



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

MAY 22 2000

The Honorable Joanne M. S. Brown
Legislative Secretary
I Mina'Bente Singko na Liheslaturan Guåhan
Twenty-Fifth Guam Legislature
Suite 200
130 Aspinal Street
Hagåtña, Guam 96910

OFFICE OF THE LEGISLATIVE SECRETARY

ACKNOWLEDGMENT RECEIPT

Received By ABrown

Time 10:10am

Date May 23, 2000

Dear Legislative Secretary Brown:

Enclosed please find Substitute Bill No. 380 (COR), "AN ACT AUTHORIZING I MAGA'LAHEN GUAHAN TO EXCHANGE A PORTION OF LOT NUMBER 10119-11-R1, MUNICIPALITY OF DEDEDO, WITH LOT NUMBER 1332 NEW, MUNICIPALITY OF HAGÁTÑA", which I have signed into law today as **Public Law No. 25-133**.

This legislation authorizes the Governor to exchange land near the Guam Judicial Center with government land in Dededo. The Court has indicated that it needs additional parking space, and would like to utilize Lot No. 1332 New, Municipality of Hagåtña for this purpose.

Very truly yours,

Carl T. C. Gutierrez
I Maga'Lahen Guåhan
Governor of Guam

Attachment: copy attached for signed bill or overridden bill
original attached for vetoed bill

cc: The Honorable Antonio R. Unpingco
Speaker

00943

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 380 (COR) "AN ACT AUTHORIZING I MAGA'LAHEN GUAHAN TO EXCHANGE A PORTION OF LOT NUMBER 10119-11-R1, MUNICIPALITY OF DEDEDO, WITH LOT NUMBER 1332 NEW, MUNICIPALITY OF HAGÁTÑA," was on the 11th day of May 2000, duly and regularly passed.



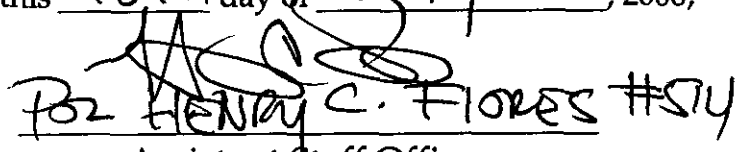
ANTONIO R. UNPINGCO
Speaker

Attested:



JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahen Guahan* this 16TH day of MAY, 2000,
at 5:14 o'clock P.M.



POZ HENRY C. FLORES #574
Assistant Staff Officer
Maga'lahi's Office

APPROVED:



CARL T. C. GUTIERREZ
I Maga'lahen Guahan

Date: 5-22-00

Public Law No. 25-133



MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

May 16, 2000

The Honorable Carl T.C. Gutierrez
I Maga'lahen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910

Dear *Maga'lahi* Gutierrez:

Transmitted herewith are Substitute Bill Nos. 380(COR) and 386(COR) and Bill Nos. 395(LS), 406(COR) and 411(COR) which were passed by *I Mina' Bente Singko Na Liheslaturan Guåhan* on May 11, 2000.

Sincerely,

JOANNE M.S. BROWN
Senator and Legislative Secretary


Enclosure (5)

For Henry C. Brown #514
5/16/00

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 380 (COR) "AN ACT AUTHORIZING I MAGA'LAHEN GUAHAN TO EXCHANGE A PORTION OF LOT NUMBER 10119-11-R1, MUNICIPALITY OF DEDEDO, WITH LOT NUMBER 1332 NEW, MUNICIPALITY OF HAGATNA," was on the 11th day of May 2000, duly and regularly passed.



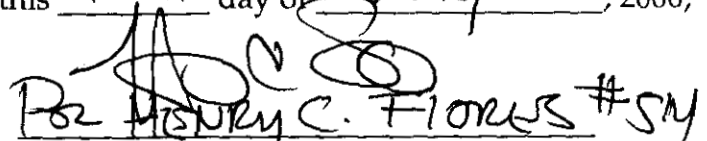
ANTONIO R. UNPINGCO
Speaker

Attested:



JOANNE M.S. BROWN
Senator and Legislative Secretary

.....
This Act was received by I Maga'lahen Guahan this 16TH day of MAY, 2000,
at 5:14 o'clock P..M.



HENRY C. FLORES #SM
Assistant Staff Officer
Maga'lahi's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahen Guahan

Date: _____

Public Law No. _____

**MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session**

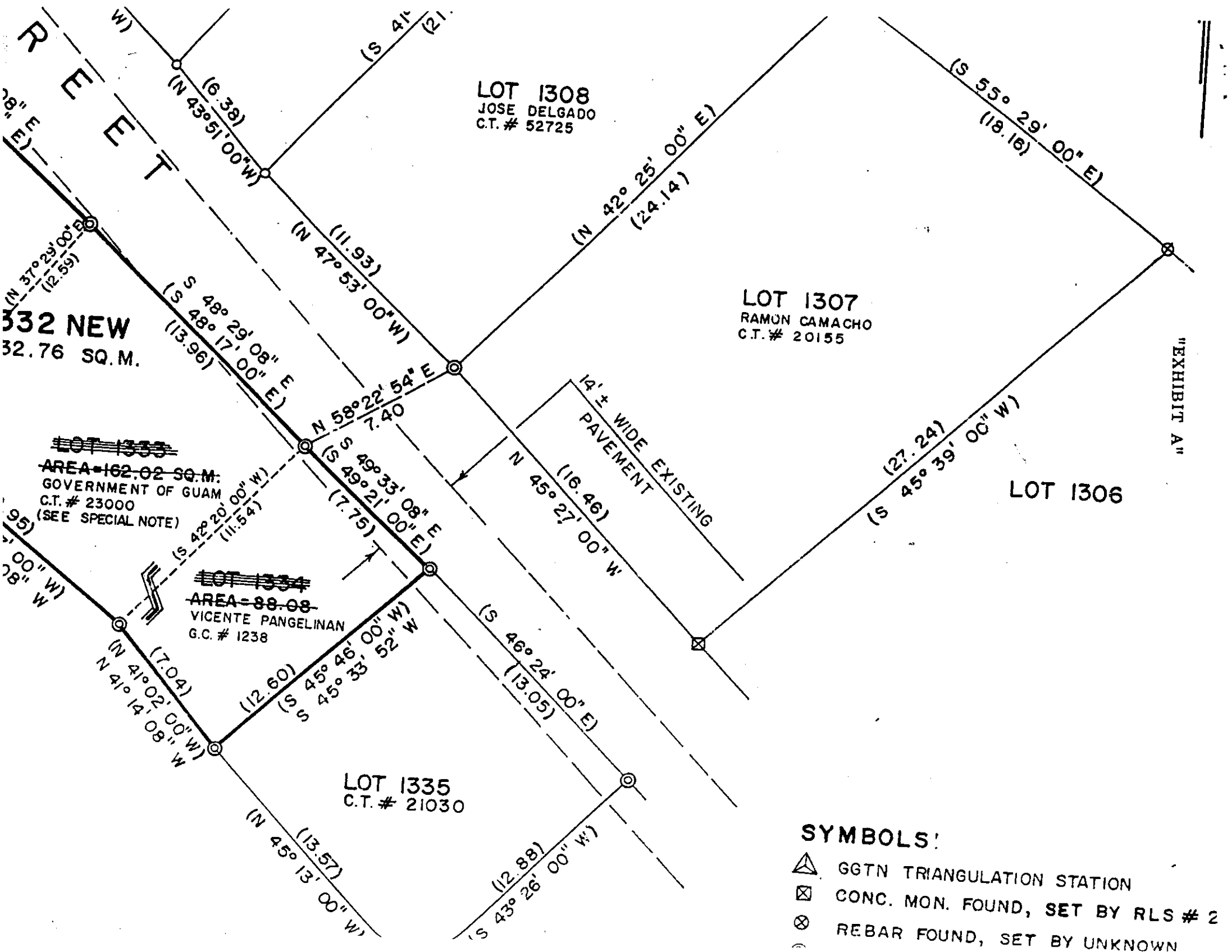
Bill No. 380(COR)

