

Office of the Governor of Guahan

P.O. Box 2950 Hagåtña, GU 96932
Tel: (671) 472-8931 • Fax: (671) 477-4826 • Email: governor@guam.gov

Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

DEC 14 2010

2010 DEC 17 PM 4:05

The Honorable Judith T. Won Pat, Ed.D.
Speaker
Mina' Trenta Na Liheslaturan Guahan
155 Hessler Street
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 473-30 (COR): "AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY PUBLIC LAW 19-2, RELATIVE TO IMPROVING THE AVAILABILITY OF DEPARTMENT OF PUBLIC WORKS (DPW) SCHOOL BUSES BY THE REFURBISHING OF SELECTED SCHOOL BUSES; PERFORMING OVERDUE PREVENTATIVE MAINTENANCE SERVICES; PURCHASING OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE; AND THE REPAIRING OF FACILITIES AT THE DPW BUS STATIONS; AND TO REPAIR VEHICLES OF THE GUAM POLICE DEPARTMENT, AND THE GUAM FIRE DEPARTMENT" which was signed into law on December 13, 2010 as Public Law 30-216.

Sinseryan Magahet,

[Handwritten signature of Felix P. Camacho]

FELIX P. CAMACHO
I Maga'láhen Guahan
Governor of Guahan

[Handwritten signature and date: 3:45 PM 12/17/10]

Attachment: copy of Bill

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

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

This is to certify that Substitute Bill No. 473-30 (COR), "AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY PUBLIC LAW 19-2, RELATIVE TO IMPROVING THE AVAILABILITY OF DEPARTMENT OF PUBLIC WORKS (DPW) SCHOOL BUSES BY THE REFURBISHING OF SELECTED SCHOOL BUSES; PERFORMING OVERDUE PREVENTATIVE MAINTENANCE SERVICES; PURCHASING OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE; AND THE REPAIRING OF FACILITIES AT DPW BUS SUBSTATIONS; AND TO REPAIR VEHICLES OF THE GUAM POLICE DEPARTMENT, AND THE GUAM FIRE DEPARTMENT", was on the 30th day of November 2010, duly and regularly passed.

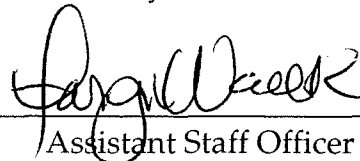


Judith T. Won Pat, Ed. D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 1st day of DEC, 2010, at
1100 o'clock A.M.



Assistant Staff Officer
Maga'laha's Office

APPROVED:


FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date:

13 Dec. 2010
Public Law No. P.L. 30-216

I MINA'TRENTA NA LIHESLATURAN GUÁHAN
2010 (SECOND) Regular Session

Bill No. 473-30 (COR)

As substituted by Committee on Economic Development,
Health & Human Services, and Judiciary, and
amended on the Floor.

Introduced by:

T. C. Ada
F. B. Aguon, Jr.
Judith T. Won Pat, Ed.D.
Adolpho B. Palacios, Sr.
v. c. pangelinan
Judith P. Guthertz, DPA
V. Anthony Ada
F. F. Blas, Jr.
E. J.B. Calvo
B. J.F. Cruz
J. V. Espaldon
T. R. Muña Barnes
R. J. Respicio
Telo Taitague
Ray Tenorio

AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY PUBLIC LAW 19-2, RELATIVE TO IMPROVING THE AVAILABILITY OF DEPARTMENT OF PUBLIC WORKS (DPW) SCHOOL BUSES BY THE REFURBISHING OF SELECTED SCHOOL BUSES; PERFORMING OVERDUE PREVENTATIVE MAINTENANCE SERVICES; PURCHASING OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE; AND THE REPAIRING OF FACILITIES AT DPW BUS SUBSTATIONS; AND TO REPAIR VEHICLES OF THE GUAM POLICE DEPARTMENT, AND THE GUAM FIRE DEPARTMENT.

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

2 **Section 1. Legislative Findings and Intent.** Following a series of
3 oversight hearings, *I Liheslaturan Guåhan* finds that the Department of Public
4 Works (DPW) has in its inventory two hundred eleven (211) school buses. The
5 status of these buses can be described as follows: eighty-seven (87), or forty-one
6 percent (41%), are operational; thirty-six (36), or seventeen percent (17%), are *not*
7 operational and are awaiting repair parts; and the remaining eighty-eight (88), or
8 forty-two percent (42%), are inoperable and require major repairs. According to
9 the DPW Bus Operations Superintendent, the optimum number of buses needed to
10 provide timely bus services is one hundred seventy-nine (179). However, the
11 average number of buses available to provide the pick-up services is only eighty-
12 eight (88), or forty-nine percent (49%) of the optimal number.

13 The shortage of operating buses has been exacerbated by the travel delays
14 caused by the highway construction that is ongoing at the tri-intersection of Routes
15 8, 10 and 16. The combined impact of both shortcomings has resulted in student
16 pick-ups being delayed for as long as two (2) hours, before and after school. Many
17 in the community have raised concerns that the loss of up to four (4) hours daily
18 waiting for a school bus to arrive has a significant negative impact on students.
19 The most significant concern, however, relates to the public safety aspect of
20 standing at the bus stops, which are generally unsupervised.

21 *I Liheslaturan Guåhan* finds that there exists an unreserved balance of
22 approximately Two Million Two Hundred Fifty-four Thousand Four Hundred
23 Thirteen Dollars (\$2,254,413) in the Limited Obligation Highway Bonds, 1985
24 Series A Account authorized by Public Law 19-2. *I Liheslatura* intends to
25 appropriate the amount of Two Million Two Hundred Fifty-four Thousand Four

1 Hundred Thirteen Dollars (\$2,254,413) for the purpose of refurbishing DPW buses
2 requiring major repairs, performing overdue preventative maintenance services,
3 purchasing maintenance tools and equipment needed to effectively maintain the
4 DPW buses, repair DPW's bus substations, build bus shelters, and to repair public
5 safety vehicles as specified below.

6 **Section 2. Appropriation.**

7 (a) *I Liheslaturan Guåhan* hereby appropriates the total sum of
8 Two Million Two Hundred Fifty-four Thousand Four Hundred Thirteen
9 Dollars (\$2,254,413) from the unreserved balance of the Limited Obligation
10 Highway Bonds, 1985 Series A Account authorized by Public Law 19-2 to
11 the Department of Public Works (DPW) for the amounts and purposes, and
12 in the order of priority, as follows:

- 13 (1) One Million Two Hundred Thousand Dollars (\$1,200,000) for
14 the repair and restoration of *no less than* twenty (20) of the
15 inoperable DPW school buses;
- 16 (2) Three Hundred Thousand Dollars (\$300,000) for the
17 performance of, at a minimum and in accordance with the
18 original equipment manufacturer's specifications, a quarterly
19 preventative maintenance service on *no less than* sixty (60) of
20 the currently operating DPW school buses;
- 21 (3) One Hundred Thousand Dollars (\$100,000) for the purchase of
22 tools and equipment to support the maintenance of DPW's
23 school buses;
- 24 (4) One Hundred Thousand Dollars (\$100,000) for the procurement
25 of rental buses to temporarily augment the DPW school bus
26 fleet;

1 (5) Fifty-four Thousand Four Hundred Thirteen Dollars (\$54,413)
2 for the maintenance and repair of facilities at the seven (7)
3 DPW bus substations;

4 (6) One Hundred Thousand Dollars (\$100,000) for the construction
5 of wooden school bus shelters;

6 (7) Two Hundred Thousand Dollars (\$200,000) for the repair of
7 Guam Fire Department Advance Life Support vehicles,
8 ambulances and fire trucks; and

9 (8) Two Hundred Thousand Dollars (\$200,000) for the repair of
10 Guam Police Department marked patrol cars and motorcycles.

11 (b) Any surplus funds resulting from the purposes referenced above
12 *shall* be used *solely* to fund preventative maintenance for additional school
13 buses as specified in (a) (2) of this Section.

14 **Section 3. Timely Completion of Maintenance Services.**

15 (a) The DPW Director *shall* exercise best management practices to
16 ensure that Subsections (1), (2) and (6) of Section 2(a) of this Act can
17 be completed within ninety (90) days, but *not* later than one hundred
18 twenty (120) days.

19 (b) The Department of Public Works, Guam Fire Department and
20 Guam Police Department are hereby authorized, through the
21 applicable procurement rules and regulations of the General Services
22 Agency, to augment maintenance service capacity by procuring the
23 services of private sector maintenance businesses capable of
24 completing the purposes referenced in Section 2 of this Act.

25 (c) All amounts appropriated by this Act which are *not* encumbered
26 or expended within one hundred twenty (120) days of the effective
27 date of this Act *shall* revert to the original sources.

1 (d) The Department of Public Works is hereby authorized to
2 maximize the funding for and the construction of wooden bus shelters
3 as authorized by this Act by partnering with the Guam Trades
4 Academy.

5 **Section 4.** This appropriation is *not* subject to *I Maga'lahen Guåhan's*
6 transfer authority *or* the Bureau of Budget and Management Research's allotment
7 process. The Department of Administration *shall* release this appropriation for
8 immediate expenditure and encumbrance of the Department of Public Works upon
9 receipt of certification by the Director of the Department of Public Works that the
10 Limited Obligation Highway Bonds projects have been completed and vendors
11 have been paid.

6

I MINA' TRENTA NA LIHESLATURAN GUÅHAN

2010 (SECOND) Regular Session

Date: 11/30/10

VOTING SHEET

SBill No. 473-30COR

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
AGUON, Frank B., Jr.	✓				
BLAS, Frank F., Jr.	✓				
CALVO, Edward J.B.	✓				
CRUZ, Benjamin J. F.					EA
ESPALDON, James V.	✓				
GUTHERTZ, Judith Paulette	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
TAITAGUE, Telo	✓				
TENORIO, Ray	✓				
WON PAT, Judith T.	✓				

TOTAL

14

1

CERTIFIED TRUE AND CORRECT:


 Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY**

I Mina' Trenta na Liheslaturan Guåhan • 30th Guam Legislature

238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910

Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

2010 NOV 23 PM 3: 22
mm

November 15, 2010

Honorable Judith T. Won Pat
Speaker
I Mina' Trenta na Liheslaturan Guåhan
155 Hesler Place
Hagatña, Guam 96910

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

RE: Committee Report - Bill No. 473-30 (COR), as Substituted by the Committee.

Dear Speaker Won Pat:

Transmitted herewith is the **Committee Report** on Transmitted herewith for your consideration is the Committee Report on **SUBSTITUTE BILL NO. 473-30 (COR)**; "AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS, AND TO REPAIR VEHICLES OF GUAM POLICE DEPARTMENT, AND THE GUAM FIRE STATION;" introduced by: T. C. Ada, F. B. Aguon, Jr., and J.T. Won Pat, and referred to the Committee on Economic Development, Health & Human Services, and Judiciary. Bill No. 473-30 (COR) was publicly heard on October 19, 2010.

Committee votes are as follows:

<u>5</u>	TO PASS
_____	NOT TO PASS
_____	ABSTAIN
<u>2</u>	TO REPORT OUT ONLY
_____	TO PLACE IN INACTIVE FILE

Respectfully,

SENATOR FRANK B. AGUON, JR.

Attachment

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

**COMMITTEE
REPORT
ON**

BILL NO. 473-30 (COR), as Substituted

Sponsored by T. C. Ada, F. B. Aguon, Jr., and J. Won Pat.

“AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS AND TO REPAIR VEHICLES OF GUAM POLICE DEPARTMENT, AND THE GUAM FIRE STATION.”



COMMITTEE ON ECONOMIC DEVELOPMENT, HEALTH & HUMAN SERVICES, AND JUDICIARY

I Mina' Trenta na Liheslaturan Guåhan • 30th Guam Legislature

238 Archbishop F.C. flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910

Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

November 15, 2010

MEMORANDUM

To: ALL MEMBERS
Committee on Economic Development, Health & Human Services, and Judiciary

From: SENATOR FRANK B. AGUON, JR.
Committee Chairperson

Subject: Committee Report on Bill No. 473-30 (COR), as Substituted.

Transmitted herewith for your consideration is the Committee Report on **SUBSTITUTE BILL NO. 473-30 (COR)**; "AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS, AND TO REPAIR VEHICLES OF GUAM POLICE DEPARTMENT, AND THE GUAM FIRE STATION;"; Introduced by T. C. Ada, F. B. Aguon, Jr., and J. Won Pat.

This report includes the following:

- Committee Voting Sheet
- Committee Report Narrative / Digest
- Substitute Bill No. 473-30 (COR)
- Copy of Bill No.473-30 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Copy of COR Referral of Bill No. 473-30 (COR)
- Notices of Public Hearing (1st and 2nd)
- Copy of the Public Hearing Agenda
- Related News Articles (Public hearing publication of public notice)

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

Si Yu'os ma'åse'!

Attachment



COMMITTEE VOTING SHEET

BILL NO. 473-30 (COR), as Substituted

“AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS, AND TO REPAIR VEHICLES OF THE GUAM POLICE DEPARTMENT, AND THE GUAM FIRE DEPARTMENT.”

SPONSORED BY SENATOR THOMAS C. ADA, FRANK B. AGUON, JR., AND JUDITH T. WON PAT.

	SIGNATURE	TO PASS	NOT TO PASS	REPORT OUT ONLY	ABSTAIN	PLACE IN INACTIVE FILE
FRANK B. AGUON, JR. Chairman	 11/23/10	<input checked="" type="checkbox"/>				
ADOLPHO B. PALACIOS, SR. Vice Chairman	 11/23/10	<input checked="" type="checkbox"/>				
BENJAMIN J.F. CRUZ Vice Speaker						
TINA ROSE MUÑA BARNES Legislative Secretary		<input checked="" type="checkbox"/>				
THOMAS C. ADA						
JUDITH P. GUTHERTZ	 11/23/10	<input checked="" type="checkbox"/>				
RORY J. RESPICIO	 11/21/10					
FRANK F. BLAS, JR.	 FB			<input checked="" type="checkbox"/>		
TELO TAITAGUE				<input checked="" type="checkbox"/>		
RAY TENORIO						



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

COMMITTEE REPORT DIGEST

Bill No. 473-30 (COR), as Substituted

I. OVERVIEW: The Committee on Economic Development, Health & Human Services, and Judiciary conducted a public hearing on October 19, 2010. The Hearing convened at 09:00 A.M. in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of on **BILL NO. 473-30 (COR)**; "AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS, AND TO REPAIR VEHICLES OF THE GUAM POLICE DEPARTMENT, AND THE GUAM FIRE DEPARTMENT"; Introduced by: T. C. Ada, F. B. Aguon, Jr., and J.T. Won Pat.

Public Notice Requirements

Notices were disseminated via hand-delivery/fax and/or e-mail to all senators and all main media broadcasting outlets on October 12, 2010 (5-Day Notice), and again on October 15, 2010 (48-Hour Notice). Notices were published in the Marianas Variety on October 12, 2010, and in the Marianas Variety on October 15, 2010.

Senators Present

Senator Frank B. Aguon, Jr.	Chairperson
Senator Adolpho B. Palacios, Sr.	Vice-Chairperson
Speaker Judith T. Won Pat	Ex-Officio Member
Senator Thomas C. Ada	Committee Member
Senator Tina R. Muna-Barnes	Committee Member
Senator Telo T. Taitague	Committee Member
Senator Vicente C. Pangelinan	Senator
Senator Anthony Ada	Senator

The public hearing on agenda item Bill No. 473-30 (COR) was Called-to-Order.

II. SUMMARY OF TESTIMONY & DISCUSSION.

CHAIRMAN FRANK B. AGUON, JR., convened the Public Hearing on Bill No. 473-30 (COR).

Ladies and Gentlemen. We are going to proceed with Bill 473-30(COR)- “An Act To Reprogram And Appropriate Funds From The Limited Obligation Highway Bonds Authorized By Public Law 19-2 To Improve The Availability Of DPW School Buses By Refurbishing Selected School Buses, Perform Overdue Preventative Maintenance Services, Purchase Of Tools And Equipment For Bus Maintenance, And Repair Of Facilities At DPW Bus Substation.”

And I would like to ask the sponsor of the legislation, Senator Tom Ada, to go ahead and provide some comments and that we proceed in inviting people to the floor, Senator Ada.

40:10

SENATOR TOM ADA: Thank you Mr. Chairman. Without going to a long history of or the background of where we at, we do know ...that we have a shortage of School Buses that is available right now...to be able to bring our students to and from schools in a timely manner. ...As a ..during a series of oversight hearings to try and get a solution...to this Bus Crisis Situation, we've identified the issues, we've identified the dollar amounts that are necessary to bring some resolution and we've also identified a Funding Source in particular the Limited Obligation Highway Bonds 1985 Series A Account which was authorized by Public Law 19-2. To be able to provide a funding source for the \$2million that is needed.

Bill 473 gives a breakdown of how the \$2million will be expended.
\$1.2million-for Refurbishment, Re-building of School Buses that are not currently operable
\$300,000-to perform at a minimum the some preventive maintenance services on approximately
of 60 buses that are currently operating;
\$200,000 for the purchase of tools and equipments for the maintenance and the subsequent
maintenance of the school buses;
\$100,000 for the procurement of additional funds for the Rental of Buses that temporarily
augment those Buses lately..and
\$200,000 for the maintenance and repairs of the facilities.

I think you will find the testimony, Mr Chairman, that some of these amounts for example the \$200,000 for the maintenance and repairs of the facilities that the DPW actually request to re-program some of those funds...to actually construct about 15 to 20 school bus shelters and just basically reduce the amount that's there.

Just one final note, Mr. Chairman, in finding the Funding Source, we have..the Committee has, of course, made some co-ordination and increase,... for example the Director of the Bureau of Budget, and according to the Bureau of Budget Director Ms. Bertha Duenas, in response to a question...Is money, or Does money actually exist in the Account that is cited by Bill 473 and her response was..according to the Financial Statement ending Sept 30, 2009 for the Limited Obligation Highway Bonds authorized by..in 1987..by Public Law 19-2, there are sufficient funds in the Unreserved Fund Balance to re-program \$2 million for the proposed...for the purposes ...outlined in Bill 473.

In addition to that, we've also made increase to the Guam Economic Development Authority to determine if in fact those funds can be tapped on..and re-program for the purposes that's stated in Bill 473. And in response that... the Committee got from the Guam Economic Development Authority is that the Use of Funds for Buses will require three things;

1. Requires Legislation, authorizing the re-programming and appropriation of the Funds
2. Requires a Certification from the DPW that the Funds are not needed for the projects that was originally obtained for and the discussion with the DPW that appears to be the case and

3. Amendment to the Indenture with the Insurers' Approval. Be that, we'll work on number 2 & 3 with DPW, once the Legislation is approved or near approval but it should not be a problem for either items.

So, I think, that our Committee has covered its bases....all around... identifying what needs to be done and with the money, identifying that, in fact, there is money, and the Account and determining that in fact, the Funds can be tapped on... different from what it was originally obtained for. So, that Mr. Chairman, is basically a brief background of the Bill.

CHAIRMAN: Okay. Thank you very much Senator Ada. If I can invite the following individuals to provide testimony; Mr. Andrew Leon Guerrero from D.P.W., also Mr. Rick Leon Guerrero from G.P.D., and also Mark Charferous from G.P.D....Also I just want to bring to the attention of the audience that Senator Ada had mentioned that in fact there are also some similar concerns with regards to equipments and vehicles that would be expressed and provided by Law Enforcement Representatives here. And one of our initial discussions is, if by any chance, there are additional resources in the same Funding Source, then certainly we will try to keep an open mind in terms of how we can provide that additional support. But, keep in mind that it has to be continued in the three conditions that were provided to us with regards to any application of re-programming of our funds. So Mr. Leon Guerrero, please, identify yourself for the record...and please proceed with you testimony.

45:39

Andrew Leon Guerrero, Director, Department of Public Works: Yes, Good Morning, Mr. Chairman. My name is Mr. Andrew Leon Guerrero. I am the Director of the D.P.W. I am here today **in SUPPORT of Bill 473-30** to Re-Program Highway Bonds, a Bond..and I am going to read my testimony...for the purposes that I am going to mention in this Bill.

Buenas yan Hafa Adai,

The D.P.W. and our Island Community, most specifically our children of Guam thank you for investing in a most worthwhile endeavor, the education of our children. Today, I will provide testimony in support of Bill 473-30 which provides funding to address the DPW's bussing challenges for both the short and long term. The D.P.W. is tasked with the responsibility of providing bus services to both public and private school children throughout the Island. At the beginning of the school year and even as I speak today, the D.P.W. is faced with many challenges that hinder our ability to provide such services. We are faced with a shortage of parts, tools and equipment which are necessary to provide working busses. We are in dire need of bus shelters. The bus shelters provide a safe haven for our children against the elements such as rain and heat to mention a few. Buses that are normally stationed at our Agat substation are now at our D.P.W. compound. Because of this, timely service for southern students has been compromised. It is necessary to continue to augment our fleet with rental buses until we get to a comfortable capacity.

