



I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

MAR 22 2013

**The Honorable Judith T. Won Pat, Ed.D.**

Speaker

I Mina'trentai Dos Na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guam 96910

**VIA: The Honorable Rory J. Respicio**

Chairperson, Committee on Rules

**RE: Committee Report on Bill No. 5-32 (LS), As Substituted**

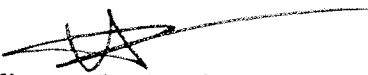
Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 5-32 (LS), as substituted, "An Act To Add A New §40128 Chapter 40 Of 5GCA Relative To Placing The Former F.Q. Sanchez Elementary School Facility Under The Jurisdiction Of The Umatac Mayor's Office" which was referred to by the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land.

Committee votes are as follows:

<u>6</u>	TO PASS
<u>0</u>	TO NOT PASS
<u>0</u>	TO REPORT OUT ONLY
<u>0</u>	TO ABSTAIN
<u>0</u>	TO PLACE IN INACTIVE FILE

*Si Yu'os Ma'åse',*

  
Vicente (ben) Cabrera Pangelinan  
Chairman

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Office of  
the People

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
Government Operations and  
Cultural Affairs

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

Member  
Committee on Health &  
Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

**COMMITTEE REPORT  
ON**

**Bill No. 5-32 (LS), As Substituted**

**Sponsored by Senator Tommy Morrison**

**“An Act To Add A New §40128  
Chapter 40 Of 5GCA Relative To  
Placing The Former F.Q. Sanchez  
Elementary School Facility Under The  
Jurisdiction Of The Umatac Mayor's  
Office.”**



**MAR 22 2013**

**MEMORANDUM**

**To: All Members**

Committee on Appropriations, Public Debt, Legal Affairs, Retirement,  
Public Parks, Recreation, Historic Preservation and Land

**From: Senator Vicente (Ben) Cabrera Pangelinan**  
Chairman

**Subject: Committee Report on Bill No. 5-32 (LS), As Substituted**

Transmitted herewith for your consideration is the Committee Report on Bill 5-32 (LS), as substituted, "An Act To Add A New §40128 Chapter 40 Of 5GCA Relative To Placing The Former F.Q. Sanchez Elementary School Facility Under The Jurisdiction Of The Umatac Mayor's Office" sponsored by Senator Tommy Morrison.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 5-32 (LS), As Introduced
4. Copy of Bill No. 5-32 (LS), As Substituted
5. Public Hearing Sign-in Sheet
6. Copies of Written Testimonies
7. Copy of Fiscal Note Request
8. Copy of COR referral
9. Notices of Public Hearing
10. Copy of the Public Hearing Agenda

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 my office.

*Si Yu'os Ma'åse',*



**Vicente (Ben) Cabrera Pangelinan**  
Chairman

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
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Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

Member  
Committee on Health &  
Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens








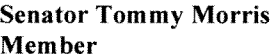
Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN

Committee Voting Sheet

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land

Bill 5-32 (LS), As Substituted: An Act To Add A New §40128 Chapter 40 Of 5GCA Relative To Placing The Former F.Q. Sanchez Elementary School Facility Under The Jurisdiction Of The Umatac Mayor's Office.

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Senator Vicente (ben) Cabrera Pangelinan Chairman	✓				
 Vice Speaker Benjamin J. F. Cruz Vice Chairman	3/21/13 ✓				
 Speaker Judith T. Won Pat, Ed.D Member	✓				
 Senator Tina Rose Muña-Barnes Member	12/22/11				
 Senator Dennis Rodriguez, Jr. Member	3/21/13				
 Senator Michael San Nicolas Member	✓ 3/22/13				
 Senator Michael Limtiaco Member					
 Senator Tommy Morrison Member					



**Committee Report**

Bill 5-32 (LS): An Act To Add A New §40128 Chapter 40 Of 5GCA Relative To Placing The Former F.Q. Sanchez Elementary School Facility Under The Jurisdiction Of The Umatac Mayor's Office.

**I. OVERVIEW**

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land convened a public hearing on March 12, 2013 at 9:00am in *I Liheslatura's* public hearing room.

**Public Notice Requirements**

Notices were published in the newspaper of general circulation as required by the Open Government Law and disseminated via hand-delivery and e-mail to all senators and broadcasting outlets on March 5, 2013 (5-Day Notice), and again on March 8, 2013 (48 Hour Notice).

**(a) Committee Members and Senators Present**

Senator Vicente (ben) C. Pangelinan, Chairman  
Vice Speaker BJ Cruz, Vice Chairman  
Senator Tommy Morrison, Member  
Senator Mike Limtiaco, Member  
Senator Frank Aguon

**(b) Appearing before the Committee**

Mr. Johnny A. Quinata, Mayor of Umatac  
Mr. Joe Quinata, Chief Program Officer, Guam Preservation Trust  
Ms. Vera Topasna, Vice Chair, Umatac Municipal Planning Council  
Mr. Joseph M. Borja  
Mr. Ted Nelson, Former Vice Speaker 23<sup>rd</sup> Guam Legislature

**(c) Written Testimonies Submitted**

David V. Camacho, Acting Director, Department of Land Management  
Mr. Joe Quinata, Chief Program Officer, Guam Preservation Trust  
Humåtak Community Foundation  
The Community of Umatac signed petition

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
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Affairs, Tourism, Housing and  
Hagåtña Restoration and  
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Member  
Committee on Health &  
Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

## II. COMMITTEE PROCEEDINGS

**Chairman Vicente C. Pangelinan:** Bill 5 is an act to add a new §40128 Chapter 40 Of 5GCA relative to placing the former F.Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office. The bill was introduced by Senator Tommy Morrison and we have members of the public that have signed up. I would like to give the author of the bill the opportunity to give a brief synopsis of the bill.

### **(a) Bill Sponsor Summary**

**Senator Morrison:** Thank you Mr. Chairman for hearing this bill. Bill 4-32, which transfers the F.Q. Sanchez facility to the Umatac Mayors Office for the benefit of the Umatac Village. F. Q. Sanchez has been closed for nearly four years; our elected leaders have proffered many ideas for the future of the school that include a community center, a charter school, a recreational facility, etc. As was the case of the decision that was made to close the school, none of these proposals involved the input of the Umatac residents. Bill 5-32 will allow the Mayor of Umatac to use the facility for a number of purposes to include a mayor's office, a municipal planning council office, a youth recreational center, a senior center, potentially a health care facility and an education facility. Although the village can use the facility for these purposes now, the current year-to-year agreement has expired.

The people of Umatac, like the other villages, deserve to have the facilities to call their own. By enacting this bill into law, Mr. Chair, this legislature is entrusting this facility to the people of Umatac. The villagers know what's best for the community. Thank you Mr. Chairman.

**Chairman Vicente C. Pangelinan:** Si Yu'os Ma'åse.

### **(b) Testimony**

#### **1. Umatac Mayor Johnny A. Quinata**

**Mayor Quinata:** Good morning Senator Pangelinan, Senator Limtiaco, Senator Cruz, Senator Tommy Morrison and Senator Frank Aguon.

This bill, like Tom says, the school has been closed for four years. If the decision were up to me, we'd re-open the school again. But I guess the first thing to do is to take that school back for the people of Umatac so we can get things for our people down there. The school is really nice. We've been taking care of it, cleaning it, just to keep it going. I thank Tom Morrison for Bill 5-32 to give the school to the people of Umatac. I have this petition that I submit and you can understand that we just got done with our Discovery Day and just to let you know, we really want the school back. All I ask is that you pass

this bill and give the people of Umatac the school back so we can use it as a mayor's office as Senator Tom was talking about.

### **PANEL COMMENTS AND QUESTIONS**

**Chairman Vicente C. Pangelinan:** Thank you and Si Yu'os Ma'åse Mr. Mayor.

### **2. Mr. Joe Quinata, Guam Preservation Trust**

**Mr. Quinata:** I will read the testimony from the Guam Preservation Trust.  
[Read written testimony – verbatim]

### **PANEL COMMENTS AND QUESTIONS**

None

### **3. Ms. Vera Topasna, Umatac Municipal Planning Council**

**Ms. Topasna:** Thank you Vice Speaker, Senator Pangelinan, Senator Morrison, and Senator Lintiaco. I serve as the Vice Chair to the Umatac Municipal Planning Council under our newly elected Mayor Quinata. First and foremost I want to thank Senator Morrison for introducing the bill. Also, in retrospect the Discovery Day festivities we celebrated, that really spoke to our historic value, our cultural value in Umatac. We are very appreciative of the Trust and their testimony today in preserving something that is truly and richly cherished in Umatac. As a planning council, our mission, first and foremost is to support our Mayor's vision for the community by involving the community in all that we do with any community asset.

We were all sworn in on January and the UMPC have discussed developing a plan, something sustainable for our community and something that addresses every issue that every community faces; environmental protection, social justice, preservation of our community, assets but more importantly the representation of our people of Umatac. We are a very small village with a very small voice; about 700 voters, but we come before this legislature as one place, one people in support of this bill to ask for your consideration and support of the bill and transfer it to the Mayor because I believe that is the one place where the people speak. With Mayor Quinata and his vision, this has allowed the council to be really transparent and to ensure that the people of Umatac are fully informed of everything that happens and everything that is brought up. Having the support of the Trust and everything that Mr. Joe Quinata, as a citizen of our village, and him supporting our council in the vision to move forward with sustainable development. Again, we ask for your support and thank you Senator Morrison.

We have had several phone calls from groups that have interest in the school and we are open to discussing any possible initiatives that promote our people of Umatac because it is where we live and the people of Umatac will feel the impact of that.

That is one reason why we are in strong support of the bill Senator Morrison has put forward and I just want to thank you and ask for your consideration.

### **PANEL COMMENTS AND QUESTIONS**

**Chairman Vicente C. Pangelinan:** Thank you and Si Yu'os Ma'åse.

**Senator Aguon:** Thank you Mr. Mayor for your testimony and presentation this morning. One question and I guess Mr. Speaker I can direct this to our fellow colleague but for some odd reason, my name is not a second sponsor. That is a joke. But this legislation certainly has my support and it's always encouraging when leadership in the community or members of the community step forward and ask for a particular facility and not only ask for the facility just for the sake of owning it or taking administrative control but have ideas on how ultimately you want to use that facility to benefit the people of your community. That is very heart warming. From my perspective, just knowing that you already have a plan of action. Should this legislation go through, which you have my support, that whatever programs you should administer out of this facility would certainly benefit the people of Umatac and the south. I want to also say that you have a strong partnership in the Preservation Trust because it's a historic facility. Take advantage of that, take advantage of the facilities that would be extended to the village of Umatac so you can not only preserve the historical nature of it but also utilize the facility to benefit the people in Umatac.

**Chairman Vicente C. Pangelinan:** Si Yu'os Ma'åse. Senator Limtiaco?

**Senator Limtiaco:** Thank you Mr. Chair. Mayor Quinata, you mentioned earlier in your testimony that you would like to use the facility as a Mayor's office, is that correct?

**Mayor Quinata:** Yes.

**Senator Limtiaco:** Okay. You've already determined that it would be the best use for the people of Umatac?

**Mayor Quinata:** Yes. Our people are telling me to move up so they can use the office right now for the youth center.

**Senator Limtiaco:** Thank you Mayor.

**Mayor Quinata:** Thank you Senator.

**Chairman Vicente C. Pangelinan:** We have a law that says when a property changes its use, it goes from one government agency the excess property gets transferred to Chamorro Land Trust. For example, would the community support the bill – if it became law – that the property be transferred to Chamorro Land Trust and



you still get administrative use of the property for ninety-nine years or a hundred years? You would still have control, it wouldn't be under the government of Guam. It would be the (Chamorro) Land Trust. They would be the landlord but you would have administrative control of the property. There is no difference; just who your landlord is. You still would have total control as envisioned in the bill. Would that be something that would be acceptable to the community?

**Mr. Quinata:** I am now going to speak, not on behalf of the (Guam Preservation Trust) trust; I'm going to speak on behalf of coming from Umatac. I'm from Umatac but I live in Yona, so we're still in the south. Just the latest experience that we have had with the Mayor, to at least hook up the water line, we have to go through red tape to do that. If you gave the jurisdiction to the Mayor, the Mayor could go directly to the agency to get things done. In this case, we always have to look to the landlord. I'm not sure how that would happen if the (Chamorro Land) Trust takes control and becomes a landlord. Would it be how you lease land to the landless where you have everything spelled out in this contract or does the community have to go through the (Chamorro Land Trust) Trust for the different uses for the purposes of that building?

**Chairman Vicente C. Pangelinan:** No, it would be the same as what you would have under this bill. The control you would have, the activities you conduct, the decisions you make, except that the property remains within the (Chamorro Land) Trust. By law the legislature can reserve Chamorro Land Trust properties for community uses. It is in the property inventory of the (Chamorro Land) Trust and reserved for the people of Umatac and you would have administrative control in the same fashion you would have under this bill with no limitations or differences. It is transparent. We want to make sure that we try to preserve our Chamorro properties within the (Chamorro Land) Trust but still benefit the village of Umatac with the same administrative control.

