





OFFICE OF THE GOVERNOR UPSINAN I MAGA'LAHI AGANA, GUAM 96910 U.S.A.

April 26, 1989

The Honorable Ted S. Nelson Acting Speaker Twentieth Guam Legislature Post Office Box CB-1 Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 229, which I have signed into law this date as Public Law 20-10.

Sincerely yours.

OSEPH F. ADA

Governor

Enclosure

RECEIPT ACKNOWLEDGED

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Time.

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 229 (COR), "AN ACT TO APPROPRIATE THE SUM OF FIFTY THOUSAND DOLLARS (\$50,000) FROM THE GENERAL FUND FOR EXTENSION OF THE AGANA HEIGHTS COMMUNITY CENTER", was on the 11th day of April, 1989, duly and regularly passed.

Attested:

DON PARKINSON
Senator and Acting Legislative Secretary

This Act was received by the Governor this Act was recei

APPROVED:

JOSEPH F. ADA Governor of Guam

Date: April 26, 1989

Public Law No. 20-10

Bill No. 229 (COR)

Introduced by:

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C. T. C. Gutierrez E. M. Espaldon

H. D. Dierking

D. F. Brooks

T. S. Nelson

J. P. Aguon M. C. Ruth J. G. Bamba

M. D. A. Manibusan

D. Parkinson

F. J. Quitugua

E. P. Arriola M. Z. Bordallo

E. R. Duenas

P. C. Lujan

G. Mailloux

E. D. Reyes J. T. San Agustin

F. R. Santos

T. V. C. Tanaka

A. R. Unpingco

AN ACT TO APPROPRIATE THE SUM OF FIFTY THOUSAND DOLLARS (\$50,000) FROM THE GENERAL FUND FOR EXTENSION OF THE AGANA HEIGHTS COMMUNITY CENTER.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM: The sum of Fifty Thousand Dollars (\$50,000) is hereby appropriated from the General Fund to the Department of Public Works for the construction of an indoor ladies and men's restroom and a storage area for the maintenance men's equipment and supplies at the Agana Heights Community Center.

ROLL CALL SHEET

Bill No. <u>229</u>	Date:	4-11-8	<u>/</u>	
Res. No.				
QUESTION:			J	
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ARRIOLA, E. P.				
BAMBA, J. G.				
BORDALLO, M. Z.				
BROOKS, D. F.				
DIERKING, H. D.	Non-			
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ESPALDON, E. M.				
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Twentieth Guam Legislature

163 Chalan Santo Papa St. Agana, Guam U.S.A. 96910 (671) 472-3407/8/9/10



Chairman, Committee on Ways & Means Vice-Chairman, Committee on Tourism & Transportation

April 10, 1989

The Honorable Joe T. San Agustin Speaker, Nineteenth Guam Legislature 163 Chalan Santo Papa Agana, Guam 96910

Dear Mr. Speaker:

The Committee on Ways & Means and Committee on General Governmental Operations to which Bill No. 229, "AN ACT TO APPROPRIATE THE SUM OF FIFTY THOUSAND DOLLARS (\$50,000) FROM THE GENERAL FUND FOR THE EXTENSION OF THE AGANA HEIGHTS COMMUNITY CENTER" was jointly referred to, now wishes to report back to the full Legislature with the recommendation to do Pass by the Committees.

The voting record for Bill No. 229 are as follows:

	M&M	GGO
TO DO PASS	11	_6
NOT TO PASS	0	
TO REPORT OUT ONLY	0	
TO PLACE IN INACTIVE FILE	0	

Copies of the Committee Report and other pertinent information are attached for your information.

Sincerely

CARL T.C. GUTTERREZ

E. MELSON

Attachments



Twentieth Guam Legislature Committee on Ways & Means Voting Sheet

BILL NO: 229

"An Act to appropriate the sum of Fifty Thousand Dollars (\$50,000) from the General Fund for the extension of the Agana Heights Community Center."

