



SENATOR DENNIS G. RODRIGUEZ, JR.

APR 27 2015

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 – Bill No. 48-33(COR), as Substituted.

Dear Speaker Won Pat:

Transmitted herewith, for your consideration, is the **Committee Report** on **An act to expand the Department of Public Health and Social Services Division of Senior Citizens provision of Senior Citizen Center Services through the operation of a new Macheche Senior Citizen Center by reprogramming and reallocating the sum of Fifty Thousand Nine Hundred Dollars (\$50,900.00) from the FY-2015 Budget Act for Executive Branch Operations (P.L. 32-181),** Sponsored by Senator Dennis G. Rodriguez, Jr., and referred to the Committee on Health, Economic Development, Homeland Security and Senior Citizens. Bill No. 48-33(COR) was publicly heard on May 18, 2015.

Committee votes are as follows:

- 6 TO PASS
- 1 NOT TO PASS
- ABSTAIN
- 3 TO REPORT OUT ONLY
- TO PLACE IN INACTIVE FILE

Senseramente,

Senator Dennis G. Rodriguez, Jr.
Chairman

Attachments

2015 MAY -7 AM 10:25



COMMITTEE REPORT ON

BILL NO. 48-33 (COR)

As Substituted

Sponsored by Senator Dennis G. Rodriguez, Jr.

An act to expand the Department of Public Health and Social Services Division of Senior Citizens provision of Senior Citizen Center Services through the operation of a new Macheche Senior Citizen Center by reprogramming and reallocating the sum of Fifty Thousand Nine Hundred Dollars (\$50,900.00) from the FY-2015 Budget Act for Executive Branch Operations Pursuant to P.L. 32-181.




SENATOR DENNIS G. RODRIGUEZ, JR.

April 22, 2015

MEMORANDUM

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

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

Subject: Committee Report on Bill no. 48-33(COR), as Substituted.

Transmitted herewith, for your consideration, is the **Committee Report on An act to expand the Department of Public Health and Social Services Division of Senior Citizens provision of Senior Citizen Center Services through the operation of a new Macheche Senior Citizen Center by reprogramming and reallocating the sum of Fifty Thousand Nine Hundred Dollars (\$50,900.00) from the FY-2015 Budget Act for Executive Branch Operations (P.L. 32-181), Sponsored by Senator Dennis G. Rodriguez, Jr.**

This report includes the following:

- Committee Voting Sheet
- Committee Report Narrative/Digest
- Copy of Bill No. 48-33(COR)
- Substitute Bill No. 48-33 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony and Supporting Documents
- Copy of COR Referral of Bill No. 48-33(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.

COMMITTEE VOTING SHEET

Substitute Bill 48-33(COR)- An act to expand the Department of Public Health and Social Services Division of Senior Citizens provision of Senior Citizen Center Services through the operation of a new Macheche Senior Citizen Center by reprogramming and reallocating the sum of Fifty Thousand Nine Hundred Dollars (\$50,900.00) from the FY-2015 Budget Act for Executive Branch Operations Pursuant to P.L. 32-181. Sponsored by Senator Dennis G. Rodriguez, Jr.

	SIGNATURE	TO PASS	NOT TO PASS	ABSTAIN	REPORT OUT ONLY	PLACE IN INACTIVE FILE
DENNIS G. RODRIGUEZ, Jr. Chairman		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
V. ANTHONY ADA Vice Chairman		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BENJAMIN J.F. CRUZ		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
RORY J. RESPICIO		<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TINA ROSE MUNA-BARNES		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
THOMAS C. ADA		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FRANK B. AGUON, Jr. ^{4/27/15}		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
NERISSA B. UNDERWOOD		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
THOMAS A. MORRISON		<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BRANT T. MCCREADIE		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



SENATOR DENNIS G. RODRIGUEZ, JR.

COMMITTEE REPORT DIGEST

Bill No. 48-33 (COR)

- I. OVERVIEW:** The Committee on Health, Economic Development, Homeland Security and Senior Citizens conducted a public hearing on March 18, 2015. The hearing convened at 5:30pm in the *I Liheslaturan Guåhan* Public Hearing Room. Among the items on the agenda was the consideration of **Bill 48-33(COR) is an act to expand the Department of Public Health and Social Services Division of Senior Citizens provision of Senior Citizen Center Services through the operation of a new Macheche Senior Citizen Center by reprogramming and reallocating the sum of Fifty Thousand Nine Hundred Dollars (\$50,900.00) from the FY-2015 Budget Act for Executive Branch Operations Pursuant to P.L. 32-181. Sponsored by Senator Dennis G. Rodriguez, Jr.**

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, 2015 (5-day notice), and again on March 16, 2015 (48-hour notice).

Senators Present

Senator Dennis G. Rodriguez, Jr. Chairman
Senator Rory J. Respicio Committee Member
Senator Nerissa Underwood, Ph.D. Committee Member
Senator James V. Espaldon

The public hearing on agenda item Bill No. 48-33(COR) was called to order at 5:38pm.

II. SUMMARY OF TESTIMONY & DISCUSSION.

Chairman Senator Dennis Rodriguez, Jr. : We will do Bill No. 48-33 (COR) next. Art are you going to be doing oral or written? Next item on our agenda is Bill 48 an act to expand the Department of Public Health and Social Services Division of Senior Citizens provision of Senior Citizen Center Services through the operation of a new Macheche Senior Citizen Center by reprogramming and reallocating the sum of Fifty Thousand Nine Hundred Dollars (\$50,900.00) from the FY-2015 budget act for executive branch operation. We do have a number of individuals who have sign up just in favor of the legislation and who are here just to support it and without making any oral testimony and we do have those who wish to provide to provide testimony Mr. James Gillan, Director of Public Health and Social Services and also Mrs. Sabina Tamondong , If I can Invite you up if you making testament. If you can state your name for the record.

Mrs. Sabina Tamondong : My name is Sabina Tamondong and for the record I would like to say thank you to the honorable Senator Underwood, Senator Respecio, Senator Rodriguez and Senator

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

Ufisinan Todu Guam • I Mina' Trentai Tres Na Liheslaturan Guåhan • 33rd Guam Legislature

176 Serenu Avenue, Suite 107, Tamuning, Guam 96931 / Telephone: 671-649-TODU (8638) / Facsimile: 671-649-0520

E-mail: senatordrodriguez@gmail.com / www.toduguan.com



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Espaldon for giving this opportunity to come & support the Bill 48 . As we have here I would like to outline my wanted to justify why I am in favor of the request from our group the Ilocano Association of Guam to be given a certain amount of money in order for us continue to offer support services specifically intended for our elderly and I would like mention a fact the growing number senior citizen in our community is growing and we are growing and we are living longer and we need a place to group together just for being together. Number 2 is that Dededo is a very big community that the mixture of different nationalities are all there. And I would like to emphasize to the honorable senators and to remove the stigma that we are not only serving the Filipino Community this is open for everyone. Number 3 any amount money given to us will be able to give us an incentive to continue giving support services to our elderly and to conclude it will be a very positive impact on the economic status of people of Guam because anything money given money spend will enhance the economic position of our government . Thank you very much.

Chairman Senator Dennis Rodriguez, Jr. : Thank you very much Mrs. Tamondong . I like to recognized the presence of our Mayor of Dededo, Mayor Savares Thank you very much for being here. Mr. Gillan .

Mr. James Gillan: Please see written testimony

Chairman Senator Dennis Rodriguez, Jr. : Thank you very much & I apologized I jump the gun there by asking testimony without without explaining about the measure. Bill 48 seeks to first of all recognized that we do have beautiful facility in Dededo up in Dededo that is capable of housing another or third Senior Center for the village of Dededo. And I know we heard today one of the grand opening for the Senior Citizen home up in Dededo that there's nop longer the prepared waiting list if your there they will accommodate you but we know that space is very limited , right? So we know there's a need for another Senior Center there so this legislation makes the policy call which the legislature has a prerogative to say we want another center and we want the center to be supported as this bill is doing with Government funds at least as it starts up as the initial starts up . I talk to the organization and they also realized that moving forward there not gonna be able to sustain the operation of this center going forward. The intent , I will be the first to say that the intent will be definitely to ensure that the guidelines that the state agency the Division of Senior Citizen has now & operates in any senior center is follow . In weather an MOU similar to what you have now with the Mayor. I don't know if is directly with the Mayor's Council or you have with is this the non profit or directly with the Mayor's council. So of course we would , if you feel you need to include it in the law to be specific we need to include that . I think that it's something that they should be able to comply with so will do that. The other concern I know just briefly reading to your testimony is about the procurement the process, right? I don't think you went to the procurement process even now with the Mayor's Council doing the operation, right?

Mr. James Gillan : right, Yes, because it's the Government agency to another Government agency those don't apply. But you still have to stipulate .

Chairman Senator Dennis Rodriguez, Jr.: sure but prior to that on Rf through a procurement when GGARP Spima was handling it.



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Arthur San Agustin: Arthur San Agustin, all the contract through the Division of Senior Citizen are entered in 3 ways invitation for bid, request for proposal, and if it's a Government agency that will come contracting with could or it's done through a Memorandum of Understanding . we don't and we have not done an MOU with NPO's directly we actually go through the procurement process .

Chairman Senator Dennis Rodriguez, Jr.: Okay but there's has been present & set that the Government has appropriated directly to NPO's to Non-Profit Organization this bill doesn't do that. This bill recognizes the Government agency which is Public Health Division of Senior Citizen will oversight at the program. That is why it's done this way is to really recognized you guys to overseeing this cause in the pass I don't know it's done through Public Health but in the pass there has been a direct appropriation to non-profit . I'm not saying it's done through Senior Citizen but it's done through other non-profit. I'm sure if that was a concern it will really not be a concern cause it was done the present has been set on that already, other than that I don't have any, any other question, I pass it on to recommendation that the organization follows whatever the guidelines that is something that I support ensure that we will incorporate that in this legislation. Senator Underwood .

Senator Nerissa Underwood: Thank you. I understand that theirs is a waiting list right now for the services being provided for our seniors to the Dededo area. Is there such list and so how many, there isn't a waiting list?

Mr. Arthur San Agustin : Last week we check with Senior center program coordinator, program manager & he indicated there was no wait list today during the ribbon cutting ceremony at the Lada Estate Mayor Savares who is with us also indicated that there's no longer a prepared wait list. Once you come to the center will be able to accommodate at this time.

Senator Nerissa Underwood: alright, okay.

Chairman Senator Dennis Rodriguez, Jr.: Do you believe there's a potential of senior that are?

Mr. Arthur San Agustin : You know we ask that question of the senior center program and he said Art we can actually accommodate that at this point. So many years ago we applied for 3rd senior citizen in Dededo and the application failed apart. Because when we ask for the wait list we found out that it wasn't a wait list to a sense that this senior are not receiving services. Like the Astumbo Senior Center it was a preferred list simply that although they can go to Astumbo they choose not to they want to go to the Dededo closes to the Sta. Barbara Church located adjacent to the Mayor's Office so we couldn't complete the application for 3rd senior center . Because we actually have a wait list many years ago but last week we followed up to be sure if there was a wait list but the advice was none which is further confirmed today by Mayor Savares.

Chairman Senator Dennis Rodriguez, Jr. : I think what & she can correct me if I'm wrong , I thinks what I understood Mayor Savares said is that, they don't have a preferred wait list so if you come in even if its capacity they will still help you cause that just the way she is. She is very accommodating so I guess as we moved forward and we do develop the center we really know even the intension in the past to develop a 3rd center sure it did fall apart but time I think now we are



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closer to developing that 3rd center. And so that saying you build it they will come. We don't know that will happen here but I'm pretty sure that there are & I'm being honest I'm from Dededo so I know that there's other that will like to come and I don't know that there's something they been told in the past there's a wait list and we came back to double check so we just don't know.

Mr. James Gillan: I just want to be clear on this when we open we don't have any objection to this at all because again maybe our health care system are finally working cause people are finally living longer and we know that's and we know we have that discussion about assisted living facility that could use the services. It's just for us the operational mechanical on how we actually do the contracting or purchase the services outside of that, that's probably a good location I really don't know but I know that Mayor Savares will need more help in order to oversee that if it's gonna be a satellite of the Mayor's council. With funding we can help her with that she is a very busy person & she never says no, and that's probably one of her problem. But we do recognize that there's an opportunity to grow the potential and the facility is there might as well be use.

Chairman Senator Dennis Rodriguez, Jr.: Thank you Senator Espaldon.

Senator James Espaldon: Thanks Mr. Chairman. Knowing full well what we are trying to do, we are trying to turn this structure by the organization into a senior center. I guess we can all agree on that's the understanding right now. It doesn't state so necessarily in the bill but the letter that I'm reading based upon the grant that was awarded to this organization one of their items on the memorandum of agreement was to do such this have a senior center services, Health education, recreational services to low into moderate income residence to Macheche in the neighboring area. I just want to be perfectly honest or at least very open dialogue right now because I know your task with so many things with Public Health and you over see so many different areas and this is just one of them. I guess the first question I have is do you feel this will open the door to other organization than to passively going around this road and that present any kind of challenge to you? Not just operational because it will logistic always a nightmare the concept always good what not logistic included carrying it out that's whole different operation, and that does present any problem? Do you for see anyone going down that road?

Mr. Arthur San Agustin: In to question Senator perhaps other community base organization I do anticipate. The other's that may come forth in the past we actually have another Ethnic group to ask for assistant what we offered is what we offer to this current group. Is that we can provide title 3 nutrition services, case management but we can't provide cash out right. they wanted funding for operational expenses as well so yes I will say that theirs is a great possibility that other community base group will come forth request for similar support and of course as you recognize the Division of Senior Citizen has many activities & program and they manage contract and so let's just add on to that already quite sizeable amount of work. And our staffing if we were to be fully staff we were 33 but were on 13.

Senator James Espaldon: So 33 but only 13

Mr. Arthur San Agustin: Yes were at 1/3 so it just lays more work from the staff that are there great amount of staff that can do work. We just complete an application for a day care center to be



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added on to the Inarajan Senior Center so we wish the best of luck to that application, about 871,000 we are hopeful on that but sure to that we are always moving forward we're very receptive we're not opposed to the opening but one of the concerns we really have is, how the measure is going to impact the other community based proves and also how we would engage the contract because I don't have an M.O.U authority with a non-profit otherwise my current non-profits would ask, well could we not do the same thing to? Could we not go and ask for adult day care to be through this process and I'm sure that would be a bit of a procurement issue.

Senator James Espaldon: Along those lines and again it might come out a bit tangent but getting back to the funding of this, are we talking about federal funds or local funds or a combination?

Mr. Arthur San Agustin: It's a combination. This measure is local, the program is over matched. So there is a matched account and there is an overmatched account for Title 3 services which includes senior center operations but this is coming from the executive budget so this will be 100% locally funded, at least that's my understanding.

Senator James Espaldon: Okay. That's what it seems at this point.

Mr. Arthur San Agustin: Correct. That's what I understand.

Senator James Espaldon: But if it were a true Senior Community Center as is the norm right now being operated right now throughout the villages. I know there is a nutrition program that is being implemented right? And I'm not sure that, that's contemplated within this program, I would imagine it would be right? I guess the question is. Per person, per year, how much would it cost?

Mr. Arthur San Agustin: For the nutrition service?

Senator James Espaldon: Right, I mean yes to implement that. Again, we're looking at a budgetary item and if we're saying okay \$50,000 of what we're trying to allocate knowing that maybe they have a capacity that might be over \$50,000 then we have to be real about this. Let's just not make empty promises, let's have a real conversation.

Mr. James Gillan: Okay, well again this is very broad statement, just \$50,000 sum odd, okay. Which could include some of the funding for the nutrition program. There is federal money in that. The average cost for congregant setting, the senior citizen setting is \$327 per meal, per person, 5 days a week.

Senator James Espaldon: That's just for the meal.

Mr. James Gillan: That's just for the meal.

Senator James Espaldon: Now there are other services that go along at the senior center as well as personnel and I'm not sure whether this money that we're trying to appropriate to this organization would cover all the extra or all the other services that are provided at the existing senior centers.

Mr. James Gillan: The mayors are doing a \$5,000 a month.



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Senator James Espaldon: \$5,000 a month.

Mr. James Gillan: That is support for the operation of the center, Okay. The meal is a different source.

Senator James Espaldon: Okay.

Chairman Senator Dennis Rodriguez, Jr.: So it's \$5,000 a month they're getting today but in the last round table we had, we know that they're very short with that and that's a part of the discussion moving to the next fiscal year's budget. They know and they've said it even after the hearing we had other mayors come forward and say, we can't live with that. That's the discussion we would have. But I think I can answer the senator's question on, whether this would cover the personnel and the operation.

Senator James Espaldon: Same kind of operation that goes on in other senior centers.

Chairman Senator Dennis Rodriguez, Jr.: And to my understand, please if you can just confirm this. The nutrition and the transportation. That's something to my understanding that you do have allocation if this senior citizen center was to be establish, you have provisions for that.

Mr. Arthur San Agustin: Yes, the current contract does provide for additional services in that area.

Chairman Senator Dennis Rodriguez, Jr.: For how much additional?

Mr. Arthur San Agustin: Well you would go about 10% according to GSA so we would be able to accommodate the potential clients that we were told this morning. We had a meeting earlier today with Mr. Cid and some of his members from the ILOAG group and I understand that it's about 75 seniors is what their capacity would be, so we would be able to meet that.

Chairman Senator Dennis Rodriguez, Jr.: So it's not from this, it's already provisions that you would be ready for.

Mr. Arthur San Agustin: When this is presented to the department, we done a breakdown of how the \$50,900 would be used so we're not sure what actually those funds are going to be generated or not generate but what they would be used for.

Chairman Senator Dennis Rodriguez, Jr.: Okay.

Mr. Arthur San Agustin: And that's also requested here. The Directors testimony is really a breakdown off that because the bill as it is, is saying that we need to budget for every FY16 and we don't know if there's any equipment that's being purchased for the \$50,900 and that if it isn't we wouldn't have to budget for that perhaps in FY16 so we just don't know what the number. We know the number that you put forth but we don't know how it was calculated or how it was added up towards.



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Chairman Senator Dennis Rodriguez, Jr.: Okay I thought you would have gathered information that was represented to us that they did discuss on what the breakdown was.

Mr. Arthur San Agustin: We actually asked them that this morning senator, it wasn't provided.

Chairman Senator Dennis Rodriguez, Jr.: No before that, even before this bill was introduced.

Mr. Arthur San Agustin: Yeah before this Bill was introduced it was above the \$50,000.

Chairman Senator Dennis Rodriguez, Jr.: Sorry?

Mr. Arthur San Agustin: It was above the \$50,900 and that was provided to me but I wasn't updated on it.

Chairman Senator Dennis Rodriguez, Jr.: That was probably for a years' worth.

