



# GUAM ANCESTRAL LANDS COMMISSION



**Lourdes A. Leon Guerrero**  
Maga'haga Governor

**Joshua F. Tenorio**  
Sigundo Maga'lahi Lieutenant Governor

**John T. Burch**  
Excutive Director

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

Published the

Public Meeting Announcement

For

**Wednesday, March 23, 2022**

in the

***Guam Daily Post* on Wednesday, March 16, 2022 and Monday,  
March 21, 2022**

Attached are photo copies of the published GALC Meeting Notices

# 'They are lying to you here'

## Employee bursts onto live Russian state TV to denounce war

(The Washington Post) - A woman burst onto the set of Russian state TV's flagship evening news program Monday, chanting "stop the war" and denouncing government "propaganda" - a striking moment of public protest as the Kremlin cracks down on any criticism of its invasion in Ukraine.

OVD-Info, a human rights group that tracks protest activity and detentions in Russia, identified the woman as Marina Ovsyannikova, an editor and producer with the broadcaster, and said she has been detained. Before storming the set of Channel One, Ovsyannikova recorded a video message in which she said, "What is going on in Ukraine is a crime."

"Unfortunately, I have been working at Channel One during recent years, working on Kremlin propaganda," Ovsyannikova said. "And now I am very ashamed. I am ashamed that I've allowed the lies to be said on the TV screens. I am ashamed that I let the Russian people be zombified."

She ended with a call to action, alluding to the high price of dissent in Russia: "It is only in our power to stop this madness. Take to the streets. Do not be afraid. They can't jail us all."

The protest was hailed around the world as a dangerous act of resistance, as Russia deepens its repression of government critics and falsely portrays its invasion as a limited operation meant to "denazify" a neighbor.



**'NO WAR':** A person interrupts a live news bulletin on Russia's state TV "Channel One" holding up a sign that reads "NO WAR. Stop the war. Don't believe propaganda. They are lying to you here." at an unknown location in Russia March 14, 2022, Channel One/via Reuters

The Kremlin has blocked sources of independent information on the fighting in Ukraine and threatened 15 years in prison for anyone who spreads "fake news" contradicting Russia's official narrative on the war. Thousands of people protesting the violence have been arrested in Russia, according to OVD-Info, which says the invasion and its fallout have "irrevocably changed" Russian society.

A recording of Monday evening's interrupted live broadcast was unavailable on Channel One's website, which says it was taken down "at the request of the copyright holder." All previous episodes from last week are readily available. Channel One said it is "looking into the incident with an outsider appearing in the shot during a live broadcast," according to state-run news agency Tass.

Citing an unnamed individual in law enforcement, Tass also said the woman is detained and could be held liable under Russia's ban on "discrediting" actions of its armed forces. The unnamed person said Ovsyannikova is an editor at Channel One, according to Tass. Ovsyannikova's Instagram account also identifies her as a Channel One employee.

The protester had jumped into frame as a longtime Channel One host, Ekaterina Andreeva, read an item about Russian efforts to mitigate the effect of sanctions over its actions in Ukraine.

Standing behind Andreeva, the protester held up a poster with a mix of English and Russian spelling a forbidden message: "No war. Stop the war. Don't believe the propaganda, they are lying to you here." The woman remained on the screen for several seconds before the program apparently cut away.

In her video message recorded earlier, Ovsyannikova said her father is Ukrainian and her mother is Russian. "They have never been enemies," she said, pointing to her necklace comprising the colors of the Russian and Ukrainian flags.

"We were silent in 2014 when it all started," she said, referring to the year when Russia annexed Crimea from Ukraine. She said the silence continued when Kremlin critic and opposition activist Alexei Navalny was poisoned. "We just silently watched this anti-human regime," she said, "and now the entire world turned their backs against us."

Russia has long drawn criticism for

repressing dissent, and its invasion of Ukraine last month has ushered in a new era of global condemnation, with the West levying sanctions and major companies halting their Russian business.

Denouncing the war in Ukraine, Ovsyannikova said responsibility "for this lies only on one person... [Russian President] Vladimir Putin."

Thousands of people soon flooded Ovsyannikova's Facebook page with comments, many of them expressing thanks and calling her courageous. The Facebook page identifies her as a Moscow resident with experience in "TV news broadcasts."

"Thank you for the truth!" one person wrote in Ukrainian.

"You are a hero to me! Thank you!" another said.

In Russian, someone saluted her "courage and honesty."

"If at least one in ten was even a little like you, Russia would be a prosperous democratic country," the person wrote. "Thanks for your action. Peace to us all!"

Mykhailo Podolyak, an adviser to Ukrainian President Volodymyr Zelensky, tweeted a clip of Ovsyannikova's protest while praising her for trying to expose the reality of Russia's war to an audience of millions. "Any protest is a direct road to jail," he said. Ovsyannikova's act also reverberated beyond Russia and Ukraine: The Guardian, a British newspaper, put an image of her viral moment on its Tuesday front page.

Russian TV presenter Vladimir Solovyov, meanwhile, hailed Andreeva - the interrupted Channel One host - as a hero. Andreeva posted a video of herself doing yoga and repeating the mantra "stand like a stone," saying her practice got her through the day.

## Kumision I Tano Saina'ta Guam Ancestral Lands Commission

The Guam Ancestral Lands Commission Regular Board Meeting will be held on Wednesday, March 23, 2022 at 2:00 pm. This meeting is open to the public via ZOOM.

### Join Zoom Meeting

<https://us02wcb.zoom.us/j/83734758119?pwd=ZlRWUTNqRnY4Wk1SanBGdHBCRj4dz09>  
Meeting ID: 837 3475 8119      Passcode: 2022

### AGENDA

Call to Order; Roll Call; Approval of Minutes: March 9, 2022-Summarization; Executive Director's Report; GEDA Progress Report; Old Business: A. Farmer's Market Financial & Audit Update, B. GEDA MOU-Investment Services Update, C. Smithbridge - License Request, D. Executive Director's Annual Evaluation; New Business; Public Comments; Announcements: Next GALC Meeting; Adjournment

### TO VIEW LIVE STREAMING

<https://www.youtube.com/channel/UCbXB3Y05LKxz7lxy8MzMNjw>

Details and link to this meeting is also available on the GovGuam Public Notices Portal at <https://notices.guam.gov>. Individuals requiring special accommodations, auxiliary aids or services, may call GALC Administration Office at 671-473-5263 or email [admin@galc.guam.gov](mailto:admin@galc.guam.gov) for more information.

