



# *Kumision Inangokkon Tano' CHamoru* *(CHamoru Land Trust Commission)*

P.O. Box 2950 Hagåtña, Guåhan 96932

Phone: 671-300-3296 Fax: 671-300-3319

*Lourdes A. León Guerrero*  
Governor

*Joshua F. Tenorio*  
Lieutenant Governor

### Commission Members

*Arlene P. Commissioner*  
Chairperson

*David B. Herrera*  
Commissioner

*Earl J. Garrido*  
Commissioner

*(Vacant)*  
Commissioner

*(Vacant)*  
Commissioner

*John T. Burch*  
Acting Administrative Director

## RESUMPTION MEETING MINUTES

CLTC Conference Room  
Suite 223, ITC Building, Tamuning, Guam  
**Thursday, April 03, 2024**  
**[Regular Monthly Meeting – March 21, 2024]**

Public Notice: *The Guam Daily Post* on March 14, 2024 and March 19, 2024

### PRESENT:

#### Commission Members

David B. Herrera, Acting Chairperson  
Arlene P. Bordallo, Commissioner  
Earl J. Garrido, Commissioner

#### Management and Staff

John T. Burch, Acting Administrative Director  
Attorney Norman Miller (OAG)  
Glenn Eay, Land Agent III  
Jhoana Casem, Land Agent II  
Jessica Dayday, Land Agent II  
Dexter Tan, PC I

#### Public Comment

Josephine Scharff  
Federico Taimanglo / Arlene Taimanglo  
Michael J. Rabon  
Jonah Benavente  
Anita Cruz  
Liz Aguon  
Joe Taitano

Rev. 04/04/2024

Meeting Minutes Compiled by C. Mayo (CLTC)

## Call To Order

**Acting Chairman D Herrera:** Today is Wednesday, April 3, 2024. This our CHamoru Land Trust resumption meeting. This is in addition to the March 21, 2024, 1pm meeting last month. The CHamoru Land Trust conference room is being held at 590 S. Marine Drive ITC Building, Suite 223, 2nd Floor Tamuning, Guam. Public Comments may be made at [cltc.admini@cltc.guam.gov](mailto:cltc.admini@cltc.guam.gov). To view the meeting virtually, log on to GovGuam Live-You Tube or CLTC's Facebook page or Google Meet joining info Video call, link: <https://meet.google.com/dtb-pcz-nbk?hs=224>. Today's agenda, we will first do roll call.

## Roll Call:

**Acting Chairman D. Herrera:** Mrs. Bordallo?

**Commissioner A. Bordallo:** I'm here.

**Acting Chairman D. Herrera:** Commissioner E. Garrido?

**Commissioner E. Garrido:** Thank you.

**Acting Chairman D Herrera:** We have an official quorum today.

**Acting Chairman D Herrera:** Item #2, we have the certification of the Public Notices-to the Guam Daily Post, Guam Public Notice Website, CLTC Facebook Page. Agenda. For item #3 is the approval of Minutes for the **November 16, 2023**, Regular Scheduled Meeting and the **November 27, 2023** Special Meeting.

## Approval of Minutes:

**Commissioner A. Bordallo:** We already went through that and we postponed it.

**Acting Chairman D. Herrera:** Yes, and we postponed. So, do we have any motion today to approve the November 16, 2023 and the November 27, 2023?

**Commissioner E. Garrido:** Mr. Chair, in view of saving time and we have a full schedule which I'm not quite sure we will be able to maintain so I would like to place this November minutes on hold until the next Board meeting in April.

**Acting Chairman D. Herrera:** Okay I understand, do I hear a second?

**Commissioner A. Bordallo:** I second.

**Acting Chairman D. Herrera:** Any discussion? No discussion, all those in favor say Aye.

**All:** Aye.

**Acting Chairman D. Herrera:** Motion carried.

**Acting Administrative Director J. Cruz:** So, the November minutes are being moved?

**Acting Chairman D. Herrera:** Yes.

**Acting Chairman D. Herrera:** Okay so we'll move to item number 4, Administrative Director' Report. thank you very much.

### **Director's Report**

**Acting Administrative Director J. Cruz:** Good afternoon, Commissions, in view of the absence of the Acting Administrative Director Mr. John Burch, my name is Joey Cruz and I'll be presenting the Administrative Director's Report. The report consists of several items you should have been given. The first item is the GPD Chief of Police letter. GPD was granted access to Lot 7161 in Yigo for the GPD Emergency vehicle training. I think, I believe it's in conjunction with ...whether they are still entering in the race. We've done, I believe GPD has made several visits and I confirmed that the gates are still pad locked.

**Acting Chairman D. Herrera:** I recall from the last report right from the Guam Raceway Federation there was sitings of illegal trash dumping and those kinds of activities, so this is a positive approach.

**Acting Administrative Director J. Cruz:** So just to let you guys know, commission members know we're assessing what can be done to secure the left side of the fence where there's an actual path where a car can pass through. We are still accessing what can be put there. I have heard there are some dumping.

**Acting Chairman D. Herrera:** In addition to the GPD I think GCC also, right?

**Acting Administrative Director J. Cruz:** Yes, we have that under item 6-B about the MOUs I will be discussing.

**Acting Chairman D. Herrera:** And perhaps maybe if you can do slight research to see if GCC has any heavy equipment group because I know they have an automotive shop that does their, their do some training right so I don't know if they have any equipment group that may be able to.... for us to utilize GCC to maybe relocate large equipment. Okay so we move on to the next...

**Acting Administrative Director J. Cruz:** Our next item to report is .... we received a letter from the Office of Senator Jesse Lujan inquiring on potential land for a shooting range. We are still assessing our land inventory and trying to identify what property would be best for a shooting range or a compound shooting range.

**Commissioner E. Garrido:** Is there any more information than this?

**Acting Administrative Director J. Cruz:** This is all.

**Commissioner E. Garrido:** It's in the... I think it's called RTA right? The shooting range up North?

**Acting Administrative Director J. Cruz:** I'm not too sure.

**Commissioner E. Garrido:** but isn't that an ongoing case?

**Acting Administrative Director J. Cruz:** I believe so. I, I don't, I don't think they're actively operating at this time.

**Commissioner E. Garrido:** No, they can't. I believe it's going through the court system or....

**Acting Administrative Director J. Cruz:** I'm not sure.

**Commissioner E. Garrido:** I mean I commend Senator Lujan, but who will be, who will be overseeing this if we identify?

**Acting Administrative Director J. Cruz:** In the past we had... there had been several groups that came to the office inquiring about land for shooting range. I believe Senator Lujan emails a follow up, I guess to those inquiries, so but we are currently assessing and going through our inventory to see what property we do have that may fit that.

**Commissioner E. Garrido:** Has Senator Lujan mentioned how big a track?

**Acting Administrative Director J. Cruz:** No, not to through his email.

**Commissioner A. Bordallo:** Well from what I see here is it's.... it's, going to be commercialized, that should be out on bid.

**Acting Administrative Director J. Cruz:** Yes, yes... It's, it's, not to say that Award of this will be sole source. There will process for us to follow like you mentioned the competitive bid process to commercial leasing.

**Commissioner A. Bordallo:** Okay

**Acting Administrative Director J. Cruz:** But then again that's a whole process again we have to bring to the board to have them...

**Commissioner E. Garrido:** I know in our last meeting we had an inquiry under the comment section of a group that was interested in leasing land for this purpose. But I think he mentioned something like more than 5 acres.

**Acting Administrative Director J. Cruz:** I am not too sure. But we're identifying between 5 and 10 just in case so at least there's more than one shooting range could be outdoor indoor... **[inaudible]**.

**Commissioner E. Garrido:** Well, what do you expect from us?

**Acting Administrative Director J. Cruz:** At this time nothing, we just informing.

**Commissioner E. Garrido:** Okay.

**Acting Administrative Director J. Cruz:** So, the whole Director's report is just for informational purpose to provide the Board, keep them aware uh what is trans parenting inquiries in the upcoming.

