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Angela T. Santos
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Kumision Inangokkon Tano' CHamoru *(CHamoru Land Trust Commission)*

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COMMISSION MEETING MINTUES

CLTC Conference Room and via Google Meet
Suite 223, ITC Building, Tamuning, Guam
590 S. Marine Corp Drive, Tamuning, Guam
Thursday, August 19, 2021; 1:19 p.m. – 3:23 p.m.

Public Notice: The *Pacific Daily News* on August 12, 2021 and August 17, 2021

Chairman John F. Reyes, Jr: Good afternoon everybody and welcome to our August 19, 2021, CHamoru Land Trust Commission regular meeting. Before we begin, call the meeting to order; I would like to ask Commissioner Santos to lead us in the Inefresi.

Commissioner Angela T. Santos: Leading the Inefresi

All: Citing the Inefresi

Commissioner A. Santos: Biba CHamoru!

All: Biba!

Chairman J. Reyes, Jr.: Si yu'os ma'ase' Commissioner Santos.

Commissioner A. Santos: Si yu'os ma'ase'.

Chairman J. Reyes, Jr.: Okay, the time is 1:19 p.m. and I call this meeting to order. August 19, regular meeting for the CHamoru Land Trust meeting. Public notices for today's meeting were published on the Pacific Daily News on August 12, 2021 and August 17, 2021. Notices were also posted online in the CHamoru Land Trust website and dlm.guam.gov, The CHamoru Land Trust Commission Facebook page and the Government of Guam Public Notice Portal at notices.guam.gov. This meeting is also being livestreamed on the CHamoru Land Trust Commission Facebook page and on Youtube at GovGuamLive, video and audio recording is made possible by our partners at KGTF PBS Guam. Okay, let's begin with roll call.

Roll Call

Chairman J. Reyes, Jr.: Commissioner Bordallo

Commissioner Arlene P. Bordallo: I'm here.

Chairman J. Reyes, Jr.: Commissioner Santos

Commissioner A. Santos: Este gui yu.

Chairman J. Reyes, Jr.: Attorney Toft

Rev. 8/10/2021

Legal Counsel Nicolas Toft: Present

Chairman J. Reyes, Jr.: And Acting Administrator Angie Camacho

Acting Administrative Director Angela Camacho: Here.

Chairman J. Reyes, Jr.: Thank you so much. Attorney Toft, we can proceed we have a quorum?

Legal Counsel N. Toft: Yes, we do.

Chairman J. Reyes, Jr.: Thank you so much.

Approval of Minutes

Chairman J. Reyes, Jr.: Okay, the first item on our agenda is the Approval of Minutes, we do have five total. The first one is the regular commission meeting for June 17 and then the subsequent four are for the public hearings that were held in the villages. So, I'll give our Commissioners a couple of minutes and then we can begin with the process, thank you.

Commissioner A. Santos: Mr. Chair, I'd like to ask Ti; inaudible, how is that working for you?

Land Agent I Tina Tainatongo: It's less than previous. It's getting better but we still from time to time have a something that comes up where I'm unable to hear or there's where you could hear others talking in the background like when the mics are sensitive so you could pick and then it kind of overpowers the person speaking at that meeting.

Commissioner A. Santos: Mr. Chair, any word on the mic or the system that we're trying to get?

Chairman J. Reyes, Jr.: Not yet. I know that they were looking at talking with another agency to share but I know that hasn't been...

Commissioner A. Santos: Okay.

Commissioner A. Bordallo: I move that the June 17, 2021, CHamoru Land Trust Regular Meeting minutes be approved subject to corrections.

Chairman J. Reyes, Jr.: Thank you, Commissioner Bordallo. Commissioner Santos, may I get a second.

Commissioner A. Santos: I'll second that.

Chairman J. Reyes, Jr.: Thank you, any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Hearing no objections motion passes to approve the June 17, 2021 CLTC Regular meeting minutes subject to correction. Thank you, Commissioners. And the next

four, were from the public hearings that were held from the commercial leases in Dededo, Yigo, Barrigada and Inalahan.

Commissioner A. Santos: Can we punch that into one motions, Attorney Toft?

Legal Counsel N. Toft: Yes, you can.

Commissioner A. Santos: Okay. I'd like to... I want to make a motion to approve the meeting minutes for June 12, 2021, public hearing minutes, June 19, 2021; June 26, 2021 and July 3rd 2021.

Commissioner A. Bordallo: I second it.

Chairman J. Reyes, Jr.: Okay. Thank you, commissioners. Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Okay, no objections. Motion passes to approve the four meeting minutes for the public hearing on June 12, June 19, June 26 and July 3rd for the respective villages Dededo, Yigo, Barrigada and Inalahan. Thank you. Okay, next up on our agenda is the Lease Updates and I will pass it over to Ms. Taleu.

Null and Void Lease Update

Land Agent I Lydia Taleu: Hello Commissioners.

Chairman J. Reyes, Jr.: Hi Ms. Taleu

Commissioner A. Santos: Hi Ms. Taleu

Land Agent I L. Taleu: Okay, so as of August 18 or 19th in the case the cases, no new cases has been brought to the Board so we had seventeen adjudicated, eighty-seven are waiting to be adjudicated leaving us a total of a hundred and four (104). That numbers remains the same as before. In the time since the last board meeting when we met, twenty-two applications – files were reviewed and twenty-two were done correctly. Twenty-seven need to be reverted back to the original applicant because it was improperly transferred over to the current applicant. Two of the cases actually have leases that were a 7.5 which is a transfer of lease after seven years was correctly applied. Five cases were section 9.1, Public Law 23-38 which is when the original lessee passes away was correctly applied. One case in the case of 9.1 was incorrectly applied a total of fifty-seven cases were reviewed plus the sixty-nine in the past that were reviewed leaving us with one and twenty-six cases (126) so far that have been reviewed.

Chairman J. Reyes, Jr.: Thank you, Ms. Taleu and these are just the ones, the second part where it's just for the applications, correct?

Land Agent I L. Taleu: Correct.

Chairman J. Reyes, Jr.: Okay, thank you. I don't have any questions. Commissioners?

Commissioner A. Santos: I don't have any questions. Just want to commend you guys again for all the work that you've been doing with the cases, thank you guys so much.

Chairman J. Reyes, Jr.: Appreciate it. Mr. Cruz, will we be going through the SOPs in this section of the agenda or we'll go through that further down the line in the agenda? The proposed on how to deal with the...

Land Agent I L. Taleu: Mr. Cruz is heading over to you to be live.

Program Coordinator III Joey Cruz: The Board can choose to discuss it now or we can wait until the Agency Update, it's up to you.

Chairman J. Reyes, Jr.: It's up to us?

Commissioner A. Santos: We might as well do it now.

Chairman J. Reyes, Jr.: Okay let's go ahead and go through it now since we're on the . Alright, so Mr. Cruz, as part of the attempt to kind of continue or either close out or work on the cases, the hundred and four (104) correct, this is the proposal for SOPs that the Board could discuss and hopefully vote on a course of action, is that correct?

Program Coordinator III J. Cruz: Yes, sir.

Chairman J. Reyes, Jr.: Alright, so Commissioners in your packet, they're labeled Exhibit A, B, C and D, and they're called Standard Operating Procedure to Adjudicate Actions. And Mr. Cruz, I believe is going to kind of walk through us and give us the summary of each one and then we can discuss and hopefully decide on how we want to handle these and of course making sure that we also... whatever option we choose that we can be able to handle it as a whole and then this will be our standard practice going forth for any of these s. Okay, so Mr. Cruz, you can go ahead and begin with Exhibit A.

Program Coordinator III J. Cruz: To have a better understanding of the listing, the actions that had taken place that had classified the leases issued as are one, switch and transfer of application date and time; two, the transfer of application rights by a living applicant. These cases were deemed through the AG's opinion that was issued I believe on May 2018. 2018 or 2019 I'm not sure of the date *inaudible*

The first proposed action for the board to consider is that, we proposed additional authority for the board to allow such action by a way of amending or adding to the current rules and regs which would give the board authority to authorize such actions that had taken place.

The second proposed action is to terminate the leases revert back application date and time, grant a right of entry for everyone until their date and time is reached for processing. This action is proposed because of prior actions that the board had taken in the past regarding some of the s.

The third proposed action is terminate leases revert back application date and time, CLTC reimburse constituents who have paid for a survey, grant a right of entry to those who have a loan guaranty or constructed a single family dwelling. This is to authorize those who built a house through a loan guaranty or through their resources to construct a single family dwelling to continue to stay in their home. And at the same time revert the applications date and time and reimburse those who have surveyed and have not constructed a home.

The fourth proposed action is to terminate leases revert back application date and time process application when date and time is reached, CLTC reimburse constituents who paid for a survey, CLTC execute a payment arrangement for constituents who have loan guarantees and allow constituents to reside on a single family dwelling. We don't know the repercussions of what will happen if this proposed action is taken with the financial lenders, they *inaudible* they may have to pay the loan in full they may honor the right of entry and the constituents continue *inaudible* payments. None the less which ever action is chosen if it is chosen today, we will have to go back and review the sixteen or seventeen that had been adjudicated to ensure the consistency in the decision making.

Chairman J. Reyes, Jr.: Remind me the difference between D & C- 3 & 4?

Program Coordinator III J. Cruz: Three and four. Three is for granting a right of entry who constructed a home or a house or a single family dwelling through a home loan or their own personal resources. Four is just for right of entry and a payment arrangement for those who constructed a house with a loan guaranty.

Chairman J. Reyes, Jr.: Okay. And Attorney Toft, have you reviewed these proposals yet?

Legal Counsel N. Toft: Yes, I have.

Chairman J. Reyes, Jr.: And Joey, real quick, of the hundred and four (104) how many do we and I think you we should know this, right; how many actually have a home a dwelling on those lots.

Program Coordinator III J. Cruz: I'll refer to Ms. Taleu, I believe she has that number.

Chairman J. Reyes, Jr.: Ms. Taleu, do you have that? How many actually have a home built?

Land Agent I L. Taleu: Not at the top of my head only because each case is different and that we have applicants that do have leases but have not done anything to the property or we have cases where applicants have actually built houses but even when we're talking about building structures not all of them were legally done.

