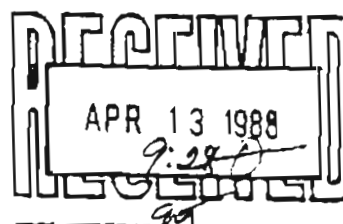




Territory of Guam
Territorio de Guam

OFFICE OF THE GOVERNOR
FISINAN I MAGA LAHI
AGANA, GUAM 96910 U.S.A.

APR 12 1988



The Honorable Franklin J.A. Quiugua
Speaker, Nineteenth Guam Legislature
Post Office Box CB-1
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith are Bills 5s and 6s, which I have signed into law as of this date.

Both of these measures are vital to the Territory and the people of Guam. As a result of our action, the people will directly benefit from many highway projects including the Agat-Umatac Highway, the completion of San Vitores, reconstruction of portions of Marine Drive and Route 8, resurfacing of the highway between Umatac and Merizo and many others. The people will benefit from design work on roads ringing the south from Umatac all the way to Yona. The people will benefit from the Sewer Reversal project which will avert a public health hazard and promote economic growth. The people will benefit from a new public market, and the Astumbo Subdivision, which will provide decent housing and infrastructure for 480 families and preserve the quality of water that 85% of our population drinks daily.

If for no other reason than this, we can look with pride on the cooperative nature of the relationship between the administration and the Nineteenth Guam Legislature. By working together, we have managed to accomplish something our people need, and this is the essence of our mutual mission.

I want to extend my gratitude to you and your colleagues for your expeditious action in this matter and I look forward to working with you in other matters of concern in the future.

Sincerely,

Joseph F. Ada
JOSEPH F. ADA
Governor

190541

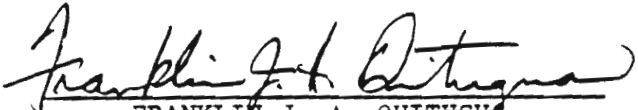
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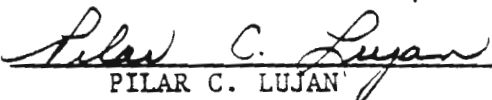
NINETEENTH GUAM LEGISLATURE
1988 (SECOND) Special Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR


This is to certify that Bill No. 5S (2-S), "AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 19-2 AUTHORIZING REPROGRAMMING OF THE HIGHWAY PROJECTS LISTED FOR CONSTRUCTION UNDER THE GOVERNMENT OF GUAM LIMITED OBLIGATION HIGHWAY BOND," was on the 5th day OF April, 1988, duly and regularly passed.


FRANKLIN J. A. QUITUGUA
Speaker

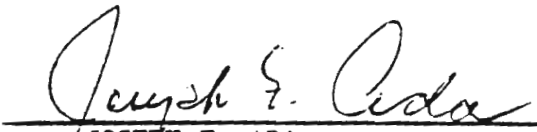
ATTESTED:


PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 5th day of April, 1988.


Assistant Staff Officer
Governor's Office

APPROVED:


JOSEPH F. ADA
Governor of Guam

DATE: APR 12 1988 (19-17)

NINETEENTH GUAM LEGISLATURE
1988 (SECOND) Special Session

Bill No. 5S(2-S)

Introduced by:

At the request of the Governor

AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 19-2
AUTHORIZING REPROGRAMMING OF THE HIGHWAY
PROJECTS LISTED FOR CONSTRUCTION UNDER THE
GOVERNMENT OF GUAM LIMITED OBLIGATION HIGHWAY
BOND.

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

2 Section 1. Section 2 of the Public Law 19-2 is amended to read as follows:

3 "Section 2. The highway projects authorized from funds derived pursuant
4 Resolution No. 75 of the Eighteenth Guam Legislature are listed as follows in order
5 of priority:

6	<u>PROJECT</u>	<u>AMOUNT</u>
7	1. Route 2A and Route 2 from Route 2A/Route 1 Intersection	
8	through Agat and Umatac to Toguan Bay	\$10.6 million
9	2. Route 1 from East Agana through Route 2A Intersection in	
10	Sumay including upgrading of East O'Brien Drive, East	
11	Saylor Street (Chalan Santo Papa) from Route 8 to Route 4	
12	and Route 1/Route 8 intersection and approaches	\$9.9 million
13	3. Route 1 from Y-Sengsong Road through Gayinero Road	
14	Intersection in Yigo	\$6.2 million
15	4. Route 8, Phase 1 road widening and reconstruction	\$4.0 million

1	5. Chalan Canton Tutujan extension	<u>\$0.6 million</u>
2	TOTAL	\$31.3 million."

2 Section 2. This project listing supercedes any other project listings that may hav
4 been authorized by resolution or law.

19-17

NINETEENTH GUAM LEGISLATURE

ROLL CALL SHEET

Bill No. 55 (2-5)

DATE: 4-5-88

Res. No. _____

QUESTION: _____

SENATOR	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
<u>E. P. Arriola</u>	✓			
<u>J. G. Bamba</u>	✓			
<u>M. Z. Bordallo</u>	✓			
<u>H. D. Dierking</u>				✓
<u>E. R. Duenas</u>	✓			
<u>E. M. Espaldon</u>	✓			
<u>F. J. Gutierrez</u>	✓			
<u>M. K. Hartsock</u>	✓			
<u>A. C. Lamorena III</u>	✓			
<u>P. C. Lujan</u>	✓			
<u>M. D. A. Manibusan</u>	✓			
<u>J. G. Miles</u>	✓			
<u>T. S. Nelson</u> NI HI			✓	
<u>D. Parkinson</u>	✓			
<u>J. F. Quan</u>				✓
<u>F. J. Quitugua</u>	✓			
<u>J. M. Rivera</u>	✓			
<u>M. C. Ruth</u>	✓			
<u>J. T. San Agustin</u>				✓
<u>F. R. Santos</u>	✓			
<u>A. J. Shelton II</u>	✓			

