

**BOARD OF
COMMISSIONERS**

Anthony J.P. Ada
Chairperson

Ronald T. Laguana
Vice Chair

Maria G. Cruz
Secretary/Treasurer

Ronald F. Eclavea
Commissioner

Anita F. Orlino
Commissioner

Antonio A. Sablan
Commissioner

Louisa Wessling
Commissioner

Street Address:
590 S. Marine Corps Drive
Suite 733 ITC Building
Tamuning, GU 96913

Mailing Address:
P.O. Box 2950
Hagåtña, GU 96932

Website:
<http://dlm.guam.gov>

E-mail Address:
dlmdir@land.guam.gov

Telephone:
(671) 473-5263/7 or
(671) 649-LAND (5263)
ext. 435

Facsimile:
671-649-5383



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

DIPATTAMENTON MINANEHAN TANO'
(Department of Land Management)

KUMISION I TANO' SAINA-TA
(Guahan Ancestral Lands Commission)



MICHAEL J.B. BORJA
Director

DAVID V. CAMACHO
Deputy Director

REGULAR BOARD MEETING AGENDA

Department of Land Management Conference Room
3rd Floor, ITC Building, Tamuning
Wednesday, February 14, 2018 at 2:00 PM

**Public Notice: The *Guam Daily Post* on
Wednesday, February 7, 2018 and Monday, February 12, 2018.**

- I. CALL TO ORDER**
- II. ROLL CALL / FANOHGE CHAMORRO / INIFRESI**
- III. APPROVAL OF MINUTES**
 - A. Minutes of December 27, 2017
- IV. OLD BUSINESS**
 - A. **Regulatory/Legal**
 1. Bill 215-34 Survey, Infrastructure, & Development Fund recommendations
 2. Court Cases(s) updates
 - B. **Land Bank**
 1. GEDA
 2. Status of GWA purchase
 3. Rules & Regulation recommendations to legislature
 4. Review of Existing Public Laws governance
 5. Listing of Crown lands by parcel
 - C. **Goals for 2018**
 1. Lands returns for 2018 vs. 2017
 2. Template: Record of Motion
 3. More public outreach
 4. More RFP issuance
- V. NEW BUSINESS**
- VI. PUBLIC COMMENTS**



VII. DIRECTOR'S REPORT

VIII. ADJOURNMENT: Next Meeting



GUAM ANCESTRAL LANDS COMMISSION

a division of the
DEPARTMENT OF LAND MANAGEMENT



Eddie Baza Calvo
Governor

Michael J.B. Borja
Director

Ray Tenorio
Lieutenant Governor

David V. Camacho
Deputy Director

In compliance with Public Law 24-109,
Guam Ancestral Lands Commission

Published the

Public Meeting Announcement

For

Wednesday, February 14, 2018

in the

**Guam Daily Post on Wednesday, February 7, and Monday,
February 12, of 2018**

Attached are photo copies of the published GALC Meeting Notices

GUAM DAILY POST • WEDNESDAY, FEBRUARY 7, 2018

Court split on culpability of Lu, 19, in credit card conspiracy

By Andrew Roberto
andrew@postguam.com

The last defendant in a fraudulent credit card conspiracy that stretched from California to Guam still has not entered a guilty plea in the District Court of Guam, as the court is seeking to determine how culpable he is for the 2017 crime.

Nineteen-year-old Yunkai Lu was back in the courtroom of Chief Judge Frances Tydingco-Gatewood yesterday for a continued plea hearing, but did not make a plea after Tydingco-Gatewood directed defense counsel to hold off doing so.

Lu is accused of conspiring with co-defendants Ziwen Weng and Daoquin Liu to bring 118 fake credit cards from Los Angeles to Guam to purchase luxury goods.

Tydingco-Gatewood said she wanted to wait for the filing of a pre-sentence report from the U.S. Probation Office before she accepted Lu's guilty plea in the case.

At the first plea hearing in January, Tydingco-Gatewood questioned why prosecutors in the case did not offer Lu a chance to enter a pre-trial diversion program. In her estimate, Lu would be a prime candidate to receive a diverted sentence.

'Alternative to prosecution'

According to the Department of Justice's website, a diversion program is an "alternative to prosecution," which seeks to place offenders into the supervision of the U.S. Probation Service.

In January, Tydingco-Gatewood also said the Office of the Attorney General was inconsistent with the way it offered the chance for defendants to enter a pre-trial diversion program. She added that actions taken by the court could split Lu's family apart for good. The defendant may be deported after the trial, and because his mother came to the U.S. on an asylum visa, she might never see her son again.

Sentencing

Chief Judge Frances Tydingco-Gatewood set a sentencing date for Feb. 20.

At yesterday's plea hearing, the chief judge questioned why Lu was seen by prosecutors as being more culpable for the crime than co-defendant Weng.

Incidents in the states

According to Department of Homeland Security Agent Erel Matanguihan, it was because of incidents that occurred while Weng and Lu were still in the U.S.

According to Matanguihan, Weng provided pictures of receipts that named Lu as the fraudulent card holder of declined purchases in Seattle and California prior to the co-defendants' arrival on Guam.

Matanguihan said because the purchase amounts were so large — about \$10,000 — it could be safely assumed that Lu was asked for identification in addition to also having his name on the fraudulent sales receipts. He also added the main defendant in the case, Liu, told the court that he communicated more with Lu than Weng in order to conspire in the fraud.

The chief judge responded by saying that Lu was not being charged in the district court for crimes elsewhere and again questioned whether it is fair for Lu to be considered the more culpable defendant in the case.

Addressing communication between Lu and his client, Lu's defense counsel Joseph Rozzano said that were it not for Weng, his client may not have been involved in the fraud, as it was Weng who recruited Lu into the scheme.

Tydingco-Gatewood set a sentencing date for Feb. 20. A pre-sentence report is expected by Feb. 15, after which time the chief judge will accept Lu's plea of guilty.

Identities sought for seven more WWII massacre victims

By Alana Chargualaf
alana@postguam.com

Another site tainted by the atrocities of Guam's Japanese occupation during World War II was recently discovered about a mile from the Chagui'an massacre site in Yigo, and may be the resting place of seven more Chamoru men who were killed by Japanese imperial forces.

John Blaz, a Yigo resident who is also the chairman of the Chagui'an Massacre Committee and a Vietnam combat veteran, had recently uncovered their existence through the acquisition of historical documents from the history division of the Marine Corps headquarters in Virginia, and through correspondence with retired Marine Corps Maj. Ralph Stoney Bates Sr.

The documents, revealed at a press conference yesterday, contained U.S. military orders and handwritten accounts of events during the occupation.

A document, dated Aug. 8, 1944, stated that U.S. patrols found a Japanese truck carrying the decapitated bodies of 22 Chamorus, who likely had not been dead more than 24 hours.

The documents further stated that 23 beheaded bodies were found on the Chagui'an field — not 21, which is the number currently given in the story at the Chagui'an memorial site.

The 22 Chamorus in the truck and the 23 at the Chagui'an site, equals the 45 names listed on the Chagui'an memorial board.

Another document, dated Aug. 9, 1944, stated that seven bodies had been found in an area called Salisbury, which is near Agafa Gumas in Yigo, bringing the number of victims to 52.

According to Blaz, the documents released were a "revelation," but are



PRESS CONFERENCE: John Blaz, left, chairman of the Chagui'an Massacre Committee and Yigo Mayor Rudy Matanane held a press conference yesterday to announce recently uncovered World War II documents related to the discovery of seven more Chamoru men beheaded by Japanese imperial forces during the war. David Castro/The Guam Daily Post

“What happened to him, I have no idea. He could be one of the seven.”

— Joaquin Santos Jr., on his uncle Gregorio Siguenza

still “bad news” as the seven may be unidentified forever.

Asan resident Joaquin Santos Jr., 82, also known as “Danny,” was present during yesterday's Chagui'an press conference. The retired Marine colonel said his uncle, Gregorio Siguenza, was one

of the individuals who marched from the Manenggon concentration camp in Yona to help Japanese forces bring their supplies to Yigo. Santos questioned why Siguenza's name was not on the board as part of the 45.

Santos recently provided a document to Blaz from Siguenza's sister, which stated that Siguenza had left the Chagui'an site with other men.

“What happened to him, I have no idea,” Santos said. “He could be one of the seven.”

Who to call

Residents who may know the possible identities of the seven are encouraged to call John Blaz at 689-2529, or the Yigo Mayor's Office at 653-5248.

Mariana Islands Chapter #1087 Harley Owners Group

Statement of Cash Receipts and Disbursements

Year Ending December 31, 2017

EIN#66-0704856

Beginning Cash Balance:	\$5,526.65	
Total Year Deposit:	\$31470.5	
Total Support and Revenue		\$36,997.15
Expenses:		
Donation:	\$10,975.00	
Expense:	\$ 22,172.15	
Bank Charge:	\$ 36.00	
Total Expenditure:		\$33,183.15
Ending Cash Balance:		\$ 3,814.00

DIPATTAMENTON MINANEHAN TANO'
(Department of Land Management)

KUMISION I TANO' SAINA-TA
(Guahan Ancestral Lands Commission)

REGULAR BOARD MEETING
Department of Land Management Conference Room
3rd Floor, ITC Building, Tamuning
Wednesday, February 14, 2018, 2:00 PM

Individuals requiring special accommodations, auxiliary aids or services may contact Stephanie at 649-5283 ext 413.
This ad paid for by Government funds.

Get results in our **CLASSIFIEDS**

THE GUAM DAILY POST

Call (671) 649-1724 • Fax: (671) 648-2007
Email: adver:tise@postguam.com

Seminar to open doors for students with disabilities

By Tihu Lujan
tihu@postguam.com

Students with disabilities will have the opportunity to open lines of communication and establish work experience with potential employers during a free presentation hosted by the Guam Community College and Pacific Human Resources Services.

The presentation, the first of its kind, is open to all high school and college students with disabilities, and their support systems, on Feb. 21 at GCC. Students will be introduced to employment training opportunities, interview etiquette and potential employers.

"The idea is to provide both population groups with a way of obtaining work experience that would be practical," said John Payne, program specialist at the Office of Accommodative Services at GCC.

Payne, who works with students with disabilities at GCC and those transitioning from high school, said students often ask for work experience and exposure to possible employers.

"They're still in that exploratory period, so the idea is to help these students with disabilities get some exploration done through fields they maybe have an interest in, and to help them eliminate for themselves, whether that is the career field they want to pursue," he said.

"When they graduate, they want this



"Persons with disabilities have a pretty good track record once they get employed. Their attendance is superior to many persons without disabilities because they're so dedicated to the work they do. Employers appreciate that."

