Chamorro Land Trust Commission

(Kumision Inangokkon Tano' Chamoru)

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David J. Matanane
Vice-Chairman

Pauline Gumataotao
Commissioner

Carmen G. Tajalle
Commissioner

Andrew S. Leon Guerrero
Commissioner

Jesse G. Garcia
Administrative Director

COMMISSION MEETING MINUTES
2nd Flr. Division of Highways, DPW Compound, Tumon
Thursday, February 18, 2010; 1:13pm - 3:22pm

I. CALL TO ORDER

Meeting was called to order at 1:13pm by Acting Chairman Oscar Calvo.

II. ROLL CALL

Present were Acting Chairman Oscar Calvo, Vice-Chairman David Matanane, Commissioner Andrew Leon Guerrero, Commissioner Pauline Gumataotao, Legal Counsel Delia Lujan and Administrative Director Jesse Garcia. Not present was Commissioner Carmen Tajalle.

III. APPROVAL OF MINUTES (January 21, 2010)

Vice-Chairman Matanane moved to accept the minutes of January 21, 2010. Commissioner Gumataotao seconded the motion. There were no objections, MOTION PASSED.

IV. PUBLIC COMMENTS

1. Michael Dilley (Choice Phone) - Good afternoon, members of the Board, my name is Michael E. Dilley. I'm a representative of Choice Phone and I just wanted to stop by today and find out if there are any updates to our request that we turned in about a year ago in order to take over the DoCoMo site up at Barrigada Heights that they have already gotten out of.

Administrative Director Garcia - As far as any commercial leases I think its best that we hold off until the rules and regulations are adopted and approved.

Acting Chairman Calvo - Well that's one of the reasons why we wanted to make sure.

Administrative Director Garcia - That's one of the main reasons why we're not going to approve any commercial leases until we get that rules and regulations approved.

Acting Chairman Calvo - Well one of that thing too now is you know put our feet into the firing ground until we get these commercial leases out so I just want you to bear with us until this thing. How long? I can't say tomorrow, next week for that matter but once we turn in the rules and regs they'll be the ones to make the ultimate decision on what they want to do. So that's one of the things and I know it's frustrating on you guys but at this point in time there's not much I can do about it.

Michael Dilley - Could I ask that you possibly take into consideration that this was already a telecom site for many years and all we're doing is taking over an already committed telecom site up in Barrigada which is the whole area is a telecom location?

Administrative Director Garcia - The problem we have with that right now is even if you were to take it over it's going to be the value of the property how much you're going to take it over for. That's the issue that we're going to have and we can't do that until the rules and regulations are adopted.

Acting Chairman Calvo - Remember that the old company that held that okay that was a different under their different rules and regs at the time under the commercial lease. Now that we're putting our own commercial lease that will ultimately change for the value itself.

Michael Dilley - Do you have an ETA for those laws to come out?

Administrative Director Garcia - We're on the final stages. We reviewed it with Legal Counsel, we submitted it back last week so we're just waiting for...(interrupted).

Michael Dilley - Final approval.

Administrative Director Garcia - Yes.

Michael Dilley - Okay thank you.

2. Edward Cruz - I'm Edward Cruz, son of Edward Ignacio Cruz, right now he's off-island so I'm here on his behalf. We want to find out Mr. Chairman what's the update on the issue of the land?

Administrative Director Garcia - The update on that area that's on unregistered property and we got an opinion from Legal Counsel that we're not allowed to lease out any unregistered property. So what's going to happen now is we have to wait until we register the property. We were advised by Legal Counsel not to issue out any leases or anything so whoever is out there on the field on the property today we're going to go back and review it with Legal Counsel until such time it's registered.

Edward Cruz - Okay so it's going to stay as is right now where whoever was there.

Administrative Director Garcia - Yes because of the problems that you guys are having with the other people in that area. So we're going to have Legal Counsel review it and I guess until it's registered then that's when we'll entertain leases in that area.

Edward Cruz - Okay, thank you.

3. Jere Johnson (HRRP) - I'm Jere Johnson, President of Hawaiian Rock. I've been before you many times. I just want to state our continued interest on the Chamorro Land Trust property immediately adjacent to Hawaiian Rock. You know we've been working on it for about 10 years and I guess the same thing goes we have to wait for the rules and regulations but we're very anxious to get started. We've invested over $200,000 in that property doing the environmental and the archeological and exploration and all that so

we're just here today to say we're ready to sit down and negotiate the terms of the lease and get started on the grading plan for the property to the benefit of the Trust.

Acting Chairman Calvo - Like you said Mr. Johnson you've been and we're aware of that and I know that the Board has gone through that and we just on the rules and regs and once this rules and regs is done and like I said what Mr. Garcia said the Legal Counsel and myself you know we really went through the entire rules and regs. So now we're just putting it in the final draft with the Legal Counsel and then you know from there the next stage that we do that it goes to the legislature you know so there's another hurdle there that we go through. And the legislature will dictate itself whether the rules and regs that the Board has initiated would be granted or not and if they do decide to make some changes that's within their power. So until that time we know that you are in that being considered for that piece of property back then and you do have an application for that issue. But until such time comes that through then everything is pretty much on hold like I said.

Jere Johnson - Okay thank you.

4. Frances Pangelinan Jarrett - Good afternoon everyone. My name is Frances Beatrice Pangelinan Jarrett. I'm here on actually two issues. One regarding my property that Land Trust had given me originally is up at Adacao, Lot 13, Tract 11911, I'm basically am curious as to why is it that I lost the property and I wasn't notified. I had come back from the States in 2007. I was basically very much in need of my property because my son and I were homeless and how I discovered it was I had overstayed my homelessness in a shelter. So I had a car that was loaned to me my son and I were sleeping in it and the police had chased us away everywhere we parked. So I thought about this land, I said I own this land so I'm going to park there so no one can chase me. That's how I discovered I no longer own it.

Acting Chairman Calvo - That Adacao that's where the new school Jess right? The Adacao school?

Administrative Director Garcia - Right across it, the tract that emergency subdivision.

Acting Chairman Calvo - I think if I'm not mistaken on that when they were doing that Adacao thing for the school back then they did make some surveys of those people that were not supposed to be left homeless for that reason and if you were off-island for that matter then we'll certainly look into that issue with Mr. Garcia.

Frances Jarrett - I in fact made aware to Land Trust that I was going to be off-island on an emergency. I was requested by family my Aunt was very ill, bedridden and she request for me. After that I stayed a couple of years but I made arrangement with my niece to oversee the land and in fact I even went to Land Trust and asked if this was okay. Can I do this? I made arrangements with her because she's also holding my personal household goods in her house to please oversee it, have it cleared, I'll send the money as needed. She started it but then she got blocked. Somebody told her no you can't do that after I asked already to make sure before I left.

Acting Chairman Calvo - Okay this is what we can do for your sake on that issue is Jess take note on that and we'll get with you with Mr. Garcia and he'll give you a call in maybe we'll sit down with Mr. Garcia and find out you know what really transpired. Because at this

point in time I got to know where is the problem at right now but we'll figure out a way for that ma'am.

Frances Jarrett - When I did find out and I went to Land Trust they had given me a situation which at the time I accepted but then later on I started questioning when I looked at the map. They had offered me another lot on the same tract, it was the last one Lot 21, okay. I actually accepted it but then there's a problem as of two weeks ago I made arrangement for the property to be cleared and some gentleman came around telling the neighbors what right have I got to clear that land, he has papers for that land. And as a matter of fact he blocked it you know he put a ... (interrupted).

Acting Chairman Calvo - Do you know who's that gentleman by any chance?

Frances Jarrett - He said his last name is Leon Guerrero. So I went up there again and was going to do some planting you know coconuts and fruits but I was afraid because what if he comes and yanks them out it'll be my loss. So Land Trust said don't do anything yet until we clear this situation because I'm afraid to have an encounter with him I mean one of these days I may be up there and he may come and I...(interrupted).

Acting Chairman Calvo - And you got to you know for your safety too for that matter.

Administrative Director Garcia - Do you have a contact number?

Frances Jarrett - Yes, Rev and Tax, 635-1779 and my cell is 707-4380.

Acting Chairman Calvo - What we'll do is Mr. Garcia will follow through on that I'll make sure it's followed through and ideally maybe by next week Jess maybe by Wednesday you think we can have some sort of answer?

Administrative Director Garcia - She came into the office so I had the staff work with her so I'll find out what's going on.

Acting Chairman Calvo - Okay.

Frances Jarrett - Can I make one more last comment I'm so sorry, I don't mind staying at that property that's offered to me if you can clear this other person. However you know the plans that I made for the other property which is Lot 13 was a lot wider and I already made plans for the house facing, of course everybody wants to face the road, I don't want to face my neighbor. So the property that I got of course is more elongated and if I was to build a house it's not going to fit looking forward, I'm going to have to face one of my neighbors. I mean is it too much to ask to just give me a little bit leeway so I can have that frontage to face forward.

Acting Chairman Calvo - Well right now until Mr. Garcia we got to look at it and survey and see what's the size of that property okay.

Frances Jarrett - I'm the last one in which the proposed area was supposed to be a park.

Acting Chairman Calvo - So you got a corner lot more or less so ideally you're in a better shape than someone in the middle. At least you got the sides too, you actually got views of the front roads both directions whether it be left or right. I'll follow up with Mr. Garcia on that and see. I don't want to say to you because we got to know what's the size of that property too okay.

Frances Jarrett - Sure, understand, thank you.

5. Annie Garrido - My name is Annie Garrido I'm here to check the status of the water infrastructure in the property that we were assigned to. Unfortunately there was supposed to be more than me but I'm the only one here today.

