



M&C Fwd: Transmittal of CLTC Board meeting packet of May 21, 2020

1 message

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To: Clerks Office <clerks@guamlegislature.org>
Cc: Rennae Meno <rennae@guamlegislature.org>

06-01-20	11:17 AM	06-01-20	Board Meeting Packet of May 21, 2020: Pursuant to P.L. 31-233.*	Chamoru Land Trust Commission
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Sinseru yan Minagåhet,

Office of the Speaker • Tina Rose Muña Barnes
Committee on Public Accountability, Human Resources & the Guam Buildup

35th Guam Legislature
I Mina'trentai Singko na Liheslaturan Guåhan

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
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Gumai pribilehu yan konfendensia este siha na mensåhi. Solo espesiatmente para hågu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespåtcha. Yang mensåhi , put fabot ago' guatu gi I numa'huyong gi as speaker@guamlegislature.org yan despues destrosa todú siha I kopian mensåhi. Si Yu'os ma'åse'.

----- Forwarded message -----

From: **Teresa Topasna** <teresa.topasna@cltc.guam.gov>
Date: Mon, Jun 1, 2020 at 11:17 AM
Subject: Transmittal of CLTC Board meeting packet of May 21, 2020
To: <speaker@guamlegislature.org>

Hafa Adai, pursuant to P.L. 31-233 transmitted is the CHamoru Land Trust Commission board meeting packet of May 21, 2020.

Thank you.

Teresa T. Topasna
Chamorro Land Trust Commission
Tel: 649-5263 ext 436

CLTC meeting packet - May 21, 2020.pdf
4518K



Lourdes A. Leon Guerrero
Governor

Joshua F. Tenorio
Lieutenant Governor

Commission Members

G. Pika Fejeran
Chairwoman

Amanda L.G. Santos
Commissioner

Austin J. Duenas
Commissioner

Arlene P. Bordallo
Commissioner

Joseph I. Cruz
Commissioner

Jack E. Hattig, III
Administrative Director

Kumision Inangokkon Tåno' Chamoru ***(CHamoru Land Trust Commission)***

P.O. Box 2950 Hagåtña, Guåhan 96932

Phone: 649-5263 Ext. 815 Fax: 649-5383

BOARD OF COMMISSIONERS MEETING AGENDA

Suite 300, 3rd Floor, GCIC Building, Tamuning, Guam

Thursday, May 21, 2020

Regular Meeting - 1:00PM

Public Notice: The *Pacific Daily News* on May 14, 2020 and May 19, 2020

- | | | |
|--------------|--|---------------|
| I. | CALL TO ORDER | 1:00PM |
| II. | ROLL CALL | 1:05PM |
| III. | APPROVAL OF MINUTES | 1:10PM |
| | 1. September 19, 2019 – Regular Meeting | |
| IV. | OLD BUSINESS | 1:30PM |
| | 1. Hal's Angels Football Association and Guam Rugby Club | |
| | 2. Proposed Standard Operating Procedure | |
| V. | FINANCIAL REPORT | 2:00PM |
| | 1. FY20 Budget | |
| | 2. FY21 Budget | |
| VI. | NEW BUSINESS | 2:15PM |
| | 1. Proposal from GTA Teleguam | |
| | 2. Proposed Leasing of former Land for the Landless lots | |
| | 3. CLTA | |
| VII. | EXECUTIVE SESSION | 3:00PM |
| | 1. USA vs. CLTC | |
| VIII. | PUBLIC COMMENT | 4:30PM |
| IX. | COMMISSIONERS' COMMENTS | 4:45PM |
| X. | ADJOURNMENT | 5:00PM |
- Next Meeting – Thursday, June 18, 2020 at 1:00PM

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CHamoru Land Trust Commission Board Meeting
 Thursday, May 21, 2020, 1:00 p.m., Executive Session regarding litigation discussion pursuant to 5GCA §811(c) will be held at 3:00 p.m. Suite 300, 3rd Floor, GCIC Building 414 W. Soledad Ave., Hagatna.
 If you should attend please ensure you are wearing a face mask.
 The agenda may be viewed at: <http://dln.guam.gov/announcements-2>
 In compliance with ADA requirements, individuals requiring special accommodations, auxiliary aids or services, may email teresa.tomasia@cltc.guam.gov.
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 In compliance with ADA requirements, individuals requiring special accommodations, auxiliary aids or services, may email jenssa.tupasna@cltc.guam.gov.
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Guam Cancer Trust Fund Council Meeting
 The Guam Cancer Trust Fund Council will hold its monthly meeting online on Thursday, May 21, 2020 at 3:00 p.m. If interested in attending the meeting, please register with Remylynn Yamanaka at gctf@triton.uog.edu.

SUB-BIDS REQUESTED
 FY19 MCAF Project P-9030/PAF189030
 ASPI-Cargo Pad with Taxiway Extension and
 FY19 MCAF Project P-9040/PAF189040
 ASPI-Maintenance Support Facility
 Tinian International Airport, Tinian, CNMI
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TUESDAY, MAY 19, 2020 | PACIFIC DAILY NEWS 28

COMMISSION MEETING MINUTES

Department of Land Management Conference Room

3rd. Floor, ITC Building, Tamuning

Thursday, September 19, 2019,

1:04 p.m. – 5:27 p.m.

Public Notice: The Guam Daily Post on September 12, 2019 and September 17, 2019

I. CALL TO ORDER

Chairwoman Pike Fejeran: Okay, I would like to call this CHamoru Land Trust Commission meeting to order. The date is September 19. It is 1:04 p.m. Public notice for this meeting was provided in the Guam Daily Post on September 12, and September 17.

II. ROLL CALL

Chairwoman Pika Fejeran: I would like to call role. Amanda Santos?

Commissioner Amanda Santos: Here.

Chairwoman Pika Fejeran: Austin Duenas?

Commissioner Austin Duenas: Here.

Chairwoman Pika Fejeran: Commission. Legal Counsel, Nicolas Toft?

Legal Counsel Nicolas Toft: Here.

Chairwoman Pika Fejeran: Administrative Director, Jack Hattig the third?

Administrative Director Jack Hattig: Here

Chairwoman Pika Fejeran: Okay I'm also here Chairperson, Pika Fejeran. If I could ask us all to rise and incite the Inifresi.

All: Inifresi. Ginen I mas takhelo' gi HInasso-ku, i mas takhalom gi Kurason-hu, yan i mas figo' na. Nina'sina-hu, Hu ufresen maisa yu'para bai hu Prutehi yan hu Difende, I Hinengge, i Kottura, i Lengguahi, i Aire, i Hanon yan I tano' CHamoru, ni'Irensia-ku Direchu ginen as Yu'as Tata, Este hu Afftma gi hilo' I bipblia yan I bandera-hu, i banderan Guahan! Biba!

Administrative Director Jack Hattig: Biba!

All: Biba!

Unknown: Biba CHamoru!

Chairwoman Pika Fejeran: Thank you everybody. For those of us that this is your first time at our commission meeting. Thank you for coming. I know a lot of you are here and are on the agenda. We have a public comment sections sign up sheet here on the table at the front. Our public comment section are those individuals who are not on our agenda. We also have agendas over there for you to take a look at. Public comments we will start at 4:30 p.m. Okay.

III. APPROVAL OF MINUTES

Chairwoman Pika Fejeran: Okay so the first item on the agenda after the role call is Approval of Minutes. The commission has been provided with the copies of the May 2nd, May 16th and June 6th regular meeting minutes. We do not have the July 18th regular meeting minutes so I would like to strike that from for table that until the next one. For the

May 2nd and May 18th. Sorry. Its actually May 16th it's a typo on our agenda. So May 2nd Meeting Minutes and May 16th, I've a chance to go through and I just flagged a few really just typo typographical errors that I found that I want to just get corrected. In terms of the content, I didn't have. I didn't have any comments. Did the commission have any substantive comments on what was discussed. Was anything missing? None?

Commissioner: Austin J. Duenas: I wasn't present at those two meetings

Chairwoman Pika Fejeran: Oh, you weren't. Okay. I would like to ask. And I and I can provide these notes to the staff so that they can make it make the corrections. I would to ask that. And I've seen it at other at previous meeting minutes that when we get to a new item on the agenda where's it's the start of the discussion for that agenda item. They they put that agenda item bold underlined. So that when someone like you know just looking thru it the meeting minutes like this. Meeting minutes that we received from 2011 for one of our cases. See how they have the agenda item.

Administrative Director Jack Hattig: Yes. Okay

Chairwoman Pika Fejeran: I would to ask that we add that just to make sure that we're covering everything on the agenda and that is an easy cross reference and it's easy to go through, go through this.

Administrative Director Jack Hattig: I see what you're getting is the transcript of the discussion. But we will add the topic of the discussion the agenda item itself.

Chairwoman Pika Fejeran: Yeah, I think for even for the transcript ones. We, let's see, like the 2016 ones that we for here before us. For our case, they do put they were putting if it was a new business and the agenda item number. Also, a little like old summary of what the topic of the discussion was. I wanted to ask you Director have you do you read through these before they get to us?

Administrative Director Jack Hattig: Yes, yes, I do. I have my own copies and they're given to me. So, I'm able to scan through. Well I do read them and make sure that we tried to get as much. But I'm not perfect and I'm sorry. Sometimes I'll missed certain things that others would be able to see. So, I apology for that if I did miss anything. Especially formatting or things of that nature if they weren't put in.

Chairwoman Pika Fejeran: Okay. I just ask if you do read these because you look pretty, kind of funny er, typo errors right.

Administrative Director Jack Hattig: Well we had a transition between...

Chairwoman Pika Fejeran: Well I bring it up because I hope that you are the eyes that get to see it and make those corrections before it gets to us.

Administrative Director Jack Hattig: Sure! Yes Madam. Of course. I'll do a better job Madam. I apologize.

Chairwoman Pika Fejeran: I appreciate it! I've only gotten through May 2nd and May 16th. [Inaudible]. It's over hundred fifty pages of transcript. So, I know there's a lot of work goes into this. So, these typographical errors are to be expected. The extra set of eyes that you provide before it gets to the commissioners appreciated it. But as I was going thru this, I was making my notes. There's a multitude of things that we discussed back in May that have not

been address. That we have directed you to take care of. Put together SOPs. In our May 16th In our May 2nd meeting we asked for a simple SOP for our new leases for our Land for the Landless. That was five months ago. We have not been presented with what we asked for. Then in the May 16th meeting, we really went into more detail for what the commission wanted. We said we need a SOP for site visits, we need a SOP for unpaid Applicants, we need a SOP for deceased applicants, a SOP for current lease holders, off-island if they're property owner, a SOP for Residential to Agri. And Director I hope hope you understand as as Commission Chairperson I I take many hours to prepare for these meetings. But I am not a paid employee of the CHamoru Land Commission. Our role here is basically our community service. For every meeting, regardless of how hours it takes to prepare and all the the pressure and everything on us. We get paid fifty dollars a month. So really, we look to you to take our directions here at these meetings and make sure there are follow and you follow thru. Because I'm like I said I'm basically I'm providing a service a community service and it's very frustrating.

Commissioner Amanda Santos: For very low pay.

Chairwoman Pika Fejeran: Yeah, it's very frustrating for me to go back and read these meeting minutes and realize five months ago we were asking for things that we have not received.

Administrative Director Jack Hattig: Okay

Chairwoman Pika Fejeran: Okay. And I understand you're new. You were just new this year. But this is your job that you took on. And there's. There's definitely a learning curve and I'm hoping you reached that learning curve. And that you are ready to get down and really get this work done.

Administrative Director Jack Hattig: Yes.

Chairwoman Pika Fejeran: Okay. You're getting the big bucks we are not. Okay

Commissioner Amanda Santos: We are not.

Administrative Director Jack Hattig: Yes Madam. I will follow up on all those concerns. I'll follow up the two two meetings or so that I was unavailable. I was on leave for May and July. So, I will follow up on the requests forthwith. And provide you with updated information. We are working on a comprehensive SOP that does include everything. To include somethings that were not mentioned in the request. And so, we will provide you with that information. Again, my deepest apologies for what seems to be a lengthy discussion on what can be put forward. What can be offered to you for your approval. So again, I deeply apologize.

Chairwoman Pika Fejeran: I mean, I mean reading the meeting minutes it was pretty clear we were asking for a simple SOP. Simple. We don't. We didn't want to get into the weeds of exactly how each land agents are going to do this, this and this. But we wanted a simple SOP so that we know that the staff and the director are following the law. Okay. So, thank you. So that's the May 2nd and May 16th meeting minutes. Wait a second. Hold on. Can we get clarification was it Thursday, May 18th or Thursday, May 16th? I have two dates on mine.

Commissioner Austin Duenas: Thursday the 16th.

Chairwoman Pika Fejeran: All right. Thank you. So aside from the clerical typographical errors. Did the commissioners have any other comments for the minutes? Anything that would prevent us from approving a motion with incorporation of these changes...

Administrative Director Jack Hattig: Subject to the corrections.

Chairwoman Pika Fejeran: Subject to the corrections.

Commissioner Austin Duenas: Unless there's anything else. I don't have an issue with creating a motion to approve the minutes. Motion to approve the May 2nd, 2019 regular meeting minutes.

Chairwoman Pika Fejeran: Motion made.

Commissioner Amanda Santos: I second it.

Chairwoman Pika Fejeran: Seconded it by Tan Amanda. Further discussion?

Commissioner Austin Duenas: None.

Commissioner Amanda Santos: None.

Chairwoman Pika Fejeran: Approve the minutes subject to change.

Commissioner Austin Duenas: Subject to the changes.

Chairwoman Pika Fejeran: Subject to changes. That's amend motion? Approved subject to changes? Can I get a second for the amendment?

Commissioner Amanda Santos: I second it.

Chairwoman Pika Fejeran: Seconded it by Tan Amanda. All those in favor.

Commissioner Austin Duenas: Aye.

Commissioner Amanda Santos: Aye.

Chairwoman Pika Fejeran: The ayes have it. Thank you. Motion passes. Okay.

Commissioner Austin Duenas: Motion to approve May 16, 2019 regular meeting minutes pending any corrections changes.

Chairwoman Pika Fejeran: Motion made and seconded it. Further discussion?

Commissioner Austin Duenas: None

Commissioner Amanda Santos: None

Chairwoman Pika Fejeran: All those in favor?

Commissioner Austin Duenas: Aye!

Commissioner Amanda Santos: Aye!

Chairwoman Pika Fejeran: Motion passes. Thank you. So, June 6th we'll table. Thank you. And the July 18th was on our agenda we have not received. So that we will definitely table this off. Okay. Thank you.

IV. OLD BUSINESS

1. Commercial Leasing
 - a. Global Recycling

Chairwoman Pika Fejeran: Moving on to old business. Item one commercial leasing. A. Global Recycling. Okay. So, I would to introduce this this topic. We talked about. Global Recycling was on agenda in August at our last meeting. And at that meeting, we plainly

asked has any money been paid from Global Recycling to the trust for the use the property since it sounds like. Looks like 2004. And the answer the staff has provided us that no. There has been no payment to the trust. Okay and so with the information presented we went forth and made the decisions. Come to find out after the meeting that in fact Global Recycling had paid something like a hundred thousand to the trust. So, I want to first apologize to the representatives of the Global Recycling that that information in the meeting. I believe it was included in a PDN news story. That included the wrong information that they hadn't paid anything when in fact they had. So, I would like to give my sincere apology that the information that was presented to us and it was wrong. I really apology that we didn't have all the information at the time. I do wanna say that the commission again we are community service. Most volunteers up here. The decisions we make are only as good as the information presented to us. So again, I want to apology on behalf of the commission and the entire CHamoru Land Trust staff. Okay. I'm sorry that happened. Okay. Thank you. Thank you for understanding. So, which is why the decisions that were made at that last meeting once that news. Once we found out that money has been paid. We said hey we have to just readjust this. We didn't move forward with what our decision was last time and we added Global Recycling back to our agenda so that we can have a full and complete story. Okay. So, what we have before us in our packet. I wanna say its its very long. It is a long, pretty complex story that I had the opportunity to review, go thru and see what is least documented. We have excerpts from meeting minutes. From. From as far back as March 30, 2000 leading up to our most recent meeting minutes where this was discussed. In 2014? [Inaudible] So that's fourteen years of meetings. We have a bunch of letters here. Like I said it is very complex right. Looking back at this, it looks like at least from my read of it. The way that Global Recycling got involved was because of natural disaster. Guam went thru I believe it was Typhoon Paka. Was it typhoon, a typhoon before 2000? We went thru the typhoon and because of the emergency and all the debris. It was decided and I don't know who decided it. But someone in GovGuam that the CHamoru Land Trust property was going to be basically the dumping ground for a lot of metal waste and things collected around the island. So, it wasn't just CHamoru Land Trust waste and debris. It was collected from all over around the island and put on Land Trust property. That's my understanding. Because of that disaster time period sounds like things were kind of rushed and their handshake agreements. I guess verbal agreements. But nothing was ever resolved, fifteen years later from the time Global Recycling got involved. We still trying to figure it out. Okay. So, director will you be speaking on this topic?

Administrative Director Jack Hattig: Myself and Joey Cruz will be speaking on the topic. Joey's complied the actual since he's in charge of commercial leases.

Chairwoman Pika Fejeran: Okay.

Administrative Director Jack Hattig: Okay so he has complied this report. I did get a chance to read it. I just wanna reiterate that I did meet with representatives of Global and I did offer them an apology from the agency from the commission. Yes, the the information that was presented was up to a certain point in time. And that's the reason why we hadn't received

the information about payment to them. So therefore, we went back and this is the subsequent report which takes us back to the beginning of the property itself. And it involves another company that brought Global Recycling because of that disaster that you mentioned. Here today up to today. So, the revised details here are a better indication of exactly of all the things that you described right administrative decisions or discussions. So, we taken the painstaking opportunity to us to provide you that today. That would give us a clear indication. And also, to to to state that again to be following our rules and regulations for commercial leasing our recommendation still stands. But we are willing to work together with Global Recycling at this point. We always been willingly to work with them on how to make that happen. How to make that best happen. Because we do realize base on our assessment of their property too. In light of current situations that heavy metal recycleables are still brought to Global to this day. We need to understand the gravity of that situation. I'm also here to report back to you and state that any closure in Global, in that particular property would be a detriment to the Government of Guam to tell you the truth. The Mayors' Council of Guam has had open purchase orders for large recycling operations, junk cars, tires with rims in them. Things of that nature. White goods. So really that area is the only place. No other operation handles the volume that Global handles on that particular property. So, my my only concern has been since the start of this, is that we do things according to the rules and regulations obliviously. That's why that's the antithesis for my recommendation that still be under taken by the commission as to do it right commercially. So, we get everything under under the aspects of the law. As you see here in the research it's only administrative directors' authorization. The board the board has given in the past the board has given the previous administrative director the the latitude to negotiate the terms and to approve any such terms. So, I'm just bringing that to you now as administrative director present. That's the situation.

Chairwoman Pika Fejeran: Okay thank you Director. I see. I guess we're kind of jumping ahead. But if we wanted to look forward to the recommendation that was provided to us by by the director. And I hoping that Nick, Legal Counsel, you can kind of advise us on this. So, the first recommendation is which what we considered and past last time was to issue a sixty or ninety day cease and decess letter to Global Recycling. But then again that decision that was made last time was not based on all the facts we have in front of us today. So, there's that. That's is that still your recommendation Director?

Administrative Director Jack Hattig: Yes ma'am. Currently right now we don't have a any kind of agreement or license otherwise with Global. So, in order to make that make that happen we need to follow the rules that were stipulated for this particular purpose.

Chairwoman Pika Fejeran: Okay and then the second recommendation which we need to declare and designate Lot 10122-15 for Commercial leasing or licensing pursue to Section 75105D of Chapter 75 of Title 21 GCA. Those are the commercials regs and rights? Right.

Administrative Director Jack Hattig: Yes ma'am.

Chairwoman Pika Fejeran: Okay. I know that process for declaring and designating a lot is a very long drawn out process. I know we have to schedule public hearings and we have a seat at the board, then we pass a motion, then it goes to the legislature and starts another time clock. And then if that gets thru then now, we have to work with GEDA to get requested proposals. All of that. I understand that we need follow the commercial rules and regs.

Administrative Director Jack Hattig: And I have since informed Global of that process as well. So, they are informed. At least about the process that needs, that should happen.

Chairwoman Pika Fejeran: Okay. I would. Let's see. I have some questions. I guess based on the history. And wondering about the best way to go about this. Yeah. I think before we kind of jumped to asking the commission what do we decide. How do we move forward? I would like to kind of address the whole the whole story first. If I may. So, if we could have Mr. Cruz join us. Mr. Joey Cruz.

Administrative Director Jack Hattig: Yes. Yes.

Chairwoman Pika Fejeran: I would really like to afford the representatives from Global Recycling to also join us on this discussion. So, we are all on the same page.

Administrative Director Jack Hattig: Can we have another chair for Mr. Chu

Chairwoman Pika Fejeran: Hafa adai! Thank you all for joining us. Once again, I offer my sincere apologies. I offer my sincere apologies for what transpired at our August meeting and the news report. And so, I'm just. I'm sorry and I hoped that we can make the record straight today.

Global Recycling Mr. Daniel Chu.: Thank you.

Chairwoman Pika Fejeran: And I was also reading thru our meeting minutes five years ago in 2014 at a commission meeting, we were reading the meeting minutes. Even back then the commission at the time didn't know about this hundred-thousand-dollar payment either. So, I have to ask myself what is going on here. There's a lot of inconstancies for what I can see from the meeting minutes, from the documents that we should have. So, if you could both state your name for the record please.

Global Recycling Daniel Chu: Daniel Chu from Global Recycling.

Global Recycling Alan Chu: Alan Chu

Chairwoman Pika Fejeran: Okay and we have Joey Cruz with us. He's a CHamoru Land Trust staff. So please tell me if my understanding is correct. This all began with like I said in 2000 with Ko' Ko' Recycling, who back then was HMS Recycling. I think it was. Was issued a lease for a property in Barrigada. That lease included authorization to continue to process recyclable material on the subject lot where Global Recycling currently is. That's Lot 1022-15, in Dededo. And then again this was because of the natural disaster and all of the debris that needed processing. So Ko'Ko'. Is that right Joey? Ko'Ko' was given the lease in 2000, They were really just. They were given the lease for Barrigada, but then they were given authorization to clean up.

CLTC Staffer Joey Cruz: Sir, 10122-15.

Chairwoman Pika Fejeran: To enter that one and clean up. Okay. Okay. As I understand it Ko'Ko' Recycling is I remember I remember reading last year or previous there was a

proposed legislation for rent and credit due and all of that. I just wanna to ask legal counsel that if what we're doing here today for Global Recycling and whatever decisions are made. Would have any bearing on Ko'Ko's claims one way or another?

Legal Counsel Nick Toft: I mean potentially but they would have to they to agree that. I mean it's a weird situation. Where Ko'Ko' had the original contract and at some point, along the way it got passed on to to Global. And so in order to have any sorta offset, I guess that would be the word. It would have to be as part of an agreement with Ko'Ko'. So, we would need to hold them to an [Inaudible].

Chairwoman Pika Fejeran: Okay okay understood. Okay so as we mentioned Ko'Ko' who has the lease and then in 2004 they entered into what I've come to learn is a baling agreement. Scrap baling agreement. So that's August 31, 2004 for a two-year scrap baling agreement with Global Recycling. Is that right? That's you guys, right? Okay. Okay so that was in 2004. When that scrap baling agreement expired in 2006, this is my question for Global. It's my understanding that you continued to operate at that property. Did you. Was there a new baling scrap baling agreement signed or? After the original scrap baling was expired, you continued operating? How did that work?

Global Recycling Daniel Chu: It been long time. I cannot remember that clear. [Inaudible] I think later on Ko'Ko' Recycling they involved in something else. They stay private out of the way. They not dealing with CHamoru Land Trust and EPA. They have been shut down for awhile because they said they don't have a permit and it's under Ko'Ko' Recycling. EPA permit. They shut down for awhile. Then then we get permit directly from EPA. And cannot remember too much.

Chairwoman Pika Fejeran: Okay. Okay. It's okay. Okay and then. So, from 2004 up onto today you'll continued operating as Global Recycling Center.

Global Recycling Daniel Chu: Yes

Chairwoman Pika Fejeran: Okay from from from the meetings that have happened since 2004, I was able to figure out that you put a substantial amount of infrastructure is that about three to five hundred thousand dollars into the property. Is that right?

[Inaudible]

Global Recycling Daniel Chu: Infrastructure?

Chairwoman Pika Fejeran: You'll invested

Global Recycling Daniel Chu: A million dollars. Infrastructure maybe not a million dollars but least equipment wise.

Global Recycling Alan Chu: Some of the equipment is located outside like the baling machine and we also have a shed. It's built almost a fixture of the property and the rest would be heavy equipment.

Chairwoman Pika Fejeran: Okay. I mean really reading reading thru how many meeting minutes we presented with. Where Global Recycling was an agenda item. From my read of it, Global Recycling has really made all good faith efforts to come to the commission and say hey we're operating. Give us a license so that we can operate like you know with that

security. Right? And the only thing that that the trust has been able to do or has done was provide letters of authorization.

Global Recycling Alan Chu: That's right.

Chairwoman Pika Fejeran: And with those letters of Authorization you been able to continue operating. Okay. So, my question is so you currently hold EPA permits and all permits necessary to operate?

Global Recycling Alan Chu: One of our permits is under being renewed right now. So there's a solid processing collection facility and also a processing facility. One of them is being renewed and the other one will be expiring in 2020.

Chairwoman Pika Fejeran: Okay.

Global Recycling Alan Chu: I don't know why they offset it like that. They use to expire at the same time but when we renewed last time. One was a year earlier and I don't really understand why.

Chairwoman Pika Fejeran: Okay.

Global Recycling Alan Chu: Yeah.

Chairwoman Pika Fejeran: But with those with those permits that that you have and I guess the one that you're renewing now. It's safe to assume you are following all regulations, reporting requirements that are required by ET EPA.

Global Recycling Alan Chu: That's right.

Chairwoman Pika Fejeran: Is there another regulatory agency that you work directly with for this?

Global Recycling Alan Chu: For the use of the property?

Chairwoman Pika Fejeran: Right.

Global Recycling Alan Chu: Just Guam EPA and your standard business licenses.

Chairwoman Pika Fejeran: Okay.

Global Recycling Alan Chu: And CLTC obviously.

Administrative Director Jack Hattig: If I may, is there not a request from Department of Land Management for planning purposes with regards to?

Global Recycling Alan Chu: That was actually requested by Guam EPA to give a new zoning letter. And I had to requested that from the planning division. But they were hesitating to give me a new zone letter because of the situation involved right now.

Global Recycling Daniel Chu: I think so we have the letter.

Global Recycling Alan Chu: We do have a zoning letter but that was dated many years ago.

Global Recycling Daniel Chu: Yeah.

Global Recycling Alan Chu: Guam EPA just asked for an updated one. That was the request.

Administrative Director Jack Hattig: That's the only other permitting part is the planning division. The zone.

Chairwoman Pika Fejeran: Okay. Okay. In 2011, a commission meeting meeting, the commission asked that asked I think it was Global. The commission asked that asked if the clean up of the original disaster and everything was completed. And it was stated that no it

wasn't completely done. That Global needed another three years. So that was 2011. Was the cleanup completed in 2014?

Global Recycling Alan Chu: Part of the thing is at that site was initially a dump site and we put materials onto that site as well for storage. So sometimes it gets co-mingled. I believe it has been, because we have already. I don't know if you have ever been there before, the piles of debris that was there from the previous disasters was very very high. And we have reduced that substantially. I think it used to be over twenty feet high before. And we have brought it down substantially. I believe all the material I believe most of it over ninety plus percent are gone. But then again, the co-mingling of materials as the nature of this business. You can't say one hundred percent certainty of this piece of metal was taken out. Our original. Our estimate should be more than ninety plus percent should have been removed at that time.

Chairwoman Pika Fejeran: And then. Also, in 2011 in the meeting minutes it says that Mr. Chu you provided a lease. You had a copy of a lease from the Land Trust?

Global Recycling Daniel Chu: No. We never get a lease.

Chairwoman Pika Fejeran: You never had a lease?

Global Recycling Daniel Chu: Because they say we not we don't have the real regulations settled down yet. So, you cannot sign a contract. So, we never get one. Only a temporary one.

Global Recycling Alan Chu: Yeah. We don't have any record of that. Again, the letters of operations go back over a decade now. Even the last time we spoke was in 2014 2014 2015. Discussing about trying to get a lease. And again, there was no rules and regulations in place. And that they would contact us when those rules and regulations were put in place. So that we could work on getting a lease. But that never occurred.

Chairwoman Pika Fejeran: That never happened.

Global Recycling Alan Chu: Yeah.

Chairwoman Pika Fejeran: Let's see. There's also talk about in 2014 a thirty-six thousand dollar receiveable. March collection. Do you. Can you.

CLTC Program Coordinator III Joseph Cruz: We verified that. We looked thru the financial system from internally and with the Government of Guam. We were unable to substantiate that amount as collected.

Chairwoman Pika Fejeran: Oh yeah. Weird. That's weird. No.

CLTC Program Coordinator III Joseph Cruz: In that meeting it was acting Administrative Director Camacho who had mentioned that amount. So, we went back to our audit files, through the financial system, and the Government of Guam, our own internally are there was no collection of that amount.

Chairwoman Pika Fejeran: No collection. No accounts receivables. So that just a weird. It like there was some very weird. Weird things. Yeah. Yeah. Yeah. Okay. But in 2000. Let me see. The one hundred-thousand-dollar check was paid in on September 15, 2011. It looks like. A one hundred thousand dollars. A check was received from Global Recycling to show

good faith effort that you're here. You're using the property and you want to show you're really trying to.

Global Recycling Daniel Chu: Ready to sign a lease.

Chairwoman Pika Fejeran: Get to a lease. And again, the commissioners and directors have always been like no we can't. But but you can still use it with this letter, right?

Global Recycling Alan Chu: Yeah

Chairwoman Pika Fejeran: My question for Mr. Cruz. That hundred thousand dollars. Where did that money go?

CLTC Program Coordinator III Joseph Cruz: It was deposited into the CHamoru Land Trust operations fund.

Chairwoman Pika Fejeran: Okay.

CLTC Program Coordinator III Joseph Cruz: We provided a great provided a printout from AS400 which is Government of Guam financial system. That's how we were able to track it.

Chairwoman Pika Fejeran: Okay I see. So. So. We did receive it and it came into operations fund.

CLTC Program Coordinator III Joseph Cruz: Yes ma'am.

Chairwoman Pika Fejeran: Okay thank you. I also saw that we entered into a memorandum of understanding with Global Recycling. A public-private relationship with regards to a use of a Caterpillar tractor, full tractor, dozer 1550. That's in 2012. And in 2017, Mr. Chu, you submitted an incident letter saying it got destroyed from a fire.

Global Recycling Daniel Chu: Yes.

Chairwoman Pika Fejeran: I didn't see any any follow-up on that one. Yes.

Global Recycling Alan Chu: At the time, I do remember. I did write a letter regarding the incident report to the administration. I'm not certain exactly. I would have to look thru my records. But I have a copy of that email.

Chairwoman Pika Fejeran: Okay. We have. We have.

Global Recycling Alan Chu: Oh yeah. Yeah. Sure. The only thing is that that dozer was actually we didn't really use it. I think it was more like the CLTC you know stored it kind of there. It was for random use. It was never used. We have our own equipment for our operations. There has been. There has been vandalism in the past at our compound before. Where people have.

Global Recycling Daniel Chu: People come to us and set up fires.

Global Recycling Alan Chu: Yes. They set fires.

Global Recycling Daniel Chu: The same guy we have reported for the police three times. And after we left at eleven twelve, we went and pick up the alarms. Grass burning. They hiding. People they don't care. They just hide in the grass. I don't know. Maybe they get mad. They started set fires. They burn more than fifty cars.

Global Recycling Alan Chu: Yeah. I think. It was properly documented by Guam Fire Department. GPD actually has the incident reports. I don't know if that was the dozer was a direct result of that. And I'm not sure. I wasn't on island at that time.

Global Recycling Daniel Chu: Yeah it is. I believe.

Chairwoman Pika Fejeran: Joey do you have anything to add?

CLTC Program Coordinator III Joseph Cruz: No, it's just in regards to the letter.

Chairwoman Pika Fejeran: Yeah. Okay. That was really the first I have ever heard that the Land Trust owned any heavy equipment.

CLTC Program Coordinator III Joseph Cruz: It was. The trust received it from the Department of Corrections.

Chairwoman Pika Fejeran: Interesting.

CLTC Program Coordinator III Joseph Cruz: They were going to that to clear the easements.

Chairwoman Pika Fejeran: Yeah and never used it. Why? We need these types of capabilities.

Global Recycling Daniel Chu: This equipment is very old. If we don't repair it we can't use it.

Global Recycling Alan Chu: Yeah, I don't think it was operable.

[Inaudible]

Global Recycling Daniel Chu: [Inaudible] It was not workable.

Chairwoman Pika Fejeran: Okay. And then was also some talk about Global Recycling agreeing to move to other location in Yigo. Is that. Am I remembering recollecting?

CLTC Program Coordinator III Joseph Cruz: That was in the board minutes that we obtained from file. Where exactly we're not aware of it.

Chairwoman Pika Fejeran: But your intent is to stay at where you are at.

Global Recycling Daniel Chu: We want to stay. Nobody wants to move.

Chairwoman Pika Fejeran: You already put such much.

Global Recycling Alan Chu: Ideally, we would like to stay on the property. We already do substantial amount of business there. And I'm not sure about the overall exports of the other recyclers but for ourselves. The last fiscal year we've did over ten thousand tons of materials roughly. That's roughly about four or five hundred container loads.

Chairwoman Pika Fejeran: Wow.

Global Recycling Alan Chu: So.

Commissioner Austin Duenas: Is Global Recycling offering any in-kind services right now to the Government of Guam?

Global Recycling Alan Chu: Not officially. But many times.

Global Recycling Daniel Chu: Yes. The Land Trust. The mayors.

Global Recycling Alan Chu: Yeah, the mayors but its not official. Usually we do have P.O.s for that. But occasionally when they had exhausted all their P.O.s and the mayors asked if we could take some extra things. We usually do so. There's been several occasions where they want to clean up an area. For a fiesta or what not. Okay sure we'll just provide that service for them. You would. You can to talk to the individual mayors regarding that. I know of [Inaudible]

Global Recycling Daniel Chu: Yeah but we charge them.

Global Recycling Alan Chu: Some of them. Some of them. I know for a fact that. There was.

Global Recycling Daniel Chu: Sometimes we want to help. Government call mayors because we have the same friend. So, when they have money, they pay us. If they don't have money we have to help because the problems they still there. [Inaudible] What they want. What they want is to fix the problem. How we can fix the problem. We just. [Inaudible] But when they really need time for services, they don't have money. What can we do say no to a friend? I cannot say no. Most of the time I cannot say "NO" for the past several years.

Administrative Director Jack Hattig: If I may, do you have a current P.O.s that are open with any of the government agencies or mayors?

Global Recycling Alan Chu: Yeah, the Mayors' Council. We have several. We do have. We also take P.O.s from I believe GHURA for white goods. [Inaudible] Also I don't think we have any with Guam Housing Corporation. I know GHURA we do also the Mayors' Council.

Global Recycling Daniel Chu: They don't know us. They don't use us. Of course, we do lots of dealing with GPA and GWA. [Inaudible]

Global Recycling Alan Chu: For the scrap.

Global Recycling Daniel Chu: Yeah [Inaudible]

Chairwoman Pika Fejeran: Well. If you really looking at this long history and all the documented meeting minutes. It it really sounds to me that you made a good faith effort. And you absolutely provide our entire island with a very necessary service. Okay so I want to thank you for your service. Doing all that recycling and helping our villages get cleaned up. And what I would like to do moving forward is work with our legal counsel to see how we can address the fact that you don't have a lease. In order. Legal counsel in order for them to get a lease would we have to go thru the commercial rules and regs? Or is there another avenue that we can take because they provide a community service I would say? Is there another route we can take because I don't? I don't know if the recycling. I'm you know. Like us, like our community centers. We have community centers on our properties and we don't treat they like commercial enterprise. Because they provide a community service. And I'm wondering if we can consider the same for for this property and the use of this property.

Legal Counsel Nick Toft: Yes, so I was asked to look into this a little bit. And under Title 21 Chapter 75, CHamoru Land Trust law is basically, 71, 75122 talks about the that was the new implementation of the commercial laws regarding. And there is a carved out. It's it's referred to under 75107C that talks about granting what are called commercial licenses. So, it wouldn't be lease, it would be a license. And for that to apply it would have to be for. It would be an improvement or a public purpose. In order to make that kind of finding, we may want to get letters of support from some of the mayors who used this facility to substantial that this is a public purpose. And in that case, it won't need to be designated as a commercial lot and have to go thru the entire procurement process. It still would need two appraisals, one by us and one by the licensor, in order to move forward. But that but that could be one potential route.

Chairwoman Pika Fejeran: I, I, I think that's a very logical way to go. Like I said that this is not this is not an enterprise on the property that's doing. You know making a business for themselves. They are providing a service. And as we heard today, they provide the service for free often times for our island. Our entire island. So okay. What would we need to do for this? If if we were to pursue this. Like you mentioned we would need two appraisals. I know that appraisals were done by by the by Global Recycling and they have been submitted in the past. I saw that. Appraisals. Gosh when were those appraisals done? In 2011. There was one appraisal that you submitted.

Global Recycling Daniel Chu: Yes. Yes.

Chairwoman Pika Fejeran: So, would we need an updated appraisal to be current?

Legal Counsel Nick Toft: I would. I would suggest that. And just that there's clarity. So there needs to be two appraisals done. One of the appraisers shall be chosen by the Commission.

Chairwoman Pika Fejeran: Okay. So, one chosen by us. The other chosen by you, by the Global Recycling.

Legal Counsel Nick Toft: Correct.

Chairwoman Pika Fejeran: And then Global Recycling is responsible for purchasing those.

Legal Counsel Nick Toft: Correct.

Administrative Director Jack Hattig: Would you be willing to accept that responsibility?

Global Recycling Daniel Chu: It better you pay. [Inaudible]

Chairwoman Pika Fejeran: Okay and then. Then like you said Legal Counsel. We would need I guess letters of support basically further documenting the...

Legal Counsel Nick Toft: That it's an improvement for a public purpose.

Chairwoman Pika Fejeran: Improvement for a public purpose okay. I think if if Global Recycling would be able to provide the commission with maybe a breakdown over. I don't know even just the last few years of. Kind like how you stated over ten thousand tons.

Global Recycling Alan Chu: Yeah but we have. But it has to be specific to the mayors, not just our our records. [Inaudible]

Chairwoman Pika Fejeran: Why do we. I think. Think what we would like to see is everything.

Global Recycling Alan Chu: Sure. Okay.

Global Recycling Daniel Chu: EPA holding our records. Our exporting. They have all the records.

Global Recycling Alan Chu: Yeah. We submit every year our exporting.

Administrative Director Jack Hattig: I can engage with EPA to get the records.

Chairwoman Pika Fejeran: Well I think that we will leave that up to Global Recycling. To do your part. Tell us the story of your operations. So that we know exactly how you're helping the island. Whether it's with the Mayors' Council or also just accepting people that drive in. That. That. Just so that. So, we have an idea what the different items are that you take.

Global Recycling Daniel Chu: [Inaudible] People bringing in the material. We are paying the reasonable price for them. So, make them more interesting to do them. To make

their own money. Instead of if I don't pay, they dump in the wood. It's going to triple triple times hard to collect it and to throw it. So, we always do, doesn't matter how low the metal prices. We always provide minimum given. [Inaudible]

Global Recycling Alan Chu: Incentives. Yeah.

Global Recycling Daniel Chu: Of course, the price once the price goes up, we paid them high.

Global Recycling Alan Chu: It's it's a commodity market so the prices fluctuate very heavily. I know that during the peak year. I think just prior to 2018 there was quiet. I mean we have records going back far of our daily acceptance numbers and it was very very high during that time. I think. Like everyday I think we were buying like two three thousand dollars worth of metal

Chairwoman Pika Fejeran: Wow.

Global Recycling Alan Chu: At that time.

Chairwoman Pika Fejeran: Wow. Okay. All right, just give us some documentation. Some letters of support.

Global Recycling Alan Chu: Sure.

Chairwoman Pika Fejeran: So that we can package that all together to substantiate and [Inaudible]

Legal Counsel Nick Toft: And permits as well.

Chairwoman Pika Fejeran: And copies of your permits. [Inaudible] Has the last last letter issued to you Authorization to Occupy. Looks like it was from 2015?

Global Recycling Alan Chu: 14 or 15? [Inaudible]

Chairwoman Pika Fejeran: Okay. Come 2015. its over four years later. Do do we need to provide another authorization letter?

Legal Counsel Nick Toft: I think at this point if we're going to go with the license idea just proceed forward with that. The authorization to occupy really didn't have any dates.

Chairwoman Pika Fejeran: Okay. Okay.

Legal Counsel Nick Toft: As far as the extensions. I don't think any of them did.

Chairwoman Piika Fejeran: Okay. Does the commission have any comments? About taking this route to basically keep Global Recycling on the property. Acknowledging all the work that they have done.

Commissioner Amanda Santos: How long are we going to give them?

Chairwoman Pika Fejeran: How long would would the license? What what are we allowed? [Inaudible] commercial license.

Unknown: Fifty years.

Chairwoman Pika Fejeran: Not to exceed twenty-one. [Inaudible]

Legal Counsel Nick Toft: Twenty. Twenty-one years.

Chairwoman Pika Fejeran: Not to exceed twenty-one. [Inaudible]

Global Recycling Daniel Chu: Twenty-one years. Maybe I still alive that time. [Inaudible]

Legal Counsel Nick Toft: You may want to do. I suggest do a. With with the [Inaudible] not to exceed twenty-one years. Just do five year with three-year potential extensions. [Inaudible]

Chairwoman Pika Fejeran: Okay. Okay.

Legal Counsel Nick Toft: So that way, we can revise it if there are any changes to to the circumstances.

Commissioner Amanda Santos: Yeah.

Chairwoman Pika Fejeran: Right. Right. It would give us a chance to make sure all the permits are up to date.