— John Payne, program specialist at the Office of Accommodative Services at Guam Community College

experience under their belt and to be able to say 'Hey, maybe I could be a potential employee for you?'"

Opening an 'untapped market'

According to Payne, it can be difficult for students with disabilities, graduating from high school and college, to directly transition into the workforce. In most cases, they might have the educational foundation, but rarely have opportunities to receive hands-on experience.

"When you're competing with someone who's already got the work experience out there, the person with the work experience may have the edge because they've proven themselves," Payne said.

"If we're able to give our students who are currently in college the opportunity to get experience while they're still in college, it helps them reinforce what they're learning, validates a lot of that theoretical work they're doing and

also gives them practical experience." He advocates that persons with disabilities are an "untapped market" for employers,

although it's been challenging to communicate their skills beyond the surface.

"Persons with disabilities have a pretty good track record once they get employed. Their attendance is superior to many persons without disabilities because they're so dedicated to the work they do. Employers appreciate that," Payne said.

"Once a person with a disability gets employed, they grow attached to the place, attached to the work they do and if they're comfortable, they'll stay."

Support systems should attend

In partnership with Pacific Human Resources Services, representative Greg Calvo and his team will present on upcoming training opportunities, interview processes and potential employers.

They invite not only high school and college students with disabilities to attend, but their support systems, including transition teams, consulting resource teachers (CRT), counselors, service providers, advocates and parents.

Payne said it's important for all supporters to be present in order to contribute to the student's successful path toward employment in the future.

"We want as many people that are in the system of supporting persons with disabilities, to be supportive of what their child and school is trying to do," Payne said.

"The more parents that attend, the more support the child receives."

Parents and students will have the opportunity to engage in a question-and-answer discussion after the presentation, and will be able to schedule interviews with employers they're interested in.

If you go

The employment presentation for high school and college students with disabilities, and their support systems, will be held from 9 to 10:30 a.m., Wednesday, Feb. 21 in first floor Room 5108 at GCC's Student Center building in Mangilao.

Contact John Payne at 735-5597 or john.payne2@guamcc.edu, or Greg Calvo at 637-6906/7/8 for more information.

DIPATTAMENTON MINANEHAN TANO'
(Department of Land Management)

KUMISION I TANO' SAINA-TA
(Guahan Ancestral Lands Commission)

REGULAR BOARD MEETING
Department of Land Management Conference Room
3rd Floor, ITC Building, Tamuning
Wednesday, February 14, 2018, 2:00 PM

Individuals requiring special accommodations, auxiliary aids or services may contact Stephanie at 649-5263 ext 413.
This ad paid for by Government funds.

The Speaker
and Members of

I Mina'trentai Kuattro Na Lifeslaturan Guahan request the honor of your presence on the occasion of the Governor's

2018 State of the Island Address by

The Honorable Eddie Baza Calvo

I Maga'láhen Guahan

on Tuesday, February 13, 2018

at 5:30 p.m. in the

Speaker Antonio R. Unpingco Legislative Session Hall

Guam Congress Building

163 Chalan Santo Papa, Hagåtña, Guam

RSVP
472-3499
sgtarms@guamlegislature.org

Attire:
Coat and Tie

GUAM VISITORS BUREAU EMPLOYEES ASSOCIATION		
REVENUE & TAXATION CERTIFICATE OF EXEMPTION #A1329		
FINANCIAL STATEMENT		
	2017	2016 (RESTATED)
ASSETS		
Cash in Bank	\$ 5,505.52	\$ 4,411.32
Receivables	-	5,034.96
TOTAL ASSETS	\$ 5,505.52	\$ 9,446.28
LIABILITIES		
PAYABLES	\$ 9,446.28	\$ 7,727.47
BEGINNING NET ASSETS	\$(3,940.76)	\$ 1,718.81
CHANGE IN NET ASSETS	\$ 5,505.52	\$ 9,446.28
ENDING LIABILITIES, NET ASSETS		
REVENUES		
GVBEA Dues	\$ 1,079.00	\$ 188.00
Donations	\$ 5,008.00	\$ 5,150.00
Fundraisers	\$ 5,191.10	\$ 4,645.51
TOTAL REVENUE	\$ 11,279.10	\$ 9,983.51
TOTAL EXPENDITURES		
Staff Appreciation/Morale	\$ 14,379.67	\$ 8,204.70
Sponsorships	\$ 200.00	-
Employee Benefits	\$ 580.19	-
Misc	\$ 60.00	\$ 60.00
	\$ 15,219.86	\$ 8,264.70
	\$(3,940.76)	\$ 1,718.81
TOTAL NET INCOME (LOSS)		



GUAM ANCESTRAL LANDS COMMISSION



Eddie Baza Calvo
Governor

Ray Tenorio
Lieutenant Governor

Michael J.B. Borja
Director

David V. Camacho
Deputy Director

DEED SIGNING/TITLE HEARING/MEETING ATTENDANCE SHEET

DATE: February 14, 2018

PLACE: DLM Conference Rm. - 17c

CONVENED: 2:26 P.M.

RECESSED: _____

RECONVENED: _____

ADJOURNED: 3:48 P.M.

Check one:

- Work Session
- Executive Session
- Regular Meeting
- Special Meeting
- Title Hearing
- Rehearing
- Deliberations
- Final Determinations
- Deed Signing
- Other (Public Hearing)

NAME:

TITLE:

SIGNATURE:

BOARD OF COMMISSIONERS:

		Present	Absent	
1. Anthony J.P. Ada	Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>[Signature]</u>
2. Ronald T. Laguana	Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>[Signature]</u>
3. Maria G. Cruz	Secretary/Treasurer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>[Signature]</u>
4. Ronald F. Eclavea	Commissioner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>[Signature]</u>
5. Anita F. Orlino	Commissioner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>[Signature]</u>
6. Antonio A. Sablan	Commissioner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>[Signature]</u>
7. Louisa M. Wessling	Commissioner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>[Signature]</u>

Quorum Confirmed by: Yes No
[Signature]

Note here and initial if Board Member on GovGuam work time:

AJPA Yes No

STAFF and GUESTS:

		Present	Absent	
1. Michael J.B. Borja	Director	<input type="checkbox"/>	<input type="checkbox"/>	
2. David V. Camacho	Deputy Director	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>[Signature]</u>
3. Margarita Borja	Land Administrator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>[Signature]</u>
4. Matthew Leon Guerrero	Land Agent Supervisor	<input type="checkbox"/>	<input type="checkbox"/>	
5. Joey Leon Guerrero	Land Agent II	<input type="checkbox"/>	<input type="checkbox"/>	
6. Stephanie Duenas	Land Agent I	<input type="checkbox"/>	<input type="checkbox"/>	
7. Nicolas Toft	OAG - Legal Council	<input type="checkbox"/>	<input type="checkbox"/>	
8. ^{smh} Job Borja	Senator Tom Ada	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>[Signature]</u>

Number of Board Members certified for stipend this meeting:

7
Confirmed by: [Signature]

Remarks:

**BOARD OF
COMMISSIONERS**

Anthony J.P. Ada
Chairperson

Ronald T. Laguaña
Commissioner

Maria G. Cruz
Secretary/Treasurer

Ronald F. Eclavea
Commissioner

Anita F. Orlino
Commissioner

Antonio A. Sablan
Commissioner

Louisa Wessling
Commissioner

Street Address:
590 S. Marine Corps Drive
Suite 733 ITC Building
Tamuning, GU 96913

Mailing Address:
P.O. Box 2950
Hagåtña, GU 96932

Website:
<http://dlm.guam.gov>

E-mail Address:
dlmdir@land.guam.gov

Telephone:
(671) 473-5263/7 or
(671) 649-LAND (5263)
ext. 435

Facsimile:
671-649-5383



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

DIPATTAMENTON MINANEHAN TĀNO'
(Department of Land Management)

KUMISION I TĀNO' SAINA-TA
(Guahan Ancestral Lands Commission)



MICHAEL J.B. BORJA
Director

DAVID V. CAMACHO
Deputy Director

GALC COMMISSION MEETING MINUTES
Department of Land Management Conference Room
3rd Floor, ITC Building, Tamuning
Wednesday December 27, 2017 | 2:08 pm

I. CALL TO ORDER

Meeting was called to order at 2:08 pm by Chairman Anthony Ada

Chairman Anthony Ada: In Compliance with public law 24-109, Guam Ancestral Lands Commission published the public meeting announcement on Tuesday, December 19, 2017 and Friday, December 22, 2017 in the Guam Daily Post.

II. ROLL CALL

Present were Chairman Anthony Ada, Commissioner Ronald T. Laguaña, Secretary/Treasurer Maria Cruz, Commissioner Ronald Eclavea, Commissioner Anita F. Orlino, Commissioner Antonio Sablan, Commissioner Louisa M. Wessling, Director Michael Borja - absent, Deputy Director David Camacho, Attorney, Nicolas Toft, Land Administrator, Margarita Borja, Land Agent, Joey Leon Guerrero, Land Agent, Stephanie Duenas - absent, Representative Tom Ada's Office, Joe Borja.

Chairman Tony Ada: Okay. I would like to acknowledge the presence of Commissioner Antonio Sablan.

Commissioner Antonio Sablan: Good Afternoon and Greetings.

Vice Chair Ronald Laguana: Good Afternoon and How are you.

III. APPROVAL OF MINUTES – December 27, 2017.

Chairman Tony Ada: Okay we'll take a few minutes to review the minutes

Commissioner Antonio Sablan: Corrections I was not in the meeting. I was not present here at the meeting. However, on the very last part of the transcription I was acknowledged Chair Sablan.

Vice Chair Ronald Laguana: So, that transcriptions should be corrected. Your saying you were not here but, I was acknowledged to present in the minutes.

Commissioner Antonio Sablan: Yes.

Vice Chair Ronald Laguana: That's it right? that's the only one?

Commissioner Antonio Sablan: Yes. They still have others.

Vice Chair Ronald Laguana: What again?

Commissioner Antonio Sablan: I wrote it down on my notes but, I was in a hurry. I think I found five, two or three. It says David Camacho inaudible.

Deputy Director David Camacho: What page is it?

Commissioner Antonio Sablan: Page five (5).

Vice Chair Ronald Laguana: So, what are the problems there?

Commissioner Antonio Sablan: You can't hear the transcriptions good.

Vice Chair Ronald Laguana: Okay.

Commissioner Antonio Sablan: They have some inaudible but, you can hear it clear. Chairman Ada half way down the page. Page five (5).

Chairman Tony Ada: Indecipherable.

