



SENATOR DENNIS G. RODRIGUEZ, JR.

March 28, 2016

Honorable Judith T. Won Pat, Ed.D
Speaker
I Mina'Trentai Tres Na Liheslaturan Guáhan
155 Hesler Place
Hagåtña, Guam 96910

2016 MAR 29 PM 3:41
Jim Anst

Rory J. Respicio

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

RE: Committee Report – Bill No. 275-33(COR), as Substituted by Committee.

Dear Speaker Won Pat:

Transmitted herewith, for your consideration, is the **Committee Report on Substitute Bill No. 275-33 (COR); An Act to Amend Subsection (G) of § 1515(I)(2), and to Add a New Subsection (v) to § 1515(I)(2)(B) of Article 5, Chapter 1 of Title 5, Guam Code Annotated, Relative to the Dock Facility and Shoreline Reinforcement Economic Enhancement Project and the Completion of Construction, Repair and Improvements of the Guam Fishermen's Cooperative Association Facility;** Sponsored by Senator Dennis G. Rodriguez, Jr., V.A. Ada, R.J. Respicio, J.T. Won Pat, Ed.D., T.R. Muna Barnes, and referred to the Committee on Health, Economic Development, Homeland Security and Senior Citizens. Bill No. 275-33(COR), as introduced, was publicly heard on March 18, 2016.

Committee votes are as follows:

- 9 TO PASS
- _____ NOT TO PASS
- _____ ABSTAIN
- _____ TO REPORT OUT ONLY
- _____ TO PLACE IN INACTIVE FILE

Senseramente,

Senator Dennis G. Rodriguez, Jr.
Chairman

Attachments



SENATOR DENNIS G. RODRIGUEZ, JR.

COMMITTEE REPORT ON

BILL NO. 275-33 (COR) As Substituted by Committee

**AN ACT TO AMEND SUBSECTION (G) OF § 1515(i)(2),
AND TO ADD A NEW SUBSECTION (v) TO § 1515(i)(2)(B)
OF ARTICLE 5, CHAPTER 1 OF TITLE 5, GUAM CODE
ANNOTATED, RELATIVE TO THE DOCK FACILITY AND
SHORELINE REINFORCEMENT ECONOMIC
ENHANCEMENT PROJECT AND THE COMPLETION OF
CONSTRUCTION, REPAIR AND IMPROVEMENTS OF
THE GUAM FISHERMEN'S COOPERATIVE
ASSOCIATION FACILITY**



MAR 25 2016
MEMORANDUM

SENATOR DENNIS G. RODRIGUEZ, JR.

To: ALL MEMBERS
Committee on Health, Economic Development, Homeland Security and Senior Citizens

From: Senator Dennis G. Rodriguez, Jr. *DR*
Committee Chairperson

Subject: Committee Report on Bill No. 275-33(COR), as Substituted by Committee.

Transmitted herewith, for your consideration, is the **Committee Report on Substitute Bill No. 275-33 (COR); An Act to Amend Subsection (G) of § 1515(D)(2), and to Add a New Subsection (v) to § 1515(D)(2)(B) of Article 5, Chapter 1 of Title 5, Guam Code Annotated, Relative to the Dock Facility and Shoreline Reinforcement Economic Enhancement Project and the Completion of Construction, Repair and Improvements of the Guam Fishermen's Cooperative Association Facility;** Sponsored by Senator Dennis G. Rodriguez, Jr., V.A. Ada, R.J. Respicio, J.T. Won Pat, Ed.D., T.R. Muna Barnes. This report includes the following:

- Committee Voting Sheet
- Committee Report Narrative/Digest
- Copy of Bill No. 275-33 (COR)
- Copy of Bill No. 275-33 (COR), as Substituted
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony and Supporting Documents
- Copy of COR Referral of Bill No. 275-33 (COR)
- Notices of Public Hearing (1st and 2nd)
- Copy of the Public Hearing Agenda
- Related News Articles (Public hearing publication of public notice)

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

Si Yu'os Ma'ãse'!

Attachments



SENATOR DENNIS G. RODRIGUEZ, JR.

Substitute Bill 275-33 (COR)- An Act to Amend § 1515(i)(2)(G), and to Add a New Item (v) to Subparagraph (B) of Paragraph (2) § 1515, of Article 5, Chapter 1 of Title 5, Guam Code Annotated, Relative to the Dock And Shoreline Reinforcement Economic Enhancement Project, and the Completion of Construction, Repair and Improvements of the Guam Fishermen's Cooperative Association Facility; Sponsored by Senator Dennis G. Rodriguez, Jr., V.A. Ada, R.J. Respicio, J.T. Won Pat, Ed.D., T.R. Muna Barnes.

	SIGNATURE	TO PASS	NOT TO PASS	ABSTAIN	REPORT OUT ONLY	PLACE IN INACTIVE FILE
DENNIS G. RODRIGUEZ, Jr. Chairman		✓ 3/24				
V. ANTHONY ADA Vice Chairman		✓				
BENJAMIN J.F. CRUZ		✓				
RORY J. RESPICIO		✓ 3-24-16				
TINA ROSE MUNA BARNES		✓				
THOMAS C. ADA		✓				
FRANK B. AGUON, Jr. 3/25/16		✓				
NERISSA B. UNDERWOOD		✓ 3/25				
FRANK F. BLAS, Jr.						
THOMAS A. MORRISON		✓				
BRANT T. MCCREADIE						



SENATOR DENNIS G. RODRIGUEZ, JR.

COMMITTEE REPORT DIGEST

Bill No. 275-33 (COR)

- I. **OVERVIEW:** The Committee on Health, Economic Development, Homeland Security and Senior Citizens conducted a Public Hearing on March 18, 2016. The hearing convened at 1pm in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of **Bill 275-33 (COR) - An Act to Amend § 1515(i)(2)(G), and to Add a New Item (v) to Subparagraph (B) of Paragraph (2) § 1515 of Article 5, Chapter 1 of Title 5, Guam Code Annotated, Relative to the Dock And Shoreline Reinforcement Economic Enhancement Project, and the Completion of Construction, Repair and Improvements of the Guam Fishermen's Cooperative Association Facility;** Sponsored by Senator Dennis G. Rodriguez, Jr., V.A. Ada, R.J. Respicio, J.T. Won Pat, Ed.D., and T.R. Muna Barnes.

Public Notice Requirements

Notices were disseminated via hand-delivery/fax and/or email to all senators and all main media broadcasting outlets on March 11, 2016 (5-day notice), and again on March 15, 2016 (48-hour notice)

Senators Present

Senator Dennis G. Rodriguez, Jr.	Chairman
Senator Benjamin J.F. Cruz	Member
Senator Tommy A. Morrison	Member
Senator Mary Camacho Torres	
Senator James V. Espaldon	

II. SUMMARY OF TESTIMONY & DISCUSSION.

Senator Dennis G. Rodriguez, Jr.: Hafa Adai, good afternoon. The Committee on Health, Economic Development, Homeland Security and Senior Citizens convenes this Public Hearing, Public Hearing Notices were provided. First Notice was on Friday, March 11, 2016 and Second Notice on Tuesday, March 15, 2016. For the record today is Friday, March 18, 2016 and the time now is 2:01p.m. The Committee will hear and accept testimonies on Bill No. 277-33 (COR) and Bill No. 275-33 (COR).

(**Bill 277-33 (COR)** - Title Read) and (**Bill 275-33 (COR)** - Title Read).

After the hearing on these two (2) bills, we'll also move forward with an informational hearing on the Guam Medical Referral Office and the Guam Medical Referral Office services.



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I'd like to recognize Vice-Speaker B.J. Cruz for being here, thank you very much Mr. Vice-Speaker. I also want to recognize a former colleague, Former Senator Chris Duenas thank you very much for being here. I'm going to hear Bill 275 first if that's alright and if you wish to testify and provide any comments, I ask you to please sign up on the sheets to this table to my left. We have Mr. Manny Duenas from the Guam Fisherman's Co-op if you can join us up front and also Senator Duenas. I also want to recognize Senator Tommy Morrison for being here.

So real briefly, Bill 275 is a effort to number one revise the timeline that the Guam Fisherman's Co-operative have to utilize the two-million (\$2,000,000) dollars that was set aside in a trust account from the Hot Bonds as part of the overall improvements of the Fisherman's facility. We move that from March 31, 2016 to March 31, 2017. What this also does here is it allows GEDA to reprogram any un-used proceeds from the Hot Bond to be able to use to make these improvements on the shoreline and so that's the second part because we do know that there are some funds that are available that have not been used yet. Perhaps have been allocated but not used and so we're authorizing GEDA to make those adjustments specifically for this project. So now we have Mr. Duenas.