Global Recycling Daniel Chu: We gonna check with the EPA if the license permit or whatever against our lease. [Inaudible] For longer lease, they can do that.

Legal Counsel Nick Toft: Okay if that is an issue, please bring it up and send it to the Executive Director. [Inaudible]

Chairwoman Pika Fejeran: Okay. Do we need a motion to do this?

Legal Counsel Nick Toft: I would I would say a motion to move forward with the the commercial license process rather than commercial lease process.

Commissioner Amanda Santos: Commercial license.

Chairwoman Pika Fejeran: Okay. So.

Legal Counsel Nick Toft: Just take a vote on it.

Chairwoman Pika Fejeran: So, it would be a property [Inaudible].

Legal Counsel Nick Toft: I would say a vote on whether to pursue the commercial license pursuant to Chapter 75 Title 21VCA Section 75107C.

Chairwoman Pika Fejeran: Okay. So so. Do you see one other improvements for public purposes. Right?

Legal Counsel Nick Toft: Right.

Chairwoman Pika Fejeran: Would it be? Would it be considered a commercial license? It doesn't really state. It says the commission is authorize to grant licenses.

Legal Counsel Nick Toft: Right. This is the. So, it's the the most recent commercial statues that were passed are a little further down in the section 75122 that refers back to 75107. So that exact citation is 75122 Subsection A2B1.

Chairwoman Pika Fejeran: I see. I see.

Legal Counsel Nick Toft: So. It it discusses.

Chairwoman Pika Fejeran: Other public purposes.

Legal Counsel Nick Toft: Right, it kind of carves out the exception as far as not subjected to the making it a commercial a an official commercial property of the CLTC. And requiring a hearing.

Chairwoman Pika Fejeran: Okay. Thank you. Okay. So, we, we... a motion. We would need a motion just to document that we would like to move forward in this.

Legal Counsel Nick Toft: Direction.

Chairwoman Pika Fejeran: Direction.

Commissioner Austin Duenas: Motion to provide a commercial sorry to follow the commercial licensing process as described in Title 21, Chapter 75, Section 75105C.
Legal Counsel Nick Toft: 107.
Commissioner Austin Duenas: Sorry 107C for Global Recycling.
Commissioner Amanda Santos: I seconded it.
Chairwoman Pika Fejeran: A motion made and seconded and just for clarification this is. This would be considered under 75107C1. Other other improvements for public purposes. Right. Further discussions? Then all those in favor.
Commissioner Austin Duenas: Aye.
Commissioner Amanda Santos: Aye.
Chairwoman Pika Fejeran: The ayes have it. The motion passes. So, thank you for coming in and I know it's been a long journey. I I hoped that we can work together quickly to get thru this appraisal process. And then also you would be collecting. Collecting [Inaudible]
Global Recycling Daniel Chu: [Inaudible]
Chairwoman Pika Fejeran: Collecting letters of support and also providing us documentation.
Global Recycling Alan Chu: Regarding our receivables and whatnot.
Chairwoman Pika Fejeran: Yeah. Also, if you could provide us with a site plan. So, we know the property. Have you. Has the property been surveyed?
Global Recycling Alan Chu: Yes, it has. Part of the EPA the licensing or permitting process is providing the site plan.
Chairwoman Pika Fejeran: Okay. Thank you. Perfect.
Global Recycling Alan Chu: So, we take it from the EPA.
Chairwoman Pika Fejeran: Yeah. Okay great. Well thank you very much. [Inaudible]
Global Recycling Daniel Chu: Thank you for having us. Thank you. [Inaudible]

b. UOG Hatchery

Chairwoman Pika Fejeran: Thank you. Next item on the agenda is the UOG Hatchery. If we could all turn that to there. So. This has been on our agenda so many times. I believe we first looked at the UOG Hatchery. But just to kind of back up a little bit.
Administrative Director Jack Hattig: [Inaudible] requested it.
Chairwoman Pika Fejeran: Oh hi. Hafa adai! Welcome. Thank you for coming. Appreciate it.
Unknown: Thanks for the invitation.
Chairwoman Pika Fejeran: Yeah.
Administrative Director Jack Hattig: Can we provide. Can we provide a another chair for. Oh, thank you. [Inaudible]
Chairwoman Pika Fejeran: Can we pull this up on the map? Thank you.
Administrative Director Jack Hattig: [Inaudible]Everybody got a chair?
Chairwoman Pika Fejeran: Thank you. Before I get to you guys. Thank you, guys, for being here. I just wanna bring us all back up to speed on what the discussion is today. So, the UOG Hatchery, that is with the University of Guam, right. And it a portion of one of the buildings

has is encroaching into CHamoru Land Trust property. Okay. As you can see the yellow line there. And Senator San Agustin? No. There's there's a proposed bill from Senator Terlaje. Therese Terlaje?

Unknown: Yes. [Inaudible]

Unknown: From Senator San Agustin through Senator Terlaje.

Chairwoman Pika Fejeran: Got it.

Administrative Director Jack Hattig: Bill 76-35.

Chairwoman Pika Fejeran: Is this the new one that you printed the one that you wanted?

Administrative Director Jack Hattig: Yes, the one that you provided. Yes.

Chairwoman Pika Fejeran: Alright. So, this is Lot 5412-R11. Okay. What we have before us is Bill number 76-35, introduced by Senator San Agustin.

Administrative Director Jack Hattig: As amended

Chairwoman Pika Fejeran: As amended. Okay.

Administrative Director Jack Hattig: By the committee of Health [Inaudible] Services.

Chairwoman Pika Fejeran: So, do you have a copy of the most recent resolution? That that the Commission signed in regards to the bill?

Administrative Director Jack Hattig: Supporting? [Inaudible] We can. We can provide that.

Can you provide a copy of the resolution supporting the bill 76-35? It should be there.

[Inaudible]

Unknown: 201906

Chairwoman Pika Fejeran: 201906. So, the last time we looked at this, the the commission felt the resolution based on what, base on how the bill was originally drafted. But I believed since then, the bill has been amended. So, I wanted to take a look at that again. So as stated in the bill, it says that CHamoru Land Trust owns Lot 5412-R11 and as stated in our resolution, we've agreed to transfer a portion of 5412-R11 to UOG, subjected to conditions. Right. I believe that as stated in our resolution. I'm sorry I wish I had it in front of me now. But the commission has always been in support of correcting this issue. And by correcting I don't mean telling you guys to demolish that building right. But lets just really fix the boundary. But I believe the first. It's looking at at approximately one-and-a-half-acre portion to be added to your property. The concern the commission had back at the original draft of the bill was. I don't think the original draft even named the Land Trust as a as the property owner for the property to be taken. Now it does. So, I'm glad that's been amended. And you know as stewards of the commission of the trust. It is our, it is our exclusive duty to act interest of the beneficiaries. The beneficiaries of the trust are all of our applicants that are waiting. Thousands and thousands waiting in line for property to move in, and build a home for themselves or to farm. It makes me very warying and the commission very warying when we see property being taken out of our inventory. Okay. Right. So, we have to look at these very carefully and make sure we're protecting the interest of the trust. But I believe that the trust, and the commission has stated in the resolution that we fully support the UOG Hatchery. You know we have great hopes that the hatchery can provide a great service to

our island and the industry and we don't want to impede that. Right. We want to do whatever we can do to help. And make sure that the hatchery can. It's closed right now.

Unknown: Oh no it's open.

Chairwoman Pika Fejeran: Oh, it's operating. We want to, we want to just go in and fix this. But if we're going to be taking land out of our inventory, we would like some compensation. So, I think we talked about selling the land, but really the commission realized man UOG you got all these like great resources. It's not just people, but programs, and the expertise that our tiny staff here at the trust. We don't have that in-house. So, we're hoping that we can use this property transfer as a method for the trust to be able to get some of those resources to help us in our priorities and help us to really move the trust along to in the direction we want. So, I'm glad you all are here. And I know that I've been speaking with Senator Therese Terlaje about this. And she's very eager for us to sit down together and really. I guess come to an agreement of what this transfer would look like in terms of in-kind services. Okay so thank you for being here. If you could introduce yourselves for the records.

University of Guam Cathleen Moore-Lin: Okay. My name is Cathleen Moore-Lin and I'm the executive director of the Research Corporation of the University of Guam and I'm joined by...

University of Guam Mark Acosta: Hi. My name is Mark Acosta. I'm an Extension Agent from the College of Natural & Applied Sciences Cooperative Extension Out Outreach Program.

University of Guam Denise Mendiola Hafa adai. My name is Denise Mendiola. I'm the Acting Network Director of Pacific Islands Small Business Development Center Network.

Chairwoman Pika Fejeran: Okay. Thank you.

University of Guam Cathleen Moore-Lin: And I, I, I want thank Director Hattig for inviting us here today and I think we are on the same page. We have always wanted and see this as a win-win. And that. I know that we have provided you with the workshop proposal for. It's comprehensive. It's for up to fifty or more of your lease holders. And to determine what type of farmer they they would want to be. Is it subsistence farming or farmer's coop or would it be something more commercial? So, we have outlined that, I believe that we have distributed that to the commissioners and beyond that. We have been talking to Bob Barber and Mark Acosta who works directly with Dr. Bob Barber about other services that that we could provide in-kind. And also, this is why Denise is here today. We got lot of ideas and and Dr. Barber has a lot of ideas. What I would say beyond this, maybe an ad hoc committee. Made up of some of the board members lead by the director and then we can pull in the UOG resources across the campus.

University of Guam Mark Acosta: And just to give you some history, I was part of the team that with CLTC, UOG and as well as Department of Agricultural and Revenue & Tax. We did multi [Inaudible] compliance assessments back in 2008 and 2009. We observed a lot of those who had leases. We were looking for who were in compliance and who weren't based on the lease agreement. So, the lease agreement says the lease the lease needs to have 2/3 for agricultural production within the first year of receiving their lease. As well as having at

least fifty fruit trees per acre of land. So, we found not a lot of people were in compliance. But my job or my role in this team was to do a lead assessment. Figure out what were the education needs of the leasees. A lot of them said they were farming on little to no soil areas. There's no water. There's no power. It's really tough for them to farm. We looked at their agri leases and a lot of them didn't have farm plans in them. So, what we offered is. We took all that information and brought it back to the university and created about fifty-two hours of curriculum. Everything from how to start creating your farm plan. Denise assisted us in business planning aspect and marketing planning. And then we had curriculum set for how to farm, how to start a nurse, if you're raising livestock. All based on Guam's laws to be in compliance. As well as soil and water conservation practices. We don't want people to get their leases. And the need to be in compliance the first year, so they hire a backhoe and completely scrap off all the top soil away. So, what we have is promoting, this is more for the subsistence farmers. We we saw a lot of people out there with one acre leases more subsistence agricultural farmers. But our curriculum is not only for subsistence but for market gardeners and also go for commercial growers. We have a lot of history and your stakeholders are the same as our stakeholders. We are literally targeting the same people who want to learn about farming and agricultural. [Inaudible]

Unknown: Any comments?

University of Guam Denise Mendiola: So, as Mark was saying we. We joined efforts a few years ago and we created a program that included eight to ten weeks of training at University of Guam. And we had a big number, a good number of people participated and we still have folks who are continuing their efforts. So, the idea behind the program at the small business development center is to be able to assist with our partners to give people the opportunity to be able to start work and reassess. Because we have been trained in area of agricultural and aquacultural we have a good handle on what it takes to be able to start their farm business or to be able to market gardening if they just want to sell at the fleamarket or different locations. But we can also take it to another level where they can become distributors to the grocery stores or to the restaurants. And then to the next level distribute to hotels and opening restaurants and things like that. So, there are a lot of opportunities available. It is just a matter of, I think getting them off the ground. If this is what they want to do. And because we are familiar with the different rules and regulations to be able to be in compliance. To be able to wrap those resources around them including funding opportunities, with USDA, [Inaudible], FSA and [Inaudible] people with disabilities, with DVR. We're able to assist them in all those areas. Our counselling our advice services are free and confidential. And again, we work together with [Inaudible] departments.

University of Guam Cathleen Moore-Lin: And there maybe an opportunity for one of these items that was sent to me by the Director which is the best use to development agricultural property mapping. Now that is really comprehensive and probably beyond in-kind. But that doesn't mean we can't work together to perhaps submit a grant under the USEPA because agricultural is a high priority area within the Guam's comprehensive economic development plan. So perhaps, you know, in conjunction with [inaudible] Melanie

Mendiola, GEDA director, [inaudible] director of agricultural we can support you in that effort. Because I'm going through two of those applications that are comprehensive. But how to pull people who help, you know, in getting that information so there is a funding opportunity in addition to the ones Denise mentioned.

Chairwoman Pika Fejeran: Wow. Thank you. That is all music to my ears. This you are what we need and what all our beneficiaries need. Thank you. So, thank you director for sending that email. Those were actually coming from me. [inaudible] Those were my what do we need. What don't we have. Like we need you guys. So, thank you. You know, I would love to form that ad hoc committee. I don't think we can make any of those kinds of decisions today just sitting around here. I would like to explore that more to see how, how we can use your in-kind services. I think we would have to structure it in the form of a MOA. Is that right? So that's like really exciting stuff and you know. I brought this PDN news article. The September 2nd one that talked about that that project that you worked on Mr. Acosta. And I was reading this and you know not of this was news to me. Of course, sitting here three and half years but what really struck me was the comments from I guess Mr. Berger, and Jesse Bamba who worked for the Cooperative Extension. And I'm just sitting here saying like 'Hey you got these great ideas. Come to us. Work with us. Let's work together and put these into motion'. So, so I'm really excited. This like you said Ms. Ms. Cathleen, this this can be a win-win for us. Just need to make sure we structure right. So that like like the report that was made in 2009, there was so much valuable information in there and even the follow-up plans for how to correct these deficiencies. But what happened? You guys wrote this great report and it went on the bookshelf somewhere. Nothing was done with it and we cannot let that this time. Okay so I, I, I asked that we we look forward to creating that ad hoc committee and drafting that MOA. But but what I really wanna make sure we get for today and in time for this bill to get to the floor so that they can vote on it. I want to make sure in some way, shape or form, we kind of both agree on the level of the in-kind services, the value, the timeline? You know. Are we talking about ten years of services? Or are we talking about, you know, I really wanna set that pretty much in stone so that we have something that we can refer to as we are developing exactly how we are going to do this. The finer details. Was there's. There's got be an appraisal done for this property. Right? Do we have that appraisal?

Administrative Director Jack Hattig: The University conducted [inaudible].

University of Guam Cathleen Moore-Lin: We have the appraisals. So, I know for that top quarter acre of land there is about twenty-eight thousand dollars.

Chairwoman Pika Fejeran: Okay.

University of Guam Cathleen Moore-Lin: And the bottom one third is unusable, eroded shoreline. So, you know it will come out. We will have to come to some kind of agreement about what is, I think, that's the value. Number one is come to an agreement on the value. And then the in-kind services from there and the timeline. And so, we probably should do that pretty quickly.

Chairwoman Pika Fejeran: Yes. Agreed. Agreed. I guess it sounds like we don't have a copy of the appraisal. If you could forward us a copy of the appraisal.

Administrative Director Jack Hattig: Did I make a request for the appraisal at the time that we met? I thought I made a request initially for [inaudible].

University of Guam Cathleen Moore-Lin: Yeah. I have only one copy [inaudible]. I'll make a copy.

Administrative Director Jack Hattig: I'd appreciated it.

Chairwoman Pika Fejeran: And I don't see that 2009 report, all the work that was done. I I don't know if that was a kind-in services as well or if that was. How did that.

University of Guam Mark Acosta: That was a MOA.

Chairwoman Pika Fejeran: That was a MOA.

University of Guam Mark Acosta: Yes, between Land Trust, Department of Agricultural and CLTC.

Administrative Director Jack Hattig: And can I have. I've never seen that report. So if you may.

University of Guam Mark Acosta: Yes.

Administrative Director Jack Hattig: Can you provide that report?

University of Guam Mark Acosta: Yes. I can provide [inaudible].

Administrative Director Jack Hattig: I appreciate that.

University of Guam Mark Acosta: [inaudible] with those reports. We actually had a first inspection report as well as a final report [inaudible] with those recommendations.

Chairwoman Pika Fejeran: Yes.

Administrative Director Jack Hattig: Is it possible if we could enter into that agreement to do a follow up report. It's been ten years. And and we that could be something that we could do with the. To to learn from that exactly what have we done and what hasn't been done from 2009 to 2019. So, I look forward to commissioning another report. Another opportunity to go out there and do an assessment again. And after ten years I think it's warranted. We wanna do these things and move forward with. We need to have an assessment of what is currently going on. You know, in in with our partnership, you know that MOA.

Chairwoman Pika Fejeran: Well what I think we can do in our Ad Hoc committee is consider.

Administrative Director Jack Hattig: Sure.

Chairwoman Pika Fejeran: That kind of work.

Administrative Director Jack Hattig: Sure.

Chairwoman Pika Fejeran: What I really want to do is, you know, get pass the paper pushing and great ideas on paper and let's just get to it. And like, you mentioned applying for a grant. That's something that we could really jump on and make some real progress so. Like like you said first we must first determine the value. Right. So, if we could get a copy of that appraisal and then. I mean. I I don't know the rates that that we would be looking at.

Would it be like hourly salaries? How would this be structured? Or would it be almost like a lump sum?

University of Guam Cathleen Moore-Lin: Well it's it's a lump sum. In in to give you an example the proposal that we provided we just kind of did a breakdown of of the curriculum and what was involved and how much, how many Saturdays basically. And the time and who is is going to be working on this project. Mark is definitely involved, Doctor Bob Barber and some others. And then we have a dollar figure assigned to that and just given.

Chairwoman Pika Fejeran: Okay.

University of Guam Cathleen Moore-Lin: The curriculum, the amount of time and so forth. So that's how we figure it out. So, we would develop a proposal to to give to you and for your review.

Chairwoman Pika Fejeran: Okay. So.

University of Guam Cathleen Moore-Lin: Hopefully soon. Maybe next week.

Unknown: Next Week. Yes.

Chairwoman Pika Fejeran: Okay.

University of Guam Mark Acosta: So, Dr. Barber was the land trust advisor for several years. And I know he was talking to me before we came here. He would like to re-establish that relationship with you guys again.

Chairwoman Pika Fejeran: Wonderful.

University of Guam Mark Acosta: [inaudible] to act as liason between the land trust and the University. So pretty much we go out there and [inaudible] see what your stakeholders needs are and how can the university provide them.

Chairwoman Pika Fejeran: Okay. I I think I included this in my notes to the director who can forward it to you. I understand that you guys have a wealth of resources and knowledge of dealing with agricultural. But one area that I see very under utilized. And like really no real structure report for our beneficiaries, the development of small businesses on the properties. So, it's Agricultural but also cottage industries. So, cottage industries talk a lot about in our enabling act but we don't see it much. So, I'm I'm hoping that as we get into this committee that we kind of open us, open up broader so that we're not talking about our agricultural leasees but we're also talking about our residential leasees and how they can use their property. Or even use their property for cottage industries. So that they can create maybe a small family business out of there. Working out of their homes. Whether its crafting or, [inaudible] you know, bed and breakfast. You know, that we have, they have large pieces of properties, they can constructure a bed and breakfast and really make use of the property. And they can make a good living for themselves. And and offer a, be part of a new industry of island. Right?

University of Guam Denise Mendiola: So, with with those types of services in mind with [inaudible] that we've done in the past. We do touch on things like personal credit, and business credit, just getting them set up at the basic foundation level. And then we talk about opportunities that they have. Things that they are interested in. And then we do things like resource assessments. So, if they doing agricultural, we go through with them on

whole set of exercises things like sloping issues, water issues, infrastructure. So that at the very beginning, they have an idea of what they starting with and what the opportunities are there for them. And so, as it, as it extends out to cottage industries, you can take the facilities, or the structure they have on the property. And you can do things like on-line businesses. So, if you were to take vegetables that you are growing on the land and you create pickled papaya out of something like that. And then part of the training is how how do you package that. How do you turn that into a valued added product? And from there how do you market that, how do you sell that. And still from there [inaudible]. So just helping them to understand what are all the phases of all that they go through to grow the business. And then at the very beginning what are they starting with and what are the opportunities that they have.

Chairwoman Pika Fejeran: Wonderful. Okay. Great. Thank you. So, Director I would like you to get get with UOG again.

Administrative Director Jack Hattig: Yes ma'am.

Chairwoman Pika Fejeran: I think first would be get receiving the appraisal. And then coming to some agreed upon amount. Maybe if you can, if you can, I guess you mentioned that you can have a proposal for us next week on how, what services you can offer. I really loved your idea about the grant writing. Helping us write a grant because that multiples our money. Right. It grows our money beyond what we're just talking about here, with the land transfers. So, I think. I'm hoping this discussion and the Ad Hoc committee and the maybe your proposal. We can go back and forth on this on-line about that. [inaudible] With the director and the commission. I know that you guys have been wanting this for several years. And its about time, so let's get this done and move forward. Okay.

University of Guam Cathleen Moore-Lin: Okay.

Unknown: Alright.

University of Guam Mark Acosta: Thank you.

University of Guam Denise Mendiola: Thank you so much. [inaudible]

Administrative Director Jack Hattig: Thank you. [inaudible] Great job. [inaudible] Thank you. Thank you very much. [inaudible]

c. GUAM RUGBY CLUB

Chairwoman Pika Fejeran: Okay. Okay. So, we're running a little bit behind on timing. So, the next item on the agenda under old business is the Guam Rugby Club. So, we have. Okay, so this is another one that as I'm reading through all these minutes. Hi! Hafa adai! Welcome! [inaudible] Thanks for coming.

Unknown: Good morning. Good Afternoon. [inaudible] These are just copies. [inaudible] Thank you

Chairwoman Pika Fejeran: So, before before we get to you guys. I would like to just catch up on on the commission. So right now. Can I have a moment [inaudible] I don't even have. Right here I'm sorry. [inaudible] Where is their current lease? Can I see their current lease? [inaudible] This one? [inaudible] Is it this one? Is this the current lease?

[inaudible] Alright. So, lets see this have been another very complex and long history story. Right. With the Guam Rugby Club and their neighbors in the adjoining lot, Hal's Angels. Just to go back to to the very brief history. The most recent history is in in July of 2016 at a Land Trust Commission board meeting, the commission voted to delete the easement through the Lot 10057NEW-11, that is, that is the Hal's Angels' lot with concurrence with the Department of Public Works. Okay. And that with the vote for that deleting of the easement had some obvious ramifications for the Guam Rugby. Because Guam Rugby had been using that easement and there's some utility, I guess, some connections under there. I guess some water pipe, going through Hal's property and back to Guam Rugby. That was in 2016 and we have, the commission has all those meeting minutes. It was. I was on the commission at that time but I was not the chairperson. I very much remember that meeting. At present was a Mr. Ivan Shiroma. He was there on behalf of Hal's Angels. And we then reviewed the case and arrived at a decision. A motion passed to delete that easement. We also instructed, let's see. I'm sorry. The deletion of the easement was also with the support of our legal counsel at the time, Ms. Kristen Finney. As I understand it, the easement that was deleted put into, through Hal's Angels field, property, was not a valid, what did she say. So, with what what legal counsel found was that meeting was the piece of property that was leased to Hal's Angels had essentially been taken away and made the access road and parking for Guam Rugby without Hal's Angels' involvement. Right. It was a Guam Guam Rugby and the director at that time, had signed a, I guess, an amendment to the lease if I'm remembering correctly. I also in the minutes, the legal counsel stated that and Mr. Shiroma representing Hal's Angels also said that he's will to give up a piece of his property to address the issues. I think that it was a question of moving it, so that he could have better use of his property. The easement basically went down the middle of his property. Also, at the meeting after the motion passed, we instructed the director to contact Guam Guam Rugby that the commission made that decision. And and I didn't see any follow up documentation that that contact was made. So, Matt, will you be kind of helping us.

CLTC Land Agent Supervisor Matthew Leon Guerrero: Madam chairperson, I contacted. Something was written in the agent's file by the previous director that on the contact sheet was April of 2018. Indicated here that contact of Rugby that notifying the user of the [inaudible].

Chairwoman Pika Fejeran: The easement? That was two years after the easement was deleted.

CLTC Land Agent Supervisor Matthew Leon Guerrero: This was done in February of 2018. That's what he noted. He. Just what he. It was on.

Chairwoman Pika Fejeran: Hal's Angels?

CLTC Land Agent Supervisor Matthew Leon Guerrero: Not the Rugby file.

Chairwoman Pika Fejeran: I'm sorry. Going back to the staff reports. So that was July 2000 2016 Land Trust decision. In April 2017, the map was recorded depicting the

resolution of the right of way through Hal's Angels. Okay. And then on March 15, Administrative Director, Michael Borja, stated that Mr. Shiroma had agreed for the continued use of the deleted easement to the end of the calendar year, 2018. Director Borja, that is what you're referring to the 2018, also stated that he informed Guam Rugby Club and that they had understood and just needed to coordinate when the transition time was going to be. Okay. So then [inaudible] in April. [inaudible] So then in April, a letter was drafted and returned to us. And the letter informed Guam Rugby that they would have to access their leased property through Lada Avenue. And my understanding, is that the Guam Rugby property, okay, Lot 10557NEW-5.

Unknown: Yes, that is correct.

Chairwoman Pika Fejeran: Okay. Their access is via Lada Avenue. Which is up there?

Unknown: Yes.

Chairwoman Pika Fejeran: Okay. Okay. And then in June, a letter was sent to the President of the Guam Rugby Club, Mr. Pete Peter Wallis informing him to cease and desist any and all access through the Hal's Angels' field. And remove and re-locate any and all utility connections that encroaches or traverses the property leased by Hal's Angels'. And that letter was based off of the 2016 commission decision and the approved the 2017 map. So the 2000 2016 decision was based on the concurrence of the Department of Public Works. Okay, so I guess, it took another almost year to get Guam Waterworks and Guam Power Authority and the Department of Public Works to approve of that easement deletion. So that is the brief history. The most recent history. I know we had. When was this? There was a meeting. It was a May 2nd meeting I think it was. Right? May 2nd meeting, a representative, a Mr. Shiroma, from Hal's Angels came and that was the first we heard that the 2016 decision and all follow up actions have not been complied to by the Guam Rugby Club. Which is what which is what basically caused us to issue that cease and desist letter in June. Right. Okay. So we representatives from the Guam Rugby Club here. Thank you for coming. And I see you have handed us some papers. Did you want to start or did you want us to look through the papers. How did you want to do this?

Guam Rugby Club Ross Morrison: [inaudible]. My name is Ross Morrison. I'm [inaudible] Guam Rugby Club. I've been involved in several meetings with CHamoru Land Trust.

Guam Rugby Club Mike Mateo: Hi Mike Mateo. I'm one of the board members of the Guam Rugby Clubhouse. I represent Guam in the Men's National Team.

Guam Rugby Club Joseph Mateo: My name is Joseph Mateo. I am his twin brother. [inaudible] I'm I'm also a member of the board with the Guam Rugby Club. I'm also a member of the Men's National Rugby Team. I'm a middle school volunteer for rugby. I'm also a high school coach. So, you know, our lives have been pretty involved with the sport of rugby and it has help us to develop into, you know, the gentlemen and gentlewomen that represent the club through the many years we played. I've been

caught a bit distraught because the public access way that we agreed upon in 2002 and our master plan that we had brought forth before the board at that time. We built our field, our utilities and and and the actual the future of our club based off of that master plan. Then in 2016, it all changed after so many years of of developing the club. We spent over seven hundred fifty thousand dollars developing the land, the infrastructure, the piping, the the joint access car park. You know all of [inaudible] hard time. So when the news came to we were to cease and dease our current operations. It kinda struck a piece of my heart because all the stuff that we worked so hard to develop not only for the club but community as well had gone down the drain. All the money that we had spent all gone down the drain. It's a waste if we were to enter off of Lada instead of off of Santa Monica. So, I mean we here before you to see if we can at least reopen negotiations or bring it back to the table to discuss to see if there are any ramifications that we can do. Or anything that we can do to kinda of appeal the decision that was made by the CLTC in 2016 or 2017.

Chairwoman Pika Fejeran: Thank you Mr. Mateo. You know, I know that the Guam Rugby Club provides a fantastic service for our youth and also as adults. Getting our children to be part of a team, part of something bigger than them. Teaches them discipline. I really, I really value your contribution, the Guam Rugby Club's contribution to our island. So, Thank you. I I don't believe that it is the intent of the commission to take take any of that away. For what's been presented to us, its been, there were some happenings in the past that were not done appropriately at the determent of your neighbor. And when it came to the commission back then, it was the commission's decision back then to correct the wrong of the past. And unfortunately, it put you all in this position. I'm wondering why. Why three years later, I mean, even two. Two years later? Why? Why are you coming forward now? And why, why haven't you come forward before when this first happened? I I'm really interested. I don't know whats.

Guam Rugby Club Ross Morrison: I think I can answer that best. Number one 2016, we, the Guam Rugby Club, didn't received any notice. Okay. Either verbally or in written form. So, to the best of our knowledge we have been operating during that time under the license of amendment, which was past in 2010, which was made because of a resolution by the CLTC Board. That's 2010. I'm quite sure you you were aware of it that's in your files. So, the first that we were made aware the fact the easement was an issue was when we presented our request as we have [inaudible] every five years to to renew the license. And if you check the minutes, check back. We had. We attended several meetings to review the five-year license and were advised that the issue renew the license, but we had to delete the 2010 amendment. And we declined to do that because obviously we lose the access which had been drawn on the origin 2002.

Administrative Director Jack Hattig: Master plan.

Guam Rugby Club Ross Morrison: [inaudible] Master plan the CHamoru Land Trust Commission. So, the Santa Monica access was a key in the development of the lot [inaudible] going back twenty years time. Lada Avenue is the legal access. However,

twenty years ago this was a one-lane goat track. It was a hundred yards of boonie between here and the exit. So, all the [inaudible] with the professional master plan which was put together by T&G Engineers, as requested by the CLTC board, was submitted. The orientation for the water lines, emergency exits, the toilets, showers and future club rooms are all with the orientation of Santa Monica. So that's when it first came out was on the 20 on 2017. With our history in 2018 and my understanding is Peter Wallis, the president, the first real official knowledge we got, it may have been May 2018 [inaudible]. At a board meeting [inaudible] and he was basically told oh no the easement's gone. It's done. Our thing our thing is in terms of presentation is we really had no opportunity to sit down and say hey here's our side of the story. What about this? What about that? I mean, there's oblivious been a lot of politicking and movings going on behind the scenes. In 2015, 2016 we had no knowledge. So, to answer your question we're coming forward as of August we would have provided a [inaudible] liason. Our field has not been accessed since that time. It has not been maintained. There have been no children playing on it. And the rugby season for the middle schools and high schools is about to start. And there is no access. So that's that's why we are here to say would you please help us? Because there's a lot to it. And from our point of view, we [inaudible]. We did agree in 2010 agreement in the discussions with the CLTC Legal Counsel, and [inaudible] counsel that access could be moved. I think [inaudible] there was a suggestion that we put a [inaudible] a bigger [inaudible] pipeline and use use the joint joint parking area. Subsequently being changed, and adjusted where there is no access. I think in the agreement in which we have operated under, this is a [inaudible]. We gotta we gotta wait until DPW, CLTC install new access. In the old days this is we were amenable.

Chairwoman Pika Fejeran: Yeah. That's way I was saying in the minutes as well. Mr. Shiroma was saying 'Hey, you know, they still have to access this' on the left-hand side of Hal's angel this [inaudible]. Yeah, I see it in the minutes. We also instructed the director. I think it was me. I said hey, you know, when Guam Rugby came in and got this amendment for the easement, Hal's Angels wasn't involved. Right? And that Hal's Angels [inaudible]. Hal's Angels was. I think, he was here in the meeting. It basically changed his lease without him agreeing to it. So anyways, I said that hey now we're gonna do the same thing? We have to involve Guam Rugby. What you're saying is that did not happen?

Guam Rugby Club Unknown: Correct.

Chairwoman Pika Fejeran: And until 2018.

Guam Rugby Club Unknown: Until we got a cease and dease letter.

Guam Rugby Club Ross Morrison: And we were advised.

Chairwoman Pika Fejeran: When you were trying to renew?

Guam Rugby Club Ross Morrison: Correct. And we were basically told by CLTC we'll renew it but you got to delete it. Why would we agree to that because we would have no access? We don't have the new access as was proposed in the 2010 agreement.

Chairwoman Pika Fejeran: Did you want to speak? If you can state your name for the record. Maybe bring another mic closer.

Guam Rugby Club Legal Counsel Genevieve Rapadas: Good Afternoon commissioners and staff. Thank you for allowing us the opportunity to speak here and giving us a voice. My name is Genevieve Rapadas. I'm legal counsel for the Guam Rugby Club. My office was involved in the negotiations between the CLTC and Guam Rugby Club as well as Mr. Shiroma back in 2010. I understand this is. There's a lot here. There's a lot to process. There's a lot to take in. I understand none of you were there at the time in 2010, when negotiations were happening. I, myself, am still trying to get up to speed about the history. You know, I was asked by the Guam Rugby Club to take a look at this. Obviously the consequences of the commission's actions are far reaching not just to the club members but the entire Rugby community, their families, and all of those not only Guam but from off-island as well. I understand there are events that take place here on island with foreign nations and what not. So, we have been. My understanding is that Guam Rugby Club has been trying to get a seat at the table since 20. Well since being first provide with official notice about these issues and consequences, sorry, the decisions of the commission. This is the first time we've been able to speak at length and to, I guess, to provide our side of the story. I, these these boys, they know better than I do. I'm just a lawyer. I don't play rugby, but obviously I understand what's going on here. And just from a legal prospective, I understand that your legal counsel, at the time, had complained at that meeting about the legality of the 2010, 2011 amendment. I'm certain not here to debate the position, which is our position. But just legally speaking, there are serious issues with what the commission has done, had done in 2016. The amendment is part of the license. They go hand-in-hand. The commission cannot simply, from our prospective, accept the license without accepting the amendment. I understand that Mr. Shiroma had. He had issues with it. He was there at the time. My understanding is that he also had legal counsel present and involved. My office was working with his legal counsel. So, he's fully aware of what happened at that 2010 meeting when the easement was created. He's fully aware of the amendment. And my clients have been Guam Rugby Club and the community has been relying upon that amendment in these last eight to nine years. And as these boys have spoke, we've spent hundreds of thousands of dollars. There are many people who use, kids and adults, who use that field. So basically, you have an amendment that the commission has decided to just forget. Not forget wrong term but to just simply delete. From a legal prospective, we don't think that is not allowable. You opted to renew the license. We gave timely notice. So, we were entitled to do that. The amendment is part of the license. So, you simply cannot separate the license from the amendment, which is what the commission did. The commission cannot also, from our prospective, just plain reading of the amendment and the license. The commission cannot, could not move unilaterally amended the amendment, or the license without getting our input, without getting our

our consent which is exactly what the commission did in 2016. I understand from reading those minutes that your legal counsel had cautioned the commission before it acted because Guam Rugby Club wasn't involved. And yet the commission moved forward. And so here we are three years later, the Guam Rugby Club, and the kids, and you know, the adults are denied access and use of that field. It's a huge problem for them and the community. So, we would ask. We're hopeful that the commission would reconsider its position. That it would honor the amendment. We're happy to sit down and try to resolve this. You know, we do not want to engage in a protractive litigation. But but it's important to them. It's important. I think. It should be important to the entire community. And so again we would ask you reconsider your position. We would love to have access to the field again. And you know, I don't know if that's on the table for today. If it is not, we understand. But certainly, we ask that be something that you considered again. Please if we could come back to the table. I think there are serious issues that both on the facts and the law after what the commission did. I understand that the packets in front of you all have letters of support from various organizations, individuals from the community. I'm not sure how the commission handles it. But we certain we want all of that to be made part of the public record. Just to demonstrative to you guys that this is an important issue. Thank you.

Chairwoman Pika Fejeran: Thank you. Thank you for that your presentation. You know it's my understanding that in 2016 the decision was made. My question to you all is, I guess, Legal Counsel, the Director. The amendment you keep referring to, that was an amendment to Rugby's license?

Guam Rugby Club Legal Counsel Genevieve Rapadas: Thank's correct.

Chairwoman Pika Fejeran: And the amendment stated that we're going to create this easement for access.

Unknown: [inaudible]

Chairwoman Pika Fejeran: The amendment in 2010.

Unknown: Yes. [inaudible]

Chairwoman Pika Fejeran: Not this one that was...

Unknown: [inaudible]

Guam Rugby Club Joseph Mateo: That access was was already existing. So, the 2010 amendment said that we would close that access point off when DPW built an access point off of the pipeline.

Administrative Director Jack Hattig: Pipeline.

Guam Rugby Club Joseph Mateo: Off the left which still gives us access to joint parking lot and the sheds where we have our tiolets. Are where the the the epicenter of our master plan is based off of. So, the easement would be would remain open until the new easement was formed and then we would close it. So that is what we had agreed on in 2010 amendment, but in 2016 they closed the easement. Denying us access to the field even through it is technicality another easement off of Lada. It's not developed. So,

either way, we're gonna have to be stomping through boonies or trespassing to pass to get to the field. Just to even do routine weekly maintenance.

Guam Rugby Club Mike Mateo: So just to touch on that, since 1997, ten thousand people have played on that field. And when we talk about community driven organizations, I feel that we are at the heart of that. Right? We open up a door not only to the rugby community but also to FSM community, where they actually utilized the field to train for their annual Olympics islandwide. With that being said, I mean, we've seen children grow up on these fields and eventually pursue athletic scholarships. Where some of the letters of support will come from off-island individuals who are actually representing the island in rugby in collegiate sports. Some of them have even gone professional and semi-pro. And with that being said, we've realized that the field acts as a safe haven for the at-risk children and without this field where are they going to turn to. You know. And us being community driven leaders, we want to keep the field open and by any means necessary. And I mean, whatever decision that happens today will not only affect us tomorrow but affect us in our future generations and our children's children. And just want to end with that.

Chairwoman Pika Fejeran: Thank you Mr. Mateo. You know the commission in my time being here, it's really, I wanna say eighty percent of the work is looking into the past and trying to put these pieces of the puzzle together the best way we can. And often times things weren't done right the first time. And when things aren't done right the first time, when you fast forward to today and when the issue comes up again. Who gets hurt by this? The people that benefited from what was done not the right way and the people that were hurt back then. And now we have two people sitting right here. Right. Two parties, Guam Hal's Angels, you know, they come here too and stated their case. And they, I believe, they provided a great service for our community as does Guam Rugby. And you know, it's always. It's painful to see two neighbors on our property that were given the land that there's conflict. Okay. You know, we are, like you said, we are a community and we need to come to a resolution that is beneficial for both. I know that in 2016, we were looking at what was presented to us and I would ask you sitting here at the table. If the tables were flipped, how would you be feeling? Mr. Shiroma's land was basically severed into two without his expressed approval. And that was his lease. And so the commission was trying to correct that. And I thought that everything discussed at that 2016 meeting was being taken care of at the administrative level. And you know, it was very clear that we gave the director at that time, directions to make sure that he engages with Guam Rugby. And make sure all these follow up actions are done. Because even in those 2016 minutes we talk about and even Mr. Shiroma agreed okay let's move it to the left. Right. At least he would have the contiguous property that he can develop. He hasn't been able to develop his master plan because of that easement. And I want to get to a resolution that satisfies both parties. I think that we can. I know. I know that the director has made efforts. I know the previous director has made efforts but it's it's kinda come to a head now. You

know, like I said, the commission was under the assumption that 2018 that Guam Rugby Club at their renewal said okay, okay we get it. We understand what had to be done had to be done. Now let's move forward and that's not what happened. Right? You continued to access it through through the deleted easement.

Guam Rugby Club Mike Mateo: Had had we known. Had we been given notice that you were going to cut off the easement. We would. You know we would have conformed but we weren't duly notified. We didn't get any a formal written notice. We didn't get a verbal notice that the easement was going to be cut off. Even when it was cut off based off of the 2010 amendment, DPW was responsible for putting another access point to allow us to get into into a joint car park. But that didn't happen. So, based off of the 2010 amendment they could close the easement off of Santa Monica. The current easement that is there, if and when they created new easement off the pipeline. But that hasn't happened. So, base off of the 2010 amendment you we we still legally had access to our field. Right. And we weren't trespassing we weren't trespassing at that point and it hasn't happened yet. And now now there's a gate there that's cutting us off. And and now we can't go to the field and provide proper maintenance. You know, we're we're in the process of constructing the second field. We just laid the grass seedings and at this point I can't trespass the field. None of us here on the board can trespass through Mr. Shiroma's property to even cut the grass. To sure the new seedings that we just spent over ten fifteenth thousand dollars on just to seed the field. And now we have no access to. And now and now we can't properly maintain it. So, all the money we used to develop the second field went to waste. All the money we put to develop the first field is going to waste because we don't have access to it. So, I mean, we're not here to ask for an answer to say just use the access and let bygones be bygones. That's not what we asking. We're asking if we can just come back to the table. Let's renegotiate. Follow the 2010 amendment that was initially put forth with the new license or the renewal and let's let's follow it. Until the new easement is done, we would still need access to the field to properly maintain it. Because if not, what I fear is that if we don't properly maintain the field, someone gonna make a case that we we didn't maintain it and it's it's going to waste and someone is going to claim it. All the money that we put and all the hard work and all the sweat, blood and tears we shed on that field to create it and make it what it is today will be gone to waste. And and that's exactly what we don't want to happen. So, we here asking if we could still have access to the field off through Santa Monica easement until the new easement off the pipeline is created. And once that is created, we can then we'll start entering in through the new way. It is not an issue whether or not it has to be that easement. It's just that easement. We just need access to our property and with the gate there's no way we can go through. There were even discussions amongst the club members hey they'll park along the road, then they'll jump the gate and then they'll walk across the property but still that's illegal. It's trespassing. And you know we we want to conform. We want to abide by the laws and all the laws that are put before us but we can't do that when we're kind of being

suffocated in the corner with no way no way to to legally access our our field. And what we're afraid too that at one point in time it's going to be so overgrown that we'll have to spend twice as much money just to bring it back to current standards. And then more money to improve it and make it up to international test field standards which is what it was in 2002. Which is what it was in 2010. You know.