As Substituted by the Committee
on Land Agriculture, Military Affairs
and the Arts and Further substituted
and amended on the floor

Introduced by:

J. C. Salas
M. G. Camacho
A. R. Unpingco
F. B. Aguon, Jr.
E. C. Bermudes
A. C. Blaz
J. M.S. Brown
E. B. Calvo
Mark Forbes
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
K. S. Moylan
V. C. Pangelinan
S. A. Sanchez, II

**AN ACT AUTHORIZING *I MAGA'LAHEN*
GUAHAN TO EXCHANGE A PORTION OF LOT
NUMBER 10119-11-R1, MUNICIPALITY OF
DEDEDO, WITH LOT NUMBER 1332 NEW,
MUNICIPALITY OF *HAGÁTÑA*.**



LOT 1308
 JOSE DELGADO
 C.T. # 52725

LOT 1307
 RAMON CAMACHO
 C.T. # 20155

LOT 1306

332 NEW
 32.76 SQ.M.

~~LOT 1333~~
 AREA = 162.02 SQ.M.
 GOVERNMENT OF GUAM
 C.T. # 23000
 (SEE SPECIAL NOTE)

~~LOT 1334~~
 AREA = 88.08
 VICENTE PANGELINAN
 G.C. # 1238

LOT 1335
 C.T. # 21030

"EXHIBIT A"

SYMBOLS:

- △ GGTN TRIANGULATION STATION
- ⊠ CONC. MON. FOUND, SET BY RLS # 2
- ⊗ REBAR FOUND, SET BY UNKNOWN
-

CLERK OF THE LEGISLATURE
TRANSMISSION CHECKLIST TO I MAGA'LAHEN GUAHAN

(Included in File w/ All Bills Transmitted)

BILL NO. 380 (cop)

FINAL PROOF-READING OF BLUEBACK COPY

Initialed by:

and Date:

- EXHIBITS ATTACHED *ye*
- CONFIRM NUMBER OF PAGES *5*
- CAPTION ON CERTIFICATION MATCHES BILL CAPTION
- ENGROSSED SIGN "*" REMOVED FROM BILL
- 15 SENATORS IN SPONSORSHIP OR CONFIRM OTHERWISE
- CERTIFICATION SIGNED BY SPEAKER & LEGIS. SECRETARY
- EMERGENCY DECLARATION, if any *None*

Confirmed By: *[Signature]*

Dated: *[Signature]*

- HAND CARRY BILL IN BLUEBACK (ORIGINAL & COPY)
TO THE GOVERNOR. (DANNY, ROBERT OR OTHERS)
- ACKNOWLEDGED COPY W/ ORIGINAL BLUEBACK
PLACED ON CLERK'S DESK. (Same copy given to Susan)
- FILED by: Danny, Robert or others

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 380 (COR) "AN ACT AUTHORIZING I MAGA'LAHEN GUAHAN TO EXCHANGE A PORTION OF LOT NUMBER 10119-11-R1, MUNICIPALITY OF DEDEDO, WITH LOT NUMBER 1332 NEW, MUNICIPALITY OF HAGATÑA," was on the 11th day of May 2000, duly and regularly passed.

ANTONIO R. UNPINGCO
Speaker

Attested:

JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahaen Guahan* this _____ day of _____, 2000,
at _____ o'clock _____M.

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahaen Guahan

Date: _____

Public Law No. _____

Assistant Staff Officer
OFFICE OF THE LEGISLATIVE SECRETARY
Maga'lahaen's Office
ACKNOWLEDGMENT RECEIPT
Received By _____
Time 2:41 P.M.
Date 16 May 2000

Office of the Speaker
ANTONIO R. UNPINGCO
Date: 05-16-00
Time: 1140
Rec'd by: _____
Print Name: Antonio R. Unpingco

I MINA' BENTE SINGKO NA LIHESLA'URAN GUAHAN

2000 (SECOND) Regular Session

Date: 5/11/00

VOTING SHEET

S Bill No. 380 (COR)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
AGUON, Frank B., Jr.	✓				
BERMUDES, Eulogio C.	✓				
BLAZ, Anthony C.	✓				
BROWN, Joanne M.S.	✓				
CALVO, Eduardo B.	✓				
CAMACHO, Marcel G.	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
LAMORENA, Alberto C., V	✓				
LEON GUERRERO, Carlotta A.	✓				
MOYLAN, Kaleo Scott	✓				
PANGELINAN, Vicente C.	✓				
SALAS, John C.	✓				
SANCHEZ, Simon A., II					EA
UNPINGCO, Antonio R.	✓				

TOTAL 14 _____ _____ _____ 1

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

May 8, 2000

(DATE)

Memorandum

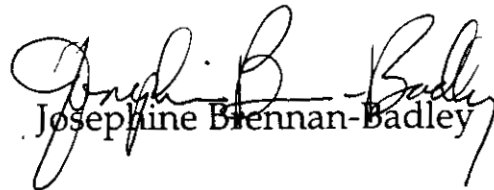
To: Senator John C. Salas

From: Clerk of the Legislature

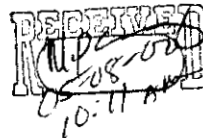
Subject: Report on Bill No. 380(COR)

Pursuant to §7.04 of Rule VII of the 25th Standing Rules, transmitted herewith is a copy of the Committee Report on Bill No. 380(COR), for which you are the prime sponsor.