(Recognized Mr. Manny Duenas)

Mr. Manny Duenas: Thank you Mr. Chairman. Hafa Adai, on behalf of the Guam Fisherman's Co-operative Association and tenants of the Agana Marina, we look forward to this project and we thank you for your due diligence in ensuring that it gets funded. The shoreline reinforcement project is an economic enhancement program that the Fisherman's co-op has always envisioned working with the tenants of the Agana Marina which are mostly tourism related vessels. Over the years these vessels have seek to make larger vessels but as it stands now, the inner marina is very shallow, it's roughly three (3ft.) feet at low tide, a lot of these vessels are unable to operate, therefore they have to use our fuel dock which we just put in place through the Department of Interior grant as a staging area to wait out the tide. So with this enhancement project we can look at vessels that are larger coming into the marina to enhance the tourism program, we're looking at maybe six-million (\$6,000,000) to ten-million (\$10,000,000) dollars a year in additional revenue for Gov. Guam as the larger vessels come into play and it's two-hundred (220ft) feet of sea wall that would allow these vessels. The second thing also is people aren't aware that our families from Rota have been coming down here two to three times a week to get supplies, there's a lack of shipping companies servicing Rota, so they bring down their small vessels ranging anywhere from twenty-five (25ft) to thirty (30ft) feet as a matter a fact, one of the vessel operators was so tired because it's a fast turnaround to get supplies before the rain or storm damages, he fell asleep in Rota and crashed his boat in the dock area, that was a large vessel. But anyways, just today Mr. Barcinas arrived from Rota the other day was Mr. Atulig, unloading vans of Cargo into their vessels makes it kind of difficult to maintain our operations but again it's an economic enhancement program, every time these folks visit Guam they spend anywhere from twenty to thirty thousand dollars on our local vendors. Again, everything we try to



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do is not only to benefit the fisherman but also the community as a whole and I think that the last twenty-one (21) years as being president of the Fisherman's Co-op, we've always shared whatever little we have and like I said the Agana Marina itself has been funded by fisheries money and it's most tourism related vessels that have been operating there. So anyways, back to the point of one-million (\$1,000,000) dollars and we appreciate the fact that the Legislature is able to reprogram the money and we can see a better future for our people on this island. Again the fisheries will be the people of Guam because at the end of the day, the marina, the Fisherman's Co-op facility all belongs to the people of Guam, it doesn't belong to Manny Duenas, it doesn't belong to the Board of Directors and I'm glad you saw wisdom in assisting us and not having consultants just to let you know our Board of Directors is filled with very intelligent people in my part I have a former quality assurance officer for the U.S. Navy, I have a corporate officer from one of our major glass companies on Guam, I have former building inspectors, so when it came down to the design and the plans, I got help for it. That's part of the delay but also the project was supposed to cost \$3.2 million dollars eleven (11) years ago but because of the delays it now cost \$6.4 million dollars and this would help us to at least take care of what we call an enhancement program, the co-op side will handle the two-million (\$2,000,000) dollars and any economic enhancement program from the shoreline side of the fisherman's co-op will need to take the risk and seek private funding for that. But like I said, we're looking forward to seeing the project materialize and hopefully we can go through the Army Corp. process rather quickly unlike the fishing platform which took about two (2 ½) and half years. Our Army Corp. permit has been submitted so hopefully we can get two (2) months. Again I thank you all for co-sponsoring and being a sponsor and all the help at least in my life time I may be able to see a finished completed project for the people of Guam. Thank you Senator.

Senator Dennis G. Rodriguez, Jr.: Great, thank you very much sir.
(Recognized Former Senator Chris Duenas)

Mr. Chris Duenas: Thank you Mr. Chairman and Vice-Speaker Cruz, Senator Tommy A. Morrison, and Senator Espaldon thank you for being here today. I'm actually here wearing two (2) hats, one being from the Governor's Office as his Liaison who works with you and others and the other position is as a fisherman and in my former life involved in the tourism industry in a number of different activities. Manny Duenas is my relative and he has also been an outstanding member of the Fisherman's Co-op President and he's taken the Co-op to where it is today and supported a lot of families and a lot of fisherman, he's been very patient. One of the reasons why Manny and Fisherman's Co-op needs this additional revenue is because they've done their due diligence. They've applied for a number of different grants unfortunately we worked and tried to get this million dollars with GHURA working on a number of different projects and it just didn't come through and so this was another opportunity and we thank you Mr. Chairman for having the heart to look at the additional revenues from GEDA to support this project and you know Manny mentioned a lot of different things in terms of it being an economic enhancer, perhaps may be in the next couple

Chairman, Committee on Health, Economic Development, Homeland Security & Senior Citizens

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of days, one of the things he didn't explain was, in the inclement weather, when the wind shift and you start getting these westerly's and these swells and Agat closes out you see all of the boats come up to the Agana Boat Basin to be able to continue doing Dolphin watching, parasailing and a number of different activities and they're all docking for space and this short side reinforcement up to the upland and the dock space that it will provide will be a great enhancement to those vessels when they're trying to shift their operation because tourist still want to go out and enjoy the ocean and enjoy the marine activity. So on top of everything that Manny discussed, this is not just for the Fisherman's Co-op it will support like he said the humanitarian things that are happening now with the vessels from Rota coming down and other usage of that dock space but it'll also support our tourism industry consistently when the inclement weather is there and they're all looking for additional space up at the boat basin so we beg your indulgence and your support for this Bill and the assurance that administration is in full support of this as well. Thank you also to Senator Torres, I wanted to mention you as well for being here and thank you Mr. Chairman.

Senator Dennis G. Rodriguez, Jr.: Thank you very much. Senator Espaldon and Senator Torres for joining me this afternoon.

(Recognized Senator Tommy A. Morrison)

Senator Tommy A. Morrison: Thank you Mr. Chair. Thank you Mr. Manny Duenas and Senator Duenas for providing testimony, understanding that this is pretty much an extensive project that's going to take place in this area, will this be done through phases or would it impact the ongoing business activity that takes place on a daily place there or there's ways to work around this?

Mr. Manny Duenas: Actually no, it won't impact any business. It would enhance Chamorro village because they got rid of seventy-five (75%) percent of their parking while they're building their huts. So my area is pretty congested on Wednesday night but what we really envision is like Senator Duenas mentioned. You got the vessels that are there in Agana Marina, we can do a staging area because right now we used to operate out of the Marina with vans, with the tourism group. Now there are the big passenger buses, sixty (60) packs, so it gets really tight for boats and trailers and those buses going through. So what we envision is that the buses will go around Paseo, come south or toward Chamorro village and then park on the side, the passengers will offload and if Chamorro village were exercise some interest in those tourist, they can funnel those tourist over there for a twenty (20) minute down time for lunch. Like I said, people want to do dinner cruises but to me that's the stupidest thing in the world because the worse experience you're going to have when you're going to do a dinner cruise is people are going to get sea sick. So you'll have a nice dinner, Chamorro dinner and then you get sea sick and then you go back to your hotel and you're still green. So what we propose and suggest is have your sunset cruise instead, then come back to land and have a nice dinner and Chamorro Village can develop itself and evolve. Because the Fisherman's Co-op is not interested, we don't have the capacity to handle that but Chamorro Village has all those vendors that can all share in the wealth of tourism. So back to your question, no it wouldn't enhance everything. I don't think it would handicap everything and we'd like to keep part of our landscape as natural as possible, we want to keep the Tase group there, we want to keep the paddlers there and

Chairman, Committee on Health, Economic Development, Homeland Security & Senior Citizens

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that's why we recommended the fee for tourism because we're the only pacific island group that doesn't have a canoe house for our canoes. I've been to most of the areas in the South Pacific and everybody has a nice beautiful canoe house where the paddlers can all hang out and then tell stories and then they all do their thing. So those are the things we support, anything with marine activity we will support except for destroying the environment.

Senator Tommy A. Morrison: Thank you Mr. Duenas, I think we had a couple of discussions with the Chair when we were looking at some of the preliminary plans that were coming out of the Hagatna Re-Development Authority and I'm sure you all looked at that. I know it's preliminary and of course it's subject to more discussion. Is what's happening and taking place and this is authorized and you move forward, would it still fall in line with preliminary plans that are taking place.

Mr. Manny Duenas: I am aware of the proposal on the table and the only thing that sticks in my cron and that issue has been around for thirty (30) years is to put a hotel out there. You guys haven't seen the water when it gets the south west swells, it's really bad. You see the water breaking over the break water so I don't know what kind of hotel will be built there and what type of material they'll be able to use but to me, it has the marina itself and makes it a destination, you know I always believed that if this idea of a cruise ship is ever to evolve which is probably going to cost half a billion dollars, I think Tumon bay is the best place and it's not environmentally unfriendly, it's fully purely feasible as far as the depths concern. If you plan on sending a cruise ship into Agana bay, you're talking about two (2ft.) feet of water in about a couple of hundred yards. So you're chances of setting up a break water is going to be astronomical where is Tumon, you have about six-hundred (600ft.) feet of water and you can create an artificial reef, create a more better environment for our reef fisher, safer environment for our participants like Jet ski's to operate out there, there are water skis that can operate out there, cruise ships can operate out there. You can set it up and design in such a way but you have to talk to the people that have been in the water but you can't just create plans that are for me delusional. We talked about the numbers many years ago, I think it was a hundred million dollars, who's going to pay for that. In Agana, why build infrastructure of Tumon bay when you can enhance the infrastructure of Tumon bay, if you ever go to the Virgin Islands, the cruise ship comes in, they have a nice set up. That's permanent because the cruise ships come in and they go to the same bizarre place; they got their farmers market, everything in one area and why build another Tumon bay outside of Tumon. These people that come here whether it's three-thousand (3000) people in one ship should all have the same area to go to that way you enhance what you have. If we need to expand upper Tumon I don't know, but Agana is a city, I don't think having a hotel over the reef, it's a little bit farfetched for me. I'm sorry I can go on all if you talk about those issues.

