Chamorro Land Trust Commission

(Kumision Inangokkon Tano' Chamoru)

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Eddie Baza Calvo
Governor of Guåhan

Ray Tenorio
Lieutenant Governor of Guåhan

Commission Members

Michael J B. Borja
Acting Chairman

David J. Matanane
Vice-Chairman

Amanda L.G. Santos
Commissioner

(Vacant)
Commissioner

(Vacant)
Commissioner

Monte Mafnas
Administrative Director

COMMISSION MEETING MINUTES
Dept. of Land Management Conference Room
3rd Flr., ITC Building, Tamuning
Thursday, September 20, 2012; 1:02pm – 2:38pm

I. CALL TO ORDER
Meeting was called to order at 1:02pm by Administrative Director Monte Mafnas.

II. ROLL CALL
Present were Commissioner Michael Borja, Commissioner David Matanane, Commissioner Amanda Santos and Administrative Director Monte Mafnas.

III. APPROVAL OF MINUTES (March 15, 2012)
Commissioner Michael Borja moved to approve the minutes of March 15, 2012. Commissioner Amanda Santos seconded the motion. There were no objections, MOTION PASSED.

IV. ELECTION OF VICE-CHAIRPERSON (as per Public Law 29-116)
Commissioner Michael Borja moved to nominate David Matanane as Vice-Chairman. Commissioner Amanda Santos seconded the motion. There were no objections, MOTION PASSED.

V. PUBLIC COMMENTS
1. Frances Jarrett – Good afternoon, Director, Board members and guests my name is Frances Jarrett. I have two issues one of them is pertaining to the status of the CLT land registration. Where are we on that?

Administrative Director Monte Mafnas – Okay there's 200 lots that are under the inventory, 85 have been fast tracked. By that I mean there's land registration maps, there's abstracts of title and there was some of the neighbors were informed by the process servers. Now we have to also make sure we give all proper notices to the abutting, adjacent and contiguous land owners and then file the land registration case, get calendared at the Superior Court and upon presentation of the case subsequent approval of decree establishing title. We have been expeditiously with that exercise at this point in time we're just waiting to be calendared.

Frances Jarrett – Do you have a time factor on that?

Administrative Director Monte Mafnas – I wish we could say a definite time but nobody here has the crystal ball so to speak.

Frances Jarrett – The only other issue I have is I noticed that representation for Quintanilla, they're not here again and I don't know what kind of drastic measures are being taken because this has taken the Board's time and the people that are involved waiting for property is long due. I think that something should be done as soon as possible because I'd like to know what's happening with my land and I'm not young I'm almost my 70s and I can't be around waiting.

Administrative Director Monte Mafnas – Yes ma'am well I want to present to the Board that I will do our due diligence by giving you and the rest of the intended lessees the survey authorizations and we can draft up the lease and give you utility authorization once and for all. We have waited for Mr. Layao and Mr. Quintanilla and now that ends today. So we'll be preparing the lease and the property belongs to Chamorro Land Trust yesterday, today and tomorrow. But we were trying to assist them to carve out their acre and a half. So effective today I ask the Commissioners to support me in giving out the survey authorizations to you, to Ms. Perez and the others who have fall in place.

Frances Jarrett – For your information I did note that you did ask me I had passed by to actually go in and see the property. It's always been guarded by a pipe a long pipe. It's been closed so I don't have access to go in. As of today I passed by today.

Administrative Director Monte Mafnas – And it was still gated?

Frances Jarrett – Like I said there was a long pipe.

Administrative Director Monte Mafnas - But there's no wire, there used to be a wire.

Frances Jarrett – This time it's a pipe, a real thin pipe right across it.

Administrative Director Monte Mafnas – Okay we'll address that issue. So we'll be contacting you and giving you a survey authorization once and for all.

Frances Jarrett – I appreciate it.

Administrative Director Monte Mafnas – For the same subject lot.

Frances Jarrett – Thank you.

2. Redina Perez

Administrative Director Monte Mafnas – I asked Ms. Perez to present her case. She also is waiting for the same lot next to Layao and she also has been waiting and also a 1995 by passed applicant just like Ms. Jarrett.

Commissioner Amanda Santos – Where is the land at?

Administrative Director Monte Mafnas – The same one Layao's Lot 6, Tract 1112 in municipality of Dededo. So she has been very patient too waiting for her land.

Commissioner Amanda Santos – I believe what the lady said she's not getting younger so we need to give her the land so she could enjoy clearing it and building a house.

Redina Perez – True because I'm a mother with 7 kids.

Commissioner Amanda Santos - We cannot be here forever.

Administrative Director Monte Mafnas – So she has been applying since 1995 and she has been following it up consistently many, many times.

Redina Perez – And it's still blocked.

Commissioner Amanda Santos – Get a legal counsel and evict them, Layao if possible.

Redina Perez – It's still blocked we cannot get to or anywhere in there.

Commissioner Amanda Santos - We need to do action. We have been doing the dog and pony show for the longest time, no action.

Administrative Director Monte Mafnas – Okay so she is one of the potential lessees of the property.

Commissioner Michael Borja – How many total are there?

Administrative Director Monte Mafnas – There are four, there is another Lola Aguero and there is another lady that we are waiting for her to come. But basically there's 4 acres that's left over so we wanted to subdivide the 4 and give as many as we can. Subdivide it into half acre lots so equals 8 lots so we can give 8 different families. Okay thank you Ms. Perez.

3. Virginia Tainatongo

Administrative Director Monte Mafnas – Ms. Tainatongo has a lease and a map of her property. When she received her map and compared it to her neighbor we noticed that her neighbor's improvement is encroaching on her lot because the as-built map shows the improvements encroaching. We asked the applicant if he can provide us a lease and or a map and to date he has not. He has physically occupied that property for a term of 11 years and his name is Mr. Jacosalem.