**Mr. Quinata:** As long as we protect that sense of ownership and we finally get that done and we are up and running. Some powers that be would tell the (Chamorro Land) Trust folks to turn it over to somebody else, that's what we are scared of, that's what were concerned about. We are just concerned about that, as far as the residents are concerned.

**Chairman Vicente C. Pangelinan:** That can happen with the government of Guam anyway.

**Mr. Quinata:** Coming from the (Guam Preservation) Trust again, we support and share the responsibility and if the Chamorro Land Trust would like to share the responsibility and liability, then we'll have to just look at this carefully because the devil is actually in the details.

**Chairman Vicente C. Pangelinan:** I don't think we would do anything that would diminish the authority of the Mayor's decisions on what is the best use of the property for the residents and village of Umatac.

It's just a thought, as we try to preserve things and the integrity of the (Chamorro Land) Trust as well but ensure that the (Chamorro Land) Trust is able to work with the community that we serve and we continue to meet and fulfill its hopes and its dreams for the use of this facility and to showcase the people of Umatac and we look forward to doing that.

Whatever happens, I fully support the use of the property to benefit the people of Umatac. That's because my Dad's sister is from Malessa and that's closer to Umatac than Yona. We want to thank everyone for their presence and your testimony this morning. We certainly support your endeavor and give the author the opportunity to make closing comments.

**Senator Morrison:** Thank you. I certainly look forward to working with you. I know I have to amen a lot of you after all of this and I certainly appreciate your testimony today in support of Bill 5. I want to commend the Mayor's office, the (Municipal Planning) Council, the Humatak Community Foundation and the community, the residents of Umatac. Knowing clearly that the facility is technically not under the jurisdiction of the Mayor's office of the community. It has always been known that it was built in our heart that that (facility) belongs to us. The name F.Q. Sanchez is sacred to us and we have all been a part of F.Q. Sanchez for many years. F.Q. Sanchez is not only as a political figure but also as a historical figure. As leaders, we talk about our rich traditions and our history and the traditions that F.Q. Sanchez has built into that community. We can certainly appreciate why we are all here and what we are trying to do to preserve that name.

Thank you again, Mayor. I know you are working very hard with your team down there to spruce it up and put it into good use and I know this legislature, this body is going to work closely with you and the (Municipal Planning) Council to ensure that we do good not only for the community of Umatac but I'm sure you'll also make the facility for the people of Guam. Thank you.

**Chairman Vicente C. Pangelinan:** Thank you Senator Morrison. For the record, we also had testimony submitted by Mr. David V. Camacho, the Acting Director the Department of Land Management who also testifies in support of the bill. They are in support of the bill and favor its passage in conjunction with the Memorandum of Agreement (MOA) that currently is signed between the Governor and the people of Umatac. They are in support and the caveat is pursuant to the MOA and you have to review that to see if that is acceptable to the community of Umatac, which is not what I hear. That's why Joe I think we have another channel here and may expand the flexibility.

**Mr. Quinata:** Also, Senator it's just for the record but the Guam Preservation Trust went down there for an assessment. One observation that was found, that was really interesting, and one assessment that we found was since the school was closed down it is still graffiti free. Which is indicative that the people respect the place. If

you go there now, you will see a lot of deterioration and breaking into rooms but as far as graffiti, it's graffiti free.

**Mayor Quinata:** We have mold now climbing the walls and on the ceiling. That is what is going on right now.

**Chairman Vicente C. Pangelinan:** That is just from not being used.

We have one more member of the public signed up to testify, Mr. Joe Borja. We'll have Mr. Borja come forward and provide testimony. Mr. Borja we'll begin with you and then we'll have the (former) Vice-Speaker Nelson.

#### 4. **Mr. Joe Borja**

**Mr. Borja:** Thank you very much Chairman. My name is Joseph Borja and I am a private citizen. I have a special affinity for Umatac and for F.Q. Sanchez for its history and for its people. I thank you for the opportunity for me to present this most important, most powerful, and most influential committee. Before I begin my testimony, are there any other members of the committee that are not here?

**Chairman Vicente C. Pangelinan:** Yes. There are other members that have previous engagements.

**Mr. Borja:** Is Senator McCreadie apart of this committee?

**Chairman Vicente C. Pangelinan:** No he is no.

**Mr. Borja:** Thank you very much.

I would like to give a special thank you to Senator Morrison for introducing this bill. I know it is a very important bill and a very important issue for him knowing that it is one of the first five bills to be introduced and probably his first bill in a long career as a senator. I also know it's an important bill for the people of Umatac. More importantly it also provides an opportunity to discuss Umatac land issues.

Just some direct comments to the drafting of the bill, the first copy that I got has some grammatical errors. 'Placing' should be 'place', jurisdiction is misspelled and it may seem petty but we make laws and laws are words. I hope a grammatical review is done and corrections are made.

Umatac has, at my last count, twenty-two (22) historic sites. More than Hagåtña, equal only to Tamuning with the Carolinian village, although Tamuning's list of twenty-two (22) has sixteen (16) World War II (WWII) gun placements or pillboxes so those historic sites are WWII sites.

One thing I was a little disappointed I didn't hear in this hearing today is that nobody told us who F.Q. Sanchez is, why was the school named after him? Francisco Quinata Sanchez is the only Chamorro that is directly related to not only one, not two, but three historic sites. That, to me, is quite an accomplishment. What other Umatac historic sites is he associated with? The outdoor Umatac Library, which is another story in itself and I will get to that later, and the Magellan Monument. You won't find any other Chamorro that is directly related to three historic sites. F.Q. Sanchez Elementary School is one of only two areas that have two historic sites contiguous to each other and the historic site that has three historic sites next to each other. The other site to F.Q. Sanchez Elementary School is the San Dioniso Church ruins and of course the Magellan Monument across the street.

But, let's get back to who F.Q. Sanchez is and why did we honor him by naming the first modern structure built after the Organic Act in his name. For somebody down from the South, that is quite an accomplishment. Of the one hundred fifty-five (155) plus historic sites on Guam, only ten (10) are named directly for a person and out of the 10 only five (5) are indigenous. The other 5 are foreigners. F.Q. Sanchez was an educator and a politician. He began teaching at eighteen (18) years old at Umatac School, the school that now bears his name. In 1926, Francisco Quinata Sanchez organized a fundraising effort by the Guam Teaching Association to build the Magellan Monument, the obelisque in which he designed. In 1930 he started the observance and tradition of Magellan's Day, now known as Discovery Day. We weren't actually discovered, we were here already. In 1933, under his direction, the Umatac Outdoor Library was constructed. An Outdoor Library whose check in and check out system was based on trust, as there was no librarian. Amazing isn't it? In 1936 Francisco Quinata Sanchez was elected to the Pre-World War II Guam Congress. In addition to being an educator and politician, known in those days as a public servant, Francisco Quinata Sanchez was also a musician. Having composed the songs "Umatac by the Sea" and "Magellan's Voyage". "Umatac by the Sea" was just recently featured in the Discovery Day's commemorative booklet. Good job, Humåtak Community Foundation.

The facility was the first permanent school built after WWII and has been an educational facility since its completion in 1953, a mere three years after the Organic Act of Guam. After the death of Francisco Quinata Sanchez in 1954, the facility was named in his honor. The first post WWII school to be named in the honor of a Chamorro educator. F. Q. Sanchez Elementary School was designed by world renowned architects and planners, Richard E. Neutra and Robert J. Alexander.

If you walk the halls of the school you just feel something different in its design, especially in a village like Umatac. The design and building was commissioned by the first civilian Governor of Guam, Carlton Skinner of Skinner Plaza fame. The school facility actually straddles two lots - lot 163 and lot 164. While we are on the subject of the land that the school is on did you know that the original landowners of that land were never compensated for the taking of that land to build that school? The taking of that land to build F.Q. Sanchez Elementary and to honor him made the

original landowner landless and basically dismantled that family. So much for that; even today they are not listed in the 2013 Discovery Day commemorative booklet, although the matriarch of that family is listed on the 1735 census of Umatac.

I'm not sure if the former is used appropriately in this case. It may no longer be used as a school but I'm sure it is listed on the Guam Register of Historic Sites as well as the National Register of Historic Sites when they began doing this in 1974. F.Q. Sanchez School was one of the first facilities to be put on that site.

Relative to the bill, what if and when, the Umatac Municipal Planning Council leases it out to a for profit commercial company, do they have the right to rename it? Do we take the honor away from F.Q. Sanchez? We've taken away the school of Umatac; lets not take away their history. And what of the audit review process of the OPA? What if the OPA finds out the financial operations is lacking? Under the bill, what does the OPA do but tell us about it. Does Umatac and its people need and deserve a new and renovated Mayors office? Of course they do. Does Umatac and its people need and deserve Municipal Planning Council office? Of course they do. Does Umatac and its people need and deserve a youth center and recreational activities? Of course they do. Does Umatac and its people need and deserve a senior citizen center? Of course they do. Does Umatac and its people need a health care facility? Of course they do. Does Umatac and its people need an educational facility? Some people and some groups don't. People from the North took that school away. Personally, I think it is an ideal site for a charter school.

When my high school age son and I were talking about this he said, "Dad, but it's too far from Hagåtña." I said, "Son, if you're from Umatac, Hagåtña is too far." But Agat was not too far for Francisco Quinata Sanchez. He walked from Umatac to Agat everyday to go to school. Does Umatac and its people need an after school program? Of course they do.

Decades ago the basketball teams and the volleyball teams from Umatac were feared by the rest of the islands. They were the best teams in basketball and volleyball. Years later I found out why. Because they had the facilities for basketball and volleyball. They weren't very good baseball players but that's because they didn't have the facilities. Although, today some our best baseball players are from Umatac.

Earlier I said I would get back to the Outdoor Library site even though that is not the subject of the bill. I am suggesting that it be moved to the F.Q. Sanchez Elementary School playground site. Then, we would have four (4) historic sites in the area. You can get down from your car or the tourist can get down from the tour bus and see FOUR historic sites in one area. Nowhere else on Guam. Instead of where it is now, in the parking lot of a Mom & Pop store on lot 212. Chamorro Land Trust property being rented out, money going to the (Chamorro) Land Trust for \$25 a month and I don't even know if the rent is being paid.

Some author said that the measure of a society is how the society takes care of its libraries and its cemeteries. Yesterday, I decided to take a ride down to Umatac and visit the cemetery. There was a family there who was looking for a place to bury their dead this Saturday. No body knows who owns the cemetery in Umatac,. Personally I believe it is on *Monte Sindueñu*. *Monte Sindueñu* means mountain with no owner. Who owns it? The government owns it. Yesterday, I saw erosion on that site and there was a casket falling off almost into the water. That family was looking around for a place to bury their dead. Every time they dig a place, there was already someone there. Umatac needs a cemetery. If you look at Inarajan, if you look at Malesso, their cemeteries are pretty well set. And they also, I believe, have that rule that you can't get buried there unless you are from Malesso or Inarajan. These are just one of the land issues I bring up using this opportunity. You have to do something about the cemetery in Umatac.

Having said this and taking up all of your time, I believe the people of Umatac need and deserve the aforementioned public community facilities. And, people of Umatac don't settle for F.Q. Sanchez only, you deserve better than that. Lands are available to build those facilities in Umatac, we just need to take care of the land. How do we finance those construction? I don't know. The legislature handles that. How about Compact Impact Funds? The other community facilities and gyms were built that way. Senator McCreadie is not here and I hate to talk about people when they are not here but if memory serves me right, he promised a gym in every village. Start with Umatac. You and Senator Morrison are from the same political persuasion as the Governor, talk to him, work with him, work together. I believe he has control over the Compact Impact Funds allocation. Now is your chance. One down, many to go. Start in Umatac. Get the Lieutenant Governor and his wife and the beautification project task force and clean up the Outdoor Library. Don't just clean up Hagåtña, Tumon and Tamuning. Tourist bus diesel pollution pass by that Umatac Outdoor Library everyday - within inches of it.

Facilities cost for Umatac are probably less than the vendor's bill, or the doctor's bill, or the pharmaceutical bill, or GMH which seems to be taken care of already. Tap the Tourist Attraction fund. The large majority of tourist that comes to Guam has to go through Umatac to go around the island. Some time in the last session of the legislature there was talk about tollbooths. Mayors, set up a tollbooth and charge a dollar for tourist arrival, for a year at least. I heard there were a million tourists that came to Guam last year. A great majority of them probably passed through Umatac to go try the coconut meat on top of the hill or to go look at Coco's Island. One dollar per tourist equals \$1 million. Tollbooth! Charge every bus or rental car that is going through Umatac and while you are at it, don't forget the original landowners of that F.Q. Sanchez school. The land for the landless subdivision in Umatac is the only land for the landless subdivisions that had names on them put into law. Now is your chance. Thank you for your time, patience and emotion.

