

**GUAM ANCESTRAL LANDS COMMISSION REGULAR MEETING MINUTES
VIA ZOOM**

November 12, 2020 • 2:10 p.m. to 4:34 p.m.

**Notices were published in the Guam Post on Thursday, November 5th, 2020 and
Tuesday, November 10th, 2020, in the Guam Daily Post**

I. CALL TO ORDER

Acting Chairwoman Cruz called the regular meeting of the Guam Ancestral Lands Commission to order at 2:10 p.m., noting that she is currently the Secretary/Treasurer who will preside over the meeting until the Election of Officers. In Compliance with Public Law 24-109, Guam Ancestral Lands Commission announced the virtual meeting on Thursday, November 5th, 2020 and Tuesday, November 10th, 2020 in the Guam Daily Post.

Introduction and acknowledgement of New Employees and Commission member: Mr. John Burch, Acting Executive Director, Mrs. Cathi Blas, Administrative Officer and Mr. Jeffrey Rios, Commission member.

II. ROLL CALL

Commission Members Present: Commissioner Maria Cruz, Commissioner Ronald F. Eclavea, Commissioner Angela Camacho, Commissioner Jeffrey Rios, Commissioner Louisa Flores Wessling, and Mr. Ronald Laguana (Unconfirmed member). **Excused Absence:** Commissioner Anita Orlino. **Staff members present:** Acting Executive Director John Burch, Administrative Officer Cathi Blas, Attorney Nicolas Toft, Land Agent II, Joey Leon Guerrero.

Acting Chairwoman Cruz determined that there was a quorum and informed the members that the Director's report will come after the approval of minutes.

III. APPROVAL OF MINUTES

▪ **Minutes of March 11, 2020 – Summarization**

- **Acting Executive Director** suggested to change the signatures on the minutes or have someone sign on their behalf
- **Mr. Laguana** motioned to approve the minutes subject to corrections as per the Director
- **Acting Executive Director** cautioned the members to avoid any actions of the meeting to include approving the minutes that may be contested, because Mr. Laguana has not been confirmed. Requested guidance from Attorney Toft.
- **Attorney Toft** agreed with the Acting Executive Director and said to have the other Commission members make the motion and have Mr. Laguana abstain from voting at this time.
- **Mr. Laguana** stated just for the record I have not received a letter of termination and the only letter I received is to continue to serve in this capacity.
- **Attorney Toft** informed everyone that with other Boards and Commissions there is a roll-over provision within their law, GALC does not have that provision.
- **Mr. Laguana** stated that at the time, as existing Commission members, the Law was a post law; so GALC was waived from official confirmation from the Legislature and wanted this statement to be recorded. I withdraw my motion.
- **Acting Chairwoman** asked has everyone reviewed the minutes and are we ready to make a motion
- **Commissioner Eclavea** motion to approve minutes subject to correction on signature page.
- **Commissioner Wessling** second the motion
- **Acting Chairwoman Cruz** puts the motion to a vote to approve the minutes of March 11, 2020, all those in favor say "aye", Commissioner Ronald F. Eclavea, Commissioner Angela M. Camacho,

Commissioner Louisa F. Wessling and Commissioner Jeff Rios (4 ayes). All those not in favor to approve the minutes of March 11, 2020, say “nay” (0 nays). The ayes have it. Motion approved.

IV. ACTING EXECUTIVE DIRECTOR’S REPORT

The following are updates for the Guam Ancestral Lands Commission:

➤ **Budget:**

- Public Law 35-99, FY2021 Budget Act, appropriated **\$408,553** for GALC. The funding source to be derived solely from the net proceeds of leases from Apra Harbor Reservation F-12 and Parcel N14-1, which is approximately **\$300,000**.
- BBMR submitted language to the Legislature in support of GALC’s **\$408,553** budget with half the net proceeds of the AT&T lease be deposited into the GALC SIDF. The language was not included in the Budget Law, so BBMR adjusted the Budget to reflect a budget limit of **\$290,599**. (**Attachment #1**)
- The following costs have been prioritized in an attempt to remain within this budget limitation: Personnel costs; Legal Services; Audit Services; Board Stipends; and Ads for Board Meetings.
- GALC is still **\$2,162.00** over BBMR’s allotment schedule. Creating extreme difficulty for GALC to fulfill its mandates due to the lack of funds.
- BBMR informed of the AG’s Legal Opinion prepared by Assistant Attorney General Nicolas Toft which advised the Commission that it has the authority to divert incoming funds to the (SIDF) if it sees fit. BBMR is not in agreement with the AG’s legal opinion. (**Attachment #2**)
- GALC has not transferred any funds to the DOA. Due to not having signatory authority to access GALC’s bank accounts. We decided to reimburse DOA on a quarterly basis via electronic funds transfer.
 - **Bank Account Summary Balances:**
Coast 360 Statement Period 09-01-2020 thru 09-30-2020: **Total Term Share \$7,834,170.93**
 - **Balance Bank of Hawaii**
Statement Period 09-01-2020 thru 09-30-2020: **Business Money Market \$64,330.88**
- **Mr. Laguana** stated that with regards to the \$5.00 charge the Commission settled with the institution to waive that fee due to the amount of money we have in the bank.
- **Acting Executive Director** explained that based on the last statement the bank was still charging the fee. He recommends looking at the accounts and maybe moving some funds to other money markets because interest fluctuates as soon as they expire.
- **Mr. Laguana** recommended for the Acting Chair to contact them and look into the matter.
- **Acting Chairwoman** recalls the commission allowing the payment of a \$5.00 fee but doesn’t recall if there was a resolution to the issue.

➤ **Office Space:**

- GALC is occupying office space within DLM on the seventh and third floors. Land file records are located on the third floor in the DLM Vault and Land Agent II, Joey Leon Guerrero is located in a third-floor office, Administrative Officer, Cathi Blas and I are sharing an office on the seventh floor.
- We received approval of bid specifications for office space lease from GSA on 10/09/2020. Fujita Property Guam offered office space on the south side of the third floor of the ITC Building for \$36,261.00 annually. Breakdown is monthly cost at \$3,021.75 for 1,343 sq. ft or \$2.25 per sq ft.
- We are holding off on signing the lease agreement because BBMR refused to release any funds. If the Commission does not receive funds soon, we will have to cancel the IFB. GSA is requesting for the lease documents to be returned to them as soon as possible.
- We have cut other costs and are living on the good graces of DLM for telephone and copier services.

- **Acting Executive Director** has asked Governor's Office to work with us as well as the Legislature to insert the language into the law.
- **Commissioner Eclavea** commented that the Commission should work on getting this budget and work on a bigger budget as time progresses.
 - **Annual Audit:**
 - The OPA has notified us that they would like to initiate an Audit Entrance Conference sometime next week for GALC's FY2020 Financial Audit.
 - **Pacific Unlimited Inc. dba Pacific Trucking & Fleet Services:**
 - Mr. Michael Limtiaco, contacted us on September 8, 2020 to lease a portion of Lot Apra Harbor Reservation F-12-R2. He provided two scenarios for the proposed lease. The first scenario proposed to lease one acre and the second to lease three acres.
 - This was to be addressed during the Commission's March 25, 2020 meeting. But the meeting was postponed due to the declaration of PCOR1 and the government shutdown. Further delayed due to the loss of a quorum when five Commission members' terms expired. Mr. Limtiaco expressed his desire to move forward on his request.
 - We were also informed that the management of this lease was being handled by GALC without any assistance from the GEDA. We advise against this GALC does not have the staff and expertise for the proper management of GALC leases. We recommend that GEDA continue the management of GALC's property leases.
- **Acting Chairwoman** agreed that GEDA should continue with Property Management
- **Commissioner Rios** asked if the property is the same as the property Smithbridge is inquiring about.
- **Acting Executive Director** responded that it is the same property. It will come up on his report on Dan Swaverly. Smithbridge and Pacific Trucking are both interested in the 12 acres.
- **Acting Chairwoman** inquired if these are the leasing, he is referring to for GEDA to handle and if it was an RFP
- **Mr. Diego Mendiola** responded by saying that GEDA does the RFP for the properties they handle for transparency; further mentioned that the Commission has the authority to do short term licenses. GEDA is there to assist any way it can.
- **Commissioner Eclavea** reminded the members that there is history on the property, further stating that there are contaminants on the property and that discussions on the removal, disposal and cleanup have been made in the past. He also reminded the members that it is a very critical subject.
- **Commissioner Wessling** first thanked the Acting Executive Director for his detailed report and how it refreshes the memory. Commented that she is in favor of GEDA continuing with the management of GALC leases on current and any future leases. She further stated that the election to take over the management of leases was based on a proposed budget with the proposed staff and a proposed office. Questioned the budget and why was the language was removed.
- **Acting Executive Director** said he could not explain what happened and that he is working with the Legislature.
- **Commissioner Wessling** confirmed we are operating on fumes and cannot understand what the motivation was to leave the language out to further bind us. She is also concerned that BBMR is challenging the AG Opinion. She asked what can we do to as a Commission to fix it?
- **Acting Executive Director** informed the commission that we have been working on requesting for additional funds. He also suggested for the Commission along with Attorney Toft to prepare a Resolution to the Legislature and the Governor to show the seriousness of our issue.
- **Commissioner Wessling** further stated that she sees this as means to further delay the GALC becoming productive. Thanked Mr. Burch and staff for their work thus far.