Acting Chairman Calvo - Well Annie you know and I'm aware of your case even Mr. Matanane. As you know Annie as much as we want to do that and help you guys and give you the water and power and sort of that is...(interrupted).

Annie Garrido - We're not interested in power we're only...(interrupted).

Acting Chairman Calvo - No, no I know but I'm saying the infrastructure portion whether it be water, power or whatever okay. I noted this to you that the Chamorro Land Trust don't have the money until the legislature approves that and with this rules and regs that we're putting in okay I hope that will resolve a lot of these issues that we're going to be putting in there. I don't have the money I'm not going to lie to you or even for the Board to say we're going to go out there and run whether it be 1 inch, 2 inch pipe for that matter. I share your sentiments, you're not the only one that also have the same problem. You know there are problems up in Yigo, Dededo down as far as Umatac and all these areas on a bigger spread of property but you know it's sadly because the Chamorro Land Trust when it was made back then 15 years ago they anticipate that and it's always been that they expect us to do all the infrastructure. But you know with one dollar a year Annie and fifty dollar application fee there's no way in hell that the Chamorro Land Trust can afford that you know. What we're asking is the legislature to give us help. I know you probably knocked to all 15 doors down there at the legislature but I can't make that commitment to you today and say to you we will give you water tomorrow because it'll be a falsely part as far as the Board itself. I hope that the Chairman of the Chamorro Land Trust with Senator Ben Pangelinan you know would really forecast and look at this issue because they're the one really Annie that really holds the cash. Like I said I've run into people on the outside whether it be in a party, fandango, whatnot and they tell me the same thing they say you know Mr. Calvo you give me a piece of property what the heck is good for that I can't even get my water, I can't even drive, I can't even open the road and all these things. But you know at the end of the day is I'm tied, I don't have the, I mean even our budget here even for our personnel we don't have the personnel that I want. So hopefully with these rules and regs and everything now that the legislature would look at it and say you want to give things to our people, we talk about our people, we want to help our people then you know then lets speak truth about it because they're the ones that really hold the cash. I don't hold the cash you know. Like I said even when I pose this question to some of the Senators a dollar a year come on let's get real you know. I mean even the cigarette, the pack of cigarette because I don't smoke went up but they're more interested in raising that pack of cigarette than to the money that they should put money in to you guys to do the infrastructure. Until that time comes there's you know the Commission itself if really bogged down. Like I said I

know that you've been in this Board not once, twice, many a times and even when we meet somewhere whether it be down there at the store or where ever on the road and it hasn't changed. For the Board to say to you okay we're going to go ahead and put the water for you tomorrow but then what about the other party from Yigo, Dededo and everything? So I can't be discrete into one because maybe two or three of you people you know. And like I said it's the legislature that really would have to be the one to bear the cost and I made that known to them. They want us, you know the legislature want us to go ahead and give Tun Juan and Tun Jose a piece of property. That's fine I'll give Tun Juan and Tun Jose but you know what Tun Juan and Tun Jose can't get into his property for that matter. But they still want me to give you your lease and sign the lease over to you but I can't because you know because for that reason. I'll give it to you if that's what they want. But how is Tun Juan and Tun Jose going to get to his property? There's no road, there's no water nothing you know. Like you said I'm not asking for power. Power is the most easiest thing to do because it's just a pole they dig a hole but water line is the hardest part because they have to trench. I know right now and especially now with the PUC the Guam Waterworks I mean that's outrageous to build a home or to do that they what they charge them now I think five thousand dollars or something in that nature. I know nobody can afford that. I myself can't afford it you know. So I share your sentiment for this Annie and you know the only thing I can say Annie is keep banging on those doors down at the Senators until maybe one of them would have a wake up call okay.

Annie Garrido - You guys had a public hearing maybe two or three months ago and Pangelinan asked if it was that water infrastructure was supposed to be there before anybody was signed a lease and he directed the question to you and you said yes.

Acting Chairman Calvo - Yes and to answer that okay water and power or whatever that thing okay but I need the money. For a dollar there's no way, I can't, they know that. Directing that question to me it is the responsibility of the Chamorro Land Trust, it is our responsibility to provide that services to you guys but how are we going to do it Annie? I don't have the money.

Annie Garrido - I'm only saying that even now when you're giving properties and all that are you going by the law saying that infrastructure is supposed to be there before you lease it out to other people?

Acting Chairman Calvo - See this is why we're doing the rules and regs Annie okay and we're going to make that rules and change okay and hopefully when this rules and regs comes out to the legislature they can look at it more because it is you know. In fact I even posed this question to the Senators at that time I told them that the law that was initiated in the Chamorro Land Trust okay is very vague okay. They expect to accomplish a mission to do all of this and guess what I'm going to charge Annie only a dollar but you know what you figure out that dollar how you're going to run that water or how you're going to run that power or whatever for that matter. How are you going to open the road, you know. So yes they're chiming in to us that it is our responsibility okay. It is our responsibility but it's also their responsibility, give me the resources that's what I want. You know you want me to accomplish this mission then give me the resources because without that I can't accomplish the mission. And yes I did state that to Senator Ben Pangelinan it is our responsibility. But I'm telling them straight out too that in order for me to complete that task you give me that

money because no matter how much everybody hammers us here you know they can hammer us all they want, there's nothing I can do.

Annie Garrido - Even during that time he was also saying all you need to is ask. Did you guys ever ask?

Acting Chairman Calvo - Annie, we've been asking, we've been asking. Okay anyway Annie for that matter we need to just address the issue later on. There's not much we can do at this point in time and I feel your sentiment on this okay.

Annie Garrido - Thank you.

6. Alicia Pinaula - Good afternoon my name is Alicia Pinaula. I'm here for one issue a continuous issue that's been going on for weeks. On February 5th we had a meeting, I had a meeting with Jesse Garcia and Oscar Calvo regarding the estoppel and consent certificate that I need the, this document is from GHURA, Ed Camacho has drafted it. Delia Lujan has a copy since of Monday, January 15th. She was supposed to discuss this issue a week before this week with Ed Camacho regarding your concern, Chamorro Land Trust and you Oscar that the word attorn and that it has to be defined in regarding the word attorn. And number two regarding the inclusion or legal concern regarding this word and that because you have dealt with GHURA before in building houses on the Chamorro Land Trust with two other clients or more you both mentioned that it has to be stipulated where (interrupted as Chairman stepped away due to phone call). Anyway Ms. Delia Lujan this issue has been brought I'm sure Ed Camacho has discussed it with you. You're also his landlord and he mentioned that he'll be seeing you and I dropped it off with Nicole and I'm sure you saw me as you were calling in your clients I was still there and you do have a copy. I don't know if you checked with Ed regarding this issue and we really need your legal opinion if this is necessary that it has to be an inclusion or leave it alone because this is not a regular home mortgage it's a grant. Of course my children I have seven living children, grandchildren and I'm sure if anything happens to me they'll be my next of kin.

Legal Counsel Lujan - Ms. Pinaula, if I can address Ms. Pinaula, we do represent GHURA so I think there's a conflict and I've stated this to Chamorro Land Trust. So since we represent both the Commission and GHURA it puts me in an awkward position to render advice. So I'm not too sure that I can work on this and I've not spoken to Ed.

Alicia Pinaula - Ed Camacho okay has mentioned he's willing to work with you and the Commission on the legality of stipulating the condition or whatever it is but he doesn't want to just start writing or make the changes to address the Chamorro Land Trust or the Board the legal counsel's concern and he wants to hear it from you. Now is it necessary for an inclusion to the condition of the Chamorro Land Trust as there was we had a meeting about and the word attorn?

Legal Counsel Lujan - Are you asking me?

Alicia Pinaula - Yeah I'm asking you to look into it please and get back with Ed. We've been waiting and I'd really appreciate it if you could. Now as Oscar and Jess Garcia was saying that the condition the Chamorro Land Trust in case something happens to me that the next applicant under the Chamorro Land Trust Chamorro individual or applicant would be

qualified for the next if something happens to me. So how do we or how are you going to foresee this in coming up with this to resolve this problem? Should I just get my lease agreement and do it? You know see if you agree with it, the Counsel agrees with it or what. It seems like there's nothing going on here.

Acting Chairman Calvo - You know ma'am let me just iterate a little on that issue because we did talk with Delia with Jess and I on this issue and I did talk to Mr. Camacho and I did mention to him what I needed in there and the reason for that attorn you know. Because of that itself that word there the GHURA does not have the authorization what that word basically means that if you for whatever one point you failed to pay your loan to GHURA okay that it will be GHURA's decision to give that to the application. It doesn't work that way because and like I said you are the first case on this issue. So you know knowing that Delia has a conflict on this I think just maybe what we can do is look at this on another legal counsel and we'll try to re-rectify this issue. But it's not that we're trying to do an escape goat but we just want to make sure and I made that clear to Mr. Camacho you know and he admitted himself that you know this is the first program, you're the first individual and it's complicated. It's not like you know because GHURA does not have the authority to say if for whatever reason you fail to pay or decide to just up and move five years down the line because that's a fifteen year loan that you have for that matter okay. And I know that the loan that you're getting there is only for a one bedroom I think, I think you're getting like about $60,000 for that. So whatever that loan is and failure on your part GHURA is telling us in that letter saying that we have the rights. No they don't have the rights because the Chamorro Land Trust has the rights, they're the owner, the landlord okay. But what GHURA is stating at the time there is saying okay if you fail and it will be someone next in line whether it be a Chamorro or non-Chamorro they have that option to do that. They can't do that and this is what we need to address okay. It's a very complicate issue and this is something that we have to address and I know where you're coming from but you know these are legal matters that have to be resolved and we will look into that issue one more time, I'm not going to dispute that okay.