This ad is paid for by GALC Survey, Infrastructure & Development Funds.

## AGANA HEIGHTS MUNICIPAL PLANNING COUNCIL

Monday, March 21, 2022 - 6:30PM  
Agana Heights Senior Center

### AGENDA

#### I. Call To Order

#### II. Roll Call and Recitation of Pledge of Allegiance and Inifresi

#### III. Approval of Minutes

#### IV. Old Business

- Guam Unique Merchandise & Art (GUMA) Program  
• Training scheduled for September 3 & 10, 2022
- Agana Heights Community Center & Senior Center Roof Repairs
- Education Stabilization Fund (ESF) - Summer, Afterschool, Cultural Arts in Music & Sports Program

#### V. New Business

- Establishment of a Non-Appropriated Funds Account for Agana Heights Mayor's Office
- American Rescue Plan Act (ARPA) Funding
- Facility Renovations
- Speed Bumps
- Agana Heights Community Garden

#### VI. Announcements

#### VII. Public Comments

#### VIII. Adjournment

# Will the war in Ukraine change America's political landscape?

## ANALYSIS

By Dan Balz  
The Washington Post

WASHINGTON - The war in Ukraine has unsettled American politics. The degree to which it is changing American politics is the more consequential question for President Joe Biden and the Democrats.

Russia's brutal and unprovoked aggression against its sovereign neighbor has refocused the world. Ukrainian President Volodymyr Zelensky has become a figure of international acclaim and admiration. Russian President Vladimir Putin has become an international pariah. NATO has been rejuvenated and the United States is once again leading the Western alliance.

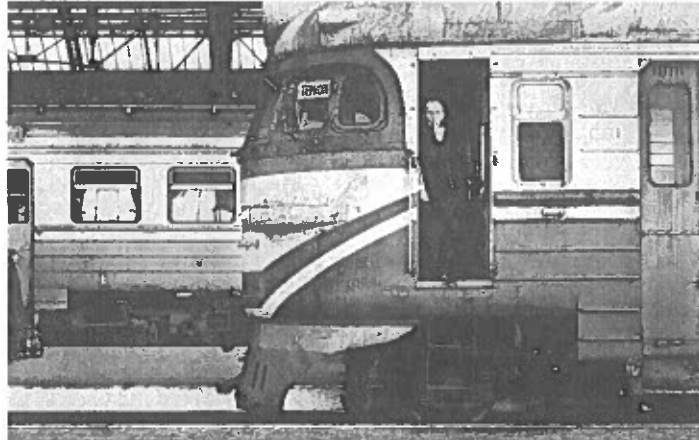
How much does that matter to American voters and how much will it matter in the November midterm elections? Today, inflation and other domestic issues remain the main drivers of the upcoming elections. One change the war has brought is that it has frozen the political environment at home and placed some issues - gas prices specifically - into a more-than-purely-domestic context.

We know from scatterings of recent history that at this stage of a conflict like the one that continues to unfold in Ukraine, projections months into the future are risky to foolhardy. Surprise is one certainty of politics.

Wars that directly involve U.S. forces often produce a rallying effect for the president. When the United States launched a war in early 1991 to eject Iraq from Kuwait, President George H.W. Bush saw his approval ratings soar to close to 90%. Two years later, he had lost his bid for reelection and was out of office.

After the United States responded strongly to the attacks on Sept. 11, 2001, President George W. Bush's approval ratings slightly eclipsed his father's levels. Republican candidates rode his anti-terrorism message to a successful midterm election the following year. Views about the war in Iraq had not shifted enough to prevent Bush from winning reelection in 2004, but by 2006, opposition to the war contributed heavily to the Democrats' takeover of the House.

This war is different. Biden has built and led an international coalition that has slapped punitive sanctions on Russia and come to the aid of Ukraine with continuous shipments of weapons and open doors to now millions of refugees fleeing the destruction. He has called Putin a war criminal but has



**CIGARETTE BREAK:** A train engineer takes a cigarette break in between before transporting people at the main station in Lviv, Ukraine, on Saturday, March 19. More than 2 million refugees have fled their homes after the Russians invaded.

Wally Skaliy/Los Angeles Times/Tribune News Service

resisted steps that he says could lead to a wider war. No U.S. troops have been committed, and Biden has said that will not change. Still, Putin is unpredictable, and so, too, could be the course of the conflict and possible ways it ends.

The war in Ukraine has brought Americans closer together on some things; call it the Putin effect. At a time of division at home, Putin has given Americans a common enemy and a sense of collective purpose. Big majorities of Republicans and of Democrats believe that cooperation with U.S. allies is the right posture, according to the Pew Research Center. A similar pattern emerges on the decision to impose sanctions on Russia, with more than 8 in 10 in each party supporting the continuation of those measures.

Republicans have scurried away from the views expressed by former president Donald Trump, who had praised Putin as a "genius" as the war was taking shape. The party's elected leaders quickly saw the foolishness of trying to accommodate that view. Putin has shown himself for what he is, and many of Trump's acolytes have sought cover. While still not willing to criticize Trump, many have denounced Putin: House Republican Leader Kevin McCarthy, R-Calif., called him "a thug."

Some Republicans have been pushing Biden to take even more aggressive action to support Ukraine, along the lines of Zelensky's requests for jet fighters or more sophisticated anti-aircraft weaponry. There are indications that rank-and-file Republicans are more supportive of these kinds of steps than are Democrats.

