



**Sen. Thomas Ada**

**Chairman**

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Liheslaturan Guahan* • 33<sup>rd</sup> Guam Legislature

DEC 28 2015

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

Speaker  
I Mina Trentai Tres Na Liheslaturan Guahan  
155 Hesler Place  
Hagåtña, Guam 96910

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

**RE: Committee Report on Bill No. 195-33 (LS) As Amended**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 195-33 (LS) As amended, "An act to amend Public Law 22-18 to transfer Lot 3470, Municipality of Chalan Pago reserved by the Department of Education (35 acres for middle school), Guam Memorial Hospital Authority (35 acres for acute care hospital), Department of Mental Health and Substance Abuse (5 acres for adult residential treatment facility), Department of Mental Health and Substance Abuse (10 acres for children's residential treatment facility), Department of Mental Health and Substance Abuse (2 acres for crisis center), Department of Public Health and Social Services (2 acres for homeless shelter), Department of Public Health and Social Services (2 acres for children's foster home), Department of Public Health and Social Services (4 acres for public health facility) to the Chamorro Land Trust Commission for residential and agricultural leasing."

Committee votes are as follows:

- 6 TO DO PASS
- 0 TO NOT PASS
- 3 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN THE IN-ACTIVE FILE

*Si Yu'os ma'äse',*

Thomas C. Ada

2016 JAN -7 PM 12:19



**Sen. Thomas Ada**

**Chairman**

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Leheslaturan Guahan • 33<sup>rd</sup> Guam Legislature*

## **COMMITTEE REPORT**

**on**

**Bill No. 195-33 (LS) as amended**

**An act to amend Public Law 22-18 to transfer Lot 3470, Municipality of Chalan Pago reserved by the Department of Education (35 acres for a middle school), Guam Memorial Hospital Authority (35 acres for an acute care hospital), Department of Mental Health and Substance Abuse (5 acres for an adult residential treatment facility), Department of Mental Health and Substance Abuse (10 acres for a children's residential treatment facility), Department of Mental Health and Substance Abuse (2 acres for a crisis center), Department of Public Health and Social Services (2 acres for a homeless shelter), Department of Public Health and Social Services (2 acres for a children's foster home), Department of Public Health and Social Services (4 acres for a public health facility) to the Chamorro Land Trust Commission for residential and agricultural leasing.**



## Sen. Thomas Ada

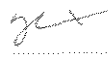
Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Libeslaturan Guåban • 33<sup>rd</sup> Guam Legislature*

December 2, 2015

### MEMORANDUM

To: **All Members**  
Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement

From: **Senator Thomas C. Ada**   
Committee Chairperson

Subject: **Committee Report on Bill No. 195-33 (LS) As Amended**

Transmitted herewith for your consideration is the Committee Report on Bill No. 195-33 (LS) As amended, **"An act to amend Public Law 22-18 to transfer Lot 3470, Municipality of Chalan Pago reserved by the Department of Education (35 acres for middle school), Guam Memorial Hospital Authority (35 acres for acute care hospital), Department of Mental Health and Substance Abuse (5 acres for adult residential treatment facility), Department of Mental Health and Substance Abuse (10 acres for children's residential treatment facility), Department of Mental Health and Substance Abuse (2 acres for crisis center), Department of Public Health and Social Services (2 acres for homeless shelter), Department of Public Health and Social Services (2 acres for children's foster home), Department of Public Health and Social Services (4 acres for public health facility) to the Chamorro Land Trust Commission for residential and agricultural leasing. "**

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest including graphics exhibit(s), letter to GMH and written testimonies of DPHSS and GBHWC
- Copy of Bill No. 195-33 (LS), As Introduced
- Copy of Bill No. 195-33 (LS), as Amended
- Public Hearing Sign-in Sheet
- Copy of Fiscal Note Request
- Copy of Fiscal Note
- COR Referral of Bill No. 195-33 (LS)
- Notices of Public Hearing, copies of publication
- Public Hearing Agenda

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



# Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement

*I Mina Trentai Tres Na Libeslaturan Guahan* • 33<sup>rd</sup> Guam Legislature

## COMMITTEE VOTE SHEET

Bill No. 195-33 (LS) As Amended, "An act to amend Public Law 22-18 to transfer Lot 3470, Municipality of Chalan Pago reserved by the Department of Education (35 acres for middle school), Guam Memorial Hospital Authority (35 acres for acute care hospital), Department of Mental Health and Substance Abuse (5 acres for adult residential treatment facility), Department of Mental Health and Substance Abuse (10 acres for children's residential treatment facility), Department of Mental Health and Substance Abuse (2 acres for crisis center), Department of Public Health and Social Services (2 acres for homeless shelter), Department of Public Health and Social Services (2 acres for children's foster home), Department of Public Health and Social Services (4 acres for public health facility) to the Chamorro Land Trust Commission for residential and agricultural leasing."

COMMITTEE MEMBERS	SIGNATURE And DATE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN THE IN-ACTIVE FILE
SENATOR THOMAS C. ADA Chairperson	<i>Ada</i>	✓				
SENATOR RORY J. RESPICIO Vice Chairperson	<i>Rory Respicio</i> 12-29-15					
VICE SPEAKER BENJAMIN J.F. CRUZ Member	<i>Ben Cruz</i>	✓				
SENATOR FRANK B. AGUON, JR. Member	<i>Frank Aguon</i> 12/2/15	✓				
SENATOR DENNIS RODRIGUEZ, JR. Member	<i>Dennis Rodriguez</i>			✓ 12/9/15		
SENATOR NERISSA UNDERWOOD Member	<i>Nerissa Underwood</i>	✓				
SENATOR FRANK BLAS, JR. Member	<i>Frank Blas</i>			✓		
SENATOR MARY TORRES Member	<i>Mary Torres</i>			✓		
SENATOR JAMES V. ESPALDON Member	<i>James Espaldon</i>	✓				



## Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Libeslaturan Guåhan* • 33<sup>rd</sup> Guam Legislature

### COMMITTEE REPORT DIGEST

#### I. OVERVIEW

Bill 195-33 (LS) was introduced on October 20, 2015 by Senator Thomas C. Ada and was subsequently referred on October 21, 2015 to the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement.

The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement convened a public hearing on October 29, 2015 at 1:30 pm in *I Liheslaturan Guahan* Public Hearing Room to receive public testimony on Bill No. 195-33 (LS).

#### Public Notice Requirements

Public Hearing notices were disseminated via email to all Senators and all main media outlets on October 22, 2015 (5-Day Notice) and again on October 26, 2015 (48-Hour Notice). Publication was conducted in the October 22, 2015 issue of the *Guam Daily Post* and in the October 26, 2015 issue of *Pacific Daily News*, newspapers of general circulation, fulfilling the 5-Day Notice and the 48-hour Notice of the Open Government Law requirements respectively.

#### Senators Present

Senator Thomas C. Ada	<i>Committee Chairperson</i>
Vice Speaker Benjamin J.F. Cruz	<i>Committee Member of the Majority</i>
Senator Nerissa B. Underwood	<i>Committee Member of the Majority</i>
Senator V. Anthony Ada	<i>Legislative Member of the Minority</i>

The Public Hearing was Called-to-Order at 1:30pm.

#### II. SUMMARY OF TESTIMONY AND DISCUSSION

**Chairperson Ada:** Chairperson Ada reads the synopsis of the bill and asks Mr. Joseph Borja to give a brief description of the property.

**Joseph Borja, Committee Analyst:** Mr. Borja referred to projected graphic exhibits of Lot 3470. A copy of that exhibit is attached for reference. Mr. Borja states that Lot 3470, Chalan Pago is approximately 117 acres in size. The property boundaries extend from the north around *Chilenko Road* where the Ordot-Chalan Pago sports facilities are located to the southern boundary of the property the *Asinan River*. The Asinan River is fed from the leachate of the former Ordot Dump, becomes the southern boundary of Lot 3470 and eventually empties into Pago Bay.

Chairperson Ada calls those who have signed up to give testimony.

**Jessy C. Gogue**, *Mayor of Ordot-Chalan Pago* (oral testimony): Good afternoon, Senators and thank you for allowing me to testify for this bill. I am opposed to turning over any part of this land to the *Chamorro Land Trust Commission* because there are still a lot of problems that have yet to be resolved within their inventory. I can attest here that Mr. Borja has been the most responsive director regarding land management issues that I've ever dealt with since my time as mayor. With respect to this particular lot, there may already be *Chamorro Land Trust* uses of this property because there is actually a family living at the end of *Chalan Chilenko* road. In addition, there's actually an agricultural area that's currently being used by an individual who's farming there. Has the *Chamorro Land Trust Commission* already taken some kind of authority over Lot 3470 to issue out leases?

Lot 3470, designated in Public Law 22-18, involved several agencies, which divided up 117.94 acres and gave 35 acres to *Department of Education* for a middle school. He referenced another area near the bottom of Lot 3470, which was turned over to the *Texas A&M Foundation*. Over the last couple years, there has been a group proposing a high density development called the *Sigua Highlands Development* which would encompass 5,000 residential units within that property belonging to Texas A&M. I believe that there are two proposed tower complexes for the elderly. Each tower would contain 925 units, which is a total of 1,850 units and the rest of them would be high-density town home type units all in close proximity to Lot 3470. If you take a look at the only middle school that serves *Chalan-Pago*, which is *Agueda Johnson Middle School*, we are already over capacity by almost a couple hundred students. The *Department of Education* should be here to talk about expansion or construction of another middle school. To turn over the entire 117 acres to the CLTC has me concerned because I'm looking into the future. What better place to develop than in the central part of the island? The Guam Memorial Hospital was also given 35 acres for an acute care hospital so that we can anticipate our medical needs in the future. On average, there are 2,000 births on this island every year not including the migration of people. Over the course of ten years, we're going to have 20,000 new bodies.

**Chairperson Ada:** So in essence, what was initially reserved decades ago should be kept intact for decades to come just in case.

**Mayor Gogue:** Yes, it should be. It's not necessarily decades to come but until we can correct the problems that exist within the *Chamorro Land Trust Commission* and they have proven performance that lands are going to be surveyed, infrastructure brought in, and leases given out to properties under their control...

**Chairperson Ada:** I'm trying to figure out where the source of your objection is. Is it because of a vote of no confidence in the commission or because we don't know where we're going yet and until we do, we should leave that land the way it was reserved to be used decades ago...

**Mayor Gogue:** It's both, Senator. He emphasized the strategic location of *Chalan Pago* with respect to the island. He noted from a 2010 census, that *Ordot-Chalan Pago* netted the highest growth of all nineteen districts. He went on to explain that a couple years ago, he was challenged by an application from the *Guam Land Use Commission* to take property directly

across from the Ordot Dump and rezone that to light industrial. Fortunately, we were able to argue and convince the commission to disapprove the application. The CLTC and GLUC very seldom give mayors a direct notice like the Legislature does of land issues in their respective districts.

**Chairperson Ada:** Have you had a chance to read Bill 175?

**Mayor Gogue:** I didn't read it in its entirety.

**Chairperson Ada:** I hope that you'll get a copy of that and the level of confidence in the *Chamorro Land Trust* and the disposition of properties might change.

**Mayor Gogue:** I will read it and you know that I do. He referenced Bill 287-32 and Bill 90-33 that authorized the land exchange between Public Health is done and just needs to be recorded. So the *Chamorro Land Trust* can go ahead and survey the seven (7) acres that was exchanged by law, but turning over the remaining 110 acres to the CLTC is not something I'm in favor of.

**Annette Aguon, Acting Administrator, Department of Public Health and Social Services** (written testimony): My acting director extends his apologies but he was called away for an emergency so I will be reading the testimony that he submitted in writing. The essence of his testimony was that the *Department of Public Health and Social Services* doesn't support Bill No. 195-33 because the DPHSS is in need of the land in order to develop initiatives for Assisted Living, Testing Laboratory for the military buildup, and a Public Health Facility in the future.

**Chairperson Ada:** Is the Public Health Laboratory in addition to what was constructed up north?

**Ms. Aguon:** Correct, the one built in *Dededo* was specific for a Mosquito Lab. This attachment is specific to a Public Health Lab for human and specimen testing. The current laboratory in the central facility is inadequate and doesn't have enough space for expansion. The location of Lot 3470 doesn't have the proper infrastructure so we are requesting to seek an alternate site because the cost to build infrastructure before we can build the facility would be too expensive.