- **Commissioner Eclavea** echoed the thoughts of Commissioner Wessling. Stated that that is why we have a legal counsel to take the advice of our legal counsel on what we can and cannot do. We follow our legal counsel. He also stated that the MOU with GEDA needs to be renewed, currently on a month to month.
- **Mr. Diego Mendiola** provided clarification stating that the MOU had an automatic renewal clause that came in to effect two years ago. It was discussed with the former Chairman Mr. Ada.
- **Acting Chairwoman** shared that based on her knowledge if the lease is still there then the service continues until such time it gets terminated. Questioned whether the properties at Polaris Point is with GEDA or if there needs to be a MOU.
- **Mr. Diego Mendiola** replied that the MOU for Polaris still exists with GEDA.

➤ **Dan Swaverly:**

- Mr. Swaverly contacted us with a proposal to lease 393 acres of Lot 7166. The property located along Route 15 between Ted Nelson's property and the Guam Raceway Park. Mr. Swaverly proposes to mine the property, sell the aggregate to qualified contractor subject to GALC royalty. GALC royalty shall be \$1.00 (one dollar) per cubic yard of aggregate.
 - The mass grading operations will result in homestead subdivision lots in accordance with the DPW and DLM standards without infrastructure and access improvements. He also expressed interest in Leasing properties at Polaris Point.
- **Commissioner Wessling** asked for clarification on who is interested in the Polaris Property in the Report it says that Dan Swaverly expressed his interest in leasing Polaris Point.
 - **Acting Executive Director** offered his apologies and stated that he should have put on in the interest of Smithbridge.
 - **Commissioner Rios** requested for clarification on the MOU with GEDA, asking for clarification on the process of the leases. The Commission decides whether the property is going to be leased and GEDA gets involved on how the lease and collection is going to be handled?
 - **Mr. Diego Mendiola** clarified that the MOU states that GEDA provides services to assist the Commission with advertisement, RFP, facilitate negotiations were Commission members are welcome to attend, and in the end GALC makes the final decision. GEDA doesn't act without GALC's permission.
 - **Acting Chairperson** asked Mr. Rios if the response answered his question
 - **Commissioner Rios** satisfied with the response given by GEDA and offered his appreciation to Mr. Burch for his report and pointed out the error in Attachment #1 (written amount does not match the figure amount).
 - **Acting Executive Director** informed the members that it is a BBMR document and will bring it to their attention.
 - **Mr. Laguana** asked Mr. Diego Mendiola if the property was already sent out as an RFP
 - **Mr. Diego Mendiola** responded saying that it has been put out on RFP
 - **Commissioner Eclavea** commented that the 395 acres was destined for the buildup and was RFP but had to cancel due to the Military Firing range. For Information only.
 - **Mr. Diego Mendiola** clarified that the property Mr. Dan Swaverly is interested in is located at Andy South near the Racetrack. The property Commissioner Eclavea was referring to is Old FAA.
 - **Commissioner Wessling** stated that Smithbridge is interested in the 393 acres and after the extraction will result in homestead subdivision lots. She requested for Smithbridge to explain further their intentions. Is it to develop or create the homestead lots for long term leasing?
 - **Acting Executive Director** explained that when he asked Mr. Swaverly about that, he was told that they will excavate in a terraced manner so that the property can be used for a subdivision. They will not be putting in easements or any infrastructures.
 - **Commissioner Wessling** reiterated by saying that their plans do not include developing it into a homestead subdivision. Their intent is to return it to GALC for them to decide.
 - **Acting Executive Director** asked if the Commission would like to invite Mr. Swaverly and Mr. Limtiaco to attend the next meeting.