Commissioner Antonio Sablan: Is that? you probably meant water, right? or ocean. Is that why you mentioned all those things.

Chairman Tony Ada: Yeah.

Vice Chair Ronald Laguana: Wetland.

Chairman Tony Ada: No Polaris.

Vice Chair Ronald Laguana: yes, right It's a preserve place.

Chairman Tony Ada: Okay. Any others?

Commissioner Ronald Eclavea: I'll make the motion chairman to approve the minutes notwithstanding any corrections and typo's.

Chairman Tony Ada: Okay.

Vice Chair Ronald Laguana: I'll second that motion.

Chairman Tony Ada: All those in favor?

All Commissioners: Aye.

Chairman Tony Ada: Okay the minutes are approved. These Inaudible' s whoever was inaudible just make the corrections on it.

IV. OLD BUSINESS

Chairman Tony Ada: Next item Old Business I just want to say to everybody Merry Christmas. And the New Business is the New year, okay.

Commissioner Ronald Eclavea: Condolences to you.

Vice Chair Ronald Laguana: Yes. Condolences

Chairman Tony Ada: Thank you! Eighty-Five years old she's resting.

V. NEW BUSINESS

A. Accomplishments

Chairman Tony Ada: Okay for our New Business we just put it down here to do the year and review and it was put together by Joey and Company and so, that's the last of the minutes. For the recording purposes FY2017 Guam Ancestral Lands Commission Accomplishments. We have thirteen (13) Regular Board Meetings, one (1) Title Hearing, two (2) Resolutions Passed, Resolution No. 2017-001, Tentative Master Plan for Radio Barrigada Rights of Way Plat adopted November 30, 2016. Resolution No. 2017-002 and a request for the Guam Legislature to decline extinguishments of Ancestral Lands Claim and that was adopted in August 23, 2017. This is reference to the Rules and Regulations for the Land Bank Trust Department. Okay Public Law 33-197 in relative to the composition of the Guam Ancestral Lands Commission signed into law December 15, 2016. Public Law 33-198 a transfer of Seventy Thousand square meters of Spanish Crown lands with compensation to the Land Bank Trust to the Guam Water Works Authority for the expansion of the Northern District Waste Water Treatment Plan. It was signed into law December 15, 2016. We have not received the funds from Water Works yet. Right? Still depending. Public Law 34-37 relative to rezoning Lot Naval Air Station Agana Officers Housing area from Agricultural to Multiple Dwelling zoning. That was the last sentence. Is there anything else that we left out?

Commissioner Antonio Sablan: (Inaudible) Court Cases.

Vice Chair Ronald Laguana: That's not accomplishments.

Chairman Tony Sablan: No. Item C and Item B of the New Business.

Vice Chair Ronald Laguana: So that also, the new lines that they are going to buy are for confirmation blank.

Chairman Tony Ada: Yes. That is Public Law 33-197. Compositions of the Ancestral Lands.

Vice Chair Ronald Laguana: Oh! Okay, good.

Chairman Tony Ada: For clarifications Board Members didn't need Legislative confirmation prior, to this law. Now, it will be uniformed with other Boards and Commissions. And then the ten years will be staggered. So, that there's always somebody that knows what's going on. It's not a complete changeover of the Board. So, that's the best law we got.

Commissioner Maria Cruz: I have a question on that. If you know the answer. Who decides who's staggered? You know like who's going to be released.

Chairman Tony Ada: I believe the law when it comes out. They probably leave it out to the new administration, right?

Deputy Director David Camacho: You have a copy of the law?

Vice Chair Ronald Laguana: It's there.

Commissioner Ronald Eclavea: It's right in here.

Commissioner Antonio Sablan: It's here in the packet.

Vice Chair Ronald Laguana: Governor.

Deputy Director David Camacho: 33-197.

Chairman Tony Ada: Yeah, It's right behind.

Vice Chair Ronald Laguana: Governor of Guam. He's the one to blank.

Chairman Tony Ada: Yeah. So, the law is there in the file. In the beginning the terms would be not completely 4-year. There should be two? One 2-year term, two somebody appointed for a term of 1-year. And four. Okay members shall serve terms of 4-years. Provided however that the members first appointed under this statue who shall be appointed for a term of one-year. And two (2) shall be appointed for a term of two-years. And three (3) shall be appointed for a term of four-years. So, that wouldn't affect the staggering. And then the one-year term can be reappointed now for 4-years after that because it's statue.

Commissioner Antonio Sablan: So, how do we now fall onto this because this is a new law.

Commissioner Ronald Eclavea: After ours expires. And then the next appointments will have to follow. So, this is not going to affect us for now until our appointment.

Vice Chair Ronald Eclavea: Right. The new ones will be affected. Because this Administration's last term. Courtesy right here nation.

Commissioner Ronald Eclavea: The current appointed members of the GALC shall continue to serve until the end of their current appointed terms.

Vice Chair Ronald Laguana: Right. That's it? The new ones will be affected the ones that are coming in.

Commissioner Ronald Eclavea: Are all our terms ending on the same date, all of us?

Vice Chair Ronald Laguana: It's all the same.

Vice Chair Ronald Laguana: April?

Chairman Tony Ada: Yeah. I have a different one.

Commissioner Ronald Eclavea: Oh, okay.

Deputy Director David Camacho: We'll let you guys know this when is your expiration date.

Vice Chair Ronald Laguana: They'll check the file.

Deputy Director David Camacho: Yeah.

Vice Chair Ronald Laguana: Right Joey? You'll check the file.

Commissioner Ronald Eclavea: I think we got three years.

Vice Chair Ronald Laguana: I'll just do an update on that.

Deputy Director David Camacho: We'll give you.

Commissioner Anita Orlino: Let us know.

Vice Chair Ronald Laguana: Yeah, good enough.

Commissioner Ronald Eclavea: Because I remember us swearing in.

Commissioner Anita Orlino: Right.

Commissioner Ronald Eclavea: At the Governor's Office.

Commissioner Anita Orlino: Yeah. We did.

Vice Chair Ronald Laguana: All of us, we all Right?

Commissioner Anita Orlino: Yeah.

Chairman Tony Ada: Okay.

Vice Chair Ronald Laguana: Okay good. So, we can hurry up.

V. NEW BUSINESS:

B. GEDA Monthly Report

Chairman Tony Ada: Item B. New Business the GEDA Monthly Report.

Vice Chair Ronald Laguana: Alright brothers, the brothers in the hood.

Chairman Tony Ada: Okay. Tony, you have the mike right. So, can you introduce your colleagues.

Mr. Tony Arriola: Yes. Hafa Adai, Good Afternoon GALC Chairman Tony Ada, Vice Chair Laguana, all Board Commission Members, DLM, Deputy Director Dave Camacho and the Legal Counsel as well, as all the GALC staff. We're going to start off on the GEDA Monthly Progress Report that we handed out to you. I was able to do a final summary. We're going to start out as Apra Harbor Parcel No. 1. In one of the reports this is the Commissary Junction Kwikspace. With Kwikspace being the tenant what had happened was GEDA conducted a site visited on October 2017 and Kwikspace and GEDA had determined that the lease area may need to be adjusted due to the change in the usable land due to EPA'S requirement to erect a berm or a barrier to protect the river, alongside the eastern boundary of the property. We also, noticed on the site inspection that the GPA poles do not seem to comply with the easement that is described in the map. We also, spoke with Kwikspace who is a amenable to paying in the proper in that lease rate. And once the retracement of the research paying of the easement is complete. Were in communications with them already and GEDA is currently working with GPA to adjust the described easement based on the physical location. The next properties are Apra Harbor Reservation F-12 Polaris Point. With Matson Navigation, GEDA'S still working with Matson to obtain a revised sublease with Cabras Marine. According to Cabras, the sublease is being prepared by their Lawyer and we also, asked them to send us a formal letter indicating the reason for the development plan. That has not materialized due to the delay in the relocation of the military buildup. Okay for the next portion of Lot Apra Harbor which is F-12 Parcel 1 the Polaris Point. Currently with RFP 17009. If you folks recall on November 27 a memo to GEDA who will be referred participating negotiations were Commissioners Eclavea, Wessling and Chairman Ada. We conducted a negotiating team on December 22, and game on consensus regarding the strategies and the preparation of the negotiating of the highest rank offer. And were currently trying on scheduling the next meeting of the highest rank offer. That's where were at right now?

Chairman Tony Ada: Okay. Tony, I have a question.

Mr. Tony Arriola: Sure.

Chairman Tony Ada: When the replacement for Kwikspace is done, how will that affect your rent. Have you made an estimate of how much their rent will be adjusted already?

Mr. Tony Arriola: Not at the moment sir. The bids on the, it depends on these, actually they resurveyed the properties. It depends on the retracing on the easement. It depends on the utility easement and all those properties they have.

Chairman Tony Ada: So, the rent will. We expect that it's going to drop down.

Mr. Tony Arriola: It's going to increase on a more usable area. We're going to be charging them more per square meter.

Chairman Tony Ada: Okay. Commissioner Cruz has a question.

Commissioner Maria Cruz: In the beginning when they submitted their request to lease that property there. They were aware that some of it was unusable.

Mr. Tony Arriola: That's correct Commissioner. Yes.

Commissioner Maria Cruz: If you go back to the minutes they were aware that.

Chairman Tony Ada: And that was not included in the lease anyway, Right?

Mr. Tony Arriola: Yes correct.

Commissioner Maria Cruz: So, it's never.

Chairman Tony Ada: So, but there's more property to be removed when GPA surveys for the utility easement.

Mr. Tony Arriola: No there's going to be more property usable therefore, were going to be charging them more per square meters of the usable area of the land.

Chairman Tony Ada: Okay.

Mr. Tony Arriola: It's going to help us a great deal. So, therefore the rent will then increase.

Mr. Michael Cruz: If I can add to that Mr. Chairman. The increase of usable area that Tony is talking about is a combination of the utility, the revised utility easement and the berm. Commissioner Cruz is correct that we reduced the rent because of the usable area. The reduced usable area. Because they constructed the berm they increased the usable area so, that along with the utility easement it may result in an increase of the usable area. So, it's a combination of both.

Chairman Tony Ada: Okay.

Commissioner Ronald Eclavea: No, he answered my question.

Chairman Tony Ada: Okay.

Vice Chair Ronald Laguana: Can they provide a map an overlay map. It will be good for us because GPA'S paying for it. If they can give us a map, right.

Chairman Tony Ada: Yeah.

Mr. Tony Arriola: Yes, they will be providing us a map.

Vice Chair Ronald Laguana: Yeah, At least a map the existing and then the increase overlay of the map, right.