Virginia Tainatongo – Mr. Mafnas, yes Mr. Bert Jacosalem. You see that guy you said is my neighbor when we moved in there nobody was there. The first one that I saw cleaning up the place was Mr. Layao. I think Layao that was the guy and then there was a small shack and so what had happened is I did see that guy Bert but he was never my neighbor and the one that was my neighbor was Mr. John Duenas with a Josephine Tedtaotao with the family. They moved in there and I helped them with the water because they were putting in water. You see I wasn't so sure of the lot because I cannot claim the lot because it's not surveyed yet. The survey was on-going but it was put on hold because of the issue with the Guam Legislature. So everything went on hold with the survey that I didn't get to do the survey. But when that time came and I did inform Mr. Duenas that was staying next

to me that according to the surveyor that was looking at the place that the land that they are at is a part of my land of my 1 acre. So he said that Mr. Jacosalem made them stay there and he said that he has papers. So when the time came for the survey as I remember Mr. Mafnas I did refer to you because when the surveyors continued their surveying there they were stopped by Mr. Jacosalem and he insisted that he had papers when the surveyor asked him if he had any papers. But there was a reason for that whole that he didn't want the surveyors to go in and this is my concern because it's the safety for my kids and my grandkids, that there was that family and that guy Mr. Jacosalem there was a plantation of marijuana planted on the back. And then when Chamorro Land Trust told them that they have to let the surveyors come in and do their work that's when they removed the plants. But there's a lot of things that is happening over there and you know they dig a 7 feet or 5 feet hole and there's trash in there and I did call EPA. You know the thing about it like I said there was an issue with that Duenas that stayed there. The reason why we barricaded that with pallet temporary until the survey is done because of the issue this is on-going and it's still on-going because of that neighbor Duenas that was staying of police from the Attorney General in regards to my granddaughter. So that was the reason why. Now that Mr. Duenas moved out Mr. Jacosalem came in and kept on insisting in which when they had a meeting with Mr. Monte Mafnas they asked me if I can let him stay there for 2 to 3 months if they can find a place for him. But see if he says that it was given to him because he needed the land then why wasn't he the one occupying the land? Why was he letting somebody stay there and he comes and goes? There's a lot of things that I tried to mind my business but I don't know anything until the neighbor you know that one that he made those people stay until they tell me what's going on. So that's why I referred all those issues to Mr. Mafnas and I just said I need to start cleaning that place because the rats are coming over. You know what stop the rats? When I laid all those rat poison on the side where I barricaded because it was affecting my land.

Commissioner Michael Borja – They're coming from the hole that has the trash?

Virginia Tainatongo – There's a lot of trash.

Commissioner Michael Borja – Where is this land?

Virginia Tainatongo – Macheche, Kalamasa Street.

Commissioner Michael Borja – Is this any relation to the Layao property?

Administrative Director Monte Mafnas – It's something different.

Virginia Tainatongo – The reason why I mentioned his name is because I used to work at the Legislature and I used to work with him and that's the reason I just kind of waved at him because he was cleaning his back or something, was cleaning up. So like I said I cannot claim that that's my land because I didn't do my survey yet. But when I did my survey that's when Mr. Jacosalem tried be rude and start cussing and all that. He even called KUAM, PDN. But see he's not telling the whole truth. You know he was never there and I helped a lot on that neighbor that was staying next to me. But now my concern because there is drugs and marijuana I fear for my kinds and my grandkids. Because I cleaned the place if Chamorro Land Trust did take a picture if they come up there they'll see the difference from

that land that I'm supposed, that is supposed to be my land and I don't want to pay for a surveyor for him to be staying on my land because he doesn't want to move out. He apologized for his rudeness and he said that the Chamorro Land Trust is going to give him a land. But I don't think he needs a land because he never occupied the land that he is stating that they gave him. Please I'm just asking you 2 to 3 months and I need to take care because of my health too and I'm not getting any older, you know I retired because of my health issue and with those things that I'm seeing nighttime daily it kind of concerns me. I fear for my health and I am by myself at my house because my husband passed away. This is how I got the land because of my husband and I had it transferred. I had it transferred to my name because I was the beneficiary. But now I'm fearing because I am by myself.

Commissioner Amanda Santos – That's why Mr. Mafnas we need to hire a legal counsel to start investigating to see what's going on because a lot of those lands are being abused.

Virginia Tainatongo – That's why when I called down the legislature to ask because this Mr. Jacosalem he said he went to the legislature, he went to the Governor's office. I called Senator Ben Pangelinan and I said I don't know where he made his complaint but you guys need to do something about the Board members and appoint Board members to back us up because the Chamorro Land Trust if there's no Board members there's nothing to back them up. So you guys have to do something about approving, appointing Board members because of all the issues and I'm very glad the Chamorro Land Trust is in good hands now. You know Mr. Jacosalem has said a lot of bad things about Chamorro Land Trust but in reality the truth is the Chamorro Land Trust is doing a good job. This guy is just like a squatter that just comes in and out, he makes people, there's different people that stay there and I was burglarized 3 times. I was burglarized and even the next door neighbor down further he sees it. You know I had a phone, I took a picture of the marijuana and I just put it in my outside kitchen, it's gone.

Commissioner Amanda Santos – Did you ever report this to the police?

Virginia Tainatongo - I reported it.

Commissioner Amanda Santos – Take a picture and report it to the police because marijuana is not supposed to be planted on Chamorro Land Trust land.

Virginia Tainatongo – The thing about it is Mr. Jacosalem called the cops because he thought he said that I was going to burn that, it's not, it's only a shack. People go in and out of that shack and the thing about is when the police came to me before that weekend of the Liberation and this is not done yet because I'm still going to the Internal Affairs what had happened was this police officer that came to my place didn't even tell me what the issue is. I told him I said you know what if he has a problem I don't know. I already explained my situation with Chamorro Land Trust and he kept on claiming that the land belongs to him but he doesn't have any papers to produce you know what he's claiming. And the police officer said you know my concern and I'm glad that you came because the reason why he stopped the surveyors because there was marijuana plants and the next door neighbor can vouch for it. You know what the police officer mentioned? He said you're not using it? It's good for you. It kind of bothered me and I called the following day and I called to ask to speak to

their boss and I said you know I couldn't sleep that good that night because I don't think that was appropriate for a police officer to say that oh, you're not using it its good for you. He's talking to the wrong person because I'm totally against drugs.

Commissioner Amanda Santos – You need to find the name of that police officer.

Virginia Tainatongo – I got the police officer's name.

Vice-Chairman David Matanane – May I ask, is your survey finished?

Virginia Tainatongo – Yes.

Vice-Chairman David Matanane – You have identified your property now and you get the appropriate paperworks from Mr. Mafnas and if anybody that comes around you show them the documents and call the cops and say take them out that's your property. I think we need all the documentation forwarded to you so anybody that comes around to your property then you have the right to chase them out. All we need is our…(interrupted).

Administrative Director Monte Mafnas – Part of his structure is on her lot.

Commissioner Michael Borja – And is that on Chamorro Land Trust?

Administrative Director Monte Mafnas – Both of them are on Chamorro Land Trust.

Virginia Tainatongo – The structure is only a shack, there's no floor. Like I said people move in and out.

Vice-Chairman David Matanane – But you have identified your lot.

Virginia Tainatongo – Yes.

Vice-Chairman David Matanane – Okay and if it's encroaching then tell that person to..(interrupted).