	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	TO PLACE IN INACTIVE FILE
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Senator Carl T. C. GUTIERREZ Chairman				
Senator Herminia D DIERKING				
Senator John P. ACOON Member				
Senator Doris BROOKS				
Senator Ernesto ESPALDON				
Member Manhusan Senator Manyn MANIBUSAN				•
Member Senator Ted S. NELSON	<u> </u>			
Senator Don PARKINSON				
Senator Franklin J. A. QUITUGUA	1_0			
Senator Martha C. RUTH	Mr			
Member				

TWENTIETH GUAM LEGISLATURE COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS

VOTE SHEET ON BILL NO. 229
"An Act to Appropriate the sum of Fifty Thousand Dollars (\$50,000) from the General Fund for extension of the Agana Heights Community Center."

Committee Members	To do Pass	Not to Pass	Abstain	Other
Ted 5. Helson, Chairperson				
Herminia D. Dierking, Vice-Cha	airperson			
Elizabeth P. Arriola	<u></u>			
Madeleine Z. Bordallo				
J. George Bamba				
Edward R. Duenas				
Carl T.C. Gutierrez				
Pilar C. Lujan				
Gordon Mailloux	~			
Don Parkinson				
Eddie D Reyes				
Joe T. San Agustin, Speaker Frank R. Santos	<u> </u>			
Tommy V.C. Tanaka				

COMMITTEE ON WAYS & MEANS REPORT ON BILL 229

BILL 229: "An Act to appropriate the sum of Fifty Thousand Dollars (\$50,000) from the General Fund for extension of the Agana Heights Community Center."

A joint public hearing was conducted by the Committee on Ways & Means and the Committee on General Governmental Operations on Tuesday, February 8, 1989, beginning at 9:00 a.m. at the Legislative Session Hall to hear testimony on Bill 229. Committee Chairs, Senator C.T.C.Gutierrez and Senator Ted S. Nelson respectively, were joined by Senators Herminia Dierking, Edward Duenas, Thomas Tanaka, Ernesto Espaldon, George Bamba, Elizabeth Arriola, Franklin Quitugua, and Martha Ruth.

BACKGROUND

Bill 229 would appropriate \$50,000 from the General Fund to the Department of Public Works for the construction of restroom facilities and a storage area for the Agana Heights Community Center.

TESTIMONY

Mr. Frank Portusach, Commissioner of Agana Heights, appearing at the hearing on behalf of the Municipal Planning Council and the residents of Agana Heights, submitted written testimony in full support of Bill 229 (see Exhibit A). He indicated that there are no restroom facilities currently inside the Center and this is a hardship for the Senior Citizens and his staff, especially in rainy weather. The storage area is needed for maintenance equipment. He attached Resolution No. 88-1, adopted by the Municipal Planning Council (see Exhibit B). The Commissioner also transmitted written testimony on the Bill from Angelica B. Perales, Agana Heights Representative to the 14th Youth Congress (see Exhibit C), supporting the Bill.

Dr. Franklin Cruz, a resident of Agana Heights, presented oral testimony in support and urged the passage of Bill 229. He also commended the sponsor of the Bill for being sensitive to the needs of the Senior Citizens and other residents of his village.

Mr. Dennis M. Zermeno, Acting Director of the Department of Parks and Recreation, submitted written testimony in full support of the Bill (see Exhibit D).

Senator Gutierrez then opened the floor for questions by Committee members and other Senators present. Senator Espaldon posed the question of who is maintaining the restroom facilities in the Community Center. Commissioner Portusach answered that he is the custodian and does everything himself. He added that presently he has two maintenance men to help him. The Commissioner stated that he has asked past Administrations to build the extension of the Community Center. Two years ago the Department of Parks and Recreation was given money to build toilet facilities, but Portusach's request for this had not brought results.

Senators Bamba, Duenas, and Quitugua commented that they fully supported the Bill. Senator Quitugua further commented that he is also in favor of providing the necessary classrooms for Agana Heights Elementary School.

ANALYSIS

All testimony and documentation indicated that these is a need to expand the Community Center and that the amound proposed for appropriation would be sufficient for the project. The Fiscal Note is attached (see Exhibit E).

RECOMMENDATION

The Committee on Ways & Means recommends that Bill 229 be passed by the Twentieth Guam Legislature.

