

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

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WLL

Bill No. 341-31 (Cor)

Introduced by:

B.J.F. Cruz
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Romy J. Respicio
T.C. AOC

AN ACT TO ADD A NEW SUBSECTION (r) TO § 40112 OF CHAPTER 40 TITLE 5 OF THE GUAM CODE ANNOTATED; RELATIVE TO EMPOWERING THE MAYORS WITH THE AUTHORITY TO CLOSE NON ROUTED ROADS FOR VILLAGE FUNERALS, FIESTAS, AND OTHER EVENTS

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

2 **Section 1.** A new Subsection (r) is hereby added to § 40112 of Title 5
3 of the Guam Code Annotated to read as follows:

4 **“§ 40112. Powers, Duties and Responsibilities.** A Mayor shall
5 perform the following duties and responsibilities in his district:

6 (a) Serve as the direct administrative representative of the people of
7 the district from which he is elected.

8 (b) Plan and implement a street name and house numbering system.

9 (c) Oversee, coordinate or undertake beautification programs
10 including a clean-up and removal of public nuisance and debris, and, to this
11 end, is hereby authorized to officially utilize, establish regular and consistent
12 working relations and effectively coordinate with the Department of Public
13 Works, the Department of Parks and

14 Recreation and any other entity within the government of Guam and may
15 also work with non-profit organizations.

16 (d) In cooperation with the appropriate department or agency conduct

1 or cause to be conducted a periodic sanitary, health and environmental
2 inspection in accordance with guidelines set forth by the appropriate public
3 agency. He may issue a warning for a first violation or report the same to the
4 appropriate government agency for action.

5 (e) Be responsible for the maintenance and security of the Mayor's
6 Office in his district.

7 (f) Be responsible for maintenance of village streets, parks and
8 recreation facilities, in conjunction with the Department of Public Works
9 and Department of Parks and Recreation pursuant to § 40113 of this
10 Chapter.

11 (g) Assist appropriate government agencies in implementing social
12 services and public assistance programs within his jurisdiction.

13 (h) Serve as peace officer and assist in the maintenance of law and
14 order in his district.

15 (i) Act as an official representative of his district at legislative and
16 executive public hearings involving matters affecting his district.

17 (j) Assist in coordinating the civilian emergency preparedness system
18 in time of emergency or disaster.

19 (k) Submit an annual written report to the Governor and the Guam
20 Legislature on the activities of his office, expenditure of funds allotted and
21 make general comments and recommendations relative to the state of his
22 district.

23 (l) Make a report to the residents of his district on a quarterly basis at
24 a properly noticed public meeting to be held within the district.

25 (m) Conduct an annual census and maintain a current listing of names
26 of all residents in his jurisdiction.

27 (n) Cooperate with any agency and department of the government of

1 Guam in matters pertaining to his district and work jointly with officials of
2 the government of Guam toward the attainment of peace, order, justice and
3 the general economic and social welfare of the people of Guam.

4 (o) To issue citations to owners of property for failure to remove
5 property deemed unsafe by building officials pursuant to §§66501 through
6 66507 of Title 21, Guam Code Annotated. In the event that the owner does
7 not remove the unsafe structure, the Mayor or Vice-Mayor may have the
8 structure cleared and submit the bill to the owner for payment. In the event
9 that the Mayor or Vice-Mayor takes action to clear the unsafe structure, a ten
10 percent (10%) surcharge shall be added to the bill, and the surcharge shall be
11 deposited into the Municipal Fund. Should the owner refuse to pay, the
12 Mayor or Vice-Mayor shall forward the claim to the Attorney General
13 requesting that steps be taken to record a lien against the property in the
14 amount of the unpaid bill.

15 (p) Coordinate with the Department of Public Works (*DPW*) and the
16 Guam Police Department (*GPD*) in determining where speed bumps should
17 be located in their village streets. *DPW* shall construct and maintain such
18 speed bumps after their location is so determined and after obtaining the
19 concurrence of *GPD*. *DPW* shall post warning signs on such streets with
20 speed bumps cautioning drivers to beware of pedestrians and to slow down.

21 (q) To administer the Oath of Office to Municipal Planning Council
22 members, and to officers-elect and board members-elect of organizations
23 and associations. This authority may be delegated to a village Vice Mayor
24 upon the discretion of that same village's Mayor.

25 (r) To block or close off non-routed streets and roadways in their
26 villages during village funerals, fiestas, and other events without obtaining
27 any highway encroachment permit from the Department of Public Works.”