## PANEL COMMENTS AND QUESTIONS

**Chairman Vicente C. Pangelinan:** Si Yu'os Ma'åse and thank you Mr. Borja. Mr. (former) Vice Speaker?

### **5. Mr. Ted Nelson, Former Vice Speaker 23<sup>rd</sup> Guam Legislature**

**Mr. Nelson:** Thank you Mr. Chairman and good morning Senator Morrison, Senator Aguon, Vice Speaker Cruz, and Senator Limtiaco. I am Ted Dessa Bayogu Sgambelluri Quinata Nelson. You may not be aware of it folks, but I got family down there and I am very fond of Umatac and I just want to say that the issue before us is not only emotional but a very historic issue. I am against any movement from the beginning. As a matter of fact, some of the students are still here. A few years ago there was a movement to close the Umatac elementary school. At the time the school children and the parents and the community got together and protested right in front of the board, right in front of the television. As a matter of fact the issue became so heated that they had to call police to protect the board members and escort them out of the school facility. And I congratulated those students, the parents and the mayors at the time for having the guts to get rid of that movement, to close the Umatac elementary school.

This is issue. A lot of people have interest in Umatac and I know last term someone wanted to make it into a charter school. I certainly don't agree with that. The movement to convert the facility to tourism or other governmental activities, F.Q. Sanchez should belong to the people of Umatac. Give it to them! Don't get rid of this jurisdictional problem. Give the property to the Mayor's office and it can be done Mr. Speaker. As you know, the land for the landless names, that was my legislation.

And I want to make sure that no body fools around with it. I listed all the names in the list of the land for the landless - those in the military, and those who were going to school off island and those who were landless in Umatac. And the public law is still there. And since you brought it up, Joe, I want to ask the Speaker Ben and senators and the Mayor to check on that legislation because they have not been fully implemented. The names are there; the lots are there, where is the problem? So, the three of you folks can correct that. You only have to pay \$2,500 and I know a lot of people don't agree with me but I believe they deserve it. They are entitled to it. This is a job that Senator Morrison, the Speaker and the Mayor would have to pursue.

Going back to (F.Q.) Sanchez, the building itself is a historic site and it is time that this government...and I think that with your help Mr. Speaker, give the Umatac people ownership of their facilities. They deserve it. Some place that the students and the people can be so proud. Because then they have a facility in their village that they can engage educational and recreational for the people in Umatac

It is very difficult for youngsters to go downtown or down to Agat or other facilities. This can be implemented with the work of the Mayor. There are a lot of educators in Umatac and Malessa that the senators can work with in order to keep the facilities going

and make it beneficial to the people. Do not allow these hotel developers in Tumon to make money out of the Umatac village facilities. I have to support some of the recommendations of Mr. Borja about getting money out of the Tourist Attraction Fund for the repair and maintenance of the facilities. I'm pretty sure we can justify giving the Mayor money from the Tourist Attraction Fund to support the facilities and other activities in Umatac because the tourist business is so big now that only the big shots are getting profit out of it and nothing is filtering down to the citizens of Umatac.

Again, I commend Senator Morrison for this action. This is a start to perpetuate, agitate a movement for the people of Umatac to get together and demand. Like Mr. Borja said, one million visitors get together and generate money. The GVB board and the legislature can pass and appropriate money for the maintenance and repair the facilities and for other administrative matters.

It's time for the people of Umatac to stand up and I'm proud of this bill. I'm proud of Senator Morrison. I'm proud of the Mayor and my relatives down in Umatac for standing up together. It's high time we see leaders in Umatac come together like Chilang Morrison, Albert, J.T. and Senator Morrison. There are great leaders in Umatac and it is high time that the government recognizes and Umatac stand up, just like Tumon with Gun Beach. It is ideal, it is the most historic place and we must capitalize on it and its our leaders that have to work together to make sure that the profits, the benefits, the pride, will go to the people of Umatac. What ever you do, for God sake, do not change the name!

This bill will go through Mr. Chairman, with your support and take it away from Chamorro Land Trust. We did it with the land for the landless but give it to the Mayor, give it to the people, they deserve it. They deserve nothing less! And it's high time that Umatac, by the sea, continue to rise up and the people of Guam as well as the tourist will recognize Umatac has a historic site that means a lot to the people of this territory. And to all those families down there, I ask you folks to support Senator Morrison, the Mayor and Senator Pangelinan with the efforts. Please support the efforts to transfer complete authority and ownership of the site to the Umatac village, Mayor and so forth. The compensation for the original landowners, there is legislation in there, still in effect Mr. Chairman where they can compensate for land exchange. There is a law - it's my law. There are people that have been identified and the landowners that have been neglected. You can transfer properties to these individuals because they are entitled to it and they deserve it. It's an injustice to take land away without just compensation.

Mr. Chairman, Senator Morrison, Senator Aguon, Senator BJ Cruz, and Senator Limtiaco tell these people you are in support of this bill and you will support the complete transfer and authority of the people of Umatac and to give the Mayor complete control and jurisdiction of the operation, maintenance and all the related activities down in Umatac. I want to thank you for this opportunity and thank you Senator Morrison for introducing this bill. I know there were efforts in the past - the charter school. I fought against it. I didn't like it. I don't believe the charter school is the school for the people of selected enrollment and you're going to use the Umatac facilities to satisfy those



other individuals who want to make money so they can prosper and ignore the rights, the historical heritage and the pride of the people. The Umatac people can rise up and be proud.

It's high time we recognize the full entitlement of the people of Umatac of that facility. With that Mr. Chairman I thank you sir for this opportunity.

### **PANEL COMMENTS AND QUESTIONS**

**Chairman Vicente C. Pangelinan:** Thank you and Si Yu'os Ma'ase Mr. Vice Speaker.  
Any comments or questions?

**Senator Morrison:** Thank you Speaker Nelson, thank you so much. I know you don't have a Morrison in your name but you resemble my father so much so it can count.

**Chairman Vicente C. Pangelinan:** Mr. Borja, thank you for the history lesson. That was very interesting and I'm sure the people of Umatac appreciate that as well. I certainly did.

**Senator Morrison:** I appreciate that as well and I would really like a copy, I'm not sure how to get a copy. Again, I know you pointed out a lot of the historical sites in that community and that was some discussion we were talking about with Guam Visitor Bureau (GVB) that it is the only place you can go from point A to point B, the end of the village, and you can take a walking tour through it and find history all over the place. I appreciate that testimony and your support.

**Chairman Vicente C. Pangelinan:** I just want to state for the record that this legislature did provide \$250,000 in appropriations for the cemetery and we continue to try to work with that. Senator Nelson, the Mayor - even from last term and Department of Land Management - there are still unresolved issues with the land for the landless and we are very close to that. We have mapped it out and we have looked at the different lots and it is just a matter of time, a very short time, that we will resolve all those issues that was the original intention of the legislation and we want to thank you for that.

**Mr. Nelson:** I have ran into some of my retired military friends and they have asked.

**Chairman Vicente C. Pangelinan:** You can tell them to check my office as we continue to work with Department of Land Management.

**Mr. Nelson:** Follow up with it, please. Thank you.

**Chairman Vicente C. Pangelinan:** Si Yu'os Ma'ase. There being no more testimony on Bill 5-32, this concludes the testimony on Bill No. 5-32. There being no additional individuals to present any additional testimony, this Committee will continue to remain open for the acceptance of any additional information or public testimony on

the bill discussed. You can submit those testimonies to my office directly on Soledad Avenue, as well as the Guam Legislature or through any of the electronic processes either email at [senbenp@guam.net](mailto:senbenp@guam.net) or through our website at [senbenp.com](http://senbenp.com)

### **III. FINDINGS & RECOMMENDATIONS**

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land, hereby reports Bill No. 5-32 (LS), as substituted with the recommendation TO PASS.

I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN  
2013 (FIRST) Regular Session

Bill No. 5-32(LS)

Introduced by:

T. A. Morrison *2*

2013 JAN - 7 AM 10:19  
*MS*

**AN ACT TO ADD A NEW §40128 CHAPTER 40 OF 5GCA  
RELATIVE TO PLACING THE FORMER FQ SANCHEZ  
ELEMENTARY SCHOOL FACILITY UNDER THE  
JURIDICTION OF THE UMATAC MAYOR'S OFFICE.**

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

2

3 **Section 1.** A new section 40128 is *added* to Chapter 40 of 5GCA to read as  
4 follows"

5

6 "**§40128. Transfer of F.Q. Sanchez facility.** (a) The land and buildings that  
7 comprise the former F.Q. Sanchez Elementary school in the village of Umatac is  
8 transferred to the administrative jurisdiction of the Umatac Mayor's office.

9 (b) The facility may be used for any of the following purposes;

10

(1) A Mayor's Office

11

(2) A Municipal Planning Council Office

12

(3) A youth center or for recreational youth activities

13

(4) A senior citizens center

14

(5) A healthcare facility

15

(6) An educational facility, and

16

(7) an after school program facility

1 (c) The Umatac Municipal Planning Council is authorized to lease portions of the  
2 facility to for-profit or not-for-profit entities to carry out the purposes of paragraph  
3 (b) of this Section.

4 (d) All revenues derived from the leasing or other activities generated from the use  
5 of the facility shall be retained by the Umatac Municipal Planning Council for the  
6 maintenance of the facility and for village activities or improvements.

7 (e) The Umatac Mayor shall enter into a memorandum of understanding with the  
8 Department of Administration for the management of accounts related to the  
9 activities of this Section. Administrative fees to the Department of Administration  
10 shall not exceed two percent (2%) of the revenues.

11 (f) The financial operations of the facility shall be subject to audit/review by the  
12 Office of Public Accountability.

**I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN**  
**2013 (FIRST) Regular Session**

Bill No. \_\_\_\_\_ 5-32

As substituted by the Committee on  
Appropriations, Public Debt, Legal Affairs,  
Retirement, Public Parks, Recreation,  
Historic Preservation and Land

Introduced by:

T. J. Morrison  
V. Anthony Ada

**AN ACT TO ADD A NEW §40128 CHAPTER 40 OF 5GCA  
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8 transferred to the administrative jurisdiction of the Umatac Mayor's office.

9 (b) The facility may be used for any of the following purposes;

10 (1) A Mayor Office

11 (2) A Municipal Planning Council Office

12 (3) A youth center or for recreational youth activities

13 (4) A senior citizens center

14 (5) For a healthcare facility, and

15 (6) For educational facility

- 1 (c) The Umatac Municipal Planning council is authorized to lease, pursuant to  
2 §60114, Chapter 60 of 21GCA relative to the leasing of government properties,  
3 portions of the facility to for-profit or not-for-profit entities to carry out the  
4 purposes of paragraph (b) of this Section.
- 5 (d) All revenues derived from the leasing or other activities generated from the use  
6 of the facility shall be deposited in the Umatac Municipal Planning Council Fund  
7 for the maintenance of the facility and for village activities or improvements.
- 8 (e) The Umatac Mayor may enter into a memorandum of understanding with the  
9 Department of Administration for the management of accounts related to the  
10 activities of this Section. Administrative fees to the Department of Administration  
11 shall not exceed two percent (2%) of the revenues.
- 12 (f) The financial operations of the facility shall be subject to audit/review by the  
13 Office of Public Accountability.
- 14 (g) All uses, renovations and improvements to the facility shall comply with  
15 Federal historic preservation laws and regulations applicable to Guam and with  
16 Chapter 76 of 21GCA.
- 17 (h) In the event that the Umatac Municipal Planning Council determines in the  
18 future that they no longer have a need for the facility, title to the facility shall  
19 revert to the Chamorro Land Trust and be added to the available lands inventory of  
20 the Chamorro Land Trust.



**Mina'trentai Dos na Liheslaturan Guahan**  
**32nd GUAM LEGISLATURE**

**Senator Vicente "ben" Cabrera Pangelinan**

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**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,  
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

**Tuesday, March 12, 2013**

**Bill No. 5**  
**SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Jesse A. Gofigan	Umatac	777-0454	UMATA100@GMAIL.COM			Yes	
Joe Quinata	GPT					✓	

324 W. Soledad Ave. Hagatna, Guam 96910  
Ph. 473-4236 Fax. 473-4238  
Email: senbenp@guam.net

①



**Mina'trentai Dos na Liheslaturan Guahan**  
**32nd GUAM LEGISLATURE**

**Senator Vicente "ben" Cabrera Pangelinan**

---

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,  
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

**Tuesday, March 12, 2013**

**Bill No. 5**  
**SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Vera Togaona	Umfae	482-5446			✓		

②

324 W. Soledad Ave. Hagatna, Guam 96910  
Ph. 473-4236 Fax. 473-4238  
Email: senbenp@guam.net





**Mina'trentai Dos na Liheslaturan Guahan**  
**32nd GUAM LEGISLATURE**

**Senator Vicente "ben" Cabrera Pangelinan**

---

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,  
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

**Tuesday, March 12, 2013**

**Bill No. 5**  
**SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
JOSEPH M. BORJA			joba@ite.net		✓		?

324 W. Soledad Ave. Hagatna, Guam 96910  
Ph. 473-4236 Fax. 473-4238  
Email: senbenp@guam.net



**DIPĀTTAMENTON MINANEHAN TĀNO'**  
 (Department of Land Management)  
**GUBETNAMENTON GUĀHAN**  
 (Government of Guam)



Street Address:  
 590 S. Marine Corps Drive  
 Suite 733 ITC Building  
 Tamuning, GU 96913

EDDIE BAZA CALVO  
 Governor

RAY TENORIO  
 Lieutenant Governor

*OLL*  
*Compton*  
*Reyes*

Monte G. Mañas  
 Director

David V. Camacho  
 Deputy Director

March 11, 2013

Senator Vicente (ben) C. Pangelinan  
 32<sup>nd</sup> Guam Legislature  
 Chairman, Committee on Appropriations,  
 Taxation, Public Debt, Banking,  
 Insurance, Retirement, and Land  
 324 W. Soledad Ave., Suite 100  
 Hagatna, GU 96932

Mailing Address:  
 P.O. Box 2950  
 Hagåtña, GU 96932

Website:  
<http://dlm.guam.gov>

SUBJECT: Testimony on Bill No. 5-32(LS)

Buenas Yan Hafa Adai: The Department has reviewed Bill Number 5-32(LS), **An Act To Add A New §40128 Chapter 40 of 4GCA Relative To Placing The Former FQ Sanchez Elementary School Facility Under The Jurisdiction of The Umatac Mayor's Office.** We provided the following testimony:

E-mail Address:  
[dldir@dlm.guam.gov](mailto:dldir@dlm.guam.gov)

The Department of Land Management is in full support of this bill and favor's its passage in conjunction with the **Memorandum of Agreement (MOA)** between the **Office of The Governor (hereinafter Governor)**, and **Office of The Mayor, Municipality of Umatac** that is attached herewith.