Bill 473-30 addresses all these concerns. Once passed into law will provide:

1. \$1.2million for the refurbishment of no less than 20 buses that have been deemed non-serviceable. It will take on average about a \$60,000 investment per bus. There is about one third the price of a new bus and should last for roughly another ten years. Refurbishment may include the changing out of an engine, replacing alternators, rewiring, replacement of brake drums, and so forth until a bus is operational, passes a safety inspection and is registered. It is also important to note that should the refurbishment of the twenty (20) or so buses be completed, that any and all balances be utilized for and transferred to our preventive maintenance program.

2. \$300,000 for overdue maintenance services tour existing fleet. Preventive maintenance is important in keeping our fleet running. A simple oil change will keep the engines running smoother and will make it more energy efficient by burning less fuel. The tuning up of engines will also make for the sam positive results. It is recommended to perform these measures at least once every quarter.
3. The D.P.W. needs \$200,000 for tools. In order for any mechanics to do his/her job, he/she needs to have the proper tools. Mechanics have been using their own personal tools for the last few years. Having all the proper tools readily available will allow the mechanics to be more efficient in performing their work and efficiency translates to more working buses.
4. We need \$100,000 for additional bus rentals. As all the activities to get buses up and running are taking place, we are still in need of additional buses to augment our fleet. Once we have achieved our goals and we get more buses up and running, then we will begin to decrease the daily number of bus rentals.
5. We also need \$100,000 for the construction of bus shelters. There have been many requests for bus shelters throughout the Island. As children await the arrival of their bus, they may be affected by the elements. One such element includes rain. Many kids are soaking wet before they even enter their classrooms. Or may be soaked until the time they get into their homes. It is important that we protect these children from such elements. There are approximately 708 pick up points on Island and there are about 579 bus shelters. This means that we still lack 129 bus shelters. This only addresses a little more than half of what is actually needed but will certainly get us closer. Each bus shelter will cost approximately \$1,500 to construct and deliver. These shelters will be constructed out of wood and tin.
6. We also need \$200,000 for the Agat Substation. Service for the southern villages has been compromised in recent years when the D.P.W. lost the Agat Substation. Today, buses that service the area are stationed at the D.P.W. This simply means that the buses roll out of our compound in upper Tumon to pick-up kids in the Agat area. This just shouldn't be the case. The funding will help construct a building for the drivers. It will also be utilized to pave the area and construct a fence around the perimeter.

Senators, the D.P.W. hopes that it has justified the need for the funding as requested and submits this testimony in full support of Bill 473-30.Thank you.

CHAIRMAN: Thank you very much, Mr. Andrew Leon Guerrero. The other Mr. Leon Guerrero... Mr. Rick Leon Guerrero. Please identify yourself for the record and proceed.

Rick Leon Guerrero, Acting Chief of Police, Guam Police Department: Yes, good morning, Mr. Senator. My name is Rick Leon Guerrero. I am the Acting Chief of Police of the Guam Police Dept. And I am here this morning... **in SUPPORT to Bill 473-30** and I hope my primo, when I take this...negligibly..., you know, hopefully... that there is something in this Bill... that can assist the Guam Police (Dept) in our challenges in providing adequate services to the community..We all know and I want to dispute what the media reports on the Guam Police Department currently is faced with Lack of Vehicles. And hopefully I am here this morning...hopefully may be you can consider... providing some kind of assistance to bring our car vehicle fleet up to a manageable level...and appropriate level, that will provide the community, not just kids, but, everybody in this Island... the services that they deserve.

We are here also this morning to answer three (3) questions that was asked from Senator Tom Ada and that is:

Question 1 is: A minimum number of Marked Vehicle required to provide efficient and kind of services;

Question 2 is: The number of Crane Operating Marked G.P.D. Police Vehicles

Question 3 is: The number of Inoperable Marked Jeepney Vehicles. The number of vehicles required...they require major repairs... greater than 2,000 and the number of vehicles that requires minor repairs.

I have my staff with me that can provide the detail information on these three (3) questions if so you, guys, request. Thank you.

CHAIRMAN: Thank you very much, Chief. We appreciate your testimony today. I will now go and proceed with Mr. Mark Charfauros...and then we can allow any other individuals to provide testimony.

Mark Charfauros, Capt., Guam Police Department: Buenas and Saluda. I am Capt. Mark Charfauros. I am the **Division Chief for Support Division** which has oversight over the questions that need to be asked this morning....I have also with me Lt. Andrew Quitugua that will provide more detail, answers, if need be. Also we have in the audience, the Division Chief for District 1 & for District 2...which has been greatly impact by the shortage of vehicles as well as,... the other members of the Guam Police Dept who would be willing to come forward... to ask any specific questions that members of the Legislature may want to request.

To give you a brief overview of the Guam Police Dept's condition is that the vehicles operating presently are either 2004 models or 2006 Crown Vicks. These are the Police Specials. These vehicles since 2004 and 2006 have been operating 24/7. When a shift come in, they assume duty, they do maintenance on the vehicle, and do preventive maintenance and they roll out.

The critical shortage of the vehicles now, has been at a level where we've had to deploy non-patrol vehicles down into the precincts...simply because the costs of these repairs and the parts availability for parts... has been extremely hard to come by. We've gone as far as having a relationship with Guam Community College and we have an MOU in place... to help repair these vehicles. The problem that we have is, when these vehicles sit for more than a month, if, it has a transmission problem and by the time we take it to the shop to be repaired,...then there are other problems that are associated with these vehicles... simply because they have been sitting too long, so, the cost is high.

And so with that information, let me go down ahead with the first question. Is it the minimum number of these Police Vehicles required to provide efficient and timely service? Based on consultation with the Division Chief, we need actually a total of 25 new vehicles just for minimum operation...that's 7 vehicles for Dededo Precinct, which is our largest precinct...and 6 vehicles each for Tamuning, Tumon Precinct, Agat precinct and Agana Precinct..which is a total of 25 vehicles. We have 14 vehicles that we are going to purchase as already at the Bids Specs...which has been issued..and has been issued and has been awarded and should be on-island shortly. However, that gives us a shortfall of 11 vehicles. The Police Specials, I understand and these are not regular vehicles we're asking for. These are the Police Specials that are designed specifically for Police works. Each of these vehicles cost about \$33,000. That means that we have a shortfall of \$363,000..to come up to the minimum number of Police vehicles for Guam...for the Guam Police Dept.

Also the other question is: The number of currently Operating Marked GPD Vehicles. I would like to ask Andrew and to go and answer that question. The reason for that is that it fluctuates on a

monthly basis and Lt. Andrew Quitugua has been asked to come up with the most accurate figure. Thank you.

Lt. Andrew Quitugua, Guam Police Department: I am Lt. Andrew Quitugua. Good morning, honorable Senators.

We have in our inventory:

51 Patrol Vehicles assigned to the Neighborhood Patrol Division;

17 of those are Crown Victorias that have been serving in recent months;

22 vehicles are currently assigned to the 4 precincts & 15 of them have transmission problems. Right now of the total amount of vehicles that are Patrol Vehicles that we have in our Inventory,

15 of them have transmission problems and are waiting for the purchase of the transmission and they are sitting up already right now.

Of the Motorcycles, we have a total of 37 Motorcycles assigned to the 4 Precincts (22 of them are inoperable)... and the Repair Cost are \$24,203.90.

The amount of vehicles that are now needing repair- total cost is \$70,086.56 - for Crown Victoria's and some Tahoe's and some Support Trucks that we often used at the Precincts.

Capt. Mark Charfauros: That answers the No. 2 and No. 3 questions which is of course the number of current Operating Marked Vehicles and the 3rd question is the Number of Inoperable Marked GPD Vehicles.

A-..being the number of vehicles that require major repairs as recorded in 2000... and

B- being the number of vehicles that require minor repairs.

So Lt. Andrew Quitugua has just answered both 2 & 3.

Chief Rick Leon Guerrero, GPD: Senators, I just wanna...I don't want to deviate away from the proper procedure of this Bill 473-30 here, but I guess the overall intent of this Bill, was for the safety of our children and to support us with our fleet, we can add that the additional safety out there... when I can mobilize my police officers to patrol the secondary streets...these new streets that are blown up because of the development... to make sure that our school kids are safe when they go to their school buses early in the morning...I thank you for that.

CHAIRMAN: Thank you very much, Gentlemen, for your testimony this morning. I also have another individual...Mr. Joe Garrido, would you like to join us to provide testimony? Mr. Garrido, please identify yourself and then proceed with your comments.

Jose Ochoa Garrido, private citizen: Good morning, Mr. Chairman and honorable Senators. I just quickly look at this list that Mr. Andrew Leon Guerrero submitted for his testimony. First, I am Jose Ochoa Garrido. I am a taxpayer of Guam. I live in Dededo and I work for the Government of Guam. I just want to go down with this. This is by no means and affront to Mr. Andrew Leon Guerrero, but as taxpayer, I'd like to make an input in the list that he provided.

In the first list, I would like to submit that the provision of funding to support the needs of DPW, I believe can be readily supported if we re-address the DPW Permitting Process and implement a strict guidance in making sure that permits are submitted for the reason why the permit was created.

And I can tell you that permits are not being provided specifically as the permitting process required. In cases, the Gov't of Guam is losing millions every year because...the permitting process is not being addressed properly. One for example, Mr. Chairman, is that I do not see the Encroachment Permit as the permit to allow a million dollar project and that would be the only permit provided. If a high-way or Encroachment Permit is a permit that is required whenever a project is encroached into anything that is owned by the Gov't of Guam.

Whether it be building, whether it be roads,. Whether it be property, and so, many times...you would a \$ 50,000 to \$500, 000 project and the only thing that was required was that a \$25.00 permit. There was no Building Permit attached to that. I am telling you that I'd been pushing for this, but it's hard for me to make a...to be heard...other than perhaps the Public Auditor should get into this...and the Legislature will have an Oversight Hearing on the Permitting process. We're losing millions in fees. I think that... that alone can provide the funding for the Guam Police Dept and the funding for the Bus, and the funding for the Bus Shelters and everything you need, including the tools for the mechanics. I know how they feel. I was an equipment mechanic a Steam Turbine Mechanic, I am graduate Navy Apprentice.I am full pledge Journeyman. I have a lot of skills. And I know that we do by personal tools, But we cannot allow a large mechanic shops to operate on personal tools alone. It's ridiculous. Where are all the tools?

I am going down to C.- the 200,004 tools.
I like the guys at the Maintenance Shop. These are the guys that I believe, I associate within lines. They need the tools to fix the equipments.
Let me tell you the two (2) principles:

1. In proper tools, it is a No-no in the heavy equipment arena.
To fix a bus with an improper tool is...that should be prohibited, because it causes people's lives, children's lives.
2. The other one is that...You must have tools to fix.
And this whole idea that,..this is not the first time I've seen it, that the mechanics up there... are using their personal tools for years..How can that be possible?

I work for the Navy for 25 years and that has never happened. Something has to be done and I'm sure that Mr. Andrew Leon Guerrero will look into this matter and provide a Tool Room (which they probably already have) and prohibit people from going into that tool room. Only the Tool Room Operator and the Tool Room Mechanic should be in the Tool Room Shop... thereat.

I'm going to E.. I also represent the Department of Park and Recreation in the E.R.C. and the Guam Commissions... The E.R.C., The Application Review Committee and The Guam Land Use Commission, and of course the current descendant of the Territorial Land Use Commission. Many of the Subdivisions are being proposed to be constructed in so many areas of Guam. We lack the personnel to represent the D.P.W. and Dept. of Education, so that they can provide input that these subdivisions should provide the Bus Shelters for future kids that would be going to stay there. And I find this to be very frustrating to me. Because when I attend the Business of the Committee, I have a mandate to follow...and I can't tell.

You know, I could, but protocol wise, I can't tell another Agency, his job. I could recommend but, you know, doing a meeting..that just not just a Protocol. It could be embarrassing, but that something that I believe that should be brought up in the E.R.C. and in The Guam LandUse Commission, because one of the reasons why we lack Bus Shelters is because we are creating communities, in areas that were not there before. And so if that is a subdivision, that was created by a

landowner, that landowner must be required by Law to provide certain amenities for future support of education, for even recreation.

And if, I know that Mr. Andrew Leon Guerrero, mentioned that they lost the AGAT Subdivision, my question is Why? Why did we lose it? You know, I think that would be..I would like to hear, if I'm not mistaken..that would be..the property across from the..SEA BEES Department. Why did we lose that? Is that Ancestral Lands? A Return? Or I just don't understand. I'm the last person to ask...the Government to take away a property from a property landowner. But, if that is an essential requirement of the Govt of Guam, some kind of a deal can be made...so that AGAT Maintenance Shop can still exist. We just lost it. I just wanna know why? If that's is possible...

And I know I have few other things to say, but that's fine with me. I'm done with my testimony on this one. I'm pretty sure, that if there's an oversight hearing, I can provide some answers to my statement regarding the Permitting Process, how we are Losing Millions and other issues regarding The Subdivision Creation....Practically lot of subdivisions are being created here on Guam and nothing is being done in regards to...what requirements they should provide for future residents? Nothing. That's why, we have so many problems. Mr. Chairman. Thank you.

CHAIRMAN: Thank You very much, Mr. Joe Garrido.

I just have a couple of questions to the individuals who have provided testimony, especially Mr. Andy Leon Guerrero. We can just get some responses before I turnover it over to the sponsor of this proposal. You know, I looked at your overall allocation of what we discussed over these previously, in terms of how the Funding is gonna be provided to your Agency to repair Buses. Now, one (1) item that you mentioned is that we have been repairing 20 plus buses, you gonna be able to allow to continue the use of buses for 10 years. And then you moved on to the preventive maintenance component. And then you also highlighted that many of your mechanics certainly need the Tools and the resources to be able to repair these buses and moved on the Bus Rentals, the Bus Shelters, and the AGAT Subdivision.

Now looking at this, Is there an SOP that your people follow in terms of making sure that these buses are undertaken of the Block for the preventive maintenance and that they are repaired accordingly? or Is it Come-As-You-Go...We're Okay... Our Buses are No Longer Operational and we gonna get a Tractor or a Trailer to pick up that Bus from Inarajan and bring it up to the Bus Substation and see that it get repaired? Because I am trying to look at this beyond this Bill. Because the reality is that you gonna get \$2million Dollars, to repair the needed Buses to Purchase and Procure some additional Facilities, the Equipments and the Buses and then implement some of these things that...that's highlighted in this Bill. But there's gonna be tomorrow. Tomorrow is our Next year. This is gonna be the subsequent year.

Is there a general SOP- Standard of Operating Procedure to where in fact the Department of Public Works raises a red flag or your maintenance crew raises a red flag and says, look, Boss, we need the resources, otherwise we won't be able to repair these? Because one of these is to purchase tools and you're highlighting your testimony that your number of mechanics are using their personal tools. That one I find extremely, very extremely difficult to accept, because with this Government and at the rate of how we spent money in terms of providing services, this is a critical service... just to repair the buses. And D.P.W., by law, is responsible for the Car Pool Maintenance and Preventive Care for the entire Government of Guam.

At this point in time, it is not as that centralized as we would like to see it...but I would think that your mechanics would have the tools necessary to repair. So, I can just ask you that general

question, you know, I was gonna go item by item but, we don't necessarily need to do that because we discussed some of these concerns previously..But, is there something where we can get that assurance that in addition to giving you the \$2million that just what you gonna come back..... with the very same issue, a year from now, without raising a flag, a Red Flag during the course of the process?

Andrew Leon Guerrero, Director, DPW: Thank you, Mr. Chairman. There should be existing SOPs in place at the Department right now as it stands. I know that each of us should have a card and these cards should relay to each actual maintenance schedules that is required for every bus. I know that it had been asked or is requested by Senator Ada that some certain buses that were identified had their maintenance schedules be brought forward. That was the record that was completed and satisfied by Mr. Taitano. If there isn't one and I'm sure there is, not because we now see what sort of situation the DPW and its Bus Operations can get into...with not having the ability to provide general maintenance to the Buses such as oil changes and even tune ups that the results that can be devastating, these results can be where we are today...which we certainty want to avoid. These additional money that we are requesting for in order to augment our budget for Bus Maintenance which is, Sir, I mean, almost Zero (0) for 2011. Yes.

We have been cut in our budget by \$1.8million at the D.P.W. This will reflect and actually affect our School Bus Operations by not being able to provide the proper moneys so that we can ...which is more parts, which is more tools, and even hire more mechanics, so that we can get these buses up in running. In general, Sir, we do know the importance of why we are here today.

We certainly don't want to repeat the situation we are up today. We need to be responsible at the D.P.W.. Mr Jose Garrido suggested many good items to make sure that when tools are bought, that they are brought to our Supply Shop, that before they are actually given out to the Mechanics that they are checked out and that once the tools are not needed that they are checked back in, inventory of these tools, is very important so that...we don't need or lose or even half-tools stolen that are just newly purchased. So these are the many of the aspects that the DPW is now very aware of and we will certainly do our jobs; we will be responsible, we will make sure that all the money that are requested for today is....

We will make sure that we will respond properly that it is handed properly, that we will make sure that the buses, that the moneys are asked for and are up running..and we will make sure that we will complete 20 additional buses for refurbishments or more. We will also make sure that we will then have additional buses...of fleet up to the capacity...and we'll make sure that we get our AGAT Substation and back up going against so that we don't have to drive again from the DPW all the way to AGAT to pick up school children and drive back after they have been dropped and drive back again just to pick them up and drive them home. So these are the many concerns that we are addressing today and we hope that with your consideration and the Committee's consideration that you will vote in favor of this.

CHAIRMAN: I think, Andy, we're not gonna be here today if, in fact, we're not moving in the direction of pushing this legislation through. It's just that we're trying to get the assurance that after this incident, did the sponsor of this legislation was criticized...come up with your resolutions, come up with your resolutions. Once, incidentally there was a \$2 million sitting in the Kitty....that could have originated, that Cost could have originated from the Front Office and he had to go out there and actually looked for the resources and worked collectively with your Agency and Guam Economic Development Authority to identify. Look we have sufficient funds here, just take care of the Bus situation...You know, and a situation like that, where I understand that, from your perspective and

GEDA, you worked directly with who sponsored this Legislation, but really a lot of these things could have been prevented.

The other question I have, at least from the Front Office perspective..is other question I have is..I noticed that there is no Request for Emergency Procurement /Authorization under this. Now, you go through the regular process of Request for Proposals and what not, then obviously we're still looking at 90 days down the road, a 120 days down of the road, when in fact, we got all these buses repaired perhaps and procured. Now,...is that part of the consideration or you're ready to go to the Front Office and say, look, can we apply the Emergency Procurements so that, in fact, we can expedite this process and then spend the money? Because this is hard cash. It's unlike in other situations where with appropriation we have to wait until the money comes in. This is cash-in-the-bank...and I want a list in terms of facilitating this Bill to know that there's gonna be a process in place where we can expedite this, so that we get the buses out 30 days sooner than originally projected. So, are there any plans from your perspective as Director of the DPW to be able to try to expedite this?

Andrew Leon Guerrero: Sir, I will visit any avenue to expedite this process, if it requires that I see the Governor to have the Governor execute an Emergency Declaration, I certainly will. Time is of the essence right now. We definitely need to move forward and we need to move forward quickly. And if it does require this Executive Order or correction...the Emergency Declaration, I will entertain it and I will bring it up to the Governor.

CHAIRMAN: Yes. It's either that . or we can work with the Sponsor of this Legislation and any,we can incorporate it here, so that, in fact, the Emergency Procurement/Authorization is utilized as a tool to support DPW and expediting some of these things. But okay, I think I have asked you enough questions and I have to ask one more question to Guam Police Department. Right now we're looking at approximately \$435,000, that you're saying, you need. Of which you're procuring 13 Vehicles, which happened to be purchased, and can I just ask you for Fiscal year 2011... Are you anticipating any Compact Impact on?

Rick Leon Guerrero, Acting Chief, GPD: At the moment... we are not aware...It's up to the Governor to disperse, I guess, those compact dollars based on his priority needs. But for now, No.

