



Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement
I Mina Trentai Tres Na Liheslaturan Guahan • 33rd Guam Legislature

DEC 28 2015

The Honorable Judith T. Won Pat, Ed.D.

Speaker
I Mina Trentai Tres Na Liheslaturan Guahan
155 Hesler Place
Hagåtña, Guam 96910

VIA: The Honorable Rory J. Respicio
Chairperson, Committee on Rules

Rory J. Respicio

RE: Committee Report on the Executive Appointment of Mr. David J. Matanane to serve as a member of the Chamorro Land Trust Commission.

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on the **Executive Appointment of Mr. David J. Matanane** to serve as a *member* of the Chamorro Land Trust Commission.

Committee votes are as follows:

- 2 TO DO CONFIRM
- 0 TO NOT CONFIRM
- 7 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN INACTIVE FILE

2016 JAN -7 PM 2:09

Si Yu'os ma'åse',

Thomas C. Ada

Thomas C. Ada



Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement

I Mina Trentai Tres Na Libeslaturan Guåban • 33rd Guam Legislature

COMMITTEE REPORT ON

The Appointment Of

Mr. David J. Matanane

To Serve as a Member of the Chamorro Land Trust Commission



Sen. Thomas Ada


Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement
I Mina Trentai Tres Na Libeslaturan Guåban • 33rd Guam Legislature

December 2, 2015

MEMORANDUM

To: **All Members**
Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans'
Affairs and Procurement

From: **Senator Thomas C. Ada** 
Committee Chairperson

Subject: **Committee Report on Appointment of Mr. David J. Matanane**

Håfa Adai,

Transmitted herewith for your consideration is the Committee Report on the appointment of Mr. David J. Matanane to serve as a member of the Chamorro Land Trust Commission

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of the Appointment of Letter to the Speaker
- Copy of the Appointment of Packet and Supporting Documents
- Public Hearing Sign-in Sheet
- Copy of Submitted Testimony and Supporting Documents
- Copy of COR Referral of the Appointment
- Notices of Public Hearing
- Public Hearing Agenda

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.



Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement

I Mina Trentai Tres Na Libeslaturan Guåban • 33rd Guam Legislature

COMMITTEE VOTE SHEET

APPOINTEE: David J. Matanane
 Position: Member
 Agency: Chamorro Land Trust Commission

COMMITTEE MEMBERS	SIGNATURE	TO Confirm	TO NOT Confirm	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
SENATOR THOMAS C. ADA Chairperson	<i>[Signature]</i>			✓		
SENATOR RORY J. RESPICIO Vice Chairperson	<i>[Signature]</i>			<i>[Signature]</i> 12-28-15		
VICE SPEAKER BENJAMIN J.F. CRUZ Member	<i>[Signature]</i>			✓		
SENATOR FRANK B. AGUON, JR. Member	<i>[Signature]</i>			✓		
SENATOR DENNIS RODRIGUEZ, JR. Member	<i>[Signature]</i>	✓				
SENATOR NERISSA UNDERWOOD Member	<i>[Signature]</i>			✓		
SENATOR FRANK BLAS, JR. Member	<i>[Signature]</i>	✓				
SENATOR MARY TORRES Member	<i>[Signature]</i>			✓		
SENATOR JAMES V. ESPALDON Member	<i>[Signature]</i>			✓		



Sen. Thomas Ada Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement
I Mina Trentai Tres Na Liheslaturan Guahan • 33rd Guam Legislature

COMMITTEE REPORT DIGEST

I. OVERVIEW

The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement convened a public hearing on October 29, 2015 at 1:30 p.m. in *I Liheslaturan Guahan* Public Hearing Room. Among the items on the agenda was the consideration of the appointment Mr. David J. Matanane to serve as a member of the Chamorro Land Trust Commission, whose appointment history is as follows:

- Appointment by Eddie Baza Calvo, *Governor*, On October 5, 2015
- Appointment packet forwarded to *I Liheslaturan Guahan* on October 6, 2015
- Appointment packet forwarded to this committee for public consideration on October 6, 2015.

Public Notice Requirements

Public Hearing notices were disseminated via email to all senators and all main media broadcasting outlets on Thursday, October 22, 2015 (5-Day Notice) and again on Monday, October 26, 2015 (48-Hour Notice). Publication was conducted in the October 22, 2015 issue of the *Guam Daily Post* and in the October 26, 2015 issue of *Pacific Daily News*, newspapers of general circulation, fulfilling the 5-Day Notice and the 48-hour Notice of the Open Government Law requirements respectively.

Senators Present

Senator Thomas C. Ada	Committee Chairperson
Vice-Speaker Benjamin J.F. Cruz	Committee Member
Senator Nerissa Underwood, Ph.D.	Committee Member
Senator V. Anthony Ada	Legislative Member

The confirmation hearing for Mr. David J. Matanane commenced at 1:30 p.m.

II. SUMMARY OF TESTIMONY AND DISCUSSION

Chairperson Ada calls those who have signed up to give testimony.

Michael Borja, *Administrative Director, Chamorro Land Trust Commission* (written testimony): He reads his testimony in favor of confirming Mr. Matanane's appointment to the CLTC. The essence of his testimony was that Mr. Matanane has been a dedicated commissioner since 2004 and with the recent passage of the CLTC commercial rules and regulations, he will be able to contribute more of his knowledge, experience, and skills to the Trust.

Chairperson Ada: Then calls on Mr. Matanane to give his testimony.

Chairperson Ada: He starts by thanking Mr. Matanane for his 11 years of dedicated service to the Commission. He requested that Mr. Matanane rectify the discrepancy of his employment history between the 2015 appointment packet and the 2011 packet. He also advised Mr. Matanane to reconcile his date of birth on the police and court clearances because the information doesn't match. In addition, He told Mr. Matanane to provide the Committee with his financial disclosure documents. Lastly, He asked Mr. Matanane if he expects to be re-appointed as chairman or as a member.

Mr. David Matanane, Appointee (oral testimony): It's up to the Governor, but I'm not aware of being appointed as chairman.

Mr. Matanane: He started by saying that he will take care of the erroneous information in his appointment packet. The essence of his testimony was that he thanked the Governor, Senators, his family, Director Borja, staff and management, and the Trustees of the CLTC for their support during his tenure.

Chairperson Ada: Have you had a chance to read Bill 175 that's been recently passed by the Legislature?

Mr. Matanane: I haven't had a chance to read it, but will take a look at it.

Chairperson Ada: He asked Mr. Matanane about his position in regards to commercial leasing of CLTC property to non-Chamorros.

Mr. Matanane: He responded saying that the CLTC doesn't go out to solicit, but the investors indicate which part of Guam that they want to do business on and the Commission will entertain it.

Chairperson Ada: He noted the partnership between the CLTC and GEDA to go out and find potential tenants for CLTC property.

Vice-Speaker Cruz: He exclaimed that he is very happy to hear the Administrative Director of CLTC support Mr. Matanane's confirmation. He presented to Mr. Matanane the revenue and expenditures reports of the CLTC for the periods ending 2013 and 2014.

In the 2013 report, the commercial revenue for the year was \$722,000 compared to the revenue in the 2014 report being only \$534,000. He noted that there are receivables totaling \$199,000, which is the difference between the two reports. He then asked Mr. Matanane if he was aware that the CLTC has this amount of receivables.

Mr. Matanane: He explained in this certain year, there were leases still outstanding and payments being made.

Vice-Speaker Cruz: He asked Mr. Matanane if he receives reports in the board meetings that identify whom the delinquent tenants are. He also asked Mr. Matanane what the Board does when a commercial lease is delinquent.

Mr. Matanane: He said that the details are in the bookkeeping but he doesn't remember how many tenants are delinquent. He explained that he does receive reports during the meetings and directs the executive director to have the overdue leases collected via notification letter and reference to the aging of accounts to show how late the tenants are.

Vice-Speaker Cruz: How many times has the Board terminated a lease during his tenure?

Mr. Matanane: He couldn't remember ever terminating a single lease.

Vice-Speaker Cruz: Are you aware that the CLTC has \$1.9M in cash and cash equivalents?

Mr. Matanane: He recalled that there were substantial payments made, during the last fiscal year, from one of the lessees.

Vice-Speaker Cruz: Why haven't you used the almost \$2M in cash to do surveys?

Mr. Matanane: He explained that the Commission has just received the money within the last year.