Chairman J. Reyes, Jr.: Okay.

Land Agent I L. Taleu: So, it just depends on a case by case... on each one but so far, the one's that I reviewed, I don't see any structures on there but then one of then one of the plans is after we do the staff report but before we take it to the board we need to do a site inspection to see if any of any improvements that were done on the property.

Chairman J. Reyes, Jr.: Okay, do we know offhand how many have a loan guaranty?

Land Agent I L. Taleu: As far as I know in reviewing the cases just without actually looking in the file but overview when I look at the database. I believe only two have loan guarantees and those have already been adjudicated.

Chairman J. Reyes, Jr.: Okay.

Program Coordinator III J. Cruz: We can provide a definite number.

Chairman J. Reyes, Jr.: Okay. I think from the Commissioners standpoint, we want to make sure that those that actually have structures that are let's say even concrete or even those that have the loan guarantees that we do our best to handle those and not necessarily kick them off the property or move them off and go find another spot, right? So, I think what we need to consider is handling that the best way possible. And Joey, is my understanding that three and four or C and D would address that?

Program Coordinator III J. Cruz: I believe it would address the concern of whether the residential dwelling was constructed with a loan guaranty or their personal resources.

Chairman J. Reyes, Jr.: And even if it's their personal resources, we'll do our best to relocate or reimburse or... based on our assessment and things like that?

Program Coordinator III J. Cruz: Yes. If three is chosen then there'll be no liability to reimburse or payback anybody whether they use their personal resources or not because the board will decide to continue to allow them to stay in their dwelling.

Chairman J. Reyes, Jr.: That's right, I'm sorry, they stay in their dwellings. The fourth one would be to relocate them or reimburse them.

Program Coordinator III J. Cruz: Yes.

Chairman J. Reyes, Jr.: And I guess maybe that's why I keep going back to that is the write-up... so, I'm looking at... I'm sorry, I just want to make sure that we're clear. So, I'm looking at C or maybe number three, and Part 1, 1.1C, grant a write of entry and exclude a payment arrangement with constituents with loan guarantees or construct a single family dwelling. So is this... I think number four is not clear, on the third one?

Program Coordinator III J. Cruz: It should be grant a right of entry with something to the effect of conditions that they comply with their payment arrangements related to the loan guaranty. The or who constructed a single family dwelling should be deleted.

Chairman J. Reyes, Jr.: Got it, okay I think that's where I was kind of where I just kept looking back at these pages. And then for option four...

Program Coordinator III J. Cruz: Sir, if I may, let me correct myself; or who constructed a single loan guaranty would also be granted a right of entry. So maybe we can make that line item number five so there's no mis...

Chairman J. Reyes, Jr.: Yeah, so it's very clear that one of the option three or Exhibit C, they stay, right? They stay as is and then option four is they move out and we...

Program Coordinator III J. Cruz: They move out those who used their personal resources, that's option four.

Chairman J. Reyes, Jr.: Okay. I just want to be very clear and deliberate in those terminology because I think that's where I was kind of a little bit.... going back and forth.

Program Coordinator III J. Cruz: So for option C, if this is decided on, we'll make the amendment so that under C, there's a number five that would grant a right of entry for those who constructed a single family dwelling so there's no confusion because we grouped it in number four and I understand.

Chairman J. Reyes, Jr.: Yeah, okay. Commissioners, any questions?

Commissioner A. Santos: This is both for agricultural and as well as the residential, right?

Program Coordinator III J. Cruz: It's any leases that were classified .

Chairman J. Reyes, Jr.: Commissioners, I think one thing I want to maybe have Joey and Ms. Lydia do for us is to kind of clean this up a little bit more with those amendments and then come back to the board with the two options. I don't think option one and two is probably going to be the best way to handle some of these situations especially given the anomalies. But I think if we can come up with two solid options with the amendment just need to make sure that everything is clear and itemized and I think we can make a decision at the next meeting or Commissioners, do you want to walk through that now and make the amendments and spend time with it or have the team work on that and present it at the next meeting? And we can finally make a decision on how to handle that? Now, adding another meeting or this extra time; Joey, is there going to be any repercussion on...?

Program Coordinator III J. Cruz: No

Chairman J. Reyes, Jr.: No, okay, because I want to make sure that we handle it so that's kind of my thoughts and I'll turn it to you guys for any discussion. Attorney Toft, any additional insight on this?

Legal Counsel N. Toft: Just that I think I said it at one of the previous meetings, but in my opinion, the Exhibit A, the granting of additional authority for us to allow these actions if we do it publicly and create a process for it will be the ideal option as far as being able to actually substantively move these cases along. We can work within the existing rules and regs structure so that we don't have to amend what's already there. It will just be and I've spoken with Mr. Cruz about this, it could even be combined with correcting one or two deficiencies that we noted as well and really just kind of clean up a lot of problems in one big swoop. So, I lean heavily towards that solution and if the board is inclined to entertain that; what Mr. Cruz and I could do is submit a proposed rules and regs amendment to the board at the next hearing for them to look at and decide upon if that's how you want to move forward with.

Chairman J. Reyes, Jr.: Okay.

Legal Counsel N. Toft: The idea being that these decisions then would still be made before the board in public nothing just rubber stamped or anything like that but you know let the board consider the circumstances of each case when making a decision upon that accordingly.

Chairman J. Reyes, Jr.: Yeah, I mean I'm definitely open to that I think what I want to figure out how best to... you know, these have been out there since 2019 or 2018 so see that's another thing right, it says, May 11, 2019 when the opinion was issued so I want to also make

sure we get our dates in order. So, I think it's been three years and I think it's time to really get this for the most part get them resolved and fixed. I think that just the fact that we have these details and Ms. Taleu focuses on these cases that we know we have in front of us we just need to really get them resolved. I'm definitely open to that so come up with two options, right, two solid options and then we can... kind of know what we know now and then the four that was presented to us, let's come back with two and we can kind of make a decision. So, that's my recommendation for the Commissioners but I....

Commissioner A. Santos: I agree. I'm good with that. Joey, if you don't mind kind of narrow down the two.

Program Coordinator III J. Cruz: We'll work with Attorney Toft on his recommendation and number three in our proposed recommendations and we'll also provide a total number of how many houses whether built by a loan guaranty or through their personal resources, we'll also provide a total number of how many people surveyed because number three also deals with reimbursing constituents so at least we have a estimated liability that we would need to pay out. So, we'll get that information...

Chairman J. Reyes, Jr.: And Ms. Taleu that will be great if you keep a running track on a spreadsheet just as you continue to dig, you don't have to go back into the files, a running spreadsheet will be great to so that we have easy access to those, appreciate that, thank you. So, any other questions Commissioners on this?

Commissioner A. Bordallo: No, I just want to suggest if we're going to do it on a case by case basis you let us know what the problem is and what's the solution and then if they have any issues.

Legal Counsel N. Toft: Yeah, the idea is that it would be creating a essentially a sub rule that allows the board to review a request of transfer for a time and date and we make it where we have it present the extraordinary circumstance and so they can present their case before the board and the board would vote on each of these on whether to approve it or not. That's the basic thought on it.

Chairman J. Reyes, Jr.: Okay.

Program Coordinator III J. Cruz: And if I'm not mistaken, we'll have through run it through the Triple A process?

Legal Counsel N. Toft: It'll go through the Triple A process similar to what we just did to the last rules and regs amendment.

Chairman J. Reyes, Jr.: Okay, and they both have.... As we go through each one, it's pretty standard, if there's five of the same thing, it's going to happen this way, right? Okay..

Program Coordinator III J. Cruz: I think the root or the cause of the would be the switch and transfer of application type or the transfer of application rights by the living applicant. I think, also Mr. Toft's regarding situations with like an emergency almost in a sense, right?

Legal Counsel N. Toft: Yeah, I think we can set the standard of how we want it but I would recommend some sort of circumstances beyond just a normal day to day happenstance.

Chairman J. Reyes, Jr.: Okay, sounds good. Anymore questions Commissioners?

Commissioners: No

Chairman J. Reyes, Jr.: Okay, we'll look forward to that in our next meeting two options so that the commissioners can decide and continue to make progress in this. Thank you... thank you, Ms. Lydia.

Commissioner A. Santos: Thank you, Ms. Lydia. Thanks Joey.

Land Agent I L. Taleu: you're welcome.

New Business; Constituent Matters

Chairman J. Reyes, Jr.: Okay, next up on our agenda is our New Business, we have Constituent Matters and I will pass it over to Ms. Eileen. Ms. Eileen, could you set the stage please, how many residential and how many agricultural we have today?

Land Agent II Eileen Chargualaf: There's four residential and one agriculture. The first applicant up will be Johnny Franklin Navarro and that's Jhoana's case.

Land Agent II Jhoana Casem: I think Ms. Shimizu is going to go first.

Chairman J. Reyes, Jr.: Okay, yeah, actually Ms. Eileen we're going to switch out and we're going to have... which case?

Land Agent II J. Casem: Shimizu

Chairman J. Reyes, Jr.: Shimizu will be first.

Land Agent II E. Chargualaf: Okay so Annette Shimizu is residential.

Chairman J. Reyes, Jr.: Okay, and whose case is this, Ms. Eileen?

Land Agent II E. Chargualaf: This is Tina

Chairman J. Reyes, Jr.: Tina's case? I'm sorry?

Land Agent II E. Chargualaf: Yes, sir.

Annette Lydia Quintanilla Shimizu

Chairman J. Reyes, Jr.: Okay, thank you. Hafa Adai good afternoon, Shimizu. For the record please, would you mind speaking into the mic and stating your name?

Annette LQ Shimizu: Hafa Adai, My name is Annette L.Q, Shimizu.

Chairman J. Reyes, Jr.: Thank you, ma'am. And we'll turn it over to Tina.