Senator Tommy A. Morrison: Thank you Mr. Duenas, I really want to thank you for mentioning publically that you're going to work with the Tase group there and I remember working with you while I was the Director of Department of Parks and Recreation and providing testimony to allow



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more acreage to cover the growth of the Fisherman's Co-op and it's good to know at least with the groups there that their concerns are being addressed and thank you for making that known publically.

Mr. Manny Duenas: Well we have a new adopted group, the Tasa group. They moved up from Upper Tumon, they moved down their staging area for FestPac but they will set up this early, so it's really nice.

Senator Dennis G. Rodriguez, Jr.: Thank you Senator.
(Recognized Senator Mary Camacho Torres).

Senator Mary Camacho Torres: Hafa Adai Mr. Duenas.

Mr. Manny Duenas: Hafa Adai Senator.

Senator Mary Camacho Torres: As I was listening to you, what I was wondering was how much coordination is going on between the people who have jurisdiction over the Marina which I believe is the Port Authority and now the Fisherman's Co-op which is right in the banks, infringes on that and then there's another effort just down the way for a fishing platform but you're making comments on some of the proposed plans for the area with another group, the Hagatna Re-Development and I was just wondering. At what point is there a coordinated discussion amongst all of you neighbors about what is actually going to be the landscape of that area because we're looking at a three-million (\$3,000,000) dollar investment and you wondering that what you're doing jives with what the port envisions as their safe harbor and their usage in movement and even what that is in relation to the general public that uses that portion also that the Atulai fishing as a recreational spot. Can you give me an idea because we're making a big investment and I wonder if it's part in parcel to everything else that's being contemplated by the three (3) different groups.

Mr. Manny Duenas: Okay, those are I guess different projects but the Gosa project, the fishing platform was designed to assist disabled to getting access for the ocean. The project itself because of Army Corp. reservations doesn't really fulfill that need but it at least provides a place for elderly and disabled fisherman can go. I see the tourist mainly being the beneficiary and so down to the co-op side, there's supposed to be a riprap and everything is being built on the boundaries of the co-op so the design has always been there. So there's no intrusion into the port authorities jurisdiction, as a matter of fact we're trying to enhance it because like Senator Duenas said during the months when boats are down there they utilize every space they can. I'm just going to share with you something, it's an incident that happened and I saw it two (2ft.) feet from me. A tourist was trying to get onto a tourism vessel and he fell between the rusted sea wall, there's a little finger out there which is the temporary loading and offloading occurs, so he fell between the sea wall and the boat, he slipped. His entire back was lacerated when we pulled him out of the water the whole deck was filled with



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blood and that's part of the reason we look at this because talking to the marine users and the port authority in it's great work it has done and I'll give credit to the port chairman of the administration, it's done fantastic in enhancing and benefiting the tourism organization because as fisherman's we get hurt all the time but to see a tourist walk in and have his whole back lacerated and the tourist didn't even know that his back was lacerated and he didn't want to go to the hospital. We told him in his language, look down on the deck, it's all blood. Those are the things we try to avoid because like I said, lasting impression, when I talked about the dinner cruise, when I talked about all these things that we need in the Marina the basic necessity of safety first for our tourist, those are the things we've been fighting for. I've been doing this for twenty (21) years and finally after twenty-two (22) years we have fire rescues out there. Those are the things that we need, we don't need a hotel, we need fire rescues and a better building. If you go out there it's just containers, the first storm is going to hit, it's going to roll onto Moylan's and I'm glad that he's insured but at the end of the day we want to enhance our facilities to make it a first class destination and this is the best method or exercise to practice before we talk about cruise ships. I really look at the possibility of a cruise ship but you have to take care of the guys in Rota first, you have to take care of the two (2) operators first and the coordination yes we do need but the co-ops project is within the Hagatna restoration, it's been in there since day one. They may not agree with our motif because the original plan of the Fisherman's Co-op was to put Tatsroof(?) design, we keep saying Chamorro but we built Chamorro village with the Spanish theme. Chamorros' didn't have tile roof, we had Nepa(?) leaf and that was when we found out it's going to cost too much so maybe we might have to go to Spanish Tiles. But I hope I answered your question and that we take it upon ourselves to do things.

Senator Mary Camacho Torres: The only other comment I have is you keep talking about the tourist enhancement but for me one of the biggest joys that I have is when I see the hundreds of people that are there teaching their kids how to rod and reel when the Atulai comes in. You have to keep the nets out of that channel to I think, so that the Atulai can run. I was just wondering about the coordinated effort but I guess just as long as it doesn't infringe on ones operation then that's fine. Thank you.

Mr. Chris Duenas: Just to add to that, you know the land itself is under the control and even when we went and we were working for the grant, we had to establish the shoreline all the way up. So even if it wasn't part of the plan, they're going to have to go through the Co-op in order to undo that so I know that I worked on some of the proposals as well and I can tell you that it's definitely part of the overall and especially the debt service that they're going to incur at the other phases of the Co-op.

Mr. Manny Duenas: I just wanted to comment on the net and believe me, I'm not too happy with the net and the channel and I'm glad it's been a difficult ordeal dealing with those guys but anyways we've had a gentleman's agreement to stay out of the channel but I just want to emphasis with the people that yes we have hundreds of people on the shoreline fishing for Atulai and the fishing



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platform would enhance that and we've never stopped people from fishing from the shoreline. My only concern in this whole exercise is that people forget about the net fisherman, they don't sell to me and I don't care but they feed the people of the island. So you got to give them that respect because as much as people don't like to see the net, when I used to fish with rod and reel I used to catch a bucket and it goes to my family, it doesn't go to anyone else. But (Spoke in Chamorro) and everybody else, they want to eat Atulai, you know how many people come in everyday and ask if we have Atulai. But at the end of the day, somebody has to feed those people. The only thing I appreciate about being part of the Co-op is that these guys learn how to take care of the fish because we have a quality standard and one point in time we helped them out. So now when they go up to Yigo to sell their Atulai it's iced down not just in the back of a pick up where the flies come. But that's where I get caught in the crossfire because the net guys, they feed the island, the rod and reel guys, they feed their family. So we have to maintain a balance and that's where I get in trouble with everybody else. Thank you.

Senator Dennis G. Rodriguez, Jr.: Thank you very much. I just have a quick question, maybe for you Senator Duenas. In GEDA's testimony, it says that right now they don't have the unused appropriation of a million dollars which we're saying is going to be used, that's different with some of the discussions that we've had with them, the whole idea here is that we didn't spill it out and the Bill we could if we need to we just thought that we'd give them the flexibility. We know for example the Tumon flood project that was budgeted for eleven-million (\$11,000,000) dollars and so the phase one to phase two was underway, phase three is still something we're working with them to develop a phase three and so even at that, it's my understanding and I want to say for the record, once we do come out with a phase three, the only available amount that would be left there is about two-million (\$2,000,000) dollars from that eleven-million (\$11,000,000) dollars so whatever option we pursue based on even the initial options is anywhere from seven to twenty-seven-million (\$7,000,000 to \$27,000,000) dollars and that's what we moved in a direction where we said, here is a project that is of great importance as well that we can move on and so that's really where we're hoping that this one-million (\$1,000,000) dollars would come from. So we'll work with GEDA before we report it out to kind of get clarification from them so that the money is there, that this statement is not available and needs to be clarified with them and also the other thing to, Manny if you can after Senator Duenas just speak about how important it is for the shoreline to be worked on prior to the actual facility because that's been a concern and it's been an legitimate concern that it's taken us this long and why are we doing this when for this project the money was there and we haven't move forward with it but you can explain to me and it would be good for the record that you explain that here today again.

Mr. Manny Duenas: On the shoreline issue, the reason why it has to go first is to reinforce the shoreline for the building itself because of historic preservation issues we're going to pile using piles rather than to actually excavate. We need to reinforce the shoreline for two (2) fold; is to ensure our building doesn't go into the water and also to mitigate the issue of erosion, that's really happening.



SENATOR DENNIS G. RODRIGUEZ, JR.

the bunker itself for example. It used to have a shoreline in front of it, now the water is hitting it and I offered an historic preservation many years ago to put some rocks and they said no, it needs to follow its course but the building itself cannot be built because of the piling unless the shoreline is reinforced, so it's two (2) fold on the issue. I hope I answered your question.

Mr. Chris Duenas: Thank you Mr. Chairman and as you can see at the beginning portion there is that support there and the thing is you do have the identified projects at this time so that would take further work in committee to at least ensure which project would provide for the funds and I think that the anticipation there that there was discussion actively about other sources or other projects that will either have to receive an additional appropriation because it would go up or down based on another mitigating proposal specifically of course there's discussion of the Tumon that water works and other ideas have come about in terms of what possible mitigation perhaps a year from now after the rainy season and some of the current mitigation work that's being done and also other plans that existed prior that could possibly be the funding source. So we'll work with your committee as the Bill goes forward to ensure which funds specifically would relinquish the funds.

Senator Dennis G. Rodriguez, Jr.: Okay thank you very much. If there's no other question from the panel here, I want to thank you very much for being here for your support of the measure. Great, thank you very much Senator and Manny.