Telephone:  
 671-649-LAND (5263)

Furthermore, we do not foresee any fiscal impact.

We thank you for this opportunity to submit our written testimony.

Facsimile:  
 671-649-5383

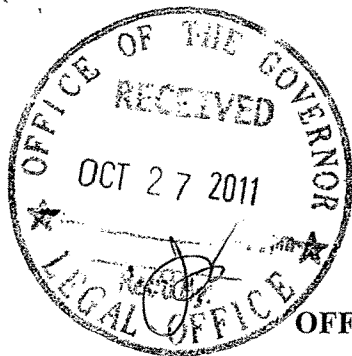
Senseramente,

David V. Camacho  
 Acting Director

Attachment



11-0928



MEMORANDUM OF AGREEMENT

between

THE OFFICE OF THE GOVERNOR  
and

OFFICE OF THE MAYOR, MUNICIPALITY OF UMATAC

RECEIVED

DEC 13 2011

Department of Land Management  
Time: 3:30 Int: [Signature]

This MEMORANDUM OF AGREEMENT (MOA) is entered into on the effective date indicated below by and between the **OFFICE OF THE GOVERNOR (hereinafter GOVERNOR)**, Government of Guam whose address is Governor Ricardo J. Bordallo Complex, Hagåtña, Guam 96910 and the **OFFICE OF THE MAYOR, MUNICIPALITY OF UMATAC (hereinafter UMO)**, Government of Guam whose address is P.O. 786, Hagåtña, Guam 96932.

**WHEREAS**, the Guam Education Board on its June 30, 2011 meeting, voted to close the Francisco Quinata Sanchez Elementary School (FQSES); and

**WHEREAS**, on September 9, 2011, the Interim Superintendent of Education transmitted a letter indicating that the Guam Department of Education (GDOE) does not have any immediate plans for the use of FQSES facility and property and is turning the facility over to the Governor of Guam but would like to reserve the property for future use as a school as the need arises in the future; and

**WHEREAS**, pursuant to Title 21 Guam Code Annotated Chapter 60, Section 60105 the Governor of Guam is authorized to use reserved properties for temporary purposes; and

**WHEREAS**, pursuant to Title 21 Guam Code Annotated Chapter 60, Section 60105 the Governor of Guam is authorized to use reserved properties for temporary purposes; and

**WHEREAS**, FQSES sits on three Government of Guam parcels: Lot 281, Lot 163NEW and Lot 164-R1; and

**WHEREAS**, the San Dionisio Church Ruins, Guam Historic Properties Inventory (GHPI) No. 66-02-1024, listed in 1974 on both the Guam and National registers, which sits on lots 163NEW and Lot 164-R1, included, prior to two major earthquakes, the Convento (Conbenton Pale'), the church, and the Spanish Governor's House; and

**WHEREAS**, F.Q. Sanchez Elementary School, GHPI No. 66-02-1661, listed in 1998 on both the Guam and National registers, referred to as "the facility," has been vacated by GDOE and transferred over to the Governor to be used for "temporary purposes"; and

CFD-1011-4315

RECEIVED

OCT 13 2011

Office of the Attorney General of Guam  
Civil/Solicitor Division

Memorandum of Agreement  
Between the Office of the Governor & the Department of PARKS & RECREATION  
and the Office of the Mayor, Municipality of Umatac

**WHEREAS**, the Department of Parks and Recreation shall be informed of any future improvement on FQSES pursuant Title 21 GCA Chapter 76, Section 76205; and

**WHEREAS**, Title 21 GCA Chapter 76, Section 76209, provides for full cooperation from other government units in preservation efforts; and

**WHEREAS**, Title 21 GCA Chapter 76, Section 76502(a), requires agencies to “consult with the Guam Historic Preservation Officer before demolishing, altering, or transferring any property...”; and

**WHEREAS**, that any potential impact to the property will be resolved through agreement or mitigation pursuant Title 21 GCA Chapter 76, Section 76511(d) and

**WHEREAS**, any federal involvement by way of funding, permitting, licensing, and such other, will require review under Section 106 of the National Historic Preservation Act, and 36 CFR Part 800, as implemented by the State Historic Preservation Office, Department of Parks and Recreation; and

**WHEREAS**, the Department of Parks and Recreation, shall document the property in its current state before the property is turned over to the Governor; and

**WHEREAS**, the purpose of this MOA is to set forth the terms by which the GOVERNOR can provide assistance to UMO for the use of the FQSES facility and property, as well as to coordinate and delineate each party’s responsibilities;

***NOW THEREFORE IN CONSIDERATION*** of the agreements hereinafter set out, the parties AGREE as follows:

**SECTION 1. TERM.** The term of this MOA shall be for a period of one (1) year from the Effective Date. Upon mutual agreement of the parties, this MOA may be renewed for four (4) additional terms, each term no more than one (1) year each. Should the parties desire to continue the MOA for any additional period of time beyond the periods prescribed in this section, they may mutually do so by one party providing written notice at least 60 days prior to the expiration of the final period, and the other party approving the written request for an additional period of time. Should the Government of Guam, through the **GOVERNOR**, desire to terminate this agreement, the **GOVERNOR** may do so by providing at least 60 days notice to **UMO** prior to the expiration of the existing period.

**SECTION 2. RESPONSIBILITIES.** The responsibilities for the PARTIES are outlined below:

**A. GOVERNOR’s Responsibilities.**

1. Identify and provide a Liaison Officer to **UMO**;

Memorandum of Agreement  
Between the Office of the Governor & the Department of PARKS & RECREATION  
and the Office of the Mayor, Municipality of Umatac

2. Facilitate the transfer of utilities from GDOE to **UMO**;
3. Periodically, at least once during each period of this **AGREEMENT**, inspect the facility to ensure that the facility is being maintained and kept in good condition;
4. Together with the **UMO**, conduct an inventory of equipment that remains in the facility and temporarily transfer such inventory of equipment to the **UMO**, with the understanding that upon final return of the facility to the **GOVERNOR**, the **UMO** will transfer such equipment back to the **GOVERNOR** in good condition, subject to normal wear and tear;
5. Turn over the keys of the facility to the **UMO**;
6. Upon receiving a request from GDOE to use the property once again for use as an elementary school or charter school, provide at least sixty (60) days written notice to **UMO** to terminate the **AGREEMENT**;
7. Provide any other assistance mutually agreed upon either orally or in writing.

**B. UMO's Responsibilities.**

1. Ensure that temporary use of the FQSES campus and facility are strictly for community and civic purposes to benefit the residents and community of the Municipality of Umatac;
2. Identify and provide a Liaison Officer to the **GOVERNOR**;
3. Within one (1) day of the Effective Date of this **AGREEMENT**, apply for power and water in order for the utilities to be in the name of, and responsibility of the **UMO**;
4. Hold harmless and indemnify the **GOVERNOR** in full for any and all liability and/or claims for any act or omission by any and all individuals or entities related to the state, use and/or occupancy of, and/or any activity associated with or related to, the FQSES facilities, grounds, and premises at any and all times this **AGREEMENT** is in effect;
5. Maintain the facility, by providing the necessary custodial, building maintenance, equipment maintenance, grounds maintenance, and any other maintenance that will ensure that the facility is maintained in good condition throughout the duration of this **AGREEMENT**;
6. Provide for all supplies and materials necessary to maintain the facility throughout the duration of this **AGREEMENT**;
7. Contact the Director, Department of Parks and Recreation, or the Guam State Historic Preservation Officer and Governor's Office Deputy Chief of Staff prior to any modifications plans to the facility;
8. Provide any other assistance mutually agreed upon either orally or in writing.

**SECTION 4. GOVERNOR & UMO LIAISON OFFICER/POINT OF CONTACT:**

Unless identified otherwise, the Liaison Officer who shall act as point of contact for coordination of this MOA shall be:

**Governor's Office Representative:**  
ROSE RAMSEY, Deputy Chief of Staff  
Office of the Governor, Government of Guam  
(671) 472-8931 (telephone)  
rose.ramsey@guam.gov (e-mail address)

&

**Umatac Mayor's Office Representative:**  
DEAN SANCHEZ, Mayor of Umatac  
Office of the Mayor, Municipality of Umatac  
(671) 828-8252 (telephone)  
umatacmo@gmail.com (e-mail address)

In the event that either Representative should become unavailable or unable to serve as the Liaison Officer, then each party shall immediately identify another person to act in his/her place and stead and provide notification to the other **PARTY**.

**SECTION 5. NOTICES.** Unless, during the term of this MOA, a party notifies the other party in writing of a change or other address to be used, any legal notices shall be sent by certified mail or by personal delivery, with receipt verified, to the parties at the following addresses:

**OFFICE OF THE GOVERNOR,**  
**Attn: Deputy Chief of Staff, Rose Ramsey**  
Governor Ricardo J. Bordallo Complex  
Hagåtña, Guam 96910

**OFFICE OF THE MAYOR, MUNICIPALITY OF UMATAC**  
**Attn: Mayor**  
P.O. 786  
Hagåtña, Guam 96932

**SECTION 6. MISCELLANEOUS PROVISIONS.**

- a. Time is of the essence concerning the provisions of this **MOA**.
- b. This **MOA** is made under and shall be governed and construed in accordance with the laws of Guam, and the courts of Guam shall have jurisdiction over any and all disputes, except in cases where federal laws have been broken.
- c. If any provision of this **MOA** shall be deemed by a court of competent jurisdiction to be invalid or unenforceable, then such provision shall be deemed stricken and the **MOA** shall be enforced according to its valid and subsisting terms and provisions.

**Memorandum of Agreement  
Between the Office of the Governor & the Department of PARKS & RECREATION  
and the Office of the Mayor, Municipality of Umatac**

d. The failure of either party to insist upon strict compliance with any term, provision, or condition of this **MOA** shall not be construed as a waiver of either party's rights and remedies under this **MOA**.

e. All information, datasets, maps, manuals, briefs, memoranda, reports, summaries or other documents furnished by one party to the other party during the course of this **MOA** shall remain the furnishing party's property, including all publications rights and copyright interests.

f. Any approval required herein by the **GOVERNOR** shall mean that the approval of the Deputy Chief of Staff is required, unless another person is designated to issue particular or limited approvals on certain matters.

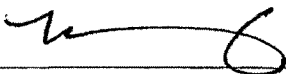
g. The parties warrant that no person in their employment who has been convicted of a sex offense under the provisions of Chapter 25 of Title 9 of the Guam Code Annotated, or of an offense defined in Article 2 of Chapter 28 of Title 9 of the Guam Code Annotated, or who has been convicted of an offense with the same elements as heretofore defined in any other jurisdiction, or who is listed on the Sex Offender Registry shall provide services to **UMO** while on Government of Guam property. If any employee of the parties is providing services on government property and is convicted subsequent to this **MOA**, then the employing party warrants that it will notify the other party of the conviction within twenty-four (24) hours of the conviction, and will remove immediately such convicted person from providing services on government property. If the parties are found to be in violation of any of the provisions of this paragraph, then the violating party shall take corrective action within twenty-four (24) hours notice, and the violating party shall notify the other party when the corrective action has been taken.

**SECTION 7. MODIFICATION.** This **MOA** may only be modified in writing signed by the parties.

**SECTION 8. EFFECTIVE DATE.** The terms of this **MOA** shall become effective on the date it is signed by the Governor of Guam.

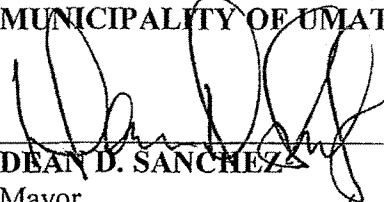
*IN WITNESS WHEREOF*, the parties have executed this Memorandum of Agreement effective the day and year the **Governor of Guam** affixes his signature.

