups and T-shirts by Woody Lee could be used. And he will look into either having the stalled chapter truck repaired or traded in according to the blue book.
7. When the truck is being used to haul for a community member, he/she can follow in his/her own vehicle for safety reason.
8. It is Navajo Nation law not to text and drive—this should be stated in the Plan of Operation.
9. Chapter Administration will provide a monthly report on the chapter truck to the membership.
10. The Plan of Operation should be posted when finalized.
11. Chapter Administration will determine using USDA Fund for the chapter truck expenses to haul Supplies and materials for people; and that should be included in the revenue collected on the truck Usage. The Navajo Nation Operator's Manual should be reviewed.

David Tsosie stated to vote on the Plan of Operation with all the additions and corrections made.

Vote: 05-00-03

2. **Resolution # TC-095:** Requesting to approve and support the efforts of the Four Corners Regional Health Center (FCRHS-Red Mesa) to establish and explore the possibility of becoming a P.L. 93-638 entity and requesting signature approval from the Health Education Human Services Committee of the 23rd Navajo Nation Council, Nabikiyati Committee to support and fulfill the intent of this resolution. NO MEETING CONDUCTED FOR FURTHER. President Clark presented the resolution and stated, "We got two groups, one opposing and one agreeing. We ended up with two resolutions. One was presented at White Horse High School, Northern Agency Council meeting. I said why was this not processed through proper channel? This resolution was tabled during the October regular chapter meeting. November it was not put back on the agenda. I asked we will wait until the chapter officials meet on it. I put the statement, "No meeting conducted for further action" because we did not get the minutes on the hearing, etc. I was invited to a meeting called by a group opposing the 93-638 in the plan. The schedule was last minute. That is where the **Resolution # TC-101:** Requesting to Cease the intent of the board organized to establish and explore the possibility of Four Corners Regional Health Center (FCRHS- Red Mesa) to become a P.L. 93-638 now and in the future. NO further Action to be taken by the board. Respect the Treaty of 1868 is coming from. Red Mesa, TeecNosPos, Mexican Water, and Aneth chapters acted and voted approving the resolution. President Clark asked for a motion and second to discuss this resolution.

Motioned: Woody Lee

Seconded: Lovena Lee

ACTION: Woody Lee spoke referring to Tolikan Chapter Mission Statement—to provide opportunity to our young ones... That is why we got our chapter certified. To provide opportunities. Our elders set and started

this chapter up for us and we are continuing that. The P.L. 93-638 talks about how congress gives us money. The 638 is the same as the local governance act. It has a board operating as self-governance organization according to policies and procedure and law. Red Mesa clinic will get 100% of the funds allocated from Washington, D.C. Now we are not getting 100%. The same for third party money. We, the board, are working on this. Tolikan Chapter is the only one not voting on this resolution. Dzilh Na O Dithle Clinic is joining us as well as Northern Medical Center. There is that much support. We reported in May 2017 on the movement with 638. Mr. Lee reported he met with the Tolikan Chapter CLUP Committee that forwarded his request to the chapter meeting. Mr. Lee stated that if you did not attend meetings and hearings on this 638 and that may be the reason why you are opposing it; and that is not right. Within our district Aneth, TeecNosPos, Red Mesa and Mexican Water chapters voted. We are the only one that has not voted on this resolution.

Arnold Slowman inquired about what exploring the possibility mean? And why did it start out there without going through the right channel with the chapter.

Woody Lee explained to explore, you have to commit yourself to research and study the subject. Do a comparison on what makes 638 a good organization, etc. We had to incorporate through the State of Arizona. There is no requirement that this group has to come from the chapter. So we got together to start this process with the assistance of Sage Memorial Hospital.

Mr. Slowman reported that it was not presented to the community as stated in the Land Use Plan.

Mr. Lee responded saying that the presentation was made to the CLUP who is stated to review and refer agenda items to the planning meeting.

Lovena Lee reported Tolikan Chapter had a representative to the Northern Navajo Medical Center Health Board which dissolved in 2016. The board reduction was being mentioned the whole time. John Hopkins was present. Nineteen (9) chapters had a representative to the health board. We opposed reduction, because we looked over DZ and Red Mesa clinics. It was requested to reduce the health board members again in October 2016. Fifteen chapters opposed. David John was President, Alfred Jim Vice-President and Lovena Lee was secretary. We approved a resolution for no reduction. Mrs. Lee reported she presented the resolution during the Northern Agency Council meeting at Nenahnezad Chapter to keep representatives on board from the 19 chapters. Navajo Nation Council did a legislation to keep the board with representatives from the 19 chapters. We were told to explore 638 for the clinics. We met after that to consider 638 exploration. Sage Memorial Hospital sent representatives to orientate us. By law it states that the clinics go 638. In May 2017 during a meeting an agreement was reached to explore 638 when David John, Davis Filfred, Ervin Keeswood, etc. met to discuss this. The incorporator and board assisted us to start this process. We had to get experienced personnel to assist us.