Bill No. 275-33 (COR) has been duly heard.

Committee moved onto the second item on the Agenda.

Fiscal Note: Waiver requested, dated March 10, 2016 (attached).
Waver received, dated March 23, 2016 (attached).






III. FINDINGS AND RECOMMENDATIONS

The Committee on Health, Economic Development, Homeland Security and Senior Citizens, hereby reports out **Substitute Bill No. 275-33 (COR), an Act to Amend Subsection (G) of § 1515(I)(2), and to Add a New Subsection (v) to § 1515(I)(2)(B) of Article 5, Chapter 1 of Title 5, Guam Code Annotated, Relative to the Dock Facility and Shoreline Reinforcement Economic Enhancement Project and the Completion of Construction, Repair and Improvements of the Guam Fishermen's Cooperative Association Facility**, with the recommendation **TO PASS**.

MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN
2016 (SECOND) Regular Session

Bill No. 275 -33 (COR)

Introduced by:

D.G. RODRIGUEZ, JR. 
V.A. ADA 
R.J. RESPICIO 
J.T. WON PAT, Ed.D. 
T.R. MUNA BARNES 

AN ACT AMEND § 1515(i)(2)(G) AND TO ADD A NEW ITEM (v) TO SUBPARAGRAPH (B) OF PARAGRAPH (2) § 1515 OF ARTICLE 5, CHAPTER 1 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE DOCK AND SHORELINE REINFORCEMENT ECONOMIC ENHANCEMENT PROJECT AND THE COMPLETION OF CONSTRUCTION, REPAIR AND IMPROVEMENTS OF THE GUAM FISHERMEN'S COOPERATIVE ASSOCIATION FACILITY.

2017 MAR 9 PM 1:50

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 1515 (i)(2)(G) of Article 5, Chapter I of Title 5, Guam Code Annotated, is hereby amended to read:

“(G) for purposes of issuing a grant of no more than Five Million Dollars (\$5,000,000) to the Guam Fishermen’s Cooperative Association (GFCA) for the purposes of construction, repair and improvements of its facility as part of the Greg D. Perez Marina Economic Enhancement Master Plan. No funds authorized in this Section shall be used to pay ~~the Guam Economic Development Authority or its~~ any contracted consultants. The Guam Economic Development Authority, in coordination with the Guam Fishermen’s Cooperative Association, shall, notwithstanding the order of priority requirement in § 1515(i)(2) and upon enactment, the sum of Two Million Dollars (\$2,000,000) of the proceeds are authorized, appropriated and *shall* be deposited and accounted for in a separate

1 trustee sub-account for the payments of expenses associated with the construction,
2 repair and improvements of the GFCA facility. Any services or contracts or
3 expenses associated with the construction, repair and improvements of the GFCA
4 facility under this grant shall require the approval of the GFCA. Disbursements for
5 payments of expenses associated with the construction, repair and improvements of
6 the GFCA facility shall be approved by the GFCA and countersigned by GEDA.
7 The proceeds of the grant must be expended or encumbered by the GFCA for the
8 purposes provided herein no later than March 31, ~~2016~~ 2017. If any funds
9 authorized by this Section remain unexpended or unencumbered after March 31,
10 ~~2016~~ 2017, the amount of the unencumbered or unexpended authorization shall be
11 subject to legislative re-appropriation. Funds not authorized for expenditure by the
12 GFCA in this Section are subject to legislative appropriation for tourist related
13 capital improvement projects. The GFCA shall report to *I Maga'lahi* (the
14 Governor) and the Speaker of *I Liheslatura* (the Legislature) on a quarterly basis of
15 all expenditures of this grant and other funds secured by the GFCA used for the
16 construction, repair and improvements of its facility until the grant is fully
17 expended and the facility construction, repair and improvements are completed.”

18 **Section 2.** A new item (v) is added to Subparagraph (B) of Paragraph (2) of
19 § 1515 (i) of Article 5, Chapter 1 of Title 5, Guam Code Annotated, to read:

20 “(v) The Guam Economic Development Authority shall reprogram the sum
21 of One Million Dollars (\$1,000,000.00) from the unused appropriations pursuant to
22 § 1515(i)(2) of Article 5, Chapter 1 of Title 5, Guam Code Annotated, for the Dock
23 Facility and Shoreline Reinforcement Economic Enhancement Project of the Guam
24 Fishermen’s Cooperative Association Facility, to provide funding for the
25 restoration and development of the seawall and new walkway beginning adjacent
26 to the Agana Fishermen’s Cooperative Building and extending seaward along the
27 Agana Marina (Boat Basin) channel.”

1 **Section 3. Severability.** If any provision of this Act or its application to
2 any person or circumstance is found to be invalid or contrary to law, such
3 invalidity shall not affect other provisions or applications of this Act which can be
4 given effect without the invalid provisions or application, and to this end the
5 provisions of this Act are severable.

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

Bill No. 275-33 (COR), as Substituted
Committee on Health, Economic Development,
Homeland Security, and Senior Citizens

Introduced by:

D.G. Rodriguez, Jr.
V.A. Ada
R. J. Respicio
J. T. Won Pat, Ed.D.
T. R. Muña Barnes

**AN ACT TO AMEND SUBSECTION (G) OF § 1515(i)(2), AND
TO ADD A NEW SUBSECTION (v) TO § 1515(i)(2)(B) OF
ARTICLE 5, CHAPTER 1 OF TITLE 5, GUAM CODE
ANNOTATED, RELATIVE TO THE DOCK FACILITY AND
SHORELINE REINFORCEMENT ECONOMIC
ENHANCEMENT PROJECT AND THE COMPLETION OF
CONSTRUCTION, REPAIR AND IMPROVEMENTS OF THE
GUAM FISHERMEN'S COOPERATIVE ASSOCIATION
FACILITY.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Subsection (G) of § 1515 (i)(2) of Article 5, Chapter 1 of Title 5, Guam Code Annotated, is hereby amended to read:

“(G) for purposes of issuing a grant of no more than Five Million Dollars (\$5,000,000) to the Guam Fishermen’s Cooperative Association (GFCA) for the purposes of construction, repair and improvements of its facility as part of the Greg D. Perez Marina Economic Enhancement Master Plan. No funds authorized in this Section shall be used to pay the ~~Guam Economic Development Authority~~ or its any contracted consultants.

The Guam Economic Development Authority, in coordination with the Guam Fishermen’s Cooperative Association, shall ensure,

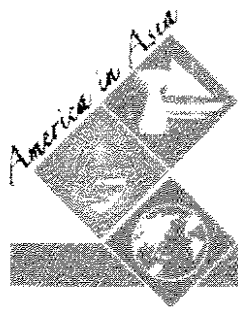
1 Notwithstanding the order of priority requirement in § 1515(i)(2) and upon
2 enactment, the sum of Two Million Dollars (\$2,000,000) of the proceeds are
3 authorized, appropriated and *shall* be deposited and accounted for in a
4 separate trustee sub-account for the payments of expenses associated with
5 the construction, repair and improvements of the GFCA facility. Any
6 services or contracts or expenses associated with the construction, repair and
7 improvements of the GFCA facility under this grant *shall* require the
8 approval of the GFCA. Disbursements for payments of expenses associated
9 with the construction, repair and improvements of the GFCA facility *shall*
10 be approved by the GFCA and countersigned by GEDA. The proceeds of the
11 grant must be expended or encumbered by the GFCA for the purposes
12 provided herein *no later than* March 31, ~~2016~~2017. If any funds authorized
13 by this Section remain unexpended or unencumbered after March 31,
14 ~~2016~~2017, the amount of the unencumbered or unexpended authorization
15 *shall* be subject to legislative re-appropriation. Funds not authorized for
16 expenditure by the GFCA in this Section are subject to legislative
17 appropriation for tourism-related capital improvement projects. The GFCA
18 *shall* report to *I Maga'låhi* (the Governor) and the Speaker of *I Liheslatura*
19 (the Legislature) on a quarterly basis of all expenditures of this grant and
20 other funds secured by the GFCA used for the construction, repair and
21 improvements of its facility until the grant is fully expended and the facility
22 construction, repair and improvements are completed.”

23 **Section 2.** A new Subsection (v) is added to § 1515(i)(2)(B) of Article 5,
24 Chapter 1 of Title 5, Guam Code Annotated, to read:

25 “(v) The Guam Economic Development Authority shall reprogram
26 the sum of One Million Dollars (\$1,000,000) from the available unused
27 allocation pursuant to § 1515(i)(2) of this Chapter for the Dock and

1 Shoreline Reinforcement Economic Enhancement Project of the Guam
2 Fishermen's Cooperative Association Facility, to provide funding for the
3 restoration and development of the seawall and new walkway beginning
4 adjacent to the *Hagåtña* Fishermen's Cooperative Building and extending
5 seaward along the *Hagåtña* Marina (Boat Basin) channel."

6 **Section 3. Severability.** If any provision of this Act or its application to
7 any person or circumstance is found to be invalid or contrary to law, such
8 invalidity shall not affect other provisions or applications of this Act which can be
9 given effect without the invalid provisions or application, and to this end the
10 provisions of this Act are severable.