Guam Rugby Club Joseph Mateo: If I may add, the Guam Rugby Club is a non-profit organization. So, we do not have any means of gaining revenue or not many means of gaining revenue. So, the amount of revenue money that we do get is through donations, sponsorships and go through, go to the community itself. Right and like my brother said earlier if we don't maintain it all that money, all that money that the four top organizations donated to us to gonna go to waste. Right. And that's hard money earned and we're at no position to say 'oh give us more money because we need more money to do this and that, right. It's all from the goodness of their hearts that they give us these moneys, the money. And the financial resources that we have are slim to none. We go off of our blood, sweat and tears like my brother said. We do this for the love of the community and not for us. Because in fifteen, twenty or maybe forty fifty years we're going to be dead. Right and people that are will be utilizing this field will be our children and our children's children. Right. So, the amount of work that we do now are going to seen in the future. Going to be the future generation.

Chairwoman Pika Fejeran: Thank you Mr. Mateos. You know, as I stated earlier the Guam Rugby Club provides a very necessary service and outlet for the children. And and you know it's it's not the commission's interest to take that away. And put you all through this hardship. What the commission is here to do is to act, act as the exclusively for the benefit of the beneficiaries of the trust. Right. The beneficiaries of the trust are the applicants who are agricultural and are residential applicants. Right. I know that these licenses are very. They come from a long way back but I have to trust in the wisdom of these licenses to provide this recreation area for the children. Right. And so, we, I believe the commission wants to continue continue the use of this and also just for the record the Guam Rugby Club does not pay anything for the property. Is that right?

Unknown: Correct.

Chairwoman Pika Fejeran: So, the Commission like you, you know, you are non-profit. The Commission receives nothing for for your occupancy of the property. Okay so we we, I mean that's a large property that I'm sure many of our beneficiaries waiting in line for property to build a home that have access to utilities like these two properties. They're probably scratching their heads and asking why. You know, so you gotta understand our position here. We we don't want to kick you guys out. Right. We understand and we value your contribution to the community. But we have to really move forward and I appreciate that you're coming in today and saying 'hey let's sit down together and re-negotiate. I remember with the previous Director. He reported to us many times that he was unable to get anybody to sit down at the table. I don't know

if there's been a change in leadership. I think there's was only one representative or maybe two that came on board.

Guam Rugby Club member Ross Morrison: [inaudible] multiple times with Director Borja. I'm not sure where that question is coming from.

Chairwoman Pika Fejeran: Yeah.

Guam Rugby Club Unknown: [inaudible]

Chairwoman Pika Fejeran: Yeah.

Guam Rugby Club Board Member Ross Morrison: And that was after our 2017 renewal request. And if I could I would point out for the record we attended three meetings; I think on the request to have the license renewed five years anniversary. Of those three meetings, the first two we were told the license would be renewed as I said if you'd strike out your 2010 amendment. The third meeting we attended, I think February, March at that stage the board members' decision okay we've mucked around to long. The amendment deletion is not required and your license is renewed.

[inaudible] Thanks very much. We going to can carry on. We received notice I think, about a month later that said the board's quorum was non-compliant.

Chairwoman Pika Fejeran: [inaudible]

Guam Rugby Club Board Member Ross Morrison: And all decisions and I think your minutes will reflect that and all decisions at that meeting were null and voided. So, to this day we're not even sure if our [inaudible] take place or our license renewal has been addressed.

Chairwoman Pika Fejeran: The plot thickens. Okay well you know the...

Administrative Director Jack Hattig III: I didn't know about that. I met with Guam Rugby at length several times. At least a couple of times.

Guam Rugby Club Unknown: Twice

Administrative Director Jack Hattig III: Twice and I reiterated in my report to to to the Commission that they aware of their their request for that amendment. But I could not substantiate that. I couldn't find the the minutes where they had approved the amendment or that the agreement that Monty, the late Monty Mesa, signed. So that's why I couldn't, I couldn't, you know, I couldn't substantiate that. But given that they're here to present their case it would be brought to light. So that's what I did. I didn't know about that, that there was a question about quorum and that's why it is not in the report. If you're looking for it then we didn't disclose that because he is just bringing this it to our attention now.

Chairwoman Pika Fejeran: Who is Mr. Peter Walls? Is he still the president? Are you?

Guam Rugby Club Board Member Ross Morrison: [inaudible] Peter is at another engagement. A legal one. He couldn't make here today, otherwise he would be sitting here today as part of the board.

Chairwoman Pika Fejeran: Okay. I know that it's been a very. You been put through a very difficult time. And I apologize for that. I'm sorry that you're going through this but

you have to remember that the commission has to look at everything before us. And remember it is two of our lease holders that we're talking about not just the one. Okay. So again, I appreciate that you came and you're open and willing to re-negotiate. I think I think that we all have a lot of work to do to really go back and really figure out what happen. Especially the amendment that you're talking about in two thousand ten eleven (2010) and the follow up actions from the two thousand sixteen (2016) decision. It's it's been many years since that was done and and we're we're just now addressing it. I appreciate this that you provided. I will definitely take a look through this. And director if you could enter it as part of the minutes.

Administrative Director Jack Hattig III: Yes.

Chairwoman Pika Fejeran: As they requested. So, I...

Administrative Director Jack Hattig III: Ma'am.

Chairwoman Pika Fejeran: Yes.

Administrative Director Jack Hattig III: I'm sorry, just to address the the oncoming concern about the season. You provided a schedule. Would it be reasonable to engage it with Hal's Angels to see if we could? In the meantime, allow some kind of agreement, you know, that they may have access the for the impending season that's coming up. I mean that's my greatest concern as a former educator. Also, so I with the Trust's with the commission's concurrence I I like to try to see if we can contact him. And his word is here he would be willing to allow for another access. I also be willing to engage the services of the Department of Public Works to see if what we could do if Mr. Shiroma is still amenable to putting the access of the left-hand side of the pipeline. What what. Let's found out. There's no harm in founding out what. What would be done? How would it be done? So that I can provide that to you. I can write that report that I give to you weekly. [inaudible] So I would like to offer that up just because they've come and and the kids are obviously going to be effected. There's there's a letter here from [inaudible] from UOG stating that the Rugby season is coming up. It's it's really imperative that they continue to have access. Let me work with Mr. Shiroma to to you know together with Guam Rugby. To to at least bring a temporary relief of access for now. Because I'm I'm not sure if Mr. Shiroma's plans to develop. I'm not sure if he's ready to pull the trigger or not. So let me found out what his position is too. And then I'll report back to the trust and I would keep Guam Rugby informed as well. [inaudible].

Guam Rugby Club Unknown: Thank you.

Administrative Director Jack Hattig III: That's what I hoping too.

Chairwoman Pika Fejeran: I think it's like past due time to get both parties to sit down and negotiate. I think. I know on both sides hearing from you and then hearing from Hal's Angels' side there a lot, there's a lot of hurt feelings involved. You know. Let's sit down at the table. I know Mr. Shiroma has had issues with vandalism and trashing

because of that easement. That he didn't have control over until I guess just recently until he put in the gate. I also ask that legal counsel please you got to be part of those those discussions as well. We have to look back. Like the director mentioned that's the first we heard about the license renewal. Again, the commission's work is only as good as what's before us. You know and so much of our work is looking back in the past and trying to put pieces together. Try to make the right decision with what's in front of us. So, I, I appreciate you guys coming here and that you are doing this just like we're doing this. Out of with the passion in your heart for the community.

Guam Rugby Club Unknown: [inaudible]

Chairwoman Pika Fejeran: Thank you. So, the director will be contacting you.

[inaudible]

Unknown: So, until a decision is made? [inaudible]. That's what it is? [inaudible]

Chairwoman Pika Fejeran: Director can we get that going tomorrow?

Administrative Director Jack Hattig III: Yes.

Chairwoman Pika Fejeran: I don't want to wait until next week. [inaudible] Okay we're gonna have a ten-minute recess. [inaudible]

RECESS

Chairwoman Pika Fejeran: Okay. I'll like this CHamoru Land Trust Commission Board Meeting back to order. After we recessed, I saw that Mr. Shiroma who is the representative from Hal's Angels, who subject property, was in the audience. And Mr. Shiroma has agreed to come and sit down. We have Rugby representatives at the table with him. And I'm hoping that you know I think that we decided that okay we'll call a meeting with Guam Rugby and Hal's Angels to meet with the director tomorrow. But after seeing Mr. Shiroma in the room I said why kick that can and let's all sit down here. So, it all out and on record. The commission is here with both parties and the director. I'm hoping that we can come to some mutual agreement. Okay. You know I know that Rugby presented a lot about about the amendment and the subsequent 2016 decision which the commission has not revoke in any way. Right. I think that. What I wanna talk I want us both. Now that we're all at the table, can we come to an agreement for Rugby to get access back to their field? Because they do not currently have access. I know that the original the easement the current access right now cuts through that easement has since been deleted. Right. In 2016, Mr. Shiroma you were agreeing to allow access through the left-hand side. Is that right?

Hal's Angels Mr. Shiroma: No ma'am.

Chairwoman Pika Fejeran: [inaudible] Can. Mr. Shiroma please I'll give you the floor.

Hal's Angels Ivan Shiroma: I just wanted to point out to the statements that were made earlier. I was trying to hold my tongue back and hoping you would recognize me back there with. As far as them not being informed about the 2016 meeting where they deleted the easement. They had a representative here, I think it was a Mr. Wallis. I'm

not sure who it was. He did. He checked the minutes. He tried to protest it after the board voted to delete the easement. So if he didn't go back and tell his people, 'hey, this is what was decided on that the easement was deleted.' That's their problem and now they're saying they didn't hear anything until today or until whatever date they said recently. This has nothing to do with the board. Their representative didn't get the message back to them. They didn't say anything and now they're claiming they didn't know anything about it. Which I don't believe and I don't agree with. The other thing is them saying I was aware of the other easement that was established back in 2010 or whenever that was. I don't know why they saying that. There is nothing there in black and white that I signed saying it was okay to put an easement right down my property. Who would do that? There's no one in this room right now Chairwoman that would allow anybody to cross their property to get to their property. Unless they're going to charge somebody. Right. Hey you want a path through my property, I'm going to charge you. No one in this room that would allow that. I don't know why they're saying I was aware that easement was established back then and that it was okay with me. There's nothing in black and white, so that statement was wrong. The third thing that I want to make clear to everybody in this room. This is not a land lock issue. We are not blocking these people from accessing their property like they claiming again. And all that money they invested is gonna go down the drain. If you can build a field, you can clear access to your property, the Lada Avenue way. And that was what Public Works, GPA and Waterworks said was the easement for these guys. So we're not blocking these guys. We're not hindering their progress in their development of their field. Clear your part. There is enough room for parking and access. And you can drive through and reach your bathrooms or whatever. Change your septic tank whatever. There's no issue there. They just don't want to do it, they want to park on my side and take more property on my side. Which I'm saying once again, no one in this room is going to allow. I've lose so many opportunities since 2008 or earlier 1983. [inaudible] Trying to develop my property but I couldn't because there was always some amendment, some protest from these guys that the board always stopped me from developing anything. Now that you guys made that decision you guys want me to come back to the table and try to negotiate. Make me look like the bad guy like I'm not the one reaching out to them and give them the opportunity to use the easement. Mind you, this is not a land lock issue. Clear the backside that you are allowed by law that was decided by the board and access from the other side. It a difference of five minutes to drive from Santa Monica to Lada. So all this crap about you know there's an emergency [inaudible]. Five minutes just drive around the ambulance and go into the field. I don't need to leave my side open. Everybody comes in there at night, dump their trash. He blames me. I blame him. I don't want that anymore. There is so many times that I've been picking up trash, having to get rid of it because I leave that gate open to be nice to everybody. I reached out to Mr. Morrison. I gave him a padlock that we can share so he can lock that thing up so no body can dump trash. What happens? Maybe a month or so later, the padlock is

gone. Everybody is going in there. I'm the only one. I get pissed off to him. Even though we had our differences, lets share the key, lock it when you're done. But they dumping trash in the back. We don't know who is doing it. I can't blame you, don't blame me. This is what pisses me off. The padlock is gone. Will I throw that padlock away because its only me and him that has a key? But for what I heard; he gave a key to everyone because he doesn't want to come in. And every time somebody needs to use it, they can open the gate and it doesn't bother him. So, what happened? They got rid of the padlock. Everybody starts dumping trash. Does he clear it up? No, I clear it up. Because they go through my side and dump trash. So, I just want to make it clear because I feel like I'm being looked as the bad guy. Don't want to negotiate, not allowing blocking their progress. Hey clear your back access like the law says and access your place. You're going to be happy on your side. I'm going to be happy on my side. There's no fighting here. You guys are doing a good thing. These are all my players from FD. I coached these guys. There's no animosity here.

Unknown: Yeah.

Hal's Angels Ivan Shiroma: Go through your side and put a fence right down the line. We won't bother each other. So, we don't blame on each other. I've reached out to them. They've never reached out to me. Ask Mr. Morrison right now way back in the eighties when my father was still alive. Did you promise to build us a practice field? And this is where the whole thing started. To this day he hasn't done crap to satisfy the agreement he had with my dad. That's another sore point that I have in my heart. You lied.

Chairwoman Pika Fejeran: Okay. Well.

Hal's Angels Ivan Shiroma: You're a man tell the truth right now.

Hal's Angels Blu Shiroma: Can can I add something?

Hal's Angels Ivan Shiroma: This is my brother, Blu, by the way.

Hal's Angels Blu Shiroma: I've been to several meetings. I guess the latest meetings. I haven't seen any of these guys here. And now when there's going to be a decision made everybody shows up. And they start at the eleventh hour, start asking to delay everything. It's pushing. You guys are pushing the can down the road. If you come here every year, and I know, I know you guys have a season coming up. But you come here every year when the rugby season is coming up. How come the board made a decision that you said oh the season's coming up. Let me have access to to get somebody to clear something over there. You know that's going to take forever. Every year you're gonna keeping pushing it down the road. And they're never going to make a decision. I think it's the board's job. They been were given ample time. We've been coming here. We don't want to confront anybody but the trash, or moving the back field. We don't want to do that. You come to the board and we've been coming here, addressing the situation. You guys knew about it. It's been going on. You can't wait until the eleventh hour then come here and try to keep extending it. Pushing it down the road. I see that the board has had ample information to make a decision. And once it is

done, we don't ever have to come back here anymore. You'd have access to your field. We have access. [inaudible] No body is going to bother each other. You know what I mean. [inaudible]. Right. If we keep pushing it down the road, the access never happens. We're gonna keep coming back here trying to negotiate something. Once everybody has their access, we're not going to have to come here anymore and everything is settled. So, I think the board has all the basic information you guys have. It's been going on since. It is not a new situation. You have enough information to make a decision.

Chairwoman Pika Fejeran: Well in 2016, the commission believed that and that's what we did. [inaudible]

Hal's Angels Ivan Shiroma: Basically, madam Chairwoman, [inaudible] this is strictly convenience, parking and access. No body wants to drive around five minutes to come in from the backside. That's all it is. If you guys make a decision right now, they would have to comply? Right. [inaudible] They're not going to get hurt. They not going to lose any games or whatever. Nothing is going to happen. They will make do with it. They just don't want because of the convenience. That's all it is.

Chairwoman Pika Fejeran: Like I said earlier on both sides. There's a lot a lot of history. Right. And

Unknown: Misunderstandings.

Chairwoman Pika Fejeran: Maybe misunderstanding. What I wanna. What I really want to get to is how are we going to resolved this? Okay. Rugby is claiming there is no access. That you don't have access. Right? Can't go back and maintain your field. Right. You're your players can't come in. [inaudible] What are we looking at here John?

CLTC Land Agent 1 John Gumataotao: Pierce.

CLTC Engineering Technician II Pierce Castro: It's it's a proposal.

Chairwoman Pika Fejeran: A proposal?

CLTC Engineering Technician II Pierce Castro: One of the issues that was brought up was the emergency vehicle access. So, we're proposing to open up the road or grant that part which is also on CLTC property.

Chairwoman Pika Fejeran: Okay.

CLTC Land Agent Supervisor Matthew Leon Guerrero: Which makes it's just a hundred feet difference from that road that they're talking about running right down the center. It is just a hundred feet more if they were come from [inaudible] the pipeline.

Chairwoman Pika Fejeran: So that's currently not an easement.

CLTC Land Agent Supervisor Matthew Leon Guerrero: No. It was just something that I reached out to survey to see if we could do. And I confirmed with Paul Santos, the Chief of Cadastre, could we and he you know was saying if we could just [inaudible]. A lot of those emergency vehicle access. So, the proposal was if they could just agree. That would be just an emergency vehicle access. To access the Rugby's property, onto the pipeline and straight down into Santa Monica.

Chairwoman Pika Fejeran: So, is that an existing road? You said pipeline.

CLTC Land Agent Supervisor Matthew Leon Guerrero: It's it's a POL line. The Federal [inaudible]. We can't use it as an easement. We can't use paved over it. You could drive over it. But we just can't put water lines in there and what-not. And that's why it is not going to be dedicated as a right of ways, just an emergency vehicle access. Because they do have access to the north side of the property. The entire Lada Avenue is paved. And I was just told today. I didn't go out there recently, but I was told that Santa Monica now connects to Route three. I mean, Lada Avenue goes straight out to Route three now.

Chairwoman Pika Fejeran: [inaudible] Oh that goes out that way.

Administrative Director Jack Hattig III: It supposedly extends.

CLTC Land Agent Supervisor Matthew Leon Guerrero: It supposedly extends out by I didn't go out there today to see what. But that's entire Lada Avenue is paved to the north side of the entire rugby field. Where Rugby's property [inaudible].

Chairwoman Pika Fejeran: Okay. That forty feet wide easement on the other Land Trust property. That's not Hal's Angels' property.

Hal's Angels Ivan Shiroma: That used to be. That was included in our map. And that's the one I gave up in 2016 when we were going for the deletion because there are squatters there. The squatters where in my map you know what we don't want to uproot these guys. Probably hard up for houses or what. So, I gave that up just so we could do the new map, delete the easement and shrink my total acreage again. I'm conceding again to satisfy these guys to have a little access to their place again.

Chairwoman Pika Fejeran: So, what was...

Hal's Angels Ivan Shiroma: So, I gave up...

Chairwoman Pika Fejeran: You gave up that portion.

Hal's Angels Ivan Shiroma: Yes, I did.

Chairwoman Pika Fejeran: In 2016, we talked about installing an easement or putting a new easement and deleting that one and putting a new one on the left side. Was that the one along the pipeline? [inaudible]

Chairwoman Pika Fejeran: It wasn't?

CLTC Land Agent Supervisor Matthew Leon Guerrero: Madam Chair, it went outside of the Rugby property, inside Angels' property to the west of their lot straight along the pipeline. So, they would have taken that easement that they were talking about. It would have run from here. I was looking for that sketch. Just a sketch. It would have run from here along the Angels' property and down into Lada.

Chairwoman Pika Fejeran: Okay.

CLTC Land Agent Supervisor Matthew Leon Guerrero: That's was the proposal.

Guam Rugby Club Unknown: It's in the packet. [inaudible]

CLTC Land Agent Supervisor Matthew Leon Guerrero: The sketch. [inaudible]

Chairwoman Pika Fejeran: [inaudible] Is it the "A"? [inaudible]

Chairwoman Pika Fejeran: 2010? [inaudible]

Chairwoman Pika Fejeran: Okay. [inaudible] So, what I'm looking at here shows on the left side within Hal's Angels' property line? Am I seeing the sketch correctly?

Guam Rugby Club Board Member Ross Morrison: Yes, and it stands correctly. Just remember the documentations are important. In terms of the [inaudible]. Previous recordings. That's was the [inaudible] in the 2010 amendment. To install a new easement on CLTC land down the left hand to the right-hand side [inaudible]. And DPW can use that as a legal access way. [inaudible] coming in from cross the [inaudible]. Wasn't drawn [inaudible] during the discussions. [inaudible] to the joint parking area, accessing sewers, toilets, bathrooms [inaudible]. And in doing so we agreed to delete the straight through access. And that's what we still amenable today. As you see we are under the understanding that at some stage DPW would [inaudible].

Chairwoman Pika Fejeran: Okay.

Legal Counsel Nicolas Toft: Has anyone been in contact with DPW? [inaudible]

Administrative Director Jack Hattig III: Not recently. Not until the Commission made a decision. We didn't engage with Public Works.

Legal Counsel Nicolas Toft: [inaudible] In 2010 was DPW in the discussions [inaudible]?

Guam Rugby Club Board Member Ross Morrison: It's long time ago. I don't know. I think [inaudible] meetings. It was discussed [inaudible]. I remember Jessie Garcia was involved. [inaudible] either on the CLTC side or DPW side. I'm sorry I can't remember. [inaudible]

Chairwoman Pika Fejeran: John, [inaudible] another easement connecting to that road?

CLTC Land Agent 1 John Gumataotao: Mr. Miller?

Chairwoman Pika Fejeran: Morrison.

CLTC Land Agent 1 John Gumataotao: [inaudible] how on the original [inaudible]?

CLTC Land Agent Supervisor Matthew Leon Guerrero: What he's talking about into Angels' property not the Rugby property. What he drew is what that amendment was [inaudible]. But the line is actually within Angels' property. The Angels' property not that it didn't go into the Rugby's [inaudible].

Chairwoman Pika Fejeran: Okay. And for Rugby all of your buildings and everything is along the Hal's Angels property line? Is that right? Which is why you're against accessing through Lada? [inaudible]

CLTC Land Agent Supervisor Matthew Leon Guerrero: It's within their area, the shower. [inaudible] that building that they talking about.

Chairwoman Pika Fejeran: Okay.

CLTC Land Agent Supervisor Matthew Leon Guerrero: It's It's still within their boundary.

Chairwoman Pika Fejeran: Okay.

Hal's Angels Ivan Shiroma: There's no issue with accessing. It's within their boundary.

Chairwoman Pika Fejeran: You know I wanna get to a solution today. You know I wanna get us all to say okay. We agreed. I'll give a little bit here. I'll give a little bit. You

give a little bit there. It sounds like Guam Rugby wants to keep access from Santa Monica. Right. And Mr. Shiroma wants to get use of his entire field back, his entire property which had been severed in the middle there. The staff has ingeniously has suggested this forty-foot-wide easement in the third property. It's not taking from anyone. Right? That forty foot up there, but the issue would be for Guam Rugby correct me if I'm wrong. You still wanna be able to access through Santa Monica.

Guam Rugby Club Ross Morrison: I think you'll find that we can use the field pipeline [inaudible].

Chairwoman Pika Fejeran: Right. In order to actually use that for your access you would need an easement connecting through Hal's Angels on the left side of their property?

Guam Rugby Club Board Member Ross Morrison: Yeah. [inaudible] It was specifically revised.

Guam Rugby Club Board Member Mike Mateo: I thought that. [inaudible] I thought that in 2016. [inaudible]

Guam Rugby Club Board Member Ross Morrison: In 2016 revised
Chairwoman Pika Fejeran: 2016?

Guam Rugby Club Board Member Ross Morrison: The plans were drawn in 2016 2017. [inaudible] That's what I'm saying. [inaudible] It's important to look at the plans and documents [inaudible]

Guam Rugby Club Board Member Mike Mateo: I have a proposal. If we can. If we can take a some a small portion of the left side of Hal's Angels property, we can also with the boonies that is there. On the bottom side of our property we can clear that out and make a joint parking for both parties. So that way we understand that both sports are growing and, in the event, that there needs to be overflow parking we can both utilize each other's parking to overflow, to have parking spaces where people aren't parking along the main road. Which has been done historically in the past few years. If we can come to an agreement and we clear some of our land out make a parking lot for both both our organizations. That would be the best. So that way we still have access to our septic tank.

Chairwoman Pika Fejeran: Where's your septic tank? I'm sorry where?

Guam Rugby Club Board Member Mike Mateo: The septic tank is on the right side of the field where there is a big tree in the shadow. [inaudible] Yeah. Right there. It's in that general area.

Chairwoman Pika Fejeran: Okay

Guam Rugby Club Board Member Mike Mateo: If we can. I'm sorry for the person directing the mouse. Can you move it more to left? The bottom of the left side of the field. That area right there. If we can create an easement, we can create a parking lot there. That way Hal's Angels can use that as overflow parking. We used it as our main parking and in the event, we need overflow parking creep into Hal Shiroma's property and use that as our overflow parking. Is that something that we can agree upon?

Hal's Angels Blu Shiroma: I don't think so because we have, we also have a master plan for that portion down down here. That whole area that we presented as well. So, we start doing that and you guys clear out any overflow parking area. Anything that we start to develop will become an issue. You know what I mean.

Guam Rugby Club Board Member Mike Mateo: I'm sorry. [inaudible]

Hal's Angels Blu Shiroma: I'm not sure how.

Guam Rugby Club Board Member Mike Mateo: The overflow parking on our side. So that would be your overflow parking would be on our property.

Hal's Angels Blu Shiroma: And where would be your main parking be?

Guam Rugby Club Board Member Mike Mateo: That would be our main parking. So, because we're not going to have a game on the same day. More likely that's not going to happening that way. [inaudible] Yes. [inaudible] Yes! So, let's, so, going back to my point, if we can clear out some of that area that can be used as your overflow parking. And it would be used as our main parking lot and that's on our property line. And in the event that we need overflowing parking we can use the joint parking lot that is currently being used with the easement where the current easement is right now. [inaudible] If that makes sense.

Hal's Angels Blu Shiroma: I don't understand.

Guam Rugby Club Board Member Mike Mateo: Do you mind if I walk up. So, what I'm suggesting is if we can use this area as an easement to come up on this side. We're willing to give up this area to have a parking lot for you guys in the event you need overflow parking. And that would be considered our main parking. And in the event, we need overflow parking we can have our cars channel into this property right here. Is that something we can agree on? We're both giving up a piece of our property to satisfy both of each other. Does that make sense? [inaudible]

Hal's Angels Blu Shiroma: Once you have access to that bottom part you should have enough parking. There shouldn't have to be an overflow parking in our side. You know what I'm saying.

Guam Rugby Club Board Member Mike Mateo: What. What. I understand. [inaudible] So what we're trying to do we're basically because we're taking a piece of your property, we're willing to give you a piece of ours for parking. Does that make sense? Let's say you're losing acreage, we're more along the lines of sharing acreage. So that way in the event because there's going to be times this won't even hold sixty cars give or take maybe less. Right. And for each family member having multiple people this will easily get filled up from one game. Right. So is this and we do understand that. When when you guys have games and we've entered theres cars parked all over the place. Same with our games. And we been utilizing this parking lot since we've been involved. Right. So now we're coming back to the table. Suggesting if we can create an easement here on a little bit of your property, we're willing to give you a little bit of property here. For overflow parking for you guys and in exchange when we need overflow parking we can park over here in this small area. And at the end of the day we're looking at the

safety of our our prized possessions like our cars. Right. If we have cars parked along here, along here and even over here, right, the public sees it and the public can easily break in. We just got a message of of someone stealing from a locksmith, getting lock-out kits. Kits that can open your cars. So, the idea of safety if we can have it here the overflow parking for you here and our overflowing parking here. We share this entire area, as a parking lot.

Hal's Angels Blu Shiroma: [inaudible] there's a narrow portion used as as driveway because there is a back gate.

Guam Rugby Club Board Member Mike Mateo: Yes.

Hal's Angels Blu Shiroma: It's the only way to get out of the football field. So, I. To me, I have to talk to him. I don't mind. I mean having an easement so that you can have access there but at some point, we want want to have clear lines and separate properties. We don't want to keep overflowing and having the issues. I mean security, safety or people coming in and dumping stuff. We don't want that. At some point because just like you we run on donations. You guys took. That's our old practice field. That's the flattest land they had over there. When you guys took that over, we we had to develop that whole side at the bottom enough to have a practice field. We are practicing on on our main field which you're not suppose to be doing. And now we borrow. Now we borrow from the school. So, at some point we want to just. That that place is already narrow that area you're talking about for the spillover parking in case you guys claimed it full. But it's already narrow. We don't need [inaudible]. At some point we're going to cut off the whole. We have our clear lines. We've been given our lines. You can maybe get an access through that little area to get to your property but at some point, it's going to be cut off completely. Because you have your property, we have ours. There's no issue with security and safety when it comes to managing the properties. Now now you can say that because there is no gate there. So yeah you can go in and out. It's hard to really manage that place. There's no real real fence line to cut everybody off. So, people are going back and forth. We're trying to control that as much as possible but even with [inaudible]. How long? I mean a year waiting for the notices. Waiting for something to happen. Nobody's moving. Nobody's moving. Nobody's moving and boom. We come here and today it looks like we're going be to push back. Yeah maybe the easement on the bottom you can have that little access because you can't use the pipeline. But the spillover I don't know. If you just have an access for your parking. Because at some point we're gonna have to have to have our own fence. Separate properties. [inaudible] You know what I mean?

Guam Rugby Club Board Member Mike Mateo: Understood. You're not opposed to us having a forty-foot easement along this side.

Hal's Angels Ivan Shiroma: No, I am. I don't want to shrink our total acreage anymore than we have to. Twice I gave up property like where the proposed easement. I gave that up all the way to the squatters where staying. That's a lot of property where we would do our parking lot. I gave it up just so we could get rid of the easement and

we could take full advantage of the total acreage on our side. Which by the way Mr. Mateo, I think before you were born that part that you guys have was all Hal's Angels' property before.

Guam Rugby Club Board Member Mike Mateo: I wasn't aware of that.

Hal's Angels Ivan Shiroma: Just to let you know.

Hal's Angels Blu Shiroma: That's our practice field you guys are on...

Hal's Angels Ivan Shiroma: We practice there a long time ago. You guys were even born yet. [inaudible] It happened. You guys got a license and then you got an additional piece. The practice field that you guys are building. That is in addition to one our practice field. So now you're asking us. This is why I am passionate about this thing. We do not want to shrink anymore acreage from our property because of how much we lost so far. And then that little piece on the left-hand side that we gave up again. Just to get some kind of agreement with these guys again and end this thing. [inaudible] And now you're asking us again.

Guam Rugby Club Board Member Mike Mateo: Is there a reason why you can't access from from the backside road.

Hal's Angels Ivan Shiroma: Why not?

Guam Rugby Club Board Member Mike Mateo: Why? What is the back road?

Unknown: Lada

Guam Rugby Club Board Member Mike Mateo: Is there a reason why.

Hal's Angels Ivan Shiroma: What is the issue?

Guam Rugby Club Board Member Mike Mateo: Is there a reason? You guys keep navigating the [inaudible] to the front when there is access from the back. And and

Hal's Angels Ivan Shiroma: What is gas? [inaudible]

Guam Rugby Club Board Member Joseph Mateo: It could be the water lines. That's the biggest thing that I see. [inaudible] There is a bunch of houses that have water over there. So, there has to be a water line there.

Guam Rugby Club Board Member Mike Mateo: I understand but the water line is connected from Santa Monica. Right. And if we were to re. If we were to have to put in new water lines it gonna cost us upwards of ten thousand dollars and that's something we don't have.

Hal's Angels Ivan Shiroma: No body. No body in this world would allow anybody to put their power line because I work at GPA or water line in their property to get to their house.

Unknown: Without.

Hal's Angels Ivan Shiroma: Because if I hit your line and its on my property you gonna sue me. Some no body allows that. No body in the world. So, what is that? That's why I saying move your water line, delete the easement. That way I don't get into trouble if I hit your water line. All this water. You guys would pay a big water bill. That doesn't make any sense.

Guam Rugby Club Board Member Mike Mateo: No no no. Absolutely not. But what I think. Spend

Hal's Angels Ivan Shiroma: Bottom Line.

Guam Rugby Club Board Member Mike Mateo: Back in 2010, when we came up with the original. I'm sorry back in 2002, correct me if I'm wrong Ross, the original plan was as directed by GWA and DPW was to build our water line through there. So unbeknownst to us, in reliance to what was given to us that's what we did.

Hal's Angels Ivan Shiroma: If you ask all these caseworkers here that was a dotted line meaning it's temporary.

Guam Rugby Club Board Member Mike Mateo: [inaudible]

Hal's Angels Ivan Shiroma: You don't know how long the parade is going to be. The game [inaudible]. What Mr. Morrison did is. I don't know. I guess anybody would do the same thing. Let me just put my water line in there. Maybe I could put my power line. And you know what. Something like this happens, [inaudible] you just wasted a lot of money. I can't move it now. Reinvest another large sum of money to put it in another area. [inaudible] That's the [inaudible] attitude. Do it and now I get stuck with water line and power line in my property. [inaudible] and make a drainage over there. What happens if I hit this water line over here? [inaudible]. That's not the issue.

Unknown: That is the issue.

Hal's Angels Ivan Shiroma: [inaudible] I got a permit then what.

Chairwoman Pika Fejeran: If I can. If I may. The 2016 decision that was made by the commission included the requirement for the water the utility lines owned by Guam Rugby to be removed.

Hal's Angels Ivan Shiroma: That's not the attachment point that's the service line. Big difference. So that's why Waterworks sign off on that the agreement of the map. They get their access, their water line, attachment point, at the Lada side. Same with power, GPA and same with Public Works. They all signed up on the agreement and on the map. And now we trying to go back and revisit this. After they all agreed that's the attachment point.

Guam Rugby Club Tony Unknown: For the record my name is Tony [inaudible]. I'm one of the founding members of the Guam Rugby Club. I helped build that field. My both of my kids also play football for the Broncos. But anyways [inaudible]. I just want for the record and I can present it with [inaudible] as an exhibit. We have documentation where we donated eight hundred cubic yards of trucked in landfill to Mr. Shiroma with his signature acknowledging it. So, the Guam Rugby Club has helped Mr. Shiroma in trying to build his practice field. I just want to clarify that.

Hal's Angels Ivan Shiroma: The agreement was to build it not just dump loads of dirt. Correct Mr. Morrison.

Guam Rugby Club Board Member Mike Mateo: Well you got to fill first. Right. So [inaudible]

Hal's Angels Ivan Shiroma: Just so everybody is aware of the situation [inaudible]

Chairwoman Pika Fejeran: I want to do today. Like I like I explained to both parties before I brought this commission meeting back to session I don't wanna talk. I don't wanna be pointing fingers and making accusations okay. What I wanna do is get to a solution. Right now, the only solution we have is the 2016 decision.

Guam Rugby Club Board Member Mike Mateo: Which is?

Chairwoman Pika Fejeran: Which was what happened to transpired to bring everybody to the table here today. The deleting of that easement and I I remember there was a Guam Rugby representative here. And they said 'okay that's the decision that's the decision'. So again, that's neither here nor there. Mr. Mr. Shiroma the. Are you? Is there a way. I mean I know you're concerned about having to shrink your property again with that proposal with the forty foot above your property. But having them take part of your property there. Is there a way that we can adjust the boundary line to account for the acreage square meters taken away from the left-hand side access? So that if you take a forty foot forty-foot-wide Santa Monica up to that emergency access. Then we kinda of shift the Hal's Angels up into Guam Rugby to account for that taking. So that it's a net zero? Would Guam Rugby be amenable to that? Would Mr. Shiroma be amenable to that? I'll ask Guam Rugby.

Hal's Angels Ivan Shiroma: I hadn't heard anything from there side. What is the problem with accessing from Lada? What is it? Convenience?

Chairwoman Pika Fejeran: Okay.

Hal's Angels Ivan Shiroma: I don't know what it is. Like I said it's not a land lock issue. We're not blocking them from accessing. If it was, it would have a different tone. And a different I think I would be more amenable to something else. We're not blocking them from accessing their property. From accessing their cesspool or whatever they have there. They still come from your side and empty out your whatever.

Chairwoman Pika Fejeran: Okay. Let's give them a chance.

Guam Rugby Club Board Member Mike Mateo: Okay. So, from, so, there's plenty of reasons here. From a financial standpoint we did not have the funds to redevelop reroute [inaudible] and create an access road for the emergency vehicles [inaudible]. And also, at the same question why why is it such a problem to have have access there? You know I could ask that same question there. [inaudible] just on the other end. [inaudible] keep the access there?

Hal's Angels Ivan Shiroma: Keeps it away from me developing my property and you're not touching anything from your side. So, for every meeting that I've come for the past I don't know how many years you're always about me defending my property. We're not talking about taking anything away from Rugby besides what they got which is a lot bigger now than mine. I know that sounds childish but that's the bottom line. They got a bigger acreage than Hal's Angels and we're there twenty years before them. But you know I let it go, it happened already. The other administrative signed and

approved it. Now you start taking more from Hal's Angels. [inaudible] What's the problem? [inaudible]

Administrative Director Jack Hattig III: If that proposal Madam Chairwoman is acceptable to Rugby, would you listen to the proposal?

Hal's Angels Ivan Shiroma: I can listen. I don't have to agree.

Administrative Director Jack Hattig III: The proposal was the net zero. Pretty much it would be if if we designated an easement through your property and we gave you the exact acreage of the easement from their property Rugby if they were amenable to that.

Hal's Angels Ivan Shiroma: I got to see what what the proposal is. Look at it then I sleep on it and make a decision. I think the question more is what is the problem with accessing Lada. Seriously what is it? What is it?

Guam Rugby Club Board Member Ross Morrison: To address the board, we've provided a sketch. It has all the points [inaudible]. The reasons why the access through Santa Monica has always been a factor in the master plan development. It is in the original master plan redrawn. The utilities have been orientated that way. The parking has been orientated that way. The installation of bathroom, showers, and future clubrooms has also been orientated that way as well as the [inaudible] the main access, sewer and emergency exits.

Chairwoman Pika Fejeran: Is this sketch you're talking about?

Guam Rugby Club Board Member Ross Morrison: No [inaudible] it's on the original original plans is 2002.

Chairwoman Pika Fejeran: This is a 2010 that I am looking at. Is this the amendment that you guys were talking about? Exhibit A.

Guam Rugby Club Board Member Ross Morrison: Yes madam. That was the preliminary plans that were discuss between CLTC and...

Chairwoman Pika Fejeran: See it doesn't even show your property. This is Hal's Angels.

Guam Rugby Club Board Member Ross Morrison: Correct. Because that's what I'm saying here. You need to look back at the original documents and plans.

Chairwoman Pika Fejeran: In 2002.

Guam Rugby Club Board Member Ross Morrison: Yes ma'am.

Chairwoman Pika Fejeran: Is that this one?

Hal's Angels Ivan Shiroma: Let's go back and see what was lost. [inaudible] And you want to [inaudible] on my side.

Guam Rugby Club Board Member Ross Morrison: [inaudible]2002 Lot 10057NEW

Chairwoman Pika Fejeran: Yes. 2002. Got it

Guam Rugby Club Board Member Ross Morrison: I think [inaudible]. I think this was drawn by hand when the lot was originally issued. It defines the boundaries and it also defines the access. And this was issued by CLTC and Land Management. So, the orientation and the develop of the Rugby Club for the last twenty-two years is has been orientated with Santa Monica in mind. The emergency access has been ongoing.

[inaudible] and the master plan as I said before we submitted to [inaudible]. by CLTC and provided to CLTC for approval. Once again, all the orientation was off of Santa Monica.

Administrative Director Jack Hattig III: [inaudible] the property north of Wettengel can you hand write. That property right there. What is that? [inaudible]

The school. But that was ours? At what point? [inaudible]

CLTC Land Agent Supervisor Matthew Leon Guerrero: There is a minimum acreage provided by Department of Education for the type of schools.

Administrative Director Jack Hattig III: Right.

CLTC Land Agent Supervisor Matthew Leon Guerrero: I believe what happen there was the bare minimum. You can't take anything away from that boundary or the school loses federal funds.

Administrative Director Jack Hattig III: Got it. Okay. Just wanted to know what that was.

CLTC Land Agent Supervisor Matthew Leon Guerrero: It was actually a part of the 2000-57.

Chairwoman Pika Fejeran: So, I see on this 2002 Resubdivision Survey Map of Lot 10057NEW. I see that there was a forty-foot-wide public access and utilities right of ways with the dotted line. What does that mean, Survey? I need survey.

CLTC Engineering Technician II Pierce Castro: I'm sorry. Sorry.

Administrative Director Jack Hattig III: The straight through the dotted line. Straight through the property.

CLTC Engineering Technician II Pierce Castro: That was an issue with [inaudible].

Chairwoman Pika Fejeran: Yeah what is that easement?

CLTC Engineering Technician II Pierce Castro: That was a gas line that was proposed. [inaudible] As of this map. [inaudible]

Chairwoman Pika Fejeran: Rugby gave us this one.

Administrative Director Jack Hattig: [inaudible]

Chairwoman Pika Fejeran: Okay. So that was since 2002. That was there and it wasn't. I guess created in 2010 when the amendment was added. [inaudible]

Guam Rugby Club Board Member Ross Morrison: We were in an agreement that we would delete that and long as the easement [inaudible] came in around the side. As we just discussed.

Chairwoman Pika Fejeran: Yeah.

Guam Rugby Club Board Member Ross Morrison: And came up into the joint parking area in the middle.

Chairwoman Pika Fejeran: I see.

Guam Rugby Club Board Member Ross Morrison: We are amenable to that. And that's when the 2002.

Chairwoman Pika Fejeran: And was when this was created in 2010.

Unknown: Right. [inaudible]

Chairwoman Pika Fejeran: See my question is how. Thank you for including this the amendment in this packet because it wasn't included in the packet that we received for today. So, thank you. I'm sure this is what we looked at back in 2016. My question is for legal counsel, how an amendment to a license was created when the subject property does not include any of the parties involved or signed this amendment. So, if you look at their package right.

Legal Counsel Nicolas Toft: Well there is a couple of issues here. One is it says it passed by a newly resolution on 12/16/2010. I don't see any minutes that show that the board actually address it and authorized Mr. Mafnas to sign it. It's undated but ultimately what we're dealing here with are licenses on both sides. Licenses do not convey the same rights as least. Ultimately at the end of the day if we just wanna provoke this thing. We just tell both sides cancel the licenses, re-issue them in a hundred and twenty days out with how we want it set up. So, I think there is a lot of, it's a mess upon, a mess upon a mess. You know one side said we can amend it with the other side consent. And it's been done back and forth four times over the history of this piece of property. One side comes in catches the ear of the whoever the director happens to be at the time, get them to signs something. The other side comes in and sees the other side's not there and gets their stuff pass through. It's beyond at this point. Unless you can get some sort of agreement between the parties here, I would suggest going with what I consider the nuclear option. Telling them we're not going to renew the licenses. Then after the expiration then do it the way the board wants.