17

1

3



19th Guam Legislature

P.O. Box CB-1 Agana, Guam 96910 • 472-3435, 472-3497, 477-7569

Senator JOHN F. QUAN

Chairman, Committee on Economic Development, Banking and Insurance

Vice Chairman, Committee on Tourism, Transportation and Communications

Vice Chairman, Committee on Education

Member, Committee on Rules

Member, Committee on Ways and Means

March 23, 1988

The Honorable Franklin J. A. Quitugua
Speaker
Nineteenth Guam Legislature
#163 Chalan Santo Papa
Agana, Guam 96910

Dear Mr. Speaker:

The Committee on Economic Development, Banking & Insurance, to which Bill no. 656 was referred, wishes to report its findings and recommendations.

The Committee voting record on Bill 656 as substituted is as follows:

TO PASS	<u> -9- </u>
TO NOT PASS	<u> -0- </u>
TO REPORT OUT ONLY	<u> -0- </u>
TO PLACE IN INACTIVE FILE	<u> -0- </u>

A copy of the report and all other pertinent documents are attached for your information.

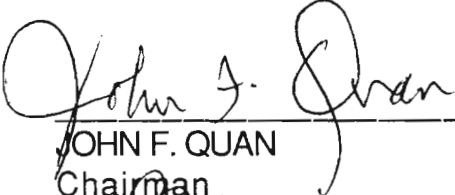
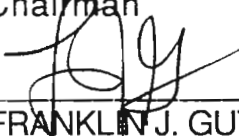
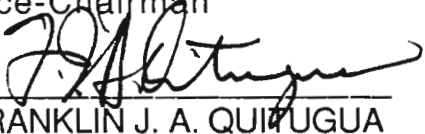
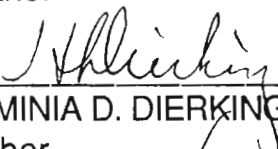
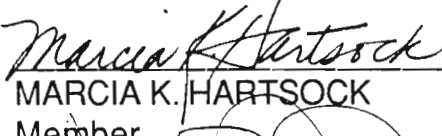

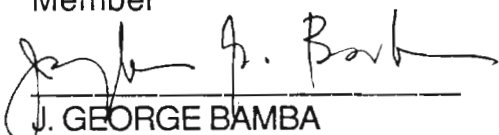
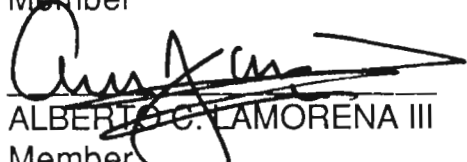

Sincerely,

John F. Quan
JOHN F. QUAN

Attachments

VOTING SHEET
 COMMITTEE ON ECONOMIC DEVELOPMENT, BANKING & INSURANCE

BILL NO. 656 (LS) - AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 19-2
 AUTHORIZING REPROGRAMMING OF THE HIGHWAY PROJECTS LISTED FOR
 CONSTRUCTION UNDER THE GOVERNMENT OF GUAM LIMITED OBLIGATION HIGHWAY
 BOND.

	TO PASS	TO NOT PASS	TO RPT. OUT ONLY	TO PLACE IN INACTIVE FILE
 JOHN F. QUAN Chairman	✓			
 FRANKLIN J. GUTIERREZ Vice-Chairman	✓			
 FRANKLIN J. A. QUIÑIGUA Speaker	✓			
 HERMINIA D. DIERKING Member	✓			
 MARCIA K. HARTSOCK Member	✓			
 A. J. SONNY SHELTON Member	✓			
 J. GEORGE BAMBA Member	✓			
 ALBERTO C. LAMORENA III Member	x			
 MARTHA C. RUTH Member	<i>Sur</i>			



SENATOR

HERMINIA D. DIERKING

GUAM LEGISLATURE



COMMITTEES

March 23, 1988

Ways and Means
Judy D. Means

The Honorable Franklin J.A. Quitugua
Speaker
Nineteenth Guam Legislature
P.O. Box CB-1
Agana, Guam 96910

Committee on Ways and Means
Judy D. Means

Dear Mr. Speaker:

The Committee on Ways and Means, to which Bill 656 was referred, wishes to report its findings and recommendations.

The Committee's voting record is as follows:

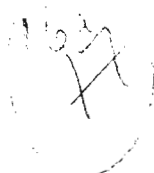
TO DO PASS	<u>-11-</u>
NOT TO PASS	<u>-1-</u>
TO REPORT OUT ONLY	<u>-2-</u>
ABSTAIN	<u>-0-</u>

A copy of the Committee Report and all pertinent documents are attached.

Sincerely yours,

Herminia Dierking
HERMINIA D. DIERKING

Attachments



NINETEENTH GUAM LEGISLATURE
 COMMITTEE ON WAYS AND MEANS
 COMMITTEE REPORT
 ON

BILL 656 (LS)
 As Amended - "AN ACT TO AMEND SECTION 2 OF PUBLIC
 LAW 19-2 AUTHORIZING REPROGRAMMING OF THE
 HIGHWAY PROJECTS LISTED FOR CONSTRUCTION
 UNDER THE GOVERNMENT OF GUAM LIMITED
 OBLIGATION HIGHWAY BOND"