**Commissioner E. Garrido:** Duly noted. Thank you.

**Acting Chairman D. Herrera:** Okay next item.

**Acting Administrative Director J. Cruz:** The next item on the Director's report is the inquiry on solar farm project at the GICC that was done through the Office of Senator Tom Fisher. The information has been provided to the Senator's office.

**Commissioner E. Garrido:** So, this is a FYI?

**Acting Administrative Director J. Cruz:** Yes, I guess for informational purposes.

**Acting Chairman D. Herrera:** Suggest to Senator Tom Fisher to make it to Guam International or to the Board Commission.

**Acting Chairman D. Herrera:** The letter is addressing to a Mr. Tan?

**Acting Administrative Director J. Cruz:** Tan which is Dexter (CLTC Staff)

**Acting Chairman D. Herrera:** Oh okay. Not the GICC Tan?

**D. Tan (CLTC):** No sir.

**Acting Chairman D. Herrera:** Okay.

**Acting Administrative Director J. Cruz:** Our next item is the unauthorized use of Lot 7055 Yigo. It was a letter issued to the Yigo Mayor. So, what had happened was we got an anonymous call of some activities that are occurring on 7055 Yigo. This Lot is located right behind the bus satellite. You're familiar with the area?

**Commissioner E. Garrido:** This is the area where we just leased out to GPA right?

**Acting Administrative Director J. Cruz:** Right behind in the vicinity. So, what it is ...is attached to the letter you'll see pictures there. There is activity of like stockpile of tires, white goods, there was a construction called Northern Construction that had parked their vehicles, tractors, there was activity of straining, I guess straining soil. There're boaters, they're backed in; there's debris that the mayor claims that is from Typhoon Mawar and the cleanup. But, nonetheless the Yigo Mayor was not given authority by this Commission to conduct such activities or given the use of the property. So, we conducted our site inspection. We informed EPA. The next item on the Director's report would be the letter to EPA requesting for their site inspection which was done already. We haven't received a copy of the report, the report is completed. We also did visit Northern Construction's office to inquire to inquire if they had an agreement and arrangement with the Yigo Mayor. All that we were told was that they were allowed to park their heavy equipment there for the work they do for the village. There is no agreement.

**Commissioner E. Garrido:** Where is his reference coming from?

**Acting Administrative Director J. Cruz:** Excuse me?

**Commissioner E. Garrido:** Where is his reference coming from?

**Acting Administrative Director J. Cruz:** The Northern market people or the Yigo Mayor?

**Commissioner E. Garrido:** The Yigo Mayor. Where did he, he said he was told he could park there.

**Acting Administrative Director J. Cruz:** The Northern Market, I mean the Northern Construction; I think he's the Operations Manager, he was the one that informed us that he was allowed, given, I guess approval by the mayor to park his vehicles there.

**Commissioner E. Garrido:** And have we received a reply from the mayor?

**Acting Administrative Director J. Cruz:** Not yet.

**Commissioner E. Garrido:** This is since February?

**Acting Administrative Director J. Cruz:** Yes. But we will be conducting another site visit, a follow up visit to see if there is any progress to the cleanup because there's abandon vehicles, as I said there are stock pile of tires there. It's almost like Oka Point or Ypao Point or in a sense. This time EPA was informed that they conduct their own inspections but we'll follow up on the report and if any violations were issued.

**Commissioner E. Garrido:** Have we got feedback from EPA?

**Acting Administrative Director J. Cruz:** Nothing but we will follow up.

**Commissioner A. Bordallo:** Heard from the Mayor?

**Acting Administrative Director J. Cruz:** No. No follow up from the mayor. No response from the mayor. The mayor was present during the EPA inspection, the Vice Mayor was present for the unlock of the gate to allow us to for the initial inspection.

**Commissioner E. Garrido:** So, they controlling the area, where is the key?

**Acting Administrative Director J. Cruz:** So, it's... there's a gate, a secured gate in order to go in and out.

**Commissioner A. Bordallo:** Who has the key?

**Acting Administrative Director J. Cruz:** The Mayors.

**Commissioner E. Garrido:** And that is, that is identified as CLTC property?

**Acting Administrative Director J. Cruz:** Yes sir.

**Commissioner E. Garrido:** I would like to suggest that your follow up will be a stop and desist for the use of that property by the mayor.

**Acting Administrative Director J. Cruz:** I believe the letter was Cease and Desist letter to the mayor for them to ceased and desist all activity.

**Acting Chairman D. Herrera:** That's dated February 19<sup>th</sup>?

**Acting Administrative Director J. Cruz:** Yes.

**Acting Chairman D. Herrera:** Okay.

**Commissioner E. Garrido:** But there still...

**Acting Administrative Director J. Cruz:** We need to do another site visit to determine whether there is anything...we will try to obtain the report from EPA so we will know what they should be doing in terms of cleaning it up.

**Commissioner E. Garrido:** Thank you for keeping on top of this because that's one thing we don't need is the wrong type of publicity and he can always turn around and say that we condoned it. This letter and your follow up letters will say differently.

**Acting Administrative Director J. Cruz:** We did do some fact find and reviewing of files but there was never any authority or authorization given to the Yigo Mayor for the use of that property. So, he was using it without authorization.

**Acting Chairman D. Herrera:** What is the size of that area?

**Acting Administrative Director J. Cruz:** I want to say maybe about 5 acres.

**Commissioner E. Garrido:** Is it completely fenced? Or just the entrance?

**Acting Administrative Director J. Cruz:** Just the front part. Well, cause the bus satellite compound is fenced up so that area and I believe the GPA area it runs to the back, but nonetheless the front portion is fenced and is adjacent to other government operations like satellite and Gain so that is fenced in. So, the back is not fenced and then there was activity in backfilling that was also concerning.

**Commissioner E. Garrido:** Keep on top of it. Thank you.

**Acting Chairman D. Herrera:** Commission Bordallo you have a packet?

**Commissioner A. Bordallo:** Nothing.

**Acting Administrative Director J. Cruz:** The next item on the agenda is a copy of the letter dated February 28, 2024 from the Office of the Attorney General (OAG). The subject of the letter is **Notice of Possible Conflict of Interest Temporary Withdrawal Legal Representation to Protect Public Interest**. This again is informational purposes for the Board to be aware what's happening with the Office of the Attorney General.

**Acting Administrative Director J. Cruz:** The next item is the letter that was issued to Speaker Therese Terlaje regarding the Attorney General informs withdrawal of Legal Representation.

**Commissioner E. Garrido:** I see. This 21 days is in court order [inaudible]

**Acting Administrative Director J. Cruz:** I hope so, not a priority but [inaudible]

**Acting Chairman D. Herrera:** Any action to kind of inquire from our side to either open, to fill a position for Legal, I think Legal Counsel or you know in that category for us to compensate?

**Acting Administrative Director J. Cruz:** What we've done is we went back and we tried to figure out a way of how we are will be able to retain legal services. We visited the idea of trying to hire an attorney, a Staff Attorney. Unfortunately, we're unable to do that. In the past what the commission has done is issue RFPs (Request for Proposal) for legal services but even at that the Attorney General will still have to clear that. But as far as any other avenues of trying to obtain legal services at this time we're stuck.

**Commissioner A. Bordallo:** In your budget, can we ask for it?

**Acting Administrative Director J. Cruz:** Well for 2025, we, you guys will be given copies and to approve our 2025 budget request. We will definitely put in money for the hiring whether it's a staff attorney or private attorney to meet our RFP process. But currently for 2024, we... the 2024 Budget Act did give us the flexibility to utilize the unspent appropriations for FY2022 and 2023, so there is money. That money also will be used for the new recruitments that the board had that the board had previously approved through the Org Chart. So, we are being very frugal of our expenditures and

making sure that our necessities come before our needs, and like one is legal representation but if there's any way to obtain whether it's doing an RFP for Staff Attorney, at this time we don't have any positive feedback yet on that. But there is money ... we requested for but just keep in mind.....

**Commissioner E. Garrido:** Which, which, of the two can be expedited faster?

**Acting Administrative Director J. Cruz:** Maybe the Legislature allowing us to hire an Attorney.

**Commissioner E. Garrido:** Is that germane to Mr. Moylan's power?

**Acting Administrative Director J. Cruz:** Well, if it's authorized through law just like for example the Port Authority or the Guam International Airport, if I'm not mistaken, they recruited one. A staff attorney so I would think that that would be the most....