Vice-Speaker Cruz: He asked Mr. Matanane if there were any surveys conducted within the last year or were they more concerned with generating more money by leasing commercial properties when the Commission is already receiving \$700k a year, which should be used towards surveys.

Mr. Borja: He explained that the Commission doesn't have the authority to appropriate the \$1.9M shown on the report into their checking account to write checks. In the current budget, we requested \$850,000 for the purpose of surveying and doing land registration. We estimated that it's going to cost \$1M over the course of three years. So we requested \$350,000 for surveying while \$500,000 was given to us from the Attorney General for land registration. He goes on to say that the money collected from leases go into an account that is identified for the Chamorro Land Trust, but doesn't allow the Commission to write checks from the account.

Vice-Speaker Cruz: What are the standard operating procedures for the budget?

Mr. Matanane: He explained that the Director presents the budget and reviewed by the Commission. The budget request is dependent upon the Director as to what his needs are for the agencies.

Vice-Speaker Cruz: From the presented allocations report, he asked why the Chamorro Land Trust has almost doubled its personnel costs.

Mr. Borja: He explained the need to increase manpower in order to conduct the compliance and enforcement of our leases. We also needed to create a financial and property management section in order to maintain all the properties and coordinate with the Department of Revenue and Taxation to account for all property taxes under the Trust's inventory.

He goes on to say that they've been able to develop and create 89 subdivisions in a master plan of all the properties. It takes a considerable amount of manpower in the surveying and planning division. This labor-intensive project is still a work in progress but we've gotten most of it completed.

Vice-Speaker Cruz: How many more residential leases were you able to issue?

Mr. Borja: He explained the problem of 1,000 leases having fatal and legal errors that had to be fixed before they could move forward. He added that there were pre-existing conditions that were legitimized and prompted expedited leases, but the manpower has to increase by a few more bodies. He stressed the importance of being financially responsible for the \$700M in land assets estimated by the Public Auditor.

Vice-Speaker Cruz: He noted that the Commission is now paying \$315k a year for rent.

Mr. Borja: He explained that the Chamorro Land Trust doesn't have a specific lease for the building because it was incorporated under Department of Land Management. The rent was determined from the square footage that the Department paid and allocated a portion to the CLTC.

Vice-Speaker Cruz: Was the Board made aware that the rent went from \$210k to \$315k this year?

Mr. Borja: I did not share that information, but we did provide the Commission with copies of the audit reports.

Vice-Speaker Cruz: He noted that since 2011, 350 leases were given out for those who applied. What is the process for approving leases?

Mr. Matanane: The applicants are checked if they are Chamorro and it goes through the process of indicating the land and the type of lease request being commercial, residential, or agricultural.

Vice-Speaker Cruz: Is there something in the standard operating procedures to state if the commissioners have a conflict of interest with voting on a lease because they're related to the applicant?

Mr. Matanane: No, the lease never comes up to the Commission to vote. Only when there are problems with the lease is when it comes up to us to solve it. There have been leases with problems.

Vice-Speaker Cruz: He presented a list of applicants that had their leases approved within in the last two years. He then asked if Mr. Matanane is aware that these people jumped the line and were approved of their leases when they applied in 2011, 2012, and 2013.

Mr. Matanane: He doesn't recall receiving packets for some of these applicants. The Garridos stood out because the father had the lease for a long time and before he passed away he divided

up the property to give it to his kids. There must be good reason for these applicants to be entertained.

Vice-Speaker Cruz: Does the Board have to approve each one of these applicants?

Mr. Matanane: If the administrator director can take care of it then he doesn't have to wait for us to meet and approve it once every month.

Vice-Speaker Cruz: Of the 350 approved leases; I only have issues with about 44. And out of the 44, these 15 stand out to me because of the very late dates of their applications. He restated his question if the commissioners were presented with packets to approve these leases.

Mr. Matanane: On a case-by-case basis, the director would bring it up to us once a month, and we will make a determination to approve it or not. He explained that the commission has had to straighten out each individual's issues before moving forward.

Vice-Speaker Cruz: He asked if the commissioners are advised if one of the commissioners have a relation to the applicant.

Mr. Matanane: He explained that the commissioner would have to excuse him or herself and not be involved in the discussion.

Vice-Speaker Cruz: Is there anything in the standard operating procedures for the commission to be informed if the application involves someone working at Department of Land Management?

Mr. Borja: During my tenure, the administrative director went through all of the staff in the CLTC to check for suspicious activity. This resulted in people being terminated, suspended, and resigning. He went on to say that when he assumed the position, he brought up the anomalies and unusual cases to the commission for them to make the decision.

He goes on to explain that the commission is trying to set a precedence and pattern when it comes to cases involving Chamorro Land Trust property so that it meets the intent of the program. Upon signing an application, if it were not dated 1995, then he would question the application and discuss it with the commissioners.

Vice-Speaker Cruz: Were those employees' leases terminated along with their jobs or did they lose their jobs but keep the land?

Mr. Matanane: I'm not sure, but the director should look into it.

Vice-Speaker Cruz: Has the commission or the administrative director made a request to the Legislature to appropriate the \$1.9M for surveys exclusively?

Mr. Borja: Yes, in the fiscal year 2016 budget.

Vice-Speaker Cruz: He noted the amount in the last budget act for the CLTC was appropriated in a lump sum budget. How much of that lump sum budget did you allocate for surveys?

Mr. Borja: It's allocated as a lump sum budget but it's broken down into these kinds of costs listed in the report.

Vice-Speaker Cruz: We sent you a budget of \$1.4M. How much of it did you set aside for surveys?

Mr. Borja: When I got this budget, we only had enough for operations.

Vice-Speaker Cruz: The increase you made in your personnel costs and rent would equal to the \$300k you needed for one year of survey.

Mr. Borja: Those were allocated costs that we had to come up with in accordance to the audits. They wanted documentation to show a lease, which we couldn't produce. He explained the rent and personnel costs in 2011 were zero because the CLTC was in a government building until it was consolidated with DLM.

Vice-Speaker Cruz: Was the consolidation by statute?

Mr. Borja: It was by the Governor's action.

Vice-Speaker Cruz: Even if we were to give you authorization to do commercial leasing, how much of the money will be set aside for surveys? In neither one of the two budget bills was there lock boxing of money for surveys. He then asked Mr. Borja if he had to comply with OPA demands of standing a fiscal section and adding more personnel, but not give out more land.

Mr. Borja: Should I fail to comply with OPA, I would be before this Committee to discuss that matter as well.

Vice-Speaker Cruz: How much is the total lease that DLM is paying for its building?

Mr. Borja: \$65,000 per month.

Vice-Speaker Cruz: How much space is CLTC taking up?

Mr. Borja: About a quarter.

Vice-Speaker Cruz: But they pay 40% of the budget.

Chairperson Ada: He asked Mr. Matanane if he was involved in the discussion of the renewal of the golf course lease.

Mr. Matanane: We have discussed it, and are aware of them being behind, but when the time came for renewal, they have complied up to that particular year. They have already improved the property and still have 25 more years.

Chairperson Ada: But given the performance of the particular tenant...

Mr. Matanane: Of course, they were behind Senator, but they complied when the time came...

Chairperson Ada: Because it was time for renewal, but in the previous periods before that, their delinquency was up to \$800,000.

Mr. Matanane: If we had removed them or terminated the lease, what would we have done with the immense golf course? He explained the pending rules and regulations would give better conditions for both lessors and lessees.

Chairperson Ada: After listening to the exchanges between Vice-Speaker Cruz and Mr. Borja about budget and lease issues, he asked Mr. Matanane about the kind of direction that the commission gives.

Mr. Matanane: He replied if there are any problems, then the director can bring it up to the commission.

Chairperson Ada: He asked Mr. Matanane if he is satisfied that the administrative director is driving the commission. He then rephrased his question of how the commission expects to optimize future commercial revenue. He noted the importance of the decision making power of the commission via Bill 175, which commercial leases would have to be signed by the commissioners.

Mr. Matanane: He cited from Chapter 75 of the GCA, the administrative director also has the authority to sign and approve leases.

Chairperson Ada: So you feel comfortable abdicating the authority of the commission...

Mr. Matanane: I didn't say that, but that's what I understand from the law.

Chairperson Ada: He asked Mr. Matanane what he would like to accomplish in the next three years on the board.

Mr. Matanane: To improve the CLTC and get those lands out. After that, go after lands that are supposed to be in its land inventory because it does belong to the CLTC. There are many obstacles to cross...