MEMBERS	TO PASS	TO NOT PASS	ABSTAIN	OFF-ISLAND	TO REPORT OUT ONLY	TO PLACE IN INACTIVE FILE
<i>H. Dierking</i> SEN. H. D. DIERKING, CHAIRPERSON	✓					
<i>T. S. Nelson</i> SEN. T. S. NELSON VICE-CHAIRPERSON	✓					
<i>E. P. Arriola</i> SEN. E. P. ARRIOLA	✓					
<i>A. G. Lamorena III</i> SEN. A. G. LAMORENA III	✓					
<i>P. C. Zujan</i> SEN. P. C. ZUJAN	✓					
<i>M. D. A. Manibusan</i> SEN. M. D. A. MANIBUSAN						✓
<i>D. Parkinson</i> SEN. D. PARKINSON						
<i>John F. Quan</i> SEN. J. F. QUAN	✓					
<i>Martha Ruth</i> SEN. M. C. RUTH	✓					
<i>J. T. San Agustin</i> SEN. J. T. SAN AGUSTIN						✓
<i>J. G. Bamba</i> SEN. J. G. BAMBA	✓					
<i>F. R. Santos</i> SEN. F. R. SANTOS						
<i>M. Z. Bordallo</i> SEN. M. Z. BORDALLO	✓					
<i>F. J. Quitogua</i> SPKR. F. J. QUITOGUA, EX-OFFICIO	✓					

NINETEENTH GUAM LEGISLATURE
1987 (FIRST) Regular Session

Bill No. 656

As amended

Introduced by:

T. S. Nelson

J. F. QUAN
F. J. QUAN

AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 19-2 AUTHORIZING
REPRORAMMING OF THE HIGHWAY PROJECTS LISTED FOR CONSTRUCTION
UNDER THE GOVERNMENT OF GUAM LIMITED OBLIGATION HIGHWAY
BOND.

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

2 Section 1. Section 2 of Public Law 19-2 is repealed and reenacted to
3 read:

4 "Section 2. The highway projects authorized from funds derived
5 pursuant to Resolution No. 75 of the Eighteenth Guam Legislature are
6 listed as follows in order of priority:

7	<u>PROJECT</u>	<u>AMOUNT</u>
8	1. Route 2A and Route 2 from	
9	Route 2A/Route 1 Intersection thru Agat	
10	and Umatac to Toguan Bay.	\$ 10.6 Million
11	2. Route 1 from East Agana thru Route 2A	
12	Intersection in Sumay including upgrading	
13	of East O'Brien Drive , East Saylor Street	
14	(Chalan Santo Papa), and the Route 1/Route 8	
15	Intersection approaches.	\$ 9.9 Million
16	3. Route 1 from Y-Sengsong Road thru	
17	Gayinero Road Intersection in Yigo.	\$ 6.2 Million
18	4. Route 8, Phase 1 Road Widening	
19	and Reconstruction.	\$ 4.0 Million
20	5. Chalan Canton Tutujan Extension.	\$ 0.6 Million
21	TOTAL	\$ 31.3 Million"

22 Section 2. This project listing supercedes any other project listing
that may have been authorized by resolution or law.



COMMITTEE REPORT

BILL NO. 656

(AS SUBSTITUTED)

AN ACT TO AMEND SECTION 2 OF
PUBLIC LAW 19-2 AUTHORIZING
REPROGRAMMING OF THE
HIGHWAY PROJECTS LISTED FOR
CONSTRUCTION UNDER THE
GOVERNMENT OF GUAM
LIMITED OBLIGATION HIGHWAY BOND.

WEDNESDAY,
MARCH 23, 1988

Nineteenth Guam Legislature
*COMMITTEE ON
ECONOMIC DEVELOPMENT,
BANKING AND INSURANCE*

SEN. JOHN F. QUAN, CHAIRMAN
VICE-SPEAKER FRANKLIN J. GUITERREZ,
VICE-CHAIRMAN
HERMINIA D. DIERKING
MARCIA K. HARTSOCK
A. J. SONNY SHELTON
J. GEORGE BAMBA
ALBERTO C. LAMORENA III
MARTHA C. RUTH

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INTRODUCTION

A joint public hearing was held on Friday, March 18, 1988, at the Legislative Session Hall by the Committees on Economic Development, Insurance & Banking and Ways & Means on the following:

BILL 656 (LS) - AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 19-2 AUTHORIZING REPROGRAMMING OF THE HIGHWAY PROJECTS LISTED FOR CONSTRUCTION UNDER THE GOVERNMENT OF GUAM LIMITED OBLIGATION HIGHWAY BOND.

Present at the hearing were Sen. John F. Quan, Chairman of the Committee on Economic Development; Sen. Herminia D. Dierking, Chairperson of the Committee on Ways & Means; Vice Speaker Franklin J. Gutierrez; Sen. Elizabeth P. Arriola; Sen. Marcia K. Hartsock; Sen. J. George Bamba and Sen. Martha C. Ruth.

Sen. Quan said that the author of Bill 656, Sen. Ted S. Nelson, had submitted an amendment to Bill 656 on Feb. 24, 1988, to serve as a substitute bill and that was what would be considered at the hearing.

BILL 656

First to testify was Acting Director of the Department of Public Works, Benigno M. Palomo. He said that Bill 656 was crucial to the Government's plans to initiate construction of the remaining projects under the Highway Revenue Bond and that DPW strongly supports the bill, including the amendment proposed by Sen. Nelson to add East O'Brien drive to the description of the second project.

Director Palomo said that the contracts for the highway projects to be funded by the Highway Bond must be awarded by early May, 1988, to meet the deadline established in the Bond. If the deadline was not met, he said, there might be serious repercussions regarding the tax exempt status of the bond. He said he would prefer a March or early April legislative approval of the bill so that the bid awards could be made.

Director Palomo went on to say that four of the bond projects, including the Agat-Umatac Road, have already been bid out, but cannot be awarded until the bill is approved. He said that approval by the Legislature by early April would allow DPW enough time to coordinate the accounting requirements for establishment or modification of accounts so the contracts can be ready for the Governor's signature before the deadline.