Should you have any questions or need further information, please call the undersigned at 472-3464/5.


Josephine Brennan-Badley

Attachment:





The Office of

Senator Marcel G. Camacho

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
Twenty-Fifth Guam Legislature

Chairman, Committee on Land, Agriculture, Military Affairs and the Arts

173 Aspinall Avenue, Hagåtña, Guam 96910
Suite 108A • Ada Plaza Center
Phones (671) **479 8261 / 62 / 63 / 64**
Facsimile (671) **472 8223**

April 27, 2000

The Honorable Antonio Unpingco, Speaker
I Mina' Bente Singko na Liheslaturan Guahan
155 Hesler St.
Hagåtña, Guam 96910

Via: Committee on Rules

Dear Mr. Speaker:

The Committee on Land, Agriculture, Military Affairs and the Arts, wishes to report out its committee report on Bill No. 380, *as substituted by the Committee*, with the recommendation **TO DO PASS**.

Committee Voting Record:

To do Pass: 6
To not Pass:
Abstain:

A copy of the Committee Report is attached for your consideration.

Sincerely yours,


MARCEL G. CAMACHO
Chairman

Attachments



The Office of

Senator Marcel G. Camacho

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
Twenty-Fifth Guam Legislature

Chairman, Committee on Land, Agriculture, Military Affairs and the Arts

173 Aspinall Avenue, Hagåtña, Guam 96910
Suite 108A • Ada Plaza Center
Phones (671) **479 8261 / 62 / 63 / 64**
Facsimile (671) **472 8223**

April 27, 2000

MEMORANDUM

**TO: Members,
Committee on Land, Agriculture, Military Affairs and the
Arts**

FR: Chairman

RE: Bill No. 380

Transmitted herewith for your consideration is the Committee on Land, Agriculture, Military Affairs, and the Arts' Report of **Bill No. 380**, *as substituted by the Committee.* (See attached for details).

Should you have any questions please contact me or my Chief-of-Staff, Alfred Duenas.

Sincerely,

MARCEL G. CAMACHO
Chairman

Attachments







**COMMITTEE ON LAND, AGRICULTURE, MILITARY AFFAIRS
and the ARTS**

**I Mina'Bente Singko Na Liheslaturan Guåhan
Twenty-Fifth Guam Legislature**

VOTING SHEET

April 27, 2000

RE: Bill No. 380(COR): AN ACT AUTHORIZING I MAGA'LAHEN GUAHAN TO EXCHANGE A PORTION OF LOT NUMBER 10119-11-R1, MUNICIPALITY OF DEDEDO, WITH LOT NUMBER 1332 NEW, MUNICIPALITY OF HAGATNA, as substituted by the Committee.

COMMITTEE MEMBERS:	SIGNATURE	TO DO PASS	TO NOT PASS	ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Marcel G. Camacho Chairman		✓			
Senator Lawrence F. Kasperbauer, Vice-Chairman		X			
Senator Joanne M.S. Brown					
Senator Eduardo B. Calvo		✓			
Senator Kaleo S. Moylan		✓			
Senator Simon A. Sanchez, II					
Senator Frank B. Aguon, Jr.		✓			
Speaker Antonio "Tony" R. Unpingco, Ex Officio		✓			

Committee on Land, Agriculture, Military Affairs & the Arts

Committee Report March 30, 2000

The Committee on Land, Agriculture, Military Affairs, & the Arts held a public hearing on March 30, 2000 at the Public Hearing Room at the Legislative Building. The hearing was called to order at 9:10 a.m. by the Chairman, Senator Marcel G. Camacho.

Bill No. 380(COR): AN ACT AUTHORIZING I MAGA'LAHEN GUAHAN TO EXCHANGE A PORTION OF LOT NUMBER 10119-11-R1, MUNICIPALITY OF DEDEDO, WITH LOT NUMBER 1332 NEW, MUNICIPALITY OF HAGATNA.

Present for the hearing were Senators Frank Aguon Jr., Eduardo B. Calvo, Lawrence F. Kasperbauer, John C. Salas, Alberto Lamorena V.

Testimony Submitted by:

Robert Cruz, Deputy Director of Superior Court	(Oral)
Josephine (Poping)Cruz, Management Officer	(Oral)
Ronald Teehan, Administrative Director CLTC	(Written)

Summary of Testimonies:

Chairman Camacho deferred to Senator Salas, the main sponsor of the bill, for introductory comments and noted that both he and Speaker Unpingco were happy to co-sponsor the bill.

Senator Salas stated that when the judicial center was built, there was a need to acquire additional private property in the area. The properties were acquired through condemnation, but compensation was never completed. This is a case of one landowner attempting for the past four years to complete the compensation through a land exchange.

Robert Cruz testified that the land exchange will be advantageous to both the courts and Mr. Pangelinan. The courts would be able to develop up to 30 additional parking stalls, which are badly needed, because a shortage of parking has resulted in the courts utilizing overflow parking at the Agana Shopping Center. He stated that all surveys, appraisals, and title research has been completed, and that a value-for-value exchange is proposed.

Chairman Camacho noted that the bill did not mention that it was a value-for-value exchange, and that the bill would have to be amended to reflect this important point.

Mr. Cruz then added that the appraisal report, paid for by the courts, showed Mr. Pangelinan's property worth \$178,000 and the property in Dededo is worth \$110,000. Despite this, Mr. Pangelinan has agreed to the exchange, knowing that he is receiving the larger lot.

Senator Salas added that the problem has been ongoing for 8-10 years, and that Mr. Pangelinan wants to get this settled so that he can get his estate in order for his children.

Chairman Camacho then inquired about the ownership of the government property, and Mr. Cruz testified that it is under the courts control after having research done at DLM. The Chairman asked how Mr. Pangelinan acquired the entire 532 square meters, but Mr. Cruz could not answer the question. The Chairman gave closing comments that he understood the need for additional parking at the courts, and suggested that the courts consider a multi-level parking garage instead of just at-grade parking. He then stated for the record that Bill 380 had been publicly heard.