Amanda Santos – Take something to block it.

Virginia Tainatongo – Okay thank you so much.

Vice-Chairman David Matanane – All we need is proper documentation so we can have Ms. Tainatongo have peace of mind.

Virginia Tainatongo – So I can start clearing it out? I have a lot of plants that I needed to plant but I couldn't because…(interrupted).

Commissioner Amanda Santos – If the marijuana plants are on your property burn it.

Virginia Tainatongo – No there was a lot of marijuana plants.

Administrative Director Monte Mafnas – I asked her for 2 to 3 months to relocate Jacosalem.

Commissioner Michael Borja – What are we going to do with the property that is full of trash?

Administrative Director Monte Mafnas – That's his property we'll bring up the EPA and get a notice of violation and go after him.

Commissioner Michael Borja – And we're going to relocate this individual to another lot?

Administrative Director Monte Mafnas – He has an application, he doesn't have a lease, he doesn't have a license, he doesn't have a map. All he does is jump up and down not claiming responsibility.

Commissioner Michael Borja – But he has been responsible for this lot of land?

Administrative Director Monte Mafnas – That is correct.

Commissioner Michael Borja – And he spoiled it?

Administrative Director Monte Mafnas – Yes.

Commissioner Michael Borja – I think that should be taken into consideration.

Vice-Chairman David Matanane – It should be documented and then we're going to go after him.

Administrative Director Monte Mafnas – I leave it to the wisdom of the Board

Commissioner Amanda Santos – Is he using it? Does he make use of the land? Or just to plant marijuana. Get him out.

Commissioner Michael Borja – Is it residential or agricultural?

Administrative Director Monte Mafnas – Agricultural but he just doesn't have a lease, he never quantified.

Commissioner Michael Borja – So he's just been using the land without proper authority.

Administrative Director Monte Mafnas – Yes he never completed the exercise.

Commissioner Michael Borja – Then he spoiled it.

Administrative Director – Yes he spoiled it.

Virginia Tainatongo – He was like subleasing it to another person.

Administrative Director Monte Mafnas – Which is clear violation.

Vice-Chairman David Matanane – We need to get the proper documentation for Mrs. Tainatongo so there won't be any problems from anybody. As far as that other person he has no record here then we should tell him to move out and also we should charge him for the trash that are around that area. They have a witness there saying that those are trash coming from him. Right, Mrs. Tainatongo? All you need to do is give us an affidavit saying that this is the particular person that has been staying on this property.

Commissioner Amanda Santos – How come you didn't summon him down to come?

Administrative Director Monte Mafnas – We did we summoned him he came over and I had some of my staff and we asked him to provide all the legal documentation to no avail. Of course he just jumped up and down and he even said that I asked him to fight which is negative. I'll never do something like that. I'm too civil and too professional. But the fact is he has not showed any proof of documentation whatsoever.

Commissioner Michael Borja – And nor is there any in our records.

Administrative Director Monte Mafnas – Nor in our records that is correct.

Vice-Chairman David Matanane – We have every right to tell him to move out.

Administrative Director Monte Mafnas – Okay.

Vice-Chairman David Matanane – Because he has no documents stating that he owns the property.

Administrative Director Monte Mafnas – We tried to do a humanitarian approach, we tried to help the guy but clearly he can't even help himself.

Commissioner Michael Borja – Why are we giving him 3 months to relocate if he hasn't been living there?

Administrative Director Monte Mafnas – Humanitarian reasons Acting Chairman.

Vice-Chairman David Matanane – Well I think we shouldn't be tolerating those people that are trying to claim that it's their property if there is no documentation and it's just hear say and all that crap. I'm sorry to say that but you know I'm just settled that Mrs. Tainatongo to have the proper documentation and nobody is going to tell her that this is somebody else's land and then we'll deal with the other person. And we'll like to request from you Mrs. Tainatongo to give us an affidavit stating that this particular person that came into your lot has created all those trash and all those things and for how long has he been there and then we can go after him.

Administrative Director Monte Mafnas – And that was physically over a term of 11 years.

Virginia Tainatongo – He started staying there when the surveyor started coming in.

Administrative Director Monte Mafnas – Recently how recent?

Virginia Tainatongo – When I started my survey on the last part of June.

Administrative Director Monte Mafnas – And prior to that point in time he never was there.

Virginia Tainatongo – He was off and on he comes and goes because like I said it was only a shack. And that was the reason why you know if I would have known that he called I don't know if it's PDN or KUAM but Senator Nelson was the one that told me in regards to the KUAM that it was on the KUAM news about the land. If I would have known I would have called KUAM and rectify all the untruthfulness that he said about the land and the Chamorro Land Trust because he is the one that is in the wrong. He has tried to talk a lot of bad things but like I said right now I'm very happy with the way Chamorro Land Trust is because it's in good standing now. That's the thing about it even my neighbor cannot wait for him because my neighbor is trying to help me clean up the trash there even though I'm not there but here he comes with a truck load of trash again. It's like I don't know what is, that's why I've been calling down the Chamorro Land Trust to find out how long am I going to wait because this is very ridiculous. You know I paid for the survey and I'm not going to be paying for him staying there. I know he cried to me please I'm sorry for whatever I did or whatever I said but if you can, Chamorro Land Trust asked me if you can let me stay for 2 to 3 months until they relocate me. So I from my heart I said okay. But with what I'm seeing there going in and out I fear because I'm by myself.

Commissioner Michael Borja – Now, even now still stuff are happening over there?

Virginia Tainatongo – Yes.

Vice-Chairman David Matanane – If you have a camera and the next time he comes around take a picture and you know hopefully with the date and time and those are evidence that he's been intruding in to your property and not have the right.

Virginia Tainatongo – If they advised him to move out what I wanted to do is put a chain so that he won't come in and I'm just going to break down that shack because that's where all the rats are. The rats are like rabbits.

Commissioner Michael Borja – Well what's in there that the rats are eating?

Virginia Tainatongo – Pardon me?

Commissioner Michael Borja – What's inside the shack? Is there food?

Virginia Tainatongo – I don't know. It's in and out because they had a baby and they said that the rat took the pacifier of the baby. The one that was staying there not him that's why he was never my neighbor. The thing that I'm trying to let Chamorro Land Trust know that he's saying that he owns the land he doesn't have papers and he was never my neighbor. So what he's doing is like he's subleasing that land to his pare because he comes and goes they make him eat. I really need, I cannot wait another month or what that's the reason why

I said I'll come to the meeting. He was aware of the meeting but according to Mr. Santos he couldn't make it. So I said I hope things would come through for me today so that I can start planting.