Alicia Pinaula - Mr. Camacho I talked to him two days ago and he said he's willing to work with you guys but he just needed to hear the legal opinion okay if...(interrupted).

Acting Chairman Calvo - Well you know if Eddie needed that Eddie could have been here on this Board today. He could have been here on this Board today and listened to it and I quoted him on that issue you know. Mr. Camacho knew about that. For us to have this consultation right now it's not really going to resolve at this point in time until we clear that issue right there because the Board itself I personally I can't take any action on that and how the other Board members would feel.

Alicia Pinaula - And how much more longer?

Acting Chairman Calvo - I can't I'm not going to tell you tomorrow or next week ma'am but I will follow up with Mr. Garcia on this after today's Board meeting. The least at the most give us maybe next week Friday. Do you think we can buffer something up by that time Jess?

Alicia Pinaula - How about if you guys get a copy of those clients from Guam Housing and look at the condition of that mortgage?

(Chamorro translation by CLTC Staff Lorraine Nededog)
Acting Chairman Calvo - *The condition is not the same compared to Guam Housing.*

Alicia Pinaula - *Can they make it the same?*

Acting Chairman Calvo - *If we're going to make it the same we're going to have to, we have to follow it the right way, you need to give us time to so that we can look into this matter for you are the first one to have this situation. Just remember that Guam Housing is different and they have different application and if they can remedy and put it in* then we'll do that way.

Alicia Pinaula - The condition of their mortgage for the next applicant is okay a Chamorro if something happens and the fact that your condition if that's and I think it's faster if you just include the condition under the Chamorro Land Trust giving you the Chamorro Land Trust have the rights so this can go forward.

Acting Chairman Calvo - Yes,*I would agree but that is not our decision to make that kind of language we need to check with the lawyer if it can be done and I will not say I will follow the document* so you're taking from one document to another document *and we're going to follow it.* I understand what you're coming from *but you got to understand what if it's wrong down the line it will be our fault because we the Board were the one to approve it and we will be the one at fault.* Jesse see how we can do this. I did talk to Mr. Camacho yes and he understands that. I don't know what kind of picture Mr. Camacho drew okay. Whatever picture he's drawing that's his picture but I gave you my picture whether he put it in a picture frame that's up to him. All I'm saying is I simply told him that day and you were right there when I talked to him okay. So it's not like I didn't talk to him and you weren't around there I could honestly say differently. So that's what I'm trying to say and the Legal Counsel you know just advised us now because of the conflict them also being represented by the Chamorro Land Trust and their legal office. You know that gives us another hurdle that we have to look for *because I do not know that there is another conflict between the two systems.*

Alicia Pinaula - To be honest with you I thought this would be an easier solution is just to simply get together or just look at the form the document and write down what needs to be included then get the attorney to look at it and then if it's fine and I'm sure it does not necessarily have to be exactly the same as the way they have stipulated the condition with the mortgage...(interrupted).

Acting Chairman Calvo - *The difference you got to remember that GHURA is under the federa,l* that's the difference.

Alicia Pinaula - *It's federal.*

Acting Chairman Calvo - No the Chamorro Land Trust is not federal, this is not.

Alicia Pinaula - No what I'm talking about is the GHURA and Guam Housing.

Acting Chairman Calvo - *All those money are from the federal and it's good that they are given and we are asking and we are not being given and that's the difference that's the*

federal program and they cannot discriminate and I told you that. Anybody can go in there whether Chinese, Korean, Americans, whatever okay. They cannot discriminate okay.

Alicia Pinaula - Yes and I see how that has to be included in this number two that you guys were...(interrupted).

Acting Chairman Calvo - What GHURA should have done first before they do this they should have really checked first before they did this okay. They really should be the one to really take the lead on this and see how we can remedy. It's really their part on how to remedy.

Alicia Pinaula - I think the reason why is because Lestor the Guam Land Title company has worked with Joe Borja in the previous times and he figured with this document there shouldn't be any problem or conflict that's why. You know so they took Lestor's word for it.

Acting Chairman Calvo - Well you know you can't always take another sides story. *They're the one that open the plate and it will be their decision okay.*

Alicia Pinaula - Anyway this is just to ensure the project that's why they need this document signed you know according I mean for your approval and like I said it's only a document to ensure the project to release the funding to start with the project to commence it. So you said next week Friday, when?

Acting Chairman Calvo - We'll have something by Friday at least okay. I'll try to get back to Mr. Camacho and Jess okay and we'll sit down and we'll see. *But just remember that there is a difference, it's two different agencies, they're federal and we're not. They're lucky because when they ask for money they're given but when we ask we're not given. Just look at Annie she was asking and we didn't give her because we don't have the money.* I can't I mean if it was the federal she'll probably have all the water and whatnot. You know I understand where you're coming from *but you got to understand that we cannot make that decision* for that reason. We can't just make that firm decision just because one side not being what knowingly what they're supposed to do. They should have and like I said it was a first program and you were the first one. It's unfortunate that you're the first one but at least just give them now what sort of remedy to do this okay. And I explained that to Mr. Camacho you were right there okay. *So in English I don't have much to say about that.*

Alicia Pinaula - This would have been resolved if there was a legal counsel that responded back to him so he can hurry up and work with you guys and then I wouldn't be here. That's why I'm here and I'm frustrated about the whole thing because miscommunication, nobody's responding. The Legal Counsel is supposed to respond to Ed Camacho but nothing. I went over there, I left my phone number, nothing. I left the copy everything else but nothing you know.

Acting Chairman Calvo - It's not that my Legal Counsel didn't respond but she has to defend also that as being a legal counsel there's certain things that she can't interfere.

Alicia Pinaula - Then say it.

Acting Chairman Calvo - She just told you.

Alicia Pinaula - Yeah, why right now? Why didn't she just say to Ed...(interrupted).

Acting Chairman Calvo - At the time when we spoke because...(interrupted).

Alicia Pinaula - And let me know so I don't have to miss work and come over here you know. There's miscommunication and all I'm asking is for a legal opinion.

Acting Chairman Calvo - And we will give you a legal opinion okay put it this way.

Alicia Pinaula - You know I missed work and I just started.

Acting Chairman Calvo - Jess can you check on Friday?

Administrative Director Garcia - Next Friday.

Alicia Pinaula - Thank you.

7. Tony Sanchez (Guam Rocks) - My name is Tony Sanchez and I represent Guam Rocks. We've submitted a draft lease in January 4th and we were asking the Board to have reviewed it and send it along to the Attorney General. Guam Rocks just to reemphasize the project and I want to point this out considering the contingent is time after time you hear about people who don't have infrastructure who live on Chamorro Land Trust...(interrupted).

Acting Chairman Calvo - Tony can we just surpass that because I know we have gone through that issue and just be very point out to what.

Tony Sanchez - We're just asking the Board to having reviewed the lease to send it, approve it and send it to the AG for review that's what we're specifically asking for. We have gone through the process. We have also borrowed for the master design which you have delayed which is good because that actually was a very wise decision of yours Mr. Chairman and also the survey because we want to implement the survey. We have some concerns up there Mr. Chairman having gone up to the land there's some old foundations and things up there that we want to know where they come from and that survey will dictate certain things because we have found certain things up there that are actually..(interrupted).

Acting Chairman Calvo - Historical.

Tony Sanchez - I don't know what it is. I don't know what it is but once the survey is done you'll have a handle on it of what it is that Chamorro Land Trust oversees you know. As you know we have to come back here to get the master design approved to get the permitting finalized and then come back for phase 1 to implement which is only and it's right by the Board's thing to do it in phases because you want to make sure that we're doing our job you know what I mean. You were discussing people who said things and we also have an escalating lease so that's what we're asking the Board.

Acting Chairman Calvo - Tony you know I'm glad you because you know we have a meeting tomorrow with the Senator on this issue and you know whatever that issue tomorrow that's between Senator Ben Pangelinan and us and back then in December 4th you know we did have a hearing for the Guam Rock okay but we did the Board did approve

you on issues okay. I want to find out what's the real scope of what the Senators really want down there and I know where you're coming from okay but I also noted to you guys in many occasions not only yourself even George you know that because of the rules and regs coming into play okay. Even though it was Board approved prior to these to hold the Senators to hold back on the leases okay they wanted us to make sure that the rules and regs are implemented at the same token on that okay. Until that such time comes Tony ideally if you want to go to the legal counsel or go to the AG that's your prerogative you know. I mean I'm not going to dispute that. If you want to take it one step higher that's up to you. But as far as the Board itself to ultimately say to you right now that its Board approved you know and if you can quote back in December 4th okay it was really the legislature that really wanted to hear these okay. And I don't know where they're coming from they have no, they don't know about this and so forth but I've never hidden any agenda and I will not be accused. I don't like that okay. I take it very as an insult. And then for someone to call myself and my Director that we're liars you know I'm not going to stand for that because when you call that includes the other Board members.

Tony Sanchez - What we're asking for is we want to just approve it as or begin negotiations as opposed to because the signature and even our lease includes the rules and regulations because we don't want you to not follow what you're committed to. It's about the signature as opposed to us at least proceeding on the negotiations and it will be proprietary you know as it is with all leases until we resolve it. So I don't know how to proceed and I don't want to put you in a bind because I don't expect you ...(interrupted).