**Chairperson Ada:** Is there any anticipation on how soon the next lab might be constructed?

**Ms. Aguon:** We are only on Phase 1 out of 4 phases. Phase 1 is the approval of the schematic and drawings. Phase 2 is identifying a piece of land that is approximately 4.5 acres in order for us to move on to Phase 3.

**Chairperson Ada:** What kind of time frame are we looking at for Phase 2?

**Ms. Aguon:** I'm not aware of the exact time frame, but I know that the *Department of Interior* has been assisting us and there's been an estimate of about \$13M for this project. The

issue is identifying a piece of property that already has existing infrastructure so that we can move on to the building phase.

**Chairperson Ada:** It's very likely that the next lab facility Public Health will be asking to build will be adjacent to the Mosquito Lab in *Dededo*. It's also a *Chamorro Land Trust* property there that has infrastructure. He'll probably be asking to build it there too, don't you think?

**Ms. Aguon:** Most likely, there was internal discussion about that property in *Dededo* near our Mosquito Lab.

**Chairperson Ada:** So the Department of Public Health might be looking at building it on *Chamorro Land Trust* property in *Dededo*, but keep the acreage in Lot 3470 for what?

**Ms. Aguon:** We're also leaning towards possibly swapping because the infrastructure at the *Ordot-Chalan Pago* lot is non-existent and so we do not want to delay the progress that has already been made in anticipation for the military buildup, the hub for other U.S. affiliated islands, proximity to Asia, and the need to bring our laboratory capacity up to par and to strengthen it.

**Chairperson Ada:** I could see where it'd be kind of problematic if the *Chamorro Land Trust* decided to lease out its property in *Dededo* for residential so then it wouldn't be available for the lab.

**Mayor Gogue:** The bills that authorized the exchange of land for the foster care and the mosquito facility up in *Dededo* already authorized the one for one exchange, not value for value, of land. So the *Chamorro Land Trust* has a segment of land through the public law to carve out their seven acres. If they want to survey the seven acres, we don't have a problem with that because that transfer has been done. But to turn over the 110 acres...

**Chairperson Ada:** In an earlier hearing, the issue was that the *Department of Public Health* came in and said that they don't want to build there. They wanted to build on nice flat ground in *Dededo*, *Tamuning*, or in *Barrigada Heights*. We can pull up those records because when Lot 3470 was selected, it was based on a tabletop survey, but when they actually did a terrain walk, and there were hills...

**Mayor Gogue:** It is challenging terrain and it lacks infrastructure, but take a look at a lot of things we've built. With today's technology and creativity, the land is viable.

**Chairperson Ada:** We're not saying that it's worthless...with construction technology; we're able to build things.

Chairperson Ada ends the public hearing for Bill No. 195-33 (LS).



**Written Testimonies Received:**

**Rey M. Vega**, *Guam Behavioral Health and Wellness Center*

Mr. Vega is not in support of Bill No. 195-33

**James W. Gillan**, *Department of Public Health and Social Services*

Mr. Gillan is not in support of Bill No. 195-33

**Mark Miller**, *Guam Waterworks Authority*

Mr. Miller is in support of Bill No. 195-33

**Exhibits Included:**

Map of Lot 3470

Satellite photo of Lot 3470 vicinity

Satellite photo overlay of Lot 3470

Satellite photo of Lot 3470

**III. FINDINGS AND RECOMMENDATIONS:**

The Committee finds that portions of Lot 3470, Chalan Pago reserved by Public Law 22-18 are not suitable to construct a middle school, not suitable to construct an acute care hospital, not suitable to construct an adult residential treatment facility, not suitable to construct a children's residential treatment facility, not suitable to construct a crisis center, not suitable to construct a homeless shelter, not suitable to construct a children's foster home, not suitable to construct a public health facility due to the following mitigating circumstances: the lack of infrastructure on-site and off-site, the inevitable increase of automobile and bus traffic on an inadequate 2 lane road through residential neighborhoods and the geological characteristics and topography of the property.

The Committee recognizes the agency and department reservations for these facilities in Public Law 22-18.

**Department of Public Health and Social Services:** According to their oral testimony DPH&SS would like additional CLTC land in Dededo next to their existing Mosquito Lab *and* also keep the Lot 3470 land for barter. While only the Department of Public Health physically showed up at the hearing and submitted oral and written testimony, the Committee made additional efforts to get testimonies on record from the other reserving agencies and departments.

**Department of Education:** A pre-hearing meeting was held on October 19, 2015 with the Department of Education where a description of the property and its elements was presented to the department. After the public hearing DoE eventually submitted written testimony dated November 12 and was delivered at 4:34pm on Friday November 13. DoE recognized the economic impracticality of developing and constructing on Lot 3470 Chalan Pago, however DoE requested special consideration from the Committee to identify other suitable lands in Dededo and Yigo in lieu of Lot 3470 to build schools and facilities. Further, DoE will soon develop a

master plan for schools and facilities and would like the Committee's review and consideration of that plan's findings.

***Other agencies and departments reserving land in Lot 3470:*** Post-hearing letters were also sent to non-attending non-testifying agencies and departments inviting written testimonies from the Guam Memorial Hospital and the Guam Behavioral Health and Wellness Center, only GBHWC responded, there was no response from GMH.

***Mayor of Ordot-Chalan Pago:*** The Committee also recognizes the Mayor of Ordot-Chalan Pago's objections, lack of confidence in the Chamorro Land Trust Commission and his perception of the lack of updated direction on behalf of the Government of Guam. Committee Staff research though indicates that the Mayor's understanding of the acreage exchanged under the bills he cited (Bill 287-32 and Bill 90-33) is mistaken as the Chamorro Land Trust Commission previously had leasing authority and jurisdiction over the unreserved portion of Lot 3470 approximately 22 acres. The reserving agencies and departments in Public Law 22-18 did not fulfill their conditions of compliance.

**The Committee finds that the agencies and departments objecting to this bill (and transfer of land) are utilizing the strategy of keeping this lot (acreage) in their department's asset in the hopes of trading this property for another lot more suitable to building their proposed facility. This strategy though denies beneficiaries of the Chamorro Land Trust Commission from receiving residential and agricultural leases, keeps the land out of the tax base and inhibits proper land use and proper land planning.**

**The Committee also finds that based on previous and recent legislative action / *Liheslaturan Guahan* and the Chamorro Land Trust Commission have always been favorably receptive to the land needs of the community as well as various government agencies, witness: Adacao Elementary School, Okkodo High School, the foster children's home, and various easements.**

**The Committee will certainly consider, favorably, DoE's upcoming master plan for schools and facilities in Dededo and Yigo as schools in those areas will primarily serve children of Chamorro Land Trust beneficiaries (lessees).**

**In actuality Lot 3470 and other such lands should have already been transferred to the Chamorro Land Trust Commission by operation of law (Public Law 22-18 Legislative Intent and Section 3 (b) Conditions of Compliance.)**

**The Committee recommends:**

1. To amend Public Law 22-18 to transfer the entire Lot 3470, Municipality of Chalan Pago to the Chamorro Land Trust Commission.
2. To amend the following language to Bill 195-33:  
**“An act to amend Public Law 22-18 to transfer Lot 3470, Municipality of Chalan Pago reserved by the Department of Education (35 acres for middle school), Guam Memorial Hospital Authority (35 acres for acute care hospital), Department of Mental Health and Substance Abuse (5 acres for adult residential**

treatment facility), Department of Mental Health and Substance Abuse (10 acres for children's residential treatment facility), Department of Mental Health and Substance Abuse (2 acres for crisis center), Department of Public Health and Social Services (2 acres for homeless shelter), Department of Public Health and Social Services (2 acres for children's foster home), Department of Public Health and Social Services (4 acres for public health facility) to the Chamorro Land Trust Commission for residential and agricultural leasing”

**3. To add a new Section 3: Rescission of Land Reservation From The Reserved Lands List to delete Lot 3470 from Public Law 22-18.**

The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement hereby reports out **Bill 195-33 (LS) as amended**, with the recommendation to DO PASS.

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN  
2015 (FIRST) Regular Session

Bill No. 195-33(LS)

Introduced by:

T.C. Ada 

AN ACT TO AMEND PUBLIC LAW 22-18 TO  
TRANSFER LOT 3470, MUNICIPALITY OF  
CHALAN PAGO RESERVED FOR GUAM'S  
HEALTH CARE NEEDS TO THE CHAMORRO  
LAND TRUST COMMISSION FOR RESIDENTIAL  
AND/OR AGRICULTURAL LEASING

2015 OCT 24 PM 14 30

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*  
3 finds that in 1993 Public Law 22-18, section 2 paragraph (e) reserved Lot 3470,  
4 Municipality of Chalan Pago formerly Municipality of Sinajana for "Guam's  
5 health care needs".

6 *I Liheslaturan Guåhan* further finds that the health agencies of the  
7 Government of Guam have declined the use of Lot 3470, Municipality of Chalan  
8 Pago as unsuitable for construction of health facilities due to location, topography,  
9 lack of infrastructure and a lack of adequate access.

10 *I Liheslaturan Guåhan* intends to transfer the entire Lot 3470, Municipality  
11 of Chalan Pago consisting of 117 acres to the Chamorro Land Trust Commission  
12 for residential and/or agricultural leasing.

13 **Section 2. Property Transfer.** Lot 3470, Municipality of Chalan Pago as  
14 shown in Exhibit A, Department of Land Management Map No. 161FY93 shall be  
15 transferred to the Chamorro Land Trust Commission to be added into the  
16 Chamorro Land Trust Commission Lands Inventory for residential and/or

1 agricultural leasing.

2           **Section 3. Exemption.** § 2107 of Title 2, Guam Code Annotated and the  
3 Standing Rules of *I Mina' Trentai Tres Na Liheslaturan Guåhan* relative to the  
4 appraisals of land *shall not* apply to this Act.

5           **Section 4. Severability.** If any provision of this law or its application to any  
6 person or circumstance is found to be invalid or contrary to law, such invalidity  
7 *shall not* affect other provisions or applications of this law, which can be given  
8 effect without the invalid provisions or applications and to this end the provisions  
9 of this act are severable.

*I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN*  
2015 (FIRST) Regular Session

**Bill No. 195-33 (LS)**

As amended by the Committee.

Introduced by:

T. C. Ada

**“AN ACT TO AMEND PUBLIC LAW 22-18 TO TRANSFER LOT 3470, MUNICIPALITY OF CHALAN PAGO RESERVED BY THE DEPARTMENT OF EDUCATION (35 ACRES FOR MIDDLE SCHOOL), GUAM MEMORIAL HOSPITAL AUTHORITY (35 ACRES FOR ACUTE CARE HOSPITAL), DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE (5 ACRES FOR ADULT RESIDENTIAL TREATMENT FACILITY), DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE (10 ACRES FOR CHILDREN’S RESIDENTIAL TREATMENT FACILITY), DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE (2 ACRES FOR CRISIS CENTER), DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (2 ACRES FOR HOMELESS SHELTER), DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (2 ACRES FOR CHILDREN’S FOSTER HOME), DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (4 ACRES FOR PUBLIC HEALTH FACILITY) TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING.”**

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

2           **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
3 that in 1993 Public Law 22-18, section 2 paragraph (e) reserved Lot 3470,  
4 Municipality of *Chalan Pago*—formerly Municipality of *Sinajana*—for “Guam’s  
5 health care needs.”

6           *I Liheslaturan Guåhan* further finds that the health agencies of the  
7 government of Guam have declined to use Lot 3470, Municipality of *Chalan Pago*,

1 finding it unsuitable for the construction of health facilities due to location,  
2 topography, lack of infrastructure, and a lack of adequate access.

3 *I Liheslaturan Guåhan* intends to transfer the entire Lot 3470, Municipality  
4 of *Chalan Pago* consisting of 117 acres to the Chamorro Land Trust Commission  
5 for residential and/or agricultural leasing.

6 **Section 2. Property Transfer.** Lot 3470, Municipality of *Chalan Pago* as  
7 shown in Exhibit A, Department of Land Management Map No. 161FY93 *shall* be  
8 transferred to the Chamorro Land Trust Commission to be added into the  
9 Chamorro Land Trust Commission Lands Inventory for residential and/or  
10 agricultural leasing.

11 **Section 3. Rescission of Land Reservation From The Reserved Lands**  
12 **List.** The 117 acres of Lot 3470, Municipality of *Chalan Pago*, reserved for  
13 Guam's health care needs pursuant to Public Law 22-18, is hereby deleted from the  
14 Government of Guam Reserved Lands List.

15 **Section 4. Exemption.** § 2107 of Title 2, Guam Code Annotated and the  
16 Standing Rules of *I Mina' Trentai Tres Na Liheslaturan Guåhan* relative to the  
17 appraisals of land *shall not* apply to this Act.