Land Agent I T. Tainatongo: Hi, good afternoon Commissioners. So we have before you today, Ms. Annette Shimizu. And she is a residential applicant. She does have a lease for location on Lot 29, Block 10, Tract 9210 Phase 1 in Yigo. The lot size is not indicated on her lease, however, she signed her lease on January 23rd 1997. The lease is not recorded, she is not a pre-occupier, LUP is not applicable, and the request today is for a new lease issuance for Lot 10125-11-11. I'm just going to go down the chronological facts starting with number 1, December 2, 1995, a complete CLTC lease residential application submitted to CLTC and December 2, 1995. Her numerical designation number is 000112, the time of her application is 9:24 a.m. On January 23rd 1997 a residential lease for Lot 29, Block 10, Tract 9210 (Phase-1) in Yigo issued and signed by all required parties. On November 1, 2006, Decline of Municipality Award issued and signed by Annette Shimizu reads, I, Annette Lydia Quintanilla Shimizu who was awarded a residential lease on Lot 29, Block 10, Tract 9210, (Phase-1) in the Municipality of Yigo dated January 23rd 1997; hereby declines that village lot for a residential lease on a portion of Lot 10125-11 in Dededo. On April 7, 2008, a Notice of Intent to Award issued and signed by Director Joseph M. Borja and Annette Shimizu for a portion of Lot 10125-11, Municipality of Dededo containing an area of no more than one-half acre. On April 7, 2008, sixty days authorization to initiate parcel surveyed issued for a one-half acre on a portion of Lot 10125-11 in Dededo Guam. April 7, 2008, approval for application for power, water, telephone, building and clearing permits issued by Administrative Director Joseph M. Borja to Annette Shimizu and addressed to the following agencies; GTA, DPW; Building Permits, Guam EPA, GPA and GWA. March 24, 2014, a survey map recorded under Instrument Number 863079. March 26, 2014, status information sheet in file indicates a request to prepare a lease and UT authorizations as per the recorded map. April 21, 2014, status information sheet in the file indicates prepared a lease and UT for Lot 10125-11-11, Dededo... 2126 +/- square meters. April 21, 2014, approval of application for power, water, telephone, building and clearing permits issued by Acting Director David V. Camacho to Annette Shimizu and addressed to the following agencies, DPW; Building Permits, GTA Teleguam, Guam EPA, GPA and GWA. My findings are Number 1, Public Law 35-112 Chapter 75A of Title 21 Guam Code Annotated Section 75A101(d). 2, Annette Lydia Quintanilla Shimizu is within the next group of applicants for a lease issuance. 3, a lease issued for Lot 29, Block 10, Tract 9210 (Phase-1) in Yigo was not ratified. Number 4, Decline of Municipality Award for Lot 29, Block 10, Tract 9210 (Phase-1) Yigo was issued. Number 5, Notice of Intent to Award for a portion of Lot 10125-11 Dededo issued and Number 6, surveyed completed for Lot 10125-11-11 Dededo and a map recorded under Instrument No. 863079. My summary of this report is Ms. Shimizu is a December 2, 1995 applicant with a numerical designation of 000112. Ms. Shimizu was awarded a residential lease on January 23, 1997 on Lot 29, Block 10, Tract 9210 (Phase-1) Municipality of Yigo. On November 1st 2006, Ms. Shimizu submitted a Decline of Municipality Award document... for the residential lease on Tract 9210. In 2008 A Notice of Intent to Award was given to Ms. Shimizu for a portion of Lot 10125-11, Municipality of Dededo containing an area of not more than one-half acre. On March 24, 2014, the completed survey map of Lot 10125-11-11 was recorded with Land Management. My request, is Ms. Shimizu has complied with all requirements of lease award. Unfortunately, a lease for the surveyed lot was never effectuated. If it is within the parameters of the settlement agreement and the current statutes, I ask the Board to ratify the lease award to Ms. Shimizu on Lot 29, Block 10, Tract 9210 (Phase-1) Municipality of Yigo. The following

request is for Ms. Shimizu to rescind her decision to decline the Municipality Award of Yigo and instead request to be relocated to Lot 10125-11-11 in the Dededo, the lot that she had surveyed. These actions would address the lack of actions on CLTC's part and right the wrong. If the initial actions requested are not in compliance with the settlement agreement existing statutes than I would like to request the Board consider and approve the lease issuance of Ms. Shimizu on Lot 10125-11-11 contingent that it qualifies under the eligible beneficiary criteria set forth in Chapter 75A Title 21 Guam Code Annotated.

Chairman J. Reyes, Jr.: Thank you, Tina. Thank you, Tina.

Land Agent I T. Tainatongo: You're welcome.

Chairman J. Reyes, Jr.: Commissioners, we'll begin with your questions.

Commissioner A. Bordallo: I don't have any.

Commissioner A. Santos: So everything falls in place inline, Ti?

Chairman J. Reyes, Jr.: I have one question Commissioner Santos.... do you have any questions, Saina?

Commissioner A. Bordallo: No

Chairman J. Reyes, Jr.: May I?

Commissioner A. Santos: Yeah... yeah...

Chairman J. Reyes, Jr.: So between 2008 I guess I want to understand the lapse in time, right, between 2008 and 2014. Why was there such a six year gap in that? And then now, we're in 2021 so another seven year from 2014. I just want to understand, I mean I understand that it's chronology but in addressing this right in correcting this, right? Can you fill in some of those gaps?

Land Agent I T. Tainatongo: Based on the file that I have here, in 2008 after the Notice of Intent to Award for Lot 10125-11 and the issuance of a survey authorization, 2009, 2011, there were some notations from previous land agents saying that they followed up with the surveyor and it was in 2009 when the map was completed. Between 2009 and 2014 there was no action, no follow up action from the previous land agents who handled her case, from the Trust and then 2014 a lease was prepared and issued to her but again, the land agent handling the case had no follow up action. So... how this case came about today; again, is she is one of the next in line to receive a lease and I contacted her and that's how...

Chairman J. Reyes, Jr.: Is she a part of that 131?

Land Agent I T. Tainatongo: Yes

Chairman J. Reyes, Jr.: Okay, alright and Commissioners we'll get to that 131. So, okay. I just wanted to understand the lapse in time and I apologize for that Ms. Shimizu, so, we'll figure it out today. Attorney Toft, any clarifications on your side?

Legal Counsel N. Toft: No, none here.

Chairman J. Reyes, Jr.: Okay, we're good here?

Legal Counsel N. Toft: Mhm.

Commissioner A. Santos: Ms. Shimizu, you're already ready to proceed and start with the residential...?

Annette LQ Shimizu: Yeah, my brother, my sister and myself we're all in the same area.

Land Agent I T. Tainatongo: And just for the Commission to note, her brother and sister are adjacent to each other and her brother and sister received their lease already and has moved forward it was just the shortcomings again from CHamoru Land Trust that didn't follow through with Ms. Shimizu.

Chairman J. Reyes, Jr.: And the properties Yigo versus Dededo, it's the Dededo that the lease will be under, correct?

Land Agent I T. Tainatongo: Correct.

Commissioner A. Santos: So it's just allowing... the motion will be just to make this property the one to be your choice, the one from Dededo not Yigo?

Annette LQ. Shimizu: Right.

Commissioner A. Santos: Okay.

Commissioner A. Bordallo: I was just wondering on the survey, the lot was 10125-11 and then the survey was done and then added the 11?

Land Agent I T. Tainatongo: It was a portion of, she was given a Notice of Intent to Award and a Survey Authorization for a portion of Lot 10125-11 and then when she had the property surveyed that's when the dash 11 came in.

Chairman J. Reyes, Jr.: dash 11 dash 11

Land Agent I T. Tainatongo: That's her actual...

Commissioner A. Bordallo: Is that... question, was that a problem at first identifying the lot and then her surveying it?

Land Agent I T. Tainatongo: No, it wasn't a problem. It was just her doing her part to complete the survey to know where her actual designated lot is at with her corners... her boundaries are.

Chairman J. Reyes, Jr.: And is this part of registered land already?

Land Agent I. T. Tainatongo: Yes.

Chairman J. Reyes, Jr.: Okay. I don't think I have any more questions... Commissioners?

Commissioner A. Santos: None

Chairman J. Reyes, Jr.: Alright... and we can move to action. So Tina, maybe you can clarify what the action or motion would be for this request kind of in two parts which is kind of a little bit confusing to me but I want to make sure that when we make the Commissioners take the action, we're clear.

Land Agent I T. Tainatongo: So... the first request is actually in two parts which is to ratify the lease for Lot 29, Block 10, Tract 9210, (Phase-1) in Yigo and then request for Ms. Shimizu to rescind her decision to decline that Yigo lot and instead request to relocate to the property that she actually survey which is Lot 10125-11-11. So the first request is two parts and then the second one is if the Commission chooses not to ratify the lease not go with the first request then the request to I guess issue her... grant her a lease based on the new qualification of 75A.

Chairman J. Reyes, Jr.: Yeah. But I think if we're within our legal parameters to ratify the lease for Lot 29, Block 10, Tract 9210 in Yigo to then rescind the decision to decline the Municipality Award in Yigo and then request to be relocated to Lot 10125-11-11 in Dededo, right? So Attorney Toft...?

Legal Counsel N. Toft: Yeah, that's the easiest all around to do and it is within the Board's power.

Chairman J. Reyes, Jr.: Right, I just want to make sure that it's within our power plus it's legal in that sense, right? We're not going outside of the....?

Commissioner A. Bordallo: We're within.

Commissioner A. Santos: So the first motion to rescind the lease issuance of the lot in Yigo?

Chairman J. Reyes, Jr.: No, ratify

Legal Counsel N. Toft: Ratify the original one and then rescind the declination

Chairman J. Reyes, Jr.: To rescind the declination for Yigo, okay, that makes sense to me. And I think that's the easiest order to make sure we can clear this up, okay, I'm good with that.

Commissioner A. Bordallo: I would like to make a motion that residential lease Lot 29, Block 10, Tract 9210 (Phase-1) Yigo, the lease be ratified by us and that...

Chairman J. Reyes, Jr.: Let's take that into two motions here, thank you, Commissioner Bordallo. May I get a second on the motion?

Commissioner A. Santos: I second that.

Chairman J. Reyes, Jr.: Okay, any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Okay, hearing none, motion passes to ratify the lease award to Ms. Shimizu on Lot 29, Block 10, Tract 9210, (Phase-1) in the Municipality of Yigo. Thank you, Commissioners. Okay, next up.

Commissioner A. Santos: There's two or three?

Commissioner A. Bordallo: Three

Commissioner A. Santos: Tres?