He said the major effect of the reprogramming request would be to provide much-needed funds to the Agat-Umatac Road project. He said the entire eight-mile project could not be completed with the funding, but the hazardous five-mile stretch between the two villages could be addressed.

Director Palomo said that the proposed overpass for Agana was eliminated and improvements instead to Marine Drive, East O'Brien Drive and East Saylor Street were planned instead. He said that those changes, including reconstruction of the bridge within the East O'Brien roadway, would be adequate for the highway needs.

Sen. Bamba began the questioning by inquiring about project No. 5 of the bill, the Chalan Canton Tutujan extension. Director Palomo said that DPW was currently working on the project, and that it was in the A&E phase. Sen. Bamba asked if the proposed \$600,000 was sufficient. Gus Duenas, Chief Engineer for DPW, said Chalan Canton Tutujan would connect with Corporal Joseph Cruz Ave., which would be widened, to permit a better and safer flow of traffic.

Sen. Bamba then said that he supported the bill.

Sen. Gutierrez asked if DPW felt that there was adequate funding for the area. Mr. Duenas said the \$600,000 was enough for the project as it

presently exists, which is different from the earlier proposal. He said that with the new development of homes in the area, the original proposal would be impossible without hitting homes. DPW said they decided to instead use the existing roads and make the necessary connections.

Sen. Gutierrez asked when the project could begin. Mr. Duenas said they were preparing for the preliminary design work and were striving to meet the deadline of early May.

Sen. Bamba asked which funds were being reprogrammed and how they were being programmed. Mr. Duenas said the bill was written to provide for flexibility. He said that federal funds were to be used to reconstruct the highway from Agat to Polaris Point, allowing then a release of an equivalent amount of funds for the Agat-Umatac Road. Mr. Duenas said the federal funds could not be used for the Agat-Umatac project because of so many restrictions from the federal end and the time constraints. He said money was being taken from three sections, the Route 1 and 8 overpass, the Route 4 to Naval Station segment, and the Chalan Canton Tutujan project. The funds were added to the Agat-Umatac project.

Mr. Duenas said that the improvement of O'Brien Drive and East Saylor St. would alleviate the problem of the Route 8 and Route 1 problem, rather than the overpass which would cost about \$8M.

Sen. Bamba asked what would happen if the bids were not awarded by the May deadline. Mr. Duenas said that Mr. Taitano could probably answer the question more accurately.

Carl Taitano, from the Governor's Fiscal Office, said he was researching the problem. He said there was a non-arbitrage certificate signed when the Highway Bond was issued which specified that 85% of the funds must be expended by May 16, 1988. He said that there is a federal mandate that arbitrage interest cannot be earned after that date so the Bank of Guam (the depository) has been instructed to reduce the yield to the yield on the bond as of that date.

Mr. Taitano said the bond counsel has told the Governor's office that there is no redemption provision if the funds are not expended as mandated, but there would still be the arbitrage problem because of the arbitrage certificate. An official legal opinion is being requested from bond counsel by the bond's insurance company, Capital Guarantee.

Sen. Bamba asked why the projects originally scheduled under the bond were not begun as originally intended. Mr. Duenas said that part of the problem was the long design process. He said two projects were let but the contractor went bankrupt (Route 1 in Dededo-Yigo and Route 8). He added that the design phase took much longer than they realized because of

archaeological and environmental requirements in addition to the planning for utilities and purchasing land. He said some of the projects were still in the conceptual stage when the bond came about.

Sen. Arriola asked about plans to repair Ipao Road because of all of the development in that area. Mr. Duenas said that there was no plan for the Ipao road but they did believe that the area would have to be looked at in the future. He said he hoped the developers coming into the area would be able to help in the road projects.

Sen. Quan asked about why Route 8 needed to be included in the bond because he thought Route 8 was already completed. Mr. Duenas said that it was basically completed, except for the part approaching and intersecting with Route 1. That had to be redesigned because of the change from the overpass to the reworked East O'Brien and Saylor Streets. He added that PUAG would be putting in sewer lines between National Sports Center and Aspinall Ave. so there would be no road construction at that point until the PUAG project has been completed.

Sen. Quan asked about the refunding of the Highway Bond, which was not yet completed. Mr. Taitano said Cranston Securities had been selected out of eight proposals. He said the benefits from the refunding would be in the first two years and would amount to between \$900,000 and \$1M. He added that the money would be available for educational purposes because of the structure of the current law.

Katherine Maraman, legal counsel for the Governor, said that there was an urgency to the matter not just because of the need to meet the May 16 deadline, but because the longer the contracts for the projects remain unsigned, the greater chance there will be that the costs will rise.

There being no further questions, Sen. Quan asked if there were any others interested in testifying. There being none, Sen. Quan noted that Michael J. Reidy, Director of BBMR, submitted written testimony for Bill 656. His testimony indicates that the proposed reprogramming consolidates seven projects into five with a reduction of \$1.9M due to a lower total amount to be realized from the sale of the bonds.

Sen. Quan thanked those who testified and also thanked the members of both committees who attended the public hearing, which was then adjourned.

RECOMMENDATIONS

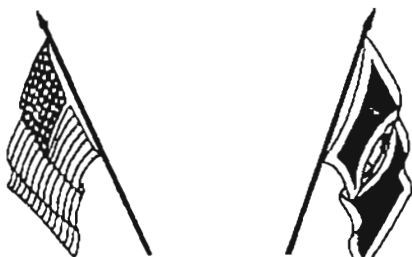
The Committee on Economic Development, Banking & Insurance met in a mark-up meeting on Wednesday, March 23, 1988, at the Chairman's offices. Members present included Sen. Quan; Vice Chairman and Vice Speaker Franklin J. Gutierrez; and members Sen. Marcia K. Hartsock, Sen. J. George Bamba and Sen. Alberto C. Lamorena III.