Acting Chairman Calvo - You're not putting me in a bind Tony, you know. Truthfully I'm not because the least of my worries is that. All I know is I got to protect the interest of the Chamorro Land Trust and I've always initiate that okay. So whatever we when we did that hearing back in December 4th okay that was the request of some of the legislature and you knew that okay. So whatever that they say that they're being blind folded that's their problem okay. But I take it very offensive when they say that Mr. Garcia and I that includes the other Board members that we lied. Have I signed a lease with you Tony?

Tony Sanchez - No you haven't at all.

Acting Chairman Calvo - I haven't signed a lease with you right?

Tony Sanchez - No.

Acting Chairman Calvo - Okay so that's and I hope you take that back to your Senator you know. Because I honestly this letter that he gives me I really find it very insult. Because we could have solved this with the Senator you know. Because for whatever reason that this Guam Rock is so much of an interest and I'm sorry to act like this because I'm not going to take this. I'm not going to take this and I'll be there tomorrow morning because he wants answers I'll give him answers. I'll give him answers. Because he could have called me and Tony and have this but because he wants public attention, I'll give him public attention. I'll give him that, I'll give him that for that matter. I'm really outraged with this letter that he gives out and then for him to call my Director and tells me, tells my Director that we're liars. I've never lied in this Board. I've never went around in this Board I'll tell you that. I don't do no favors for nobody for that matter. So you know what I'm just, you know ladies and

gentlemen I'm sorry I'm upset on this but you know. But as it is right now Tony we'll figure it out tomorrow okay.

Tony Sanchez - We'll be there we've asked the Senator to participate but he hasn't responded.

Acting Chairman Calvo - Well you have the op, it's going to be in session hall so they can't chase you guys out okay.

Tony Sanchez - Well thank you Mr. Chairman and just the last other thing I just want to thank you for being very open because you have protected the interest of the Land Trust. We're slow and steady and we've followed all the rules and regulations. I want to clearly point out there's no violation of anything here and some of the things he made about our own Chairman kind of concerned us ourselves. We have not looked for, we're looking for people who are offering to grade and that's what it was and we have engineers and people. I don't know what he was referring to about our investors because Guam Rocks is solid by itself. So I just wanted to let you know that and I want to thank you and I guess we'll all be there tomorrow to see where it's going.

Acting Chairman Calvo - Okay, Tony.

V. PENDING BUSINESS

1. Agfayan Incorporated - License status

Administrative Director Garcia - I received a call this morning I informed Terese to inform you that Agfayan's lawyer won't be present.

Acting Chairman Calvo - Okay, Board, Dave, what do you want to take on this course of action?

Vice-Chairman Matanane - Since we dispensed on it the last meeting and I'm sorry Mr. Chairman last time I was asking for a formal letter but this time around we're not going to, please to ask the legal counsel our best make that there will be drastic action or termination of the lease itself. This is my motion and if the others want to approve that give them a letter saying that you know termination is in because we won't tolerate with this kind of amount of receivables that we haven't even received a dime.

Commissioner Leon Guerrero - I agree with Mr. Matanane and I second the motion.

There were no objections, MOTION PASSED.

Acting Chairman Calvo - Okay so Jess.

Administrative Director Garcia - Legal Counsel would you be able to prepare that document?

Legal Counsel Lujan - Well what I would need is a list of the violations.

Administrative Director Garcia - I guess the biggest violation is the payment.

Acting Chairman Calvo - Dollar for dollar.

Legal Counsel Lujan - Okay we'll talk and...(interrupted).

Acting Chairman Calvo - Yeah okay.

Vice-Chairman Matanane - **And I believe at the previous meeting I wanted to make a motion to penalize people with past due accounts and I'm making a motion now to institute the penalty on a monthly basis there is a certain ceiling on penalties and whatever the difference the going rate for the interest itself. That's my motion.**

Acting Chairman Calvo - I think we should take that motion on what Mr. Matanane I think with this kind because you know this is fore long already. It's too you know they've been given so many times and options and they're not wanting because their rational reason is because they're legal counsel is here that's you know I find that very inexcusable. I mean you know the legal counsel is being represented by him that's true but he is the stakeholder of that piece of property and he should be at least to come here and at least face the Board and give us some sort of answers to this issue and it's just been bluntly just ignored by this you know. And I think it's highly that the Board really take you know that we're not going to play games with them anymore because their lease of agreement is just way tremendously and it surpassed already their time limits more than given itself. And I think what the Vice-Chairman has alluded that we should include that penalty fee for that matter I think.

Vice-Chairman Matanane - And we'll follow the standards on how the penalty and interest on the receivables the federal code and every (inaudible) from there and of course every time they're behind we will send them letters, 10, 30, maybe 60 days behind and then drastic action after that.

Administrative Director Garcia - I think Delia you might need to probably look at that on the rules and regulations.

Vice-Chairman Matanane - When they approved the Chamorro Land Trust all the provisions concerning Chamorro Land Trust is in that law and I you know for the life of me producing a new regulations where the law itself is the regulations and the things we have to do. The laws when they approved the Chamorro Land Trust when it was instituted if you have taken a look at that it's about this thick when Senator former Senator Bordallo wrote that book and everything else is in there. Everything else is in there all the provisions now for business practice in the office itself that's policy and we call polluted policies. I don't know the Senator maybe will be looking at me and saying yeah but we were making laws also in the interim where we can't do this because we're making that law. Okay so you're trying to tell us that we're going to offset Chamorro Land Trust laws and this is now the law so you know I don't understand where they're coming from but they're the lawmakers.

Acting Chairman Calvo - And we're just following what the law says there at the time and I think it's really high time that these people really just you know to me personally it's they're trying just you know to me *take* the Chamorro out of it and I don't care. I mean they themselves they're it's really sad you know they're Chamorro themselves and like I told the Legal Counsel when they took that piece of property back then you know years ago they assured the Chamorro Land Trust that they were going to be up front in paying their dues

every month for that matter and they failed to do that and what do we do? Do we just say to him its okay? I don't think so you know. I totally disagree with that issue. We're not talking that they were just a week or a month I mean even yourself at the bank if you don't pay your car or mortgage the bank gives you a call you know hey you're one day late what are you going to do about it? But these guys are more than one day late. So I'm not going to tolerate with these kinds of issues and they're saying because they're legal counsel is here, that's not my problem. You know that's not my problem I mean you know that's fine they got their legal counsel but I got to defend this Board too and defend the Chamorro Land Trust you know. So we'll go for that on the next I mean for Jess will be writing that letter for that matter and then Legal Counsel I definitely want that letter out as quickly as possible you know I don't want to wait another second or day or a minute for that matter okay.

Legal Counsel Lujan - Okay I should get the balance from Jesse whatever the rent is.

Acting Chairman Calvo - Yeah.

Vice-Chairman Matanane - I believe it's been approved right I made that motion and its approved that the penalty provisions will be...(interrupted).

Acting Chairman Calvo - **It's approved yes, okay.**

Legal Counsel Lujan - I don't think there was a vote on that.

Acting Chairman Calvo - Huh?

Legal Counsel Lujan - I don't think there was a vote on that.

Acting Chairman Calvo - No?

Legal Counsel Lujan - I'm not sure that there was an actual vote on that on that motion the second motion.

Acting Chairman Calvo - **Yes he did second it (referring to Commissioner Leon Guerrero who acknowledged yes) and she third (referring to Commissioner Gumataotao who acknowledged yes).** Yeah they did and if it makes it better I'll vote too.

Legal Counsel Lujan - Okay.

VI. PENDING BUSINESS

1. Christ is Lord Chinese Church - request for 3 acres for construction of a Chinese Church and Christian school

Pastor Pang - Mr. Chairman and Board members good afternoon. Good Message Chinese Mission started incorporated since 1996 and the Chinese Association was started since then. We have been here for the last 14 years and it's a vital component for the Chinese community on Guam. And as you know our church grew for the few years because of some typhoon and some economic crisis many moved to mainland and now since 2000 the former Pastor's wife passed away and then I took over the Pastoral since 2003. For the last 5, 6 years our church grew from maybe about 15 adults about maybe 6 children now we

have grown to adult 40 to 50 people and children 30 to 40. So we are presently using Calvary Baptist Church at upper Tumon just a bit north of Chinese school but we are almost like overcrowded so we are looking for a place to build a Chinese church. Because we foresee the population is going to grow in the next especially when the build up come in and many family members are Chinese. In fact in our church, Sunday school children we have Chamorro father and Chinese mother the children come to our church you know Sunday school. And also we foresee a lot of children are having difficulties not just study but they need special attention so some of our church members send their children to my wife for kind of home schooling for temporarily measure. So we are helping them the children while they are growing they are facing a lot of difficulties they need special attention. In fact we rejected a number of parents wanting to send their children to my wife's home school. So we are planning like okay in the next few years if we can get a piece of land to build a church for our church members for the community which is growing and also children who want Christian education with some kind of Chinese culture emphasis. So we are requesting that's why I went to see Mr. Jesse Garcia about whether there is opportunity that we can lease a piece of land from Chamorro Land Trust and we can plan ahead. I came from Singapore since as a missionary to Saipan since '92 and in Saipan 10 years ago we built a church in Saipan and we raised almost two-million dollars that time 10 years ago we built. This is our anniversary magazine. I have many experiences in raising funds and also church building and have a school now in Saipan too. In our third year as you know Saipan's economy is not good other schools are getting less students but in three years our third year now I'm having almost 70 students. I'm using US curriculum and now we're also going to incorporate a computerized alfa omega publications. So our school in Saipan is growing and our church is doing well in Saipan that's why I'm shuttling back and forth between Saipan and the church in Saipan. I'm the owner of Agafe Christian school and also the Pastor of Chinese church here. So I'm looking for a piece of land for our future in the next 10 years, 20 years.