**OFFICE OF THE GOVERNOR  
OF GUAM:**

  
\_\_\_\_\_  
**ROSE RAMSEY**  
Deputy Chief of Staff


Date: 9/27/11

**OFFICE OF THE MAYOR,  
MUNICIPALITY OF UMATAC:**

  
\_\_\_\_\_  
**DEAN D. SANCHEZ**  
Mayor


Date: 9/28/11

**APPROVED AS TO LEGALITY  
AND FORM**

  
\_\_\_\_\_  
**LENNY RAPADAS**  
Attorney General of Guam

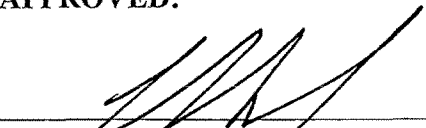
**11-0928**  
Date: 10/27/11

**Concurring Party:**

  
\_\_\_\_\_  
**PETER S. CALVO**  
Acting Director  
Department of Parks and Recreation


Date: 9/28/11

**APPROVED:**

  
\_\_\_\_\_  
**THE HONORABLE EDDIE BAZA CALVO**

Date: 12/7/11

**Concurring Party:**

  
\_\_\_\_\_  
**MONTE MAFNAS**  
Acting Director  
Department of Land Management

Date: 10-13-11

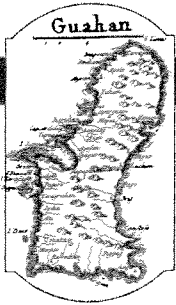
**RECEIVED**  
OCT 13 2011  
4:58 PM

Office of the Attorney General of Guam  
Civil/Solicitor Division

**RECEIVED**  
SEP 28 2011  
11:59 AM

Office of the Attorney General of Guam  
Civil/Solicitor Division





## GUAM PRESERVATION TRUST

### INANGOKKON INADAHI GUÅHAN

P.O. BOX 3036 • Hagåtña, Guam 96932  
Tel: (671) 472-9439/40 • Fax: (671) 477-2047  
[www.guampreservationtrust.com](http://www.guampreservationtrust.com)

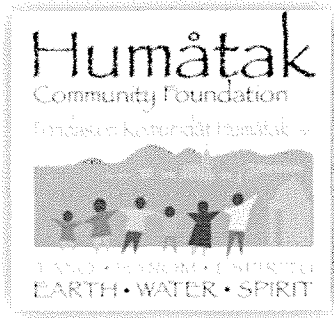
### Testimony in Favor of Bill 5-32

The Guam Preservation Trust would like to thank you for allowing us the opportunity to testify in favor of Bill 5-32: An act relative to transferring the jurisdiction of the F. Q. Sanchez Elementary School facility to the Umatac Mayor's Office.

The mission of the Trust is to preserve and protect Guam's historic sites, culture, and perspectives for the benefit of the people and future of Guam. The Trust's vision is that historic preservation is a shared responsibility through education, cooperation, and advocacy all linking to Guam's heritage.

Given our mission and what we envision, and in recognizing that the F. Q. Sanchez Elementary School is listed on both the Local and National Registers of Historic Places, it is our intention to support any initiative that will promote a shared responsibility to care and protect this historic structure and any historic structures on Guam. After conducting an assessment of F. Q. Sanchez Elementary School, the Guam Preservation Trust initiated discussions on listing the historic structure as part of our strategic plan for capital improvement projects.

Our support for this initiative is also prompted by our experiences in our efforts to preserve and protect Guam's historic sites, especially sites that have a special meaning to the community. The Merlyn G. Cook School now the Merizo Youth Center, St. Joseph Church in Inarajan, San Dionisio Church in Umatac, the Historic Lujan House are some examples of the community taking ownership and caring and protecting these historic sites. By providing the opportunity for the community to have the sense of ownership to these historic sites, collectively, we can accomplish our respective mission.



## **Humatak Community Foundation**

**P. O. Box 3791 Hagåtña, Guam 96932**

**Tel: (671) 777-7335**

**Email: [humatak.community@gmail.com](mailto:humatak.community@gmail.com)**

**Website: [www.humatak.org](http://www.humatak.org)**

### **TESTIMONY IN FAVOR OF BILL 5-32**

On behalf of the Humatak Community Foundation, we would like to thank this legislative body for allowing us the opportunity to testify in support for Bill 5-32 - An Act relative to placing the former Francisco Quinata Sanchez Elementary School Facility under the jurisdiction of the Umatac Mayor's Office.

The Humatak Community Foundation (HCF) was created to bring together the people of the village of Humatak (Umatac) and our families and friends near and far to preserve and conserve the resources of our earth, water and spirit. Our priorities are to establish a charter school for our children and develop programs to preserve and conserve our cultural and natural resource in the village of Umatac and in the Island of Guam.

Given our mission and our priorities, it is our intention to support educational, preservation, and conservation initiatives that will be a benefit for the people of Umatac and the Island of Guam. Transferring jurisdiction of the Francisco Quinata Sanchez School facility to the Umatac Mayor's Office provides opportunities as well as an initiative for the residents of Umatac to take ownership of a place that holds greater meaning to the people of Umatac than to any agency, organization, or group of people.

Subsequent to Guam Department of Education closing the school, the utilities were disconnected and an opportunity for thieves. The school was broken into and the electrical wirings and air condition systems were taken. This created a set-back for the community to maximize the usage of the facility. Although thieves made their way into the school, the school is graffiti-free. There has not been any graffiti on school walls since the closing of the school. This is indicative of the residents' respect and greater meaning to a facility that the government neglected.

The Humatak Community Foundation supports the residents of Umatac and its efforts to take ownership of the F. Q. Sanchez School and we ask that this body respects the wishes of the people of Umatac.

I MINA' TRENTAI DOS NA LIHESLATURAN GUAHAN  
2013 (FIRST) Regular Session

Bill No. 5-32(LS)

Introduced by:

T. A. Morrison *2*

2013 JAN - 7 AM 10:14:19

**AN ACT TO ADD A NEW §40128 CHAPTER 40 OF 5GCA  
RELATIVE TO PLACING THE FORMER FQ SANCHEZ  
ELEMENTARY SCHOOL FACILITY UNDER THE  
JURIDICTION OF THE UMATAC MAYOR'S OFFICE.**

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

2

3 **Section 1.** A new section 40128 is *added* to Chapter 40 of 5GCA to read as  
4 follows"

5

6 **"§40128. Transfer of F.Q. Sanchez facility.** (a) The land and buildings that  
7 comprise the former F.Q. Sanchez Elementary school in the village of Umatac is  
8 transferred to the administrative jurisdiction of the Umatac Mayor's office.

9 (b) The facility may be used for any of the following purposes;

- 10 (1) A Mayor's Office
- 11 (2) A Municipal Planning Council Office
- 12 (3) A youth center or for recreational youth activities
- 13 (4) A senior citizens center
- 14 (5) A healthcare facility
- 15 (6) An educational facility, and
- 16 (7) an after school program facility

1 (c) The Umatac Municipal Planning Council is authorized to lease portions of the  
2 facility to for-profit or not-for-profit entities to carry out the purposes of paragraph  
3 (b) of this Section.

4 (d) All revenues derived from the leasing or other activities generated from the use  
5 of the facility shall be retained by the Umatac Municipal Planning Council for the  
6 maintenance of the facility and for village activities or improvements.

7 (e) The Umatac Mayor shall enter into a memorandum of understanding with the  
8 Department of Administration for the management of accounts related to the  
9 activities of this Section. Administrative fees to the Department of Administration  
10 shall not exceed two percent (2%) of the revenues.

11 (f) The financial operations of the facility shall be subject to audit/review by the  
12 Office of Public Accountability.

## PREAMBLE

Through history, education has been a matter of paramount importance to the people of Umatac. The many schools built in Umatac over the past one hundred years are clear indications of the educational legacy that has been passed from generation to generation. Today, the people of Umatac are once again challenged to overcome adversities in their quest to provide the highest level of education to their children. Because of its small student population, the school was targeted for closure by Guam Education School Board who proposed sending its students to another village. Umatac residents strongly opposed this move.

The Francisco Q. Sanchez Elementary School is an historic place that holds many memories for those who have studied and taught there. In 1998, the school was listed under both the Guam and the National registers of historic places. It is one of the first buildings built in a plan to restore Guam after the devastation of World War II. Completed in 1953, the school was designed by a world-renowned architect Richard J. Neutra.

The school bears the name of Umatac native son, Francisco Quinata Sanchez (1899-1954) who began teaching in Umatac at age 18. He pursued his education at the Guam Institute and the Richard P. Leary School, and throughout his life remained an earnest hands-on supporter of education. He served as principal of the Magellan School, as it was then called, and led local residents to build the first library in southern Guam.

The community of Umatac wishes to transfer the jurisdiction of the F.Q. Sanchez Elementary to the Umatac Mayor's Office for the purposes of A Mayor's Office; A Municipal Planning Council Office; A youth center or for recreational youth activities; A senior citizens center; A healthcare facility; An educational facility; or an afterschool program facility.

Therefore, we, the undersigned, hereby petition our support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME /SIGNATURE/DATE	ADDRESS
Mildred B. Erguiza / Mildred B. Erguiza 3/8/13	MERIZO
Tina M. Soriano / Tina Soriano 3/8/13	MERIZO
RANDY G. SANCHEZ, Randy G Sanchez	umatac
Elizabeth Quinata 3/8/13	Umatac

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME/ SIGNATURE/ DATE	ADDRESS
MARIAN DAMIAN <i>Marian</i> 3/8/13	315 Santa Rosa SANTA RITA
Carolyn Quinata <i>Quinata</i> 3/8/13	134 9th St. Santa Rita
Paige Young <i>Paige Young</i> 3/8/13	187 San Dionisio Umatac, GU 96915
Beth Ann Pettit 3/8/13	125 Dune Beach Way Tamuning 96913
Neria F. Tayanillo <i>Neria F. Tayanillo</i> 3.8.13	P.O. Box 4213 Agat GU 96928
ECLAVERA Tony <i>ECLAVERA Tony</i> 3/8/13	Agat
Mangubat <i>Mangubat</i> 3/8/13	Agat
Diane P. Edlave <i>Diane P. Edlave</i> 3/8/13	Agat
Carolyn Whalen	Umatac
MILLIE WHALEN	UMATAC
Liz Briarwood	Tamuning
Josh Bromelow	Santa Rita
Kathryn Bromilow	Santa Rita
Jennifer Long	TAMUNING
Theresa Aquino	Umatac
Rodney Aquino <i>Rodney Aquino</i>	UMATAC
Nickolas B. Tegugur, UB <i>Nickolas B. Tegugur, UB</i>	Santa Rita
<i>Gavin Lopez</i>	Umatac
CHEESIE V.	BARRGADA
Glen Topasna	Umatac

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME/ SIGNATURE/ DATE	ADDRESS
Gabriel Topore	Umatac
Mariah Aquinogol <del>Maria</del> 3/8/13	Umatac
Evan Solomon Evan Solomon 3/8/13	Piti
Camy Aquinogol <del>Camy</del> 3/8/13	Umatac
Thomas Quitano <del>Thomas</del> 3/8/13	Asan
Antoinette Halmi <del>Halmi</del> 3/8/13	Umatac
Anisa Sanchez <del>Anisa</del> 3/8/13	Umatac
Joseay Sanchez <del>Joseay</del> 3/8/13	Umatac
Kaitlyn Flanagan 3/8/13	Umatac
Joselyn Sanchez <del>Joselyn</del> 3/8/13	Umatac
Astol Halmi JR 3/8/13	Umatac
Mikellyn Cruz <del>Mikellyn</del> 3/8/13	Yona
Trine Halmi <del>Trine</del> 3/8/13	Umatac
ERIC STANE <del>ERIC</del> 3/8/13	UMATAc
Ciera Raphael <del>Ciera</del> 03/00/13	YIBD
Peter Mendiola <del>Peter</del> 03/00/13	TOTO
Tara Quidaday <del>Tara</del> 3.8.13	Umatac
ARRETTA ANN CARD <del>ARRETTA</del> 3/9/13	Santa Rita
PHILIP CARD <del>PHILIP</del> 3/9/13	Santa Rita
John Padias <del>John</del> Umatac	Umatac