18 **Section 5. Severability.** If any provision of this law or its application to  
19 any person or circumstance is found to be invalid or contrary to law, such  
20 invalidity *shall not* affect other provisions or applications of this law that can be  
21 given effect without the invalid provisions or applications and to this end the  
22 provisions of this Act are severable.

Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement  
 Public Hearing  
 October 29, 2015  
 1:30 p.m.  
 I Liheslaturan Guåhan, Hagåtña

**Bill No. 195-33 (COR) – T.C. Ada**

An act to amend Public Law 22-18 to Transfer lot 3470, municipality of Chalan Pago reserved for Guam's health care needs to the Chamorro Land Trust Commission for residential and/or agricultural leasing.

NAME (please print)	AGENCY/ ORGANIZATION	ORAL TESTIMONY	WRITTEN TESTIMONY	IN FAVOR	NOT IN FAVOR	CONTACT NUMBER	EMAIL ADDRESS
LEO CASIL	DPHSS		✓		✓	735-7102	coills@DPHSS. gllam.gov
Jessy C. Ed. ETE	Mayor	✓			✓	472-8302	dep.mayor@ gmail.com







GOVERNMENT OF GUAM  
DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES  
DIPATTAMENTON SALUT PUPBLEKO YAN SETBISION SUSIAT



EDDIE BAZA CALVO  
GOVERNOR

RAY TENORIO  
LIEUTENANT GOVERNOR



JAMES W. GILLAN  
DIRECTOR

LEO G. CASIL  
DEPUTY DIRECTOR

OCT 29 2015

Senator Thomas C. Ada  
Chairperson Committee on Transportation  
Infrastructure Lands, Border Protection,  
Veterans Affairs and Procurement  
Suite 207, Ada Plaza Center, 173 Aspinal Avenue  
Hagatna, Guam 96910

Dear Senator Ada:

We have reviewed Bill No. 195-33 which proposes to transfer Lot 3470, Municipality of Chalan Pago reserved for Guam's Health Care needs to the Chamorro Land Trust Commission for Residential and/or Agricultural leasing.

The proposed facilities listed under Public Law 22-18, Section 2(b) for the department shows 8 facilities of which 3 have been completed. Although we do not have immediate plans or funding to develop the sites listed for a Senior Nursing Home, TanoManamko, Elderly Facility and Trankilidat II, we would request that these lots remain dedicated to the intent of providing options for development that would evolve as we position to address the needs of our elders and public health through alternate options. For example, we are currently working and still developing initiatives on Assisted Living. We are also applying to expand for an Adult Day Care Facility for the elderly where the current Inarajan Senior Center is located on. We are also very close in obtaining a Level 2/3 Testing Laboratory in anticipation of the military buildup. Knowing there is land available for consideration for the use of assisted living facilities, expansion for an Adult Day Care Facility and building a Public Health Laboratory would place us in a better position than not having any properties to consider. These three facilities along will cost millions of dollars but also as important will be the need for land to build on.

Although the intent of Bill 195-33 is commendable, we cannot support the transferring of the properties for the Department of Public Health and Services to the Chamorro Land Trust commission at this time and respectfully request alternate sites for the projects to be provided for the projects we are currently working on for our elders and public health for our community.

to consider future developments that will be needed, for example expansion for a Public Health Facility and also for our Elders.

We have attached a schematic drawing of the proposed Public Health Lab for your information and would be happy to meet with you to provide additional justification for the Assisted Living and request to expand an Adult Day Care Center in Inarajan including any other developments which will require land to build on.

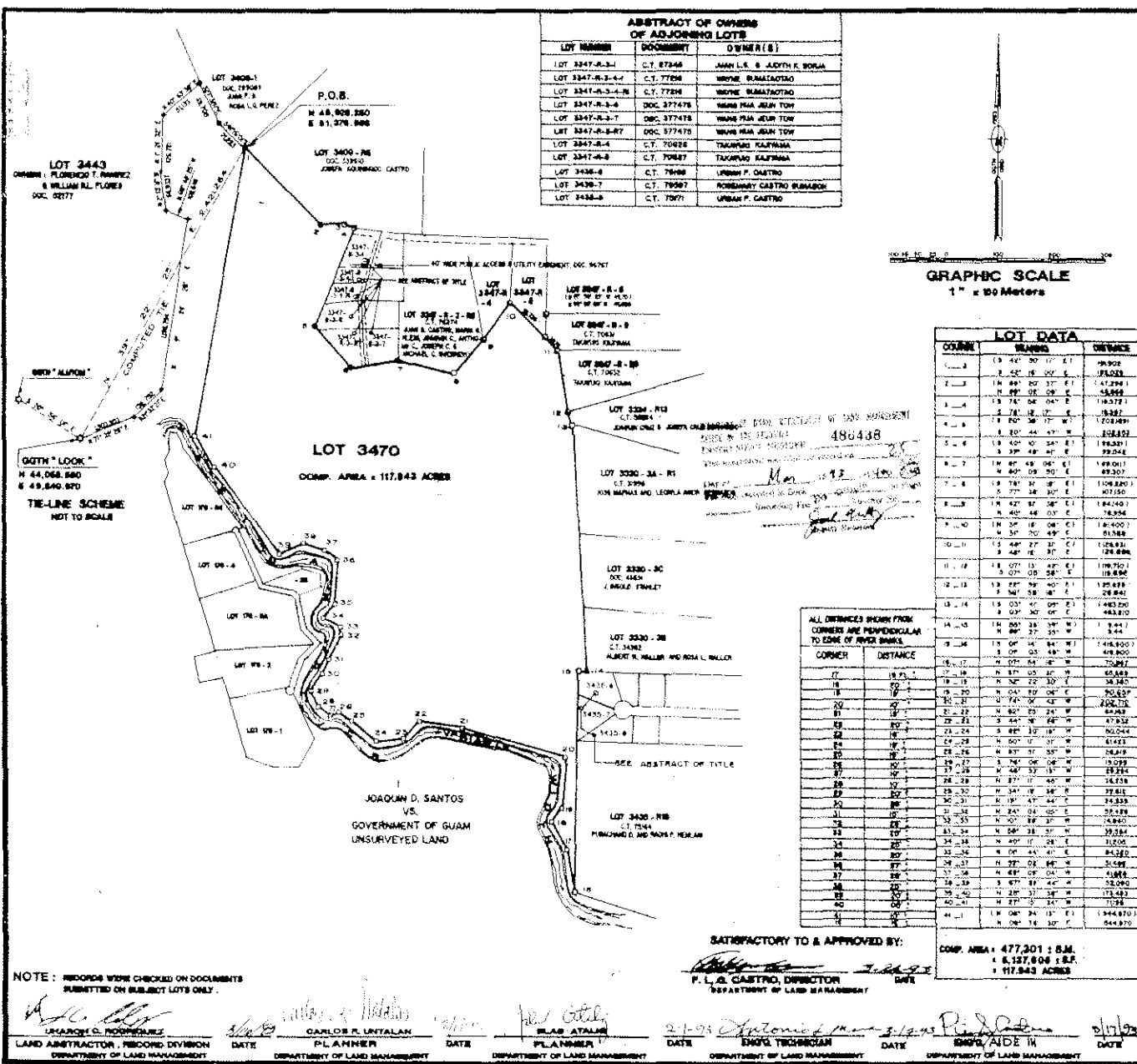
Thank you for the opportunity in providing our comments for Bill 195-3

  
James W. Gillan  
Director

Attachments

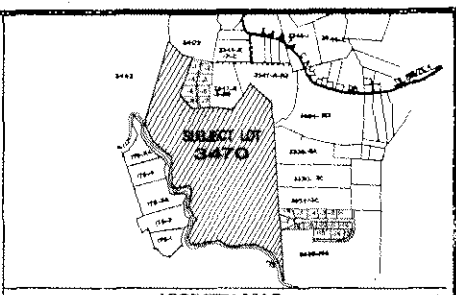
## Government of Guam Reserved Lands List (P.L. 22-18)

<u>Department/Agency</u>	<u>Proposed Facility</u>	<u>Village</u>	<u>Lot No.</u>	<u>Acres</u>	<u>Reserved</u>	<u>Status</u>
<b>Education</b>	Astumbo Elementary School	Dededo	L10122-R18	424	35	PENDING
	Astumbo Middle School	Dededo	L10122-R18	424	35	PENDING
	Middle School	Chalan Pago	L3470	117.94	35	PENDING
	Elementary School	Inarajan	L380	138.8	35	PENDING
	Middle School	Merizo	L523	828.71	35	PENDING
	Elementary School	Agat	L480	202.45	35	PENDING
	Central High School	Agana Heights	L3463	38.83	38.83	PENDING
<b>GMH</b>	Acute Care Hospital	Sinajana	L3470	117.94	35	PENDING
	Long Term Care Facility	Inarajan	L380	138.8	5	PENDING
<b>Mental Health</b>	Adult Residential Treatment Facility	Chalan Pago	L3470	117.94	5	PENDING
	Children's Residential Treatment Fac	Chalan Pago	L3470	117.94	10	PENDING
	Crisis Center	Chalan Pago	L3470	117.94	2	PENDING
<b>Public Health</b>	Homeless Shelter	Chalan Pago	L3470	117.94	2	PENDING
	Children's Foster Home	Chalan Pago	L3470	117.94	2	COMPLETED
	Public Health Facility	Chalan Pago	L3470	117.94	4	COMPLETED
	Senior Nursing Home	Dededo	L10122-R18	424	7	PENDING
	Satellite Office	Agat	L252-1	15.6	1	PENDING
	Tano Manamko	Dededo	L10122-R18	424	5	PENDING
	Elderly Facility	Inarajan	T3621	6	3	COMPLETED
	Trankilidat II	Dededo	L10122-R18	424	6	PENDING
<b>Civil Defense</b>	Alt Emergency Operating Center	Umatac	L506-R1	870.23	1	PENDING
<b>Guam Housing Corp</b>	Housing Units	Mangilao	L5402-R5NEW-R1	255.32	250	WITHDRAWN
<b>Fire Department</b>	Fire Station Relocation	Inarajan	T3621	6	2	COMPLETED
	Fire Station Relocation	Agat	L266-1-R1	77	2	COMPLETED
	Fire Station	Chalan Pago	L3318	12.9	2	PENDING
	Police Station	Inarajan	T3621	6	2	COMPLETED
	Police Station	Agat	L266-1-R1	77	2	COMPLETED
	Sagan Policia	Yigo	L7054-4	3.5	2	PENDING
	Sagan Policia	Chalan Pago	L3318	12.9	2	PENDING
<b>PUAG</b>	Reservoir	Dededo	L5380-R2	16.29	0.5	PENDING
	Sewer Treatment Plant	Chalan Pago	L3420	12.31	12.31	PENDING



**ABSTRACT OF OWNERS OF ADJOINING LOTS**

LOT NUMBER	DOCUMENT	OWNER(S)
LOT 3247-A-1	C.T. 87246	JUAN L.S. & JOSEPH E. BORJA
LOT 3247-B-1-4	C.T. 77204	WYNNE BUALMATOAO
LOT 3247-C-1-4	C.T. 77204	WYNNE BUALMATOAO
LOT 3247-D-1-4	DOC. 377478	WYNNE PIA JUAN TOW
LOT 3247-E-1-7	DOC. 377478	WYNNE PIA JUAN TOW
LOT 3247-F-1-7	DOC. 377478	WYNNE PIA JUAN TOW
LOT 3247-G-1	C.T. 70826	TAKUPUA KALPIYAMA
LOT 3247-H-1	C.T. 70827	TAKUPUA KALPIYAMA
LOT 3436-1	C.T. 79989	URBAN P. CASTRO
LOT 3436-2	C.T. 79987	URBAN P. CASTRO
LOT 3436-3	C.T. 79987	URBAN P. CASTRO
LOT 3436-4	C.T. 79987	URBAN P. CASTRO