Mr. Arthur San Agustin: Actually it was less than a year but sure to that we didn't get the updated version. We did ask this morning, perhaps it would get the time, this was generated back. It was \$59,000. That was what's presented.

Chairman Senator Dennis Rodriguez, Jr.: And that was for?

Mr. Arthur San Agustin: I guess this is dated back in October.

Chairman Senator Dennis Rodriguez, Jr.: But that \$59,000 was for an annual.

Mr. Arthur San Agustin: Right.

Chairman Senator Dennis Rodriguez, Jr.: Okay, so we completely understand that you must know what the specifics are in moving forward. So we'll make sure language is incorporated here to make it where it's something that you'll be able to manage as well.

Mr. Arthur San Agustin: Could we also ask that you as the Director has stated in his testimony. We only need you to stipulate what kind of financial arrangement we would get into with the group because it's great that you can appropriate and give the authority to appropriate the funds but I won't be able to engage a contract without the authority to do so. So as the Director noted, perhaps, if it was through the mayors council it would be that through an MOU, however we would need the Ilocano Association of Guam to agree to that because the structure is not under the municipality of Mayor Savares in terms of, sorry the physical jurisdiction of the Mayor's offices right now. It belongs to the ILOAG group.

Senator Rory J. Respicio: And that's what I was going to bring up also because I do appreciate your department Directors position is that you're not opposed to the Bill but something needs to be done to work out the mechanics of it and discussion has very helpful and we understand the



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discussion continues to be on the premise that this really is a facility that was provided through a grant that was available through GHURA and I think that what the Ilocano Association of Guam is saying is that, from the time they open up the facility until now, they're having to raise the money themselves to keep pace with the power bill and with the water bill and what my observation they're not only taking care of senior citizens but they're also taking care of the youth. They have a basketball court, someone is watching them play basketball late into the evening and so the power has to be on for that. They're cleaning the facilities themselves, I think that with or without this \$50,000 appropriation they'll continue to do that but at what point do we continue to ask them to do that when they're coming to us saying, it's very difficult and all of us here in this room and all of us that are supporting this Bill including public health recognize that. Mr. Chairman I was going to suggest and Mr. San Agustin brought it up as well was, instead of just making this money available for the Dededo Macheche Multipurpose Community Center we just appropriate it to the Ilocano Association of Guam and as you pointed out there's precedent that we've appropriated directly to the Department of Youth Affairs for purposes of sanctuary's operation, we've appropriated to certain departments for purposes of NGO's to recognize the public-private partnerships. If we make this appropriation to the Ilocano Association of Guam for the operations, purchase of supplies, and equipment you will not have to worry about an RFP or how they would go about procuring those goods and services. This would be treated as a grant. So this passes then the Governor does find \$50,000 from which then the current executive budget transfers the money, reallocates to Public Health, you can then release this on a quarterly bases and then their books says that they know would be subject to audit and from my experiences that's how we treat these appropriations to NGOs is that for this money that they receive they are making their books available. So they have to have receipts, if they're going to spend thousand dollars a month for the power, they have to have a power bill that reflects that, if they're going to be procuring for some supplies to do their nutrition program or even paying individual stipend they're going to have to justify that. So this appropriation could be a done on an annual bases provided this organization is in good standing. So I know that what we're trying to do through Chairman Rodriguez here is kind of unprecedented in a sense that, he might open up the flood gates to other NGO's but I don't know any other NGO that is sitting on a \$846,000 facility paid for by federal funds and if we leverage some local monies, we can maximize the usage of the facility, I think we're all on agreement there. Would it be easier for you if we just treated this as a grant? Administratively, I imagine it would.

Mr. James Gillan: Again, it's the operations of me coming out. We're still going to have to figure out how to parse the numbers, it is basically built with GHURA funding which provides for community activities so then we have to decide which part of the operation is senior citizen activity and so we prorate, do all proration's and things like that for power and it can be done but we just have to consider all of that. As Art says, he's down from 33 to 13 to oversee all of these activities but you're right and I think the Government of Guam has a particular interest because we over match the feds as one of the few programs that overmatches the feds by \$8 to \$1. I think we got a lot to say about how we can do these services. It's doable but it is one where I think we have to have a little sense of caution only because there will be a line of folks with other interest. The other group that was interested in us in helping them with providing nutrition service wanted the cash only and because they had a specific idea about what kind of food they wanted to serve and those kinds of things and when we have to start telling the feds we're still meeting the 1/3 of the average daily



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nutritional requirements and we don't know what that is. Then we end up paying 100% of that if the feds find us non-compliant. So there's a lot of those kind of.

Senator Rory J. Respicio: But you don't want to administrative arrangement where they submit a power bill to you and then you're having to cut a check to GPA, you won't be able to keep up with those kinds of transactions.

Mr. James Gillan: 80% of the operations for seniors then 80% of the bill gets credit for that.

Senator Rory J. Respicio: No but I'm saying you want to, in my mind's eye you would want to treat this as a grant. So you would take the \$50,000 you can divide into 4 quarters or whatever they think they need in order to sustain an operations per quarter now that money would be divided up. You will give them the check then they will be paying the vendors directly. They would pay GPA, they would pay GWA but those transactions will be subject to regular audits by your division Mr. San Agustin. I think that would be easiest way to go because if they're going to rely on you to cut a check to GPA and you're not able to do it because of cash management or because of accounting nightmares and their power bill would get cut and then you guys will have to face all the angry senior citizens and also the youth those kinds of resources.

Senator James Espaldon: Mr. Chair, if I may. I just can't help but notice troubled looks on the gentlemen who are before us and rightfully so because burden on them to provide testimony on behalf of their oversight which is again in this particular instance the senior citizens. I know they're trying to figure out how they can help this work but at the same time it's a whole new field that we're opening it up, right. I'm not sure that this one public hearing after it should be the end of the discussion and then the bill is ready to go to the floor. It seems if I read their eyes correctly I think there's a lot more that needs to be discussed to make sure because I think they're being careful, they're being very respectful to the members of the organization who are here to make sure they understand that they're not against it but there's a lot of challenges that occur when we do open up this venue to be able to do it because this not only concerns this organization now because once we go down this road, what I think I'm hearing is open up the door to all the other organizations out there that might want to do some community good and again just from the logistics and the legal qualifications that need to happen have got to be in place and the task is upon them who are there acknowledging it, I'd said it several times who have a staff of 13 when it should be 33 and again the burden false on them. So we can come up with all these ideas but again I just want to make for the record Mr. Chairman that I believe that we all want to move forward but we can't do it in a piecemeal bases saying let's just move forward now without really trying to understand the real challenges that Public Health is going to have to go through and what other unintended consequences might be out there because we've open this door. And again, it's just in all fairness that I recommend and request that this Public Hearing be continued if not as a Public Hearing but maybe as a Roundtable furthermore to discuss these issues again, I'm just trying to read their eyes, read their body language.

Senator Rory J. Respicio: But I was thinking that the solution I was offering would bring smiles to your faces and remove that troubled look or doubt. Because it's really simple, you don't have any other organization that is sitting on a \$846,000 facility. So you're leveraging \$51,000 a year



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hopefully to keep a \$846,000 facility in operation and so the greater consequences if there's any further delay. What happens if they can no longer pay GPA? What happens if they have to cut the power off to that facility and the kids who go play basketball at night have no outlet to let out all their energy? What if the Manamko's no longer have an outlet to go to a facility that's clean and they appreciate, they enjoy. So the consequence of having that close even for one day, it's a preventative measure, I'm saying if the kids have nowhere to go or the Manamko have nowhere to go in the day time. What happens for that one brief moment that the facility is closed and I've heard from Mr. Cid over the years that he's really needing help from this Government and I appreciate Senator Rodriguez finding although difficult, finding a creative way to making this happen and I think if we amend the Bill to make a direct appropriation to the Ilocano Association of Guam, it's justified because there's no other organization that worked very hard with GHURA to have a facility built. GHURA did the same thing and they get help from the Government so that they can keep their operations open. We can just model this after what they've done and I think it's simple. It's just a grant and then we can always revisit it in the upcoming appropriation but I think they have receivable so they have to take care of it by understanding. In terms of the power and water.

Mr. James Gillan: So there's some obligations are the things that have already occurred that this is going to take care of, is that what you're saying?

Senator Rory J. Respicio: Well imagine that the current.

Mr. James Gillan: Yeah you're right maybe you should just give them the money and then we don't have to deal with it.

Senator Rory J. Respicio: I think so to.

Mr. James Gillan: that's fine, it's a whole new thinking for us. You know we're used to it's usually you do it this way and you have to have this and you have to have that but if it's really a case of providing this facility with the means to continue to operate as an adjunct it becomes also a place for senior citizens to gather we can work some things out as far as the nutrition program goes but it's going to be a different. If it's not going to be through the Mayor's Council then it's a different procurement process and I hate to sound like the ultimate bureaucrat but there are those things that we have to deal with but if you want to give them the grant and say in that \$50,000 sum odd is 100 times \$3.27 a day for 5 days that would include meals then maybe we can deal with it.

Senator Rory J. Respicio: Well you just said that the meals are coming out of a separate budget, you wouldn't require them to provide meals under this \$50,000 appropriation.

Mr. James Gillan: I don't know, but if we're going to make an arrangement with them to be one of the centers where meals are provided we're going to have to have some stuff in writing about that.

Senator Rory J. Respicio: But that would be an addition to the \$50,000. It wouldn't come out of the \$50,000.



SENATOR DENNIS G. RODRIGUEZ, JR.

Mr. James Gillan: Okay.

Senator James Espaldon: Well, we can only assume right now Mr. Chairman if I may and again if I might ask you Mr. Gillan have you seen the facility?

Mr. James Gillan: Oh yes.

Senator James Espaldon: In your estimation how many people can it hold effectively for senior citizens day operation?

Mr. James Gillan: You know depending.

Senator James Espaldon: On how you set it up?

Mr. James Gillan: (inaudible)

Senator James Espaldon: Because it's about 4000 square feet I understand. I think some Senior Citizen centers are about the same.

Mr. James Gillan: There's one large room and then there's some smaller. It could accommodate with the proper.

Senator James Espaldon: Well if you compare it to other Senior Citizens Centers out there right now, again I'm not asking for a hard fast I'm just asking for a guesstimate. 60-70?

Mr. James Gillan: He's saying 75.

Senator James Espaldon: Okay, somewhere in that neighborhood, I just want to get an idea.

Mr. Arthur San Agustin: (inaudible). Our senior clients who are wheelchair users or walkers would be able to have access throughout the facility. We've never done this type of contract so my mind is rolling really quick thinking, what kind of grant in terms of conditions would we be putting forth. One of the area's if I may then ask that you also considering your Bill Senator at this time that one of the activities that was erased this morning because we are working with this group already. They came over and ask if we could give them some guidance in terms of the daily operations at the Senior Centers and I said sure we would. So we had our first meeting this morning and one of the questions they raised right away was, we want to raise money. So as you do give these funds for them if you could also put and that's where I'm coming from is the mechanics of well if we give them \$50,900 and they raise \$10,000 in bingo funds. Can we use to those funds to declare to be used for the Senior Center and that these accounts are separated from their primary association account, so they're not comingle and then we're back to you to two years later and you're saying this is a mess and the accounting is poor and so there has to be some kind of grants, there's going to be terms and conditions that, I would ask that they agree to comply with the division so that we can have a full



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accounting, because I imagine you perhaps Senator or the other two gentleman to say we want to say where this is at and how much was raised, let's call Art and Mr. Gillan and let's get a review of this and so we also need to make sure that their books are clean so that we can present that to you. Unless you're going to have them do that themselves which is fine with us too.

Senator Rory J. Respicio: I think it could be stipulated in the Bill as through an MOU process what they would be required to do in order to be good standing.

Mr. Arthur San Agustin: Yeah that would really help us.

Chairman Senator Dennis Rodriguez, Jr.: Okay great, so definitely we know we will have more discussions with you folks and ensure that we put the language in here to put the safe guards in place for both, for you guys and also for the organization. I just want to address something here. I know that, just like any other government agency you guys are strapped, resources wise but you know it's an opportunity. You guys submitted your FY16 budget, how much more personnel are you requesting for?

Mr. Arthur San Agustin: Right now we're actually actively recruiting, so there's a group of two sets. 3 positions and then a group of 4 positions and so a total of 7 positions that we're trying to get filled right now.

Chairman Senator Dennis Rodriguez, Jr.: And so right now you have 13. Are you budgeted for 33 and you're just not getting, is that's what is happening?

Mr. Arthur San Agustin: Not much budgeted but it's actually what the division was at one time but throughout the years. One year if you basically the position was vacated it was zero funded and that was when the Government was having very trying times so we lost people to that process as well so it's having to refund those positions that were once funded.

Mr. James Gillan: Over the years, again from what I've been able to observe was they made due with what they have but you get to a point where you add one more thing and the whole thing falls apart. If they get the 7 that they need, they'll be able to handle some additional work. We don't need 33. Okay that's just historical, this department lost 50% of its staffing over the last 10 or 12 years. We're managing okay. We're getting to the point where we're starting to fill the positions that are critical. So we're managing. With the 7 if he gets them on board fairly soon, we'll be alright.

Chairman Senator Dennis Rodriguez, Jr.: Okay. It really tells a lot you said earlier what kind of community we are. You said, this is the only program that we overmatch, the only program we overmatch 8 to 1. So it really tells what kind of community we are, we take care of our Manamko over at Senior Citizens and this perception that maybe this will open that box of the pandora's box and that others will come but really if there is a need and the others are willing to come forward and provide the service for our Manamko. I'm sure we'll be able to find something to be able to



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accommodate. If there's no need then there's no reason why we should be even entertaining it and so that's something we shouldn't look at as something bad. I think it's something we should look at as a good thing. Find ways to make it happen instead of finding ways not to. Again I just want to thank you guys for being here this evening. Thank you to your staff who do a lot with very little. I know that, I work with these guys and so they're very good. Thank you very much.

Mr. James Gillan: Thank you for bringing that up Senator I appreciate it.

WRITTEN TESTIMONY: Ilocano Association of Guam

There being no other testimony, or comments by Senators, Chairman Rodriguez declared the bill as having been heard, and concluded the public hearing on Bill No.48-33(COR).

Fiscal Note: Fiscal note request, dated March 4, 2015 (attached).

III. FINDINGS AND RECOMMENDATIONS

Bill No. 48-33 (COR) was amended to provide for the appropriation of funding directly to the Ilocano Association of Guam solely for the purpose of the senior citizen center activities portion of the Dededo Macheche Multi-Purpose Community Senior Citizens Center.

The Committee on Health, Economic Development, Homeland Security and Senior Citizens, hereby **reports out Substitute Bill No. 48-33(COR)**, with the recommendation to

report out only.

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

Bill No. 48-33 (COR)

Introduced by:

D.G. RODRIGUEZ, JR. 
R.J. RESPICIO 
J.V. ESPALDON 

2015 FEB 27 PM 3:05 088

AN ACT TO EXPAND THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES DIVISION OF SENIOR CITIZENS PROVISION OF SENIOR CITIZEN CENTER SERVICES THROUGH THE OPERATION OF A NEW MACHECHE SENIOR CITIZEN CENTER BY REPROGRAMMING AND REALLOCATING THE SUM OF FIFTY THOUSAND NINE HUNDRED DOLLARS (\$50,900.00) FROM THE FY-2015 BUDGET ACT FOR EXECUTIVE BRANCH OPERATIONS (P.L. 32-181).

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

2 **Section 1. Legislative Findings and Intent:** *I Liheslaturan Guåhan* finds
3 that the Division of Senior Citizens of the Department of Public Health and Social
4 Services is in need of additional funds for the operation of a new senior citizen
5 center in the municipality of Dededo. Further, that there is a waiting list for
6 admission to the existing Dededo senior citizen community center. The Macheche
7 Multi-Purpose Community Center was built upon Ilocano Association of Guam
8 property with Community Development Block Grant funds from the U.S.
9 Department of Housing and Urban Development (HUD) through the Guam
10 Housing and Urban Renewal Authority. The Ilocano Association of Guam is a
11 non-profit corporation providing services to the Guam community, and desires to
12 provide the needed senior citizen community services.

1 **Section 2. Reprograming and Allocation of Funds to Department of**
2 **Public Health and Social Services, Division of Senior Citizens.**

3 The SUM of FIFTY THOUSAND NINE HUNDRED DOLLARS (\$50,900)
4 is hereby *REPROGRAMED* from the available funds from the General Fund
5 appropriation for the operations of the Executive Branch in the FY-2015 budget act
6 (P.L. 32-181) and is hereby *REALLOCATED* to the Department of Public Health
7 and Social Services Division of Senior Citizens *solely* to supplement the cost of
8 operations and the purchase of supplies and equipment for the Dededo Macheche
9 Multi-Purpose Community Senior Citizens Center for the remainder of Fiscal Year
10 2015. *I Maga'lahaen Guåhan* shall be authorized to utilize his transfer authority for
11 the purposes of effecting this reallocation.

12 Any funds not expended by the end of Fiscal Year 2015 *shall* continue to
13 remain available until expended and shall not lapse or require further re-
14 authorization or allocation for the purposes of effecting this Act.

15 **Section 3.** The Department of Public Health and Social Services *shall*
16 include in their FY-2016 budget request relative to the operations of the Executive
17 Branch, the amount of funds necessary for the operations of the Dededo Macheche
18 Multi-Purpose Community Senior Citizens Center.

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

1 **Section 5. Effective Date.** This Act shall become immediately effective
2 upon enactment.

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

Bill No. 48-33 (COR), as Substituted
Committee on Health, Economic Development,
Homeland Security, and Senior Citizens

Introduced by:

D.G. RODRIGUEZ, JR.
R.J. RESPICIO
J.V. ESPALDON
N.B. UNDERWOOD, PH.D.

AN ACT TO EXPAND THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES DIVISION OF SENIOR CITIZENS PROVISION OF SENIOR CITIZEN CENTER SERVICES THROUGH THE OPERATION OF A NEW MACHECHE SENIOR CITIZEN CENTER BY REALLOCATING AND APPROPRIATING THE SUM OF FIFTY THOUSAND NINE HUNDRED DOLLARS (\$50,900.00) FROM THE FY-2015 BUDGET ACT FOR EXECUTIVE BRANCH OPERATIONS PURSUANT TO P.L. 32-181.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent: *I Liheslaturan Guåhan* finds

that the Division of Senior Citizens of the Department of Public Health and Social Services is in need of additional funds for the operation of a new senior citizen center in the municipality of Dededo. Further, that there is a waiting list for admission to the existing Dededo senior citizen community center. The Macheche Multi-Purpose Community Center was built upon Ilocano Association of Guam property with Community Development Block Grant funds from the U.S. Department of Housing and Urban Development (HUD) through the Guam Housing and Urban Renewal Authority. The Ilocano Association of Guam is a non-profit corporation providing services to the Guam community, and desires to provide the needed senior citizen community services.