**Commissioner E. Garrido:** Well Airport Authority, Port Authority, GPA and GWA have their own Staff Attorney, except for GPA just lost theirs....no they have one, they have one now.

**Acting Administrative Director J. Cruz:** I guess that's the benefit of being an Autonomous Agency one of the benefits. But in the recent public hearings that I've attended in the legislature, I know there was an attempt by Senator Quinata to take that discussion up but that's not what we were there for at that time so we didn't get too far, but you know it doesn't mean to say that it could have been requested to the Senators to introduce in the meantime for the long-term solution to our need for an attorney.

**Commissioner E. Garrido:** Okay so this is just FYI again.

**Acting Administrative Director J. Cruz:** Yes.

**Commissioner E. Garrido:** Okay thank you.

**Acting Administrative Director J. Cruz:** So, the next item is, on February 22, 2024, a motion was made but although the motion referenced the wrong bill number. I think the motion was made for Bill 173-37, but that was the bill related to the \$300 GPA credit. The motion should have reference Bill 179-37 which I believe was the bill regarding the Solar Farm. So, for the next board meeting or this coming board meeting the agenda hasn't been set; we will make sure to put that as a line item just to correct the incorrect motion.

**Acting Chairman D. Herrera:** So, the motion was made for 179? Or at that time?

**Acting Administrative Director J. Cruz:** 173-37 which is the \$300 credit bill.

**Acting Chairman D. Herrera:** Okay.

**Acting Administrative Director J. Cruz:** It should have been 179-37.

**Commissioner E. Garrido:** Whose error was that? Ours or the Legislature?

**Acting Administrative Director J. Cruz:** The Board. But it's okay, its table for. ...[inaudible]

**Acting Chairman D. Herrera:** That's for the Guam International Country Club 179?

**Acting Administrative Director J. Cruz:** Yes. Yes.



**Acting Chairman D. Herrera:** Okay thank you.

**Acting Administrative Director J. Cruz:** So, the last item on the report is we just recently received a letter from Attorney Cunliffe regarding occupancy of unregistered property Mr. Billy P Cruz. So, this again is informational, we're just letting the board know that Mr. Cruz has I believe retained legal services and so now I guess all communication will be done through his attorney.

**Acting Chairman D. Herrera:** On the Macheche lot? Or...[inaudible]

**Acting Administrative Director J. Cruz:** His current lease property that is unregistered.

**Acting Chairman D. Herrera:** Oh Billy Cruz.

**Commissioner E. Garrido:** Billy Cruz...the man's ... fence. . .[inaudible]

**Acting Chairman D. Herrera:** Okay, okay. We still need our legal rep to respond to this one on our side?

**Acting Administrative Director J. Cruz:** Yes.

**Commissioner E. Garrido:** Well, we can't have the list even if we wanted to because we need legal counsel.

**Acting Administrative Director J. Cruz:** Yes. Just so the Board is aware, the land registration process is kind of lengthy. It's not a matter of months; maybe a year or two.

**Commissioner E. Garrido:** Thank you.

**Acting Administrative Director J. Cruz:** Okay, so that's it for the Director's report. If I may before we continue because, I guess the next discussions will relate to constituent matters without the without legal, legal representation present, we would advise that the Board does not make any decisions. If I'm not mistaken every Lessee that that's named on this agenda has some type of anomaly within their lease award. There were actions done that that are contrary to law. Any further actions or decisions that the Board should decide to make, will or may create a more liability on the Commission. An example I'll give you is the Norman Boy leases that were done. The Director, the Administrative Director, they action the lease award. Some leases were ratified by the board but the Attorney General at that time Elizabeth Barrett-Anderson, came in and null voided 102 leases, and within there are some that have houses, there are some that have SBA Loans, there are some that have survey and there are some that have not done anything. If we can't resolve those situations or those issues, we foresee that the commission may be liable for the reimbursement or repayment of any improvement. Just know that out of the 102 I believe 16 were potentially or so call adjudicated, but we still need to go back and review how and in what manner the judication or what process was taken to so call fix it, because the AG's opinion was really straight forward of what needed to be done but nonetheless those 102 leases still need to be addressed. I kind of understand that, by not making any decisions or no action today delays progress but the board has two priorities right. The commission and the constituents and it's hard to balance, I totally understand that but we would like to advise you that without any legal representation present that no decisions may be made towards that have issues.

**Acting Chairman D. Herrera:** Any comments?

**Commissioner E. Garrido:** Yes. The... all the listed constituents for today's meeting they all have some sort of correction needed.

**Acting Administrative Director J. Cruz:** We can, I can tell you confidently that everybody listed already has not compiled with the date and time of processing. Meaning they were, they applied December 07, 1995, although we're only working on December 2<sup>nd</sup> 1995 at 8:07 am. It's not the constituent's fault for whatever had happened although we need to be mindful of the liability we'll be creating if it's not done properly and again the prime example is the 102 Norman Boy leases that were done.

**Acting Chairman D. Herrera:** Okay.

**Commissioner E. Garrido:** And with that said with that said, I would like to put a motion before the board that we table this until we have legal representation so that we can work through the process and uh move forward.

**Commissioner A. Bordallo:** The whole agenda?

**Commissioner E. Garrido:** Mmhmm (Yes).

**Commissioner A. Bordallo:** The whole agenda will be tabled?

**Acting Administrative Director J. Cruz:** There's some items like for discussion like 5-C which is just the discussion of the subdivision proposal. The board already had decided to, to dedicate that for an affordable housing subdivision.

**Acting Chairman D. Herrera:** I see.

**Acting Administrative Director J. Cruz:** If it's just for discussion purposes I, I don't know whether the board should choose to do something else with the properties. It is also...

**Acting Chairman D. Herrera:** Item C?

**Acting Administrative Director J. Cruz:** and D and E and F and G.

**Acting Chairman D. Herrera:** Just for discussion?

**Acting Administrative Director J. Cruz:** Yeah, item D regarding Global Recycling, it's a continuing issue that has been resolved. I don't think that the Board should decide to terminate the so call Lease Agreement or authority to occupy or whatever that document was made, that's not something that's not...

**Acting Chairman D. Herrera:** We need legal counsel also.

**Acting Administrative Director J. Cruz:** That's not something that's; they're there, they're not, they don't have a lease, they don't pay rent, they're getting money from the government so they're getting the best of both worlds.

**Commissioner E. Garrido:** Well, looking at all these H thru Z, I think it, it, serves us to be very cautious and like I said since there is no legal counsel that we should table it until another date where we will have legal counsel available so we can service these people. Because, I'm all for trying to resolve problems but not to create new ones and without legal we might be digging a hole for ourselves.

**Acting Administrative Director J. Cruz:** Okay.

**Acting Chairman D. Herrera:** On Section G, can we table [inaudible] set for discussion? This is the bill that became Public Law 37-75. This one's already gone through. This is the mou that we the tri party mou?

**Acting Administrative Director J. Cruz:** Okay

**Acting Chairman D. Herrera:** I know that the USDA Directors here that you may probably just give us a wrap up on the ... what's that, you know the process of Chapter 7 Public Law 37-75 this is that tri party MOU ....

**Acting Administrative Director J. Cruz:** We just recently received today, just a matter of an hour the updated MOU, but even nonetheless we wouldn't advise that you approve the MOU in its form now without legal review. I believe Guam Housing's legal had reviewed this already if I'm not mistaken.

**Acting Chairman D. Herrera:** If we may ask you may come up and state your name sir.

**Commissioner E. Garrido:** You can't. I have a motion on the table right now.

**Acting Chairman D. Herrera:** Oh.

**Acting Administrative Director J. Cruz:** But it's entirely up to the Board if they want to table the whole agenda. We, we just were making comments on specific items.

**Acting Chairman D. Herrera:** Ya, this is not to approve or disapprove.

**Commissioner A. Bordallo:** I second that motion.

**Acting Chairman D. Herrera:** Okay, alright so....

**Acting Administrative Director J. Cruz:** So, I guess you have to follow through with a vote on it.

**Acting Chairman D. Herrera:** So, so I hear a first and second motion so all those in favor say Aye.

**All:** Aye.

**Acting Chairman D. Herrera:** And all those in favor say no. So, the Ayes have it. So okay Mr..., you may, it's okay they motion that it's going to pass so thank you, thank you for dropping by.