GEDA

Guam Economic Development Authority

Amended Inatilitanlan Hanomithan Gudhan

EDDIE BAZA CALVO
GOVERNOR OF GUAM
I MASA' LAHEN GUAHAN
RAY TENORIO
LL. GOVERNOR OF GUAM
I SEGUINDO NA MASA' LAHEN GUAHAN
JAY ROJAS
ADMINISTRATOR
ADMINISTRADOR
MANA SILVA TAJERON
DEPUTY ADMINISTRATOR
SEGUINDO NA ADMINISTRADOR

Testimony of Mr. Jay Rojas, Administrator

Guam Economic Development Authority

March 18, 2016

Bill No. 275-33 (COR)

Bill 275-33 (COR) – "AN ACT TO AMEND §1515(i)(2)(G) AND TO ADD A NEW ITEM (v) TO SUBPARAGRAPH (B) OF PARAGRAPH (2) OF §1515 OF ARTICLE 5, CHAPTER 1, OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE DOCK AND SHORELINE REINFORCEMENT ECONOMIC ENHANCEMENT PROJECT AND THE COMPLETION OF CONSTRUCTION, REPAIR AND IMPROVEMENTS OF THE GUAM FISHERMEN'S COOPERATIVE ASSOCIATION FACILITY

Hafa Adai Chairman Rodriguez and members of the Committee on Health, Economic Development, Homeland Security, and Senior Citizens. My name is Jay Rojas, Administrator of the Guam Economic Development Authority (GEDA), and I hereby submit this written testimony in support of Bill No.275-33 (COR). We believe the Guam Fishermen's Cooperative Association is an integral part of the Guam economy, involved in an industry that has significant opportunity for growth. We congratulate the GFCA officers and membership for their contributions to Guam, their vigilance in protecting and enhancing this sector of the economy and their involvement at the federal level to promote Guam's interests in the fishing industry.

Bill 275-33 aims to enhance the operations of the Guam Fishermen's Cooperative Association (GFCA) by providing \$1 Million in funding to allow construction of an active loading and off-loading facility that complements the GFCA facility which has already been provided \$2 Million from the Hotel Occupancy Tax Bond Proceeds, Series 2011A. GEDA supported the legislation that appropriated funding to construct the GFCA facility and GEDA supports the construction of the dock and shoreline reinforcement project.



Bill 275-33 if enacted into law, places the dock and shoreline reinforcement project under a new section §1515(i)(2)(B)(v). This placement increases the total appropriation for the GFCA facility from \$5 Million to \$6 Million. As the Legislature may recall, GEDA did not have the original \$5 Million appropriated for the GFCA facility but was able to free up \$2 Million by managing the scopes of work for projects that allowed reduction of small amounts from various projects and not implementing the purchase of Faifai and Gognga (Gun Beach) due to insufficient funding. At the present time, GEDA does not have \$1 Million from "unused appropriations" under the Hot Bond and must await the completion of remaining Hot Bond projects to ascertain the amount available, even though placement under section §1515(i)(2)(B)(v) gives the dock and shoreline reinforcement project a higher priority than the GFCA facility itself. It is our hope however, that construction of the GFCA facility itself, can proceed without the immediate construction of the dock and shoreline reinforcement project.

GEDA supports legislative passage of Bill 275-33. *Si Yu'as Ma'ase* to you and the members of your Committee for the opportunity to provide written testimony.



for **JAY ROJAS**

Administrator





GUAM FISHERMEN'S COOPERATIVE ASSOCIATION

P. O. Box 24023

G.M.F., Guam 96921

Tel: (671) 472-6323 • Fax: (671) 477-2986

E-mail: gfca@lte.net

GUAM FISHERMEN'S COOPERATIVE ASSOCIATION DOCK and SHORELINE REINFORCEMENT ECONOMIC ENHANCEMENT PROJECT

OCTOBER 2014

Purpose and Background:

The purpose of this Project is to establish an active loading and off-loading facility to increase tourism related services and fishing vessel capacity. The primary beneficiary will be the Tourism Community which is a major component of Guam's Economy. In addition, the shoreline along the Greg D. Perez Marina in Hagatna has eroded over the years causing high sedimentation settling resulting shallower operating depths for vessels operating in the Marina. The shallow depth either limits vessel operations or costly vessel damages. Recognize that over the last ten years tourism related marine interest has increased four fold just in the number of vessels not to mention tourist arrivals. The tourism marine community is Guam's largest tourist attraction with over 750,000 passengers a year. Creation of this amenity would only increase service capacity but ensure the advancement of Guam's role in the global tourism arena.

As the number of visitor arrivals increase so does the need to increase the number and size of vessels, captains, deck hands not to mention service industries to maintain and repair these vessels thus increasing demand for a specialty workforce. The tourism marine community was once comprised primarily of Fishing Charter Vessels. Today this community has expanded to Parasail, Towed Banana Boats, Jet Skis, Dolphin Watch and alike. Other potential opportunities have long been discussed but without amenities such as the one afforded by this Project; these opportunities remain just concepts and economic expansion unfeasible and growth stifled.

The second beneficiary of this facility is the fishing community. Recognize that Guam on average imports over thirty million dollars (\$30,000,000.00) of marine harvested food products a year. Nearly 75% of the imports are of processed fish species available in the Exclusive Economic Zone (EEZ) surrounding Guam. The construction of the docking facility and the dredging of the adjacent waters would allow for larger local fishing vessels to navigate and operate in the Greg D. Perez Outer Marina. Current conditions prohibit local fishermen as well as marine operators from entertaining such expansion due to the lack of this shoreline amenity and the shallow depths along access points.

Special Note:

The creation of the Western and Central Pacific Fishery Commission (WCPFC) further justifies the need for a fishing capacity building program. The new Commission's role is to enact fishery quotas based on historical catch history through out the Central and Western Pacific. The Commission at this time recognizes the economic need for under-developed Coastal Fishing States (such as Guam) to build their fishing capacity; as result the Commission has provided for a generous quota allocation with special consideration for areas like Guam with a small recorded catch history and un-developed Fishery in general.

This allocation may be reduced or eliminated once other coastal state fisheries are developed and larger developed nations have complied with management mandates. The enactment of a more stringent allocation would significantly hinder any potential sustainable fishery development and further increase imports eroding any potential for economic growth or self sufficiency.

Project Design:

The Project by design is to benefit the Marine Community as a whole as evidenced by the site location of the project. The GFCA rather than situate the docking area directly in front of the proposed GFCA Facility, the Facility will be constructed at the northern most end of the Proposed GFCA Building. The Docking area is situated along the marina channel (deepest waters) and adjacent to the outer marina with the greatest berthing depth (10-15 feet). The other component of the Docking area is the Riprap which is to mitigate shoreline erosion which would control the sedimentation problem which has contributed greatly to the shallower depths and without the sedimentation problem would eventually cease all activity.

In addition, there is open curbside parking along the Paseo area for the multitude of buses used for transporting Tour Groups. Buses would enter on the eastern loop of Paseo and park on the western curb to load and off-load then exit all with ease. The Docking area is 220 linear feet which could accommodate the active loading and off-loading of four larger sized vessels (6 smaller vessels) at any one time. This Project is a sub-component of the GFCA's Facility up-grade which would not only enhance the marina operations but fulfill the proposed components of the Hagatna Restoration Master Plan as well as the Island's economic viability.

Project Development:

This Project was developed by the Board of Directors of the Guam Fishermen's Cooperative Association as part of a long term economic plan for the organization and the community. The Board adopted Ten Year Master Plan was presented to the membership of the Association during the Annual Membership Meeting held January of 2002. The Master Plan was duly adopted by the membership and a copy was sent to the Bureau of Statistics and Plans (BSP) and was subsequently included (in part) in the

Strategic Economic Development Strategy (SEDS) for Guam. This plan was up-dated in May 2011 by the GFCA Board of Directors and is listed in the current SEDS updated by the Guam Economic Development Authority (GEDA) with the Projects receiving the highest priority rating.

PROPOSED PROJECT:

Dock Facility and Shoreline Reinforcement Economic Enhancement Project

DESCRIPTION:

This Project is a sub-component of the Proposed GFCA Facility. This integral component will provide for a base for commercial loading and off-loading of passengers or harvested marine products. The Dock Area will provide 220 linear feet of docking space. In addition, the waters directly adjacent would be dredged (10 feet) to accommodate larger size vessels with deeper draft (depth of vessel underwater). In addition, the shoreline will be protected from further erosion and stormy conditions. There will be no fees associated with the use of the dock and the GFCA shall be responsible for its maintenance and permitted usage however each tour operator will be encouraged (not a requirement) to patronize both the GFCA Facility and the adjacent Chamorro Village.

CURRENT CONDITIONS:

Passengers and marine harvested products are currently being loaded and off-loaded in a very shallow marina (4 feet at high tide). Passenger operations (1100 tourist per day) are conducted on newly refurbished docks in the Marina and with the amount of foot traffic the life expectancy (40 years) of these docks is nearly reduced by half. Recognize that as much as 200 people travel on these docks every hour from 9am to 4pm every single day.

In addition, the larger scale tourism related companies are loading and off-loading passengers along a dusty (at times muddy) platform on top of a collapsing and corroded seawall. Over the years many injuries have occurred especially during rainy days where slippery conditions are present. Also, the area adjacent to the loading and off-loading activities is a frequently used as a vessel repair staging area where paint fumes and fiberglass dust are always present. All would agree it is not the best departing memory for any visitor.