1 **Section 2. Reprograming and Allocation of Funds to Department of**
2 **Public Health and Social Services, Division of Senior Citizens.**

3 (a) The SUM of FIFTY THOUSAND NINE HUNDRED DOLLARS
4 (\$50,900) is hereby REPROGRAMED from the available funds from the General
5 Fund appropriation for the operations of the Executive Branch in the FY-2015
6 budget act (P.L. 32-181) and is hereby REALLOCATED and APPROPRIATED to
7 the Department of Public Health and Social Services Division of Senior Citizens
8 *solely* to supplement the cost of operations and the purchase of supplies and
9 equipment for the Dededo Macheche Multi-Purpose Community Senior Citizens
10 Center for the remainder of Fiscal Year 2015. I Maga'lahren Guåhan shall be
11 authorized to utilize his transfer authority for the purposes of effecting this
12 reallocation.

13 Any funds not expended by the end of Fiscal Year 2015 *shall* continue to
14 remain available until expended and shall not lapse or require further re-
15 authorization or allocation for the purposes of effecting this Act.

16 (b) Notwithstanding any provision of law, rule or regulation, the
17 Department of Public Health and Social Services is authorized to enter into a
18 memorandum of agreement with the Ilocano Association of Guam for the purpose
19 of operating a community senior citizen center in Macheche, Dededo. The
20 distribution of funds to the Ilocano Association of Guam *shall* be contingent upon
21 the prior establishment of a memorandum of agreement between the Ilocano
22 Association of Guam and the Department of Public Health and Social Services
23 relative the terms and conditions for the operation of the Dededo Macheche Multi-
24 Purpose Community Senior Citizens Center pursuant to which the Ilocano
25 Association of Guam *shall* be strictly required to perform.

1 The same standards and conditions applicable to the operation of
2 government of Guam Senior Citizen Centers shall be applicable. The funds
3 appropriated pursuant to this Act shall be expended and utilized *solely* for the
4 purpose of the senior citizen center activities portion of the Dededo Macheche
5 Multi-Purpose Community Senior Citizens Center and not for other activities of
6 the multipurpose facility.

7 (c) Relative to the utilization of the appropriated funds pursuant to this Act,
8 the Ilocano Association of Guam *shall* be subject to annual audit by the Office of
9 Public Accountability so as to ensure the funds appropriated are being expended
10 solely for the operations of the senior citizen center within the Dededo Macheche
11 Multi-Purpose Community Senior Citizens Center.

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



SENATOR DENNIS G. RODRIGUEZ, JR., CHAIRMAN
 COMMITTEE ON HEALTH, ECONOMIC DEVELOPMENT, HOMELAND SECURITY & SENIOR CITIZENS
 Mina'trentai Tres Na Liheslaturan Guåhan • 33rd Guam Legislature

PUBLIC HEARING Wednesday, March 18, 2015 5:30pm Legislature Public Hearing Room

- Bill No. 48-33 (COR) - D.G. Rodriguez, Jr. / R.J. Respicio / J.V. Espaldon- An act to expand the Department of Public Health and Social Services Division of Senior Citizens provision of Senior Citizen Center Services through the operation of a new Macheche Senior Citizen Center by reprogramming and reallocating the sum of Fifty Thousand Nine Hundred Dollars (\$50,900.00) from the FY-2015 Budget Act for Executive Branch Operations (P.L. 32-181).

PRINT NAME	SIGN INITIALS	AGENCY or ORGANIZATION	✓ ORAL TESTIMONY	✓ WRITTEN TESTIMONY	✓ NO TESTIMONY	✓ IN FAVOR	✓ OPPOSE	CONTACT NUMBERS	EMAIL ADDRESS
Bernie F. Gines	[Signature]	ILOAG			✓	✓		632-7751 688-5963	idaycab@yahoo.com
Imelda C. Gines	[Signature]	ILOAG			✓	✓		632-7751 688-5963	idaycab@yahoo.com
Vivian B. Jacasi	[Signature]	ILOAG			✓	✓		477-9180	
Chelisa Smith	[Signature]	DPHSS-DIC			✓			735-7421 151	Chelisa.Smith@shps.guam.gov
James Gillow	[Signature]	DPHSS		✓			✓	735-7101	
Sery Pizarra	[Signature]	ILOAG							
Leticia Aming		"							
Nicole E. Ramos	[Signature]	ILOAG							
Lilia Pasana		"							
Concepcion Vitoria		"							
Isidro Pizarra	[Signature]	"							



SENATOR DENNIS G. RODRIGUEZ, JR., CHAIRMAN
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SABINA TANTONONG	A	ILOAG	-		✓	✓		637-9441	
LEONARDO TAMONDONG	LT	ILOAG			✓	✓		637-9441	
LILIA C. TORRES	LT	ILOAG						649-6044	
ADOR AGASEN	AA	ILOAG						727-5009 637-8916	
<hr/>									



SENATOR DENNIS G. RODRIGUEZ, JR., CHAIRMAN
 COMMITTEE ON HEALTH, ECONOMIC DEVELOPMENT, HOMELAND SECURITY & SENIOR CITIZENS
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ALAN TORRADO	ACT	Ilocano Association			✓	✓		889 2555	alan.torrado@gmail.com
Ernie Respicio		President, ILOCA		✓					



GOVERNMENT OF GUAM

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



EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

MAR 18 2015

JAMES W. GILLAN
DIRECTOR

LEO G. CASIL
DEPUTY DIRECTOR

TESTIMONY ON BILL 48-33

AN ACT TO EXPAND THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES DIVISION OF SENIOR CITIZENS PROVISION OF SENIOR CITIZEN CENTER SERVICES THROUGH THE OPERATION OF A NEW MACHECHE SENIOR CITIZEN CENTER BY REPROGRAMMING AND REALLOCATING THE SUM OF FIFTY THOUSAND NINE HUNDRED DOLLARS (\$50,900.00) FROM THE FY-2015 BUDGET ACT FOR EXECUTIVE BRANCH OPERATIONS (P.L. 32-181).

Hafa Adai, Mr. Chairman, and members of the Committee on Health, Economic Development, Homeland Security and Senior Citizens. I am James W. Gillan, Director of the Department of Public Health and Social Services (DPHSS). I have reviewed Bill 48-33 in its entirety, and provide the following remarks on this proposed bill.

The \$50,900.00 from the General Fund to be reallocated to our department for the Division of Senior Citizens (DSC) to effectuate this project for the remainder of the fiscal year needs to be further clarified as to the proposed monthly expenses required to ensure the department is not placed in a position where it would have to identify funds internally to meet any unanticipated shortfalls. What would be most helpful to this process is an itemization, a detailed breakdown, on the proposed use of these funds. Further, in line with the provision of the bill as presented, the financial breakdown to operate this Senior Center needs to be reviewed by the department in order to determine the amount needed to be included into the DSC, DPHSS FY16 budget. This will increase the annual appropriation to DSC and it would be difficult to reduce any of their proposed FY16 contractual levels without impacting those services the FY16 funds are already earmarked for; the DSC is at their cap for FY16 without this added program expense.

The measure to provide funding for the operations of the Dededo Macheche Multi-Purpose Community Senior Citizens Center is well intended; however, the bill, as proposed does not provide stipulations or criteria in order for a non-profit organization (NPO) to receive appropriations in this manner. Without any pre-determining criteria, any NPO or for-profit vendor or provider of services may seek this means to secure a contract to expand services with the government. Therefore, I would recommend stipulating qualifying condition(s) be met that would necessitate for such an appropriation to be considered. If the condition(s) is met, perhaps, it would ensure procurement regulations are not circumvented and fairness and open competition is applied equally to any organization who is to administer the Senior Center Operations Program or similar home and community based services. Another recommendation would be to stipulate within the

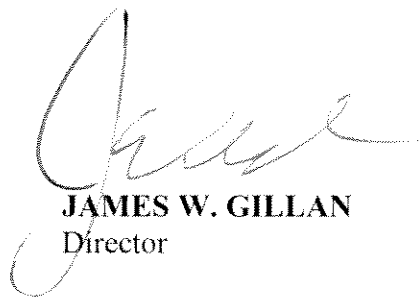
measure the type of financial relationship the department is to effectuate with the Illocano Association of Guam for the funds to be made available for their use.

The bill, as written, to provide appropriation to a department in direct support and identification of a non-profit corporation to operate what is contractually being performed today may raise procurement questions and concern. By specifically identifying the non-profit organization to receive funding to operate a center, it gives the appearance of partiality which is inconsistent to procurement regulations that require and promote fairness to ensure a level playing field. Further, this method of appropriating to a non-profit government funds to operate, lends itself for other providers and vendors of services to make similar requests.

Additionally, if this measure is to move forward, I would propose an amendment be made requiring reporting requirements to the DPHSS, DSC by the Illocano Association of Guam to ensure this NPO is being held accountable for the day to day operations of this project and to be consistent with reporting requirements of other aging program service providers and vendor. At a minimum, the NPO would need to put forth the Center's hours and days of operations, develop their capacity in making referrals on behalf of their clients, coordinating services with existing aging service providers like Catholic Social Service who provides Case Management Services and the Elderly Nutrition Program Vendor, Li Qun who provides nutrition services to congregate sites. Further, there has to be an emergency management plan in place, procedures laid out as to the implementation on how funds are raised in support of the Senior Center, how these funds are accounted for and what they are going to be used for, i.e. paying utility expenses or purchasing a hard asset. Therefore, it would be prudent for the Illocano Association to be required to enter into an agreement with stipulations being laid out to address the aforementioned as the agreement would also need to address the clearances, training and employment and/or engagement requirements for staff and volunteers as well as identifying who will be liable for any accidents or incidents that may occur while operating the Senior Center.

The intent also impacts the current operations of the Division of Senior Citizens (DSC) as this would be an additional project assignment for staff to undertake without additional funds to hire any staff support for DSC. The staff are currently already managing multiple programs and projects and this undefined added responsibility only increases their workload with minimal relief in sight.

The Department of Public Health and Social Services and I thank you and the Committee on Health, Economic Development, Homeland Security and Senior Citizens for providing us the opportunity to give our comments on Bill 48-33. Thank you and Si Yu'us Ma'ase.



JAMES W. GILLAN
Director

ILOCANO ASSOCIATION OF GUAM
MACHECHE COMMUNITY CENTER
108 CORENOSO STREET DEDEDO,
GUAM 96929

Senator Dennis Rodriguez Jr.

Chairman Committee on Senior Citizens

Mina 'Trenta Na Liheslaturan Guahan Agana,

Guam 96910

Good Evening.

We are here this evening before the venerable members of this Committee the Directors of the Ilocano Association, a non -profit Service Organization.

On September 24, 2010, GHURA awarded the Ilocano Association the amount of Eight hundred forty six thousand (\$ 846,000) of Community Development Block Grant from the U.S. Department of Housing and Urban Development. This money would be utilized to rehabilitate and expand our existing Club house at our one acre property at Macheche and build a 4,000 square feet Community Center with ample parking and basketball court. The Memorandum of Agreement which we executed with GHURA on April 2012 obligated us to provide the following services for at least twenty years: Senior Citizens Services, Health education and Recreational Services would primarily be directed to low- income and moderate- income residents of Macheche and neighboring areas.

Honorable Senators, We are a small Organization but with a big heart to HELP our fellow Elderly and the less fortunate Members of our Community; the largest part of our services will be the Senior Citizen Nutrition Program which we will offer for five days a week, six hours per day. This also will provide an opportunity for them to socialize, enjoy each other company, play games.

Venerable Senators, if only for this group of people, we beg you to please act favorably on this Bill. These are the individuals who already embarked on their last voyage towards the other side of eternity. Please help us help them.

Thank you, Si Yu'us ma'ase and Ti Dios ti aggina.

Sincerely Yours,


Ernie A. Cid

President, ILOAG



GHURA

Guahan Housing and Urban Renewal Authority
 Aturidat Ginima' Yan Rinueban Siudad Guahan
 117 Bien Venida Avenue, Sinajana, GU 96910
 Phone: (671) 477-9851 - Fax: (671) 300-7565 - TTY: (671) 472-3701



**EQUAL HOUSING
 OPPORTUNITY**

September 24, 2010

Mr. Bernardo F. Gines, President
 Mr. Ernie A. Cid, Chairperson, Special Projects Committee
 Ilocano Association of Guam (ILOAG)
 159 S. Gabgab Ct., Liganan Terrace
 Dededo, GU 96929

FELIX P. CAMACHO
 Governor of Guahan

MICHAEL W. CRUZ, M.D.
 Lt. Governor of Guahan

RAYMOND F.Y. BLAS
 Executive Director

MICHAEL J. DUENAS
 Deputy Director (Acting)

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 Member

NORMA JEAN B. FLORES
 Member

ROLAND M. SELVIDGE
 Resident Member

Subject Macheche Neighborhood Multipurpose Center
 Application for Program Year 2010 Annual Action Plan funds

Hafa Adai Mr. Gines and Mr. Cid,

Congratulations to the Ilocano Association of Guam. The Guam Housing and Urban Renewal Authority (GHURA) has selected your application for inclusion in the Guam Program Year 2010 Annual Action Plan. The source of funds is the U.S. Dept. of Housing and Urban Development (HUD), Community Development Block Grant (CDBG). CDBG funds are used to develop projects identified to address housing and community needs identified in Guam's current Consolidated Plan.

The ILOAG has been selected to receive funds totaling \$800,000 to construct a multipurpose community facility to serve the residents of the low/mod neighborhood of Macheche, Dededo.

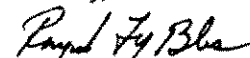
We commend the ILOAG's commitment to providing a venue to bring quality community facilities to the residents of Macheche and for supporting the operations of the new facility. GHURA was greatly encouraged by the pledges of working relationships with your various partners to provide services in the facility.

In the application, the ILOAG identified Mr. Ernie Cid to act as primary point-of-contact for this project. In the coming weeks, GHURA staff will contact Mr. Cid to coordinate the next steps in our process. Foremost of these processes is a mandate of federally-funded activities, the conduct of an environmental assessment of your proposed project site. As has been GHURA's practice with past facilities projects of similar size and scope, GHURA will fulfill the role of development manager and construction manager for the project.

We look forward to working with the ILOAG on the successful completion of the new MACHECHE NEIGHBORHOOD MULTIPURPOSE CENTER.

Should you have any questions, please contact GHURA Acting Chief Planner Katherine Taitano at 475-1322. Thank you and again, our congratulations.

Sincerely,


RAYMOND F.Y. BLAS
 Executive Director



GHURA

Guam Housing and Urban Renewal Authority
Aturidat Ginima' Yan Rinueban Siudad Guahan
117 Bien Venida Avenue, Sinajana, GU 96910
Phone: (671) 477-9851 · Fax: (671) 300-7565 · TTY: (671) 472-3701



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OCT 31 2012

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Vice Chairman

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Executive Director

Frank J.C. Camacho
Deputy Director

Mr. Ernie A. Cid
President
Ilocano Association of Guam (ILOAG)
113 South Pago Court
Dededo, Guam 96929

Subject: Grant of Lien
Project Name: Macheche Multi-Purpose Community Center
Grant Number: B-10-ST-66-0001

Dear Mr. Cid,

Forwarded for your review and signature is the Grant of Lien between the Guam Housing and Urban Renewal Authority (GHURA) and Ilocano Association of Guam (ILOAG) for the Macheche Multi-Purpose Community Center.

The attached Grant of Lien must be notarized. GHURA has a Notary Public on staff and is able to provide this service at no charge. If you would like to utilize this service please call Melba Cruz, Wage Compliance Officer at 475-1403 to make an appointment.

Please forward the original signed document to GHURA upon completion. Our office will finalize the Grant of Lien and forward a copy for your records.

Should you have any questions or concerns, please contact Katherine E. Taitano, Chief Planner from our Research, Planning and Evaluation Division at 475-1322.

Sincerely,

RAY S. TOPASNA
Executive Director

Attachments



Ilocano Association of Guam (ILOAG)
159 S. Gabgab Ct. Ligan Terrace
Dededo, Guam 96929
Tel: 632-7751 * 688-5963

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June 17, 2010

Senator Adolfo B. Palacios
Chairperson, Committee on Senior Citizens
Guam Legislature
Agana, Guam 96910

Dear Senator Palacios:

Hafa Adai !

As you may be aware, the Ilocano Association of Guam, a non-profit civic organization founded in 1965 and duly registered with the Department of Revenue and Taxation, has submitted an application for a Community Development Block Grant to the Guam Housing and Urban Renewal Authority in the amount of \$1,020,800.00 for the construction of a badly-needed Multi-Purpose Community Center in the Macheche Subdivision of Dededo. The Association will use the one acre location property and an almost-completed clubhouse, valued at about \$360,000.00, as its share of the project cost. The total project cost is estimated at around \$1,394,225.00.

Please be informed that the proposed Multi-Purpose Community Center will be jointly operated by the Mayor's Office of Dededo and the Ilocano Association of Guam, with a significant amount of assistance from the residents of the Subdivision.

We are attaching portions of our grant application which should succinctly give you a thorough understanding of our application package including the rationale for the construction of the Center, the amount of grant needed, the dynamics of operation of the Center, the usage of the federal funds and the anticipated continuity of the operation of the Center, type of services provided, organizational structure and innovative services to be provided.

In the event, however, that you may have questions about the project or need additional information and clarification, may I respectfully request that you contact me directly at Tel. number 777-6189.

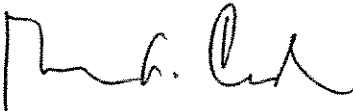
May we also respectfully request that you please transmit your letter of support to GHURA at your earliest possible convenience.

For your information, the project is strongly endorsed by the Mayor of Dededo and her Municipal Planning Council, the Administrator of the Division of Senior Citizens of DPHSS, Senator Tina Muna Barnes of the GHURA Legislative Oversight Committee. GHURA has recommended us of their intent to finalize review of the application before the end of the month and the prognosis of its approval is strongly possible.

Finally, if you need additional information and clarification, please feel free to contact me directly at Telephone number 777-6189.

On behalf of the Ilocano Association, let me extend to you our deepest appreciation and gratitude for your interest and support of our planned project.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'Ernie Cid', with a stylized flourish at the end.