As the country's leader, Biden could benefit from the broad consensus about Putin's war. But support for how Biden is handling the war does not yet translate into greater support for Biden

himself. More Americans approve of the U.S. response than disapprove, according to the Pew survey, though there are clear partisan differences on that question. Those underlying divisions may be a proxy gauge of the domestic political impact, or lack thereof, to date.

The president has gotten no noticeable bump in his approval ratings. That could change, of course. At best, his approval ratings have ticked up a point or two, but some strategists say the reason is that he has brought back to his side some Democrats who were unhappy with him because of what didn't happen with his domestic agenda last year. He is solidifying his base but apparently not yet moving others. His overall approval rating remains net-negative by low double digits. Historically, such numbers have

put the president's party in dangerous territory going into midterm elections.

Inflation still rules as the overriding issue in domestic assessments of the state of the country, and both sides know it. A message war is now underway over the price of gasoline. From the White House, the phraseology is "Putin's price hikes." From the Republican quarters, those higher prices are Biden's and his alone, even though it's clear that the most recent spikes are war-related. Still, the burden will fall on Biden if prices remain high through the summer, as could be the case.

More than gas prices are causing voter angst. It's prices generally. The Federal Reserve raised interest rates this past week as a step designed to slow down the rise in prices. Whether that and future rate increases will override the impact of new supply chain disruptions caused by the war (on top of those caused by the pandemic) and wage growth in a tight labor market is the challenge for the Fed.

The administration has changed its messaging on other aspects of its domestic agenda. Biden still wants to enact pieces of his "Build Back Better" agenda that ran aground in the Senate thanks to united Republican opposition and the resistance from Sen. Joe Manchin, D-W.Va., in particular. But this would come piecemeal if at all, and the president and his allies now speak about those proposed policies as ones that will help to lower prices.

Biden gave his State of the Union address nearly three weeks ago. He drew bipartisan support for what he said about Ukraine, but the bulk of the speech was devoted to domestic issues, and partisan divisions were evident throughout. The speech was seen as a pivot away from the kind of rhetoric that dominated last year, that of a transformational president seeking big and ambitious spending programs, to a more modest agenda and more talk of unity. In an age of short memories, the State of the Union has quickly faded.

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**BOARD OF  
COMMISSIONERS**

**Ronald F. Eclavea**  
Chairman

**Ronald T. Laguana**  
Vice Chairman

**Maria G. Cruz**  
Secretary/Treasurer

**Angela M. Camacho**  
Commissioner

**Anita F. Orlino**  
Commissioner

**Jeffrey B. Rios**  
Commissioner

**Louisa F. Wessling**  
Commissioner



**LOURDES A. LEON GUERRERO**  
Governor  
Maga'haga

**JOSHUA F. TENORIO**  
Lieutenant Governor  
Sigundo Maga'lahi



**JOHN T. BURCH**  
Executive Director

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

**GALC REGULAR BOARD MEETING AGENDA**

Open to the Public via ZOOM  
Wednesday, March 23, 2022 at 2:00 PM

**Public Notice: Published in The Guam Daily Post on  
Wednesday, March 16, 2022 and Monday, March 21, 2022**

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. APPROVAL OF MINUTES**
  - A. March 9, 2022 -Summarization
- IV. EXECUTIVE DIRECTOR'S REPORT**
- V. GEDA PROGRESS REPORT**
- VI. OLD BUSINESS**
  - A. Farmer's Market-Financial & Audit Update
  - B. GEDA MOU-Investment Services Update
  - C. Smithbridge License Request
  - D. Executive Director's Annual Evaluation
- VII. NEW BUSINESS**
- VIII. PUBLIC COMMENTS**
- IX. ANNOUNCEMENTS**
  - A. Next GALC Board Meeting is scheduled for \_\_\_\_\_
- X. ADJOURNMENT**

Street Address:

590 S. Marine Corps Drive  
Suite 312 ITC Building  
Tamuning, GU 96913

Mailing Address:

P.O. Box 2950  
Hagåtña, GU 96932

Website:

<http://dlm.guam.gov>

E-mail Address:

[admin@galc.guam.gov](mailto:admin@galc.guam.gov)

Telephone:

(671) 649-LAND (5263)  
ext. 681

Facsimile:

671-649-5383



**GUAM ANCESTRAL LANDS COMMISSION REGULAR MEETING MINUTES  
VIA ZOOM WITH LIVE STREAMING ON YOUTUBE**

**March 9, 2022 • 2:05 p.m. to 3:18 p.m.**

**Notices were published in the *Pacific Daily News* on Tuesday, March 1, 2022 and  
Friday, March 4, 2022**

**I. CALL TO ORDER**

Chairman Eclavea called the virtual, regular meeting of the Guam Ancestral Lands Commission to order at 2:05 p.m. In compliance with Public Law 24-109, the Guam Ancestral Lands Commission announced the virtual meeting on Tuesday, March 1, 2022 and Friday, March 4, 2022 in the *Pacific Daily News*.

**II. ROLL CALL**

Executive Director Burch took roll call and stated they had a quorum of 4 members.

**Commission Members Present**

Ronald F. Eclavea, Chairman

Ronald T. Laguana, Vice Chairman

Maria G. Cruz, Secretary/Treasurer

Anita F. Orlino, Commissioner

Jeffrey B. Rios, Commissioner (logged on at approximately 2:16 p.m.)

Louisa F. Wessling, Commissioner (logged on at approximately 2:13 p.m.)

**Absent**

Angela M. Camacho, Commissioner (excused)

**Management and Staff Present**

John T. Burch, Executive Director

Nicolas E. Toft, Legal Counsel, OAG

Catherine T. C. Blas, Administrative Officer

Joey Leon Guerrero, Land Agent II

Andy Mendiola, DOL Land Agent I Trainee

Mara Perez, DOL Administrative Aide Trainee

**Also Present**

Mike Cruz, Project Manager, GEDA

Tony Arriola, Program Coordinator III, GEDA

**III. APPROVAL OF MINUTES**

**A. February 23, 2022 – Summarization**

Commissioner Wessling logged on and was recognized.