Bill No. 229

Introduced by:

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C. T.C. GUTIERREZ E. ESPALDON

H. D. DIERKING

D. F. BROOKS

T. S. NELSON
J. P. AGUON
M. C. RUTH

J. G. BAMBA

M. D. MANIBUSAN

D. PARKINSON F. J. QUITUGUA

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AN ACT TO APPROPRIATE THE SUM OF FIFTY THOUSAND DOLLARS (\$50,000) FROM THE GENERAL FUND FOR EXTENSION OF THE AGANA HEIGHTS COMMUNITY CENTER.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM: Section 1. The sum of Fifty Thousand Dollars (\$50,000) is hereby appropriated from the General Fund to the Department of Public Works for the construction of an indoor ladies and men's restroom and a storage area for the maintenance men's equipment and supplies at the Agana Heights Community Center.

Introduced

TWENTIETH GUAM LEGISLATURE 1989 (FIRST) Regular Session

JAN 0 4 '89

Bill No. 229 (COR)

Introduced by:

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C. T.C. GUTIERREZ

AN ACT TO APPROPRIATE THE SUM OF FIFTY THOUSAND DOLLARS (\$50,000) FROM THE GENERAL FUND FOR EXTENSION OF THE AGANA HEIGHTS COMMUNITY CENTER.

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

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is hereby appropriated from the General Fund to the Department of Public Works for the construction of an indoor ladies and men's restroom and a storage area for the maintenance men's

6 equipment and supplies at the Agana Heights Community Center.

FRANK M. PORTUSACH COMMISSIONER OF AGANA HEIGHTS P.O. Box 3525*Agana, Guam 96910 Tel:472-8286

February 7, 1989

Senator Carl T.C. Gutierrez Chairman, Committee on Ways and Means 163 Chalan Santo Papa St. Agana, Guam 96910

Dear Mr. Chairman and Members of the Committee:

On behalf of the Municipal Planning Council and the residents of Agana Heights, I, Commissioner Frank M. Portusach, submit favorable testimony on <u>Bill Nos. 227</u>, 229 and 230.

As the village of Agana Heights is steadily increasing in population, there is a need to expand our recreational facilities. As I recall, legislation was introduced in 1980 (Bill 889 introduced by Senator Eddie Duenas and the late Senator Cecilia Bamba) that reecomends that a multi-purpose sports complex be constructed in every village for the use of all the residents, that at least four tennis courts, small parks and playground, and swimming pool, among others, shall be made available in all the villages.

Bill No. 230 is an act to appropriate \$300,000 for the construction of a gymnasium in the municipality of Agana heights. In a resolution adopted by the Municipal Planning Council on June 18, 1988, it was stressed that Agana Heights is in need of further expanding its recreational facilities to serve the needs of our youth. The community, particularly the youth, have requested that a multi-purpose gymnasium be constructed. The accommodation of a multi-purpose gym would further serve the needs of the community and would provide a place for the youth to meet and further serve to curtail juvenile delinquency.

In a community profile study conducted in 1977, the villagers listed "new and improved recreational facilities" as one of the top ten major needs. I think we in Government should take the study seriously and work in that direction to better serve the public. The village of Agana Heights should be equipped with the necessary tools for a wholesome recreation program for our constituents.

We need to continue to make progress in our community. As proposed by Bill No. 230, the construction of a gymnasium would serve to keep our youth occupied and will help promote good character and citizenship. Bill No. 227 is an act to appropriate \$25,000 to establish a playground to enhance the physical well being of our children and create a healthy atmosphere in our community. We need to strengthen our children's needs and physical well being in this troubled world. Thus, Bill Nos. 227 and 230 would serve to promote participatory recreational activities and expand our recreational facilities.

I am attaching a copy of the resolution adopted by the Municipal Planning Council requesting appropriation from the legislature for the construction of a multipurpose gymnasium. The multi-purpose gym would also serve as a youth center. The proposed site for the gymnasium is Lot 12-2-Rem with an area of 2,660 square meters on the westside of the Agana Heights baseball park. This property originated from a land exchange made between Mr. Dong Ju Ji and the Government. The proposal will include the construction of a multi-purpose gymnasium and a mini-park with concrete tables, benches and barbecue pits spread out within the property. Civic or military consideration will also be sought by the commissioner for equipment and construction assistance. As of this date, folding bleachers have already been donated to the community by Mr. Jim Tolan. A blueprint for the gymnasium has already been drawn up.

Bill No. 227 is an act to appropriate \$25,000 to purchase playground equipment for the Municipality of Agana Heights. At a council meeting held in 1988, council member, Glorina Perez, stressed the need for additional playground equipment and a mini park.

