

*I Mina'Trentai Tres Na Liheslaturan Received*  
**Bill Log Sheet**

<b>BILL NO.</b>	<b>SPONSOR</b>	<b>TITLE</b>	<b>DATE INTRODUCED</b>	<b>DATE REFERRED</b>	<b>CMTE REFERRED</b>	<b>PUBLIC HEARING DATE</b>	<b>DATE COMMITTEE REPORT FILED</b>	<b>FISCAL NOTES</b>
<b>387-33 (COR)</b>	T. C. Ada	AN ACT TO REZONE LOT NO. 8, TRACT 25305, MUNICIPALITY OF YONA AND LOT NO. 402-R10-2 10-1, MUNICIPALITY OF SANTA RITA, FROM AGRICULTURAL (A) ZONE TO A PUBLIC FACILITY (PF) ZONE FOR THE PURPOSE OF CONSTRUCTING TWO (2) SEWER LIFT STATIONS.	10/17/16 11:33 a.m.	10/17/16	Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement	10/26/16 9:30 a.m.	11/20/16 5:43 p.m.	<b>Fiscal Note Request</b> 10/21/16 <b>Fiscal Note</b> 11/16/16



**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*

November 18, 2016

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

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

*Rory J. Respicio*

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

**RE: Committee Report on Bill No. 387-33 (COR),**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 387-33 (COR),  
**AN ACT TO REZONE LOT NO. 8, TRACT 25305, MUNICIPALITY OF YONA AND LOT NO. 402-R10-2-10-1, MUNICIPALITY OF SANTA RITA, FROM AGRICULTURAL (A) ZONE TO A PUBLIC FACILITY (PF) ZONE FOR THE PURPOSE OF CONSTRUCTING TWO (2) SEWER LIFT STATIONS.**

Committee votes are as follows:

- 2 TO DO PASS
- \_\_\_\_\_ TO NOT PASS
- 5 TO REPORT OUT ONLY
- \_\_\_\_\_ TO ABSTAIN
- \_\_\_\_\_ TO PLACE IN INACTIVE FILE

2016 NOV 20 11:54 AM

*[Handwritten mark]*

*Si Yu'os ma'åse',*

*[Handwritten signature of Thomas 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 Liheslaturan Guåhan • 33<sup>rd</sup> Guam Legislature*

**COMMITTEE REPORT  
ON  
Bill No. 387-33 (COR)**

**AN ACT TO REZONE LOT NO. 8,  
TRACT 25305, MUNICIPALITY OF  
YONA AND LOT NO. 402-R10-2-10-1,  
MUNICIPALITY OF SANTA RITA,  
FROM AGRICULTURAL (A) ZONE  
TO A PUBLIC FACILITY (PF) ZONE  
FOR THE PURPOSE OF  
CONSTRUCTING TWO (2) SEWER  
LIFT STATIONS.**



## 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 18, 2016

### 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. 387-33 (COR),**

Transmitted herewith for your consideration is the Committee Report on Bill No. 387-33 (COR), **AN ACT TO REZONE LOT NO. 8, TRACT 25305, MUNICIPALITY OF YONA AND LOT NO. 402-R10-2-10-1, MUNICIPALITY OF SANTA RITA, FROM AGRICULTURAL (A) ZONE TO A PUBLIC FACILITY (PF) ZONE FOR THE PURPOSE OF CONSTRUCTING TWO (2) SEWER LIFT STATIONS.**

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 387-33 (COR), As Introduced
- Public Hearing Sign-in Sheet
- Written Testimony from: Department of Land Management
- Copy of Fiscal Note Request
- Copy of Fiscal Note
- COR Referral of Bill No. 387-33 (COR)
- Notices of Public Hearing
- Public Hearing Agenda



# 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

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.

## COMMITTEE VOTE SHEET

**Bill No. 387-33 (COR), AN ACT TO REZONE LOT NO. 8, TRACT 25305, MUNICIPALITY OF YONA AND LOT NO. 402-R10-2-10-1, MUNICIPALITY OF SANTA RITA, FROM AGRICULTURAL (A) ZONE TO A PUBLIC FACILITY (PF) ZONE FOR THE PURPOSE OF CONSTRUCTING TWO (2) SEWER LIFT STATIONS.**

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
SENATOR THOMAS C. ADA Chairperson		<input checked="" type="checkbox"/>				
SENATOR RORY J. RESPICIO Vice Chairperson	<i>Rory Respicio</i>	<input checked="" type="checkbox"/>				
VICE SPEAKER BENJAMIN J.F. CRUZ Member						
SENATOR FRANK B. AGUON, JR. Member						
SENATOR DENNIS RODRIGUEZ, JR. Member	<i>DR</i>			<input checked="" type="checkbox"/>		
SENATOR NERISSA UNDERWOOD Member	<i>N Underwood</i> 11/17/16			<input checked="" type="checkbox"/>		
SENATOR FRANK BLAS, JR. Member	<i>FB</i>			<input checked="" type="checkbox"/>		
SENATOR MARY TORRES Member	<i>M Torres</i> 11/17/16			<input checked="" type="checkbox"/>		
SENATOR JAMES V. ESPALDON Member	<i>J Espaldon</i> 11/17/16			<input checked="" type="checkbox"/>		



## 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 No. 387-33 (COR) was introduced on October 17, 2016 by Senator Thomas C. Ada and was subsequently referred on October 17, 2016 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 26, 2016 at 9:30am in *I Liheslaturan Guahan* Public Hearing Room to receive public testimony on Bill No. 387-33 (COR).

#### Public Notice Requirements

Public Hearing notices were disseminated via email to all senators and all main media broadcasting outlets on October 19, 2016 (5-Day Notice) and again on October 24, 2016 (48-Hour Notice).

#### Senators Present

Sen. Thomas C. Ada,

*Committee Chairperson*

Sen. James V. Espaldon

*Committee Member*

The public hearing was Called-to-Order at 9:30am.

#### II. SUMMARY OF TESTIMONY AND DISCUSSION

**Chairperson Ada:** He introduces Bill 387-33 and said that Land Management's written testimony is in support of the Bill.

**Vange Lujan, Senior Regulator Analyst, Guam Water Authority:** She thanks all Senators for introducing the Bill and having the public hearing. She stated the properties they are asking to rezone are part of a larger court order project for wastewater. She said the larger project is called the Baza Gardens Improvement. She said because of the court order it has specific deadlines. She said this Bill is an integral part, to get the villages in the south sewer. She said the two properties in question, are going to be rezoned from Agricultural to Public Facility. She said GWA is in the process of finalizing the purchase of the property. She said we have our consultant Ken, from Duenas and Associated to speak about that.

**Joseph Duenas, Chairman, Consolidated Commission on Utilities:** He said he wants to start out with a big overview. He said Ken will get into the weeds. He said this project will address two things. He said it will address Baza Gardens and the Agat Santa Rita Plant. He said what we came up with is turning the Baza Gardens Treatment Plant into a pump station and no longer put

effluent into the Toucha River. He said EPA likes that idea. He said now it will be a major pump station and it would be pumped to the Agat/Santa Rita Plant.

**Chairperson Ada:** He said the New.

**Joseph Duenas, Chairman, Consolidated Commission on Utilities:** He said the new Agat/Santa Rita Wastewater Treatment Plant. He said the system is designed together. He said we are going to have pump station along through the easement. He said, we need additional pump stations along the way and those are the ones we need to rezone, from Agricultural to Public Use. He said this project could open up sewer usage to the people along the way. He said one benefit would be the system development charge we are collecting, can be used to create laterals from this new line to connect the people to the sewer. He said this area is where we can allocate funds, which we have been accumulating. He said we are expanding our sewer system to provide better customer service to our ratepayers. He said Ken can give you detailed analysis.

**Ken Rekdahl, Duenas, Camacho, and Associates:** He said maybe I could explain why we decided to rezone these two lots. He said the initial idea was to have five pump stations. He said one at the existing Baza Gardens Treatment Plant and four along the way. He said, in our review we were able to narrow it down to two pump stations, from our hydraulic analysis. He said we landed on these two sites. He said one is Lot 8, or the Windward Hills site. He said we reached out to the two landowners and were very fortunate, both landowners agreed to sale. He said for Lot 8, we were able to purchase a portion of it for the pump station. He said the next lot is Lot 402 close to the Aplacho Bridge. He said we would be purchasing that lot in its entirety. He said for the second lift station along Route 17. He said because the lots are zoned Agriculture, in order to put the infrastructure in place, we need to rezone them to move this project forward.

**Vange Lujan, Senior Regulator Analyst, Guam Water Authority:** She said these projects fall under the court order so phase one and two of the design are completed, and phase three is almost completed. She said we are going to start construction of phase one soon.

**Ken Rekdahl, Duenas, Camacho, and Associates:** He said Lot 402 is part of phase one, and Lot 8 is part of phase two. He said phase three is the demolition and construction of the pump station at the Baza Gardens Treatment Plant.

**Chairperson Ada:** He said Ms. Lujan, what is the timeline for completion of the project.

**Vange Lujan, Senior Regulator Analyst, Guam Water Authority:** She said April 30, 2018, is the completion date for the whole project. She said the NTP will be out soon for construction of phase one.

**Sen. James V. Espaldon, Committee Member:** He said he does not have any questions. He said this is just a matter of procedure to meet the court order. He said are there any objects.

**Ken Rekdahl, Duenas, Camacho, and Associates:** He said for Lot 8, the Duenas family was concerned about odor. He said the equipment does what it is suppose to due. He said technology has greatly improved since the old pump stations have been installed. He said upon the request of

the Duenas family we are constructing a wall around the facility. He said Rapheal Salambidas who owns the other lot, was happy to move forward with the facility.

Chairperson Ada ends the public hearing for Bill No. 387-33 (COR).