**Acting Administrative Director J. Cruz:** So, would we set the schedule, confirm the schedule for the next meeting date?

**J. Casem (CLTC):** Commission Member E Garrido's motion was to table the constituents matters.

**Commissioner E. Garrido:** Ya, table the whole thing.

**Commission A Bordallo:** Table the whole thing.

**Acting Chairman D. Herrera:** Ya table the whole thing.

**Acting Administrative Director J. Cruz:** So, can you amend the motion so that it can be table.

**Commissioner E. Garrido:** My motion is to table uh old business A thru G because of a lack of legal counsel, A through G (G as in George).

**Acting Chairman D. Herrera:** New Business, can we continue?

**Commissioner E. Garrido:** We can continue with new business but let's hear what the Director has to say.

**Acting Chairman D. Herrera:** No, the Commission was saying that she tabled the whole thing.

**Commissioner E. Garrido:** A thru G.

**Acting Administrative Director J. Cruz:** The whole agenda.

**Commission A Bordallo:** The whole agenda.

**Acting Administrative Director J. Cruz:** so that would table the new business.

**Commission A Bordallo:** Motion.

**Commissioner E. Garrido:** Okay, okay, because we're going to have legal counsel for the constituent matters.

**Acting Chairman D. Herrera:** Okay so I hear a motion right so I do I hear a second?

**Commission A Bordallo:** I second.

**Acting Administrative Director J. Cruz:** If I may, Commission Garrido can you repeat your motion just for clarification.

**Commissioner E. Garrido:** Okay, my motion will cover part five old business to part six to new business because of a lack of legal counsel to advise us on these issues. I move that we table this until such time that we have available counsel to help us preside over the meeting.

**Acting Chairman D. Herrera:** Number 6? Up to number 6?

**Commissioner E. Garrido:** Yes.

**Acting Chairman D. Herrera:** and number seven you want us to. (Power glitch), PBS had to reset system. (time: 39:17 / 1:22:40)

**Public Comment(s):**

**BSE system back (time: 39:21 / 1:22:40)**

**Josephine Scharff:** and I would like to build my house before I kick the bucket and I don't know how long that is because I have (audio inaudible), which is cancer of the blood, so thank God that I'm still sitting here, but I... that's my dream to build my house and I've got two obstacles, my first obstacle is after waiting for seven months for a survey company to come out to survey I'm finally got, I got called last month. Finally, my name came up, but, because I need an authorization from the board just at least I can get my process going then I can have my survey done after waiting for seven months for this and it's not the money that's keeping me back it's the board but I want to help the board by going

to the legislature to help you guys help me get the legal representation but if I can get on the agenda at least to have my survey done if you if this board is going to approve it. If not because again of legal representation, I'm fine with that. And then my SBA certificate. I came here in November. I was referred off island in February, came back in May or June because of the typhoon that destroyed the only thing I had in my life which is a property that your kind enough to lease to me and a building that was there. But because of this typhoon it destroyed it. Okay, so I'm not asking for pity either, because all I want is to build my house. Okay and I just what I can do and the rest of everybody that is here, can help to help you guys to help us because that is the only way were going to do this. We been waiting and waiting and waiting. I keep being told I'm going to be on the agenda in January, it didn't happen, I'm going to be on the agenda in February, it didn't happen. March it didn't happened okay now we are in April. Like I said I don't want to kick the bucket before I build my house. At least I want to try my house. But that's my, my, comment and I'm very appreciative of and blessed that you're able to listen to me and I'm hoping that everybody here will leave this place today and say hey we need to help cltc. Let's go down to Terlaje ask her. Get a law going or all the Senators that we vote for to help us. Cause this is our property. Guam is our property and it needs us. We're the CHamorus man who live here. You know we own this property; it was given to us by you guys. You know we're fortunate, fortunate enough to have property that we didn't have to buy because we didn't have the money, but the government gave us this property now we have to do our work. We diligently go down there and ask those people we that vote in to help us in our island to help you guys get that legal representation so thank you very much and I'm so glad I aired this out because O my god, I have bad blood pressure, bad blood pressure and I'm just so happy that you're able to listen and thank you for informing us of what they have to do because we didn't know that see so everybody comes to the meeting oh it's delayed , it's cancelled because no legal, so it's so senseless for us to keep coming if you cannot approve nothing. It's really, you're wasting our time, you're wasting your time. You guys got better things to do. So now we know what's problem; legal representation and what this news media here I know this gentleman back of me needs to put there in the newspaper CLTC needs legal representation, Senators help the people of Guam. Thank you, sir. Thank you and you all have a good day.

**Acting Chairman D. Herrera and Commission E. Garrido:** Thanked J. Scharff, and asked J. Scharff to remain seated at the meeting table. How is your condition?

**Josephine Scharff:** No, my blood pressure was really; really because I was here the other time and I'm so disappointed. I really am.

**Commissioner E. Garrido:** We, we, the board and our staff want to help you people but we want to do it the right way, there were many errors made in the past but it was not through our efforts. We're trying to clean it moving forward. Now in all good, good conscience I cannot advocate what you're saying but you can do anything you want to do in your personal capacity it sounds like a political action committee that you're forming which is fine which is fine, but I wish you well in that and I want to help you as best I can, but following the proper protocols need to be in place and I, I don't want to, to remove anyone from their leases. I want to help them, but we're limited as to what we can do based on the AG pulling away, pulling out our legal counsel. So, like I said it's your power to go down there and speak to whoever you want to down at the legislature to get things moving because we really, we're really not sure why he pulled, what pulled away our counsel. You know, he, I heard they decided the raceway, but we, we stopped the raceway from operating because of there were activities that were not sanctioned by the board. Okay, so, so if there is an issue there; he should go after the raceway not CLTC.

**Josephine Scharff:** And making us suffer.

**Commissioner E. Garrido:** Huh?

**Josephine Scharff:** We are the ones suffering.

**Commissioner E. Garrido:** Yes, and I don't like to call you guys in and then we can't move on it, it is like you said a waste of your time, our time and the staff's time, where we can be putting it to more productive effort. But I wish you well in that and if we do get legal, we will start moving quicker.

**Josephine Scharff:** Yes, and I will be the first one in your doors. Thank you so much, thank you staff of CLTC.

**Acting Chairman D. Herrera:** Please wait a moment so Commission Bordallo may say something.

**Josephine Scharff:** I'm sorry Mrs. Bordallo.

**Commissioner A. Bordallo:** No, thank you for your support too and like Board Member Mr. Garrido said [inaudible].

**Josephine Scharff:** Thank you, I, I, really appreciate CLTC. See this office is out to help us too you know but they can't move without you guys, you guys can't move without legal representation so where do we stand?

**Commissioner E. Garrido:** And We cannot hire legal representation because we did not, we need to get his approval.

**Josephine Scharff:** Right so he said go through the law, make a public law am I correct isn't that what you mentioned?

**Acting Administrative Director J. Cruz:** Yeah.

**Josephine Scharff:** Public law.

**Commissioner E. Garrido:** An amendment to the law.

**Josephine Scharff:** An amendment or something.

**Acting Chairman D. Herrera:** But let's, let's just wrap this up right. The issue is not the really the legislature. The Attorney General is under the executive branch.

**Commissioner E. Garrido:** No, separate branch. He's elected.

**Josephine Scharff:** The AG office, he's an elected position right.

**Acting Chairman D. Herrera:** So, so, which just for clarity, so, so, where the Attorney General under? The Guam Legislature? Where are they under? Yeah, so which Commission Garrido? Because you know we are blaming one legislator branch, right?