COMMITTEE FINDINGS AND RECOMMENDATION

Since its completion, the Guam Judicial Center has been in need of additional parking space. There is limited real estate in the immediate area available for this purpose. Mr. Pangelinan and the Superior Court have been negotiating for a land exchange for approximately ten (10) years.

Approximately four (4) years ago, the Court has offered Mr. Pangelinan a parcel in Dededo valued at One Hundred Ten Thousand Dollars (\$110,000) to exchange with Mr. Pangelinan's parcel in Hagatna, valued at One Hundred Seventy-eight Thousand Dollars (\$178,000). Mr. Pangelinan is aware that his parcel is more valuable than that offered by the Government. Mr. Pangelinan is willing to accept this discrepancy in value because he wants to put closure on this protracted transaction. The Committee feels that the land exchanges are based on the area and value of Mr. Pangelinan's property with the area and value of the Government's land.

The Committee on Land, Agriculture, Military Affairs and the Arts to which was referred Bill No. 380 (COR) wishes to report back its **recommendation** to **do pass** Bill No. 380 (COR) as substituted by the Committee.



MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
Kumitean Areklamento, Refotman Gubetnamento Siha, Inetnon di Nuebu, yan Asunton Fidirat

*Senator Mark Forbes, Chairman
Kabisiyon Mayurd*

03 FEB 2000

MEMORANDUM

TO: Chairman
Committee on Land, Agriculture, Military Affairs and Arts

FROM: Chairman ~~Mark Forbes~~
Committee on Rules, Government Reform, Reorganization
and Federal Affairs

SUBJECT: Principal Referral – Bill No. 380

The above bill is referred to your Committee as the Principal Committee. In accordance with Section 6.04.05. of the Standing Rules, your Committee "shall be the Committee to perform the public hearing and have the authority to amend or substitute the bill, as well as report the bill out to the Body." It is recommended that you schedule a public hearing at your earliest convenience.

Thank you for your attention to this matter.

MARK FORBES

Attachment

OFFICE OF
Marcel G. Camacho
SENATOR
Date: 2-3-00 Time: 4:45
Received By: *[Signature]*

JAN 10 2000

**MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session**

Bill No. 380 (COR)

Introduced by:

J.C. Salas *JCS*
M.G. Camacho *MGC*
A.R. Unpingco *A.R.U.*

**AN ACT AUTHORIZING I MAGA'LAHEN GUAHAN
TO EXCHANGE A PORTION OF LOT NUMBER 10119-
11-R1, MUNICIPALITY OF DEDEDO, WITH LOT
NUMBER 1332 NEW, MUNICIPALITY OF HAGATNA.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guahan* finds
3 that privately owned property located adjacent to the Guam Judicial Center
4 (Esperanza) has the potential for development to provide much needed
5 additional parking spaces for the general public, Superior Court employees,
6 tenants, patrons and clients. In this particular situation, the private
7 landowner is willing to work with the government of Guam in the way of a
8 land exchange to make this lot available for additional parking spaces
9 without the need for costly land condemnation.

10 **Section 2. Exchange of Government Land Authorized.** *I Liheslaturan*
11 *Guahan* authorizes *I Maga'lahen Guahan* to exchange a portion of
12 government land in Lot Number 10119-11-R1, Municipality of Dededo,
13 containing an area of 4,583.33 square meters, with private land designated as

1 Lot Number 1332 New, Municipality of Hagatna, containing an area of
2 532.76 square meters, as shown on Map Drawing Number 14-81T-135, dated
3 May 4,1981, Check Number 099-FY81 as recorded in the Department of Land
4 Management as Instrument 376039 on September 23, 1986 marked as Exhibit
5 A

6 **Section 3. No Prohibition Against Building.** Nothing contained in this
7 Act shall be construed to prevent or prohibit the party receiving government
8 land from improving such land or from building, erecting or constructing
9 structures approved in accordance with the building and zoning codes of
10 Guam.

11 **Section 4. Severability.** If any provision of this Law or its application to
12 any person or circumstance is found to be invalid or contrary to law such
13 invalidity shall not affect other provisions or applications of this Law which
14 can be given effect without the invalid provisions or application, and to this
15 end the provision of this Law are severable.
16

00"

~~LOT 1332~~
AREA=282.66 SQ.M.
GOVERNMENT OF GUAM
C.T. # 20035
(SEE SPECIAL NOTE)

LOT 1308
JOSE DELGADO
C.T. # 52725

LOT 1332 NEW
AREA=532.76 SQ.M.