The Committee members discussed Bill 656 as amended by the author, and agreed to substitute Sen. Nelson's version for the original bill. The urgency of the reprogramming in order to meet the May 16 deadline was discussed. The members felt that the matter needed to be addressed at the next Legislative session.

No other changes to the bill were recommended.

There being no objections, the Committee voted to recommend to the Nineteenth Guam Legislature that Bill 656 as substituted be passed.

A.J. SONNY SHELTON
SENATOR
CHAIRMAN, COMMITTEE ON RULES

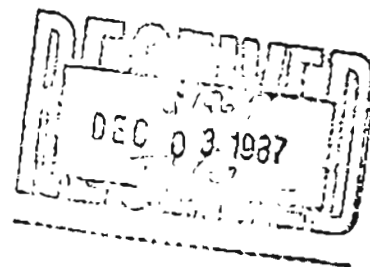


19TH GUAM LEGISLATURE

Vice-Chairman
COMMITTEE ON ENERGY UTILITIES
AND CONSUMER PROTECTION
Member
COMMITTEE ON EDUCATION
COMMITTEE ON TOURISM,
TRANSPORTATION AND COMMUNICATION
COMMITTEE ON ECONOMIC
DEVELOPMENT AND BANKING
COMMITTEE ON FEDERAL, FOREIGN
AND LEGAL AFFAIRS

P.O. BOX CB-1 AGANA, GUAM 96910 TELEPHONE:(871)472-3406,472-3409

December 3, 1987



MEMORANDUM

To: Chairperson, Committee on Economic Development
& Banking; and to the Chairperson, Committee
on Ways & Means

From: Chairman, Committee on Rules

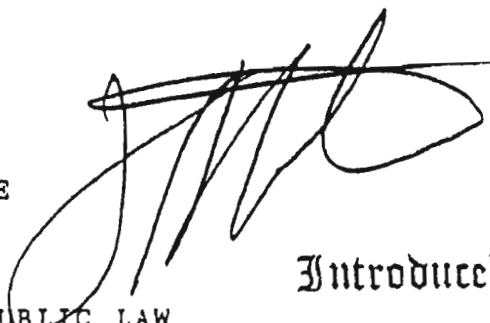
Subject: Referral on Bill No. 656

The above captioned matter is referred to your Committee. Please take note that the referral is subject to ratification by the Committee on Rules at its next meeting.


A. J. SONNY SHELTON
Chairman

Attachment

(056) (15)



NINETEENTH GUAM LEGISLATURE

Introduced

NOV 17 '87

AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 19-2 AUTHORIZING REPROGRAMMING OF THE HIGHWAY PROJECTS LISTED FOR CONSTRUCTION UNDER THE GOVERNMENT OF GUAM LIMITED OBLIGATION HIGHWAY BOND

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 2 of Public Law 19-2 is repealed and reenacted to read:

"Section 2. The highway projects authorized from funds derived pursuant to Resolution No. 75 of the Eighteenth Guam Legislature are listed as follows in order of priority:

<u>PROJECT</u>	<u>AMOUNT</u>
1. Route 2A and Route 2 from Route 2A/Route 1 Intersection thru Agat and Umatac to Toguan Bay	\$10.6 Million
2. Route 1 from East Agana thru Route 2A Intersection in Sumay including upgrading of East Saylor Street (Chalan Santo Papa) from Route 8 to Route 4 and Route 1/Route 8 Intersection and approaches	\$ 9.9 Million
3. Route 1 from Y-Sengsong Road thru Gayinero Road Intersection in Yigo	\$ 6.2 Million
4. Route 8, Phase 1 Road Widening and Reconstruction	\$ 4.0 Million
5. Chalan Canton Tutujan Extension	\$ 0.6 Million
TOTAL	<u>\$31.3 Million</u>

Section 2. This project listing supercedes any other project listings that may have been authorized by resolution or law.



February 24, 1988

RECEIVED
FEB 24 1988
LEGISLATIVE

CHAIRMAN
Committee on General
Governmental Operations
Nineteenth
Guam Legislature

MEMORANDUM

To: The Chairperson
Committee on Ways and Means

The Chairperson
Committee on Economic Development & Banking

From: Senator Ted S. Nelson

Subject: Bill No. 656

Attached, herewith, for your review is a copy of Bill 656 which I have amended. The amendment requested by the Department of Public Works includes East O'Brien Drive in the highway project listing.

Thank you for your usual cooperation. Should you have any questions, please feel free to call on me.

TED S. NELSON

Attachment:

**Committee
Membership**

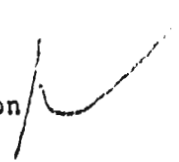
- Rules
- Federal, Foreign & Legal Affairs
- Housing & Community Development
- Health, Welfare & Ecology
- Ways & Means
- Youth, Senior Citizens, Cultural Affairs & Human Resources
- Justice, Judiciary and Criminal Justice

P.O. Box CB-1
Agana, Guam 96910
Tel. 472-3428/29/30

NINETEENTH GUAM LEGISLATURE
1967 (FIRST) Regular Session

Bill No. 656
Amended by the Author

Introduced by:

T. S. Nelson 

AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 19-2 AUTHORIZING
REPRORAMMING OF THE HIGHWAY PROJECTS LISTED FOR CONSTRUCTION
UNDER THE GOVERNMENT OF GUAM LIMITED OBLIGATION HIGHWAY
BOND.