Acting Chairman Calvo - So actually what you're really wanting from the Board or actually its for to get a piece of property but your ultimate vision on this is to build up schools and so forth and also to build up your church. Okay we'll take your application as consideration at this point in time you know and you know until such time until we resolve all these things that we have in the Chamorro Land Trust and then you know ideally we'll go ahead and I guess you submitted already an application to the Chamorro Land Trust in requesting for a piece of property. Any location that you're looking at by the way?

Pastor Pang - I met with Mr. Garcia and he ask me to write a letter of interest which I did.

Vice-Chairman Matanane - Where is this area? Mr. Garcia do you know where that area is at 5173-1-R2NEW-R2?

Administrative Director Garcia - It's up in Yigo?

Pastor Pang - In Tamuning you know the circle where there's the Chamorro Cultural.

Administrative Director Garcia - The hospital point.

Pastor Pang - The old hospital.

Acting Chairman Calvo - Oh the old hospital point okay, God bless America. I don't want to make comments on that but we have to really look into this issue because that's a big scope of property that you guys are asking there. So that's more or less under for big commercial leases and things of that nature you know for that area. But not to say you can't build a church you know and that will be ideally and that also has to be go on to the legislature so you know. If you feel like that the legislature will be the one to give the final blessing you know. We only give half blessing here but they give the full blessing okay.

Pastor Pang - We are here to see...(interrupted).

Acting Chairman Calvo - And of course you know with your prayers and thoughts.

Pastor Pang - Well I believe I don't want to say that we are business of entity we are not.

Acting Chairman Calvo - I know you're going to be a non-profit organization for that matter.

Pastor Pang - That's right.

Acting Chairman Calvo - But then if reality part of that is when you do go into the future and you build a school then it becomes a profitable organization. There's no longer a non-profit okay. Because you're not going to be preaching any more in your church but you're going to be preaching in a classroom so that's the difference.

Pastor Pang - Both I think.

Acting Chairman Calvo - Yeah both so there is a difference on that okay. Now you build the church we walk in there and we pray but then you know three years later that church expands out to a school and whatnot you network okay. So like I said that as itself would have to give it to the legislature and give it a thought how they want to look at it okay. But not to say that we won't consider your application for this sir. Just pray more to your..(didn't finish).

Pastor Pang - Well I believe you know specially speaking we believe if the lord want to give us the lord will convince.

Acting Chairman Calvo - Okay sir, thanks, have a good day.

Pastor Pang - Thank you very much.

2. John David Ishmael - Lease status

John Ishmael - Good afternoon Mr. Chairman and Board members, my name is John Ishmael, lessee of the property Lot 10120-34 corner of Swamp and Ysengsong Road. In due respect Mr. Chairman and Board members I was supposed to pick up my 7 year old up there and I was anticipating whether we're going to be this time but I'll go ahead and hopefully that the boy might stay within the school up there and they probably might be watching him. But I'm here Mr. Chairman I understand that the agenda here is to give the status on the said property. Here in front of me Mr. Chairman and Board members is the layout which I had surveyed did the lot up in Dededo. As you notice here we have three buildings inside the property. I did spoke to them but since I'm not very much the authority I

just verbally explained to them that I need to fence it because right now I'm losing a lot of things up at the ranch because of not secured properly. So to give you the status on this I do also I will also explain that half of this is lime and I intend to stay there as my residence and half of it is going to be used as agriculture where we used to stay there for 50 years ago. And this property here it has about 1 hectare before but it came down to whatever the size now. But I just want to let you know that this property here where I have a building foundation plan to put in my residence there is still working then but evidently because of my condition right now I work for GHURA and I'm out for about 4 months right now but I shall be going back pretty soon. So in due respect Board members and Mr. Chairman those are the status, yesterday we just cleared the area. Every month I clear it we plant a little bit of trees you know something like we got together with the family we plant something there on the corner where it's feasible because we cannot do it up by the lime you know the half of the property where I'm going to erect the residence here. So this is the as I said it's hard right now to do any here where I'm planning to go ahead and I think there's a foundation already there but I still need to do a permit you know which is required if I were to put a solid concrete in there. So I'm here and I have the title here under my name, power, water and paid tax Mr. Chairman and Board members. So I do intend to go ahead and comply as it is I'll be honest with you Board and Mr. Chairman that I do have cars in there but those cars were running but evidently they took out the aluminum head and that makes me feel like I need to remove them. But I'm still working on that. That is my understanding I'm not prepared to present this but in my brain I figured I was asking what is the agenda and I wasn't told what was in the agenda. All they say is I was given the property and here I just prepared myself and gave you and I was very fortunate to read the agenda saying the status. Mr. Chairman and Board members I gave you the status so I have my lease agreement I even have the house number, house number 894, Mr. Chairman.

Acting Chairman Calvo - Anyway Mr. Ishmael basically we're here today because of the conflict of you and also the lady in...(interrupted).

John Ishmael - The first time I ever heard that Mr. Chairman.

Acting Chairman Calvo - Well I don't know and I wanted to clear this issue out between you guys and I want to hear both sides of the street you know. I don't want to just hear one side and not hear the other side. I want to make sure that there's a clear tone so the other Board members can understand legally what really is transpiring okay. Because I'm not one to dictate and say I believe you okay not to say, I want to make sure whatever transpired and you know. So Jess I know that we talked about these guys.

Ana Ishmael - Just to follow on whatever you know based on the documents submitted what my husband left me is just to prove that we were there on that land and he did have a land use permit. In fact I have a receipt that I was able to get because I couldn't get the water and the power because those were way over 10 years ago. But I just wanted to find out how did he manage to get that piece of property where we were with the land use permit and everything that was in order here? But how was he able to get the lease?

Vice-Chairman Matanane - You mentioned you have the title.

John Ishmael - Yes I have the title Mr. Chairman.

Vice-Chairman Matanane - You did mention about the title so can we see the title or what you got there?

John Ishmael - The lease agreement from Land Trust.

Vice-Chairman Matanane - Oh you have a lease agreement.

John Ishmael - Yes.

Vice-Chairman Matanane - I thought you owned the property.

Acting Chairman Calvo - Your brothers with the deceased?

John Ishmael - Yes we're brothers.

Acting Chairman Calvo - You know I always try to conduct my Board in this sense where we have problems like these with families to dispute one another to come to a real compromising issue okay and I'm not one to judge between the two of you okay whatever transpired between the two. But I talked to her and now this is you okay. My Director informed him to write out what is the real problem on this issue and if I can give Mr. Garcia the floor to indicate in what really is going on in this Jess.

Ana Ishmael - Can I let him read this document that your brother had went to the Mayor's office and he was inquiring about it you know. This is the first time that he...(interrupted).

John Ishmael - In my discussion with my brother we're so close before he passed away he explained to me he said brother I'm going to take the one next to you this way. So I was very surprised when another person came in next to that place and he was from Talofofo. I told my brother go up brud to the Land Commission and complain that you have the right because we all have this property. That belongs to our mother and because you went ahead and indicate your name in there, my name is in there also in the original. My name is in there but evidently the lease agreement I don't know how but it was my understanding that my brother was telling me that they vacate that place and moved down to my sister's house because it was under my mom's name and the name you know it was forfeit because of non-payment of land use permit. So in reality we all grew up in that piece of property so I submitted my application with the Chamorro Land Trust telling them I have interest in that property because we all grew up there. And that I now am happy to be that my brother was 150 away from me and I paid my dues in there everything. So I don't know I was picked out by the way it is. I was very much happy because you know I was there at the time when my brother left, he left and it happens that my neighbors there were stealing my place in there that stays you know also I don't know how they got in. But I put in a building there and everything I got. So we are entitled to that because you know and I found out that my brother had another property given way down by the other side and I said brother go back to Land Trust and explain to them that we all grew up there. Why was this guy from Talofofo given the property next to me when you in fact was supposed to get it? And that not my jurisdiction you know it's just that I explained to him. This is the first time I've ever heard of her.

Acting Chairman Calvo - *This kind of problem is when the deceased was still alive and this is a lot of problem that we have where they say go ahead and go there don't worry about it we'll take care of this issue. There is no paper or document that we can say who is right or who is wrong. The only person who is really rightfully to answer that is already you know left.*

Administrative Director Garcia - Okay you asked me to check into this case so I got the files of the applicant and Mrs. Ana Ishmael and Anthony B. Ishmael and John David Ishmael. As you asked me to review this case what I found out is that on John David's application he indicated that he had a land use permit. Am I correct? Land use permit from Land Management.

John Ishmael - I have my name in there.

Administrative Director Garcia - Okay he's indicating in here that he has a land use permit on the Chamorro Land Trust application when he first applied. The land use permit is 2211, Dededo. If you go down to Land Management and check on the records it shows that the one that applied for it is Anthony B. Ishmael not John but John is stating here on his application that he has a land use permit of 2211, Dededo. So already in the application it's showing that he's using somebody else's land use permit number. It's not under John it's under Anthony.

Ana Ishmael - I do have a copy of that land use permit and I think you guys have it.

Administrative Director Garcia - So that's one indication of who owns it. The original records from Land Management is right here if you guys want to review it. That's the findings that I found.

Acting Chairman Calvo - Okay.

Administrative Director Garcia - And then on the beneficiary of Anthony Ishmael back in October 29, 1998 Anthony Ishmael assigned Ana T. Garrido as the beneficiary.