CHAIRMAN: Okay. The reason why, I asked.. is obviously that is a Discretionary Funding Source. I know that \$3.5 million is going to GMH specifically to support Guam Memorial Hospital Operations, I know that some, a little million dollars may be going over to Public Health to be able to support those components, so you're looking at \$16.8 million less \$7.1 million which is the Obligation for the Existing Lease Arrangement that certainly the Chief Executive has a little bit of flexibility in terms of our Right Cap Cash that may be dispersed, but if it is not incorporated in the plan for 2011 chances are it may a little too late...to get a priority listing with the Chief Executive. That , I bring that up, because certainly in the past somewhat the Compact Impact Funding or Funds have been utilized specifically to support the law enforcement.

Rick Leon Guerrero, GPD: I just want to add, Sir...that for Fiscal Year 2010 or 2009 we were given \$500,000 from the Compact Dollars to procure the Vehicles. We are already at the verge of getting those 14 vehicles to be purchased by,....those 14 vehicles for the Department.

CHAIRMAN: Okay. Well..you see some of these things , because it's the cash funding source of the Department of Interior that could have continued. Just like G.M.H. on the last Fiscal Year 2010, they got \$3.5 million. They have requested additional \$3.5million for Fiscal Year 2011. So, that's why, I'm saying that perhaps that could have been a funding source utilized directly to address your

concern. But, like I discussed with Senator Ada, in this case, if, in fact this fund is available, then we will see what we can do to incorporate some of your requirements. Obviously, this is gonna need the concurrence with the DPW to acknowledge these resources are not unnecessary and above and beyond the other two...because that's what we're discussing right now at this point in time. But, thank you very much, I appreciate your responses.

Senator Tom Ada. I'm sorry, if I may, I just want to recognize, the presence of Senator Tina Muna Barnes. Buenas. Thank you, Senator...Senator Tom Ada....

SENATOR TOM ADA: Thank you, Mr. Chairman. First of all, I just want to emphasize that the formulation of this bill was actually and really a collaborative effort between the Committee on Transportation and Public Works, GUIDA, and B.B.M.R. I also want to know the fact that the D.P.W. has, certainly in anticipation of the funds being made available, has begun - started doing its homework and trying to stay one step ahead of the process. For example, the Bill requires that \$1.2 million be allocated for the repair of no less than 20 inoperable school buses that they require repairs. They have done that already. They have identified the 20 buses that will be candidates for these re-builds.

The Bill also allocates \$200,000 for the Purchase of Tools and Equipment to support the maintenance activities for D.P.W. School Buses. They have, I don't know if the rest of the committee members have gotten it, but they do have, in fact, identified the repair parts that are needed. I mean, the repair parts and tools that they need, to support D.P.W. Maintenance Activities. So they stay one step ahead of that. Of interest, is the fact that, they have identified in that list, the Procurement of a Fleet Maintenance Tracking System to include the Hardware to support that. So, I think that is important because you need that system to be able to sustain the effective maintenance programs.

They're also aware that they need to submit a Budget Allocation for the Funds to the B.B.M.R. and again they are in the process of formulating that in terms of the \$2 million, how much needs are Allocated for Overtime Expenses, Contractual Expenses, Parts & Materials, etc. So, I am encouraged by the fact that the D.P.W...is in fact keeping, one step ahead of the process and hopefully as soon as the Administrative Processes are put in place, then we will be ready to move ahead. I want also to emphasize the fact, that I think that the maintenance problems that are being experienced at the DPW, GPD and the Guam Fire Dept., is being masked by the fact that a lot of the many maintenance requirements are being subsidized by the operators, police officers buying repair parts out- of- their-pocket so that they could keep their motorcycles running. Going thru the cruisers that are down for one reason or another and just it's getting deader and deader because we go over there and we cannibalized some parts from it to be able to keep up other vehicles running and it just seem that every year that we reduced the maintenance budget allocation, we still manage to keep the number of vehicles out of the roads, so everybody thinks that well, they did it with less this year, they could do it probably next year eventually that will reach its limit.

And I think that it's important although Bill 473 really focuses on addressing the Bus crisis..the School Bus Crisis Shortage, the committee did send a letter to the GPD Police Chief and to the Fire Dept. Fire Dept did submit their information that right now, in particular for the ambulances, they are operating at about 40% of what they need to be able to maintain an effective emergency, medical system out there and they certainly need that attention and some money allocation to them as well as to the Police Dept a certainly very essential.

Yesterday, the Speaker and myself, did a tour at the DPW just to get the feel on the ground for what things really looked like. And we went to GPD Maintenance Bay and they had some nice, shiny motorcycles there and apparently the reality of it is that after the 1-year warranty, a lot of them are

basically parked in there, and there is no money available to repair these vehicles. And there's..I believe, I know, that G.P.D. indicated that there were about 22 plus motorcycles that are down and I believe that there's about 23 or 25 plus cruisers that are also down. And you know, it's important, that we get our kids to and from school in a timely manner, but, everybody adores..worships the ground...that the public safety personnel stand on, when they are there, to respond to an emergency, but after, you know after a period of time everybody...kinda forgets that and so until the next crisis comes up and we find out, you know, that the people are dying on the spot...because we can't get an ambulance for them and we can't get a police officer..to go out and respond to some Family Violence incident, then every body gets into an opera and I think we don't need to wait that happens.

So. I believe, Mr Chairman that the public safety needs that at least that it has been articulated this morning..we really need to address that. And that this gives us a short term solution. We still need to address, you know, really the maintenance issues which is very much lacking... to be able to sustain these vehicles. It's nice that we gonna be getting brand new vehicles coming but probably they gonna end up like the motorcycles...after the warranty period is up, you know, they park on..because we don't have enough parts to repair them nor the funding, the budget available ... to perform the necessary preventive maintenance services.

So, Mr. Chairman, I am certainly hopeful that these will be...this Bill 473 will be reported out in time for the next Legislative Session so that we can get moving in providing the funds. I do want to point out also one thing, that... the Bill certainly intends that... this is not something where we gonna give you \$2 million and when you finally finished, that's when you finished. It is very clear that the Bill expects that we gonna want to see some results within...to a 90 to 120 day period. And if that requires outsourcing some of the work, for example the Heavy Re-Built to some of the Private Sector Maintenance Shop, that that certainly...that option be looked at very closely, because we know right now that the Transportation and Maintenance Division at Public Works does not have the capacity to do all these works within the time frame that the Legislature certainly is envisioning. So, it does not direct the DPW Director to go and outsource...but certainly and strongly encourages that he uses that option...to enable a timely completion of the work that is required. Thank you.

CHAIRMAN: Thank you very much, Senator Ada...Senator Palacios.

SENATOR ADOLPHO B. PALACIOS, Sr: This is what I wanna ask the GPD. I mean, how many Police Cruisers are fully equipped and are ready to go.... can be bought, can be purchased for a \$100,000 for example? You noted that the first \$100,000 sometime ago, you were able to purchase 14 vehicles, you say? So, if another \$500,000...would be able to purchase another 40 vehicles...for example.

Rick Leon Guerrero: The vehicles that we procured from the \$500,000 were Crown Vicks..and the Crown Vicks they wish to need ..to amount...the lights on them and the cages.

Senator Palacios: So, that's extra then?

Rick Leon Guerrero: We're going to see whether we can get..those cages from old Crown Vicks that we still have...and put them on... the new vehicles.. when they are coming.

SENATOR PALACIOS: Why didn't the GPD ask and at least send a request for the Governor's consideration for the part of compact impact? This is discretionary and it's up to him. That's his money. So, that he can actually just say..it's okay...there's a \$500,000. Why didn't the Dept ask for some?

Rick Leon Guerrero: The \$500,000 came from the Company...

SENATOR PALACIOS: You know, this time around...for the year.

Rick Leon Guerrero: I'm not sure, Senator Palacios. But, you know, most likely...we can go back into that discussion again with the front office.

Senator Palacios: May be this picture, this issue,...this need... should be brought to the attention of the Governor...probably from this Legislature. That's why, I asked for... may be \$500,000. This at least can get/buy 13 or 12 brand new Cruisers.

Rick Leon Guerrero: Yes, Sir.

SENATOR PALACIOS: Thank you. Mr. Chairman.

CHAIRMAN: Thank you very much, Senator Palacios. Speaker Won Pat.

SPEAKER JUDITH T. WON PAT, Ed.D.: Thank you very much Mr. Chairman...Andie Leon Guerrero, on your testimony, on Section D=\$100,000 for an Additional Bus Rentals, how much longer are you looking at to rent these buses? And how many?

Andrew Leon Guerrero: As of today, we are renting 15 additional buses to augment our fleet. That translates to about a little over \$13,000 per week at \$175,000 per bus x 15 X 5. Right now, we are with these \$70,000 that we had available to us for this procurement process. That should last up to the first of week of November. Then, we would need additional money still after.... to continue with our ...Rental Buses. I had spoken to Senator Ada earlier yesterday and yourself, you were there as well. And then, I could just work with Bertha Duenas to see, if we can front the additional \$100,000 needed to continue with the Rental Buses up until maybe the end of January 2011...if these may serve it right.

SPEAKER WON PAT: And when these Buses are repaired, will you still need to rent again the additional 15 plus buses?

Andrew Leon Guerrero: If we should ...Bill our fleet up to a capacity, as of last year, the capacity was on the average 123 buses. If we bring up the additional 20 buses, that's should be bring up to 143 buses, waged buses...it's about 20 more buses than what we had last year. So, as we get closer to that threshold, if we, once we get passed up on, we get 123 and add 20 additional buses thereafter.. we would decrease our rental fleet by that many buses. So as we build up our fleet...we will lease less buses.

SPEAKER WON PAT: And if, indicated that you've lost the Substation and we talked about other alternatives...did anyone go out and look and then made an assessment of what those different alternatives could be?

1:33:53

Andrew Leon Guerrero: Yes, Ms. Speaker. Actually, we did invite Mr. Frank Taitano, if he can go ahead and maybe give you an idea of his findings.

SPEAKER WON PAT: Or maybe, he can also answer that question as to why and how you lost that AGAT Substation.

Franklin Taitano: My name is Franklin Taitano. I am the Superintendent of this operation. We had a supervisor that goes down to the AGAT substation, as we spoke yesterday...and he looked at the location and it's between the new AGAT Fire Station and Police Station. There's a building there that we can occupy and we did like what we spoke about yesterday. Now, we just need to get the estimate

of how much it would cost for the Fencing and the Renovation of the Building and the director can work on the Transfer of the Building to the Public Works.

SPEAKER WON PAT: So, that's one option.

Franklin Taitano: Yes, Ms. Speaker.

SPEAKER WON PAT: So, and what are the other options?

Franklin Taitano: Yes, then we went down to the Old Fire Station like what we discussed yesterday. We don't know how big the lot is. And from what we're looking at, we can only park 2 or 3 Buses...that would allot us there now.

SPEAKER WON PAT: Okay. And, then the 3rd option which is this Substation that you lost? Would you be able to get it back?

Franklin Taitano: The property from what I understand that was before my time, the property belonged to the Bordallo family and they wanted a Lease Agreement....and...we didn't have the money... to lease it. So, the property was returned back to them.

SPEAKER WON PAT: Okay...So, that's how you lost it...(In joking and laughing Mood...)...Right there...There's the guy...the culprit..back there...(In laughing,joking mood)... Okay,...so that's not an option anymore....than ...really.

Franklin Taitano: No, because. I believe that ... there is a Contractor that is leasing that property now.

SPEAKER WON PAT: Okay....On the list that you provided for us:

Buses to be Refurbished, are all of these Buses, do they, just the ones tha I indicated, do they

Andrew Leon Guerrero: I can have, the Superintendent.. to answer ...them.

Paul Perez: Good Morning, Senators. My name is Paul Perez. I am the Superintendent of the Transportation and Maintenance Division. Now there are several DODEAS Buses, under several Tomas Built Buses, under several Blue-Bird Buses on that list. Now, they don't just under the DODEAS Buses...

SPEAKER WON PAT: so, how many DODEA buses do you get?

1:36:45

Paul Perez: Eight (8) DODEA buses, Ms. Speaker..oh... 9 buses..I'm sorry, 9 DOEDEA buses.

SPEAKER WON PAT: So, all in all...9 DODEA buses... are down?

Paul Perez: Yes, Ma'm.

SPEAKER WON PAT: And I noticed that the first one ...was 185 that was never really started at all., or it just won't start.

Paul Perez: From my understanding, it came of an Engine Problem, Engine Defect that as time went by, they needed to keep the fleet afloat. So what they needed to do..which was cannibalized..From that Bus they get, they have to keep the buses up...

SPEAKER WON PAT: So when you received all...today... these buses. They all came with problems then.

1:37:30

Paul Perez: I'm not sure, Ma'am, because I was not in-charge at that time. When they received that buses.

SPEAKER WON PAT: Okay, there was nothing in the back....Franklin Taitano confirmed that... that they all came with problems?

Franklin Taitano: Yes, they all came with problems. A lot of the problems were the Deck Cases. There were Wooden, there's wood/ply-wood on top of the Middle Deck and the deck were routed out...some of them had problems. As a matter of fact, on the way up, from the Navy, when we picked them up, we had to send a record one half way thru the route.

SPEAKER WON PAT: So, why did you even accept some of these buses when they are more of a problem now for the government?

Franklin Taitano: It helped us out because... when we were down. When we took it from there we had ...all out. And then we took it up to the Maintenance Yard and we had it registered everything. The one that died out on the way was..with minimum problems and we corrected the problem. But then,as we were going along..those are '96, '98 model buses and a lot of them like I said..it had wooded decks and they were old. Majority of them were routed out already...but the metal **WAS...UNDERNEATH, STILL... THERE ARE STILL COMPLETE DECK.**

SPEAKER WON PAT: So, everyone of these was buses that I counted..the 9 buses and then I went to the second sheet which showed the Estimated Scope of Work. So, I believe, all these buses then have engine problems, cooling problems, electrical, steering, suspension, the floor, transmission, and drive chain, doors and windows, oil filters?

Franklin Taitano: Well, when we got the DODEA Buses, they weren't...when we used them..and they had what they called Blow-Bys...where the engines were not too-great. We can still use for a short-time and as we used them all along, it started to get worse.

SPEAKER WON PAT: Okay. Thank you...Mr. Chairman.

CHAIRMAN: Thank you very much, Speaker Won Pat. Senator Taitague? Any questions?...

Senator Taitague: **NONE, MR. CHAIRMAN.**

CHAIRMAN: Senator Tony Ada?

SENATOR ANTHONY ADA: Mr. Andie Leon Guerrero, have we...you know, on the referred Refurbishment of the School Buses as you looked into about 60,000 buses..Is that to bumper-to-bumper refurbishment or just the component that are down?

Paul Perez: Senator Ada, that's gonna be a Bumper -to-Bumper. We want to make it sure that once the bus is down, We are refurbishing it.We want practically brand new.

SENATOR ANTHONY ADA: Who's gonna do the Refurbishment of the School Bus?

Paul Perez: Majority of those will be..we spoke of them that the body will be contracted out because I don't have the personnel, manpower to even attempt to try do it.

SENATOR ANTHONY ADA: Does it have to be certified again or re-certified. It's rebuild to standards...

Paul Perez: Well, that's one of items that I gonna put..this scope of work..is to ensure that whoever Benders who's out there, that they are first going to be certified..as these are mechanics and I believe that there's a certification out for the School Bus also. So we want to make sure whoever is actually working on them they are as certified....These mechanics are certified as Bus Mechanics.

SENATOR THOMAS C. ADA: We looked into seeing how much it will cost, just to purchase or to refurbish the School Bus instead of Refurbishing the ones we know that's already dead in the water...and we gonna try to resurrect it, with \$60,000 and we look into the fact that we are trying to purchase and to refurbish the school bus?

Andrew Leon Guerrero: Maybe I could let Senator Tony Ada answer that question for you or you would like me to answer, Sir? (Laughing and Jokingly Mood)

Well, yes. That has been brought to the forefront..There are probably companies out there, and we believe, there are..and buses that have been refurbished and re-built and are available for purchase that will require Procurement Process which you will have to go out for Bid or possibly an R.F.B.. We are little leary at this point in time to go on that round, because of the numerous protests that have occurred in recent years. We are little of the fact that if we do put out an RFB Bid will...that it would be stalled for a year or two or three and then..and you know it would completely defeat our purpose overall.

SENATOR ANTHONY ADA: Do we still have to put out the Bid for RFB,..to get the school Buses Refurbished?

Andrew Leon Guerrero: Even, if we have to purchase.

SENATOR TONY ADA: Even if we have to Refurbish the ones that we have now? And do we have still to put an argument on them again?

Andrew Leon Guerrero: Yes. Probably, we won't get any protest from them ...because there's a provide parts in their favor.

Senator Tony Ada: I see. So, the school bus is going to be refurbished bumper-to-bumper. That means that everything from the air-brake system, to electrical system, the engine, the transmission..and in other words, they gonna refurbish the whole Bus and ensure that they will last for another 10 to 15 years?

Andrew Leon Guerrero: That is correct.

SENATOR TONY ADA: Okay, thank you. Thank you, Mr. Chairman.

CHAIRMAN: Thank you very much, Senator Tony Ada...Senator Tina Muna Barnes?

SENATOR TINA MUNA-BARNES: Si Yu'os Maasse! Yes, Mr Chairman. Yes, Guys..Thank you for being here this morning. As I was intently listening to the conversations that was going on...my first take was, If we had to make a lemonade out of lemons and look at the process that we are accepting from the day..it just simply goes to show ..sometime ..gotta take.... as really give us their junks and let us see what we can do to revive that...and I know that as we look at the community that we are resilient, but sometimes, just sharing with what Senator Tony Ada was saying was that..we should be a little bit more creative that we might have a problem like this today...Don't we have a lot that is passing..placed that all our buses of Gov of Guam Vehicles...have to be renewed for registration, that goes back to Mr. Jose Garrido's statement?

Andrew Leon Guerrero: I'm sorry, Ms. Senator.

Senator Tina Barnes: The question is-Doesn't every vehicle, including the Buses that belong to Gov. of Guam need to go thru Proper Registration Process?

Andrew Leon Guerrero: Yes, they need to go a Safety Inspection Process. And then eventually they go to the Registration Process.

Senator Tina Barnes: Doesn't the Registration process go to a Safety inspection process?

Andrew Leon Guerrero: Safety Process first, the Registration Process. Yes.

Senator Tina Barnes: Right. So, wouldn't we have account, everything we look because...we are looking..it's something that's hard..cannibalized that is used..for refurbishment, right?

I'm looking at , where Mr. Franklin Taitano anticipate..and I just want to add..you know..if there's any communication, any integration of the oversight is that they do, I mean..because I'm thinking that with the Maintenance done and the Buses...with me to go out...process that need to get a type...for the buses...should already be based on what we have in place...how do you say it..I guess it is a plan Have a maintenance plan...needs to done. Is that in place? Or is there a synchronization of..both coming together.?

Andrew Leon Guerrero: There should be and it should be synchronized. The Transportation and Maintenance Division at the D.P.W. with their Buses..Mr. Franklin Taitano at the Bus Superintendent of , he and Mr. Cepeda need to work hand-in-hand to ensure that:

1. Engine Defects are noted and that they are turned in for repair and that once they are repaired, that they are inspected by our Safety Officers and by our Bus Drivers..and should be inspected by Firm for safety because they should have gone to a process and they have already registered. But after that, has been, has occurred the two has to get together and determine what needs to be actually to the buses to motor trade ...to be on running.

SENATOR TINA MUNA-BARNES: So, when we talk of the Buses that has to be refurbished...the reason that they stand into the point...none of those buses right now are operational?

Andrew Leon Guerrero: Yes Senator. We save a total of 35 Buses from DODEA. Today we have approximately 20 of the 35 Buses from the DODEA, that are running.

SENATOR TINA BARNES: That is working?

Andrew Leon Guerrero: That's correct.

SENATOR TINA BARNES: So the remaining of these buses...Are any of the remainders...just the 8 or the 9 buses that are not operational at all.

Andrew Leon Guerrero: There are 15 Buses are in for repair. How many are there, Paul Perez, that are actually down? 9 buses?

Paul Perez: Yes, nine (9) buses.

Andrew Leon Guerrero: Actually there are 9 Buses, Ma'am are deemed operable.

SENATOR TINA BARNES: Deemed Operable..because they're just like..no life at all..or they just like taken... from the scrap?...Inoperable, because there's no parts at all?

Andrew Leon Guerrero: No Parts.

SENATOR TINA BARNES: So, if we were to.....please know that I support the Bill...just trying to analyze this...because just based on the presentation..what was given to us, was really like..