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

2 Section 1. Section 2 of Public Law 19-2 is repealed and reenacted to
3 read:

4 "Section 2. The highway projects authorized from funds derived
5 pursuant to Resolution No. 75 of the Eighteenth Guam Legislature are
6 listed as follows in order of priority:

<u>PROJECT</u>	<u>AMOUNT</u>
7	
8 1. Route 2A and Route 2 from 9 Route 2A/Route 1 Intersection thru Agat 10 and Umatac to Toguan Bay.	\$ 10.6 Million
11 2. Route 1 from East Agana thru Route 2A 12 Intersection in Sumay including upgrading 13 of East O'Brien Drive, East Saylor Street 14 (Chalan Santo Papa), and the Route 1/Route 8 15 Intersection approaches.	\$ 9.9 Million
16 3. Route 1 from Y-Sengsong Road thru 17 Gayinero Road Intersection in Yigo.	\$ 6.2 Million
18 4. Route 8, Phase 1 Road Widening 19 and Reconstruction.	\$ 4.0 Million
20 5. Chalan Canton Tutujan Extension.	\$ 0.6 Million
TOTAL	<hr/> \$ 31.3 Million"

21 Section 2. This project listing supercedes any other project listing
22 that may have been authorized by resolution or law.

NINETEENTH GUAM LEGISLATURE
 COMMITTEE ON ECONOMIC DEVELOPMENT AND BANKING

DATE: March 18, 1988

BILL NO: 656

TITLE: AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 19-2 AUTHORIZING REPROGRAMMING OF THE HIGHWAY PROJECTS LISTED FOR CONSTRUCTION UNDER THE GOVERNMENT OF GUAM LIMITED OBLIGATION HIGHWAY BOND.

NAME:	POSITION:	DEPARTMENT:	TESTIMONY: Written/Oral	IN FAVOR	AGAINST
<i>Santiago M. Flores</i>	<i>Asst. Director</i>	<i>D.P.L.</i>	<i>W/O</i>	<input checked="" type="checkbox"/>	
<i>Agustin P. Ruess</i>	<i>Chief Engr</i>	<i>DEC</i>	<i>W/O</i>	<input checked="" type="checkbox"/>	



MAR 17 1988

The Honorable John F. Quan
Chairman, Committee on Economic
Development, Banking, and Insurance
19th Guam Legislature
P.O. Box CB-1
Agana, Guam 96910

Dear Senator Quan:

Thank you for affording us the opportunity to comment on Bill Nos. 656, 717 and 721. Bill Nos. 656 and 717 are crucial to our plans to initiate construction on the remaining projects under the Highway Revenue bond. Bill No. 721 is likewise exceptionally important in that it provides funding for the completion of the San Vitores Reconstruction Project and for implementation of the Tumon Sewage Reversal Project. Our comments are as follows:

Bill Nos. 656 and 717

For all practical purposes, the two bills are identical. We strongly support the reprogramming of the Highway Revenue Bond as presented in both bills. However, we request that East O'Brien Drive be added under the description of the second project listed without changing any of the amounts shown. The project description should therefore read as follows:

"2. Route 1 from East Agana thru Route 2A intersection in Sumay including upgrading of East O'Brien Drive, East Saylor Street (Chalan Santo Papa) and the Route 1/Route 8 Intersection and approaches."

We must have the funding for the Highway Revenue Bond committed under construction contracts no later than early May, 1988. Failure to accomplish this will have serious repercussions on the tax exempt status of the bond. Therefore, we need to have the reprogramming bill approved by the Legislature as soon as possible, preferably in March or early April at the latest. We have already bid out four major bond projects, including the Agat-Umatac Road, but cannot award at least two of the projects without timely passage of either of the bills with the requested modification. Approval by the Legislature within the next three weeks will allow us sufficient time to coordinate the accounting requirements for establishment or modification of accounts so that we can have the contracts ready for the Governor's signature prior to the deadline.

Please note that the major effect of the reprogramming request is to provide much-needed funds to the Agat-Umatac Road project. We cannot complete the entire 8 miles of the project with this funding, but can address the hazardous 5-mile portion between the two villages. We have also eliminated the costly overpass originally planned for Agana and have opted for improvements to Marine Drive, East O'Brien Drive and East Saylor Street. We feel that with these changes, we can reconstruct East O'Brien Drive including the bridge within the roadway, and design the Saylor Street Bridge and roadway for future construction in conjunction with the Army Corps of Engineers Agana Flood Control project.

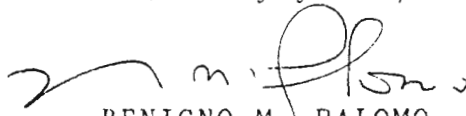
Bill No. 721

We strongly urge passage of this bill. It would provide us with the funding necessary to complete the San Vitores Reconstruction Project. We may need more funds later for land acquisition, but the funding to be provided through this bill will allow us to complete the road and open it for traffic. Further delay may result in higher prices to accomplish the remaining work.

The Sewage Reversal project is likewise extremely important. Diversion of the sewage flows from the Barrigada, Liguana and Tumon areas to the Northern District Sewage Treatment Plant will relieve the Tamuning and Agana main sewer lines and provide capacity for future growth and development in these areas. In addition, it should help alleviate the sewage overflows frequently experienced at certain locations during periods of heavy rain while providing the sewage flows necessary for the Northern Plant to operate more efficiently.

Thank you again for the opportunity to comment on these bills. Should you have any questions, I am available to discuss them with you.