Acting Chairman Calvo - So in reality she owns that piece of property technically, right? That she rightfully owns that.

Administrative Director Garcia - Well whatever his interest was she should be the one to get the interest and if you notice on the application of Department of Land Management it's only one acre. So that's what the Board would have to decide now what's going to happen with the findings.

Acting Chairman Calvo - Okay let me just follow through this. The applicant and also which we already know that the late Ishmael which is the wife there now is already been given that piece of property by her late husband and from the Land Use that was use was indicated that it belongs to, Jess the land use that's from Land Management right?

Administrative Director Garcia - Yes the land use permit.

Acting Chairman Calvo - So that one piece of property that was used that piece of property you stated is up in Dededo so where is this property we're looking at right now? The one that Mrs. Ishmael is...(interrupted).

Ana Ishmael - It's the same 2211the corner of Swamp and Ysengsong.

Acting Chairman Calvo - If I'm hearing this right the land use plan that you had was technically really was illegal and quote me if I'm wrong on this legal counsel because they used that land use plan that belonged to the late and for some strange reason... (interrupted).

Administrative Director Garcia -I think maybe the best thing to do I guess is let me write up the findings and we'll forward it to legal counsel for their review to satisfy John and Ana Ishmael.

Acting Chairman Calvo - Yeah.

Administrative Director Garcia - I got to put it in chronological order of how it happened and then we'll forward it to legal counsel for review.

Ana Ishmael - When they gave me that authorization to survey when it was transferred to my name I've already obtained a surveyor not knowing that this was actually, they're the ones that found it out.

Acting Chairman Calvo - Between the two of you right now you know we're going to give the legal counsel and then she'll give her opinion and you know really who's got the stake on this property. So I don't think so the Board want to take any dispute at this point in time maybe for us to make a decision that you have rights and she have rights so then you know whatever the legal counsel disputes and whatever legal matters you know and the Board finds it that we should go to you or go to her for that matter.

John Ishmael - Can I get a copy of those things that's supposed to be a document that you based yourselves that that document because I don't have documents because the document that I applied they just asked me where's that place.

Administrative Director Garcia - Because the document is not under your name it's under Anthony it's not under John.

John Ishmael - I saw my name in there. Not that one it's in a small this is coming from way down it is it's like a 8x6 and all the documents the names in there on that property were listed and I remember I saw it. I saw it. That's not the document that was really, the document it has those you know it has those wood it's an old filing at Anigua I mean at the Governor's place down there where they have when they transferred. They had those you know what I mean those like envelopes, what do you call those hard you know like medical filing cards. Those things so when I went down there I want to know...(interrupted).

Acting Chairman Calvo - But where did you go on that? Where is that in Agana?

John Ishmael - That was in Land Management or some place down there.

Administrative Director Garcia - If you can show us.

John Ishmael - No I cannot show you because it's a Government record.

Administrative Director Garcia - This is the Government record we have from Land Management.

John Ishmael - No this is like a, we do that in our office when we go out and do an assessment on all the buildings we use that to do comparable and those are part of the just like when you loan...(interrupted).

Acting Chairman Calvo - It's almost like what they use in the secretary when they want something they just flip it over that's what you're saying.

John Ishmael - And that is the record that they pull out and that's when I went down there I said I want to know our property up there where we grew up...(interrupted).

Acting Chairman Calvo - Do you remember what year was that sir?

John Ishmael - I think it's in the 70s or 60s.

Alicia Pinaula - The Department of Administration building they use that for $40 dollars payment a year.

John Ishmael - Yeah so you know at that time they don't have that, those are after you base on that you write that thing out and they give you those from the Land Management.

Acting Chairman Calvo - You know I cannot speak for the Land Management.

John Ishmael - No but I'm just saying.

Acting Chairman Calvo - I'm not saying I don't believe you for that.

John Ishmael - Because in no case that I would do anything beyond my control to do things here. My mind in good faith I went and applied and I complied with all and I explained to them that we all grew up there and that's where I want to be considered okay. So when I went down and I said I want to know they said oh, your name is here John, your name. So those names that are listed there under all of us is entitled to that property. This is what was my understanding and I remember that was so many years ago maybe like 20 years ago. And I remember because that is this kind is based on that then this one when they sign out here it has to be signed by this is only signed by my brother where is Pablo? Where is it signed by Pablo? You see this is notarized this is just notarized but where did they sign here? See what I mean? I don't know.

Acting Chairman Calvo - Pablo was the Director at the time down at Land Management years ago.

John Ishmael - I don't know Mr. Chairman, it's just my, I will not in anyway.

Acting Chairman Calvo - No I'm not saying you are but you know if anybody that would have an accurate record right now is and we're basing ourselves with what the Director got from Land Management okay. That's what we're basing ourselves.

John Ishmael - And I'm disputing that Mr. Chairman.

Acting Chairman Calvo - And you have every right to dispute that.

John Ishmael - Because you know how would I prove? I saw it with my two eyes when I said I came here because I want to make sure that the land up there is the right land that I would be considered. They said oh yeah John, you're John Benavente Ishmael? I said yeah, this is it.

Alicia Pinaula - May I? Those years which I've been doing every year they use that system we pay $40 every year and they use that system to record the payment made every year and that's the application that who ever comes in and apply and is given the land.

Administrative Director Garcia - Well if you can bring in proof of it. We got the documents of what we have from Land Management. If you can show us documents.

John Ishmael - You have that thing in front, I'm not...(interrupted).

Acting Chairman Calvo - Don't get me wrong we're not saying you're lying *but I will make it clear to you that if the problem ..*(interrupted)

Administrative Director Garcia - If you have documents to prove it then we'll use it.

John Ishmael - How can I get Jesse documents when those....(interrupted).

Acting Chairman Calvo - Go back, go back to Land Management you know and that's one avenue that you can go to. That's one avenue that you can take *and if you want to proceed with that go and ask them.* I have a sense of idea what you're actually saying and like I said they use that and I see that in a lot of offices and that's basically just a guideline. That's basically just a guideline you know and how they use theirs I don't know. But maybe from what the documents we have from Land Management that's where we're disputing right now. But you have every right to challenge it if you want to challenge it. But until you're given that rights we'll give, Jesse will give...(interrupted).

Administrative Director Garcia - Mr. Chairman what I'll do is I'll go back to Land Management and I'll check into that, under John David Ishmael.

Acting Chairman Calvo - And if you want to follow through that's with your you know and *I'll make it clear to you that I am not saying that you're wrong and I'm not saying that they're right.* It is not our position here to until you know the truth itself will speak at the end and whatever the Board decides okay. You have every right to dispute it if you feel that you have rights to that property okay. But you know once we get a legal counsel's opinion and it falls to okay and if you want to still continue to dispute that that's within your rights. But at this time I'm not going to say *that he is right and she right.*

John David Ishmael - Excuse me Mr. Chairman if there's a legal write up on that and whatever the decision that the legal counsel here wrote up then how will this thing going to work out? Is it going to be division on both properties or?

Administrative Director Garcia - We don't know it depends.

John David Ishmael - The reason why I'm asking this is because I believe that property extended all the way down to that guy that took that property.

Acting Chairman Calvo - The problem here is *when you're brother was still alive* and this is where we have a lot of problems *is they say stay there* and that's good because we trusted one another as brothers and sisters and so forth.

John David Ishmael - He didn't say stay there Mr. Chairman.

Acting Chairman Calvo - No regardless*, if he said stay* ideally at the time *when your late brother told you okay and it's between you two that made that agreement.*

Legal Counsel Lujan - I'd like to know if Anthony Ishmael your late husband, are you aware if he submitted an application to the Chamorro Land Trust to lease that property? Do we know that?

Administrative Director Garcia - Yes.

Ana Ishmael - Yes he did. They already even gave him an authorization to survey in 2004 but then he wasn't able to because he was in and out of the hospital until he finally passed in 2006.

John Ishmael - You know I don't want to dispute her because my brother, my brother was never in and out of the hospital. My brother is a very strong brother and I just want to correct that.

Ana Ishmael - I was married to him.

John Ishmael - You were married only recently.

Acting Chairman Calvo - If I can just reiterate this, something in this nature I don't allow it in my Board man.

John Ishmael - I understand.

Acting Chairman Calvo - *I can understand this situation* she was married to your brother and of course that's your brother but this kind I don't want....(interrupted).

John Ishmael - We're not fighting.

Acting Chairman Calvo - No I'm not saying.

Ana Ishmael - It was just an insinuation.

Acting Chairman Calvo - I'm not saying you're fighting I just don't want to have that you know.

John Ishmael - I understand but you know I should have just shut my mouth okay. It's just that my brother is very close to me.

Acting Chairman Calvo - And he's always going to be close to you but Jesse and maybe by the next Board meeting.

Administrative Director Garcia - I'll go to Land Management.

Ana Ishmael - Can I make a comment, I find it hard to believe that he gave him that you know by virtue just by mouth when my husband also applied for two of my, our older kids. So in that I find it hard to believe for him to say that go ahead brother you know when he has kids.

Acting Chairman Calvo - Well this is where it narrows down again *it is only your deceased brother that knows and if we were to open that plate it is not our decision to say he's right or we're right because it will always be your brother's wife and you are his wife* for how many years you've been married to him *but they grew up together* and for whatever his reasons *he would be the one to know because it was his decision.*

Ana Ishmael - But he's doing it for the kids, his kids.