Chairperson Ada: Are you aware of the remainder of the agenda for today?

Mr. Matnane: I am aware of the bills that will return land from other agencies to the inventory.

Chairperson Ada: He reminded Mr. Matanane to rectify the discrepancies in his appointment packet and submit to the Speaker's Office.

Chairperson Ada: Chairman Ada adjourns the confirmation hearing for Mr. David Matanane.

III. Findings and Recommendations

The Committee finds that Mr. David J. Matanane has served on the Chamorro Land Trust Commission since 2004. His most recent term was served as the Chairman for the Commission. Although, in the opinion of the Committee Chairman, Mr. Matanane was unimpressive but he nonetheless is perceived as being honest and takes his responsibilities seriously.

The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement hereby reports out the appointment of **Mr. David J. Matanane** to serve as a Member of the Chamorro Land Trust Commission with the recommendation **to report out only.**



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

October 05, 2015

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Tres Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, GU 96910

33-15-0910
Office of the Speaker
Judith T. Won Pat, Ed.D

Date: 10/06/2015
Time: 9:35 AM
Received By: CARL SANCHEZ

RE: Board Appointment

Dear Madame Speaker:

By virtue of the authority vested in me pursuant to the Organic Act of Guam and the local laws applicable to the following position, I am pleased to transmit the following appointment and supporting documents for:

- APPOINTEE: David J. Matanane
- POSITION: Member, Chamorro Land Trust Commission
- TERM LENGTH: Three (3) years
- TERM SERVED: April 11, 2015 – April 10, 2018

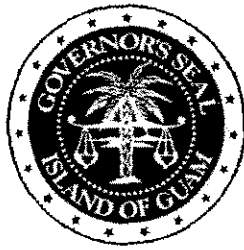
The appointment is subject to the consent of *I Liheslaturan Guåhan*. Please schedule a hearing at your earliest convenience.

Senseramente,

EDDIE BAZA CALVO
I Maga'låhen Guåhan
Governor of Guam

0910

2015 OCT 06 AM 9:59



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam.

OCT 05 2015

David J. Matanane

Dear Mr. Matanane:

Thank you for your commitment to serve the people of Guam. The Calvo-Tenorio administration continues to face unprecedented challenges, both near and long-term. The task ahead of us will require the collective efforts of the best minds who have the courage to make tough decisions for the good of all our people. I hereby reappoint you to serve in the Calvo-Tenorio administration as:

Member, Chamorro Land Trust Commission
Term Length: April 11, 2015 – April 10, 2018

This reappointment is subject to the advice and consent of *I Liheslaturan Guåhan*. Please contact the Office of the Governor at 472-8931 for further processing.

Senseramente,

EDDIE BAZA CALVO
Governor of Guam





OFFICE OF THE GOVERNOR
GUAM

Boards & Commissions Nomination Information

The following information is required for submission to the Speaker of *I Liheslaturan Guahan* in accordance with Title 4, Guam Code Annotated Section 2103.5 and Section 13104.1:

NOMINEE INFORMATION

Last Name **Matanane** First **David** M.I. **J.** Date **9/17/15**

Address [Redacted] Apartment/Unit # [Redacted]

City [Redacted] State [Redacted] ZIP [Redacted]

Phone [Redacted] E-mail Address [Redacted]

Position to which Appointment is Made **Board** **BCLTC**

Are you a citizen of the United States? YES NO If no, are you authorized to work in the U.S.? YES NO

EDUCATION

High School **Father Buenas High School** City/State **Agana Guam (Mangilao)**

From **1961** To **1964** Did you graduate? YES NO Degree [Redacted]

College **University of Guam** City/State **Mangilao, Guam**

From **1974** To **1977** Did you graduate? YES NO Degree [Redacted]

EDUCATION

Graduate School

N/A

City/State

From

To

Did you graduate?

YES

NO

Degree

Other Degree

N/A

City/State

From

To

Did you graduate?

YES

NO

Degree

EMPLOYMENT HISTORY

(1) Present Employer

Position

Address

Dates Held

(2) Previous Employer

Dept of Revenue

Position

Supervisor, Collection Br.

Address

Dates Held

1987 - 1997

(3) Previous Employer

Family Finance Corp.

Position

General Loans, Insurance Collection, Cashier, etc.

Address

Dates Held

1964 - 1968

(4) Previous Employer

Ada*s Super Market

Position

Bagger, Stocker

Address

Dates Held

1962 - 1964

(5) Previous Employer

Position

Address

Dates Held

PRIOR GOVERNMENT OF GUAM SERVICE

Agency

Phone

See above

Address

Job Title

From:

To

PRIOR GOVERNMENT OF GUAM SERVICE

Agency N/A Phone

Address

Job Title From: To

PRIOR GOVERNMENT SERVICE (EXCLUDING GOVERNMENT OF GUAM)

Agency Phone

Address

Job Title From: To

Agency Phone

Address

Job Title From: To

TRAINING

Institute/Seminars/On-the-Job Training: Date

- Financial Crime seminar June 1, 1995
- Interview and Interragating Development June 1, 1995
- Special Investigation Development June 1, 1995
- Preventing Sexual Harrassment in the workplace August 1, 1995
- Effective Writing Workshop May 1, 1995

AWARDS

List all educational, professional, civic awards, and recognition for public service:

National Committee for Employers Support Guard and Reserve

PROFESSIONAL INVOLVEMENT

List involvement on a local/national/international level, list organization, activities participated in, offices held:

NRA - Charter Member (Life)

K o C - Guam, Treasurer Council, Assembly, State Charter Member
Mangilao Council

COMMUNITY / CIVIC INVOLVEMENT

List organizations, activities, participated in, offices held

Cost 360 Credit Union - Policy Board Delinquent Board

PUBLICATIONS AND PRESENTATIONS

List any published articles, papers delivered at professional meetings, etc..

MILITARY SERVICE (PLEASE ATTACH FORM DD-214)

Branch

From

To

Rank at Discharge N/A

Type of Discharge

OTHER INFORMATION

(1) Have you ever been found guilty of a felony in any court, whether within or without the United States? YES NOX

If so, please specify in detail:

Address of the court: _____

Date of Conviction: _____

Specific infraction committed: _____

(2) Have you ever been declared mentally incompetent by any court, whether within or without the United States? YES NOXX

If so, please specify in detail the reasons and facts related to such declaration:
XX

(3) Have you ever been found not guilty or not punishable in any criminal proceedings by reason of insanity? YES NOX

(4) Have you ever been confined to a mental institution for any reason? YES NOX

If so, please specify in why the appointing authority believes you that you are not suffering from any mental illness or affliction.



Statement of Financial Interests

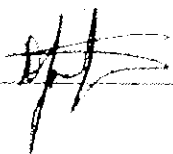
(Required by 4 G.C.A. § 13104.1)

TO: Governor Eddie Baza Calvo
Ricardo J. Bordallo Governor's Complex
Adelup, Guam 96910

FROM: DAVID J. MATANANE

- I have no financial interest in any business
- I do have interest(s) in the following business(es):

Name and address of business interest:	Type and amount of interest

Signature 

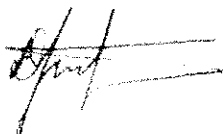
Date 9/20/15

AFFIDAVIT / DECLARATION UNDER PENALTY OF PERJURY

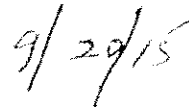
I, the undersigned, do hereby depose and say that: (1) I have read and reviewed the information contained in the attached Appointment/Nomination letter from the Governor of Guam; (2) that the matters contained in the Appointment/Nomination letter, together with all attachments thereto, are true and correct and that I am competent to testify to said matters; and (3) that this Declaration is made for the purpose of complying with the requirements of 4 G.C.A. Section 2103.5.

I declare under penalty of perjury under the laws of Guam (4 G.C.A. Section 4308) that the foregoing is true and correct.

Signature

A handwritten signature in black ink, appearing to be "D. P. ...", written over two horizontal lines.

Date

A handwritten date "9/29/15" in black ink.



**Government of Guam
 GUAM POLICE DEPARTMENT
 RECORDS & IDENTIFICATION SECTION
 P.O. Box 23909
 Guam Main Facility, Guam 96921**



September 16, 2015

SUBJECT: CRIMINAL HISTORY RECORD

NAME:	David J. MATANANE		
DATE OF BIRTH:	[REDACTED]	FINGERPRINT #:	[REDACTED]
<input checked="" type="checkbox"/>	The individual has no record of criminal conviction(s) in GPD files that are subject to Guam law and rules and regulations of the Department.		