DESCRIPTION OF NEED:

The daily usage of the Greg D. Perez Marina has grown beyond its design boundaries. The ever increasing number of vehicles; trucks with trailers coupled with 60 passenger buses loading and unloading nearly every 20-30 minutes are causing heavy traffic congestion. The marinas' parking and travel lanes barely accommodate just the former causing havoc in mobility. Due to limited land area adjacent to the Marina this problem is not easily rectified. Also, due to high sedimentation over the years the inner marina is getting shallower in depth causing charter vessels often use the existing fuel dock for loading and off-loading activities during the lowest tides.

ECONOMIC BENEFITS:

The Economic Benefits of the Docking Facility is multi-faceted. The staging of a loading and off-loading area both adds beauty, alleviates congestion and safety for the activity. It will alleviate traffic as buses could now park along the Paseo access road with a single uncomplicated maneuver and exposing more of Guam's attractions such as the Chamorro Village, Paseo Ball Parks and the famous Statue of Liberty, not to mention the panoramic view of our Island.

The dredging along the Dock area would accommodate for larger vessels with deeper draft (portion of vessel underwater) to join the tourism service. This expansion is needed in order for land transportation to be fully maximized. Recognize that the buses utilized for transport have a sixty passenger capacity while the largest shallow draft vessels only allow an average of 30 passengers per trip. Increasing vessel size thus maximizes the entire tour operation. In addition, these larger vessels could provide services equal or better than other tour destinations.

The outer marina can accommodate these larger draft vessels and the docking facility will allow for such growth and expansion. Recognize that once larger vessels are acquired there will be more jobs created especially since these larger additions will not affect the continued operation of previously operated smaller vessels as their use would address smaller tour or local groups.

Another little known Economic Benefit operating on Guam involves vessels from our neighboring Island of Rota. Vessels from Rota frequent Guam to purchase food, supplies and equipment nearly every week weather permitting. These vessels contribute substantially to our local economy to the tune of tens of thousand dollars a month. These vessels currently use the GFCA Fuel dock to off-load Rota commodities and load purchases from cases of food to most recently, a riding mover and outboard engine. This activity for the most part hinders regular fueling operations and fishing activity as the Fuel Dock can only accommodate one vessel at a time and only smaller vessels.

Also, the GFCA Boom (a hoist used to off-load fish) is used to assist in the off-loading and loading of these Rota vessels and at times moments become tense as the heavy and expensive cargo pushes the limits of the Boom. There was one incident where a boat

engine was brought in for repair and during the off-loading the Boom cable snapped and the engine fell between the dock and the seawall. Luckily no one was injured and only minimal damage to the new dock was incurred. A larger and stronger Boom is needed in order to nurture this community need and economic viability.

JOBS CREATED:

An estimated minimum of 50-60 full-time jobs will be either secured or added by this much needed support facility. In order to provide for advances in the both the fishing and tourism community a dedicated platform must be created to provide amenities. Examples of such a shortfall are the fishing community's small scale Longline Project whose vessel can only maneuver at the highest tide making departure and arrival is problematic. A tour operator which is deeply involved in providing tourist related marine activities was interested in conducting dinner cruises but the potential vessel's draft was 6 feet which cannot be loaded or off-loaded at even the highest tide.

Projected Jobs Created:

New Vessels:	4
Captains	8
Crew	24
Entertainment	8
Support Staff	12
Vessel Services:	
Bus Drivers	4
Mechanics	2
Helpers	2
Total Jobs:	56

PROJECT COST:

Design/Management:	\$ 20,000.00
EA/Monitoring:	\$ 10,000.00
Construction:	\$770,000.00
Total Cost:	\$800,000.00

ECONOMIC VALUE:

Current Market:

Tourist Participating in Marine Activities: 1100 PAX per day (Hagatna)	400,000
Estimated Gross Revenue (conservative):	\$25,000,000.00

Projected Market Expansion:

There will be an increase (conservative estimate) of \$6,000,000.00 gross revenue per annum and accommodating 90,000 new passengers. The end result would be an increase in Tourist Participation by 20% and the possible gross increase in visitor arrivals by 7%.

4 vessels @ 60 PAX x 365	\$7,600 Tourist per year
60 PAX @ \$75.00 per PAX	\$ 4,500.00 per day
4 vessels @ \$4,500.00	\$ 18,000.00 per day
365 days @ \$18,000.00	\$6,570,000.00 per year

Summary:

The Project will benefit the Community as a whole. Fishermen, Marine Tour Activities and the General Public will have a safe access along the shoreline and a safe loading and off-loading accommodations. Also the dock and concrete walkway would extend add to the planned Fishing Platform and the Hagatna Historical Walkway enhancing the public's scenic access similar to amenities offered in Florida, San Francisco and Hawaii.

The increase in revenue would also encourage more private sectors spending thus increasing investment opportunities and the Government's Coffers. The use of the Docking Facility would at the very least increase tourist awareness of Guam's hidden treasure; "The Chamorro Village" due to the close proximity. The financial investment on this project would be miniscule compared to the economic advancements and returns.

This proposal is respectfully submitted on behalf of the Guam Fishermen's Cooperative Association and the Marine Community of Guam as an "Essential Community Development Project".

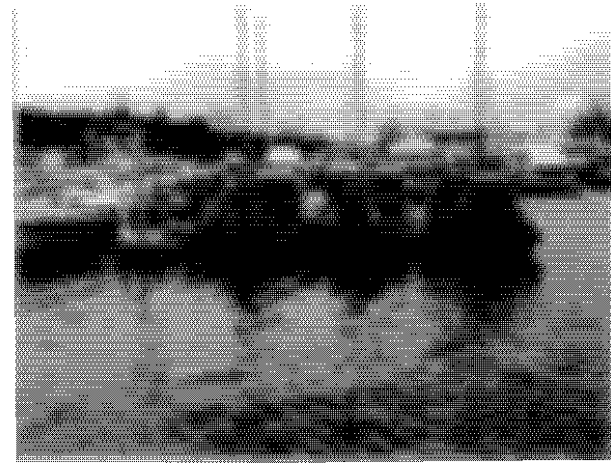
Respectfully submitted by:



Manuel P. Duenas II
President, GFCA

Existing

- Congestion causing vessels to stack in order to load and off-load Passengers.
- Passengers operations conducted on a narrow dock space. 200 passengers per hour.



Alternate Loading Site for larger vessels

- Active loading and off-loading area for larger vessels.
- Single loading and off-loading can occur. Rusted and unsafe conditions.



Existing usage

- A single vessel can be accommodated per activity.
- Access to alternative site is made through a vessel repair area where boat exterior work is conducted.



Outer Marina (proposed expansion)

- Vast deep water area of the outer Marina.
- Shoreline in the foreground is the area of the proposed project.
- Land view of the proposed site of the Docking Facility.



Proposed Site

Staging area for Activities

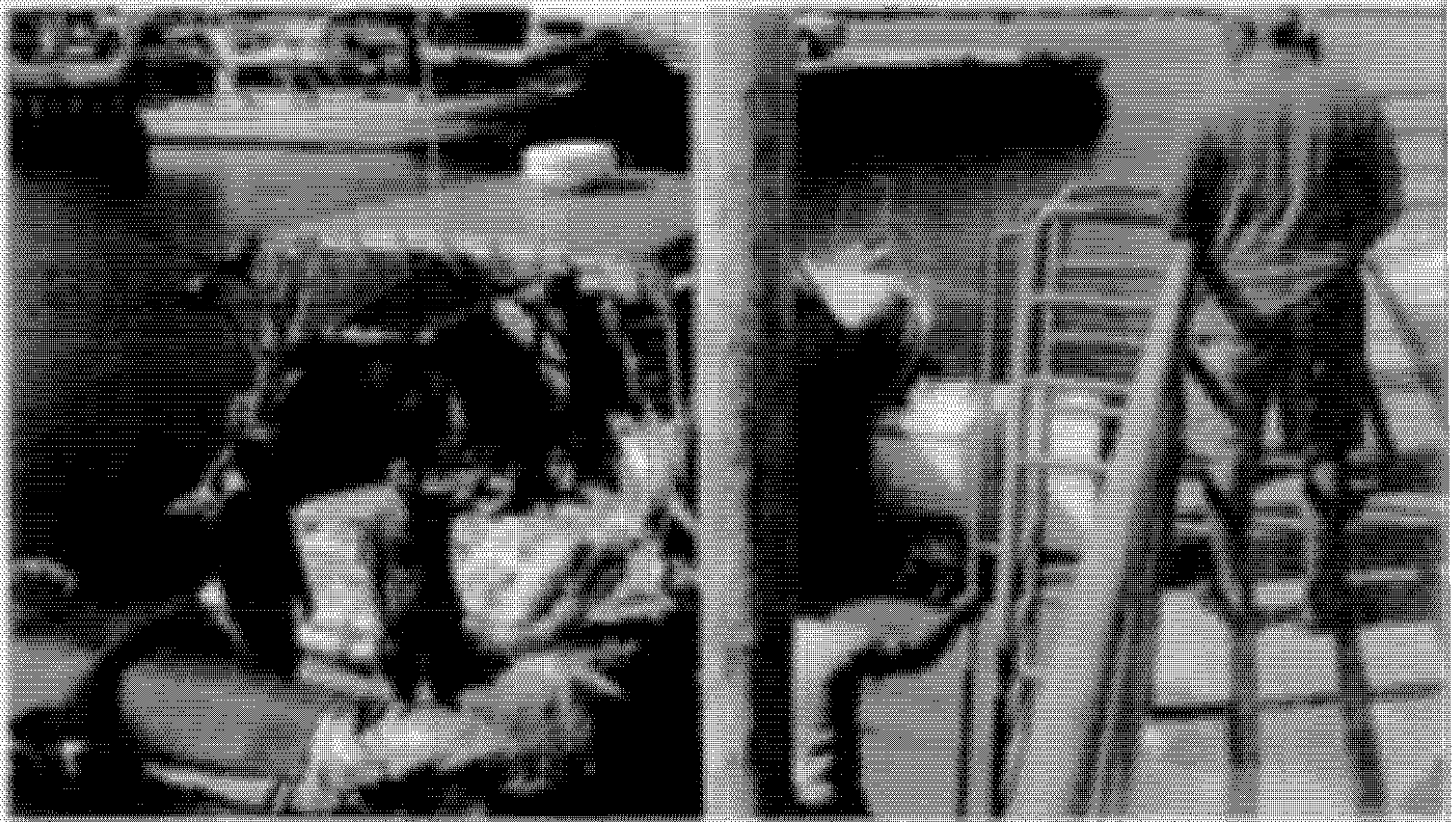
- Proposed site for tourism activities.
- WWII Bunker and Historical walkway
- Exposure of Chamorro Village, Paseo and the Co-op.
- Proposed Bus Loading and Off-loading area. Road-side direct travel access.