**Written Testimonies Received:**

**Michael Borja**, *Director, Department of Land Management.*

Michael Borja's written testimony is in favor of Bill No. 387-33 (COR).

**John M. Benavente**, *Guam Power Authority General Manager*

John M. Benavente's written testimony is in favor of Bill No. 387-33 (COR).

**III. FINDINGS AND RECOMMENDATIONS**

The Committee finds that GWA needs the rezoning to comply with a court order and provide better service to the landowners adjacent to the proposed utility lines.

The Committee finds that DLM and GPA have no objection to the Bill.


The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement hereby reports out **Bill No. 387-33 (COR)** with the recommendation To report out only.



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

Bill No. 387-33 (COR)

Introduced by:

T.C. Ada 

2016 FEB 17 11:33 AM  
ND

**AN ACT TO REZONE LOT NO. 8, TRACT 25305, MUNICIPALITY OF YONA AND LOT NO. 402-R10-2-10-1, MUNICIPALITY OF SANTA RITA, FROM AGRICULTURAL (A) ZONE TO A PUBLIC FACILITY (PF) ZONE FOR THE PURPOSE OF CONSTRUCTING TWO (2) SEWER LIFT STATIONS.**

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

**Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that the Guam Waterworks Authority (GWA), under United States Department of Justice ORDER FOR PRELIMINARY RELIEF RE: DEADLINES FOR OUTSTANDING PROJECTS UNDER THE AMENDED STIPULATED ORDER Civil Case No. 02-00035 (Court Order or CO) effective as of 11/10/2011, the Baza Gardens Wastewater Treatment Plant (BGWWTP) is required to comply with the National Pollutant Discharge Elimination System (NPDES) permit. As required by the 2011 Court Order, Paragraph 14, GWA must complete the BGWWTP upgrades by April 30, 2018.

*I Liheslaturan Guåhan* finds that GWA has been working to address the critical property needs to meet the 2011 Court Order deadlines.

*I Liheslaturan Guåhan* finds that GWA is currently designing the Baza Gardens Wastewater Cross-Island Pumping and Conveyance System project, a Federal EPA Stipulated Order requirement, that will provide for the transmission

1 of wastewater collected at the BGWWTP currently discharging effluent to the  
2 *Togcha* River to the proposed new *Agat-Santa Rita* Wastewater Treatment Plant  
3 currently under construction through the Route 17 and Route 5 rights of way  
4 corridors. The project, when completed, will retire the use of the existing  
5 BGWWTP and eliminate effluent discharge into the *Togcha* River. Instead, the  
6 wastewater previously treated at Baza Gardens will be transmitted to the *Agat*  
7 Treatment Plant for secondary treatment. Because of the undulating topography of  
8 the Route 17 corridor, two lift stations will be required along the way, one in the  
9 Municipality of *Yona*, Lot No. 8, Tract 25305, and the other in the Municipality of  
10 *Santa Rita*, Lot No. 402-R10-2-10-1.

11 *I Liheslaturan Guåhan* finds that according to the Stipulated Order,  
12 construction of the project must begin in October 2016 hence the need for the  
13 expedited re-zoning of these lots.

14 *I Liheslaturan Guåhan* finds that this project will clean up and eliminate the  
15 sewage discharge into the *Togcha* River and its outfall near Lot 98 *Yona*, is  
16 necessary and will immensely benefit the people of Guam more specifically the  
17 Eastern Coast of Guam and its related residential, recreational and commercial  
18 areas.

19 **Section 2. Zoning Designation.** Lot No. 8, Tract 25305, Municipality of  
20 *Yona* (Exhibit A) and Lot No. 402-R10-2-10-1, Municipality of *Santa Rita* (Exhibit  
21 B) shall be rezoned from an Agricultural (A) zone to a Public Facility (PF) zone  
22 pursuant to 21GCA, Chapter 61, section 61313.

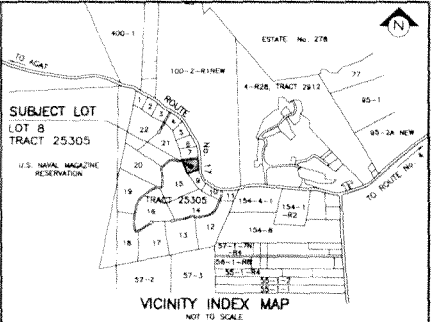
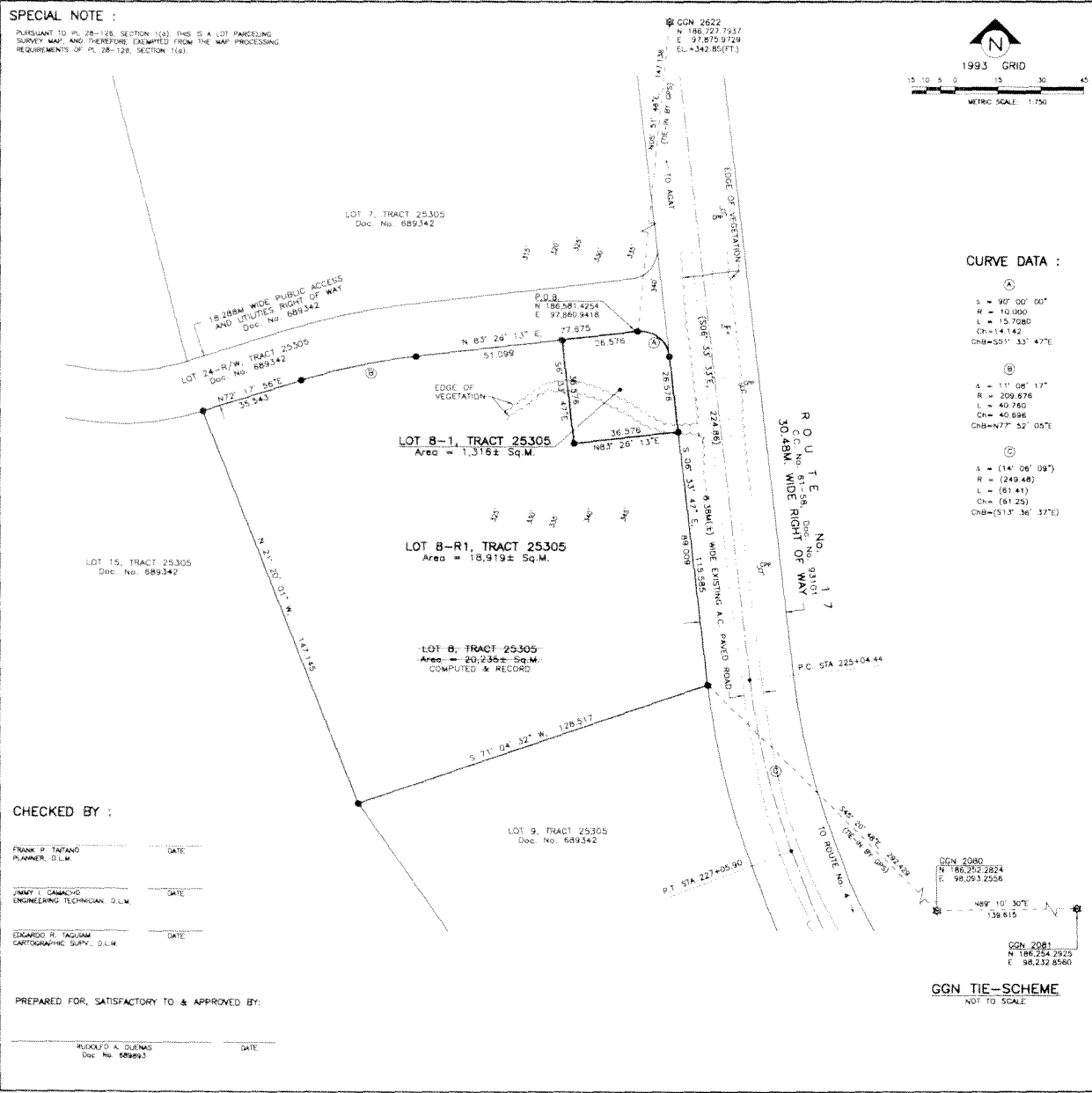
23 **Section 3. Reversionary Clause Upon Inaction.** The Guam Waterworks  
24 Authority must begin construction of a wastewater lift station on each of the two  
25 aforementioned lots (Lot No. 8, Tract 25305, municipality of *Yona*, and Lot No.  
26 402-R10-2-10-1, municipality of *Santa Rita*) within one (1) year from the date of  
27 enactment of this act. In the event GWA does not begin construction of either lift

1 station within the stipulated period, the respective lot shall revert back to its  
2 original Agricultural (A) zone designation.

3 **Section 4. Effective Date.** This act *shall* take effect upon its enactment.

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

**SPECIAL NOTE :**  
PURSUANT TO PL. 28-128, SECTION 1(6), THIS IS A LOT PARCELING SURVEY MAP, AND THEREFORE, EXEMPTED FROM THE MAP PROCESSING REQUIREMENTS OF PL. 28-128, SECTION 1(6).



**NOTES :**

- SURVEY WAS BASED ON FOUND CORNERS AS SHOWN.
- ALL DISTANCES ARE IN METERS UNLESS OTHERWISE NOTED.
- BEARINGS AND DISTANCES WITHIN THE PARENTHESES ARE RECORD DATA, ALL OTHERS ARE 1993 GRID.
- SUBJECT LOT IS WITHIN THE NORTHERN ACQUFER.
- SUBJECT LOT IS ZONED "A" AGRICULTURAL PER 1986 OFFICIAL ZONING MAP F367545.
- NO AS-BUILT EXIST AS OF APPROVAL OF THIS MAP.
- VERTICAL CONTROL SURVEY WAS BASED FROM USN 3823 WITH AN ELEVATION OF 342.85 FEET MEAN SEA LEVEL (MSL). DATUM CONTOURS WERE DEVELOPED FROM SPOT ELEVATIONS USING A COMBINATION OF GPS AND CONVENTIONAL TOPOGRAPHIC SOUNDING METHOD.
- CONTOUR ELEVATIONS ARE IN FEET.