*****NOTHING FOLLOWS*****

THIS INFORMATION MAY BE LIMITED TO A LOCAL CRIMINAL OFFENSE ONLY AND IS NOT INTENDED FOR USE FOR ANY LOCAL, STATE, OR FEDERAL LAW ENFORCEMENT AGENCY.

By Direction: tlc

**JOSEPH I. CRUZ
 Chief of Police**

The absence of an original GUAM POLICE seal invalidates this police clearance.
 REVISED 08/01/15



SUPERIOR COURT OF GUAM

Guam Judicial Center • 120 West O'Brien Drive • Hagatña, Guam 96910

Telephone (671) 475-3370/475-3449

Fax (671) 472-2856

DANIELLE T. ROSETE

Clerk of Court

Name: **DAVID J. MATANANE**

SS#:

ID# GUAM

Date of Birth:

CERTIFICATE OF SEARCH

The undersigned Clerk hereby certifies the following results of a diligent search of the records of this Court:

Criminal Cases:

- A. No Case Found
- B. 1. Criminal Case No.
- 2. Criminal Case No.
- 3. Criminal Case No.
- 4. Criminal Case No.
- 5. Criminal Case No.

Criminal Record: Page 1 of 1

Civil Cases:

- A. No Case Found
- B. 1. Civil Case No.
- 2. Civil Case No.
- 3. Civil Case No.
- 4. Civil Case No.
- 5. Civil Case No.

Civil Record: Page 1 of 1

Request for further information may be addressed at the Records Division of the Superior Court of Guam, Guam Judicial Center, 120 West O'Brien Drive, Hagatña, Guam. Hours of operation are Monday – Friday, 8:00 a.m. to 5:00 p.m. Closed Saturday, Sunday and local/federal holidays. Court Clearances are Non-Refundable.

Dated: 09/17/2015

DANIELLE T. ROSETE
Clerk of Court

BY: **BETTY T. MESA**
Deputy Clerk

Prepared By: DJC



The absence of an original Court Seal invalidates this document

33-15-1028
Office of the Speaker
Judith T. Won Pat, Ed.D

November 4, 2015

Date: 11-6-15
Time: 3:25pm
Received By: JT

Speaker, Judith B. Wonpat
33th Guam Legislature
Hestler St., Hagatna, Guam

Subject, Correction of Resume submitted Sept. 24, 2015

1. On page 2 - No. (2) should read 1968 - 1997.
2. Guam Police Document/Clearance, my date of Birth is July 21, 1945 not July 12 1945.
3. Statement of Financial Interest attached.

Respectfully,


David J. Matanane
Nominee

2015 NOV 4 PM 3:04



OFFICE OF THE GOVERNOR
GUAM

Boards & Commissions Nomination Information

The following information is required for submission to the Speaker of *I Liheslaturan Guahan* in accordance with Title 4, Guam Code Annotated Section 2103.5 and Section 13104.1:

NOMINEE INFORMATION

Last Name **Matanane** First **David** M.I. **J.** Date [REDACTED]
 Address [REDACTED] Apartment/Unit # [REDACTED]
 City [REDACTED] State [REDACTED]
 Phone [REDACTED] E-mail Address [REDACTED]

Position to which Appointment is Made

Board SCLTC

Are you a citizen of the United States? YES NO If no, are you authorized to work in the U.S.? YES NO

EDUCATION

High School **Father Duenas High School** City/State **Agana Guam (Mangilao)**
 From **1961** To **1964** Did you graduate? YES NO Degree
University of Guam
 College **University of Guam** City/State **Mangilao, Guam**
 From **1974** To **1977** Did you graduate? YES NO Degree

EDUCATION

Graduate School	N/A		City/State			
From		To	Did you graduate?	YES <input type="checkbox"/>	NO <input type="checkbox"/>	Degree
Other Degree	N/A		City/State			
From		To	Did you graduate?	YES <input type="checkbox"/>	NO <input type="checkbox"/>	Degree

EMPLOYMENT HISTORY

(1) Present Employer			Position	
Address			Dates Held	
(2) Previous Employer	Dept of Revenue		Position	Supervisor, Collection Br.
Address			Dates Held	1987 - 1997
(3) Previous Employer	Family Finance Corp.		Position	General Loans, Insurance Collection, Cashier, etc.
Address			Dates Held	1964 - 1968
(4) Previous Employer	Ada*s Super Market		Position	Bagger, Stocker
Address	Agana, Guam		Dates Held	1962 - 1964
(5) Previous Employer			Position	
Address			Dates Held	

PRIOR GOVERNMENT OF GUAM SERVICE

Agency	See above	Phone
Address		
Job Title	From:	To

PRIOR GOVERNMENT OF GUAM SERVICE

Agency N/A Phone

Address

Job Title From: To

PRIOR GOVERNMENT SERVICE (EXCLUDING GOVERNMENT OF GUAM)

Agency Phone

Address

Job Title From: To

Agency Phone

Address

Job Title From: To

TRAINING

Institute/Seminars/On-the-Job Training:	Date
Financial Crime seminar	June 1, 1995
Interview and Interragating Development	June 1, 1995
Special Investigation Development	June 1, 1995
Preventing Sexual Harrassment in the workplace	August 1, 1995
Effective Writing Workshop	May 1, 1995

AWARDS

List all educational, professional, civic awards, and recognition for public service:

National Committee for Employers Support Guard and Reserve

PROFESSIONAL INVOLVEMENT

List involvement on a local/national/international level, list organization, activities participated in, offices held:

NRA - Charter Member (Life)

K o C - Guam, Treasurer Council, Assembly, State Charter Member
Mangilao Council

COMMUNITY / CIVIC INVOLVEMENT

List organizations, activities, participated in, offices held

Cost 360 Credit Union - Policy Board Delinquent Board

PUBLICATIONS AND PRESENTATIONS

List any published articles, papers delivered at professional meetings, etc.:

MILITARY SERVICE (PLEASE ATTACH FORM DD-214)

Branch

From

To

Rank at Discharge

Type of Discharge

OTHER INFORMATION

(1) Have you ever been found guilty of a felony in any court, whether within or without the United States? YES NOX

If so, please specify in detail:

Address of the court: _____

Date of Conviction: _____

Specific infraction committed: _____

(2) Have you ever been declared mentally incompetent by any court, whether within or without the United States? YES NOXX

If so, please specify in detail the reasons and facts related to such declaration:

XX

(3) Have you ever been found not guilty or not punishable in any criminal proceedings by reason of insanity? YES NOX

(4) Have you ever been confined to a mental institution for any reason? YES NOX

If so, please specify in why the appointing authority believes you that you are not suffering from any mental illness or affliction:



Statement of Financial Interests

(Required by 4 G.C.A. § 13104.1)

TO: Governor Eddie Baza Calvo
Ricardo J. Bordallo Governor's Complex
Adelup, Guam 96910

FROM: DAVID J. MATANANE

- I have no financial interest in any business
- I do have interest(s) in the following business(es):

Name and address of business interest:	Type and amount of interest

Signature

Date

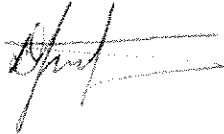
9/20/15

AFFIDAVIT / DECLARATION UNDER PENALTY OF PERJURY

I, the undersigned, do hereby depose and say that: (1) I have read and reviewed the information contained in the attached Appointment/Nomination letter from the Governor of Guam; (2) that the matters contained in the Appointment/Nomination letter, together with all attachments thereto, are true and correct and that I am competent to testify to said matters; and (3) that this Declaration is made for the purpose of complying with the requirements of 4 G.C.A. Section 2103.5.

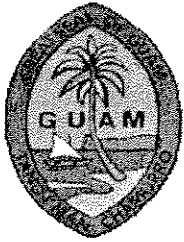
I declare under penalty of perjury under the laws of Guam (4 G.C.A. Section 4308) that the foregoing is true and correct.

Signature

A handwritten signature in black ink, appearing to be 'D. Cruz', written over three horizontal lines.