Vice-Chairman David Matanane – So what's the hold up? All she needs is the lease from us?

Administrative Director Monte Mafnas – She has a lease.

Virginia Tainatongo – I have everything.

Administrative Director Mafnas Mafnas – Also I had my staff Mr. Aguon and Mr. Aldan validate that that unit that structure is encroaching so they made physically inspection also. So that validates Mrs. Tainatongo's statement.

Vice-Chairman David Matanane – Then you can tear it down.

Virginia Tainatongo – Okay thank you.

Vice-Chairman David Matanane – So everything is in order as far as your lease, your survey and of course the records are complete with us.

Administrative Director Monte Mafnas – Yes.

Vice-Chairman David Matanane – If anybody comes around say hey I have the documentation stating that you own this piece of property and nobody else you can tell them. Thank you ma'am.

Administrative Director Monte Mafnas – For the record Mrs. Tainatongo KUAM was not the one that ran the news it was PNC. Thank you very much.

Virginia Tainatongo – Thank you so much.

Administrative Director Monte Mafnas - So Commissioners I formally request that whatever you guys decide to memorialize what we're going to do with Mr. Jacosalem.

Commissioner Amanda Santos – When are you going to hire legal counsel?

Administrative Director Monte Mafnas – That's under New Business.

4. Oscar Calvo – It feels kind of strange sitting across the table but that's okay. First of all I want to congratulate you back Dave on your re-nomination and Amanda and Mr. Borja. As you know I am still being held back on my nomination for whatever reason because the Senators still think that I don't deserve to be in this Board. And I want to make an actual public statement to you guys that when I spoke to the Senator he told me bluntly that this Board wasn't doing enough. I want this to be recorded at the same time. I did speak to Senator Ben Pangelinan on this issue of my nomination. On our first nomination in September you know Dave and I went for that confirmation and one of the rational reason

that he said that we didn't have the votes and so forth on that issue which I don't believe that because I did went and lobbied to each one of those Senators from the Democrats to the Republicans you know. Ben Pangelinan was the only one that really stated that he would have voted me down for that reason and you know. But the only logical thing to that is you know because I carry the name Calvo. Because when I approached him he said that he didn't have a problem with me but when I mentioned the Governor's name that became a problem. And the cable news asked me and even the KUAM at the time is it because your and that is the only logical thing. But anyway getting back to that portion I felt that it was part of my duties to come today and sadly to say for him to say that this Board, the past, the present and now the present Board wasn't doing enough. I did showcase what we have done in the past to the present. I bullet points down what I had done with the Board you know that's with the previous Board to the present Board with Dave and Mr. Borja coming in and Amanda and I wanted to let him know that these were the things that we did. When I first got on board on this Chamorro Land Trust it was hard and tough for me. I may have made some tough decisions, unpopular decisions. But today's Board became, Chamorro Land Trust became and also with a good Director that you have there Mr. Monte not to say with the other Directors then but we built that foundation. It was hard core especially with going up to UOG and doing all these paperwork and Dr. Underwood was there, Dr. Barber and former Joanne Brown. So all of these in itself I think it's for the Senator to think and to say that this Board and held Chamorro Land Trust for one year actually like hostage because of that issue you know. And I think and I'm proud of what I have done. I think that you know I'm proud of what I've done on this Board to get it where it was. Because nobody really wanted to touch this and Dave can you know attest to that issue because when we first I had problems but I never gave up and I'm not about to give us because I'll be back I'll tell you this much you guys I'll be back, I'll be back. Because it's unfortunate at this point in time that it's politics really playing in a role right now. You know it's politics and the Governor has to re-nominate me again and for whatever reason I just talked to Napu and Napu just said that the Senator just don't want to vote for me and I that's a lie. I want them to put it out there on the floor, put it out on the floor and hey if all 14, 15 people voted that's fine I'm happy you know. People come here to address their issues and you listen to them just like when I was sitting there I listen to them but we afforded them that opportunity whether it be good or bad or ugly okay. But we give them that to bring out whatever reasons that they have. I love this Board I'll tell you this much. I've been offered many Board positions but this is where my root is honestly and truthfully. Because there's so many things that I, that we could have done together and I just wanted to bring this out to you guys and you know Mr. Monte you're doing a hell of a good job. Listening today it just clicks my mind that these are the issues that we have talked about okay and now it's flourishing now it's becomes to be you know good intentions for the people of Guam. But I just wanted to air that out to you guys and I'll be back. One way or the other way you know. But it irks me really seriously because of my name. Because of my name Mike and Mrs. Santos and Dave it's not because I think if I would have changed my name and made it Oscar Borja or Oscar Santos or Oscar Matanane maybe that would rationally be different. But you know I've tried and I talked to Ben and I shook hands with him by the way. I went there to his office basically. Napu told him that I never came, I went there and I remember the date, April 3rd at 10:17 in the morning I went there. And so I wanted to confront you guys on this Board today and I want to congratulate you again Dave and Mike and Amanda for you guys. I hope that you guys can put some sort of pushing you know to get me back in because I do need your help, I'm not going to lie to you guys. If Ben is concerned

because he thinks that because the Governor is my nephew what am I going to do Mike? Tell me? You know I thought he was a man of his words but he's not and you know me I'm not afraid to say anything. I stood to what I believe on okay, good or bad or the ugly and that's what I want to do so I wanted to bring this to the Board's attention today and you know you guys are doing a hell of a good job. But I just wanted to make this thing really be heard loudly to the people of Guam because to me it's very unfair. And if any one of the employees here in the Chamorro Land Trust I think Terese can attest to some of this issue I mean I had a tough time and Terese is a hell of a good worker. I've been trying to elevate but she doesn't want but I tell you what she needs to get a pay raise.

Administrative Director Monte Mafnas – You got that right.

Oscar Calvo – Yeah she's a hard working lady not to say that the others are not hard working you know but I learn to communicate. But I just wanted to come today and really because I need your help too.

Commissioner Michael Borja – Oscar sorry to see that you're on that end of the table because I know the short time that I've been on the Board with you that you really have a big hands on with this here. It's more than just a monthly Board meeting for you. You've done what I can see a very great job for the Chamorro Land Trust Commission and I'd like to say thank you too for all your insights that you have provided because I wouldn't know what was going on you have a good brain trust there on what's going on as well.

Oscar Calvo – And you know me Mike and even Mr. Matanane knows this okay I'm not a sitting type of Board I do go out and make the day to day follow ups and things like that okay.

Administrative Director Monte Mafnas – We even make inspections together.