**Ernie Cid
Vice-President and Chairperson of Special Projects**

Cc: attachments



Ilocano Association of Guam (ILOAG)
159 S. Gabgab Ct. Liguán Terrace
Dededo, Guam 96929
Tel: 632-7751 * 688-5963

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June 17, 2010

Mr. Arthur San Agustin
Administrator, Division of Senior Citizens
Department of Public Health and Social Services
Mangilao, Guam 96913

Dear Mr. San Agustin:

I am writing to follow up on our discussion several months ago relatives to the intent of the Ilocano Association of Guam to apply for Community Devekopment Block Grant from the Guam Housing and Urban Renewal Authority for the construction of a Multi-Purpose Community Center at the Association's one acre property in the Macheche Subdivision of Dededo.

If I may be allowed to respectfully refresh your memory relative to the major focal points of our discussion at that time, let me briefly memorialize those issues: we both agreed that the Ilocano Association of Guam, a social, civic, non-profit organization is eligible to apply for federal funds under your Agency for the operation our planned Senior Citizen's Center. I assured you at that time that we have the expertise, and background experience to operate this Senior Citizen's Center efficiently. You also informed me that management and operation of a Senior Citizen's Center is not exclusively given to SPIMA and the Servicio Para I Manamko organization. In all humility, I am proud to assure you that our organization has in-house expertise and management capability which will enable us to provide an array of other innovative services at the Center in addition to the traditional activities which they have at this time, e.g., luch services and bingo and poker games.

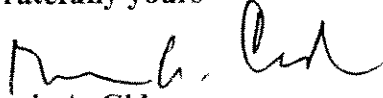
Finally, you also assured me that, in your capacity as the Administrator of the Division of Senior Citizens, you are willing to provide a letter of support for our project and our application for the CDBG federal funds of GHURA.

We have resubmitted our application to GHURA for Fiscal Year 2011 (starting October 1, 2010) and is now in the final days of evaluation by the GHURA agency. GHURA had to allocate for the construction and completion of the swimming Pool Project at the Dededo Sports Complex, the entire amount of CDBG of 2009. If it is not too much to ask and based on the availability of convenient time for you, may we respectfully request that you please transmit and submit to GHURA a statement of support for our projects.

I am taking the liberty of attaching pertinent documents from our grant application which should give you more insight and knowledge of the details and dynamics of our planned project.

On behalf of the Ilocano Association of Guam, its Officers, Board of Directors, Advisers and members, we want to extend our deepest gratitude for any assistance you can provide to have the application approved.

Gratefully yours

A handwritten signature in black ink, appearing to read "Ernie A. Cid". The signature is fluid and cursive, with a prominent initial "E" and "C".

Ernie A. Cid

Vice-President and Chairperson of the Project Committee

Cc:

Attachments



Ilocano Association of Guam (ILOAG)
159 S. Gabgab Ct. Liguán Terrace
Dededo, Guam 96929
Tel: 632-7751 * 688-5963

June 17, 2010

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Senator Tina Muna Barnes
Chairperson, Legislative Committee on GHURA
Guam Legislature
Agana Guam 96910

Dear Senator Tina Barnes:

We are writing, on behalf of the Ilocano Association of Guam, to follow up on our discussion several months ago relative to the Association's intent to apply for Community Development Block Grant from GHURA to construct a Multi-Purpose Center at our one acre property at the Macheche Subdivision in Dededo for public usage.

The major components of the Multi-Purpose Community Center as we have detailed in the attachments to this letter are the Senior Citizens Center, a Social Hall, a basketball-tennis-volleyball Court for recreational activities, a Conference Room and a multi-purpose pavilion for physical exercises, gymnastics and dancing sessions. The Social Hall will be available for parties, meetings, social gatherings, and other similar related activities.

May we direct your attention to the Executive Summary of the Grant application, the rationale for the planned project, budgetary financial requirements and the dynamics of the activities planned for the Center.

During our visit to your office, you assured us of your support for the project and offered to submit a statement of support to GHURA.

Needless to say, this is the primary rationale why we are respectfully requesting your assistance on this matter at your earliest possible convenience.

Should you have any need for additional information or any question on this project, please do not hesitate to call me at Telephone number 777-6189.

On behalf of the Ilocano Association of Guam, may we extend our sincerest gratitude and appreciation for your demonstration of support for this very beneficial project, definitely unique and innovative because of the partnership of GHURA, ILOAG and the Mayor's Office of Dededo, sharing their respective resources for the benefit of residents of the Macheche Subdivision and neighboring housing areas.

Gratefully yours,

Ernie A. Cid
Vice-President and Special Projects Chairperson



Ilocano Association of Guam (ILOAG)
159 S. Gabgab Ct. Liguan Terrace
Dededo, Guam 96929
Tel: 632-7751 * 688-5963

May 28, 2010

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Esther Obispo

Mr. Raymond F.Y. Blas
Executive Director
Guam Housing and Urban Renewal Authority
117 Bien Venida Avenue
Sinajana, Guam 96910

Dear Mr. Blas,

Submitted herewith is the application of the Ilocano Association Guam, a Non-Profit Organization, duly registered with the Department of Revenue and Taxation since 1965, for CDBG Funding to construct a Multi-Purpose Community Center.

The Association has a One (1) Acre property at the Macheche Subdivision in the Municipality of Dededo, almost directly across the PGD townhouses along the Macheche-Latte Heights Road. The property is currently valued at around \$300,00.00 with an unfinished building also valued at around \$60,000.00.

Please be informed that the Ilocano Association, with the fullest support of Mayor Melissa Savares and the Dededo Municipal Planning Council in an effort to provide a holistic array of services to the Macheche subdivision residents, is applying for a CDBG Funding Grant to construct a Multi-Purpose Community Center for public usage. Needless to say, despite the recognized dire need to construct a Center in this area of Dededo, there is no available government land. We believe that our application package succinctly explains the dynamics of the planned operation of the proposed Community Center. Mr. Arthur San Agustin, of the Division of Senior Citizens, DPH&SS, Senator Tina Muna-Barnes of the Legislative Committee on GHURA, Senator Adolfo Palacios, Sr. of the Legislative Committee on Senior Citizens, will be transmitting their strong endorsement and support for this project directly to GHURA.

We appreciate the assistance and guidance of Mr. Mike Duenas, of your agency, in the formulation of this grant application.

Finally, the event that your office and your staff have any questions regarding our grant application or need additional information and explanation, please do not hesitate to contact me directly at (671)777-6189.

Again, Hafa Adai and Si Yu'os Ma'ase!

Sincerely,

Ernie A. Cid
Vice President and Chairperson, Projects Committee

GHURA
RECEIVED
MAY 26 PM 3:48

Section 1.03: Community Problem or Need (Maximum points: 10)

The Macheche Subdivision in the Municipality of Dededo is the requested project's location. Although the Subdivision is one of the oldest in Dededo, it was not primarily an organized subdivision with adequate and planned infrastructures. In fact, the entire subdivision, although currently composed of hundreds of residential homes is still zoned agricultural. The lateral and inside roads are not adequately planned and constructed.

There is no sewer system and adequate drainage system. Understandably the majority of the residents are either of low or moderate income categories at best. The subdivision is generally characterized as very slow in its progress and development. Some of the inroads are not even paved, much less properly and adequately constructed in terms of safety. The government has simply done nothing to meet and address the recreational and other social needs of the residents. Although several appropriations were passed by the Legislature to install a sewer system in the subdivision, evidently Governors in the past, including the appropriate agencies such the Department of Public Works and the Guam Waterworks Authority had placed very little priority in terms of implementing such projects.

There are no public parks in the neighborhood, much less recreational facilities such as basketball courts. No fire hydrants had been installed in the area and streetlights are very minimal. Finally the government does not have any property in the area which it can utilize as a playground and a location for the construction of a much-needed Multipurpose Community Center which will also serve as a Senior Citizens Center and a recreational facility for the hundreds of children and youth in the neighborhood. Additionally Dededo, being the largest municipality in Guam has only two Senior Citizens Centers – one in the old village and the second one in Astumbo. Ideally, the Municipality needs at least four or five such Centers to adequately serve the elderly population. The Multi-purpose Community Center will also serve the other needs of the locality, such as a place for local social gathering and informational meetings and sessions. Finally, a recreational outlet or location for the children and youth in the neighborhood is definitely mandatory.

The Mayor of Dededo is cognizant of the problem and needs of the neighborhood but cannot do anything. This is probably the overriding rationale the Ilocano Association can go in a partnership with the government as an avenue to alleviate the needs of the locality, especially the elderly and the youth. The Ilocano Association and the Mayor of Dededo are very optimistic that this proposed Multi-Purpose Center will be the igniting impetus for badly-needed various developments in the subdivision by our local government. Needless to say these needed developments will have positive and direct impact on health, social and economic conditions of the subdivision as a whole.

Section 1.04: Specific Use of CDBG Funds – (Maximum points: 20)

The CDBG Funds will be utilized to construct a Multi-Purpose Community Center, complete with and inclusive of much-needed related amenities such as a kitchen, toilet facilities and a small office. It should be at least three thousand square feet (3,000 sq. ft.) in area and shall serve as a Senior Citizens Center in the morning and early afternoons on weekdays and as a social facility for gatherings and other social events in the evenings and weekends for the community. It is also planned to be utilized for informational meetings such as social services, health education and such other health-related activities, crime prevention and drug-related educational sessions.

The basketball court can also be alternatively utilized for volleyball and tennis games. Children can also use it for skate boarding. A ramp will be installed to make the facility accessible to disabled patrons in wheelchairs. Additionally the restroom facilities will be installed with appropriate railings and metal fixtures for disabled individuals to hold on to. All doors should be at least thirty-two inches wide in order for wheelchairs to pass through.

A. Infrastructure Expenditures:

a. Fencing -----	\$ 25,000
b. Survey cost -----	\$ 12,000
c. Sewer Line connection to Macheche Road ----	\$51,000
d. 6 inch Water line connection to Main Road ----	\$30,000
e. Clearing Cost -----	\$15,000
f. Parking/Paving -----	\$10,000
Subtotal -----	\$143,000

B. Recreational Expenditures:

a. Basketball Court -----	\$65,000
b. Restrooms -----	\$70,000
Subtotal -----	\$135,000

C. Community Center

4,000 square feet (\$185.00/sq. ft.) -----	\$690,000
Completion of existing clubhouse -----	\$ 25,000
Airconditioning (split):	
1 unit – 18,000 BTU for Clubhouse -----	\$ 800
3 units – 24,000 BTU for Community Center -----	\$36,000
Subtotal -----	\$751,800

If the Division of Senior Citizens will not provide funding for these needed items and equipment for the Nutrition Program, then ILOAG will provide the funding:

15 Folding Tables at \$75.00 each -----	\$1,125.00
150 Folding Chairs at \$12.00 each -----	\$1,800
1 18 cubic feet Refrigerator/Freezer -----	\$ 800
1 Electric Range -----	\$ 600
1 Microwave Oven -----	\$ 100
Total -----	\$756,225.00

SUMMARY:

Infrastructure preparation----- \$143,000.00
Recreational ----- \$135,000.00
Center ----- \$751,800.00
Total: CDBG ----- \$ 1,029,800.00

ILOAG Share: 1 acre lot ----- \$300,000.00
Existing building ----- \$ 60,000.00
Furnishings ----- \$ 4,425.00
Total ----- \$364,425.00

GRAND TOTAL ----- \$1,394,225.00

Section 1.05: Proposed Activity or Activities – (Maximum points: 10)

A. Senior Citizens Center:

As clearly indicated by its name, the Center will be utilized to meet the Nutritional and Social needs of the Senior Citizens in the project's target population. As the elderly congregate at the Center between the hours of 9:00 a.m. to 3:00 p.m. every weekday, congregate meals will be served. Emotional outlet activities such as Bingo, card games and mahjong will be allowed. Informational Services or Discussion Sessions will be held on governmental social services such as Public Assistance, Medicaid Program, Medically Indigent Program, Medicare and Section 8 Housing Program. They will be given as needed.

Referral Services to the appropriate agencies will be provided to interested individuals.

Health Educational Sessions will also be conducted such as management of diabetes, hypertension and other chronic health problems.

Intermittent Health Screening by Health professionals will also be conducted to interested residents.

Assistance for Tax Preparation will also be conducted as needed during tax filing months.

Adult Basic Education is one area that can be explored should there be a recognized need for it.

The Community Center, because of its location, will have the distinct advantage of facilitated accessibility to the residents of the subdivision. This is especially true for the Recreational Component of the Center because the children and the youth can just walk or ride their bicycles to the Basketball Court. For the Senior Citizen's activities, the Division of Senior Citizens will provide the funds for transportation of those who are in need and do not have means to come to the Center on their own. As for the other proposed activities, the participant can normally come on their own.

As previously stated in Section 1.03, the Subdivision is totally lacking of any government facility within the district. The construction of a Multi-purposed Center will enable the Ilocano Association to provide the badly-needed services as mentioned above.

Section 1.06: Organizational Capacity (Maximum points: 20)

Our understanding is that GHURAS' staff will oversee and manage the entire Construction Project. This will include all the elements and components as specified in Section 1.03:

- A. Site Preparation:**
 - a. Survey of Property**
 - b. Clearing of Property**
- B. Provision/ Extension of Utilities:**
 - a. Sewer Line Connection from Macheche Road**
 - b. Water Line, six inches, to Macheche Road**
 - c. Power Connection to include installation of Power Pole if necessary**
- C. Design and Construction of Basketball Court with needed lights and Design and Construction of its Restroom Facility.**
- D. Design and Construction of Senior Citizens Center / Social Hall with all needed amenities such as office, kitchen and inside restroom facilities.**
- E. As-built Design and Constructive completion of existing building**
- F. Fencing**

Inherently connected with the overseeing and management of the above-mentioned activities are also the direct control of all the expenditures of the CDBG Funds, its accounting of all the disbursements and payments, the intermittent auditing of all expenditures and the formulation of all necessary reports. GHURA will be responsible for the selection of the Architectural/Engineering Firm for the design of the Center, the solicitation of bid proposals for the Construction and the Engineering management thereof.

However, if GHURA wants the ILOAG to oversee and manage the project, it can also be done. However, ILOAG's preference is for GHURA to assume this important role.

ILOAG, however, does not have a specific and permanent office location at this time. In the future, ILOAG wants to maintain an office at the pre-existing building upon completion for the purpose of maintaining coordinated efforts as much as possible.

ILOAG also has competent officers and members who can intelligently interact, get involved and work with GHURA from the onset of the Project.

General Data

1. Project Name:	Ilocano Association of Guam (ILOAG) Community Center
2. Type of Public Facilities/Infrastructure Project: (Examples of public facilities include: youth centers, recreational facilities, community learning resource centers, fire and police facilities, libraries, schools, convalescent homes, shelters and transitional housing for the homeless, group homes for persons with disabilities)	-A Public Community Center which shall include, at the very least, a Senior Citizen Center, Multi-Purpose Hall for Social Getherings, Educational Sessions, Health Related Sessions, Confrences and Exercise, Private Conference Room for Mtgs., Social Service Referrals and Adult Based Education. Basketball, Tennis & Volleyball Courts.
3. Applicant Information	
Contact Person	Ernie A. Cid
Title	Chairperson, Special Projects Committee, ILOAG
Mailing Address	113 SW Pago Ct. Dededo, GU 96912
Contact Numbers	(671) 777-6189 / (671)637-4237
Fax Number	
Email Address	

4. Type of Applicant (Select One)	
<input type="checkbox"/>	Local Government / Line Agency
<input type="checkbox"/>	Local Government / Autonomous Agency
<input checked="" type="checkbox"/>	Non-Profit Organization
<input type="checkbox"/>	For-Profit/Private Business (Stop. Not an eligible applicant for CDBG funds.)
5. Federal Tax I.D. Number:	

6. Amount of CDBG Funds Requested:	\$ 1,029,800.00	6a. Total Project Cost:	\$ 1,394,225.00
7. What component of Guam's Consolidated Plan does your project propose to address? (Please refer to the attached PY2005-2009 Guam's Consolidate Plan Priorities sheet.)			
-To Improve Delivery of services to low-income population; To construct and rehabilitate Community Centers, Sports and Recreational Facilities.			
8. What CDBG National Objective does your project propose to address? (select one)			
<input checked="" type="checkbox"/>	BENEFITS A LOW/MODERATE INCOME AREA <i>The public facility will be used for a purpose the benefits of which are available to all residents in a residential area where at least 51% of those residents are low or moderate-income persons.</i>		
<input checked="" type="checkbox"/>	BENEFITS A LIMITED CLIENTELE OF LOW/MODERATE INCOME PERSONS <i>The public facility will be used for an activity designed to benefit a specific group of people, at least 51% of whom are low/moderate income persons.</i>		
<input checked="" type="checkbox"/>	BENEFITS A LIMITED CLIENTELE PRESUMED TO BE LOW/MOD INCOME PERSONS <i>The public facility will be used for an activity designed to benefit a specific group of people HUD considers low/moderate income persons: abused children, elderly persons, battered spouses, homeless persons, adults with severe disabilities, illiterate adults, persons living with AIDS, and migrant farm workers.</i>		

9. Project Beneficiaries	
Indicate (I) for Individuals OR (H) for Households and the quantitative figure requested. Example: 40(H) = 40 Households (Note: Choose only one , 'I' or 'H' for your figures.)	
8,000	a. Number of low- and moderate-income beneficiaries you estimate will be served by this project annually.
12,000	b. Total number of beneficiaries you estimate who will be served annually.

10. Nature of CDBG Activity Proposed: (Identify all that apply to your application.)	
a. New Construction of a facility	
b. Acquisition of an existing facility	
c. Rehabilitation of an existing facility	
d. Demolition of an existing facility	
e. Addition or Expansion of existing facility	Addition & Expansion of existing facility.
f. Removal of Architectural Barriers	

10a. UNITS	*NOT APPLICABLE	TOTAL
Units at Start of Project:		
Units Expected at Completion:		

11. (Only for) CDBG Multi-Unit Activity:				
Units	Total Units	Total Units (Occupied)	Units Occupied (Low-Mod)	Percent of Occupied (Low/Mod)
At Start of Project				
Expected at Completion				

12. Site Control	
a. If CDBG funds WILL NOT be used for acquisition, please check mark below, the appropriate form of site control that the applicant has presently.	
b. Attach and label documented proof of site control to your application.	
Indicate	Type of Site Control
XX	Deed or other proof of ownership -See Attachment.
	Executed Contract of Sale
	Executed Lease Agreement for a period of at least ten (10) years
	Not Applicable
NOTE: An application for CDBG funds for a construction only activity, without acquisition, requires that the applicant demonstrate Site Control <u>at the time of this application</u> . If you do not have Site Control at the time of this application, your application will not be approved for funding.	

12a. Project Site – Location and Address State the location/address of your project.
-Corner of Ahua Lane and Corenoso Lane, Macheche, Dededo
Attach proof of title and a site map with your application. -See Attachment

12b. Zoning Attach copy of zoning documentation.	-Agricultural Zone
<input checked="" type="checkbox"/> A statement on letterhead stationery from the unit of general government (in which the structure is located) indicating that the proposed use of the structure is permissible under the applicable zoning ordinances and regulations; or	
<input checked="" type="checkbox"/> A copy of the zoning ordinance, the zoning map, and the definition of the designated use.	