Andrew Leon Guerrero: Things, we may be to things to really clear... There's a threshold that we look at the D.P.W...was..When do we determine a Bus to be Inoperable versus a Bus that is just in need of Repair? It's been deemed that we are looking about \$ 60,000 to provide Bus from where it was integrated..may be today and up to running Bus. But, it wanna cost us from \$35,000 to \$60,000, most likely, even \$25,000 ..we don't have the funding to actually get that bus up and running because of the constraints we have with our actual Budget at D.P.W....actually defer the actual mechanics, tools and parts and whatever it takes to get that Bus running. So, I'm not sure with that threshold,..i don't know ..if Mr. Cepeda or Mr. Taitano can actually answer that, but, certainly \$60,000 is the threshold to begin with. That's what it's gonna take to get this Bus up and running. It could be less.

SENATOR TINA BARNES: This...the D.P. W. has any other agreement with the Guam Community College, so that they could look at , I guess, ...Networking. We say that word..we are the same team of GovGuam whether we like each other or not; we have to work together...because, really the Government of Guam is one team. So, I just wanted to see if there's any assistance and work may be some collaboration,...because sometimes they get..can get grants..can get stuffs as part of the educational process to facilitate.they can help fix ..I think D.P.W. and G.P.D. may sometime have program to that effect.

Paul Perez: At present, we don't. But we're looking into it. We have our mechanics. We have one mechanic looking to it. We get help to get the SPECS what we need. But as far as them, going to work for us, that's not in place yet.

SENATOR TINA BARNES: Mr. Chair, if I may just base, I mean. I really do have..I do really support the intent of the Bill. But I wanna share that ...with this process and to work together.... really I think that that process should be look at as...because this is not just as a technical part..but sometimes..even the resources of material...even if that education component will come in to work well, then,... that's a Win-Win for both... the College and the Agency. So I really think , that you guys have to look into it. Thank you, Mr. Chair.

CHAIRMAN: Thank you very much, Senator Tina Muna Barnes...Speaker Pangelinan.

SENATOR PANGELINAN: Thank you very much. Mr Chairman. I have one question for G.P.D. You said that you have a shortfall. Can a delivery of a new...that order? Funding? Did I hear that right?

Rick Leon Guerrero: No, Senator. What I said was that..we got those Crown Vicks and with those Crown Vicks we need to Mount the Lghts and the Rear Cages...but we gonna get those from the down Crown Vicks from what we already have.

SENATOR PANGELINAN: So, that Crown Vicks and the other Vehicles did not, that include the lights and the installation, may be, of the lights, that Cages. Is that correct?

Rick Leon Guerrero: Yes.

Senator Pangelinan: So, when you took a look at the Bids, how about the other Bids? Didn't the other bids include already all that ...the price?

Rick Leon Guerrero: The original bid did identify those. I'm not sure why, Chief Frank Taitano, recalled that re-submitted that specs out with the G.C. A.

1:51:56

SENATOR PANGELINAN: Specs for Police Vehicles? With the requisites for the lights and cages. Just when you get back at the Bids, you said, Chief Franklin Taitano. Right?

Capt. Mark Charfauros, GPD: I don't know why this happen. But, the whole process was taken away from the.... And everything was being decided from the Acting Chief's Office.

Senator Pangelinan: And the Acting Chief was?

Capt. Mark Charfauros: Mr. Frank Ashisake. The Bid's Specs was changed. There was no consultation with the Staff. And we don't know why these changed and these were made.

SENATOR PANGELINAN: But these was things that the bids were changed

Capt. Mark Charfauros: They changed several times. And just to...the original package included everything, except for the radios. Let me go ahead and say, it is even though one (1) vendor was a \$1,000 more for the winning vehicle that was \$1,000 more...extra packages in it...that went beyond the \$1,000.

Let me give an example...The vehicles that the other vendor sell with \$1,000 more that was included..the Harness..what that is..when the vehicles are to be re-harnessed..because...coming in for radios. That was four (4) thousand. Yes for vehicle that was to be harnessed..to be installed. The other vendor was providing that as an extra. The other vendor has cages on them, brand new cages; the other vendor had stickers included in it. The other vendor's vehicle was more of a Cash Efficient, the other vendor's vehicle was rated no. 1 throughout the nation with regards to the Police Cruiser

For a fact needing a Police...as in the United States..are purchasing those vehicles based on its severl intensive tests for Police works and these vehicles came out No. 1.

This table cannot answer to the question that you have, because we don't know...why this has happened? And so, I wish I can answer your question, Senator.

SENATOR PANGELINAN: So, right now we have to find an additional \$300,000, where I see, we bought that, It might have cost this.

Capt. Mark Charfauros: The vehicles that were awarded was a \$1,000 cheaper...than the other vendor...but the other vendor had an extra and complete package.

SENATOR PANGELINAN: Right. Had a Complete package..

Capt. Mark Charfauros: In other words, if these other vendor's vehicles came today, all we gotta do is to go to public, puts the license on and then go to G.E.C. and puts its system for gas and then it's rolling on the...And it's rolling.

SENATOR PANGELINAN: Right. And that cost as a \$1,000 more than the vehicles you bought.

Mark Charfauros: Yes, Senator.

SENATOR PANGELINAN: But the vehicles you bought, we now have to spend an extra \$4,000 to \$8,000 each...to make them straight ready.

Capt. Mark Chartfauros: Yes. It's 4,000... at least \$4,000. So that's only for the Harnessed.

SENATOR PANGELINAN: Right. That's why, you're short...because now we don't .. what else that you can cannibalized

Rick Leon Guerrero: Mostly likely Senator Pangelinan...because if we look at the Crown Vicks, I am pretty sure that whatever items that we need to cannibalize from the ones that are already dead on the water...we're gonna do that.

SENATOR PANGELINAN: I just want to say...that the problem with that was the base Specs were changed...or after they have ordered ...after the bids came in...the Bids were rated, the prices were looked at...and then the decision was made that we don't like this vendor..we gonna go back out for a new Bid..and the Specs were changed, so that the other vendor could qualify...and then a new bid was issued and then it was..they did just...

Capt. Mark Charfauros: They just kept changing the Specs of the Bid that went off. And the other information ,Sir, is that the Crown Vicks was gonna be discontinued. And so after 2011, that vehicle would no longer be in production versus the other vehicle which is moving forward. So after 2011, that vehicle was no longer in the inventory.

SENATOR PANGELINAN: Okay. You are not doing that to the Buses, are you? Okay..\$60,000 you know to retrofit the buses...we don't want to be doing it, so that we can't support it..And again..I'm just disturbed, and that what has occurred under, you know in that watch already. Yes, and I think we need to look into this Ithink... that something that we need to be done on that. Just justify. Again, let's do things that is right. I mean, this Legislature gets charged for interfering and so forth...but when we hear this kind of things...it is our duty and responsibility to get the answers on these things. You know, just as we have asked the G.P.D. and the D.P.W...happened to main next plan..why it has been done...they come forward when they say, this is why, you didn't give us enough money and they throw it back to us...but at least we put it out in the open why things are happening and when these kinds of issue..you know, and the only thing that cropped my ear was...you were short ...for money. Because how could you be short, how could you go and buy those vehicles and be short..and if...you could not certify...the contract? Som that was why that fit my interest...And now we get the real story of why we need to do these things. It's because of these...I do not know how I gonna call ityou're the Law Enforcers. So, we would leave it at that.

CHAIRMAN: Thank you very much, Senator Pangelinan. Any final questions? One follow-up by Senator Palacios.

SENATOR PALACIOS: Now, the last Speaker actually got my interest on that...from that...and I wanna ask you, Mr. Mark Chartfross. Would it be worth my time to write to the D.O.P.A. to this? I'll just review it. The issue that we have here

Capt. Mark Charfauros: The issue that we have here was we, the G.P.D. as whole... came together and put together a Specs of the Vehicles that we needed.

Senator Palacios: And that was cancelled.

Capt. Mark Charfauros: Well, for some reasons the Specs were changed. And we found even letting the Stats were changed.

SENATOR PALACIOS: Okay. That's why.

Capt. Mark Charfauros: I don't know if that's a violation of the law or whatever, but, obviously one excuse that we were told and the reason why they have to re-write the Specs was to allow other vendors to compete. Now, if that's the case, then why didn't you also change the Specs to include...the Impala....

There are three (3) vehicles of the Police Specials that are recognized in the United States...and that's the Impala, the Crown Victoria, and the Charger. Now, if the Specs were changed to allow one company to participate and why was it not written....to all these companies to participate?

Because the Impala had also features that in the BID Specs, it locked out the Impala. So if the BID Specs was changed to a point where we wanted another company to participate, then why only that company..why don't you re -write the BID Specs to include all the companies to participate? I don't know why that happened? But, it occurred. And like I said, the decision that was made to change these BID Specs was not brought down to the Staff level.

SENATOR PALACIOS: What kind of delay has that caused? If that Bid, has not been cancelled and what we've now actually a delay.... was a work formulated by the Staff, by the working people, by the people who's going to use the Cruiser? If that had not been cancelled, then what does that mean?

Capt. Mark Charfauros: I mean, the vehicles, would have been in by now.

SENATOR PALACIOS: So, that has been cancelled...it just so lacking and even Final? Even the Bid was final

Mark Charfauros: You know, what was changed was the BID Specs, Senator...and the BID has been awarded.

Senator Palacios: Okay.

Capt. Mark Charfauros: It's been awarded already...very quickly.

SENATOR PALACIOS: Okay. It's been awarded. I just hoped that if I write to D.o.P.A., maybe , my behavior would not be disappointing. Thank you.

CHAIRMAN: Thank you very much, Senator Palacios. And Gentlemen, thank you, for your testimony this morning. We appreciate it. And Senator Tom Ada has already made sure that the Committee will put this particular proposal out by the close of the month. We have still ten (10) days to be able to receive public testimony and we will get ready for the next Legislation Session. Thank you very much, Folks.

CHAIRMAN: There being no further testimony, or questions by Senators, Chairman Aguon adjourned the public hearing on Bill No. 473-30 (COR), subject to the receipt of written testimony, as well as information requested during the hearing, for the next ten (10) working days.

Written Testimony Received. IN SUPPORT:

- 1. Andrew S. Leon Guerrero, Director, Department of Public Works; in SUPPORT of Bill No. 473-30 (COR) – dated October 19, 2010.**
- 2. David Peredo, Chief, Guam Fire Department; in SUPPORT of Bill No. 473-30 (COR) – dated October 18, 2010.**
- 3. David Peredo, Chief, Guam Fire Department; in SUPPORT of Bill No. 473-30 (COR) – dated October 21, 2010.**

III. FINDINGS & RECOMMENDATIONS

The Committee on Economic Development, Health and Human Services, and Judiciary, finds that the expeditious repair of vehicles owned and operated by the Department of Public Works, the Guam Police Department, and the Guam Fire Department is in the public interest by facilitating their providing of critical services.

The Substitute Bill No. 473-30 (COR) has been amended to include critical vehicles owned and operated by the Guam Police Department and the Guam Fire Department.

The Committee on Economic Development, Health & Human Services, and Judiciary, hereby reports out **Bill No. 473-30 (COR), as Substituted**, with the recommendation to PASS.

I MINA' TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

Bill No. 473-30 (COR), as Substituted
by Committee on Economic Development,
Health & Human Services, and Judiciary

Introduced by:

T. C. Ada
F. B. Aguon, Jr.
J. Won Pat

AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS, AND TO REPAIR VEHICLES OF THE GUAM POLICE DEPARTMENT, AND THE GUAM FIRE DEPARTMENT.

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

2 **Section 1. Legislative findings and intent.** Following a series of oversight
3 hearings, *I Liheslaturan Guåhan* finds that the Department of Public Works
4 (DPW) has in its inventory two hundred eleven (211) school buses. The status of
5 these buses can be described as follows: eighty-seven (87), or 41%, are
6 operational, thirty-six (36), or 17%, are not operational and are awaiting repair
7 parts, and the remaining eighty-eight (88), or 42%, are inoperable and require
8 major repairs. According to the DPW Bus Operations Superintendent, the

1 optimum number of buses needed to provide timely bus services is one hundred
2 seventy-nine (179). However, the average number of buses available to provide
3 the pick-up services is only eighty-eight (88), or 49% of the optimal number.

4 The shortage of operating buses has been exacerbated by the travel delays
5 caused by the highway construction that is on-going at the Tri-Intersection of
6 Route 8/10/16. The combined impact of both shortcomings has resulted in student
7 pick-ups being delayed for as long as two hours, before and after school. Many in
8 the community have raised concerns that the loss of up to four hours daily waiting
9 for a school bus to arrive has significant negative impact on students. The most
10 significant concern, however, relates to the public safety aspect of standing at the
11 bus stops, which are generally unsupervised.

12 *I Liheslaturan Guåhan* finds that there exists an unreserved balance of
13 approximately Three Million Dollars (\$3,000,000) in the Limited Obligation
14 Highway Bonds, 1985 Series A Account authorized by P. L. 19-2. *I Liheslatura*
15 intends to appropriate the amount of Two Million Eight Hundred Thousand Dollars
16 (\$2,800,000) for the purpose of refurbishing DPW buses requiring major repairs,
17 performing overdue preventative maintenance services, purchasing maintenance
18 tools and equipment needed to effectively maintain the DPW buses, repair DPW's
19 bus substations, build bus shelters, and to repair public safety vehicles as specified
20 below.

21 **Section 2. Appropriation.**

22 (a) *I Liheslaturan Guåhan* hereby appropriates the total sum of Two Million
23 Eight Hundred Thousand Dollars (\$2,800,000) from the unreserved balance of the
24 Limited Obligation Highway Bonds, 1985 Series A Account authorized by P.L.
25 19-2 to the Department of Public Works (DPW) for the amounts and purposes as
26 follows:

- 1 (1) \$1,200,000 for the repair and restoration of no less than twenty
2 (20) of the inoperable DPW school buses, and
- 3 (2) \$300,000 for the performance of, at minimum and in
4 accordance with the original equipment manufacturer's
5 specifications, a quarterly preventative maintenance service on
6 no less than sixty (60) of the currently operating DPW school
7 buses, and
- 8 (3) \$200,000 for the purchase of tools and equipment to support
9 the maintenance of DPW's school buses, and
- 10 (4) \$100,000 for the procurement of rental buses to temporarily
11 augment DPW school bus fleet, and
- 12 (5) \$100,000 for maintenance and repair of facilities at the seven
13 (7) DPW bus substations, and
- 14 (6) \$100,000 for the construction of wooden school bus shelters,
15 and
- 16 (7) \$400,000 for repairing Guam Fire Department Advance Life
17 Support vehicles, ambulances and fire trucks, and
- 18 (8) \$400,000 for repairing Guam Police Department marked
19 patrol cars and motorcycles, and

20 (b) All surplus funds resulting from the purposes referenced above shall
21 be used solely to fund preventative maintenance for additional school
22 buses as specified in (b) of this Section.

23 **Section 3. Timely Completion of Maintenance Services.**

24 (a) The DPW Director shall exercise best management practices to
25 ensure that (1), (2), (6), (7), and (8) of Section 2 can be completed
26 within 90-days, but not later than 120-days.

1 (b) The Department of Public Works, Guam Fire Department and
2 Guam Police Department are hereby authorized, through the
3 applicable procurement rules and regulations of the General Service
4 Administration, to augment maintenance service capacity by
5 procuring the services of private sector maintenance businesses
6 capable of completing the purposes referenced in Section 2 of this
7 Act.



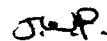
8 **Section 4.** This appropriation is *not* subject to *I Maga'lahaen Guåhan's*
9 transfer authority *or* the Bureau of Budget and Management Research's allotment
10 process. The Department of Administration *shall* release this appropriation for
11 immediate expenditure and encumbrance of the Department of Public Works.

I MINA' TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

2010 OCT -8 PM 1:10 epm

Bill No. 473-30 (COR)

Introduced by:

T. C. Ada 
F. B. Aguon, Jr. 
J. Won Pat 

AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS.

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

2 **Section 1. Legislative findings and intent.** Following a series of oversight
3 hearings, *I Liheslaturan Guåhan* finds that the Department of Public Works
4 (DPW) has in its inventory two hundred eleven (211) school buses. The status of
5 these buses can be described as follows: eighty-seven (87), or 41%, are
6 operational, thirty-six (36), or 17%, are not operational and are awaiting repair
7 parts, and the remaining eighty-eight (88), or 42%, are inoperable and require
8 major repairs. According to the DPW Bus Operations Superintendent, the
9 optimum number of buses needed to provide timely bus services is one hundred
10 seventy-nine (179). However, the average number of buses available to provide
11 the pick-up services is only eighty-eight (88), or 49% of the optimal number.

1 The shortage of operating buses has been exacerbated by the travel delays
2 caused by the highway construction that is on-going at the Tri-Intersection of
3 Route 8/10/16. The combined impact of both shortcomings has resulted in student
4 pick-ups being delayed for as long as two hours, before and after school. Many in
5 the community have raised concerns that the loss of up to four hours daily waiting
6 for a school bus to arrive has significant negative impact on students. The most
7 significant concern, however, relates to the public safety aspect of standing at the
8 bus stops, which are generally unsupervised.

9 *I Liheslaturan Guåhan* finds that there exists an unreserved balance of
10 approximately Three Million Dollars (\$3,000,000) in the Limited Obligation
11 Highway Bonds, 1985 Series A Account authorized by P. L. 19-2. *I Liheslatura*
12 intends to appropriate the amount of Two Million Dollars (\$2,000,000) for the
13 purpose of refurbishing DPW buses requiring major repairs, performing overdue
14 preventative maintenance services, purchasing maintenance tools and equipment
15 needed to effectively maintain the DPW buses, and making repairs at DPW's seven
16 (7) bus substations.

17 **Section 2.** *I Liheslaturan Guåhan* hereby appropriates the total sum of Two
18 Million Dollars (\$2,000,000) from the unreserved balance of the Limited
19 Obligation Highway Bonds, 1985 Series A Account authorized by P.L. 19-2 to the
20 Department of Public Works (DPW) for the amounts and purposes as follows:

- 21 (a) \$1,200,000 for the repair and restoration of no less than twenty
22 (20) of the inoperable DPW school buses, and
23 (b) \$300,000 for the performance of, at minimum and in
24 accordance with the original equipment manufacturer's
25 specifications, a quarterly preventative maintenance service on
26 no less than sixty (60) of the currently operating DPW school
27 buses, and

- 1 (c) \$200,000 for the purchase of tools and equipment to support
2 the maintenance of DPW's school buses, and
3 (d) \$100,000 for the procurement of rental buses to temporarily
4 augment DPW school bus fleet, and
5 (e) \$200,000 for maintenance and repair of facilities at the seven
6 (7) DPW bus substations.

7 **Section 3. Timely Completion of Maintenance Services.**

8 (a) The DPW Director shall exercise best management practices to
9 ensure that Section 2. (a) and (b) can be completed within 90-days,
10 but not later than 120-days.

11 (b) In order to expedite the repair of buses, the DPW Director shall
12 plan for the augmentation of the maintenance capacity of the DPW
13 Transportation Maintenance Division by procuring the services of
14 private sector maintenance shops capable of accomplishing the
15 required maintenance services described in Section 2. (a) and (b)
16 above.

17 **Section 4.** This appropriation is *not* subject to *I Maga'lahaen Guåhan's*
18 transfer authority *or* the Bureau of Budget and Management Research's allotment
19 process. The Department of Administration *shall* release this appropriation for
20 immediate expenditure and encumbrance of the Department of Public Works.



SENATOR FRANK B. AGUON, JR., Chairman
 COMMITTEE ON ECONOMIC DEVELOPMENT, HEALTH & HUMAN SERVICES, AND JUDICIARY
 I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature

PUBLIC HEARING DATE / TIME: Tuesday, October 19, 2010 / 9:00 am

AGENDA ITEM: **BILL NO. 473-30 (COR)** – T.C. Ada, F.B. Aguon, Jr., J. Won Pat

AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS.

NAME (PLEASE PRINT)	SIGNATURE	AGENCY OR ORGANIZATION	TESTIMONY		IN FAVOR	OPPOSE	CONTACT #
			ORAL	WRITTEN			
✓ MARK CHARFRUNDOS	<i>[Signature]</i>	GPID	✓				
✓ Ric Leon Guerrero	<i>[Signature]</i>	GPID	✓				
ANDREA LEON GUERRERO	<i>[Signature]</i>	DPW	✓	✓	✓		



SENATOR FRANK B. AGUON, JR., Chairman
COMMITTEE ON ECONOMIC DEVELOPMENT, HEALTH & HUMAN SERVICES, AND JUDICIARY
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature

PUBLIC HEARING DATE / TIME: Tuesday, October 19, 2010 / 9:00 am

AGENDA ITEM: BILL NO. 473-30 (COR) – T.C. Ada, F.B. Aguon, Jr., J. Won Pat

AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS.