Guam Rugby Club Legal Counsel Genevieve Rapadas: Madam Chair, if I may just interject, I actually reviewed the 2010 minutes. There was a full discussion between legal counsel at the time for Guam Rugby Club who was Arthur Clark. Mr. Shiroma was there and the CLTC. There was a resolution that was passed at that meeting. But there were questions what the boundary line were in respect to Mr. Shiroma's license. And I would ask that the board vote after those meeting minutes because I think it it's a substance discussion that led to the signing of that amendment by the Administrator. So, you know our position is that the commission Director at the time, had have the authority by the Commission through a resolution to do what it did and sign that amendment. And just to circle back to to the issue because of that amendment the primary issue one of the major issues was because of that amendment Guam Rugby Club has relied upon it and has put the money in based on that amendment. And now we're here sitting here in 2019 after all these years having spent putting the money in and the time, effort and etc. Now what you're saying is if if we move forward on the 2016, we appreciated that the commission is revisiting it. If you now change the plan all of the money that the airport, the Guam Rugby Club has spent reliance on the commission's decision in that 2010 meeting on the amendment is now you know what goes down the drain. That's a lot of money, a lot of time. And again, we did that with the agreement of the commission. So, we understand that the commission's position is

that there may have been issues at that time. We would like like you to recognize that if you start creating this other plan this time that is not on you know in line with what the Rugby Club has done. There are huge consequences financial and worldwide with the game.

Chairwoman Pika Fejeran: Thank you. Okay. Well. It doesn't sound like either Guam Rugby and Football is able to come to an agreement to the easement this way or that way. You know. Am I right?

Unknown: Yup. So.

Unknown: Would you ask Mr. Shiroma?

Chairwoman Pika Fejeran: Yeah. Mr. Shiroma would you. I know it's asking a lot again. Right. Take the left-hand side but as I'm looking at their document that was actually [inaudible] that was I think in 2016 you also mentioned that you look that's fine just. I think it was. Move it to the right. Move the access to the left.

Hal's Angels Ivan Shiroma: [inaudible] At that time.

Unknown: [inaudible] give something for the portion that they taking. [inaudible]

Hal's Angels Ivan Shiroma: I'm not hearing any of that. I'm not hearing anybody look at this.

Unknown: [inaudible]. It's just a net zero. That's what it was. [inaudible]

Unknown: You can see a little bit more clearly. [inaudible] Yes.

Chairwoman Pika Fejeran: So, if if if you thinking more create a forty-foot easement here within Hal's Angels property. All the way up to here

Unknown: Yup.

Chairwoman Pika Fejeran: Right. And then the easement goes into here

Unknown: Right

Chairwoman Pika Fejeran: We would shift the Rugby property line up to account up to account for the portion taken.

Administrative Director Jack Hattig III: All the way over.

Chairwoman Pika Fejeran: Up.

Administrative Director Jack Hattig III: Yeah. For whatever acreage would be.

Chairwoman Pika Fejeran: And then their boundary line is higher.

Unknown: That's fine. [inaudible]

Chairwoman Pika Fejeran: Shared parking is off the table however. [inaudible] So it would be [inaudible]. It would be a clear. This is Rugby. This is football. We don't share.

Guam Rugby Club Board Member Ross Morrison: Madam Chairwoman, the only issue is it negates any access, we have is club rooms, toilets, showers.

Chairwoman Pika Fejeran: What clubrooms? Are these your club rooms? Okay so it wouldn't it wouldn't cut you guys off here. It would be configured in a way to make sure that all your infrastructure here remains in your property.

Guam Rugby Club Board Member Ross Morrison: Good. We need. We need access to that. That's the issue. If you look at the [inaudible] right there. Currently it is all

open. [inaudible] is used as joint parking at this stage that provides access through [inaudible], down the field, use the club rooms, toilets and showers.

Chairwoman Pika Fejeran: Yeah. So [inaudible] Okay. So, we're just estimating up here. It would be a forty-foot easement. Like right here. And then the easement comes here.

Unknown: Above.

Chairwoman Pika Fejeran: Above it? I'm sorry. [inaudible]

Administrative Director Jack Hattig III: It ends right there. [inaudible]

CLTC Land Agent 1 John Gumataotao: So, there would be a forty foot [inaudible] then the easement would end right here.

Unknown: So, try and square the property off as much as possible. [inaudible]

CLTC Land Agent 1 John Gumataotao: So, this line right here would be deleted. [inaudible] and the new line would be.

Chairwoman Pika Fejeran: Yeah. So, then Mr. Shiroma this property this sliver would be taken and then this sliver you would gain to make up for that loss. It would be over this topside. And so, this.

Hal's Angels Ivan Shiroma: Up to what point?

Chairwoman Pika Fejeran: This line here. [inaudible] Or something similar to this in a way that kinda makes sense for property boundaries right.

Administrative Director Jack Hattig III: It would be the same way [inaudible] same length. [inaudible]

Guam Rugby Club Ross Morrison: The principle is sound. And we agree with the principle however there are drainage issues and there is a large sinkage hole.

Chairwoman Pika Fejeran: A sink hole?

Guam Rugby Club Board Member Ross Morrison: A large natural sinkage hole approximately [inaudible] boundary [inaudible]

Chairwoman Pika Fejeran: Like here?

Guam Rugby Club Board Member Ross Morrison: Left. To the left, left. Going to your left. [inaudible] Yeah. Approximately in there is a large natural sinkage hole. So pretty much [inaudible] done field development we had to [inaudible] fence the thing off as instructed by EPA. So, the actual logistics doing this might not be visualizable. The other point I would like to make is once again we still lose access to all the building facilities.

Chairwoman Pika Fejeran: I I don't consider that as losing access cuz you're going to get access up here, here and then it's up to you to connect it up here.

Guam Rugby Club Board Member Ross Morrison: Sure, but if you want to move the property line up there's there's is no it goes onto the field.

Chairwoman Pika Fejeran: The prop I think that it looks like here and the field starts here.

Guam Rugby Club Board Member Ross Morrison: This top field. I'm talking about the buildings to your right. Correct. Correct.

Unknown: [inaudible] moving that line. Yeah but you can't [inaudible]

Guam Rugby Club Board Member Ross Morrison: We can't get access to those buildings. So, your future development of the Social Club is basically negated. You can't do it. Can't get catering trucks in. There's no access.

Unknown: Can we see that towards Lada? Toward Lada a little bit. Bring that down a little bit. Show Lada road.

Chairwoman Pika Ferejan: I don't understand. I don't understand what you're saying Mr. Morrison. This looks like its flat. Right. This is your parking right now. [inaudible] Oh this is sloped. So, you're saying that if you had access coming and you opened up this jungle area you won't be able to access this.

Guam Rugby Club Board Member Ross Morrison: It's at this moment it's got all the engineered drainage swells in it which CLTC requested us to do in 2002.

Unknown: I think [inaudible] to back up that field to push it back.

Chairwoman Pika Fejeran: If if you were to use Lada here then you are talking about you don't have access to this. I was looking at your master plan. You have a road here to access this. And then you have another field that you were looking at developing up here right.

Guam Rugby Club Board Member Ross Morrison: Multi use practice field that's correct.

Chairwoman Pika Fejeran: That would be a road connecting these four [inaudible] these from that.

Guam Rugby Club Board Member Ross Morrison: It's not road madam. It's the engineered drainage swells.

Unknown: It's goes. It's a ditch. [inaudible]

Guam Rugby Club Board Member Ross Morrison: We had to get it engineered by CLTC request. It makes sure that the drainage all went down that area into the drainage.

Hal's Angels Ivan Shiroma: You cleared the jungle where the tall grass in the backside topside in Lada. You just never didn't it. If you clear it you have all the access in the world to get in. If you check you'll see yourself. Is it really hindering them or can they do it?

Chairwoman Pika Fejeran: Well I mean I. Looking at these documents I can see how all of that those buildings they built at the bottom side were because of that forty-foot easement through your property. I mean it's a terrible position both parties are in. The commission is struck in the middle right. Legal Counsel do have some recommendations for if we cannot come to an agreement. I maybe I I urge both parties to go home and sleep on it. And we will look at what's out there and see if there is some

Unknown: Solution.

Chairwoman Pika Fejeran: Solution. I think there one solution on the table. I think the bottom line for Mr. Shiroma is he does not wanna reduce his acreage again right. How can. I think the proposal that they showing.

Hal's Angels Ivan Shiroma: Well consider the proposal you mentioned.

Chairwoman Pika Fejeran: Okay.

Hal's Angels Ivan Shiroma: Do a site visit and see just if he is telling the truth that he cannot access from the top of Lada side. [inaudible]

Chairwoman Pika Fejeran: Yeah [inaudible]

Hal's Angels Ivan Shiroma: No. It's an access issue that he is worried about. Just go over there and see yourself.

Chairwoman Pika Fejeran: Okay.

Hal's Angels Ivan Shiroma: Bushcut the darn thing and you can get in.

Unknown: Esta. Call Public Works.

Chairwoman Pika Fejeran: Shall we have another meeting after everybody's gone home to think about it. As planned, you can meet with the director. [inaudible]

Administrative Director Jack Hattig III: As soon as possible. As soon as you guys are ready to come back.

Chairwoman Pika Fejeran: Maybe next week.

Administrative Director Jack Hattig III: I'll have a couple more solutions to sprinkle in the meantime.

Chairwoman Pika Fejeran: Maybe we can have some real maps to show you. If. [inaudible] Yeah. Okay.

Administrative Director Jack Hattig III: The one thing I wanted to get done before we meet here is temporary access to their field for their season. Can we come to some sort of agreement?

Hal's Angels Ivan Shiroma: Doing work starting this week already.

Administrative Director Jack Hattig III: [inaudible]

Hal's Angels Ivan Shiroma: I remember when Mike Borja was here. He gave Rugby one year until the end of 2018 December to access his field. To make arrangements, and now they claiming they never got the word. I'm keep putting people on hold to start developing my side. My whole twenty-year license has been on hold. (Thump)

Chairwoman Pika Fejeran: Okay.

Administrative Director Jack Hattig III: Let's meet.

Chairwoman Pika Fejeran: Lets set up the meeting.

Administrative Director Jack Hattig III: Lets meet and you can provide all the information. You can talk about it. [inaudible]

Chairwoman Pika Fejeran: Thank you everybody.

Unknown: Thank you.

Administrative Director Jack Hattig III: Sorry I wasn't able to provide. [inaudible] directly to both parties.

V. NEW BUSINESS

1. CONSTITUENT MATTERS

a. Joileen R.S. Benavente

Chairwoman Pika Fejeran: All right. Thank you everybody. I know we are running [inaudible] very behind. Can we jump to our constituent matters? [inaudible] The first constituent matter we going to look at is. They're shaking hands out there right. [inaudible] I don't see they come to blows out there. [inaudible]. So Joileen R.S. Benavente we have our staff report. Okay. Let's see. Okay this is the one Miss Joileen R.S. Benavente. She was supposedly paid for CLTC application in 1995. But then in 1997 looks like her mother, Mrs. Janice Benavente, complained like where. It sounds like Miss Joileen Benavente's application was missing and not on our application list. Okay. And that was 97 you you. Okay that's 97. In 2013, oh I see. In 2013, we intook her application and [inaudible] backdated to December 29th at 11:58 a.m. Okay. So how why is this coming up now?

CLTC Staff Member Jhoana Casem: So, Ms. Joileen is actually part of the pre-moratorium. However, it has been brought up before in the past there was an application that was paid however there is no application in file. So, in...

Chairwoman Pika Fejeran: But the the payment was accepted a receipt was issued.

CLTC Staff Member Jhoana Casem: Payment was accepted. A receipt was issued. However, through the finding even the past CLTC staff. They looked through everything and there's no application of such under Ms. Joileen.

Chairwoman Pika Fejeran: Okay.

CLTC Staff Member Jhoana Casem: So, she came in 2013 and was intake by Ms. Lorraine and approved by Mr. Camacho to go ahead process the application at that time but backdated to the said date of December 29, 1995. Now with this finding it actually scuffles the CLTC applicants who are ready in line.

Chairwoman Pika Fejeran: Everybody after.

CLTC Land Agent 2 Jhoana Casem: Yes. So, Ms. Joileen is actually coming before the commission requesting for a lease. However, because of this matter there is no application at the time of the 95, it was brought to legal counsel. However, per the Legal Counsel's advice to bring it before the board for the board's decision.

Chairwoman Pika Fejeran: So, you said she is on the pre-moratorium list.

CLTC Land Agent 2 Jhoana Casem: Yes.

Chairwoman Pika Fejeran: She had a lease prepared that was red-marked.

CLTC Land Agent 2 Jhoana Casem: Yes.

Chairwoman Pika Fejeran: Okay and that was based on this December 29, 1995 application that was processed in 2013.

CLTC Land Agent 2 Jhoana Casem: So, you know.

Chairwoman Pika Fejeran: So, you're asking to recognized the application at this date and time. What are you asking?

CLTC Land Agent 2 Jhoana Casem: Well she coming before you for the go ahead to process for a lease. However, based on the findings the application date was intake is actually not in place. So, it was actually kind of like during the time she applied for it.

They put in her application based on this date. So as mentioned it would actually shift people down and out of place. So, we asking the commission to approve her application so that she can pursue the lease. And if the commission does not approve based on this application date and time. Then we would have to hold off on this lease issuance until her date and time does come up.

Chairwoman Pika Fejeran: My gosh. Okay. So, it sounds like a. It's a lost application right but it was paid for. Right.

CLTC Land Agent 2 Jhoana Casem: Well based on their findings there was no application submitted during the time of payment. So usually what we would do is sign for the application, make payment and then you would get a stamp date and time. However, there was a payment made just no application at the time of you know this this submission. What the CLTC staff did was they took the payment date and made it part of the application.

Chairwoman Pika Fejeran: Time and date.

CLTC Land Agent 2 Jhoana Casem: Yes.

Chairwoman Pika Fejeran: Oh, I see. That's why December twenty. Okay

CLTC Land Agent 2 Jhoana Casem: Yes.

Commission Member Austin Duenas: Why 11:50? Was that the time she paid?
[inaudible]

CLTC Land Agent 2 Jhoana Casem: Yeah. That was the time the intake was here. So, she applied in 2013 and so basically its 11:50 they took it in 2013. So, with the approval of Mr. Camacho they kind of just typed it in

Chairwoman Pika Fejeran: No.

CLTC Land Agent 2 Jhoana Casem: To indicate that was her date and time.

Commission Member Austin Duenas: How was application determined?

CLTC Land Agent 2 Jhoana Casem: Determined on when you received it.

Chairwoman Pika Fejeran: Oh.

CLTC Land Agent 2 Jhoana Casem: 2013.

Commissioner Austin Duenas: In 2013. So, the only thing that stands here really is the date. December 29, 1995.

CLTC Land Agent 2 Jhoana Casem: December 29 is the date when the mother paid.

Commissioner Austin Duenas: Right.

CLTC Land Agent 2 Jhoana Casem: So, you can see it in her file at the towards the end that it was typed in and approved by the director at that time.

Chairwoman Pika Fejeran: Okay. I see this. These right here. [inaudible] Yeah. Legal Counsel what is our what is our authority in this situation?

Legal Counsel Nicolas Toft: So, in looking at it. I kind of looking at rule 5.3 application processing, it kind of struck me as extremely similar to these cases where we had a large number of our leasees who had submitted an application but who had not pay the processing fee. And under the rule they suppose to they shall pay the one-time

processing fee of fifty dollars within thirty days of application. But that wasn't done for a large number of our leases so here we have the essentially reverse of situation.

Unknown: Opposite.

Commissioner Amanda Santos: Opposite.

Legal Counsel Nicolas Toft: Paid the application fee but didn't submit the application.

Commissioner Amanda Santos: No application.

Legal Counsel Nicolas Toft: So, I figured just let the board vote on it whether or not to have Ms. Benavente to have, have that application number as suggested by Deputy Director Camacho based on the same logic essentially as other application process [inaudible].

Commissioner Amanda Santos: Yeah.

Chairwoman Pika Fejeran: Okay.

Commissioner Austin Duenas: Sorry but is this date supposed to be twenty-nine or twenty-eight. The receipt shows it was paid for December 20th.

Chairwoman Pika Fejeran: Yeah. I think it was a typo.

Commissioner Austin Duenas: I mean we lost her application but. It's our fault we lost your application. I think it just makes sense for us to [inaudible] submission. The timing is just because that is time on December 13 it's kinda of strange. The application number is the same but otherwise I think that this is an error on our end. I think we should accept this that's my sense.

Chairwoman Pika Fejeran: Let me look at this [inaudible]. Yeah so the the receipt does show December 28th [inaudible] 1995. [inaudible] And it does have the date 12 5 95 on here on the receipt. It's referencing when you actually applied.

Unknown: Yeah.

Chairwoman Pika Fejeran: 12-6-95. So, you didn't have a copy of the application when you went to pay this?

Unknown: No.

Commissioner Austin Duenas: Won't the day of the application be considered

Chairwoman Pika Fejeran: 12 5?

Commissioner Austin Duenas: 12 5. Not 12 28.

Chairwoman Pika Fejeran: Yeah.

Commissioner Austin Duenas: Or is that not considered the application date until...

Chairwoman Pika Fejeran: Its paid?

Commissioner Austin Duenas: Its paid.

Chairwoman Pika Fejeran: No, I think it's the date that the application went in.

Commissioner Austin Duenas: Submitted. Right?

Chairwoman Pika Fejeran: Yeah. Right?

Legal Counsel Nicolas Toft: Well that would be decided by the board.

Chairwoman Pika Fejeran: Okay. I mean its all kinda wonky just because the the application number wouldn't match anyone else [inaudible].

CLTC Land Agent 2 Jhoana Casem: It might. Just the number.

Chairwoman Pika Fejeran: Seven Seven [Inaudible]

CLTC Land Agent 2 Jhoana Casem: I mean. Well actually we would have to verify. Only because on the first day we have 3 or 4 that would have the same number because we had different satellite stations. So, we would just need to research if there is someone with this particular application number. Yeah.

Chairwoman Pika Fejeran: So, this application number 7708 wasn't given in 2013.

CLTC Land Agent 2 Jhoana Casem: I believe what what was typed in

Chairwoman Pika Fejeran: Yeah.

CLTC Land Agent 2 Jhoana Casem: is the one that was intake in 2013.

Chairwoman Pika Fejeran: I see. Okay. I just want for the record the director has submitted an affidavit of disclosure stating there are no conflicts within the third degree of consanguinity to any of the following CLTC applicants including Ms. Benavente. Thank you for providing us. Okay. And then.

CLTC Land Agent 2 Jhoana Casem: I also do want note that Ms. Benavente did paid for her survey in one of the CLTC lots. However, there is an issue regarding the surveyor, so we did find her a different lot. It's just pending the completion of the complete survey from our end.

Chairwoman Pika Fejeran: Oh. Okay so just to recap Legal Counsel doesn't find any issue with us recognizing that that Ms. Joileen Benavente that her application all thou the land trust received current 2013 the evidence shows that she did apply back in 1995.

Legal Counsel Nicolas Toft: If that's the board's findings. Correct.

Chairwoman Pika Fejeran: Okay.

Commissioner Austin Duenas: And Ms. Benavente you're okay with the December 29th date for your application. Also, December 28th versus the December 5th. You're okay with that.

Commissioner Austina Duenas: Motion to accept Ms. Joileen R.S. Benavente CLTC Application submission dated December 28th 1995, Application number 00778.

Chairwoman Pika Fejeran: There is a correction 007708.

Commissioner Amanda Santos: I seconded it.

Chairwoman Pika Fejeran: Motion made and seconded. Further discussions?

Commissioner Amanda Santos: No.

Commissioner Austin Duenas: No.

Chairwoman Pika Fejeran: All those in favor?

Commissioner Amanda Santos: Aye.

Commissioner Austin Duenas: Aye.

Chairwoman Pika Fejeran: Thank you. Thank you. So Jhoana I liked you to be able to present at a future date for the pre-moratorium list.

b. Gabriel Guerrero

CLTC Land Agent 2 Jhoana Casem: Yes madam. We have Mr. Gabriel Guerrero who is represented by his father, Mr. Kenneth Guerrero.

Kenneth Guerrero father of Gabriel Guerrero: Hafa adai board. Thank you so much for.

Chairwoman Pika Fejeran: Okay I remember you. You are the Feja family. Let's see. So, this is your son, Gabriel Santos Guerrero. He is an August 23, 2017 applicant however he is a pre-occupier as per his application and mayor's verification and going under Land Use Permit from his great grandparent Feja. Let's see. The subject property that Mr. Gabriel Santos Guerrero is requesting is Tract 15213, Block 9, Lot 5-R2.

CLTC Land Agent 2 Jhoana Casem: Yes.

Chairwoman Pika Fejeran: Has that property been leased out to anyone yet?

CLTC Land Agent 2 Jhoana Casem: No. That's the. That is currently where the subject's house is on. You guys said last time that the lot five area had three different lots. And you already motioned out to issue the other two. And the one where there is currently a house is where we are requesting for a lease under Mr. Gabriel. So, you would do the recommendation, actually do the survey prior to the lease issuance. Yes sir.

Unknown: Thank you. [inaudible]

Chairwoman Pika Fejeran: Sorry [inaudible]

CLTC Land Agent 1 John Gumataotao: [inaudible]. Do you remember the last meeting we gave the brother, the uncle August Guerrero this portion of the property?

Chairwoman Pika Fejeran: Yeah.

CLTC Land Agent 1 John Gumataotao: So, it's this portion that that remains.

Chairwoman Pika Fejeran: Is that where your son currently resides?

Kenneth Guerrero: Yes ma'am.

Chairwoman Pika Fejeran: [inaudible] Would this be the first great grandchild given a lease?

CLTC Land Agent 2 Jhoana Casem: I am not to sure if he is the first great grandson but [inaudible]

Kenneth Guerrero father of Gabriel Guerrero: I am the grandson. [inaudible]

Chairwoman Pika Fejeran: So back when we were trying to work this out for your family. We I said you know there are going to be more people in the family coming forward looking for leases and there is nobody else we promised this property to. Is that right?

CLTC Land Agent 2 Jhoana Casem: Not that we aware of. [inaudible] No one has come forward.

Chairwoman Pika Fejeran: It hasn't been parceled out. Because right now it looks like [inaudible].

CLTC Land Agent 1 John Gumataotao: Yeah there's.

CLTC Engineering Technician II Pierce Castro: [inaudible] Yeah. There is one we just don't have the layer.

Chairwoman Pika Fejeran: Oh, okay okay.

CLTC Engineering Technician II Pierce Castro: We did create the scheme, scheme with three lots on it. One was given to August Guerrero last meeting.

Chairwoman Pika Fejeran: Okay.

CLTC Engineering Technician II Pierce Castro: August Guerrero.

Chairwoman Pika Fejeran: And one was given to [inaudible].

CLTC Land Agent 2 Jhoana Casem: Michael Micheal Arriola. The topside and the remainder is what Mr. Kenneth is requesting for Gabriel Gabriel. Which is where the majority of the structure is on.

CLTC Land Agent 1 John Gumataotao: It something like this. That's one lot and the other one [inaudible] there.

[inaudible]

Chairwoman Pika Fejeran: Okay. [inaudible] Okay. No problem. Okay so this one would be. Whats being presented today is for Mr. Gabriel Santos Guerrero to be issued to the lease based on his pre-occupancy and I guess his pre-occupancy status and the land use permit under his grandparent Feja of which there Mr. Feja had a lot that whole property which we've been parceling out giving to various family members. Okay.

Kenneth Guerrero father of Gabriel Guerrero: I do apologize madam for not being here last time. I just didn't know about it last time.

Chairwoman Pika Fejeran: No problem.

Kenneth Guerrero father of Gabriel Guerrero: I got a lot [inaudible] last time. [inaudible].

Chairwoman Pika Fejeran: I'm glad you here today. Thank you for sitting through this whole meeting

Kenneth Guerrero father of Gabriel Guerrero: You're very welcome.

Chairwoman Pika Fejeran: Until we get to you. [inaudible] Interesting stuff we did today.

Unknown: You guys are awesome.

Kenneth Guerrero father of Gabriel Guerrero: You guys can be psychologist. I would have blown up a long time ago. [inaudible]

Chairwoman Pika Fejeran: Okay. Alright. I I don't have [inaudible]. How old is your son?

Kenneth Guerrero father of Gabriel Guerrero: My son will be twenty-six? Twenty this November.

Chairwoman Pika Fejeran: And do you have a property over here? I I don't remember.

Kenneth Guerrero father of Gabriel Guerrero: That. We we built that house me and my boy [inaudible]. He went to school in [inaudible] and he has been pursuing his master's degree [inaudible] teaching. He is a teacher right now but [inaudible]. He'll be

coming home soon. My major objective madam is to get something for my son.
[inaudible] That's all I'm trying to do. [inaudible] I don't want him to go through
anymore problems that I can take care of for him. I got the power of attorney.

Chairwoman Pika Fejeran: So, you're residing on that property as well.

Kenneth Guerrero father of Gabriel Guerrero: Yes ma'am.

Chairwoman Pika Fejeran: Is there a reason why you don't want to take the lease
yourself?

CLTC Land Agent 2 Jhoana Casem: He currently has a residential lease under his
name.

Kenneth Guerrero father of Gabriel Guerrero: I've explained that. Truthfully that is
correct. My issues up in Yigo right now. It's I've been through twelve governors three
governors two of them were eight. They always tell me the same thing. I don't have
enough financial stability to put in the water. That's eight poles. When the place was
divided up and I was awarded the property the telephone came up. But I'm still waiting
for water. [inaudible] Water madam is life.

Chairwoman Pika Fejeran: So, you don't have infrastructure in that property?

Kenneth Guerrero father of Gabriel Guerrero: No madam. None at all.

Chairwoman Pika Fejeran: And if you were to have, you would make that your
primary residence? And is this an agricultural? His application was agricultural. Wasn't
it? [inaudible]

CLTC Land Agent 2 Jhoana Casem: Yes.

Kenneth Guerrero father of Gabriel Guerrero: I like to plant [inaudible]. I like to get
fresh eggs.

Chairwoman Pika Fejeran: So, this would be an agricultural lease that you would
be requesting for. So, do you understand. Does your son understand the requirements
of an agricultural lease?

Kenneth Guerrero father of Gabriel Guerrero: I we've planted over at one time I had
fifty pugua trees but gaga mata. I'm trying to plant again. I understand where it comes
from. [inaudible] As long as God gives me land and my hands are still good and my back
is not broken. That's [inaudible].

Chairwoman Pika Fejeran: Okay.

Kenneth Guerrero father of Gabriel Guerrero: I love to see the fruits of my labor and I
know whats in it. There are no preservatives or nothing at all.

Chairwoman Pika Fejeran: Okay. Since its agricultural it doesn't have to be the
lease holder's primary residence right. Unless they following the lease terms of the
contract.

CLTC Land Agent 2 Jhoana Casem: Yes. [inaudible]

Commissioner Austin Duenas: I make a motion to provide lease issuance to Mr.

Gabriel Santos Guerrero as a pre-occupier for Tract 15213, Block 9, Lot 5-R2 Mangilao.

Commissioner Amanda Santos: I seconded it.

Chairwoman Pika Fejeran: Motion made and seconded it. Further discussion?

Commissioner Amanda Santos: No.
Chairwoman Pika Fejeran: All those in favor.
Commissioner Amanda Santos: Aye.
Commissioner Austin Duenas: Aye.
Chairwoman Pika Fejeran: Ayes have it. Motion passes. Okay. So.
Kenneth Guerrero father of Gabriel Guerrero: Bless you all. [inaudible]

c. Genevieve Ericsson Manglona

CLTC Land Agent 2 Jhoana Casem: We have next is Ms. Genevieve Manglona.

Chairwoman Pika Fejeran: Alright so next is Ms. Genevieve Manglona. Request for lease issuance.

CLTC Land Agent 2 Jhoana Casem: Yes.

Chairwoman Pika Fejeran: Ms. Manglona is a February 1, 2005 applicant however she is a pre-occupier for one. There is a mayor's verification since 1997. Utilities was installed. She does not currently have a lease and we are asking to approve of a lease for her. Okay. Madam please state your name for the record.

CLTC applicant Genevieve Ericsson Manglona: Genevieve Manglona.

Chairwoman Pika Fejeran: And you've been residing on this property since 1995. There's a mayor's verification. So, what prompted you to come in and get a lease. You resided on the property.

CLTC applicant Genevieve Ericsson Manglona: Yes.

Chairwoman Pika Fejeran: So, what brought you in?

CLTC applicant Genevieve Ericsson Manglona: Living on the property for so long. Everyone else has been awarded leases around me. I'm the only one that has been waiting.

Chairwoman Pika Fejeran: Okay. Okay. The the the property that we looking at leasing is the same that she's been occupying for 386 Batulo Street.

CLTC Land Agent 2 Jhoana Casem: Yes.

Chairwoman Pika Fejeran: And you you have utilities in there. Do you install those utilities?

CLTC applicant Genevieve Ericsson Manglona: We got permission through the Land Trust. So, GPA came in and water.

CLTC Land Agent 2 Jhoana Casem: The area does have [inaudible] access. It's on the main road. Those are the two constituents that are on the main road. There are power lines along and also water lines. So, its just the constituents having to come in and get their utilities from the utility companies.

Chairwoman Pika Fejeran: Okay. Can you point it out to us?

CLTC applicant Geneviene Ericsson Manglona: I live right across the Fanihi street. It's that little gray dot. [inaudible]

CLTC applicant Geneviene Ericsson Manglona: Where the warehouse is the Fanihi street is right next to the warehouse. [inaudible]

CLTC Land Agent 2 Jhoana Casem: So most. Well some of the constituents on Bartolu either it's a steep slope going down or a slope going up. So, with her access there is an access as you can see that easement there that's why in the front side its more unlevelled. So, we have some constituents that are building towards the back because of the unleveling of the front.

Chairwoman Pika Fejeran: Oh, I see. [inaudible] Okay. I see everything in here looks [inaudible]. Okay. [inaudible] Nice. Okay. I think. [inaudible] Although she is a 2005 applicant, I believe we can issue her a lease based on her pre-occupier status. [inaudible].

Commissioner Austin Duenas: Motion to provide a lease issuance to Geneviene Ericsson Manglona for Lot 10122-64 in Dededo.

Commissioner Amanda Santos: I seconded.

Chairwoman Pika Fejeran: Motion made and seconded. Further discussion?

Commissioner Austin Duenas: None.

Commissioner Amanda Santos: None.

Chairwoman Pika Fejeran: All those in favor?

Commissioner Amanda Santos: Aye.

Commissioner Austin Duenas: Aye.

Chairwoman Pika Fejeran: The ayes have it. Thank you. Ms. Manglona congratulations you were issued a lease. Thank you for your patience. Thank you for coming. [inaudible]

d. Christianna Ramez aka Christianna Nededog

CLTC Land Agent 2 Jhoana Casem: And then we have Ms. Cristy Ramez. [inaudible]

Chairwoman Pika Fejeran: Okay. Hafa adai. Welcome. Hello. This is a request for issuance of a lease as a pre-occupier.

CLTC Land Agent 2 Jhoana Casem: Yes ma'am.

Chairwoman Pika Fejeran: Is also a 2005 applicant priority one residential?

CLTC Land Agent 2 Jhoana Casem: Yes.

Chairwoman Pika Fejeran: The property which she is a pre-occupier. Lot 14, Block 8, Tract 178. You've been residing there since your birth in 1979. Your your grandparents were awarded the lot in 1975 under the Land Use Permit. You have a permit number. You provided mayor's verification that indicated you were the caretaker for your grandparents until their death.

CLTC applicant Christianna Ramez: Yes.

Chairwoman Pika Fejeran: Let's see. We conducted a site inspection in 2019. You've been paying property taxes. Okay. Okay. So, Ms. Christianna can you state your name for the record.

CLTC applicant Christianna Ramez aka Christianna Nededog: Christianna Ramez.

Chairwoman Pika Fejeran: Do we have her folder there? Ms. Ramez are you currently residing on the property?

CLTC applicant Christianna Ramez aka Christianna Nededog: No. Actually. They disconnected the water and power. So, I can't. That's what brought me back to the land trust. When I tried to re-activate it, they told me I needed a lease or authorization. So, I the property has been without power for over two years now.

Chairwoman Pika Fejeran: And what is your intention with the property? Build a home on it.

CLTC applicant Christianna Ramez aka Christianna Nededog: Yes.

Chairwoman Pika Fejeran: Make a home.

Commissioner Amanda Santos: Residential.

Chairwoman Pika Fejeran: Okay.

CLTC Land Agent 2 Jhoana Casem: There is an existing structure there. And from our understanding it was their house that they were residing in for a long time. So, you know because these utility companies do need a lease. You know we we are requesting for a lease so that she can go ahead and pursue with the utilities. Do you have it? The file room downstairs is closed. They secure at 4 o'clock. [inaudible]. Okay. I have copies. Do you have copies? Of. Yeah. I would like to see the. Do you have a copy of the Land Use Permit? [inaudible] Okay. [inaudible] Okay. This is the land trust. Inspection Report. Since 1983. Land Use Application. Land Use Permit. Alright. And and I have some questions. So again, the we seen the records that Jhoana and the director can speak to to the record. Right. That these are accurate. And these are accurate right? [inaudible] Okay.

Commissioner Austin Duenas: Motion to provide Ms. Christianna Ramez a residential lease as a pre-occupier for Lot 14, Block 8, Tract 178 Dededo

Chairwoman Pika Fejeran: [inaudible]

Commissioner Amanda Santos: I seconded.

Chairwoman Pika Fejeran: Further discussion?

Commissioner Austin Duenas: None.

Commissioner Amanda Santos: None.

Chairwoman Pika Fejeran: All those in favor?

Commissioner Austin Duenas: Aye.

Commissioner Amanda Santos: Aye.

Chairwoman Pika Fejeran: The ayes have it. Motion passes.

CLTC applicant Christianna Ramez aka Christianna Nededog: Thank you.

Chairwoman Pika Fejeran: Alright. Thank you for coming. [inaudible]. Thank you and congratulations.

e. CONSTITUENT MATTERS

Chairwoman Pika Fejeran: Is there anyone else was on the agenda today? We have [inaudible]

Unknown: David Nauta.

Chairwoman Pika Fejeran: David Nauta? [inaudible] Gill Mendiola? [inaudible] Patrick Tuncap?

Commissioner Amanda Santos: Patrick Tuncap.

Chairwoman Pika Fejeran: Okay. So, we can.

2. COMMERCIAL LEASING

a. GEDA – Determination of Need (DON)

Chairwoman Pika Fejeran: I'm sorry we're running late but we can get to our public comments.

Administrative Director Jack Hattig III: GEDA are here for the Determination of Need [inaudible].

Chairwoman Pika Fejeran: Yeah. Okay.

Administrative Director Jack Hattig III: We tabled it twice. So.

Chairwoman Pika Fejeran: Yeah. I have a couple of things. I'm sorry we'll get to public comments as soon as we finish these things. I'm sorry [inaudible] The Determination of Need I saw there are only three in here. I thought we gave you guys five properties No?

GEDA Real Property Manager Larry Toves: Yes. Thank you, madam chair, and commissioners. And so yes there three determination of need for three separate lots. You did by resolution pass for five lots. However, we wanted to get the commission's approval for the first three lots because they are much smaller lots, easier to put out for commercial leasing. And the remaining two lots as you know are that's Oka point and there is another lot. [inaudible]

Administrative Director Jack Hattig III: Yigo.

GEDA Real Property Manager Larry Toves: So, by local statue we are required anything over five years [inaudible] determination of need for

Chairwoman Pika Fejeran: Okay.

GEDA Real Property Manager Larry Toves: Long term lease. So, before you have those three DONs for each property. So, we're basically asking the commission approve for us to proceed with the determination of need. How this works is by law we have to publish in the local newspaper the DONs. There is a 15-day period for public comments. If we don't get any comments within that 15-day period then what we do is we go ahead and issue a ROP, Request for Proposal, for commercial leasing development properties. We usually carried that procurement process throughout 30 days in a local circulation. Once we receive proposals there the evaluation ranking so that depends on the proposal. And once we do that start to negotiating a lease. And during that evaluation process we always involve, if for example Ancestral Land Commission, we

take a couple of members from the board, the Commission staff, whoever you designate to make up the evaluation team. Because I know your concern earlier on was to be consistent with the rules and regulations of the commission. Making sure that the highest and best use of the properties as I understand it.

Chairwoman Pika Fejeran: And for benefitting the trust and the beneficiaries.

GEDA Real Property Manager Larry Toves: Right. Right. So, with that said when it comes down to that period of time when we're actually doing the evaluation. We will reach out to Mr. Hattig to to give us any designates he wants to be on the evaluation team. Go through the process. Once the negotiated lease is done, we then submit it to the legislature. Under the current statute the legislature has 60 days or up to a period of once the committee report is released. It could take anywhere from 60 days to 90 days or whenever the committee report is issued. And so, once that done and the lease has been approved and we move on from there.

Chairwoman Pika Fejeran: Okay. Thanks for that breakdown. I'm sorry can we get your name for the record.

GEDA Real Property Manager Larry Toves: Yes. I'm sorry. My name is Larry Toves. I am the manager for the Real Property division at the Department of Economic Developmental Agency.

Chairwoman Pika Fejeran: Geat. Thank you for that rundown. I would ask that you involve the Commission and the director in the development of that ROP.

GEDA Real Property Manager Larry Toves: Yes ma'am.

Chairwoman Pika Fejeran: Not just on the backend. Bring us in on the front end please.

GEDA Real Property Manager Larry Toves: What we normally do is actually send a draft ROP to the agencies for review. And and sometimes you guys go through your respective legal counsel.

Chairwoman Pika Fejeran: Yeah. I I would ask that you would involve us on the front end.

GEDA Real Property Manager Larry Toves: Yes ma'am.

Chairwoman Pika Fejeran: Also, I I understand you wanna kinda of leave the larger properties out. I'm okay with leaving Oka point out but I would like to see since we're going through this. Let's get that Yigo property in as well. So, we're looking at four properties.

GEDA Real Property Manager Larry Toves: Yes ma'am.

Chairwoman Pika Fejeran: I mean you guys are the experts. So, what I'm thinking. even if we don't get to it right away. If we focus first on the first three. We've done the Determination of Need for that larger Yigo property. And we don't have to go through this again. Would you be okay with that?

GEDA Real Property Manager Larry Toves: [inaudible] as long as the Commission is okay with that.

Chairwoman Pika Fejeran: Thank you. Appreciate that. So, I had a chance to review it. It seems pretty straight forward. The first one was the lower Tumon tract. [inaudible] The one that was.

GEDA Real Property Manager Larry Toves: The parking right across from Proa.

Chairwoman Pika Fejeran: Yeah. Across from Proa. I'm glad you pointed out GVB used to use that. The property behind East-West Rental. And then we have the one behind the Yigo gym. [inaudible] I believe you need to re-look at that one because you are talking. You said it's a resort hotel zone. I think that is a typo error. I can't imagine that as a resort hotel. I think that was just not edited based on this new property. You know what I mean. [inaudible]

GEDA Real Property Manager Larry Toves: [inaudible] So basically when we drafted this, we were using a template.

Chairwoman Pika Fejeran: Yeah. I get it.

GEDA Real Property Manager Larry Toves: Thanking for pointing that out.

Chairwoman Pika Fejeran: I would just update that. And then prepare the one for the other Yigo property.

GEDA Real Property Manager Larry Toves: Yes ma'am.

Chairwoman Pika Fejeran: And did. Did I hear correctly you need approval from the commission for these Determination of Needs. Okay. Can we. Can we provide our approval for the fourth the second Yigo property even though we don't have it before us?

GEDA Real Property Manager Larry Toves: Sure.

Chairwoman Pika Fejeran: Legal Counsel.

Legal Counsel Nicolas Toft: Yup.

Chairwoman Pika Fejeran: We can. Okay. It's basically just saying yes, we do need this. Right.

Commissioner Austin Duenas: Did we do a resolution passed by this Commission.

Chairwoman Pika Fejeran: Yeah.

Commissioner Austin Duenas: So, we can actually do that. Just add on to the three properties.

Chairwoman Pika Fejeran: The what?

Commissioner Austin Duenas: We want to add on to these three parcels. We do a Determination of Need for the fourth parcel.

Chairwoman Pika Fejeran: Okay. Okay. Great. Okay. Legal Counsel do we need to do this by property or just one full swoop.

Legal Counsel Nicolas Toft: For approval?

Chairwoman Pika Fejeran: For approval.

Legal Counsel Nicolas Toft: Yeah. We can do it in full swoop.

Chairwoman Pika Fejeran: Okay. Okay. So, can I just get. [inaudible]. What was that? That other Yigo one. [inaudible] Across from the church. Get the [inaudible]. Okay.

So. So the fourth property that we considering is Tract 10123, Lot 7128REM. That's the fourth. [inaudible]

Commissioner Austin Duenas: 10123 [inaudible].

Chairwoman Pika Fejeran: Yigo.

Commissioner Austin Duenas: This is a motion of approval. Right.

Chairwoman Pika Fejeran: [inaudible]

Commissioner Austin Duenas: Motion to approve the Determination of Need (DON) for Tract 111, Lot 12 in the municipality of Tamuning, Lot 5075-REM-A-NEW-R1 Yigo.

Chairwoman Pika Fejeran: In Tamuning

Commissioner Austin Duenas: I'm sorry Tamuning, Tract 10123, Lot 7128REM in Yigo, and then Lot 7051-R5 also in Yigo.

Chairwoman Pika Fejeran: Sorry clarification I think that's 7054

Administrative Director Jack Hattig III: Four

Commissioner Austin Duenas: What did I say? I'm sorry. [inaudible] 54.

Chairwoman Pika Fejeran: Wrong numbers. Okay. Thank you. Motion made for four properties Determination of Need.

Commissioner Amanda Santos: I seconded.

Chairwoman Pika Fejeran: Seconded by Tan Amanda. All those in favor?

Commissioner Amanda Santos: Aye.

Commissioner Austin Duenas: Aye.

Chairwoman Pika Fejeran: The ayes have it. Thank you. We are good to go. Alright. Thank you and I look forward to seeing those publishings and. [inaudible]

GEDA Real Property Manager Larry Toves: Yes ma'am.

Chairwoman Pika Fejeran: Thank you Mr. Toves. Okay. Alright now we can move to our public comments. Thank you everybody for your patience. [inaudible]

Administrative Director Jack Hattig III: As a matter of the agenda did you want to table the report on current commercial leases.