Mr. Tony Arriola: Yes. We'll go ahead and forward that to you. right, right.

Vice Chair Ronald Laguana: Okay. Thank you.

Chairman Tony Ada: Okay. Then can we go to N Five D on the next item. Who are your colleagues here?

Mr. Tony Arriola: Sorry man, I apologize. To my left is my guy is a great mentor Mr. Mike Cruz. To my right is our accountant is Ms. Dianne Ollet and then I have my managers pretty dynamic in the back Mr. Larry Toves. I don't know to my left or right she's one of our great professional program coordinators.

Vice Chair Ronald Laguana: Right on. The way to address them sir.

Mr. Tony Arriola: I'm so blessed to have a great team.

Vice Chair Ronald Laguana: That's great?

Chairman Tony Ada: And her name?

Mr. Tony Arriola: Her name is Joann, Joann Cruz.

Vice Chairman Ronald Laguana: Okay. Welcome.

Chairman Tony Ada: Alright.

Commissioner Ronald Eclavea: Awesome re-enforcement.

Vice Chair Ronald Laguana: That's right? You got your team leader right their Mr. Mike Cruz and Larry brother man Larry in the back.

Mr. Tony Arriola: I was going to say if you here some kind of noise behind of the wall. That's the sound of my heart beating.

Vice Chair Ronald Laguana: Right on, Welcome. That's good. It, nice to see you all.

Chairman Tony Ada: Yeah. Okay.

Mr. Tony Arriola: Oh! I have just to let you guys know after we complete this report. I have the greatest big surprise for you. she's very happy about it. It's the way to end the 2017 with a better year.

Commissioner Ronald Eclavea: Right. And looking forward.

Chairman Tony Ada: Individually or as a board? Okay.

Mr. Tony Arriola: Okay were going down to N5D. That's the Route 15. That's the new RFP for the Seventy-two-acre parcel. This one is a tough one is on hold until resolution is reach. These folks want to send us a legal dispute between GALC and this is the WSTCO supply lot. So, we also have notes of the bottom of that. I can say although, that GEDA'S legal counsel is preparing a motion to dismiss for the GEDA administration and we fully understand that Also, the GALC counsel is working with GALC'S behalf.

Chairman Tony Ada: So, here you said GEDA accepted one payment of Twenty-Seven hundred based on a court decision. In the past there was no payments made at all right.

Mr. Tony Arriola: That's correct sir. They tried and made payment but, we just did not take the payment.

Vice Chair Ronald Laguana: That's right.

Chairman Tony Ada: So, the Twenty-Seven hundred was based on square meters or, how was that?

Mr. Tony Arriola: I believe that was the lease rent sir. The lease rent of the agreement.

Commissioner Ronald Eclavea: Somethings not right there.

Vice Chair Ronald Laguana: Yeah. Their trying to feed us?

Commissioner Ronald Eclavea: Their trying, yeah.

Vice Chair Ronald Laguana: By the bait.

Commissioner Ronald Eclavea: Yeah somethings not right there.

Vice Chair Ronald Laguana: Oh well, like late Senator said all of a suddenly.

Commissioner Ronald Eclavea: All of a sudden.

Deputy Director David Camacho: Is it the payments of start during the operation. Once the operation is there's no payments shall be made until after the operation and then you can go in.

Vice Chair Ronald Laguana: Right.

Chairman Tony Ada: And that was eleven years ago.

Vice Chair Ronald Laguana: And there was no operation.

Deputy Director David Camacho: And up to now there's no operation.

Vice Chair Ronald Laguana: There you go so don't.

Commissioner Ronald Eclavea: And that was the frustration of the board because nothing was done. That we haven't been you know they're just taking their time doing the operation and we haven't received anything. All these years so, no problem if they did something and were making that's why we terminated. All these years nothing. There was no incentive on their part to get it going. That's the reason why we terminated it? Anyways.

Chairman Tony Ada: Because it wasn't in highest and best use to just let them hang on to it without some kind of.

Commissioner Antonio Sablan: Just a note to the board I guess. We need to incorporate that kind of language Mr. Chair into our contract that theirs a vote. We should be expecting some sort of minimal amount of payment at least during the process that their taking their time to do development and approval of licenses and engineering works and stuff like that. We need to be realizing some sort of income in the process because they could sit out there forever like this one. It sat out and you guys are saying that eleven years and nothing. No income and I will not hold my land to anyone to take that long to start getting some sort of license. So, I think we should incorporate it from here on incorporate it our language in our contract that we should.

Commissioner Ronald Eclavea: Actually, it is in on the RFP'S. It's all in there now and were protected. That one is way back it was just a license, it was just a verbal not a verbal It was just a year to year license that we did so, I think that's why we went with GEDA now and GEDA'S incorporating all that language your talking about as far as. And I don't' think we're not doing anymore licenses right now. we haven't done anymore licenses.

Commissioner Maria Cruz: They want more license than one.

Commissioner Ronald Eclavea: We stop doing licenses right now?

Mr. Joey Leon Guerrero: Were still doing licenses?

Commissioner Ronald Eclavea: No, I mean as far as granting new licenses to anybody or anything like that.

Mr. Joey Leon Guerrero: Trans Steel is one.

Commissioner Anita orlino: That's the last one?

Commissioner Ronald Eclavea: That was the last one, right?

Deputy Director David Camacho: But the board could still do it?

Commissioner Ronald Eclavea: Yeah.

Commissioner Antonio Sablan: Do you guys still have a copy of this contract between WSTCO and?

Mr. Tony Arriola: Yes, we do sir.

Commissioner Antonio Sablan: May I have a copy man I've been sued by the millions. I don't have a copy of this contract.

Mr. Tony Arriola: We can provide that to you sir.

Deputy Director David Camacho: Did we provide them a copy? We did provide a copy already.

Ms. Dianne Ollet: We'll go ahead and give you. you can get it from us.

Commissioner Maria Cruz: Are we admitted to discuss that WSTCO or do we have to hold on?

Chairman Tony Ada: That will come under the agenda for and we'll see.

Commissioner Ronald Eclavea: Okay.

Mr. Tony Arriola: Alright moving on to Wettengel Junction Northern Market.

Deputy Director David Camacho: Excuse me Mr. Chair, on that third census there that terminated on October 2017. I believe that termination that you guys did is on upon expiration on the 2018. ^{6021 -}

Chairman Tony Ada: 2018.

Deputy Director David Camacho: Yeah, It's not 2017.

Chairman Tony Ada: The termination letter was sent effective April 2018. At the end of.

Deputy Director David Camacho: Were still in effect until next of this.

Vice Chair Ronald Laguana: Next year.

Commissioner Anita Orlino: Yeah 2018.

31:30 **Deputy Director David Camacho:** The board moved a motion to terminate the expiration of 2018.

Chairman Tony Ada: The notice of termination was sent in October to be effective April next year.

Mr. Michael Cruz: I don't recall. I'm sorry but, I don't recall a termination date. What I saw was once the letter was signed and sent the license terminated.

Chairman Tony Ada: The judgement of the judge to.

Mr. Michael Cruz: Yes, the court was expiration on April 2018. But the letter just said your terminated. It didn't say effective April 2018 your license is terminated. It said your terminated as of the date of the letter. At least that was my reading of that letter. And I believe that's why maybe Legal Counsel can. I believe that's why they sued is because we were terminating before the court date. We were terminating effective the date of the letter not April 2018.

Commissioner Maria Cruz: We were also, exercising our rights as license to terminate in thirty days.

Mr. Michael Cruz: I understand but, it wasn't your terminated effective 2018. The date that the court said you need to renew. I think the letter just said you're out.

Commissioner Antonio Sablan: We have to be very careful what we say from here on because were being sued.

Mr. Michael Cruz: Yes.

Commissioner Antonio Sablan: My understanding is that there's an expiration next year and were not going to renew it. And I didn't know anything about terminating it back then.

Mr. Michael Cruz: The letter that was drafted prepared by Legal Counsel Highsmith. Which is the letter that we received and we had our administrator signed as required. We took a look at that and we didn't see April 2018. We saw effective that date of the letter. It may have been the Commission's intent to terminate in April. But, that's not what the letter. I don't think that's what the letter said.

Commissioner Antonio Sablan: Thank you Mike. I'm not the Legal Counsel. But, I will not discuss anything on this until such standard we totally review that and see what is in the absent accuements.

Commissioner Ronald Eclavea: Well I think the minutes shows what our intent was. In the minutes when we terminated it.

Commissioner Antonio Sablan: Your saying again can we.

Commissioner Anita Orlino: Motion made.

Commissioner Ronald Eclavea: Yeah. To end the lease.

Commissioner Antonio Sablan: Well, not to renew it. not we say terminate back then.

Chairman Tony Ada: Exhibit D of the court filing. It's from the office from the Attorney General addressed to Mr. Christopher Torres and Mr. Joseph Razzano dated October 4, 2017 subject termination of escrow agreement. Dear gentlemen the Guam Ancestral Lands Commission has voted to terminate WSTCO'S agreement May 24, 2006 with the commission as of April 30, 2018.

Commissioner Antonio Sablan: 2006.

Mr. Michael Cruz: Okay then, I understand correctly that there is a date there.

Chairman Tony Ada: Just starting 2006 with the Commission as of April 30, 2018. And as manager of the property GEDA is in full agreement with this decision.

Chairman Tony Ada: But, this is not the one that Highsmith drafted. So, maybe the one you're looking at was the one with my signature.

Deputy Director David Camacho: It's in the email for everyone.

Mr. Michael Cruz: But, if Commissioner Sablan has indicated maybe we shouldn't talk about it.

Legal Counsel Nicolas Toft: Yeah. I would say the less said the better at this point on this.

Commissioner Antonio Sablan: I think we should just do an executive session. I'm sorry.

Legal Counsel Nicolas Toft: I would say the less said the better at this point just because it's one of those anything you can, anything you say will be used against you in a court of law.

Commissioner Antonio Sablan: Yeah will be you use against you in a court of law. Let's not give them ammunition.

Legal Counsel Nicolas Toft: Yeah.

Chairman Tony Ada: This actually is the one that was signed. Anybody? I now each of us got this packet. Does anybody want a copy of this letter? Probably, not right? Anyways it's in exhibit D in your packet.

Commissioner Ronald Eclavea: I just think that the fact that you might have come to certain conclusions. You know rightly in it that the misconceptions might be without having to say much more.

Chairman Tony Ada: Okay. Shall we continue?