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME/ SIGNATURE/ DATE	ADDRESS
<del>Benito Aguon</del> 3-9-13	<del>Umatac</del>
Riscilla A. Quinata <del>Riscilla Quinata</del> 3-9-13	<del>Umatac</del>
Ivanita Quinata <del>Ivanita Quinata</del> 3-9-13	Maryland
JOHN SANCHEZ <del>John Sanchez</del> 3-9-13	UMATAC
Maria Santelmas 3-9-13	Umatac
Andy Santiago 3-9-13	Umatac
Ernie <del>Ernie Quinata</del> 3/9/13	Umatac
Tomás T. Aguon <del>Tomás T. Aguon</del> 3/9/13	Umatac
Virginia A. Aguon <del>Virginia A. Aguon</del> 3/9/13	Umatac
Mary Q. Topasna (Wife of John G. Topasna) 3/9/13	Umatac
John G. Topasna <del>John G. Topasna</del> 3/9/13	"
Josephine Quidachay 3/9/13	Umatac
Lolaine Quinata 3-9-13	Umatac
Marilyn Juengla 3-9-13	Umatac
Dwayne Juengla 3-9-13	"
SHAELENE CRISOSTOMO 3-9-13	UMATAC
JOTONIA CAMACHO (Antonio Camacho) 3-9-13	Barrigada
Franci Cruz Cruz 3-9-13	Mangilao
Bertha C. Camacho BC 3-9-13	Barrigada
Jose C. Quinatz <del>Jose C. Quinatz</del> 3-9-13	Barrigada

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

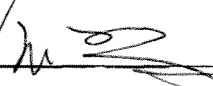






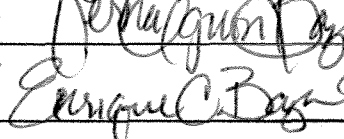


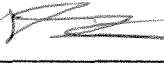


PRINT NAME/ SIGNATURE/ DATE	ADDRESS
Maryann S. Quinata 3/9/13	UMATAE
Andrew T. Quinata 3/9/13	UMATAE
Andrey A. S. San Nicolas	Umatae
Andrew Jr. S. Quinata 3/9	Umatae
Cameron C. S. Quinata 3/9	Umatae
Kelly K. Quinata 3/9	Umatae
Sharon R. Quinata	Umatae
Jake Q. Agnon 3/9	Umatae
JESSE LEON GUERRERO <del>JLG</del> 3/9	SANTA RITA
VANESSA LEON GUERRERO <del>VLG</del> 3/9/13	Santa Rita
Michelle M. Mendicila <del>M</del> 3-9-13	Santa Rita
Darren Mendicila 3-9-13	Santa Rita
Jimmy A. Quina 3-9-13	Umatae
<del>Johi Leon Guerrero</del> <sup>3-</sup> <del>3/9/13</del> UMATAE	
Chanel Nauta 3/9/13	Agat
Antoinette R. Nauta <del>A</del> 3/9/13	Agat
Honora A Nauta <del>H</del> 3/9/13	Merizo
Esther Roberto <del>E</del> 3-9-13	Santa Rita
Mary Sanchez <del>M</del> 3-9-13	Umatae
Amanda L. Agnon <del>A</del> 3-9-13	Umatae

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME/ SIGNATURE/ DATE	ADDRESS
Josie Quidachay <i>Josie Quidachay</i> 3-9-13	Umatac
Frank Sanchez <i>Frank Sanchez</i> 3-9-13	Umatac
Jesus Quinata <i>Jesus Quinata</i> 3-9-13	(U)
Betty Ann Sanchez <i>Betty Ann Sanchez</i> 3/9/13	Umatac
Lillian Manglon <i>Lillian Manglon</i> 3-9-13	Mangila
ASHERDEE ROSETE <i>Asherdee Rosete</i> 3/9/13	YONA
Lena R. Quinata <i>Lena R. Quinata</i> 9 Mar 13	Umatac
Donovan Santiago <i>Donovan Santiago</i> 3/4/13	Metitop
ERKA DEYES <i>Erka Deyes</i> 3/9/13	Merizo
Linda Quinata <i>Linda Quinata</i> 3-9-13	Umatac
Frank Quinata Sanchez <i>Frank Quinata Sanchez</i> 3-9-13	Umatac
Quinata Susie - Quinata Susie <i>Quinata Susie - Quinata Susie</i> 3/11/13	Umatac
Quinata Keshia - Keshia Quinata <i>Quinata Keshia - Keshia Quinata</i> 3/11/13	Umatac
John Paul Santiago <i>John Paul Santiago</i> 3.11.13	Agat
John Paul Santiago <i>John Paul Santiago</i> 3.11.13	Agat
TRICIA A. SANTIAGO <i>Tricia A. Santiago</i> 3.11.13	Umatac
Kerric E.G. Millon <i>Kerric E.G. Millon</i> 3.11.13	Umatac
EDDIE P. MATNAS <i>Eddie P. Matnas</i> 3-11-13	Umatac
Learn Topasna Sanchez <i>Learn Topasna Sanchez</i> 03-11-13	Umatac
Anthony Junior Cruz <i>Anthony Junior Cruz</i>	Umatac

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME/ SIGNATURE/ DATE	ADDRESS
MERCEDES MURRAY /  3/10/13	TALOFOTO
John Ferguson /  2/10/13	Baurigaua
JOE PABERER /  3/10/13	SIGO
DARRELL BARROW /  3/10/13	TUMON
Yvonne M. Galang /  3/10/13	CHALAU PAGO
Erant Richi /  3/10/13	dula Paga
Verna Aquin Baza /  3/10/13	Yona/umatae
Enrique C. Baza III /  Sportu	Yona/umatae
Tammie Zapanta /  3-10-13	Santa RFA
Vanessa Ada /  3-10-13	Santa RFA
BO HYUA /  3/10-13	HARMON

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

## PREAMBLE

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PRINT NAME /SIGNATURE/DATE	ADDRESS
Jerome A. Quinata <i>[Signature]</i> 8/8/13	HORISOLET Umatac, GUAM
SHERRY M. AGUON <i>[Signature]</i> 03/08/13	HCL BOX 18132 UMATAc, GUAM 96915
MELYNIE D. ALDOD <i>[Signature]</i>	159-A EAST GIMLET ST
<i>[Signature]</i> 3/8/13	UMA

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME/ SIGNATURE/ DATE	ADDRESS
Sherry Q. Sanchez / <i>[Signature]</i> / 3/8/13	Umatac
Jesse Q. Gotigan / <i>[Signature]</i> / 3/8/13	
Diana J. O. Quinata / <i>[Signature]</i> / 3/8/13	Umatac
Kylie Maurer / <i>[Signature]</i> / 03/08/2013	Umatac
Melohnee Sablan / <i>[Signature]</i> / 03-08-13	Mangilao
Gregorio B. Tainatayo / <i>[Signature]</i> / 03/08/13	MARSSO'
ESTHER AGUON / <i>[Signature]</i> / 3.8.2013	Umatac
GERONIMO P. TAINATAYO / <i>[Signature]</i> / 03/08/2013	MERIZO
MAKIANO MENDOZA / <i>[Signature]</i>	MERIZO
JOSEPH QUINTANILLA / <i>[Signature]</i> / 3/8/13	MERIZO
VERA TOPASNA / <i>[Signature]</i> / 3/8/13	Umatac
CELA G. QUINATA / <i>[Signature]</i> / 3/8/13	"
BERNICE TORRES / <i>[Signature]</i> / 3/8/13	UMATAAC
Sanchez, Leonna T. / <i>[Signature]</i> / 03/08/13	Umatac
Brian Manibusan / <i>[Signature]</i> / 03/08/13	YONA
Josephine Q. Sanchez / <i>[Signature]</i> / 3/8/12	Umatac
Ronnie S. Nauta / <i>[Signature]</i> / 3/8/13	Umatac
CLARISSA G. QUINATA / <i>[Signature]</i>	Umatac
KEN CEPEDA / <i>[Signature]</i>	Umatac
Luis Quinata / <i>[Signature]</i> / 3/8/13	INJUNTA

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME/ SIGNATURE/ DATE	ADDRESS
Carl Villagomez 2/8/13	221A Spring Lane Sinyalaya, Guam
Perlanit V. Quinata 2/8/13	221A Spring Lane Sinyalaya
Teddy A. Perez 2/8/13	949 St. San Dionisio P.O. UMATAK
ANTHONY T QUINATA 2/8/13	UMATAK
CHRISTINE QUINATA 3/8/13	UMATAK
Joseph Quinata 3/8/13	UMATAK
Gean Quint 3/8/13	UMATAK
Joelyn Quinata 3/8/13	Yona
Pacita A. Smith Pacita A. Smith 3/8/13	3/8/13
Tricia L. Quinata 3/8/13	umatak
Manuel Aquino 3/8/13	Santa Rita
Eleanor S. Aquino 3/8/13	Santa Rita
David D. Silva 3/8/13	Umatac
Vincent Quinata 3/8/13	Umatac
VARO A. Q. AGULTO 3/8/13	UMATAK
amelia V. Quinata 3/8/13	" "
Timothy James Brooks Timothy Brooks 3-9-13	umatac
Shirley D. Brooks Shirley D. Brooks 3-9-13	167 Jesus A Gudachay St. umatac
George G. Francisco 3-9-13	UMATAK
ERIC QW 3-9-13	MANGILAO

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

## PREAMBLE

Through history, education has been a matter of paramount importance to the people of Umatac. The many schools built in Umatac over the past one hundred years are clear indications of the educational legacy that has been passed from generation to generation. Today, the people of Umatac are once again challenged to overcome adversities in their quest to provide the highest level of education to their children. Because of its small student population, the school was targeted for closure by Guam Education School Board who proposed sending its students to another village. Umatac residents strongly opposed this move.

The Francisco Q. Sanchez Elementary School is an historic place that holds many memories for those who have studied and taught there. In 1998, the school was listed under both the Guam and the National registers of historic places. It is one of the first buildings built in a plan to restore Guam after the devastation of World War II. Completed in 1953, the school was designed by a world-renowned architect Richard J. Neutra.




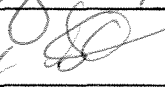
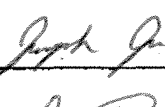
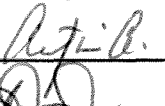

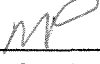


The school bears the name of Umatac native son, Francisco Quinata Sanchez (1899-1954) who began teaching in Umatac at age 18. He pursued his education at the Guam Institute and the Richard P. Leary School, and throughout his life remained an earnest hands-on supporter of education. He served as principal of the Magellan School, as it was then called, and led local residents to build the first library in southern Guam.

The community of Umatac wishes to transfer the jurisdiction of the F.Q. Sanchez Elementary to the Umatac Mayor's Office for the purposes of A Mayor's Office; A Municipal Planning Council Office; A youth center or for recreational youth activities; A senior citizens center; A healthcare facility; An educational facility; or an afterschool program facility.

Therefore, we, the undersigned, hereby petition our support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME /SIGNATURE/DATE	ADDRESS
Elaine Q. Debita Elaine Debita <sup>3-18-13</sup>	4116 N. San Donatiano Umatac
Johnny A. Quinata	HCR 18011 Umatac
Francisco A. Aguen	HCR 18044 Umatac
PETER P. QUINATA	UMATAc

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME/ SIGNATURE/ DATE	ADDRESS
Frankie Q. Aguon  3-18/12	UMA
ANDREW GONZALEZ  3/19/13	UMA
Jonathan Rojas 3/8/13	ASAN
Peter Quinco 3-8-13	Merizo
Josephine Klauts	MERIZO
Evelyn C. Lujan	Dededo
Frankie M. Lujan	Dededo
Fred A. Gofigan  3/8/13	UMATAZ
George S. Quidaco 	
STEVE C OYBAS	YIAD
Joseph Junior A. Sanchez  3/8/13	Umatac
AUSTIN A. BUNYAN  Art B. B. A	"
Nelson B. Dumata 	"
Grace Dumata	Ym Jm
Cox Lee Coleman	Umatac
Maurice Powell 	UMATAc
Kimberly Mangarwan 	agat
Leon T. Debits JR. 	Umatac
Gina T.S. Powell	umatac
Lina J.S. Powell	

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."



PRINT NAME/ SIGNATURE/ DATE	ADDRESS
Norine Fegurgur / Norine Fegur / 3-9-13	151 East Gimhit umn
Jurgen Fegurgur / Jurgen Fegur / 3-9-13	151 EAST Gimhit + umn
Mart Santiago / Mart Santiago / 3-9-13	151 EAST Gimhit umn
Maurice u-powell	umatac
<del>Brandon S. Powell</del> maurice u. powell	umatac
Dorothea T.S. paca	umatac
Santi Dorothea S. Santiago	umatac
Brandon S. Powell	umatac
Brandon S. Powell	umatac
Richard T. Santiago	umatac
Phil T. Santiago	umatac
Mart T. Santiago Mark S. Santiago	umatac
Irene Queralto	umatac
Peter Cruz	umatac
IRENE EVERITT	UMATAC / Mangitao
Bernice Taimanglo	umatac / Yona
Jessica Ogo / Jessica Ogo / 3/10/13	Yona
Valerie Ogo / Valerie Ogo / 2/10/12	Yona
Bernice Taimanglo / Bernice Taimanglo / 3/10/13	Yona
Reverly Pardo / Reverly Pardo / 3/10/12	umatac

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."



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PRINT NAME /SIGNATURE/DATE	ADDRESS
ROBERT A. QUINATA <i>Robert Quinata</i> 3/9/13	UMATAC
<i>[Signature]</i>	Umatac
<i>[Signature]</i> 3/11/13	" "
<i>[Signature]</i> 3-12-13	Umatac

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."