**Josephine Scharff:** No, no, no we're not blaming, we're just saying we need to go to them to help us.

**Commissioner E. Garrido:** He's, he's, an elected official.

**Acting Chairman D. Herrera:** So, what branch is the Attorney General? Commissioner, Garrido and Commissioner...

**Commissioner E. Garrido:** If I'm going to put a tag to it, I would say he falls under like the judicial.

**Commissioner A. Bordallo:** Where does he get his budget?

**Commissioner E. Garrido:** From the General Fund.

**Commissioner A. Bordallo:** The General Fund, so that's under the administration.

**Acting Chairman D. Herrera:** Correct, the Executive Branch.

**Commissioner E. Garrido:** But he's elected.

**Commissioner A. Bordallo:** That's, that's very tough.

**Josephine Scharff:** But then the legislature will make the law then the legislature will call our Governor; either she signs it or veto it. So, I think for me, I think the best way is to that route because if it's into law, he has no choice but to follow that law, am I correct?

**Acting Chairman D. Herrera:** Yeah, and just for the record, the Attorney General Moylan did mention it publicly that the divisions or the departments may hire their own.

**Commissioner A. Bordallo:** Well, that's where the legislature comes in and approves the budget for us to hire our own attorney.

**Josephine Scharff:** Because the budget is not good until 2025.

**Acting Chairman D. Herrera:** Correct.

**Josephine Scharff:** So, I'm talking about this whole year if we can go down there take care of 2024, since these guys have the budget and maybe in 2025, they'll be able to hire somebody, but for now.

**Acting Chairman D. Herrera:** Well just to add it the memorandum I'm understanding that we have here just to clarify it, the old memorandum from for the record again, from 2005 have \$500,000.00 right now in our budget. The new memorandum that was just passed which is Public Law 37-75 also had another half million dollars budgeted. So, the gentleman that was here earlier from the USDA was going to mention to the public that the first \$500,000.00 that was in the lock box from 2005 is no longer locked in the system because we have a new MOU which is the Public Law 37-75. So that means that it releases the \$500,000.00. From that \$500,000.00 that was our plan if we move forward to utilize that \$500,000.00 to hire an attorney so we can move on and have our meetings attended by an attorney so we don't have any more delays. That's the gap. Do we understand that do we have... right now we have half a million dollars that's in the bucket, in the bucket that we can utilize.

**Josephine Scharff:** So, correct me if I'm wrong, this is what I'm understanding, you have money now...

**Acting Chairman D. Herrera:** Yes, from the first mou from 2005.

**Josephine Scharff:** So, why can't he hire, why can't you use that money?

**Acting Chairman D. Herrera:** Correct, you're right.

**Commissioner E. Garrido:** Because the Attorney General is the overriding attorney general for the entire island of Guam. He has to approve any self-attorney generals on line agencies.

**Josephine Scharff:** Wow.

**Acting Chairman D. Herrera:** So, again the question is that do we have to hire an attorney?

**Josephine Scharff:** Yes.

**Commissioner E. Garrido:** No, we need permission from the AG to hire an attorney.

**Acting Chairman D. Herrera:** Uh yes, the permission, but what I'm saying is do we have the funds to hire? I would say for the record that we do have. We have \$500,000.00 in the bucket right now that we can use after we release it and implement the...

**Commissioner A. Bordallo:** What was the intent of that \$500,000.00?

**Commissioner E. Garrido:** That was earmarked for something.

**Commissioner A. Bordallo:** Was that for the SBA guarantee?

**Acting Chairman D. Herrera:** Correct, that's the ...

**Josephine Scharff:** Yes, from what I understand.

**Acting Chairman D. Herrera:** Correct, yeah, so there's two mou, the 2005 and the mou that was just passed this this year which is Chapter uh Public Law 37-75. \$500,000.00 for the loan for the fundings from the USDA, the Guam Housing, and the CHamoru Land Trust that's \$500,000.00. The first \$500,000.00 that was secured back in 2005 is now rescinded. That was the first mou back in 2005 between USDA, Guam Housing and CHamoru Land Trust. So, that money is that can be released to for us to utilize for what we need that is most top in our priority and our top priority is to hire an attorney so we can continue.

**Josephine Scharff:** So, what do we need to do? Go to the Attorney General's office and knock on his door and say help? What, what is it?

**Commissioner A. Bordallo:** Can we ask Mr. Cruz (AAD) to come back into the room?

**Josephine Scharff:** He needs to... help.

**Acting Chairman D. Herrera:** You're, your right ... **[inaudible]**, the attorney general is the one that mentioned that you know publicly that the agencies may hire their own attorney and of course if we go if we need to go to the AG then we have to go through the AG and say we want to hire our attorney, give us the green light and the attorney will report to the attorney general.

**Commissioner A. Bordallo:** I I have to comment on that.

**Acting Chairman D. Herrera:** Okay.

**Commissioner A. Bordallo:** The money, that \$500,000.00 was actually to be used for the loan guarantee.

**Acting Chairman D. Herrera:** The 2005, or the new 2024? We have two mou, 2005, the \$500,000.00 and now we have the new mou which is that Public Law 37-75.



**Acting Administrative Director J. Cruz:** So, this is what it is, the 37-37 was to establish an escrow account for Guam Housing. The mou that was.... [inaudible]

**Commissioner E. Garrido:** So, it's earmarked.

**Acting Administrative Director J. Cruz:** Yes, it's securitized just for this a certain program of USDA. The mou we had since 2005 will be will be replaced by the mou.

**Acting Chairman D. Herrera:** That's what I'm trying to explain, but please explain it more clearly.

**Acting Administrative Director J. Cruz:** In the mou it states... you should have a copy that it will....

**Acting Chairman D. Herrera:** I gave them a copy already.

**Acting Administrative Director J. Cruz:** It will supersede any agreements.

**Acting Chairman D. Herrera:** Amen.

**Acting Administrative Director J. Cruz:** The only thing is that maybe we'll be a little more specific and mention the date, the date that 2005 was executed just so for clarity. So that means that any money that was restricted based on that mou will be freed up.

**Acting Chairman D. Herrera:** Amen.

**Acting Administrative Director J. Cruz:** But that money that those funds will still stay in the loan guarantee fund cause that what it's....

**Commissioner A. Bordallo:** Earmarked.

**Commissioner E. Garrido:** So, it's earmarked for loan guarantee.

**Acting Chairman D. Herrera:** For \$500,000.00.

**Acting Administrative Director J. Cruz:** The funds that we have here and the funds with Guam Housing is earmarked for their program the 502 and the 504.

**Acting Chairman D. Herrera:** Yeah, 502 and the 504 on the USDA Rural Urban System.

**Commissioner A. Bordallo:** But its not to hire legal?

**Acting Administrative Director J. Cruz:** No. When we spoke about hiring legal counsel, so the 2024 Budget Act allowed the CHamoru Land Trust to expend any unexpended appropriations from 2022... 20 ... prior years. So, what we did was, we went back to see what general fund appropriations were given to us in those years that we didn't expend. We cannot expend the special fund because we're already operating at a deficit. We weren't collecting more or enough than what we were spending. So, if we add on to that and we continue to spend the unspent appropriations from fiscal years, our deficit will go even higher. So, it's not prudent that we are physically responsible that we touch that. So, we're only focused on the general fund appropriations and that's in 2022 and 2023. That money can be used to pay for legal services, will be used for the recruitment of the positions that were approved by the commission, and will be used for other things. Just know that as we go back and we read the law, we're required to publish a lot of our activities. Publication is very expensive. In our 2025 budget we're going to request more money for contractual expenses. We will put money in for legal services or and then whatever it is that we use in a year. But to the question, the new mou

that is being drafted and still in draft form, we will replace the old mou. 2005 [inaudible], that we just have some questions because in our meeting with Guam housing, myself, Mr. Diego, CLTC will still need to guarantee the loan. But in the mou in the beginning of the section it says CLTC will guarantee but further back it makes... mention that Guam Housing will guarantee the loan. So, there's just some things we need to get clarification on, but...

**Acting Chairman D. Herrera:** And that's what Mr. Diego was going to clarify today, so but again you know.

**Acting Administrative Director J. Cruz:** But nonetheless our lessee's will have the opportunity to avail of other loan programs to construct homes at a very reasonable interest rate.

**Acting Chairman D. Herrera:** Okay, again that was the 1% to 3.7%, but again we will discuss it when [inaudible]. So now Joey the question, the first mou right.... it's being lock box under the budget of the CLTC?