Greg D. Perez Marina Hagatna, Guam

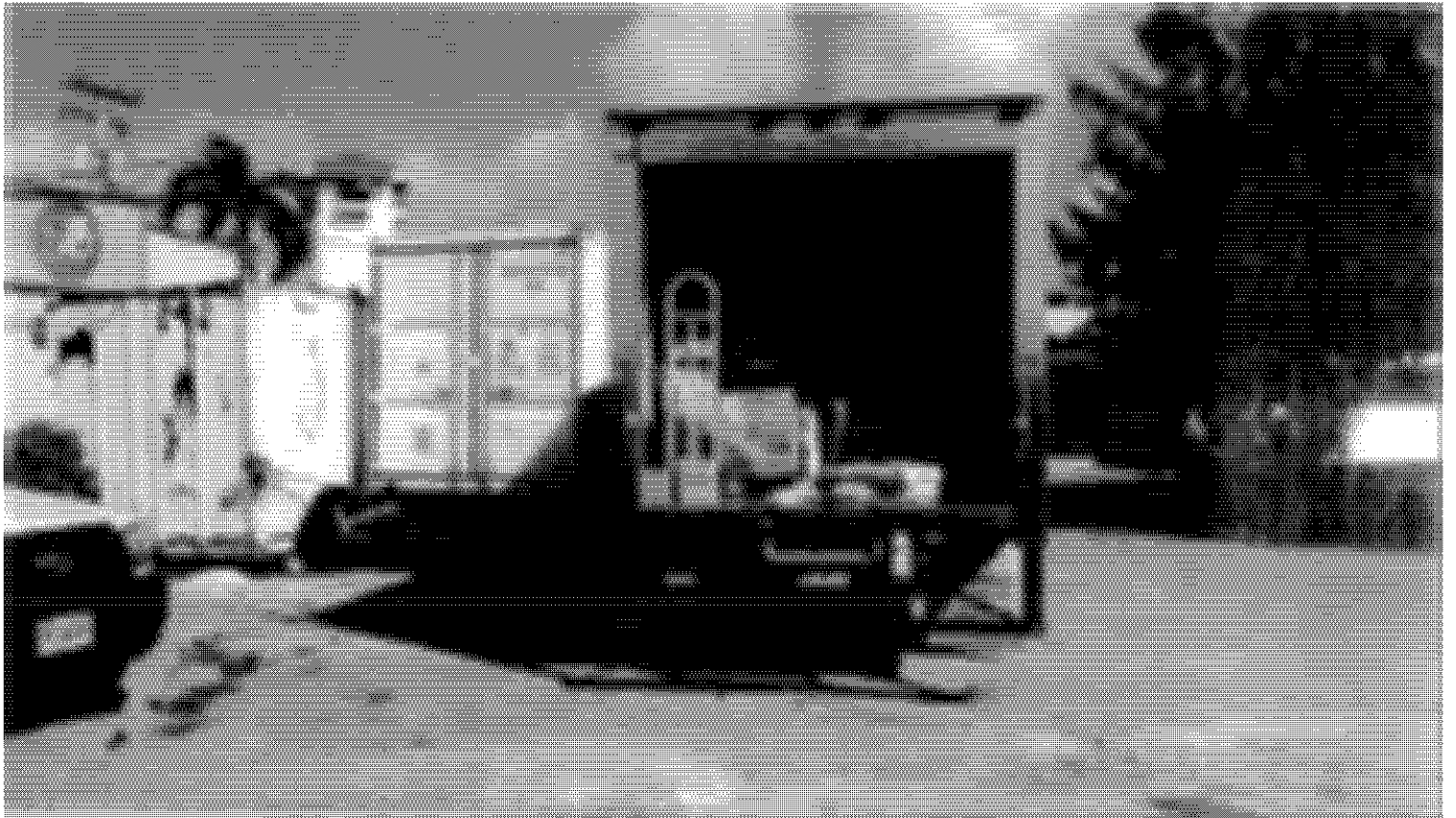
- Existing Conditions
- Hazardous Conditions
- Alternative site for larger vessels
- Unsightly activities
- Under utilized outer Marina
- Proposed site and conveniences

BOAT FROM ROTA 2-3 TIMES
A WEEK.











COMMITTEE ON RULES

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

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: 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
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Senator
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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

March 23, 2016

Memorandum

To: Rennae Meno
Clerk of the Legislature

From: Senator Rory J. Respicio
Chairperson of the Committee on Rules

Subject: Fiscal Notes

Hafa Adai!

Attached please find the fiscal notes for the bill numbers listed below.
Please note that the fiscal notes are issued on the bills as introduced.

FISCAL NOTES:

Bill No. 275-33(COR)
Bill No. 276-33(COR)
Bill No. 277-33(COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

Si Yu'os ma'dse'!

2016 MAR 23 PM 4:50

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 275-33 (COR)**

AN ACT TO AMEND § 1515(i)(2)(G) AND TO ADD A NEW ITEM (v) TO SUBPARAGRAPH (B) OF PARAGRAPH (2) § 1515 OF ARTICLE 5, CHAPTER 1 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE DOCK AND SHORELINE REINFORCEMENT ECONOMIC ENHANCEMENT PROJECT AND THE COMPLETION OF CONSTRUCTION, REPAIR AND IMPROVEMENTS OF THE GUAM FISHERMEN'S COOPERATIVE ASSOCIATION FACILITY.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Economic Development Authority	Dept./Agency Head: Jay J. Rojas, Administrator
Department's General Fund (GF) appropriation(s) to date:	-
Department's Other Fund (Specify) appropriation(s) to date: Indirect Cost Fund	-
Total Department/Agency Appropriation(s) to date:	\$0

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 Appro. (P.L. 33-66 thru P.L. 33-106)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

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
Hot Bond Proceeds, Series 2011A	\$0	\$1,000,000	\$0	\$0	\$0	\$0
	\$0	\$1,000,000	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? // Yes /X/ No
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? /X/ N/A // Yes // No
If no, what is the additional amount required? \$ _____ /X/ N/A
- Does the Bill establish a new program/agency? // Yes /X/ No
If yes, will the program duplicate existing programs/agencies? // N/A // Yes /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: /X/ Yes // No
// Requested agency comments not received by due date / / Other:

Analyst: <u>William P. Ramirez</u> Date: <u>3/2/16</u>	Director: <u>Jose S. Calvo</u> MAR 22 2016
William P. Ramirez, B&MA Supervisor	Jose S. Calvo, Director

Footnotes: //
See attached comments.



COMMITTEE ON RULES

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

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

March 10, 2016

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

VIA E-MAIL

joey.calvo@bbmr.guam.gov

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

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

Vice-Speaker
Benjamin J.F. Cruz
Member

RE: Request for Fiscal Notes – Bill Nos. 275-33(COR) through 277-33(COR)

Legislative Secretary
Tina Rose Muna Barnes
Member

Hafa Adai Mr. Calvo:

Senator
Dennis G. Rodriguez, Jr.
Member

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.