Commissioner A. Bordallo: Yeah. And the other for Annette Lydia Quintanilla Shimizu was awarded *inaudible* she rescind that lease subject to her own *inaudible*

Land Agent I T. Tainatongo: To rescind her decision?

Commissioner A. Bordallo: Yeah.

Chairman J. Reyes, Jr.: So just to clarify the motion Commissioner Bordallo, is to have Ms. Shimizu's decision to rescind her decision to decline the Municipality Award in Yigo and instead be relocated.... can you state the lot?

Commissioner A. Bordallo: Lot 10125-11-11 Dededo

Chairman J. Reyes, Jr.: Tina is that good... Jhoana are we good with that motion?

Land Agent I T. Tainatongo: Can you just restate it? Can you just restate it and... just for clarity.

Chairman J. Reyes, Jr.: Yes, okay, just for clarity. Okay, so on the motion to rescind Ms. Shimizu's decision to decline a Municipality Award in Yigo and instead request to be relocated to Lot 10125-11-11 in Dededo.

Commissioner A. Bordallo: So moved.

Chairman J. Reyes, Jr.: Okay, thank you. May I get a second?

Commissioner A. Santos: Second that.

Chairman J. Reyes, Jr.: Thank you, any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Okay, motion passes.

Land Agent I T. Tainatongo: Thank you.

Chairman J. Reyes, Jr.: That's it, Tina?

Land Agent I T. Tainatongo: That's it.

Chairman J. Reyes, Jr.: Thank you, Ms. Shimizu and we appreciate your patience and I'm glad we're able to resolve this for you.

Annette LQ Shimizu: Thank you, Tina.

Land Agent I T. Tainatongo: Thank you.

Chairman J. Reyes, Jr.: Okay, Ms. Eileen, next up please?

Land Agent II E. Chargualaf: The next constituent is Johnny *muffled* and that's Jhoana Casem's case.

Johnny Franklin Navarro

Land Agent II J. Casem: Good afternoon Commissioners. We have Mr. Navarro online with our google meet. So, as we move forward, the request today is for a relocation of property from Tract 1022, Block 11, Lot 28 Dededo to Tract 10316, Block 11, Lot 28 Dededo and for a issuance for a survey authorization.

Chairman J. Reyes, Jr.: Okay. And Jhoana, sorry to interrupt you but for the record, Mr. Navarro, could you just state your name so that we know that you're on our Google meet online?

Mr. Navarro, could you hear us? It looks like you're still on mute. So, Mr. Navarro, when you get a chance can you just unmute? We'll still proceed but if you can just unmute and....

Johnny Franklin Navarro: Okay, can you hear me now?

Chairman J. Reyes, Jr.: Yes, thank you.

Johnny F. Navarro: Yes, this is Johnny F. Navarro.

Chairman J. Reyes, Jr.: Good afternoon. Okay, Jhoana.

Commissioner A. Santos: Good afternoon.

Johnny F. Navarro: Good afternoon. I'm sorry, I'm still at work.

Chairman J. Reyes, Jr.: No worries. Thank you for your presence.

Land Agent II J. Casem: Okay, Mr. Navarro is a December 2nd 1995 applicant, his numerical number is 00301 as a residential. He was issued a lease under 1022 but with that lease signing date January 23, 1997, it was an unrecorded lease and it wasn't surveyed within this Tract 1022. February 20, 1998, Mr. Navarro signed his residential lease for Tract 1022, Block 11, Lot 28, Dededo. January 13, 2003, Mr. Navarro requested to relocate to Umang Agat, no reason mentioned. October 30, 2019, Mr. Navarro requested to meet with a Land Agent, however he requested to reschedule his appointment for some time in November 2019. November 8,

2019, Mr. Navarro was unable to show up for the meeting pending a reschedule. July 23, 2020, Mr. Navarro following up on the status of his request for relocation as well as the correction to his property tax assessment. December 11, 2020, Land Agent Lydia advised Mr. Navarro that she is waiting for legal counsel's advisement regarding relocation. December 24, 2020, Land Agent Lydia Taleu met with Mr. Navarro to discuss option for relocation and to work with Guam Housing Corp. regarding their loan program. April 26, 2021, myself and Ms. Eileen did a lot showing with Mr. Navarro on Tract 10316, Block 11, Lot 28, Dededo with the exception he accepted this lot. Based on our findings, within Public 23-38 Section 5.6 (c) an applicant who's awarded a lots in two different villages. After declining a third award an applicant's name shall be removed from the waiting list. Public Law 23-38 Section 6.1 Residential Tract Leases Awards Section C, lot size for a residential tract lease to be awarded shall not be less than 10,000 square feet with public sewer connection available nor less than one-half acre with no public sewer connection available but it neither case shall be more than one acre or lot size for a residential tract shall be specified by zoning subdivision and environmental or administrative policies but in no circumstance may the area exceed one acre. Also Mr. Navarro was on our Resolution 2018-08 as one of our ratified lease lessees and also the findings based on the resub-division survey map of Tract 1022 formerly known as Lot 10125-9, Municipality of Dededo compiled by Candido Castro RLS No. 48 under 133FY93, these lots are created at about 450 square meters however this number does not meet the EPA requirements in this area because there's no available sewer within 100 to 200 ft. Mr. Navarro is aware that power and water is not available within 100 ft. to designated property. At this time CLTC is working on doing the reconfiguration of this tract to allow proper requirements that is needed for residential leasing to our CLTC constituents. To sum it all up, Mr. Navarro has been anxiously waiting for a property from CHamoru Land Trust. Do to all the setbacks and the failed attempts to conclude the map issues within Tract 1022 Dededo, CLTC has allocated a different lot for Mr. Navarro within Tract 10316 Dededo. Mr. Navarro can now enjoy his CHamoru Land Trust property and move forward to build something for himself and his family.

Chairman J. Reyes, Jr.: Thank you, Jhoana. And so right now, just kind of going through the chronology and the gap again... I'm going to go back to the gap in time so you kind of gave us the details, and yes I appreciate that. And in a sense what we're task to do is decide on the relocation for Mr. Navarro to 10316, Block 11, Lot 28?

Land Agent II J. Casem: Yes, sir.

Chairman J. Reyes, Jr.: Okay, Commissioners any additional questions? I'm sorry, one more question, we would approve for a survey authorization as well?

Land Agent II J. Casem: Yes.

Commissioner A. Santos: Do we have to... who has to deal with the property tax assessment for that *inaudible*

Land Agent II J. Casem: For 1022?

Commissioner A. Santos: Yeah that one that he was in initially.

Land Agent II J. Casem: Based on the lease after seven years or the first seven years, there's no tax assessed to the constituent; however, after the seven years that's when the constituent

starts paying for their taxes, so in Mr. Navarro's case, he did hold on to the lease for these many years, so, moving forward with him to relocate to this other property he will still have to assess those tax fees from the past.

Commissioner A. Santos: For the prior

Land Agent II J. Casem: Yes, sir.

Chairman J. Reyes, Jr.: For the prior lot?

Land Agent II J. Casem: Yes. So, it's like we're going to do... upon his completion of survey we would issue an addendum and that would basically correct his original lease which was under the 1022.

Chairman J. Reyes, Jr.: And Jhoana, remind me, unrecorded?

Land Agent II J. Casem: Unrecorded, yes.

Chairman J. Reyes, Jr.: Could you clarify?

Land Agent II J. Casem: With most of our Tract 1022 lessees that were issued the leases were unrecorded. Mr. Navarro's lease was unrecorded so when he completes his survey and we issue a lease to him then it would be recorded to include the previous lease as an attachment. So, it would reflect the 1022 would be attached the addendum but that's just basically an attachment to the correction.

Chairman J. Reyes, Jr.: Okay. Any other questions, Commissioners?

Commissioner A. Santos: Nothing Mr. Chair, from me.

Chairman J. Reyes, Jr.: Thank you. Commissioner Bordallo?

Commissioner A. Bordallo: Nothing.

Chairman J. Reyes, Jr.: Okay, if no other questions, Commissioners, would you take action? I'm sorry, real quick, Attorney Toft, I'm just going to hit it over to you real quick, any issues on this one?

Legal Counsel N. Toft: No, no issues.

Chairman J. Reyes, Jr.: Okay, Commissioners?

Commissioner A. Santos: This is just to relocate, right?

Chairman J. Reyes, Jr.: Yeah, just to relocate with survey authorization.

Commissioner A. Santos: With survey authorization?

Land Agent II J. Casem: Yes.

Commissioner A. Santos: I will make a motion to relocate Mr. Johnny Franklin Navarro to Tract 10316, Block 11, Lot 28 in Dededo for a half-acre as well as a survey authorization.

Chairman J. Reyes, Jr.: Thank you, Commissioner Santos. May I get a second?

Commissioner A. Bordallo: I second it.

Chairman J. Reyes, Jr.: Thank you, Commissioner Bordallo. Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Okay, no objections, motion passes to approve the relocation to Mr. Johnny Franklin Navarro to Tract 10316, Block 11, Lot 28 in Dededo for a half-acre as well as a survey authorization. Okay, thank you, Jhoana. Thank you, Mr. Navarro for your time. Sir, you're on mute, we can't hear you. Okay, thank you sir and if you could still hear us, definitely work with Jhoana and we'll continue to progress with your case, thank you, sir. Okay, Ms. Eileen, next up please?

Maria Benavente Galura

Land Agent II E. Chargualaf: Next constituent is Maria Benavente Galura and that's Tina's case.

Chairman J. Reyes, Jr.: Okay, thank you.