Chairwoman Pika Fejeran: Yes, thank you. We're tabling new business number two "B" and "C" and our financial report on commercial leases.

VI. PUBLIC COMMENTS

Lisa Marie Tajalle

Chairwoman Pika Fejeran: Okay I have a Ms. Lisa Marie Tajalle. Hafa adai and welcome. If you could come forward and state your name for the commission.

Lisa Marie Tajalle: Lisa Marie Tajalle.

Chairwoman Pika Fejeran: Hi.

Lisa Marie Tajalle: Hello.

Chairwoman Pika Fejeran: How can we help you today?

Lisa Marie Tajalle: I'm here to ask if you can grant me utility authorization.

Chairwoman Pika Fejeran: Okay. [inaudible] That's okay. I'm sorry. Thank you for being here. I know you guys have been sitting out there for a long time.

Lisa Marie Tajalle: We do have a structure. And just I I just been sickly for a long time. You know to have water and power because. [inaudible] I just can't get help no more.

Commissioner Amanda Santos: Does the water close to your place?

Lisa Marie Tajalle: It's on the outside of the road.

Chairwoman Pika Fejeran: Okay. So, its within distance so that you to tap into the. Okay. Do we have Ms. Tajalle's file here?

Commissioner Amanda Santos: Is this the first time you've come here?

Lisa Marie Tajalle: Yes. I'm coming here on behalf of my dad. [inaudible] He's at work right now.

Chairwoman Pika Fejeran: Okay. Does he have a current lease with us?

Lisa Marie Tajalle: I'm not sure.

Chairwoman Pika Fejeran: Okay. [inaudible] What?

Lisa Marie Tajalle: Joseph C. Tajalle [inaudible]

Chairwoman Pika Fejeran: Can we type out her. [inaudible] We gonna see the status of your father's. Joseph C. Tajalle?

Lisa Marie Tajalle: Yes.

Chairwoman Pika Fejeran: T-A-J. [inaudible] A-B-C-D-E-F-G-H-I-J. J. Search. Joseph Crisostomo Tajalle? [inaudible]

Unknown: 2003 pre-occupier. [inaudible]

Chairwoman Pika Fejeran: But you're currently residing on a property you have a home. Okay.

Commissioner Amanda Santos: No water.

Chairwoman Pika Fejeran: No water. No power. You ready to get that hooked up okay. Right now, we don't have any any lease under your father's name. I think the next step for you if you wanted to come in and speak on your father's behalf first you have to get a power of attorney. He has to grant you that right with the power of attorney and then you can come in and look into his application. Otherwise he is welcome to join to come in and then you can sit down with the staff. We would locate. We would figure out first where you are, and then figure out how you got there and we would take it from there.

Lisa Marie Tajalle: Okay so there is no such thing like a temporary authorization.

Commissioner Amanda Santos: There's no.

Chairwoman Pika Fejeran: An utlility authorization for current occupier.

Administrative Director Jack Hattig III: Well we have public law 22-157 that allows the Commission to the Director to specifically to issue an UT authorization based on.

Chairwoman Pika Fejeran: In the absence of a lease.

Administrative Director Jack Hattig III: Right. To to anyone occupying even though if they are not a leasee.

Chairwoman Pika Fejeran: This is public law what?

Administrative Director Jack Hattig III: 22-157

Chairwoman Pika Fejeran: Okay.

Commissioner Amanda Santos: Did your father list you down as beneficiary?

Lisa Marie Tajalle: Yes.

Commissioner Amanda Santos: So, bring that document in.

Lisa Marie Tajalle: Okay.

Administrative Director Jack Hattig III: [inaudible] When she comes to meet with us as a POA or if Mr. Terlaje does come with her.

Chairwoman Pika Fejeran: Tajalle.

Administrative Director Jack Hattig III: [inaudible] Then we can definitely.

Chairwoman Pika Fejeran: Okay. Will we need board approval at this point to follow that public law? [inaudible] Utility authorization. No. Okay.

CLTC Land Agent 2 Jhoana Casem: She just needs to come in.

Chairwoman Pika Fejeran: Okay.

CLTC Land Agent 2 Jhoana Casem: Then present her utility bills. So, we just have something for file.

Chairwoman Pika Fejeran: She doesn't have utilities. [inaudible]

CLTC Land Agent 2 Jhoana Casem: In the past. You don't have anything? Okay. So, its brand new.

Lisa Marie Tajalle: We just been using generator.

Administrative Director Jack Hattig III: [inaudible] right.

Chairwoman Pika Fejeran: Okay.

Administrative Director Jack Hattig III: Yeah.

Commissioner Amanda Santos: Your father died recently?

Lisa Marie Tajalle: No. He's still alive but he's he's really. He's he works at the port and he is always sick.

Chairwoman Pika Fejeran: Okay. So, it sounds like what the director can do is to provide you a utility authorization. At the same time, we wanna work on using your father's application to see if we can get you a lease so that utility authorization turns into.

Administrative Director Jack Hattig III: That's temporary.

Chairwoman Pika Fejeran: It's temporary.

Administrative Director Jack Hattig III: That's temporary utilities so that it turns into permanent eventually. Right.

Lisa Marie Tajalle: Thank you.

Chairwoman Pika Fejeran: Okay. So, Director will she make a meeting with you or the staff?

Administrative Director Jack Hattig: Absolutely. She can work with any staff member to come in tomorrow if necessary. Because we're open 8am to 5pm. I'll be willing to meet at like 10 if you want to meet. We can pull the file. If he's with you and if he's not then we can make arrangements for a POA to happen that she could.

Chairwoman Pika Fejeran: Would we need the POA though if we're going through Public Law 22-157 for this temporary.

Administrative Director Jack Hattig III: No but to make sure this to seek for the lease which is what we eventually going to do.

Chairwoman Pika Fejeran: Okay. Okay.

Administrative Director Jack Hattig III: Just work with Lorraine. Lorraine can can you work with them [inaudible].

Lisa Marie Tajalle: Thank you.

Chairwoman Pika Fejeran: Thanks for coming. Alright. Our next is a Maryann Borja Cabrera. Do we have Maryann Cabrera here? [inaudible]

Administrative Director Jack Hattig III: She left already. She left.

Chairwoman Pika Fejeran: Okay. I have a Tony Acosta. Thank you. [inaudible]

Administrative Director Jack Hattig III: He was part of the Rugby.

Pedro Taitano

Chairwoman Pika Fejeran: Pedro Taitano. Hafa adai sir. Come on up. Please join us. Thank you for your patience all of you sticking around today.

Unknown: Thank you.

Chairwoman Pika Fejeran: Thank you sir. Please state your name for the record and how we can help you.

Pedro Taitano: Ma'am with all respect believe it or not. I applied for the trust since 95. I got up at 3 o'clock in the morning. I stand in line at Ysengsong for maybe about 5 miles.

Chairwoman Pika Fejeran: Wow.

Pedro Taitano: Until now there is no land even dirt or shovel.

Commissioner Amanda Santos: Did you sign in?

Pedro Taitano: I'm here for your patiently. I need need an agricultural.

Chairwoman Pika Fejeran: Okay.

Pedro Taitano: I'm a bona fide farmer. I support the hotel even the restaurant [inaudible] from my back yard.

Chairwoman Pika Fejeran: Wow.

Commissioner Amanda Santos: Backyard.

Pedro Taitano: Yes. I just planted about two hundred banana trees.

Commissioner Amanda Santos: Wow.

Pedro Taitano: And hopefully the wind won't knock it down. I need an agricultural ma'am.

Chairwoman Pika Fejeran: Okay.

Pedro Taitano: Please.

Chairwoman Pika Fejeran: I hear you.

Pedro Taitano: Give me as much acres as you can.

Commissioner Amanda Santos: Where does him live now?

Chairwoman Pika Fejeran: Yeah. Where's your property now?
Pedro Taitano: In Yigo.
Commissioner Amanda Santos: Yigo.
Chairwoman Pika Fejeran: Yigo. Okay.
Administrative Director Jack Hattig III: He is on our, he is on an applicant list. We just had it up there a second ago. Pull up what you asked for was where is the property at. Pull it up.
Chairwoman Pika Fejeran: He does not currently have a lease.
Commissioner Amanda Santos: [inaudible]
Administrative Director Jack Hattig III: I didn't get a chance to see the database.
Chairwoman Pika Fejeran: So, what property are you [inaudible].
CLTC Land Agent 1 John Gumataotao: [inaudible] He has actually two applications, one residential, one agricultural. The residential application is 1995 1304. Agricultural application is 7830.
Chairwoman Pika Fejeran: Okay. I see. So, his residential application does it have a lease there? [inaudible]
CLTC Land Agent 1 John Gumataotao: It was issued a Notice of Intent to Award [inaudible] Lot 7160 which is.
Unknown: Yigo.
Unknown: Yigo. [inaudible]
CLTC Land Agent 1 John Gumataotao: [inaudible] Not that lot but. It's this area 7160.
Chairwoman Pika Fejeran: Is this where you're currently living sir?
Pedro Taitano: Ma'am.
Chairwoman Pika Fejeran: Is this where you're currently living up here in Yigo?
Pedro Taitano: No, I live in Mt Santa Rosa.
Chairwoman Pika Fejeran: Oh, I see.
Commissioner Amanda Santos: Yigo.
Chairwoman Pika Fejeran: Okay. [inaudible] that's private. Okay. But he has.
CLTC Land Agent 1 John Gumataotao: That's his primary residence and his priority status is [inaudible] two.
Chairwoman Pika Fejeran: For his residential application but the agricultural has no priority status. [inaudible]
CLTC Land Agent 1 John Gumataotao: But but its agricultural application is 2014.
Chairwoman Pika Fejeran: Oh.
Administrative Director Jack Hattig III: Yeah.
Chairwoman Pika Fejeran: So okay. I see. So, sir you have two applications for the trust.
Pedro Taitano: Yes ma'am.
Chairwoman Pika Fejeran: Okay. And the agricultural was showing the application date was the agricultural application date was 2014.

Pedro Taitano: Something like that. To long already I can't remember. But your residential application was 1995.

Commissioner Amanda Santos: [inaudible]

Chairwoman Pika Fejeran: But you don't want the residential application.

Pedro Taitano: No. No. No. What it is when I went to apply for agricultural, they told me there is no available. So, they told me they going to give me residential. I said I don't know maybe. But they said you could come back and re-apply for agricultural. So, every time I come by to apply there is none available. There is nothing I can do. I can't you know. Just wait wait. So, I've been waiting for 24 years. I'm still here. All my workers have already passed away. [inaudible] Just give me an agricultural.

Chairwoman Pika Fejeran: So, I think in order to process your application for agricultural we would have to.

Pedro Taitano: Yes ma'am.

Chairwoman Pika Fejeran: Take your 1995 application and switch it to agricultural.

Pedro Taitano: Yes ma'am.

Chairwoman Pika Fejeran: We done that before. [inaudible] and you would have to withdrawal 2014 application.

Pedro Taitano: Yes ma'am.

Chairwoman Pika Fejeran: Legal Counsel can we approve that switch today?

Legal Counsel Nicolas Toft: Yup.

Chairwoman Pika Fejeran: Okay. So, Mr. Taitano has an application in 1995 residential. He would like to switch it to agricultural.

Pedro Taitano: Yes ma'am.

Chairwoman Pika Fejeran: Okay.

Pedro Taitano: Yes ma'am.

Chairwoman Pika Fejeran: Okay.

Commissioner Austin Duenas: Tell us the number for the residential one.

CLTC Land Agent John Gumataotao: Application number 1304

Commissioner Austin Duenas: 1304. [inaudible] So [inaudible] first I would have to terminate the agricultural lease. Is that correct? [inaudible] Okay. Okay. Motion to change Pedro Taitano's residential application from 1995 number 1304 from residential to agricultural.

Chairwoman Pika Fejeran: Motion made.

Commissioner Amanda Santos: I seconded it.

Chairwoman Pika Fejeran: Seconded by Tan Amanda. Further discussion?

Commissioner Austin Duenas: None.

Chairwoman Pika Fejeran: All those is favor.

Commissioner Amanda Santos: Aye.

Commissioner Austin Duenas: Aye.

Chairwoman Pika Fejeran: The ayes have it. Okay sir.

Commissioner Austin Duenas: Motion to terminate the 2014 agricultural application under Pedro Taitano. What is the agricultural?

CLTC Land Agent 1 John Gumataotao: 7830

Commissioner Austin Duenas: 7130?

CLTC Land Agent 1 John Gumataotao: 7830

Commissioner Austin Duenas: 7830.

Commissioner Amanda Santos: I seconded it.

Chairwoman Pika Fejeran: Motion made and seconded. Further discussion?

Commissioner Amanda Santos: None

Chairwoman Pika Fejeran: All those in favor?

Commissioner Amanda Santos: Aye.

Commissioner Austin Duenas: Aye.

Chairwoman Pika Fejeran: The ayes have it. Okay. Alright sir. What we did was we put your agricultural application up to 1995. You waited all that time from 3 in the morning. So now we can.

Commissioner Amanda Santos: [inaudible].

Chairwoman Pika Fejeran: We can look to the process

Commissioner Amanda Santos: [inaudible].

Administrative Director Jack Hattig III: [inaudible] Jessica [inaudible]. Yeah, we gonna call you to come in and ask you to put down your information right. Okay? Just tell Mrs. Jessica and she'll help you out.

Pedro Taitano: What the office.

Administrative Director Jack Hattig III: Right now. [inaudible] Fill in the information out and [inaudible]. Could you take in the...? yeah just take him to [inaudible].

Pedro Taitano: Thank you.

Chairwoman Pika Fejeran: Thank you Mr. Taitano. This is no a promise you're going to get property tomorrow. But this is closer to what you were before you came in. [inaudible]

Pedro Taitano: Thank you. [inaudible]

Chairwoman Pika Fejeran: Thank you Mr. Taitano.

Pedro Taitano: Thank you ma'am.

Chairwoman Pika Fejeran: I like your hat. [inaudible] I agree with your hat. Your hat says old guys rule. [inaudible] I love that. [inaudible] I love it. Okay. Awesome. Okay Mr. Leonard Calvo?

Administrative Director Jack Hattig: No, I think he was a representative of [inaudible].

Chairwoman Pika Fejeran: Genevieve Manglona? Ms. Genevieve Manglona?

Administrative Director Jack Hattig: We already saw her.

Mary Ann Quenga

Chairwoman Pika Fejeran: Ms. Mae Quenga.
Unknown: Hafa adai.
Chairwoman Pika Fejeran: Thank you all for waiting. [inaudible]
Mary Ann Quenga: Hi. My name is Mary Ann Quenga.
Chairwoman Pika Fejeran: Hi. Welcome.
Mary Ann Quenga: I'm here to relinquish my my aunty's. [inaudible] my son's
Chairwoman Pika Fejeran: Oh. Okay. So, you have a lease with us?
Mary Ann Quenga: Yes.
Chairwoman Pika Fejeran: Okay.
Commissioner Amanda Santos: Residential or agricultural?
Mary Ann Quenga: Residential. It used to be agricultural but they changed it so.
Always it's in 9210.
Chairwoman Pika Fejeran: 9210?
Mary Ann Quenga: Yes.
Administrative Director Jack Hattig III: Jhoana.
Chairwoman Pika Fejeran: Are we looking at Ms. Quenga.
Administrative Director Jack Hattig III: Yes.
Chairwoman Pika Fejeran: Oh good.
CLTC Land Agent 2 Glenn Eay: This is the property right here that she wants to.
Chairwoman Pika Fejeran: Are you currently residing on here.
Mary Ann Quenga: Yes ma'am.
Chairwoman Pika Fejeran: Okay. When was the lease signed?
CLTC Land Agent 2 Jhoana Casem: 97.
Chairwoman Pika Fejeran: In 97? Okay.
Administrative Director Jack Hattig III: Its way passed the seven years.
Chairwoman Pika Fejeran: So, we can definitely. We can definitely have you pass
that lease onto your son.
Mary Ann Quenga: Actually, we don't have a lease. That's why.
Chairwoman Pika Fejeran: Oh. You don't have a lease.
Mary Ann Quenga: For that property there.
Chairwoman Pika Fejeran: So, it's a residential application but no lease.
Mary Ann Quenga: Yes.
Commissioner Amanda Santos: Wow.
Chairwoman Pika Fejeran: Can you check. Can you check on that?
Administrative Director Jack Hattig III: Because you have a lease. [inaudible]
Chairwoman Pika Fejeran: Because we have your name on the property.
[inaudible]. Oh. Maybe you just were never issued a lease. [inaudible].
CLTC Land Agent 2 Glenn Eay: The mom. This is where the mom used to stay but she is
deceased. And this is where the Ms. Quenga's son is back there actually occupying. But
this is where Ms. Quenga is right here right now. This is her where her lease is at with
her husband.

Administrative Director Jack Hattig: Okay.

CLTC Land Agent 2 Glenn Eay: Right here.

Chairwoman Pika Fejeran: Oh, so this would be a new lease for your son at your mother's property.

CLTC Land Agent 2 Glenn Eay: Land use premit.

Chairwoman Pika Fejeran: [inaudible] Oh I see.

Administrative Director Jack Hattig III: It's a land use premitee.

Chairwoman Pika Fejeran: Okay. I knew there was a little more complexity [inaudible]. This is to easy. [inaudible] Okay. So, Mr. Eay sounds like you're very familiar with her case.

CLTC Land Agent 2 Glenn Eay: I was talking to her in the back.

Chairwoman Pika Fejeran: Oh.

CLTC Land Agent 2 Glenn Eay: I was asking her questions. I took pictures of your [inaudible] last week. So, I have a [inaudible].

Administrative Director Jack Hattig III: Good job.

Chairwoman Pika Fejeran: Oh okay.

CLTC Land Agent 1 John Gumataotao: We need to revisit that because that was actually given to one of the Palomos. An heir, not heir but...

Chairwoman Pika Fejeran: A descendant.

CLTC Land Agent 1 John Gumataotao: Yes.

CLTC Land Agent 2 Glenn Eay: Which area?

CLTC Land Agent 1 John Gumataotao: This lot. [inaudible]

Chairwoman Pika Fejeran: So, you let [inaudible].

Mary Ann Quenga: Because I believe under my mom, I'm the beneficiary for that lot.

CLTC Land Agent 1 John Gumataotao: Margarita knows.

Chairwoman Pika Fejeran: Okay.

CLTC Land Agent 1 John Gumataotao: I mean.

Chairwoman Pika Fejeran: Okay. I'm glad you came in. The next step would be for you to come in and sit down with one of the staff and they'll go ahead and research for you. See what the case.

Administrative Director Jack Hattig III: Madam we'll work with you because he was asking you questions. She needs to go ahead and continue that that discussion with Glenn and so we can work it out.

Chairwoman Pika Fejeran: Alright. Okay and if it needs. If you need to come back or the subject needs to come back to the Board, we would be ready and willing to hear it. I'm glad you came in today. It gets. It gets it on our radar and then the staff knows that that they need to work with you.

Mary Ann Quenga: So, I've been coming around so.

Chairwoman Pika Fejeran: Okay.

Mary Ann Quenga: You know. This time.
Chairwoman Pika Fejeran: Okay. Okay. Thank you.
Administrative Director Jack Hattig III: [inaudible]
Commissioner Amanda Santos: She can come in tomorrow no. [inaudible]

Joseph M. Salas

Chairwoman Pika Fejeran: Okay Mr. Joseph M. Salas.
Joseph M. Salas: Here.
Chairwoman Pika Fejeran: Hi sir. Thank you for waiting. How can we. Please state your name [inaudible].
Joseph N. Salas: Joseph N. Salas. Thank you, ma'am. Thank you, Board. Okay I have an intent to initiate a lease and it happened in the south. A property was identified and I was given a survey authorization. However, it expired this is back in 2017. [inaudible] I'm retired military with disability. The reason why I wasn't surveyed was I was back and forth going to Tripler for the last couple of years. I'm back now and I'm ready to see if I can get this authorization. I'm financially capable to move forward.
Chairwoman Pika Fejeran: Okay.
Commissioner Amanda Santos: Survey.
Chairwoman Pika Fejeran: For your survey authorization. So you were. Were you shown the property that you were to survey?
Joseph N. Salas: Yes ma'am.
Chairwoman Pika Fejeran: Okay. That's pretty straight forward. Can we just double-check in the database?
Joseph N. Salas: Tract 319
Commissioner Amanda Santos: [inaudible]
Chairwoman Pika Fejeran: Is this in Agat? [inaudible]
Unknown: Yes.
Administrative Director Jack Hattig III: 319
Chairwoman Pika Fejeran: Okay. It still has his name on it. We haven't given it out to anyone else right?
CLTC Land Agent 2 Jhoana Casem: We need to verify it.
Chairwoman Pika Fejeran: Okay. We'll. What we do is the staff will just check to make sure that that property hasn't been given to anyone else. So that when we issue the survey authorization and you go through with it. It has your name on it.
Joseph N. Salas: Thank you very much. [inaudible]
Chairwoman Pika Fejeran: Thank you for your patience. Thanks for coming in. [inaudible] Okay. [inaudible] No he said he's ready. [inaudible]
Administrative Director Jack Hattig: That's why I said John [inaudible].
Chairwoman Pika Fejeran: You need to tell him. [inaudible] Really? [inaudible]
Okay. [inaudible] Anyone else for public comments today? [inaudible]

VII. COMMISSIONERS' COMMENTS

Chairwoman Pika Fejeran: Commissioners' comments. I this will be my final six months on the commission. And so, I'm starting that clock now.

Commissioner Amanda Santos: Six months.

Chairwoman Pika Fejeran: I think so. When is my thing up? March?

Administrative Director Jack Hattig III: March. [inaudible] March or April. [inaudible]

Commissioner Amanda Santos: What are they saying?

Chairwoman Pika Fejeran: There are things. I've requested a meeting with the director and the staff so we can talk about priorities. I I really wanna get our priorities straight here. We need to get things documented, policies, SOPs in place. Alright. That is really what I. What.

Commissioner Amanda Santos: We need to speed up the process of awarding [inaudible].

Chairwoman Pika Fejeran: Yes. We need to speed up the process but we need to make sure that process is correct.

Commissioner Amanda Santos: [inaudible]

Chairwoman Pika Fejeran: Okay. Our next meeting will be Thursday, October 17 1 pm. Please make note. I did receive an email from former Vice-Chair Joseph Cruz. He he has been renominated.

Administrative Jack Hattig III: Yes.

Chairwoman Pika Fejeran: So, he's. I'm glad about that coming back on. I'm I'm relieved actually because I. You know he's got all this institutional knowledge. He was on the commission before I was so. And then we also have a Ms. Arlene Bordallo. That was. She went through a confirmation hearing. So, we just waiting for the legislature to confirm. Okay. And then we'll have a full sitting board. There's a lot of follow-up actions that need to come out of this meeting Director. I be looking to you to make sure you got that list going. Okay. And I I appreciate everyone's work. I know this job is not hard. I mean not easy. [inaudible] Hold on.

Commissioner Amanda Santos: Oh my. [inaudible]

Chairwoman Pika Fejeran: You guys know what I mean. I'm so exhausted and my brain is discombobulated. But really thank you guys for your hard work. I I really appreciate it and. I really enjoyed my time working here and being part of this team. Thank you everybody for sitting here. I have six months left so I would. You know. Let's like really make it happen.

Administrative Director Jack Hattig III: Yes.

Chairwoman: Okay. Alright. Thank you everybody.

Administrative Director Jack Hattig III: Special shout out to PBS for staying late.

Chairwoman Pika Fejeran: Yeah PBS.

Administrative Director Jack Hattig III: Thanks so much.

Chairwoman Pika Fejeran: 30 minutes later. Appreciated it. Thank you. Any other comments today? Final Commissioners comments.

Commissioner Austin Duenas: No but I just want to make a comment that as much as I love to get as many people [inaudible]. Can we limit the number of constituents that we invite to our meetings? Several hours move pretty quickly. [inaudible] But if we can kinda of put a cap of maybe four or five applicants per meeting. So, we can may sure we get to every person and spend as much time with each person as needed. And then anyone who comes in for public comment can wait until we get to them. Or I'll make a motion a to figure out how to move forward. I just don't wanna have ten people waiting to be heard but all the people coming to give public comment.

Chairwoman Pika Fejeran: Thank you.

Commissioner Amanda Santos: They've been waiting since 1 o'clock.

Commissioner Austin Duenas: Yeah.

Chairwoman Pika Fejeran: I look forward to getting an update on [inaudible].

Administrative Director Jack Hattig III: Yes.

Chairwoman Pika Fejeran: [inaudible] Legal Counsel I look for your sage advice there. [inaudible] They got some big lawyers behind them. [inaudible] I just wanna make sure we've got. We've got ourselves covered. Okay. Alright. [inaudible] Thank you. [inaudible]

VIII. ADJOURNMENT – 0:00PM

Chairwoman Pika Fejeran: Motion to adjourn?

Commissioner Austin Duenas: Motion to adjourn.

Chairwoman Pika Fejeran: We are adjourned.

AGREEMENT

This Agreement (“Agreement”) is made this ___ day of May, 2020, by and among **GUAM RUGBY CLUB, INC.**, a Guam not-for-profit corporation (“GRC”)¹, **GUAM HAL’S ANGELS FOOTBALL ASSOCIATION** (“Hal’s”), and **THE CHAMORRO LAND TRUST COMMISSION** (“CLTC”).

This Agreement is based on the following facts, which are made a part of this Agreement.

A. On April 4, 2008, Hal’s and the CLTC executed a License Agreement (“Hal’s License”), which was recorded in the Department of Land Management, Office of the Recorder under Instrument No. 771279, made effective as of August 1, 2001, confirming the continued use and development of a portion of Lot10057New to provide public services in educating, enhancing and implementing sporting activities since 1983;

B. On September 18, 2015, CLTC and Hal’s entered into an Addendum recorded in the Department of Land Management, Office of the Recorder under Instrument No. 883377 confirming the portion of Hal’s license containing an area of 58,879 ± square meters based upon DLM Map Document 653254;

C. On March 15, 2018, CLTC and Hal’s entered into a Second Addendum recorded in the Department of Land Management, Office of the Recorder under Instrument No. 919331 reducing the licensed premises from 58,879 ± square meters to 36,351± square meters based upon DLM Map Document No. 905571;

D. In or around February 1997, GRC signed a lease for a portion of the Wettengel Field through the Department of Parks and Recreation’s Adopt-A-Park program in order to develop an international size rugby ground, club rooms and grandstand on the site;

E. On June 1, 2002, GRC and the CLTC entered into a License Agreement (the “GRC License”) whereby GRC obtained a license for the use of Lot 10057-NEW-5, Dededo, Guam for the purpose of developing sporting facilities;

F. On or around March 5, 2002, the Department of Land Management (“DLM”) re-surveyed Lot 10057NEW and provided a public access and utilities right of way from Santa Monica Avenue, Dededo to GRC’s rugby fields on Lot 10057-NEW-5 pursuant to DLM Plan No. 403 FY 01 and I4-O1T673 (the “2002 DLM Plan”) by inserting an access through the real property licensed to Hal’s; no CLTC action to modify or amend the Hal’s license was taken notwithstanding the fact that the public access and utilities right of way herein significantly impeded upon the portion of property licensed to Hal’s;

G. On December 31, 2008, by duly passed resolution, the CLTC confirmed the first extension of the GRC License; no modification or amendment to the Hal’s license was addressed by the CLTC;

¹ Guam Rugby Club is registered at the Department of Revenue and Taxation as The Guam Rugby Club Inc.

H. On December 16, 2010, by duly passed resolution, the CLTC approved an amendment to the GRC License to provide GRC continued access across Lot 10057-NEW-R6 from Santa Monica Avenue, Dededo to Lot 10057-NEW-5 for utilities access, and for general access pending the completion of an alternative access way, and to create a shared parking area located on Lot 10057-NEW-R6 (the “2010 Amendment”); no modification or amendment to the Hal’s license or the 2002 DLM Plan was addressed by the CLTC;

I. On June 16, 2016, by duly passed resolution, the CLTC approved the deletion of the public access and utilities right of way; no modification or amendment to GRC’s license was addressed by the CLTC;

J. On April 10, 2017, Lot 10057-NEW-R6 was re-subdivided into Lots 10057-NEW-7 and Lot No. 10057-NEW-R7 and recorded in the Department of Land Management, Office of the Recorder under Instrument No. 905571 to provide for the deletion of the public access and utilities right of way provided to GRC by the 2002 DLM Plan and the 2010 Amendment;

K. Notwithstanding the deletion of the public access and utilities right of way on April 10, 2017, the Re-Subdivision Survey Map recorded in the Department of Land Management, Office of the Recorder under Instrument No. 905571 provided for a public access and utilities right of way and access through Lada Avenue to the GRC licensed property. However, GRC acknowledged that in light of and in reliance of the 2002 DLM Plan and the 2010 Amendment, Lada Avenue was not a feasible access option;

L. However, following deletion of the public access and utilities right of way, as recorded in the Department of Land Management, Office of the Recorder under Instrument No. 905571, which provided access to GRC by the 2002 DLM Plan and 2010 Amendment, access to Lot 10057-NEW-5 from Santa Monica Avenue was removed; no modification or amendment to GRC’s license was addressed by the CLTC;

M. On January 18, 2018, GRC was present when the CLTC passed a motion extending GRC’s basic license only and determined that further discussion between CLTC, GRC and Hal’s regarding the public access and utilities right of way was warranted. The January 18 CLTC meeting was subsequently nullified due to lack of quorum. Thus, on February 15, 2018, the CLTC passed a motion to reaffirm its January 18 motion extending GRC’s basic license, and directed the Agency, GRC and Hal’s to finalize the relocation of public access and utilities right of way. Representatives from GRC or Hal’s Angels were not present at that February 15 meeting;

N. Due to the CLTC’s deletion of the public access and utilities right of way from August 2019 to present, GRC was unable to access and maintain its rugby fields located on Lot 10057-NEW-5 through Santa Monica Avenue, and was unable to schedule any rugby practices or games, including local high school and middle school games and a long-running international tournament;

O. The Parties desire to reach an agreement regarding the use of the respective CLTC licensed properties that is mutually beneficial to the parties and the People of Guam.

NOW THEREFORE, for the good and valuable consideration of the recitals, terms and conditions herein contained and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties covenant and agree as follows:

1. CLTC Administrative and Jurisdictional Authority over Lot10057New, Dededo. The CLTC is the Administrator of Lot 10057New, Dededo, by virtue of the ‘Administrative Transfer of Jurisdiction of Certain Government of Guam Lands’ dated January 19, 1994, recorded under Document No. 503740 at the Department of Land Management and pursuant to Title 21 Chapter 75 of the Guam Code Annotated. As the jurisdictional authority and administrator of the Hal’s License and GRC’s License, formerly portions of Lot10057New, Dededo, CLTC agrees to conduct a re-subdivision survey for the sole purpose of developing a new public access and utilities rights of way, and the Government of Guam by the Department of Public Works agrees to assist the parties and construct a coral-based public access and utilities rights of way to serve as the new public access way, as provisionally described in Exhibit A attached hereto.

- (i) Hal’s and GRC consent and agree to the re-subdivision and survey of their respective licensed properties and that of the adjacent CLTC property in the installation of a public access and utilities rights of way to provide access from Santa Monica Avenue for the benefit of all parties shall be the responsibility of the CLTC with the assistance of the Department of Land Management.
- (ii) Hal’s agrees to forfeit a small portion of its licensed property for the installation of a public access and utilities rights of way to run parallel to the existing easement known as the pipeline, as depicted on **Exhibit A**.
- (iii) GRC agrees to forfeit a small portion of its licensed property for the installation of a public access and utilities rights of way to run between its licensed property and Hal’s licensed property, as depicted on **Exhibit A**; it is GRC’s intention that the small portion of property referenced herein for the installation of the public access and utilities rights of way shall be redrawn within the GRC’s Licensed property.
- (iv) GRC and Hal’s acknowledge and agree that the proposed re-subdivision and re-survey is subject to the approval of the Department of Land Management, and **Exhibit A** is depiction of their intent to provide for the public access and rights of ways from each of the affected properties. Hal’s and GRC agree to cooperate in the event that the proposed access is not feasible, as proposed in **Exhibit A**, and to reach mutual agreement as to the feasibility of the installation of the public access and rights of way, which is intended to service all lots formerly known as Lot 10057New, Dededo.

2. GRC License. CLTC confirms that the GRC License is still in effect and expires on May 31, 2022.

(a) On February 20, 2020, GRC appeared before the Commission and provided its formal notice of intent to request a license as previously granted but subject to

this Agreement (“Notice of Intent”) for a term of twenty-one (21) years.

(b) The Notice of Intent is provided more than sixty (60) days prior to the expiration of the current license, and is consistent with Section IV of the GRC License.

(c) On February 20, 2020, with a quorum of four (4) Commissioners, upon CLTC motion, seconded and with amendment, the CLTC unanimously approved the request for subsequent renewal of GRC license, which shall take effect on June 1, 2022, and expire on May 31, 2043.

3. Hal’s License. CLTC confirms that the Hal’s License is still in effect and expires on July 31, 2022.

(a) On February 20, 2020, Hal’s appeared before the Commission and provided its formal notice of intent request a license as previously granted but subject to this Agreement (“Notice of Intent”) for a term of twenty-one (21) years.

(b) The Notice of Intent is provided more than sixty (60) days prior to the expiration of the current license, and is consistent with Section III of the Hal’s License.

(c) On February 20, 2020, with a quorum of four (4) Commissioners, upon CLTC motion, seconded and with amendment, the CLTC unanimously approved the request for subsequent renewal of Hal’s license, which shall take effect on August 1, 2022, and expire on July 31, 2043.

4. Utility Access. The Parties agree that the New Public Access Way shall be utilized for all utilities servicing GRC’s Licensed property. The Parties acknowledge that there exists a water line on Hal’s Licensed property, which services GRC’s Licensed property. GRC agrees to the following:

(a) that no later than the completion of the New Public Access Way, GRC shall relocate at its cost, its current water line to the New Public Access Way as set forth in these sections.

(b) GRC agrees to cap the existing water line, and the existing water line will remain non-operational and underground thereby removing the possibility of damage to Hal’s Licensed property and/or to the active water system. GRC agrees that the purpose of capping the waterline from the active water system is to create an inactive pipe segment which runs from the current GRC GWA meter to Santa Monica Avenue.

(c) In furtherance of the above, GRC agrees to take the reasonable steps to confirm the following:

- (i) the GWA primary connection source from Santa Monica Ave to the GRC meter will be disconnected by GWA;
- (ii) the GRC meter and concrete meter box provided by GWA will be removed from its current location from Hal’s lot;

- (iii) the two-inch PVC plastic piping connection from the GRC meter & meter box will be capped and sealed on the exit side of the meter at the point where the PVC pipe enters underground burial and the pipe will remain buried;
- (iv) the PVC Pipe will be excavated at the entry boundary point of Hal's lot and GRC's lot (the approximate location near GRC's BBQ shelter) and will be capped, sealed and reburied.

(d) GRC further agrees that its waterline shall be relocated no later than the completion of the New Public Access Way, or within twenty-four (24) months, whichever comes first.

5. Alternative Public Access and Rights of Way. GRC agrees, with assistance from the Government of Guam, that it shall be responsible for obtaining the necessary permits, approvals, labor, and equipment required for the construction and development of the of the new 40' Wide Public Access & Utilities Rights of Way as shown on **Exhibit A** (the "New Public Access Way"), which shall be completed no later than twenty-four (24) months following the execution of this Agreement. The New Public Access Way shall be used by both GRC and Hal's.

6. Temporary Access. Pending completion of the New Public Access Way, Hal's agrees to provide GRC, its agents, representatives, employees, licensees, and/or invitees, a temporary access, for the purposes of maintenance, practices and games, to Lot 10057-NEW-5 from Santa Monica Ave via the previously existing 40' Wide Public Access & Utilities Rights of Way which is depicted on **Exhibit A** (the "Old Access Way"), until completion of the New Public Access Way, or for a period of twenty-four (24) months following the execution of this Agreement, whichever is greater. During the term of temporary access, GRC agrees to abide by the following terms and conditions:

(a) GRC shall have a license to utilize the Hal's parking lot, as shown in the **Exhibit A**, for public parking, emergency, and official vehicles during the term of construction.

(b) GRC agrees to diligently ensure that after every practice and/or game that the gate is closed to the public, and to remove all debris, trash, and/or rubbish following all GRC games and practices. Within forty-eight (48) hours of discovery of any debris, trash, and/or rubbish following any GRC games and practices, GRC agrees to provide the reasonable manpower and removal of all debris, trash, and/or rubbish. Hal's agrees that GRC will not be responsible for any debris, trash, and/or rubbish following any Hal's use, including but not limited to, games and practices.

(c) In consideration of Hal's granting a temporary license to the parking lot, GRC agrees to contribute the reasonable machinery, manpower and fill (the quantity of material necessary) to repair the Hal's parking lot areas caused by damaged from usage. GRC acknowledges that repairs during the rainy seasons can require up to three repairs during rainy season.

7. **Joint Use Parking.** Hal's and GRC agree to table for future discussion the possibility of joint parking lot use to be developed on GRC's Licensed property and Hal's Licensed property following the completion of the New Public Access Way.

8. **Force Majeure; Acts of God.** All parties agree that the Parties shall not be liable for damages for failure to finish or a delay in finishing construction and development of the New Public Access Way when such failure or delay is caused in whole or in part, by war, insurrection, civil disturbance, riots, acts of God, governmental action or inaction, repairs, improvements, alterations, strikes, lockouts, or picketing (whether legal or illegal), inability to obtain electricity, fuel, or supplies, accidents, casualties, acts caused directly or indirectly by Hal's (or Hal's agents, representatives, employees, licensees, or invitees), or any other act or cause beyond the reasonable control of GRC.

9. **Governing Law, Jurisdiction, Venue.** The validity of this Agreement and of any of its terms or provisions, as well as the rights and duties of the parties hereunder, shall be interpreted and construed pursuant to and in accordance with the laws of Guam.

10. **Integration.** This Agreement constitutes the full terms of the agreement between the parties with respect to the subject matter thereof and is intended as the full, complete and exclusive contract governing the relationship between the parties with respect thereto, superseding all other discussions, promises, representations, warranties, agreements and understandings between the parties with respect thereto.

11. **Severability.** If any provision of this Agreement should be determined to be invalid or unenforceable, then the balance of the provisions are to be interpreted and applied so as to give maximum legal effect to the agreement of the parties as originally contemplated.

12. **Assigns.** This Agreement shall bind and inure to the benefit of the respective heirs, personal representatives, successors, and assigns of the parties.

13. **Modification of Agreement.** This Agreement may be modified, amended, suspended or terminated, and any terms or conditions may be waived, but only by a written instrument executed by the parties hereto.

14. **Attorneys' Fees and Costs.** If either party retains an attorney or attorneys to enforce any of the provisions of this Agreement, or to protect its interest in any matter arising under this Agreement, or to recover damages for the breach thereof, or either party commences an action for any of the foregoing reasons or to resolve any dispute relating to this Agreement, then the prevailing party shall be entitled to recover from the other party the prevailing party's reasonable attorney's fees, costs and expenses incurred in connection with any such action.

15. **Counter-Part Signatories.** This Agreement may be signed in any number of counterparts each of which shall be deemed to be an original and all of which taken together shall constitute one and the same instrument.

IN WITNESS WHEREOF, the parties have entered into this Agreement as of the date set forth above.

GUAM RUGBY CLUB, INC.

GUAM HAL'S ANGELS FOOTBALL ASSOCIATION

By: _____
DOUGLAS PEREZ,
President

By: _____
IVAN S. SHIROMA,
President

CHAMORRO LAND TRUST COMMISSION

By: _____
G. PIKA FEJERAN,
Chairperson

**Approved by:
DEPARTMENT OF PUBLIC WORKS**

By: _____
JESSE GARCIA,
Deputy Director

CHAMORU LAND TRUST COMMISSION

AGENCY

STANDARD OPERATING PROCEDURE

The process from application to administration of an Agricultural or Residential Lease Agreement

SOP Number: 2020-001

Approval Date: 21 May 2020

Effective Date: 1 Jun 2020

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OVERVIEW

The governing authorities for this Standard Operating Procedure are: 1) P.L. 12-226, 2) P.L. 23-38, and 3) Chapter 75 of the Guam Code Annotated. The primary responsibilities of The CHamoru Land Trust Commission is to serve its eligible applicants and to manage its extensive land inventory.

By introducing equitable and systematic due-process for CHamoru Land Trust applicants, the following Operational Procedures are meant to define the standards with which due process is to be strictly observed by the staff and management of the CHamoru Land Trust Commission.

(P.L.	23-38	Sec.	1.2)
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These Standard Operating Procedures are adopted to standardize and set forth the instructional resource that outlines the procedures with respect to eligibility, application, award, and administration of a CHamoru Land Trust Residential or Agricultural Lease.

MANAGEMENT

The CHamoru Land Trust Commission has five members appointed by the Governor of Guam and confirmed by the Guam Legislature for a three-year term. (21 GCA, Ch. 75, §75102a)

The CHamoru Land Trust Commission Agency has an Administrative Director who is appointed by the Governor of Guam and confirmed by the CHamoru Land Trust Commission. (21 GCA, Ch. 75, §75102b)

The CHamoru Land Trust Commission Agency has three divisions: Administrative Services, Land Administration, and Survey.

The Administrative Services Division comprises three sections: Finance, Human Resources, and Procurement, Records Management, and Commercial Leasing.

The Land Administration Division comprises three sections: Agricultural, Residential, and Compliance.

The Survey Division is embedded in the Department of Land Management's Survey Division because CLTC Engineer Technicians must be supervised by a Licensed Professional Surveyor.

PART ONE: APPLICATION

1.1 Application Form, Required Information, and Notary Requirements (P.L. 23-38 Secs. 2.2, 2.3, 2.4)

A. Application forms may be obtained:

1. Online at the CLTC website: <http://dlim.guam.gov/chamorro-land-trust-commission/>
2. In person by visiting the CLTC office: **ITC Building, Suite 222, 590 South Marine Corps Drive Tamuning, Guam 96931**

B. Required Information for submittal

1. An applicant must select the type of application; residential and/or agricultural;
2. An applicant may apply for both types of applications;
3. An applicant must provide, an original for review and one copy for submission, the following information:
 - a. Driver's License or U.S. Passport
 - b. Birth certificate, Official certification of birth, or Legal notice of name change
 - c. Marriage Certificate (if applicable).
 - d. Home and Mailing Addresses
 - e. Home, Work, and Cell phone numbers
 - f. Evidence of home ownership (if applicable).