13. (Only for) Rehabilitation Projects:
<p>a. Attach photo(s) of the building and a copy of the As-Built drawings. -See Attachments.</p> <p>b. If the As-Built drawings are not available; estimate the year the building was constructed.</p> <p>Indicate estimated year of construction: <u>1995</u></p>

ORGANIZATIONAL CHART:

Bernie Gines, President
Overall Chairperson

	<u>Fiscal Management,</u> <u>Accounting</u>	<u>Services</u> <u>Coordinators</u>	<u>Community</u> <u>Outreach</u>
<u>Ernie Cid</u> Project Chairperson & Coordinator	Ador Agasen Noel Bilgera Lucy Marquez	Dr. Eddie del Rosario Mary Medina Estrella Torralba Ruth Camat Imelda Gines	Ronnie Redilla Rick Cruz Frank Mafnas Major Vic Rivo Ciony Viray Joe San Nicolas
<u>Sabina Tamondong</u> Co-Chairperson			

CREDENTIALS:

Mr. Bernie Gines is an architect by profession and has retired from the Dept. of Public Works. He will coordinate with GHURA on all the constructions. He was a President of the Dededo Senior Citizens Center.

Mr. Ernie Cid has a Master's Certificate in Social Services from Fordham University and has served as Administrator of the Division of Social Services, Deputy Director and Director of DPHSS, Director of Health Planning and Development Agency, Deputy Director of Public Utilities Commission, Director of Planning and Development of GMHA, Associate Administrator of GMHA and Chief of Staff of Guam Legislature and Executive Assistant to the Governor. He will be in charge of coordinating all the activities at the Center.

Mrs. Sabina Tamondong is a retired school teacher and a children's Day Care proprietor. She will help out in the Adult Basic Education services as needed.

Mr. Ador Agasen has served as Procurement Officer and Accountant for various hotels and restaurants in Guam. He will be a part of the accounting team but can also assist in outreach activities.

Mr. Noe Bilgera, an accountant, was a CPA in the Philippines. Presently works as a Senior Accounting Supervisor at the Dept. of Administration with vast experiences in general accounting, auditing and all around accounting of federal grants. He will be in charge of the accounting section.

Mrs. Lucy Marquez is an accountant and is in charge of the disbursement, monitoring and reporting of expenditures of all Federal funds at the Dept. of Administration. She is retiring from her governmental job. She will be actively involved with overseeing and formulating reports on federal funds as required.

Mrs. Mary Medina is a retired Social Worker and Program Coordinator of the Division of Senior Citizens. She has a Master's degree in Gerontology from the University of Southern California. She will be in charge of all aspects and activities of the Referral Program, such as social services and medical referral services.

Dr. Eddie del Rosario has a Medical Degree from the University of Santo Tomas in the Philippines and a Master's Degree in Public Health from Johns Hopkins University. He has served as Chief Public Health Officer for DPHSS and Director of Mental Health and Substance Abuse Agency. He headed the Protection and Advocacy Agency for Persons with Disabilities. Dr. del Rosario will be responsible in planning and coordinating health educational sessions and health screening activities.

Mrs. Imelda Gines is a retired school teacher and currently the president of the Dededo Senior Citizens Center. She will assist in various areas such as outreach, coordination of services and educational sessions.

Mrs. Estellita Torralba is a registered nurse, retired from Guam Memorial Hospital and works part-time at St. Dominic Senior Center. She will assist Dr. del Rosario in the health services components of the Center.

Mrs. Ruth Camat is also a registered nurse and works at SDA Clinic. She will also work with Dr. del Rosario in all health-related activities at the Center.

Mr. Frank Mafnas is the Operations Manager of the Municipal Golf Course and will be in charge of Recreational activities at the Center including its outreach efforts. He lives in Macheche subdivision.

Mr. Joe San Nicolas is a retired Chief of the Fire Department and will be in charge of Outreach Activities. He lives in Macheche Subdivision.

Mr. Rick Cruz is a retired Marine Veteran and will be an aggressive Co-Coordinator of all Outreach efforts since he is from Macheche. He plans to have the marine veterans organization conduct their meetings and other activities at the Center.

Mr. Vic Rivo is currently the President of the largest Filipino Organization in Guam, the Federation of Pangasinenses. He is a retired Northern Precinct Commander of the Guam Police and also lives in Macheche Subdivision. He can spearhead a Neighborhood Crime Prevention Program in the Subdivision, addition to performing Outreach activities.

As can be seen from the brief background the key staff in the Organization, Mr. Gines has long years of experience in overseeing and managing Construction Projects. Mr. Cid has all-around experience in the application for and management of millions of dollars in federal funds. Mr. Agasen has vast experience in processing and payment of various invoices, payroll accounting and overall accounting. Mr. Bilgera has long experience of auditing and fiscal controlling of expenditures, general accounting especially federal funds. Mrs. Medina has vast experience in the implementation of innovative services to the elderly. Dr. del Rosario has long years of experience in health

administration, health and drug education as well as coordination of acute and chronic health conditions including disabilities issues. Mrs. Imelda Gines and Mrs. Sabina Tamondong has years of experience in classroom educational settings. It suffices to say that All the Members of the Organization will be effective and positive contributors in their areas of expertise.

CHART:

<u>START DATE</u>	<u>TASK</u>	<u>TIME TO COMPLETE</u>
Dec. 2009	Surveying of Property	10 days
Dec. 2009	Cleaning of Property	3 weeks
Jan. 2010	Design of Basketball & Restroom facility	1 month
Jan. 2010	Connection of sewer line, Connection of Waterline, Installation of power lines	2 months
Jan. 2010	As-built Design of existing facility, plus Modification (by GHURA staff)	2 months
Jan. 2010	Solicitation of Bid for Architectural/ Engineering Design of Center and Selection of Bidder	
Mar. 2010	Solicitation of Bid for Construction of Center/ Basketball Court, Restroom and Completion Of Existing Building	2 months
Apr. 2010	Selection of Contractor	1 month
Jun. 2010	Start of Construction of Center, including Fencing	1 Year
Jun. 2011	Completion of Project	
July 2011	Purchase of necessary furnishings and Equipment for Center	1 month
Oct. 1, 2011	Opening of Senior Citizen's Center	Start of new Fiscal Year –

Section 1.07 Measuring Performance (Maximum points: 5)

Select one of the following HUD Objectives and one corresponding Outcome that most appropriately reflects the impact of the proposed activity.

Objectives

- Suitable Living Environment – In general, this objective relates to activities that are designed to benefit communities, families, or individuals by addressing issues in their living environment.
- Decent Affordable Housing – The activities that typically would be found under this objective are designed to cover the wide range of housing possible under HOME, CDBG or ESG. This objectives focuses on housing programs where the purpose of the program is to meet individual family or community needs and not programs where housing is an element of a larger effort (such as would be captured under Suitable Living Environment).
- Creating Economic Opportunity – This objective applies to the types of activities related to economic development, commercial revitalization, or job creation.

Outcomes

- Availability/Accessibility – This outcome category applies to activities that make services, infrastructure, housing, or shelter available or accessible to low- and moderate- income people, including persons with disabilities. In this category, accessibility does not refer only to physical barriers, but also to making the affordable basics of daily living available and accessible to low- and moderate- income people.
- Affordability – This outcome category applies to activities that provide affordability in a variety of ways in the lives of low- and moderate- income people. It can include the creation or maintenance of affordable housing, basic infrastructure hook-ups, or services such as transportation or day care.
- Sustainability – Promoting Livable or Viable Communities. This outcome applies to projects where the activity or activities are aimed at improving communities or neighborhoods, helping to make them livable or viable by providing benefit to persons of low- and moderate-income people or by removing or eliminating slums or blighted areas, through multiple activities or services that sustain communities or neighborhoods.

Section 1.08 Finances, Budget and Sustainability of Use (Maximum points: 20)

Please restrict your responses to answering items listed here.

- a. Demonstrate how the public facility will continue with its intended use after the project is completed (i.e., when the facility is acquired, constructed, or rehabilitated with CDBG funds).

Section 1.07: Measuring Performance
(Maximum points: 5)

Performance Measures – Data Table

<u>Matrix Goal</u>	<u>Need to be Filled</u>	<u>Activity Proposed</u>	<u>Inputs</u>	<u>Outcomes</u>	<u>Evaluation Process</u> <u>Compilation of Utilization Data</u>
<p>a. Provision of recreational facility & programs for the youth.</p> <p>b. Provision of nutritional & social services for the senior citizens.</p> <p>c. Provision of a centralized facility to hold social events, health-related events, meetings, etc.</p>	<p>a. Total lack of recreational facility for the youth.</p> <p>b. Total lack of a Senior Citizens Center to serve the nutritional and social needs of the elderly.</p> <p>c. Lack of a centralized facility to hold social events especially since it is a low or moderate income neighborhood.</p>	<p>a. Sports activities: basketball, tennis, skateboarding.</p> <p>b. Congregate meals for elderly. Social activities such as dancing, bingo, karaoke, etc.</p> <p>c. Health education, health screening, aerobics, etc.</p>	<p>ILOAG has a one acre property with an uncompleted clubhouse valued at \$360,000. Dededo Mayor's office will fund utilities maintenance. DPHSS will fund the operation of the Senior Citizens Center. CDBG will fund the Construction of the Center.</p>	<p>a. Recreational services for the youth.</p> <p>b. Nutritional services & other social and health services for elderly and other residents.</p> <p>c. Social Hall for social events, gatherings and parties.</p>	<p>a. No. of participants to recreational & related activities</p> <p>b. No. of participants to nutritional, social and health svcs.</p> <p>c. No. of times facilities are utilized</p>

Section 1.08 Finances, Budget and Sustainability of Use (Maximum points: 20)

The service area or target population are the residents of the Macheche Subdivision and the neighboring perimeter areas. These include all the homes west of Route 1 and located between the Latte Heights-Macheche Road and Harmon Loop Road, all the way to Alegeta St. (Columbo Road) to the west and also to encompass all the homes, starting from Mondez Avenue to PGD Townhouses north of the Macheche Road. The 2000 Census figure of Tract 7511 showed that there were about 6,289 residents in these above-mentioned areas, of which at least 3,743 individuals were of low or moderate income category or 59%. The construction or rehabilitation of Community Centers in areas of Guam where at least 51% are of low or median income categories is consistent with the national objective for the usage of CDBG funding. The outreach plan to attract and bring the targeted population to the Community Center shall include distribution of flyers, press releases, and media appearances on radio and television to discuss the project. House to house canvassing will also be utilized.

Establishment or formation of a Macheche Neighborhood Association as a means to achieve better and higher level of utilization of the Center is strongly recommended.

After the Center is built, it is expected that the Recreational Portion will be heavily utilized right away by the youth in the neighborhood.

The Senior Citizens Center will operate with federal funds coming from the Division of Senior Citizens of the Dept. of Public Health and Social Services under the Older Americans Act. The Municipality of Dededo, because of its large population, should ideally have four Senior Citizens Centers. Currently there are only two. The number of elderly in the Program's waiting list is very substantial. The Mayor of Dededo is cognizant of this need.

Initial discussion has been made with Mayor Melissa Savares to contribute the necessary funding to support the Center for such expenditures as utilities, maintenance, and grounds upkeep. The Flea Market Fund, derived from the operation of Dededo Flea Market and the Commercial Sign Revenues paid by business establishments along Marine Drive are dedicated for the upkeep of Recreational Facilities in Dededo.

The expenditures for utilities, maintenance and upkeep of the Senior Citizens Center and Social Hall will come from the Mayor's Budget which is appropriated annually by the Legislature to the Mayors Council of Guam.

The ILOAG, in cooperation with the Mayor's Office, shall apply for the manpower services of eligible retired professional to work part-time at the Center under the Senior Citizens Employment Program of the Department of Labor for such functions as the provision of social services, referral services, adult basic education, health screening and similar activities.

Funding Source

There is no identified and available funding source for Construction besides the CDBG Funds.

However, it is worth mentioning that the one acre property should be valued at this time at around \$300,000. In the 90's it was appraised at \$250,000. Again, the uncompleted building should be worth at least \$60,000.

Finally, there will be available funding to operate the Community Center from various sources, to include the Mayor's Office of Dededo, the Department of Public & Social Services, the Department of Labor, and such other federal funds that we may be eligible for in the provision of the planned services at the Center in the future.

CHART:

<u>Source of Funding</u>	<u>Funding Type (Grant, Loan, Allotment, etc)</u>	<u>Amount</u>	<u>Status of Commitment</u>	<u>Terms of Grant/Loan</u>
ILOAG	Owens land & existing bldg.	\$360,000	Firm	Dedicated/Funding
Mayor's Office	Flea Market income	\$36,000 annually for utilities \$36,000 per year for recreational activities and grounds upkeep, maintenance	Legislative Appropriation By Law Unknown	Pledged
DPHSS	Grant	Costs of nutrition & social programs Unknown		Pledged
DOL	SCEP Allotment		Strong possibility	Employment placement

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TOTAL	OTHER	CDBG	Budget Category

Budget Summary

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Section 1.09: Community Participation (Maximum points 5))

The Ilocano Association of Guam was established as a non-profit assistive organization in November 1965. In September 1978, ILOAG , during the Presidency of Dr. Pat Sagisi purchased the one acre property at Macheche, Dededo for the purpose of constructing a Clubhouse wherein members of ILOAG, their friends and other residents of the area can have a place to meet, congregate and have meetings and conduct social activities. But it was not until 1994 during the Presidency of Mr. Ernie Cid that ILOAG constructed the planned Clubhouse. In 1995 the Clubhouse was finally constructed but to this day remains unfinished even after the expenditure of \$60,000.










In 2007, Mr. Ernie Cid presented the concept of soliciting federal CDBG Funds from GHURA by converting the ILOAG Clubhouse to a more Community-oriented facility. This involves expanding the facility to a Multi-Purpose Community Center with a Basketball Court to meet the needs of the neighborhood. After lengthy discussion with several advisers of ILOAG, with concerned public officials and some of the residents of Macheche Subdivision, it was decided to incorporate a Senior Citizens Program component, i.e. a Senior Citizens Center.

The addition of a recreational component was extensively discussed with the residents of the Macheche Subdivision, community leaders in Dededo, the Mayor's Office and the Municipal Planning Council. Several of the residents of the area are members of ILOAG.

Individuals, families, and public officials we talked to were all in agreement that there was a dire need for a Multi-Purpose Community Center especially the Senior Citizens Center and Recreational components. Incidentally, there is no available government land in the Subdivision for this purpose. Consequently, this joint venture between ILOAG, the Macheche Community, the Mayor's Office of Dededo, and GHURA will definitely be a beneficial project.

Section 1.10 Certification of Ability to Manage Federal Funds

I certify that the organization responsible for carrying out the project activities under this proposal has a financial management system that satisfies the following requirements for managing federal funds:

-  1. The financial management system in place is able to:
 - a. Properly account for federal funds spent,
 - b. Ensure requests are for the correct amount of federal funds,
 - c. Ensure funds are used for project-related purposes,
 - d. Ensure funds are deposited in the proper account, and
 - e. Maintain necessary documentation for all costs incurred.
-  2. Internal Controls in place include:
 - a. A written set of policies and procedures that define staff qualifications and duties, lines of authority, separation of functions, and access to assets and sensitive documents;
 - b. A written accounting procedures for approving and recording transactions; and
 - c. A period comparison of financial records to actual assets and liabilities to check for completeness and accuracy.
-  3. An adequate financial accounting system is maintained including:
 - a. A chart of accounts,
 - b. A general ledger,
 - c. Cash receipts journal,
 - d. Cash disbursements journal, and
 - e. A payroll journal.
-  4. The standards and procedures for determining the reasonableness, allowability and allocability are clearly defined and are consistent with the basic Federal rules (OMB Circular A-87 or A-122).
-  5. Files of original source documentation (receipts, invoices, canceled checks, etc.) for all financial transactions, including those involving obligations incurred and the use of program income are maintained and up-to-date.
-  6. The approved budget is up-to-date for all funded activities. Comparisons of the budget with actual expenditures for each budget category are performed.
-  7. Regular procedures are in place for accurately projecting the cash needs of the organization, and for minimizing the time between the receipt of funds and their actual disbursement. All program income is used for permitted activities, and such program income is used before further requests for payments are made for the same activity.
-  8. The applicant is able to provide accurate, current and complete disclosure of the financial results of each Federally-sponsored project or program in accordance with the reporting requirements of HUD.
-  9. Annual audits of the applicant are conducted in accordance with the Federal requirements (OMB Circular A-133).

Section 1.11 Certification of Fair Housing Laws and Presidential Executive Orders

The Fair Housing Laws

Fair Housing Act: Title VIII of the Civil Rights Act of 1968 (Fair Housing Act), as amended, prohibits discrimination in the sale, rental, and financing of dwellings, and in other housing-related transactions, based on race, color, national origin, religion, sex, familial status (including children under the age of 18 living with parents of legal custodians, pregnant women, and people securing custody of children under the age of 18), and handicap (disability).

Title VI of the Civil Rights Act of 1964: Title VI prohibits discrimination on the basis of race, color, or national origin in programs and activities receiving federal financial assistance.

Section 504 of the Rehabilitation Act of 1973: Section 504 prohibits discrimination based on disability in any program or activity receiving federal financial assistance.

Section 109 of Title I of the Housing and Community Development Act of 1974: Section 109 prohibits discrimination on the basis of race, color, national origin, sex or religion in programs and activities receiving financial assistance from HUD's Community Development and Block Grant Program.

Title II of the Americans with Disabilities Act of 1990: Title II prohibits discrimination based on disability in programs, services, and activities provided or made available by public entities. HUD enforces Title II when it relates to state and local public housing, housing assistance and housing referrals.

Architectural Barriers Act of 1968: The Architectural Barriers Act requires that buildings and facilities designed, constructed, altered, or leased with certain federal funds after September 1969 must be accessible to and useable by handicapped persons.

Age Discrimination Act of 1975: The Age Discrimination Act prohibits discrimination on the basis of age in programs or activities receiving federal financial assistance.

Title IX of the Education Amendments Act of 1972: Title IX prohibits discrimination on the basis of sex in education programs or activities that receive federal financial assistance.

Fair Housing-Related Presidential Executive Orders:

Executive Order 11063: Executive Order 11063 prohibits discrimination in the sale, leasing, rental, or other disposition of properties and facilities owned or operated by the federal government or provided with federal funds.

Executive Order 11246: Executive Order 11246, as amended, bars discrimination in federal employment because of race, color, religion, sex, or national origin.