**Motion to approve the minutes made by Secretary/Treasurer Cruz, seconded by Commissioner Orlino. Chairman Eclavea called for a vote. Motion carried 5-0.**

#### IV. EXECUTIVE DIRECTOR'S REPORT

The following are updates for the Guam Ancestral Lands Commission.

**GALC FY 2021 Independent Financial Audit:**

We received the GALC FY 2021 Draft Financial Statements on February 24, 2022. We are reviewing the documents and are preparing our response. We anticipate our response will be ready by Friday, March 11, 2022 for submission to Deloitte & Touche LLP.

**2022 Public Official Financial Disclosure Statement:**

Reminder, your 2022 Financial Disclosure Statement report for Calendar Year 2021 is due to the Guam Election Commission no later than the end of business day, **Friday, April 22, 2022.**

**GEDA/GALC Investment Services MOU:**

The last update we had on the Investment Services MOU it was at the Office of the Attorney General pending signature.

**RFP 21-011- Polaris Point:**

Negotiations with the vendor for the Polaris Point thirteen acres are ongoing.

Thank you for the opportunity to present this update. Please let me know if further information is required.

Commissioner Rios logged on and was recognized.

Vice Chairman Laguana asked for clarification about the Financial Disclosure Statement requirement.

Executive Director Burch stated the detailed form needed to be filled out if one felt they had a conflict of interest, otherwise only the one-page form was required.

#### V. GEDA Progress Report – Presented by Tony Arriola

*Please see attached for the report.*

#### VI. OLD BUSINESS

##### A. Farmer's Market-Financial & Audit Update

Executive Director Burch stated this was covered in today's Progress Report from GEDA.

##### B. GEDA MOU-Investment Services Update

Attorney Toft stated Deputy Attorney General Espaldon had just returned on-island. He said he wasn't sure if the Deputy AG had had time to review it, yet.

## **VII. NEW BUSINESS**

### **A. Smithbridge License Request**

Executive Director Burch stated Smithbridge was requesting an immediate 3-month license to rent 2 acres at Polaris Point to stack approximately 25 empty containers. He said he believed it would not interfere with the current RFP at that location. He said Smithbridge was offering to pay \$1,200 per acre per month for 3 months up front, which they felt would take care of the security deposit. He stated Smithbridge would carry the conventional lease-imposed insurance limits required by GALC. He recommended the commission take action on this. He stated that GEDA had prepared a draft license agreement, which was counter proposed by Smithbridge. He asked if Mr. Mike Cruz wanted to comment on that.

Mr. Cruz stated he believed the license agreement was necessary. He added the amount that Smithbridge was proposing was more than the appraised value of the property. He said he believed the details of the license agreement was similar to the one GALC had with Trans Steel. He agreed that it wouldn't conflict with the RFP.

Executive Director Burch agreed it wouldn't interfere with the current negotiations with the 13 acres at Polaris Point.

Commissioner Wessling stated she always cautions against waiving security deposits when it came to leases, even short-term leases. She stated security deposits were for insurance of damage of property, as well as for insurance of payment of rent. She asked for the appraisal of the property and whether \$1,200 per acre for 3 months was fair market rent. She said a commercial lot of 920 square meters on Route 16 in Mangilao was leased this January for \$750 per month or 82 cents a square meter. She asked how much Matson and Trans Steel were paying per square meter.

Mr. Arriola said Matson was paying 23 cents per square meter for 30 acres.

Mr. Cruz said Matson's rent was based on Cornerstone's appraisal of the property from May or June of last year.

Commissioner Wessling stated what Smithbridge was offering, which was about 29 cents a square meter, might be a little low. She said they may want to consider a counter offer, or whether it was worth it to consider since it was for such a short term.

Chairman Eclavea asked if it would be a significant jump in price per square meter for a smaller lot.

Commissioner Wessling replied, yes.

Mr. Cruz stated the property in question had been sitting for a long time. He said when GEDA heard about the license, they thought it would be a good infusion of capital for GALC's operational expenses. He stated it was higher than the market rate from the RFP.

Commissioner Wessling stated the RFP was for a much larger piece of property, so 29 cents a square meter was probably not fair market value. She asked Executive Director Burch if Smithbridge had expressed a willingness to talk about it.

Executive Director Burch said, no, they didn't.

Commissioner Rios asked if the property in question was also under the RFP.

Executive Director Burch said, yes.

Commissioner Rios asked if the property was ready to be used.

Chairman Eclavea stated approximately 4 acres were ready to be used.

Commissioner Rios asked if GALC would identify the 2 acres that Smithbridge needed.

Executive Director Burch said, yes.

Commissioner Rios said it would be unlike Smithbridge to leave a mess behind. He suggested they ask for, and then hold on to, a security deposit check instead of depositing it.

Chairman Eclavea stated he had some concerns and would like a little time to look over the proposal. He said he would like to wait until the next meeting to address the matter.

Executive Director Burch stated Smithbridge may go somewhere else, because of the urgency of their need. He said the Board may want to decide on this today whether or not to go forward. He stated they could make sure all the concerns of the commissioners were noted.

Chairman Eclavea stated he wasn't comfortable taking action now. He asked for more input from the Board.

Vice Chairman Laguana asked what amount Smithbridge proposed they would be paying up front for the 3 months.

Executive Director Burch said \$7,200. He said they could inform Smithbridge that they want a security deposit, which they would hold and give back if the property was in the same or better condition.



Chairman Eclavea stated he wasn't ready to vote on it today.

Commissioner Rios said if all concerns were addressed today, then he would be okay with it.

Executive Director Burch asked if the chairman wanted to put this on the next meeting's agenda.

Chairman Eclavea said, yes.

Executive Director Burch stated he would bring their concerns about a security deposit and possibly more rent per acre to Smithbridge.

Chairman Eclavea suggested they spend the next day or two fine tuning their concerns.

Commissioner Wessling stated she agreed with the Chairman and Commissioner Rios.

