Chamorro Land Trust Commission

(Kumision Inangokkon Tano' Chamoru)

P.O. Box 2950 Hagåtña, Guam 96932 *Phone: 475-4251 Fax: 477-8082*

Felix P. Camacho
Governor of Guam

Kaleo S. Moylan
Lieutenant Governor of Guam

Commission Members

Delfin R. Damian, Jr.,
Chairman

Annie R. Perez
Commissioner

David J. Matanane
Commissioner

Oscar A. Calvo
Commissioner

(Vacant)
Commissioner

Joseph M. Borja
Acting Administrative Director

REGULAR BOARD MEETING AGENDA
Guam Ancestral Lands Commission Conference Room, Anigua
December 20, 2006; 4pm

I. CALL TO ORDER – **4:50pm**

- **Meeting was called to order at 4:50pm by Acting Administrative Director Joseph M. Borja. Present were Commissioner Annie Perez, Commissioner David Matanane, Commissioner Oscar Calvo and Legal Counsel Ike Aguigui. Not present was Chairman Delfin Damian.**
- **Commissioner Matanane made a motion to nominate Commissioner Oscar Calvo as Chairman Pro-Tem. Commissioner Perez seconded the motion. There were no objections to the motion, MOTION PASSED by all members to include Commissioner Calvo. (3 ayes)**

II. APPROVAL OF MINUTES (November 22, 2006)

- **Commissioner Matanane made a motion to defer the approval of the November 22, 2006 minutes until the next Commission meeting. Commissioner Perez seconded the motion. There were no objections, MOTION PASSED by all members including Chairman Pro-Tem Calvo.**

III. NEW BUSINESS

1. From Calvo & Clark

Re: Request for consent to transfer of assets of Guam Wireless Company, LLC to Guam Cellular & Paging

- **Commissioner Matanane made a motion to approve the request for transfer of assets of Guam Wireless Company with the conditions in the license remaining the same. Commissioner Perez seconded the motion. There were no objections, MOTION PASSED by all members including Chairman Pro-Tem Calvo.**

IV. UNFINISHED BUSINESS

1. IT&E – License Request

- **Commissioner Matanane made a motion to approve the license request by IT&E for the sites in Yigo and Mangilao. Commissioner Perez seconded the motion. There were no objections, MOTION PASSED by all members including Chairman Pro-Tem Calvo.**

V. EXECUTIVE SESSION - **Yes. (Personnel & Transition matters)**

VI. PUBLIC COMMENTS – **None.**

VII. ADVISORY / ADMINISTRATIVE MATTERS

1. FHB account signors

- **Commissioner Perez made a motion to nominate Commissioner Matanane as the next person in line to be a signor on the checks. Chairman Pro-Tem Calvo seconded the motion. There we no objections on the motion, MOTION PASSED by all members to include Commissioner Matanane.**

VIII. ADJOURNMENT – **6pm**

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COMMISSION MEETING MINUTES
Guam Ancestral Lands Commission Conference Room, Anigua
December 20, 2006; 4:50pm

I. CALL TO ORDER

Meeting was called to order at 4:50pm by Acting Administrative Director Joseph M. Borja. Present were Commissioner Annie Perez, Commissioner David Matanane, Commissioner Oscar Calvo and Legal Counsel Ike Aguigui. Not present was Chairman Delfin Damian.

Acting Administrative Director Joseph Borja commented that there is one vacancy on the seat. With this being a 5 member Commission, there are 4 appointed members, 3 are present today constituting a quorum.

Acting Administrative Director Joseph Borja informed the Commission that the first order of business due to the absence of the Chairman is the selection of a Chairman Pro-Tem.

Commissioner Matanane made a motion to nominate Commissioner Oscar Calvo as Chairman Pro-Tem. Commissioner Perez seconded the motion.

Discussion on the motion: None.

There were no objections to the motion, MOTION PASSED by all members to include Commissioner Calvo. (3 ayes)

II. APPROVAL OF MINUTES (November 22, 2006)

Chairman Pro-Tem Calvo inquired there were any questions on the approval of the minutes of November 22, 2006.

Legal Counsel Ike Aguigui commented that because there were some discussions on legal issues requested if he could have a chance to further comment on the minutes and work with staff to modify it and requested if the Commission could defer approval of the minutes until the next meeting.