- **Mr. Laguana** asked if it is common practice with such interest in the property GEDA put out the properties to an RFP? His request lacks details but has some specifics.
 - **Mr. Diego Mendiola** GEDA will recommend a competitive Bid Process, and recommend an RFP if they were the only response.
 - **Acting Chairwoman** asked if they were all in agreement that with GEDA will continue to deal with the leases with those already interested so we don't have to entertain anyone else. Asked for further comments.
 - **Commissioner Camacho** explained that the process should be the RFP first so other interested parties can submit and they may bid higher. Suggested for GEDA to submit the RFP.
 - **Acting Chairwoman** agreed with Commissioner Camacho's statement then asked if there were any other comments so we can discuss this on the next meeting.
 - **Commissioner Eclavea** suggested to take it under consideration and on the next meeting have GEDA move forward. Reminded everyone that back in 2000 the Commission was approached to lease the 395 acres for a commercial airport.
 - **Mr. Laguana** clarified by saying a small aircraft airport
 - **Attorney Nick Toft** stated that it was part of Henry Simpson and the Guam Raceway Park and reminded members that the Pagat Trail is located in this lot as well as the access issue towards former Senator Nelson's house.
 - **Acting Chairwoman** stated that there are two companies who want to discuss GALC properties in the Public Comment section and suggested GEDA continue to be in the meetings.
- **Roof Repair Guam Environmental Protection Agency (GEPA):**
- Earlier this year, the Commission approved the repair of the roof of a building that GEPA is leasing. The Bids were expected on August 20, 2020. However, due to PCORI the Bid due date was rescheduled for October 30, 2020.
- **Mr. Diego Mendiola** explained that they received two Bids one for \$148,000 and the other was for \$447,000. US Dollars.
 - **Commissioner Wessling** asked if it was for the same Scope of Work
 - **Mr. Diego Mendiola** explained that it was for a modified Scope of Work done by the previous Executive Director. He said that he had some suggestions so that the bids are not so high and will work with the Executive Director to come up with the Scope of Work.
 - **Acting Executive Director** stated that he and GEDA to do a site visit to see why the bids are so high.
 - **Commissioner Wessling** asked GEDA if the previous bid that was submitted is what they are referring to.
 - **Mr. Diego Mendiola** explained that they were not and that she was referring to the bid done last year which was cancelled due to results of a background check.
 - **Commissioner Wessling** thank him for his explanation and stated that she recalled the events.
 - **Commissioner Eclavea** commented that some of them went out to inspect the Roof and determined it was not a typical repair and due to the age of the building the former Executive Director came up with the new Scope of Work.
 - **Mr. Laguana** suggested to revisit the Roof repair in hopes of getting other contractors with better quotes. This matter needs to be settled ASAP.
 - **Commissioner Camacho** mentioned that the Scope of Work was revised and suggested that the Acting Director along with GEDA take a look at the scope one more time and rebid. Then the Commission can make an informed decision at that time.

➤ ATTACHMENT#1

1 (c) **GUAM ANCESTRAL LANDS COMMISSION (GALC)**
2 (1) Appropriation. The sum of Three Hundred Seventy-eight Thousand One
3 Hundred Twenty-three Dollars (\$408,553) is appropriated from the GALC Survey,
4 Infrastructure, and Development Fund to the Guam Ancestral Lands Commission (GALC)
5 for its operations for Fiscal Year 2021.