PRINT NAME/SIGNATURE/ DATE	ADDRESS
Carrie Quinata / Quinata 3/11/13	Umatac
Peter Bunata / <del>Quinata</del> 3/11/13	Umatac
Roberto A. Aguon 3/11/13	Umatac.
Stephanie Aguon <del>Quinata</del> 3/11/13	Umatac
Liana Aquino 3/11/13	Umatac
Wille Aquino 3/11/13	Umatac.
Arlene Hegita 3/11/13	umatac
JOHN J. SANCHEZ 3/11/13	UMATAC
Ana T. Ada <del>Quinata</del> 3/12/13	umatac
JESSIE A. QUINATA 3/12/13	UMATAC
Walter A. Quinata 3/12/13	Umatac
Anandan M. Toves 3/12/13	Umatac
LoriAnn Parr 3/12/13	Umatac
Elizabeth Sablan 3/12/13	Umatac
Justine V. Quinata 3/12/13	umatac
Rosa Gofigan 3/12/13	Umatac
Raymond Gofigan 3/12/13	Umatac
Walter R. Gofigan 3/12/13	"
Danielle Gofigan 3/12/13	"
Doraelyn Gofigan 3/12/13	"

A petition to support and testify for Bill 5-32 "An Act to add a new 40128 Chapter 40 of 5GCA relative to placing the former Francisco Q. Sanchez Elementary School facility under the jurisdiction of the Umatac Mayor's Office."





# COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

Senator  
Vicente (Ben) C. Pangelinan  
Member

Speaker  
Judith T.P. Won Pat, Ed.D.  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muña Barnes  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

## Certification of

## Waiver of

## Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **BILL NO. 5-32 (COR) – "AN ACT TO ADD A NEW §40128 CHAPTER 40 OF 5 GCA RELATIVE TO PLACING THE FORMER FQ SANCHEZ ELEMENTARY SCHOOL FACILITY UNDER THE JURISDICTION OF THE UMATAC MAYOR'S OFFICE."** –on February 13, 2013. COR hereby certifies that BBMR confirmed receipt of this request on February 14, 2013 at 9:03 AM.

COR further certifies that a response to this request was not received. **Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 5-32 (COR) to be included in the committee report on said bill, is hereby waived.**

Certified by:



**Senator Rory J. Respicio**  
*Chairperson, Committee on Rules*

March 25, 2013

**Date**



I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

March 21, 2013

Mr. John Rios  
Director  
Bureau of Budget and Management Resource  
Ricardo J. Bordallo Complex  
Hagatna, Guam

Re: Fiscal Note

Hafa Adai Mr. Rios,

This letter is to request the fiscal note for the following bill:

Bill 5-32 (LS): An Act To Add A New §40128 Chapter 40 Of 5GCA Relative To Placing The Former F.Q. Sanchez Elementary School Facility Under The Jurisdiction Of The Umatac Mayor's Office.

Your assistance in this matter is appreciated.

*Si Yu'os Ma'ase,*

Vicente (ben) Cabrera Pangelinan  
Senator

lgd

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
Government Operations and  
Cultural Affairs

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

Member  
Committee on Health &  
Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

*I Mina'Trentai Unu Na Liheslaturan Guahan*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	120 DAY DEADLINE	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	STATUS
5-32 (LS)	T.A. Morrison	AN ACT TO ADD A NEW §40128 CHAPTER 40 OF 5GCA RELATIVE TO PLACING THE FORMER FQ SANCHEZ ELEMENTARY SCHOOL FACILITY UNDER THE JURISDICTION OF THE UMATAC MAYOR'S OFFICE.	01/07/2013, 10:49am	1/7/13	1/17/2013	Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land			





I Mina'trentai Dos na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

March 5, 2013

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan

Re: Public Hearing – FIRST NOTICE

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
Government Operations and  
Cultural Affairs

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

Member  
Committee on Health &  
Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **9:00am** and Oversight Hearing beginning at **2:00pm** on **Tuesday, March 12, 2013** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

***Komfitmasion Siha:***  
**(Confirmation Hearing)**

**Mr. Pelagio S. Sardoma, Member for the Board of Equalization**  
**Mr. Victor F. Cruz, Member for the Guam Land Use Commission**

***Priniponi Siha***  
**(Bills)**

**Bill No. 5-32 (LS): An Act to add a new §40128 Chapter 40 of 5GCA Relative to placing the former FQ Sanchez Elementary School Facility under the jurisdiction of the Umatac Mayor's Office**

**Bill No. 17-32 (COR): An Act to allow for conditional use of property situated in the Municipality of Dededo for meetings and cultural purposes, specifically Lots 15-3 and 15-R3, both of Tract 1413, which are currently zoned "A" (Agricultural), containing an area of 4,208.7+ square meters, and bordered by Alageta Road.**

**Bill No. 29-32 (COR) An Act to add §60114.1 and §60114.2 to Chapter 60 of 21 Guam Code Annotated relative to Competitive Equalization Act on the leasing of Government of Guam property.**

**Bill No. 47-32 (LS): An Act to add a new Section 8103.1 to Article 1, Chapter 8, Title 4 of the Guam Code Annotated to comply with Internal Revenue Code requirements applicable to the Government of Guam Retirement Fund.**

324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

Tel: (671) 473-(4BEN) 4236 - Fax: (671) 473-4238 - Email: senbenp@guam.net

Website: <http://senbenp.com>

Memo to All Senators  
March 5, 2013  
Page 2

**Bill No. 54-32 (COR): An Act to Amend §511005 and §511006 and to add §511007 and §511008 to Chapter 51 Article 10 of 10 Guam Code Annotated and to add §5120 to Chapter 5 Part B of 5 Guam Code Annotated relative to the Fund Management of the Host Community Benefits.**

**HINEKUNGO' INILAO  
(OVERSIGHT HEARING)**

**UPDATE ON HOTEL OCCUPANCY TAX (HOT) BOND PROJECTS**

*Yanggen un nisisita spesiát na setbision put fabot ágang i Ifisinin Senadot ben pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hálom gi i uepsait i Liheslaturan Guáhan gi [www.guamlegislature.com](http://www.guamlegislature.com) Yanggen para un na'hálom testigu-mu, chule' para i ifisinin-mâmi gi 324 West Soledad Avenue gi iya Hagátña, pat guatto gi i Kuatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi [senbenp@guam.net](mailto:senbenp@guam.net). Este na nutisiu inapási nu i fendon gubetnamento.*

If you require any special accommodations, auxiliary aids or other special services or for further information, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills listed on this agenda, you may log on to the Guam Legislature's website at [www.guamlegislature.com](http://www.guamlegislature.com) Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagátña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at [senbenp@guam.net](mailto:senbenp@guam.net)



Lisa Dames <cipo@guamlegislature.org>

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**Public Hearing - FIRST NOTICE**

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Lisa Dames <cipo@guamlegislature.org>  
To: phnotice@guamlegislature.org

Tue, Mar 5, 2013 at 4:35 PM

**Senator Vicente “ben” Cabrera Pangelinan**  
**Office of the People**  
**Website: www.senbenp.com**

***INEKUNGOK PUPBLEKO***  
**(PUBLIC HEARING)**

***gi Måttes, gi diha 12 gi Måtso, 2013)***

**Tuesday, March 12, 2013**

***Kuåtton Inekungok Pupbleko gi I Liheslaturan Guàhan***  
**(Guam Legislature Public Hearing Room)**

***alas nuebi gi eggan’an***  
**(9:00 AM)**

**TAREHA**  
**(AGENDA)**

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**HINEKUNGO' INILAO**

**(OVERSIGHT HEARING)**

***Kuátton Inekungok Pubbleko gi I Liheslaturan Guáhan***

**(Guam Legislature Public Hearing Room)**

**alas dos gi despues di talo áni**

**(2:00 PM)**

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***Yanggen un nisisita espesiât na setbision put fabot âgang i Ifisinin Senadot ben pangelinan gi 473-*** Yanggen un nisisita espesiât na setbision, put fabot âgang i Ifisinin Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. ***Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hâlom gi i uepsait i Liheslaturan Guâhan gi www.guamlegislature.com Yanggen para un na'hâlom testigu-mu, chule' para i ifisinin-mâmi gi 324 West Soledad Avenue gi iya Hagâtña, pat guatto gi i Kuatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi senbenp@guam.net. Este na nutisiu inapâsi nu i fendon gubetnamento.***

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--

Lisa Dames  
Chief of Staff  
I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN  
Senator Vicente (ben) Cabrera Pangelinan  
Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public  
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 **PH 031213 1st.pdf**  
120K



Lisa Dames <cipo@guamlegislature.org>

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## Public Hearing - FIRST NOTICE

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Lisa Dames <cipo@guamlegislature.org>

Tue, Mar 5, 2013 at 4:40 PM

To: news@guampdn.com, news@k57.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, nick@kuam.com, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, Josh Tyquiengco <jtyquiengco@k57.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, gerry@mvguam.com, joy@mvguam.com, Jon Anderson <editor@mvguam.com>, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, slimtiaco@guampdn.com, bmkelman@guampdn.com, Oyaol Ngirairikl <odngirairikl@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com  
 Bcc: "Vicente C. Pangelinan" <ctzenben@guam.net>, Chris Budasi <chris.budasi@gmail.com>

# Senator Vicente "ben" Cabrera Pangelinan

## Office of the People

Website: [www.senbenp.com](http://www.senbenp.com)

**INEKUNGOK PUPBLEKO**

**(PUBLIC HEARING)**

**gi Måttes, gi diha 12 gi Måtso, 2013)**

**Tuesday, March 12, 2013**

**Kuåtton Inekungok Pupbleko gi I Liheslaturan Guáhan**

**(Guam Legislature Public Hearing Room)**

**alas nuebi gi eggan'an**

**(9:00 AM)**

**TAREHA**

**(AGENDA)**

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**HINEKUNGO' INILAO**

**(OVERSIGHT HEARING)**

***Kuátton Inekungok Pubbleko gi I Liheslaturan Guáhan***

**(Guam Legislature Public Hearing Room)**

alas dos gi despues di talo àni

(2:00 PM)


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Lisa Dames  
Chief of Staff  
I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN  
Senator Vicente (ben) Cabrera Pangelinan  
Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public  
Parks, Recreation, Historic Preservation, and Land.  
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I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

March 8, 2013

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan 

Re: Public Hearing – SECOND NOTICE

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
Government Operations and  
Cultural Affairs

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

Member  
Committee on Health &  
Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **9:00am** and Oversight Hearing beginning at **2:00pm** on **Tuesday, March 12, 2013** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

***Komfitmasion Siha:***  
**(Confirmation Hearing)**

**Mr. Pelagio S. Sardoma, Member for the Board of Equalization**  
**Mr. Victor F. Cruz, Member for the Guam Land Use Commission**

***Priniponi Siha***  
**(Bills)**

**Bill No. 5-32 (LS): An Act to add a new §40128 Chapter 40 of 5GCA Relative to placing the former FQ Sanchez Elementary School Facility under the jurisdiction of the Umatac Mayor's Office**

**Bill No. 17-32 (COR): An Act to allow for conditional use of property situated in the Municipality of Dededo for meetings and cultural purposes, specifically Lots 15-3 and 15-R3, both of Tract 1413, which are currently zoned "A" (Agricultural), containing an area of 4,208.7+ square meters, and bordered by Alageta Road.**

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**Bill No. 47-32 (LS): An Act to add a new Section 8103.1 to Article 1, Chapter 8, Title 4 of the Guam Code Annotated to comply with Internal Revenue Code requirements applicable to the Government of Guam Retirement Fund.**

324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

Tel: (671) 473-(4BEN) 4236 - Fax: (671) 473-4238 - Email: senbenp@guam.net

Website: <http://senbenp.com>

Memo to All Senators  
March 8, 2013  
Page 2

**Bill No. 54-32 (COR): An Act to Amend §511005 and §511006 and to add §511007 and §511008 to Chapter 51 Article 10 of 10 Guam Code Annotated and to add §5120 to Chapter 5 Part B of 5 Guam Code Annotated relative to the Fund Management of the Host Community Benefits.**

**HINEKUNGO' INILAO  
(OVERSIGHT HEARING)**

### **UPDATE ON HOTEL OCCUPANCY TAX (HOT) BOND PROJECTS**

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Lisa Dames <cipo@guamlegislature.org>

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**Public Hearing - SECOND NOTICE**

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Lisa Dames <cipo@guamlegislature.org>  
To: phnotice@guamlegislature.org

Sun, Mar 10, 2013 at 8:50 AM

**Senator Vicente “ben” Cabrera Pangelinan**  
**Office of the People**  
**Website: www.senbenp.com**

***INEKUNGOK PUPBLEKO***

***(PUBLIC HEARING)***

***gi Máttes, gi diha 12 gi Mátso, 2013)***

**Tuesday, March 12, 2013**

***Kuátton Inekungok Pupbleko gi I Liheslaturan Guáhan***

***(Guam Legislature Public Hearing Room)***

***alas nuebi gi eggan’an***

***(9:00 AM)***

***TAREHA***

***(AGENDA)***

***Komfitmasion Siha:***

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**Mr. Pelagio S. Sardoma, Member for the Board of Equalization**

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**HINEKUNGO’ INILAO  
(OVERSIGHT HEARING)**

***Kuåtton Inekungok Pubbleko gi l Liheslaturan Guåhan*  
(Guam Legislature Public Hearing Room)**

**alas dos gi despues di talo åni  
(2:00 PM)**

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Chief of Staff  
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Lisa Dames <cipo@guamlegislature.org>

**Public Hearing SECOND NOTICE**

Lisa Dames <cipo@guamlegislature.org> Sun, Mar 10, 2013 at 8:52 AM  
To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, nick@kuam.com, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, Josh Tyquiengco <jtyquiengco@k57.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, gerry@mvguam.com, joy@mvguam.com, Jon Anderson <editor@mvguam.com>, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, slimtiaco@guampdn.com, bmkelman@guampdn.com, Oyaol Ngirairikl <odngirairikl@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com

**Senator Vicente “ben” Cabrera Pangelinan**  
**Office of the People**  
**Website: www.senbenp.com**

**INEKUNGOK PUPBLEKO**  
**(PUBLIC HEARING)**

**gi Máttes, gi diha 12 gi Mátso, 2013)**

**Tuesday, March 12, 2013**

**Kuátton Inekungok Pupbleko gi I Liheslaturan Guáhan**  
**(Guam Legislature Public Hearing Room)**

**alas nuebi gi eggan’an**  
**(9:00 AM)**

**TAREHA**

**(AGENDA)**

***Komfitmasion Siha:***

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**HINEKUNGO' INILAO**

**(OVERSIGHT HEARING)**

***Kuátton Inekungok Pupleko gi I Liheslaturan Guáhan***

**(Guam Legislature Public Hearing Room)**

alas dos gi despues di talo âni

(2:00 PM)

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Lisa Dames  
Chief of Staff

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land.