**Acting Administrative Director J. Cruz:** The \$500,000.00.

**Acting Chairman D. Herrera:** The 2005?

**Acting Administrative Director J. Cruz:** Yeah, the \$500,000.00 is in a TCD and a checking account.

**Acting Chairman D. Herrera:** Yeah, not with Guam Housing but with here.

**Acting Administrative Director J. Cruz:** Yeah.

**Acting Chairman D. Herrera:** And then the second \$500,000.00 is also under?...

**Acting Administrative Director J. Cruz:** The recent \$500,000.00 was appropriated to through Public Law 37-75 is with Guam Housing not with the commission.

**Acting Chairman D. Herrera:** And for the same for ...

**Commissioner E. Garrido:** So, there is no new money coming into CLTC? You said we keep...

**Acting Chairman D. Herrera:** And the second one is. Okay just, just, that for clarification and that's in the mou that we have. [audio glitch]

**Acting Chairman D. Herrera:** So, do we have the funds? ...again...

**Acting Administrative Director J. Cruz:** At this time....

**Commissioner E. Garrido:** The problem isn't the funds; the problem is we're not allowed by Guam law to hire an attorney because the Attorney General is the attorney for all of the line agencies in GovGuam and in order to hire an attorney.... let's say for CLTC, we need his permission.

**Josephine Scharff:** And then where does the legislature come in? I mean where does...

**Acting Administrative Director J. Cruz:** When I mentioned the legislature, I used example of the Airport, GPA and Port Authority. So, in their enabling act if I'm not mistaken for the autonomous, they make mention of the recruitment a... an attorney. That's what I meant.

**Acting Chairman D. Herrera:** So, we have to knock on the Attorney General's door.

**Josephine Scharff:** Oh.

**Acting Chairman D. Herrera:** There, that's the door.

**Acting Administrative Director J. Cruz:** Or even....

**Josephine Scharff:** With the help of the legislature...

**Acting Administrative Director J. Cruz:** That too. They can they can make amendments to laws to authorize the recruitment of an attorney. It, it's, been..., it's, it's, an avenue that could resolve our lack of an attorney.

**Josephine Scharff:** So, this man has my livelihood and my future in his hands?

**Acting Chairman D. Herrera:** Or he can ...

**Josephine Scharff:** Because he's not...

**Acting Chairman D. Herrera:** He can just send an attorney down here to represent us and we're on the way.

**Josephine Scharff:** I'm on the... oh my gosh okay

**Acting Chairman D. Herrera:** You got it, you're right on target.

**Josephine Scharff:** I get it, I get it, understood. Thank you so much, at least I got clarification because I keep coming here, but anyways I hope I can get on the agenda someday, someday real soon.

**Acting Chairman D. Herrera:** I think you already discussed that with one of the Land Agent, right? about your agenda to be put for your next...

**Josephine Scharff:** Yes, yes, I spoke to a very wonderful woman today that clarified me too. So, you know, hopefully I get on the next and maybe the next time I come there will be a man sitting over there. (pointing at the attorney seat).

**Acting Chairman D. Herrera:** They're on the fifth floor so...

**Josephine Scharff:** Or maybe I should go and ask one of these attorneys...say hey you guys want to donate your time?

**Acting Chairman D. Herrera:** Pro Bono

**Josephine Scharff:** Yeah, Pro Bono.

**Commissioner E. Garrido:** I don't know if that's allowed.

**Josephine Scharff:** That's why my daughter is going to school to be a... a, lawyer so she wants to do Pro Bono. She wants to come back to Guam to do that.

**Acting Chairman D. Herrera:** Si Yu'os Ma'ase (Thank you)

**Josephine Scharff:** No, Hamyu mas (U as well)

**Acting Chairman D. Herrera:** So anymore public comments?

**Acting Chairman D. Herrera:** Joey thanks for the clarification.

**Acting Chairman D. Herrera:** Buenas (Good day). Say your name.

**Frederico Taimanglo:** Federico Taimanglo, I'm from Hagat. I was looking for land from CHamoru Land Trust, and I qualified. So, when the time came for me to get land, I was called. I told them I could come in the next day for a meeting. So, when it was done, they showed me places. They gave me Swamp Road in Dededo, or is it Yigo? Oh, Dededo. I was told to look for a surveyor to survey the land; if I could not find one, they would have one. So, I met with the surveyor, and the points were set, but I had already paid the surveyor. After the process, I was eligible, and I was given another land in the same month. They gave me land in Hagat. When I saw the place, I liked the place. They said OKAY, so the same surveyor who surveyed the first land surveyed that one, too. The...

**Acting Chairman Herrera:** The second one?

**Frederico Taimanglo:** The second one. I went down once the land was surveyed, and it was good. When I went the second time, I saw that the land had a slop. Why was the land slopping down? I went to the office and asked why you gave me that kind of place. I wanted to ranch and hang out, but if it rains, the mud will cover us. I don't like that place. Can you give me another? I was then given the land further in. I saw it, and they said to go ahead.

**Acting Chairman Herrera:** That's three?

**Frederico Taimanglo:** Two. It was surveyed, and then I paid for everything in full. I paid what they asked for, two thousand dollars. Until this day, nothing. Until now, nothing. I came in for a meeting for that land. I was told that there is nothing they can do because the person is gone.

**Acting Chairman Herrera:** Was the surveyor there?

**Frederico Taimanglo:** I couldn't contact the guy when he was alive, and I could not contact him when the work was done.

**Acting Chairman D. Herrera:** It's in the record of the Survey that Federico Taimanglo....?

**Acting Administrative Director J. Cruz:** Federico Taimanglo did retain services of Robert Ventura.

**Acting Chairman D. Herrera:** Oh, so Ventura passed away.

**Frederico Taimanglo:** He did both. I cannot find him.

**Acting Administrative Director J. Cruz:** He passed away.

**Frederico Taimanglo:** Yes, but before he passed away, I was.... I was trying to find him and where he's at.... they can never get a hold because he was out in the field.

**Acting Chairman D. Herrera:** So, that's the map? He leaves a map?

**Acting Administrative Director J. Cruz:** It's like a sketch only, there's no map.

**Acting Chairman D. Herrera:** For the first or the second lot?

**Acting Administrative Director J. Cruz:** The second, the 481.

**Acting Chairman D. Herrera:** Oh, in South Lot 481?

**Frederico Taimanglo:** For the first one, there was a map. I was given a map; I got maps.

**Acting Chairman D. Herrera:** Did they show you the points?

**Frederico Taimanglo:** I cannot find the points because the carabao pulled it out.

**Acting Chairman D. Herrera:** They put the points?

**Frederico Taimanglo:** Yes, they put the points.

**Acting Chairman D. Herrera:** You can find it if we look for it, right?

**Frederico Taimanglo:** Yes

**Acting Chairman D. Herrera:** Is there a receipt?

**Acting Administrative Director J. Cruz:** There's a \$1,000.00 deposit.

**Acting Chairman D. Herrera:** Okay, so what's the next action...uh...

**Frederico Taimanglo:** I still have, I still, I got all the documents on both properties up to now.

**Acting Administrative Director J. Cruz:** Again, we go back to date and time.

**Acting Chairman D. Herrera:** So, what's the date? What's his date?

**Acting Administrative Director J. Cruz:** Date issue was December 04, 1995. So, Frederico Taimanglo is one of many people in that type of category that were given NOAs that required the prerequisite of their property to be surveyed prior to getting a lease.

**Acting Chairman D. Herrera:** Oh.

**Acting Administrative Director J. Cruz:** So, there's, there's a lot of people who had paid for surveyors...

**Acting Chairman D. Herrera:** Before the lease?

**Acting Administrative Director J. Cruz:** Before the lease because that was the requirement before but now did not get a lease. They could have had their property fully surveyed already and have a map but no lease. But because their date and time, we're unable to give them a lease, but like I said initially was that it's not their fault because they did everything that they were told.

**Acting Chairman D. Herrera:** The property surveyed? I mean uh registered?

**Acting Administrative Director J. Cruz:** Some, but there are some that are unregistered.

**Acting Chairman D. Herrera:** How about this one?

**Acting Administrative Director J. Cruz:** 481... I'm not too sure.... they're verifying whether it's registered or not.