Date

9/29/15



**Government of Guam
 GUAM POLICE DEPARTMENT
 RECORDS & IDENTIFICATION SECTION
 P.O. Box 23909
 Guam Main Facility, Guam 96921**



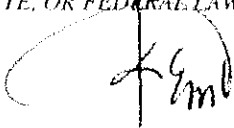
September 16, 2015

SUBJECT: CRIMINAL HISTORY RECORD

NAME:	David J. MATANANE		
DATE OF BIRTH:	[REDACTED]	FINGERPRINT	[REDACTED]
<input checked="" type="checkbox"/>	The individual has no record of criminal conviction(s) in GPD files that are subject to Guam law and rules and regulations of the Department.		

*****NOTHING FOLLOWS*****

THIS INFORMATION MAY BE LIMITED TO A LOCAL CRIMINAL OFFENSE ONLY AND IS NOT INTENDED FOR USE FOR ANY LOCAL, STATE, OR FEDERAL LAW ENFORCEMENT AGENCY.



By Direction: tlc



**JOSEPH L. CRUZ
 Chief of Police**

The absence of an original GUAM POLICE seal invalidates this police clearance.
 REVISED 88/1/15



SUPERIOR COURT OF GUAM

Guam Judicial Center • 120 West O'Brien Drive • Hagatña, Guam 96910

Telephone (671) 475-3370/475-3449

Fax (671) 472-2856

DANIELLE T. ROSETE
Clerk of Court

Name: DAVID J. MATANANE

SS#: [REDACTED]

CERTIFICATE OF SEARCH

The undersigned Clerk hereby certifies the following results of a diligent search of the records of this Court:

Criminal Cases:

- A. No Case Found
- B. 1. Criminal Case No.
- 2. Criminal Case No.
- 3. Criminal Case No.
- 4. Criminal Case No.
- 5. Criminal Case No.

Criminal Record: Page 1 of 1

Civil Cases:

- A. No Case Found
- B. 1. Civil Case No.
- 2. Civil Case No.
- 3. Civil Case No.
- 4. Civil Case No.
- 5. Civil Case No.

Civil Record: Page 1 of 1

Request for further information may be addressed at the Records Division of the Superior Court of Guam, Guam Judicial Center, 120 West O'Brien Drive, Hagatña, Guam. Hours of operation are Monday – Friday, 8:00 a.m. to 5:00 p.m. Closed Saturday, Sunday and local/federal holidays. Court Clearances are Non-Refundable.

Dated: 09/17/2015

DANIELLE T. ROSETE
Clerk of Court

BY: BETTY T. MESA
Deputy Clerk

Prepared By: DJC



The absence of an original Court Seal invalidates this document



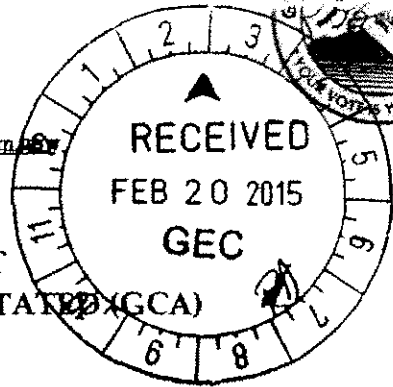
GUAM ELECTION COMMISSION

Kumision Eleksion Guahan

P.O. Box BG • Hagåtña, Guam 96932

Tel: (671) 477-9791/2 • Fax: (671) 477-1895

E-Mail: vote@gec.guam.gov Website: www.gec.guam.gov



FINANCIAL DISCLOSURE ACT CHAPTER 13, TITLE 4, GUAM CODE ANNOTATED (GCA)

Name:

DAVID J. MATANANE

Mailing Address:



Name of Board or Commission:

CLTC

Term of Office:

COMMISSION

STATEMENT OF DISCLOSURE OF CONFLICTS OF INTEREST FOR GOVERNMENT BOARD OR COMMISSION MEMBER

Public Law 24-91, Section 13104.1 of Title 4, Guam Code Annotated, requires that notwithstanding any other provision of Public Law, all appointees to Boards and Commissions of the Government of Guam shall be required to disclose and submit a report containing only information where conflicts of interest or possible conflicts of interest exists at the time of appointment. Or as may be expected to exist during their tenure of service on the Board or Commission to which they have been appointed. For purposes of this Section, conflicts of interest shall be defined under the provisions of Section 15205 of Title 4, Guam Code Annotated. Please refer to said statute for further particulars.

Please answer the following:


1. Do you have any present conflicts of interest or expect any conflicts of interest to exist during your tenure of service on the Board or Commission in which you presently serve?

Yes []

No [X]

2. If so, please provide full disclosure below.

I declare under penalty of perjury pursuant to the laws of Guam, that the above Statement of Disclosure of Conflicts of Interest is true and accurate pursuant to Section 13104.1, Title 4, Guam Code Annotated.

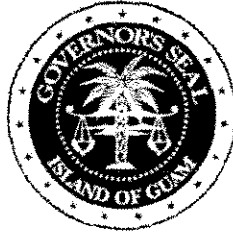


Signature of Board/Commission Member

2/19/15

Date

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

Dear Nominee:

Attached please find the basic packet of forms that you will need to complete regarding your board/commission/council appointment:

- Police Clearance (Nominee will need to obtain from GPD and submit with completed Application);
- Court Clearance (Nominee will need to obtain from the Superior Court and submit with completed Application);
- Nomination Information Questionnaire (to be completed and submitted with Application. Guam law requires that the Nominee sign the Affidavit/Declaration at the end of the Questionnaire. Pursuant to Title 4 G.C.A. Section 4308, the Declaration does not need to be notarized.

Once the Questionnaire is completed and the requisite Police and Court clearances are attached, please return the completed packet to this office. Should you have any questions, please do not hesitate to call us at 475-9370.

Thank you very much for your commitment and service to the public.

GOVERNOR'S LEGAL OFFICE



Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement

Public Hearing

October 29, 2015

1:30 p.m.

I Liheslaturan Guåhan, Hagåtña

The Executive Appointment of Mr. David J. Matanane to serve as a member of the Chamorro Land Trust Commission.

NAME (please print)	AGENCY/ ORGANIZATION	ORAL TESTIMONY	WRITTEN TESTIMONY	IN FAVOR	NOT IN FAVOR	CONTACT NUMBER	EMAIL ADDRESS
MIKE BORJA	CLTC	✓					



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Speaker
Judith T.P. Won Pat, Ed.D.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muna Barnes
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
Nerissa Bretania Underwood
Member


V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

October 6, 2015

MEMORANDUM

To: **Rennae Meno**
Clerk of the Legislature

From: **Senator Rory J. Respicio** 
Majority Leader & Rules Chair

Subject: **Referral of Appointment**

As the Chairperson of the Committee on Rules, I am forwarding my referral of the following appointment:

Appointee: **David J. Matanane**
Position: **Member, Chamorro Land Trust Commission**

For a copy of Mr. Matanane's appointment packet, please visit the Guam Legislature's website at www.guamlegislature.com. Under the "Reports" menu select the "Messages & Communications" option and refer to:

"Doc. 33GL-15- 0910: Governor's message transmitting the appointment of David J. Matanane, to serve as Member, Chamorro Land Trust Commission."

Please ensure that the subject appointment is referred, in my name, to **Senator Thomas C. Ada, Chairperson of the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement**. I also request that the same be forwarded to all Senators of *I Mina'trentai Tres Na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os ma'åse'!

I Mina'Trentai Tres Na Lihelaturan Guahan
Appointment Log Sheet

Date Received	M&C No.	Appointee	Position	Agency	Appt. Date	Term Length	Committee Referred	Date Referred	PH Date	CR Filed	Confirmed	Notes
10/06/15	33GL-15-0910	David J. Matanane	Member	Chamorro Land Trust Commission	10/05/15	Three (3) Years	Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement	10/06/15				



DIPATTAMENTON MINANEHAN TANO'
 (Department of Land Management)
GUBETNAMENTON GUAHAN
 (Government of Guam)



Street Address:
 590 S. Marine Corps Drive
 Suite 733 ITC Building
 Tamuning, GU 96913

EDDIE BAZA CALVO
 Governor

MICHAEL JB BORJA
 Director

RAY TENORIO
 Lieutenant Governor

DAVID V. CAMACHO
 Deputy Director

October 29, 2015

Mailing Address:
 P.O. Box 2950
 Hagatña, GU 96932

Senator Thomas C. Ada
 33rd Guam Legislature
 Chairman, Committee on Transportation,
 Infrastructure, Lands, Border Protection,
 Veteran's Affairs and Procurement
 173 Aspinall Ave, Ste 207
 Hagatna, Guam 96910

Website:
<http://land.guam.gov>

SUBJECT: Mr. David J. Matanane – Confirmation as Commissioner, Chamorro Land Trust Commission

Buenas yan Hafa Adai!