6 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

7 GALC SURVEY, INFRASTRUCTURE, AND DEVELOPMENT FUND	\$408,553
8 TOTAL	\$408,553

9 For information purposes only:

10 FEDERAL MATCHING GRANTS-IN-AID	\$0
--	------------

11 (2) Amendment to the Guam Ancestral Lands Commission Survey,
12 Infrastructure, and Development Fund. §80104(h)(2), Chapter 80 of Title 21 Guam Code
13 Annotated is hereby amended as follows:

14 "Notwithstanding any other provision of law requiring the deposit of proceeds to
15 other funds, the Fund shall receive the net proceeds of all leases of Apra Harbor
16 Reservation F-12 and Parcel N14-1 (the Polaris Point parcels) and fifty percent (50%) of
17 the net proceeds of the lease of Lot 10192 (transferred by the federal government to the
18 government of Guam by quitclaim deed in 2002 and now utilized by the
19 telecommunications company AT&T), both under the jurisdiction of the Guam Ancestral
20 Lands Commission."

ATTACHMENT #2

Nicolas Toft

From: Nicolas Toft
Sent: Wednesday, June 26, 2019 4:34 PM
To: reclavea@yahoo.com; Anthony J.P. Ada; daniel orlino; Louisa Wessling; Ronbo Laguana
Cc: Joseph Angoco; Joey LeonGuerrero
Subject: RE: AT&T lease payments into SID fund

Hafa Adai Chairman, Executive Director, Commissioners and GALC staff. I have been asked to provide a legal justification for the deposit of the AT&T lease funds and back rent into the Survey and Infrastructure Fund. At issue is the language in Title 21, Chapter 80, sections 80104(e) and 80104(h). At the outset, I would note that these incoming lease funds are not appropriations from the Guam Legislature or the Government of Guam, and do not have some of the restrictions or qualifications that general fund money would have. The other baseline factor in the analysis is that the GALC is tasked with administering the trust and its funds and developing its land bank to its highest and best use. I believe that the GALC has the authority to move funds between its accounts, including the SID fund, though I have counseled caution in directly moving funds from the trust corpus into the SID because although I believe it is authorized, I also can see how it could potentially form a basis for a legal claim from a beneficiary, and given the litigious nature of some of our beneficiaries, the less exposure the better.

The advocated solution, then, was to have the board vote to divert the incoming AT&T lease amounts into the SID fund from the outset, avoiding the issue of removing assets from the trust entirely. The legal basis for this stems from 80104(e), which discusses the abilities and duties of the Commission in administering assets and managing the lands. The key phrase in the section is the duty of the Commission to act as the developer of the lands – this necessarily involves expenditure, the implication being that the Commission has the ability to vote on and determine how to spend funds to develop the land bank. 80104(h) is the mechanism for that spending, the SID fund, subsection (3) reiterating the mission of the fund. Subsection (2) discusses the other two leases that supply the SID fund, but it is explicitly non-exclusive.

In an ideal situation, the Rules and Regulations requested in 80104(e) would cover the finer details of the fund administration and the mechanisms therein, but the Legislature is not moving on that issue in the near future. The GALC has been given notice that it will become financially independent, and will need to rely on lease proceeds to cover administrative and operational costs. The 80104(h)(2) leases are insufficient to cover those, much less provide support to develop the land bank. Given that GALC will need additional funding to proceed, that lease funds are not provided via legislative disbursements, and that GALC has the mandate to grow the trust and administer its assets to their best and highest use, I believe that 80104, when read in its entirety, does authorize the board to vote to divert incoming funds to the SID if it sees fit.

Sincerely,

Nicolas Toft – Assistant Attorney General

A. Break 3:36 to 3:49 p.m.

V. OLD BUSINESS

➤ **GEDA: Progress Report – Presented by Diego Mendiola also present is Tony Arriola and Joann Cruz**

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:

- **Wettengel Junction** – Northern Market, LLC (Carlos Camacho’s Group) –
 - Since the pandemic they have paid up to March 2020, last payment made.
 - They have submitted a request for complete deferment, at the time Commissioners’ term expired and the Commission was unable to address it.
 - Up until the deferment began accumulated balance is \$487,734.72
 - Between Apr. 2020 to Sept. 2020 they accumulate another: \$97,041.89, provided as information not for action at this time
 - Submitted a request for complete deferment. Previously Commission approved deferment from \$25,000, to now \$10,000 a month. Their request is for zero payments up until September 2021.
 - Suggest to invite Mr. Camacho to the next meeting to speak.
- **Apra Harbor Parcel No. 1 (Commissary Junction)** – \$3,871.80/Month
 - KwikSpace – Tenant is current with its lease rents.
- **Apra Harbor Reservation F-12 (Matson)** – \$25,000.00/Month
 - Matson Navigation Company – Tenant is current with its lease rents.
- **Portion of Lot Apra Harbor Reservation F-12 (Remainder)** -
 - GEDA submitted a Brownsfield Assessment grant application with US EPA for a property assessment. In competition with GEPA - GEDA not awarded.
 - Interest in the Property Mr. Dan Swavely and Mr. Limtiaco
- **AT&T – Tanguisson Cable Landing Station, Dededo (Lot 10192)** – \$22,939.42/Month
 - Tenant is current with its lease rents.
- **N5D Mangilao (Route 15)** – North of Mangilao Golf Course
 - In August 2020 GEDA was informed by legal counsel that the GALC and WSTCO came up with a Global Settlement which means that the property is available for RFP.
- **Tiyan Properties** extensive discussion done already on this property.
 - GEPA Roof Repair (Bids came in really high)
 - As recommended work with Executive Director to revise the Scope of Work and Re-Bid.
- **Andersen South (Marbo Area) 395 acres.** extensive discussion done already on this property
 - There has been expressed interest to this property by Mr. Dan Swavely, Smithbridge, Hawaii Rock to quarry the property.in a manner more developable.
- **Mr. Diego Mendiola** further reported that throughout the lockdowns GEDA continued to check the properties, collect rent, and submit checks to GALC to ensure the flow of revenue does not stop. Joann keen on collections.
- **Acting Chairwoman** expressed her appreciation to GEDA and asked if they will now issue a new RFP for ND5 Route 15 Mangilao.
- **Mr. Diego Mendiola** responded by saying yes and pretty quick
- **Commissioner Camacho** asked if anyone was able to inspect the WSTCO property. She is concerned that the property may have debris.

- **Mr. Diego Mendiola** responded and reported that there are no developments on the property and stated that there are residents that drive through the property. Further stated that discussions with the Executive Director and Mayor need to happen to inform the residents that the property belongs to GALC.
- **Commissioner Camacho** asked if the residents are landlocked and are using it for their access or for convenience. The Commission needs to know. Also asked if there is legal access opened.
- **Mr. Diego Mendiola** stated that there is access to the properties further up the road and that it is just for convenience. He will confirm with DLM and Mayor.

VI. NEW BUSINESS

A. Election of Officers

- **Attorney Toft** informed the members that they cannot go into Executive Session and that any member can nominate another for a position then get seconded they voted upon
- **Acting Chairwoman** opened the floor for nominations
- **Commissioner Rios** voiced his concern regarding Ron Laguana's unofficial membership on the board and asked if they can push the Election of Officers to the next meeting.
- **Attorney Toft** explained to the members that Mr. Rios was asking to move the Election until every member is eligible for nominations.
- **Acting Chairwoman** expressed the need for Bank Authorizations and stated that she is still able to sign. She suggested to add on another person.
- **Commissioner Eclavea** agreed with Commissioner Rios' concern to wait for everyone to be confirmed then proceed.
- **Acting Chairwoman** due to the urgency for Bank Authorization she asked for the Executive Director to have signature authority and asked Attorney Toft for legal advice and to postpone nominations.
- **Attorney Toft** responded and said to proceed with her decision.
- **Acting Chairwoman** this item will be tabled until the confirmation of Mr. Laguana

