

Guam Ancestral Lands Commission

A Report to the Citizens of Guam

For Fiscal Year FY 2010



1601/1603 East Sunset
Blvd. Tiyan, GU 96913

P.O. Box 2950
Hagåtña, GU 96929

[T] 473-5263/7

[F] 475-9165

www.ancestrallands.net

Table of Contents

- 2 Progress in FY2010
- 3 GALC Finances
- 4 Our Future

Giving Back to Our People

The Guåhan Ancestral Lands Commission (GALC) was set up by Guam Public Law 25-45 to pass title of federal excess lands, once returned to Government of Guam, back to original landowners or their heirs. Guam Public Law 25-178 sets the missions, mandates, powers and jurisdiction of the Commission in processing claimant applications for Deed of Title.

Our Mission

Defines the Commission as "Land Claims Facilitator"; mandates the establishment of a "Land Bank" and compels "just compensation" as return of ancestral land(s) and/or monetary compensation by:

- facilitating the return of excess U.S. Federal and Government of Guam lands to their original owners;
- pursuing and advocating for the return of excess U.S. Federal and Government of Guam lands to their original owners;
- maintaining a "Land Bank (Trust)" for those dispossessed original land owners who will never realize the return of their ancestral lands; and further pursuant to Guam Public Law 25-18 that "Ancestral

Land claims shall be expedited and claims processing shall be considered an urgency measure by all departments, agencies and instrumentalities of the Government of Guam whose cooperation in facilitating meritorious claims is considered required."

Goals and Objectives

Guam Public Law 25-178 establishes the rules and regulations for the Guam Ancestral Lands Commission (GALC). It provides for the acceptance and processing of applications for ancestral title and/or compensation. Our ability to timely and accurately process these applications is dependent on the number of staff qualified to receive and process these applications. The GALC must sort through all the applications submitted to obtain and verify information in them. This requires qualified staff to do research and planning. The Commission also obtains title to lands that are not privately owned designated as "Crown Lands". It must develop these properties to their highest and best use in a Trust for the dispos-

sessed original landowners/heirs who are not getting their lands back. Without sufficient budgetary support for operations and personnel to conduct proper research, planning and development, we would not be able to accomplish our mission.

Ancestral Lands is a special class of lands, rooted in GOVERNMENT of GUAM'S stated policy in land return to the rightful original landowners/heirs.

The agency continues to expeditiously carry out its duties and functions with only one (1) classified and one (1) unclassified staff assisting the Executive Director and its Board.

Meet the Board of Commissioners

The Board of Commissioners comprise of seven (7) members. Its mission is to facilitate and expeditiously return all excess U.S. federal and Government of Guam lands back to its original land owners. The Board was able to hold work sessions, public meetings, and Title Hearings with no compensation due to the moratorium on stipends.

The Commission continues its goal to conserve on supplies, energy (utilities), and to recycle more.

GALC Board of Commissioners

Anita F. Orlino, Chairperson
Reappointed April 2008

Ronald T. Laguana, Vice Chairperson
Reappointed April 2008

Maria G. Cruz, Secretary/Treasurer
Reappointed April 2008

James C. Matanane, Commissioner
Reappointed April 2008

Lydia M. Tyner, Commissioner
Reappointed April 2008

Ronald F. Eclavea, Commissioner
Reappointed April 2008

Anthony J.P. Ada, Commissioner
Appointed April 2008



F a c i l i t a t i n g . P u r s u i n g a n d A d v o c a t i n g . M a i n t a i n i n g .

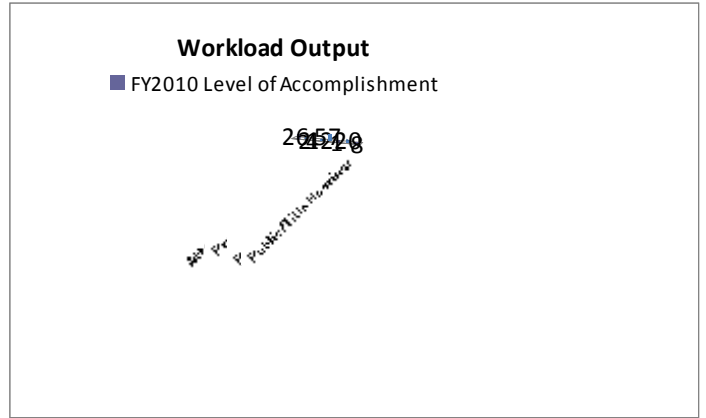
Progress in FY2010

Administration and Intake Division

This program provides the necessary support for budget, payroll, procurement, data control supervision, and other administrative services for the Commission's personnel and operations.