I offer my support to confirm Mr. David J. Matanane as a commissioner to the Chamorro Land Trust Commission. Mr. Matanane has been a distinguished commissioner of the Chamorro Land Trust Commission since February 2004. His dedication and devotion to his civic duty as a commissioner is reflected in his sterling attendance and his passion for enhancing the Trust to ensure it remains a viable organization to fulfill its tasks to protect the Chamorro homelands.

Mr. Matanane's background in finance is a strong asset to the Trust. He has always stressed on the financial accountability and strong management of Trust activities. In the last year, he has served as the chairman of the Trust as it pursued the passage of the commercial rules and regulations.

Now with the passage of the CLTC commercial rules and regulations, Mr. Matanane's contribution as a commissioner will be core in moving the Trust forward as we conduct the preliminary requirements prior to engaging in commercial leases that will directly affect our very patient residential and agriculture lease applicants.

It has been my pleasure to work with Mr. Matanane as former CLTC commissioner and now as the administrative director of the CLTC. I trust his advice and his opinion and firmly believe he will continue to be a strong and contributing member to the commission. I humbly ask this committee to favorably report this nomination and ask this Legislature to swiftly confirm Mr. Matanane's nomination.

Senseramente,


MICHAEL J.B. BORJA





Office of
Senator Tom Ada

Peter Tran <peter@senatorada.org>

1st Notice of Public Hearing: Thursday, October 29, 2015 – 10:00am and 1:30pm

1 message

Charlene Flores <flores@senatorada.org>

Thu, Oct 22, 2015 at 10:10 AM

To: Media <media@senatorada.org>, phnotice@guamlegislature.org, alfred.leonguerrero@gmail.com, john.camacho@revtax.guam.gov, Maria Flores <maria.flores@revtax.guam.gov>, pedro.leonguerrero@cqa.guam.gov, raffaele.sgambelluri@cqa.guam.gov, Chace Anderson <candersongbb@gmail.com>, Alicia Fejeran <avfejeran@gmail.com>, Glenn LG <glenn.leonguerrero@dpw.guam.gov>, felix.benavente@dpw.guam.gov, joaquin.blaz@dpw.guam.gov, roderick.r.leonguerrero.mil@mail.mil, jbrown@portguam.com, frpangelinan@portguam.com, jcuntalan@portguam.com, Ronnie Santos <ronnie.santos@clb.guam.gov>, eduardo.ordonez@clb.guam.gov, Jere Johnson <jjohnson@hawaiianrock.com>, info@perezbrosinc.com, markm@blackguam.com, mr.rubbishman@gmail.com, trucking@ambyth.guam.net, main@coretechintl.com, david.hopkins@fe.navy.mil, joseph.yates@fe.navy.mil, michael.borja@land.guam.gov, james.gillam@dphss.guam.gov, rey.vega@mail.dmhsa.guam.gov, care@gbhwc.guam.gov, theodore.lewis@gmha.org, gmhadmin@gmha.org, superintendent@gdoe.net, info@guamchamber.com.gu, Teresa Topasna <teresa.topasna@cltc.guam.gov>, teresa.topasna@land.guam.gov

October 22, 2015

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*

Subject: **1st Notice of Public Hearing: Thursday, October 29, 2015 – 10:00am and 1:30pm**

Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement will be conducting a public hearing on **Thursday, October 29, 2015 at 10:00am and 1:30pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

10:00am

Bill 147-33 (COR) T.C. Ada

An act to amend §§ 5101, 5104, 5107, 5109, 5112 and 5114, and to add a new §5118, all of Chapter 5, Title 16, Guam Code Annotated, relative to the authorities and responsibilities of the Department of Revenue and Taxation and The Department of Public Works to enforce weight limits and safe operations of commercial vehicles on Guam's Highways; establishing penalties for violations; establishing permit requirements; and establishing a truck enforcement screening station (TESS) facility fund.

1:30pm

The Executive Appointment of Mr. David J. Matanane to serve as a member of the Chamorro Land Trust Commission.

Bill 192-33 (LS) T.C. Ada

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-r18, municipality of Dededo reserved by the Department of Education for the Astumbo Elementary School to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill 193-33 (LS) - T.C. Ada

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-r18, municipality of Dededo reserved by the Department of Education for the Astumbo Middle School to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill 194-33 (LS) - T.C. Ada

An act to transfer lot 3463, Agana Heights to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill 195-33(LS) - T.C. Ada

An act to amend Public Law 22-18 to Transfer lot 3470, municipality of Chalan Pago reserved for Guam's health care needs to the Chamorro Land Trust Commission for residential and/or agricultural leasing.

Bill 196-33 (LS) - T.C. Ada

An act to transfer four hundred (400) plus lots which have lapsed into foreclosure from all the "Land for the Landless" subdivisions and all other such subdivisions to the Chamorro Land Trust Commission's available lands inventory for Chamorro homelands.

Testimony on **Bill No. 147-33 (COR), Executive Appointment of Mr. David J. Matanane Bill No. 192-33 (LS), Bill No. 193-33 (LS), Bill No. 194-33(LS), Bill No. 195-33(LS), and Bill No. 196-33 (LS)** the should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to office@senatorada.org, or via facsimile to (671) 473-3303 until **Friday, November 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Charlene Flores at 473-3301. Please feel free to contact my office should you have any questions or concerns.

--

Charlene Flores
Policy Analyst
Office of Senator Thomas C. Ada
I Mina'trentai Tres na Libeslaturan Guåhan - 33rd Guam Legislature
671-473-3301

 **1st PH Notice.pdf**
635K



Senator Tom Ada

Peter Tran <peter@senatorada.org>

2nd notice of Public Hearing

3 messages

Blaine Dydasco <bdydasco@senatorada.org>

Mon, Oct 26, 2015 at 10:42 AM

To: phmaterials@guamlegislature.org, phnotice@guamlegislature.org, Media <media@senatorada.org>, Eric Palacios <eric.palacios@epa.guam.gov>, Conchita San Nicolas Taitano <conchita.taitano@epa.guam.gov>, vincent.pereira@epa.guam.gov, michael.omallan@epa.guam.gov, don.quinata@epa.guam.gov, william.austin@fe.navy.mil, jbenavente@gpagwa.com, mcamacho@gpagwa.com, gbotha@gpagwa.com, David Leddy <dleddy@guamchamber.com.gu>, ccastro@guamchamber.com.gu, rdelgado@guamchamber.com.gu, info@ghra.org, bill.ada@ipehq.com, catherine.leonguerrero@exxonmobil.com, ddean@sppcorp.com, jbrown@portguam.com, frpangelinan@portguam.com, Marge Duenas <mduenas@portguam.com>, miller@guamwaterworks.org, annborja@guamwaterworks.org, staylor@guamwaterworks.net, Heidi Ballendorf <heidi@guamwaterworks.org>, glenn.leonguerrero@dpw.guam.gov, eleanor.borja@dpw.guam.gov, felix.benavente@dpw.guam.gov, maria.flores@revtax.guam.gov, john.camacho@revtax.guam.gov, Lou Sablan <lsablan@gpagwa.com>, jtduenas@hotmail.com, jeffcharjohnson@hotmail.com, horeckylaw@teleguam.net, horecky@ite.net, ndynvn@yahoo.com, Lou Palomo <lpalomo@guampuc.com>, marie@guam-peals.org, ray@guam-peals.org, weezierivera@hotmail.com, rick.agustin@grta.guam.gov, Ronnie Santos <ronnie.santos@clb.guam.gov>, weise@guambcc.org, Teresa Topasna <teresa.topasna@land.guam.gov>, "Jhoana M. Casem" <Jhoana.Casem@land.guam.gov>, Michael Borja <michael.borja@land.guam.gov>, dlmdir@land.guam.gov, david.camacho@land.guam.gov, Cristina Gutierrez <Cristina.Gutierrez@land.guam.gov>, dfbrooks@guamopa.org, admin@guamopa.org, jngo@ozemail.com.au, raunderwood@uguam.uog.edu, jpeterson@uguam.uog.edu, lmtoves@uguam.uog.edu, raymond.blas@dpr.guam.gov, Pedro LeonGuerrero <pedro.leonguerrero@cqa.guam.gov>, raffaele.sgambelluri <raffaele.sgambelluri@cqa.guam.gov>, Briana Roberto <briana.roberto@cqa.guam.gov>, roderick.r.leonguerrero@us.army.mil, johnny.lizama@ang.af.mil, martin.manglona@guam.gov, uriah.perez@fe.navy.mil, chuck.ada@guamairport.net, peterroy@guamairport.net, euntalan@guamairport.net, msablan@guamairport.net, Chace Anderson <candersongbb@gmail.com>, Alicia Fejeran <avfejeran@gmail.com>, csr@guamcell.net, clayton4gppc@hotmail.com, Chris Felix <felix@guam.net>, rjdguzman@hotmail.com, mail@cmlaw.us, claudia.acfalle@gsa.guam.gov, robert.kono@gsa.guam.com, superintendent@gdoe.net, racruz@gtrf.com, djtydingco@gta.net, jkriegel@docomopacific.com, jlai@docomopacific.com, Richard Yu <richard.yu@choicephonellc.com>, Rene Lao <rene.lao@choicephonellc.com>, john.compton@itehq.net, mcogadmin@teleguam.net, benito.servino@disid.guam.gov, ed@guamwcc.com, jvy@cccguam.org, afcmsgt24@yahoo.com, law@guamag.org, anthony.cruz@va.gov, john.blas@westcare.com, sinaguam@gmail.com, joey.sannicolas@gfd.guam.gov, chief@gpd.guam.gov, pio@gpd.guam.gov, bennyb@guamairport.net, jon.calvo@mail.house.gov, frankschacher01@gmail.com, mlflores.guam@gmail.com
Cc: Charlene Flores <flores@senatorada.org>, Peter Tran <peter@senatorada.org>, Joseph Borja <jborja@senatorada.org>, Coy Torres <coy@senatorada.org>, Juliette Gillham <juliette@senatorada.org>, Cyrus Luhr <cyrus@senatorada.org>