LOT 1307
RAMON CAMACHO
C.T. # 20155

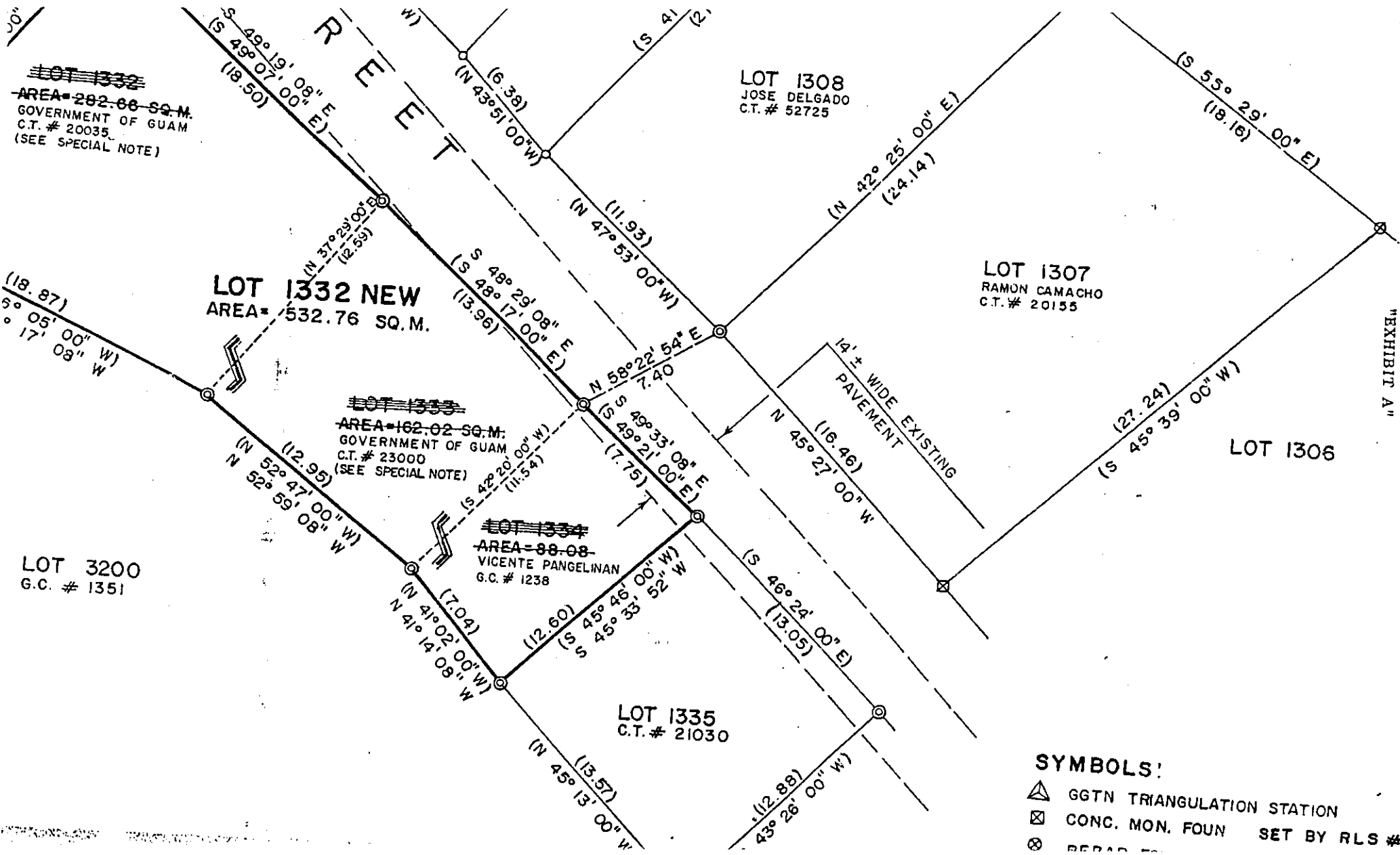
~~LOT 1333~~
AREA=162.02 SQ.M.
GOVERNMENT OF GUAM
C.T. # 23000
(SEE SPECIAL NOTE)

~~LOT 1334~~
AREA=88.08
VICENTE PANGELINAN
G.C. # 1238

LOT 3200
G.C. # 1351

LOT 1335
C.T. # 21030

SYMBOLS!
△ GGTN TRIANGULATION STATION
⊠ CONC. MON. FOUND SET BY RLS #
⊙ REBAR



**MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session**

Bill No. 380(COR)

As Substituted by the Committee on Land
Agriculture, Military Affairs and The Arts

Introduced by:

J.C. Salas
M.G. Camacho
A.R. Unpingco

**AN ACT AUTHORIZING I MAGA'LAHEN GUAHAN
TO EXCHANGE A PORTION OF LOT NUMBER
10119-11-R1, MUNICIPALITY OF DEDEDO, WITH LOT
NUMBER 1332 NEW, MUNICIPALITY OF HAGATNA.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guahan* finds
3 that privately owned property located adjacent to the Guam Judicial Center
4 (Esperanza) has the potential for development to provide much needed
5 additional parking spaces for the general public, Superior Court employees,
6 tenants, patrons and clients. In this particular situation, the private landowner
7 is willing to work with the government of Guam in the way of a land
8 exchange to make this lot available for additional parking spaces without the
9 need for costly land condemnation.

10 **Section 2. Exchange of Government Land Authorized.** [~~*I Liheslaturan*~~
11 ~~*Guahan*~~ ~~authorizes~~] Notwithstanding any other provisions of law *I*
12 *Maga'lahaen Guahan* **is authorized** to exchange a portion of government land in

1 meters, valued at One Hundred Seventy-eight Thousand Dollars (\$178,000)
2 based on an appraisal commissioned by the Superior Court with private land
3 designated as Lot Number 1332 New, Municipality of Hagatna, containing an area
4 of 532.76 square meters, as shown on Map Drawing Number 14-81T-135, dated
5 May 4, 1981, Check Number 099-FY81 as recorded in the Department of Land
6 Management as Instrument 376039 on September 23, 1986 marked as Exhibit A.
7 The private land is valued at One Hundred Ten Thousand Dollars (\$110,000)
8 based on an appraisal commissioned by the Superior Court. The owner of the
9 private land does not desire any other additional compensation to complete this
10 land exchange.

11 ~~{Section 3. No Prohibition Against Building. Nothing contained in this Act~~
12 ~~shall be construed to prevent or prohibit the party receiving government land from~~
13 ~~improving such land or from building, erecting or constructing structures approved~~
14 ~~in accordance with the building and zoning codes of Guam.}~~

15 ~~{Section 4. Severability. If any provision of this Law or its application to~~
16 ~~any person or circumstance is found to be invalid or contrary to law such invalidity~~
17 ~~shall not affect other provisions or applications of this Law which can be given~~
18 ~~effect without the invalid provisions or application, and to this end the provision of~~
19 ~~this Law are severable.}~~

Chamorro Land Trust Commission

P.O. Box 2950 Hagåtña, Guam 96910

Phone: 475-4251 Fax: 477-8082

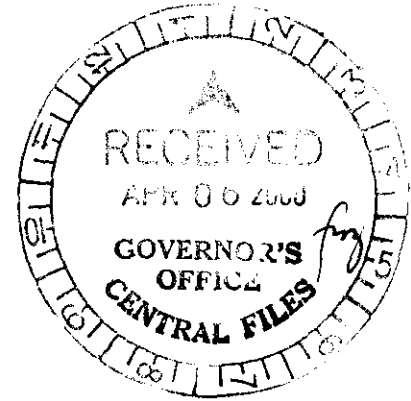
Joseph T. Gumataotao, Chairman
John Q. Finona, Commissioner
Tomas T. Aguon, Commissioner
Lucy B. San Nicolas, Commissioner

Ronald E. Franquez Teehan
Administrative Director

April 6, 2000

To: **Senator Marcel G. Camacho**
Chairman
Committee on Land, Agriculture,
Military Affairs and the Arts
25th Guam Legislature

Via: **Gil Shinohara**
Chief of Staff
Office of the Governor



From: **Administrative Director**

Re: **Testimony Against the Passage of Bill No. 380.**

The Chamorro Land Trust Commission is strongly opposed to the passage of Bill No. 380. This position was unanimously adopted pursuant to a motion on March 30, 2000, during a duly convened meeting.