Executive Order 12892: Executive Order 12892, as amended, requires federal agencies to affirmatively further fair housing in their programs and activities, and provides that the Secretary of HUD will be responsible for coordinating the effort. The Order also establishes the President's Fair Housing Council, which will be chaired by the Secretary of HUD.

Executive Order 12898: Executive Order 12898 requires that each federal agency conduct its program, policies, and activities that substantially affect human health or the environment in a manner that does not exclude persons based on race, color, or national origin.


Executive Order 13166: Executive Order 13166 eliminates, to the extent possible, limited English proficiency as a barrier to full and meaningful participation by beneficiaries in all federally-assisted and federally conducted programs and activities.

Executive Order 13217: Executive Order 13217 requires federal agencies to evaluate their policies and programs to determine if any can be revised or modified to improve the availability of community-based living arrangements for persons with disabilities.

General Certification

I certify that:

- 1) To the best of my knowledge and belief, the information in this application is true and correct.
- 2) The organization responsible for carrying out the project activities under this proposal will comply with all applicable local and Federal laws and regulations.
- 3) The organization will take actions to affirmatively further fair housing and implement CDBG activities in compliance with Title VI of the Civil Rights Act of 1964 and Title VIII of the Civil Rights Act of 1968.
- 4) The organization will verify that no person who is an employee, agent, consultant, officer, or recipients which are receiving CDBG funding may obtain a financial interest or benefit, have an interest in or benefit from the activity, or have an interest in any contract, subcontract or agreement with respect to CDBG activities, with the exception of administrative or personnel costs.
- 5) The organization will not attempt to recover capital costs for the construction of public improvements, assisted in whole or in part with CDBG funds, by charging special assessments or fees against properties owned or occupied by persons of low and moderate income, including any fee, charge or assessment made as a condition of obtaining access to such public improvements, unless:
 - a) CDBG funds are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than CDBG funds; or
 - b) For purposes of assessing any amount against properties owned and occupied by persons of low and moderate income who are not persons of very low income, and the applicant certifies that it lacks sufficient funds to comply with the requirements of clause (a) above.
- 6) The organization will provide in a timely manner for citizen participation, public hearings, and access to information with respect to the proposed project/program.

Project Sponsor (Organization):	Ilocano Association of Guam (ILOAG)
Project Name:	ILOAG Multi-Purpose Community Center Grant
Location of the Project:	Macheche, Dededo
CDBG Program Application: Public Facilities and Improvement	
Project Sponsor Certifying Official:	Ernie A. Gid
Title:	Chairperson, Special Projects Committee, ILOAG
Signature:	
Date:	October 28, 2009 5/15/2010

**Project Sponsor
(Organization):**

Ilocano Association of Guam

Federal Tax I.D. Number:

Project Name:

ILOAG Multi-Purpose Community Center

Location of the Project:

Macheche, Dededo, Guam

Community Development Block Grant Program Public Facilities and Improvement

\$ 1,029,800.00

Contact Person:

Ernie A. Cid

Title:

**Vice President and Chairperson, Special
Projects Committee**

Mailing Address:

113 South Pago Court, Liguán, Dededo 96929

Office Phone:

(671)777-6189

Fax Number:

Email Address:

**Organizational Authorized
Representative:**


Ernie A. Cid

Title:

**Vice President & Chairperson, Special
Projects Committee**

Signature:

Date:

**GUAM HOUSING AND URBAN RENEWAL AUTHORITY
ATURIDAT GINIMA' YAN RINUEBAN SIUDAT GUAHAN**

MEMORANDUM OF AGREEMENT

This MEMORANDUM OF AGREEMENT, hereinafter called "MOA" or "Agreement", made this 14th day of November, 2011, by and between the Guam Housing and Urban Renewal Authority ("GHURA") hereinafter called the "Authority", and the Ilocano Association of Guam ("ILOAG"), hereinafter called the "Subrecipient", concerning the Macheche Multi-Purpose Community Center, hereinafter called the "Property" located on Lot 5, Block No. 3, Tract 172, municipality of Dededo, whose address is 159 S. Gabgab Ct., Liguan Terrace, Dededo, Guam 96929.

W I T N E S S E T H

WHEREAS, the Authority has received funds from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as amended (P.L. Law 93-383); and

WHEREAS, the Authority administers the funds received under the Community Development Block Grant ("CDBG") Program from the U.S. Department of Housing and Urban Development ("HUD"); and

WHEREAS, the Subrecipient has requested that the Authority use CDBG funds to rehabilitate and expand an existing structure for use as a Multi-Purpose Community Center in the neighborhood of Macheche on the subject Property; and

WHEREAS, the Authority, having determined that the rehabilitation and expansion of the Multi-Purpose Community Center is eligible under the CDBG program, has elected to authorize funds for this use; and

WHEREAS, in consideration of the approval as a Subrecipient for CDBG funds, the Subrecipient agrees and promises to perform and abide by all of the terms and conditions set forth in this Agreement;

NOW, THEREFORE, in consideration of the mutual promises set forth herein and other good and valuable consideration, the sufficiency and adequacy of which is hereby acknowledged, the Authority and the Subrecipient agrees as follows:

1. USE OF CDBG GRANT FUNDS

Funds in the amount of **Eight Hundred Thousand Twenty Two and 00/100 Dollars** (\$800,022.00) will be used for the design and the rehabilitation and expansion of an existing facility and the related costs for a Multi-Purpose Community Center. The rehabilitation and expansion will consist of the rehabilitation of the existing facility and an integration of new construction to expand the facility and to include fencing of the entire property, parking and drive way, installation of a standalone wastewater system and a basketball court.

1 **2. ROLES AND RESPONSIBILITIES**

2
3 The Authority and the Subrecipient agree to undertake the following roles and responsibilities
4 throughout the duration of this Agreement as follows:

5
6 **A. Project Development and Construction**

- 7
8 1. The Subrecipient agrees to designate its representative who will participate in the design and
9 construction evaluation committee.
10
11 2. The Subrecipient agrees to designate its representative who will participate in the review and
12 selection process and provide comments on the incremental and final design drawings for the
13 new Macheche Multi-Purpose Community Center facility. The subrecipient further agrees to
14 abide by the terms of the Authority's Non-Disclosure agreements.
15
16 3. The Subrecipient agrees to abide by the provisions of 24 CFR Part 84 and 24 CFR Part 570.611
17 with respect to conflicts of interest, and covenants that it presently has no financial interest and
18 shall not acquire any financial interest, direct or indirect, which would conflict in any manner or
19 degree with the performance of services required under this Agreement. The Subrecipient
20 further covenants that in the performance of this Agreement, no person having such a financial
21 interest shall be employed or retained by the Subrecipient hereunder. These conflict of interest
22 provisions apply to any person who is an employee, agent, consultant, officer, or elected official
23 or appointed official of the Authority, or of any designated public agencies or subrecipients
24 which are receiving funds under the CDBG program.

25
26 The Subrecipient promises for itself and its employees, agents, consultants, officers,
27 representatives, attorneys, subcontractors, contractors, and other persons working for it, that it
28 will not engage in any activity which may induce or cause any government official or employee
29 to violate any applicable regulations, statutes, ordinances, or other provisions, in the nature of
30 ethical restrictions and requirements, relating to such government official or employee.

- 31
32 4. The Subrecipient agrees to provide input in a format specified by the Authority detailing the
33 programs and activities that will be provided in the new Macheche Multi-Purpose Community
34 Center facility.
35
36 5. The Subrecipient agrees to grant the Authority, and its contractors and agents access to and
37 control of the designated construction site throughout the construction phase of the Agreement.
38
39 6. The Subrecipient agrees that its representatives will participate in the periodic inspections as
40 well as the final inspection of the new Macheche Multi-Purpose Community Center facility.
41
42 7. The Authority agrees to conduct the environmental review process and to maintain the
43 environmental review record in accordance with 24 CFR Part 58.
44
45 8. The Authority agrees to ensure that the design and construction of the new Macheche Multi-
46 Purpose Community Center facility will comply with local building code requirements, zoning
47 ordinances, the Model Energy code and with the accessibility standards at 24 CFR Part 8 and 24
48 Part 8 and 24 CFR 100.205.

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9. The Authority agrees to administer the bid process and construction management activities for the construction of the Macheche Multi-Purpose Community Center facility.
10. The Authority agrees to be responsible for disbursing payments directly to the contractor.
11. The Subrecipient and the Authority agree that the construction contract for the new Macheche Multi-Purpose Community Center facility will be between the Authority and the construction contractor that has been selected through the procurement process administered by the Authority.

B. Occupancy and Continued Operations

1. The Subrecipient agrees to assume control of the new Macheche Multi-Purpose Community Center facility immediately upon the issuance of an occupancy permit for the facility by the Department of Public Works.
2. The Subrecipient agrees that it will be responsible for the operating and maintenance costs of the new Macheche Multi-Purpose Community Center facility once the occupancy permit has been issued.
3. The Subrecipient agrees that use of the Macheche Multipurpose Community Center facility will remain eligible under the CDBG program for the duration of this Agreement. The Authority must approve any change in the use of the subject Property while this Agreement remains in force which approval shall not unreasonably be withheld. If, during the term of this Agreement, it is mutually agreed that the proposed use of the subject Property is not eligible under the CDBG program, the Subrecipient must reimburse the CDBG program in the amount of the current fair market value of the subject Property as improved, pursuant to the requirements of 24 CFR 570.505.
4. As a condition of the operation and administration of the Macheche Multi-Purpose Community Center, the Subrecipient agrees to comply with all federal and local laws, including 24 CFR Part 570 concerning CDBG funding, and to comply with all directives, requests, and mandates from GHURA and HUD concerning the operation and administration of the Macheche Multi-Purpose Community Center. . A copy of the CDBG regulations, Federal Register, 24 CFR Part 570, is attached hereto and incorporated as "Exhibit A".
5. The Subrecipient agrees to maintain the Property in good repair in accordance with local building codes. This will include, but not be limited to, painting, decorating, plumbing, carpentry, grounds care, and other maintenance and repair work as may be necessary.
6. The Subrecipient will be responsible for all costs of operations including those of utility expenses incurred for the operations of the Macheche Multi-Purpose Community Center.
7. The Subrecipient understands, acknowledges and agrees that it shall not make any modifications or alterations to the subject Property without prior written approval of the Authority.

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8. The Subrecipient certifies that the activities carried out on the subject Property funded under this Agreement will meet one or more of the CDBG Program National Objectives - 1) benefit low/moderate income persons, 2) aid in the prevention or elimination of slums or blight; and/or 3) meet community development needs having a particular urgency – as defined in 24 CFR 570.208.
9. Fees for use of facilities (24 CFR 570.200(b)(2)). Reasonable fees may be charged for the use of the facilities assisted with CDBG funds but charges such as excessive membership fees, which will have the effect of precluding low and moderate income persons from using the facilities, are not permitted.
10. Program Income is defined as any gross income received by the Subrecipient that was directly generated from the use of CDBG funds (24 CFR 570.500(a)). The Authority authorizes the Subrecipient to retain the use of program income for specific CDBG-eligible activities. The Subrecipient agrees to submit detailed reports on a semi-annual basis (31 March & 30 September) accurately indicating the amount of program income received. The financial records of the Subrecipient must include complete information on the receipt of program income.
11. The Subrecipient shall not lease, sell or transfer ownership of the subject Property or assign, sub-contract or transfer the Agreement, or their interests in the Agreement, without the prior written consent of the Authority. Notice of any such intended lease, sell, transfer, assignment, or sub-contract shall be furnished promptly to the Authority. In the event of a permissive lease, sell, transfer, assignment, or sub-contract, said lessor, assignee, sub-contractor, or transferee shall be subject to and bound by all provisions of this Agreement.
12. The Subrecipient acknowledges that the intended use of the property is to benefit the needs of low and moderate income residents of the Macheche Neighborhood and other qualified and eligible individuals and organizations. The Subrecipient agrees to operate the Property for the benefit of low and moderate populations, residents of the Macheche Neighborhood and other qualified eligible individuals and organizations.
13. The Authority and the Subrecipient agree to periodic monitoring of the subject Property. The Authority will monitor the Subrecipient's use of the Property against performance standards required herein. Substandard performance as determined by the Authority will constitute non-compliance with this Agreement. If action to correct such substandard performance is not taken by the Subrecipient within 30 days after being notified in writing by the Authority, contract suspension or termination procedures will be initiated.

3. **DURATION OF AGREEMENT**

The Subrecipient shall use the Property as the Macheche Multi-Purpose Community Center for a minimum period of twenty (20) years from the date of execution of this Agreement by the Authority and Subrecipient.

1 **4. NOTICE**

2
3 Communications and details concerning this Agreement shall be directed to the following representatives:

4 <u>Authority</u>	5 <u>Subrecipient</u>
6	
7 Marcel G. Camacho	8 Ernie A. Cid
8 Executive Director	9 President
9 Guam Housing & Urban Renewal Authority	10 Ilocano Association of Guam (ILOAG)
10 117 Bien Venida Ave.	11 113 South Pago
11 Sinajana, Guam 96910	12 Dededo, Guam 96929
12 Phone: (671) 475-1378	13 Phone: (671) 777-6189
13 Fax: (671) 300-7565	

14
15 **5. SPECIAL CONDITIONS**

16
17 **A. Program Income**

18
19 Program Income is defined as any gross income received by the Subrecipient that was directly generated
20 from the use of CDBG funds (24 CFR 570.500(a)). The Authority authorizes the Subrecipient to retain
21 the use of program income for specific CDBG-eligible activities. The Subrecipient agrees to submit
22 detailed reports on a semi-annual basis (31 March & 30 September) accurately indicating the amount of
23 program income received. The financial records of the Subrecipient must include complete information
24 on the receipt of program income.

25
26 **B. Fees for Use of Facilities**

27
28 Reasonable fees may be charged for the use of the facilities assisted with CDBG funds but charges such
29 as excessive membership fees, which will have the effect of precluding low and moderate income
30 persons from using the facilities, are not permitted (24 CFR 570.200(b)(2)).

31
32 **C. Use of Property**

33
34 The Subrecipient acknowledges that the intended use of the property is to benefit the needs of low and
35 moderate income residents of the Macheche Neighborhood and other qualified and eligible individuals
36 and organizations. The Subrecipient agrees to operate the Property for the benefit of low and moderate
37 populations, residents of the Macheche Neighborhood and other qualified eligible individuals and
38 organizations.

39
40 **D. Certifications**

41
42 The Subrecipient shall adhere to the general certifications and CDBG specific certifications made by the
43 Government of Guam in the Program Year 2010 Annual Action Plan, a copy of which is attached as
44 **Exhibit "B"**.

1 **6. GENERAL COMPLIANCE**

2
3 The Subrecipient agree to comply with HUD requirements, contained in Part 570 of Title 24 of the
4 Code of Federal Regulations, concerning the Community Development Block Grant, and Title 24 of the
5 Code of Federal Regulations, Part 84, concerning Uniform Administrative Requirements of Grants and
6 Agreements with Institutions of Higher Education, Hospitals, and other Non-profit Organizations. The
7 Subrecipient also agrees to comply with all other applicable Federal and local laws, regulations, and
8 policies governing the use of the Macheche Multi-Purpose Community Center covered by this
9 Agreement. A copy of regulations 24 CFR Part 84 is attached hereto and incorporated as "Exhibit C".

10
11 **7. HOLD HARMLESS**

12
13 The Subrecipient shall hold harmless, defend and indemnify the Guam Housing and Urban Renewal
14 Authority, its officers, employees and agents, from any and all claims, actions, suits, charges and
15 judgments whatsoever that arise out of the Subrecipient's performance or non-performance of the
16 service or subject matter called for in this Agreement including the acts of the Subrecipient's
17 contractors, subcontractors, agents or employees. The Subrecipient shall reimburse any and all costs
18 and attorney fees if the Authority does have to defend for Subrecipient's actions or inactions under this
19 Agreement.

20
21 **8. PROHIBITED ACTIVITIES**

22
23 The Subrecipient agree that the Subject Premises shall not be used for political activities, for activities
24 of general government or for religious purposes. This prohibition shall remain in effect as long as the
25 Subject Premises is owned by the government of Guam.

26
27 **9. CONFLICT OF INTEREST**

28
29 The Subrecipient agrees to abide by the provisions of 24 CFR Part 84 and 24 CFR Part 570.611 with
30 respect to conflicts of interest, and covenants that it presently has no financial interest and shall not
31 acquire any financial interest, direct or indirect, which would conflict in any manner or degree with the
32 performance of services required under this Agreement. The Subrecipient further covenants that in the
33 performance of this Agreement, no person having such a financial interest shall be employed or retained
34 by the Subrecipient hereunder. These conflict of interest provisions apply to any person who is an
35 employee, agent, consultant, officer, or elected official or appointed official of the Authority, or of any
36 designated public agencies or subrecipients which are receiving funds under the CDBG program.

37
38 The Subrecipient promises for itself and its employees, agents, consultants, officers, representatives,
39 attorneys, subcontractors, contractors, and other persons working for it, that it will not engage in any
40 activity which may induce or cause any government official or employee to violate any applicable
41 regulations, statutes, ordinances, or other provisions, in the nature of ethical restrictions and
42 requirements, relating to such government official or employee.

43
44 **10. INSURANCE**

45
46 The Subrecipient will carry sufficient insurance coverage to protect contract assets from loss due to
47 theft, fraud, and/or undue physical damage. The Subrecipient will, at minimum, provide insurance

1 coverage for real property and equipment acquired with Federal funds under this Agreement in
2 accordance with 24 CFR Part 84.31.

3
4 **11. INDEMNIFICATION**

5
6 The Subrecipient understand, acknowledge, and agree to indemnify, defend and hold harmless the
7 Authority, its directors and officers, employees and agents, and its successors and assigns, from any and
8 all suits, actions, cases or claims for damages, relief or personal injury, of whatever nature, arising as a
9 result of the Subrecipient' performance or non-performance of this Agreement including the acts of the
10 Subrecipient' contractors, subcontractors, agents, employees or volunteers. This indemnification shall
11 obligate Subrecipient to defend at its own expense or to provide for such defense, at GHURA's option,
12 any and all claims and suits brought against GHURA which may result from Subrecipient' performance
13 or non-performance of the requirements of this Agreement.

14
15 **12. GRANTOR RECOGNITION**

16
17 The Subrecipient shall ensure recognition of the role of the Authority and HUD in providing funds for
18 the construction of the Macheche Multi-Purpose Community Center.