Acting Chairman Calvo - Yes and that's every parents you know look is for the kids okay. *He decided that it will be for the kids* and whatever he had said at that time he could have been you know on another side of the world okay and not for us to make that judgment but he himself only. *Unless he is alive at this moment he can say he is wrong and listen to me* so that's what I'm saying you know. I hate to really see an argument within the family. I'm not saying you are. One of things is and just like the last time, go home and have coffee, tea or water.

John Ishmael - Mr. Chairman my brother when he was alive he should have took it upon I told him let's go brud but he never did because he thinks that the things that's happening like you said reserve whatever we have to say but why now he should have come to me and say please lets work it out.

Acting Chairman Calvo - And you can still work that out between the two.

John Ishmael - Of course.

Acting Chairman Calvo - You can still work out between the two of you, okay.

Ana Ishmael - Okay thank you.

John Ishmael - Thank you Mr. Chairman and Board members.

3. PBS Guam - License status

Sam Mabini (General Manager, PBS Guam) - Thank you again we were here last month and I appreciate being added to this month's meeting agenda. You should have a copy of a letter that I had sent back in February 10 which outlines the proposal that we have and this is in reference to previous agreements and if you had read that letter we're here today is to clarify our proposal.

Vice-Chairman Matanane - First of all I would like to apologize for the last meeting when we kind of shun you off.

Sam Mabini - No that's alright.

Vice-Chairman Matanane - But this is even better you know.

Sam Mabini - Yes you're correct and I'm sorry I didn't introduce myself. I'm Sam Mabini the General Manager of PBS Guam more commonly known as KGTF and formerly known as Guam Educational Telecommunication Corporation. With me is...

Dan Ho - The man in the dark Dan Hoe, I'm the Executive Producer.

Acting Chairman Calvo - Can I just point why was it in the dark? I know this is out of context.

Dan Ho - When we're talking about decisions I wanted to design a show that really focus on the conversation because a lot of times you know when you have limited resources then it's easy for the production to get lost and not important stuff. So I wanted it to be about the conversation.

Sam Mabini - I think sometimes depending on the quality of the transmission it can come up on your end dark but on our original it's quite light so we've tried to adjust that with the cable stations but if you have over the air antennae, crystal clear digital quality.

Dan Ho - That's right. No disrespect to MCV.

Sam Mabini - If you have the letter in front of us what I'd like to go ahead and clarify is probably towards the bottom of the first page. What we're basically asking is we understand that as of the end of June or July 1st the agreement for the two year waiver for the monthly lease had expired. We were unfortunately in the middle in the midst of trying to get the tower up and moving. This one slipped us a little bit and on top of that the economic challenges that we have in fundraising whatnot has hindered us when it comes to budgeting for additional expenditures that we've never had in the past like this monthly lease which comes out to about $10,200 a year. In the agreement that we had this was previous to my time there was a section and I included it in the first page that says that in lieu of the rental payments should the Commission desire and if it's acceptable to use our programs and our services of the station in lieu of the rental payments. So that's what I'm hoping for. So from July 1st 2009 to the end of this year that comes out to about $15,300 and I'm offering a trade for the same dollar amount and it'll probably be even more valued even more than that since we're so much more competitive in nature compared to the other commercial stations. We'd like to offer the Commission professional grade television production

services which we will work in consort with the Director and with the Board depending on what exactly you may want. And our target would be to have everything ready by the end of December for airing not only PBS Guam channel 12 but for your use if you would like in other commercial stations.

Acting Chairman Calvo - You know the only problem that I have with this is when we passed this back then we were assured by your company that that was more than ample time. In fact we added more an additional 6 months to that to make sure and they assured us that by the time date will be expiring in 2009 in July that that will be more than enough sufficient time. You know to come back and say and I know that was offered by your, to give us free advertisements and whatnot you know. I mean we've been getting free advertisement through MCV and legislature whatnot so forth. That's being paid free for us beside the radio station, front page the newspaper and whatnot. But really the reality part is saying and I only threw that out basically because we don't offer any show here on the Chamorro Land Trust and basically we come as professional in giving out properties and so forth in renting out. We don't have advertisement every month to put you know for that matter. So at the time when the Board approved that that was an initial time that they said and they ensured us and your former Board Chairman or President of the company what's her name?

Sam Mabini - Jackie Ronan.

Acting Chairman Calvo - Yeah you know that they said that was more than ample time and that was really put in at the time that if they put up that they were willing to put up a free advertisement in what channel 10, 14?

Sam Mabini - 12.

Acting Chairman Calvo - But what you're asking from the Board right now is to you know I mean that's a lot of money that we're going to lose out and as you can hear earlier when we had one of the clients here Annie you know asking us to help her in you know to get water for her place and that's the resource that we don't have. So if you want to direct that profitable wise or advertisement to these other people out there.

Commissioner Leon Guerrero - Mr. Chair if I may, I think we can look at this two fold Sam. Number one it's we're helping PBS it's a public broadcasting system right it's a non-profit right so if we help them we're actually I know your program caters to the kids, caters to the culture, caters to the people right so if we can help you that way and then on the other side of the coin we really do have a need for your services. We really do because right now we're trying to educate farmers you know and one venue to do this is probably PBS. We have a lot of people that have agriculture properties that just don't know how to handle them. Just don't know what it takes to actually plant things and stuff. So there are programs that we could probably use to teach these farmers how to be better farmers. At least that's what I'm looking at Mr. Chairman its two fold. So it's just not a matter of just paying for advertisements but it's really a public service because now we're going to teach farmers. It could be whatever its going to take for them to be better farmers. That's just one or here are our recommendations or here are the rules and regulations of the Chamorro Land Trust you know. You want an agricultural property this is what you must do. It's an educational tool for them.

Sam Mabini - An informational.

Commissioner Leon Guerrero - Exactly.

Dan Ho - Increasingly that's really what we're doing over at the station. Is we've developed a production arm and are doing agency to agency work. The most recent success was our island our lives campaign which is a multi-media, multi-event platform and this is how successful it was. When JGPO went out to have their forums to collect comments and to hear people they raised something and this is just secret between us, no it's not but just between us, raised less than 300 comments. With our campaign we raised and excess of 2,000 and so PBS Guam is now in the business of information deployment. That's the problem of all the agencies here on Guam I mean if you look for example at GCC they're giving education and degrees away but people don't know about it. So I would say that a lot of your challenges here are to inform people not just informing because this is information but to inform them in an engaging way and in ways that actually gets to them. Nobody watches TV anymore so I definitely I was kind of afraid to even say that being in TV but you know there are ways to deploy this information that are more, that really do the job. As I was sitting here I haven't really done a lot of work with land but I'm very passionate for example about speaking the language and I love it that we can actually hear it. You've heard it in all the agencies but if you took a snap shot of anything you couldn't tell if there was Chamorro culture unless you knew it was from Guam. So what I'm saying is it's the land and the language that really is our culture because if anybody from outer space looks at us we just look like we can be sitting you know we're wearing shirts that are made in China you know glasses made in Korea you can just look at but you couldn't tell that we were Chamorro. What defines us really is the land and the language and so I think that I'm hoping that you will find value in whatever outreach efforts you have to include this really strong belief that what you're doing is really it's not just paper pushing and argument management it is really preserving culture and so that's what we can bring. So advertising quite frankly is the cheapest part that was not a good thing for she wanted to get off easy. Her donation is my work so I'm telling you now that if you agree on this we will definitely do a couple of things which I think you have previously not found out even. Number one is to actually come up with a campaign for information deployment for all the programs, rules and regulations, violations and mitigations and all those kinds of stuff that you can do but then also you can help to solidify your position within the agency on Guam that you know what land is culture and we're doing as much work as Malia Ramirez does and it should be honored. I think that's what you could get and that is worth more than $15,300.

Commissioner Leon Guerrero - Can we get that for $15,300?

Dan Ho - Sure.

Sam Mabini - For you guys, yes and you know that's why I brought Dan Ho today. I brought him to the station you know he is one of our boys he's from Agat but you know he's been extremely successful in New York, he has his own show on Discovery Channel. I hired him at the station because I knew he could add value. We're not just about Sesame Street or about NOVA or about Antiques Road Show. We have the resources, we have the top cameras on island, the only roving broadcast van on island and our agency, our service agencies, our public agencies should be utilized in these kinds of resources that are available which in this case PBS Guam where you can disseminate your services. And

that's where we you know it's part of our mission to engage with citizens, inform the citizens, educate the citizens, inspire and if in fact the Commission this organization this management feels that there is more value to sharing the kind of information like for instance here is just one example I understand I know Mr. Wusstig is that his name? Doesn't he own some of your land?

Administrative Director Garcia - He's a lessee.

Sam Mabini - Okay and I know he's a farmer and I think he has one of those kind of model ways of managing and I think he also works with the University of Guam or Department of Ag. See that would be an ideal situation and most people don't understand perhaps that there are the right ways and appropriate ways of using Chamorro land. Now we're not going to go there and utilize public funds to sit there and glorify our agencies we are using this we would like to offer our services to help you disseminate the information that lacked that people need to know.

Dan Ho - And also let's get back to money, a lot of the product that we help create for the other agencies helps them secure grant funding. I mean because any grant or to the extent that the Chamorro Land Trust Commission is out there raising and can secure grants and other funding they're going to want to know how you're reaching out to the public and there's always a piece of that pie that is earmarked for marketing. And so I think that this would add to your borrowing power you know your earning power. Yeah you know it's not money but it's something that can make you money I think.

Sam Mabini - And it has a longer shelf life.

Commissioner Leon Guerrero - Exactly and going back to money because if we do a series with Chamorro Land Trust being in the forefront you do maybe a half an hour or one hour program you can sell ads to run these programs at the same time right? So guess what maybe at the end of the day we won't need any more Chamorro Land Trust money to keep this program going because what you get to sell the ads for us.