Land Agent I T. Tainatongo: Good afternoon again. Today, we have Ms. Maria Benavente Galura who is deceased. Her application type is residential, she is the original applicant, there's no named successor, she was a priority one and all the way down to letter K, the issue is applicant is deceased. Chronological Facts, On December 2, 1995, complete CLTC Residential application submitted to CLTC and dated December 2, 1995. Numerical Designation No. is 00127, the time of her application is 9:34 a.m. May 16, 1997, a letter in the file from Maria Galura's daughter, Christine L. Benavente informing CLTC that her mother, Maria Galura and she too has submitted an application and has received a property; therefore, would not qualify her to assume the rights of her mother's application and requested to have it given to her daughter which would be the granddaughter of Maria Galura. On November 4, 1997, a letter from CLTC addressed to Legal Counsel Randall Cunliffe regarding the legal opinion of transfer of application rights of the deceased applicant. On November 7, 1997, a response from Legal Counsel Randall Cunliffe to CLTC states, the request is more than 180 days from the date of death of Maria Galura. And under the Rules and Regulations, the request must occur within 180 days of the death or the application is automatically terminated and Maria Benavente no longer has application rights and therefore it cannot be succeeded. May 27, 2014, a letter to Maria Galura care of Christine L. Benavente regarding the CLTC application and to contact the CLTC office was requested. On June 9, 2014, a letter regarding CLTC application was prepared and mailed to the address listed in the file and database. My findings are number 1, Public Law 23-38 Section 5.8 Transfer of Application Rights, request for succession to application rights shall be made to the Commission in writing no later than 180 days after the applicant's death otherwise the application will be canceled and the applicant's name removed from the waiting

list. Number 2, no named successor listed or provided in the file. Number 3, legal opinion from Legal Counsel Randall Cunliffe indicates the request is more than 180 days from the date of death of Maria Galura and pursuant to the Rules and Regulations, the request must occur within 180 days of the death or the application is automatically terminated. And Maria Benavente no longer has application rights therefore, the application cannot be succeeded. That should be Maria Benavente Galura....

Chairman J. Reyes, Jr.: Okay.

Land Agent I T. Tainatongo: Number 4, in 2014 CLTC made an additional attempt to contact Maria B. Galura c/o Christine Lizama Benavente and no response. Five, open discussion with another land agent regarding this case, we compared birth certificates and death certificates and it's learned that Maria Galura's daughter, Christine Benavente is also deceased. My summary of this report is Maria Benavente Galura is within the next group of applicants to be awarded a lease, however, before contacting Maria Galura the notes and documents indicate Maria Galura is deceased in reviewing the file. Therefore, because CLTC was notified after 180 days as stated in Public Law 23-38 her transfer of application rights become canceled. The request is for CLTC to terminate the application based on Public Law 23-38 regarding the 180 day notice of the applicant's date of death and the legal opinion already made with an additional attempt by CLTC to contact the applicant or her daughter and not receiving any response.

Chairman J. Reyes, Jr.: Thank you, Tina. And given the 180 day notice but also we know that the daughter Christine Benavente is also deceased?

Land Agent I T. Tainatongo: Yes.

Chairman J. Reyes, Jr.: Okay. Any questions, I just wanted to clarify that. Alright, so let's go ahead and take action.

Commissioner A. Bordallo: This is first case... *inaudible*

Chairman J. Reyes, Jr.: Yeah, like this, right?

Commissioner A. Santos: And Ti, no other responses has come from any other family members?

Land Agent I T. Tainatongo: No other response that came in within 180 days after date of death. The only one that came in was her daughter Christine but it was also after the 180 days. And when we checked there is no named beneficiary or successor listed in the file as well.

Commissioner A. Santos: Okay, thank you.

Commissioner A. Bordallo: I would like to make a motion that the CHamoru Land Trust Commission terminate the application of Maria Benavente Galura that is deceased and based on Public Law 23-38 regarding 180 notice of applicant's date of death and a legal opinion already made with additional attempt by CLTC to contact the applicant or her daughter who is also deceased and not responding to our letter. I recommend we terminate her application.

Chairman J. Reyes, Jr.: Okay, thank you, Commissioner Bordallo. May I get a second?

Commissioner A. Santos: I second that.

Chairman J. Reyes, Jr.: Thank you, Commissioner Santos. Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Hearing none, motion passes. Okay, thank you Ms. Tina. And Ms. Eileen, next up on the agenda.

Frank Anthony Cruz

Land Agent II E. Chargualaf: The next applicant is Frank Anthony Cruz and that's Jhoana.

Land Agent II J. Casem: Good afternoon again. Before you I'm presenting Mr. Frank Anthony Cruz, our request is for relocation of property from Lot 10123-3-24, Dededo to Tract 10121, Block 4, Lot 27 in Yigo as well as a request for a survey retracement authorization. The applicant's date and time is December 19, 1995, his numerical number is 2579 as an agricultural applicant. He was issued a lease prior as an agricultural lessee on Lot 10123-3-24, Dededo with a lease signing date on June 1, 2017, under Instrument No. 912970 with a lot size of 2024 square meters. He was unable to complete a survey authorization on this lot due to the discrepancies that were found. On May 31st 2017, Land Agent Arnold Jose showed Mr. Cruz Lot 10123-3-24, Dededo, Mr. Cruz accepted the lot based on the showing of a general location. June 1st 2017, lease signed by CLTC Administrative Director, Mr. Michael JB Borja. September 27, 2017, an agricultural lease was recorded with the Department of Land Management under Instrument No. 912970. On February 12, 2018, Land Agent John Gumataotao indicated on his status information sheet that Mr. Cruz's lot is within a ponding basin. September 20, 2018, CLTC Board of Commissioners approved to ratify the CLTC Lease Listing to include Mr. Cruz on that. February 11, 2019, Land Administrator Margarita Borja indicated on the status info sheet to relocate Mr. Cruz based on the notes of the property being within a ponding basin. May 10th 2019, Mr. Cruz came in to CLTC office for a follow up on his relocation request. December 29, I spoke with Mr. Cruz regarding his relocation request, Mr. Cruz, opted to stay up north or near his area with further research to be conducted to validate availability of lots. May 21st 2021, an aerial view showing with Mr. Cruz of a tentative lot for relocation within Tract 10121 Yigo area was conducted. June 11, 2021, Land Agents Glenn and myself did a showing with Mr. Cruz within the Tract 10121 area. Based on our findings within Public Law 23-38, Section 5.6C, an applicant who is awarded a lot shall be able to decline lots in two different villages. After declining a third award an applicant's name shall be removed from the waiting list. Also he was part of the Resolution 2018-08 under the ratified lease listing. Based on all of the findings here, Mr. Cruz has been waiting for CLTC to accommodate his request to relocate him to a suitable property where he can grow his crops for him and his family and possibly build a small dwelling in the future. CHamoru Land Trust was able to assist Mr. Cruz in finding a piece of property within the Tract 10121 area pending his survey completion. Today, we request to relocate Mr. Frank Anthony Cruz to Tract 10121 Block 4 Lot 27 in Yigo for no more than a half-acre subject to survey and completion of a farm plan.

Chairman J. Reyes, Jr.: Thank you, Jhoana. Commissioners, any questions? Okay, I think that's everything, so it's only a half-acre that we're concerned with?

Land Agent II J. Casem: And Department of Ag was also out there during the showing and they did validate with us that before they can conclude the farm plan with our lessees, it would be best to survey the property so that they would be able to validate the use of the property versus not knowing how big the property is and what's on the land itself. It would help them to actually assist our constituents as to what they can put on ground, what is good to clear and not clear and so that was with the advisement of Mr. Jathan with Department of Ag.

Chairman J. Reyes, Jr.: Okay and then if it's deemed that it's not able to farm, what happens then?

Land Agent II J. Casem: Well base on some of the teachings that we have gone through also with Dr. Barber, he did advise us that even though that area is full of rocks, you can definitely still put something on ground and also given that if the area is not suitable for farming then they have other ways to assist. But like Dr. Barber has said, of course plant something on rocks because it's been done.

Chairman J. Reyes, Jr.: Okay, understood. I guess we can move to action Commissioners if there's no additional questions.

Commissioner A. Bordallo: Yeah, if you cancel the lease *inaudible*

Land Agent II J. Casem: This one is a relocation and so upon Mr. Cruz's completion of his survey we would just do an addendum to correct the previous lease.

Chairman J. Reyes, Jr.: Okay, Jhoana, thank you. Commissioners, all you.

Commissioner A. Bordallo: I would like to make a motion that Frank Anthony Cruz be put on Tract 10121, Block 4, Lot 27, Yigo for no more than half-acre which is subject to survey and completion of a farm plan.

Chairman J. Reyes, Jr.: Thank you, Commissioner Bordallo. May I get a second?

Commissioner A. Santos: I'll second that.

Chairman J. Reyes, Jr.: Thank you, Commissioner Santos, any objections?

Commissioner A. Santos: None.

Chairman J. Reyes, Jr.: Okay, no objections, motion passes for request of relocation for Frank Anthony Cruz to Tract 10121, Block 4, Lot 27 in Yigo for no more than half-acre subject to survey and completion of a farm plan. Thank you, Jhoana.

Land Agent II J. Casem: Thank you.

Chairman J. Reyes, Jr.: Okay, next up, Ms. Eileen?

Jose Taitingfong Savama

Land Agent II E. Chargualaf: Okay, next one is Jose Taitingfong Sayama and that was tabled in the previous meeting. Lydia is going to... that was Glenn's case... Glenn is on leave so Lydia will be taking over for Mr. Eay.

Land Agent I L. Taleu: Good afternoon, Commissioners again. Okay, so in the past, Mr. Sayama his case was tabled it was a request to amend the previously approved reimbursement of taxes that were done. It was tabled because Mr. Sayama was requesting to terminate his application and we were waiting for his notarized letter. Since that time till now, Mr. Sayama has changed his mind and wants to continue to keep his application alive yet he has no interest in taking over the tract 9210 that his lease was issued for that he never signed. So, he's requesting for reimbursement in the amount of five hundred and seventy dollars and ninety-nine cents (\$570.99), from the original amount which five hundred and thirty-nine dollars and twenty-three cents (\$539.23).

Chairman J. Reyes, Jr.: Okay, so are we... does Mr. Sayama want to keep his application?

Land Agent I L. Taleu: Yes, he wants to keep his residential application, he just does not want the lot in Tract 9210 that his lease was to be issued for.

Chairman J. Reyes, Jr.: Okay. And so there's a couple of moving things here Ms. Lydia so we at one point had to retract our motion and now we're keeping it as well as reimbursing our property taxes?

Land Agent I L. Taleu: Correct

Chairman J. Reyes, Jr.: Okay. And sorry, but why are we having to reimburse the property taxes?

Land Agent I L. Taleu: Because Mr. Sayama paid property taxes on a lease that was never consummated.

Chairman J. Reyes, Jr.: Okay, that's right.