Chairman Eclavea asked if there were any questions. There were no questions.

#### **B. Executive Director's Annual Evaluation**

Executive Director Burch stated the annual evaluation for all heads of government agencies was due. He said his previous evaluation was a 6-month intermediate one. He stated he could do a write up of his accomplishments these past 12 months.

Chairman Eclavea said they should complete the evaluation at the next board meeting.

### **VIII. PUBLIC COMMENTS**

#### **IX. ANNOUNCEMENTS**

##### **A. The Commission scheduled the next meeting for March 23, 2022.**

Time was provided for members to discuss an item not on the agenda.

#### **X. ADJOURNMENT**

##### **A. Chairman Eclavea thanked everyone and adjourned the meeting at 3:18 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's (OPA) website for the GALC Board Meeting Minutes Audio Recording for detailed information.

**APPROVED BY:**

**DATE APPROVED:**

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\_\_\_\_\_  
**Ronald F. Eclavea, Chairman**  
Guam Ancestral Lands Commission

**TRANSCRIBED BY:**

\_\_\_\_\_  
**Mara Perez, Administrative Aide**  
Guam Ancestral Lands Commission

**REVIEWED AND APPROVED BY:**

\_\_\_\_\_  
**John T. Burch, Executive Director**  
Guam Ancestral Lands Commission

MEMORANDUM

Date: March 9, 2022  
To: Executive Director, Guam Ancestral Lands Commission  
From: CEO / Administrator  
Subject: GEDA Monthly Progress Report

*Hafa Adail*

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 (NM)**

Monthly Payment	Outstanding Balance
\$ 27,854.51	\$1,182,503.14

- Total Deferred Balance (\$1,013,664.68) and Total Interest Balance (\$168,838.46) = Total outstanding balance (1,182,503.14) as of March 2022.
- Last payment made on Feb. 27, 2020. In the amount of \$40,769.63
- GEDA sent a letter to NM on Mar. 8, 2022 outlining detailed specific information required for submission of their quarterly report. (Letter attached for reference)

• **Apra Harbor Parcel No. 1 (Commissary Junction): KwikSpace**

Monthly Payment	Outstanding Balance
\$3,949.63	\$ 0

- Tenant is current with its lease rents.

• **Apra Harbor Reservation F-12: Matson**

Monthly Payment	Outstanding Balance
\$ 27,733.00	\$ 0

- Tenant is current with its lease rents.

• **Lot Apra Harbor Reservation F-12-R2: Trans Steel**

Monthly Payment	Outstanding Balance
\$ 600.00	\$10,200.00

- Tenant on a month to month tenancy and payment plan from May 2021 to present.
- Last payment made on Feb. 3, 2022. In the amount of \$600.00

- **Tanguisson Cable Landing Station, Dededo (Lot 10192): AT&T**

Monthly Payment	Outstanding Balance
\$ 22,939.42	\$ 0

- Tenant makes regular monthly payments via EFT at the beginning of every month.
- Tenant is current with its lease rents.

### TIYAN PROPERTIES

- **Guam Environmental Protection Agency (GEPA) \$8,000.00/Month**

Monthly Payment	Outstanding Balance
\$ 8,000.00	\$ 216,000.00

- Tenant makes regular monthly payments before the end of the month via EFT.
- GEDA received payments via EFT on Mar. 04, 2022. In the amount of \$40,000 (5 Mos. lease payments)

- **DPHSS (WIC)- \$8,400/Month**

Monthly Payment	Outstanding Balance
\$ 8,400.00	\$ 62,699.35

- Invoices from November 2021 – February 2022 totaling \$33,600.00 have been revised and resubmitted for processing to DPHSS/WIC on February 16, 2022. Anticipating payments soon to be made via EFT from DOA.
- Last payment made on Nov. 9, 2021, in the amount of \$75,600.00

### Other Items

- **RFP 21-011 – For Lease and Development of Land Bank Trust Property: Lot Apra Harbor Reservations, F-12-1, portion of F-12-2, and F-12-3, Polaris Point, Piti**

- As of 02/24/22, Ongoing lease negotiations between GEDA, GALC and Vendor.

- **Farmer's Cooperative Association of Guam Inc.**

- GEDA sent notice to FCAG on Mar. 04, 2022. informing them of enactment of Public Law 32-23 that states its designation of the site for the FCAG facility and the conditions of its use and the requirement to make payments for use of the property to the Guam Ancestral Lands Commission (GALC). In addition to GEDA further stating the discussions made with FCAG on the meeting held on Jan. 12, 2022., and reminding FCAG to remit payment and submission of their 2020 certified financial statements due no later than March. 10, 2022. ( Letter attached for reference)

- MOU btw GEDA and GALC – Investment Services
  - MOU is currently under review, approval and signature with the AG.

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

*Senseramente,*  


 **MELANIE MENDIOLA**  
CEO/ Administrator



**LOURDES A. LEON GUERRERO**

*Governor of Guam  
I Maga'Haga Guahan*

**JOSHUA F. TENORIO**

*Lt. Governor of Guam  
I Segundo Na Maga'Lahen Guahan*



*Aturidâd Inadilânton Ikunumihan Guahan*

**MELANIE MENDIOLA**  
*Chief Executive Officer/Administrator  
Atkâdi Eksekutibu Ofisial/Atmenestradora*

March 4, 2022

Mr. Carlos Camacho  
Vice President  
Northern Market LLC  
259 Martyr Street, Suite 204  
Hagatna, Guam 96910

RE: Quarterly Reports

Dear Mr. Camacho,

*Hafa Adai!*

Thank you for the first quarterly report on the status of the Northern Market dated February 10, 2022 which was discussed during the last Guam Ancestral Lands Commission (GALC) meeting. While the Commission members thank you for the report, future reports must provide more detail as explained in this letter.