**REFERENCES :**

- DSG No. DA1-S-03-29, OCCIDENT ESTATE SURVEY MAP (COURT DISTRIBUTION - PROBATE CASE NO. 124-71) OF TRACT 25305 FORMERLY LOT 100-R2, PREPARED BY PLS No. 65, L.M. No. 02W72004, Doc. No. 889342.

**LEGEND :**

- USN STATION
- FOUND NO. 4 REBAR SET BY PLS No. 65. SEE REF # 1
- #4 REBAR SET WITH PLASTIC CAP MARKED PLS 65
- CENTERLINE CORNER
- CONCRETE POWER POLE
- TELEPHONE MANHOLE

**CERTIFICATE OF GUAM CHIEF SURVEYOR**  
THIS MAP HAS BEEN EXAMINED FOR CONFORMANCE WITH TITLE 21, GUAM CODE ANNOTATED, CHAPTER 80, ARTICLE 5, UNIFORM TRIANGULATION SYSTEM AND REGULATIONS THEREUNDER ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_

**CERTIFICATE OF GUAM CHIEF PLANNER**  
APPROVAL PURSUANT TO TITLE 21, GUAM CODE ANNOTATED, CHAPTER 61, ZONING LAW AND CHAPTER 62, SUBDIVISION LAW

**CERTIFICATE OF SURVEYOR**  
I, NESTORIO C. IGNACIO, HEREBY CERTIFY THAT THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION, THAT IT IS BASED ON A FIELD SURVEY MADE ON \_\_\_\_\_ 2016 IN ACCORDANCE WITH ALL APPLICABLE LAWS AND REGULATIONS, THAT I AM RESPONSIBLE FOR THE ACCURACY OF ALL DATA AND INFORMATION SHOWN HEREON. I FURTHER CERTIFY THAT ALL THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITION INDICATED ON THIS MAP.



**IGNACIO, NESTORIO C.**  
DUEÑA O. O. M. S. S.

**LOT PARCELING SURVEY MAP**  
OF  
**LOT 8, TRACT 25305**  
MUNICIPALITY OF YONA SEC. 3

SURVEY DATA		DATE	LOT DATA	
FIELD	WMS & CHEW	JULY 2016	BASIC LOT	B. TRACT 25305
BOOK	OGA-2016		CERT. OF TITLE No.	124797
COMPUTED	CH	JULY 2016	REGISTERED ON	
DRAWN	CH	JULY 2016	IN THE NAME OF	
RESEARCHED	FD	JULY 2016	ESTATE OF JOSE CASTRO DUEÑAS	
CHECKED	MD	JULY 2016		

SATISFACTORY TO & APPROVED BY:  
OWNER: \_\_\_\_\_ DATE: \_\_\_\_\_  
DRG. No. OGA-S-16-47 SH. 1 OF 1 SCALE 1:750 L.M. CHECK No. -FY 2016

**CHECKED BY :**

FRANK P. TATANO  
PLANNER, D.L.M. \_\_\_\_\_ DATE: \_\_\_\_\_

JIMMY J. CAMACHO  
ENGINEERING TECHNICIAN, D.L.M. \_\_\_\_\_ DATE: \_\_\_\_\_

EDUARDO R. TAGUAM  
CARTOGRAPHIC SURV., D.L.M. \_\_\_\_\_ DATE: \_\_\_\_\_

PREPARED FOR, SATISFACTORY TO & APPROVED BY:  
RUDOLFO A. DUEÑAS  
Doc. No. 889693 \_\_\_\_\_ DATE: \_\_\_\_\_



LAND PURCHASE AND SALE AGREEMENT

This Purchase and Sale Agreement ("Agreement") is made this 30<sup>th</sup> day of August, 2016, by and between Rudolfo A. Duenas, whose current mailing address is 12521 N. Fairwood Dr., Spokane, WA 99218, resident of Washington (hereinafter referred to as "Seller" and the Guam Waterworks Authority, whose business address is Gloria B. Nelson Public Service Building, 688 Route 15, Mangilao, Guam 96913, (hereinafter referred to as "Buyer").

WITNESSETH:

WHEREAS, Seller is the owner of the property herein described and desires to sell said property.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties agree as follows:

1. **PROPERTY:** Seller agrees to sell and Buyer agrees to purchase the real property located in the Municipality of Santa Rita, Territory of Guam (the "property") more particularly described as follows:

Lot 8, Tract 25305, Yona, Guam, Estate Number 79521, Suburban as said Lot is described in that Decedent Estate Survey Map (Court Distribution – Probate Case No. 124-71) of Tract 25305 (Formerly Lot 100-R2), as shown Drawing Number DAI-S-03-29, as L.M. Check Number 029 FY 2004, dated 08 March 2004 and recorded on 09 March 2004 under Instrument No. 689342 at Land Management. For informational purposes only, the above referenced map indicates the property contains an area of 20,325± square meters. Last Certificate of Title: 124767: - Estate of Jose Castro Duenas.

**The portion to be acquired is Lot 8-1, Tract 25305, having an area of 1,316± square meters as shown on the attached Preliminary Lot Parceling Survey Map of Lot 8, Tract 25305, Municipality of Yona, as shown on DWG No. DCAI-S-16-47.**

**Buyer shall be responsible for preparation and Government of Guam approval of the parceling survey map creating the portion of Lot 8 to be acquired.**

2. **PURCHASE PRICE:** The purchase price for the property is Eighty Seven Thousand Dollars (\$87,000), payable by certified or cashier's check as a deposit to be applied to

the price at close of escrow described hereinafter;

3. **ESCROW**: Upon the execution of this Agreement an escrow shall be opened to consummate the sale of the property pursuant to this Agreement at **Security Title, Inc.** offices of Guam, located at 356 S. Marine Corps Drive, Tamuning, Guam 96913, shall confirm its willingness to serve in such capacity by signing the acceptance on Page 9 of this Agreement. If the escrow agent should be unable or unwilling to act, the parties shall designate another agent.

The sale of the property shall close thirty (30) days from the date of this Agreement (the "Closing Date") or at such other time as the parties may otherwise agree to in writing. The sale shall be considered closed when the Warranty Deed to the property is recorded.

Within five (5) days of the Closing Date, the parties shall execute and deliver to **Security Title, Inc.** the parties' joint escrow instructions consistent with the terms of this Agreement and shall provide **Security Title, Inc.** with such other information, documents and instruments as **Security Title, Inc.** may reasonably require to enable it to close the transaction on the Closing Date.

4. **TITLE**: Upon close of escrow, title to the property described herein shall pass to the Guam Waterworks Authority in fee simple title.
5. **SELLER'S WARRANTIES**: Seller represents, warrants and covenants that it is now the owner, in fee simple absolute and has the absolute unrestricted right to possession of the property which the subject of this Agreement and possesses all requisite right and authority to enter into this Agreement, and to execute a Warranty Deed pursuant to the Agreement in furtherance thereof. If Seller is a corporation, seller shall present Buyer with a corporate resolution authorizing the transfer and sale of the property prior to closing.
6. **TRANSFER BY WARRANTY DEED**: Seller shall by Warranty Deed convey to Buyer a fee simple interest, free and clear of all title defects, liens, and encumbrances, except real property

taxes for the current year, a lien not yet due and payable. The Warranty Deed shall contain the following warranties:

- (a) Title to the property has been registered in accordance with Guam law;
- (b) That Grantor is lawfully seized of the property in fee simple;
- (c) A Certificate of Title has been issued free, clear, and insurable that the same is free and clear of all encumbrances, excepting current real estate taxes, which are not yet due and payable;
- (d) That Grantor has good right to sell and convey said property as aforesaid; (i.e.) That Grantee shall have the right of quiet enjoyment of said property; and
- (e) that Grantor and their heirs, executors, and administrators warrant and defend the same to Grantee, his successors and assigns, against the lawful claims and demands of all persons.

- 7. **CLOSING COSTS:** Seller shall pay all costs and expenses of clearing title. Buyer shall pay all recording fees, preparing, executing and acknowledging the Warranty Deed (except those in connection with clearing title), the premium for any owner's title insurance policy and all fees and costs for any financing. Buyer shall pay all escrow fees. Each party shall be responsible for delivering any other documents required to be generated by this Agreement.
- 8. **SURVIVAL OF REPRESENTATIONS AND WARRANTIES:** All representations, warranties and covenants of Seller herein shall continue and shall be true and correct on and as of the Closing Date hereunder with the same force and effect as if made at that time, and all such representations, warranties and covenants shall survive closing and shall not be affected by any investigation, verification or approval by any party hereto or by anyone on Buyer's behalf.
- 9. **TITLE INSURANCE:** If a preliminary title search by a title insurance company chosen by Buyer reveals any encumbrances or clouds upon the title to the property (except for current taxes and any



other matters expressly provided for herein) and if Seller is unable to clear said defects and remove said encumbrances on or before the date of closing, such failure to provide clear title may at Buyer's election be treated as a default by Seller.

10. **DEFAULT:** If default shall be made by either party in any of the conditions and covenants by they to be performed hereunder and such default shall continue for a period of five (5) days, then after the lapse of such period.