Oscar Calvo – I do all these things okay but that's okay because when they call me I make sure that I'm there and I know everybody has time to do things like that but I'm always to that degree. It bothers me for someone to rationally say that this Board has done nothing, has not produced anything. But they will see what I have done to build this Chamorro Land Trust and Dave can attest to this and there's a lot of other people that can draw that issue and even for the very little time that we've worked together Mike I try to be very candid and very fair with individuals and if it's not to that point I draw the line to an issue. But I just hope that you guys will continue on to I guess you know one Senator asked me what would be my legacy on the Chamorro Land Trust on how I want to be remembered. I don't want to be remembered not being saying that I was not productive for that matter because I think I am. I know that okay and I take pride to that you know I take pride for that. So I don't want to hold you guys to anymore congratulations again but I do need your two cents okay. Have a good day.

Administrative Director Monte Mafnas – Thank you for your heartfelt presentation. The Governor said that he is going to reappoint him again.

Oscar Calvo – I'm going to be having a meeting with the Governor. But I was told already that the Senators continuously lie to the media, continuously lie to the media Mike. This is

the God's truth. I went and approached him and I told him I said look this is what it is. I mean even Napu right here he just lied to me but anyway I told him that I said you know I went to every one of these, I lobbied on each one of these Senators. So all I'm asking is put me out just you went for your Board hearing, just for your confirmation, just like you did just like him. Afford me that same that's all I'm asking, that's all I'm asking. Okay have a good day.

VI. OLD BUSINESS

1. Jesus Quintanilla – Status of lease and survey authorization

Applicant not present.

Administrative Director Monte Mafnas – Is Mr. Quintanilla here or the representative of Mr. Layao? Going once, going twice, gone.

Commissioner Michael Borja – Were they told to be here?

Administrative Director Monte Mafnas – Yes I asked them to be here. Mr. Joffre Aguon and Mr. Sean Aldan a letter was submitted notifying Mr. Quintanilla and Mr. Layao that we're having a meeting today correct?

Joffre Aguon (Staff) – No we just verbally told them that you will be receiving a notice.

Administrative Director Monte Mafnas – And both of you were there right?

Joffre Aguon – Yes.

Commissioner Amanda Santos – You sent a letter or by phone?

Administrative Director Monte Mafnas – Physically they went to talk to them and by phone.

2. Smithbridge – Status of lease and survey authorization

Representative present: Jacob Leon Guerrero (Smithbridge)

Administrative Director Monte Mafnas – We invited you sir to inform you of the status of the license on Lot number 7163 in the municipality of Yigo. Please be informed and I'm glad you're sitting down that the minutes of March have been approved and quantified as of today's vote and action so we will be foregoing the extraction agreement as soon as our attorney is on board. So again just to quantify the minutes it's been approved.

Jacob Leon Guerrero (Smithbridge) – Okay.

Administrative Director Monte Mafnas – Do you have any objections?

Jacob Leon Guerrero (Smithbridge) – No sir.

Administrative Director Monte Mafnas – Thank you very much Mr. Leon Guerrero.

3. Hawaiian Rock – Excavation rights

Applicant present: Jere Johnson, President of Hawaiian Rock Products

Administrative Director Monte Mafnas – Okay Mr. Johnson the same thing the exercise has been quantified, the March minutes have been approved. We'll be going forward with the finalization of the excavation rights we've discussed earlier as soon as our Board attorney comes in. Hopefully that will be next month. So I just want you to know that the Board has approved the exercise. So whatever it's called when the final form then we'll bring it back here. But just to let you know we acknowledge that the application began in the year 2005 and to no avail and this Administration has approved it.

Jere Johnson (HRP) – Great thank you very much.

Administrative Director Monte Mafnas – Thank you very much for your time.

VII. NEW BUSINESS

1. Hiring of Legal Counsel

Administrative Director Monte Mafnas – We did have request for proposal and the only, the scorer read, points added up Mr. Robert Cruz a former Attorney General will be our Counsel. The package is with the Attorney General's Office to approve as to form and executed and then the Governor will sign and then the Acting Chairman will have to sign it and myself.

Vice-Chairman David Matanane – If I may Mr. Director can we discuss that on our maybe Executive Session.

Administrative Director Monte Mafnas – Okay.

2. In-kind consideration with International Bridge & Construction Marianas, Inc. to effectuate road widening and installation of water lines for Ija and Pigua Subdivisions

Applicant present: William Toelkes

Administrative Director Monte Mafnas – Thank you for your time Mr. Toelkes I just wanted to inform you that we have met with the Governor requesting your assistance to help effectuate road widening and installation of water lines in the Ija area and Pigua subdivision, municipalities of Inarajan and Merizo. We formally request a very, that you use a very sharp pencil when you turn in the figures you are going to submit to us for review and upon acceptance from the Board then we can proceed with the in-kind consideration to offset the delinquent rents that have been accumulated by your company.

William Toelkes – Who do we coordinate with, you?

Administrative Director Monte Mafnas – Yes sir.

William Toelkes – Okay so I'll call and set up a…(interrupted).

Administrative Director Monte Mafnas – Yes sir as soon as possible.

William Toelkes - Okay we'll do it next week.

Administrative Director Monte Mafnas – Okay very good. Thank you Mr. Toelkes.

William Toelkes – Thank you.

Commissioner Michael Borja – So these in-kind considerations it can only be approved by the Governor so the Governor is behind this.

Administrative Director Monte Mafnas – Yes I have quantified it with him.

3. JR Mateo – Agriculture lease request
Applicant present: JR Mateo and Justin Mateo

Administrative Director Monte Mafnas – Thank you very much for your presentation and nice pictures here you have. Briefly a synopsis Mr. Mateo had a land use permit in the 70s and 80s I guess but subsequently the Chamorro Land Trust took over all the land use lands. Number two, he had an authorization from Administrative Director Ron Teehan back in the year 2000 that's 12 years ago to utilize it for multiple purposes. When we came on Board I made some field inspections only to find out there were 3,000 cars there and to date I'm happy to report how many cars we have one and a half?

JR Mateo – Probably not much but the big picture there before is already gone so we're on the last stage right now to be cleaning out the trash and so forth and then into the environmental issue.

Administrative Director Monte Mafnas – I asked Mr. Mateo if he can environmentally assure that the soil is okay and all right in exchange he had requested to lease this subject property because he's had possession of it for the past 12 years. And we'd rather support agriculture or aquaculture than farming cars right. Thank you very much Mr. Mateo for doing that.

JR Mateo – Thank you sir.

Vice-Chairman David Matanane – So instead of commercial he's going to agriculture.

Administrative Director Monte Mafnas – Agriculture, yes sir.

Vice-Chairman David Matanane – And you have to strike up a new lease on this Monte?