**Acting Chairman D. Herrera:** Let's verify....

**Acting Administrative Director J. Cruz:** So again, Frederico Taimanglo had already did what he was supposed to do, he went and retained surveying services, put a deposit of \$1,000.00. It's unfortunate that his surveyor did not complete it and is no longer on this earth.

**Acting Chairman D. Herrera:** Is this part of that law that uh the bill 245? That was supposed to rectify this similar?

**Acting Administrative Director J. Cruz:** I I need to go back and read it because I know there was uh, there was something about survey or something.

**Acting Chairman D. Herrera:** Okay 247?

**Frederico Taimanglo:** Alan Quan

**Acting Chairman D. Herrera:** It's good that you did all the requirements.

**Acting Administrative Director J. Cruz:** The 841 is unregistered. It's not registered.

**Acting Chairman D. Herrera:** O it's not a registered land?

**Frederico Taimanglo:** What I know he has to do is survey the property and when everything was done, he's the one that supposed to send me the map into that the government.

**Acting Administrative Director J. Cruz:** But just so you know .....

**Frederico Taimanglo:** It was him. He knew it was not registered, but he went ahead and did it. Look, it doesn't want to open now. That he went ahead and did that he took.... he did something wrong. He did that.

**Acting Administrative Director J. Cruz:** Your map would have never been approved if it's unregistered.

**Acting Chairman D. Herrera:** So, so all those people that are living in 481 on unregistered land?

**Acting Administrative Director J. Cruz:** Uh, not all of 481. They may be a section that's registered.

**Acting Chairman D. Herrera:** Do we have them on the listing, remember the one you showed me?

**Acting Administrative Director J. Cruz:** The unregistered? We have to go back and check, I'm not too sure.

**Acting Chairman D. Herrera:** Okay.

**Frederico Taimanglo:** I do, I I got the map for that property; for both properties.

**Acting Chairman D. Herrera:** Okay.

**Frederico Taimanglo:** I got everything, this thing I I asked him for the map. This is the map; this is Santa Ana.

**Acting Administrative Director J. Cruz:** This map is for the basic lot for the entire area not your specific lot.

**Acting Chairman D. Herrera:** Not registered?

**Frederico Taimanglo:** I got that I got that [inaudible]

**Acting Administrative Director J. Cruz:** It's unregistered, on the map it says unregistered.

**Acting Chairman D. Herrera:** wow so that's a big parcel...no

**Acting Administrative Director J. Cruz:** Yeah

**Commissioner A. Bordallo:** Are most of them unregistered?

**Acting Administrative Director J. Cruz:** We have a lot of property that are unregistered, we have a lot of people who leases that are unregistered.

**Commissioner E. Garrido:** [inaudible]

**Acting Chairman D. Herrera:** There's 223 right still on, that we have a listing of unregistered right?

**Acting Administrative Director J. Cruz:** We have a listing of unregistered property that we've put in the order of the most effective leases that were awarded get [inaudible time: 1:12:22/1:13:14]

**Acting Chairman D. Herrera:** If it's ranching, it farming it is he....

**Acting Administrative Director J. Cruz:** I don't want to say to continue because ....

**Frederico Taimanglo:** You know what I mean.... He told me to start planting.

**Acting Administrative Director J. Cruz:** Understood but....

**Frederico Taimanglo:** And I did plant. I started planting, and it was nice, but the carabao. Coconuts, taro, but I got tired; I can't be doing this all the time. My place was nice, but someone's carabao would come and stomp on the plants. I'm really tired.

**Acting Chairman D. Herrera:** Okay, we will talk more.

**Frederico Taimanglo:** The guy is gone, so I don't know where to go. I really don't know where to go.

**Acting Administrative Director J. Cruz:** What we'll do is we, we'll get this, your situation assigned to someone to do thorough review of your file.

**Commissioner E. Garrido:** We need some guidance, but no Attorney General.

**Frederico Taimanglo:** There are too many problems for the land. My grandson is big already...

**Acting Administrative Director J. Cruz:** Next time if you have any inquiries or something, um we would recommend you come to the office and speak a Land Agent or someone to assist you just so we can compile all the data whatever.

**Frederico Taimanglo:** I know now. This is CHamoru Land Trust. The governor gave us this, but they keep doing it wrong. I don't know how they...maybe they should go to jail. What kind of CHamoru are they? If I did that, I would go to jail. But then, we have to excuse. That is a lot of money just to let it go, two thousand dollars. I have seven kids, shit, man. There's nothing they can do because there are problems, a lot of problems. I want to scream; even if I scream my head off, they won't listen. They did the problem, but the person is dead.

**Acting Chairman D. Herrera:** Mr. Cruz mentioned that there is a bill that the legislature is trying to pass to fix all the problems. Maybe even pay you for the survey. The surveyor took the money and left; we are new here. But we see all the problems over the past twenty-eight years. So, twenty-eight...

**Frederico Taimanglo:** What about the surveyor who died? Doesn't he have any family that does that kind of work?

**Acting Chairman:** So, this is what's happening; three bills must be amended to fix the problems. A lot of December 2 passed, just like you, December 4. Some are 2024, which was given land.

**Frederico Taimanglo:** You know what happened to my son? We went to see what we could do, and someone was on the land. What is this?

**Acting Chairman D. Herrera:** On private?

**Frederico Taimanglo:** The same land they gave me, they gave someone else.

**Acting Chairman D. Herrera:** So, those problems are what we are dealing with. Moving forward, we need to...

**Frederico Taimanglo:** What is that?

**Acting Chairman D. Herrera:** The way to fix this is to amend...

**Frederico Taimanglo:** Thank you very much; I feel sorry, but please excuse me; thank you.

**Acting Administrative Director J. Cruz:** One thing for sure is please come by our office if you have any questions, concerns, or inquiries. Um, our doors are always open. Please make sure that your information is updated because there's going to be a time when we have to get a hold of you and you don't update your contact or your mailing address. Um... then you will be...

**Acting Chairman D. Herrera:** For example, you're open tomorrow regular?

**Acting Administrative Director J. Cruz:** Yes.

**Acting Chairman D. Herrera:** So, today, you can tell them all your information to start the process; that's what Mr. Cruz is saying.

**Acting Administrative Director J. Cruz:** Let us thoroughly review your file, give us an opportunity so we can compile and we'll know what's going on.



**Acting Chairman D. Herrera:** Your testimony is being recorded and put in your file. You came in and told us you were shown two properties. You paid the surveyor, and they gave you a property with a slop. Then, you were given a second one...

**Frederico Taimanglo:** Man, I cleared the land and saw Carabao later.

**Acting Chairman D. Herrera:** But the second property is suitable?

**Frederico Taimanglo:** Right beside it.

**Acting Chairman D. Herrera:** Thank you for coming. **[CHamoru]**

**Frederico Taimanglo:** Thank you. **[CHamoru]**

**Acting Chairman D. Herrera:** Ok we finished the Public Comments (CHamoru), so, Joey we adjourn?

**Acting Administrative Director J. Cruz:** So, we set the next meeting.

**Acting Chairman D. Herrera:** Oh, okay so number; number eight, meeting Thursday, April 18, 2024 At 1:00PM, CHamoru Land Trust Conference Room, Suite 223, 2<sup>nd</sup> floor, ITC Building, Tamuning, Guam

**Adjournment:**

**Acting Chairman D. Herrera:** Do I hear a motion to Adjourn

**Commissioner A. Bordallo:** I motion.

**Acting Chairman D. Herrera:** Do I hear a second.

**Commissioner E. Garrido:** I second

**Acting Chairman D. Herrera:** All those in favor say, aye

**All:** Aye.

**(\*\*\* MEETING ENDED – NOTHING FOLLOWS \*\*\*)**

**The meeting adjourned at approximately 1:22 PM.**

Chairperson Arlene P. Bordallo \_\_\_\_\_ Date \_\_\_\_\_

Concurred by: \_\_\_\_\_ Date \_\_\_\_\_  
Acting Administrative Director  
Joseph B. Cruz

**Acting Administrative Director J. Cruz:** 481... I'm not too sure.... they're verifying whether it's registered or not.