Land Agent I L. Taleu: He also paid the land lease fees but we reimbursed him on that one because we were able to do it. However, with this one we had to do an adjustment because the original amount that was given he received another property tax statement and even though Land Agent Mr. Eay had advised him not to pay he went ahead and paid it anyway simply because Mr. Sayama is not that type of person who will let a bill go unpaid.

Chairman J. Reyes, Jr.: Okay, understood thank you and again just to repeat there's no... application stays intact, we're just making sure we reimburse him for the property taxes?

Land Agent I L. Taleu: Yes.

Chairman J. Reyes, Jr.: Okay, Commissioners any questions?

Commissioners: None

Commissioner A. Santos: I make a motion to reimburse Mr. Jose Taitingfong Sayama in the amount of five hundred thirty-nine dollars and twenty-three....whoa.... five hundred seventy, correction, sorry, five hundred seventy dollars and ninety-nine cents (\$570.99) be reimburse to Mr. Jose Taitingfong Sayama for the real property tax payment that he made, Vendor Number S001743 for the years 2004 through 2020.

Chairman J. Reyes, Jr.: Thank you, Commissioner Santos. May I get a second?

Commissioner A. Bordallo: I second

Chairman J. Reyes, Jr.: Thank you, Commissioner Bordallo. Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Okay no objections the motion passes to reimburse Mr. Sayama for five seventy point ninety-nine (\$570.99) for real property tax payments for 2004 through 2020. Thank you, Ms. Lydia. And there's nothing else on that one, correct?

Land Agent I L. Taleu: Actually, no, I was actually going to make a request because the database at one point had put Mr. Sayama on Tract 9210, Block 8, Lot 14 in Yigo; is possible for us then today to declare that lot to be issued to the next available lessee on the list?

Legal Counsel N. Toft: I mean we could just to make it clear for their database then if we could make that motion.

Chairman J. Reyes, Jr.: Okay. So, Ms. Lydia could you just... okay, so let's go to this property now, 9210 Block 8, Lot 14 in Yigo, correct?

Land Agent I L. Taleu: Correct

Chairman J. Reyes, Jr.: And that's where the residential lease issued but that's where we took action, correct?

Land Agent I L. Taleu: Correct

Chairman J. Reyes, Jr.: Okay and now we just want to make sure to come to a full circle and release that lot back to the inventory for leasing?

Land Agent I L. Taleu: Correct

Commissioner A. Santos: Do I need to state that lot number that he paid taxes?

Legal Counsel N. Toft: It's the same one. I think they're all the same.

Land Agent II E. Chargualaf: *inaudible* December 2nd.

Land Agent I L. Taleu: Tract 9210, Block 8, Lot 14 – one-four.

Chairman J. Reyes, Jr.: one-four, yeah, 14 in Yigo.

Commissioner A. Santos: Okay.

Land Agent I L. Taleu: Yes.

Chairman J. Reyes, Jr.: Okay.

Land Agent I L. Taleu: Yes, but I believe Ms. Eileen wants to say something.

Chairman J. Reyes, Jr.: Yes.

Land Agent II E. Chargualaf: Okay for that lot, I think we should just hold-off on it and not put it out to be distribute because Mr. Sayama is on December 2nd at 8:43 a.m. so he's on our listing, the current listing that we are working on now. So, he might just come back and want that same lot.

Chairman J. Reyes, Jr.: Okay

Land Agent I L. Taleu: Actually Mr. Sayama from what I understand he has no intention of taking that lease and I believe he's hoping that when he passes away that his application rights will go to his named successor as it is he cannot transfer his application rights nor does he want to give a lease because by continuing a lease he would be continuing to pay property taxes. So by him *inaudible* of the lease by keeping his application rights upon his death those application rights can be transferred to his named successor *inaudible* once they qualify under 75A.

Chairman J. Reyes, Jr.: And you have documentation Ms. Taleu of his named successors?

Land Agent I L. Taleu: Not of the top of my head I don't... hold on let me check the database really quickly and see if he has named somebody.

Chairman J. Reyes, Jr.: Now, what I don't want to do is.... as you're checking that I just want to talk to the commissioners and let's not make this more complicated than it already is but...

Commissioner A. Bordallo: Just let the property.... release it.

Chairman J. Reyes, Jr.: Yeah. So, Ms. Eileen are you still there?

Land Agent I L. Taleu: Ms. Eileen they're calling you.

Land Agent II E. Chargualaf: Yes, sir, I'm here.

Chairman J. Reyes, Jr.: Ms. Eileen you're recommendation of not releasing this back into the inventory with the again.... How many conversations that Mr. Sayama does not want to take on the lease, I think I just look at our commissioners and I think it'll be best we just put that back into our inventory and we'll deal with it as we go down the list, right?

Land Agent II E. Chargualaf: Okay

Land Agent I L. Taleu: Okay, and I did check the database right now, he doesn't have a named successor. So... we can follow up with him as far as his named successor but in my understanding in the various conversations that I had with and actually his wife was that they just want to keep the application alive so they can pass that along.

Chairman J. Reyes, Jr.: Okay, so let's do this, again, as long as that's on the record I recommend that we put that land back into the inventory. Attorney Toft, any issues there?

Legal Counsel N. Toft: No, no issues.

Chairman J. Reyes, Jr.: Just to be clear, right, we can do that?

Legal Counsel N. Toft: Yeah

Chairman J. Reyes, Jr.: Okay, let's go ahead and wrap that up.

Commissioner A. Santos: The motion going to be...?

Chairman J. Reyes, Jr.: One second, Tina?

Land Agent I T. Tainatongo: Can we just get somebody to second the motion that was initially made?

Chairman J. Reyes, Jr.: For the fees?

Land Agent I T. Tainatongo: It hasn't been second yet.

Chairman J. Reyes, Jr.: Yes, it has.

Land Agent I T. Tainatongo: Did I not hear it?

Chairman J. Reyes, Jr.: Yes, yes it was

Land Agent I T. Tainatongo: Okay, sorry.

Chairman J. Reyes, Jr.: No worries. Commissioner Santos, want to make the motion for the...

Commissioner A. Santos: Oh okay, that is Tract 9210, right?

Chairman J. Reyes, Jr.: Correct

Commissioner A. Santos: I want to make a motion to place Tract 9210, Block 8, Lot 14 in Yigo back into the CHamoru Land Trust Inventory.

Commissioner A. Bordallo: I second it.

Chairman J. Reyes, Jr.: Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Okay, no objections, motion passes to put back Tract 9210, Block 8, Lot 14 Yigo into the CHamoru Land Trust Inventory for available *inaudible* Okay, Ms. Eileen?

Land Agent I L. Taleu: Thank you.

Chairman J. Reyes, Jr.: Thank you, Ms. Taleu. Ms. Eileen, next up please?

Land Agent II E. Chargualaf: That concludes for our constituents sir.

Chairman J. Reyes, Jr.: Okay, thanks so much. Thank you everybody that was great... I appreciate all the details, it was very helpful.

Commissioner A. Santos: It was.

Chairman J. Reyes, Jr.: Okay, next up on our agenda is on Affordable Housing and I'll pass it over to Mr. Cruz and Angie.

Affordable Housing

Program Coordinator III J. Cruz: Good afternoon.

Commissioner A. Bordallo: Good afternoon.

Program Coordinator III J. Cruz: Good afternoon Mr. Chair and Commission members. The cost to construct a home has increase dramatically due to many variables as a result most if not all of our lessees has been *inaudible* affected. In response we have explored options to address and assist our lessees with the financial challenges. The first option is the federal funding assistance through the Substantially Underserved Trust Area also known as SUTA. SUTA is administered by the USDA's Rural Utility Services and offers direct and guaranteed loans and grants for water, waste water and other improvements that will make the property plot ready. The second option is for CLTC to go through the procurement process for the development of an affordable housing subdivision with the assistance and guidance of DPW. In the past we have received unsolicited presentations and proposals from several interested companies wanting to construct homes for constituents. At this time we do not know if those companies are still interested or not. In order for us to determine whether interested companies still exist we must solicit proposals and the only legal way to do so is through the procurement process. Today, we are requesting the board to consider and improve the Acting Administrative Director to commence the procurement process for the development of an affordable housing subdivision on Tract 10123, Municipality of Yigo. If the board should decide to approve the request and the tract for the development there are other actions that need to take place. First, the board will need to rescind the Designation and Declaration of Tract 10123 with the exception of Lot 1, Block 5, Tract 10123 for commercial use through CLTC Resolution No. 2016-12. Second, we would like the board to designate Tract 10123 with the exception of Lot 1, Block 5, Tract 10123 for affordable housing subdivision. So there's multiple step process here but overall we would like the board to consider and approve the procurement process through the Acting Administrative Director for *inaudible* affordable housing subdivision.

Chairman J. Reyes, Jr.: I have a quick questions, so, why is there a piece being carved out of....?

Program Coordinator III J. Cruz: What happened was I believe Tract 10123 has been rezoned so it went from agriculture to R1 but within the tract they identified I believe a two acre parcel for commercial use so we're excluding that from the affordable housing subdivision. That commercial property will be used to support the housing whether it be laundry mat or...

Chairman J. Reyes, Jr.: Other type small businesses. And Joey do you know what the total size of that property is 10123?

Engineering Tech II Melvin Javier: *inaudible*

Program Coordinator III J. Cruz: In size I'm not too sure but if goes towards the affordable housing subdivision they'll consist of approximately 150 lots, residential lots.

Chairman J. Reyes, Jr.: And then this is the same Yigo property GEDA *inaudible*correct?

Program Coordinator III J. Cruz: Yes, sir.

Chairman J. Reyes, Jr.: And the goal is to also aside from commencing the procurement process we need to change that designation.

Program Coordinator III J. Cruz: We need to rescind it.

Chairman J. Reyes, Jr.: Rescind it. Rescind the commercial property

Program Coordinator III J. Cruz: The commercial designation and then just designate it for affordable housing which doesn't require a resolution or anything like that.

Chairman J. Reyes, Jr.: So from commercial to residential?

Program Coordinator III J. Cruz: For affordable housing.

Chairman J. Reyes, Jr.: I mean that's a hundred and fifty potential lots that we can... and it's two options that we can use this lot for; it's potentially for the SUTA work and also just pushing it through procurement process amongst other.... for other *inaudible*

Program Coordinator III J. Cruz: There are two potential options that we can assist our constituents, the first one is the SUTA which you can either get a guaranty or a direct loan with that, the only thing with the SUTA is it's only going to get plot ready.