Administrative Director Monte Mafnas – Yes. But he's always had the lease as far back as Governor Bordallo in 1976.

Vice-Chairman David Matanane – A lease for commercial purposes.

Administrative Director Monte Mafnas – Right and then he had one with Governor Ada so you can see he's been doing his due diligence. So he's helped beautify the Island of Guam by removing all those junk vehicles and technically he has also helped a lot of Mayors here, extracted vehicles all over Guam.

JR Mateo – Yes sir.

Administrative Director Monte Mafnas – On his down time he still manages to plant some trees.

JR Mateo – We have some plants up there that deal with erosion.

Commissioner Amanda Santos – Is this in Dededo or Barrigada?

Administrative Director Monte Mafnas – It's in Barrigada.

Vice-Chairman David Matanane – And there is a lease.

Administrative Director Monte Mafnas – Yes that is correct.

Vice-Chairman David Matanane – Then we have to modify the lease because it's still on that date. So put an addendum on the original lease. For how long is the lease?

Administrative Director Monte Mafnas – We can make it to 99 years.

Vice-Chairman David Matanane – Yeah because it's been 10 years already. Well you still have a lease according to your documentation here you have an agriculture lease and if it's the same property that you're referring to this is an agricultural lease. So you know we can always kind of renew it and go through that motion and then put an addendum to the original lease.

Administrative Director Monte Mafnas – Let's give him 99 years because we're taking, its give and take.

Commissioner Michael Borja – Ninety-nine based on the original lease or 99 from here?

Commissioner Amanda Santos – From the original maybe.

Commissioner Michael Borja – So 99 from 1976. So to 2075?

Commissioner Amanda Santos – Yes.

Administrative Director Monte Mafnas – Is that okay?

JR Mateo – It's good with me sir.

Vice-Chairman David Matanane – And of course the lot size is not going to be what the same on the original.

Commissioner Michael Borja – The lot is going to change?

Administrative Director Monte Mafnas – Yes, we're downsizing it from 8 acres to 2 and a half. Actually I think its 3 and a half over there.

Commissioner Michael Borja – How are we going to determine where that 2 and a half is?

Administrative Director Monte Mafnas – He has to pay for the survey.

JR Mateo – We already had survey from the previous one there's an outline there of the map. So there's the floor plan of where I'm at it's been surveyed since 2000.

Commissioner Michael Borja – So this is the 2 and a half acres?

JR Mateo – Yes sir.

Commissioner Michael Borja – So what's happened to the other 5 and a half acres?

JR Mateo – Well I released it over to actually that was Astumbo and Mr. Monte had already I think perhaps surveyed that area out there so that's why I came in with these documents since back in 1976.

Administrative Director Monte Mafnas – I think that area has been carved out for the school that's why. So he's been really working with us for the longest time.

Vice-Chairman David Matanane – All we need to do is put out an addendum to the original lease and make sure that its identified and of course the backing with the survey map and then we're good to go.

Commissioner Michael Borja – I move to amend his lease so it's now a two and a half acre lot and it extends to the year 2075 so it becomes a part of a 99 year lease from 1976.

Administrative Director Monte Mafnas - On Lot number 5219-1 Municipality of Barrigada.

Vice-Chairman David Matanane – Second it.

There were no objections, MOTION PASSED.

Administrative Director Monte Mafnas – Congratulations Mr. Mateo you have a lease.

JR Mateo – Thank you.

4. Core Tech – Stockpile

Administrative Director Monte Mafnas – There is a letter from Core Tech International requesting to stock pile some dirt and some rocks that's clean and it's not contaminated.

Commissioner Michael Borja – This is coming from someplace on Andersen?

Administrative Director Monte Mafnas – Andersen right.

Commissioner Michael Borja – Now he mentioned that it's natural soil. So what's natural soil? Is it the top soil or is it the rock?

Administrative Director Monte Mafnas – Yes he said its good farm soil.

Commissioner Michael Borja – Because you know if it's mixed if there's a way to keep that segregated so that you're not dumping rock on top of existing top soil somewhere in Yigo.

Administrative Director Monte Mafnas – Okay what we can do is put it in two different piles.

Commissioner Michael Borja – And if there is a place that we can have filled with rock what happened to our, we can sell that rock for how many.

Administrative Director Monte Mafnas – A dollar fifty per cubic yard.

Commissioner Michael Borja – They're taking out the coral I don't understand why they would want to dump it somewhere when these guys are buying them up.

Administrative Director Monte Mafnas – Well he's asking us first for free. I would like to charge him $200 a month just for the record.

Vice-Chairman David Matanane – Just to make sure that EPA is involved in that so that it doesn't contaminate our soil.

Administrative Director Monte Mafnas – I will request for the grading permit to ensure that it's not contaminated and I already called up EPA that I will be filing a request.

Commissioner Michael Borja - Do you know where we're going to put this?

Administrative Director Monte Mafnas – Yes on Lot Number 7150-REM right around the water tank of Marine Corps and Evangelista street.

Commissioner Michael Borja – The big water tank?

Administrative Director Monte Mafnas – Near the big water tank.

Commissioner Michael Borja – Those two water tanks up there the tower and the tank?

Administrative Director Monte Mafnas – Right outside the gate yes.

Vice-Chairman David Matanane – How populated is that area?

Administrative Director Monte Mafnas – There's only one farmer around that area.

Vice-Chairman David Matanane – Well you have to make that farmer aware that if they smell anything.

Commissioner Michael Borja – I also want to make sure that it doesn't cause the elevations to be adjusted grossly and then it will cause water runoffs in other properties that can cause flooding.

Administrative Director Monte Mafnas – That will be addressed in the grading plan because the final product will be envisioned by the plan.

Vice-Chairman David Matanane – Is anybody representing Core Tech?

Administrative Director Monte Mafnas – Mr. Eun is not here he's off-island so I told him that I'll present it to the Board.

Vice-Chairman David Matanane – Well you can write back to him with all the conditions that are supposed to be.

Administrative Director Monte Mafnas – Sure.

Vice-Chairman David Matanane – We're good to go if it's in the proper way of doing it.

Commissioner Michael Borja – Move to approve Core Tech's stock pile of soil.

Commissioner Amanda Santos – I second it.

Vice-Chairman David Matanane – And please state the lot number.

Administrative Director Monte Mafnas – Yes it's lot number 7150-REM.

There were no objections, MOTION PASSED.

Vice-Chairman David Matanane – That we're going to stock pile.

Administrative Director Monte Mafnas – Yes.

Vice-Chairman David Matanane – What was the amount that you were going to charge?

Administrative Director Monte Mafnas – $200.