On or about the middle of 1999, representatives of the Superior Court approached the Commission to discuss the possibility of the Commission acquiring Lot No. 1332 New, Agana, by way of a land exchange. It was their stated intention to expand their parking facilities. They were aware of the fact that the Commission has the authority to directly enter into land exchanges pursuant to §75105(e) of 21 GCA, which reads:

“(e) The Commission may, in order to consolidate its holdings or to better effectuate the purposes of this Chapter, exchange the title to available lands for land of an equal value. All lands so acquired by the Commission shall assume the status of available lands as though the same were originally designated as such under §75104.” [emphasis added]

We fully understand the Courts desire to expand their inadequate parking facility. All we ask is that the Legislature and Courts recognize and respect the Commission’s mandate to insure some form of equity is realized. Our position is in keeping with the authorization **“to consolidate its holdings or to better effectuate the purposes of this Chapter.”**

OFFICE OF

Marcel G. Camacho

SENATOR

Date: 4/7/00 Time:

Received By

Page 1 of 2.

The Commission is in fact interested in acquiring Lot No. 1332 New, Agana. However, it is for the purpose of establishing a Commission owned commercial parking facility. It is our intention that it be operated on a revenue sharing basis by a qualified Chamorro, as provided pursuant to §75107(c)(2) of 21 GCA, which, in pertinent part, reads:

“(c) The Commission is authorized to grant licenses for terms of not to exceed twenty-one (21) years in each case, . . . The Commission is also authorized to grant licenses for lots within a village in which lands are leased under the provisions of this section, to:

“(2) theaters, garages, service stations, markets, stores, and other mercantile establishments (all of which shall be owned by lessees of the Commission or by organizations formed and controlled by said lessees).”
[emphasis added]

The bottom line is, the Court needs additional parking, and the Commission needs revenue. Both ends can be readily achieved. It is for this reason that we respectfully ask to be allowed to accomplish this objective, on a win-win basis, on our own.

The Chamorro Land Trust Commission respectfully requests Bill No. 380 be reported out with a recommendation **TO NOT PASS**.



Ronald E. Franquez Teehan
Administrative Director

Concurred by 
Joseph T. Gumataotao
Chairman



The Office of

Senator Marcel G. Camacho

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
Twenty-Fifth Guam Legislature

Chairman, Committee on Land, Agriculture, Military Affairs and the Arts

173 Aspidall Avenue, Hagåtña, Guam 96910
Suite 108A • Ado Plaza Center
Phones (671) 479 8261 / 62 / 63 / 64
Facsimile (671) 472 8223

Public Hearing

Thursday, March 30, 2000

9:00 am

Legislature's Public Hearing Room

AGENDA

- I. Opening Remarks
- II. Confirmation: Ms. Maria Antenor Cruz, Member, Guam Land Use Commission
- III. Confirmation: Mrs. Josefina I. McDonald, Member, Guam Land Use Commission
- IV. Confirmation: Ms. Bernadine G. Respicio, Member, Guam Council on the Arts and Humanities
- V. Confirmation: Ms. Cecilia C.A. Perez, Member, Guam Council on the Arts and Humanities
- VI. Confirmation: Mr. Jose U. Garrido, Member, Governor's Ancestral Lands Commission
- VII. Bill No. 259(COR): AN ACT AUTHORIZING THE TRANSFER OF LOT NO. 10063 REM PORTION -4, LOCATED IN THE MUNICIPALITY OF DEDEDO, CONTAINING AN AREA OF 1,358+ SQUARE METERS, TO THE DEDEDO MUNICIPAL PLANNING COUNCIL.
- VIII. Bill No. 261(COR): AN ACT TO ESTABLISH AN ORGANIC FARMING PROGRAM AT THE DEPARTMENT OF AGRICULTURE AND ADD A NEW §52101.1 AND §52103.1 TO CHAPTER 52, DIVISION 2, TITLE 12 (GCA), AND ADD A NEW §5008.1 (GCA) TO CHAPTER 5, ARTICLE 1, TITLE 5 (GCA) RELATIVE TO ENHANCING ORGANIC FARMING ON GUAM.
- IX. Bill No. 282(COR): AN ACT TO AUTHORIZE THE GOVERNOR TO SELL LOT NO. 5-1, BLOCK 9, TALOFOFO, TO MANUEL M. MERFALEN AND TRINIDAD C. MERFALEN.
- X. Bill No. 351(COR): AN ACT TO EXCHANGE TWENTY EIGHT (28) LOTS WITHIN THE FIGUA SUBDIVISION "LAND FOR THE LANDLESS PROJECT" IN THE MUNICIPALITY OF MERIZO WITH AN EQUAL AREA OF CHAMORRO LAND TRUST PROPERTY WITHIN LOT 505-R11, LOT 440-R1 AND LOT 1 BLOCK 10 IN THE MUNICIPALITY OF MERIZO AND TO DISTRIBUTE THE EXISTING LOTS 7, 8, 9 AND 10 WITH THE EXISTING "LAND FOR THE LANDLESS PROJECT" AND TO APPROPRIATE ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000) FROM THE LAND SURVEY REVOLVING FUND ADMINISTERED BY THE DEPARTMENT OF LAND MANAGEMENT TO SURVEY, MAP, ENGINEER AND DESIGN THE LOTS TO BE SUBDIVIDED IN LOT 505-R11, LOT 440-R11, LOT 440-R1 AND BLOCK 10 LOT 1.
- XI. Bill No. 367(COR): AN ACT TO ADD A NEW SECTION TO CHAPTER 61 OF THE GUAM CODE ANNOTATED RELATIVE TO RESOLVING SPLIT-ZONED SITUATIONS.
- XII. Bill No. 380(COR): AN ACT AUTHORIZING I MAGA'LAHEN GUAHAN TO EXCHANGE A PORTION OF LOT NUMBER 10119-11-R1, MUNICIPALITY OF DEDEDO, WITH LOT NUMBER 1332 NEW, MUNICIPALITY OF HAGATNA.
- XIII. Bill No. 405(COR): AN ACT TO AUTHORIZE I MAGA'LAHEN GUAHAN TO CONVEY GOVERNMENT OWNED REAL PROPERTY IN THE MUNICIPALITY OF AGAT.
- XIV. Bill No. 406(COR): AN ACT TO AUTHORIZE I MAGA'LAHEN GUAHAN TO EXCHANGE A PORTION OF AN ABANDONED PRE-WAR BULL-CART TRAIL IN THE MUNICIPALITY OF TALOFOFO.
- XV. ADJOURNMENT



TESTIMONY SIGN-IN SHEET

COMMITTEE ON LAND, AGRICULTURE, MILITARY AFFAIRS and the ARTS

TESTIMONY RELATIVE TO THE PUBLIC HEARING:

Thursday, March 30, 2000
Public Hearing Room, Legislature Bldg.