Bill No. 229, an act to appropriate \$50,000 from the general fund, is for the extension of the Agana Heights Community Center to accommodate an indoor ladies' and men's restroom facilities and a storage area for the maintenance men's equipment and supplies. The indoor restroom facilities would accommodate the Agana Heights senior citizens and the commissioner's staff. As it stands now, the senior citizens have to walk a distance to the outdoor restroom facilities, which often times, pose

Testimony of Commissioner Portusach Bill Nos. 227, 229 and 230 February 7, 1989

Page 2

a hazard especially when it rains. Furthermore, the indoor restroom facilities would serve those utilizing the community center, particularly those seeking shelter during typhoon conditions. The existing outdoor restroom facilities would be left open daily for the use of the sports players, spectators and the public, in general.

The investment in the above bills is overwhelmed by the benefits to be derived and would provide a healthier and happier atmosphere for the community. I am very much concerned and have worked arduously in obtaining the private properties to augment the exsiting recretional facility.

I am urging your cooperation in supporting our community efforts to make Agana Heights a better place to live. For the sake of our children and the people of Agana Heights, I urge this committee to act favorably, in the passage of Bill Nos. 227, 229 and 230.

Thank you for the opportunity to express the needs and concerns of the people of Agana Heights. Si Yu'os Ma'ase!

Sincerely,

FRANK M. PORTUSACH

Commissioner of Agana Heights

Attachments

Resolution No. 88-1





FRANK M. PORTUSACH COMMISSIONER OF AGANA HEIGHTS



AND THE MUNICIPAL PLANNING COUNCIL

Relative to requesting the Nineteenth Guam Legislature to appropriate the amount of \$300,000.00 for the Development and Construction of a Multi-Purpose Gymnasium and Mini-Park for the community of Agana Heights.

BE IT RESOLVED BY THE AGANA HEIGHTS COMMISSIONER AND THE MUNICIPAL PLANNING COUNCIL:

WHEREAS, the village of Agana Heights is in need of expanding its recreational facilities to accomodate the steadily growing population; and WHEREAS, Commissioner Portusach and the Municipal Planning Council of Agana Heights

hereby request that funds be appropriated for the development and construction of a Multi-Purpose Gymnasium and Mini-Park for the village of Agana Heights; and

WHEREAS, the proposed site is on Lot No. 12-2 REM, an area encompassing 2,660 square meters (Rec), located on the west side of the Agana Heights Baseball Field, originating from a land exchange made between Mr. Dong Ju Ji and the Government of Guam; and

WHEREAS, the proposed construction of the Multi-Purpose Gymnasium includes a pre-fabricated structural building, rib panel steel sidings and ruofing, a floor area (8,000 sq. ft. main building), equipment room (960 sq. ft.), storage room (400 sq. ft.), toilet and hall (240 sq. ft.); totalling an area of 9,600 sq. ft.; and WHEREAS, the main building will cover a standard 94' x 50' x 24' collegiate basket.

ball court, standard indoor volleyball court combination; accessories include one each 12' x 12' roll up door (manual type), one each 10' x 8' roll up door (manual type), eight each 12' x 8' roll up windows (manual type), two each 6' x 7' double swing metal door, four each roof gravity vent and five each aluminum louver windows; and

WHEREAS, the above proposal provides for complete supply and erection of 9,600 sq. ft. structural building complete with electrical and plumbing requirement, concrete

RESOLVED, that the people of Agana Heights are suffering from grossly recreational facilities; and be it further inadequate

RESOLVED, that with the expansion of much needed recreational facilities, it would serve to keep our youth occupied, build and instill good character and good citizenship, curtail juvenile delinquency and promote the physical well being of all by creating a healthy atmosphere in our community; and be it further

RESOLVED, that Commissioner Portusach, on behalf of the Agana Heights Municipal Planning Council and the people of Agana Heights, hereby request your support and consideration in appropriating funds for this much needed capital improvement project in

our village; and be it further

RESOLVED, that the Commissioner of Agana Heights certify to and the Secretary of the Municipal Planning Council attest the adoption hereof and that copies of the same be thereafter transmitted to the Department of Land Management, the Department of Parks and Recreation; to the Speaker and to the Chairperson of the Ways and Means Committee of the Nineteenth Guam Legislature; and to the Governor of Guam.