**GRAPHIC SCALE**  
1" = 50 Meters

**LOT DATA**

CORNER	BEARING	DISTANCE
1-2	S 13° 42' 30" W	19.902
2-3	S 2° 22' 18" W	121.021
3-4	S 18° 00' 30" E	141.294
4-5	N 74° 04' 00" E	148.952
5-6	S 78° 12' 17" E	119.373
6-7	S 18° 20' 17" W	120.449
7-8	S 30° 44' 47" W	116.331
8-9	S 33° 48' 40" E	93.048
9-10	N 40° 18' 30" E	129.011
10-11	S 77° 18' 30" E	82.303
11-12	S 19° 18' 30" E	108.220
12-13	S 77° 18' 30" E	107.150
13-14	S 18° 42' 30" E	184.240
14-15	N 40° 18' 30" E	129.011
15-16	S 19° 18' 30" E	108.220
16-17	S 30° 44' 47" W	116.331
17-18	S 33° 48' 40" E	93.048
18-19	N 40° 18' 30" E	129.011
19-20	S 77° 18' 30" E	82.303
20-21	S 19° 18' 30" E	108.220
21-22	S 77° 18' 30" E	107.150
22-23	S 18° 42' 30" E	184.240
23-24	N 40° 18' 30" E	129.011
24-25	S 19° 18' 30" E	108.220
25-26	S 30° 44' 47" W	116.331
26-27	S 33° 48' 40" E	93.048
27-28	N 40° 18' 30" E	129.011
28-29	S 77° 18' 30" E	82.303
29-30	S 19° 18' 30" E	108.220
30-31	S 77° 18' 30" E	107.150
31-32	S 18° 42' 30" E	184.240
32-33	N 40° 18' 30" E	129.011
33-34	S 19° 18' 30" E	108.220
34-35	S 30° 44' 47" W	116.331
35-36	S 33° 48' 40" E	93.048
36-37	N 40° 18' 30" E	129.011
37-38	S 77° 18' 30" E	82.303
38-39	S 19° 18' 30" E	108.220
39-40	S 77° 18' 30" E	107.150
40-41	S 18° 42' 30" E	184.240
41-42	N 40° 18' 30" E	129.011

**SYMBOLS:**

- GOUTH STATION
- 4" x 4" CONCRETE MONUMENT FOUND UNMARKED SET BY UNBOUND
- 4" x 4" CONCRETE MONUMENT FOUND MARKED RLS # 12
- ◻ 4" x 4" CONCRETE MONUMENT FOUND MARKED RLS # 23
- ◇ 4" x 4" CONCRETE MONUMENT SET W/ YELLOW CAP MARKED RLS # 32
- 3/4" IRON PIPE FOUND WITH TAG RLS # 24
- 1/2" IRON PIPE FOUND WITH CAP MARKED RLS # 22

**NOTES:**

- Survey was based on corners found as shown on plan.
- All distances are in meters, unless otherwise noted.
- All bearings and distances in parentheses are record date of others are 1963 Date.
- Subject Lot(s) is/are Zoned "A" (Agricultural) as of approval of this map.

**REFERENCES:**

- DOE REG. LAND REGISTRATION SURVEY OF BULK LOT 3470 PREPARED BY R.T. DE CASTRO & ASSOCIATES, INC. 1993
- DOE REG. LAND REGISTRATION SURVEY OF LOTS 3436-1 TO 3436-4 PREPARED BY R.T. DE CASTRO & ASSOCIATES, INC. 1993
- DOE REG. LAND REGISTRATION SURVEY OF LOTS 3437-1 TO 3437-4 PREPARED BY R.T. DE CASTRO & ASSOCIATES, INC. 1993
- DOE REG. LAND REGISTRATION SURVEY OF LOTS 3438-1 TO 3438-4 PREPARED BY R.T. DE CASTRO & ASSOCIATES, INC. 1993
- DOE REG. LAND REGISTRATION SURVEY OF LOTS 3439-1 TO 3439-4 PREPARED BY R.T. DE CASTRO & ASSOCIATES, INC. 1993
- DOE REG. LAND REGISTRATION SURVEY OF LOTS 3440-1 TO 3440-4 PREPARED BY R.T. DE CASTRO & ASSOCIATES, INC. 1993

I, RENE T. DE CASTRO, hereby certify that this map was prepared by me or under my direct supervision, that it is based upon a field survey made in accordance with all applicable laws and regulations. I also certify that all the monuments are of the character and occupy the positions indicated on this map.

René T. de Castro  
Jan 23 1993

**RENE T. DE CASTRO, RLS # 32**      **DATE**

Approval Pursuant to Title 21, Guam Code Annotated, Chapter 62, Subdivision Law

**N/A**

**TERRITORIAL PLANNER**      **DATE**

This map has been assembled for conformance with the requirements of Chapter 9, Title 14, Government Code of Guam and Regulations thereunder, on this 21st day of January, 1993.

René T. de Castro  
Jan 23 1993

**TERRITORIAL SURVEYOR**

**REVISIONS:**

NO.	DATE	DESCRIPTION	BY	APPROVED
1	01-22-93	REVISION	R.T. DE CASTRO	
2	01-23-93	REVISION	R.T. DE CASTRO	
3	01-23-93	REVISION	R.T. DE CASTRO	
4	01-23-93	REVISION	R.T. DE CASTRO	
5	01-23-93	REVISION	R.T. DE CASTRO	
6	01-23-93	REVISION	R.T. DE CASTRO	
7	01-23-93	REVISION	R.T. DE CASTRO	
8	01-23-93	REVISION	R.T. DE CASTRO	
9	01-23-93	REVISION	R.T. DE CASTRO	
10	01-23-93	REVISION	R.T. DE CASTRO	

**REVISION DATA:** DATE: 01-22-93, REVISION: 01-22-93, REVISION: 01-22-93, REVISION: 01-22-93, REVISION: 01-22-93, REVISION: 01-22-93, REVISION: 01-22-93, REVISION: 01-22-93, REVISION: 01-22-93, REVISION: 01-22-93

**REVISION DESCRIPTION:** R.T. DE CASTRO & ASSOCIATES, INC. A REGISTERED SURVEYING FIRM. P.O. BOX 941 AGANA, GUAM. TEL.: (671) 255-1111