Our major objectives are to provide timely financial reports to management; improve the time for processing of procurement items; and to monitor data control processing of landowner applicant records.

Our goals are to assist the Commission and staff in its administrative needs; having the Commission fully automated; ensure proper budgetary conformance per fiscal year and maintain appropriate classified staff levels for continuity.



“Our goals are to assist original landowners and their descendants to obtain title to ancestral lands returned by the US (Federal Access Lands).”

“Our goal is to establish a Trust for the benefit of dispossessed original landowners and to setup a Land Bank for revenue generating purposes.”

“Our goal is to assist original landowners in their pursuit towards compensation for the lands taken by the Government of Guam and the US since 1930.”

Claims, Research, Development & Planning Division

Claims provides for the intake and processing of Applications for Title and Compensation, Claims of Interest and initial inquiries for information. Research, Development and Planning provides for the research of information, documents and maps relative to lots, owners and claims of interest. It also provides for the planning and development of lots that are owned by the Commission.

P.L. 25-178 establishes the rules and regulations for the Guam Ancestral Lands Commission. It provides the acceptance and the ability to process the applications in a timely matter which is dependent on the number of staff that are qualified.

Major objectives are to research and confirm information in applications submitted so far; prepare and assemble applications for the Title Hearing deliberations; and to provide the necessary tools and resources for staff.

Our goals are to assist original landowners and their descendants to obtain title to ancestral lands returned by the US (Federal Access Lands); assist original landowners in their pursuit towards compensation for the lands taken by the Government of Guam and the US

since 1930; to research and confirm information in applications, and to provide information to management for decision and information processing.

Trust/Land Bank Decisions

P.L. 26-36 mandates that the GALC Commission establish the Land Bank. GALC created the Land Bank Sub-Committee to oversee the establishment of all administrative and legal requirements for the Land Bank and to review applications for the Land Bank properties with a recommendation to the Commission for action. All properties within the GALC inventor that are clearly government property have been identified and placed in a Trust to fulfill statutory mandates of the Land Bank, as contained within P.L.25-48. This Trust has been recorded with the Department of Land Management and we are working closely with the Guam Economic Development Authority to develop Request for Proposals so that the highest and best usage is obtained with properties contained in the Land Bank Trust.

Our goal is to establish a Trust for the benefit of dispossessed original landowners and to setup a Land Bank for revenue generating purposes.

Provisional Commission

Pursuant to P.L. 28-133 “An act to add a new section 80105 to Title 21 G.C.A relative to developing a Comprehensive Zoning Plan for Ancestral Lands.” A Provisional Commission for the Zoning of Ancestral Lands referred to as the “Provisional Commission,” was established to include the Ex. Director of GALC, Director of Land Management, Administrator of GEPA, Director of Agriculture and Director of BSP. The Executive Director shall serve as Chairperson and members of the Provision shall assign employees from their respective departments to assist the Commission in its work.

The Provision Commission shall complete a comprehensive zoning plan for all properties and parcels under GALC jurisdiction, to include properties already deeded to GALC claimants that are not zoned. The Provisional Commission must request and consider the opinion of all affected GALC claimants and shall conduct hearings and present a draft zoning

Claims, Research, Development, & Planning Division Workload Output FY 2010	
Title Hearing	6 Lots Heard
Property Research	6 Lots Heard
Applicants	Located Original

Provisional Commission Workload Output FY 2010	
Public Hearings	2 parcels currently going through process
Commission Work Session	3 parcels currently going through process
Parcels Zoned	4 parcels currently going through process

Trust/Land Bank Decision Workload Output FY 2010	
Land Bank	Leased out 6 properties
Land Bank Rules & Regulations	Drafted

GALC Finances

GALC's FY 2010 Expenditures

Expenses	Amount	% of Total
Salaries and Benefits	\$169,809	72%
Contractual	\$13,264	6%
Office Space Rent	\$31,334	13%
Supplies	\$3,747	2%
Miscellaneous	\$300	0%
Telephone and Utilities	\$16,800	7%
TOTAL	\$235,254	100%