Chairman Pro-Tem Calvo commented that he has no objections to that.

Commissioner Matanane made a motion to defer the approval of the November 22, 2006 minutes until the next Commission meeting. Commissioner Perez seconded the motion. There were no objections, MOTION PASSED by all members including Chairman Pro-Tem Calvo.

Chairman Pro-Tem Calvo moved to modify the agenda to include Executive Session to discuss personnel matters.

III. NEW BUSINESS

1. From Calvo & Clark
RE: Request for consent to transfer of assets of Guam Wireless Company, LLC to Guam Cellular & Paging

Commissioner Matanane inquired if the two telecommunications are transferring their license to DoCoMo.

Acting Administrative Director commented not their FCC license but the Chamorro Land Trust Commission license that they have. HafaTel is requesting to transfer it to GuamCell not to DoCoMo.

Acting Administrative Director informed the Commission that Guam Wireless is also known as HafaTel. DoCoMo is the big Japanese company coming into Guam to buy GuamCell.

Commissioner Matanane inquired on the rational behind transferring the license.

Acting Administrative Director commented eventually they want to phase out Guam Wireless.

Commissioner Matanane clarified if all the aspects of the license will be carried over to GuamCell and inquired if GuamCell agreed to it.

Acting Administrative Director commented yes the aspects will be the same and that GuamCell has agreed to it.

Chairman Pro-Tem Calvo inquired if the Commission can do this.

Acting Administrative Director commented yes under the terms of the license provided the transfer has the consent of the Commission.

Chairman Pro-Tem Calvo commented that if we are going to do that, he doesn't want a backlash of others coming in requesting to transfer.

Acting Administrative Director stated that this is a commercial license.

Commissioner Matanane inquired on why can't GuamCell apply for a license with the Commission.

Acting Administrative Director commented that they do have licenses with the Commission.

Commissioner Matanane commented that if we are going to transfer the license we would need the specifics of each license that Guam Wireless has with Commission.

Acting Administrative Director commented that the Commission has that already and that there are 9 licenses under Guam Wireless.

Commissioner Perez inquired if Hafatel is phasing out.

Acting Administrative Director commented that GuamCell is buying out HafaTel.

Commissioner Matanane made a motion to approve the request for transfer of assets of Guam Wireless Company with the conditions in the license remaining the same. Commissioner Perez seconded the motion. There were no objections, MOTION PASSED by all members including Chairman Pro-Tem Calvo.

IT&E License request

The Administrative Director commented the other item he would like to bring to the Commission's attention are the two license requests by IT&E. In the previous meeting Commissioner Calvo wanted to make sure that the Yigo site requested by IT&E was exactly the lot they had wanted. It was confirmed with John Borlas and they did conduct a test in the area and they are now requesting final approval.

Commissioner Matanane made a motion to approve the license request by IT&E for the sites in Yigo and Mangilao. Commissioner Perez seconded the motion. There were no objections, MOTION PASSED by all members including Chairman Pro-Tem Calvo.

Acting Administrative Director commented that the agenda request that he would like to amend is that the Commission go into Executive Session to discuss personnel and transition matters.

Commissioner Perez made a motion to proceed to Executive Session. Commissioner Matanane seconded the motion. There were no objections, MOTION PASSED by all members including Chairman Pro-Tem Calvo.

IV. EXECUTIVE SESSION

Commission went into Executive Session at 5:05pm.

The Commission ended Executive Session at 5:55pm and Chairman Pro-Tem Calvo proceeded with the Advisory/Administrative Matters on the agenda.

V. ADVISORY/ADMINISTRATIVE MATTERS

FHB account signors

Acting Administrative Director commented that due to the absence of the Chairman he is requesting for an additional signor on the Commission's checking account with First Hawaiian Bank. Presently, the authorized signors are the Chairman and the Administrative Director.

Commissioner Perez made a motion to nominate Commissioner Matanane as the next person in line to be a signor on the checks. Chairman Pro-Tem Calvo

seconded the motion. There we no objections on the motion, MOTION PASSED by all members to include Commissioner Matanane.

VI. ADJOURNMENT

Commissioner Matanane made a motion to adjourn the meeting. Commissioner Perez seconded the motion. There were no objections, meeting adjourned at 6pm.

Transcribed by:

Teresa Topasna 12/21/06

TERESA T. TOPASNA
WPSII, Dept. of Land Management