**LAND REGISTRATION SURVEY MAP OF LOT 3470**  
ANAKA MUNICIPALITY OF CHALAN PAGO AND OROBT

**SATISFACTORY TO:** DATE: \_\_\_\_\_

**SIZE PLAN:** L.S. 19 SEC. 3      L.S. 25 SEC. 2

**LAND MGMT. CHG. NO.:** L.M. 881 FY 93

**DRIVING NO.:** RTDC 010663

**SCALE:** 1" = 100      SHEET 10P 1

**SATISFACTORY TO & APPROVED BY:**

P. L. A. CASTRO, DIRECTOR  
DEPARTMENT OF LAND MANAGEMENT

COMP. AREA: 477,301 ± SQ. M.  
= 117,843 ± ACRES

**NOTE:** RECORDS WERE CHECKED ON DOCUMENTS SUBMITTED ON SUBJECT LOTS ONLY.

LAND ABSTRACTOR: FLORENDO T. RAMIREZ & WILLIAM AL. FLORES, DOC. 32777

PLANNER: CARLOS R. UNTALAK

PLANNER: ELIAS AYALAN

ENGINEER: JOAQUIN D. SANTOS VS. GOVERNMENT OF GUAM UNSURVEYED LAND

ENGINEER: JOAQUIN D. SANTOS VS. GOVERNMENT OF GUAM UNSURVEYED LAND

ENGINEER: JOAQUIN D. SANTOS VS. GOVERNMENT OF GUAM UNSURVEYED LAND

8784

# SCHEMATIC BASIS OF DESIGN



## **PUBLIC HEALTH LABORATORY GUAM**

Working Draft – Version No. 2

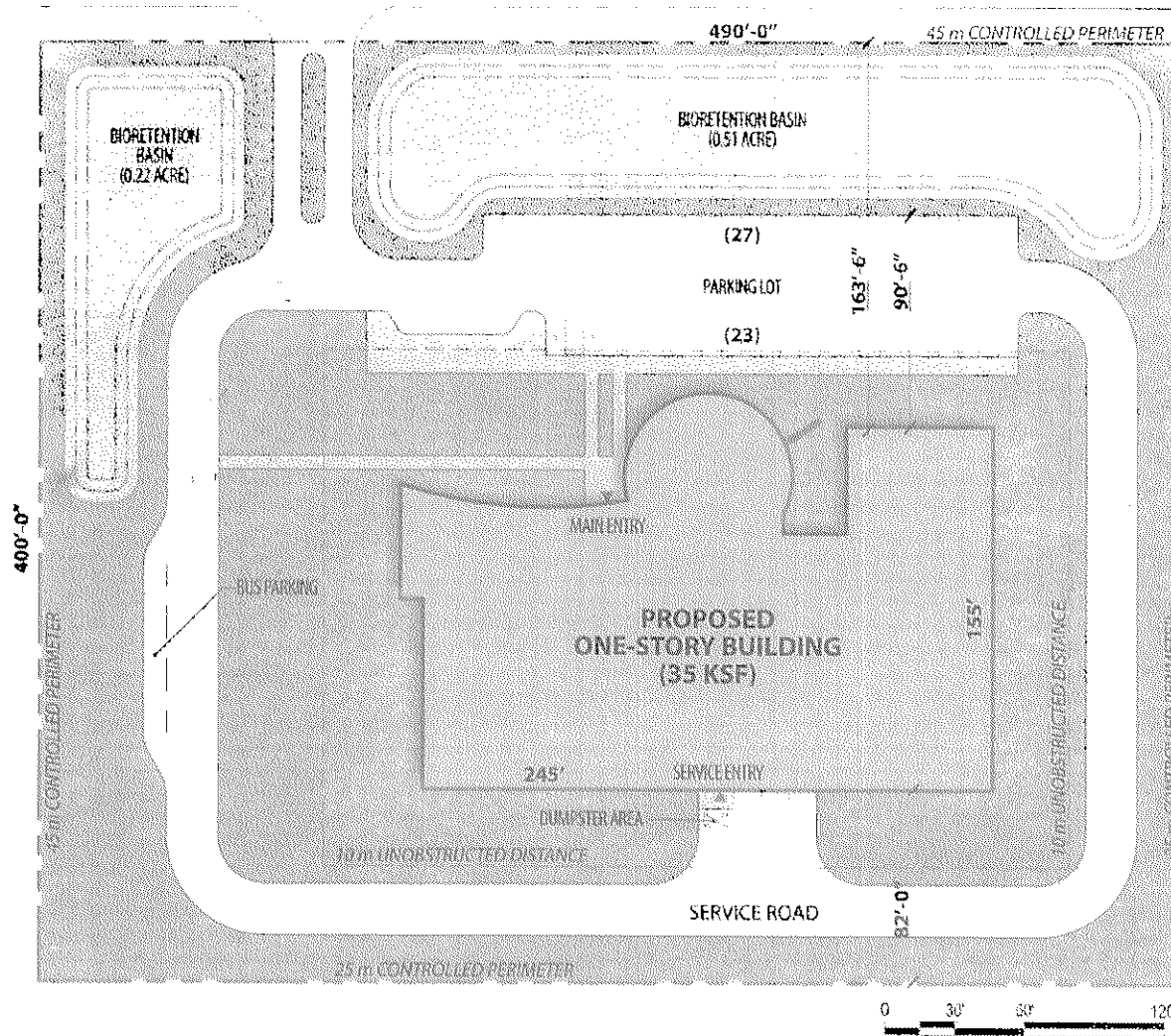
27 April 2015



VIEW SHOWING PARKING AND LANDSCAPE



3.3 Building Diagrams & Images

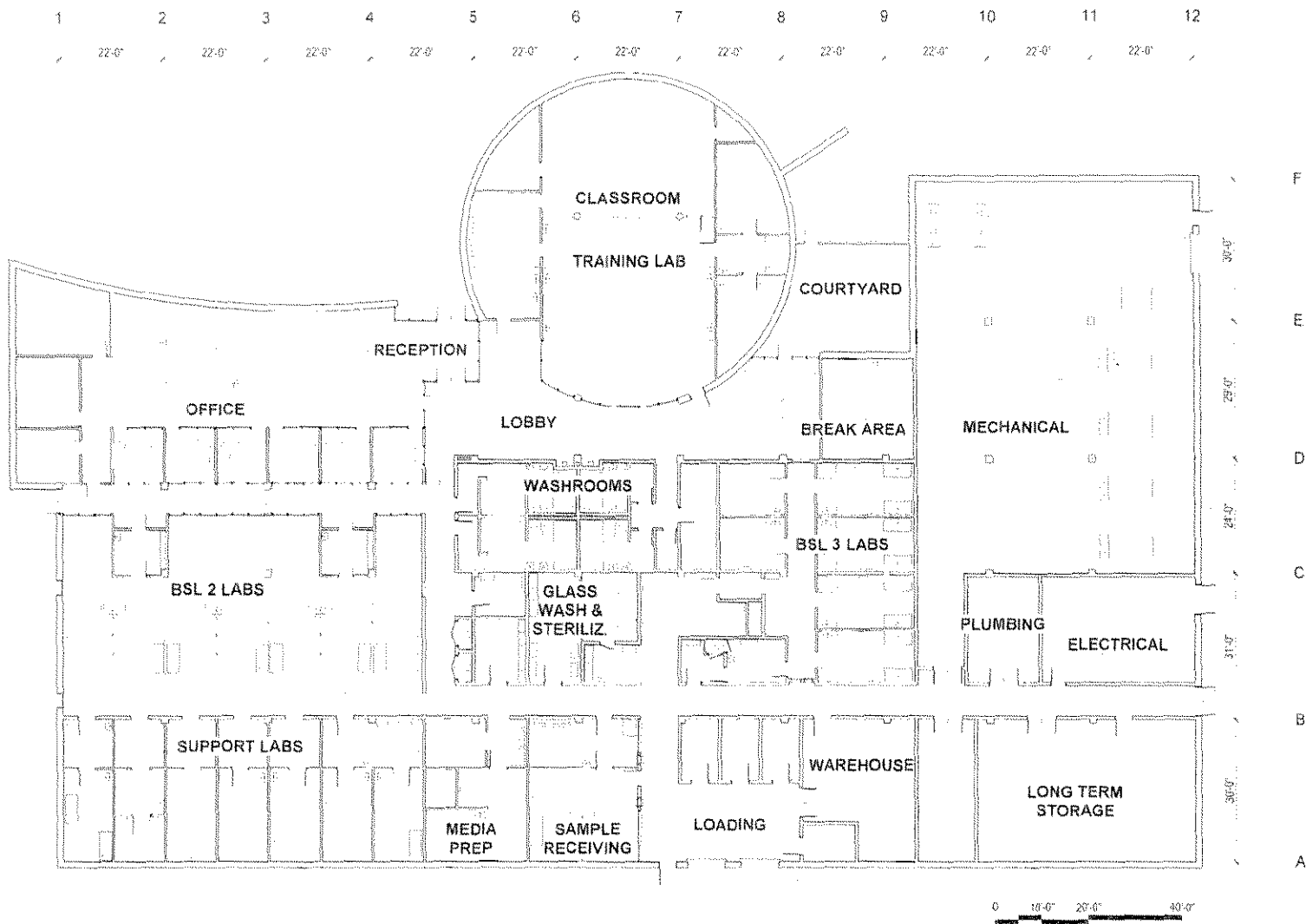


**SITE PROGRAM**

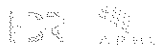
- 4.50 Acre / 1.82 Ha Total Site Area
- 50 Parking Spaces
- 0.64 Acre Bioretention Area

SITE PLAN

3.4 Building Plans



FLOOR PLAN





GUAM BEHAVIORAL  
HEALTH & WELLNESS  
CENTER

790 Gov. Carlos G. Camacho Rd.  
Tamuning, Guam 96913  
Phone: 671.647.5330  
Fax: 671.647.5402

EDDIE BAZA CALVO  
Governor

RAY TENORIO  
Lieutenant Governor

REY M. VEGA  
Director

BENNY A. PINAULA  
Deputy Director

October 29<sup>th</sup>, 2015

**Thomas C. Ada**  
**Assistant Majority Leader**  
**The 33<sup>rd</sup> Guam Legislature**  
**155 Hesler Place, Suite 107,**  
**Hagatna, Guam 96910**

**Re: For Bill No. 195-33 (LS)**

Dear Honorable Thomas C. Ada,

The Guam Behavioral Health and Wellness Center (GBHWC) would like to retain its continued interest in the reserved property, in reference to **Bill No. 195-33 (LS)**. The property is critical for the Center's future plans for its Residential Recovery Program (RRP). At present, the Center spends about \$110,400 dollars on leases for four (4) homes and two (2) studio apartments. This money could be otherwise utilized to improve services, personnel, etc.

Through collaboration with GHURA, there has been a discussion to assist GBHWC with the construction of a new home for residential use. At this stage, we are assessing our long term needs and the Center will need this land in order to maximize the grant funds toward construction.

There are multiple ideas GBHWC has for this property. The Center is assessing the use of the property as a training facility for the RRP Day Program; a single room occupancy unit with communal facilities to house the RRP Level II and III residents; and/or expand RRP to address the population of homeless individuals with mental illnesses.

Therefore, we are not in support of Bill No. 195-33(LS) based on the above stated reasons.

Sincerely,

  
Rey M. Vega

RECEIVED by the  
Office of Senator  
Thomas C. Ada  
CHARLNE FLORES  
80047C

Cc: Department of Land Management

GUAM WATERWORKS AUTHORITY

Gloria B. Nelson Public Service Building  
688 Route 15, Mangilao, Guam 96913

November 4, 2015

Senator Thomas Ada  
Senator, 33<sup>rd</sup> Guam Legislature  
Ada Plaza Center, Suite 207  
173 Aspinall Ave.  
Hagatna, GU 96910

11/04/15  
RECEIVED by the  
Office of Senator  
Thomas C. Ada 3:30pm

Subject: **Bill 195-33 (LS) T.C. Ada**

Dear Senator Ada:

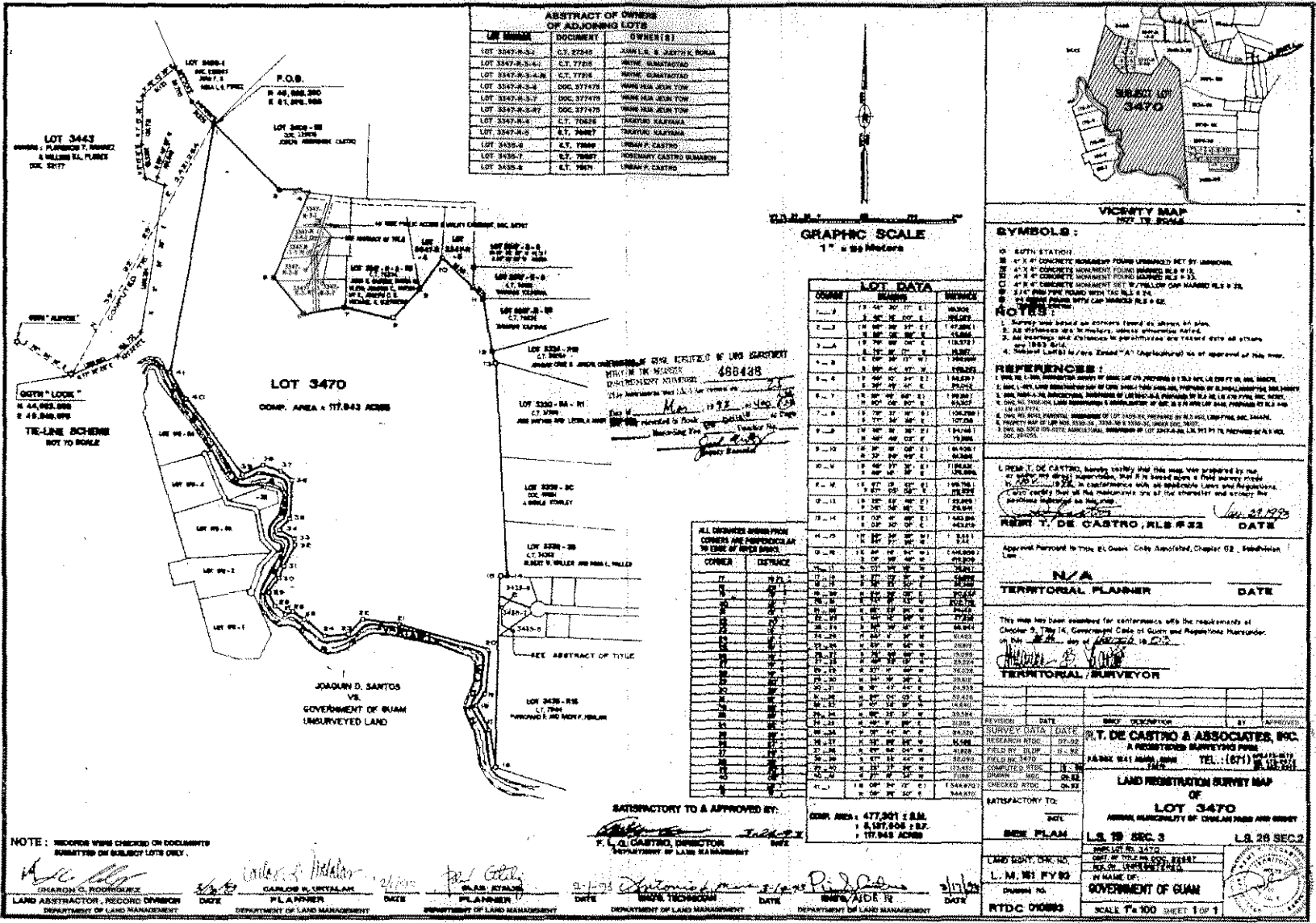
Guam Waterworks Authority (GWA) is in receipt of your memorandum on October 26, 2015 relative to the above referenced matter.

GWA understands that the intent of the bill is to amend Public Law 22-18 to transfer Lot 3470, Municipality of Chalan Pago, reserved for Guam's health care needs to the Chamorro Land Trust Commission for residential and/or agricultural leasing.

GWA places no objection to Bill No. 195-33 (LS) T.C. Ada for the transfer of Lot 3470, Chalan Pago.

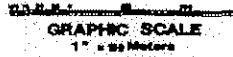
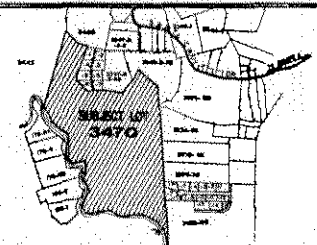
Thank you for allowing GWA the opportunity to participate in this process. Should you have any questions regarding this matter, your staff may call Bobbie C. Cruz, Land Agent III, GWA Engineering at 300-6071.

  
**Mark Miller**  
Interim General Manager



**ABSTRACT OF OWNERS OF ADJOINING LOTS**

LOT NUMBER	DOCUMENT	OWNER(S)
LOT 3347-R-32	C.T. 27545	JUAN L. & JOSEPH K. NORIA
LOT 3347-R-33	C.T. 27545	JOSE, MANABAYANG
LOT 3347-R-34	C.T. 27545	JOSE, MANABAYANG
LOT 3347-R-35	DOC. 377473	WANG HUI SEUN TOW
LOT 3347-R-36	DOC. 377473	WANG HUI SEUN TOW
LOT 3347-R-37	DOC. 377473	WANG HUI SEUN TOW
LOT 3347-R-38	C.T. 70828	TAGAYRO SALAYAMA
LOT 3347-R-39	C.T. 70827	TAGAYRO SALAYAMA
LOT 3435-R	C.T. 73889	JOHAN P. CASTRO
LOT 3435-T	C.T. 73887	ROSEMARY CASTRO SUMARON
LOT 3435-B	C.T. 73871	JOHAN P. CASTRO



**LOT DATA**

LOT NO.	AREA (SQ. METERS)	PERCENTAGE	REMARKS
1	17 40 00	0.11	0.0000
2	17 40 00	0.11	0.0000
3	17 40 00	0.11	0.0000
4	17 40 00	0.11	0.0000
5	17 40 00	0.11	0.0000
6	17 40 00	0.11	0.0000
7	17 40 00	0.11	0.0000
8	17 40 00	0.11	0.0000
9	17 40 00	0.11	0.0000
10	17 40 00	0.11	0.0000
11	17 40 00	0.11	0.0000
12	17 40 00	0.11	0.0000
13	17 40 00	0.11	0.0000
14	17 40 00	0.11	0.0000
15	17 40 00	0.11	0.0000
16	17 40 00	0.11	0.0000
17	17 40 00	0.11	0.0000
18	17 40 00	0.11	0.0000
19	17 40 00	0.11	0.0000
20	17 40 00	0.11	0.0000
21	17 40 00	0.11	0.0000
22	17 40 00	0.11	0.0000
23	17 40 00	0.11	0.0000
24	17 40 00	0.11	0.0000
25	17 40 00	0.11	0.0000
26	17 40 00	0.11	0.0000
27	17 40 00	0.11	0.0000
28	17 40 00	0.11	0.0000
29	17 40 00	0.11	0.0000
30	17 40 00	0.11	0.0000
31	17 40 00	0.11	0.0000
32	17 40 00	0.11	0.0000
33	17 40 00	0.11	0.0000
34	17 40 00	0.11	0.0000
35	17 40 00	0.11	0.0000
36	17 40 00	0.11	0.0000
37	17 40 00	0.11	0.0000
38	17 40 00	0.11	0.0000
39	17 40 00	0.11	0.0000
40	17 40 00	0.11	0.0000
41	17 40 00	0.11	0.0000
42	17 40 00	0.11	0.0000
43	17 40 00	0.11	0.0000
44	17 40 00	0.11	0.0000
45	17 40 00	0.11	0.0000
46	17 40 00	0.11	0.0000
47	17 40 00	0.11	0.0000
48	17 40 00	0.11	0.0000
49	17 40 00	0.11	0.0000
50	17 40 00	0.11	0.0000

**SYMBOLS:**

- SOUTH STATION
- 4" x 4" CONCRETE MONUMENT FOUND UNMARKED PLS. 1" x 1"
- ▲ 4" x 4" CONCRETE MONUMENT FOUND UNMARKED PLS. 2" x 2"
- 4" x 4" CONCRETE MONUMENT SET BY FELLOW OWNERS PLS. 1" x 1"
- 2.5" x 2.5" IRON PIPE FOUND WITH TAG PLS. 1" x 1"
- 2.5" IRON PIPE WITH CAP MARKED PLS. 1" x 1"

**NOTES:**

- Survey was based on corners found as shown on plan.
- All bearings and distances are given in meters.
- All bearings and distances are given in meters unless otherwise stated.
- Original Lot 81 to 90 is "A" Agricultural use as approved by this Gov.