Vice-Chairman David Matanane – Oh $200 just to clarify that because I thought you were joking when you said $200. So it is $200 for every load or?

Administrative Director Monte Mafnas – They were asking because if we were going to charge them an excessive amount they were just going to dump it someplace else. Two-hundred one-time because they say that the soil is good for the farmers so I want to avail this soil to the farmers.

Vice-Chairman David Matanane – So he can dump any time whether tomorrow or next year he can always have the authorization that he can dump there.

Administrative Director Monte Mafnas – Right.

Vice-Chairman David Matanane – And hopefully that he doesn't have anybody else dump there. Just make it exclusively stating that he is the only company that's supposed to dump or even put an agreement stating that with his partners he can dump too. Just be specific about it.

Administrative Director Monte Mafnas – Very good point.

Vice-Chairman David Matanane – Thank you.

VIII. DIRECTOR'S REPORT

1. Studying the possibility of building DLM building in Tamuning

Administrative Director Monte Mafnas – As we all know we're supposed to build a Department of Land Management Land Resources building on Chamorro Land Trust property in Agana but because the Governor has increased his debt capacity up to 100% we can't. So we're looking at alternatives and if we're going to build I want to inform the Commissioners that there's two ideas that we're working on at this point in time. One is that we team up with Department of Revenue and Tax and other departments to build a couple of towers to have a one stop center for the public right here in Tamuning.

Commissioner Amanda Santos – I know it's closer.

Administrative Director Monte Mafnas – Right because it's halfway from Yigo to Tamuning and Merizo to Tamuning.

Vice-Chairman David Matanane – Where is this at?

Administrative Director Monte Mafnas – Well we're looking at around the Harmon Sink area and hopefully maybe with DISID maybe. Worst case scenario we have 22 acres at Oka Point. Now we're exploring the viability and probability of doing a mini convention center and building our towers and retail stores and probably a hotel footprint. The reason why I wanted to bring this up is we need to quantify how we're going to build a building. It has to be effectuated by a finance construct lease back turn-key basis and that's going to necessitate a request for proposal with a construction company that is very solvent and has done work here on Guam for a minimum of 20 plus years. We're working with other committees at the Governor's Office such as the Chief Financial Office, GEDA, BBMR, Department of Administration and Land Management.

Vice-Chairman David Matanane – May I ask Director Mafnas what happened to the Agana and how far have we gone and then scrap it?

Administrative Director Monte Mafnas – We were only waiting, we were down to the one yard line and we were waiting for the guarantee from USDA which necessitated an environmental assessment, a new report and a traffic study and a new mitigation plan. So we were just there until they changed the Title 1 to Title 2 and then when the Governor

decided to increase the budget we had to terminate the letter the commitment letter from Bank of Guam and all bets are off. So we did not get the guaranty.

Vice-Chairman David Matanane – So it was the lending thing here that had to have the Agana project scrapped?

Administrative Director Monte Mafnas – Our property is still there, we still have the drawings the lease is set but there's no financing. The only way to build that is to do the lease back which is construct, finance and build and do a lease back.

Vice-Chairman David Matanane – Well there's one other thing I think at the last meeting that we were here although it's a couple of months back we have settled to make it rectangular or on that piece of property or was there some encroachment? Have we settled those?

Administrative Director Monte Mafnas – Yes the encroachments are resolved. So there was just one sliver that was offered to former Senator Ricky Salas's family. That was the only pending transaction but the lot contains an area of over 4100 square meters and it goes from road to road from route 7A to I think it's Hessler Drive. But the building plans are completed and paid off in full and mitigation is being done as we speak with the archeologists so unfortunately we just can't build at this juncture.

Vice-Chairman David Matanane – Okay but the land is still there for Chamorro Land Trust.

Administrative Director Monte Mafnas – Yes sir.

Vice-Chairman David Matanane – And Land Management and Ancestral?

Administrative Director Monte Mafnas – Yes.

Vice-Chairman David Matanane – The dreams have been modified then.

Administrative Director Monte Mafnas – Temporary setback.

Commissioner Michael Borja – So what you're looking for is another kind of building that would be built like what they did with some of the schools here.

Administrative Director Monte Mafnas – Correct the same exercise, turn-key with a lease back at possibly another site. That way we can have two towers going on at the same time so we can bring in more regulatory agencies so we can better serve the people of Guam and make it clearly a one stop center.

Vice-Chairman David Matanane – I hope it materializes. Most of the Government agencies should be housed and of course paying a fee to Chamorro Land Trust but I think it is appropriate time and we should continue to be inspired to get our building. Are we still renting this place?

Administrative Director Monte Mafnas – Yes but we have a very good lease rental in effect as compared to other agencies.

Vice-Chairman David Matanane – I applaud you Mr. Mafnas with dreaming this big at least if not Agana then someplace else. Thank you Mr. Mafnas and I hope you continue you know and we see some light to this.

2. Requested Tamuning Mart to present their status of manufacturing tofu and kimchee

Administrative Director Monte Mafnas – I asked Mr. Yun and Mr. Torres to come here or their representative from SBDC and unfortunately they're not here.

Commissioner Michael Borja – We spoke with them earlier this year right they had some ideas on what they wanted to do.

Administrative Director Monte Mafnas – Yes to build a kimchee factory and a tofu factory.

Commissioner Michael Borja – At that place right over there across the street from the…(interrupted).

Administrative Director Monte Mafnas – LBJ and Tamuning Elementary.

Vice-Chairman David Matanane – Is this the place on the culvert side?

Commissioner Michael Borja – Right by the ball park.

Administrative Director Monte Mafnas – Yes.

Vice-Chairman David Matanane – Have you taken care of that?

Administrative Director Monte Mafnas – He paid a $1,000 on good faith.

Vice-Chairman David Matanane – That's what I want to know. Have we told him that he just went in there and occupied the place without our knowledge and all that?

Administrative Director Monte Mafnas – Yes, we drilled him the last time.

Vice-Chairman David Matanane – So we have taken care of that.

Administrative Director Monte Mafnas – Yes and he paid $1,000.

Vice-Chairman David Matanane – Remember that this is a commercial thing here.

Administrative Director Monte Mafnas – That's right.

3. Reorganization No. 5 – status of DLM, CLTC & GALC merge

Administrative Director Monte Mafnas – I just want to inform the Commissioners that Reorganization No. 5 as effectuated by this Administration is going well, merging well and

jellying. Land Management has really helped Chamorro Land Trust expeditiously. We're registering 85 lots fast tracked. We have weekly reports of how many people we've met, how many we've called, have leases signed and I'll give you copies of...(interrupted).