NAME (PLEASE PRINT)	SIGNATURE	AGENCY OR ORGANIZATION	TESTIMONY		IN FAVOR	OPPOSE	CONTACT #
			ORAL	WRITTEN			
✓ Joe Garrido		Public Taxpayer ✓			✓		632-7968



Felix P. Camacho
Governor

Michael W. Cruz
Lt. Governor

GUAHAN FIRE DEPARTMENT

DIPATTAMENTON GUAFI GUAHAN



David Q. Peredo
Fire Chief

October 18, 2010

The Honorable Thomas C. Ada
Chairperson, Committee on Transportation, Utilities, Public Works and Veteran Affairs
I Mina' Trenta na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910

Re: Ambulance Fleet

Hafa Adai, Senator Ada:

Thank you for your letter dated October 14, 2010 referenced above. I submit the following:

1. Minimum Ambulances required to provide efficient and timely services:
 - a. Based on several factors such as NFPA Guidelines, population and geography, the GFD has determined the following:
 - i. Minimum required: 8 Ambulances
 - ii. Ideally required: 10 Ambulances
 - iii. Optimum required: 12 Ambulances
2. Number of current operating ambulances:
 - a. The GFD currently averages five (5) ambulances on-line at any given time.
 - b. Due to the age of our fleet and a continuous high volume of responses, our units consistently rotate in and out of service for various mechanical reasons.
3. Number of inoperable ambulances. Nine (9)
 - a. Major repairs required (greater than \$2000): Nine (9)
 - b. Minor repairs required: None

I hope this response answers your inquiries and I remain available for any questions or concerns in the future.

Yours in Service,

David Peredo

From: Frank Aguon, Jr. (aguon4guam@gmail.com)
To: lizama.frances@gmail.com; rfteehan@yahoo.com;
Date: Wed, October 20, 2010 10:10:43 AM
Cc:
Subject: Fwd: GFD Fleet Status Report

Please see me asap.

FBA

----- Forwarded message -----

From: **Jimmy Camacho** <jcamacho@senatorada.org>
Date: Tue, Oct 19, 2010 at 1:25 PM
Subject: GFD Fleet Status Report
To: "Frank B. Aguon, Jr." <aguon4guam@gmail.com>, "Adolpho B. Palacios"
<senabpalacios@gmail.com>

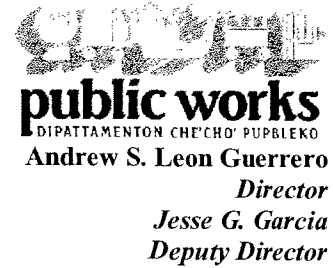
Please find the attached document pertaining to the GFD ambulance fleet. Should you have any questions, please contact me at 473-3301.

--
Jimmy Taitano Camacho
Staff Analyst
Office of Senator Thomas C. Ada
I Mina' Trenta na Liheslaturan Guåhan - 30th Guam Legislature



The Honorable
Felix P. Camacho
Governor

The Honorable
Michael W. Cruz, M.D.
Lieutenant Governor



October 19, 2010

Senator Thomas C. Ada
Committee on Utilities, Transportation, Public Works and Veterans Affairs

Bill No. 473-30 T.C. Ada
F.B. Aguon, Jr.
J. Won Pat

AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFRUBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS.

Buenas yan Hafa Adai,

The D.P.W. and our Island community most specifically our children of Guam, thank you for investing in a most worthwhile endeavor, the education of our children. Today, I will provide testimony in support of Bill 473-30 which provides funding to address the D.P.Ws. bussing challenges for both the short and long term. The D.P.W. is tasked with the responsibility of providing bus services to both public and private school children throughout the island. At the beginning of the school year and even as I speak today, the D.P.W. is faced with many challenges that hinder our ability to provide such services. We are faced with a shortage of parts, tools and equipment which are necessities to provide working busses. We are in dire need of bus shelters. The bus shelters provide a safe haven for our children against the elements, elements such as rain and heat to mention a few. Buses that are normally stationed at our Agat substation are now at our D.P.W. compound. Because of this, timely service for southern students has been compromised. It is necessary for all practical reasons to reopen the Agat substation. It is also necessary to continue to augment our fleet with rental buses until we are at a comfortable capacity.

Bill 473-30 addresses all these concerns. Once passed into law will provide:

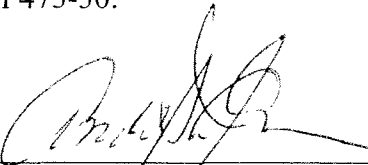
- A) 1.2 million dollars for the refurbishment of no less than 20 buses that have been deemed non-serviceable. It will take on average about a \$60,000 investment per bus. This is about one third the price of a new bus and should last for roughly another ten years. Refurbishment may include the changing out of an engine, replacing alternators, rewiring, replacement of brake drums, and so forth until a bus is

operational, passes a safety inspection and is registered. It is also important to note that should the refurbishment of the twenty or so buses be completed, that any and all balances be utilized for our preventive maintenance program.

- B) Three hundred thousand dollars (\$300,000) for overdue maintenance services to our existing fleet. Preventive maintenance is important in keeping our fleet running. A simple oil change will keep the engines running smoother and will make it more energy efficient by burning less fuel. The tuning up of engines will also make for the same positive results. It is recommended to perform these measures at least once every quarter.
- C) Two hundred thousand dollars (\$200,000) for tools. In order for any mechanic to do his/her job, he or she needs to have the proper tools. Mechanics have been using their own personal tools for the last few years. Having all the proper tools readily available will allow the mechanics to be more efficient in performing their work. Efficiency translates to more working buses.
- D) One hundred thousand dollars (100,000) for additional bus rentals. As all the activities to get buses up and running are taking place, we are still in need of additional buses to augment our fleet. Once we have achieved our goals and we get more buses up and running, then we will begin to decrease the daily number of bus rentals.
- E) One hundred thousand dollars (\$100,000) for the construction of bus shelters. There have been many requests for bus shelters throughout the island. As children await the arrival of their bus, they may be affected by the elements. One such element includes rain. Many kids are soaking wet before they even enter their classrooms. Or may be soaked as well before getting home. It is important that we protect these children from such elements. There are approximately 708 pick-up points on island and there are about 579 bus shelters. This means that we still need 129 more shelters. With the funding provided, we can construct at least 66 additional shelters. This only addresses a little more than half of what is actually needed but will certainly get us closer. Each bus shelter will cost about \$1,500.00 to construct and deliver. These shelters will be constructed out of wood and tin.
- F) Two hundred thousand dollars (200,000) for the Agat substation. Service for the southern villages has been compromised in recent years when the D.P.W. lost the Agat substation. Today, buses that service the area are stationed at the D.P.W. This simply means that the buses roll out of our compound in upper Tumon to pick up kids in the Agat area. This just shouldn't be the case. The funding will help construct a building for the drivers. It will also be utilized to pave the area and construct a fence around the perimeter.

The D.P.W. hopes it has justified the need for the funding requested and submits this testimony in full support of Bill 473-30.

Respectfully Submitted:

 10/19/10

Andrew S. León Guerrero - Director
Department of Public Works

QUARTERLY MAINTENANCE COST

Manufacture recommended intervals for maintenance schedule service attach is a copy:

Every (5,000 mi) 250 hrs or 3 months = oil change and oil filter change
Every (10,000 mi) 500hrs or 6 months= oil change, oil filter change, fuel filter change
Every (20,000 mi) 1000hrs or 12 months= same as 6 months
Every (40,000 mi) 2000hrs or 2 yrs= oil change, oil filter change, fuel filter change,
radiator flush.

Transmission service please see attach

This does not include checking and replacing air cleaners, belts, tensioner etc.

The approximate cost of the service is as follows:

Oil 14 qts x \$4.30 per qts=	\$64.50 x 3 =	\$193.50
Oil filter- \$8.92 x 3 =		\$26.76
Air cleaner- \$204.29 x 2=		\$408.58
Fuel filter primary- \$63.60 x 2=		\$127.20
Fuel filter secondary-\$72.64 x 2=		\$145.28
Transmission filter internal-		\$69.60
Transmission filter external-		\$37.11
Transmission oil – 14 qts. x \$4.69=		\$65.66
Coolant- \$14.50 per gal. x 5 gal=		<u>\$72.50</u>
	TOTAL=	\$1,146.19 (per bus)
	<u>x 131</u>	
		\$150,150.89

Since I am unaware of when the last service was performed on the school buses we will do the transmission service and the radiator (coolant service) on the first service afterwards we will follow the recommended service intervals.

Frequency. The following table is given only as a general guide for fluid and filter change intervals.

Transmission Fluid and Filter Change

SEVERE VOCATION*		GENERAL VOCATION*		CITY TRANSIT*	
Oil	Control Main Filter	Oil	Control Main Filter	Oil	Control Main Filter
Required Initial Filter Change Interval (All fluids)					
	8000 km (5000 miles)		8000 km (5000 miles)		8000 km (5000 miles)
Recommended Fluid and Filter Change Intervals (Non-TES295 Fluids)					
40 000 km (25,000 miles) 12 Months	40 000 km (25,000 miles) 12 Months	80 000 km (50,000 miles) 24 Months	80 000 km (50,000 miles) 24 Months	N/A	N/A
Recommended Fluid and Filter Change Intervals (TES295 Fluids)					
80 000 km (50,000 miles) 24 Months	80 000 km (50,000 miles) 24 Months	160 000 km (100,000 miles) 48 Months	80 000 km (50,000 miles) 24 Months	80 000 km (50,000 miles) 24 Months	80 000 km (50,000 miles) 24 Months
Modified Fluid and Filter Change Intervals (Mixture of TES295 and non-TES295 Fluids)					
40 000 km (25,000 miles) 12 Months	40 000 km (25,000 miles) 12 Months	80 000 km (50,000 miles) 24 Months	80 000 km (50,000 miles) 24 Months	N/A	N/A
<p>* NOTE 1:</p> <ul style="list-style-type: none"> • Vocations qualifying as Severe are refuse and shuttle transit. • Test Engineering Specification 295 (TES295) fluids include TranSynd™ and equivalents. • Change fluid/filters after recommended distance or months have elapsed, whichever comes first. See the TRANSMISSION FLUID AND FILTER CHANGE PROCEDURE paragraph in this manual. <p>NOTE 2:</p> <ul style="list-style-type: none"> • The transmission sump filter is permanent and does not require replacement except at overhaul. • If there is an externally mounted filter in the transmission cooler circuit, the filter should be replaced at the same intervals recommended for the Control Main Filter. • If there is an Allison High-Efficiency External Filter and Filter Element in the transmission cooler circuit, the filter may be used until the Change Filter light indicates the filter is contaminated or until the filter has been in use for 3 years, whichever comes first. No mileage restrictions apply. 					

Maintenance Schedule

Daily or Refueling	Every 8,000 Km [5,000 Mi], 250 Hours or 3 Months	Every 16,000 Km [10,000 Mi], 500 Hours or 6 Months	Every 32,000 Km [20,000 Mi] 1000 Hours or 12 Months	Every 64,000 Km [40,000 Mi], 2000 Hours or 2 Years
Check • Oil Level • Coolant Level • Fan - Inspection • Drive Belt - Inspection • Fuel Water Trap	----- Change/Replace -----			
	<ul style="list-style-type: none"> • Lube Oil¹ • Lube Filter 	<ul style="list-style-type: none"> • Lube Oil • Lube Filter • Fuel Filter 	<ul style="list-style-type: none"> • Lube Oil • Lube Filter • Fuel Filter 	<ul style="list-style-type: none"> • Lube Oil • Lube Filter • Fuel Filter • Antifreeze³
	----- Adjust -----			
	----- Check/Inspect -----			
	<ul style="list-style-type: none"> • Air Cleaner • Intake System 	<ul style="list-style-type: none"> • Air Cleaner • Intake System • Antifreeze 	<ul style="list-style-type: none"> • Valve Lash² Clearance • Air Cleaner • Intake System • Antifreeze • Fan Hub • Belt Tensioner Bearing • Belt Tension 	<ul style="list-style-type: none"> • Valve Lash Clearance • Air Cleaner • Intake System • Fan Hub • Belt Tensioner Bearing • Belt Tension • Damper

- ¹ Refer to the Oil Change Interval chart given in Section 4 to find the specific oil change interval for your application.
- ² Initial valve lash clearance adjustment, subsequent adjustments to be performed at 40,000 mile intervals.
- ³ Must use a heavy duty antifreeze that meets the chemical composition of GM6038M. The change interval is 2 years or 320,000 Km [200,000 Mi], whichever occurs first.

Transportation Maintenance - Semi Heavy Shop Listing of Tools

ITEM	EACH	UNIT PRICE	TOTAL PRICE
1 - Connect Radios (Trouble Shooter)	5	\$130.00	\$650.00
Air Compressor for Shop Use	1	\$5,000.00	\$5,000.00
Air Compressor for Field Work (Portable)	1	\$1,200.00	\$1,200.00
1 in Heavy Duty Extended Anvil Impact Wrench IR Type	2	\$400.00	\$800.00
1/2 in. Drive Twin Hammer Impact Wrench	2	\$280.00	\$560.00
1/2 Drive Air Ratchet	2	\$320.00	\$640.00
3/8 in. Drive Air Ratchet	2	\$200.00	\$400.00
1/2 in. Reversible Heavy Duty Air Drill	2	\$230.00	\$460.00
Utility Air Cut-Off Tool	1	\$230.00	\$230.00
Coolant Pressure Tester (Radiator)	1	\$489.00	\$489.00
Injector Puller	1	\$310.00	\$310.00
Cordless Drill 19.2 volts	8	\$190.00	\$1,520.00
Multi Meters (#Fluke 114)	8	\$299.95	\$2,399.60
Load Tester	8	\$129.00	\$1,032.00
Jumper Cables Heavy Duty (10' length)	8	\$220.00	\$1,760.00
Diagnostic Scanner (Pegugis)	1	\$5,500.00	\$5,500.00
Electrical Connector Kit	8	\$250.00	\$2,000.00
Rivet Gun with Rivets	1	\$190.00	\$190.00
Grease Gun	8	\$90.00	\$720.00
Sockets Impact (1/2 Drive Deep Sockets) 3/8 to 1 1/16	1	\$200.00	\$200.00
Sockets Large 1/2 Drive (3/4 to 2 1/2)	1	\$269.00	\$269.00
Mechanic Creepers	8	\$40.00	\$320.00
Flashlights Heavy Duty	8	\$30.00	\$240.00
Oil Filter Wrench (Strap Type)	8	\$80.00	\$640.00
Mechanic Goggles	8	\$20.00	\$160.00
Mechanic Gloves (Washable)	8	\$50.00	\$400.00
12' Ladders	8	\$60.00	\$480.00
3/8 Drive 6-point Metro Flap Socket (10mm x 19mm) size	1	\$260.00	\$260.00
1" Drive Bud Wheel Socket	1	\$185.00	\$185.00
12 ton Jack Stand	8	\$675.00	\$5,400.00

Listing of Tools

20 Ton Air Operated Hydraulic Jack	1	\$1,700.00	\$1,700.00
10 Ton Floor Jack	1	\$1,450.00	\$1,450.00
Battery Charger 6, 12, 24 volts	1	\$650.00	\$650.00
1/2 Drive Torgue Wrench	1	\$370.00	\$370.00
Compression Tester (gas /diesel)	1	\$600.00	\$600.00
Parts Cleaner	1	\$11,340.88	\$11,340.88
Transmission Jack	1	\$2,876.99	\$2,876.99
Bottle Jack 20 Ton	3	\$500.77	\$1,502.31
Diegrinder Air	1	\$135.00	\$135.00
Oil Pump 35 gal Drum	3	\$670.00	\$2,010.00
Portable hydraulic Ram Kit 10 Ton	1	\$700.00	\$700.00
Torque Multiplier 1/2 Drive	1	\$200.00	\$200.00
Air Hose 3/4	3	\$200.00	\$600.00
Air Hose 3/8	3	\$200.00	\$600.00
Water Blaster 3500 psi Heavy Duty	1	\$1,500.00	\$1,500.00
Mig Welder	1	\$1,000.00	\$1,000.00
Hydraulic Press (kingpin)	1	\$5,000.00	\$5,000.00
Hose Reels	6	\$670.00	\$4,020.00
Portable Bead Breaker	1	\$5,000.00	\$5,000.00
Ultra-Sonic Short Finder (Automotive)	1	\$1,200.00	\$1,200.00
Wheel Dolly 2 Ton	2	\$1,200.00	\$2,400.00
Engine Hoist 1 Ton	1	\$1,900.00	\$1,900.00
Fleet Maintenance Tracking System To Include Computers	1	\$80,000.00	\$80,000.00
TOTAL AMOUNT		\$136,590.59	\$161,169.78

Transportation Maintenance - Semi Heavy Shop
PARTS LIST SERVICE MAINTENANCE

	PART ITEM	UNIT	TOTAL PRICE
1	Oil Filter	Each	0.00
2	Oil 10 w - 40 w	Drum	635.00
3	Fuel Filter Primary	Each	29.50
4	Fuel Filter Secondary	Each	8.30
5	Grease Chassis	Tube	3.00
6	Transmission ATF	Each	562.00
7	Transmission Filter External	Each	850.00
8	Drivebelt	Each	43.11
9	King Pin Kit	Each	271.00
10	Tires 10.00 x 22.5	Each	220.00
11	90 wt oi	Each	502.00
12	Pro Long Oil Treatment	Gal.	246.00
13	Brake Shoe Front	Each	41.75
14	Brake Shoe Rear	Each	58.02
15	Brake Drum	Each	200.00
16	Tie Rod End	Each	92.52
17	Light Bulbs 1156,1157, 1004	Each	3.50
18	Fuses & Relay	Each	2.29
19	Stop Signs	Each	190.00
20	Wiper Blades	Each	20.10
21	Accelerator Cable	Each	70.60
22	Headlights	Each	8.00
23	Heater Hoses 5/8	Roll	53.02
24	Heater Hoses 1/2	Roll	48.00
25	Heater Hose Clamps	Each	0.89
26	Disposal Waste Oil		6,000.00
27	Resurfacing a Brake Drum		3,000.00
28	Alternator / Starter Rebuild		9,000.00
29	Parts, Material & Supplies to include batteries		12,000.00
TOTAL:			34,158.60

BUSES TO BE REFURBISHED

B -185	ENGINE WON'T START DODEA 1999
B-36	T.B. 2005
B-46	T.B. 2005
B-173	DODEA 1998
B175	FLOOR DODEA 1998
B-126	DODEA 1998
B-201	DODEA 1998
B-27	T.B. 2005
B-96	T.B. 2005
B-13	T.B. 2005
B-76	DODEA 1998
B-37	DODEA 1998
B-172	DODEA 1998
B-162	B.B. 1998
B-61	T.B. 2005
B-130	B.B. 1998
B-178	DODEA 1998
B-80	T.B. 2005
B-59	T.B. 2005
B-82	T.B. 2005

1998-99 GMC & INTERNATIONAL DODEA BUSES

B-173, B-185, B-175, B-126, B-76, B-37, B-172, B-178, B-76, B-201
ESTIMATED SCOPE OF WORK NEEDED REPAIRS MAY VARY FROM BUS TO BUS.

- | | | |
|---|-----------------------------|--|
| 1 | ENGINE ASSEMBLY: | To include accessories, starter alternator clutch, fan belts, pulley engine mounts etc, also computer assy. for engine, air compressor |
| 2 | COOLING SYSTEM: | Radiator assy., air cooler (turbo) radiator mounting supports. Hoses, resivors etc. |
| 3 | ELECTRICAL SYSTEM: | To include wire harness stop signs, relays, fuses, buzzers, bulb batteriesand light assy., warning device dash & guages. |
| 4 | STERRING & SUSPENSION: | To include, tie-rod end steering links, shock absorber, king-pin, wheel bearings and heart brakes tires etc. |
| 5 | FLOORING & UPHOLSTERY: | To include driver's seat and deck |
| 6 | TRANSMISSION & DRIVE TRAIN: | To be checked |
| 7 | DOORS & WINDOWS: | To include windshield and door hinges, switches etc. |
| 8 | OIL AND FILTERS: | Engine, trans, rear ends and cooling system. |

1998 BLUE BIRD BUS
B-130 AND B-162
ESTIMATED SCOPE OF WORK NEEDED ON BUSES
REPAIRS MAY VARY FROM BUS TO BUS

1	ENGINE ASSEMBLY:	To include accessories, starter alternator clutch, fan belts, pulley engine mounts and air compressor.
2	TRANSMISSION & DRIVE TRAIN:	To be checked
3	COOLING SYSTEM:	Radiator assy., air cooler assy.(turbo) with hoses and clamps, mounting supports for radiator
4	ELECTRICAL SYSTEM:	To include wire harness stop signs, relays, fuses, buzzers, bulb light assy., flashes, warning device & gauges.
5	STERRING & SUSPENSION:	To include, tie-rod end steering links, shock absorber, king-pin, wheel bearings and brakes tires etc.
6	FLOORING & UPHOLSTERY:	To include doors, windows, windshield, door hinges and levers. Upholster repair on driver's seat
7	OIL AND FILTERS:	Engine, transmission cooling system and axles.