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**I Mina'trentai Dos na Liheslaturan Guåchan**  
**32nd GUAM LEGISLATURE**

**Senator Vicente (ben) Cabrera Pangelinan**  
 Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public  
 Parks, Recreation, Historic Preservation, and Land

**INEKUNGOK PUPBLEKO**  
**(PUBLIC HEARING)**

**gi Måttes, gi diha 12 gi Måtso, 2013**  
**(Tuesday, March 12, 2013)**

**Kuåtton Inekungok Pubbleko gi I Liheslaturan Guåhan**  
**(Guam Legislature Public Hearing Room)**

**alas nuebi gi eggan'an**  
**(9:00 AM)**

**TAREHA**  
**(AGENDA)**

**Komfitmasion Siha:**  
**(Confirmation Hearing)**

**Mr. Pelagio S. Sardoma, Member for the Board of Equalization**  
**Mr. Victor F. Cruz, Member for the Guam Land Use Commission**

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**HINEKUNGO' INILAO**  
**(OVERSIGHT HEARING)**

**Kuåtton Inekungok Pubbleko gi I Liheslaturan Guåhan**  
**(Guam Legislature Public Hearing Room)**

**alas dos gi despues di talo áni**  
**(2:00 PM)**

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32nd GUAM LEGISLATURE  
Senator Vicente (ben) Cabrera Pangelinan  
Committee on Appropriation, Public Debt, Legal Affairs, Retirement  
Public Parks, Recreation, Historic Preservation, and Land

### INEKUNGOK PUPBLEKO - (PUBLIC HEARING)

gi Máttes, gi ñña 12 gi Máttes, 2013) - Tuesday, March 12, 2013

Kuátton Inekungok Pupbleko gi I Lheslaturan Guahñ - (Guam Legislature Public Hearing Room)

alas meñá gi oggan'an - (9:00 AM)

TAREHA - (AGENDA)

#### Konfirmasion Siha: - (Confirmation Hearing)

Mr. Pelagio S. Sardonía, Member for the Board of Equalization

Mr. Victor F. Cruz, Member for the Guam Land Use Commission

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#### HINEKUNGO INILAO - (OVERSIGHT HEARING)

Kuátton Inekungok Pupbleko gi I Lheslaturan Guahñ - (Guam Legislature Public Hearing Room)

alas dos gi despues di talo ñni - (2:00 PM)

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32nd GUAM LEGISLATURE  
Senator Vicente (ben) Cabrera Pangelinan  
Committee on Appropriation, Public Debt, Legal Affairs, Retirement  
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### **INEKUNGOK PUPBLEKO - (PUBLIC HEARING)**

gi Máttes, gi díha 12 gi Máttes, 2013) - Tuesday, March 12, 2013

Kuaiton Inekungok Pupbleko gi Liheslaturan Guahan - (Guam Legislature Public Hearing Room)

alias nuebi gi egián'an - (9:00 AM)

#### **TAREHA - (AGENDA)**

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Mr. Victor F. Cruz, Member for the Guam Land Use Commission

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##### **HINEKUNGO' INILAO - (OVERSIGHT HEARING)**

Kuaiton Inekungok Pupbleko gi Liheslaturan Guahan - (Guam Legislature Public Hearing Room)

alias dos gi despees di tala ini - (2:00 PM)

##### **UPDATE ON HOTEL OCCUPANCY TAX (HOT) BOND PROJECTS**

Yanggen un nisita espesit na setebio put fabot agang i Hisingan Senado heri pangelinan gi 473. Yanggen un nisita espesit na setebio, put fabot agang i Hisingan Senado Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisita kopian i priniponi siha ginen este na tareha, kilon gi i uepsait i Liheslaturan Guahan gi [www.guamlegislature.com](http://www.guamlegislature.com) Yanggen para un na'ñhom tesligo -mu, chule' para i Hisingan -mami gi 324 West Soledad Avenue gi iya Hagåtña, pat quarto gi i Kuaiton Katta gi Liheslaturan, pat faks gi 473-4238, patisio inel gi [senbenpu@guam.net](mailto:senbenpu@guam.net). Este na outbu inapisi na i fensio gubernoamento.

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I Mina'trentai Dos na Liheslaturan Guåhan  
32nd GUAM LEGISLATURE  
Senator Vicente (ben) Cabrera Pangelinan  
Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public  
Parks, Recreation, Historic Preservation, and Land

**INEKUNGOK PUPBLEKO  
(PUBLIC HEARING)**

**gi Måttes, gi diha 12 gi Måtso, 2013  
(Tuesday, March 12, 2013)**

**Kuåtton Inekungok Pubbleko gi I Liheslaturan Guåhan  
(Guam Legislature Public Hearing Room)**

**alas nuebi gi eggan'an  
(9:00 AM)**

**TAREHA  
(AGENDA)**

**Komfitmasion Siha:  
(Confirmation Hearing)**

**Mr. Pelagio S. Sardoma, Member for the Board of Equalization  
Mr. Victor F. Cruz, Member for the Guam Land Use Commission**

**Priniponi Siha:  
(Bills)**

**Bill No. 5-32 (LS): An Act to add a new §40128 Chapter 40 of 5GCA Relative to placing the former FQ Sanchez Elementary School Facility under the jurisdiction of the Umatac Mayor's Office**

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**HINEKUNGO' INILAO  
(OVERSIGHT HEARING)**

**Kuåtton Inekungok Pubbleko gi I Liheslaturan Guåhan  
(Guam Legislature Public Hearing Room)**

**alas dos gi despues di talo åni  
(2:00 PM)**

**UPDATE ON HOTEL OCCUPANCY TAX (HOT) BOND PROJECTS**

**Yanggen un nisisita spesiåt na setbisio put fabot ågang i Ifisinin Senadot ben pangelinan gi 473-** Yanggen un nisisita spesiåt na setbisio, put fabot ågang i Ifisinin Senadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hålom gi i uepsait i Liheslaturan Guåhan gi [www.guamlegislature.com](http://www.guamlegislature.com) Yanggen para un na'hålom testigu-mu, chule' para i ifisinin-måmi gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kuåtton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi [senbenp@guam.net](mailto:senbenp@guam.net). Este na nutisui inapåsi nu i fendon gubetnamento.

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**UPDATED 2013.02.11**

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I Mina'trentai Dos na Liheslaturan Guåhan

32<sup>nd</sup> GUAM LEGISLATURE

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public  
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(WITHDRAWN)~~**

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## **POSTPONED UNTIL FURTHER NOTICE**

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# Community Leaders Show Support for Bill Placing FQ Sanchez Property in Mayor's Care

*Last Updated on Tuesday, 12 March 2013 14:05*

*Written by Betsy Brown*

*Tuesday, 12 March 2013 12:51*



*Guam News - Guam News*

Guam - Bill 5-32 received a strong show of support from Umatac residents who attended a Public Hearing on the measure at the legislature today.

The bill, authored by Senator Tommy Morrison, would transfer the former FQ Sanchez Elementary School facility over to the Umatac Mayor's Office for the benefit of the village. The school was closed by the Guam Education Board in 2011 in an effort to reduce costs for the Department of Education, students attending the school were transferred to Merizo Elementary school. Bill 5-32 would allow the facility to be used as a mayors office, municipal planning council office, youth center, senior center, health care facility or an education facility.

Umatac Mayor Johnny A. Quinata was the first to testify at today's hearing saying that the school has been vandalised on a number of occasions since its closure nearly two years ago.

"We've been taking care of it, cleaning it, just to keep it open," Quinata told the Senators. "All I ask is for you guys pass this bill so that we can have our school back and so we can use it as a mayor's office."

After a question from Senator Mike Limtiaco about whether making the facility the new mayor's office would be the best use of the building Quinata said it would allow the former mayor's office to be used as a youth center.

Umatac Municipal Council Vice Chair Dera Topasna said that under the villages care the facility could be used in a way that would benefit the people who live in Umatac.

"I just want to note we've had several discussions we've had several phone calls from different groups who have an interest in the school," Topasna said. "We are open to discussing any possibility any initiative that first and foremost promotes the interest of our people in Umatac because it is where we live the impact will be first and foremost felt by the people of Umatac."

Guam Preservation Trust Chief Program Officer Joe Quinata also expressed support for the bill, noting that the facility is listed on the Guam and National Registers of Historic Places.

"It is our intention to support any initiative that would promote a shared responsibility to care and protect this historic structure and any historic structures on Guam," Quinata said while reading testimony from the Guam Preservation Trust. "By providing the opportunity for the community to have the sense of ownership to these historic sites collectively we can accomplish our mission."

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# FQ Sanchez school's significance stressed

WEDNESDAY, 13 MAR 2013 03:00AM BY LOUELLA LOSINIO | VARIETY NEWS STAFF HITS: 85



SHARE

YESTERDAY'S hearing on the bill transferring the administrative jurisdiction of the F.Q. Sanchez Elementary School facility to the Umatac Mayor's Office emphasized the importance of shared community responsibility for the protection of the structure, which is listed on the local and national registers of historic places.

Last 2011, the Guam Education Board voted to move 54 students from F.Q. Sanchez Elementary to Merizo Elementary, effectively closing F.Q. Sanchez. Two years earlier, Evergreen Solutions conducted an audit, which recommended the closure of the school and the absorption of its students and some faculty into Merizo Elementary School to save \$1.3 million in funds.

Bill 5, authored by Sen. Tommy Morrison, proposes utilizing the facility for various purposes, either as the mayor's office, a municipal planning council office, a youth center for recreational youth activities, or a senior citizens center or healthcare facility.

Joseph Quinata, chief program officer of the Guam Preservation Trust, presented testimony saying the mission of the trust is to preserve and protect historic sites, culture and perspectives for the benefit of the people and future of Guam. The trust's vision, he said, is that historic preservation is a shared responsibility through education, cooperation, and advocacy all linking to Guam's heritage.

The school was named after Francisco Quinata Sanchez, a pioneering educator, and was built in 1953.

## Support

Given their mission, vision and in recognition of the school's historic significance, it is their intention, he said, to support any initiative that will promote a shared responsibility to care and protect the historic structure and any historic structure on Guam.

Quinata said after conducting an assessment of the school, his agency initiated discussions on listing the historic structure as part of their strategic plan for capital improvement projects.

Their agency's support of the bill, he said, is also prompted by their initiatives to preserve and protect the island's historic sites, especially sites that have a special meaning to the community, citing the Merizo youth center, St. Joseph Church in Inarajan, San Dionisio church in Umatac, and the historic Lujan house as examples of the community taking ownership and caring and protecting these historic sites.

The Humåtak Community Foundation also provided testimony in support of the bill and the residents' efforts to take ownership of the school. Although the facility was broken into after its closure, there has been no graffiti on its walls, which is "indicative of the residents' respect and greater meaning to a facility that the government neglected."

Meanwhile, David Camacho, acting director of the Department of Land Management, stated in his testimony that he is in full support of the bill and favors its passage in conjunction with the MOA between the Office of the Governor and mayor's office. The department, he added, does not foresee any fiscal impact.



F.Q. Sanchez Elementary School was named after Francisco Quinata Sanchez, a pioneering educator. It was built in 1953. Variety file photo

During the hearing, Pangelinan also spoke on behalf of Ordot-Chalan Págo Mayor Jessy Gogue who he said supports the bill. Gogue is currently off-island.