**REFERENCES:**

1. THE L. & M. SURVEYING SYSTEM OF 1911 AS PERMITTED BY THE L. & M. ACT OF 1911.
2. THE L. & M. SURVEYING SYSTEM OF 1911 AS PERMITTED BY THE L. & M. ACT OF 1911.
3. THE L. & M. SURVEYING SYSTEM OF 1911 AS PERMITTED BY THE L. & M. ACT OF 1911.
4. THE L. & M. SURVEYING SYSTEM OF 1911 AS PERMITTED BY THE L. & M. ACT OF 1911.

PREPARED BY: T. DE CASTRO, Surveyor  
 APPROVED BY: T. DE CASTRO, Surveyor  
 DATE: 21/12/20

**ALL DISTANCES SHOWN FROM CORNER ARE REFERENCED TO THE CORNER OF LOT 3470**

CORNER	DISTANCE
1	17 40 00
2	17 40 00
3	17 40 00
4	17 40 00
5	17 40 00
6	17 40 00
7	17 40 00
8	17 40 00
9	17 40 00
10	17 40 00
11	17 40 00
12	17 40 00
13	17 40 00
14	17 40 00
15	17 40 00
16	17 40 00
17	17 40 00
18	17 40 00
19	17 40 00
20	17 40 00
21	17 40 00
22	17 40 00
23	17 40 00
24	17 40 00
25	17 40 00
26	17 40 00
27	17 40 00
28	17 40 00
29	17 40 00
30	17 40 00
31	17 40 00
32	17 40 00
33	17 40 00
34	17 40 00
35	17 40 00
36	17 40 00
37	17 40 00
38	17 40 00
39	17 40 00
40	17 40 00
41	17 40 00
42	17 40 00
43	17 40 00
44	17 40 00
45	17 40 00
46	17 40 00
47	17 40 00
48	17 40 00
49	17 40 00
50	17 40 00

COMPL. AREA: 477,901 ± S.M.  
 ± 1,187,908 ± S.M.  
 ± 177,945 ACRES

SATISFACTORY TO & APPROVED BY:  
 T. DE CASTRO, DIRECTOR  
 DEPARTMENT OF LAND MANAGEMENT

NOTE: RECORDS WERE CHECKED ON DOCUMENTS SUBMITTED ON SUBJECT LOTS ONLY.

LAND ASSESSOR, RECORDS DIVISION  
 DEPARTMENT OF LAND MANAGEMENT

DATE: 21/12/20

LAND ASSESSOR, RECORDS DIVISION  
 DEPARTMENT OF LAND MANAGEMENT

DATE: 21/12/20

LAND ASSESSOR, RECORDS DIVISION  
 DEPARTMENT OF LAND MANAGEMENT

DATE: 21/12/20

LAND ASSESSOR, RECORDS DIVISION  
 DEPARTMENT OF LAND MANAGEMENT

DATE: 21/12/20

**LAND REGISTRATION SURVEY MAP OF LOT 3470**

APPROVAL MUNICIPALITY OF DILIGAN PASIG AND CUBET

DATE: 21/12/20

SCALE: 1" = 100 METERS

LAND REGISTRATION SURVEY MAP OF LOT 3470

APPROVAL MUNICIPALITY OF DILIGAN PASIG AND CUBET

DATE: 21/12/20

SCALE: 1" = 100 METERS

8784



## Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Libeslaturan Guåhan* • 33<sup>rd</sup> Guam Legislature

November 5, 2015

**Theodore Lewis**

Administrator

Guam Memorial Hospital Authority

**RE: Guam Memorial Hospital Authority's position on Bill No. 195-33 (COR).**

*Håfa Adai* Mr. Lewis,

Some twenty years ago Public Law 22-18 reserved 35 acres of Lot 3470 in the Municipality of Chalan Pago for an acute care hospital. Does GMH still have those plans and what is the status of those plans? What would be your funding source for those plans?

I have recently introduced Bill 195-33 to transfer the entire Lot 3470 to the Chamorro Land Trust Commission for residential and agricultural leasing absent any concrete and funded plan by GMH.

Please advise what the GMH Board's position on Bill 195-33 is. If you should have any questions or concerns please feel free to contact my office at 473-3301.

*Senseramente,*

A handwritten signature in black ink, appearing to read "T.C. Ada".

Thomas C. Ada



## Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Libeslaturan Guåhan* • 33<sup>rd</sup> Guam Legislature

November 5, 2015

**Rey M. Vega**

Administrator

Guam Behavioral Health and Wellness Center

**RE: Guam Behavioral Health and Wellness Center's position on Bill No. 195-33 (COR).**

*Håfa Adai* Mr. Vega,

Some twenty years ago Public Law 22-18 reserved 17 acres for the Department of Mental Health and Substance Abuse (now known as the Guam Behavioral Health and Wellness Center) for an adult residential treatment facility, a children's residential treatment facility and a crisis center.

Does the Guam Behavioral Health and Wellness Center have any firm and funded plans for this land? What is the status of those plans? What would be your funding source?

I have recently introduced Bill 195-33 to transfer the entire Lot 3470 to the Chamorro Land Trust Commission for residential and agricultural leasing absent any concrete and funded plan by GBH&WC.

Please advise what GBH&WC's position on Bill 195-33 is. If you should have any questions or concerns please feel free to contact my office at 473-3301.

*Senseramente,*

Thomas C. Ada



# COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd 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

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

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muna Barnes  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER

Mary C. Torres  
MINORITY MEMBER

October 21, 2015

VIA E-MAIL

[joey.calvo@bbmr.guam.gov](mailto:joey.calvo@bbmr.guam.gov)

Jose S. Calvo  
Director  
Bureau of Budget & Management Research  
P.O. Box 2950  
Hagåtña, Guam 96910

RE: Request for Fiscal Notes – Bill Nos. 190-33(COR) through 197-33(LS)

*Hafa Adai* Mr. Calvo:

Transmitted herewith is a listing of *I Mina'trentai Tres Na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

*Si Yu'os ma'åse'* for your attention to this matter.

Very Truly Yours,

**Senator Rory J. Respicio**  
*Chairperson of the Committee on Rules*

Attachment (1)

Cc: Clerk of the Legislature



**Bureau of Budget & Management Research**  
**Fiscal Note of Bill No. 195-33 (LS)**

**AN ACT TO AMEND PUBLIC LAW 22-18 TO TRANSFER LOT 3470, MUNICIPALITY OF CHALAN PAGO RESERVED FOR GUAM'S HEALTH CARE NEEDS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND/OR AGRICULTURAL LEASING.**

**Department/Agency Appropriation Information**

Dept./Agency Affected: Chamorro Land Trust Commission	Dept./Agency Head: Michael J. B. Borja, Director
Department's General Fund (GF) appropriation(s) to date:	-
Department's Other Fund (Specify) appropriation(s) to date: Chamorro Land Trust Operations Fund	1,424,311
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$1,424,311</b>

**Fund Source Information of Proposed Appropriation**

	General Fund:	(Specify Special Fund):	Total:
FY 2015 Unreserved Fund Balance		\$0	\$0
FY 2016 Adopted Revenues	\$0	\$0	\$0
FY 2016 Appra. (P.L. 33-66 thru _____)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**Estimated Fiscal Impact of Bill**

	One Full Fiscal Year	For Remainder of FY 2016 (if applicable)	FY 2017	FY 2018	FY 2019	FY 2020
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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

Analyst: <u>Jason Baza</u> Jason Baza, BMA II	Date: <u>10/29/15</u>	Director: <u>Jose S. Calvo</u> BMA Director	Date: <u>OCT 29 2015</u>
--	-----------------------	--	--------------------------

Notes:  
See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH  
COMMENTS ON BILL NO. 195-33 (LS)

The proposed legislation amends P.L. 22-18, which reserved several tracts of government properties for future intended uses. P.L. 22-18 initially reserved sixty (60) acres of Lot No. 3470 to construct and provide health care facilities. The proposed legislation stipulates that the health care agencies of the Government of Guam have declined the use of Lot 3470 due to unsuitable location, topography, infrastructure, and adequate access to the property. Because Lot No. 3470 is not being utilized for its intended purpose, the proposed legislation aims provide an alternative use of this lot by transferring it into the Chamorro Land Trust Commission's land inventory designated for residential and agricultural leasing.

Although the proposed legislation will transfer to and authorize the CLTC to utilize the 60 acres for residential/agricultural leases, it does not specifically state which type of lease will be utilized. §75107(a) of Chapter 75, Title 21 Guam Code Annotated delineates the minimum and maximum amount of acres authorized for different types of agriculture/residential leases (subsistence agricultural or aquaculture farming; commercial agricultural or aquaculture use; grazing use; and residential lots). Subsequently, because the proposed legislation doesn't specify which type of lease the property will be utilized as, the amount of leases that can be awarded on the property cannot be determined.

§75108(b) states that each lessee shall pay a rental of one dollar (\$1.00) per year for the term of ninety-nine (99) years. For example, if one commercial agricultural lease (maximum 20 acres per lessee) and one grazing lease (maximum 20 acres per lessee) is awarded on the subject property, anticipated revenue to be received by the end of the lease terms will amount to \$198. However, if one commercial agricultural lease and forty (40) residential leases (maximum once acre per lessee) are awarded, the anticipated revenue to be received by the end of the lease term will amount to \$4,059.

Subsequently, §75107(f) specifies that the lessee shall pay any taxes assessed upon the improvements made on the property during the duration of their lease period. Increased tax assessments are correlated with improved infrastructure on the property.

It should be noted that the proposed legislation does provide for revenue generating opportunities for the Government of Guam. However, due to not having sufficient information on the specific type of leases to be awarded on the subject property, the Bureau cannot determine the estimated revenues to be received.



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd 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

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

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muna Barnes  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER

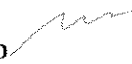
Mary C. Torres  
MINORITY MEMBER

October 21, 2015

### MEMORANDUM

**To: Rennae Meno**  
*Clerk of the Legislature*

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

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

**Subject: Referral of Bill No. 195-33(LS)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 195-33(LS)**.

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

Should you have any questions, please feel free to contact our office at 472-7679.