(a) Seller's Default: In the event of the default by Seller, Buyer shall have the following rights:

- I. Buyer may terminate this Agreement without liability on the part of Buyer by giving written notice thereof to Seller and in such event, Seller shall repay to Buyer any amounts paid by Buyer to Seller and Escrow shall release to Buyer any amounts deposited in escrow by Buyer together with any interest earned thereon and thereafter neither party shall have any rights as against the other; or
- II. Buyer may waive any one or more of its rights under this Agreement and proceed to pay the purchase price and take title to the property; or
- III. Buyer may postpone closing for as long as Buyer deems necessary and, upon prior written concurrence from seller, Buyer shall have the right to use such portions of the purchase price as may be necessary to clear or bring the title to the property into compliance with Seller's warranties as set forth herein and to cover such cost and expenses, including without limitation, reasonable attorney's fees as Buyer may incur in such effort Buyer's expenditure of portions of the purchase price pursuant to this subparagraph shall be by disbursements from escrow which shall be made by the escrow agent upon and according to Buyer's instructions and may be deemed a dollar for dollar reduction in the purchase price.

(b) General Remedies: Without limitation of any other remedies specifically provided for herein, each party shall have such remedies as are available at law and equity, and without limitation Buyer shall be entitled to the remedy of specific performance.

11. ENTIRE AGREEMENT: This Agreement constitutes the entire agreement between the parties hereto and supersedes all oral or written agreements and understandings made and entered into by the parties prior to the date hereof. Except as otherwise provided herein, no subsequent alteration, amendment, change or addition to this Agreement shall be binding upon the parties unless by a written statement signed by each of them.
12. TIME IS OF THE ESSENCE: Time is specifically declared of the essence of this Agreement regarding all acts required to be done and performed by the parties.
13. NO BROKERS: Seller represents and warrants to Buyer and Buyer represents and warrants to Seller that they have not engaged any broker, finder, or agent in connection with this transaction and have not incurred any unpaid liability to any broker, finder, or agent or any brokerage fees, finder's fees, or commissions with respect to this transaction; and each agrees to indemnify the other against any claims asserted against the other for any such fees or commissions by any persons purporting to act or to have acted for or on behalf the indemnifying party.
14. ATTORNEY'S FEES: If either party files any action against the other arising out of this Agreement, or is made a party to any action or proceeding brought by the escrow agent, then as between Seller and Buyer, the prevailing party shall be entitled to recover as an element of its costs of suit, and not as damages, reasonable attorney's fees to be fixed by the arbitrator or court.
15. WAIVER: No waiver by a party of any provision of this Agreement shall be considered

a waiver of any other provision or any subsequent breach of the same or any other provision, including the time for performance of any such provision.

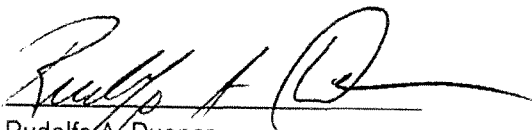
16. **GOVERNING LAW:** This Agreement shall be construed and interpreted in accordance with the laws of the Territory of Guam. Any legal action regarding this Agreement shall be brought in the Courts of Guam.

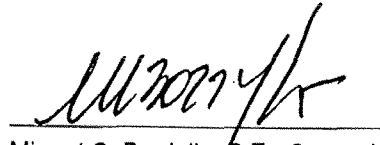
IN WITNESS WHEREOF, the parties have executed this instrument on the date first above written.

**SELLER:**

**BUYER:**

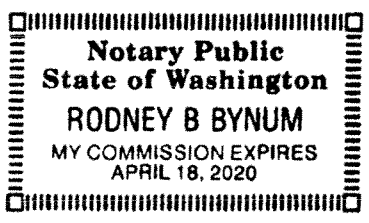
Guam Waterworks Authority

  
\_\_\_\_\_  
Rudolfo A. Duenas


  
\_\_\_\_\_  
Miguel C. Bordallo, P.E., General Manager

A C K N O W L E D G E M E N T

In and for Guam )  
                                  )ss  
City of Spokane )



On this 7th day of September 2016, before me, a Notary Public in and for Guam, personally appeared Rudolfo A Duenas, known to me to be the person whose name are subscribed to the foregoing **Land Purchase and Sell Agreement** and acknowledged to me that HE executed the same.

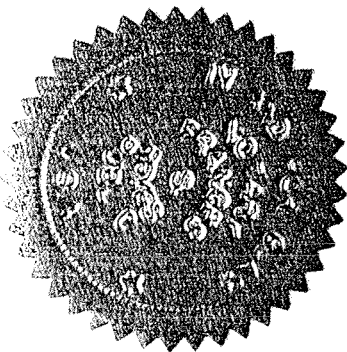
  
\_\_\_\_\_  
Notary Public

ACKNOWLEDGEMENT

In and for Guam )  
 )ss  
City of Mangilao )

On this 30<sup>th</sup> day of Aug., 2016, before me, a Notary Public in and for Guam, personally appeared **Miguel C. Bordallo, P.E.**, known to me to be the person whose name are subscribed to the foregoing **Land Purchase and Sell Agreement** and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day, month and year first above written.



*Frances S. Reyes*

Notary Public

**FRANCES S. REYES**  
**NOTARY PUBLIC**  
In and for Guam, U.S.A.  
My Commission Expires: **SEPT. 18, 2018**  
P.O. Box 2977 Hagatna, Guam 96932

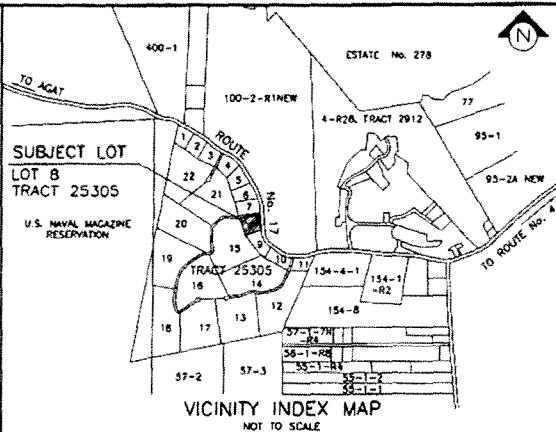
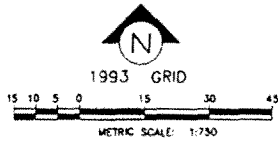
ACKNOWLEDGEMENT AND ACCEPTANCE OF ESCROW

Escrow agent hereby acknowledges receipt of the Agreement and agrees to serve as escrow agent.

Dated \_\_\_\_\_ this day of \_\_\_\_\_, 2016.

SECURITY TITLE, INC.

By: \_\_\_\_\_  
Its Authorized Representative



**CURVE DATA :**

- (A)
- Δ = 90° 00' 00"
  - R = 10.000
  - L = 15.7080
  - Ch = 14.142
  - ChB = S51° 35' 47"E
- (B)
- Δ = 11° 08' 17"
  - R = 209.876
  - L = 40.760
  - Ch = 40.896
  - ChB = N77° 52' 05"E
- (C)
- Δ = (14° 06' 09")
  - R = (249.48)
  - L = (61.41)
  - Ch = (61.25)
  - ChB = (S13° 36' 37"E)

**NOTES :**

1. SURVEY WAS BASED ON FOUND CORNERS AS SHOWN.
2. ALL DISTANCES ARE IN METERS UNLESS OTHERWISE NOTED.
3. BEARINGS AND DISTANCES WITHIN THE PARENTHESES ARE RECORD DATA, ALL OTHERS ARE 1993 GRID.
4. SUBJECT LOT IS WITHIN THE NORTHERN AQUIFER.
5. SUBJECT LOT IS ZONED "A" AGRICULTURAL PER 1988 OFFICIAL ZONING MAP F367545
6. NO AS-BUILT EXIST AS OF APPROVAL OF THIS MAP
7. VERTICAL CONTROL SURVEY WAS BASED FROM GGN 2622 WITH AN ELEVATION OF 342.85 FEET MEAN SEA LEVEL (MSL) DATUM. CONTOURS WERE DEVELOPED FROM SPOT ELEVATIONS USING A COMBINATION OF GPS AND CONVENTIONAL TOPOGRAPHIC GROUND METHOD.
8. CONTOUR ELEVATIONS ARE IN FEET.

**REFERENCES :**

1. DWG No. DA1-S-03-29, DECEDENT ESTATE SURVEY MAP (COURT DISTRIBUTION - PROBATE CASE No. 124-71) OF TRACT 25305 (FORMERLY LOT 100-R2), PREPARED BY PLS No. 65, L.M. No. 029772004, Doc. No. 689342.

**LEGEND :**

- ⊙ GGN STATION
- ⊙ FOUND No. 4 REBAR SET BY PLS No. 65, SEE REF. # 1
- #4 REBAR SET WITH PLASTIC CAP MARKED PLS 65
- CENTERLINE CORNER
- ⊕ CONCRETE POWER POLE
- TELEPHONE MANHOLE

**CERTIFICATE OF GUAM CHIEF SURVEYOR**

THIS MAP HAS BEEN EXAMINED FOR CONFORMANCE WITH TITLE 21, GUAM CODE ANNOTATED, CHAPTER 60, ARTICLE 3, UNIFORM TRIANGULATION SYSTEM AND REGULATIONS THEREUNDER ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_

PAUL L. SANTOS, P.L.S. No. 68  
GUAM CHIEF SURVEYOR/CHIEF OF CADASTRE

**CERTIFICATE OF GUAM CHIEF PLANNER**

APPROVAL PURSUANT TO TITLE 21, GUAM CODE ANNOTATED, CHAPTER 61, ZONING LAW AND CHAPTER 62, SUBDIVISION LAW

MARIN O. AGUIAR  
GUAM CHIEF PLANNER

**CERTIFICATE OF SURVEYOR**

I, NESTORIO C. IGNACIO, HEREBY CERTIFY THAT THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION; THAT IT IS BASED ON A FIELD SURVEY MADE ON \_\_\_\_\_, 2016 IN ACCORDANCE WITH ALL APPLICABLE LAWS AND REGULATIONS. THAT I AM RESPONSIBLE FOR THE ACCURACY OF ALL DATA AND INFORMATION SHOWN HEREON; I FURTHER CERTIFY THAT ALL THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITION INDICATED ON THIS MAP.