BILL NO. 380(COR)

NAME	AGENCY / BUSINESS / SELF / ORGANIZATION	TOPIC	WRITTEN TESTIMONY	ORAL TESTIMONY	REMARKS
¹ ROBERT CRUZ	SUPERIOR COURT			✓	
² JOSEPHINE CRUZ				✓	
³					
⁴					
⁵					
⁶					
⁷					
⁸					
⁹					
¹⁰					

1988 Hyster E50XL-27 5500lbs cap Elec 36 volts 2 stge \$8K Batt Chgr sid sep \$1K 479-5973

AKC Female German Sheperd 3yrs old Large Bone Blk/Red \$500. Arr 3:00PM Call 734-0900

AKC German Shepherds 3 months old \$800 646-7690/477-9412 Peter

AKC German Shepherd Puppies Xint Bloodline from Germany \$1500. Serious Calls 789-1594

AKC Register Cocker Spaniel 4M 2F Beautiful hse pet \$600 ready 04/03 dep accepted 585-9128

AKC Rottweiler Pups 10wks old \$1000. After 3:00PM Call 734-0900

Pure Bred Only Terrier pup Adorable Small House Pet w/ shot Only \$500 Call 477-3749

Beautiful White Pomeranian Puppies First Shots \$600 472-3263 Dane

COWS CARABAOS FOR SALE! CALL MARK 828-8992 OR 687-0977

4 PURE DALMATIAN PUPPIES 8 WEEKS OLD AT \$450 EACH 2 PAYMENTS OK 653-1159

FOX TERRIER MALE PUPPY. BOUNCEY VIGILANT WATCH DOGS 637-7760

NEUTERED FEMALE LOOKS PART SHEPERO 1YR OLD FREE *TAKEN*

PUPPIES!!! BOXERS, SHITZU, SHELTIES, SHARPEIS, SAMOYED, PUG CALL649-PETS

SMART, ALERT CALL 477-4243 10-5:40 MON TO SAT

UKC Pug 1F 3mos. Fawn Color Shots Completed \$1500 OBO 653-1641

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 Call: 477-9711 ext. 203
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A WEEKEND GUIDE
FOR ADVERTISING OPPORTUNITIES
 Call: 477-9711 ext. 203
Pacific Daily News
Guam's complete source

VEHICLES FOR BID
 CAN ONLY BE SEEN BETWEEN THE HOURS OF 2:00 TO 4:00 P.M.
"AS IS"

First Hawaiian Bank
 CALL LILLIAN OR TERRI AT 475-7863
The Bank reserves the right to refuse any & all bids.

GUAM TELEPHONE AUTHORITY
 ATURIDĀT TILIFON GUĀHAN
 Post Office Box 9008 • Tamuning, Guam 96931
 TEL: (671) 646-7070 FAX: (671) 649-2458 or 649-3044

CARL T.C. GUTIERREZ
 Governor of Guam
 MADELEINE Z. BORDALLO
 Lt. Governor of Guam
 PEDRO R. MARTINEZ
 Chairman of the Board
 VINCENT P. ARRIOLA
 General Manager

"Request For Proposal"
GTA-P4-00

Guam Telephone Authority announces that competitive sealed Proposal is being solicited for:

GTA-P4-00: Re-Proposal for "GTA's Financial Advisor"

The specifications together with all necessary forms and other documents are set forth in Request for Proposal No. GTA-P4-00. copies may be obtained at GTA's Purchasing Section, 2nd Floor, 642 North Marine Drive, Upper Tumon, Guam 96931.

A Pre-proposal Conference is scheduled for March 31, 2000, 10:00am, at the GTA Purchasing Conference Room, 2nd Floor. Attendance is requested but not mandatory, as information discussed could be significant.

All Proposals will be received at GTA Purchasing's Office, at 2:00 pm, April 17, 2000.

/s/ VINCENT P. ARRIOLA
 General Manager



DEPARTMENT OF THE TREASURY

U.S. CUSTOMS SERVICE
 HONOLULU, HAWAII

**NOTICE OF SEIZURE AND INTENTION TO FORFEIT
 SELL AND/OR DESTROY**

In accordance with the provisions of Section 607 of the Tariff Act of 1930 as amended (19 USC 1607), notice is hereby given of the seizure and intention to forfeit, sell and/or destroy the same:

1999-3201-000177-01, 06-26-99, \$10,100.00 U.S.Dollars., 31 USC 5317.

The above-described property was seized at the Port of Honolulu, Hawaii for violation of various provisions as noted. Any person involved in the violations desiring to claim any of the property must appear at the Office of the Port Director of Customs, 1001 Bishop Street, Pacific Tower, 25th Floor, Honolulu, Hawaii and file with said Port Director within twenty (20) days from the date of first publications of this notice, a claim to such property and a bond in the sum of \$5,000 or 10% of the value of the claimed property, whichever is lower, but not less than \$250, in default of which the property will be disposed of in accordance with the law.

/s/ Nat H. Aycox
 Port Director



Senator Marcel G. Camacho

Chairman, Committee on Land, Agriculture, Military Affairs and the Arts

555 Healer St. Hagåtña, GU 96910 • Phone: 479-8261-4 • Fax: 472-8223

PUBLIC HEARING
 Thursday, March 30, 2000 - 9:00 a.m.
 Legislative Public Hearing Room
AGENDA

CONFIRMATION: Ms. Maria Antenor Cruz, Member, Guam Land Use Commission

CONFIRMATION: Mrs. Josefina I. McDonald, Member, Guam Land Use Commission

CONFIRMATION: Ms. Bernadine G. Respicio, Member, Guam Council on the Arts & Humanities

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CONFIRMATION: Mr. Jose U. Garrido, Member, Governor's Ancestral Lands Commission

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BILL No. 406(COR): AN ACT TO AUTHORIZE I MAGA'LAHEN GUĀHAN TO EXCHANGE A PORTION OF AN ABANDONED PRE-WAR BUILDING TRAIL IN THE MUNICIPALITY OF TALOFOFO.

The public is encouraged to attend.