*Si Yu'os Ma'åse!*

Attachment

Bill Nos.	Sponsor	Title
<b>190-33 (COR)</b>	Dennis G. Rodriguez, Jr.	AN ACT TO AMEND SECTION 9(c) OF PUBLIC LAW 32-054, RELATIVE TO REQUIRING THAT THE NATIONAL CLINICAL MENTAL HEALTH COUNSELOR EXAM IS THE SOLE REQUISITE EXAM FOR LICENSURE FOR LICENSED MENTAL HEALTH COUNSELOR; AND TO AMEND SECTIONS 1, 2, 8, 9 AND 16 OF P.L. 32-054 FOR PURPOSES OF ESTABLISHING A LICENSED INTERN DESIGNATION DURING THE THREE THOUSAND (3,000) HOUR POST-GRADUATE CLINICAL EXPERIENCE PERIOD REQUIRED FOR MENTAL HEALTH PROFESSIONAL LICENSURE.
<b>191-33 (LS)</b>	Brant T. McCreadie	AN ACT TO AMEND SUBSECTION (a) OF §12104, SUBITEM (3) OF §12106(a), AND SUBSECTION (b) OF §12107, EACH OF CHAPTER 12, TITLE 16, GUAM CODE ANNOTATED; RELATIVE TO TOWING NOTICE REQUIREMENTS, RATE REGULATION, AND LIENS.
<b>192-33 (LS)</b>	T. C. Ada	AN ACT TO AMEND PUBLIC LAW 22-18 TO TRANSFER THIRTY-FIVE (35) ACRES OF LOT 10122-R18, MUNICIPALITY OF DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION FOR THE AS-TUMBO ELEMENTARY SCHOOL TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING.
<b>193-33 (LS)</b>	T. C. Ada	AN ACT TO AMEND PUBLIC LAW 22-18 TO TRANSFER THIRTY-FIVE (35) ACRES OF LOT 10122-R18, MUNICIPALITY OF DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION FOR THE AS-TUMBO MIDDLE SCHOOL TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING.
<b>194-33 (LS)</b>	T. C. Ada	AN ACT TO TRANSFER LOT 3463, AGANA HEIGHTS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING.
<b>195-33 (LS)</b>	T. C. Ada	AN ACT TO AMEND PUBLIC LAW 22-18 TO TRANSFER LOT 3470, MUNICIPALITY OF CHALAN PAGO RESERVED FOR GUAM'S HEALTH CARE NEEDS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND/OR AGRICULTURAL LEASING.
<b>196-33 (LS)</b>	T. C. Ada	AN ACT TO TRANSFER FOUR HUNDRED (400) PLUS LOTS WHICH HAVE LAPSED INTO FORECLOSURE FROM ALL THE "LAND FOR THE LANDLESS" SUBDIVISIONS AND ALL OTHER SUCH SUBDIVISIONS TO THE CHAMORRO LAND TRUST COMMISSION'S AVAILABLE LANDS INVENTORY FOR CHAMORRO HOMELANDS.
<b>197-33 (LS)</b>	Judith T. Won Pat, Ed.D. T. C. Ada T. R. Muña Barnes	AN ACT TO AMEND §77302 of ARTICLE 3, CHAPTER 77 of TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING THE DUTIES OF THE GUAM POLICE DEPARTMENT COMMUNITY ASSISTED POLICING EFFORT (CAPE) VOLUNTEERS TO INCLUDE EVENT SUPERVISION OF THE 12TH FESTIVAL OF PACIFIC ARTS (FESTPAC).



Office of  
Senator Tom Ada

Peter Tran <peter@senatorada.org>

## 1st Notice of Public Hearing: Thursday, October 29, 2015 – 10:00am and 1:30pm

1 message

**Charlene Flores** <flores@senatorada.org>

Thu, Oct 22, 2015 at 10:10 AM

To: Media <media@senatorada.org>, phnotice@guamlegislature.org, alfred.leonguerrero@gmail.com, john.camacho@revtax.guam.gov, Maria Flores <maria.flores@revtax.guam.gov>, pedro.leonguerrero@cqa.guam.gov, raffaele.sgambelluri@cqa.guam.gov, Chace Anderson <candersongbb@gmail.com>, Alicia Fejeran <avfejeran@gmail.com>, Glenn LG <glenn.leonguerrero@dpw.guam.gov>, felix.benavente@dpw.guam.gov, joaquin.blaz@dpw.guam.gov, roderick.r.leonguerrero.mil@mail.mil, jbrown@portguam.com, frpangelinan@portguam.com, jcuntalan@portguam.com, Ronnie Santos <ronnie.santos@clb.guam.gov>, eduardo.ordonez@clb.guam.gov, Jere Johnson <jjohnson@hawaiianrock.com>, info@perezbrosinc.com, markm@blackguam.com, mr.rubbishman@gmail.com, trucking@ambyth.guam.net, main@coretechintl.com, david.hopkins@fe.navy.mil, joseph.yates@fe.navy.mil, michael.borja@land.guam.gov, james.gillam@dphss.guam.gov, rey.vega@mail.dmhsa.guam.gov, care@gbhwc.guam.gov, theodore.lewis@gmha.org, gmhadmin@gmha.org, superintendent@gdoe.net, info@guamchamber.com.gu, Teresa Topasna <teresa.topasna@cltc.guam.gov>, teresa.topasna@land.guam.gov

October 22, 2015

### MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*

Subject: **1<sup>st</sup> Notice of Public Hearing: Thursday, October 29, 2015 – 10:00am and 1:30pm**

Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement will be conducting a public hearing on **Thursday, October 29, 2015 at 10:00am and 1:30pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

**10:00am**

**Bill 147-33 (COR) T.C. Ada**

An act to amend §§ 5101, 5104, 5107, 5109, 5112 and 5114, and to add a new §5118, all of Chapter 5, Title 16, Guam Code Annotated, relative to the authorities and responsibilities of the Department of Revenue and Taxation and The Department of Public Works to enforce weight limits and safe operations of commercial vehicles on Guam's Highways; establishing penalties for violations; establishing permit requirements; and establishing a truck enforcement screening station (TESS) facility fund.

**1:30pm**

**The Executive Appointment of Mr. David J. Matanane to serve as a member of the Chamorro Land Trust Commission.**

**Bill 192-33 (LS) T.C. Ada**

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-r18, municipality of Dededo reserved by the Department of Education for the Astumbo Elementary School to the Chamorro Land Trust Commission for residential and agricultural leasing.

**Bill 193-33 (LS) - T.C. Ada**

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-r18, municipality of Dededo reserved by the Department of Education for the Astumbo Middle School to the Chamorro Land Trust Commission for residential and agricultural leasing.

**Bill 194-33 (LS) - T.C. Ada**

An act to transfer lot 3463, Agana Heights to the Chamorro Land Trust Commission for residential and agricultural leasing.

**Bill 195-33(LS) - T.C. Ada**

An act to amend Public Law 22-18 to Transfer lot 3470, municipality of Chalan Pago reserved for Guam's health care needs to the Chamorro Land Trust Commission for residential and/or agricultural leasing.

**Bill 196-33 (LS) - T.C. Ada**

An act to transfer four hundred (400) plus lots which have lapsed into foreclosure from all the "Land for the Landless" subdivisions and all other such subdivisions to the Chamorro Land Trust Commission's available lands inventory for Chamorro homelands.

Testimony on **Bill No. 147-33 (COR), Executive Appointment of Mr. David J. Matanane Bill No. 192-33 (LS), Bill No. 193-33 (LS), Bill No. 194-33(LS), Bill No. 195-33(LS), and Bill No. 196-33 (LS)** the should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to [office@senatorada.org](mailto:office@senatorada.org), or via facsimile to (671) 473-3303 until **Friday, November 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Charlene Flores at 473-3301. Please feel free to contact my office should you have any questions or concerns.

--

Charlene Flores  
Policy Analyst  
Office of Senator Thomas C. Ada  
*I Mina'trentai Tres na Liheslaturan Guåhan* - 33rd Guam Legislature  
671-473-3301



**1st PH Notice.pdf**

635K



Office of  
Senator Tom Ada

Peter Tran <peter@senatorada.org>

## 2nd notice of Public Hearing

3 messages

**Blaine Dydasco** <bdydasco@senatorada.org>

Mon, Oct 26, 2015 at 10:42 AM

To: phmaterials@guamlegislature.org, phnotice@guamlegislature.org, Media <media@senatorada.org>, Eric Palacios <eric.palacios@epa.guam.gov>, Conchita San Nicolas Taitano <conchita.taitano@epa.guam.gov>, vincent.pereira@epa.guam.gov, michael.omallan@epa.guam.gov, don.quinata@epa.guam.gov, william.austin@fe.navy.mil, jbenavente@gpagwa.com, mcamacho@gpagwa.com, gbotha@gpagwa.com, David Leddy <dleddy@guamchamber.com.gu>, ccastro@guamchamber.com.gu, rdelgado@guamchamber.com.gu, info@ghra.org, bill.ada@ipehq.com, catherine.leonguerrero@exxonmobil.com, ddean@sppcorp.com, jbrown@portguam.com, frpangelinan@portguam.com, Marge Duenas <mduenas@portguam.com>, miller@guamwaterworks.org, annborja@guamwaterworks.org, staylor@guamwaterworks.net, Heidi Ballendorf <heidi@guamwaterworks.org>, glenn.leonguerrero@dpw.guam.gov, eleanor.borja@dpw.guam.gov, felix.benavente@dpw.guam.gov, maria.flores@revtax.guam.gov, john.camacho@revtax.guam.gov, Lou Sablan <lsablan@gpagwa.com>, jtduenas@hotmail.com, jeffcharjohnson@hotmail.com, horeckylaw@teleguam.net, horecky@ite.net, ndynvn@yahoo.com, Lou Palomo <lpalomo@guampuc.com>, marie@guam-peals.org, ray@guam-peals.org, weezierivera@hotmail.com, rick.agustin@grta.guam.gov, Ronnie Santos <ronnie.santos@clb.guam.gov>, weise@guambcc.org, Teresa Topasna <teresa.topasna@land.guam.gov>, "Jhoana M. Casem" <Jhoana.Casem@land.guam.gov>, Michael Borja <michael.borja@land.guam.gov>, dlmdir@land.guam.gov, david.camacho@land.guam.gov, Cristina Gutierrez <Cristina.Gutierrez@land.guam.gov>, dfbrooks@guamopa.org, admin@guamopa.org, jngo@ozemail.com.au, raunderwood@uguam.uog.edu, jpeterson@uguam.uog.edu, lmtoves@uguam.uog.edu, raymond.blas@dpr.guam.gov, Pedro LeonGuerrero <pedro.leonguerrero@cqa.guam.gov>, raffaele.sgambelluri <raffaele.sgambelluri@cqa.guam.gov>, Briana Roberto <briana.roberto@cqa.guam.gov>, roderick.r.leonguerrero@us.army.mil, johnny.lizama@ang.af.mil, martin.manglona@guam.gov, uriah.perez@fe.navy.mil, chuck.ada@guamairport.net, peterroy@guamairport.net, euntalan@guamairport.net, msablan@guamairport.net, Chace Anderson <candersongbb@gmail.com>, Alicia Fejeran <avfejeran@gmail.com>, csr@guamcell.net, clayton4gppc@hotmail.com, Chris Felix <felix@guam.net>, rjdguzman@hotmail.com, mail@cmlaw.us, claudia.acfalle@gsa.guam.gov, robert.kono@gsa.guam.com, superintendent@gdoe.net, racruz@gtrf.com, djtydingco@gta.net, jkriegel@docomopacific.com, jlai@docomopacific.com, Richard Yu <richard.yu@choicephonellc.com>, Rene Lao <rene.lao@choicephonellc.com>, john.compton@itehq.net, mcogadmin@teleguam.net, benito.servino@disid.guam.gov, ed@guamwcc.com, jvy@cccguam.org, afcmstg24@yahoo.com, law@guamag.org, anthony.cruz@va.gov, john.blas@westcare.com, sinaguam@gmail.com, joey.sannicolas@gfd.guam.gov, chief@gpd.guam.gov, pio@gpd.guam.gov, bennyb@guamairport.net, jon.calvo@mail.house.gov, frankschacher01@gmail.com, mflores.guam@gmail.com  
Cc: Charlene Flores <flores@senatorada.org>, Peter Tran <peter@senatorada.org>, Joseph Borja <jborja@senatorada.org>, Coy Torres <coy@senatorada.org>, Juliette Gillham <juliette@senatorada.org>, Cyrus Luhr <cyrus@senatorada.org>

October 26, 2015

### MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*

Subject: **2<sup>nd</sup> Notice of Public Hearing: October 29, 2015 – 10:00am and 1:30pm**



Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement will be conducting a public hearing on **Thursday, October 29, 2015 at 10:00am and 1:30pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

**10:00am**

**Bill 147-33 (COR) T.C. Ada**

An act to amend §§ 5101, 5104, 5107, 5109, 5112 and 5114, and to add a new §5118, all of Chapter 5, Title 16, Guam Code Annotated, relative to the authorities and responsibilities of the Department of Revenue and Taxation and The Department of Public Works to enforce weight limits and safe operations of commercial vehicles on Guam's Highways; establishing penalties for violations; establishing permit requirements; and establishing a truck enforcement screening station (TESS) facility fund.