NESTORIO C. IGNACIO, PLS No. 65

**DCAM**  
DUENAS-CAMACHO

- ENGINEERING (CIVIL/STRUCTURAL)
- CONSTRUCTION MANAGEMENT • PLANNING
- ENVIRONMENTAL SERVICES • SURVEYING
- DEVELOPMENT CONSULTATION
- GEOGRAPHIC INFORMATION SYSTEMS

P.O. Box 8900, TINCORON, GUAM 96931

**LOT PARCELING SURVEY MAP**  
OF  
**LOT 8, TRACT 25305**

L.S. 25 MUNICIPALITY OF YONA SEC. 3

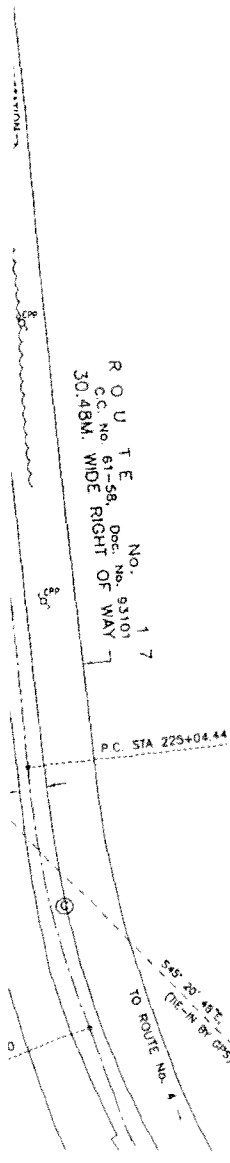
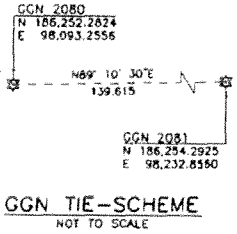
SURVEY DATA	DATE	LOT DATA
FIELD	WKS & CREW JULY 2016	BASIC LOT 8, TRACT 25305
BOOK	DCAM-2016	CERT. OF TITLE No 124767
COMPUTED	CB JULY 2016	REGISTERED ON:
DRAWN	CB JULY 2016	IN THE NAME OF:
RESEARCHED	FD JULY 2016	ESTATE OF JOSE CASTRO DUENAS
CHECKED	MCI JULY 2016	

SATISFACTORY TO & APPROVED BY:

SEE PLAN

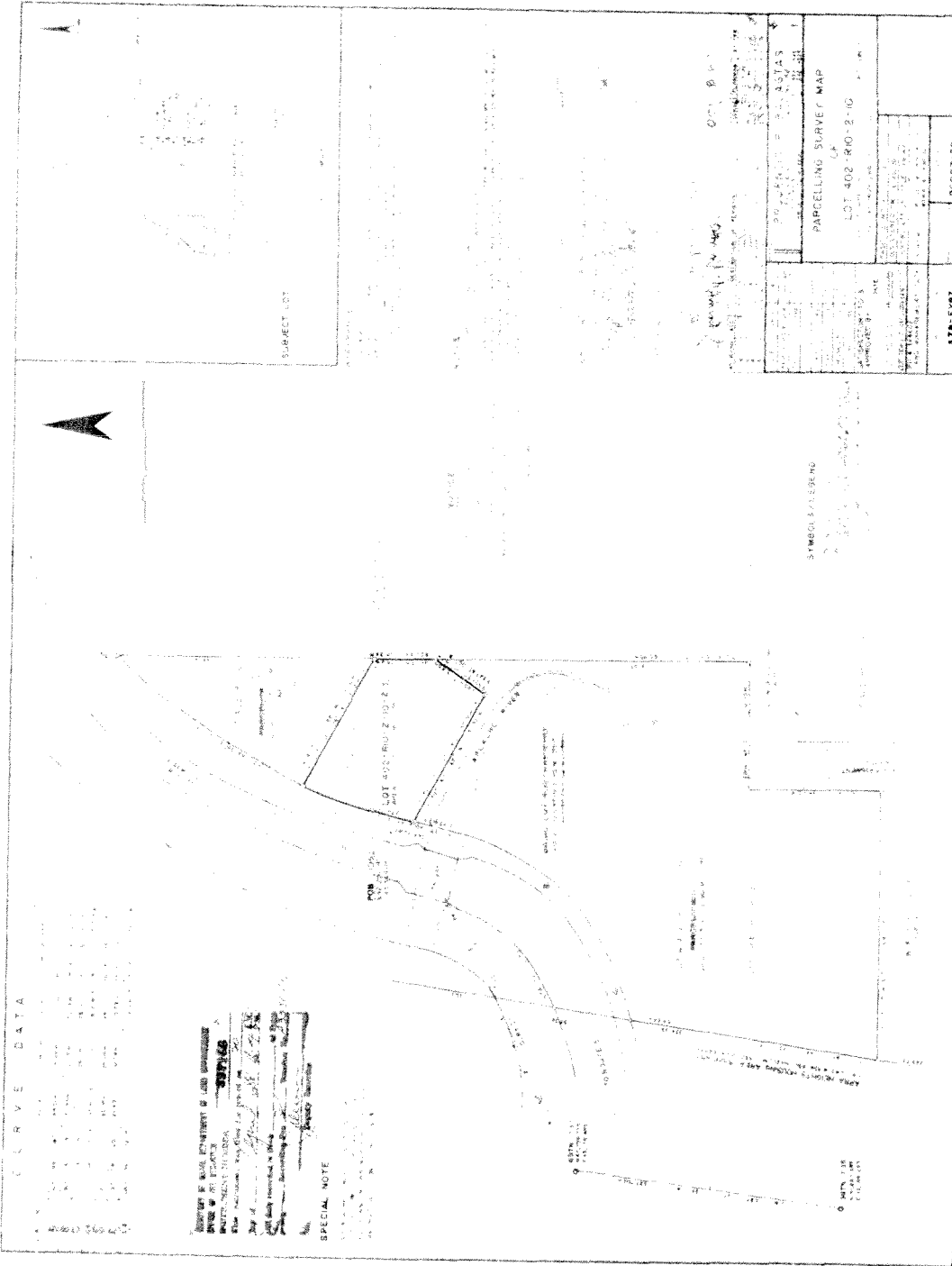
OWNER:	DATE
Dwg. No. DCAM-S-16-47	Sht. 1 OF 1

DWG No. DCAM-S-16-47 SHT. 1 OF 1 SCALE 1:750 L.M. CHECK No. -FY 2016



7  
9

Bill No. 387-33 (COR)  
 (Exhibit B)



5810(R)

5810(L)

(R) 54/p



LAND PURCHASE AND SALE AGREEMENT

This Purchase and Sale Agreement ("Agreement") is made this 30th day of August, 2016, by and between **Rafael C. Salumbides and Aida D.L. Salumbides**, whose current mailing address is 181 Lancaster Way, Vallejo, California 94591, resident of California (hereinafter referred to as "Seller's") and the **Guam Waterworks Authority**, whose business address is Gloria B. Nelson Public Service Building, 688 Route 15, Mangilao, Guam 96913, (hereinafter referred to as "Buyer").

WITNESSETH:

WHEREAS, Seller is the owner of the property herein described and desires to sell said property.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties agree as follows:

1. **PROPERTY:** Seller agrees to sell and Buyer agrees to purchase the real property located in the Municipality of Santa Rita, Territory of Guam (the "property") more particularly described as follows:

**Lot Number 402-R10-2-10-1, Santa Rita, Guam, Estate Number 72426, Suburban, as said lot is described in that Parcelling Survey Map of Lot 402-R10-2-10 as shown on Drawing Number PRB87-08, as L.M. Check Number 378 FY 87, date 18 October 87 and recorded on 20 April 1988 under Instrument No. 397166 at Land Management.**

For informational purposes only, the referenced map indicates the property contains an area of 1,150.25± square meters.

Last Certificate of Title Number: 105095 Moises M. Trinidad and Maria B. Trinidad, husband and wife.

2. **PURCHASE PRICE:** The purchase price for the property is Fifty Three Thousand Dollars (\$53,000), payable by certified or cashier's check as a deposit to be applied to the price at close of escrow described hereinafter;

3. **ESCROW:** Upon the execution of this Agreement an escrow shall be opened to consummate the sale of the property pursuant to this Agreement at **Security Title, Inc.** offices of Guam, located at 356 S. Marine Corps Drive, Tamuning, Guam 96913, shall confirm its willingness to serve in such capacity by signing the acceptance on Page 9 of this Agreement. If the escrow agent should be unable or unwilling to act, the parties shall designate another agent.

The sale of the property shall close thirty (30) days from the date of this Agreement (the "Closing Date") or at such other time as the parties may otherwise agree to in writing. The sale shall be considered closed when the Warranty Deed to the property is recorded.

Within five (5) days of the Closing Date, the parties shall execute and deliver to **Security Title, Inc.** the parties' joint escrow instructions consistent with the terms of this Agreement and shall provide **Security Title, Inc.** with such other information, documents and instruments as **Security Title, Inc.** may reasonably require to enable it to close the transaction on the Closing Date.

4. **TITLE:** Upon close of escrow, title to the property described herein shall pass to the Guam Waterworks Authority in fee simple title.
5. **SELLER'S WARRANTIES:** Seller represents, warrants and covenants that it is now the owner, in fee simple absolute and has the absolute unrestricted right to possession of the property which the subject of this Agreement and possesses all requisite right and authority to enter into this Agreement, and to execute a Warranty Deed pursuant to the Agreement in furtherance thereof. If Seller is a corporation, seller shall present Buyer with a corporate resolution authorizing the transfer and sale of the property prior to closing.
6. **TRANSFER BY WARRANTY DEED:** Seller shall by Warranty Deed convey to Buyer a fee simple interest, free and clear of all title defects, liens, and encumbrances, except real property

taxes for the current year, a lien not yet due and payable. The Warranty Deed shall contain the following warranties:

- (a) Title to the property has been registered in accordance with Guam law;
- (b) That Grantor is lawfully seized of the property in fee simple;
- (c) A Certificate of Title has been issued free, clear, and insurable that the same is free and clear of all encumbrances, excepting current real estate taxes, which are not yet due and payable;
- (d) That Grantor has good right to sell and convey said property as aforesaid; (i.e.) That Grantee shall have the right of quiet enjoyment of said property; and
- (e) that Grantor and their heirs, executors, and administrators warrant and defend the same to Grantee, his successors and assigns, against the lawful claims and demands of all persons.