C. Review Checklist

- 1. A Land Agent will complete the CLTC Application Review Checklist to ensure all documents have been received before further processing.**

D. Notary Requirements (P.L. 23-38 Sec 5.1)

1. Upon completion of the **review checklist**, the following is mandated and observed:
 - a. The applicant must sign in accordance with notary requirements.
 - b. Falsification of a material fact for the purpose of making the applicant qualified on an application shall be grounds for removal of the applicant's name from the waiting list or cancellation of any lease awarded to the applicant.
 - c. The applicant may also be subject to liability for perjury.

NOTES:

(1) Payment of application fee should occur when the application is officially submitted.

(2) Definitions: Acceptance of Application refers to accepting the application form only while Official Submission of Application refers to submission of application form and qualification documents.

(3) Time Stamp and Placement of Numerical Designation will occur upon official submission of application and payment of application fee.

1.2 **Official** Submission of Application (P.L. 23-38 Sec. 5.3a)

- A. Upon completion of all necessary notary requirements, the application form will be

“Time Stamped”, dated, and **received** by a Land Agent.

B. Incomplete applications will NOT be accepted.

C. Additions, deletions, or corrections may only be made with the approval of the applicant and the Administrative Director.

D. An employee having any familial relation to an applicant within the third degree of consanguinity, shall declare such relation immediately on a declaration form and shall be barred from any and all forms of processing for said applicant due to conflict of interest.

1.3 Payment of Application Fee

A. An applicant shall pay a one-time, non-refundable processing fee of fifty dollars (\$50) within thirty (30) days of official submission of application.

B. An applicant who fails to pay the processing fee within the specified period must re-apply as a new applicant.

C. An applicant must make payment of the processing fee at the Treasurer of Guam and provide the Agency with a copy of the receipt of payment.

D. In the best interest of the applicant, the Administrative Director may defer payment of the processing fee until after the determination of qualification.

1.4 Placement of Numerical Designation (date and time) (P.L. 23-38 Sec. 5.6)

A. **“Numerical designation”** shall be assigned by the **Land Agent** when application has been given a **Time Stamp** of official submission.

1. Submission of a completed application form;

2. Notification of qualification via letter from the Administrative Director; and

3. Full payment of the application processing fee.

B. The application and all qualifying documents shall be **time stamped** and filed in the order of receipt and a case file for the applicant shall be created.

PART TWO: QUALIFICATION AND PROCESSING

2.1 Qualifying Documentation (P.L. 23-38 Sec. 5.2)

A. The Agency will accept Certificates of Live Birth (birth certificates) or Certifications of Birth (certification cards) because they are both official government documents. Certificates of Live Birth are preferred because they contain genealogical information which aid the qualifications process.

B. If a birth certification document is not on file with the Agency, the applicant must obtain a **“no-record certification”** which informs the Agency that the Guam Office of Vital Statistics does not have official birth certification records.

C. If an applicant’s present legal name differs from the name listed on his or her certification of birth document, he or she must also submit a marriage certificate, divorce decree, or other legal name change decree to account for the change.

D. An applicant may submit certification of birth documents for the following descendants for qualification purposes:

1. Natural born father or mother;

2. Natural born grandfather or grandmother;

3. Natural born great-grandfather or great-grandmother.

2.2 Determination of Qualification (P.L. 23-38 Sec. 5.3b)

A. Within thirty (30) days of submission and determination based on documents provided, the applicant will be notified of qualification through a letter from the Administrative Director.

B. An applicant who disagree with any action taken shall have thirty (30) days from receipt of written notice of such actions in which to petition the Commission for appearance before the next regular meeting of the Commission concerning the action taken on the application, at which time the Commission shall make an independent decision on the matter.

NOTES:

(1) Qualification shall occur after the Time Stamp and Numerical Designation is given.

2.3 Island-wide waiting lists and Priority list for residential applicants

A. The applicant will be added to the respective island-wide agricultural or residential waiting lists within the Agency database.

B. Residential applicants shall be issued the following priority which shall be factored into the determination of numerical designation: (P.L. 23-38 Sec. 5.7, Sec. 6.2))

1. Priority One (1) – Landless

2. Priority Two (2) – One (1) acre or less owned

3. Priority Three (3) – More than one (1) acre owned

C. An applicant will be contacted by the Agency when his or her numerical designation has been determined to be ready for lease issuance.

2.4 Information Updates, Changes, Beneficiary Designation, and Power-of-Attorney

A. An applicant will be asked to update all contact information whenever he or she visits the Agency office.

B. An applicant must notify the Agency, in writing, of any change in address or other information contained in the application within fifteen (15) calendar days of the change(s). (P.L. 23-38 Sec. 5.10)

C. An applicant may request to change their application type.

D. An applicant must make a beneficiary designation at the time of application to protect their interest. The applicant may change his or her beneficiary designation by providing the required documentation.

E. In the case of the death of an applicant, surviving relatives, in the following order, may request to be named as beneficiary to the application rights subject to the approval of the Commission: (P.L. 23-38 Sec. 5.8)

1. qualified legal spouse;

2. natural born children, then qualified stepchildren or reared children;

3. natural born parent, then natural born grandparent, then qualified step-parent;

4. natural born siblings, then qualified step-siblings;

5. natural born relatives outside the first degree of consanguinity, then qualified

relatives via marriage.

F. If, after one calendar year of death of an applicant, a beneficiary has not been named, the application shall be permanently cancelled and the applicant's name shall be removed from the respective island-wide waiting list with the approval of the Commission. (P.L. 23-38 Sec. 5.8)

G. An applicant may designate another representative via Power-of-Attorney to protect their interest and speak on his or her behalf by providing the required documentation.

PART THREE: LOT AWARD

NOTES:

(1) Management of the Waiting Lists – When an applicant has been given a Time Stamp and Numerical Designation his or her name is added to the respective Island wide Residential or Agricultural Waiting List that is located on the Agency master database. The Time Stamp and Numerical Designation is also updated on the Agency master database. The Waiting Lists have restricted access and are managed by a Land Agent Supervisor or designee only to ensure integrity.

(2) Determination of Numerical Designation – A Land Agent Supervisor will determine the next numerical designation by reviewing the master database to select the next applicant according to the Time Stamp in the order in which the application was received and provides the information to the Land Administration Division for processing.

(3) Refer back to P.L. 23-38 Contract for award priority sections 6.1 and 6.2 and identification of available property

(4) Award should be based on available property instead of applicant request

(5) Suggestion: Quarterly announcement of available properties

(6) Suggestion: Look at approved subdivision master plans for existing tracts

3.1 Notice of Numerical Designation (date and time) (P.L. 23-38 Sec. 6.4)

A. When an applicant's numerical designation has been determined to be ready for lease issuance, the applicant shall be selected to begin the lot **award** process.

B. The Agency shall utilize the current contact information in an applicant's case file to inform the applicant of **selection**. Notification may be made via email, telephone, written memorandum, or **certified mail**.

C. In the interest of other applicants on the island-wide waiting lists, the selected applicant shall be given thirty (30) calendar days to respond to the notification after which further processing shall be based on the availability of the applicant.

D. Several applicants who follow one another on the island-wide waiting lists may be selected as part of a group or cohort to begin the issuance process together.

E. At the discretion of the Administrative Director, an applicant in a group or cohort may be processed individually when he or she has met all requirements and submitted all documentation so as not to impede his or her progress in the lease issuance process.

F. Persons who presently reside and have continuously resided on CHamoru homelands prior to 12 July 1995 and who qualify under the CHamoru Land Trust Act, shall NOT be evicted from said property.

3.2 Lot Declination and Acceptance

A. Lot awards shall be based on the availability of properties within the Trust inventory and not necessarily based on applicant request.

B. An applicant who responds to the notification of numerical designation shall meet with a Land Agent to determine ~~three (3) prospective properties for inspection and to select the best lot for acceptance.~~ a prospective property within the Trust inventory for lot award.

C. Once ~~the three (3)~~ a prospective property has been determined; the applicant may decline up to two (2) ~~of those~~ prospective properties. Upon a third declination the applicant shall be placed at the end of the respective island-wide waiting list. All declinations must be signed by the applicant and notarized.

D. When the applicant has determined ~~which of the three (3) prospective property~~ to select and accept, such acceptance must be signed by the applicant and notarized.

E. A Land Agent will utilize the most recently updated Land Inventory (GIS/LIS) and any current Master Plan(s) available in the lot reservation award process.

F. Land Agents will communicate with one another on the status of potential lots to be reserved and must consider the following factors:

1. All Agricultural and Residential Parcels (Tract, Lot, Block, etc.)
2. All Agricultural and Residential Subdivisions
3. All unregistered properties (unleasable)

G. For all residential properties, applicants MUST secure qualification through the Guam Housing Corporation, U.S. Department of Veteran's Affairs, U.S. Small Business Administration, or other approved lending institution for construction of an approved residential dwelling.

H. A Land Agent shall thoroughly research and disclose to the applicant the presence or lack thereof utilities, infrastructure, and access to the prospective property.

I. A Land Agent shall keep proper information on the legal technical lot description, and land area size, ~~and Parcel Identification (PID) number~~ for each prospective property.

3.3 Notice of Intent to Award

A. Upon acceptance of a prospective lot property, the Administrative Director shall issue a Notice of Intent to Award (NOIA) letter to the applicant explaining the next steps in the lot reservation award process.

B. The NOIA will also inform the applicant of the following processes:

1. Survey Authorization
2. Utilities Authorization
3. Clearing and Grading Authorization
4. Building permit Authorization

3.4 Survey Authorization (21 GCA, Ch. 75, §75124)

A. The Administrative Director shall issue a Survey Authorization letter together with the NOIA explaining the survey process to the applicant.

B. The applicant shall have no more than two (2) 90-day survey authorizations issued to him or her after a NOIA has been given. A list of all practicing licensed professional

surveyors shall be provided to the applicant.

C. Upon expiration of a Survey Authorization letter, an applicant may request issuance of another from the Agency. Additional survey authorizations may be issued at the discretion of the Administrative Director.

D. An applicant **must first attempt to survey the prospective property themselves and after 180 days** may request government **survey** services for ~~survey~~ however if the survey is conducted by the government, the applicant will become immediately liable for all property taxes upon consummation of the lease agreement.

E. Requests for government services for survey must be approved by the Commission.

F. An applicant who fails to ~~conduct a survey contract on~~ **produce a survey map for** the prospective property shall forfeit **the lot reservation award** and shall be placed at the end of the respective island-wide waiting list. **Should the applicant be ready to resume the lot award process he or she must contact the agency.**

G. An applicant may communicate with the agency Survey Division for requirements for the processing of a survey map and status updates once proposed maps have been submitted for Agency and Department of Land Management review and approval.

H. An applicant who conducts a survey of a reserved property shall be granted a seven (7) year abatement of property taxes as a direct result.

3.5 Agriculture Course Certification Requirement

A. Prior to the issuance of an agricultural lease, applicants must enroll and complete an agricultural course/workshop sponsored by the University of Guam Cooperative Extension program.

B. Applicants may be grouped into cohorts for attendance in this mandatory course/workshop.

C. Applicants must submit an official certification from the University of Guam Cooperative Extension Program to the Agency as proof of completion.

PART FOUR: LEASE ISSUANCE

4.1 Commission Approval

A. Once a completed survey map has been recorded and submitted to the Agency, a Land Agent shall recommend and an applicant may request for lease authorization from the Commission.

B. A Land Agent will complete a staff report on the request and **once approved by the Administrative Director; it will be** placed **it** on the agenda for the next available regular meeting of the Commission for consideration. In the case of a group or cohort, a Land Agent will prepare staff reports for all applicants and **once approved by the Administrative Director; they will be** placed **them** on the agenda for consideration. (21 GCA, Ch. 75, §75107, 75108)

4.2 Beneficiary Designation

A. Prior to the consummation of any lease agreement, the applicant must make a beneficiary designation to protect his or her interest by submitting the required documentation. (21 GCA, Ch. 75, §75109)

B. An Attorney-in-Fact may only have the authority to name a benefactor on behalf of the applicant or lessee if it specifically stated on the Power-of-Attorney document.

4.3 Final Issuance

A. Once Commission approval has been granted, the Administrative Director shall be authorized to issue a lease agreement document to the applicant and conduct a lease signing to consummate the lease issuance process. In the case of a group or cohort, the Agency may hold a joint lease signing event to consummate groups of lessees.

B. Upon consummation of the lease agreement, the lessee must immediately proceed to have it recorded with the Department of Land Management Records Division and submit a copy to the Agency to be included in the lessee's case file.

4.4 Utility/Clearing and Grading Authorizations

A. A ratified lessee may request Utility Authorization or Clearing and Grading Authorization at any time.

B. The Administrative Director is authorized to issue Utility Authorization letters and Clearing and Grading Authorization letters to ratified lessees.

PART FIVE: LEASE ADMINISTRATION

5.1 Change of Beneficiary Designation and Power-of-Attorney

A. A lessee may change his or her beneficiary designation by providing the required documentation.

B. A lessee may designate another representative via CLTC Power-of-Attorney or General Power-of-Attorney to protect their interest and speak on his or her behalf by providing the required documentation.

5.2 Legal Transfer of Lease

A. A lessee must be a leaseholder for at least seven (7) years before he or she may transfer the lease to another qualified individual under the Act. (Reference: P.L. 23-38, Section 7.5)

B. A legal transfer of lease shall be for the remainder of the term of the original lease.

C. After the leasehold requirement has been fulfilled, a lessee may request for legal transfer of lease which must be approved by the Commission.

D. If an emergency exists prior to the leasehold period requirement, a lessee may request from the Commission, a legal transfer of lease subject to the emergency.

E. The following must be satisfied before any legal transfer of lease may be granted:

1. All lease payments must be paid up until the date of transfer;

2. All property taxes must be paid up until the date of transfer. If no taxes are owed, a letter from the Department of Revenue and Taxation must be submitted to the CLTC to clear any tax obligation;

3. A survey must have been conducted and a recorded survey map submitted;

4. In the case of an active loan guarantee, the transferee must make notarized acceptance of any such indebtedness;

5. In the case of any encumbrances, such as unpaid utility bills or liens, on the

property described in the lease, the transferee shall make notarized acceptance of any such encumbrances;

5.3 Beneficiary Transfer of Lease (Reference: P.L. 23-38, Section 5.8)

A. Requests for succession to application rights shall be made to the Commission in writing not later than 180 days after the death of the applicant or lessee; otherwise the application shall be cancelled and the applicant's name shall be removed from the waiting list.

B. If, after one calendar year of death of a lessee and a beneficiary has not been named, the lease shall be permanently declared null and void with the approval of the Commission.

C. Any requests for succession after the 180-day period must automatically be considered by the Commission.

D. In the case of the death of an applicant or lessee, the designated beneficiary must submit (1) the death certificate of the applicant or lessee, (2) a notarized letter of claim, and (3) a written request ~~within one hundred and eighty (180) days,~~ to transfer the application or lease to his or her name ~~which is,~~ within 180 days, subject to the approval of the Administrative Director.

E. In the case of the death of an applicant or lessee without a designated beneficiary named, surviving relatives, in the following order, must submit (1) the death certificate of the applicant or lessee, (2) a notarized letter of claim, and (3) a written request, ~~within 180 days,~~ to be named as beneficiary to the application rights ~~or lease,~~ within 180 days, ~~and to succeed the lease,~~ subject to the approval of the Commission:

1. qualified legal spouse;
2. natural born children;
3. natural born parent;
4. natural born siblings; and
5. natural born relatives outside the first degree of consanguinity

F. In the case of a request for transfer from a lessee to a beneficiary after the leasehold requirement has been fulfilled, the lessee may request for legal transfer of lease with the Agency which must be approved by the Commission.

~~G. If, after one calendar year of death of a lessee and a beneficiary has not been named, the lease shall be permanently declared null and void with the approval of the Commission.~~

5.4 Additional Considerations

A. The Commission may require ~~approval and/or submission of~~ the following:

1. A farm plan for an agricultural lease;
2. Certificate of agricultural training from the University of Guam Cooperative Extension Program or the Department of Agriculture with focus on proper farming practices and compliance;
3. A home construction plan for a residential lease;
4. Financial documentation such as tax returns, mortgages, or loans.
5. All other necessary documentation that shall be required.

B. A lessee may bring to the Commission, requests for consideration including, but not limited to, the following:

1. relocation;
2. acreage increase or decrease;
3. permission to engage in other activities such as loans for financial assistance; or
4. activities on the property other than those allowed in the lease agreement.

PART SIX: LEASE COMPLIANCE

6.1 Agricultural Lease (P.L. 23-38 Sec. 5.5, Sec. 6.5)

A. The lessee shall occupy and commence to use the lot to cultivate as his or her farm, within one (1) year after the lease is consummated. If significant progress has not been achieved in terms of agricultural compliance within two (2) years of the consummation, said lease may be brought before the Commission in a manner consistent with lease compliance procedures set forth in this document. The lessee shall request authorization from the Commission to construct any temporary structure for agricultural purposes only.

B. The lessee may not request authorization to construct an approved residential dwelling on the agricultural property until after 18 months of continuous compliance.

C. Within the first ~~ninety (90)~~ **ninety (180)** days of consummation of the lease agreement, the Agency shall conduct a compliance site inspection of the property.

D. The Agency may conduct compliance site inspections at a minimum annually thereafter or at the request of the lessee.

E. The Agency reserves the right to conduct unannounced site inspections at any time.

6.2 Residential Lease (**Reference:** P.L. 23-38 Sec. 5.4, Sec. 6.1, Sec. 6.3)

A. The lessee shall occupy and commence to use the lot as his or her home, within one (1) year after the lease is consummated, provided that there is access, infrastructure, and utilities within 100 feet of the property. If significant progress has not been achieved in the construction of an approved residential dwelling within two (2) years of the consummation, said lease may be brought before the Commission in a manner consistent with lease compliance procedures set forth in this document.

B. The following are set forth in issuing residential leases:

- 1) Lot size for a residential lot lease to be awarded shall not be less than ten thousand (10,000) square feet with public sewer connection available;
- 2) nor less than one-half (½) acre with no public sewer connection available;
- 3) in neither case shall be more than one (1) acre; or lot size for residential lot lease shall be specified by zoning, subdivision, environmental, or administrative policies; and
- 4) In no circumstance may the area exceed one (1) acre.

C. In determining if a lessee may be authorized to commence construction or occupy an existing residence, any of the following shall be sufficient proof to find compliance:

1. Approved loan or financing for the construction of a residence, or a conditional letter of intent or the equivalent;
2. Contract between the applicant and a construction company for the construction of a residential dwelling;

3. Equivalent evidence of the applicant's intent and ability to construct a residential dwelling; or
 4. Equivalent evidence of the applicant intent and ability to fulfill pre-existing requirements entered into between other parties with respect to the residential dwelling the applicant wishes to occupy.
- D. Within the first ~~one hundred and eighty (180)~~ days of consummation of the lease agreement, the Agency shall conduct a compliance site inspection of the property.
 - E. The Agency may conduct compliance site inspections at a minimum annually thereafter or at the request of the lessee.
 - F. The Agency reserves the right to conduct unannounced site inspections at any time.

6.3 Determination of Non-Compliance

- A. Non-compliance may be determined by observance of possible violation(s) during annual, routine, or unannounced site inspection by the Agency.
- B. The lessee will be verbally notified during the site visit of possible violation(s). The lessee will also be notified to begin corrective measures to ensure possible violation(s) does not occur in future site inspections.
- C. The results of said site inspection shall be forwarded to the Agency's Compliance Section for verification. The Compliance Section will conduct an independent site inspection to verify any initial findings.

6.4 Non-Compliance Process

- A. If any violation(s) has been verified by the Compliance Section during its initial inspection, a Warning Notice of Violation letter shall be sent to the lessee identifying the specific violations(s), possible corrective measures the lessee may take immediately, and a ~~ninety (90)~~ day period in which to begin corrective measures at which time a second site inspection shall be conducted by the Compliance Section.
- B. If the lessee has begun or has yet to begin corrective measures at the end of the first ~~ninety (90)~~ day period, a second Warning Notice of Violation letter shall be sent to the lessee listing any corrective measures taken and any not taken at the second site inspection, a reminder to continue or to begin corrective measures immediately until complete, and a second ~~ninety (90)~~ day period at which time a third site inspection shall be conducted by the Compliance Section.
- C. If the lessee has not completed or has yet to begin corrective measures at the end of the second ~~ninety (90)~~ day period, a third Warning Notice of Violation letter shall be sent to the lessee listing any corrective measures taken and any not taken at the third site inspection, a reminder to complete or to begin and complete the corrective measures immediately, and a third ~~ninety (90)~~ day period at which time a fourth and final site inspection shall be conducted by the Compliance Section.
- D. If, after ~~two hundred and seventy (270)~~ days in violation and the fourth and final site inspection, the lessee has failed to complete all corrective measures a notice to appear before the Commission for continued violation of lease agreement shall be issued to the lessee **via CLTC Process Server**. At this meeting the Agency will, **through staff report**, present evidence of violation and recommend punitive penalties including the possibility

of involuntary termination.

PART SEVEN: PENALTIES AND TERMINATION

7.1 Punitive Penalties

A. The Agency, with the approval of the Commission, shall be authorized to impose a fine of ~~fifty~~ **one hundred** dollars (~~\$50~~) **(\$100)** to the lessee per month while continually in violation.

B. The lessee shall be required to attend training, at their expense, with the University of Guam Cooperative Extension program, the Department of Agriculture, or the Guam Environmental Protection Agency at their expense as a result of violation.

C. In the case of agricultural leases with more than one-half acre, a recommendation for acreage reduction shall be made by the Agency subject to the approval of the Commission.

D. The lessee may be recommended for involuntary termination depending on the severity and length of violation(s).

7.2 Voluntary Termination

A. At any time during the lease agreement, the lessee may elect to voluntarily terminate his or her lease. Such request must be made by notarized ~~affidavit~~ **written request** to the Agency and approved by the Commission.

B. All documentation for such request must be submitted by the lessee without the aid of the Commission, the Agency, or any representative to ensure that the decision to terminate lay solely with the lessee.

C. In addition to, and after documentation produced by the lessee has been submitted, the Agency shall require its own notarized acknowledgement of request for termination and waiver of the Administrative Adjudication appeals process to be included as part of the termination process.

D. Lessee shall be responsible for the following, prior to termination:

1. If surveyed, the CLTC is not liable for repayment for survey services,
2. The full and complete payment of all property taxes on the lease property, and
3. The full and complete payment of any and all utility obligations under the leased property

E. The Administrative Director shall issue a Notice of Termination letter to the lessee after all documentation is verified, signed, and submitted. A copy of said letter shall be sent immediately to the Department of Revenue and Taxation as well as the Department of Land Management Records Division.

7.3 Involuntary Termination (21 GCA, Ch. 75, §75110)

A. In the case of severe and gross negligence on the part of the lessee, the Agency may recommend, subject to the approval of the Commission, involuntary termination of a lease agreement **subject to the procedures set forth in section 6.4 of this document.**

B. The Agency shall prepare the evidence of violation and present before the Commission its recommendations for consideration.

C. The Agency will be authorized to carry out the decision of the Commission within a

~~ninety~~ (90) day period from approval.

7.4 Administrative Adjudication Process (P.L. 23-38 Sec. 1a)

A. The lessee shall be afforded the opportunity of appeal through the Administrative Adjudication Law process.

B. This process shall be governed by 5 GCA Chapter 9 Article 2.

GOVERNMENT OF GUAM

FY 2021 BUDGET REQUEST

COPY

RECEIVED

2:18 p.m.
FEB 12 2020

Bureau of Budget and
Management Research



CHAMORU LAND TRUST COMMISSION


**BUREAU OF BUDGET AND MANAGEMENT RESEARCH
BUDGET DOCUMENT CHECKLIST**

Department/Agency: CHamoru Land Trust Commission Date Received by BBMR: _____
 Division/Program: CHamoru Land Trust Commission Date Reviewed: _____

Checklist for FY 2021 Budget Review

	Department/Agency		BBMR	
	Yes	No	Yes	No
General				
Is the department/agency request within the Governor's established ceiling?	X			
Is the summary consistent with detail pages?	X			
Are the required budget forms attached?				
a. Agency Budget Certification Form [BBMR ABC]	X			
b. Agency Narrative Form [BBMR AN-N1]	X			
c. Decision Package [BBMR DP-1]	X			
d. Program Budget Digest Forms [BBMR BD-1, BBMR TA-1, BBMR 96A]	X			
e. Agency Staffing Pattern Forms [BBMR SP-1]	X			
f. Federal Program Inventory Form [BBMR FP-1]	X			
g. Equipment/Capital Listing & Space Requirement Form [BBMR EL-1]	X			
I. Agency Budget Certification Form [BBMR ABC]				
1. Department/Agency certified that all amounts requested are sufficient to execute the mission, goals, and objectives and that a complete and accurate review has been made on all budget documents?	X			
II. Agency Narrative Form [BBMR AN-N1]				
1. Is the mission statement correct and consistent with the department/agency's enabling act?	X			
2. Are the goals and objectives correct and consistent with the department/agency's mission?	X			
III. Decision Package [BBMR DP-1]				
1. Is activity description correct?	X			
2. Is major objective correct?	X			
3. Are short term goals correct?	X			
4. Is workload output reflected correctly?	X			
IV. Program Budget Digest Forms [BBMR BD-1, BBMR TA-1, BBMR 96A]				
A.) BBMR BD-1				
<u>Personnel Services</u>				
1. Are figures reflected consistent with the attached staffing pattern(s)?	X			
2. Are amounts reflected in each column accurate?	X			
3. Are computations correct?	X			
<u>Operations</u>				
1. Are the amounts reflected under columns, "Governor's Request", for each object category consistent with respective schedules (Schedule A - E) as detailed in the budget digest subforms (BBMR TA-1 & BBMR 96A)?	X			
2. Are amounts reflected in each column accurate?	X			
3. Are computations correct?	X			
Utilities				
1. Are amounts reflected in each column correct?	N/A			
Indirect Cost				
1. If applicable, are indirect cost reflected in each column accurate?	N/A			
Capital Outlay				
1. Are amounts reflected under columns, "Governor's Request", consistent with schedule F as detailed in the budget digest subform, (BBMR 96A)?	N/A			
Full Time Equivalencies (FTEs)				
1. Are the number of FTEs for both "Unclassified" and "Classified" accurately reflected under each column?	X			
B.) BBMR TA-1				
1. Is the purpose/justification for travel defined?	N/A			
2. Is/Are the travel date(s) and number of travelers reflected?	N/A			
3. Is/Are the position title(s) of the traveler(s) reflected?	N/A			
4. Are all columns (Air Fare, Per Diem, Registration, and Total Cost) accurate?	N/A			
C.) BBMR 96A				
1. Are "Items" under schedules B - F listed in detail?	X			
2. Is the "Quantity" under schedules B - F reflected for respective items?	X			
3. Is the "Unit Price" and "Total Price" accurate for each item under schedules B - F?	X			
V. Agency Staffing Patterns Forms [BBMR SP-1]				
1. Are position titles correct?	X			
2. Are position numbers reflected?	X			
3. Are the salary levels consistent with the Civil Service Commission, Classification and Pay Plan?	X			
4. Are filled positions funded?	X			
5. Are vacancies reflected?	X			
6. Is funding for vacancies requested?			X	
7. Did request to fund vacancies receive Governor's approval?	N/A			
8. Are increment amounts reflected (should be no per Public Law)?	X			
9. Are rates reflected under "Benefits" correct?	X			
10. Are computations correct?	X			
VI. Federal Program Inventory Form [BBMR FP-1]				
1. Is the form complete and accurate?	N/A			
VII. Equipment/Capital Listing & Space Requirement Form [BBMR EL-1]				
1. Is the description of the equipment and/or capital item(s) detail?	X			
2. Is the "quantity" and "percentage of use" reflected?	X			
3. Are space requirements descriptive and total space reflected and accurate?	X			

DEPARTMENT:
Prepared By: Joseph B. Cruz, PCIII

Approved By: 
 Jack P. Gallego III, Agency Director
 (Signature of Dept/Agency Head)
 Date: 12 Feb 2020

BBMR ACTION

Recommendation

Approval
 Disapproval

Analyst

Date



CHamoru Land Trust Commission

(Kumision Inangokkon Tano' CHamoru)

P.O. Box 2950 Hagåtña, Guåhan 96932

Phone: 649-5263 Ext. 400 Fax: 649-5383

February 10, 2020

Memorandum

To: Lester L. Carlson Jr.
 Director, Bureau of Budget and Management Research

From: Administrative Director

Subject: Fiscal Year 2021 Budget Ceiling

Buenas yan Háfa Adai!

Per BBMR Circular 20-04, the Chamorro Land Trust Commission hereby submits the attached budget documents for FY 2021.

Should you have any questions or require additional information, please contact Mr. Joey Cruz, Program Coordinator III, at 649-5263 ext. 430.

Senseramente,

Jack E. Hattig III

Attachments

Loures A. Leon Guerrero
Governor

José F. Tenorio
Lieutenant Governor

Commission Members

G. Eika Fejeran
Chairwoman

Amanda E.G. Santos
Commissioner

Austin J. Duenas
Commissioner

Arlene P. Bordallo
Commissioner

Joseph I. Cruz
Commissioner

Jack E. Hattig III
Administrative Director

Government of Guam
Fiscal Year 2021

Agency Budget Certification

RECEIVED

2/18
FEB 12 2020

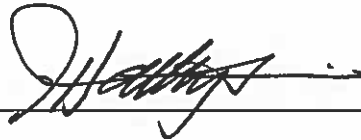
Bureau of Budget and
Management Research

Agency: CHamoru Land Trust Commission

Agency Head: Jack E. Hattig III, Administrative Director

I certify that the attached budget, submitted herewith, has been reviewed for accuracy and that all requirements by the Bureau of Budget & Management Research (BBMR) have been met. I also acknowledge that this budget document will be returned to this department if any of the **BBMR requirements** is not met and/or if there are **inaccuracies** contained therein.

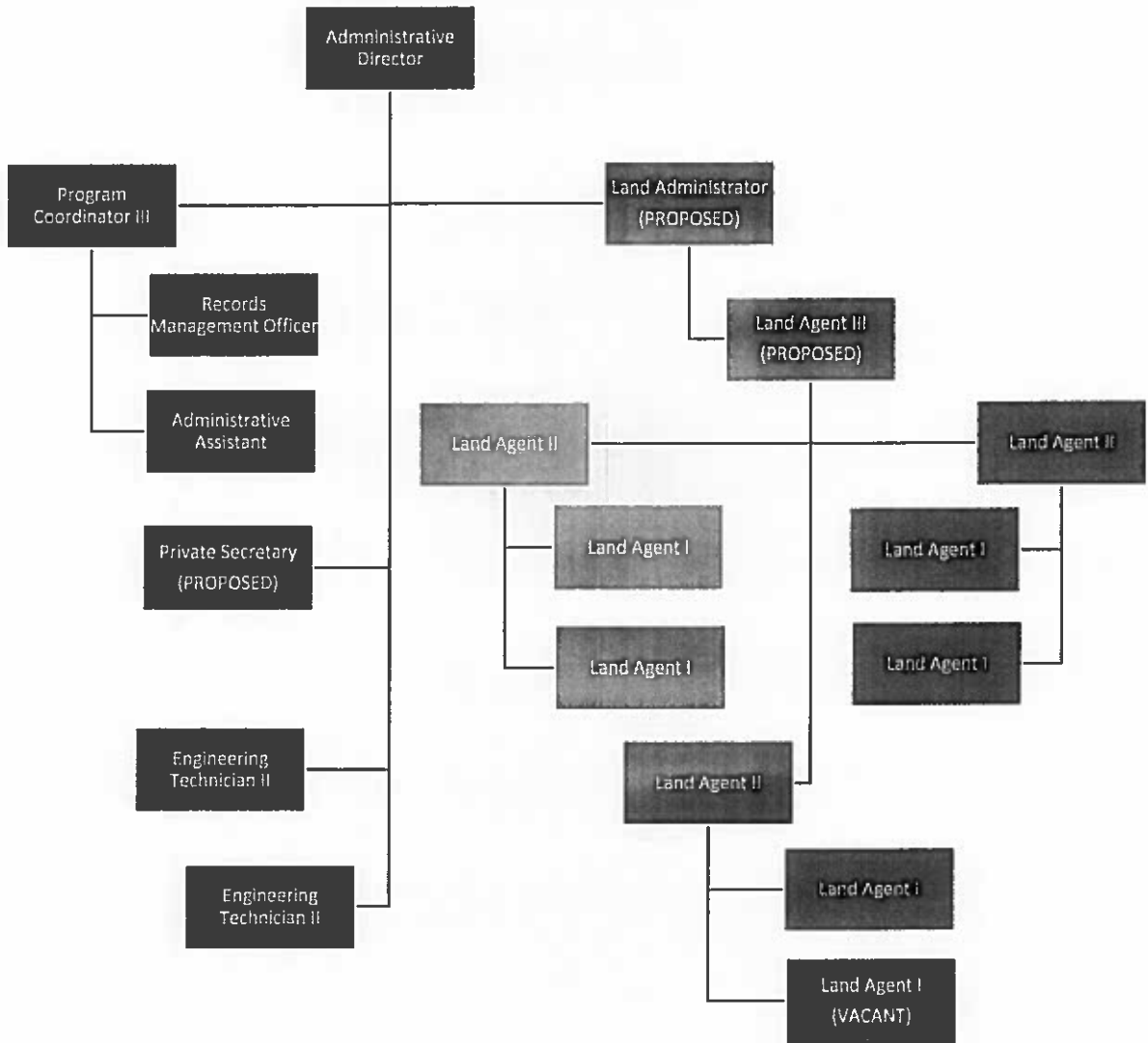
Agency Head: _____



Date: _____

12 Feb 2020

ORGANIZATIONAL CHART



**Government of Guam
Fiscal Year 2021
Department / Agency Narrative**

FUNCTION: NATURAL RESOURCES

DEPT. / AGENCY: CHAMORU LAND TRUST COMMISSION

MISSION STATEMENT:

- The mission of the CHamoru Land Trust Commission is to act exclusively in the interest of beneficiaries under the Chamorro Land Trust Act
- To hold and protect trust property for its beneficiaries
- To maintain and uphold their fiduciary responsibilities to the beneficiary of the trust
- To exercise due care and diligence in the management of Chamorro homelands

GOALS AND OBJECTIVES:

- To provide management functions, leadership and direction to the agency staff and commission that will ensure the protection and security of trust land inventories
- To carry out the legal mandates of the agency and administer the programs of each section
- To administer and manage the agency using “best-management practices”, ensuring responsible management decisions, fairness, soundness, etc.
- To institute sound land use planning practices and principles that will protect trust lands and ensure efficient and effective award and use of these valuable and tangible asset

**Decision Package
FY 2021**

Department/Agency: CHamoru Land Trust Commission Division/Section: _____

Program Title: Administration and Management

Activity Description:
 TO PROVIDE MANAGEMENT FUNCTIONS, LEADERSHIP AND DIRECTION TO THE AGENCY STAFF AND COMMISSION THAT WILL ENSURE THE PROTECTION AND SECURITY OF TRUST LAND INVENTORIES
 TO CARRY OUT THE LEGAL MANDATES OF THE AGENCY AND ADMINISTER THE PROGRAMS OF EACH SECTION
 TO ADMINISTER AND MANAGE THE AGENCY USING "BEST-MANAGEMENT PRACTICES", ENSURING RESPONSIBLE MANAGEMENT DECISIONS, FAIRNESS, SOUNDNESS, ETC
 TO IMPLEMENT SOUND LAND USE PLANNING PRACTICES AND PRINCIPLES THAT WILL PROTECT TRUST LANDS AND ENSURE EFFECTIVE USE OF THESE VALUABLE AND TANGIBLE ASSETS
 MAINTAIN DATABASE FOR ALL APPLICANTS AND LAND INFORMATION SYSTEM
 PROCESS PAYROLL, PERONNEL, PROCUREMENT, BUDGET, AND TRAINING
 PROCESS ALL FORMS, UTILITY REQUESTS, SURVEY AUTHORIZATIONS AND LEASE ISSUANCE
 MAINTAIN AND MANAGE CLTC WEBSITE
 PROVIDE CUSTOMER SERVICE TO THE PUBLIC
 DOCUMENT AND MAINTAIN BOARD MEETING MINUTES AND TAPES

Major Objective(s):
 To recruit a Adminstative Assistant, Land Agent III, Land Agent Supervisor to assist the Program Coordinator III to manage FISCAL controls, and assist with administrative duties of the CLTC: procurements, files managements, financial reviews, budget submittals, monitors lease revenues, and other related duties.
 To recruit a Data Control Clerk to maintain the database of all applicants.
 To continue to pursue adequate staffing for the Agency on an as-needed basis that will ensure efficient administration of it's programs
 To work with the Department of Administration in developing a system to monitor CLTC licensees/lessees license/lease payments by vendor numbers /vendor names
 To work with the Department of Administration and Department of Revenue & Taxation in developing a system to monitor property tax on CLTC owned parcels
 To work with other GovGuam agencies and financial institutions to monitor CLTC Licensee/Lessees established loans to mitigate foreclosure or defaults
 To administer the overall agency programs, mandates, and to exercise fiscally responsible decisions and expenditures

Short-term Goals:
 Increase staffing to meet the goals and objectives
 Increase IT capabilities to digitize records
 Research document management system for files/data management and record keeping

Workload Output			
Workload Indicator:	FY 2019 Level of Accomplishment	FY 2020 Anticipated Level	FY 2021 Projected Level
Commission Meetings	16	13	12
Utility Authorization Issued	180	250	350
Survey Authorization Issued	30	60	120
Residential Lease	4	30	60
Agriculture Lease	4	30	60
Commercial Lease	0	3	2

**Decision Package
FY 2021**

Department/Agency: CHamoru Land Trust Commission Division/Section: _____

Program Title: Land Services

Activity Description:

**PROCESS RESIDENTIAL AND AGRICULTURE APPLICATIONS
CONDUCT FIELD INSPECTIONS OF OCCUPANTS ON CLTC LANDS
CONDUCT LOT SHOWING FOR CLIENTS AWARDED A LEASE
CONDUCT INSPECTIONS OF CLTC PROPERTIES TO ENSURE COMPLIANCE
PROVIDE CUSTOMER SERVICE TO CLIENTS AND APPLICANTS
PROVIDE CASE MANAGEMENT TO CLIENTS SEEKING FINANCIAL, TECHNICAL, OR
REGULATORY INFORMATION IN DEVELOPING THEIR PROPERTIES**

Major Objective(s):

To network with regulatory agencies and departments in ensuring land use enforcement, monitoring, regulatory tasks toward protecting Trust properties
Continue working with selected GovGuam agencies and private entities in "master planning" of all Trust land inventories
Manage and update the comprehensive land inventory of all Trust lands and to categorized lands using a master matrix database that will identify all physical constraints, characteristics, physical land features, etc.
To work with Planning Division ensuring that Trust Land comply with land use laws (Land registration, surveying &
To identify all Trust lands that have "commercial potential" based on physical locations, characteristics, infrastructure availability, etc.
Augment the commercial programs, including commercial farming industry in coordination with Department of Agriculture, USDA
Research DLM document system to obtain property title, deeds, quit claims etc. for CLTC non-recorded, non-registered lands

Short-term Goals:

Continue processing applications
Continue to research land inventories to transfer to CLTC
Reconcile of inventory of land registration of CLTC lots
Develop master land use plan for CLTC lands, update lots zoning, develop zoning maps
Continue to survey and record land survey maps of Chamorro Land Trust parcels
Continue to schedule compliance inspections with guidance by Department of Agriculture

Workload Output			
Workload Indicator:	FY 2019 Level of Accomplishment	FY 2020 Anticipated Level	FY 2021 Projected Level
Completed Application Processing	65	80	95
Completed Field Inspections	400	500	600
Completed Lot Showings	150	200	300
Completed Compliance Inspections	42	50	60

**Decision Package
FY 2021**

Department/Agency: CHamoru Land Trust Commission

Division/Section: _____

Program Title Maps, Records, Library, and GIS Information

Activity Description:

RECORD MAINTENANCE, RECORDS MANAGEMENT AND ARCHIVES

DIGITIZE INFORMATION STORAGE/PROCESSING AND HARDWARE AND SOFTWARE NEEDS

MAINTAIN MAP INVENTORY AND RECORDS OF ALL NEW LOT SURVEYS

Major Objective(s):

To review and process maps in a timely, reasonable and efficient manner

To provide for the security of all maps, documents, and records of the commission

To provide for the digitization and archiving of all Commission Maps, Documents, and records

To provide for the special needs of the Commission, it's operations and staff relative to information and communication technology, computer hardware and its necessary software programs, coordinating and building with other GovGuam agencies in terms of information technology.