**1:30pm**

The **Executive Appointment of Mr. David J. Matanane to serve as a member of the Chamorro Land Trust Commission.**

**Bill 192-33 (LS) T.C. Ada**

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-r18, municipality of Dededo reserved by the Department of Education for the Astumbo Elementary School to the Chamorro Land Trust Commission for residential and agricultural leasing.

**Bill 193-33 (LS) T.C. Ada**

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-r18, municipality of Dededo reserved by the Department of Education for the Astumbo Middle School to the Chamorro Land Trust Commission for residential and agricultural leasing.

**Bill 194-33 (LS) T.C. Ada**

An act to transfer lot 3463, Agana Heights to the Chamorro Land Trust Commission for residential and agricultural leasing.

**Bill 195-33 (LS) T.C. Ada**

An act to amend Public Law 22-18 to Transfer lot 3470, municipality of Chalan Pago reserved for Guam's health care needs to the Chamorro Land Trust Commission for residential and/or agricultural leasing.

**Bill 196-33 (LS) T.C. Ada**

An act to transfer four hundred (400) plus lots which have lapsed into foreclosure from all the "Land for the Landless" subdivisions and all other such subdivisions to the Chamorro Land Trust Commission's available lands inventory for Chamorro homeland.

Testimony on **Bill No. 147-33 (COR), Executive Appointment of Mr. David J. Matanane Bill No. 192-33 (LS), Bill No. 193-33 (LS), Bill No. 194-33(LS), Bill No. 195-33(LS), and Bill No. 196-33 (LS)** the should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to [office@senatorada.org](mailto:office@senatorada.org), or via facsimile to (671) 473-3303 until **Friday, November 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Charlene Flores at 473-3301. Please feel free to contact my office should you have any questions or concerns.

Blaine Dydasco  
Policy Analyst  
Office of Senator Tom C. Ada  
*I Mina' Trentai Tres Na Liheslaturan Guahan*-33rd Legislature  
Office (671) 473-3301

---

 **2nd notice of PH.pdf**  
634K

**ALL-NEW 2015 UTL DC INVERTER SPLIT UNIT**

- Ductless Split System
- High Efficiency Motor
- Ultra Quiet Operation
- Control & Self-Diagnosing Feature
- 3 Fan Speeds + Auto Fan
- Save 30-50% on Power
- 5 Yr Parts + 7 Yr Compressor Warranty

**WITH CUSTOM ANTI-CORROSION COATING**

**BUILT-IN OVER/UNDER-CURRENT PROTECTION DEVICE**

UNIT SIZE	SEER	UNIT SIZE	SEER
8,000 BTU	23	24,000 BTU	18
12,000 BTU	22	36,000 BTU	17
18,000 BTU	21	48,000 BTU	17

**WE ALSO CARRY:**

- 1) WHOLE-HOUSE SURGE PROTECTOR
- 2) DUCTED SPLIT AIR HANDLER
- 3) HYBRID A/C + WATER HEATER

**UTL INTERNATIONAL**

**A/C SALES & SERVICES**  
We Deliver Quality Comfort

SALES | INSTALLATION | MAINTENANCE | REPAIR

**Las Vegas casinos not rushing to join daily fantasy game**

LAS VEGAS (AP) — It has been more than a week since Nevada regulators told the daily fantasy sports industry to get a gambling license or get out, and before they made their exits, the top two companies inferred regulators were playing favorites to protect Nevada's golden ticket: casinos and sports books.

There was no playing favorites, say state regulators and casino operators.

The state's sports books, for one, haven't suffered with the recent existence of daily fantasy sports. They kept \$227 million of what was bet on football, basketball, baseball and other sports last year, up 61 percent since 2011, according to Nevada Gaming Control Board statistics.

While last week's legal opi-

nion opened the door for already-licensed gambling establishments to enter the daily fantasy sports game in Nevada, none appear to be rushing to join.

Those lucrative gambling licenses, a result of intense background investigations by Nevada agents who aim to root out unsavory characters from an industry that's only a few decades removed from its mob past and wants it to stay that way, keep their multi-billion dollar operations humming.

They may have clarity in Nevada, but they don't have it outside the state's boundaries. The intense scrutiny and investigations by federal authorities, plus a warning from Nevada's regulators, also hasn't engendered any sort of confidence about stepping into the fray.

**Everyday rewards**

for the things you're passionate about. We know our members have many different interests. Instead of having to stretch your dollar for the things that interest you, earn cash rewards with the Coast360 Cash Rewards credit card. The card is for the things you need, the cash rewards are for the things you want.

Save as low as **10%** With up to **1.5%**

No annual fees · No Foreign Transaction Fees · No cap on earned rewards

Apply today!



Senator Thomas Ada  
Chairman  
Committee on Lands

**Notice of Public Hearing and Confirmation Hearing**  
Thursday, October 29, 2015 at 10:00am and 1:30pm.

Public Hearing Room of I Lihesaturan Gudhan.

At 10:00am the Committee will hear public testimony on:

**Bill 147-33 - AN ACT RELATIVE TO THE ENFORCEMENT OF WEIGHT LIMITS AND SAFE OPERATIONS OF COMMERCIAL VEHICLES; ESTABLISHING A TRUCK ENFORCEMENT SCREENING STATION (TESS) FACILITY FUND AND OTHER RELATED MATTERS.**

At 1:30pm the Committee will hear public testimony on:

**The Appointment of David J. Matanane to the Chamorro Land Trust Commission**

**Bill 192-33 - AN ACT TO TRANSFER 35 ACRES OF LOT 10122-R18, DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING**

**Bill 193-33 - AN ACT TO TRANSFER 35 ACRES OF LOT 10122-R 18, DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING**

**Bill 194-33 - AN ACT TO TRANSFER LOT 3463, AGANA HEIGHTS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING**

**Bill 195-33 - AN ACT TO TRANSFER LOT 3470, CHALAN PAGO RESERVED FOR GUAM'S HEALTH CARE NEEDS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING**

**Bill 196-33 - AN ACT TO TRANSFER FOUR HUNDRED (400) PLUS LOTS FROM THE "LAND FOR THE LANDLESS" PROGRAMS TO THE CHAMORRO LAND TRUST COMMISSION FOR CHAMORRO HOMELANDS**

Individuals requiring special accommodations, auxiliary aids, or services, should submit their request to Elaine Dydasco at 473-3301. Paid for by funds of the Committee.



## Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Liheslaturan Guåban • 33<sup>rd</sup> Guam Legislature*

### PRESS RELEASE

Contact: Joseph Borja  
Phone: 473-3301  
Email: [jborja@senatorada.org](mailto:jborja@senatorada.org)

FOR IMMEDIATE RELEASE

### **SENATOR TOM ADA SEEKS TO ADD 225 ACRES OF LAND TO THE CHAMORRO LAND TRUST INVENTORY.**

Hagåtña, Guam: On October 20, 2015, Senator Tom Ada introduced Bills 192,193,194 and 195, which will add 225 acres of land to the Chamorro Land Trust Commission's Available Lands Inventory. *"The lands will be put into the Commission's available lands inventory for residential and agricultural leasing"*, said Sen. Tom Ada.

The 225 acres of lands were originally reserved in 1993 by Public Law 22-18 for use by various GovGuam agencies. In its review, the Legislative Committee on Lands found that the land reservations were for projects to build schools and health facilities. Two of the lot portions had been reserved to construct the As-Tumbo Middle School and the As-Tumbo Elementary School. Constructions of these schools were completed in 2007 and 2008, but at different locations. In another case, property was reserved to build a foster home; but a different site was instead chosen for the construction. *"Land is a precious resource. If it is not going to be used for its original intended purpose, then it needs to be accounted for and added to the Chamorro Land Trust land inventory for residential or agricultural use"* said Sen. Tom Ada.

The two other lots, Lot 3463 Agana Heights and Lot 3470 Chalan Pago, have significant development issues. Lot 3463 in the Municipality of Agana Heights is unsuitable for the construction of a central high school due to location, topography, lack of infrastructure, numerous easements for pipelines and high power electrical lines and a lack of adequate access. Lot 3470 in the Municipality of Chalan Pago is unsuitable for the construction of public facilities due to location, topography, lack of infrastructure and a lack of adequate access.

The 225 total acres are located in different areas: seventy (70) acres in Dededo, thirty-eight (38) acres in Agana Heights and one hundred seventeen (117) acres in Chalan Pago. *"The*

*acreage to be added will offset acreage that may otherwise be used by the CLTC for commercial leasing,” said Sen. Ada.*

Copies of Bills 192-33, 193-33, 194-33 and 195-33 are attached or may be downloaded from the Guam Legislature Website (<http://www.guamlegislature.org/>). For more information, please contact Senator Tom Ada’s office at 473-3301.

###

# Lot 3470 vicinity

Write a description for your map.

Legend

Google earth

Use NOAA  
Image © 2015 DigitalGlobe

1 mi



I want to...



0.1 0.2km

24







**Senator Thomas Ada  
Chairman  
Committee on Lands**

Thursday, October 29, 2015 at 10:00am and 1:30pm.  
Public Hearing Room of I Liheslaturan Guåhan.

**AGENDA**

**At 10:00am the Committee will hear public testimony on:**

**Bill 147-33 - AN ACT RELATIVE TO THE ENFORCEMENT OF WEIGHT LIMITS AND SAFE OPERATIONS OF COMMERCIAL VEHICLES; ESTABLISHING A TRUCK ENFORCEMENT SCREENING STATION (TESS) FACILITY FUND AND OTHER RELATED MATTERS.**

**At 1:30pm the Committee will hear public testimony on:**

**The Appointment of David J. Matanane  
to the Chamorro Land Trust Commission**

**Bill 192-33 - AN ACT TO TRANSFER 35 ACRES OF LOT 10122-R18, DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING**

**Bill 193-33 - AN ACT TO TRANSFER 35 ACRES OF LOT 10122-R18, DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING**

**Bill 194-33 - AN ACT TO TRANSFER LOT 3463, AGANA HEIGHTS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING**

**Bill 195-33 - AN ACT TO TRANSFER LOT 3470, CHALAN PAGO RESERVED FOR GUAM'S HEALTH CARE NEEDS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING**

**Bill 196-33 - AN ACT TO TRANSFER FOUR HUNDRED (400) PLUS LOTS FROM THE "LAND FOR THE LANDLESS" PROGRAMS TO THE CHAMORRO LAND TRUST COMMISSION FOR CHAMORRO HOMELANDS**

Individuals requiring special accommodations, auxiliary aids, or services,  
should submit their  
request to Blaine Dydasco at 473-3301.

Paid for by funds of the Committee.



## Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Liheslaturan Guåhan* • 33<sup>rd</sup> Guam Legislature

### AGENDA

#### **PUBLIC HEARING**

**Thursday, October 29, 2015**

**Public Hearing Room, *I Liheslaturan Guåhan***

The agenda is as follows:

#### **1:30pm**

**The Executive Appointment of Mr. David J. Matanane** to serve as a **member** of the **Chamorro Land Trust Commission**.

#### **Bill No. 192-33 (LS) T.C. Ada**

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-R18, municipality of Dededo reserved by the Department of Education for the Astumbo Elementary School to the Chamorro Land Trust Commission for residential and agricultural leasing.

#### **Bill No. 193-33 (LS) T.C. Ada**

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-R18, municipality of Dededo reserved by the Department of Education for the Astumbo Middle School to the Chamorro Land Trust Commission for residential and agricultural leasing.

#### **Bill No. 194-33 (LS) T.C. Ada**

An act to transfer lot 3463, Agana Heights to the Chamorro Land Trust Commission for residential and agricultural leasing.

#### **Bill No. 195-33 (LS) T.C. Ada**

An act to amend Public Law 22-18 to Transfer lot 3470, municipality of Chalan Pago reserved for Guam's health care needs to the Chamorro Land Trust Commission for residential and/or agricultural leasing.

#### **Bill No. 196-33 (LS)- T.C. Ada**

An act to transfer four hundred (400) plus lots which have lapsed into foreclosure from all the "Land for the Landless" subdivisions and all other such subdivisions to the Chamorro Land Trust Commission's available lands inventory for Chamorro homelands.

Testimony on the **Executive Appointment of Mr. David J. Matanane, Bill No. 192-33 (LS), Bill No. 193-33 (LS), Bill No. 194-33 (LS), Bill No. 195-33 (LS) and Bill No. 196-33 (LS)** should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to [flores@senatorada.org](mailto:flores@senatorada.org), or via facsimile to (671) 473-3303 until **Friday, November 6, 2015 at 5:00pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Charlene Flores at 473-3301. Please feel free to contact my office should you have any questions or concerns.