7. **CLOSING COSTS:** Seller shall pay all costs and expenses of clearing title. Buyer shall pay all recording fees, preparing, executing and acknowledging the Warranty Deed (except those in connection with clearing title), the premium for any owner's title insurance policy and all fees and costs for any financing. Buyer shall pay all escrow fees. Each party shall be responsible for delivering any other documents required to be generated by this Agreement.
8. **SURVIVAL OF REPRESENTATIONS AND WARRANTIES:** All representations, warranties and covenants of Seller herein shall continue and shall be true and correct on and as of the Closing Date hereunder with the same force and effect as if made at that time, and all such representations, warranties and covenants shall survive closing and shall not be affected by any investigation, verification or approval by any party hereto or by anyone on Buyer's behalf.
9. **TITLE INSURANCE:** If a preliminary title search by a title insurance company chosen by Buyer reveals any encumbrances or clouds upon the title to the property (except for current taxes and any

other matters expressly provided for herein) and if Seller is unable to clear said defects and remove said encumbrances on or before the date of closing, such failure to provide clear title may at Buyer's election be treated as a default by Seller.

10. **DEFAULT:** If default shall be made by either party in any of the conditions and covenants by they to be performed hereunder and such default shall continue for a period of five (5) days, then after the lapse of such period.

(a) Seller's Default: In the event of the default by Seller, Buyer shall have the following rights:

- I. Buyer may terminate this Agreement without liability on the part of Buyer by giving written notice thereof to Seller and in such event, Seller shall repay to Buyer any amounts paid by Buyer to Seller and Escrow shall release to Buyer any amounts deposited in escrow by Buyer together with any interest earned thereon and thereafter neither party shall have any rights as against the other; or
- II. Buyer may waive any one or more of its rights under this Agreement and proceed to pay the purchase price and take title to the property; or
- III. Buyer may postpone closing for as long as Buyer deems necessary and, upon prior written concurrence from seller, Buyer shall have the right to use such portions of the purchase price as may be necessary to clear or bring the title to the property into compliance with Seller's warranties as set forth herein and to cover such cost and expenses, including without limitation, reasonable attorney's fees as Buyer may incur in such effort Buyer's expenditure of portions of the purchase price pursuant to this subparagraph shall be by disbursements from escrow which shall be made by the escrow agent upon and according to Buyer's instructions and may be deemed a dollar for dollar reduction in the purchase price.

(b) General Remedies: Without limitation of any other remedies specifically provided for herein, each party shall have such remedies as are available at law and equity, and without limitation Buyer shall be entitled to the remedy of specific performance.


11. **ENTIRE AGREEMENT:** This Agreement constitutes the entire agreement between the parties hereto and supersedes all oral or written agreements and understandings made and entered into by the parties prior to the date hereof. Except as otherwise provided herein, no subsequent alteration, amendment, change or addition to this Agreement shall be binding upon the parties unless by a written statement signed by each of them.
12. **TIME IS OF THE ESSENCE:** Time is specifically declared of the essence of this Agreement regarding all acts required to be done and performed by the parties.
13. **NO BROKERS:** Seller represents and warrants to Buyer and Buyer represents and warrants to Seller that they have not engaged any broker, finder, or agent in connection with this transaction and have not incurred any unpaid liability to any broker, finder, or agent or any brokerage fees, finder's fees, or commissions with respect to this transaction; and each agrees to indemnify the other against any claims asserted against the other for any such fees or commissions by any persons purporting to act or to have acted for or on behalf the indemnifying party.
14. **ATTORNEY'S FEES:** If either party files any action against the other arising out of this Agreement, or is made a party to any action or proceeding brought by the escrow agent, then as between Seller and Buyer, the prevailing party shall be entitled to recover as an element of its costs of suit, and not as damages, reasonable attorney's fees to be fixed by the arbitrator or court.
15. **WAIVER:** No waiver by a party of any provision of this Agreement shall be considered

a waiver of any other provision or any subsequent breach of the same or any other provision, including the time for performance of any such provision.

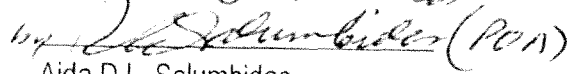
**16. GOVERNING LAW:** This Agreement shall be construed and interpreted in accordance with the laws of the Territory of Guam. Any legal action regarding this Agreement shall be brought in the Courts of Guam.

IN WITNESS WHEREOF, the parties have executed this instrument on the date first above written.

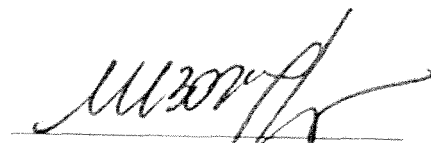
**SELLER(S):**

  
Rafael C. Salumbides

**SELLER(S):**

For Aida D. Salumbides  
by  (POA)  
Aida D.L. Salumbides

**BUYER: Guam Waterworks Authority**

  
Miguel C. Bordallo, P.E., General Manager

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189**

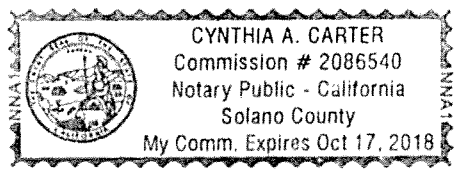
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Solano  
On September 2<sup>nd</sup>, 2016 before me, Cynthia A. Carter, Notary Public  
Date Here, Insert Name and Title of the Officer  
personally appeared Rafael C. Salumbides  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.  
Signature [Handwritten Signature]  
Signature of Notary Public



Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**  
Title or Type of Document: Land Purchase and Sale Agreement Document Date: 09-02-2016  
Number of Pages: 9 Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**  
Signer's Name: Rafael C. Salumbides  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_

A C K N O W L E D G E M E N T

In and for Guam )  
 )ss

City of \_\_\_\_\_ )

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, a Notary Public in and for Guam, personally appeared \_\_\_\_\_, known to me to be the person whose name are subscribed to the foregoing **Land Purchase and Sell Agreement** and acknowledged to me that \_\_\_\_\_ executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day, month and year first above written.

\_\_\_\_\_  
Notary Public

A C K N O W L E D G E M E N T

In and for Guam )  
 )ss

City of \_\_\_\_\_ )

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, a Notary Public in and for Guam, personally appeared \_\_\_\_\_, known to me to be the person whose name are subscribed to the foregoing **Land Purchase and Sell Agreement** and acknowledged to me that \_\_\_\_\_ executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day, month and year first above written.

\_\_\_\_\_  
Notary Public



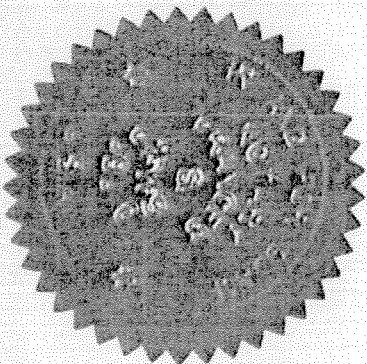
A C K N O W L E D G E M E N T

In and for Guam )  
                                  )ss

City of Majiles )

On this 30<sup>th</sup> day of Aug., 2016, before me, a Notary Public in and for Guam, personally appeared **Miguel C. Bordallo, P.E.**, known to me to be the person whose name are subscribed to the foregoing **Land Purchase and Sell Agreement** and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day, month and year first above written.



*Francis S. Reyes*

Notary Public

**FRANCES S. REYES**  
**NOTARY PUBLIC**  
In and for Guam, U.S.A.  
My Commission Expires: **SEPT. 18, 2018**  
P.O. Box 2977 Hagatna, Guam 96932

ACKNOWLEDGEMENT AND ACCEPTANCE OF ESCROW

Escrow agent hereby acknowledges receipt of the Agreement and agrees to serve as escrow agent.

Dated \_\_\_\_\_ this day of \_\_\_\_\_, 2016.

**SECURITY TITLE, INC.**

By: \_\_\_\_\_  
**Its Authorized Representative**



**DIPATTAMENTON MINANEHAN TANO'**  
 (Department of Land Management)  
**GUBETNAMENTON GUAHAN**  
 (Government of Guahan)



EDDIE BAZA CALVO  
 Governor of Guahan

MICHAEL JB BORJA  
 Director

RAY TENORIO  
 Lieutenant Governor of Guahan

DAVID V. CAMACHO  
 Deputy Director

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

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

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

E-mail Address:  
[dmdir@land.guam.gov](mailto:dmdir@land.guam.gov)

Telephone:  
 671-649-LAND (5263)

Facsimile:  
 671-649-5383

October 24, 2016

Senator Thomas C. Ada  
 33rd Guam Legislature  
 Chairman, Committee on Transportation,  
 Infrastructure, Lands, Border Protection,  
 Veteran's Affairs and Procurement  
 173 Aspinall Ave, Ste 207  
 Hagatna, Guam 96910

**SUBJECT: Bill No. 387-33 – AN ACT TO REZONE LOT NO. 8, TRACT 25305, MUNICIPALITY OF YONA AND LOT NO. 402-R10-2-10-1, MUNICIPALITY OF SANTA RITA, FROM AGRICULTURAL (A) ZONE TO A PUBLIC FACILITY (PF) ZONE FOR THE PURPOSE OF CONSTRUCTING TWO (2) SEWER LIFT STATIONS.**

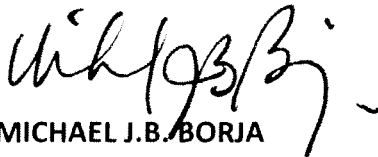
***Buenas Yan Hafa Adai!***

This bill proposes the zone change of two separate lots to be used by the Guam Waterworks Authority for waste water elimination from Agricultural (A) Zone to Public Facility (PF) Zone.