DULY AND REGULARLY ADOPTED ON THE 18TH DAY OF JANUARY 1988.

Secretary Municipal Planning Council COMMISSIONER FRANK M. PORTUSACH

Chairman Municipal Planning Council

February 07, 1989

Dear Senators of the 20th Guam Legislature,

I would like to voice my support for bill numbers 227, 229 and 230 introduced by Senator Carl T.C. Gutierrez.

Bill 227 is an act to appropriate the sum of \$25,000 to purchase playground equipment for the municipality of Agana Heights. Some of the money may be used to buy sports equipment such as volleyball, basketball, and baseball sets. I feel that these sports equipment can help the children as they develop their skills in sports. It is very important to remember that these children will someday represent our island in various sports events such as the Olympics. Let us not forget that everything has to start from a single, tiny step. Having the opportunity to use the proper equipment as they develop their skills is a tool that will soon lead them to take glant steps. Also, I would like to add that these equipment are not only for those serious, sports-minded people, but also for those who would just like to spend their leisure time playing. This can give the youths "something to do" rather than vandalizing the community.

Bill 229 is an act to appropriate the sum of \$50,000 from the general fund for extension of the Agana Heights

Community Center. The construction of an indoor ladies and men's restrooms and the construction of a storage area for the maintenance men's equipment and supplies at the Agana Heights Community Center are needed. The restrooms are mostly going to be used by the "manamkos" who are at the center five days a week. I am very much concerned about the fact that the "manamkos" have to go down the concrete stairs whenever they need the restrooms that are located outside the center. It is very hard for them when it is raining. It is dangerous when the concrete is wet because it is slippery. Having an indoor restroom would be convenient for them to use it. Potential hazards, such as falling down from the stairs, can be prevented. Another thing I would like to point out is that the outdoor restrooms are used by the public whenever there is a game at the baseball field or at the basketball court. A lot of times these people create a mess in the restrooms. The following day the "manamkos" cannot use the restrooms because of the unpleasant condition. They have to wait until the restrooms are cleaned. Can you imagine having to wait when you really need the restroom?

The construction of a storage area for the maintenance men's equipment and supplies is a necessity. Currently, we are using the police substation office to store the equipment and supplies because there is nowhere else to place them. If a storage area is constructed, the police

substation office may be re-opened and used in a much profitable way.

Bill 230 is an act to appropriate the sum of \$300,000 for the construction of a gymnasium in the municipality of Agana Heights. We have a vacant lot here that can be used for this purpose. The construction of a gymnasium is a very good idea. Right now, we have only one outdoor basketball/volleyball court. There are so many youths here at Agana Heights who would like to play volleyball, but cannot use the court because others are using it to play basketball. If we have a gymnasium, then the youths can benefit from it. If they have something to do, then they may refrain from vandalizing the community. Also, I would like to add that this gymnasium is open to the public so everyone can use it.

I hope that you can see the benefits these bills can give to our "manamkos", youths and the community as a whole.

Sincerely,

Terales

Angelica B. Perales Agana Heights Representative to the 14th Guam Youth Congress



EMRITARIA MARKS AND RECREATE

480 Nevel Hospital Road Agene Heights, Guern 98919 Telephone: (871) 477-9820/1



JOSEPH F. ADA Governor

FRANK F. BLAS Lt. Governor

ANTHONY C. MARIANO
Director

DENNIS M. ZERMENO Deputy Director

FEB 0 7 1989

Honorable Carl T.C. Gutierrez Chairman, Committee on Ways and Means Twentieth Guam Legislature 163 Chalan Santo Papa St. Agana, Guam 96910

Dear Senator Gutierrez:

Due to heavy use of the Agana Heights Community Center and the present situation which makes the current restrooms accessable only from the outside of the building, I recommend approval of such legislation.

Such legislation would make the facility more ideal for its intended use and therefore deserves support.

Sincerely,

DENNIS M. ZERMENO

Acting Director

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TWENTIETH GUAM LEGISLATURE 1989 (FIRST) Regular Session

Bill No. 229 (COR)

Introduced by:

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C. T.C. GUTIERREZ

AN ACT TO APPROPRIATE THE SUM OF FIFTY THOUSAND DOLLARS (\$50,000) FROM THE GENERAL FUND FOR EXTENSION OF THE AGANA HEIGHTS COMMUNITY CENTER.

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