Utah Navajo Health Center requested to run the clinic under 638 or they will assist us with the process as well as Sage Memorial Hospital. After two years, the present board members will be replaced. This has been going on. We are being encouraged to go 638 and to reduce health board members. They are considering the funding for 2020 for the clinic now. There are more 638 than the regular Indian Health Service. Mrs. Lee talked about the funding process coming from Washington, DC to San Francisco, to Window Rock and Shiprock and finally to FCRHC. I have been reporting this and Irene Begay, my mother, encouraged me to continue promoting 638. We will get three years to operate as a 638 organization when we will be audited to determine if we will continue as a 638 organization.

Herman Bigman stated that Manuel Morgan held meetings in Mexican Water when a lot of people opposed 638. What prompts us to approve 638? We already have a 638 at Aneth. After Manuel Morgan, there was Sage and Blue Mountain.

Irene Begay spoke opposing the 638 telling Woody Lee and Lovena Lee to talk right for their people. You are

referring to the mission statement. We used corn pollen here to continue good, extended from our elders. That is our mission. When you are appointed and elected by your people you come back before your people to start something. What do we meet for? This is our money that comes to the chapter. Prayers were done to have our clinic. Treaty was signed. You are saying, we need to move forward. You are contradicting yourself. You need to take the right action to start something.

Irene said she asked to write her name down opposing 638. Sage Memorial Hospital, there is a problem with that. They got rid of their own people from their employment. They took people to court. And you brought people from Sage here during the hearing. Irene reported she talked with a lot of people who are opposing 638 and do not agree with how Woody Lee is handling this. When one person opposes, you do not continue with the subject. A lot of effort was put into this clinic to be there. Chapters that voted in favor of 638 can have one built out there. There are a lot of lands out there. Irene corrected Mrs. Lee stating she (Irene) encouraged her to promote 638. The encouragement was to help people with their wishes. Let us not mess around with the people's life, health, etc.

Mary Jane Betonie stated that 638 is Self-Determination Act. That her late mom and dad were on the health board. Also the late Robert Allison and Thomas Clani. They are the people who planned the clinic to be set up at Red Mesa where NHA housing is now. Mrs. Betonie was away for employment and when she came back, NHA housing was built. People lobbied for us to build the clinic. Chapter officials were supposed to look into 638 the past five years. What happened? Another group had to come in. It took me six years to receive dental service with Indian Health Service, etc. This is the kind of experiences we have presently with IHS. Her and her husband had to go all the way to Albuquerque to see a heart doctor. They went every week to Albuquerque, Nobody helped them with the expenses. And still paying the bills now. You are lucky if IHS is helping you.

Woody Lee reminded everyone that we had five years to explore and get educated on 638. The five years passed and we are this far. We have the opportunity to learn and we are doing this for our children in the future. You voted for our chapter to go certified. All we are asking for is operate as self-governance. People used for consultation are resources to learn from. We went to meetings and have not received stipend or reimbursement. We are not receiving any payment. Not even using this for campaigning either. We are doing this to benefit our people.

Lovena Lee stated that they are not getting paid. She takes time off from her work to attend meetings, etc. Herman's statement—a lot of people did not get service for health like Mary Jane reported. The CEO person is not listening to us. There is no x-ray done at FCRHC now. We just want our people to receive good health care and services. We have no control over the clinic now. When it goes 638 it will be better. We want emergency services. We need better dental and vision services. Some people passed on lacking proper health services. With 638, we will have a voice on the clinic. We are carrying on what our elders wanted. There is a great need for doctors nation-wide. We are not just thinking about money.

President Clark stated she requested that the chapter officials will meet on the 638 issue. They could have written their own resolution. Like what we are doing now. We decided to work with TCDC even that slowed down. We need to listen to both sides, those opposing and those that are in favor.

Mary Jane Betonie reported that back in June or July, she got a call to be on the board for 638 which took her a while to accept. She is doing this for the people. According to what she experienced. We do not get stipend. I want that clinic to be a hospital. She is still researching Sage Memorial Hospital. Mrs. Betonie is taking and concentrating seriously on the future for our children. Some are receiving PhD.