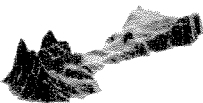
The Department of Land Management finds this change in land zoning to be appropriate and does not have any objections to this bill.

Thank you very much for permitting me to provide this testimony.

***Senseramente,***



**MICHAEL J.B. BORJA**  
 Director





# GUAM POWER AUTHORITY

ATURIDÁT ILEKTRESEDÁT GUAHAN  
P.O.BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

November 7, 2016

The Honorable Thomas C. Ada  
Senator, 33<sup>rd</sup> Guam Legislature  
Suite 207, Ada Plaza Ctr.  
173 Aspinall Ave.  
Hagatna, Guam 96910

Subject: Lot 8, Tract 25305, Municipality of Yona and Lot 402-R10-2-10-1,  
Municipality of Santa Rita, (Guam Waterworks Authority); Zone Change.  
**Bill No. 387-33(COR)**

Guam Power Authority has reviewed the above-referenced application for Zone Change from "A" (Agricultural) to "PF" (Public Facility) for the purpose of constructing two (2) sewer lift stations.

GPA understands that the zone change will allow the property owners to maximize the use and enjoyment of the property and that it is the intent of the applicant to bring the proposed subdivision into compliance with zoning regulations of Guam.

**Agency Position:**

GPA places no objection to the zone change.

**Impact Statement on GPA facilities:**

Electrical service is available in the immediate area. There is no major impact to the Authority concerning the zone change. No additional load from the applicant was submitted.

  
**JOHN M. BENAVENTE, P.E.**  
General Manager



## 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

October 31, 2016

**Michael J.B. Borja**

*Director*

*Department of Land Management*

SUBJECT: **“Land Zoning Consideration Report”** relative to **Bill No. 387-33(COR)**.

*Håfa Adai* Director Borja:

Pursuant to GCA Title 2, Ch.2, §2110 The Committee on Lands is requesting a **“Land Zoning Consideration Report”** for the subject lot in **Bill No. 387-33(COR)** which aims to rezone Lot No. 8 Tract 25305 municipality of Yona and Lot No. 402-R10-2-10-1, municipality of Santa Rita from Agricultural (A) to Public Facility (PF).

Thank you for your attention to this matter.

Please feel free to contact Blaine Dydasco of my office at 473-3301 should you have any questions or concerns regarding this matter.

*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

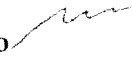
November 16, 2016

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

## Memorandum

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

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

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

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Subject: **Fiscal Note**

Legislative Secretary  
Tina Rose Muna Barnes  
Member

*Hafa Adai!*

Attached please find the fiscal note for the bill number listed below.  
Please note that the fiscal note is issued on the bill as introduced.

Senator  
Dennis G. Rodriguez, Jr.  
Member

FISCAL NOTE:  
Bill No. 387-33(COR)

Senator  
Frank Blas Aguon, Jr.  
Member

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

Senator  
Michael F.Q. San Nicolas  
Member

*Si Yu'os ma'åse'!*

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER

Mary C. Torres  
MINORITY MEMBER

2016 NOV 16 PM 4:16  


**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 387-33 (COR)**

**AN ACT TO REZONE LOT NO. 8, TRACT 25305, MUNICIPALITY OF YONA AND LOT NO. 402-R10-2-10-1, MUNICIPALITY OF SANTA RITA, FROM AGRICULTURAL (a) ZONE TO A PUBLIC FACILITY (pF) ZONE FOR THE PURPOSE OF CONSTRUCTING TWO (2) SEWER LIFT STATIONS.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Land Management	Dept./Agency Head: Michael J. B. Borja, Director
Department's General Fund (GF) appropriation(s) to date:	419,897
Department's Other Fund (Specify) appropriation(s) to date: Land Survey Revolving Fund	3,105,088
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$3,524,985</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 Appro. (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 2017 (if applicable)	FY 2018	FY 2019	FY 2020	FY 2021
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Chamorro Land Trust Operations Fund	1/	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>1/</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? / / Yes / X / No  
If yes, will the program duplicate existing programs/agencies? / X / N/A / / Yes / / No  
Is there a federal mandate to establish the program/agency? / / Yes / X / No
- Will the enactment of this Bill require new physical facilities? / / Yes / X / No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: / X / Yes / / No  
/ / Requested agency comments not received by due date / / Other:

Analyst: <u>Jason Baza</u> Jason Baza, BMA II	Date: <u>10/31/16</u>	Director: <u>Jose S. Calvo</u> Jose S. Calvo, Director	Date: <u>NOV 16 2016</u>
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Notes:  
1/ See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH  
COMMENTS ON BILL NO. 387-33 (COR)

The proposed legislation seeks to rezone properties in the municipalities of Yona (Lot No. 8, Tract 25305) and Santa Rita (Lot No. 402-R10-2-10-1) from Agricultural (A) zones to Public Facility (PF) zones for the purpose of constructing two (2) sewer lift stations. Both of the subject properties have been purchased, and are currently owned by, the Guam Waterworks Authority (GWA).

The GWA's Capital Improvement Plan for the years 2015-2020, approved by the Guam Consolidated Commission on Utilities Resolution No. 23-FY2016, contains a list of projects and their estimated costs. The GWA Capital Improvement Plan includes projects to replace the Baza Gardens sewage treatment plant (total estimated project cost of \$31.3M) and replacement of the Santa Rita sewage treatment plant (total estimated project cost of \$59.6M). Per the proposed legislation, the Baza Gardens project is in the design phase whereas the Santa Rita project is currently in its construction phase.

The intent of the proposed legislation is to retire the Baza Gardens Wastewater Treatment Plant (BGWWTP) and transmit the wastewater that had previously been treated at the BGWWTP to the Santa Rita wastewater treatment plant that is under construction through the use of the two (2) sewer lift stations. In order to commence construction of the sewer lift stations, the aforementioned properties need to be rezoned.

The Bureau does not anticipate any additional revenues in the form of increased land taxes from the rezoning because government entities are not required to pay such tax. However, the Bureau does anticipate the net tax effect from commencing the project to construct the two (2) sewer lift stations. Because the estimated total project cost for replacing the Baza Gardens sewage treatment plant amounts to \$31.3M, the Bureau anticipates the net tax effect to be received by the General Fund for income taxes (1.36%), gross receipt taxes (3.61%), corporate taxes (1.8%), and withholding taxes (3.23%) will amount to approximately \$3.13M over the project's three year construction lifetime from 2016 - 2018.





## COMMITTEE ON RULES

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MAJORITY LEADER

Senator  
Thomas C. Ada  
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Frank Blas Aguon, Jr.  
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Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER

Mary C. Torres  
MINORITY MEMBER

October 21, 2016

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. 387-33(COR) through 390-33(COR)**

*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*

Attachments (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
<p><b>387-33 (COR)</b></p>	<p>T. C. Ada</p>	<p>AN ACT TO REZONE LOT NO. 8, TRACT 25305, MUNICIPALITY OF YONA AND LOT NO. 402-R10-2-10-1, MUNICIPALITY OF SANTA RITA, FROM AGRICULTURAL (A) ZONE TO A PUBLIC FACILITY (PF) ZONE FOR THE PURPOSE OF CONSTRUCTING TWO (2) SEWER LIFT STATIONS.</p>
<p><b>388-33 (COR)</b></p>	<p>Brant T. McCreadie</p>	<p>AN ACT TO AUTHORIZE THE OFFICE OF VETERANS AFFAIRS TO ENTER INTO A CONTRACT WITH A LICENSED HEALTH CARE PROVIDER FOR THE PURPOSE OF PROVIDING NON-EMERGENT HEALTH CARE SERVICES TO VETERANS, TO ESTABLISH THE VETERANS NON-EMERGENT CARE FUND BY ADDING A NEW § 67109.1 TO CHAPTER 67, TITLE 10 GCA, AND TO AUTHORIZE NO MORE THAN SIX MILLION TWO HUNDRED FIFTY THOUSAND DOLLARS (\$6,250,000) IN REVENUES PROJECTED TO BE OR ACTUALLY COLLECTED IN EXCESS OF THE ADOPTED REVENUES FROM THE GENERAL FUND FOR FISCAL YEAR 2017 TO BE USED FOR THE SAME PURPOSE.</p>
<p><b>389-33 (COR)</b></p>	<p>B. J.F. Cruz</p>	<p>AN ACT TO APPROPRIATE FISCAL YEAR 2016 GENERAL FUND REVENUES TO THE GOVERNMENT OF GUAM RETIREMENT FUND, TO AMEND SECTION 6 OF CHAPTER XI AND SECTION 8, CHAPTER I OF PUBLIC LAW 33-66 RELATIVE TO THE PAYMENT OF FISCAL YEAR 2016 RETIREE MEDICAL, DENTAL, AND LIFE INSURANCE EXPENSES AND TO PROVIDE A CASH CONTINGENCY FOR ANTICIPATED FISCAL YEAR 2017 RETIREE MEDICAL, DENTAL, AND LIFE INSURANCE EXPENSES.</p>
<p><b>390-33 (COR)</b></p>	<p>Brant T. McCreadie</p>	<p>AN ACT TO (1) AMEND SUBSECTIONS (a) AND (j) OF §1512.3 OF ARTICLE 5, CHAPTER 1, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING ADDITIONAL SERIES OF BUSINESS PRIVILEGE TAX BONDS TO FINANCE PAYMENT OF INCOME TAX REFUNDS, AND (2) AMEND SUBSECTION (d)(2) OF §1512.3 OF ARTICLE 5, CHAPTER 1, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO IMPLEMENTATION OF A STATUTORY LIEN FOR CURRENT OUTSTANDING AND FUTURE BONDS ISSUED PURSUANT TO THE CURRENT BUSINESS PRIVILEGE TAX INDENTURE, AND RELATED MATTERS.</p>