Chairman J. Reyes, Jr.: Just getting infrastructure in there?

Program Coordinator III J. Cruz: Yes. Option two is for us to go out and solicit proposals for affordable housing which would entail the whole *inaudible* sidewalks, fire hydrants, the construction of the home but of course they're going to have to go through GLUC for approval of their plans so Tract 10123 we're requesting it to be designated for the affordable housing project which would be through the RFP process or the procurement process.

Commissioner A. Santos: Where's that property at?

Chairman J. Reyes, Jr.: Understood, okay.

Program Coordinator III J. Cruz: Right across the Yigo gym.

Engineering Tech II. M. Javier: Right across GAIN. And the total area size is 12200 +/- square meters.

Chairman J. Reyes, Jr.: One twenty-two thousand?

Engineering Tech II M. Javier: Yeah, 122,000 roughly about twelve acres

Program Coordinator III J. Cruz: We can reduce the lot size to the bare minimum which roughly 450 square meters.

Engineering Tech II M. Javier: Thirty acres

Commissioner A. Santos: Thirty acres?

Engineering Tech II M. Javier: plus or minus.

Commissioner A. Santos: What's there right now?

Engineering Tech II M. Javier: Nothing, it's just jungle right now but there is a clear entrance that feeds to Paradise Meadows.

Program Coordinator III J. Cruz: So in the past there was an agreement that was made between TRI and the CHamoru Land Trust. So, if TRI gave I mean if the CHamoru Land Trust gave TRI an easement access for their subdivision in the back they agreed to survey the lots, the government lots.

Engineering Tech II M. Javier: This is the lot right here, this is the main entrance to Paradise Meadows.

Commissioners: Wow, nice.

Program Coordinator III J. Cruz: So all the utilities run through that easement.

Chairman J. Reyes, Jr.: Run through there already, right?

Program Coordinator III J. Cruz: Yes

Engineering Tech II M. Javier: This is GAIN and this is the gym. So there is already power, water, telephone and everything, sewer... everything is there. And then this is the proposed lots that were added.

Chairman J. Reyes, Jr.: Nice

Program Coordinator III J. Cruz: So that's the 150 lots we're proposing for the affordable housing or to the affordable housing projects.

Commissioner A. Bordallo: Are we going to build?

Program Coordinator III J. Cruz: We hope through the procurement process only because we received unsolicited proposals from various companies of interest in the past and presentations. So, we are hoping through the procurement process those companies are still interested in constructing homes for our constituents. So our request is for the affordable housing project that will consist of construction of homes.

Commissioner A. Bordallo: The federal funds can't take care of affordable housing?

Program Coordinator III J. Cruz: The SUTA is only for the installation of utilities and infrastructure to get the plot ready, not for the construction of the home.

Commissioner A. Bordallo: Oh, okay. That's what *inaudible*

Program Coordinator III J. Cruz: Although the SUTA we're just not putting that on the back burner because the SUTA can work towards our agriculture tracts to install the power and the water or other areas that we had designated for residential use because even though we're proposing an affordable housing subdivision some of our constituents may not afford the mortgage or may not qualify so the alternative is we have other tracts of land that have infrastructure or a survey done and they can construct their dwelling based on their financial resources.

Chairman J. Reyes, Jr.: Definitely a lot of options. Joey, this lot is registered already and all that good stuff?

Engineering Tech II M. Javier : Yes
Program Coordinator III J. Cruz: Yes

Commissioner A. Bordallo: Go for it!

Chairman J. Reyes, Jr.: This is a big one so I think this will be.... So, a couple of things here just to reiterate Joey we have to change the designation from commercial to residential?

Program Coordinator III J. Cruz: To rescind the designation of commercial.

Chairman J. Reyes, Jr.: And then we need to allow or give the authority to Angie to begin the procurement processes.

Program Coordinator III J. Cruz: To proceed with the procurement process, yes. To rescind the designation for commercial with the exception of Lot 1, Block 5

Chairman J. Reyes, Jr.: Okay, give me again, Lot 1, Block 5?

Program Coordinator III J. Cruz: Yes, because that's the two acre piece cut up along the road, that's for commercial use and it has been rezoned already.

Commissioner A. Santos: Oh, okay. That's not our parcel, that's not within our inventory?

Program Coordinator III J. Cruz: It's within the tract but it's just that it's been rezoned for commercial use.

Chairman J. Reyes, Jr.: It's in the roadside, right?

Program Coordinator III J. Cruz: Yes.

Chairman J. Reyes, Jr.: So it would just be like make sure we exclude Lot 1, Block 5.

Commissioner A. Santos: Rescind the... hafa?

Program Coordinator III J. Cruz: The designation and declaration of Tract 10123 with the exception of Lot 1, Block 5 for commercial use through CLTC Resolution No. 2016-12.

Chairman J. Reyes, Jr.: 2016-12

Program Coordinator III J. Cruz: Yeah, 2016-12

Commissioner A. Bordallo: Can you *inaudible* again, Joey?

Program Coordinator III J. Cruz: Here, I'll share with you my...

Commissioner A. Santos: Thank you, Joey. This is a lot of information all I know is Block 1, line 3.

All: Laughing

Commissioner A. Bordallo: It's all there.

Commissioner A. Santos: I make a motion to rescind the Designation and Declaration of Tract 10123 with the exception of Lot 1, Block 5, Tract 10123, for Commercial Use for CLTC Resolution No. 2016-12.

Chairman J. Reyes, Jr.: Thank you, Commissioner Santos. May I get a second

Commissioner A. Bordallo: I second it

Chairman J. Reyes, Jr.: Thank you, Commissioner Bordallo. Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Okay, hearing none, motion passes. And then next up is to designate...

Commissioner A. Santos: Saina malagu hao?

Commissioner A. Bordallo: hagu

Commissioner A. Santos: Okay, I make a motion to designate Tract 10123 with the exception of Lot 1, Block 5, Tract 10123 for the affordable housing subdivision.

Chairman J. Reyes, Jr.: Okay, thank you, Commissioner Santos. May I get a second?

Commissioner A. Bordallo: I second

Chairman J. Reyes, Jr.: Thank you, Commissioner Bordallo. Any objections?

Commissioner A. Santos: None

Chairman J. Reyes, Jr.: Okay, motion passes.

Program Coordinator III J. Cruz: And then one more.

Chairman J. Reyes, Jr.: And then the last one will be...

Commissioner A. Santos: To begin the procurement process.

Chairman J. Reyes, Jr.: Yes.

Commissioner A. Santos: Okay. I make a motion to allow Acting Director Angie Camacho – Angela Camacho the authorization to begin the procurement process for this affordable housing subdivision.

Chairman J. Reyes, Jr.: Okay. Tina, is that good?

Land Agent I T. Tainatongo: Yes

Chairman J. Reyes, Jr.: Okay, thank you, Commissioner Santos. May I get a second?

Commissioner A. Bordallo: I second

Chairman J. Reyes, Jr.: Thank you, Commissioner Bordallo. Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Alright, motion passes to give authorization to our Acting Director Angie Camacho to proceed with the procurement process for the affordable housing subdivision. Okay, thank you. This is good. Any other questions on this? Okay, thank you so much. The time is three o'clock, we have a few more items but let's go ahead and take a quick fifteen minute break. Time is 3:00 – 3:15 thank you.

Break 3:00 p.m. – 3:15 p.m.

Chairman J. Reyes, Jr.: Okay, thank you, everybody. We are back the time is 3:16 p.m.

GHURA Presentation – Tabled.

Chairman J. Reyes, Jr.: Alright the next item on our agenda is GHURA Presentation but that is going to be postponed. And then we'll move into the Old Business which is the first one is the Tabled Constituent Matters but that one is actually with Mr. Sayama so we're done with that.

Next is the Declaration and Determination of Need for the commercial properties that we had the public hearings for. Joey...

Declaration and Determination of Need for Commercial

Program Coordinator III J. Cruz: Good afternoon, in accordance with subsection 75A 75105 (d) of Chapter 75 Title 21 GCA we present to the board today four resolutions, Resolution No. 2021-008, 009, 010 and 011; these resolutions are for the Designation and Declaration of Lot 10125-R12-1; Lot 7117-4-1; Lot 17-1-1 and Lot 354-7 and Lot 354-R6-R/W for Commercial Use. We've held public hearings on all four designations of properties for commercial use. We did not receive any opposing testimony regarding the designation of these specific lots. We also published and complied with the open Government Law regarding the Determination of Need for Exceptional Term Contract, we did not receive any comments regarding that public notice and we would like for the board to consider to proceed and approve the resolutions that I've mentioned for the Designation and Declaration of Commercial Leases for those four properties that I had mentioned.

Chairman J. Reyes, Jr.: Okay, thank you, Joey. And each of the properties in the resolutions is for the exceptional terms?

Program Coordinator III J. Cruz: Yes, it would be... it mentions that there's an intention for an exceptional term contract. It would also be stated in the RFP *inaudible*

Chairman J. Reyes, Jr.: Okay.

Program Coordinator III J. Cruz: If it's not there it would be listed in the RFP for the exceptional term.

Chairman J. Reyes, Jr.: Oh yeah, I just I wanted to make sure because I don't see it in the resolution.

Program Coordinator III J. Cruz: Although, we did comply with the Public Law 34-99 and we did issue a publication a general circulation for two days we allotted enough time for the response which is I believe it's fourteen days but we allotted fifteen days. So we went through the whole process. Now, the process is that the said declaration shall be in a form of resolution approved by the Commission at *inaudible* scheduled meeting. If the board does approve we would immediately send it to the legislature within thirty days from the date of the passing of the resolution. At that time the legislature has sixty days to act on it. If that time elapse and on the sixty first day we can proceed with the RFP.

Chairman J. Reyes, Jr.: Okay. Any questions Commissioners? And I was about to ask Joey to give us the next steps but it looks like where there. Okay, so do we want to take action for these resolutions so that we can get this sent over to the legislature.

Commissioner A. Bordallo: Yeah.

Commissioner A. Santos: So just approving the resolutions?