Commissioner Amanda Santos – Did you sign the map? My son want's his map because he paid for the surveyor Castro for Herman and Jesse Santos.

Administrative Director Monte Mafnas – You can just call Mr. Castro with that, we can address that.

Commissioner Amanda Santos – Already but he's going to charge them another fee because it's 10 years ago when he did it. If he surveyed the land even if it's 10 years ago you got the money already so produce a map. Am I wrong?

Administrative Director Monte Mafnas – Usually the term is usually a year when they stamp it..(interrupted).

Commissioner Amanda Santos – Because he's going to charge my son another fee.

Administrative Director Monte Mafnas – And then to relocate the monuments that's another fee.

Vice-Chairman David Matanane – I just want to make a comment, with Reorganization No. 5, it's jellying well keep on doing with it.

Administrative Director Monte Mafnas – Thank you very much. Well I am nothing without the support of my staff. It is clearly because of the workers that are multi-tasking and they are really working hard. I give them all the credit, I'm just their leader that's all they're doing an excellent job, exemplary.

Affordable Homes
Commissioner Amanda Santos – How is the homes going on? The homes that was shown on TV.

Administrative Director Monte Mafnas – We're almost finished with our subdivision map. I carved out 3 acres out of Lot No. 7128-REM in Yigo right across the gym so we can ensure an income stream but we will be building over a 100 units there. So once that map is completed and then define how many units we'll have. So the basic lot has been addressed, all the farmers have been approached. They agreed to, some stayed to transfer into residential and some agreed to relocate out to next to Smithbridge.

MOA with USDA
Commissioner Michael Borja – What's the status on the MOA with USDA?

Administrative Director Monte Mafnas – The SUTTA program, yes we're still waiting for their signing it.

Commissioner Michael Borja – Who?

Administrative Director Monte Mafnas – USDA Guam is waiting for USDA US to sign off and then bring it to us for final execution but it's moving forward but you know with the campaign going on everything is on a screeching halt but…(interrupted).

Commissioner Michael Borja – That USDA guy was just here on Guam.

Administrative Director Monte Mafnas – Yes I know Mr. Chris Kanozawa he said don't worry about it we're still working on it. In fact I'll be meeting with him in Honolulu on the first week of October. I'll be attending the Native Hawaiians convention for Department of Hawaiian Homelands.

TRI

Administrative Director Monte Mafnas – Also I just wanted to inform the Board that TRI will be recording the dedication of easement for Pacific Meadows and of course with CLTC for the future subdivision. They did all the maps and it's pretty defined, delineated, annotated so it'll be recorded.

Herbal Medicinal Plants

Administrative Director Monte Mafnas – Next would be Senator Pangelinan and his staff requesting that we start approving Hatdin Amot Chamorro. We had that exercise quantified up north with Bernice Nelson.

Commissioner Michael Borja - Oh yes that lady.

Administrative Director Monte Mafnas – Right so we gave her another acre. The law is pursuant to Chapter 75.

Commissioner Michael Borja – The one with the worms.

Administrative Director Monte Mafnas – Yes that is correct.

Commissioner Michael Borja – She's actually growing a bunch of plants that are part of Chamorro medicines but she uses these worms for fertilizer.

Administrative Director Monte Mafnas – There's an Inarajan lot that we've set aside.

Commissioner Michael Borja – For her?

Administrative Director Monte Mafnas – No for someone else and the intent of the law is to begin with 1 acre and subdivide it to a 100 by 100 and issue out to 4 suruhanus or apprentice accompanied with the holistic approach of helping the people.

Commissioner Michael Borja – So you're allocating something down in the Inarajan area?

Administrative Director Monte Mafnas – Yes, Malojloj to be exact. One of our employees at CLTC Mr. Aldan is a master in making medicines too. We have an applicant by the name of Elizabeth Santos down south.

Commissioner Amanda Santos – For the medicine?

Administrative Director Monte Mafnas – For the Hatdin Amot Chamorro.

Commissioner Michael Borja – And she applied specifically for this.

Administrative Director Monte Mafnas – That is correct and she's worked hand in hand with Mr. Napu Castro correct? You have no objections with helping Mrs. Santos right Mr. Castro?

Napu Castro – No.

Administrative Director Monte Mafnas – Just wanted to clarify.

Account status

Administrative Director Monte Mafnas – I just wanted to inform the Commission that we did collect $767,333 according to the AS400 and of course there's another $100,000 pending Younex who wanted us to have an attorney to give them the release and then we get the $100,000 check.

Commissioner Michael Borja – Oh so they've paid?

Administrative Director Monte Mafnas – No because they wanted an attorney. So as soon as the attorney comes on Board that's the first thing he has to do, get us another $100,000. To date FY2012 we have collected $1,030,235. But we still need to revisit our commercial inventory and start getting some leases out and I think there's still some delinquencies and I apologize I can only do so much. Every week we submit to the Governor's office a weekly report stating how many people we've called, how many people we've met, how many leases signed and executed so this is your copy. The last one of course is the Citizen Centric Report and that's the annual report. So we had to put in FY2010 and FY2011. So we'll be revisiting our mission statement initiatives as mandated by law and we'll be increasing a lot of these numbers. Also with the attorney on Board I want to suggest that we have zero, zero, zero tolerance with anything appertaining to drugs, marijuana, crystal methamphetamines, any illegal transactions from today forward. Once we get the attorney on board I want to redraft our applications so we modernize it, modernize our leases so we have more provisions and more teeth for collections and delinquency amounts and layovers, hold overs, monthly fees, increase the percentage and also provide provisions for liability insurances and possible unlawful detainer if necessary in the courts.

Vice-Chairman David Matanane – Excuse me Mr. Mafnas are we in Executive Session?

Administrative Director Monte Mafnas – Not yet I'm just stating my Director's Report. So that's it for my report any questions? So that's it no Executive Session right?

Vice-Chairman David Matanane – Well just for maybe less than 2 minutes. We will go into Executive Session.

IX. EXECUTIVE SESSION

According to Administrative Director Monte Mafnas there is a cap of $150,000 for legal services, $100,000 from the Commission and $50,000 from Department of Land Management.

Vice-Chairman David Matanane commented that the agreement with legal counsel is on a case by case basis and that he has to document his time on how much he had worked.

X. ADJOURNMENT

Meeting adjourned at 2:38pm.

Transcribed by: Teresa Topasna: Teresa Topasna Date completed: September 26, 2012

Approved by Board motion in meeting of: Oct. 18, 2012

Administrative Director, Monte Mafnas: Monte Mafnas Date: Oct 18, 2012

Chairman (Acting), Michael Borja: Michael Borja Date: Oct 18, 2012