Mr. Tony Arriola: Okay. Moving on to the next lot Wettengel Junction for Northern market. If you can recall Commissioner Cruz the rent deferral for Northern market October 2017. And the major point of deferral where it was a deferment that will be for One-year effective October 2017. That's two months ago. The monthly rent collection will be reduced from twenty-five, three two points and twenty-eight. to fifteen grand. At one percent monthly interest will be charged each of the monthly rent deferral. The payment of the accumulative deferred amount of the interest will be payable once the construction is obtained in the one-year time period. If that construction loan is not borrowed within the one-year period. The accumulative amount will be paid in equal monthly installments over a period of one year. And then, the rental will still escalate ten percent in 2021 for the lease. GEDA has been monitoring this lease as always. They've been up to date, they been current with their payments. Moving on to the license agreement for the tyan properties with the Wic program GEDA'S received a notice that GEDA will manage the license. Were still doing that until the approval that MOU with Public Health. The same story with EPA. That's about it with the monthly report.

Chairman Tony Ada: I have a question the Wettengel Junction. Is that still Ironwood? I know that Carlos said the makeup of the group changed, right? He's not obligated to let us know but, he just notified us that there was a change of the makeup of the.

Mr. Tony Arriola: Northern Market is the owners?

Chairman Tony Ada: Yeah.

Mr. Tony Arriola: From my understanding it's just Northern Market sir is the name of the corporation.

Chairman Tony Ada: Okay. But, their related to Ironwood?

Mr. Tony Arriola: They're not affiliated with Ironwood. Northern Market is a separate entity.

Commissioner Ronald Eclavea: I think in the financing part of the bridge capital. Something like that if I recall reading it. Bridge Capital. So, Bridge Capital might have had some part in Ironwood.

Chairman Tony Ada: The reason why I ask is because I'm from the village of toto right? And right near the church there' a project right now being started by Ironwood so,

Mr. Tony Arriola: I'm not aware if their affiliated with Ironwood.

Chairman Tony Ada: Well, I guess where I'm driving at is there's the principals are the same but, different projects right? Then, maybe the starting of that project in Toto is affecting this one. But, anyway this is not a. We're not forgiving the depth. We're just referring the depth, right?

Mr. Michael Cruz: Yeah, that's correct?

Vice Chair Ronald Laguana: Mr. Chair.

Chairman Tony Ada: Commissioner Laguana.

Vice Chair Ronald Laguana: Mr. Camacho was here on the last meeting I believe and he explained the situation with the ownership. So, if you back track of the minutes of the recordings he clarified the matter there.

Chairman Tony Ada: Okay. That's it we're done?

Mr. Tony Arriola: Okay, going to the financial summary sir I have the greatest gift for you guys. I'm just joking. I do have a check here to present you guys the amount a hundred and seven thousand four hundred and sixty-nine dollars and eight cents. This comprises of the lease for Kwik space, Matson and Northern Market has made the biggest payment. So, this is a great thing this is for you folks.

Commissioner Ronald Eclavea: Excellent.

Mr. Tony Arriola: We also, have the summary report that we handed out to you guys earlier for all the GALC tenant's. I consult the revenue was collected all the way from.

Mr. Michael Cruz: 2009.

Ms. Dianne Ollet: If I may sorry. So, the information being presented to you which is passed on is just basically a little bit of a recap of what has been transpired with all these active tenants if you could see those listed names. from the commencement off course our management. As information on the total receivables as of today. Also, just wanted to disclose this only pertains to the monthly invoices which means it has no participation rent information.

Mr. Tony Arriola: So, I guess I want to include as today we collected the amount of four point two million. And they remitted to GALC three point six million dollars as of today as of present. Any questions?

Commissioner Antonio Sablan: Thank you GEDA.

Commissioner Maria Cruz: Great job thank you.

Mr. Tony Arriola: Thank you.

Vice chair Ronald Laguana: Thank you for being here. Very satisfying.

Chairman Tony Ada: No but, this GEDA is still fourteen points three, right?

Mr. Tony Arriola: Yes, it is.

Ms. Dianne Ollet: If that's for participation rent, I believe it's twenty percent. Right twenty?

Commissioner Ronald Eclavea: No.

Dianne Ollet: Oh! Then again, this participation isn't included.

Mr. Tony Arriola: Yeah, she's talking about financial summary. The participation rent is not included in this revenue that we gave you for October.

Chairman Tony Ada: So, if we take the first line item right, Kwik space. GEDA is fifty-one thousand six seventy-six thirty-five divided by a total revenue of three hundred and sixty-two zero ninety-three forty right. it only shows four percent.

Ms. Dianne Ollet: Fourteen-point twelve to be exact. Fourteen-point twenty seven percent. Rounding to fourteen point three.

Chairman Tony Ada: Okay. So, let me try again Fifty-one, Six, Seven, six point thirty-five divided by three sixty-two zero ninety-three point forty got it. The question from one of the Commissioners how come the participation rent figures weren't put in here.

Ms. Dianne Ollet: Oh, sorry this was just prepared today.

Vice Chair Ronald Laguana: Oh! Okay.

Ms. Dianne Ollet: I mean we can definitely prepare it for the next time meeting.

Vice Chair Ronald Laguana: Oh! Okay.

Mr. Tony Arriola: We'll be providing it to you sir.

Vice Chair Ronald Laguana: Okay, there you go.

Mr. Tony Arriola: Yes sir.

Chairman Tony Ada: But, you'll give us a revise.

Mr. Tony Arriola: Yes.

Vice Chair Ronald Laguana: Thank you very much. Clarification.

Mr. Tony Arriola: We just got it signed and presenting to you hundred-seven-thousand-dollar check.

Chairman Tony Ada: Okay, Do I give this to Deputy Director Camacho. Thanks for the.

Legal Counsel Nicolas Toft: Don't give it to me I'll just deposit that.

Vice Chair Ronald Laguana: Don't even say that number anymore because everything's recorded here.

Commissioner Antonio Sablan: I just have a question why do we have speakers here and there's speakers up there.

Chairman Tony Ada: That's for better recording.

Legal Counsel Nicolas Toft: Recording versus projection.

Commissioner Maria Cruz: You can't really here too good. That's why?

Vice Chair Ronald Laguana: You have to speak into the mike.

Ms. Dianne Ollet: If we may are there any more questions?

Vice Chair Ronald Laguana: Pardon me.

Ms. Dianne Ollet: Are there any more questions?

Chairman Tony Ada: No more questions thank you very much.

Ms. Dianne Ollet: Thank you.

Vice Chair Ronald Laguana: Thank you for being here.

Mr. Tony Arriola: Thanks Commissioner

Vice Chair Ronald Laguana: Thank you.

Mr. Tony Arriola: Thank you very much.

V. NEW BUSINESS:

C. Office of the Attorney General Legal Discussion

Legal Counsel Nicolas Toft: So, the motion to dismiss in case for all the Commissioners responded by Attorney Highsmith. The District Court moves fairly fast on these sorts of things compared to the local court.

Commissioner Maria Cruz: I can't hear. I'm sorry.

Legal Counsel Nicolas Toft: That's okay let me start again. So, the motion to dismiss on behalf on the Commissioners who's filed by Attorney Highsmith last week and the District Court has moved fairly fast compared to the local court on these matters. So, I would expect a decision within probably a month or two in my experience. As to the content of it I think we have it covered a lot of that with the discussion with GEDA but, as is said before I think it would maybe safe is to never the less said the better at this point we've made our motion in the court will decide and we'll just go from there.

Vice Chair Ronald Laguana: I agree.

Chairman Tony Ada: Okay. I would like to acknowledge the presence of Joe Borja from the office Senator Tom Ada.

V. NEW BUSINESS

D. Bill No. 215-34 Creating a Guam Ancestral Lands Commission Survey Infrastructure and Development Fund from the lease Proceeds of lease of Apra Harbor Reservation F-12 and to Authorize uses of the fund.

Commissioner Ronald Eclavea: I attended that hearing.

Vice Chair Ronald Laguana: I couldn't make it.

Chairman Tony Ada: So, ten days from the date of the hearing will provide some written input.

Deputy Director David Camacho: I think the legislature either table the bill until you guys discuss. Then, you could correct whatever you guys want on the bill either delete or add some.

Commissioner Ronald Eclavea: I gain testimony just based on what I thought and a little bit of your thoughts in it regarding it being per project or per, and the Senators they actually want to hear an official response from us or what we think about the bill. Ans stuff like that.

Chairman Tony Ada: So, they'll re-route money coming from Polaris F-12 right? The Polaris Point property. So, instead of going into the trust fund it's going into the development fund all of it. Straight in.

Commissioner Maria Cruz: I feel that the Senators trying to exhilarate the process of progress in that area. So, to me I think that this intent is good on how I see it.

Commissioner Ronald Eclavea: I know for sure that they clarified to be the bill, Right? The existing contracts there at Polaris not future. So, if we ended up not leasing this new one with Polaris the one we're rating right now that won't apply to this. So, it looks like until it's not needed no more. It could revert back to.

Vice Chairman Ronald Laguana: Is that what it says on the bill?

Commissioner Ronald Eclavea: Yeah, that's what they discussed. It's just for a need for it but, I don't think it's limited.

Commissioner Maria Cruz: Providing a short cut. But, it's all intended for the same purpose land bank and infrastructure developing our property.

Commissioner Ronald Eclavea: Yeah, but it's not limited to Polaris Point area or those Apra Harbor areas. Apra Heights area I think it's for all of our infrastructure needs. And they did outline two hundred thousand something like that were making so far, a year from those two leases.

Vice Chair Ronald Laguana: Kwikspace and Matson.

Commissioner Ronald Eclavea: Yeah, the two hundred thousand a year could go to that structure.

Chairman Tony Ada: My thought on this, right. is that the development fund has to be very liquid? That means we cannot invest it to a TCD or something because it's going to have to be used, right? but, my further thought is that it should still go into the trust fund and only when a project is identified and as (Inaudible) go forward and a project amount once you know the amount of the project then, we can take it from the Trust Fund and put it into the development fund and then, for audit purposes we can track every time we pull money to pay the contractor or whatever. We can track that instead of just putting the whole thing in and just pulling out and there's an audit trail very late. So, it's a project pipeline. As an example, the contractor makes the estimate that's what we move from the interest-bearing trust fund into the development fund to put into work. That was my thought?

Vice Chair Ronald Laguana: I agree on that because it will also go to the boards for approval and It will be tracked by the minutes and the approval. It will attach to the motion. Just for tracking purposes.

Chairman Tony Ada: Yeah.

Commissioner Ronald Eclavea: I backed up that testimony that you gave there. That's what I gave that we like to see for project and then, we just authorize and that's what I did.

Chairman Tony Ada: That's what I did but, I had to leave form work and I was watching you.