Chairman J. Reyes, Jr.: Yeah, just approving the four resolutions and Attorney Toft, can we do it all in one?

Legal Counsel N. Toft: I would do them one by one just to be on the safe side.

Commissioner A. Santos: So do we state the lot size or just the resolution?

Chairman J. Reyes, Jr.: I think we can move on just the resolution numbers, the lot number and the municipality.

Legal Counsel N. Toft: Yeah, as its stated on the agenda. That maybe the easiest way to....

Commissioner A. Santos: Just approve or proceed?

Chairman J. Reyes, Jr.: Motion to approve the resolutions....

Commissioner A. Santos: Okay. I make a motion to approve Resolution Number 2021-008 for Lot 10125-R12-1 in the Municipality of Dededo.

Chairman J. Reyes, Jr.: Thank you, Commissioner Santos. May I get a second?

Commissioner A. Bordallo: I second it.

Chairman J. Reyes, Jr.: Thank you, Commissioner Bordallo. Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Okay, no objections motion passes to approve the Resolution No. 2021-008. Okay, next up, Commissioners.

Commissioner A. Santos: I make a motion to approve Resolution No. 2021-009 for Lot 7117-4-1 in the Municipality of Yigo.

Commissioner A. Bordallo: I second it.

Chairman J. Reyes, Jr.: Okay, thank you Commissioners. Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Alright, no objections. Resolution No. 2021-009 is approved.

Commissioner A. Santos: I make a resolution... I make a motion to approve Resolution No. 2021-010 for Lot 17-1-1, Block F, Tract 9 in the Municipality of Barrigada.

Commissioner A. Bordallo: I second

Chairman J. Reyes, Jr.: Thank you, Commissioner Santos. Thank you, Commissioner Bordallo. Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Okay, no objections. The motion passes to approve Resolution No. 2021-010

Commissioner A. Santos: I make a motion to approve Resolution No. 2021-011 for Lot 354-7 and Lot 354-R6-R/W in the Municipality of Inalahan.

Chairman J. Reyes, Jr.: Thank you, Commissioner Santos.

Commissioner A. Bordallo: I second.

Chairman J. Reyes, Jr.: Thank you, Commissioner Bordallo. Any objections?

Commissioners: None

Chairman J. Reyes, Jr.: Okay, no objections. The motion passes to approve Resolution No. 2021-011. Okay, thank you so much Commissioners. Okay, Joey, next up, it just goes to the legislature?

Program Coordinator III J. Cruz: We're going to send it to the legislature within thirty days from today. While it's at the legislature for review, we'll start the draft for the RFP and the checklist on how we're going to *inaudible* RFP and all the great stuff. So, once the sixty days is up whether they make a decision or *inaudible* decision we will proceed with the RFP process which would be published for thirty days after that or in between that we'll request for the board to create a review committee so after the publication and received any proposals we can go into the review and final decision and bring it to the board for approval and we can go on with negotiations and the drafting of the draft proposed commercial license for the boards' review.

Chairman J. Reyes, Jr.: Alright, thank you, sir. Okay, next up on our agenda.... any other questions? Okay, next up on our agenda is our Financial Report.

Financial Report

Program Coordinator III J. Cruz: For July 2021 CLTC's Operations Fund generated \$19,963.24 totaling for the Fiscal Year total generated collection is \$751,893.96. In July collected for CLTC's Survey and Infrastructure Fund is \$735.35 total collection for the Fiscal Year as of June 2021 **(Note: Verified with PC III J. Cruz and Revenue Collection Report dated August 4, 2021 – June 2021 should be July 2021)** is \$20,809.67. CLTC's Loan Guaranty Fund for the month of July collected \$8,540.37. total for the Fiscal Year \$142,835.81.

Chairman J. Reyes, Jr.: Thank you, sir. Any questions?

Commissioner A. Bordallo: No

Chairman J. Reyes, Jr.: Thank you, Joey.

Agency Report

Chairman J. Reyes, Jr.: And our Agency Report, I'll pass it over to Angie

Acting Administrative Director A. Camacho: Thank you, Chairman and Commissioners. CLTC Land Agents commenced and all has complete with 150 applicants next in line, this is relative to the one thousand – one hundred thirty-one applicants that we hope to process. Also, we met, Joey and I met with GPA last week and we're meeting with GWA tomorrow to discuss infrastructure for CLTC property and this is so that we have an idea of those properties near utilities so we can proceed with determination for *inaudible*. The third item I have to report is that we also met with Bureau Statistics and Plans regarding grants for infrastructure and we will be submitting a proposal next week *inaudible* availability of grants. The last item that we want to report is on August 17, 2021, our Governor Lou Leon Guerrero signed Public Law No. 36-36, this is regards to submerged lands license agreement between CLTC and TeleGuam Holdings, LLC DBA: GTA for the purpose of land use submarine cables at Alupang Tamuning, Guam. This is something that we've been working on for a couple of years and I'm very pleased to *inaudible* we will not work on the lease and present it the board.

Chairman J. Reyes, Jr.: So, with that said, just for the Commissioners, right, we may need another meeting to be able to address the lease just as a heads up. And the other thing too... as Angie reported is we had the staff with Eileen kind of leading the charge on who's next in line and start processing those and at least getting through them and making contact. They've done a pretty good job and within one week they were able to review all 131, I believe.

Program Coordinator III J. Cruz: I believe that number increased.

Chairman J. Reyes, Jr.: Increased, right? So, now almost 187 total between agriculture and residential. So, those numbers I'm kind of going off of what I heard in speaking with Eileen so they're definitely making some progress and then....

Commissioner A. Santos: This is the next in line right?

Chairman J. Reyes, Jr.: Oh, yes, next in line for both residential and sorry....residential and agriculture. So, team, thank you so much Eileen for leading the charge in that and we look forward to the next steps in our September meeting.

Program Coordinator III J. Cruz: We should be able to present the next 150+ applicants in addition to the properties that could be potentially leased by them. So, we're going to present it as a packet.

Commissioner A. Santos: Oh, right on.

Chairman J. Reyes, Jr.: Alright. Anything else? I'm sorry, Attorney Toft, how are land registrations, how are we....? I did see a note that one was filed.

Legal Counsel N. Toft: Yes, Lot 286 has been filed and I've also been in communication with Joey about the preference for the order for the next filings as well. So, I'll be in communication regarding that.

Program Coordinator III J. Cruz: We created the land registration listing based on the most effective so we may... *inaudible* if one lot had fifty some leases already and that was the highest amount then that will be the next in line to be registered, that's how *inaudible*

Chairman J. Reyes, Jr.: Awesome. How does that look, do we know the number in our list?

Program Coordinator III J. Cruz: It's a lot.

Legal Counsel N. Toft: It's a big list. The process will be kind of the combination of the priority and which survey map that we already have completed as well. So kind of combine and make the best use of what we already have.

Program Coordinator III J. Cruz: In addition to that too, we are also inquiring about process server services, it may be more cost effective and also the time difference between our process servers processing or serving the documents versus private companies, they have a wider reach and better information system to get a hold of these people.

Chairman J. Reyes, Jr.: Yeah, makes sense, okay. Any other...?

Commissioner A. Santos: How is that going as far as reaching out and contacting the next on the list?

Chairman J. Reyes, Jr.: We'll have Ms. Eileen touch on that. Ms. Eileen, do you want to share just a little bit on what the team has gone through not necessarily the statistics per say but just kind of what you guys have seen in the next in line.

Land Agent II E. Chargualaf: Okay, so... the *inaudible* numbers of applicants *inaudible* listing was a hundred and fifty-one. Out of the hundred and fifty-one a hundred and four were contacted and then four there was no contact. How we were trying to reach then is if the numbers are not working we try other ways either by email or *inaudible* but we tried also Mayors' office. (*inaudible* - bad feedback) numbers are no longer in service and then there were some that we tried to reach out through mail and then the mail got returned. So I think we did good with hundred fifty-one we were able to get a hold of hundred and four.

Chairman J. Reyes, Jr.: So we are making some contact and then we have to decide how we're going to approach, right, those that we can make contact whether we do some digital outreach via social media but I think that's still kind of to be determined but *audible* is a good week of opening up the next in line.

Commissioner A. Santos: That's good information just to state...

Land Agent II E. Chargualaf: And then another just to add on... another way and the Chair also brought it up and Jhoana and I were mentioning to put it on Facebook page that they could get a hold of our office that's another way to contact our applicants once the board approves that then we can move forward.

Commissioner A. Santos: Outreach.

Chairman J. Reyes, Jr.: Yeah, I don't think that has to be a board approval Ms. Eileen I think that's just coming up with a strategy and making that amongst yourselves... just as long as there's no PI information things like that as best you can.

Land Agent II E. Chargualaf: Understood.

Chairman J. Reyes, Jr.: And thanks everybody I know you guys worked hard on that amongst everything else, right, we always have to take that into consideration and how you guys kind of work day so we really appreciate that and moving through this list. And I think we put that same level of effort all things being equal I think we could really get through a good chunk before the end of the year so you know, I really appreciate you guys' support on that. Any other questions?

Commissioners: No

Chairman J. Reyes, Jr.: Okay and lastly is our... I'm sorry, anything else Angie and Joey?

Acting Administrative Director A. Camacho: I think that's it

Program Coordinator III J. Cruz: No, sir.

Chairman J. Reyes, Jr.: Alright, Commissioners, any additional comments, thoughts, concerns...?

Commissioner A. Santos: I think today was a really good meeting and thank you guys for your very hard work. And BIBA Saina Arlene!

Chairman J. Reyes, Jr.: Yes, just to end of, Happy Birthday, Commissioner Bordallo!

All: Happy Birthday!!!

Chairman J. Reyes, Jr.: Time is 3:35pm, may I get a motion to adjourn?

Commissioner A. Santos: I make a motion to adjourn

Commissioner A. Bordallo: Second

Chairman J. Reyes, Jr.: Any objections?

Commissioners: No

Chairman J. Reyes, Jr.: Motion passes. 3:35pm meeting adjourned!

Adjournment: 3:35 p.m.

Transcribed by: Tina Rose Tainatongo, Land Agent I

Approved by motion in meeting of: September 16, 2021

Chairman John F. Reyes, Jr.:  Date: 9/28/21