19
20 **13. AMENDMENT/MODIFICATION OF AGREEMENT**

21
22 The Authority or Subrecipient may amend this Agreement at any time provided such amendments make
23 specific reference to this Agreement, and are executed in writing, signed by a duly authorized
24 representative of the Parties, and approved by the Authority, the Attorney General and the Governor in
25 writing. Such amendments shall not invalidate this Agreement, nor relieve or release the Authority or
26 Subrecipient from their obligations under this Agreement. The Authority may, in its discretion, amend
27 this Agreement to conform with Federal or local laws, government guidelines, policies, due to the
28 availability of funding, or for other reasons. However, there shall be no amendment of any non-
29 waivable governmental requirements.

30
31 **14. TERMINATION**

32
33 The Authority shall have the right to terminate this Agreement for cause or for the convenience of the
34 Authority or HUD. In the event that the Subrecipient materially fail to comply with any term,
35 condition, or requirement of this Agreement or fail to comply with any of the Federal or Territorial
36 laws, rules, regulations, or provisions referred to herein or applicable, or are otherwise unable to
37 perform the activities under this Agreement, then the Subrecipient shall be deemed to be in default of
38 this Agreement and the Authority may institute appropriate legal proceedings to enforce the terms of
39 this Agreement, may terminate this Agreement, in whole or in part, and the Authority may declare the
40 Subrecipient ineligible for any further participation in the Authority's contracts, in addition to other
41 remedies as provided by law. The Subrecipient shall be liable to the Authority for any damages
42 incurred by the Authority as a result of any breach of this Agreement.

43
44 Termination for convenience or for cause may only be undertaken with prior approval of the Authority.
45 In the event of any termination for convenience, the Subrecipient must reimburse the CDBG program as
46 required under Section 2 of this Agreement, titled Occupancy and Continued Operation.

1 Communications regarding suspensions and terminations shall be presented in writing and specify the
2 effective date thereof at least 30 days before the effective date of such termination.
3

4 **15. RECORDS TO BE MAINTAINED**

5
6 The Subrecipient shall maintain all records required by the Federal regulations specified in 24 CFR Part
7 570 that are pertinent to the activities provided at the Macheche Multi-Purpose Community Center.
8 Such records shall include but not be limited to:

- 9
10 a. Records that provide a full description of the services offered at the Macheche Multi-Purpose
11 Community Center so that it can be determined that all the services are eligible under the 24 CFR
12 570 Subpart C (Eligible Activities) of the CDBG program regulation; and,
13
14 b. Records necessary to document compliance with 24 CFR Part 570 Subpart K (Other Program
15 Requirements).
16

17 **16. RETENTION**

18
19 The Subrecipient shall retain all records pertinent to expenditures incurred under this Agreement for a
20 period of four (4) years after the expiration of twenty (20)-year period of performance if the grant has
21 not been audited or four (4) years after the audit if an audit on the grant was completed. The
22 Subrecipient shall retain all records for non-expendable property acquired with funds under this
23 Agreement for four (4) years after final disposition of such property. Notwithstanding the above, if
24 there is litigation, claims, audits, negotiations or other actions that involve any of the records cited and
25 that have started before the expiration of the retention period, then such records must be retained until
26 completion of the actions and resolution of all issues, or the expiration of the retention period,
27 whichever occurs later.
28

29 **17. AUDITS & INSPECTIONS**

30
31 All Subrecipient records with respect to any matters covered by this Agreement shall be made available
32 to the Authority, HUD, the Comptroller General of the United States, or any of their authorized
33 representatives, at any time during normal business hours, as often as deemed necessary, to audit,
34 examine and make excerpts or transcriptions of all relevant data. Any deficiencies noted in audit reports
35 must be fully cleared by the Subrecipient within 30 days after receipt by the Subrecipient. Failure of the
36 Subrecipient to comply with the above-audit requirements will constitute a breach of this Agreement
37 and may result in the termination of this Agreement.
38

39 **18. REPORTING PROCEDURES**

40
41 The Subrecipient shall submit periodic reports to the Authority in the form, content, and frequency as
42 required by the Authority at a minimum, the reports must meet the information requirements for HUD's
43 Integrated Disbursement & Information System (IDIS).
44

45 The Subrecipient shall furnish the Authority or HUD with any and all such statements, records, data,
46 reports, and information concerning matters related to this Agreement that the Authority or HUD may
47 request.
48

1 **19. ACCESS TO RECORDS**

2
3 The Subrecipient shall furnish and cause each of their own subcontractors to furnish all information and
4 reports required hereunder and shall permit access to their books, records and accounts by the Authority,
5 HUD or their respective agents, or other authorized Federal officials for purposes of investigation to
6 ascertain compliance with the rules, regulations, and provisions stated herein.
7

8 **20. ASSIGNMENT OF AGREEMENT; SUB-CONTRACTS; TRANSFER**

9
10 The Subrecipient shall not assign, sub-contract or transfer the Agreement, or their interests in the
11 Agreement, without the prior written consent of the Authority. Notice of any such intended assignment,
12 sub-contract or transfer shall be furnished promptly to the Authority. In the event of a permissive
13 assignment, sub-contract or transfer, said assignee, sub-contractor, or transferee shall be subject to and
14 bound by all provisions of this Agreement.
15

16 **21. RELIGIOUS ORGANIZATION**

17
18 The Subrecipient agree that the Property covered under this Agreement shall not be utilized for
19 inherently religious activities, to promote religious interests, or for the benefit of a religious
20 organization in accordance with the Federal regulations specified in 24 CFR 570.200(j).
21

22 **22. ENVIRONMENTAL CONDITIONS**

23
24 **A. Air and Water**

25
26 The Subrecipient agrees to comply with the following requirements insofar as they apply to the
27 performance of this Agreement:
28

- 29
- 30 • Clean Air Act, 42 U.S.C., 7401, et. Seq.
 - 31 • Federal Water Pollution Control Act, as amended, 33 U.S.C. 1251, et. Seq., as amended, 1318
 - 32 relating to inspection, monitoring, entry, reports, and information, as well as other requirements
 - 33 specified in said Section 114 and Section 308, and all regulations and guidelines issued there under.
 - 34 • Environmental Protection Agency (EPA) regulations pursuant to 40 CFR Part 50, as amended.

35 **B. Flood Disaster Protection**

36
37 In accordance with the requirements of the Flood Disaster Protection Act of 1973 (42 U.S.C. 4001), the
38 Subrecipient shall ensure that, for activities located in an area identified by FEMA as having special
39 flood hazards, flood insurance under the National Flood Insurance Program is obtained and maintained
40 as a condition of financial assistance for acquisition or construction purposes (including rehabilitation).
41

42 **C. Lead-Based Paint**

43
44 The Subrecipient agrees that any construction or rehabilitation of residential structures with assistance
45 provided under this Agreement shall be subject to HUD Lead-Based Paint Regulations at 24 CFR Part
46 35. Such regulations pertain to all HUD-assisted housing and require that all owners, prospective
47 owners, and tenants of properties constructed prior to 1978 be properly notified that such properties may
48 include lead-based paint. Such notification shall point out the hazards of lead-based paint and explain

1 the symptoms, treatment and precautions that should be taken with dealing with lead-based paint
2 poisoning and the advisability and availability of blood lead level screening for children under seven.
3 The notice should also point out that if lead-based paint is found on the property, abatement measures
4 may be undertaken.
5

6 **D. Historic Preservation**
7

8 The Subrecipient agrees to comply with the Historic Preservation requirements set forth in the National
9 Historic Preservation Act of 1966, as amended (16 U.S.C. 470), and the procedures set forth in 36 CFR
10 Part 800, Advisory Council on Historic Preservation Procedures for Protection of Historic Properties,
11 insofar as they apply to the performance of this Agreement.
12

13 In general, this requires concurrence from the State Historic Preservation Officer for all rehabilitation
14 and demolition of historic properties that are 50 years older or older or that are included on a Federal,
15 National or local historic property list.
16

17 The Environmental Conditions are set forth in accordance to 24 CFR Part 570 Subpart K "Other
18 Program Requirements."
19

20 **23. COMPLIANCE WITH LAW**
21

22 The Subrecipient agrees and promises that they shall comply with all Territorial and federal laws,
23 policies, regulations, and requirements relevant and applicable to this Agreement.
24

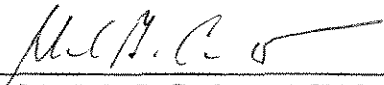
25 **24. SEVERABILITY**
26

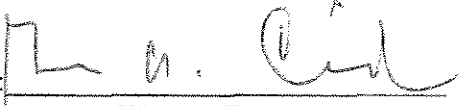
27 If any provision of this Agreement is held invalid, the remainder of the Agreement shall not be affected
28 thereby and all other parts of this Agreement shall nevertheless be in full force and effect.
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25. **PARTIES BOUND BY AGREEMENT**

The signatories to this Agreement hereby represent that they are authorized to enter into this Agreement. This Agreement shall inure to the benefit of the Authority, its employees, contracts, agents and assigns, and shall be binding on the Subrecipient, their employees, agents, contractor and assigns.

IN WITNESS WHEREOF, the Parties have executed this contract as of the date first written above.


By: 
MARCEL G. CAMACHO
Executive Director
Guam Housing and Urban Renewal Authority

By: 
ERNIE A. CID
President
Ilocano Association of Guam (ILOAG)


Date: NOV 14 2011

Date: 11-09-2011

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: 
MARK S. SMITH
GHURA Legal Counsel
Law Office of Mark S. Smith

Date: 10/23/11

By: 
LUCELE LEONGUERERO
Controller
Guam Housing and Urban Renewal Authority

Date: 11/11/11

Grant Number	Grant Budget	Subrecipient Budget
B-10-ST-66-0001	\$800,022.00	\$800,022.00

an



GHURA

Guam Housing and Urban Renewal Authority
Aturidat Ginima' Yan Rinueban Siudad Guahan
117 Bjen Verida Avenue, Sinajana, GU 96910
Phone: (671) 477-9851 · Fax: (671) 300-7565 · TTY: (671) 472-3701



NOTICE OF AMENDMENT TO MEMORANDUM OF AGREEMENT Amendment No. 01-12

Guam Housing and Urban Renewal Authority (GHURA) and Ilocano Association of Guam (ILOAG) have entered into a Memorandum of Agreement (MOA), dated on the 14th of November 2011, and by mutual agreement wish to amend the MOA.


GHURA and ILOAG hereby amend Section 13, Amendment/Modification of Agreement, of the MOA by replacing the section in its entirety and should now read as set forth with the following:

13. AMENDMENT/MODIFICATION OF AGREEMENT.


The Authority or Subrecipient may amend this Agreement at any time provided such amendments make specific reference to this Agreement, and are executed in writing, signed by a duly authorized representative of the Parties, and approved by the Authority, in writing. Such amendments shall not invalidate this Agreement, nor relieve or release the Authority or Subrecipient from their obligations under this Agreement. The Authority may, in its discretion, amend this Agreement to conform with Federal or local laws, government guidelines, policies, due to the availability of funding, or for other reasons. However, there shall be no amendment of any non-waivable governmental requirements.

Other than as amended hereby, the MOA shall remain in full force and effect in accordance with its terms.

So agreed, this 30th day of April, 2012.

By: 

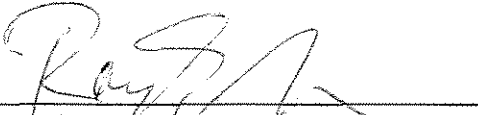
ERNIE A. CID
President
Ilocano Association of Guam

By: 

RAY S. TOPASÑA
Executive Director
Guam Housing and Urban Renewal Authority

LIENOR:


GUAM HOUSING AND URBAN
RENEWAL AUTHORITY (GHURA)

BY: 
RAY S. TOPASNA
Executive Director

GUAM USA)
) ss:
CITY OF HATAGNA)

ON THIS 31st day of December, 2012, before me a Notary Public in and for the Territory of Guam, personally appeared Ray S. Topasna, known to me to be the persons whose names are subscribed to the within instrument and acknowledged that they executed the same.


WITNESS my hand and official seal.


TINA MARIE C. CRUZ
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: **April 02, 2016**
P.O. Box 11493 Yigo, GU 96929

LIENEE:

ILOCANO ASSOCIATION OF GUAM
(ILOAG)

BY:



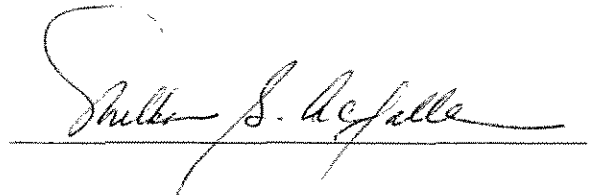
ERNIE A. CID
President

GUAM USA)
)
CITY OF HATAGNA)

ss:

ON THIS 9th day of November, 2012, before me a Notary Public in and for the Territory of Guam, personally appeared Ernie A. CID, known to me to be the persons whose names are subscribed to the within instrument and acknowledged that they executed the same.

WITNESS my hand and official seal.



MELBA SORIANO ACFALLE
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: April 02, 2016
117 Bien Venida Avenue, Sinajana, Guam 96910



GHURA

Guahan Housing and Urban Renewal Authority
 Aturidat Ginima' Yan Rinueban Siudad Guahan
 117 Bien Venida Avenue, Sinajana, GU 96910
 Phone: (671) 477-9851 · Fax: (671) 300-7565 · TTY: (671) 472-3701



EQUAL HOUSING
 OPPORTUNITY

September 24, 2010

Mr. Bernardo F. Gines, President
 Mr. Ernie A. Cid, Chairperson, Special Projects Committee
 Ilocano Association of Guam (ILOAG)
 159 S. Gabgab Ct., Ligan Terrace
 Dededo, GU 96929

FELIX P. CAMACHO
 Governor of Guahan

MICHAEL W. CRUZ, M.D.
 Lt. Governor of Guahan

RAYMOND F.Y. BLAS
 Executive Director

MICHAEL J. DUENAS
 Deputy Director (Acting)

BOARD OF COMMISSIONERS

ANNIE L. PAULINO
 Acting Chairperson

ANNABELLE M. DANCEL
 Member

JUAN Q. ACFALLE
 Member

JOSE R. GUEVARA, JR.
 Member

CECILE B. SUDA
 Member

NORMA JEAN B. FLORES
 Member

ROLAND M. SELVIDGE
 Resident Member

Subject Macheche Neighborhood Multipurpose Center
 Application for Program Year 2010 Annual Action Plan funds

Hafa Adai Mr. Gines and Mr. Cid,

Congratulations to the Ilocano Association of Guam. The Guam Housing and Urban Renewal Authority (GHURA) has selected your application for inclusion in the Guam Program Year 2010 Annual Action Plan. The source of funds is the U.S. Dept. of Housing and Urban Development (HUD), Community Development Block Grant (CDBG). CDBG funds are used to develop projects identified to address housing and community needs identified in Guam's current Consolidated Plan.

The ILOAG has been selected to receive funds totaling \$800,000 to construct a multipurpose community facility to serve the residents of the low/mod neighborhood of Macheche, Dededo.

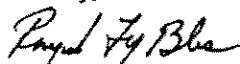
We commend the ILOAG's commitment to providing a venue to bring quality community facilities to the residents of Macheche and for supporting the operations of the new facility. GHURA was greatly encouraged by the pledges of working relationships with your various partners to provide services in the facility.

In the application, the ILOAG identified Mr. Ernie Cid to act as primary point-of-contact for this project. In the coming weeks, GHURA staff will contact Mr. Cid to coordinate the next steps in our process. Foremost of these processes is a mandate of federally- funded activities, the conduct of an environmental assessment of your proposed project site. As has been GHURA's practice with past facilities projects of similar size and scope, GHURA will fulfill the role of development manager and construction manager for the project.

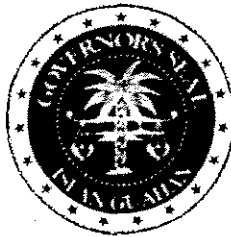
We look forward to working with the ILOAG on the successful completion of the new MACHECHE NEIGHBORHOOD MULTIPURPOSE CENTER.

Should you have any questions, please contact GHURA Acting Chief Planner Katherine Taitano at 475-1322. Thank you and again, our congratulations.

Sincerely,


 RAYMOND F.Y. BLAS
 Executive Director

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

January 20, 2011

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Gudhan
155 Hesler Street
Hagåtña, Guam 96910

31-11-076

2011 JAN 21 PM 5:11
172111
2:35 PM
8
A. B. W.

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 471-30 (COR) "AN ACT TO REZONE LOT NO. 5, BLOCK NO. 3, TRACT 172, AGRICULTURAL SUBDIVISION OF LOT NO. 10065, MOGFOG, DEDEDO TO PUBLIC FACILITY (PF) ZONE, PURSUANT TO §61313 OF ARTICLE 3, CHAPTER 61 OF TITLE 21, GUAM CODE ANNOTATED, FOR THE PURPOSE OF CONSTRUCTING A MULTI-PURPOSE COMMUNITY CENTER FOR PUBLIC USAGE", which I signed into law on January 20, 2011 as Public Law 30-238.

Senseramente,

EDDIE BAZA CALVO

Attachment: copy of Bill

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

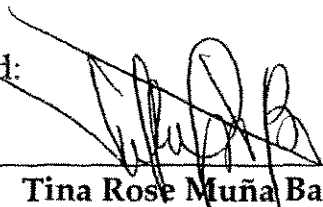
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Substitute Bill No. 471-30 (COR), "AN ACT TO REZONE LOT NO. 5, BLOCK NO. 3, TRACT 172, AGRICULTURAL SUBDIVISION OF LOT NO. 10065, MOGFOG, DEDEDO TO PUBLIC FACILITY (PF) ZONE, PURSUANT TO §61313 OF ARTICLE 3, CHAPTER 61 OF TITLE 21, GUAM CODE ANNOTATED, FOR THE PURPOSE OF CONSTRUCTING A MULTI-PURPOSE COMMUNITY CENTER FOR PUBLIC USAGE," was on the 22nd day of December, 2010, duly and regularly passed.



Judith T. Won Pat, Ed. D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this _____ day of _____, 2010, at
_____ o'clock _____ M.

Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



EDWARD J.B. CALYO

I Maga'lahaen Guåhan

Date: **JAN 20 2011**

Public Law No. 30-238



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

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MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

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Member

Vice-Speaker
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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

Certification of Waiver of Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **Bill No. 48-33 (COR) – D. G. Rodriguez, Jr., Rory J. Respicio, J. V. Espaldon, "AN ACT TO EXPAND THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES DIVISION OF SENIOR CITIZENS PROVISION OF SENIOR CITIZEN CENTER SERVICES THROUGH THE OPERATION OF A NEW MACHECHE SENIOR CITIZEN CENTER BY REPROGRAMMING AND REALLOCATING THE SUM OFFIFTY THOUSAND NINE HUNDRED DOLLARS (\$50,900.00) FROM THE FY-2015 BUDGET ACT FOR EXECUTIVE BRANCH OPERATIONS (P.L. 32-181)."** – on March 4, 2015. COR hereby certifies that BBMR confirmed receipt of this request March 4, 2015 at 2:45 P.M.