JAN 10 2000

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session

Bill No. 380(COR)

Introduced by:

J.C. Salas *JCS*
M.G. Camacho *MGC*
A.R. Unpingco *A.R.U.*

AN ACT AUTHORIZING I MAGA'LAHEN GUAHAN
TO EXCHANGE A PORTION OF LOT NUMBER 10119-
11-R1, MUNICIPALITY OF DEDEDO, WITH LOT
NUMBER 1332 NEW, MUNICIPALITY OF HAGATNA.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guahan* finds
3 that privately owned property located adjacent to the Guam Judicial Center
4 (Esperanza) has the potential for development to provide much needed
5 additional parking spaces for the general public, Superior Court employees,
6 tenants, patrons and clients. In this particular situation, the private
7 landowner is willing to work with the government of Guam in the way of a
8 land exchange to make this lot available for additional parking spaces
9 without the need for costly land condemnation.

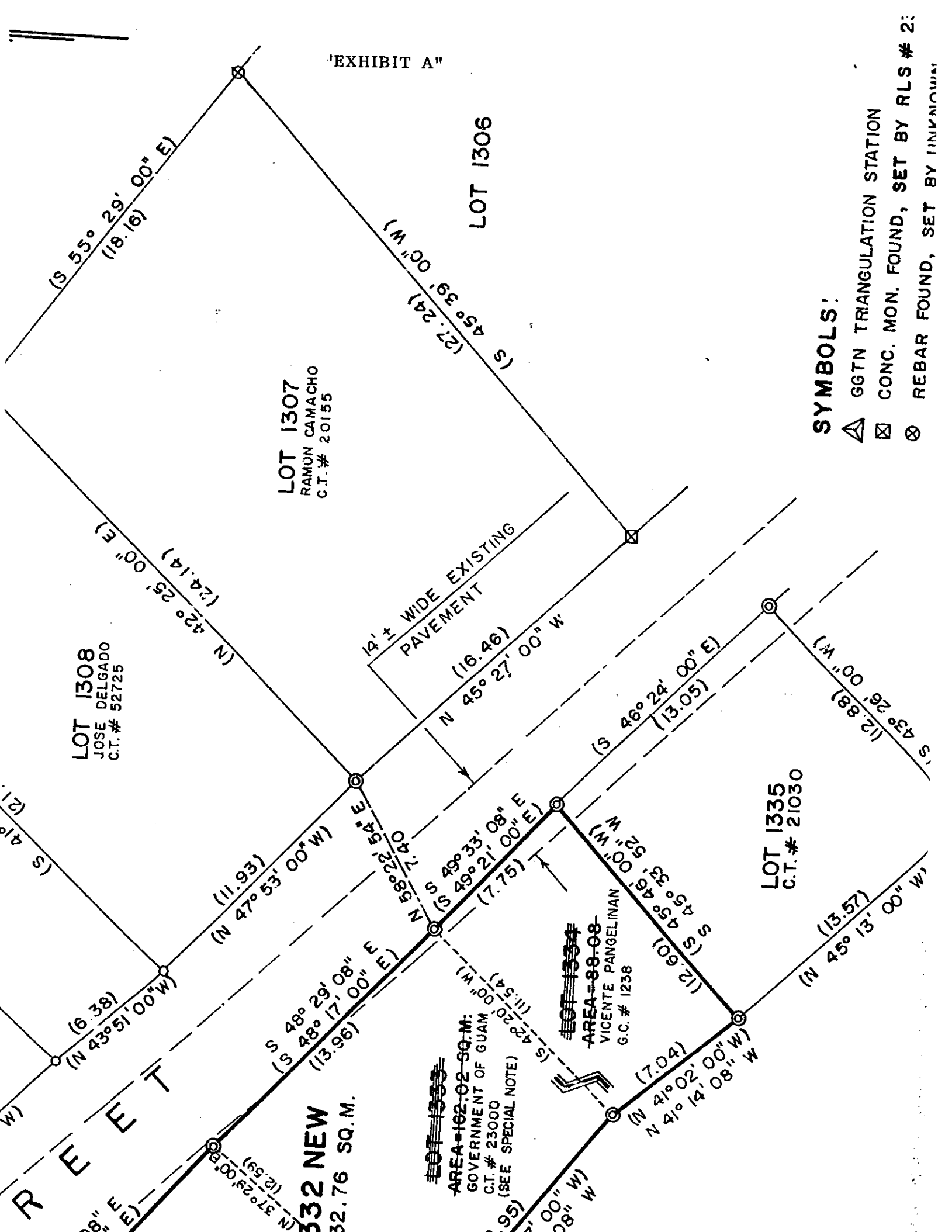
10 Section 2. Exchange of Government Land Authorized. *I Liheslaturan*
11 *Guahan* authorizes *I Maga'lahren Guahan* to exchange a portion of
12 government land in Lot Number 10119-11-R1, Municipality of Dededo,
13 containing an area of 4,583.33 square meters, with private land designated as

1 Lot Number 1332 New, Municipality of Hagatna, containing an area of
2 532.76 square meters, as shown on Map Drawing Number 14-81T-135, dated
3 May 4,1981, Check Number 099-FY81 as recorded in the Department of Land
4 Management as Instrument 376039 on September 23, 1986 marked as Exhibit
5 A.

6 **Section 3. No Prohibition Against Building.** Nothing contained in this
7 Act shall be construed to prevent or prohibit the party receiving government
8 land from improving such land or from building, erecting or constructing
9 structures approved in accordance with the building and zoning codes of
10 Guam.

11 **Section 4. Severability.** If any provision of this Law or its application to
12 any person or circumstance is found to be invalid or contrary to law such
13 invalidity shall not affect other provisions or applications of this Law which
14 can be given effect without the invalid provisions or application, and to this
15 end the provision of this Law are severable.
16

'EXHIBIT A'



LOT 1307
RAMON CAMACHO
C.T. # 20155

LOT 1306

LOT 1308
JOSE DELGADO
C.T. # 52725

14' ± WIDE EXISTING
PAVEMENT

LOT 1335
C.T. # 21030

LOT 1332 NEW
32.76 SQ.M.

~~LOT 1333~~
AREA=162.02 SQ.M.
GOVERNMENT OF GUAM
C.T. # 23000
(SEE SPECIAL NOTE)

~~LOT 1334~~
AREA=88.08
VICENTE PANGELINAN
G.C. # 1238

SYMBOLS:

- △ GGTN TRIANGULATION STATION
- ⊠ CONC. MON. FOUND, SET BY RLS # 2:
- ⊗ REBAR FOUND, SET BY LINKING