Sincerely yours,


BENIGNO M. PALOMO
Acting Director



PROJECT BIDDING SCHEDULE

<u>PROJECT</u>	<u>ITB</u>	<u>PRE-BID</u>	<u>BID OPENING</u>
Upgrading and Expansion of Guam Memorial Hospital, Package 1		Feb. 8, 1988 (9:00 a.m.)	March 11, 1988 (2:00 p.m.)
Guam Judicial Center	Feb. 1, 2 & 3, 1988	Feb. 24, 1988 (9:00 a.m.)	March 31, 1988 (2:00 p.m.)
Highway Hazard Elimination Project, Package II	Feb. 3 & 4, 1988	Feb. 19, 1988 (9:00 a.m.)	March 4, 1988 (2:00 p.m.)
Boat Launching Ramps at Various Locations (Piti and Umatac)	Feb. 25 & 26, 1988	March 9, 1988 (9:00 a.m.)	March 17, 1988 (2:00 p.m.)
Tamuning Multi-Purpose Sportsfield	Feb. 25 & 26, 1988	March 4, 1988 (9:00 a.m.)	March 15, 1988 (2:00 p.m.)
Reconstruction of Route 2 (Agat to Umatac)	March 1 & 2, 1988	March 18, 1988 (9:00 a.m.)	April 4, 1988 (2:00 p.m.)
Reconstruction of Route 1 (Aspinall Avenue to Route 6 in Adelup)	March 9 & 10, 1988	March 21, 1988 (9:00 a.m.)	April 8, 1988 (2:00 p.m.)
Reconstruction of Route 1 in East Agana, Route 8 (Route 1 to East Saylor Street) and East O'Brien Drive	March 10 & 11, 1988	March 21, 1988 (10:30 a.m.)	April 11, 1988 (2:00 p.m.)
Reconstruction of Route 1 (Yigo Amusement Park to Gayinero Road)	March 10 & 11, 1988	March 30, 1988 (9:00 a.m.)	April 14, 1988 (2:00 p.m.)
Emergency Electrical Repair of Santa Rita Community Center		March 10, 1988 (10:00 a.m.)	March 16, 1988 (2:00 p.m.)
Merizo Playground Fence		March 15, 1988 (10:00 a.m.)	March 18, 1988 (2:00 p.m.)
Simon Sanchez High School Gymnasium Expansion	March 25 & 26, 1988	April 7, 1988 (9:00 a.m.)	April 15, 1988 (2:00 p.m.)

Comments on Bill No. 656(LS)

Bill No. 656(LS) is "An Act to Amend Section 2 of Public Law 19-2 Authorizing Reprogramming of the Highway Projects Listed for Construction Under the Government of Guam Limited Obligation Highway Bond".

The reprogramming of the Highway Bond Construction Projects is a consolidation of seven specific highway projects, at a total cost of \$33.2 million as per Section 2 of P.L. 19-2, into five at a total cost of \$31.3 million as identified in Bill No. 656. The reduction by \$1.9 million is necessary as a result of a recent Goldman Sachs study which revealed the \$31.3 million is the projected amount to be realized from the sale of the bonds rather than \$33.2 million as committed in P.L. 19-2. The major changes in the project are the elimination of the Agana Overpass and the inclusion of the Chalan Santo Papa upgrading from Route 8 to Route 4 as well as East O'Brien, (the language of which is to be requested to be added on to the proposed bills according to Gus Duenas of the Department of Public Works). Federal funds are identified which will absorb the cost involved in the Adelup to Polaris Point reconstruction.

for: Joseph E. Rivera
MICHAEL J. REIDY

FISCAL NOTE
BUREAU OF BUDGET & MANAGEMENT RESEARCH

BBMR-F

Bill No. 656(LS) Date Received 2/19/88
 Amendatory Bill Yes No Date Reviewed 2/22/88
 Department/Agency Affected: Public Works
 Department/Agency Head: Benigno Palomo
 Total Fiscal Year Appropriation: \$15,729,816
 Bill Title (concise): AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 19-2 AUTHORIZING
REPROGRAMMING OF THE HIGHWAY PROJECTS LISTED FOR CONSTRUCTION UNDER
THE GOVERNMENT OF GUAM LIMITED OBLIGATION HIGHWAY BOND.

Change in Law: An Act to amend Section 2 of P.L. 19-2.

Bill Attempts to: Increase Program Funding
 Decrease Program Funding
 Reallocate Present Program Funding

Bill is for: Operations
 Capital Improvement
 Other

FINANCIAL/PROGRAM IMPACT

PROGRAM CATEGORIES	Minimum Estimated Required Funds (For Five Years)		
	GENERAL FUND	FEDERAL	OTHE
N/A			
GRAND TOTAL			

ESTIMATED MULTI-YEAR FUND REQUIREMENTS

SOURCES	1st	2nd	3rd	4th	5
General Fund	N/A				
Federal Fund					
Other Fund					
GRAND TOTAL					