Future reports will be due on May 10 and August 10, 2022. At the present time and in line with the November 17, 2021 minutes of meeting, the GALC and GEDA have two basic concerns:

1. When will Northern Market (NM) begin development and operations? And,
2. When will NM begin paying rent and arrears?

Future quarterly reports must address these concerns in as much detail as possible to include the following:

**Development and Operations:**

- Maps and drawings depicting any revisions to NM's development plan
- Projected schedule and phasing of development;
- Infrastructure assessments and schedule for implementation;
- Ability to secure companies with sufficient labor to construct one to three pads;
- Recent permits and clearances received from regulatory agencies;
- Status of securing tenants;
- Other details NM deems appropriate.

**Payment of Rent and Arrears:**

- Profit and loss statements certified by NM;
- Schedule for payment of rent;
- Schedule and amounts for payment of arrears;
- Ability to make rent/arrears payments in advance of the Nov. 2022 approved deferment;
- Other details NM deems appropriate.



While we realize that some of this information may be subject to change however and ultimately, NM reports must make GALC comfortable insofar as providing the Commissioners some idea as to when and how NM's substantial arrears will be addressed and that the provision of the extension will have tangible results for its beneficiaries.



**MELANIE MENDIOLA**  
CEO/Administrator



Cc: GALC Executive Director



March 3, 2022

Mike Aguon  
Chairman, Farmer's Cooperative Association of Guam, Inc.  
144 West Santa Monica Avenue  
Dededo, Guam 96929

Re: FARMER'S CO-OP: Lot No. 10155-1, Santa Monica, Dededo

Hafa Adai Mr. Aguon,

Public Law 32-23 was enacted on May 2, 2013 designating a site in Santa Monica, Dededo for the Farmer's Market facility and the conditions of use. PL 32-23 further designated the development of the site to the Farmer's Cooperative Association of Guam, Inc. (FCAG) requiring the FCAG to make payments for use of the property to the Guam Ancestral Lands Commission (GALC) for deposit into the Land Bank Trust.

Notice was provided to the FCAG on February 15, 2021 that payments were due May, 2021 for the use of Lot No. 10155-1 in the municipality of Dededo. The FCAG was also advised that:

- The Initial term of use is for 25 years with an automatic renewal of 25 years
- After the initial seven (7) years of the term, the Association is to remit:
  - \$1/year per annum
  - 2% of gross income from the previous year
  - Fee will increase 1% every 5 years, to a maximum of 5%

At its regular meeting held by the GALC on January 12, 2022, FCAG representatives were present and further advised that:

- GALC has ownership of Lot No. 10155-1 in the municipality of Dededo
- GEDA is GALC's property manager
- The law is clear about when the clock started which was when PL 32-23 was signed into law, May 2, 2013
- Should the Dededo Mayor provide revenues to FCAG, then that revenue would be included as income with regards to payments to GALC
- Should the FCAG receive any revenues from use of any part the 6.9947± acres of Lot No. 10155-1, Santa Monica, Dededo then that revenue would be included as income with regards to payments to GALC

As GEDA functions as the property manager for the GALC, please remit payment and a copy of FCAG's relevant financial statement for 2020 to GEDA, no later than March 10, 2022.



Should you have any questions or concerns please do not hesitate to contact Mr. Tony Arriola at 647-4332 or via email at [tarriola@investguam.com](mailto:tarriola@investguam.com).

Si Yu'us Ma'ase,



**DIEGO MENDIOLA**  
Manager, GEDA Real Property Division

Cc: GALC Executive Director

## MEMORANDUM

**Date:** March 23, 2022  
**To:** All Members, Guam Ancestral Lands Commission  
**From:** Executive Director  
**Re:** Executive Director's Report

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The following are updates for the Guam Ancestral Lands Commission.

### **GALC – COAST360 Draft Resolution 2022-004:**

One of the Commission's share accounts at Coast360 will be maturing on April 18, 2022. Because of low interest rates and the pending GALC / GEDA Memorandum of Understanding for Investment Services, I am recommending to **close after maturity and open new account for a period of three months with automatic rollover Account 0405 from the *Land Bank Trust Fund* in the *Trust for Guam Ancestral Lands Commission* inclusive of the principal and all interest earned.** More specifically:

**After maturity, close Account 0405 from the Land Bank Trust Fund and deposit One Million Fifty-Five Thousand Eight Hundred Fifty-Three Dollars and Twenty-Nine Cents (\$1,055,853.29) plus all interest earned to "3 Month Jumbo Term Share" with automatic rollover.**

### **Bill No. 277-36 (COR):**

An Act to add a new Article 2 to chapter 75A of Title 21, Guam Code Annotated, relative to authorizing the Chamorro Land Trust Commission to enter Commercial Submerged Lands Agreements and to be known as the Guam Undersea Access for Homes Act (GUAHA).

Public Law No. 25-45, Section 5 (b) mandates, "Any land acquired by the government by having been declared excess by the U.S. Government, or any agency thereof, after the effective date of this Chapter shall acquire the status of ancestral land and be reserved by the Director of the Department of Land Management for the extinguishment of ancestral land claims. All such lands shall be described, surveyed and mapped, and that information shall be sent to the Guam Ancestral Lands Commission to be recorded in the Excess Lands Registry."

I don't believe this section of law differentiates between submerged land and terrestrial land. If that's the case, then the GALC may have jurisdiction over the submerged lands in the area where the AT&T submerged cables are located once the property is returned.

The claim of jurisdiction quoted in §75A202, Legislative Intent, of Bill No. 277-36 (COR) cites an informational memo from the Attorney General of Guam that was issued in 1996. This memo does not take into consideration the law that created the GALC in 1999.

The GALC has vested interest in this issue because of our current lease with AT&T and the potential revenues that could be generated that were previously unforeseen, especially with cable companies.

Thank you for the opportunity to present this update. Please let me know if further information is required.

