



# Chamorro Land Trust Commission

(Kumision Inangokkon Tano' Chamoru)

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*Felix P. Camacho*  
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*Michael W. Cruz, M.D.*  
Lieutenant Governor of Guåhan

Commission Members

*Oscar A. Calvo*  
Acting Chairman

*David J. Matanane*  
Vice-Chairman

*Carmen G. Tajalle*  
Commissioner

*Andrew S. Leon Guerrero*  
Commissioner

*(Vacant)*  
Commissioner

*Jesse G. Garcia*  
Administrative Director

## COMMISSION MEETING MINUTES

2<sup>nd</sup> Flr. Division of Highways, DPW Compound, Tumon  
Reconvened meeting, Thursday, April 29, 2010; 1:43pm - 4:05pm

### I. CALL TO ORDER

Meeting was called to order at 1:43pm by Acting Chairman Oscar Calvo.

### II. ROLL CALL

Present were Acting Chairman Oscar Calvo, Vice-Chairman David Matanane, Commissioner Andrew Leon Guerrero, Commissioner Carmen Tajalle, Legal Counsel Delia Lujan and Administrative Director Jesse Garcia.

### VI. PENDING BUSINESS

#### **3. Block 24, Hagatna**

Joseph Cruz (DLM) - Good afternoon, my name is Joseph Cruz from Department of Land Management. We're here relative to the resolution that was approved by the Commission back in November that authorized the reservation of Block 24 as our new building site. We are now requesting for the resolution to be amended or revised to substitute the word reservation to transfer management authorization of Block 24 due to the conveyance and consolidation of fractional lots in those lots and also for the financial purpose for the mortgage for the new building.

Vice-Chairman Matanane - Can you explain to me Mr. Cruz if it has gone through legislation right if this particular transfer of property has gone to the legislature then Land Management would have to the authority to go ahead and has it gone through the legislature yet?

Joseph Cruz (DLM) - No not yet.

Vice-Chairman Matanane - It hasn't gone through legislation so we're just talking up till such time that the legislature has dealt with it.

Joseph Cruz (DLM) - Yes.

Vice-Chairman Matanane - As far as we are concerned we have already made the resolution I believe and it's up to the legislature and it's not us that will authorize the Land Management to do that such item.

Joseph Cruz (DLM) - The intent of the transfer authority is that we did submit a document to the AG relative to the conveyance of the land exchange but based on the citation of Section 75105 it identified that the department authorized to do the conveyance or disposition is Department of Land

Management. In order for us to comply with that the parcel has to be transferred to Department of Land Management for their disposition.

Vice-Chairman Matanane - That's where I'm coming from Mr. Cruz and such time that the legislature has authorized it then that's the time that Land Management would have free and clear title because of the law for the Chamorro Land Trust we don't really condone in giving property and for free and clear title. But if that law does pass then that would clear Chamorro Land Trust as to contrary to law where it's mentioned in the previous meeting that they had. That's all I have to say thank you.

Acting Chairman Calvo - So basically what do you want us to do today?

Joseph Cruz (DLM) - To amend the resolution to reflect transfer authority of the portion that we're entertaining for land disposition and the portion that is to be used to finance the construction of the new building.

Acting Chairman Calvo - If we did the resolution back then you know and yes it is I okayed it back then but I'll take full responsibility because at the time I was knowledgeable to the issue and I was just new into the Board but if the resolution was passed back then why can't you just use that same resolution now?

Joseph Cruz (DLM) - The AG requires that the verbiage instead of reservation is to have the authority because on the approval of that reservation is for the building to be constructed. The site that was affected by this project encountered three fractional lots and those fractional lots are being addressed to dispose portions of Block 24 as an area for area exchange and that's where this transfer authority kicks in for us to dispose portions of Block 24 in lieu of the portion that we're acquiring from the fractional lot. The revised resolution that I provided to you last week it states whereas and the intent.

Vice-Chairman Matanane - So in essence you're saying once this has gone through then you guys will take care of the transfer of properties?

Joseph Cruz (DLM) - Yes it would have to request for a legislature approval for us to dispose that portion after we get the...(interrupted).

Vice-Chairman Matanane - Because right now Chamorro Land Trust can't do it right?

Joseph Cruz (DLM) - Yes.

Vice-Chairman Matanane - Only for such department that was mentioned on the resolution?

Joseph Cruz (DLM) - No the department is identified under the citation of Section 75105 that says department is Department of Land Management.

Vice-Chairman Matanane - I'm just clarifying that Mr. Cruz because as of right now Chamorro Land Trust can't transfer any property to anybody that's my concern. So in essence you guys are taking that burden where you go through the legislature to get it transferred.