Commissioner Ronald Eclavea: But I didn't sign out because I thought you guys were there. So, I had to retrain my thoughts to go back up and say something. But, the bulk of our rent that we didn't is from there. That's the bulk of our rent right now of what we're making. Of our leases I mean.

Commissioner Maria Cruz: Like I said I think the intent is to exhilarate the process of the development on that area. Or any of our area.

Commissioner Antonio Sablan: I'm not reading of just that area.

Commissioner Maria Cruz: Well, any area.

Commissioner Antonio Sablan: The meaning of this is that any area and then, including of paving of road and it could be in the millions. As long as it's limited to that source of income. So, this could be a perpetual expenditure that we need to spend.

Commissioner Ronald Eclavea: Which is the bulk of what we're making right now there. That's why we're saying per project. I don't know if that we'll.

Commissioner Maria Cruz: And then you identify a public law that allows us.

Chairman Tony Ada: You know in the past when GEDA puts an RFP and then creates a lease, right. Was a requirement of the winning bidder to put in what they need not for us? But, this one here I guess it (Inaudible) out money and that we can put it in.

Commissioner Antonio Sablan: I don't see this as being bad. I just see that we could off course charge premium price for the lease. But, I'm only concern here that though it's limited to that source of fund but, it's unlimited to how much we are going to have to spend.

Chairman Tony Ada: So, it has to be further clarified, because it's.

Commissioner Antonio Sablan: I like the language the way it is We could encumber millions but, maybe it we only have two hundred thousand that's all were going to.

Chairman Tony Ada: Well, Commissioner Eclavea brought it up in his testimony that the beneficiaries might not like how we spend.

Commissioner Ronald Eclavea: Yeah, let me add to that (Inaudible) what I did I remember now I also added the interpretation of there's already president's set before regarding the Land Trust. You cannot just take out the fund's that were meant for everybody in there. When you take out the funds and use it. it has to benefit everybody in the trust so, I said the interpretation if it doesn't benefit everybody let's say it's for a certain place in Barrigada or Polaris, or Apra Heights that might be violating the judge's ruling already that it doesn't. I brought it up to the senator's. So, that's something they need to look at because.

Chairman Tony Ada: I think because twenty-five forty-five we have a dual roll where the board enrolls the trustees through highest and best use and I think you brought it up the language is in there that we develop we are trustees we are developers. So, the good thing about this that you 'll would also like Commissioner Sablan is that sometimes a property is not leasable because the bidder might say there's nothing in there.

Commissioner Antonio Sablan: Too expensive for them.

Chairman Tony Ada: Yeah, so if we develop the property to make it attractive for a lease the, like you said we could also ask for more because there's infrastructure, right? on the lease. So, that's good?

Commissioner Antonio Sablan: The way I'm reading this it's saying that when I use a survey of mapping and purchase an installation of infrastructure including pave roads and commission development of Guam Ancestral Land Commission properties. Maybe, I'm misinterpreting this because if were releasing these lands out then, it's not Guam Ancestral Lands Commission properties. So, I'm only reading this that only land that we are then in the future will be leasing out and developing so we could have highest and best. That's my interpretation?

Commissioner Anita Orlino: Only Crown Lands.

Commissioner Louisa Wessling: Only Crown Lands. Yes, That's it, That's right?

Commissioner Antonio Sablan: That's my understanding? I could be wrong so please chime in.

Vice Chair Ronald Laguana: Only Crown Lands.

Deputy Director David Camacho: And those are the things that need to be corrected on the bill to identify only Crown Land and for the purpose the fund for the purpose of survey and improving those Crown Land for the benefit of the Land Bank.

Commissioner Antonio Sablan: Because when we're releasing land let's say to a big land big family. We're not going to go in there?

Deputy Director David Camacho: No, no! it doesn't apply to that.

Chairman Tony Ada: It doesn't apply to that.

Vice Chair Ronald Laguana: Just for our good.

Commissioner Antonio Sablan: Yeah, but we want to make sure.

Commissioner Anita orlino: Strictly for the benefit of the Crown Lands.

Commissioner Louisa Wessling: Crown Lands only.

Commissioner Ronald Eclavea: Wow! I admitted I signed correctly because I thought I was dealing with already released lands for surveying and I stand corrected on that.

Commissioner Maria Cruz: You guys have to really watch it.

Deputy Director David Camacho: There's an account for that on the Land Owners Recovery fund. And we did try to identify that but, for the board to go in and request for additional Two Hundred Fifty Thousand that was identified on the property of Five Hundred grand. And it needs to be appropriate in order for us to get. On the other hand, we're trying to do away with that according to the Director and all those things.

Commissioner Anita orlino: It's not going to benefit original land owners whom their properties we're returned to them, it's not?

Commissioner Ronald Eclavea: Is it just? When does it start, can we just go back with what we received so far on that or it's just when the bill comes low whatever comes in.

Deputy Director David Camacho: When the bill comes in?

Commissioner Ronald Eclavea: Whatever comes in now what was already given and generated from that right? Does that clarify in the law?

Deputy Director David Camacho: I think you have to address what the Chairperson and you what you guys are trying to decide whether to appropriate to get out funds. Deposit it with the Land Bank then whenever we have project or what to identify the value of that project and get it out. But, again one it's deposit to the Land Bank you cannot touch it. unless you can identify, and that was mentioned by him during the testimony.

Commissioner Anita Orlino: Define project. You're talking about this Crown Land. If you're going to find doing this, make it nicer so, when it goes out for RFP you could get more money, is that what you're trying to say.

Deputy Director David Camacho: That's part of the.

Commissioner Anita Orlino: But, only this particular Crown lands that we're holding and not necessarily it doesn't mean that it's going to benefit Ms. Cruz over there when they return her property. That's how I read that, that it's strictly for the property within Crown land to find to make it nicer so that the next person that the next person that's going to lease it will pay off.

Commissioner Ronald Eclavea: That's what their confirming that It's just only our Land Bank we have.

Commissioner Anita Orlino: Not necessarily other projects.

Deputy Director David Camacho: It all boils down to budgeting paying Ancestral is going to have the funding for we have only one staff on the Ancestral Commission. We cannot even survey the Crown Land property because of the funding. This is what I did remember our Round Table discussion way back, Senator Ada brought out about why can't we touch the land Bank you have so much money why can't we touch it? And this is what started that.

Commissioner Ronald Eclavea: But, actually I like this it's very good?

Deputy Director David Camacho: And It's up to you guys to add, delete add on the. That's why the Director has to postpone the (Inaudible).

Commissioner Ronald Eclavea: Now I see your limited just to that as to oppose the whole Crown. It's to say what we're generating from this. Now I see how it makes sense. I like it I think it's good.

Chairman Tony Ada: Oaky. So, I'll write up a draft and circulate it to you guys to read based on what we just talked about. Okay.

Commissioner Ronald Eclavea: Yeah.

Chairman Tony Ada: Alright. No later than the end of the year, right?

Commissioner Antonio Sablan: Just to make you understand it's 2017 Mr. Chair.

Chairman Tony Ada: Okay.

Commissioner Ronald Eclavea: Three four days right now.

Chairman Tony Ada: I promise I won't wait till next year.

Commissioner Antonio Sablan: Since your familiar are you going to be able to do it.

Chairman Tony Ada: Well, I'll email the draft so you guys can do some.

Vice Chair Ronald Laguana: Base it on the current bill that they have. Aline, it with the bill. Commissioner Louisa had something to say I think you need to hear her.

Commissioner Louisa Wessling: Yeah, I can remember now what I was going to say thank you Commissioner Laguana.

Commissioner Louisa Wessling: I was just going to suggest since the bill has been tabled for now until such time that the Commission can review more and provide input that with your draft we can prepare it at the next meeting with any other suggestions to which should be included in that bill. And I think that the language which I would trust that Legal minds would know how to draft the language as to what the intent of the bill is which to my understanding

all this time was to give the Commission funding to 1.) Survey the Crown lands to protect the borders to be able to develop the Crown Lands both vacant and properties that have got improvements on them to their highest and best use so that we can get the highest price possible to benefit the Land Bank Trust. There has been it was brought to my attention a few weeks ago so, there's words circulating on the street that money is going to be made available to the Guam Ancestral lands to provide infrastructure for everybody who return who receive return properties that's what's fuzzing out there right now. And somebody came to me and said is this true and I said not to my understanding. It's important that the language be very specific in the bill that it is for the development for the intent is for the development use of funds for development Crown Lands with properties that are being held by the Guam Ancestral Lands Government of Guam and not properties that are going to be returned or that has been returned.

Vice Chair Ronald Laguana: Very good.

Commissioner Ronald Eclavea: Very good. Mr. Chair my testimony I gave there really wasn't valid then because I didn't realize that. I thought it was not limited to our Crown Land because it thought it was for those lands that are landlock that we gave back but, apparently if what he read the bill it looks like it will benefit everybody in the Land Trust because we're basically improving our lots and making them more attractive and when we RFP it. So, I stand sat correctly there too.

Commissioner Antonio Sablan: Actually, it is.

Commissioner Ronald Eclavea: Yeah.

Commissioner Antonio Sablan: That we need to make share that our....

Chairman Tony Ada: So, are you sure the bill was table because we have ten days from the time of the bill, right?

Deputy Director David Camacho: It is. Yes, it is I was there and the Senator.

Mr. Joe Borja: The bill is not table but, we will wait for the Resolution from the Ancestral Lands.

Commissioner Anita Orlino: But, are they giving us ten days?

Mr. Joe Borja: I'm sorry.

Commissioner Anita Orlino: Ten days.

Mr. Joe Borja: No, we'll wait before they commit a report until we receive something. Because I think that's what Direct Camacho (Inaudible) by table. The bill will not move forward until we get something from them one way or the other.

Vice Chair Ronald Laguana: Mr. Chairman and this was also a result regards to your management team your surveyors that came here and did a presentation on doing easements, right? The overlay easement isn't that part of that?

Chairman Tony Ada: That was a different bill?

Vice Chair Ronald Laguana: That's different?

Commissioner Ronald Eclavea: That's what thru me of too.

Vice Chair Ronald Laguana: Yeah.

Commissioner Ronald Eclavea: I thought that had something to do with (Inaudible).

Vice Chair Ronald Laguana: Because they did a presentation on the topography.

Commissioner Ronald Eclavea: The Apra Heights area.

Vice Chair Ronald Laguana: Yeah, okay so that's not relative to that.

Chairman Tony Ada: That was the bill before this one.

Vice Chair Ronald Laguana: Okay alright.

Commissioner Ronald Eclavea: That's what thru me of too.

Chairman Tony Ada: Okay. Anymore comments or?