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**Attachment A:** Draft Resolution No. 2022-004 – Action required

**Attachment B:** Account balances in the Coast360 Trust for Guam Ancestral Lands Commission

**Attachment C:** COAST360 & PENFED Share Rates

**Attachment D:** Bill No. 277-36 (COR)

ATTACHMENT A



**GUAM ANCESTRAL LANDS COMMISSION  
RESOLUTION NO. 2022-004**

***TRANSFER OF FUNDS IN THE TRUST FOR  
GUAM ANCESTRAL LANDS COMMISSION "LAND BANK TRUST FUND"  
INVESTMENT INSTRUCTIONS TO COAST 360 FEDERAL CREDIT UNION***

***WHEREAS***, the Guam Ancestral Lands Commission, in accordance with Title 21, Guam Code Annotated, Chapter 80 and Public Law 25-45, has the responsibility for the return of excess government lands to its original landowners except in circumstances when land is clearly under existing public use or lands were Spanish Crown Land; and

***WHEREAS***, the Guam Ancestral Lands Commission shall administer all assets and revenues of the Land Bank Fund where resulting income shall provide just compensation for those dispossessed ancestral landowners; and

***WHEREAS***, Title 5 Guam Code Annotated, Chapter 21, Investments and Deposits, governs the methods and processes for Guam Ancestral Lands Commission to invest its monetary assets; and

***WHEREAS***, on March 23, 2022, the Guam Ancestral Lands Commission Board of Commissioners met at a regular meeting, via Zoom teleconference, to discuss the **Trust For Guam Ancestral Lands Commission** account and options to maximize returns on its deposits; and

***WHEREAS***, on March 23, 2022, the Guam Ancestral Lands Commission Board of Commissioners at their regular meeting, via Zoom teleconference, by unanimous vote, passed a motion to close after maturity and open a new account for a period of three months with automatic rollover Account 0405 from the **Land Bank Trust Fund** in the **Trust for Guam Ancestral Lands Commission** inclusive of the principal and all interest earned. More specifically:

**After maturity, close Account 0405 from the Land Bank Trust Fund and deposit One Million Fifty-Five Thousand Eight Hundred Fifty-Three Dollars and Twenty-Nine Cents (\$1,055,853.29) plus all interest earned to "3 Month Jumbo Term Share" with automatic rollover.**

***NOW THEREFORE BE IT RESOLVED***, The Guam Ancestral Lands Commission Board of Commissioners directs Coast 360 Federal Credit Union, to close after maturity and open a new account for a period of three months with automatic rollover Account 0405 from the **Land Bank**

*Trust Fund* in the *Trust for Guam Ancestral Lands Commission* (Member Number 0000236454) in the amount listed above.

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***SO SAYETH THE GUAM ANCESTRAL LANDS COMMISSION AND ITS CHAIRMAN, SECRETARY / TREASURER AND EXECUTIVE DIRECTOR THIS 23<sup>rd</sup> DAY OF MARCH IN THE YEAR OF OUR LORD, 2022.***

\_\_\_\_\_  
**RONALD F. ECLAVEA, Chairperson**

**Date:** \_\_\_\_\_

\_\_\_\_\_  
**MARIA G. CRUZ, Secretary/Treasurer**

\_\_\_\_\_  
**JOHN T. BURCH, Executive Director**

**ATTACHMENT B**

**COAST360**

**TRUST FOR GUAM ANCESTRAL LANDS COMMISSION 02/16/2022**

<b>Account Number</b>	<b>Account Name</b>	<b>Maturity Date</b>	<b>Interest Rate</b>	<b>Available</b>	<b>Balance</b>
100	Trust Share Savings		0.25	1,062,250.51	1,062,255.51
101	Landowner's Recovery Fund		0.25	5,038.40	5,038.40
102	SID Fund		0.25	754,744.37	754,744.37
200	Checking Operations Fund		0.23	1,000.00	1,000.00
401	CLOSED - Reopen Acct 416	12/6/2021			
403	CLOSED - Reopen Acct 417	12/6/2021			
404	36 Month Term Share	12/6/2022	2.2	224,241.73	324,241.73
405	18 Month Term Share	4/18/2022	1	955,853.29	1,055,853.29
406	CLOSED – Reopen Acct 414	10/18/2021			
407	CLOSED – Reopen Acct 415	10/18/2021			
408	CLOSED - Reopen Acct 418	12/18/2021			
409	3 Month Term Share	5/6/2022	0.5	902,522.13	1,002,522.13
410	3 Month Term Share	5/6/2022	0.5	902,522.13	1,002,522.13
411	3 Month Term Share	5/6/2022	0.5	902,522.13	1,002,522.13
412	3 Month Term Share	5/6/2022	0.5	902,522.13	1,002,522.13
413	3 Month Term Share	5/6/2022	0.5	902,522.13	1,002,522.13
414	3 Month Term Share	4/21/2022	0.45	982,775.95	1,082,775.95
415	3 Month Term Share	4/21/2022	0.45	2,162,557.17	2,262,557.17
416	3 Month Jumbo Term Share	3/15/2022	0.5	457,162.14	557,162.14
417	3 Month Jumbo Term Share	3/15/2022	0.5	238,633.93	338,633.93
418	3 Month Jumbo Term Share	3/20/2022	0.5	2,574,048.50	2,674,048.50
	<b>TOTAL SHARES</b>			<b>13,930,916.64</b>	<b>15,130,921.64</b>

**ATTACHMENT C**

<b>COAST360 Term Shares</b>		<b>PENFED CDs</b>	
<b>Term</b>	<b>APY*</b>	<b>Term</b>	<b>APY*</b>
3 months	0.45%		
6 months	0.55%	6 months	0.50%
9 months	0.55%		
12 months	0.65%	12 months	0.90%
		15 months	1.10%
18 months	0.65%	18 months	1.25%
24 months	0.65%	24 months	1.35%
36 months	0.80%	36 months	1.40%
48 months	0.80%	48 months	1.45%
60 months	1.00%	60 months	1.80%
		84 months	1.85%

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(Space above this line is for Recorder's use only.)