# 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)

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CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
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Member

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER


Mary C. Torres  
MINORITY MEMBER

October 17, 2016

## MEMORANDUM

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

**Attorney Julian Aguon**  
*Legislative Legal Counsel*

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

**Subject:** **Referral of Bill No. 387-33(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 387-33(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
387-33 (COR)	T. C. Ada	AN ACT TO REZONE LOT NO. 8, TRACT 25305, MUNICIPALITY OF YONA AND LOT NO. 402-R10-2 10-1, MUNICIPALITY OF SANTA RITA, FROM AGRICULTURAL (A) ZONE TO A PUBLIC FACILITY (PF) ZONE FOR THE PURPOSE OF CONSTRUCTING TWO (2) SEWER LIFT STATIONS.	10/17/16 11:33 a.m.	10/17/16	Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement			



Richard Salas &lt;rsalas@senatorada.org&gt;

## 1st Notice of Public Hearing and Information Briefing: Wednesday, October 26, 2016 at 9:30 a.m.

1 message

Charlene Flores &lt;flores@senatorada.org&gt;

Wed, Oct 19, 2016 at 8:30 AM

To: Media <media@senatorada.org>, phnotice@guamlegislature.org, Michael Borja <michael.borja@land.guam.gov>, DLMDIR <dlmdir@land.guam.gov>, teresa.topasna@land.guam.gov, Margarita.Borja@land.guam.gov, Dale Alvarez <daleealvarez@gmail.com>, talofofomayor@gmail.com, Umatac Mayor <umatacmo@gmail.com>, kenjoeada@yahoo.com, mayorernestc@yhao.com, Doris Lujan <mayordorisfloreslujan@gmail.com>, inarajan municipality <inarajanmayorsoffice@gmail.com>, Agat <agatmayorsoffice@hotmail.com>, ksusuico@yahoo.com, jbenavente@gpagwa.com, agumataotao@gpagwa.com, mcbordallo@guamwaterworks.org, vangie@guamwaterworks.org, bobbiec@guamwaterworks.org, jeffcharjohnson@hotmail.com, jtduenas@hotmail.com, Lou Sablan <lsablan@gpagwa.com>, Lou Palomo <lpalomo@guampuc.com>

October 19, 2016

### MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*

Subject: **1<sup>st</sup> Notice of Public Hearing and Information Briefing: Wednesday, October 26, 2016 at 9:30 a.m.**

Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affair, and Procurement will be conducting a public hearing and information briefing on **Wednesday, October 26, 2016 at 9:30 a.m.** This meeting will take place in the public hearing room of *I Liheslaturan Guahan*. The agenda is as follows:

#### 9:30 AM

#### Bill No. 360-33 (COR) – T.C. Ada

An act to transfer lot 427, Municipality of *Talofofo* with an area of 3,243± square meters from the administrative jurisdiction of the Chamorro Land Trust Commission to the Guam Power Authority for the purpose of expanding the *Talofofo* substation.

**Bill No. 361-33 (COR) – T.C. Ada**

An act to transfer a portion of Lot 421-R26, tentatively identified as "Lportion 421-77" Municipality of *Talofof* with an area of 2,100± square meters from the Chamorro Land Trust inventory to the Guam Power Authority for the purpose of expanding the *Talofof* substation.

**Information Briefing on Guam Power Authority: Status of Power Generation****Bill No. 387-33 (COR) – T.C. Ada**

An act to rezone Lot No. 8, Tract 25305, Municipality of *Yona* and Lot No. 402-R10-2-10-1, Municipality of *Santa Rita*, from Agricultural (A) zone to a Public Facility (PF) zone for the purpose of constructing two (2) sewer lift stations.

Testimony on **Bill No. 360-33 (COR)**, **Bill No. 361-33 (COR)** and **Bill No. 387-33 (COR)**, 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 **4:00pm, Thursday, November 03, 2016**. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact the Office of Senator Tom Ada at 473-3301.

--

Charlene Flores

Policy Analyst

Office of Senator Thomas C. Ada

*I Mina'trentai Tres na Libeslaturan Guåhan - 33rd Guam Legislature*

671-473-3301

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**4 attachments****1st Notice.pdf**

393K

**Bill No. 360-33 (COR).pdf**

558K

**Bill No. 361-33 (COR).pdf**

541K

**Bill No. 387-33 (COR).pdf**

2543K



## 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

October 19, 2016

### MEMORANDUM

To: All Senators, Media, and Stakeholders

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Testimony on **Bill No. 360-33 (COR)**, **Bill No. 361-33 (COR)** and **Bill No. 387-33 (COR)**, 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, *Hagatña*, Guam 96932, via email to [office@senatorada.org](mailto:office@senatorada.org), or via facsimile to (671) 473-3303 until **4:00pm, Thursday, November 03, 2016**. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact the Office of Senator Tom Ada at 473-3301.



Senator Tom Ada

Richard Salas <rsalas@senatorada.org>

## 2nd Notice of Public Hearing and Information Briefing: Wednesday, October 26, 2016 at 9:30am

1 message

Blaine Dydasco <bdydasco@senatorada.org>

Mon, Oct 24, 2016 at 9:17 AM

To: Media <media@senatorada.org>, phnotice@guamlegislature.org, Michael Borja <michael.borja@land.guam.gov>, DLMDIR <dlmdir@land.guam.gov>, Teresa Topasna <teresa.topasna@land.guam.gov>, Margarita.Borja@land.guam.gov, Dale Alvarez <daleealvarez@gmail.com>, talofofomayor@gmail.com, Umatac Mayor <umatacmo@gmail.com>, kenjoeada@yahoo.com, mayorernesto@yahoo.com, Doris Lujan <mayordorisfloreslujan@gmail.com>, inarajan municipality <inarajanmayorsoffice@gmail.com>, Agat <agatmayorsoffice@hotmail.com>, ksusuico@yahoo.com, jbenavente@gpagwa.com, Antonio S Gumataotao <agumataotao@gpagwa.com>, mcbordallo@guamwaterworks.org, Vangie Lujan <vangie@guamwaterworks.org>, Bobbie Cruz <bobbiec@guamwaterworks.org>, jeffcharjohnson@hotmail.com, jtduenas@hotmail.com, Lou Sablan <lsablan@gpagwa.com>, Lou Palomo <lpalomo@guampuc.com>  
Cc: Joseph Borja <jborja@senatorada.org>, Charlene Flores <flores@senatorada.org>, Peter Tran <peter@senatorada.org>, Richard Salas <rsalas@senatorada.org>

October 24, 2016

### MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*

Subject: **2nd Notice of Public Hearing and Information Briefing: Wednesday, October 26, 2016 at 9:30 a.m.**

Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affair, and Procurement will be conducting a public hearing and information briefing on **Wednesday, October 26, 2016 at 9:30 a.m.** This meeting will take place in the public hearing room of *Liheslaturan Guahan*. The agenda is as follows:

#### 9:30 AM

Bill No. 360-33 (COR) – T.C. Ada An act to transfer lot 427, Municipality of *Talofofo* with an area of 3,243± square meters from the administrative jurisdiction of the Chamorro Land Trust Commission to the Guam Power Authority for the purpose of expanding the *Talofofo* substation.



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Testimony on **Bill No. 360-33 (COR)**, **Bill No. 361-33 (COR)** and **Bill No. 387-33 (COR)**, 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 **4:00pm, Thursday, November 03, 2016**. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact the Office of Senator Tom Ada at 473-3301.

--

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

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**4 attachments**

-  **Bill No. B360-33 (COR)-7.pdf**  
251K
-  **Bill No. B361-33 (COR)-3.pdf**  
221K
-  **Bill No. B387-33 (COR)-3.pdf**  
2707K
-  **2nd notice.pdf**  
399K



## 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

October 24, 2016

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Testimony on **Bill No. 360-33 (COR)**, **Bill No. 361-33 (COR)** and **Bill No. 387-33 (COR)**, 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 **4:00pm, Thursday, November 03, 2016**. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact the Office of Senator Tom Ada at 473-3301.

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Updated: September 27, 2016

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## **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/INFORMATION BRIEFING**

**Wednesday, October 26, 2016**

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

The agenda is as follows:

### **9:30am**

#### **Bill No. 360-33 (COR) – T.C. Ada**

An act to transfer lot 427, Municipality of *Talofof* with an area of 3,243± square meters from the administrative jurisdiction of the Chamorro Land Trust Commission to the Guam Power Authority for the purpose of expanding the *Talofof* substation.

#### **Bill No. 361-33 (COR) – T.C. Ada**

An act to transfer a portion of Lot 421-R26, tentatively identified as “Lportion 421-77” Municipality of *Talofof* with an area of 2,100± square meters from the Chamorro Land Trust inventory to the Guam Power Authority for the purpose of expanding the *Talofof* substation.

#### **Information Briefing on Guam Power Authority: Status of Power Generation**

#### **Bill No. 387-33 (COR) – T.C. Ada**

An act to rezone Lot No. 8, Tract 25305, Municipality of *Yona* and Lot No. 402-R10-2-10-1, Municipality of *Santa Rita*, from Agricultural (A) zone to a Public Facility (PF) zone for the purpose of constructing two (2) sewer lift stations.



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**Committee on Infrastructure**

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*I Liheslaturan Guahan, Public Hearing Room*

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**Guam Daily Post - 19 October 2016**



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**Committee on Infrastructure**

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