Commissioner Anita Orlino: I think comments.

Chairman Tony Ada: Alright. Item Number VI Public Comments

VI. PUBLIC COMMENTS

Commissioner Ronald Eclavea: Public Comments.

Commissioner Anita Orlino: Would you like to say anything Joe?

Mr. Joe Borja: I'll say something but, not the Public.

Commissioner Ronald Eclavea: Okay.

Mr. Joe Borja: The Bill is intended Crown Lands.

Vice Chair Ronald Laguana: Right.

Mr. Joe Borja: Not lands that been returned to private ownership.

Vice Chair Ronald Laguana: Yeah, it's Crown Lands.

Mr. Joe Borja: It's meant developed so bad you could lease it out at Horizontal price. For example, you have fifty-five acres in Radio Barrigada and the Director and Mr. Camacho has you guys have developed an access plan to it. but the roads not developed. Now along the way to the Crown Lands the private lands owners off course will benefit from it. But, the intent is to give the Commission some money to develop a property. I think you may even have unregistered land you may even have unsurvey land. So, the money that comes now to you I guess goes to the trust fund. My advice is to seek Legal Counsel is because I think once you put money to the Trust you can only spend it for a certain reason. That does not include develop.

Commissioner Anita Orllino: That's what I was saying.

Mr. Joe Borja: So, you might want to check. Now, the bus that Ms. Wessling is saying is I haven't heard of that bus. Number 2 it's not coming from the sponsor. There's no intension of this Bill to provide infrastructure money to this private lots whether their landlock or no infrastructure there's no intent to this bill at least to provide money for that kind of development. This is for the Commission to development it's Crown Lands so that they can make it more attractive leasing out. So, that money kind of comes back.

Commissioner Ronald Eclavea: Did they address administrative cost and stuff like that also, they did?

Mr. Joe Borja: I think they did of the....

Commissioner Ronald Eclavea: Operational cost.

Mr. Joe Borja: But I think during the hearing up at the Senator's t think the Committee found out that the Commission is actually using ninety thousand dollars from the General Fund to finance your operations. So, you know the Bill might take that away but, now you guys pay your own way. Not, get money from the General Fund. That's my understanding is that the budget of the Ancestral Lands Commission comes from the General Fund. So, there might be a question as your making all these monies but, still you're depending on the General Fund to operate. Why don't you guys use your own money? So, that's not in the Bill. The Bill does authorize operational funds.

Vice Chair Ronald Laguana: Very Good.

Commissioner Maria Cruz: Joe that means that we may become an antonymous agency because were not funded at all by the General Fund. So, that's why.

Mr. Joe Borja: That's antonymous is not only a funding. It's also your Government so, you might be antonymous in terms of money but, in terms of Governor and the laws. It might not be antonymous but,

Commissioner Maria Cruz: Right.

Mr. Joe Borja: You can put that in your Resolution to request for antonymous.

Commissioner Maria Cruz: It's similar to like GHURA, right? Where we follow the benefits of Government but, they have their own funding. So, because they do not have anything from the General Funds. It's strictly federal.

Mr. Joe Borja: Yeah. I'm not sure about that but, for the purpose of this Bill, I would send it to the funding and not anything about antonymous. But you know if you get away from the money part, that's a step?

Commissioner Maria Cruz: Once you don't tap on the General Funds we've become antonymous. I'm just (Inaudible).

Deputy Director David Camacho: One more second, could I add to that. There's a rumor that.

Commissioner Antonio Sablan: We have a recording here we got five people talking at the same time could we.

Deputy Director David Camacho: No, I'm talking, I'm talking.

Commissioner Antonio Sablan: Sorry I been recognized.

Deputy Director David Camacho: You already recognize it.

Commissioner Antonio Sablan: You already recognized by the chair

Deputy Director David Camacho: There's a rumor too that all this easement that we're providing to the land owners that we returned are going to get paid by Ancestral. And I don't know whose creating rumors that they're going to get compensated for that.so.

Chairman Tony Ada: The answer is no, right.

Deputy Director David Camacho: The answer is no. If you're going to get compensated is whosever qualified for the Land Bank to qualify.

Chairman Tony Ada: Yeah.

Deputy Director David Camacho: But, again there's a rumor that, I don't know whose creating all the rumors that.

Commissioner Louisa Wessling: And again, I like to add to the Director, yes, I heard that same thing too, that it was going to come from the sale of GWA Waterworks property that Guam Ancestral Lands would be compensating. To which said no, I don't believe that's true, we haven't heard of anything like that at all.

Chairman Tony Ada: Okay. So, before you. Joey.

Mr. Joey Leon Guerrero: So, I was wondering, is this going to, for like all these projects. Are we going to GSA or are we just going to put out you know get three quotes on our own? I mean how are going to spend this money, are we limited to that?

Commissioner Antonio Sablan: Then, we could get the Legislation to address that right, Joe.

Mr. Joey Leon Guerrero: I want to start my own company.

Deputy Director David Camacho: I believe that, that thing was answered by our Legal Counsel already.

Legal Counsel Nicolas Toft: Well it would have to be an invitation for bid. I mean it could be something we do by ourselves. It could be something we you know similar with GEDA. where we have someone else do it for us. But, you know it's something that GEDA could be addresses to the bill, or even at a later time.

Commissioner Ronald Eclavea: They're already handling most of our thing. So, we could just make that part of.

Chairman Tony Ada: Commissioner Laguana.

Vice Chair Ronald Laguana: I think we should do it Donald Trump style. Tweet it. Do a Tweeter account and send out that information. That's serious information right their man. Shoot it put to the public somehow let them know that, that is not the right matters that are being discussed.

Chairman Tony Ada: In reference to.

Vice Chair Ronald Laguana: Yeah. That's how he does it he sends out, tweets it out and it goes worldwide.

Commissioner Anita Orino: Yes, like it or not.

Commissioner Antonio Sablan: But, If I may add something to that. or if that invite lobbyist to the Legislature that will take things away from us. So, we'll go silent there's no lobby?

Chairman Tony Ada: Okay. So, for starters, go to the person you heard the rumor from and send it back. From whoever you heard it from, just send it back that it's not.

Commissioner Antonio Sablan: I don't think we even need to address it.

Commissioner Ronald Eclavea: Yeah. No need.

Commissioner Antonio Sablan: Just leave it be.

Commissioner Ronald Eclavea: Misinformation, misinformation, there's nothing we can do. it's not the law, it's the law.

Vice Chair Ronald Laguana: I haven't heard anything about that. everywhere I go but, I haven't heard anything about that.

Chairman Tony Ada: Okay, very good.

Commissioner Anita Orino: I don't know anybody so, if you can.

Chairman Tony Ada: Well if it comes up again, the answer is no. It's going to be developing of the Crown Lands and the land. And earlier the question Attorney Toft, the question of if the monies deposited to the trust then, it cannot come out. Can we get a clarification on that?

Legal Counsel Nicolas Toft: Well, I think if I mean from the Gange decision that every purchase everything you do has to be to benefit all land owner first. I would have to look in to the specific language as to and maybe the bill can address the mechanism by which the money goes in and out from fund A to fund B but, it may just be easy as to have fund B have the money from the Polaris projects dump in the bad and if the commission wants to transfer some of that back into the primary fund. It's probably a lot easier to do that than the other way. Would be my thought, especially if like Commissioner Sablan said where liquidity is going to be an necessity for that fund to be able to use to pay for projects where as if it goes into the General Trust Fund it may get sucked up into a TCD and be unavailable for a while.

Chairman Tony Ada: Okay. Commissioner Cruz.

Commissioner Maria Cruz: Well, then I guess that's a reason for that law because to stop it from going to the Land Bank it's a different account. So, we can probably open another account that interest bears that identify a public law. Make reference to that so that we don't mix in the two different accounts. Because once you put in the money the land Bank Trust. It's going to be kind of difficult to get it out. This law allows us to facilitate. I'm sorry exhilarate our projects that the money-making developments of our property.

Chairman Tony Ada: Well the Gange decision, right? like say the sale to Waterworks. All were doing is converting a land asset into a cash asset.

Legal Counsel Nicolas Toft: Right.

Chairman Tony Ada: So...

Legal Counsel Nicolas Toft: And as long as you're doing it highest and best use of what you can get for it. That's fine?

Chairman Tony Ada: Yeah. So, 25-45 says that as Trustees we are also, developers.

Legal Counsel Nicolas Toft: Yes.

Chairman Tony Ada: So, if we prove that as a result of developing a land asset. It becomes more marketable and easier to lease out then, it's clear that it translates the benefit of the.

Legal Counsel Nicolas Toft: Right, and I think what this bill does it kind of gives a very clear directive for that. give a clear funding source so that there's no confusion as to what is going on.

Chairman Tony Ada: Yeah, okay.

Commissioner Sablan: I like to move that the intent of this that we realize that the intent of the bill is just for us to have an input into the Legislature. It is not for us to start answering questions out there to the public because that's not our job. If the public needs to change that law then, the public needs to go the Legislature to change that law. Let's not start answering that would be judgmental to our limited funds. So, I think what we need to do is just prepare our testimony or our presentation to the Legislature and we don't have to answer to anybody. Once the bill is turned into a law then, we could answer everybody's question. But, in the meantime for now, our only job is to make some presentation to the Legislature regarding our testimony to this bill.

Chairman Tony Ada: Okay, agree. One step at a time, right?

Vice Chair Ronald Laguana: Yeah.

Commissioner Antonio Sablan: Yeah.

Chairman Tony Ada: Okay. Next Item, the Director's Report

VII. DIRECTOR'S REPORT

Deputy Director David Camacho: I was supposed to put out a Director's Report but, you guys got it already from GEDA. And the only thing that the two TCD that mature on December is already been placed in to roll over and that's the One Million and the Three Hundred Thousand.

Chairman Tony Ada: Okay.

Deputy Director David Camacho: It's (inaudible) corrected But, two of the TCD has been rolled on.

Chairman Tony Ada: Okay, if I could return back to New Business under A) 2. Historical Facts. You see eight in a half by fourteen spreadsheets with the Title Hearings, the Number of Lots deeded and the number of lots deeded by physical year. One has been done by the Commission whose going all the way back to looks like Two Thousand and Two.

Commissioner Louisa Wessling: Two. Two Thousand Two.

Vice Chair Ronald Laguana: That's very good.

Chairman Tony Ada: So, were. Joey were closer to the finish line then the starting line. We got more deeded out than what's left deeded out, right?

Mr. Joey Leon Guerrero: Yeah.

Chairman Tony Ada: And if you don't have any more questions then we can move to adjourn this meeting.