ESTIMATED MULTI-YEAR REALIZED REVENUES

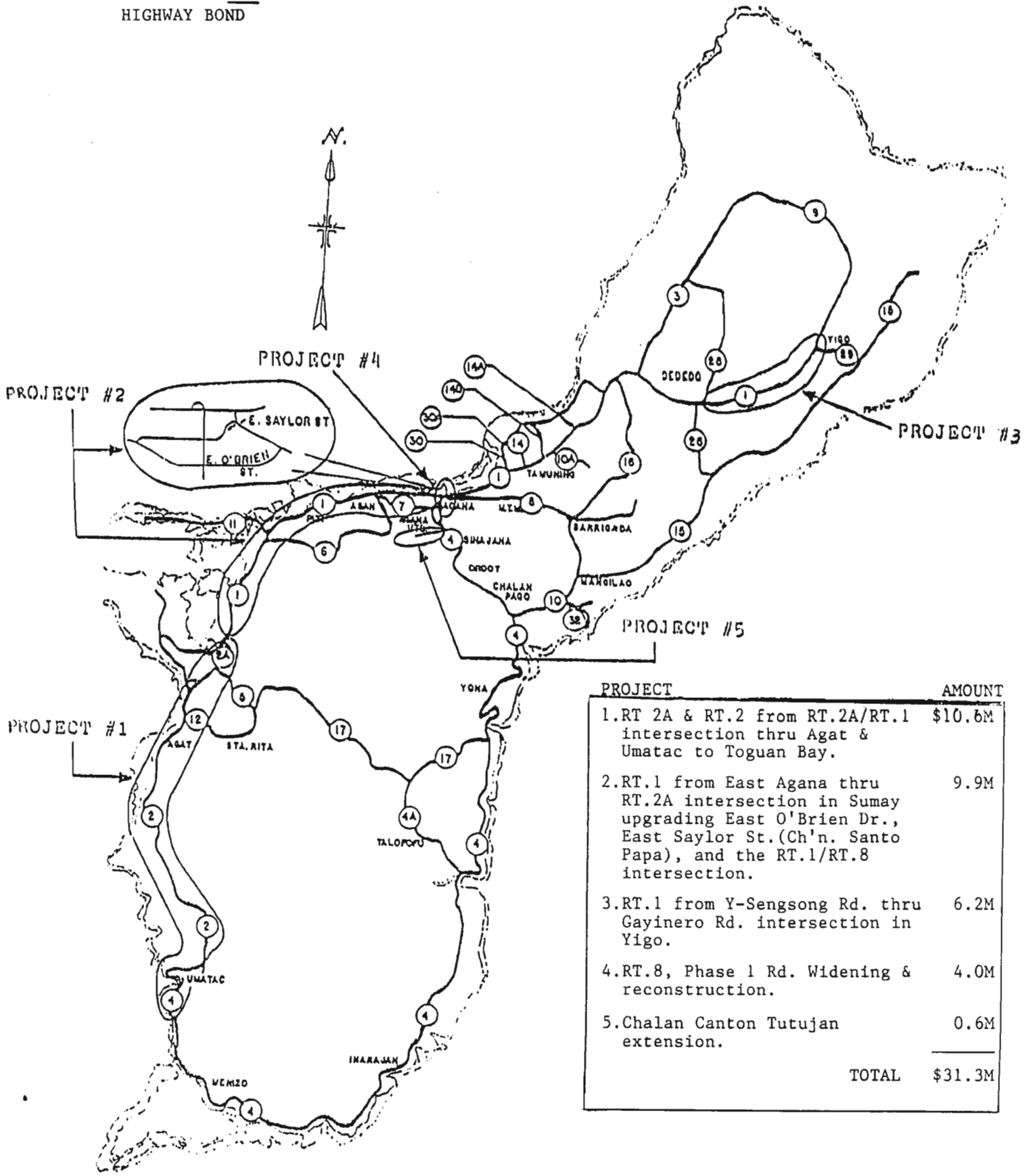
SOURCES	1st	2nd	3rd	4th	5
General Fund	N/A				
Federal Fund					
Other Fund					
GRAND TOTAL					

Angela F. Merfalen
 Paul D. Leon Guerrero / Angela F. Merfalen
 PROGRAM ANALYST

Date Review Terminated: 2/18/88

Joseph E. Reidy
 for: MICHAEL J. REIDY
 DIRECTOR

BILL NO. 656
HIGHWAY BOND



PUBLIC LAW 19-2

13 Section 2. Legislative Intent. The Legislature intends that
14 expending funds derived pursuant to Resolution No. 75 of the Eighteenth
15 Guam Legislature, that priority shall be given in the following order to
1 these highway projects:

3	85-05	Reconstruction of Route 2, (from Agat to	
4		Umatac)	\$4.5 million
5	85-01	Reconstruction of Route 8, Phase 1	4.0 million
6	85-02	Reconstruction of Route 1, (from Y-Sengsong	
7		Road to Gayner Road)	6.2 million
8	85-07	Reconstruction of Route 1, (from Route 4 to	
9		Route 11 intersection)	6.2 million
10	85-08	Reconstruction of Route 1 (from Route 11 to	
11		Route 2A intersection)	4.8 million
12	85-09	Extension of Chalan Kanton Tutujan in Sinajana	
13		to Route 7 (Agana Heights)	2.5 million
14	85-04	Interchange on Route 1 in Agana	<u>5.0 million</u>
15		Grand Total	\$33.2 million.

NINETEENTH GUAM LEGISLATURE
1988 (SECOND) Special Session

Bill No. 5S(2-S)

Introduced by:

At the request of the Governor

AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 19-2
AUTHORIZING REPROGRAMMING OF THE HIGHWAY
PROJECTS LISTED FOR CONSTRUCTION UNDER THE
GOVERNMENT OF GUAM LIMITED OBLIGATION HIGHWAY
BOND.

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

2 Section 1. Section 2 of the Public Law 19-2 is amended to read as follows:

3 "Section 2. The highway projects authorized from funds derived pursuant to
4 Resolution No. 75 of the Eighteenth Guam Legislature are listed as follows in order

5 of priority:

6	<u>PROJECT</u>	<u>AMOUNT</u>
7	1. Route 2A and Route 2 from Route 2A/Route 1 Intersection	
8	thru <i>Agat</i> Agat and Umatac to Toguan Bay	\$10.6 million
9	2. Route 1 from East Agana thru <i>Agat</i> Route 2A Intersection in	
10	Sumay including upgrading of East O'Brien Drive, East	
11	Saylor Street (Chalan Santo Papa) from Route 8 to Route 4	
12	and Route 1/Route 8 <i>Agat</i> intersection and approaches	\$9.9 million
13	3. Route 1 from Y-Sengsong Road thru <i>Agat</i> Gayinero Road	
14	Intersection in Yigo	\$6.2 million
15	4. Route 8, Phase 1 <i>Agat</i> Road Widening and <i>Agat</i> Reconstruction	\$4.0 million

1 7 5. Chalan Canton Tutujan Extension \$0.6 million
2 TOTAL \$31.3 million."

3 Section 2. This project listing supercedes any other project listings that may have
4 been authorized by resolution or law.