B. Confirmation of Executive Director

- **Acting Chairwoman** motion to confirm Mr. John Burch to the position of Executive Director of GALC.
- **Commissioner Wessling** seconded the motion
- **Acting Chairwoman** puts the motion to vote for the Confirmation of Mr. John Burch all in favor say "aye", Commissioner Camacho, Commissioner Eclavea, Commissioner Rios, Commissioner Wessling and Acting Chairwoman Cruz (5 ayes), no nays. The ayes have it. Congratulated Mr. Burch and thanked him for a job well done.
- **Executive Director** thanked everyone for their support and stated that he will do his best to provide support and guidance to the GALC together with the heirs who were dispossessed.
 - provided some insight on his experience working with land issues.
 - mentioned that Attorney Toft has the language needed to set the rules.
 - explained that the biggest hurdle is the budget and thanked Cathi and Joey for their assistance.
 - mentioned that as a result of GALC shutdown in March locating files and supplies has been difficult; supplies and equipment have been ordered but now there is nowhere to put it because we don't have office space.
 - We've been working with Governor's Legal Counsel to have BBMR release our budget allotment as well as the Legislature to change the language of the Law.
- **Acting Chairwoman** asked if we're running out of time for office space and if Authorization is needed for this

- Executive Director explained that he has the specs ready but hasn't submitted it due to funding.
- Mr. Ronald Laguana suggested to have Attorney Toft to draft a Resolution ASAP and have the Acting Interim Chair signoff and walk it down to the Legislature.
- Commissioner Camacho this was not on the Agenda, can we schedule a meeting at the earliest and this will be our Agenda so we can take care of the Office Space and everything we need to take care of this Fiscal Period. Let's schedule our next board meeting.
- Executive Director asked Cathi for the next available date for the open government law requirement.
- Cathi Blas responded that the next available will be November 25, 2020.
- Commissioner Eclavea asked for anything earlier
- Cathi Blas answered No, to be in compliance with the Law. Commissioners agreed for the 25th.
- Mr. Laguana commented that in the meantime the Attorney can work of the Resolution.
- Commissioner Eclavea I would like to welcome Cathi, Jeff and thank Joey for still being with us.
- Mr. Laguana commented that we have a good team and would like to welcome Cathi & Jeff Rios and I'm happy to be back not officially but I'm back. Welcome back Joey!
- Acting Chairwoman commented it looks like we have a dynamic team.
- Commissioner Camacho asked the Director what else is emergency so that could be on the agenda for the 25th. Let's do everything we can to be operable.
- Executive Director responded saying that the Resolution, Bank Cards and the approve minutes also Smithbridge with Mr. Dan Swavely, Mike Limtiaco and the RFP.

C. Bank Authorization

- Acting Chairwoman we will proceed with updating the Bank documents with the Director's signature along with mine
- Executive Director mentioned that there must be a motion to approve in the minutes
- Cathi Blas commented that there needs to be a Resolution according to the Bank
- Acting Chairwoman question for Attorney Toft because we confirmed Mr. Burch and I am still the Secretary/Treasurer do we still need a resolution?
- Attorney Toft answered yes
- Acting Chairwoman made a motion to update the Bank Authorization to include the new Director's signature along with hers as the Secretary/Treasurer
- Commissioner Camacho seconded the motion
- Acting Chairwoman Cruz puts the motion to update the Bank Authorization Card to include the new Director and the Secretary/Treasurer, all those in favor say "aye", Commissioner Ronald F. Eclavea, Commissioner Angela M. Camacho, Commissioner Louisa F. Wessling and Commissioner Jeff Rios (4 ayes). Any "nay" (0 nays). The ayes have it. Motion approved.

D. FY21 Budget

- Executive Director the document was submitted previously and I reported on it already.

VII. PUBLIC COMMENTS

None

VIII. ANNOUNCEMENTS

- Next GALC Board Meeting is scheduled for Wednesday November 25th, 2020 at 2:00pm via ZOOM.

IX. ADJOURNMENT

➤ **Acting Chairwoman** thanked everyone for joining the meeting and adjourned the meeting at 4:34 p.m.

Additional Remarks: The summarization of the GALC Board Meeting Minutes has been approved by the board due to the shortage of GALC Staff. Please refer to the Office of Public Accountability (OPA) Website for the GALC Board Meeting Minutes Audio Recording for detailed information.

Approved by:

Date approved:



Maria G. Cruz, Acting Chairwoman
Guam Ancestral Lands Commission

Transcribed by:



Cathi Blas, Administrative Officer
Guam Ancestral Lands Commission

Reviewed and Approved by:



John T. Burch, Executive Director
Guam Ancestral Lands Commission