2004 -05 THOMAS BUILT BUS
B-36, B-46, B-27, B-96, B-13, B-61, B-80. B-59. B-82

ESTIMATED SCOPE OF WORK NEEDED REPAIRS MAY VARY FROM BUS TO BUS.

1	ENGINE ASSEMBLY:	To include accessories, starter alternator clutch, fan belts, pulley engine mounts etc, also computer assy. for engine, air compressor
2	COOLING SYSTEM:	Radiator assy., air cooler (turbo) radiator mounting supports. Hoses, resivors etc.
3	ELECTRICAL SYSTEM:	To include wire harness stop signs, relays, fuses, buzzers, bulb batteries and light assy., warning device dash & guages.
4	STERRING & SUSPENSION:	To include, tie-rod end steering links, shock absorber, king-pin, wheel bearings and brakes tires etc.
5	FLOORING & UPHOLSTERY:	Replace seat cover and padding
6	TRANSMISSION & DRIVE TRAIN:	Assembly with computer control box
7	OIL AND FILTERS:	Engine, trans, rear ends and cooling system.
8	DOORS AND WINDOWS	To include door windows, windshields driver's seat.



GUAHAN FIRE DEPARTMENT

DEPARTAMENTON GUAFI GUAHAN



Felix P. Camacho
Governor

David Q. Peredo
Fire Chief

Michael W. Cruz
Lt. Governor

30 (FOR)
[Handwritten signature]

October 21, 2010

RECEIVED

3:27 PM
10/21/2010

The Honorable Frank B. Aguon
Committee on Economic Development, Health & Human Services, and Judiciary
I Mina' Trenta na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910

Hafa Adai, Senator Aguon:

The Guam Fire Department (GFD) has been experiencing ambulance operability problems over the past year due to our aging ambulance fleet. Some of our ambulances have been in operation since 1997. Additional Ambulances were later purchased in 2002 and again in 2006. The national standard life expectancy for an ambulance is 5 years for a region such as Guam. Therefore 12 vehicles of our 14 ambulance fleet are well beyond their expected service life. The age of our ambulances has led to frequent breakdowns and increases in repair and maintenance costs.

Ongoing ambulance repairs \$2000.00 and over:

Official# 4175 Engine replacement	\$21,000.00
Official# 4173 Performance problems and shifter cable/still undergoing assessment	\$3,000.00
Official# 3446 Turbo Replacement	\$2,000.00
Official# 3444 Turbo Replacement	\$2,000.00
Official# 4585 Engine Replacement	\$21,000.00
Official# 4584 Undergoing diagnostics at Triple JJJ	Unknown

Average maintenance costs for our fleet is approximately \$300.00 per month. These costs only include vehicle filter and fluid replacement, lubrication, and other standard maintenance costs. Vehicle parts replacement averages about \$300.00 per month under normal operating conditions. Typhoons, heavy rains, poor road conditions, and some major alarm circumstances force more frequent maintenance schedules and parts replacement. GFD ambulances generally travel over 1500 miles per month, under

severe conditions and have very long idle times. Ambulances are subject to much more wear and tear than average heavy vehicles and are required to meet higher standards when it comes to vehicle operability, braking, and road handling. They also must maintain several systems which are unique to the ambulance type vehicle, such as patient compartment air conditioning and lighting; emergency response sirens and lighting, oxygen therapy equipment; suction equipment; gurneys; and other built in systems. These special systems and equipment costs average about \$400 per month. Vehicle disinfection also incurs a cost of about \$75.00 a month for medical disinfection and cleaning supplies, biohazard bags, sharps containers other infection control measures.

The average monthly maintenance and repair costs for each ambulance in the fleet is broken down as follows:

Scheduled Maintenance	\$300.00
Average parts replacement	\$300.00
Special system equipment maintenance costs	\$400.00
<u>infection control measures</u>	<u>\$75.00</u>
Total monthly cost per ambulance	\$1,075.00
Total annual cost per ambulance	\$12,900.00
Annual cost for fleet (based on total ambulance fleet of 14)	\$180,600.00

Note: The GFD maintenance program was not in funded in the current or previous budgets, therefore maintenance costs are higher than what should be considered average due to lack of scheduled maintenance and standard parts replacement spanning over several years.

The cost of a new ambulance is approximately \$90,000 to \$100,000 per ambulance. Therefore an aggressive maintenance program is much more cost effective than replacing the entire fleet which is costly and unreasonable in any single budget year. Regardless of any maintenance program (and based on the standard ambulance service life, of 5 years) the Government of Guam should be purchasing a minimum of 2 to 3 ambulances per year in order to have a roadworthy fleet. The longer a vehicle stays in service the higher the repair and maintenance costs. As the fleet is replaced it will reflect in lower annual repair costs. Vehicle warranties will also be included with new vehicle purchases.

I hope this response answers your inquiries and I remain available for any questions or concerns in the future.

Yours in Service,


David Q. Peredo

Bureau of Budget & Management Research
Fiscal Note of Bill No. 473-30(COR)

AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS.

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Public Works	Dept./Agency Head: Andrew S. Leon Guerrero, Director
Department's General Fund (GF) appropriation(s) to date:	8,905,687
Department's Other Fund (Specify) appropriation(s) to date: DPW Bldg & Design Fund (\$556,504), Guam Highway Fund (\$8,463,990), & Solid Waste Operations Fund (\$6,428,093).	15,449,587
Total Department/Agency Appropriation(s) to date:	\$24,354,274

Fund Source Information of Proposed Appropriation			
	General Fund:	(Limited Obligation Highway Improvement)	Total:
FY 2010 Unreserved Fund Balance ¹		\$2,254,413	\$2,254,413
FY 2011 Adopted Revenues	\$0	\$0	\$0
FY 2011 Appro. (P.L. 30-196)	\$0	\$0	\$0
Sub-total:	\$0	\$2,254,413	\$2,254,413
Less appropriation in Bill	\$0	(\$2,000,000)	(\$2,000,000)
Total:	\$0	\$254,413	\$254,413

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2011 (if applicable)	FY 2012	FY 2013	FY 2014	FY 2015
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? // Yes /X/ No
 If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? // N/A /X/ Yes // No
 If no, what is the additional amount required? \$ _____ // N/A
- Does the Bill establish a new program/agency? // Yes /X/ No
 If yes, will the program duplicate existing programs/agencies? // N/A // Yes // No
 Is there a federal mandate to establish the program/agency? // Yes /X/ No
- Will the enactment of this Bill require new physical facilities? // Yes /X/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: // Yes // No
 // Requested agency comments not received by due date // Other: _____

Analyst: Glenn Diaz Date: 10/26/10 Director: Bertha M. Ducenas, Director Date: OCT 26 2010

Footnotes:

1. Limited Obligation Highway Improvement Bonds Unreserved Fund Balance is based on Unaudited FY 2010 Financial Statements.

JP 2/2/10



COMMITTEE ON RULES

I Mina' Trenta na Liheslaturan Guåhan • 30th Guam Legislature

155 Hesler Place, Hagatña, Guam 96910 • tel: (671)472-7679 • fax: (671)472-3547 • roryforguam@gmail.com

**SENATOR
RORY J.
RESPICIO
CHAIRPERSON**

**SENATOR
Judith P. Guthertz
VICE
CHAIRPERSON**

**MAJORITY
MEMBERS:**

**Judith T. Won Pat
SPEAKER**

**Benjamin J. F. Cruz
VICE SPEAKER**

**Tina Rose Muña Barnes
LEGISLATIVE SECRETARY**

**Thomas C. Ada
SENATOR**

**Frank B. Aguon, Jr.
SENATOR**

**Adolpho B. Palacios, Sr.
SENATOR**

**Vicente C. Pangelinan
SENATOR**

**MINORITY
MEMBERS:**

**Frank F. Blas, Jr.
SENATOR**

**James V. Espaldon
SENATOR**

October 8, 2010

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Subject: Referral of Bill No. 473-30 (COR)

2010 OCT 11 PM 3:02

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 473-30(COR).

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina' Trenta Na Liheslaturan Guåhan*.

Should you have any questions, please contact Stephanie Mendiola or Elaine V. Tajalle at 472-7679.

Si Yu'os Ma'åse'!

(1) Attachment

I Mina'Trenta Na Liheslaturan Guåhan

Bill Log Sheet

September 7, 2010

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetoed? Overridden? Public Law?
B473-30 (COR)	T. C. Ada; F. B. AAguon, Jr.; J. T. Won Pat, Ed. D.	An act to reprogram and appropriate funds from the Limited Obligation Highway Bonds authorized by P.L. 19-2 to improve the availability of DPW school buses by refurbishing selected school buses, perform overdue preventative maintenance services, purchase of tools and equipment for bus maintenance, and repair of facilities at DPW bus substations.	10/08/10 1:19 a.m.	10/8/10		Committee on Economic Development, Health and Human Services, and Judiciary			



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

October 11, 2010

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

MEMORANDUM

TO: Honorable Senators/Committee Members
*Committee on Economic Development,
Health & Human Services, and Judiciary*

FROM: SENATOR FRANK B. AGUON, JR.
Chairman

SUBJECT: FIRST NOTICE – NOTICE OF PUBLIC HEARING
Tuesday, October 19, 2010, 9am

Buenas yan Hafa Adai!

Please be advised that the Committee on Economic Development, Health & Human Services, and Judiciary will be conducting a public hearing on **Tuesday, October 19, 2010, 9:00 a.m.** in the Guam Legislature's Public Hearing.

Items for discussion is as follows:

- **CONFIRMATION OF MR. J. PETER ROBERTO** to serve as Director of Department of Public Health & Social Services
- **BILL NO. 473-30 (COR)** – An Act to reprogram and appropriate funds from the Limited Obligation Highway Bonds authorized by P.L. 19-2 to improve the availability of DPW school buses by refurbishing selected school buses, perform overdue preventative maintenance services, purchase of tools and equipment for bus maintenance, and repair of facilities at DPW Bus Substations.

Please see the attachment for agenda items. Should you have any questions, please contact Mr. Ron Teehan from my office.

Un dangkulo' na Si Yu'os Ma'ase'.

Cc: Sergeant-at-Arms/Protocol/AV/MIS
Stephanie Mendiola, COR
Clerk of the Legislature

1st NOTICE - PUBLIC HEARING

from: Frances Lizama <lizama.frances@gmail.com> [help details](#) 3:00 PM (20 minutes ago) [Reply](#)

to: "SPKR WON PAT, Judi" <speaker@judiwonpat.com>
 "VICE SPKR CRUZ, Benjamin J.F." <senadotbjruz@gmail.com>
 "SEN. ADA, Thomas C." <tom@senatorada.org>
 "SEN. ADA, Tony" <senatorTonyada@guamlegislature.org>
 "SEN. BLAS, Frank F., Jr." <frank.blasjr@gmail.com>
 "SEN. CALVO, Eddie J.B." <senecalvo@gmail.com>
 "SEN. ESPALDON, James V." <senator@espaldon.com>
 "SEN. GUTHERTZ, Judith P." <judiguthertz@picom.com>
 "SEN. MUNA BARNES, Tina Rose" <tinamunabarnes@gmail.com>
 "SEN. PALACIOS, Adolpho B., Sr." <abpalacios@gmail.com>
 "SEN. PANGELINAN, Ben" <senbenp@guem.net>
 "SEN. RESPICIO, Rony J." <roryforguam@gmail.com>
 "SEN. TAITAGUE, Te'o" <senatorTe'o@gmail.com>
 "SEN. TENORIO, Ray" <ray@raytenorio.com>

cc: "BLAS, Roland" <roland@judiwonpat.com>
 "DEFENSOR, Sahara" <sahara@judiwonpat.com>
 "DUARTE, Mark" <mark@judiwonpat.com>
 "TORRES, Frank B." <fbtorres@judiwonpat.com>
 "ALONSO, Maya" <maya@guamlegislature.org>
 "BLAS, Jon" <jonstwork2010@gmail.com>
 "CRUZ, Jose Jr." <josecruzjr17@yahoo.com>
 "LG, Peter" <peterlg@gmail.com>
 "LIDIA, Mike" <mike.lidia9@gmail.com>
 "MATANANE, Tammy" <tpmatanane@yahoo.com>
 "ODOCA, Chns" <codoca@gmail.com>
 "CAMACHO, Jimmy" <jcamacho@senatorada.org>
 "GILLHAM, Juliette" <office@senatorada.org>
 "LUHR, Cyrus" <cyrus@senatorada.org>
 "SANTOS, Nicole" <nsantos@senatorada.org>
 "SUNGA, Jay" <ajsunga@senatorada.org>
 "ATALIG, Louise A." <louise_atalig@yahoo.com>
 "CASTRO, James P." <jamespcastro@gmail.com>
 "FEJERAN, Mary C." <maryfejeran@gmail.com>
 "SAYAMA, Merk" <sayama01@yahoo.com>
 "DUENAS, Mona" <mona.duenas@gmail.com>
 "ROBERTO, Phil" <roberto.phil@gmail.com>
 "MUNA, Rose" <rmuna@yahoo.com>
 "TUFAZ, Robert" <roblupez@gmail.com>
 "WYTTENBACH-SANTOS, Richard" <doc.wytenbachsantos@gmail.com>
 rika05@gmail.com
 "BRECHT, Chelsea Muna" <cmunabrecht@guamlegislature.org>
 "CHARGUALAF, Jane" <jane@guem.net>
 "McDONALD, Elaine" <elainemcdonald55@yahoo.com>
 "TAITANO, Rhea Aguon" <raguontaitano@gmail.com>
 "BURGOS, Fred" <fsaburgos@gmail.com>
 "CEPEDA, Patrick" <patrickcepeda@hotmail.com>
 "CRUZ, Priscilla" <pjrcruz@yahoo.com>
 "CIPOLLONE, Lisa" <lcipo@guamlegislature.org>
 "OKADA, Anjelica" <aokada@guamlegislature.org>
 "MENDIOLA, Stephanie" <sem@guamlegislature.org>
 "OKADA, Tina" <tinaokada@gmail.com>
 "PHILLIPS, Bill R." <phillipsguam@gmail.com>
 "TAJALLE, Elaine V." <elainevll@gmail.com>
 "LEE, Edward G." <teddytaez_222@yahoo.com>
 "PEREZ, Mike" <miperez48@yahoo.com>
 "GOGUE, Elaine" <epgogue@hotmail.com>
 "UNPINGCO, Joy" <joyunpingco@gmail.com>
 "CEPEDA, Mermee" <mermee@raytenorio.com>
 "EVARISTO, Jessica" <jessica@raytenorio.com>
 "LG, Phillip" <phil@raytenorio.com>
 "PAK, Yong - MIS" <yong@guamlegislature.org>
 "QUITUGUA, Tony - Protocol/Reproduction" <tq@guamlegislature.org>
 "UNSIOG, Tom - Protocol/AV" <tunsio@guamlegislature.org>
 "MEW, Elvy" <emew@guamlegislature.org>
 "PEREZ, Daniel" <dperez@guamlegislature.org>
 "PEREZ, Rennee" <rennee@guamlegislature.org>
 "SANTOS, Pat" <psantos@guamlegislature.org>
 "TERLAJE, Fio" <fterlaje@guamlegislature.org>
 "TERLAJE, Theresa" <fterlaje@guem.net>

date: Mon, Oct 11, 2010 at 3:00 PM
 subject: 1st NOTICE - PUBLIC HEARING
 msid-ed-by: gmail.com

Help: Add to All
 Please see attached First Notice of Public Hearing from Sen. Frank B. Aguon, Jr. Please see memo for details

Un dangkulo' na Si Yu'os Ma'ase; and have a great day.

FRANCES S. LIZAMA
 Office of Senator Frank B. Aguon, Jr
 30th Guam Legislature
 Committee on Economic Development,
 Health & Human Services, and Judiciary
 238 Archbishop F. C. Flores St
 DNA Bldg (old PDN), Suite 701A
 Hagatna, Guam 96910
 Tel: 671 969 1495/6
 Fax: 671 969 1497

PUBLIC HEARING - 1st NOTICE.pdf
 401K [View](#) [Download](#)



SENATOR FRANK B. AGUON, JR.

Chairman, Committee on Economic Development,
Health & Human Services, and Judiciary
I Mina' Trenta Na Liheslaturan Guåhan
(*Thirtieth Guam Legislature*)



PRESS RELEASE

FOR IMMEDIATE RELEASE

October 11, 2010

NOTICE OF PUBLIC HEARING

In accordance with the Open Government Law 24-109, relative to notice for public meetings, please let this serve as 5 days notice for a Public Hearing by the Committee on Economic Development, Health & Human Services, and Judiciary, scheduled for

DATE: Tuesday, October 19, 2010
TIME: 9:00 am
PLACE: Guam Legislature Public Hearing Room

Please see attached Agenda for listing of Bills that will be heard on this day. Persons with disabilities needing special accommodations/services, or for more information, please contact Mr. Ron Teehan, Committee Director at 969-1495/6.

#####

MEDIA DISTRIBUTION: (fax, email or hand delivery)

KUAM TV/Radio	637-9870
News Talk K57 / Power98	477-3982
PDN	477-3079
PNC News	477-0793
Marianas Variety	648-2007
Marianas Media / Guam News Watch	478-6402
Hit Radio 100	472-7663
K-Stereo / KISH	477-6411
KPRG News	734-2958
KGTF	734-3476
Adventist Radio	565-2983
Harvest Radio	477-7136
Joy 92FM	477-4678

NOTE: Blocked calls are not displayed on this report.
 For more information, see Junk Fax Report and the Caller ID History report.