Irene Begay told a story on an incident at home with a family member who starting vomiting after a meal and they ended up taking him to the clinic. She said when the clinic goes 638, it will still be the same. Who will be coming to us to take us to the clinic, etc.? When 638 was mentioned, the professional doctors left. Now we have to go to Flagstaff, etc. for professional services. We have to work together.

Herman Bigman stated that EMT is a 638 program operated by Navajo Nation.

Betty Yazzie: What about just tabling this. What are people in Red mesa saying?

President Clark: Let us form a board from Sweetwater.

Louise Scott informed everyone that when you read the resolution, it is only asking to approve and support the efforts of the Four Corners Regional Health Center to establish and explore the possibility of becoming a P.L. 93-638 entity and requesting signature approval from the Health Education Human Services Committee of the 23rd Navajo Nation Council, Nabikiyati Committee to support and fulfill the intent of this resolution. It does not say anything about the clinic going 638 right after this resolution is approved. It will take a while and we still have a lot of time to discuss it.

President Clark recommended to refer this resolution to the regular chapter meeting.

Woody Lee agreed with the recommendation by President Clark. He had the announcements made on the previous meetings and hearings. It is our leadership here. We forget the decisions made after two or three years. Mr. Lee requested to continue with his motion to continue with the resolution

President Clark stated that her concern is why was this not brought to her attention as the Chapter President? She is the Chapter President.

Vote: 05-00-01

NEW BUSINESS:

1. **Resolution # TC-096:** Requesting to authorize Tolikan Chapter Administration to transfer funds within the Land Claims Trust Account, from Diesel Fuel \$2,000.00, Other Communication Expense \$1,000.00, Repair/Maintenance Building \$300.00 and Buildings \$1,500.00 to Office Equipment \$4,800.00 to purchase a Xerox Copier Machine for Chapter Administration. President Clark gave the floor to Lovena Lee to conduct the meeting. Lovena presented the resolution.

Motioned: Mary Jane Betonie

Seconded: Louise Scott

ACTION: Arnold reported this copier is \$4,700.00. The present copier machine is no good and it is out dated. There will be training on the new machine. It will be wireless to different computers. Original price of the machine is \$7,000.00. We will be trading in the old one and we will be getting a discount.

An inquiry was made that when the budget was prepared, there was no budget set aside for office equipment.

Woody Lee request to add: Resolution # TC-097, TC-098, TC-099, TC-100, and TC-101. Lovena Lee reviewed the resolutions as follows:

1. **RESOLUTION TC-097:** Requesting Tolikan membership to approve the Tolikan Chapter meeting schedule for planning meeting, regular chapter meeting, committee meetings and Administrative/Budget meeting.
2. **Resolution # TC-098:** Requesting to support Mexican Water Chapter in the *Seven-Chapter Regional Geo Design Land Use and Development Plan* working with the Arizona State University School of Geo Science and Urban Planning Johnathan Davis, PhD Candidate, and Professor David Pijawka. **Theo Shorty**
3. **Resolution # TC-099:** Requesting to support Mexican Water Chapter in the *Seven-Chapter Region*

Market & Economic Feasibility Study working with the Northern Arizona University Arizona Hospitality Research & Resource Center. Theo Shorty

4. **Resolution # TC-100:** Requesting to Cease the intent of the board organized to establish and explore the possibility of Four Corners Regional Health Center (FCRHS- Red Mesa) to become a P.L. 93-638 now and in the future. NO further Action to be taken to be taken by the board. Respect the Treaty of 1868. Irene Begay

3. **Resolution # TC-101:** Recommending that Navajo Nation Department of Community Development sponsor a training for the Agency Service Centers and the 110 Navajo Nation chapters.

Vote: 07-00-00

REPORTS:

- | | | |
|-------------------------|---------------------------|---------------------------------|
| 1. Chapter Officials | 5. Chapter Administration | 9. DNA Representative |
| 2. Grazing Committee | 6. TCDC | 10. Northern Agency Fair Board |
| 3. Council Delegate | 7. Veterans Committee | 11. Peace Maker Representatives |
| 4. Senior Local Council | 8. CHR | |

Motioned: President Clark

Seconded: Rosalinda Nelson

Vote: 07-00-00 (Referred the reports to the regular chapter meeting scheduled December 10, 2017.)

NEXT MEETING DATE: To Be Announced.

ADJOURNMENT: 2:40 p.m.

Motioned: President Clark

Seconded: Mary Jane Betonie

Vote: 7-0-0

Submitted by:

Louise Scott, Chapter Secretary/Treasurer

Date