Commissioner Ronald Eclavea: Just really quick, I'm sorry.

Vice Chairman Ronald Laguana: Go ahead.

Commissioner Ronald Eclavea: Of just a percentage of what's left compared to this. What's

Chairman Tony Ada: Two Hundred and Two something like that.

Commissioner Ronald Eclavea: Of, of what's, what's, are we finished like seven five percent eighty percent?

Mr. Joey Leon Guerrero: Gosh I didn't have time to prepare for that answer.

Commissioner Ronald Eclavea: Okay.

Commissioner Laguana: And once we deed all those lands then, we become an independent business. Right were not giving out any more land were just deeding it with our Crown Lands and our leases.

Chairman Tony Ada: Well I kind of mentioned this a few years back. Our job is to make our job obsolete. Give it out.

Vice Chair Ronald Laguana: Absolutely.

Chairman Tony Ada: Yeah.

Vice Chair Ronald Laguana: Yeah that's the plan.

Chairman Tony Ada: That's the plan, right.

Vice Chair Ronald Laguana: Give it out liquidate.

Commissioner Ronald Eclavea: Or other future lands that might be coming in.

Vice Chair Ronald Laguana: Yeah, right other than the future land exactly.

Chairman Tony Ada: So, that question from Mr. Eclavea, can you check on it?

Mr. Joey Leon Guerrero: I'll have it at the next meeting.

Vice Chair Ronald Laguana: Okay Mr. LG.

VII. ADJOURNMENT

Commissioner Antonio Sablan: I move to adjourn. Mr. Chair.

Commissioner Ronald Eclavea: I second it.

Chairman Tony Ada: There's a motion to adjourn. All those in favor.

All Commissioners: Aye.

Meeting adjourned at 3:30 pm

Transcribed by: Stephanie Duenas: Stephanie Duenas

Approved by Board motion in meeting of: 14 Feb 2018

David V. Camacho, Deputy Director: [Signature] Date: 2/14/2018

Anthony J.P. Ada, Chairperson: [Signature] Date: 14 FEB 2018

MEMORANDUM

Date: February 14, 2018

To: Executive Director, Guam Ancestral Lands Commission

From: Deputy Administrator

Subject: GEDA Monthly Progress Report

Hafa Adai! The following is a progress report on GEDA's efforts to manage Land Bank Trust properties as required by Section 1(i) of the MOU between GEDA and GALC Land Bank Trust:

- Apra Harbor Parcel No. 1 (Commissary Junction) –
 - Kwik Space
 - After conducting a site visit in Oct 2017, Kwikspace and GEDA have determined that the lease area may need to be adjusted because:
 - Change in useable land due to GEPA requirement to erect a berm to protect the river
 - GPA Poles do not seem to comply with utility easement as described in their map
 - Kwik Space is amenable to paying the proper net lease rate based on useable space pending a retracement by GPA
 - GEDA is working with GPA to determine if the easement requires adjustment based on physical location of GPA power poles and has requested the survey map commissioned by Kwikspace in order to clarify the actual utility easements.
- Apra Harbor Reservation F-12 (Polaris Point) –
 - Matson Navigation Company – GEDA has recently received the revised sublease with Cabras Marine which will be presented to the Chairman for signature based upon GEDA recommendation that the sublease addresses GALC concerns, as approved by GALC at the Aug. 23. 2017 meeting.
 - Portion of Lot Apra Harbor Reservation F-12, Parcel N14-1, Polaris Point
 - RFP 17-009
 - Negotiation Team conducted an internal meeting on December 22, 2017 and has come to a consensus regarding a strategy and direction in negotiating with the highest ranked offeror.
 - A meeting with the only respondent to the RFP has been scheduled for February 27, 2018 to begin negotiations for leasing and development of the property. Commissioners Eclavea, Wessling and Ada will participate in these negotiations.

- N5D Mangilao (Route 15) – Issuance of a new RFP for the N5D 72-acre parcel is on hold until resolution is reached on the legal dispute between the GALC and WSTCO Quality Feed and Supply.
 - In June 2017, GEDA was informed that the Court deemed WSTCO’s “Slaughterhouse” license was valid until 2018
 - In July of 2017, GEDA accepted a single payment of \$2,700 from WSTCO based on the Court decision – no other payment was accepted
 - Subsequently, the license was then terminated in October 2017 by GALC, via the AG’s Office with GEDA as a signatory to the termination
 - In November 2017 GEDA received a District Court summons as WSTCO filed a lawsuit against GEDA for its participation in the termination of the license
 - GEDA’s Legal Counsel has filed a Motion to Dismiss for GEDA’s Administrator and we understand GALC’s counsel is working on GALC’s behalf
 - Currently, the \$2,700 is still being held by GEDA until such time as direction is provided as to its disposition by Legal Counsel.

- Wettengel Junction –
 - In October 2017, the Commission approved a rent deferral for Northern Market. The major points of this deferral are as follows:
 - Deferment will be for 1 year effective Oct 2017
 - Monthly rent collection will be reduced from \$25,322.28 to \$15,322.28
 - 1% Monthly interest will be charged on the deferral
 - Payment of accumulated deferred amount plus interest will be payable once the construction loan is obtained within the one year time period
 - If the construction loan is not obtained within the 1 year period, the cumulated amount will be paid in in equal monthly installments over a period of 1 year
 - Rent will still escalate 10% in 2021 per the lease
 - GEDA will continue to monitor this lease as usual.

- License Agreements for Tiyan Properties
 - DPHSS WIC Program – GEDA has received notice that the Authority will continue to manage this license until approval of the MOU between GALC and WIC/DPHSS.
 - Guam Environmental Protection Agency (GEPA) – GEDA has received notice that the Authority will continue to manage this license until approval of the MOU between GALC and GEPA.

Should you have any questions, please contact Tony Arriola or Diego Mendiola at 647-4332. *Si Yu’os Ma’ase’* for your continued support in generating revenues for the beneficiaries of the Trust.



MANA SILVA TAIJERON





DIPĀTTAMENTON MINANEHAN TĀNO'
 (Department of Land Management)
GUBETNAMENTON GUĀHAN
 (Government of Guam)



EDDIE BAZA CALVO
 Governor

MICHAEL J.B. BORJA
 Director

RAY TENORIO
 Lieutenant Governor

DAVID V. CAMACHO
 Deputy Director

January 30, 2018

Memorandum

COPY

To: Governor of Guam

From: Director, Department of Land Management

Subject: **FY 2018 MONTHLY REVENUE COLLECTION REPORT – DECEMBER 2017**

Buenas yan Hafa Adai! Forwarded is the **DECEMBER 2017** Revenue Collection Report, pursuant to Public Law 17-70, Section 13971.1, revenues collected by the Department of Land Management and the Chamorro Land Trust Commission and deposited into the various accounts listed below:

ACCOUNT NAME	DECEMBER Rev COLLECTED	To Date COLLECTED
3222 - Land Survey Revolving Fund	\$186,518.12	\$568,683.11
1100 - Dept's/Other Special Account	\$1,105.91	\$4,391.45
3624 – Chamorro Land Trust Commission	\$34,167.98	\$110,195.44
3669 – Chamorro Land Trust Survey	\$1,234.66	\$18,565.60
GRAND TOTAL	\$223,026.67	\$701,835.60
To Date Collection for FY 2018		\$701,835.60

In addition, revenues from the Non-Appropriated Funds were received, as follow:

Chamorro Land Trust Commission

DESCRIPTION	DECEMBER Rev COLLECTED	To Date COLLECTED	Account Bal as of DECEMBER 2017
Bank of Guam Account TDOA #XXXXXXXX2274	\$21.61	\$64.13	\$203,608.12
Bank of Guam Account Chkg #XXXXXX5976	\$0.00	\$0.00	\$10,580.94
Bank of Guam TCD #XXXXXXXX7964	\$0.00	\$0.00	\$300,000.00
GRAND TOTAL	\$21.61	\$64.13	\$514,189.06
To Date Collection for FY 2018 (Chamorro Land Trust Commission)		\$64.13	

OFFICE OF THE GOVERNOR
 CENTRAL FILES

RECEIVED BY
 TIME 1:45 PM DATE 1/30/18

Street Address:
 90 S. Marine Corps Drive
 Suite 733 ITC Building
 Tamuning, GU 96913

Mailing Address:
 P.O. Box 2950
 Hagåtña, GU 96932

Website:
<http://land.guam.gov>

E-mail Address:
dldir@land.guam.gov

Telephone:
 671-649-LAND (5263)

Facsimile:
 671-649-5383

Ancestral Lands Commission

DESCRIPTION	DECEMBER Rev COLLECTED	To Date COLLECTED	Account Bal as of DECEMBER 2017
Bank of Hawaii Account # XXXX-XX0217 Trust	\$3.97	\$11.78	\$77,921.10
Coast 360 FCU Account #XX6454			
- Trust Share Savings #0100	\$108,588.99	\$205,240.96	\$211,186.97
- Secondary Savings #0101	\$5.64	\$5.64	\$7,464.94
- Checking #0200	\$0.88	\$0.88	\$1,002.95
- 12 Months Jumbo Term Share #0401	\$5,151.65	\$5,151.65	\$520,316.12
- 24 Months Jumbo Term Share #0403	\$7,445.87	\$7,445.87	\$314,705.87
- 36 Months Jumbo Term Share #0404	\$0.00	\$0.00	\$311,890.85
- 18 Months Jumbo Term Share #0405	\$0.00	\$0.00	\$1,000,000.00
- 24 Months Jumbo Term Share #0406	\$0.00	\$0.00	\$1,000,000.00
- 48 Months Jumbo Term Share #0407	\$0.00	\$0.00	\$2,100,000.00
GRAND TOTAL	\$121,197.00	\$217,856.78	\$5,544,488.80
To Date Collection for FY 2018 (Ancestral Lands - NAF)		\$217,856.78	

If you have any questions or require additional information, please do not hesitate to call our Administrative Support Unit at 649-5263 ext. 600.

Senseramente,


 MICHAEL J.B. BORJA

gfb

Attachment

- cc: Speaker Benjamin J.F. Cruz, 34th Guam Legislature
 Chairman Thomas C. Ada, Committee on Environment, Land, Agriculture, and Procurement Reform
 Office of the Public Auditor of Guam
 Director, Bureau of Budget and Management Research
 Mr. Jason Baza, DLM Budget Analyst, Bureau of Budget & Management Research
 Director, Department of Administration
 Comptroller, Department of Administration
 Financial Statement Reporting Branch, Department of Administration
 CLTC Board Members (via Ruth Sakuma)
 DLM Deputy Director
 DLM Division Heads (4)