October 26, 2015

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*

Subject: **2nd Notice of Public Hearing: October 29, 2015 – 10:00am and 1:30pm**

Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement will be conducting a public hearing on **Thursday, October 29, 2015 at 10:00am and 1:30pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

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10:00am

-

Bill 147-33 (COR) T.C. Ada

An act to amend §§ 5101, 5104, 5107, 5109, 5112 and 5114, and to add a new §5118, all of Chapter 5, Title 16, Guam Code Annotated, relative to the authorities and responsibilities of the Department of Revenue and Taxation and The Department of Public Works to enforce weight limits and safe operations of commercial vehicles on Guam's Highways; establishing penalties for violations; establishing permit requirements; and establishing a truck enforcement screening station (TESS) facility fund.

1:30pm

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The **Executive Appointment of Mr. David J. Matanane** to serve as a **member of the Chamorro Land Trust Commission**.

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Bill 192-33 (LS) T.C. Ada

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-r18, municipality of Dededo reserved by the Department of Education for the Astumbo Elementary School to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill 193-33 (LS) T.C. Ada

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-r18, municipality of Dededo reserved by the Department of Education for the Astumbo Middle School to the Chamorro Land Trust Commission for residential and agricultural leasing.

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Bill 194-33 (LS) T.C. Ada

An act to transfer lot 3463, Agana Heights to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill 195-33 (LS) T.C. Ada

An act to amend Public Law 22-18 to Transfer lot 3470, municipality of Chalan Pago reserved for Guam's health care needs to the Chamorro Land Trust Commission for residential and/or agricultural leasing.

-

Bill 196-33 (LS)- T.C. Ada

An act to transfer four hundred (400) plus lots which have lapsed into foreclosure from all the "Land for the Landless" subdivisions and all other such subdivisions to the Chamorro Land Trust Commission's available lands inventory for Chamorro homeland.

Testimony on **Bill No. 147-33 (COR), Executive Appointment of Mr. David J. Matanane Bill No. 192-33 (LS), Bill No. 193-33 (LS), Bill No. 194-33(LS), Bill No. 195-33(LS), and Bill No. 196-33 (LS)** the should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to office@senatorada.org, or via facsimile to (671) 473-3303 until **Friday, November 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Charlene Flores at 473-3301. Please feel free to contact my office should you have any questions or concerns.

--

Blaine Dydasco
Policy Analyst
Office of Senator Tom C. Ada
I Mina' Trentai Tres Na Liheslaturan Guahan-33rd Legislature
Office (671) 473-3301



2nd notice of PH.pdf

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Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement
I Mina Trentai Tres Na Liheslaturan Guåhan • 33rd Guam Legislature

AGENDA

PUBLIC HEARING

Thursday, October 29, 2015

Public Hearing Room, *I Liheslaturan Guåhan*

The agenda is as follows:

1:30pm

The Executive Appointment of Mr. David J. Matanane to serve as a member of the Chamorro Land Trust Commission.

Bill No. 192-33 (LS) T.C. Ada

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BUILT-IN OVERUNDER-CURRENT PROTECTION DEVICE

UNIT SIZE	SEER	UNIT SIZE	SEER
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12,000 BTU	22	36,000 BTU	17
18,000 BTU	21	48,000 BTU	17

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Las Vegas casinos not rushing to join daily fantasy game

LAS VEGAS (AP) — It has been more than a week since Nevada regulators told the daily fantasy sports industry to get a gambling license or get out, and before they made their exits, the top two companies in-ferred regulators were playing favorites to protect Nevada's golden ticket: casinos and sports books.

There was no playing favorites, say state regulators and casino operators.

The state's sports books, for one, haven't suffered with the recent existence of daily fantasy sports. They kept \$227 million of what was bet on football, basketball, baseball and other sports last year, up 61 percent since 2011, according to Nevada Gaming Control Board statistics.

While last week's legal opi-

nion opened the door for already-licensed gambling establishments to enter the daily fantasy sports game in Nevada, none appear to be rushing to join.

Those lucrative gambling licenses, a result of intense back-ground investigations by Nevada agents who aim to root out unsavory characters from an industry that's only a few decades removed from its mob past and wants it to stay that way, keep their multi-billion dollar operations humming.

They may have clarity in Nevada, but they don't have it outside the state's boundaries. The intense scrutiny and investigations by federal authorities, plus a warning from Nevada's regulators, also hasn't engendered any sort of confidence about stepping into the fray.

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Senator Thomas Ada
 Chairman
 Committee on Lands

Notice of Public Hearing and Confirmation Hearing

Thursday, October 29, 2015 at 10:00am and 1:30pm.

Public Hearing Room of 11 Legislature Gudhan.

At 10:00am the Committee will hear public testimony on:

Bill 147-33 - AN ACT RELATIVE TO THE ENFORCEMENT OF WEIGHT LIMITS AND SAFE OPERATIONS OF COMMERCIAL VEHICLES; ESTABLISHING A TRUCK ENFORCEMENT SCREENING STATION (TRESS) FACILITY FUND AND OTHER RELATED MATTERS.

At 1:30pm the Committee will hear public testimony on:

The Appointment of David J. Matanane to the Chamorro Land Trust Commission

Bill 192-33 - AN ACT TO TRANSFER 35 ACRES OF LOT 10122-R18, DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING

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Bill 195-33 - AN ACT TO TRANSFER LOT 3470, CHALAN PAGO RESERVED FOR GUAM'S HEALTH CARE NEEDS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING

Bill 196-33 - AN ACT TO TRANSFER FOUR HUNDRED (400) PLUS LOTS FROM THE "LAND FOR THE LANDLESS" PROGRAMS TO THE CHAMORRO LAND TRUST COMMISSION FOR CHAMORRO HOMELANDS

Individuals requiring special accommodations, auxiliary aids, or services, should submit their request to Elaine Dydasco at 473-3361. Paid for by Funds of the Committee.