**GUAM ANCESTRAL LANDS COMMISSION  
SMITHBRIDGE GUAM**

**LICENSE AGREEMENT**

The Guam Ancestral Lands Commission whose mailing address is P.O. Box 2950, Hagåtña, Guam 96932 ("GALC," or "Licensor") hereby licenses to Smithbridge Guam, Inc. ("Licensee") whose mailing address is 300 Chalan Padrion Haya, Yigo, Guam 96929, a two-acre portion of Apra Harbor Reservation F-12 Polaris Point, located along Route 1, Piti (Attachment A: Map), for a period of three months, beginning on April 1, 2022, and ending at midnight on June 30, 2022, under the following terms and conditions:

The Licensee does hereby acknowledge and agree that the:

1. Term. Use of the land described in this License is temporary only, and is not to be construed to grant or confer any property right or interest in the property beyond the terms and conditions of this License. The term of this License shall be for a period of three (3) months commencing on April 1, 2022, and ending at midnight on June 30, 2022. Licensee shall make a rent payment of \$8,000.00 for two (2) acres, for three (3) months payable in full in advance.

Licensee agrees to pay two months rental (\$5,333.33) payable in full in advance of the commencement of this license as a security deposit for the removal of any materials, debris, or structures upon termination of this license. Security deposit will be refunded in full should there be no outstanding debts or usage fee due to the Guam Ancestral Lands Commission or the Land Bank Trust.

2. The Licensor shall not be responsible for injuries to any person, or for damages to the licensee's personal property/properties or injuries to the licensee or licensee's agents, or any other persons, which may arise from or be incidental to the exercise of the privileges herein granted. The Licensee shall hold the Licensor harmless from any and all such claims.
3. The Licensee shall, at its sole cost and expense, promptly repair or replace any property of the Licensor damaged or destroyed during the term of this license.



4. Licensee shall procure and obtain business liability insurance that indemnifies and holds Licensor and the Government of Guam harmless, and shall require Licensee to respond to Licensor's request for information on a timely basis. Licensee shall procure and obtain, at its own cost and expense and keep in force during the term of the license agreement for the mutual benefit of Licensor and Licensee, a policy of comprehensive liability insurance in such amounts, form and with such insurance company as Licensor shall approve. A copy of such policies shall be provided to Licensor. Licensor may review the foregoing limits of coverage and require increases therein but shall not require increases more frequently than annually. The policy or policies shall contain a clause stating that the insurer will not cancel or change insurance coverage without first giving Licensor and Licensee thirty (30) days prior written notice of such change or cancellation.
5. Easements. This License is subject to all existing public access and utility easements.
6. Improvements.
  - a. Ownership. Any improvements remaining in the Property after Licensee vacancy shall be deemed abandoned and may, at the election of Licensor, either be retained as property or may be removed from the demised premises by Licensor.
  - b. If Licensee desires to do any clearing or backfilling, Licensee must obtain necessary permits from appropriate government agencies and provide copies of such permits to the GALC via GEDA, before any clearing or backfilling is done.
7. Utilities and Maintenance. Any and all utilities and maintenance of the property licensed herein shall be borne and paid for by the Licensee.
8. This License neither authorizes, envisions, nor permits any use not in conformance with government of Guam laws, statues, and codes.
9. Licensee shall assume full control and responsibility for the prevention or removal of all trespassers, squatters, and other unauthorized users.
10. Licensee shall, at licensee's own cost and expense, keep and maintain the property in good order, repair, and in a safe, clean, and attractive condition. All garbage, trash, and other waste materials shall be removed from the property and disposed in compliance with the laws, of Guam. Use of burn barrels, open fires, waste pits and trenches for trash disposal are expressly prohibited.
11. The intent of this License is that the property will be used solely as a staging area for Licensee's containers, chassis, and trailers. The Licensee agrees to limit the use of the licensed area to storage and off-loading of shipping containers. Licensee agrees that any other use of the property outside this intent, is a justifiable cause for Licensor to terminate this license.

12. All required business, utility, tax, environmental, sanitary, health, and other permits shall be secured and maintained by the licensee during the life of this license.

13. The storage and disposal of hazardous or toxic materials is prohibited.

**IN WITNESS WHEREOF**, the authorized signatories of the parties to this Agreement have caused it to be executed on the dates set forth below.

**Guam Ancestral Lands Commission**

By: \_\_\_\_\_  
**RONALD F. ECLAVEA**  
Chairman  
GALC Board of Commissioners

By: \_\_\_\_\_  
**JOHN T. BURCH**  
Executive Director  
GALC

City of Hagåtña,        )  
                                  ) ss:  
Guam, U.S.A.         )

On this \_\_\_\_ day of \_\_\_\_\_, 2022 before me a Notary Public in and for Guam, U.S.A., personally appeared **Ronald F. Eclavea**, known to me to be the person whose name is subscribed to the within instrument and who acknowledged to me that he executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

\_\_\_\_\_  
**NOTARY PUBLIC**

City of Hagåtña,        )  
                                  ) ss:  
Guam, U.S.A.         )

On this \_\_\_\_ day of \_\_\_\_\_, 2022 before me a Notary Public in and for Guam, U.S.A., personally appeared **John T. Burch**, known to me to be the person whose name is subscribed to the within instrument and who acknowledged to me that he executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

\_\_\_\_\_

**NOTARY PUBLIC**

**Smithbridge Guam, Inc.**

I, **Graeme Ridley**, on behalf of Smithbridge Guam, Inc., and as Licensee, hereby acknowledge that I have read the contents of this License, that I fully understand all of the conditions pertaining to this license, and agree that Smithbridge Guam, Inc., shall abide by all of the conditions. We understand and agree that violation of any of the conditions of this License shall constitute reasonable cause for immediate revocation of this License.

By \_\_\_\_\_  
**GRAEME RIDLEY**  
Its Authorized Representative

City of Hagåtña,        )  
                                  ) ss:  
Guam, U.S.A.         )

On this \_\_\_\_ day of \_\_\_\_\_, 2022 before me a Notary Public in and for Guam, U.S.A., personally appeared **Graeme Ridley**, known to me to be the persons whose names are subscribed to the within instrument and who each acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

\_\_\_\_\_  
**NOTARY PUBLIC**