Senator
Frank Blas Aguon, Jr.
Member

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

Senator
Michael F.Q. San Nicolas
Member

Very Truly Yours,

Senator
Nerissa Bretania Underwood
Member

Senator Rory J. Respicio
Chairperson of the Committee on Rules

V. Anthony Ada
MINORITY LEADER

Attachment (1)

Mary C. Torres
MINORITY MEMBER

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
<p>275-33 (COR)</p>	<p>Dennis G. Rodriguez, Jr V. Anthony Ada R.J. Respicio Judith T. Won Pat, Ed.D. T. R. Muña Barnes</p>	<p>AN ACT AMEND § 1515(i)(2)(G) AND TO ADD A NEW ITEM (v) TO SUBPARAGRAPH (B) OF PARAGRAPH (2) § 1515 OF ARTICLE 5, CHAPTER 1 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE DOCK AND SHORELINE REINFORCEMENT ECONOMIC ENHANCEMENT PROJECT AND THE COMPLETION OF CONSTRUCTION, REPAIR AND IMPROVEMENTS OF THE GUAM FISHERMEN'S COOPERATIVE ASSOCIATION FACILITY.</p>
<p>276-33 (COR)</p>	<p>T. R. Muña Barnes Judith T. Won Pat, Ed.D.</p>	<p>AN ACT TO ADD A NEW §75125 TO TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO DESIGNATING A PORTION OF LOT 5133-1, TUMON, DEDEDO, GUAM AS A BIODIVERSITY CONSERVATION EASEMENT FOR THE PURPOSE OF PROVIDING AN AREA FOR THE PRESERVATION OF INDIGENOUS BIODIVERSITY.</p>
<p>277-33 (COR)</p>	<p>Dennis G. Rodriguez, Jr. T. C. Ada R.J. Respicio V. Anthony Ada Tommy Morrison N. B. Underwood, Ph.D.</p>	<p>AN ACT TO DIRECT THE GUAM ECONOMIC DEVELOPMENT AUTHORITY TO DEVELOP AND PUBLISH A REQUEST FOR INFORMATION (RFI) RELATIVE TO HOW AN INTERESTED CONTRACTOR, HOSPITAL MANAGEMENT TEAM, OR OPERATOR WOULD TRANSITION GOVERNMENT OPERATION OF THE GUAM MEMORIAL HOSPITAL TO A PUBLIC-PRIVATE PARTNERSHIP WHILE CONTINUING TO PROVIDE QUALITY HOSPITAL SERVICES WHICH ARE ACCESSIBLE TO ALL THE PEOPLE OF GUAM AND THE OVERALL ASSESSMENT OF GUAM'S DELIVERY OF HEALTHCARE SERVICES.</p>



COMMITTEE ON RULES

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Senator

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VICE CHAIRPERSON
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Senator

Michael F.Q. San Nicolas
Member

Senator

Nerissa Bretania Underwood
Member

V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

March 9, 2016

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson of the Committee on Rules

Subject: Referral of Bill No. 275-33(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 275-33(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all 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

I Mina'Trentai Tres Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
275-33 (COR)	Dennis G. Rodriguez, Jr. V. Anthony Ada R. J. Respicio Judith T. Won Pat, Ed.D. T. R. Muña Barnes	AN ACT AMEND § 1515(i)(2)(G) AND TO ADD A NEW ITEM (v) TO SUBPARAGRAPH (B) OF PARAGRAPH (2) § 1515 OF ARTICLE 5, CHAPTER 1 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE DOCK AND SHORELINE REINFORCEMENT ECONOMIC ENHANCEMENT PROJECT AND THE COMPLETION OF CONSTRUCTION, REPAIR AND IMPROVEMENTS OF THE GUAM FISHERMEN'S COOPERATIVE ASSOCIATION FACILITY.	03/09/16 1:50 p.m.	03/09/16	Committee on Health, Economic Development, Homeland Security, and Senior Citizens			



John Luces <johnluces@toduguan.com>

FIRST NOTICE OF PUBLIC & INFORMATIONAL HEARING on FRIDAY, MARCH 18, 2016 at 2pm

1 message

Joe Mesngon <joe@toduguan.com>

Fri, Mar 11, 2016 at 9:17 AM

To: phnotice@guamlegislature.org

March 11, 2016

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Sen. Dennis G. Rodriguez, Jr.

Subject: FIRST NOTICE of Public & Informational Hearing

Hafa Adai!

The Committee on Health and Economic Development issues this notice for a Public & Informational Hearing on Friday, March 18, 2016 at 2pm in the Guam Legislature's Public Hearing Room.

The Committee will hear and accept oral and written testimony on the following:

*Bill No. 277-33 (COR) - D.G. Rodriguez, Jr. / T.C. Ada / R.J. Respicio / V.A. Ada / T. Morrison / N.B. Underwood, Ph.D.

An act to direct the Guam Economic Development Authority to develop and publish a Request for Information (RFI) relative to how an interested contractor, hospital management team, or operator would transition government operation of the Guam Memorial Hospital to a Public-Private Partnership while continuing to provide quality hospital services which are accessible to all of the people of Guam and the overall assessment of Guam's delivery of health care services.

*Bill No. 275-33 (COR) - D.G. Rodriguez, Jr / V.A. Ada / R.J. Respicio / J.T. Won Pat, Ed.D. / T. R. Muña Barnes

An act amend § 1515(i)(2)(g) and to add a new item (v) to subparagraph (b) of paragraph (2) § 1515 of article 5, chapter 1 of title 5, Guam Code Annotated, relative to the Dock and Shoreline Reinforcement Economic Enhancement Project and the completion of construction, repair and improvements of the Guam Fishermen's Cooperative Association facility.

***Informational Hearing on the Guam Medical Referral Office and Guam Medical Referral Services.**

Written testimony may be addressed to Sen. Dennis G. Rodriguez, Jr., Chairman, and sent via email to senatordrodriguez@gmail.com, or sent to 176 Serenu Ave. Suite 107 Tamuning, Guam or the Legislature Mailroom at 155 Hesler Place Hagatna, Guam.

Individuals who may require assistance are asked to contact the office of Sen. Rodriguez at 649-8638/0511 no later than 48 hours prior to the scheduled hearing.

Si Yu'os Ma'ase!



John Luces <johnluces@toduguan.com>

SECOND NOTICE OF PUBLIC & INFORMATIONAL HEARING on FRIDAY, MARCH 18, 2016 at 2pm

1 message

Joe Mesngon <joe@toduguan.com>
To: phnotice@guamlegislature.org

Tue, Mar 15, 2016 at 10:48 AM

March 15, 2016

MEMORANDUM

To: All Senators, Stakeholders and Media
From: Sen. Dennis G. Rodriguez, Jr.
Subject: SECOND NOTICE of Public & Informational Hearing

Hafa Adai!

The Committee on Health and Economic Development issues this notice for a Public & Informational Hearing on Friday, March 18, 2016 at 2pm in the Guam Legislature's Public Hearing Room.

The Committee will hear and accept oral and written testimony on the following:

*Bill No. 277-33 (COR) - D.G. Rodriguez, Jr. / T.C. Ada / R.J. Respicio / V.A. Ada / T. Morrison / N.B. Underwood, Ph.D.

An act to direct the Guam Economic Development Authority to develop and publish a Request for Information (RFI) relative to how an interested contractor, hospital management team, or operator would transition government operation of the Guam Memorial Hospital to a Public-Private Partnership while continuing to provide quality hospital services which are accessible to all of the people of Guam and the overall assessment of Guam's delivery of health care services.

*Bill No. 275-33 (COR) - D.G. Rodriguez, Jr. / V.A. Ada / R.J. Respicio / J.T. Won Pat, Ed.D. / T. R. Muña Barnes

An act amend § 1515(l)(2)(g) and to add a new item (v) to subparagraph (b) of paragraph (2) § 1515 of article 5, chapter 1 of title 5, Guam Code Annotated, relative to the Dock and Shoreline Reinforcement Economic Enhancement Project and the completion of construction, repair and improvements of the Guam Fishermen's Cooperative Association facility.

***Informational Hearing on the Guam Medical Referral Office and Guam Medical Referral Services.**

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Individuals who may require assistance are asked to contact the office of Sen. Rodriguez at 649-8638/0511 no later than 48 hours prior to the scheduled hearing.

Si Yu'os Ma'ase!

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Updated: February 15, 2016

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SENATOR DENNIS G. RODRIGUEZ, JR.

PUBLIC HEARING AGENDA

Friday, March 18, 2016

2pm Public Hearing Room, *I Liheslatura*

- I. Call to order
- II. Items for public consideration:

2:00 P.M.

- **Bill No. 277-33 (COR)** – Introduced by D.G. Rodriguez, Jr. / T.C. Ada / R.J. Respicio / V.A. Ada / T. Morrison / N.B. Underwood, Ph.D. - An act to direct the Guam Economic Development Authority to develop and publish a Request for Information (RFI) relative to how an interested contractor, hospital management team, or operator would transition government operation of the Guam Memorial Hospital to a Public-Private Partnership while continuing to provide quality hospital services which are accessible to all of the people of Guam and the overall assessment of Guam's delivery of health care services.
- **Bill No. 275-33 (COR)** – Introduced by D.G. Rodriguez, Jr / V.A. Ada / R.J. Respicio / J.T. Won Pat, Ed.D. / T. R. Muña Barnes - An act amend § 1515(i)(2)(g) and to add a new item (v) to subparagraph (b) of paragraph (2) § 1515 of article 5, chapter 1 of title 5, Guam Code Annotated, relative to the Dock and Shoreline Reinforcement Economic Enhancement Project and the completion of construction, repair and improvements of the Guam Fishermen's Cooperative Association facility.
- Informational Hearing on the Guam Medical Referral Office and Guam Medical Referral Services.

III. Adjournment

Thank you for your participation in today's hearing.