**Acting Chairman D. Herrera:** Let's verify....

**Acting Administrative Director J. Cruz:** So again, Frederico Taimanglo had already did what he was supposed to do, he went and retained surveying services, put a deposit of \$1,000.00. It's unfortunate that his surveyor did not complete it and is no longer on this earth.

**Acting Chairman D. Herrera:** Is this part of that law that uh the bill 245? That was supposed to rectify this similar?

**Acting Administrative Director J. Cruz:** I I need to go back and read it because I know there was uh, there was something about survey or something.

**Acting Chairman D. Herrera:** Okay 247?

**Frederico Taimanglo:** Alan Quan

**Acting Chairman D. Herrera:** It's good that you did all the requirements.

**Acting Administrative Director J. Cruz:** The 841 is unregistered. It's not registered.

**Acting Chairman D. Herrera:** O it's not a registered land?

**Frederico Taimanglo:** What I know he has to do is survey the property and when everything was done, he's the one that supposed to send me the map into that the government.

**Acting Administrative Director J. Cruz:** But just so you know .....

**Frederico Taimanglo:** It was him. He knew it was not registered, but he went ahead and did it. Look, it doesn't want to open now. That he went ahead and did that he took.... he did something wrong. He did that.

**Acting Administrative Director J. Cruz:** Your map would have never been approved if it's unregistered.

**Acting Chairman D. Herrera:** So, so all those people that are living in 481 on unregistered land?

**Acting Administrative Director J. Cruz:** Uh, not all of 481. They may be a section that's registered.

**Acting Chairman D. Herrera:** Do we have them on the listing, remember the one you showed me?

**Acting Administrative Director J. Cruz:** The unregistered? We have to go back and check, I'm not too sure.

**Acting Chairman D. Herrera:** Okay.

**Frederico Taimanglo:** I do, I I got the map for that property; for both properties.

**Acting Chairman D. Herrera:** Okay.

**Frederico Taimanglo:** I got everything, this thing I I asked him for the map. This is the map; this is Santa Ana.

**Acting Administrative Director J. Cruz:** This map is for the basic lot for the entire area not your specific lot.

**Acting Chairman D. Herrera:** Not registered?

**Frederico Taimanglo:** I got that I got that [inaudible]

**Acting Administrative Director J. Cruz:** It's unregistered, on the map it says unregistered.

**Acting Chairman D. Herrera:** wow so that's a big parcel...no

**Acting Administrative Director J. Cruz:** Yeah

**Commissioner A. Bordallo:** Are most of them unregistered?

**Acting Administrative Director J. Cruz:** We have a lot of property that are unregistered, we have a lot of people who leases that are unregistered.

**Commissioner E. Garrido:** [inaudible]

**Acting Chairman D. Herrera:** There's 223 right still on, that we have a listing of unregistered right?

**Acting Administrative Director J. Cruz:** We have a listing of unregistered property that we've put in the order of the most effective leases that were awarded get [inaudible time: 1:12:22/1:13:14]

**Acting Chairman D. Herrera:** If it's ranching, it farming it is he....

**Acting Administrative Director J. Cruz:** I don't want to say to continue because ....

**Frederico Taimanglo:** You know what I mean.... He told me to start planting.

**Acting Administrative Director J. Cruz:** Understood but....

**Frederico Taimanglo:** And I did plant. I started planting, and it was nice, but the carabao. Coconuts, taro, but I got tired; I can't be doing this all the time. My place was nice, but someone's carabao would come and stomp on the plants. I'm really tired.

**Acting Chairman D. Herrera:** Okay, we will talk more.

**Frederico Taimanglo:** The guy is gone, so I don't know where to go. I really don't know where to go.

**Acting Administrative Director J. Cruz:** What we'll do is we, we'll get this, your situation assigned to someone to do thorough review of your file.

**Commissioner E. Garrido:** We need some guidance, but no Attorney General.

**Frederico Taimanglo:** There are too many problems for the land. My grandson is big already...

**Acting Administrative Director J. Cruz:** Next time if you have any inquiries or something, um we would recommend you come to the office and speak a Land Agent or someone to assist you just so we can compile all the data whatever.

**Frederico Taimanglo:** I know now. This is CHamoru Land Trust. The governor gave us this, but they keep doing it wrong. I don't know how they...maybe they should go to jail. What kind of CHamoru are they? If I did that, I would go to jail. But then, we have to excuse. That is a lot of money just to let it go, two thousand dollars. I have seven kids, shit, man. There's nothing they can do because there are problems, a lot of problems. I want to scream; even if I scream my head off, they won't listen. They did the problem, but the person is dead.

**Acting Chairman D. Herrera:** Mr. Cruz mentioned that there is a bill that the legislature is trying to pass to fix all the problems. Maybe even pay you for the survey. The surveyor took the money and left; we are new here. But we see all the problems over the past twenty-eight years. So, twenty-eight...

**Frederico Taimanglo:** What about the surveyor who died? Doesn't he have any family that does that kind of work?

**Acting Chairman:** So, this is what's happening; three bills must be amended to fix the problems. A lot of December 2 passed, just like you, December 4. Some are 2024, which was given land.

**Frederico Taimanglo:** You know what happened to my son? We went to see what we could do, and someone was on the land. What is this?

**Acting Chairman D. Herrera:** On private?

**Frederico Taimanglo:** The same land they gave me, they gave someone else.

**Acting Chairman D. Herrera:** So, those problems are what we are dealing with. Moving forward, we need to...

**Frederico Taimanglo:** What is that?

**Acting Chairman D. Herrera:** The way to fix this is to amend...

**Frederico Taimanglo:** Thank you very much; I feel sorry, but please excuse me; thank you.

**Acting Administrative Director J. Cruz:** One thing for sure is please come by our office if you have any questions, concerns, or inquiries. Um, our doors are always open. Please make sure that your information is updated because there's going to be a time when we have to get a hold of you and you don't update your contact or your mailing address. Um... then you will be...

**Acting Chairman D. Herrera:** For example, you're open tomorrow regular?

**Acting Administrative Director J. Cruz:** Yes.

**Acting Chairman D. Herrera:** So, today, you can tell them all your information to start the process; that's what Mr. Cruz is saying.

**Acting Administrative Director J. Cruz:** Let us thoroughly review your file, give us an opportunity so we can compile and we'll know what's going on.

**Acting Chairman D. Herrera:** Your testimony is being recorded and put in your file. You came in and told us you were shown two properties. You paid the surveyor, and they gave you a property with a slop. Then, you were given a second one...

**Frederico Taimanglo:** Man, I cleared the land and saw Carabao later.

**Acting Chairman D. Herrera:** But the second property is suitable?

**Frederico Taimanglo:** Right beside it.

**Acting Chairman D. Herrera:** Thank you for coming. [CHamoru]

**Frederico Taimanglo:** Thank you. [CHamoru]

**Acting Chairman D. Herrera:** Ok we finished the Public Comments (CHamoru), so, Joey we adjourn?

**Acting Administrative Director J. Cruz:** So, we set the next meeting.

**Acting Chairman D. Herrera:** Oh, okay so number; number eight, meeting Thursday, April 18, 2024 At 1:00PM, CHamoru Land Trust Conference Room, Suite 223, 2<sup>nd</sup> floor, ITC Building, Tamuning, Guam

**Adjournment:**

**Acting Chairman D. Herrera:** Do I hear a motion to Adjourn

**Commissioner A. Bordallo:** I motion.

**Acting Chairman D. Herrera:** Do I hear a second.

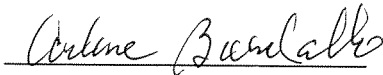
**Commissioner E. Garrido:** I second


**Acting Chairman D. Herrera:** All those in favor say, aye

**All:** Aye.

**(\*\* MEETING ENDED – NOTHING FOLLOWS \*\*)**

**The meeting adjourned at approximately 1:22 PM.**

Chairperson Arlene P. Bordallo  Date 9-23-2024

Concurred by:  Date 9/23/2024  
Acting Administrative Director  
Joseph B. Cruz