Last 30 Transactions

Date	Time	Type	Station ID Caller ID	Duration	Pages	Result
Oct 7	9:07AM	Fax Sent	6475385	0:57	2	OK
Oct 7	9:50AM	Fax Sent	6475830	1:00	2	OK
Oct 7	11:33AM	Received	671 472 5022 6714725022	0:36	1	OK
Oct 7	4:21PM	Fax Sent	6855652	0:24	0	Cancel
Oct 7	4:22PM	Fax Sent	4724406	0:33	1	OK
Oct 7	4:23PM	Fax Sent	4770793	0:34	1	OK
Oct 7	5:16PM	Received	4722493 6714722493	0:33	2	OK
Oct 8	12:45AM	Received	859 283 1400 8592831400	0:44	1	OK
Oct 8	9:44AM	Fax Sent	6491002	2:48	7	OK
Oct 8	12:36PM	Fax Sent	6494713	0:27	1	OK
Oct 8	2:29PM	Received	+6714777100 6714777100	0:32	1	OK
Oct 8	4:51PM	Fax Sent	4774826	1:21	3	OK
Oct 11	9:48AM	Received	16716491449 6716491449	1:01	2	OK
Oct 11	3:22PM	Received	6716494713	0:31	1	OK
Oct 11	4:32PM	Fax Sent	6379870 - KUAM TV/RADIO	1:12	2	OK
Oct 11	4:34PM	Fax Sent	4773982 - K57/POWER 98	0:49	2	OK
Oct 11	4:35PM	Fax Sent	4773079 - PDN	1:05	2	OK
Oct 11	4:37PM	Fax Sent	4770793 - PNC NEWS	0:50	2	OK
Oct 11	4:38PM	Fax Sent	4786402 - MAR MEDIA/GNW	0:51	2	OK
Oct 11	4:39PM	Fax Sent	4727663 - HIT RADIO 100	0:50	2	OK
Oct 11	4:41PM	Fax Sent	4776411 - K-STEREO/KISH	1:08	2	OK
Oct 11	4:42PM	Fax Sent	7342958 - KPRG NEWS	0:49	2	OK
Oct 11	4:44PM	Fax Sent	7343476 - KGTF	0:50	2	OK
Oct 11	4:45PM	Fax Sent	5652983	0:55	2	Error 405
Oct 11	4:47PM	Fax Sent	4777136 - HARVEST RADIO	0:50	2	OK
Oct 11	4:48PM	Fax Sent	4774678 - JOY 92FM	1:36	2	OK
Oct 11	4:50PM	Fax Sent	6482007	0:46	1	Error 403
Oct 11	4:52PM	Fax Sent	5652983	1:08	1	Error 403
Oct 11	4:54PM	Fax Sent	6482007 - MARIANAS VARIETY	1:38	2	OK
Oct 11	4:57PM	Fax Sent	5652983 - ADVENTIST RADIO	1:38	2	OK

PUBLIC HEARING - 1st NOTICE Inbox X

from **Frances Lizama** <lizama.frances@gmail.com>
 to gerry@mvguam.com,
 john@marianasmedia.com,
 "AGUON, Mindy - KUAM" <671mindy@gmail.com>,
 "ARROYO, Patti - K57" <parroyo@k57.com>,
 "ARTERO, Sonya - KUAM" <sonya@kuam.com>,
 "CAGURANGAN, MarVic - MarVariety" <marvic@mvguam.com>,
 "CATAHAY, Michelle - KUAM" <michele@kuam.com>,
 "COFFMAN, Travis - K57" <thebigshow@k57.com>,
 "DALENO, Gaynor - PDN" <gdumat-ol@guampdn.com>,
 "DALENO, Gaynor Dumat-ol" <gdumat-ol@guam.gannett.com>,
 "GEORGE, Duane M" <dmgeorge@guam.gannett.com>,
 "GIBSON, Ray - K57" <rgibson@k57.com>,
 "GIBSON, William - K57" <breakfastshowk57@gmail.com>,
 GLIMPSES <managingeditor@glimpses.guam.com>,
 "GLIMPSES - PALACIOS, Ivan" <reporter1@glimpsesofguam.com>,
 "GODLEWSKI, Stephanie - PDN" <smgodlewski@guampdn.com>,
 "HART, Therese - MarVariety" <therese@mvguam.com>,
 "KELMAN, Brett - Guam Gannett" <bmkelman@guam.gannett.com>,
 "KERRIGAN, Kevin - SPB" <kevin@spbguam.com>,
 KPRG <kprg@guam.net>,
 KSTO-KISH <kstokish@gmail.com>,
 "MACALUSO, David - PNC" <dmacaluso@spbguam.com>,
 "MATANANE, Sabrina - KUAM" <sabrina@kuam.com>,
 "MELYAN, Catriona - PDN" <cmelyan@guampdn.com>,
 "MUNA, Audrey" <audreymuna@yahoo.com>,
 PACIFIC NEWS CENTER <news@spbguam.com>,
 "PEREZ, Alicia - KSTO/KISH" <kstonews@ite.net>,
 "RUDOLPH, Michael - Marianas Media" <michael@marianasmedia.com>,
 "SALAS, Jason - KUAM" <jason@kuam.com>,
 "TAITANO, Zita - MarVariety" <zytaitano@gmail.com>,
 "TYQUIENGCO, Josh - SPB" <jtyquiengco@spbguam.com>,
 "WATANABE, Masako - Guam Gannett" <mwatanabe@guam.gannett.com>

date Mon, Oct 11, 2010 at 5:00 PM
 subject PUBLIC HEARING - 1st NOTICE
 mailed-by gmail.com

Hafa Adai to All:

Please see attached Press Release and Agenda for Public Hearing from Sen. Frank B. Aguon, Jr.
Un dangkulo' na Si Yu'os Ma'ase', and have a great day.

--

FRANCES S. LIZAMA
 Office of Senator Frank B. Aguon, Jr.
 30th Guam Legislature
 Committee on Economic Development,
 Health & Human Services, and Judiciary
 238 Archbishop F.C. Flores St.
 DNA Bldg (old PDN), Suite 701A
 Hagatna, Guam 96910
 Tel: 671.969.1495/6
 Fax: 671.969.1497

 **MEDIA - 1st NOTICE.docx**
 85K [View](#) [Download](#)

DYA officer Mesa denied bail

By Jennifer Naylor Gesick
jennifer@mvguam.com
Variety News Staff

A DEPARTMENT of Youth Affairs corrections officer accused of abusing her authority to mastermind burglaries with her DYA wards remains behind bars after a judge denied her request for bail yesterday.

Sandra Ann Mesa, 33, of Yigo, allegedly used two 17-year-old girls in custody of DYA to facilitate several burglaries and a robbery from August to September.

Several victims were present at the court hearing yesterday and were vocal in their relief that Judge Alberto Lamorena denied Mesa's request for bail even though she posted the \$20,000.

"She exploited and abused her authority and should be held until she is cleared," said Ovita Perez outside the courtroom. She is a social worker assigned to the two

girls allegedly involved in the crimes.

"Everyone deserves a fair trial, but she really exploited those girls," Perez added.

At least five other victims and their family members were present.

A couple of them were the daughters of an elderly woman in Sinajana who was struck in the head with a beer bottle and robbed by one of the girls on Sept. 13.

Mesa is charged with complicity to commit robbery as a first degree felony, complicity to commit burglary as a second degree felony and theft as a second degree felony.

According to a magistrate's complaint, Mesa allegedly transported the girls to



Sandra Mesa

locations where burglaries and a robbery were committed, and provided them with information on the working hours of the burglary victims.

Prosecutor Stephen Leon Guerrero told the judge yesterday that Mesa should remain in jail because she was the "mastermind" behind the crimes and she had several previous theft convictions.

Mesa admitted to investigators that she knew the girls from DYA and drove them to the areas where the burglaries and robbery took place.

Mesa also admitted to accepting stolen electronic items, a laptop computer and jewelry worth more than \$1,500 and other items from the teenagers. The items

were later recovered from her home at vehicle.

Mesa is still technically an employ with DYA and is currently on administrative leave without pay until an intern investigation is complete, said Ben Pinault, DYA director.

Pinault said he had "heard" that she had prior theft convictions, but was not sure if they were expunged or not.

Pinault said if they were not expunged it would have been "very, very difficult" for her to be hired as a DY guard. "There would have to be extenuating circumstances."

Pinault said he "just came on board as director so he is not sure, "how his hiring came about."

However, Pinault said the arrest of Mesa was the result of his department investigating statements made by the two girls to the social worker.

Boy run over by mom's car still in hospital

By Zita Y. Taltano
zita@mvguam.com
Variety News Staff

A two-year-old boy is under observation in the intensive care unit of the Guam Memorial Hospital after he was accidentally run over by his mother Sunday afternoon.

Guam Police Department spokesman officer A.J. Balajadia said in a news release the woman was backing her vehicle out of her home on Miguel Street in Mangilao when she accidentally hit her son.

Responding to the scene were officers from the Tamuning/Tumon Precinct.

The case has been forwarded

to the Guam Highway Patrol for further investigation. No citations or arrests were made.

In the meantime, later on at around 6:45 p.m., officers from the Hagatna Precinct responded to an auto-pedestrian accident along Route 10 by Savings Mart in Mangilao.

A 1996 Toyota Tercel driven by a woman was traveling south on Rt. 10 when she struck an 18-year-old Mangilao man running across the road in the path of the Tercel.

The man was transported to GMH where he was reportedly in stable condition. This case was also forwarded to Guam Highway Patrol for follow-up investigation.

GovGuam: EPA wants to be 'receiver' for GWA

By Jennifer Naylor Gesick
jennifer@mvguam.com
Variety News Staff

ASSISTANT Attorney General Kathy Fokas filed a document in federal court yesterday in response to the U.S. Environmental Protection Agency's request for increased monitoring of Guam's building permitting process saying the agency is asking "to be treated as a receiver."

The filing is the latest in the argument related to the Younex Ukudu Workforce Housing project's "shells only" building permit and the problems it may cause with drinking and waste water with Guam Waterworks Authority's six-year-old stipulated order with EPA for violations of the Clean Water Act and Safe Drinking Water Act.

The filing is the latest in the argument related to the Younex Ukudu Workforce Housing project's "shells only" building permit and the problems it may cause

Fokas' argued EPA is asking the court to "oversee and micro-manage a purely local regulatory process, out of speculation that it will be done improperly."

Further, she said EPA is encouraging the court to federalize local land use planning and building permit processes without a sufficient legal basis and in effect, asking to be treated as a receiver, a drastic remedy for a wrong that has not even been proven.

GovGuam also believes a hearing on the matter would serve no

purpose since it is purely a local matter on a building permit that has not been issued yet and is still being reviewed locally.

Fokas' memorandum of legal points and authorities come after several filings by U.S. EPA questioning the "shells only" permit given to Younex that skipped review by GWA and other agencies.

EPA asked GovGuam to review DPW's permitting process and document the progress in the next status report to the court out of concern that projects like Younex's may tax the already-out of compliance drinking and waste water systems.

It also asked the court to schedule a status hearing at their earliest convenience.

At the hearing, EPA wants GovGuam and GWA to address the issue of ensuring that adequate wastewater and drinking water is available for the Younex project and surrounding area.

EPA also stated that the U.S. reserves the right to seek to enjoin further construction of the Younex Ukudu Workforce housing project.

EPA also questioned whether the zoning of the housing project which is classified as "high industrial" is appropriate for a place that will house 18,000 people.

EPA also wants an answer to why the "shell only" permitting process is appropriate for a project the size of Younex, and how the permitting process allows for meaningful assessment by GWA and Guam EPA of drinking water and wastewater needs and other environmental issues associated with the project.

COMMITTEE ON ECONOMIC DEVELOPMENT, HEALTH & HUMAN SERVICES, AND JUDICIARY
I Mina Tienta na Libeslaturan Guåhan - 30th Guam Legislature
230 Arch Bishop P.C. - 1st Floor - 19th Ave. - Suite 201A - Hagatna, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: agosun@guam.gov.gu

NOTICE OF PUBLIC HEARING
TUESDAY, OCTOBER 19, 2010, 9AM - PUBLIC HEARING ROOM

AGENDA

CONFIRMATION HEARING OF J. PETER ROBERTO TO SERVE AS DIRECTOR OF DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES (DPHSS)

BILL NO. 473-30 (COR) - TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS.

Individuals requiring special accommodations or services, or for further information, please contact Ron Teehan at 969-1495/6.

THIS AD WAS PAID FOR BY GOVERNMENT FUNDS.

GOOD YEAR OPEN ON SUNDAYS

FREE MOUNTING/BALANCING & ROTATION W/PURCHASE

RUNWAY/WESTLAKE		TIRE SALE		TIRE SALE	
TIRE	SALE	SALE	EACH	FOR 2	FOR 2
155/80R13	\$ 43.00	\$ 85.00	205/70R15	\$ 78.00	\$154.00
175/70R13	\$ 46.00	\$ 91.00	225/70R15	\$ 92.00	\$182.00
185/70R14	\$ 58.00	\$114.00	205/75R15	\$ 83.00	\$164.00
195/70R14	\$ 66.00	\$130.00	235/75R15	\$100.00	\$198.00
205/70R14	\$ 73.00	\$144.00	LT31-1050R15	\$134.00	\$266.00
195/75R14	\$ 71.00	\$140.00	205/55R16	\$ 90.00	\$178.00
185/60R14	\$ 56.00	\$110.00	215/60R16	\$ 84.00	\$166.00
195/60R14	\$ 60.00	\$118.00	225/60R16	\$ 86.00	\$170.00
175/65R14	\$ 52.00	\$102.00	235/60R16	\$ 98.00	\$194.00
185/65R14	\$ 58.00	\$114.00	225/70R16	\$ 92.00	\$182.00
195/50R15	\$ 68.00	\$134.00	215/70R16	\$106.00	\$210.00
195/60R15	\$ 65.00	\$128.00	235/70R16	\$108.00	\$214.00
205/60R15	\$ 68.00	\$134.00	245/70R16	\$120.00	\$238.00
185/65R15	\$ 64.00	\$126.00	265/70R16	\$138.00	\$274.00
195/65R15	\$ 65.00	\$128.00	LT245/75R16	\$140.00	\$278.00
205/65R15	\$ 70.00	\$138.00	265/65R17	\$144.00	\$286.00

TEL: 646-8600
ATLANTICA BLDG. UPPER TUMON, MARINE CORPS DRIVE

GOOD YEAR

HOURS:
MON-FRI 8-5:30PM
SAT 8-5PM
SUN 9-4PM

ALL TIRE PRICES PLUS DISPOSAL FEE OF FOUR DOLLARS (\$4.00) EACH.



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

October 14, 2010

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

MEMORANDUM

TO: Honorable Senators/Committee Members
*Committee on Economic Development,
Health & Human Services, and Judiciary*

FROM: SENATOR FRANK B. AGUON, JR.
Chairman

SUBJECT: SECOND NOTICE – NOTICE OF PUBLIC HEARING
Tuesday, October 19, 2010, 9am

Buenas yan Hafa Adai!

Please be advised that the Committee on Economic Development, Health & Human Services, and Judiciary will be conducting a public hearing on **Tuesday, October 19, 2010, 9:00 a.m.** in the Guam Legislature's Public Hearing.

Items for discussion are as follows:

- **CONFIRMATION OF MR. J. PETER ROBERTO** to serve as Director of Department of Public Health & Social Services
- **BILL NO. 473-30 (COR)** – An Act to reprogram and appropriate funds from the Limited Obligation Highway Bonds authorized by P.L. 19-2 to improve the availability of DPW school buses by refurbishing selected school buses, perform overdue preventative maintenance services, purchase of tools and equipment for bus maintenance, and repair of facilities at DPW Bus Substations.
- **BILL NO. 474-30 (COR)** – An Act to appropriate the sum of \$1,500,000 to the Department of Public Works for the repair of damages to village streets as a result of traffic diversions related to ongoing road construction projects.

Please see the attachment for agenda items. Should you have any questions, please contact Mr. Ron Teehan from my office.

Un dangkulo' na Si Yu'os Ma'ase'.

Cc: Sergeant-at-Arms/Protocol/AV/MIS
Stephanie Mendiola, COR
Clerk of the Legislature

PUBLIC HEARING - 2nd NOTICE

from Frances Lizama <lizama frances@gmail.com> [hide details](#) 3:15 PM (0 minutes ago) [Reply](#)

to "SPKR WON PAT, Judi" <speaker@judiwonpat.com>,
 "VICE SPKR CRUZ, Benjamin J.F." <senadotbjcruz@gmail.com>,
 "SEN. ADA, Thomas C." <tom@senatorada.org>,
 "SEN. ADA, Tony" <senatoronyada@guamlegislature.org>,
 "SEN. BLAS, Frank F., Jr." <frank.blasjr@gmail.com>,
 "SEN. CALVO, Eddie J.B." <sencalvo@gmail.com>,
 "SEN. ESPALDON, James V." <senator@espaldon.com>,
 "SEN. GUTHERTZ, Judith P." <judguthertz@pticom.com>,
 "SEN. MUNA BARNES, Tina Rose" <tinamunabarnes@gmail.com>,
 "SEN. PALACIOS, Adolpho B., Sr." <abpalacios@gmail.com>,
 "SEN. PANGELINAN, Ben" <senbenp@guam.net>,
 "SEN. RESPICIO, Rory J." <roryforguam@gmail.com>,
 "SEN. TAITAGUE, Telo" <senatortelo@gmail.com>,
 "SEN. TENORIO, Ray" <ray@raytenorio.com>

cc "BLAS, Roland" <roland@judiwonpat.com>,
 "DEFENSOR, Sahara" <sahara@judiwonpat.com>,
 "DUARTE, Mark" <mark@judiwonpat.com>,
 "TORRES, Frank B." <fbtorres@judiwonpat.com>,
 "ALONSO, Maya" <maya@guamlegislature.org>,
 "BLAS, Jon" <jonwork2010@gmail.com>,
 "CRUZ, Jose Jr." <josecruzjr17@yahoo.com>,
 "LG, Peter" <peterlg@gmail.com>,
 "LIDIA, Mike" <mike.lidia9@gmail.com>,
 "MATANANE, Tammy" <tpmatanane@yahoo.com>,
 "ODOCA, Chris" <codoca@gmail.com>,
 "CAMACHO, Jimmy" <jcamacho@senatorada.org>,
 "GILLHAM, Juliette" <office@senatorada.org>,
 "LUHR, Cyrus" <cyrus@senatorada.org>,
 "SANTOS, Nicole" <nsantos@senatorada.org>,
 "SUNGA, Jay" <ajsunga@senatorada.org>,
 "ATALIG, Louise A." <louise_atalig@yahoo.com>,
 "CASTRO, James P." <jamespcastro@gmail.com>,
 "FEJERAN, Mary C." <maryfejeran@gmail.com>,
 "SAYAMA, Mark" <sayama01@yahoo.com>,
 "DUENAS, Mona" <mona.duenas@gmail.com>,
 "ROBERTO, Phil" <roberto.phil@gmail.com>,
 "MUNA, Rose" <rsmuna@yahoo.com>,
 "TUPAZ, Robert" <rob.tupaz@gmail.com>,
 "WYTTENBACH-SANTOS, Richard" <doc.wyppenbachsantos@gmail.com>,
 rlike05@gmail.com,
 "BRECHT, Chelsa Muna" <cmunabrecht@guamlegislature.org>,
 "CHARGUALAF, Jane" <jane@guam.net>,
 "McDONALD, Elaine" <elainemcdonald55@yahoo.com>,
 "TAITANO, Rhea Aguon" <raguontaitano@gmail.com>,
 "BURGOS, Fred" <feaburgos@gmail.com>,
 "CEPEDA, Patrick" <patrickcepeda@hotmail.com>,
 "CRUZ, Priscilla" <pjtcruz@yahoo.com>,
 "DIAZ, Jonathan" <jonbdiaz@gmail.com>,
 "CIPOLLONE, Lisa" <cipo@guamlegislature.org>,
 "HILLS, Derick" <derickhills@live.com>,
 "OKADA, Anjelica" <aokada@guamlegislature.org>,
 "MENDIOLA, Stephanie" <sem@guamlegislature.org>,
 "OKADA, Tina" <tinaokada@gmail.com>,
 "PHILLIPS, Bill R." <phillipsguam@gmail.com>,
 "TAJALLE, Elaine V." <elainevtll@gmail.com>,
 "LEE, Edward G." <teddytaz_222@yahoo.com>,
 "PEREZ, Mike" <mjperez48@yahoo.com>,
 "GOGUE, Elaine" <epgogue@hotmail.com>,
 "UNPINGCO, Joy" <joyunpingco@gmail.com>,
 "CEPEDA, Mermae" <mermae@raytenorio.com>,
 "EVARISTO, Jessica" <jessica@raytenorio.com>,
 "LG, Phillip" <phill@raytenorio.com>

date Thu, Oct 14, 2010 at 3:15 PM
 subject PUBLIC HEARING - 2nd NOTICE
 mailed-by gmail.com

Hafa Adai Senators:
 Attached is the Notice of Public Hearing from Sen. Frank B. Aguon, Jr. Please see notice for details.
Un dangkulo' na Si Yu'os Ma'ase', and have a great day.

FRANCES S. LIZAMA
 Office of Senator Frank B. Aguon, Jr
 30th Guam Legislature
 Committee on Economic Development,
 Health & Human Services, and Judiciary
 238 Archbishop F.C. Flores St.
 DNA Bldg (old PDN), Suite 701A
 Hagatna, Guam 96910
 Tel: 671.969.1495/6
 Fax: 671.969.1497



SENATOR FRANK B. AGUON, JR.

**Chairman, Committee on Economic Development,
Health & Human Services, and Judiciary**
I Mina' Trenta Na Liheslaturan Guåhan
(Thirtieth Guam Legislature)



PRESS RELEASE

FOR IMMEDIATE RELEASE

October 14, 2010

NOTICE OF PUBLIC HEARING

In accordance with the Open Government Law 24-109, relative to notice for public meetings, please let this serve as 48-hours notice for a Public Hearing by the Committee on Economic Development, Health & Human Services, and Judiciary, scheduled for

DATE: Tuesday, October 19, 2010
TIME: 9:00 am
PLACE: Guam Legislature Public Hearing Room

Please see attached Agenda for listing of Bills that will be heard on this day. Persons with disabilities needing special accommodations/services, or for more information, please contact Mr. Ron Teehan, Committee Director at 969-1495/6.

