



**GUAM SOLID WASTE AUTHORITY
BOARD OF DIRECTORS' MEETING
May 15, 2014
11am – 12pm
Ricardo J. Bordallo Governor's Complex, Adelup
Small Conference Room
Minutes**

I. Call to Order

The Guam Solid Waste Authority Board of Directors' meeting was called to order by Interim Chairman, Andrew Gayle, at 11:07am.

II. Roll Call

Board Members:

Andrew Gayle	Interim Chairman
Alexandra Taitano	
Joseph Duenas	

Management & Staff:

David Manning	Receiver Representative (Via Phone)
Chace Anderson	Receiver Operations Manager / Vice President
Alicia Fejeran	Customer Service Supervisor
Keilani Mesa	Customer Service

Guests:

Bob Perron	Guahan Waste Control
Jesus Leon Guerrero	Bank of Guam
Will Brennan	Senator Tom Ada's office

III. Approval of Minutes

The minutes for the Board Meeting that was held on January 9, 2014 were tabled until Board member, Alexandra Taitano, reviews the audio recording.

Motion to approve the minutes held on April 10, 2014 was made by Alexandra Taitano. Motion seconded by Joseph Duenas. Motion was passed and minutes were approved for the April 10, 2014 meeting.

IV. Reports

a. Management/Receiver's Report

Receiver Operations Manager, Chace Anderson, provided the Board with the cash collections and billings distributed as well as the tonnage report in the format that was requested by the Board. Both reports were discussed by the Board and the Receiver.



The Board and Receiver had also discussed the progress of the recycle cart deliveries and the work load and costs added on by the recycle collection. Chace Anderson reported that 99% of the deliveries have been completed and they are finishing up little pockets of customers. Chace Anderson also informed the Board that the work load and costs of the recycle collections are now being tracked.

Alexandra Taitano requested to have the liabilities/requisitions be presented to the board in the same format as the cash collected and billings report. Receiver Representative, David Manning, responded that he will not provide the requested information until he addresses it to the court. Mrs. Taitano requested that Alicia Fejeran or Keilani Mesa put the requisitions in Summary Format; however, David Manning responded that he is not ready to commit to the request. Joseph Duenas suggested that they get someone in the Government of Guam to keep a spreadsheet for the Board.

V. Unfinished Business

a. Legal Counsel RFP

David Manning stated that the RFP is ready, but he was advised that he cannot release the RFP until the court approves the Pro Hac Vice and officially brings the Receiver's Attorney, Mr. Mishkin, on the case. David Manning informed the board that they would have to wait fourteen days to ensure that there is no objection on bringing Mr. Mishkin into the case. If no objections are made then they will be able to release the RFP. Joseph Duenas asked David Manning to provide a rough amount of how much the Receiver billed the Government of Guam last year. David Manning informed Joseph Duenas that he can ask him via email and he will provide the exact information as he does not want to provide an inaccurate amount. Joseph Duenas stated that if the receivership drags on, they stand to make more money. David Manning responded that they had set out a timeline that was appropriate for the termination of the Receivership and that the Receiver serves at the pleasure of the Court, not at their own pleasure. Chace Anderson reminded the board that the receiver had planned to transition out of the Receivership by the end of 2015 but the current delay comes from the absence of funds for the remaining projects so GSWA must self-fund them. GSWA self-funding the projects will extend the Receivership by approximately four years. The delay in transition, he said, is not caused by a delay in reports or legal services.

b. Staff Transition

Joseph Duenas reported that the transition subcommittee met with the Receiver and were informed of the types of employees at GSWA- Government, Contract, and Temporary employees. Interim Chairman, Andrew Gayle, requested that they continue their meetings to become educated by the Receiver and develop a road map to transition the employees to Government of Guam Employees. He requested that the subcommittee report updates at the board meetings. Alexandra Taitano inquired on how long the learning curve and transition time for the General Manager will take. Chace Anderson suggested about sixty days with the recruitment process being six months. Receiver discussed that the transition timeline may or may not be in effect due to the unforeseen circumstances.



Andrew Gayle inquired on the letter that former GSWA employee, Tony Carbullido, wrote to the court and asked if the Receiver had any comments. David Manning stated that he could not discuss a personnel matter in a public forum, but there was a press release in response to Carbullido's letter. Andrew Gayle requested that the press release be forwarded the Board. David Manning agreed to forward the press release.

VI. New Business

No discussion.

VII. Open Discussion

Joseph Duenas expressed his concern about the lack of information from the Receiver. He suggested that he is not getting any cooperation and transparency from the Receiver. He suggested that they adjourn their regular Board meetings until they get cooperation. Alexandra Taitano suggested that they write a letter to the court and ask for the Court's suggestion. Andrew Gayle reminded the Board that they are at an interim state. Board members agreed to wait for the Court Status hearing on June 25th 2014.

VIII. Next Meeting

The next GSWA Board Meeting will be held on June 17, 2014 at 11am in the small conference room at the Governor's Office.

IX. Adjourn

A motion to adjourn the meeting was made by Alexandra Taitano and seconded by Joseph Duenas. Motion was passed, and meeting was adjourned at 12:02pm.