CHAMORRO LAND TRUST COMMISSION

Combining Statement of Revenues, Expenditures, and Changes in Fund Balances
Year Ended September 30, 2014

	Chamorro Land Trust Operations Fund	Chamorro Loan Guarantee Fund	Total
	<u> </u>	<u> </u>	<u> </u>
Revenues:			
Lease rentals:			
Commercial	\$ 534,328	\$ -	\$ 534,328
Agricultural and residential	3,660	-	3,660
Royalties	250,934	-	250,934
Payments in lieu of real property taxes	-	77,817	77,817
Land trust application fees	6,650	-	6,650
Interest income	2,193	1,350	3,543
	<u>797,765</u>	<u>79,167</u>	<u>876,932</u>
Total revenues			
Expenditures:			
Salaries and wages - regular	270,841	-	270,841
Salaries and wages - fringe benefits	80,359	-	80,359
Health benefits	37,265	-	37,265
Contractual services	119,348	-	119,348
Building rent	67,098	-	67,098
Supplies	4,070	-	4,070
Miscellaneous	1,500	-	1,500
	<u>580,481</u>	<u>-</u>	<u>580,481</u>
Total expenditures			
Net change in fund balances	217,284	79,167	296,451
Fund balances at beginning of year	<u>1,735,662</u>	<u>510,932</u>	<u>2,246,594</u>
Fund balances at end of year	<u>\$ 1,952,946</u>	<u>\$ 590,099</u>	<u>\$ 2,543,045</u>

See Accompanying Independent Auditors' Report.

CHAMORRO LAND TRUST COMMISSION

Combining Statement of Revenues, Expenditures, and Changes in Fund Balances
Year Ended September 30, 2013

	Chamorro Land Trust Operations Fund	Chamorro Loan Guarantee Fund	Total
	<u> </u>	<u> </u>	<u> </u>
Revenues:			
Lease rentals:			
Commercial	\$ 722,205	\$ -	\$ 722,205
Agricultural and residential	2,906	-	2,906
Royalties	319,861	-	319,861
Land trust application fees	6,500	-	6,500
Interest income	<u>1,825</u>	<u>1,545</u>	<u>3,370</u>
Total revenues	<u>1,053,297</u>	<u>1,545</u>	<u>1,054,842</u>
Expenditures:			
Salaries and wages - regular	222,127	-	222,127
Salaries and wages - fringe benefits	66,784	-	66,784
Health benefits	34,075	-	34,075
Contractual services	79,470	-	79,470
Building rent	48,000	-	48,000
Supplies	4,552	-	4,552
Capital outlays	15,303	-	15,303
Miscellaneous	<u>1,600</u>	<u>-</u>	<u>1,600</u>
Total expenditures	<u>471,911</u>	<u>-</u>	<u>471,911</u>
Net change in fund balances	581,386	1,545	582,931
Fund balances at beginning of year	<u>1,154,276</u>	<u>509,387</u>	<u>1,663,663</u>
Fund balances at end of year	<u>\$ 1,735,662</u>	<u>\$ 510,932</u>	<u>\$ 2,246,594</u>

See Accompanying Independent Auditors' Report.

CHAMORRO LAND TRUST COMMISSION

Combining Balance Sheet
September 30, 2014

	Chamorro Land Trust Operations Fund	Chamorro Loan Guarantee Fund	Total	Elimination	Total
<u>ASSETS</u>					
Cash and cash equivalents	\$ 1,990,705	\$ -	\$ 1,990,705	\$ -	\$ 1,990,705
Receivables:					
Commercial	199,182	-	199,182	-	199,182
Due from GovGuam	-	77,817	77,817	(73,982)	3,835
Restricted assets:					
Cash and cash equivalents	-	212,282	212,282	-	212,282
Time certificates of deposit	-	300,000	300,000	-	300,000
Total assets	<u>\$ 2,189,887</u>	<u>\$ 590,099</u>	<u>\$ 2,779,986</u>	<u>\$ (73,982)</u>	<u>\$ 2,706,004</u>
<u>LIABILITIES AND FUND BALANCE</u>					
Liabilities:					
Accounts payable	\$ 26,120	\$ -	\$ 26,120	\$ -	\$ 26,120
Accrued payroll and other liabilities	8,874	-	8,874	-	8,874
Due to GovGuam	73,982	-	73,982	(73,982)	-
Unearned revenues	127,965	-	127,965	-	127,965
Total liabilities	<u>236,941</u>	<u>-</u>	<u>236,941</u>	<u>(73,982)</u>	<u>162,959</u>
Fund balance:					
Reserved for:					
Restricted	-	512,282	512,282	-	512,282
Committed	1,952,341	77,817	2,030,158	-	2,030,158
Assigned	605	-	605	-	605
Total fund balance	<u>1,952,946</u>	<u>590,099</u>	<u>2,543,045</u>	<u>-</u>	<u>2,543,045</u>
Total liabilities and fund balance	<u>\$ 2,189,887</u>	<u>\$ 590,099</u>	<u>\$ 2,779,986</u>	<u>\$ (73,982)</u>	<u>\$ 2,706,004</u>

See Accompanying Independent Auditors' Report.

Chamorro Land Trust Operations Fund Expenditures (FYs 2011-2015) and Appropriations (FY 2016)									
Description	Object Class	Object Description	2011	2012	2013	2014	2015	2016	Grand Total
ANNUAL APPROPRIATION	111	REGULAR SALARY	395,650	285,184	222,127	270,841	239,493	546,508	1,959,803
	113	FRINGE	106,007	84,246	100,859	117,624	99,809	263,806	772,351
	114	HEALTH BENEFIT	30,063	26,116					56,179
	115	LIFE BENEFIT		923					923
	230	CONTRACT	95,322	20,658	79,470	119,348	136,548	192,768	644,114
	233	BLDG RENT	0	20,000	48,000	67,098	210,415	315,844	661,356
	240	SUPPLIES	8,119	19,859	4,552	4,071	8,622	91,585	136,808
	250	EQUIPMENT	0	19,321	0	0	0	6,000	25,321
	271	DRUG TESTING CHARGES	75	120	0	0	240	600	1,035
	290	MISCELLANEOUS	10,237	1,289	1,600	1,500	1,950	7,200	23,776
	361	POWER UTILITY	14,500	115	0				14,615
	363	TELEPHONE	5,263	0	0				5,263
	450	CAPITAL	0	41,968	15,303	0	0		57,271
CONTINUING APPROPRIATION	111	REGULAR SALARY					25,222		25,222
	113	FRINGE					10,126		10,126
ATTORNEY SERVICES PAID TO OAG	111	REGULAR SALARY				31,767	74,793		106,560
	113	FRINGE				11,695	27,416		39,111
	800	EXP REIM				43,462	102,209		145,671
Grand Total			665,236	519,800	471,911	667,406	936,841	1,424,311	4,685,505

Note: Data for FY 2011-2015 from AS400 Financial Management System. Data for FY 2016 from BBMR Appropriation Allocation Report.

Full Name	D.O.B.	Zip Code	Application Date	
Jamie Quidachay Murakami Torres	6/6/1983	96921	7/29/2013	Lot 4-3, Block 5, Tract 1021, Dededo conta
Richard Q. Camacho	9/11/1987	96929	7/25/2013	Lot 4-1, Block 5, Tract 1021, Dededo conta
Francine Q. Camacho	10/27/1986	96929	7/25/2013	Lot 4-4, Block 5, Tract 1021, Dededo conta
Ricky Quidachay Camacho	4/4/1989	96929	7/25/2013	Lot 4-2, Block 5, Tract 1021, Dededo conta
Anisia Borja Terlaje	12/29/1950	96915	6/3/2013	Lot 159-NEW, Agat containing an area of 1
Jacob Uncangco Garrido	6/5/1990	96929	1/10/2013	Lot 3-3, Tract 1112, Dededo containing an
Nicolas Ray Garrido	7/17/1986	96929	1/8/2013	Lot 3-2, Tract 1112, Dededo containing an
Tammy Jean Vawter	6/25/1987	96913	10/3/2012	Lot 5412-5NEW, Mangilao containing an ai
Derrick J.N. Camacho	8/17/1984	96931	9/20/2012	Lot 3-R3, Block D, Tract 9, Barrigada conta
Francisco Leon Guerrero Castro	10/26/1930	96932	8/20/2012	Lot 7066-5, Yigo containing an area of 4,72
Anita Materne Cepeda	7/16/1954	96921	4/12/2012	Lot 10125-24, Dededo containing an area c
Anthony Cruz Monforte	9/27/1949	96921	3/6/2012	A portion of Lot 10122-R18, Dededo contai
Daniel Anderson Mendiola	10/14/1950	96921	1/23/2012	Lot 5403-6, Mangilao containing an area of
Glenn Anthony Santos & Crisalda E. Santos	6/22/1972	96931	12/9/2011	Lot 4-3, Block 1A, Tract 1021, Dededo con
Lorna Lynn Santos Taimanglo & Joe L. Taimanglo	9/12/1978	96929	10/6/2011	Lot 16, Block 7, Tract 1113, Dededo contai



**Senator Thomas Ada
Chairman
Committee on Lands**

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