Sam Mabini - That's sponsorship.

Dan Ho - If we can get past today's meeting.

Sam Mabini - And that's why I'm hoping there's at least a couple of agencies now that are seeing that this is the model that they're leaning to seeing us as a resource. So PBS Guam yes we go out there and we show national programs and the local programs like Pagu with Dan Hoe and all the others, we have about 6 shows.

Dan Ho - One of the great success stories is that Guam Coastal Management program and the Bureau of Statistics and Plans came to us and said yes we have money we need to teach kids about the environment so we made a kid show, Clubhouse 12 and its gotten great lengths. I don't know if what we need to do with you guys is needs to be a series but definitely you need modules out there like the way Department of Labor needs modules out there to teach employers and employees what they're doing. They in fact we're working with them they want to get past the site that their regulatory needs.

Commissioner Leon Guerrero - You know what works right now? Marissa Borja's home and garden. A lot of people tune into that and it's just a simple thing you know growing plants and that sort of thing and that's the sort of stuff we need to educate future farmers and existing farmers.

Sam Mabini - Let me share that with Channel 12 we built that tower on the land that we are leasing from you thank goodness and because of the location which is in Barrigada we now reach places on island that has never been reached before. So yes, people who have MCV and GUTV can reach Channel 12 but the farmers that are out there with televisions the people who are out there rich or poor doesn't matter who have regular television with rabbit ears and the converter box can watch Channel 12. That's probably the most important. You know and I know that there are a lot of residents out there who don't have the infrastructure but if they can afford one of the new TVs from Kmart they put up the rabbit ears or the internal digital tuner they can tune in to Channel 12. They will be the ones who will be watching this other than whatever they can catch over the air. So I think the value that we offer to the Commission is something I think maybe it's timely and we're seriously hoping that you would consider. Now let me share this is not just a kneejerk reaction to a need for this, we are approaching the other agencies as well to consider us to help them just like the Guam Coastal.

Dan Ho - Except GPA because that bill is too high, I'd be working all the time.

Acting Chairman Calvo - You know I was just about to go in that direction, have you reached to other agencies?

Sam Mabini - Oh yes.

Acting Chairman Calvo - I like the idea for that on what Mr. Andy here stated but I think for me to honestly and truthfully give you an answer to this I would like to talk to the Board for the mere fact because there's a self interest here in that itself. I need to discuss with the Board on how we can you know. I certainly like the idea for that matter okay but there's another lingering part on that issue.

Sam Mabini - You're welcomed to call us, email us if you have questions.

Dan Ho - There are possibilities, there are income in making possibilities...(interrupted).

Acting Chairman Calvo - I like what Andy is saying.

Dan Ho - If we can make it past approval we'll sit down and have a creative meeting and we'll figure out but also if you think in the future how we can have a landlord/tenant relationship you know we can talk up. If we have if it is possible for us to lease to make money off other transmissions maybe we can keep part of the discussion focused on like a...(interrupted).

Acting Chairman Calvo - Because ideally at the end of the day you guys with other agencies whether it be other telecommunication would come in there and ideally use your tower and that's...(interrupted).

Sam Mabini - A lease space.

Acting Chairman Calvo - Yeah on a lease space...(interrupted)

Sam Mabini - And that's what we would like to do to help.

Acting Chairman Calvo - That was one of the things that I did bring up in that with your former Director that we did mention that issue and I did mention that there will be of course you know other agencies that may be like telecommunications or other radio stations for that matter want to connect into your tower. And of course when you do connect to your tower that's money coming to you guys okay. But I think in all honestly right now I'd like to talk to the Board about this and what my sentiment to it and then what their feelings to it okay.

Dan Ho - Thank you.

Vice-Chairman Matanane - Just to reminder this is the second time we have to defer right? Just to put it on record.

Legal Counsel Lujan - I'm just curious it states that PBS would provide $15,300 worth of services and I'm wondering what does that mean airtime wise?

Sam Mabini - If you turn to the second page...(interrupted).

Dan Ho - It depends on what we want to do. In other words if you decide the value is to make short format videos that you then deploy out to the different agencies maybe to realtors maybe to people who have relationships to land transactions maybe that's what we do. Maybe you go into it in schools I think it all depends.

Legal Counsel Lujan - Maybe if there's rates.

Sam Mabini - Yes we have rates sheet.

Legal Counsel Lujan - Okay great.

Sam Mabini - Again it all depends if you turn to the second page I did mention that there's broadcast airtime.

Legal Counsel Lujan - Oh yes that's why I don't know if it's like 10 minutes or 5 minutes.

Sam Mabini - Sure okay we can send that to you. Should we go ahead and schedule as a follow up for the next meeting?

Acting Chairman Calvo - Yeah, no problem.

VII. DIRECTOR'S REPORT

Administrative Director Garcia - I put out that letter I think you guys have it all in your packet the letter I sent to the Governor and Senator Pangelinan just basically informing them where we're at the Commission. There's a thing that the Compliance Team wants me to

address. The issue that the Compliance Team wants me to address is the issue about Allan Quan. The issue of Allan Quan he doesn't have a lease up in Yigo. He's occupying Manuel Q. Taitano's lease. As I was reviewing the file of Manuel Taitano there's two leases in there one is an agricultural lease for 10 acres which was not signed by Manuel Taitano but was signed by Joe Borja and that was dated June 5th, 1997. I found another lease which is called a ground lease for 5 acres for the same area and the date was still June 5th 1997 signed by Joe Borja and Manuel Taitano. So there's in the file it's inconsistent and then in the file I also found a letter from Manuel Taitano he wrote there he was requesting to reduce his lease from 20 acres to 5 acres. There's nowhere that I found that he had a lease for 20 acres. There's a lot of things that are inconsistent with the file itself.

Acting Chairman Calvo - Jess if I may is Manuel Taitano alive by any chance?

Administrative Director Garcia - I don't know. I just pulled the file and was just gathering stuff because they've been asking me what are we going to do about Allan Quan because he's our employee at the Commission. He knows the rules and regulations of the program.

Acting Chairman Calvo - Well he violated that rules part and he shouldn't because for that matter. I mean you know technically he should have known that and that's done illegally I mean as far as I'm concerned.

Administrative Director Garcia - That's why I'm bringing it up because they're following up on it. We were notified since the last report that they gave us.

Acting Chairman Calvo - Ultimately I think did you get an opinion on the AG on this?

Administrative Director Garcia - Well when I found out about the issue with Allan we detailed him to the Piti Mayor to get him away from the Chamorro Land Trust files because these guys know the files were missing then they found then it's missing again and then they found it.

Acting Chairman Calvo - Well I think and Delia correct me if I'm wrong on this is this warrants some legal action on his part and also I want to make sure that the Attorney General also has an input on this where I know that he has also been you know.

Administrative Director Garcia - I think the Board is aware that Joe forwarded this to the AG's before.

Acting Chairman Calvo - Yeah.

Administrative Director Garcia - So I don't know what the, the thing there is to take administrative action against him, Civil Service, it's over the 90 days or the 60 days.

Legal Counsel Lujan - If I can interrupt, I'm not familiar with the issue but it sounds like it may be a personnel matter that should be discussed under Executive Session?

Acting Chairman Calvo - Okay.

Legal Counsel Lujan - So maybe, I believe that's the rule and if that's the case then that would be more appropriate.

Acting Chairman Calvo - Okay so do you want to just go right into Executive?

Administrative Director Garcia - The other thing I have on the Director's Report is...(interrupted).

Toby (Senator Pangelinan's Office) - If you're in Executive Session I have to leave.

Legal Counsel Lujan - No we won't be able to go into Executive Session, we need a court reporter present.

Acting Chairman Calvo - Okay whatever no problem.

Administrative Director Garcia - On Vicente Pangelinan I requested Department of Parks and Recreation to do a site visit on that burial site that they mentioned before we give out so that's ongoing now. The other thing I want to bring up is the Municipal Golf Course, they gave us a letter saying they're going to make payment, they haven't been making payment. They're not living up to the plan that they, they were the ones who submitted the plan. It's going to be the same thing with Agfayan.

Acting Chairman Calvo - So we'll go ahead and submit that letter to them that we're not taking any more of this, either you pay up or ship out.

Vice-Chairman Matanane - Maybe we should secure a standard form letter you know for all who is behind. So standard letter you just plug in the name, amount and send it certified mail.

Acting Chairman Calvo - And giving the amount that they owe to this issue.

Legal Counsel Lujan - These are agricultural lessees?

Administrative Director Garcia - No these are commercial. One more thing on the Director's Report, tomorrow you guys are all welcomed to show up, 9 o'clock at the public hearing room.

Toby - I thought Mr. Ed Cruz was going to be on the Director's Report.

Administrative Director Garcia - The son came in on the public comment.

Toby - Oh he did, I'll get the minutes on it.

Administrative Director Garcia - Basically on the Eddie Cruz is he's on unregistered property. That lease and the information we got from legal counsel the opinion is that we shouldn't have issued out any leases on unregistered properties. So until such time it's registered then that's when we'll entertain all those leases that are out there.

VIII. EXECUTIVE SESSION - None.

IX. ADJOURNMENT
Meeting was adjourned at 3:22pm.

Transcribed by: Teresa T. Topasna: Teresa Topasna
Date completed: March 8, 2010

Approved by Board motion in meeting of: March 18, 2010

Administrative Director, Jesse G. Garcia: _____
Date: 3/18/10

Chairman (Acting), Oscar Calvo: _____
Date: 3/18/10