#####

MEDIA DISTRIBUTION: (fax, email or hand delivery)

KUAM TV/Radio	637-9870
News Talk K57 / Power98	477-3982
PDN	477-3079
PNC News	477-0793
Marianas Variety	648-2007
Marianas Media / Guam News Watch	478-6402
Hit Radio 100	472-7663
K-Stereo / KISH	477-6411
KPRG News	734-2958
KGTF	734-3476
Adventist Radio	565-2983
Harvest Radio	477-7136
Joy 92FM	477-4678

PUBLIC HEARING - 2nd Notice

from **Frances Lizama** <lizama.frances@gmail.com>
to gerry@mvguam.com,
john@marianasmedia.com,
"AGUON, Mindy - KUAM" <671mindy@gmail.com>,
"ARROYO, Patti - K57" <parroyo@k57.com>,
"CATAHAY, Michelle - KUAM" <michele@kuam.com>,
"COFFMAN, Travis - K57" <thebigshow@k57.com>,
"DALENO, Gaynor - PDN" <gdumat-ol@guampdn.com>,
"DALENO, Gaynor Dumat-ol" <gdumat-ol@guam.gannett.com>,
"GEORGE, Duane M" <dmgeorge@guam.gannett.com>,
"GIBSON, Ray - K57" <rgibson@k57.com>,
"GIBSON, William - K57" <breakfastshowk57@gmail.com>,
"GLIMPSES - PALACIOS, Ivan" <reporter1@glimpsesofguam.com>,
"GODLEWSKI, Stephanie - PDN" <smgodlewski@guampdn.com>,
"HART, Therese - MarVariety" <therese@mvguam.com>,
"KELMAN, Brett - Guam Gannett" <bmkelman@guam.gannett.com>,
"KERRIGAN, Kevin - SPB" <kevin@spbguam.com>,
KPRG <kprg@guam.net>,
KSTO-KISH <kstokish@gmail.com>,
"MACALUSO, David - PNC" <dmacaluso@spbguam.com>,
"MATANANE, Sabrina - KUAM" <sabrina@kuam.com>,
"MELYAN, Catriona - PDN" <cmelyan@guampdn.com>,
"MUNA, Audrey" <audreymuna@yahoo.com>,
PACIFIC NEWS CENTER <news@spbguam.com>,
"PEREZ, Alicia - KSTO/KISH" <kstonews@ite.net>,
"RUDOLPH, Michael - Marianas Media" <michael@marianasmedia.com>,
"SALAS, Jason - KUAM" <jason@kuam.com>,
"TAITANO, Zita - MarVariety" <zytaitano@gmail.com>,
"TYQUIENGCO, Josh - SPB" <jtyquiengco@spbguam.com>,
"WATANABE, Masako - Guam Gannett" <mwatanabe@guam.gannett.com>
date Thu, Oct 14, 2010 at 3:43 PM
subject PUBLIC HEARING - 2nd Notice
mailed-by gmail.com

Hafa Adai to All:

Attached is a Notice of Public Hearing from Sen. Frank B. Aguon, Jr.'s committee.

Un dangkulo' na Si Yu'os Ma'ase', and have a great day.

--

FRANCES S. LIZAMA
Office of Senator Frank B. Aguon, Jr.
30th Guam Legislature
Committee on Economic Development,
Health & Human Services, and Judiciary
238 Archbishop F.C. Flores St.
DNA Bldg (old PDN), Suite 701A
Hagatna, Guam 96910
Tel: 671.969.1495/6
Fax: 671.969.1497

NOTE: Blocked calls are not displayed on this report.
 For more information, see Junk Fax Report and the Caller ID History report.

Last 30 Transactions

Date	Time	Type	Station ID Caller ID	Duration	Pages	Result
Oct 14	9:40AM	Fax Sent	4727365	1:03	2	OK
Oct 14	2:13PM	Received		0:45	0	No fax
			6716483601			
Oct 14	2:22PM	Received	6716483781	0:34	1	OK
			6716483781			
Oct 14	3:05PM	Received	4722493	0:24	1	OK
			6714722493			
Oct 14	3:50PM	Fax Sent	4774826	0:58	2	OK
Oct 14	4:02PM	Fax Sent	4774726	0:47	0	Cancel
Oct 14	4:04PM	Fax Sent	4774826	0:53	2	OK
Oct 14	4:05PM	Fax Sent	6495508	0:53	2	OK
Oct 14	4:12PM	Fax Sent	6379870 - KUAM TV/RADIO	1:11	2	OK
Oct 14	4:14PM	Fax Sent	4773982	1:21	1	Error 350
Oct 14	4:16PM	Fax Sent	4773982 - K57/POWER 98	0:49	2	OK
Oct 14	4:17PM	Fax Sent	4773079 - PDN	1:14	2	OK
Oct 14	4:19PM	Fax Sent	4770793 - PNC NEWS	1:06	2	OK
Oct 14	4:20PM	Fax Sent	4786402	0:39	0	Error 389
Oct 14	4:21PM	Received		0:09	0	Cancel
			6716494959			
Oct 14	4:22PM	Received		0:11	0	Cancel
Oct 14	4:22PM	Fax Sent	4786402 - MAR MEDIA/GNW	1:08	2	OK
Oct 14	4:24PM	Received		0:09	0	Cancel
			6716494959			
Oct 14	4:24PM	Fax Sent	4727663 - HIT RADIO 100	0:49	2	OK
Oct 14	4:26PM	Fax Sent	4776411 - K-STEREO/KISH	1:10	2	OK
Oct 14	4:27PM	Fax Sent	7342958 - KPRG NEWS	0:49	2	OK
Oct 14	4:28PM	Received		0:15	0	Cancel
			6716494959			
Oct 14	4:29PM	Fax Sent	7343476 - KGTF	0:53	2	OK
Oct 14	4:31PM	Fax Sent	5652983	1:29	1	Error 350
Oct 14	4:33PM	Fax Sent	5652983 - ADVENTIST RADIO	0:53	2	OK
Oct 14	4:34PM	Received		0:09	0	Cancel
			6716494959			
Oct 14	4:34PM	Fax Sent	4777136 - HARVEST RADIO	0:50	2	OK
Oct 14	4:36PM	Fax Sent	4774678 - JOY 92FM	0:49	2	OK
Oct 14	4:38PM	Fax Sent	6482007	0:12	0	Cancel
Oct 14	4:39PM	Fax Sent	6482007 - MARIANAS VARIETY	1:07	2	OK

Health investigator jailed for alleged sexual assault

By Zita Y. Taitano
zita@mvguam.com
Variety News Staff

A DEPARTMENT of Public Health and Social Services investigator was arrested and jailed over allegations that he sexually assaulted a female patient back in July.

Wade Cruz Roberto, 33, of Yigo appeared in the magistrate's court yesterday afternoon and was charged with three counts first degree criminal sexual conduct as first degree felony; second degree criminal sexual conduct as a first degree felony; and official misconduct as a misdemeanor.

Roberto allegedly sexually assaulted the patient while he working as an investigator with the department.

Court documents state the incident occurred on or about July 26 and a complaint was filed a day later.

The victim told a police officer she went to public health for testing. While she was there, Roberto called her into a room and closed the door.

He told the woman he was going to



Wade Cruz Roberto

"administer a physical check" of her private area below the abdomen for lumps or sores. Roberto then inappropriately touched the victim with his fingers and asked her questions such as "how do you feel?"; "does it hurt?"; and "are my fingers bigger than your boyfriend's?"

Roberto also made lewd comments to the victim during the alleged incident.

An investigating police officer met with the acting chief public health offi-

cer and asked if Roberto was authorized to administer physical tests on patients and was told Roberto was not allowed.

The officer was also told that Roberto's official title was communicable disease control investigator.

He was taken into custody and interviewed wherein he admitted to police that he is not authorized to conduct physical check-ups.

No bail was set yet for Roberto. Court officials said he is confined at the Territorial Detention Center. His preliminary hearing is set for Oct. 22 at 4 p.m. in the courtroom of Judge Vernon Perez.

Customs responds to discrimination suit

By Jennifer Naylor Gesick
jennifer@mvguam.com
Variety News Staff

GUAM Customs and Quarantine Agency said the discrimination lawsuit that its employee filed should be junked because it is barred by the statute of limitation and that the plaintiff has not exhausted all his administrative remedies.

Further, the Office of the Attorney General, which represents the agency, said EEOC was not the proper agency to hear Derick M. Guerrero's complaint.

Guerrero claims he was discriminated against in violation of the Americans with Disabilities Act.

Guerrero is asking the court to declare he is qualified for the position in the Marine Interdiction Task Force and to declare the policies and regulations of Guam Customs and Quarantine, which discriminate against otherwise qualified persons because of their disability is in violation of the Rehabilitation Act of 1973 and the Americans with Disabilities Act.

Guerrero also seeks back pay from April 2007 for personal damages, mental pain and anguish and punitive damages, and attorney's fees.

In his complaint, Guerrero said the agency discriminated against him by refusing to allow him to return to the Marine Interdiction Task Force in June 2005 after a surgery, and later forced him to turn over his firearm, citing his medical leave status and fear for his family and the public's safety with no mental evaluation, court documents stated.

He said the agency knew about his cervical radiculopathy disability since March 2005. The injury was near the root of a spinal nerve and is sometimes referred to as a "pinched" nerve, according to the American Academy of Orthopaedic Surgeons website.

The agency denied knowing about Guerrero's disability. It further claims that the court lacks subject matter jurisdiction and personal jurisdiction of the agency.

Assistant Attorney General David Highsmith represents the agency.

In his complaint, Guerrero said he had reconstructive surgery to correct his disability in June 2006 and was released to return to full duty in December.

In April 2007, he asked again for reinstatement into the MITF, and was told by the agency that he had to sign a waiver regarding his previous disability.

Customs and Quarantine only admitted to preparing a memo dated April 7.

The agency also admits that in June of 2007, they required all employees to fill out a form disclosing their personal and medical status, threatening disciplinary action if officers did not comply.

In Sept. 2007, Guerrero said he went on medical leave for stress and headaches. He began mediation with the agency through the Equal Employment Opportunity Office, but the agency refused to move forward pending an opinion from the Attorney General's office, which they admit to.

Wrongful death suit filed against hotel

By Jennifer Naylor Gesick
jennifer@mvguam.com
Variety News Staff

A COUPLE from Saipan who lost their 21-year-old son at the Grand Plaza Hotel in January 2009 due to drowning filed a wrongful death suit in federal court.

Priscilla and Gonzalo Pangelinan are asking for a jury trial and damages to be determined at trial for the death of Andrew Pangelinan.

They claim that numerous safety violations by the Grand Plaza Hotel resulted in his death.

The victim traveled to Guam from Saipan on January 2, 2009 for a music promotion event, and stayed at the Grand Plaza Hotel in Tumon, court documents stated.

At about 4 p.m. of January 3, Pangelinan went swimming at the hotel pool along with a friend. He was shortly found motionless and floating in the

pool. Documents are not clear what happened to his friend.

Pangelinan was taken to the hospital approximately 15 minutes after being taken from the pool, and despite efforts to revive him was pronounced dead.

The plaintiffs claim that GPH was negligent and careless in failing to, "provide for the care and safety and well-being of the hotel guests by creating and maintaining dangerous and hazardous conditions in and around its swimming pool."

They maintain that GPH failed to provide adequate life-saving equipment including a 60-foot lifeline and emergency telephone with posted emergency numbers, there were no shallow end steps or rails for ease of exit from the pool and no instructions for resuscitation and post the location and numbers of emergency personnel or the pool operator.

The Pangelinans' also stated that GPH failed to design and construct the corners of the floor and walls of the pool in a reasonably safe manner, and the face and floor of the pool were not painted with light colors so that Andrew would have been more easily detectable.

They also allege that there were no depth markings on the pool, no ladders, no proper signs, and the pool was not constructed with a non-slip surface and was not maintained or cleaned properly.

The parents stated that because of the safety code violations and failures, "Andrew Pangelinan did not realize the risk involved in swimming in GPH's pool."

They are also suing the hotel's insurer, Century Insurance.

SENATOR FRANK H. AGUON, JR., Chairman
COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY

1 Mina/Trenta na Liheslaturan Guåhan • 30th Guam Legislature
236 Anibrahap P.F. - 14 Ave. N., 19th Fl. Bldg., Suite 201A, Hagåtña, Guam 96910
Tel: (671) 969-1495 • Fax: (671) 969-1497 • Email: aguonguam@gmail.com

NOTICE OF PUBLIC HEARING
TUESDAY, OCTOBER 19, 2010, 9AM
PUBLIC HEARING ROOM

AGENDA
CONFIRMATION HEARING OF J. PETER ROBERTO TO SERVE AS DIRECTOR OF DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES (DPHSS)

BILL NO. 474-30 (COR) - TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURNISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS.

BILL NO. 474-30 (COR) - AN ACT TO APPROPRIATE THE SUM OF \$1,500,000 TO THE DEPARTMENT OF PUBLIC WORKS FOR THE REPAIR OF DAMAGES TO VILLAGE STREETS AS A RESULT OF TRAFFIC DIVERSIONS RELATED TO ONGOING ROAD CONSTRUCTION PROJECTS.

Individuals requiring special accommodations or services, or for further information, please contact Ron Teehan at 969-1495/6.

THIS AD WAS PAID FOR BY GOVERNMENT FUNDS

6.000 Yds **OPEN ON SUNDAYS**

FREE MOUNTING/BALANCING & ROTATION W/PURCHASE

RUNWAY/WESTLAKE			TIRES SALE		
TIRES SALE	EACH	FOR 2	TIRES SALE	EACH	FOR 2
155/80R13	\$ 43.00	\$ 85.00	205/70R15	\$ 78.00	\$ 154.00
175/70R13	\$ 46.00	\$ 91.00	225/70R15	\$ 92.00	\$ 182.00
185/70R14	\$ 58.00	\$ 114.00	205/75R15	\$ 83.00	\$ 164.00
195/70R14	\$ 66.00	\$ 130.00	235/75R15	\$ 100.00	\$ 198.00
205/70R14	\$ 73.00	\$ 144.00	LT31-1050R15	\$ 134.00	\$ 266.00
195/75R14	\$ 71.00	\$ 140.00	205/55R16	\$ 90.00	\$ 178.00
185/60R14	\$ 56.00	\$ 110.00	215/60R16	\$ 84.00	\$ 166.00
195/60R14	\$ 60.00	\$ 118.00	225/60R16	\$ 86.00	\$ 170.00
175/65R14	\$ 52.00	\$ 102.00	235/60R16	\$ 98.00	\$ 194.00
185/65R14	\$ 58.00	\$ 114.00	215/70R16	\$ 92.00	\$ 182.00
195/50R15	\$ 68.00	\$ 134.00	225/70R16	\$ 106.00	\$ 210.00
195/60R15	\$ 65.00	\$ 128.00	235/70R16	\$ 108.00	\$ 214.00
205/60R15	\$ 68.00	\$ 134.00	245/70R16	\$ 120.00	\$ 238.00
185/65R15	\$ 64.00	\$ 126.00	265/70R16	\$ 138.00	\$ 274.00
195/65R15	\$ 65.00	\$ 128.00	LT245/75R16	\$ 140.00	\$ 278.00
205/65R15	\$ 70.00	\$ 138.00	265/65R17	\$ 144.00	\$ 286.00

TEL: 648-9600
ATLANTICA BLDG., UPPER TUMON,
MARINE CORPS DRIVE

GOOD YEAR

MON-FRI 8-5:30PM
SAT 8-5PM
SUN 9-4PM

ALL TIRE PRICES PLUS DISPOSAL
fee of four dollars
(\$4.00) each.

Marianas Variety-Guam Edition is circulated by home and office delivery, consignments, and vending machines throughout Guam, as mail delivery to the Federated States of Micronesia, the Marshall Islands, South Pacific, Hawaii, Japan and the continental U.S. Daily coverage can also be read from our website www.mvguam.com.

Marianas Variety-Guam Edition (ISSN 1541-7093) is published daily except Saturday and Sunday. Annual subscription rates are \$150 an island; \$375 off island; and \$1,095 foreign. Published by Younis Ari Studio, Inc., Isora Industrial Complex, 215 Rojas Street Suite 204, Tamuning, Guam 96913. POSTMASTER: Send address changes to Marianas Variety-Guam, P.O. Box 6338, Tamuning, Guam 96931.



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**

I Mina'Trenta na Liheslaturan Guåhan • 30th Guam Legislature

238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910

Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

October 13, 2010

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

Mr. Andrew S. Leon Guerrero
Director, Department of Public Works
542 N. Marine Corps Drive
Tamuning, Guam 96913

Dear Mr. Leon Guerrero:

Buenas yan Hafa Adai!

The Committee will be conducting its public hearing on **Tuesday, October 19, 2010 beginning at 9am** in the Legislature's Public Hearing Room.

On the Agenda are the following items:

- **BILL NO. 473-30 (COR)** – An Act to reprogram and appropriate funds from the Limited Obligation Highway Bonds authorized by P.L. 19-2 to improve the availability of DPW school buses by refurbishing selected school buses, perform overdue preventative maintenance services, purchase of tools and equipment for bus maintenance, and repair of facilities at DPW Bus Substations.
- **BILL NO. 474-30 (COR)** – An Act to appropriate the sum of \$1,500,000 to the Department of Public Works for the repair of damages to village streets as a result of traffic diversions related to ongoing road construction projects.

I invite you and/or your representatives you deem appropriate to provide testimony on the above legislations. To obtain copies of the bills, visit the Guam Legislature's website at www.guamlegislature.com.

Testimonies may be submitted in advance to the Office of Senator Frank B. Aguon, Jr., 238 Archbishop F.C. Flores St., DNA Bldg, Suite 701A, Hagatna, Guam 96910, or emailed to aguon4guam@gmail.com no later than Monday, October 18, 2010. If you have any questions, you may call Mr. Ron Teehan from my office.

Un Dangkulo' na Si Yu'us Ma'ase'.

Respectfully,

SENATOR FRANK B. AGUON, JR.
I Mina'Trenta Na Liheslaturan Guåhan
(30th Guam Legislature)

NOTICE OF PUBLIC HRG - Bill 473-30 & Bill 474-30 Inbox X

from **Frances Lizama** <lizama.frances@gmail.com>
 to "LG, Andy" <leonguerreroa@yahoo.com>
 cc "PEREZ, Jacinta" <jacinta.perez@dpw.guam.gov>
 date Thu, Oct 14, 2010 at 4:08 PM
 subject NOTICE OF PUBLIC HRG - Bill 473-30 & Bill 474-30
 mailed-by gmail.com

Hafa Adai Mr. Leon Guerrero:

Attached is Notice of Public Hearing from Sen. Frank B. Aguon, Jr. See attached notice for details.

Please confirm receipt of this notice via email to this address.

Un dangkulo' na Si Yu'os Ma'ase', and have a great day.

FRANCES S. LIZAMA
 Office of Senator Frank B. Aguon, Jr.
 30th Guam Legislature
 Committee on Economic Development,
 Health & Human Services, and Judiciary
 238 Archbishop F.C. Flores St.
 DNA Bldg (old PDN), Suite 701A
 Hagatna, Guam 96910
 Tel: 671.969.1495/6
 Fax: 671.969.1497

 **DPW - PH 2010.10.19.pdf**
 455K [View](#) [Download](#)

[Reply](#) [Reply to all](#) [Forward](#)

from **Andy Leon Guerrero** <leonguerreroa@yahoo.com>
 to Frances Lizama <lizama.frances@gmail.com>
 date Sat, Oct 16, 2010 at 2:34 PM
 subject Re: NOTICE OF PUBLIC HRG - Bill 473-30 & Bill 474-30
 mailed-by yahoo.com
 signed-by yahoo.com

Hafa Adai Frances,

I am in receipt of the good Senator Aguon's notice and I will be in attendance.

Si Yu'os Ma'ase

Andy



SENATOR FRANK B. AGUON, JR., *Chairman*
**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

AGENDA

TUESDAY, OCTOBER 19, 2010, 9:00 AM
GUAM LEGISLATURE PUBLIC HEARING ROOM

- **APPOINTMENT OF MR. J.PETER ROBERTO TO SERVE AS DIRECTOR OF THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES.**
- **BILL NO. 473-30 (COR)**
AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS.



SENATOR FRANK B. AGUON, JR., *Chairman*
**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

AGENDA

TUESDAY, OCTOBER 19, 2010, 9:00 AM
GUAM LEGISLATURE PUBLIC HEARING ROOM

- **APPOINTMENT OF MR. J.PETER ROBERTO** TO SERVE AS DIRECTOR OF THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES.
- **BILL NO. 473-30 (COR)**
AN ACT TO REPROGRAM AND APPROPRIATE FUNDS FROM THE LIMITED OBLIGATION HIGHWAY BONDS AUTHORIZED BY P.L. 19-2 TO IMPROVE THE AVAILABILITY OF DPW SCHOOL BUSES BY REFURBISHING SELECTED SCHOOL BUSES, PERFORM OVERDUE PREVENTATIVE MAINTENANCE SERVICES, PURCHASE OF TOOLS AND EQUIPMENT FOR BUS MAINTENANCE, AND REPAIR OF FACILITIES AT DPW BUS SUBSTATIONS.
- **BILL NO. 474-30 (COR)**
AN ACT TO APPROPRIATE THE SUM OF \$1,500,000.00 TO THE DEPARTMENT OF PUBLIC WORKS FOR THE REPAIR OF DAMAGES TO VILLAGE STREETS AS A RESULT OF TRAFFIC DIVERSIONS RELATED TO ONGOING ROAD CONSTRUCTION PROJECTS.