Short-term Goals:

To provide for the security of all Commission Maps, documents, and records

To provide for adequate space relative to all Commission maps, documents, and records

Increase IT capabilities to digitalize records

Research document management system for data management and record keeping

Continue to record of CLTC maps

Workload Output

Workload Indicator:	FY 2019 Level of Accomplishment	FY 2020 Anticipated Level	FY 2021 Projected Level
Records/Files Review	1300	1560	1870
Maps/Check Prints/Sketch Reviews	41	65	75
Maps Recorded	25	30	40
Digitize Records/Files	50	75	100

**Decision Package
FY 2021**

Department/Agency: CHamoru Land Trust Commission Division/Section: _____

Program Title Commercial

Activity Description:

**TO ADMINISTER AND MANAGE THE AGENCY USING "BEST-MANAGEMENT PRACTICES", ENSURING RESPONSIBLE MANAGEMENT DECISIONS, FAIRNESS, SOUNDNESS, ETC
TO IMPLEMENT SOUND LAND USE PLANNING PRACTICES AND PRINCIPLES THAT WILL PROTECT TRUST LANDS AND ENSURE EFFECTIVE USE OF THESE VALUABLE AND TANGIBLE ASSETS
DEVELOP AND PROCESS COMMERCIAL LICENSE REQUEST
TO DEVELOP AND IMPLEMENT IDENTIFIED COMMERCIAL PROPERTIES
PREPARE AND RECOMMEND ACTIONS CONCERNING PROPERTIES DESIGNATED FOR COMMERCIAL USE
RECONCILE COMMERCIAL ACCOUNT FINANCIAL ACTIVITIES AND FOLLOW UP ON DELINQUENT ACCOUNTS FOR COLLECTION**

Major Objective(s):

**To continue working with selected GovGuam agencies and private entities in "master planning" of all Trust land inventories.
To manage and update the comprehensive land inventory of all Trust lands and to categorized lands using a master matrix database that will identify all physical constraints, characteristics, physical land features, etc.
To identify all Trust lands that have "commercial potential" based on physical locations, characteristics, infrastructure availability, etc.
To work with the Department of Administration in developing a system to monitor CLTC licensees/lessees payments by vendor numbers
To work with the Department of Administration and Department of Revenue & Taxation in developing a system to monitor property tax on CLTC owned parcels
To recruit for an administrative aide position to assist in administrative duties, processing requests, filing of records, accounting of funds, and monitor payments**

Short-term Goals:

**Facilitate the leasing of selected CLTC properties for commercial activities.
To reconcile commercial lease/license receivables**

Workload Output

Workload Indicator:	FY 2019 Level of Accomplishment	FY 2020 Anticipated Level	FY 2021 Projected Level
Commercial account financial reviews	15	20	25
Commercial applications approved	0	3	6
Commercial applications processed	0	3	6
Field Inspections	15	20	30

Government of Guam
Fiscal Year 2021
Budget Digest

Function: General Government
 Department: CHamoru Land Trust Commission
 Program: SUMMARY
 5624A2044***** (Per OFB Request)
 5669A2044***** (Per OFB Request)
 5100A2044***** (Per OFB Request)

AS400 Account Code	Appropriation Classification	GENERAL FUND			SPECIAL FUND 1/			FEDERAL MATCH			GRAND TOTAL (ALL FUNDS)		
		FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances (A + D + G)	FY 2020 Authorized Level (B + E + H)	FY 2021 Governor's Request (C + F + I)
	PERSONNEL SERVICES												
111	Regular Salaries/Increments/Special Pay:	0	0	0	536,315	589,684	604,714	0	0	0	536,315	589,684	604,714
112	Overtime:	0	0	0	0	0	0	0	0	0	0	0	0
113	Benefits:	0	0	0	185,304	202,798	241,929	0	0	0	185,304	202,798	241,929
	TOTAL PERSONNEL SERVICES	\$0	\$0	\$0	\$721,619	\$792,482	\$846,643	\$0	\$0	\$0	\$721,619	\$792,482	\$846,643
	OPERATIONS												
220	TRAVEL- Off-Island/Local Mileage Reimburs:	0	0	0	0	0	0	0	0	0	0	0	0
					0	0	0						
230	CONTRACTUAL SERVICES:	0	0	41,054	82,694	90,848	96,266	0	0	0	82,694	90,848	137,320
					0	0	0						
233	OFFICE SPACE RENTAL:	0	0	0	124,390	124,391	124,391	0	0	0	124,390	124,391	124,391
					0	0	0						
240	SUPPLIES & MATERIALS:	0	0	3,946	5,165	15,000	5,350	0	0	0	5,165	15,000	9,296
					0	0	0						
250	EQUIPMENT:	0	0	0	17,664	0	121,250	0	0	0	17,664	0	121,250
					0	0	0						
270	WORKERS COMPENSATION:	0	0	0	0	0	0	0	0	0	0	0	0
					0	0	0						
271	DRUG TESTING:	0	0	0	40	80	80	0	0	0	40	80	80
					0	0	0						
280	SUB-RECIPIENT/SUBGRANT:	0	0	0	0	0	0	0	0	0	0	0	0
					0	0	0						
290	MISCELLANEOUS:	0	0	0	2,900	7,200	7,200	0	0	0	2,900	7,200	7,200
					0	0	0						
	TOTAL OPERATIONS	\$0	\$0	\$45,000	\$232,853	\$237,519	\$354,537	\$0	\$0	\$0	\$232,853	\$237,519	\$399,537
	UTILITIES												
361	Power:	0	0	0	0	0	0	0	0	0	0	0	0
362	Water/ Sewer:	0	0	0	0	0	0	0	0	0	0	0	0
363	Telephone/ Toll:	0	0	0	0	17,831	17,429	0	0	0	0	17,831	17,429
	TOTAL UTILITIES	\$0	\$0	\$0	\$0	\$17,831	\$17,429	\$0	\$0	\$0	\$0	\$17,831	\$17,429
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	TOTAL APPROPRIATIONS	\$0	\$0	\$45,000	\$954,472	\$1,047,832	\$1,218,609	\$0	\$0	\$0	\$954,472	\$1,047,832	\$1,263,609
	1/ Chamorro Land Trust Operations Fund												
	2/ CLTC Survey & Infrastructure Fund												
	3/ CLTC General Fund												
	FULL TIME EQUIVALENCIES (FTEs)												
	UNCLASSIFIED:	0	0	0	1	1	1	0	0	0	1	1	1
	CLASSIFIED:	0	0	0	13	13	13	0	0	0	13	13	13
	TOTAL FTEs	0.00	0.00	0.00	14.00	14.00	14.00	0.00	0.00	0.00	14.00	14.00	14.00

Function: General Government
 Department: CHamoru Land Trust Commission
 Program: CLTC Operations
 5624A204400SE201 (Par OFB Request)

Government of Guam
 Fiscal Year 2021
 Budget Digest

AS400 Account Code	Appropriation Classification	GENERAL FUND			SPECIAL FUND 1/			FEDERAL MATCH			GRAND TOTAL (ALL FUNDS)		
		FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances (A + D + G)	FY 2020 Authorized Level (B + E + H)	FY 2021 Governor's Request (C + F + I)
	PERSONNEL SERVICES												
111	Regular Salaries/Increments/Special Pay:	0	0	0	536,315	589,684	507,848	0	0	0	536,315	589,684	507,848
112	Overtime:	0	0	0	0	0	0	0	0	0	0	0	0
113	Benefits:	0	0	0	185,304	202,798	205,141	0	0	0	185,304	202,798	205,141
	TOTAL PERSONNEL SERVICES	\$0	\$0	\$0	\$721,619	\$792,482	\$712,989	\$0	\$0	\$0	\$721,619	\$792,482	\$712,989
	OPERATIONS												
220	TRAVEL- Off-Island/Local Mileage Reimburs:	0	0	0	0	0	0	0	0	0	0	0	0
230	CONTRACTUAL SERVICES:	0	0	0	82,694	90,848	43,152	0	0	0	82,694	90,848	43,152
233	OFFICE SPACE RENTAL:	0	0	0	124,390	124,391	124,391	0	0	0	124,390	124,391	124,391
240	SUPPLIES & MATERIALS:	0	0	0	5,165	15,000	0	0	0	0	5,165	15,000	0
250	EQUIPMENT:	0	0	0	17,664	0	0	0	0	0	17,664	0	0
270	WORKERS COMPENSATION:	0	0	0	0	0	0	0	0	0	0	0	0
271	DRUG TESTING:	0	0	0	40	80	80	0	0	0	40	80	80
280	SUB-RECIPIENT/SUBGRANT:	0	0	0	0	0	0	0	0	0	0	0	0
290	MISCELLANEOUS:	0	0	0	2,900	7,200	7,200	0	0	0	2,900	7,200	7,200
	TOTAL OPERATIONS	\$0	\$0	\$0	\$232,853	\$237,519	\$174,823	\$0	\$0	\$0	\$232,853	\$237,519	\$174,823
	UTILITIES												
361	Power:	0	0	0	0	0	0	0	0	0	0	0	0
362	Water/ Sewer:	0	0	0	0	0	0	0	0	0	0	0	0
363	Telephone/ Toll:	0	0	0	0	17,831	17,429	0	0	0	0	17,831	17,429
	TOTAL UTILITIES	\$0	\$0	\$0	\$0	\$17,831	\$17,429	\$0	\$0	\$0	\$0	\$17,831	\$17,429
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	TOTAL APPROPRIATIONS	\$0	\$0	\$0	\$954,472	\$1,047,832	\$905,241	\$0	\$0	\$0	\$954,472	\$1,047,832	\$905,241
	1/ Chamorro Land Trust Operations Fund												
	FULL TIME EQUIVALENCIES (FTEs)												
	UNCLASSIFIED:	0	0	0	1	1	1	0	0	0	1	1	1
	CLASSIFIED:	0	0	0	13	13	11	0	0	0	13	13	11
	TOTAL FTEs	0.00	0.00	0.00	14.00	14.00	12.00	0.00	0.00	0.00	14.00	14.00	12.00

Government of Guam
Fiscal Year 2021
Budget Digest

Function: General Government
Department: CHamoru Land Trust Commission
Program: CLTC Survey & Infrastructure Fund
5669A204400SE201 (Per OFB Request)

AS400 Account Code	Appropriation Classification	GENERAL FUND			SPECIAL FUND 1/			FEDERAL MATCH			GRAND TOTAL (ALL FUNDS)		
		FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances (A + D + G)	FY 2020 Authorized Level (B + E + H)	FY 2021 Governor's Request (C + F + I)
	PERSONNEL SERVICES												
111	Regular Salaries/Increments/Special Pay:	0	0	0	0	0	96,866	0	0	0	0	0	96,866
112	Overtime:	0	0	0	0	0	0	0	0	0	0	0	0
113	Benefits:	0	0	0	0	0	36,788	0	0	0	0	0	36,788
	TOTAL PERSONNEL SERVICES	\$0	\$0	\$0	\$0	\$0	\$133,654	\$0	\$0	\$0	\$0	\$0	\$133,654
	OPERATIONS												
220	TRAVEL- Off-Island/Local Mileage Reimburs:	0	0	0	0	0	0	0	0	0	0	0	0
230	CONTRACTUAL SERVICES:	0	0	0	0	0	53,114	0	0	0	0	0	53,114
233	OFFICE SPACE RENTAL:	0	0	0	0	0	0	0	0	0	0	0	0
240	SUPPLIES & MATERIALS:	0	0	0	0	0	5,350	0	0	0	0	0	5,350
250	EQUIPMENT:	0	0	0	0	0	121,250	0	0	0	0	0	121,250
270	WORKERS COMPENSATION:	0	0	0	0	0	0	0	0	0	0	0	0
271	DRUG TESTING:	0	0	0	0	0	0	0	0	0	0	0	0
280	SUB-RECIPIENT/SUBGRANT:	0	0	0	0	0	0	0	0	0	0	0	0
290	MISCELLANEOUS:	0	0	0	0	0	0	0	0	0	0	0	0
	TOTAL OPERATIONS	\$0	\$0	\$0	\$0	\$0	\$179,714	\$0	\$0	\$0	\$0	\$0	\$179,714
	UTILITIES												
361	Power:	0	0	0	0	0	0	0	0	0	0	0	0
362	Water/ Sewer:	0	0	0	0	0	0	0	0	0	0	0	0
363	Telephone/ Toll:	0	0	0	0	0	0	0	0	0	0	0	0
	TOTAL UTILITIES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	TOTAL APPROPRIATIONS	\$0	\$0	\$0	\$0	\$0	\$313,368	\$0	\$0	\$0	\$0	\$0	\$313,368
	2/ CLTC Survey & Infrastructure Fund												
	FULL TIME EQUIVALENCIES (FTEs)												
	UNCLASSIFIED:	0	0	0	0	0	0	0	0	0	0	0	0
	CLASSIFIED:	0	0	0	0	0	2	0	0	0	0	0	2
	TOTAL FTEs	0.00	0.00	0.00	0.00	0.00	2.00	0.00	0.00	0.00	0.00	0.00	2.00

Government of Guam
Fiscal Year 2021
Budget Digest

Function: General Government
Department: CHamoru Land Trust Commission
Program: CLTC - GENERAL FUND
5100A204400SE201 (Par OFB Request)

AS400 Account Code	Appropriation Classification	GENERAL FUND			SPECIAL FUND 1/			FEDERAL MATCH			GRAND TOTAL (ALL FUNDS)		
		FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances	FY 2020 Authorized Level	FY 2021 Governor's Request	FY 2019 Expenditures & Encumbrances (A + D + G)	FY 2020 Authorized Level (B + E + H)	FY 2021 Governor's Request (C + F + I)
	PERSONNEL SERVICES												
111	Regular Salaries/Increments/Special Pay:	0	0	0	0	0	0	0	0	0	0	0	0
112	Overtime:	0	0	0	0	0	0	0	0	0	0	0	0
113	Benefits:	0	0	0	0	0	0	0	0	0	0	0	0
	TOTAL PERSONNEL SERVICES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	OPERATIONS												
220	TRAVEL- Off-Island/Local Mileage Reimburs:	0	0	0	0	0	0	0	0	0	0	0	0
230	CONTRACTUAL SERVICES:	0	0	41,054	0	0	0	0	0	0	0	0	41,054
233	OFFICE SPACE RENTAL:	0	0	0	0	0	0	0	0	0	0	0	0
240	SUPPLIES & MATERIALS:	0	0	3,946	0	0	0	0	0	0	0	0	3,946
250	EQUIPMENT:	0	0	0	0	0	0	0	0	0	0	0	0
270	WORKERS COMPENSATION:	0	0	0	0	0	0	0	0	0	0	0	0
271	DRUG TESTING:	0	0	0	0	0	0	0	0	0	0	0	0
280	SUB-RECIPIENT/SUBGRANT:	0	0	0	0	0	0	0	0	0	0	0	0
290	MISCELLANEOUS:	0	0	0	0	0	0	0	0	0	0	0	0
	TOTAL OPERATIONS	\$0	\$0	\$45,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$45,000
	UTILITIES												
361	Power:	0	0	0	0	0	0	0	0	0	0	0	0
362	Water/ Sewer:	0	0	0	0	0	0	0	0	0	0	0	0
363	Telephone/ Toll:	0	0	0	0	0	0	0	0	0	0	0	0
	TOTAL UTILITIES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	TOTAL APPROPRIATIONS	\$0	\$0	\$45,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$45,000
	3/ CLTC Survey & Infrastructure Fund												
	FULL TIME EQUIVALENCIES (FTEs)												
	UNCLASSIFIED:	0	0	0	0	0	0	0	0	0	0	0	0
	CLASSIFIED:	0	0	0	0	0	0	0	0	0	0	0	0
	TOTAL FTEs	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Schedule A - Off-Island Travel

Department/Agency: Department of Land Management

Division: CHamoru Land Trust Commission

Program: Land, Housing and Natural Resources

CLTC Operations Fund

Purpose / Justification for Travel				
N/A				
Travel Date: _____			No. of Travelers: _____ 1/	
Position Title of Traveler(s)	Air Fare	Per diem 2/	Registration	Total Cost
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

Purpose / Justification for Travel				
N/A				
Travel Date: _____			No. of Travelers: _____ 1/	
Position Title of Traveler(s)	Air Fare	Per diem 2/	Registration	Total Cost
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

Purpose / Justification for Travel				
N/A				
Travel Date: _____			No. of Travelers: _____ 1/	
Position Title of Traveler(s)	Air Fare	Per diem 2/	Registration	Total Cost
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

1/ Provide justification for multiple travelers attending the same conference / training / etc.

2/ Rates must be consistent with Title 5 GCA, Div.2, Ch.23, §23104 and federal Joint Travel Regulations

Schedule A - Off-Island Travel

Department/Agency: Department of Land Management

Division: CHamoru Land Trust Commission

Program: Land, Housing and Natural Resources

CLTC Survey & Infrastructure Fund

Purpose / Justification for Travel				
N/A				
Travel Date: _____			No. of Travelers: _____ 1/	
Position Title of Traveler(s)	Air Fare	Per diem 2/	Registration	Total Cost
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

Purpose / Justification for Travel				
N/A				
Travel Date: _____			No. of Travelers: _____ 1/	
Position Title of Traveler(s)	Air Fare	Per diem 2/	Registration	Total Cost
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

Purpose / Justification for Travel				
N/A				
Travel Date: _____			No. of Travelers: _____ 1/	
Position Title of Traveler(s)	Air Fare	Per diem 2/	Registration	Total Cost
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

1/ Provide justification for multiple travelers attending the same conference / training / etc.

2/ Rates must be consistent with Title 5 GCA, Div.2, Ch.23, §23104 and federal Joint Travel Regulations

Schedule A - Off-Island Travel

Department/Agency: Department of Land Management

Division: CHamoru Land Trust Commission

Program: Land, Housing and Natural Resources

CLTC - GENERAL FUND

Purpose / Justification for Travel				
N/A				
Travel Date: _____			No. of Travelers: _____ 1/	
Position Title of Traveler(s)	Air Fare	Per diem 2/	Registration	Total Cost
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

Purpose / Justification for Travel				
N/A				
Travel Date: _____			No. of Travelers: _____ 1/	
Position Title of Traveler(s)	Air Fare	Per diem 2/	Registration	Total Cost
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

Purpose / Justification for Travel				
N/A				
Travel Date: _____			No. of Travelers: _____ 1/	
Position Title of Traveler(s)	Air Fare	Per diem 2/	Registration	Total Cost
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

1/ Provide justification for multiple travelers attending the same conference / training / etc.

2/ Rates must be consistent with Title 5 GCA, Div.2, Ch.23, §23104 and federal Joint Travel Regulations

Schedule B - Contractual

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
Legal Services (MOU)	0	\$0.00	\$ -	\$ 41,054.00	\$ (41,054.00)
Audit Services	1	\$28,000.00	\$ 28,000.00	\$ 27,500.00	\$ 500.00
Advertisements - Miscellaneous	0	\$3,658.00	\$ -	\$ 3,658.00	\$ (3,658.00)
Advertisements - 2x monthly meetings	1	\$2,696.00	\$ 2,696.00	\$ 6,401.00	\$ (3,705.00)
Additional Onbase Enterprise Software License	1	\$1,716.00	\$ 1,716.00	\$ 1,716.00	\$ -
Copier Services	12	\$850.00	\$ 10,200.00	\$ 10,200.00	\$ -
Vehicle Maintenance & Repairs	0	\$7,550.00	\$ -	\$ 7,550.00	\$ (7,550.00)
Property Taxes	0	\$0.00	\$ -	\$ 1,697.00	\$ (1,697.00)
QuickBooks Renewal	0	\$0.00	\$ -	\$ 6,930.00	\$ (6,930.00)
Active Directory	1	\$540.00	\$ 540.00	\$ -	\$ 540.00
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Contractual			\$ 43,152.00		

Schedule C - Supplies & Materials

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
Office Supplies	0	\$400.00	\$ -	\$ 7,800.00	\$ (7,800.00)
Fuel	0	\$400.00	\$ -	\$ 7,200.00	\$ (7,200.00)
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Supplies & Materials			\$ -		

Schedule D - Equipment

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Equipment			\$ -		

Schedule E - Miscellaneous

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
Stipends, 6 mem x \$50 x 2 mtg/mo = \$600	12	\$600.00	\$ 7,200.00	\$ 7,200.00	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Miscellaneous			\$ 7,200.00		

Schedule F - Capital Outlay

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
	0	\$0.00	\$ -	\$ -	\$ -
N/A	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Capital Outlay			\$ -		

Schedule B - Contractual

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
Surveying	1	\$41,054.00	\$ 41,054.00	\$ -	\$ 41,054.00
Advertisements - Miscellaneous	1	\$3,658.00	\$ 3,658.00	\$ -	\$ 3,658.00
Vehicle Maintenance & Repairs	1	\$4,000.00	\$ 4,000.00	\$ -	\$ 4,000.00
Land Registration	1	\$4,402.00	\$ 4,402.00	\$ -	\$ 4,402.00
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Contractual			\$ 53,114.00		

Schedule C - Supplies & Materials

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
Fuel	1	\$5,350.00	\$ 5,350.00	\$ -	\$ 5,350.00
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Supplies & Materials			\$ 5,350.00		

Schedule D - Equipment

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
Laptop	3	\$4,000.00	\$ 12,000.00	\$ -	\$ 12,000.00
Tablet with GPS	3	\$350.00	\$ 1,050.00	\$ -	\$ 1,050.00
Desk Top Computers	14	\$4,000.00	\$ 56,000.00	\$ -	\$ 56,000.00
UPS Back Battery	14	\$300.00	\$ 4,200.00	\$ -	\$ 4,200.00
Server	1	\$48,000.00	\$ 48,000.00	\$ -	\$ 48,000.00
Total Equipment			\$ 121,250.00		

Schedule E - Miscellaneous

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
	0	\$0.00	\$ -	\$ -	\$ -
N/A	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Miscellaneous			\$ -		

Schedule F - Capital Outlay

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
	0	\$0.00	\$ -	\$ -	\$ -
N/A	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Capital Outlay			\$ -		

Schedule B - Contractual

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
Legal Services (MOU)	1	\$41,054.00	\$ 41,054.00	\$ -	\$ 41,054.00
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Contractual			\$ 41,054.00		

Schedule C - Supplies & Materials

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
Office Supplies	1	\$3,946.00	\$ 3,946.00	\$ -	\$ 3,946.00
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Supplies & Materials			\$ 3,946.00		

Schedule D - Equipment

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
	0	\$0.00	\$ -	\$ -	\$ -
N/A	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Equipment			\$ -		

Schedule E - Miscellaneous

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
	0	\$0.00	\$ -	\$ -	\$ -
N/A	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Miscellaneous			\$ -		

Schedule F - Capital Outlay

Item	Quantity	Unit Price	FY 2021 Request	FY 2020 Authorized	Variance Increase/(Decrease)
	0	\$0.00	\$ -	\$ -	\$ -
N/A	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
	0	\$0.00	\$ -	\$ -	\$ -
Total Capital Outlay			\$ -		

Government of Guam
Fiscal Year 2021
Agency Staffing Pattern
(PROPOSED)

FUNCTIONAL AREA: GENERAL GOVERNMENT
DEPARTMENT/AGENCY: CHAMORU LAND TRUST COMMISSION
PROGRAM: CHAMORU LAND TRUST COMMISSION (CLTC Page 1 of 3)
FUND: CHAMORRO LAND TRUST OPERATIONS 5624A204400SE201 (per OFB Request)

Input by Department											Input by Department									
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)		(I)	(J)	(K)	(L)	(M)	(N)	(O)	(P)	(Q)	(R)	(S)	
No.	Position Number	Position Title 1/	Name of Incumbent	Grade/ Step	Salary	Overtime	Special*	Increment		(E+F+G+I) Subtotal	Benefits						Medical (Premium)	Dental (Premium)	Total Benefits (K thru Q)	(J + R) TOTAL
								Date	Aml		Retirement (J * 28.25%) 2/	Retire (DDI) (\$19.01*26PP) 3/	Social Security (6.2% * J)	Medicare (1.45% * J)	Life 4/					
1	CLTC-001	UC - Administrative Director	Hattig, Jack III	EP-10	\$76,174	0	0		N/A	\$0	\$76,174	\$21,519	\$495	\$0	\$1,105	\$187	\$7,101	\$468	\$30,875	\$107,049
2	CLTC-002	Land Agent II	Casem, Jhoana Marie V.	K-06	40,841	0	0	7/30/2021	387	41,228	\$11,647	495	0	598	187	2,817	248	15,992	57,220	
3	CLTC-003	Program Coordinator III	Cruz, Joseph B. Jr.	N-05	52,235	0	0	6/13/2021	660	52,895	\$14,943	495	0	767	187	2,817	248	19,457	72,352	
4	CLTC-030	Land Agent I	Taleu, Lyilia E.	I-05	33,182	0	0	3/1/2021	733	33,915	\$9,581	495	0	492	187	2,817	248	13,820	47,735	
5	CLTC-032	Records Management Officer	Cruz, Gary F.	J-10	42,661	0	0	3/21/2021	790	43,451	\$12,275	0	0	630	187	7,101	468	20,661	64,112	
6	CLTC-042	Land Agent I	Gumataon, John J.	I-05	33,182	0	0	2/8/2021	838	34,020	\$9,611	495	0	493	187	0	0	10,786	44,806	
7	CLTC-056	Land Agent I	Nededog, Lorraine S.	I-07	35,744	0	0	10/27/2020	1,134	36,878	\$10,418	495	0	535	187	2,817	0	14,452	51,330	
8	CLTC-066	Land Agent I	Jacson, TinaRose T.	I-03	30,803	0	0	9/24/2021	97	30,900	\$8,729	495	0	448	187	2,817	248	12,924	43,824	
9	CLTC-071	Administrative Assistant	Topasna, Teresa T.	J-09	41,349	0	0	11/30/2021		41,349	\$11,681	0	0	600	187	1,438	248	14,154	55,503	
10	CLTC-079	Land Agent II	Eay, Glenn R.	K-07	42,389	0	0	6/30/2021	448	42,837	\$12,101	495	0	621	187	4,299	281	17,984	60,821	
11	CLTC-081	Land Agent I	Dayday, Jessica S.	I-02	29,679	0	0	10/1/2020	1,124	30,803	\$8,702	495	0	447	187	7,101	468	17,400	48,203	
12	CLTC-1075	Land Agent II	Chargualaf, Eileen A.	K-07	42,389	0	0	1/31/2021	1,009	43,398	\$12,260	495	0	629	187	2,817	248	16,636	60,034	
13					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
14					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
15					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
16					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
17					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
18					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
19					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
20					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
21					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
22					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
23					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
24					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
25					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0
			Grand Total:		\$500,628	\$0	\$0			\$7,220	\$507,848	\$143,467	\$4,950	\$0	\$7,365	\$2,244	\$43,942	\$3,173	\$205,141	\$712,989

* Night Differential / Hazardous / Worker's Compensation / etc.
1/ Indicate "(LTA)" or "(Temp.)" next to Position Title (where applicable).
2/ FY 2021 (Proposed) GovGuam contribution rate of 26.28% for the Government of Guam Retirement is subject to change.
3/ FY 2021 (Proposed) GovGuam contribution rate of \$19.01 (bi-weekly) for DDI is subject to change.
4/ FY 2021 (Proposed) GovGuam contribution rate of \$187 (per annum) for Life Insurance is subject to change.

**Government of Guam
Fiscal Year 2021
Agency Staffing Pattern
(PROPOSED)**

Input by Department											
No.	(A) Position Number	(B) Position Title	(C) Name of Incumbent	(D) Holiday Pay	Special Pay Categories						(K) D+E+F+G+H+I+J Subtotal
					(E)	(F)	(G)	(H)	(I)	(J)	
					1/ Night Differential Pay 10%	2/ Hazard 10%	3/ Hazard 8%	4/ Nurse Sunday Pay 1.5	5/ Nurse Pay 1.5	6/ EMT Pay 15%	
1	CLTC-001	LC - Administrative Director	Hattig, Jack III	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2	CLTC-002	Land Agent II	Casem, Jhoana Marie V.	0	0	0	0	0	0	0	0
3	CLTC-003	Program Coordinator III	Cruz, Joseph B. Jr.	0	0	0	0	0	0	0	0
4	CLTC-030	Land Agent I	Taleu, Lydia E.	0	0	0	0	0	0	0	0
5	CLTC-032	Records Management Officer	Cruz, Gary F.	0	0	0	0	0	0	0	0
6	CLTC-042	Land Agent I	Gumataotao, John J.	0	0	0	0	0	0	0	0
7	CLTC-056	Land Agent I	Nededog, Lorraine S.	0	0	0	0	0	0	0	0
8	CLTC-066	Land Agent I	Jacson, TinaRose T.	0	0	0	0	0	0	0	0
9	CLTC-071	Administrative Assistant	Topasna, Teresa T.	0	0	0	0	0	0	0	0
10	CLTC-079	Land Agent II	Eay, Glenn R.	0	0	0	0	0	0	0	0
11	CLTC-081	Land Agent I	Dayday, Jessica S.	0	0	0	0	0	0	0	0
12	CLTC-1075	Land Agent II	Chargualaf, Eileen A.	0	0	0	0	0	0	0	0
13	0	0	0	0	0	0	0	0	0	0	0
14	0	0	0	0	0	0	0	0	0	0	0
15	0	0	0	0	0	0	0	0	0	0	0
16	0	0	0	0	0	0	0	0	0	0	0
17	0	0	0	0	0	0	0	0	0	0	0
18	0	0	0	0	0	0	0	0	0	0	0
19	0	0	0	0	0	0	0	0	0	0	0
20	0	0	0	0	0	0	0	0	0	0	0
21	0	0	0	0	0	0	0	0	0	0	0
22	0	0	0	0	0	0	0	0	0	0	0
23	0	0	0	0	0	0	0	0	0	0	0
24	0	0	0	0	0	0	0	0	0	0	0
25	0	0	0	0	0	0	0	0	0	0	0
Grand Total:				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

- 1/ 10% of reg. rate, applicable from 6pm-6am, employee must work 4 hours consecutive after 6pm for entitlement of the pay
- 2/ Applies to law enforcement personnel
- 3/ Applies to solid waste employees
- 4/ 1 1/2 of reg. rate of pay from 12am Friday to 12 midnight Sunday
- 5/ 1 1/2 of reg. rate of pay on daily work exceeding 8 hours
- 6/ Applicable only to GFD ambulatory service personnel. 15% of reg. rate of pay

Government of Guam
Fiscal Year 2021
Agency Staffing Pattern
(PROPOSED)

[BBMR SP-1]

FUNCTIONAL AREA: GENERAL GOVERNMENT
DEPARTMENT/AGENCY: CHAMORU LAND TRUST COMMISSION
PROGRAM: CHAMORU LAND TRUST COMMISSION (CLTC Page 2 of 3)
FUND: CHAMORRO LAND TRUST OPERATIONS 5624A204400SE201 (per OFB Request)

Input by Department											Input by Department									
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)		(I)	(J)	(K)	(L)	(M)	(N)	(O)	(P)	(Q)	(R)	(S)	
No.	Position Number	Position Title 1/	Name of Incumbent	Grade/ Step	Salary	Overtime	Special*	Increment		(E+F+G+I) Subtotal	Benefits					Medical (Premium)	Dental (Premium)	Total Benefits (K thru Q)	(J + R) TOTAL	
								Date	Amt.		Retirement (J * 28.25%) 2/	Retire (DDI) (\$19.01*26PP) 3/	Social Security (6.2% * J)	Medicare (1.45% * J)	Life 4/					
1	CLTC-048	Survey Worker	VACANT 1/25/03	E-1	\$0	\$0	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
2	CLTC-030	Land Agent I	VACANT 8/1/16 (Casem, J.)	I-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
3	CLTC-046	Planner IV	VACANT 6/9/10 (Lujan, K.)	O-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
4	CLTC-050	Word Processing Secretary II	VACANT 5/31/16 (Topasna, T.)	H-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
5	CLTC-060	Planner II	VACANT 9/10/16 (Baker, J.)	M-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
6	CLTC-067	Land Agent I	VACANT	I-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
7	CLTC-068	Engineering Aide I	VACANT	J-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
8	CLTC-072	Land Agent III	VACANT	M-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
9	CLTC-073	Land Agent Supervisor	VACANT	N-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
10	CLTC-076	Agricultural Management Technician I	VACANT	E-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
11	CLTC-077	Agricultural Management Specialist I	VACANT	J-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
12	CLTC-078	Planner III in lieu of Planner IV	VACANT	M-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
13	CLTC-4335	LTA - Clerk II	VACANT 4/7/17 (Magaling, J.)	D-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0	
14					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
15					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
16					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
17					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
18					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
19					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
20					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
21					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
22					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
23					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
24					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
25					0	0	0		0	0	0	0	0	0	0	0	0	0	0	
Grand Total:					\$0	\$0	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	

* Night Differential / Hazardous / Worker's Compensation / etc.
1/ Indicate "(LTA)" or "(Temp.)" next to Position Title (where applicable).
2/ FY 2021 (Proposed) GovGuam contribution rate of 26.28% for the Government of Guam Retirement is subject to change.
3/ FY 2021 (Proposed) GovGuam contribution rate of \$19.01 (bi-weekly) for DDI is subject to change.
4/ FY 2021 (Proposed) GovGuam contribution rate of \$187 (per annum) for Life Insurance is subject to change.

**Government of Guam
Fiscal Year 2021
Agency Staffing Pattern
(PROPOSED)**

Input by Department											
Special Pay Categories											
No.	(A) Position Number	(B) Position Title	(C) Name of Incumbent	(D) Holiday Pay	(E)	(F)	(G)	(H)	(I)	(J)	(K) Subtotal
					1/ Night Differential Pay 10%	2/ Hazard 10%	3/ Hazard 8%	4/ Nurse Sunday Pay 1.5	5/ Nurse Pay 1.5	6/ EMT Pay 15%	
1	CLTC-048	Survey Worker	VACANT 1/25/03	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2	CLTC-030	Land Agent I	VACANT 8/1/16 (Casem, J.)	0	0	0	0	0	0	0	0
3	CLTC-046	Planner IV	VACANT 6/9/10 (Lujan, K.)	0	0	0	0	0	0	0	0
4	CLTC-050	Word Processing Secretary II	VACANT 5/31/16 (Topasna, T.)	0	0	0	0	0	0	0	0
5	CLTC-060	Planner II	VACANT 9/10/16 (Baker, J.)	0	0	0	0	0	0	0	0
6	CLTC-067	Land Agent I	VACANT	0	0	0	0	0	0	0	0
7	CLTC-068	Engineering Aide I	VACANT	0	0	0	0	0	0	0	0
8	CLTC-072	Land Agent III	VACANT	0	0	0	0	0	0	0	0
9	CLTC-073	Land Agent Supervisor	VACANT	0	0	0	0	0	0	0	0
10	CLTC-076	Agricultural Management Technician I	VACANT	0	0	0	0	0	0	0	0
11	CLTC-077	Agricultural Management Specialist I	VACANT	0	0	0	0	0	0	0	0
12	CLTC-078	Planner III in lieu of Planner IV	VACANT	0	0	0	0	0	0	0	0
13	CLTC-4335	LTA - Clerk II	VACANT 4/7/17 (Magaling, J.)	0	0	0	0	0	0	0	0
14	0	0	0	0	0	0	0	0	0	0	0
15	0	0	0	0	0	0	0	0	0	0	0
16	0	0	0	0	0	0	0	0	0	0	0
17	0	0	0	0	0	0	0	0	0	0	0
18	0	0	0	0	0	0	0	0	0	0	0
19	0	0	0	0	0	0	0	0	0	0	0
20	0	0	0	0	0	0	0	0	0	0	0
21	0	0	0	0	0	0	0	0	0	0	0
22	0	0	0	0	0	0	0	0	0	0	0
23	0	0	0	0	0	0	0	0	0	0	0
24	0	0	0	0	0	0	0	0	0	0	0
25	0	0	0	0	0	0	0	0	0	0	0
Grand Total:				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

- 1/ 10% of reg. rate, applicable from 6pm-6am, employee must work 4 hours consecutive after 6pm for entitlement of the pay
- 2/ Applies to law enforcement personnel
- 3/ Applies to solid waste employees
- 4/ 1 1/2 of reg. rate of pay from 12am Friday to 12 midnight Sunday
- 5/ 1 1/2 of reg. rate of pay on daily work exceeding 8 hours
- 6/ Applicable only to GFD ambulatory service personnel. 15% of reg. rate of pay

Government of Guam
Fiscal Year 2021
Agency Staffing Pattern
(PROPOSED)

FUNCTIONAL AREA: GENERAL GOVERNMENT
DEPARTMENT/AGENCY: CHAMORU LAND TRUST COMMISSION
PROGRAM: CHAMORU LAND TRUST COMMISSION (CLTC Page 3 of 3)
FUND: CHAMORRO LAND TRUST SURVEY & INFRASTRUCTURE 5669A204400SE201 (per OFB Request)

Input by Department											Input by Department								
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)		(I)	(J)	(K)	(L)	(M)	(N)	(O)	(P)	(Q)	(R)	(S)
No.	Position Number	Position Title 1/	Name of Incumbent	Grade/ Step	Salary	Overtime	Special*	Increment		(E+F+G+I) Subtotal	Retirement (J * 28.25%) 2/	Retire (DDI) (\$19.01*26PP) 3/	Social Security (6.2% * J)	Medicare (1.45% * J)	Life 4/	Medical (Premium)	Dental (Premium)	Total Benefits (K thru Q)	(J + R) TOTAL
								Date	Amt.										
1	CLTC-069	Engineering Technician II (TDP)	Castro, Pierce J.	J-16	51,455	0	0	8/16/2022	\$0	\$51,455	\$14,536	\$0	\$0	\$746	\$187	\$2,817	\$248	\$18,534	\$69,989
2	CLTC-074	Engineering Technician II (TDP)	Javier, Melvin O.	J-12	45,411	0	0	8/16/2022	0	45,411	12,829	0	0	658	187	4,299	281	18,254	63,665
3									0	0	0	0	0	0	0	0	0	0	0
4									0	0	0	0	0	0	0	0	0	0	0
5									0	0	0	0	0	0	0	0	0	0	0
6									0	0	0	0	0	0	0	0	0	0	0
7									0	0	0	0	0	0	0	0	0	0	0
8									0	0	0	0	0	0	0	0	0	0	0
9									0	0	0	0	0	0	0	0	0	0	0
10									0	0	0	0	0	0	0	0	0	0	0
11									0	0	0	0	0	0	0	0	0	0	0
12									0	0	0	0	0	0	0	0	0	0	0
13									0	0	0	0	0	0	0	0	0	0	0
14									0	0	0	0	0	0	0	0	0	0	0
15									0	0	0	0	0	0	0	0	0	0	0
16					0	0	0		0	0	0	0	0	0	0	0	0	0	0
17					0	0	0		0	0	0	0	0	0	0	0	0	0	0
18					0	0	0		0	0	0	0	0	0	0	0	0	0	0
19					0	0	0		0	0	0	0	0	0	0	0	0	0	0
20					0	0	0		0	0	0	0	0	0	0	0	0	0	0
21					0	0	0		0	0	0	0	0	0	0	0	0	0	0
22					0	0	0		0	0	0	0	0	0	0	0	0	0	0
23					0	0	0		0	0	0	0	0	0	0	0	0	0	0
24					0	0	0		0	0	0	0	0	0	0	0	0	0	0
25					0	0	0		0	0	0	0	0	0	0	0	0	0	0
Grand Total:				---	\$96,866	\$0	\$0	---	\$0	\$96,866	\$27,365	\$0	\$0	\$1,404	\$374	\$7,116	\$529	\$36,788	\$133,654

* Night Differential / Hazardous / Worker's Compensation / etc.
1/ Indicate "(LTA)" or "(Temp.)" next to Position Title (where applicable).
2/ FY 2021 (Proposed) GovGuam contribution rate of 26.28% for the Government of Guam Retirement is subject to change.
3/ FY 2021 (Proposed) GovGuam contribution rate of \$19.01 (bi-weekly) for DDI is subject to change.
4/ FY 2021 (Proposed) GovGuam contribution rate of \$187 (per annum) for Life Insurance is subject to change.