Staffing Pattern FY 2010

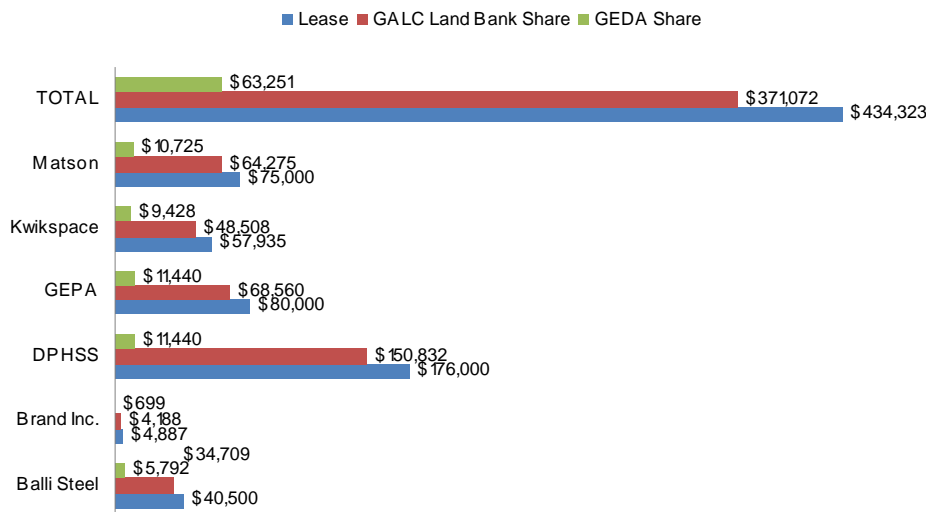
Position	Name	Grade	Salary
Executive Director	Eddie L.G. Benavente	L-4	\$66,364.00
Management Analyst III	VACANT	M-1	\$0
Administrative Asst.	VACANT	J-1	\$0
Administrative Aide	VACANT	F-1	\$0
Land Agent II	Joey Leon Guerrero	I-7	\$28,875.00
Land Abstractor	VACANT	I-1	\$0
Clerk I	VACANT	C-1	\$0
Data Control Clerk II	VACANT	F-1	\$0
Private Secretary	Mary Ann Parteko	I-10	\$32,083.00

Did You Know?

Year	Lots Returned		Inquiries		Applications	
	Per FY			Filed		
2000			52	18		
2001			709	265		
2002	8		216	166		
2003	87		97	84		
2004	66		81	49		
2005	47		84	26		
2006	26		35	6		
2007	4		26	9		
2008	8		46	13		
2009	5		102	42		
2010	6		34	11		
TOTAL	257		1482	689		

Number of Lots within Parcels Identified as Returned	475
Crown Lots (Subtract from 475 = 400)	75
Remaining Lots to be Deeded (Total Deeded minus 400)	143

FY 2010 Crownland Leases Land Bank Trust Account



*Figures provided by GEDA

**Land Bank Trust are revenue generated thru Crown Land leases for the benefit of dispossessed original land owners that cannot realize their properties.*

GALC Bank Accounts as of September 30, 2010 —

- FHB Land Bank Trust: \$884,411.68
- BOH Trust Account: \$170,093.19
- BOH Land Owner's Recovery Fund: \$22,504.47

Our Future

Challenges Ahead

GALC faces challenges in the establishment of the Land Bank Trust Rules and Regulations in determining dividends for qualified families. Currently, a sub-committee is in place for this project. The GALC continues to meet twice a month to draft and finalize the Rules and Regulations. The meetings are open to the public and the GALC invite all to attend its meetings to listen, participate and provide input in the drafting of the Land Bank Rules and Regulations.

GALC has three properties currently in litigation: Andersen South, Naval Radio Station (FAA) and the Torres Estate in the Harmon Cliff line. GALC is a Defendant in the Andersen South/FAA case and a Plaintiff in the Torres Estate. The impending movement of the Marines and its interest in using the above two parcels would have impact in the intended use of the Land Bank Trust Properties.

For the various parcels already deeded to families, access and zoning is a major problem. There are many families who are landlocked. The Commission continues to find ways to resolve this problem. The Board has ordered that a proposed Master Plan be done to provide access. The proposed Master Plan is still in progress. A Provisional Commission has been established consisting of various GovGuam Agencies to formulate a comprehensive zoning plan. This plan will allow for public input and must be approved by the GALC Board by Resolution, transmitted to the Governor and then to the Legislature in bill form.

GALC has continuously been underfunded for contractual services, rental payments, utilities and supplies. There is also a need for additional personnel; aside from the Executive Director, **there are only 2 employees to handle all of the work at GALC.**

- Requested Budget for FY 2011 - \$238,141.00
- Total Budget Appropriation for FY 2011 - \$206,369.00



Deed Signing Ceremony
FY 2003

We Want to Hear from You

Did you find this report informative? Do you think we need more information added? If yes, please contact our office at 473-5263 or email us at ancestrallandsguam@yahoo.com. Complete budgetary reports can be found on our website www.ancestrallands.net

Present Staff: Executive Director—David V. Camacho | david.camacho@galc.guam.gov

Land Agent II—Joey G. Leon Guerrero | joey.leonguerrero@galc.guam.gov

Private Secretary—Jhoana Casem | jhoana.casem@galc.guam.gov