COR further certifies that a response to this request was not received. **Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 48-33 (COR) to be included in the committee report on said bill, is hereby waived.**

Certified by:

Senator Rory J. Respicio
Chairperson, Committee on Rules

April 27, 2015

Date



COMMITTEE ON RULES

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

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Member

V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

March 4, 2015

VIA E-MAIL

joey.calvo@bbmr.guam.gov

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

RE: Request for Fiscal Notes– Bill Nos. 45-33(COR) through 50-33(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

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
45-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO ADOPT THE RULES AND REGULATIONS GOVERNING THE ISSUANCE OF HEALTH CERTIFICATES, BY AMENDING ARTICLE 4 OF DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS.
46-33 (COR)	D. G. Rodriguez, Jr. R. J. Respicio	AN ACT TO ADD A NEW § 6235 TO ARTICLE 2 OF CHAPTER 6, 4 GCA, RELATIVE TO PROVIDING A PAY INCENTIVE TO GOVERNMENT OF GUAM LINE AGENCY'S, THE OFFICE OF PUBLIC ACCOUNTABILITY , AND THE GUAM DEPARTMENT OF EDUCATION EMPLOYEES WHO HAVE OBTAINED CERTIFIED PUBLIC ACCOUNTANT, CERTIFIED GOVERNMENT FINANCIAL MANAGEMENT, CERTIFIED FRAUD EXAMINER, AND CERTIFIED INTERNAL AUDITOR CERTIFICATIONS PURSUANT TO RECOGNIZED NATIONAL STANDARDS TO PRESERVE THE GOVERNMENT OF GUAM'S ABILITY TO RECRUIT AND RETAIN SUCH PROFESSIONALS.
47-33 (COR)	Michael F.Q. San Nicolas	AN ACT TO ESTABLISH FINANCIAL EDUCATION CURRICULUM WITHIN THE DEPARTMENT OF EDUCATION BY <i>ADDING A NEW</i> §4110 TO CHAPTER 4 OF DIVISION 2, TITLE 17, GUAM CODE ANNOTATED.
48-33 (COR)	D. G. Rodriguez, Jr Rory J. Respicio J. V. Espaldon	AN ACT TO EXPAND THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES DIVISION OF SENIOR CITIZENS PROVISION OF SENIOR CITIZEN CENTER SERVICES THROUGH THE OPERATION OF A NEW MACHECHE SENIOR CITIZEN CENTER BY REPROGRAMMING AND REALLOCATING THE SUM OFFIFTY THOUSAND NINE HUNDRED DOLLARS (\$50,900.00) FROM THE FY-2015 BUDGET ACT FOR EXECUTIVE BRANCH OPERATIONS (P.L. 32-181).
49-33 (COR)	FRANK B. AGUON, JR.	AN ACT TO APPROPRIATE THE SUM OF NINE THOUSAND NINE HUNDRED THIRTY DOLLARS AND SIXTY-SIX CENTS (\$9,930.66) FROM THE UNOBLIGATED BALANCE OF FUNDS PURSUANT TO PUBLIC LAW 32-225 TO THE GUAM POLICE DEPARTMENT TO PURCHASE HANDHELD PORTABLE RADIOS AND ACCESSORIES FOR LAW ENFORCEMENT OFFICERS.
50-33 (COR)	R. J. Respicio	AN ACT TO AMEND §8121 OF CHAPTER 8 OF TITLE 4 OF THE GUAM CODE ANNOTATED RELATIVE TO THE ANNUITY PAYMENTS OF CERTIFIED, REGISTERED OR LICENSED HEALTHCARE PROFESSIONAL, OR ANCILLARY SERVICE PERSONNEL EMPLOYED BY THE JUDICIARY OF GUAM.



COMMITTEE ON RULES

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MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

February 27, 2015

MEMORANDUM

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

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

Subject: **Referral of Bill No. 48-33(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 48-33(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
48-33 (COR)	D. G. Rodriguez, Jr Rory J. Respicio j. V. Espaldon	AN ACT TO EXPAND THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES DIVISION OF SENIOR CITIZENS PROVISION OF SENIOR CITIZEN CENTER SERVICES THROUGH THE OPERATION OF A NEW MACHECHE SENIOR CITIZEN CENTER BY REPROGRAMMING AND REALLOCATING THE SUM OFFIFTY THOUSAND NINE HUNDRED DOLLARS (\$50,900.00) FROM THE FY-2015 BUDGET ACT FOR EXECUTIVE BRANCH OPERATIONS (P.L. 32-181).	02/27/15 03:05 p.m.	02/27/15	Committee on Health, Economic Development, Homeland Security, and Senior Citizens			



Dennis Rodriguez, Jr. <senatordrodriguez@gmail.com>

FIRST NOTICE OF PUBLIC HEARING on WED. MARCH 18, 2015 5:30pm

1 message

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

Wed, Mar 11, 2015 at 1:02 PM

March 11, 2015

MEMORANDUM

To: All Senators, Media and Stakeholders

From: Sen. Dennis G. Rodriguez, Jr.

Subject: First Notice of Public Hearing on Wed. March 18, 2015

Hafa Adai!

The Committee on Health, Economic Development and Senior Citizens will be conducting a **Public and Confirmation Hearing on Wednesday, March 18, 2015 at 5:30pm** in the Legislature's Public Hearing Room.

The items for public discussion are:

- The Executive Appointment of Mr. George Chiu as a Member of the Guam Economic Development Authority Board of Trustees.
- Bill No. 45-33 (COR) - D.G. Rodriguez, Jr.- An act to adopt the Rules and Regulations governing the issuance of health certificates, by amending Article 4 of Division 1, Title 26, Guam Administrative Rules and Regulations.
- Bill No. 48-33 (COR) - D.G. Rodriguez, Jr. / R.J. Respicio / J.V. Espaldon- An act to expand the Department of Public Health and Social Services Division of Senior Citizens provision of Senior Citizen Center Services through the operation of a new Macheche Senior Citizen Center by reprogramming and reallocating the sum of Fifty Thousand Nine Hundred Dollars (\$50,900.00) from the FY-2015 Budget Act for Executive Branch Operations (P.L. 32-181).
- Bill No. 53-33 (COR) - D.G. Rodriguez, Jr.- An act to adopt Rules and Regulations governing the sanitary operations and inspections of temporary workforce housing pursuant to §21102 of Chapter 21 and §26305 of Chapter 26A, Title 10 Guam Code Annotated.

Individuals who wish to submit written testimonies should address: Sen. Dennis G. Rodriguez, Jr., Chairman, Committee on Health, Economic Development, Homeland Security and Senior Citizens and may send via email to: senatordrodriguez@gmail.com or hand deliver to 176 Serenu Ave. Suite 107 Tamuning, Guam or 155 Hesler Place Hagatna, Guam.

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

Si Yu'os Ma'ase!

Joseph A. Q. Mesngon

Office of Senator Dennis G. Rodriguez, Jr.
Committee on Health, Economic Development,
Homeland Security and Senior Citizens
I Mina'trentai Tres Na Lbeslaturan Guahan
33rd Guam Legislature
176 Serenu Ave. Suite 107
Tamuning, Guam 96931
649-8638/0511
www.toduguam.com



Dennis Rodriguez, Jr. <senatordrodriguez@gmail.com>

SECOND NOTICE OF PUBLIC & CONFIRMATION HEARING on WED. MARCH 18, 2015 5:30pm

1 message

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

Mon, Mar 16, 2015 at 12:06 PM

March 16, 2015

MEMORANDUM

To: All Senators, Media and Stakeholders

From: Sen. Dennis G. Rodriguez, Jr.

Subject: Second Notice of Public Hearing on Wed. March 18, 2015

Hafa Adail

The Committee on Health, Economic Development and Senior Citizens will be conducting a **Public and Confirmation Hearing on Wednesday, March 18, 2015 at 5:30pm** in the Legislature's Public Hearing Room.

The items for public discussion are:

- The Executive Appointment of Mr. George Chiu as a Member of the Guam Economic Development Authority Board of Trustees.
- Bill No. 45-33 (COR) - D.G. Rodriguez, Jr.- An act to adopt the Rules and Regulations governing the issuance of health certificates, by amending Article 4 of Division 1, Title 26, Guam Administrative Rules and Regulations.
- Bill No. 48-33 (COR) - D.G. Rodriguez, Jr. / R.J. Respicio / J.V. Espaldon- An act to expand the Department of Public Health and Social Services Division of Senior Citizens provision of Senior Citizen Center Services through the operation of a new Macheche Senior Citizen Center by reprogramming and reallocating the sum of Fifty Thousand Nine Hundred Dollars (\$50,900.00) from the FY-2015 Budget Act for Executive Branch Operations (P.L. 32-181).
- Bill No. 53-33 (COR) - D.G. Rodriguez, Jr.- An act to adopt Rules and Regulations governing the sanitary operations and inspections of temporary workforce housing pursuant to §21102 of Chapter 21 and §26305 of Chapter 26A, Title 10 Guam Code Annotated.

Individuals who wish to submit written testimonies should address: Sen. Dennis G. Rodriguez, Jr., Chairman, Committee on Health, Economic Development, Homeland Security and Senior Citizens and may send via email to: senatordrodriguez@gmail.com or hand deliver to 176 Serenu Ave. Suite 107 Tamuning, Guam or 155 Hesler Place Hagatna, Guam.

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

Si Yu'os Ma'ase!

Joseph A. Q. Mesngon

Office of Senator Dennis G. Rodriguez, Jr.
Committee on Health, Economic Development,
Homeland Security and Senior Citizens

I Mina'trentai Tres Na Libeslaturan Guahan

33rd Guam Legislature
176 Serenu Ave. Suite 107
Tamuning, Guam 96931
649-8638/0511
www.toduguam.com

Listserv: phnotice@guamlegislature.org
Updated as of February 27, 2015

aalladi@guampdn.com
action@weareguahan.com
admin2@guamrealtors.com
admin@frankaguonjr.com
admin@guamrealtors.com
admin@weareguahan.com
aguon4guam@gmail.com
agusto.aflague@gmail.com
ahernandez@guamlegislature.org
ajuan@kijifm104.com
alerta.jermaine@gmail.com
aline4families@gmail.com
am800guam@gmail.com
amandalee.shelton@mail.house.gov
amcborja@gmail.com
amier@mvguam.com
ang.duenas@gmail.com
ataligba@gmail.com
av@guamlegislature.org
avon.guam@gmail.com
baza.matthew@gmail.com
bbautista@spbg Guam.com
bdydasco@senatorada.org
bella@judiwonpat.com
bernice@tinamunabarnes.com
berthaduenas@guamlegislature.org
betsy@spbg Guam.com
bmkelman@guampdn.com
brantforguam@gmail.com
breanna.lai@mail.house.gov
bruce.lloyd.media@gmail.com
bshringi@moylans.net
carlaborja.73@yahoo.com
carlsanchez@judiwonpat.com
carlsonc@pstripes.osd.mil
ccastro@guamchamber.com.gu
ccharfauros@guamag.org
ccolbert@guamlegislature.org
ccruz.duenas@gmail.com
charlesoneder@gmail.com
chechsantos@gmail.com
cheerfulcatunao@yahoo.com
christine.quinata@takecareasia.com
cipo@guamlegislature.org
clerks@guamlegislature.org
clynt@spbg Guam.com
committee@frankaguonjr.com
communications@guam.gov
cor@guamlegislature.org
coy@senatorada.org
cyrus@senatorada.org
danireyes@senatorbjcruz.com
darryl@tinamunabarnes.com

dcrisost@guam.gannett.com
delisleduenas@judiwonpat.com
desori623@hotmail.com
divider_j_jimenez@hotmail.com
dleddy@guamchamber.com.gu
dmgeorge@guampdn.com
dtamondong@guampdn.com
duenasenator@gmail.com
ed@tonyada.com
edelynn1130@hotmail.com
editor@mvguam.com
editor@saipantribune.com
edpocaique@judiwonpat.com
eflores@senatorbjcruz.com
egg3759@yahoo.com
emqcho@gmail.com
eo@guamrealtors.com
etajalle@guamlegislature.org
evelyn4families@gmail.com
ewinstononi@yahoo.com
fbtorres@judiwonpat.com
fes22744@gmail.com
flores@senatorada.org
frank.blasjr@gmail.com
frank@judiwonpat.com
frank@mvguam.com
gdumat-ol@guampdn.com
gerry@mvguam.com
gerrypartido@gmail.com
gina@mvguam.com
gina.fccg12@yahoo.com
gktv23@hotmail.com
guadalupeignacio@gmail.com
guam.avon@gmail.com
guam@pstripes.osd.mil
guamnativesun@yahoo.com
hana@guam-shinbun.com
hermina.certeza@senatorbjcruz.com
hill.bruce@abc.net.au
hottips@kuam.com
info@chinesetimesguam.com
janela@mvguam.com
jason@kuam.com
jason@senatormorrison.com
jean@tinamunabarnes.com
jennifer.lj.dulla@gmail.com
jennifer@mvguam.com
jespaldonesq@gmail.com
joan@kuam.com
joe@toduguam.com
joesa@guamlegislature.org
john.calvo@noaa.gov
john@kuam.com

Listserv: phnotice@guamlegislature.org
Updated as of February 27, 2015

johnluces@toduguam.com
jon.calvo@mail.house.gov
jontalk@gmail.com
jpmanuel@gmail.com
jstedtaotao@gmail.com
jtenorio@guamcourts.org
julian.c.janssen@gmail.com
juliette@senatorada.org
kai@spbg Guam.com
kcn.kelly@gmail.com
keepinginformed.671@gmail.com
kelly.toves@mail.house.gov
kennylg@guamlegislature.org
kenq@kuam.com
kevin@spbg Guam.com
khmg@hbcguam.net
koreannews@guam.net
koreatv@kuentos.guam.net
kstokish@gmail.com
kstonews@ite.net
law@guamag.org
legislativecounsel@guamlegislature.org
leling@judiwonpat.com
life@guampdn.com
ljalcairo@gmail.com
lmatthews@guampdn.com
louella@mvguam.com
louise@tonyada.com
m.salaila@yahoo.com
mabuhaynews@yahoo.com
mahoquinene@guam.net
malainse@gmail.com
maria.pangelinan@gec.guam.gov
marym@guamlegislature.org
marycamachotorres@gmail.com
maryfejeran@gmail.com
matthew@senatormorrison.com
matthew.santos@senatorbjcruz.com
mcarlson@guamlegislature.org
mcperson.kathryn@abc.net.au
media@frankaguonjr.com
menchu@toduguam.com
millie@tinamunabarnes.com
mindy@kuam.com
mis@guamlegislature.org
miseke@mcvguam.com
mlwheeler2000@yahoo.com
monty.mcdowell@amiguam.com
mspeps4873@gmail.com
mvariety@pticom.com
mwatanabe@guampdn.com
natasha@toduguam.com
news@guampdn.com

news@spbg Guam.com
nick@kuam.com
nicoleramos@toduguam.com
norman.aguilar@guamcc.edu
nsantos@guamlegislature.org
odngirairikl@guampdn.com
office@senatorada.org
officeassistant@frankaguonjr.com
oliviampalacios@gmail.com
onlyonguam@acubedink.com
orleen@senatorbjcruz.com
pacificjournalist@gmail.com
parroyo@k57.com
pdkprg@gmail.com
pete@tonyada.com
phillipsguam@gmail.com
policy@frankaguonjr.com
publisher@glimpsesofguam.com
rennae@guamlegislature.org
responsibleguam@gmail.com
rfteehan@yahoo.com
rgibson@k57.com
ricknauta@hitradio100.com
rlimtiaco@guampdn.com
rolly@ktkb.com
roryforguam@gmail.com
rowena@senatormorrison.com
senator@senatorbjcruz.com
senator@tinamunabarnes.com
senatorbrantmccreadie@gmail.com
senatordrodriguez@gmail.com
senjvespaldon@gmail.com
senatorsannicolas@gmail.com
senator Tonyada@guamlegislature.org
senatorunderwood@guamlegislature.org
sgflores@tinamunabarnes.com
sgtarms@guamlegislature.org
sitarose2@yahoo.com
sixquintanilla@gmail.com
slimtiaco@guampdn.com
smendiola@guamlegislature.org
sonedera-salas@guamlegislature.org
speaker@judiwonpat.com
staff@frankaguonjr.com
stephaniemendiola@gmail.com
tanya4families@gmail.com
tasigirl@gmail.com
tcastro@guam.net
telo.taitague@visitguam.org
tessa@senatorbjcruz.com
thebigshow@guamcell.net
thebigshow@k57.com
therese.hart.writer@gmail.com

Listserv: *phnotice@guamlegislature.org*
Updated as of February 27, 2015

tina@tinamunabarnes.com
tina.alicto@yahoo.com
tinamunabarnes@gmail.com
tjtaitano@cs.com
tom@senatorada.org
tommy@senatormorrison.com
tony@senatorada.org
tony@tonyada.com
tpocague@judiwonpat.com
tritten@pstripes.osd.mil

tterlaje@guam.net
vejohntorres@guamlegislature.org
vince@tinamunabarnes.com
vleonguerrero@judiwonpat.com
xiosormd@gmail.com
xiosormd@yahoo.com
ylee2@guam.gannett.com
zita@mvguam.com
zpalomo@guamag.org



SENATOR DENNIS G. RODRIGUEZ, JR.

PUBLIC HEARING AGENDA

Wednesday, March 18, 2015

5:30pm

Public Hearing Room, *I Liheslatura*

I. Call to order

II. Items for public consideration:

- **The Executive Appointment of Mr. George Chiu as a Member of the Guam Economic Development Authority Board of Trustees.**
- **Bill No. 45-33 (COR) - D.G. Rodriguez, Jr.- An act to adopt the Rules and Regulations governing the issuance of health certificates, by amending Article 4 of Division 1, Title 26, Guam Administrative Rules and Regulations.**
- **Bill No. 48-33 (COR) - D.G. Rodriguez, Jr. / R.J. Respicio / J.V. Espaldon- An act to expand the Department of Public Health and Social Services Division of Senior Citizens provision of Senior Citizen Center Services through the operation of a new Macheche Senior Citizen Center by reprogramming and reallocating the sum of Fifty Thousand Nine Hundred Dollars (\$50,900.00) from the FY-2015 Budget Act for Executive Branch Operations (P.L. 32-181).**
- **Bill No. 53-33 (COR) - D.G. Rodriguez, Jr.- An act to adopt Rules and Regulations governing the sanitary operations and inspections of temporary workforce housing pursuant to §21102 of Chapter 21 and §26305 of Chapter 26A, Title 10 Guam Code Annotated.**

III. Adjournment

Thank you for your participation in today's hearing.