**Government of Guam
Fiscal Year 2021
Agency Staffing Pattern
(PROPOSED)**

Input by Department											
Special Pay Categories											
(A) No.	(B) Position Number	(C) Position Title	(D) Name of Incumbent	(E) Holiday Pay	(F) Special Pay Categories						(K) D+E+F+G+H+I+J Subtotal
					1/ Night Differential Pay 10%	2/ Hazard 10%	3/ Hazard 8%	4/ Nurse Sunday Pay 1.5	5/ Nurse Pay 1.5	6/ EMT Pay 15%	
1	CLTC-069	Engineering Technician II (TDP)	Castro, Pierce J.	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2	CLTC-074	Engineering Technician II (TDP)	Javier, Melvin O.	0	0	0	0	0	0	0	0
3	0	0	0	0	0	0	0	0	0	0	0
4	0	0	0	0	0	0	0	0	0	0	0
5	0	0	0	0	0	0	0	0	0	0	0
6	0	0	0	0	0	0	0	0	0	0	0
7	0	0	0	0	0	0	0	0	0	0	0
8	0	0	0	0	0	0	0	0	0	0	0
9	0	0	0	0	0	0	0	0	0	0	0
10	0	0	0	0	0	0	0	0	0	0	0
11	0	0	0	0	0	0	0	0	0	0	0
12	0	0	0	0	0	0	0	0	0	0	0
13	0	0	0	0	0	0	0	0	0	0	0
14	0	0	0	0	0	0	0	0	0	0	0
15	0	0	0	0	0	0	0	0	0	0	0
16	0	0	0	0	0	0	0	0	0	0	0
17	0	0	0	0	0	0	0	0	0	0	0
18	0	0	0	0	0	0	0	0	0	0	0
19	0	0	0	0	0	0	0	0	0	0	0
20	0	0	0	0	0	0	0	0	0	0	0
21	0	0	0	0	0	0	0	0	0	0	0
22	0	0	0	0	0	0	0	0	0	0	0
23	0	0	0	0	0	0	0	0	0	0	0
24	0	0	0	0	0	0	0	0	0	0	0
25	0	0	0	0	0	0	0	0	0	0	0
Grand Total:				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

- 1/ 10% of reg. rate, applicable from 6pm-6am, employee must work 4 hours consecutive after 6pm for entitlement of the pay
- 2/ Applies to law enforcement personnel
- 3/ Applies to solid waste employees
- 4/ 1 1/2 of reg. rate of pay from 12am Friday to 12 midnight Sunday
- 5/ 1 1/2 of reg. rate of pay on daily work exceeding 8 hours
- 6/ Applicable only to GFD ambulatory service personnel. 15% of reg. rate of pay

Government of Guam
Fiscal Year 2020
Agency Staffing Pattern
(CURRENT)

[BBMR SP-1]

FUNCTIONAL AREA: GENERAL GOVERNMENT
DEPARTMENT/AGENCY: CHAMORU LAND TRUST COMMISSION
PROGRAM: SUMMARY
FUND: CHAMORRO LAND TRUST OPERATIONS FUND

Input by Department										Input by Department									
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)		(I)	(J)	(K)	(L)	(M)	(N)	(O)	(P)	(Q)	(R)	(S)
No.	Position Number	Position Title	Name of Incumbent	Grade/ Step	Salary	Overtime	Special*	Increment		(E+F+G+I) Subtotal	Benefits					Medical (Premium)	Dental (Premium)	Total Benefits (K thru Q)	(J + R) TOTAL
								Date	Amt.		Retirement (J * 26.28%)	Retire (DDI) (\$19.01*26PP)	Social Security (6.2% * J)	Medicare (1.45% * J)	Life I/				
1	----	Chamorro Land Trust Fund	----	----															
2	----	CLTC - Funded	----	----	584,749	0	0	----	4,935	589,684	154,970	4,950	0	8,552	2,618	53,860	3,421	228,371	818,055
3	----	CLTC - Unfunded	----	----	0	0	0	----	0	0	0	0	0	0	0	0	0	0	0
4	----	CLTC - LTA Positions per P.L. 32-181	----	----	31,076	0	0	----	0	31,076	8,167	495	0	451	187	7,101	468	16,869	47,945
5	----		----	----															
6	----		----	----															
7	----		----	----															
8	----		----	----															
9	----		----	----															
10	----		----	----															
11	----		----	----															
12	----		----	----															
13	----		----	----															
14	----		----	----															
15	----		----	----															
16	----		----	----															
17	----		----	----															
18	----		----	----															
19	----		----	----															
20	----		----	----															
			Grand Total:		\$615,825	\$0	\$0		\$4,935	\$620,760	\$163,137	\$5,445	\$0	\$9,003	\$2,805	\$60,961	\$3,889	\$245,240	\$866,000

* Night Differential / Hazardous / Worker's Compensation / etc.
I/ FY 2020 GovGuam contribution for Life Insurance is \$187 per annum

Government of Guam
Fiscal Year 2020
Agency Staffing Pattern
(CURRENT)

FUNCTIONAL AREA: GENERAL GOVERNMENT
DEPARTMENT/AGENCY: CHAMORU LAND TRUST COMMISSION
PROGRAM: CHAMORU LAND TRUST COMMISSION (CLTC Page 1 of 3)
FUND: CHAMORRO LAND TRUST OPERATIONS 5624A204400SE201 (per OFB Request)

Input by Department										Input by Department											
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)		(I)	(J)	(K)	(L)	(M)	(N)			(O)	(P)	(Q)	(R)	(S)
No.	Position Number	Position Title 1/	Name of Incumbent	Grade / Step	Salary	Overtime	Special*	Increment		(E+F+G+I) Subtotal	Retirement (J * 26.28%)	Retire (DDI) (\$19.01*26PP)	Social Security (6.2% * J)	Medicare (1.45% * J)	Life 2/	Benefits		Total Benefits (K thru Q)	(J + R) TOTAL		
								Date	Amt.							Medical (Premium)	Dental (Premium)				
1	CLTC-001	UC - Administrative Director	Hattig, Jack III	EP-10	\$76,174	0	0	N/A	\$0	76,174	20,019	\$495	0	1,105	\$187	\$7,101	\$468	29,375	105,549		
2	CLTC-002	Land Agent II	Casem, Jhoana Marie V.	K-05	39,350	0	0	7/30/2020	373	39,723	10,439	495	0	576	187	2,817	248	14,762	54,485		
3	CLTC-003	Program Coordinator III	Cruz, Joseph B. Jr.	N-04	50,328	0	0	6/13/2020	636	50,964	13,393	495	0	739	187	2,817	248	17,879	68,843		
4	CLTC-030	Land Agent I	Taleu, Lydia E.	I-04	31,970	0	0	3/1/2020	707	32,677	8,588	495	0	474	187	2,817	248	12,809	45,486		
5	CLTC-032	Records Management Officer	Cruz, Gary F.	J-10	42,661	0	0	3/21/2021	0	42,661	11,211	0	0	619	187	7,101	468	19,586	62,247		
6	CLTC-042	Land Agent I	Gumataotao, John J.	I-04	31,970	0	0	2/8/2020	808	32,778	8,614	495	0	475	187	0	0	9,771	42,549		
7	CLTC-056	Land Agent I	Nededog, Lorraine S.	I-07	35,744	0	0	10/27/2020	0	35,744	9,394	495	0	518	187	2,817	0	13,411	49,155		
8	CLTC-066	Land Agent I	Jocson, TinaRose T.	I-02	29,679	0	0	9/24/2020	94	29,773	7,824	495	0	432	187	2,817	248	12,083	41,776		
9	CLTC-069	Engineering Technician II (TDP)	Castro, Pierce J.	J-15	49,872	0	0	8/16/2020	264	50,136	13,176	0	0	727	187	2,817	248	17,155	67,291		
10	CLTC-071	Administrative Assistant	Topasna, Teresa T.	J-08	40,077	0	0	5/30/2020	530	40,607	10,672	0	0	589	187	1,438	248	13,134	53,741		
11	CLTC-074	Engineering Technician II (TDP)	Javier, Melvin O.	J-11	44,015	0	0	8/16/2020	233	44,248	11,628	0	0	642	187	4,299	281	17,037	61,285		
12	CLTC-079	Land Agent II	Eay, Glenn R.	K-06	40,841	0	0	12/30/2019	1,290	42,131	11,072	495	0	611	187	7,101	468	19,934	62,065		
13	CLTC-081	Land Agent I	Dayday, Jessica S.	I-02	29,679	0	0	10/1/2020	0	29,679	7,800	495	0	430	187	7,101	0	16,013	45,692		
14	CLTC-1075	Land Agent II	Chargualaf, Eileen A.	K-07	42,389	0	0	1/31/2021	0	42,389	11,140	495	0	615	187	2,817	248	15,502	57,891		
15					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
16					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
17					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
18					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
19					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
20					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
21					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
22					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
23					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
24					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
25					0	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
			Grand Total:		\$584,749	\$0	\$0		\$4,935	\$589,684	\$154,970	\$4,950	\$0	\$8,552	\$2,618	\$53,860	\$3,421	\$228,371	\$818,055		

* Night Differential / Hazardous / Worker's Compensation / etc.
1/ Indicate "(LTA)" or "(Temp.)" next to Position Title (where applicable)
2/ FY 2020 GovGuam contribution for Life Insurance is \$187 per annum

Government of Guam
 Fiscal Year 2020
 Agency Staffing Pattern
 (CURRENT)

Special Pay Categories											
No.	(A) Position Number	(B) Position Title	(C) Name of Incumbent	(D) Holiday Pay	(E)	(F)	(G)	(H)	(I)	(J)	(K) D+E+F+G+H+I+J Subtotal
					1/ Night Differential Pay 10%	2/ Hazard 10%	3/ Hazard 8%	4/ Nurse Sunday Pay 1.5	5/ Nurse Pay 1.5	6/ EMT Pay 15%	
1	CLTC-001	UC - Administrative Director	Hattig, Jack III	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2	CLTC-002	Land Agent II	Casem, Jhoana Marie V.	0	0	0	0	0	0	0	0
3	CLTC-003	Program Coordinator III	Cruz, Joseph B. Jr.	0	0	0	0	0	0	0	0
4	CLTC-030	Land Agent I	Taleu, Lydia E.	0	0	0	0	0	0	0	0
5	CLTC-032	Records Management Officer	Cruz, Gary F.	0	0	0	0	0	0	0	0
6	CLTC-042	Land Agent I	Gumataotao, John J.	0	0	0	0	0	0	0	0
7	CLTC-056	Land Agent I	Nededog, Lorraine S.	0	0	0	0	0	0	0	0
8	CLTC-066	Land Agent I	Jocson, TinaRose T.	0	0	0	0	0	0	0	0
9	CLTC-069	Engineering Technician II (TDP)	Castro, Pierce J.	0	0	0	0	0	0	0	0
10	CLTC-071	Administrative Assistant	Topasna, Teresa T.	0	0	0	0	0	0	0	0
11	CLTC-074	Engineering Technician II (TDP)	Javier, Melvin O.	0	0	0	0	0	0	0	0
12	CLTC-079	Land Agent II	Eay, Glenn R.	0	0	0	0	0	0	0	0
13	CLTC-081	Land Agent I	Dayday, Jessica S.	0	0	0	0	0	0	0	0
14	CLTC-1075	Land Agent II	Chargualaf, Eileen A.	0	0	0	0	0	0	0	0
15	0	0	0	0	0	0	0	0	0	0	0
16	0	0	0	0	0	0	0	0	0	0	0
17	0	0	0	0	0	0	0	0	0	0	0
18	0	0	0	0	0	0	0	0	0	0	0
19	CLTC-1075	Land Agent II	Chargualaf, Eileen A.	0	0	0	0	0	0	0	0
20	0	0	0	0	0	0	0	0	0	0	0
21	0	0	0	0	0	0	0	0	0	0	0
22	0	0	0	0	0	0	0	0	0	0	0
23	0	0	0	0	0	0	0	0	0	0	0
24	0	0	0	0	0	0	0	0	0	0	0
25	0	0	0	0	0	0	0	0	0	0	0
Grand Total:				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

- 1/ 10% of reg. rate, applicable from 6pm-6am, employee must work 4 hours consecutive after 6pm for entitlement of the pay
- 2/ Applies to law enforcement personnel
- 3/ Applies to solid waste employees
- 4/ 1 1/2 of reg. rate of pay from 12am Friday to 12 midnight Sunday
- 5/ 1 1/2 of reg. rate of pay on daily work exceeding 8 hours
- 6/ Applicable only to GFD ambulatory service personnel. 15% of reg. rate of pay

Government of Guam
 Fiscal Year 2020
 Agency Staffing Pattern
 (CURRENT)

FUNCTIONAL AREA: GENERAL GOVERNMENT
 DEPARTMENT/AGENCY: CHAMORU LAND TRUST COMMISSION
 PROGRAM: CHAMORU LAND TRUST COMMISSION (CLTC Page 2 of 3)
 FUND: CHAMORRO LAND TRUST OPERATIONS 5624A204400SE201 (per OFB Request)

Input by Department										Input by Department									
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)		(I)	(J)	(K)	(L)	(M)	(N)	(O)	(P)	(Q)	(R)	(S)
No.	Position Number	Position Title 1/	Name of Incumbent	Grade / Step	Salary	Overtime	Special*	Increment		(E+F+G+I) Subtotal	Benefits					Medical (Premium)	Dental (Premium)	Total Benefits (K thru Q)	(J + R) TOTAL
								Date	AmL		Retirement (J * 26.28%)	Retire (DDI) (\$19.01*26PP)	Social Security (6.2% * J)	Medicare (1.45% * J)	Life 2/				
1	CLTC-048	Survey Worker	VACANT 1/25/03	E-1	\$0	\$0	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2	CLTC-030	Land Agent I	VACANT 8/1/16 (Casem, J.)	I-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
3	CLTC-046	Planner IV	VACANT 6/9/10 (Lujan, K.)	O-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
4	CLTC-050	Word Processing Secretary II	VACANT 5/31/16 (Topasna, T.)	H-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
5	CLTC-060	Planner II	VACANT 9/10/16 (Baker, J.)	M-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
6	CLTC-067	Land Agent I	VACANT	I-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
7	CLTC-068	Engineering Aide I	VACANT	J-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
8	CLTC-072	Land Agent III	VACANT	M-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
9	CLTC-073	Land Agent Supervisor	VACANT	N-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
10	CLTC-076	Agricultural Management Technician I	VACANT	E-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
11	CLTC-077	Agricultural Management Specialist I	VACANT	J-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
12	CLTC-078	Planner III in lieu of Planner IV	VACANT	M-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
13	CLTC-4335	LTA - Clerk II	VACANT 4/7/17 (Magaling, J.)	D-1	0	0	0		0	0	0	0	0	0	0	0	0	0	0
14					0	0	0		0	0	0	0	0	0	0	0	0	0	0
15					0	0	0		0	0	0	0	0	0	0	0	0	0	0
16					0	0	0		0	0	0	0	0	0	0	0	0	0	0
17					0	0	0		0	0	0	0	0	0	0	0	0	0	0
18					0	0	0		0	0	0	0	0	0	0	0	0	0	0
19					0	0	0		0	0	0	0	0	0	0	0	0	0	0
20					0	0	0		0	0	0	0	0	0	0	0	0	0	0
21					0	0	0		0	0	0	0	0	0	0	0	0	0	0
22					0	0	0		0	0	0	0	0	0	0	0	0	0	0
23					0	0	0		0	0	0	0	0	0	0	0	0	0	0
24					0	0	0		0	0	0	0	0	0	0	0	0	0	0
25					0	0	0		0	0	0	0	0	0	0	0	0	0	0
		Grand Total:			\$0	\$0	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

* Night Differential / Hazardous / Worker's Compensation / etc.
 1/ Indicate "(LTA)" or "(Temp.)" next to Position Title (where applicable)
 2/ FY 2020 GovGuam contribution for Life Insurance is \$187 per annum

Government of Guam
Fiscal Year 2020
Agency Staffing Pattern
(CURRENT)

Input by Department											
Special Pay Categories											
No.	(A) Position Number	(B) Position Title	(C) Name of Incumbent	(D) Holiday Pay	(E)-(J)						(K) D+E+F+G+H+I+J Subtotal
					1/ Night Differential Pay 10%	2/ Hazard 10%	3/ Hazard 8%	4/ Nurse Sunday Pay 1.5	5/ Nurse Pay 1.5	6/ EMT Pay 15%	
1	CLTC-048	Survey Worker	VACANT 1/25/03	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2	CLTC-030	Land Agent I	VACANT 8/1/16 (Casem, J.)	0	0	0	0	0	0	0	0
3	CLTC-046	Planner IV	VACANT 6/9/10 (Lujan, K.)	0	0	0	0	0	0	0	0
4	CLTC-050	Word Processing Secretary II	VACANT 5/31/16 (Topasna, T.)	0	0	0	0	0	0	0	0
5	CLTC-060	Planner II	VACANT 9/10/16 (Baker, J.)	0	0	0	0	0	0	0	0
6	CLTC-067	Land Agent I	VACANT	0	0	0	0	0	0	0	0
7	CLTC-068	Engineering Aide I	VACANT	0	0	0	0	0	0	0	0
8	CLTC-072	Land Agent III	VACANT	0	0	0	0	0	0	0	0
9	CLTC-073	Land Agent Supervisor	VACANT	0	0	0	0	0	0	0	0
10	CLTC-076	Agricultural Management Technician I	VACANT	0	0	0	0	0	0	0	0
11	CLTC-077	Agricultural Management Specialist I	VACANT	0	0	0	0	0	0	0	0
12	CLTC-078	Planner III in lieu of Planner IV	VACANT	0	0	0	0	0	0	0	0
13	CLTC-4335	LTA - Clerk II	VACANT 4/7/17 (Magaling, J.)	0	0	0	0	0	0	0	0
14	0	0	0	0	0	0	0	0	0	0	0
15	0	0	0	0	0	0	0	0	0	0	0
16	0	0	0	0	0	0	0	0	0	0	0
17	0	0	0	0	0	0	0	0	0	0	0
18	0	0	0	0	0	0	0	0	0	0	0
19	0	0	0	0	0	0	0	0	0	0	0
20	0	0	0	0	0	0	0	0	0	0	0
21	0	0	0	0	0	0	0	0	0	0	0
22	0	0	0	0	0	0	0	0	0	0	0
23	0	0	0	0	0	0	0	0	0	0	0
24	0	0	0	0	0	0	0	0	0	0	0
25	0	0	0	0	0	0	0	0	0	0	0
Grand Total:				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

- 1/ 10% of reg. rate, applicable from 6pm-6am, employee must work 4 hours consecutive after 6pm for entitlement of the pay
- 2/ Applies to law enforcement personnel
- 3/ Applies to solid waste employees
- 4/ 1 1/2 of reg. rate of pay from 12am Friday to 12 midnight Sunday
- 5/ 1 1/2 of reg. rate of pay on daily work exceeding 8 hours
- 6/ Applicable only to GFD ambulatory service personnel. 15% of reg. rate of pay

Government of Guam
Fiscal Year 2020
Agency Staffing Pattern
(CURRENT)

[BBMR SP-1]

FUNCTIONAL AREA: GENERAL GOVERNMENT
DEPARTMENT/AGENCY: CHAMORU LAND TRUST COMMISSION
PROGRAM: CLTC LIMITED TERM APPOINTMENTS PER P.L. 32-181 (CLTC Page 3 of 3)
FUND: CHAMORRO LAND TRUST OPERATIONS 5624C152960SE203 (per OFB Request)

Input by Department										Input by Department									
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)		(I)	(J)	(K)	(L)	(M)	(N)	(O)	(P)	(Q)	(R)	(S)
No.	Position Number	Position Title 1/	Name of Incumbent	Grade / Step	Salary	Overtime	Special*	Increment		(E+F+G+I) Subtotal	Benefits					Medical (Premium)	Dental (Premium)	Total Benefits (K thru Q)	(J + R) TOTAL
								Date	Amt.		Retirement (J * 26.28%)	Retire (DDI) (\$19.01*26PP)	Social Security (6.2% * J)	Medicare (1.45% * J)	Life 2/				
1	CLTC-080	Land Agent I (LTA)	VACANT 9/24/18 (Mafnas, D.)	I-01	\$31,076	\$0	\$0	N/A	\$0	\$31,076	\$8,167	\$495	\$0	\$451	\$187	\$7,101	\$468	\$16,869	\$47,945
2	CLTC-082	Engineering Technician II (TDP)	VACANT 3/14/18 (Adonay, L.)	J-01	0	0	0		0	0	0	0	0	0	0	0	0	0	0
3	CLTC-083	Engineering Technician II (TDP)	VACANT	J-01	0	0	0		0	0	0	0	0	0	0	0	0	0	0
4	CLTC-084	Surveyor Supervisor	VACANT	O-01	0	0	0		0	0	0	0	0	0	0	0	0	0	0
5	CLTC-085	Surveyor (Registered)	VACANT	N-01	0	0	0		0	0	0	0	0	0	0	0	0	0	0
6					0	0	0		0	0	0	0	0	0	0	0	0	0	0
7					0	0	0		0	0	0	0	0	0	0	0	0	0	0
8					0	0	0		0	0	0	0	0	0	0	0	0	0	0
9					0	0	0		0	0	0	0	0	0	0	0	0	0	0
10					0	0	0		0	0	0	0	0	0	0	0	0	0	0
11					0	0	0		0	0	0	0	0	0	0	0	0	0	0
12					0	0	0		0	0	0	0	0	0	0	0	0	0	0
13					0	0	0		0	0	0	0	0	0	0	0	0	0	0
14					0	0	0		0	0	0	0	0	0	0	0	0	0	0
15					0	0	0		0	0	0	0	0	0	0	0	0	0	0
16					0	0	0		0	0	0	0	0	0	0	0	0	0	0
17					0	0	0		0	0	0	0	0	0	0	0	0	0	0
18					0	0	0		0	0	0	0	0	0	0	0	0	0	0
19					0	0	0		0	0	0	0	0	0	0	0	0	0	0
20					0	0	0		0	0	0	0	0	0	0	0	0	0	0
21					0	0	0		0	0	0	0	0	0	0	0	0	0	0
22					0	0	0		0	0	0	0	0	0	0	0	0	0	0
23					0	0	0		0	0	0	0	0	0	0	0	0	0	0
24					0	0	0		0	0	0	0	0	0	0	0	0	0	0
25					0	0	0		0	0	0	0	0	0	0	0	0	0	0
Grand Total:					\$31,076	\$0	\$0		\$0	\$31,076	\$8,167	\$495	\$0	\$451	\$187	\$7,101	\$468	\$16,869	\$47,945

* Night Differential / Hazardous / Worker's Compensation / etc.
1/ Indicate "(LTA)" or "(Temp.)" next to Position Title (where applicable)
2/ FY 2020 GovGuam contribution for Life Insurance is \$187 per annum

Government of Guam
 Fiscal Year 2020
 Agency Staffing Pattern
 (CURRENT)

Input by Department											
No.	(A) Position Number	(B) Position Title	(C) Name of Incumbent	(D) Holiday Pay	Special Pay Categories						(K) Subtotal
					(E)	(F)	(G)	(H)	(I)	(J)	
					1/ Night Differential Pay 10%	2/ Hazard 10%	3/ Hazard 8%	4/ Nurse Sunday Pay 1.5	5/ Nurse Pay 1.5	6/ EMT Pay 15%	
1	CLTC-080	Land Agent I (LTA)	VACANT 9/24/18 (Mafnas, D.)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2	CLTC-082	Engineering Technician II (TDP)	VACANT 3/14/18 (Adonay, L.)	0	0	0	0	0	0	0	0
3	CLTC-083	Engineering Technician II (TDP)	VACANT	0	0	0	0	0	0	0	0
4	CLTC-084	Surveyor Supervisor	VACANT	0	0	0	0	0	0	0	0
5	CLTC-085	Surveyor (Registered)	VACANT	0	0	0	0	0	0	0	0
6	0	0	0	0	0	0	0	0	0	0	0
7	0	0	0	0	0	0	0	0	0	0	0
8	0	0	0	0	0	0	0	0	0	0	0
9	0	0	0	0	0	0	0	0	0	0	0
10	0	0	0	0	0	0	0	0	0	0	0
11	0	0	0	0	0	0	0	0	0	0	0
12	0	0	0	0	0	0	0	0	0	0	0
13	0	0	0	0	0	0	0	0	0	0	0
14	0	0	0	0	0	0	0	0	0	0	0
15	0	0	0	0	0	0	0	0	0	0	0
16	0	0	0	0	0	0	0	0	0	0	0
17	0	0	0	0	0	0	0	0	0	0	0
18	0	0	0	0	0	0	0	0	0	0	0
19	0	0	0	0	0	0	0	0	0	0	0
20	0	0	0	0	0	0	0	0	0	0	0
21	0	0	0	0	0	0	0	0	0	0	0
22	0	0	0	0	0	0	0	0	0	0	0
23	0	0	0	0	0	0	0	0	0	0	0
24	0	0	0	0	0	0	0	0	0	0	0
25	0	0	0	0	0	0	0	0	0	0	0
Grand Total:				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

- 1/ 10% of reg. rate, applicable from 6pm-6am, employee must work 4 hours consecutive after 6pm for entitlement of the pay
- 2/ Applies to law enforcement personnel
- 3/ Applies to solid waste employees
- 4/ 1 1/2 of reg. rate of pay from 12am Friday to 12 midnight Sunday
- 5/ 1 1/2 of reg. rate of pay on daily work exceeding 8 hours
- 6/ Applicable only to GFD ambulatory service personnel. 15% of reg. rate of pay

**Government of Guam
Federal Program Inventory
FY 2020 (Current) / FY 2021 (Estimated) Funding**

[BBMR FP-1]

FUNCTION: CHamoru Land Trust Commission
DEPARTMENT/AGENCY: CHamoru Land Trust Commission
PROGRAM: Land, Housing, and Natural Resources

Federal Grantor Agency / Federal Project Title	A	B	C	D	E	F	G	H	I
	Assisting Listing No. / Enabling Authority	Grant Award Number	Match Ratio Federal / Local:	FY 2020	FY 2021				
				Received / Projected	Estimated Funding	Local Matching Funds	Federal Matching Funds	100% Federal Grants	Grant Period
N/A									

Function : NATURAL RESOURCES
 Department/Agency: CHamoru Land Trust Commission
 Program: CHamoru Land Trust Commission

EQUIPMENT/CAPITAL LISTING:			
Description	Quantity	Percentage of Use	Comments
FY 2021			
Dell, Monitor	27	100%	
Dell, CPU	14	100%	
Dell, Keyboard	14	100%	
Dell, Mouse	14	100%	
APC UPS	14	100%	
IBM Typewriter	1	100%	
Scanner (Table Top)	1	100%	DLM Property
Metal File Cabinet (4 Drawers)	52	100%	
Metal File Cabinet (2 Drawers)	4	100%	
Wooden File Cabinet (2 Drawers)	2	100%	1 DLM Property
Metal Table w/ 2 Drawers	2	100%	1 DLM Property
6ft Plastic Table	1	100%	1 DLM Property
Metal Cabinet (2 Door)	4	100%	
Map Cabinet 5 drawers - Safco	2	100%	
Map Cabinet 5 drawers - Kokuyo	1	100%	
Digital Still Camera	1	100%	
Digital Camcorder	1	100%	
Book Shelves		100%	
Office Desk (L Shape)	3	100%	1 L- Shape Desk DLM Property
Office Desk (Metal)	5	100%	1 GALC Property
Office Desk (Wooden)	5	100%	1 DLM Property
Yealink Telephone Unit	12	100%	DLM Property
High Back Office Chairs w/wheels	18	100%	
Chair (Wooden)	6	100%	
Couch	1	100%	
HP MP3220 Digital Projector	1	100%	
Water Cooler/Dispensor	1	100%	

SPACE REQUIREMENT (for Personnel and Equipment/Capital)	Program Space (Sq. Ft.):		Total Program Space Occupied (Sq. Ft.):	
		4,411.00		
Description	Square Feet	Percent of Total Program	Comments	
CLTC Personnel and Filing Area	4,411.00	100%	Rental	

Bureau of Budget Management Research
 Prior Year Obligations for FY 2020
 and Prior FYs

BBMR PYO-1

CHamoru Land Trust Commission - CLTC Operations Fund

A Transaction/ Obligation Date	B Transaction Type	C Vendor	D General Fund (\$)	E Special Fund (\$)	F Federal Fund (\$)	G Reasons for Nonsubmittal or Nonpayment
9/28/2019	Salary (111)	Lydia E. Taleu		\$22,461.20		Liability related to the successful appeal with CSC. Request to process payment in FY2019 was not approved. Liability related to the successful appeal with CSC. Request to process payment in FY2019 was not approved.
9/28/2019	Benefits (113)	Lydia E. Taleu		\$7,852.96		
Total			\$0.00	\$30,314.16	\$0.00	

Note:

Column A: Completion date of transaction or event prior to October 1, 2020.

Column B: Transaction Type such as personnel action, contracts, etc.

Column C: Vendor or Party owed

Column D, E, & F: Identify funding source and dollar amount inclusive of associated penalties or fees; if more than one transaction, need to total all transactions.

Column G: Note item of concern.

LICENSE AGREEMENT

This License Agreement (“Agreement”) is made this ___ day of _____, 2020, by and between the Chamorro Land Trust (“Licensor”) and TeleGuam Holdings, LLC dba GTA (“Licensee”). Licensor and Licensee may hereafter be referred to individually as a “Party” or collectively as the “Parties.”

WHEREAS, [left blank for Licensor insertions]

WHEREAS, [left blank for Licensor insertions]

WHEREAS, [left blank for Licensor insertions]

....

WHEREAS, Licensee has been a provider of telecommunications services in Guam for over sixty years serving residential, business, and local and federal government customers in Guam; and

WHEREAS, Licensee is the Incumbent Local Exchange Carrier and Carrier of Last Resort for Guam with unique local and federal obligations to provide telecommunications within Guam; and

WHEREAS, Licensee plays a critical role in providing international telecommunications connectivity, including access to the internet; and

WHEREAS, Licensee previously executed a submerged land license agreement with the Chamorro Land Trust Commission in Piti as a member of the South East Asia – US Cable System Consortium (the “Consortium”), has built and implemented a state of the art, high capacity fiber-optic submarine cable system connecting Guam, Philippines, Indonesia, Hawaii and USA to support critical communications requirements; and

WHEREAS, GTA seeks to bring in and provide additional submarine cable capacity of telecommunications connectivity between Guam and the world, which will result in improved telecommunications efficiency for the island and residents and businesses; and

WHEREAS, this additional submarine cable capacity located in Alupang, Tamuning and Agat will provide additional physical redundancy, which is critical to ensure that telecommunications remain viable during natural catastrophes and other emergency conditions; and

WHEREAS, Licensee, as applicant landing party for Guam, has determined that the most efficient area to land the submarine cable is through the Alupang channel and Agat channels and reef flats in Alupang, Guam and Agat, Guam, in order to reach Licensee’s terrestrial facilities in these villages; and

WHEREAS, Licensee is currently seeking Department of the Army permits for work in waters of the U.S. and is providing its Guam Coastal Management Program Consistency Certification application in accordance with the Coastal Zone Management Act; and

WHEREAS, Licensee is seeking to negotiate an agreement with prospective private landowners in Alupang for landing and seeks to land in Agat at its current facility; and

WHEREAS, Licensee seeks the necessary approval and authorization of Licensor for use of the Alupang and Agat reef flats and channels described herein.

NOW THEREFORE, in consideration of the mutual promises and covenants herein, the Parties agree as follows:

1. GRANT OF LICENSE; DESCRIPTION OF PROPERTY

Licensor hereby grants to Licensee, effective as of the date of this Agreement, a license to occupy and use, subject to all the terms and conditions of this Agreement, for the purpose of constructing, installing and maintaining conduits and the landing of undersea cables, the following described real property:

A 10 feet wide by 2400 feet section of the Alupang Reef Flat and channel, as depicted on that certain map/drawing [insert description of map/drawing], a copy of which is marked Exhibit "A" attached hereto and made a part hereof (the "Licensed Property").

A 10 feet wide by 1400 feet section of the Agat reef flat and channel, depicted on that certain map/drawing [insert description of map/drawing], a copy of which is marked Exhibit "B" attached hereto and made a part of (the "Licensed Property")

Licensee's conduits shall be buried. The general public shall have the continuing right to use the reef flat and to enter on or cross any portion of the Licensed Property for fishing and other recreational purposes and Licensor reserves the right to itself and to the agents and representatives of the Government of Guam, to enter on and cross any portion of the Licensed Property for the purpose of performing any public or official duties; provided, however, that in the exercise of such rights, Licensor and the general public shall not unreasonably interfere with Licensee's use and enjoyment of the rights granted by this Agreement.

2. LIMITATION TO DESCRIBED PURPOSE

The Licensed Property may be occupied and used solely for the activities proposed by Licensee and for incidental purposes related to the landing of undersea cables. In no event shall Licensee conduct any activity on the Licensed Property without obtaining all requisite authorizations and permits from the appropriate Guam and federal government agencies or authorities. Licensee shall comply with all requirements imposed under all such authorizations and permits and, more generally, shall comply with all applicable Guam and federal government laws, rules and regulations relating to its activities on the Licensed Premises.

3. TERM

The term of this Agreement shall be for a period of twenty (20) years, commencing _____, 2020 (the "Commencement Date") and ending at midnight on _____, 2040 (the "Termination Date") unless it is terminated or extended pursuant to the terms herein.

4. RENEWAL

Not less than ninety (90) days prior to the Termination Date, Licensee may provide written notice to Licensor to enter negotiations to renew this Agreement. The Parties shall consider renewal of the Agreement in good faith.

5. COMPENSATION

a. For Alupang, the Licensee shall pay to Licensor an annual license fee of Fifteen Thousand Dollars (\$15,000.00) per year. The annual license fee shall be payable on or before _____ of each year, except that Licensee shall pay the fee for the year 2020 upon securing final regulatory clearances and approvals upon execution of this Agreement.

b. The license fee shall be subject to an escalation rate of 8% on each fifth (5th) year anniversary of the Commencement date as follows:

Year 1-5	\$15,000.00 per year
Year 6-10	\$16,200 per year
Year 11-15	\$17,496 per year
Year 16-20	\$18,895.68 per year

c. For Agat, the Licensee shall pay to Licensor an annual license fee of Ten Thousand Dollars (\$10,000) per year. The annual license fee shall be payable on or before _____ of each year, except that Licensee shall pay the fee for the year 2020 upon securing final regulatory clearances and approvals upon execution of this Agreement.

d. The license fee shall be subject to an escalation rate of 8% on each fifth (5th) year anniversary of the Commencement date as follows:

Year 1-5	\$10,000.00 per year
Year 6-10	\$10,800.00 per year
Year 11-15	\$11,664.00
Year 11-20	\$12,597.12

6. TERMINATION

This Agreement may be terminated by Licensor for cause upon written notice to Licensee. For purposes of this Agreement, cause shall mean the non-compliance with any of the terms of this Agreement, the Chamorro Land Trust Act or any adjudicated regulations of Licensor, which non-compliance continues unabated for ninety (90) days after such written notice. Upon termination or expiration of this Agreement, unless extended pursuant to the terms herein, this Agreement shall become null and void, except that Licensor may enforce any and all obligations of Licensee arising out of acts or omissions occurring prior to such termination or expiration.

7. TAXES AND FEES

Any and all taxes, fees and assessments, to include taxes on improvements to the Licensed Property and assessments of payments in lieu of real property taxes, as provided pursuant to Section 9 of Public Law 24-168, levied upon the Licensed Property shall be borne and paid by Licensee.

8. NO INTEREST IN REAL PROPERTY

Licensee expressly acknowledges and agrees that it does not and shall not claim at any time any interest or estate of any kind or extent whatsoever in the Licensed Property by virtue of the rights granted under this Agreement or its occupancy or use granted herein.

9. ASSIGNMENT OF RIGHTS

The rights of Licensee under this Agreement are personal to Licensee and may not be transferred or assigned to any other person, firm, corporation or other entity; provided, however, that Licensee may, without Licensor's consent, lease or transfer conduit or duct space to third parties landing undersea cables, and provided, further, that Licensee may, without Licensor's consent, assign its rights to any person acquiring all of Licensee's assets in Guam on condition that the assignee assumes all of Licensee's obligations under this Agreement.

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10. INDEMNIFICATION OF LICENSOR

In consideration of the privilege granted by this Agreement, Licensee shall not claim any costs, claims or damages from Licensor in connection with or on account of any injury or damage arising in or on the Licensed Property regardless of the fault or negligence of Licensor, while the Licensed Property is being used by Licensee, or Licensee's directors, officers, employees or lessees. Licensee shall indemnify Licensor from and against any and all costs, losses, claims or damages of any kind or nature arising out of or in connection with Licensee's use of the Licensed Property.

11. NO WARRANTY

Licensor does not warrant or represent that the Licensed Property is suitable for the purposes for which it is permitted to be used by Licensee, nor that Licensee is specifically

entitled to the issuance of any permits necessary to carry out any activity on the Licensed Property.

12. ENTIRE AGREEMENT

This Agreement shall constitute the entire agreement between Licensor and Licensee and any prior understanding or representation of any kind preceding the date of this Agreement shall not be binding upon either party except to the extent incorporated in this Agreement.

13. MODIFICATION OF AGREEMENT

Any modification of this Agreement or additional obligation shall be binding only if evidenced in writing signed by each party or an authorized representative of each party.

14. GOVERNING LAW

This Agreement shall be governed by, construed and enforced in accordance with 21 GCA, Chapter 75 and the laws of Guam generally.

15. NO WAIVER

The failure of either party to this Agreement to insist upon the performance of any of the terms and conditions of this Agreement, or the waiver of any breach of any of the terms and conditions of this Agreement, shall not be construed as thereafter waiving any such term or condition, but the same shall continue and remain in full force and effect as if no such forbearance or waiver had occurred.

16. BINDING EFFECT

This Agreement shall bind and inure to the benefit of the successors of the parties.

17. NOTICES

Any notice provided for or concerning this Agreement shall be in writing and shall be deemed sufficiently given when sent by certified or registered mail or hand-delivered to the respective address of each Party as set forth below:

Licensor _____

Licensee Teleguam Holdings, LLC

624 N. Marine Corps Dr.
Tamuning, Guam 96913

18. REMOVAL OF IMPROVEMENTS UPON TERMINATION

Upon the termination or expiration of this Agreement, Licensee shall, at Licensee's sole expense, remove any improvements constructed or erected on the Licensed Property. Notwithstanding the foregoing, Licensee shall have the right to abandon in place any buried conduit.

19. INDEMNIFICATION OF CHAMORRO LAND TRUST COMMISSION

Notwithstanding anything to the contrary in this Agreement and irrespective of any insurance carried by Licensee for the benefit of Licensor, Licensee agrees to hold Licensor harmless from any claim or demand by third persons for loss, damage or injury, including claims for property damage, personal injury or wrongful death occurring in, on or about the Licensed Property, including any sidewalks and parking areas adjacent thereto, or occasioned by any nuisance made or suffered on the Licensed Property, or by any fire thereon, or growing out of, or caused by any failure on the part of Licensee to maintain the Licensed Property in a safe condition and will reimburse Licensor for its reasonable costs and attorney's fees in connection with the defense of any such claim.

20. PUBLIC LIABILITY AND PROPERTY DAMAGE INSURANCE

Licensee will procure, at its own cost and expense, and keep in force during the term of this Agreement for the mutual benefit of Licensor and Licensee, a policy of comprehensive liability insurance in such form and with such insurance company as Licensor shall approve, with minimum limits of not less than \$300,000 for injury or death to one person and not less than \$100,000 for any one occurrence, and a policy in the sum of \$100,000 insuring against the claims of third persons for property damage. A copy of such policies shall be provided to Licensor at Licensor's request. 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 with first giving Licensor and Licensee thirty (30) days prior written notice of such change or cancellation.

21. PRE-EXISTING CONDITIONS AND RELEASE OF LIABILITY

Licensor and Licensee recognize and acknowledge there may be known or unknown pre-existing conditions on the Licensed Property and agree to hold each other harmless from any liability arising out of such conditions.

IN WITNESS WHEREOF, Licensor and Licensee have executed this Agreement on the dates below stated.

Alupang Channel
Alupang Bulkhead

30

Boon Drive

Franklin St

Gov Carlos C. Camacho Rd

Paradise St

Paradise St

Paradise St

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Google Earth

2004

Doc. No. 35GL-20-1843

Imagery Date: 1/3/2018

13°29'08.62" N 144°46'19.29" E elev 1 ft eye at 3433 ft

Agat Bulkhead

2

Rte 2

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Google Earth

2002

Doc. No. 35GII-20-1843

Imagery Date: 12/19/2017

13°23'21.78" N 144°39'32.34" E elev -3 ft eye alt 1569 ft

Proposed plan for leasing the former Land for the Landless lots

NARRATIVE:

The Commission has directed the Agency to provide a comprehensive plan for the leasing of the former Land for the Landless properties within the CLTC inventory. The process shall be fair and transparent; addressing the requests of all applicants while balancing the available properties within the Trust's inventory. Applicants shall be contacted and informed that their date and time has been met and that they shall be assigned, by lottery, a lot from the former Land for the Landless properties transferred to the Trust.

FACTORS:

- 1) Land for the Landless lots are as follows:
 - a. 10 lots at the FEMA Emergency Housing Project in Dededo
 - b. 93 lots at the Ija Subdivision in Inarajan
 - c. 33 lots at the Pigua Subdivision in Merizo
 - d. 10 lots at a subdivision in Talofoto
 - e. 16 lots at a subdivision in Umatac
- 2) Most lots have infrastructure and road access
- 3) All lots have access to power and water
- 4) All lots have been surveyed
- 5) All lots are subject to a retracement survey to identify corners and markers

STRATEGY –

Identifying and informing applicants on the Waiting List:

- 1) The CLTC Database manager will provide a list of applicants starting in Dec 1995 in the numerical order they were assigned as prescribed in P.L. 23-38 Section 5.6a.
- 2) Each applicant shall be assigned at random a lot within the Land for the Landless inventory of the Trust. Applicants who already own property shall be considered after those who do not as prescribed in P.L. 23-38 Section 5.7.
- 3) Each applicant shall be duly informed, through a Notice of Intent to Award (NOIA), that their date and time has been met and a property shall be assigned to them by lottery.

Lottery:

- 1) All lots within the former Land for the Landless properties shall be entered into a blind draw
- 2) Each applicant, based on numerical designation, shall draw a property by lot, block, and tract number
- 3) Once a lot, block, and tract has been identified, each applicant shall make an appointment to see a Land Agent to discuss the lot award as prescribed in P.L. 23-38 Section 5.6b.

Lot Award:

During the discussion of a lot award, an assigned Land Agent shall:

- 1) Show the applicant the property via computer image,

- 2) Inform the applicant of all responsibilities with regard to the survey retracement of the property and coordinate for its completion,
- 3) Inform the applicant of the right of municipal decline and coordinate all follow-on actions if necessary, and
- 4) Follow all procedures set forth in the SOP with regard to Lot Award.

Note: An applicant will be given five (5) working days to accept or decline a lot award. The property selected will be placed back into the blind draw.

Municipal decline:

An applicant may exercise a municipal decline at the beginning of the process when they are identified and notified or during Lot Award.

Should an applicant exercise a municipal decline, it is the recommendation of the Agency that:

- 1) The applicant be placed at their original position on the Waiting List to coordinate with the Agency for another available property that is NOT within the Land for the Landless inventory and
- 2) Such a decline represents the first official decline as prescribed in P.L. 23-38 Section 5.6c.

Agency Review:

Should the applicant accept the lot award, the assigned Land Agent shall:

- 1) Prepare a staff report and work to place it on the next available CLTC meeting agenda for Commission consideration,
- 2) Work with the applicant to prepare them for presentation to the Commission,
- 3) Present the staff report before the Commission, and
- 4) Follow all procedures set forth in the SOP with regard to Lease Issuance

Commission Approval:

Should the applicant be approved by the Commission for a lease, the assigned Land Agent shall:

- 1) Coordinate the consummation of the lease with all parties
- 2) Coordinate all inquiries on approved lending for home construction for residential leases,
- 3) Coordinate all inquiries on approved cultivation for agricultural leases, and
- 4) Follow all procedures set forth in the SOP with regard to Lease Administration

TIMELINE –

It is difficult to place a definitive timeline on this process however, once the procedure has been approved by the Commission the process may begin as soon as the Agency office is officially opened and completely functional. To begin the process without this will be next to impossible. Much of what is required entails the use of computer workstations, the ability to meet in person with applicants, and the ability to coordinate with other government agency and entities. The Agency will work to streamline the process by keeping weekly progress updates to the Administrative Director on the status of all cases.

The process is further impacted by the applicant's ability to complete the survey retracement prior to Commission review. This action is necessary to prevent past mistakes where applicants occupy and cannot account for the proper meets and bounds when attempting to build or farm as well as to ensure that the applicant is truly ready and capable of moving on in the process.



Office of the Attorney General of Guam

590 S. Marine Corps Drive, Suite 901, Tamuning, GU 96913

◆ Phone: 671.475.3324 Ext 5015 ◆ Fax: 671.477.4703 ◆ Email: law@guamag.org

May 13, 2020

TO: Board of the Chamorro Land Trust Commission and its Executive Director

FROM: Assistant Attorney General Nicolas E. Toft

RE: Executive Session

Håfa Adai.

Pursuant to 5 G.C.A. §8111(c), I recommend that the Chamorro Land Trust Commission enter into an executive session to discuss the federal litigation involving the Commission.

Sincerely,

A handwritten signature in black ink, appearing to read "Nicolas E. Toft", is written over a printed name.

NICOLAS E. TOFT
Assistant Attorney General