

CLTC October 2, 2018 Meeting Summary and Action Items

1. Called to Order: 1:07PM
 - a. Present: Chairwoman Fejeran, Commissioner Santos, Commissioner Duenas, Commissioner Techaira
 - b. Excused: Commissioner Cruz

2. Approval of Minutes
 - a. August 16, 2018 Meeting: TABLED
 - i. **ACTION:** Modify to include agenda items not covered due to time to be moved to next meeting
 - b. September 6, 2018 Meeting: TABLED for review
 - c. September 20, 2018 Meeting: TABLED for review

3. Public Comments
 - a. Trini Torres: Wants to be given copies of meeting packet prior to meeting
 - i. **ACTION:** Put releasable documents onto webpage
 - b. Josh Leon Guerrero: Inquiring on his application status. He applied in 2015 but switched application date with his uncle who is a 1995 applicant.
 - i. He was advised that no new leases are being issued at this time
 - c. Lasia Casil: Has a power of attorney for her father and is interested in the progress of the lease review. Recommended CLTC meetings be streamed on Facebook Live.
 - i. **ACTION:** Put audio recordings on webpage
 - ii. **ACTION:** Consult with the Office of Technology regarding live broadcasting
 - d. Anjolisha Aguon for Gregory Aguon: Wanted update on easement being hindered by Dept of Agriculture lessee. Easement would allow her father-in-law, Gregory Aguon, to have access to his CLTC lot
 - i. Informed that Office of the Attorney General filed a complaint and summons with the Superior Court on September 28, 2018, against the DoAG lessee who subsequently refused to accept the court documents from the OAG process server. Informed her that this is the legal remedy necessary to cease the blocking of the easement and is being done in conjunction with DPW and DoAG. Further informed that CLTC has no legal standing with the DoAG lessee but requested the OAG intervention on behalf of CLTC lessees like her father-in-law who are adversely affected.
 - ii. **ACTION:** Assemble listing of all leases halted from final execution due to the halting of all leases in May 2018.

4. CLTC Resolution No. 2018-08 CLTC Ratification of Residential and Agricultural Leases
 - a. Memorializes the board approval by motion at the September 20, 2018 meeting to ratify 2,877 residential and agricultural leases categorized as
 - i. 1995 Original Applicants with Leases
 - ii. Transferred Leases Permitted by PL 23-38
 - iii. 1996 and After Applicants with Leases
 - b. Motion to approve: **PASSED** unanimously
 - c. Resolution to be transmitted to the Guam Legislature to include listing of 2,877 leases and packet of lease review

5. CLTC Resolution No. 2018-10 Request for Legislative Validation of Ratified Residential and Agricultural Leases; and, for Legislative Authorization and Ratification of Leases Issued from Switch Application Date & Time
 - a. Requests Guam Legislature to **validate** those 2,877 residential and agricultural leases ratified by the CLTC board of commissioners, as memorialized in CLTC Resolution No. 2018-08
 - b. Requests Guam Legislature to **authorize and ratify** the 102 residential and agricultural leases issued from switched application date and time which the CLTC board of commissioners are not authorized to ratify
 - c. Motion to approve: **PASSED** unanimously
 - d. Resolution to be transmitted to the Guam Legislature to include listing of 102 leases and their associated staff reports

6. Review of 21 GCA, Chapter 75; and, The Senator Paul Bordallo Rules and Regulations for the Chamorro Land Trust Commission, enacted as Public Law 23-38
 - a. Board of Commissioners, with advice from the Administrative Director, Legal Counsel, and staff, reviewed the two laws to recommend changes to the Guam Legislature that would modify them to be more practical and to prevent the issues currently entangling the issuance of leases. Items discussed included:
 - i. Beneficiary designation
 - ii. Clarification on applicant's declination of offered property
 - iii. Transferring or switching application rights
 - iv. Intent to award notices and publication
 - v. Board approval of listing of eligible applicants ready to be assigned a lease
 - b. Due to time, review will continue at the next meeting. No board action taken.

7. Review of pending legislation affecting CLTC
 - a. Bill No. 336-34, UOG Hatchery Land Expansion
 - i. CLTC **PASSED** motion requesting modifications of the bill to include:
 1. UOG must survey of the desired land to be taken, if approved

2. Appraisals of the taken land to determine the fair market value shall be based on the value of Lot 2517-17 since the facility is already encroaching
 3. UOG provide in-kind services to the CLTC based on the value of the property taken
 - b. Bill No. 341-44, Exchange Gef Pago with Ija Inarajan: Staff to provide further details of all affected properties
 - c. Bill No. 342-34, Raceway Park
 - i. CLTC **PASSED** motion requesting modifications of the bill to include:
 1. Conditions of the lease must comply with 21 GCA, Chapter 75, Section 75122, Commercial Leases and Licenses
 2. Lot area not be counted towards the CLTC commercial inventory because it is designated by the Legislature and not by CLTC
 - d. Bill No. 349-34, GTA Piti Leased Lot Correction: Board informed of necessary correction to properly identify the leased lot that was erroneously described in the approved and authorized GTA Asset Purchase Agreement in 2004.
 - e. Bill No. 350-34, Ko'Ku Recycling Payment: Board informed that this bill is similar to an earlier Bill No. 98-34
8. Next Meeting: Thursday, October 18, 2018, 1PM, DLM Conf Room
9. Adjourned: 5:30PM

[Administrative Director, Oct 3, 2018](#)