

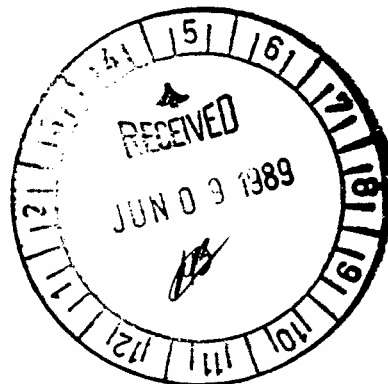


Territory of Guam
Territorio Guam

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

JUN 08 1989

Relay



The Honorable Joe T. San Agustin
Speaker, Twentieth Guam Legislature
Post Office Box CB-1
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 248, which I have signed into law this date as Public Law 20-14.

Sincerely,

Joseph F. Ada
JOSEPH F. ADA
Governor

Attachment

200289

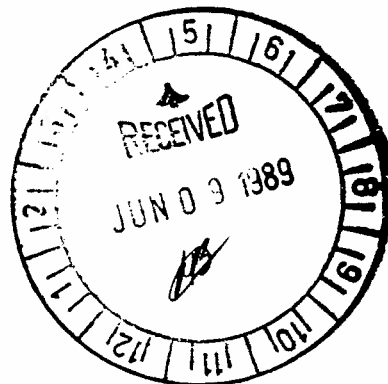


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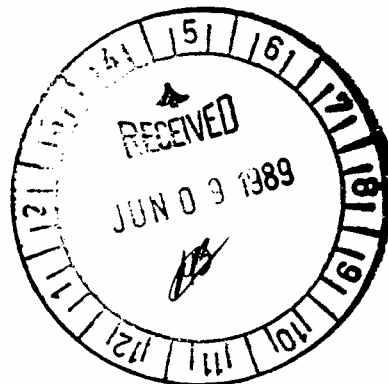


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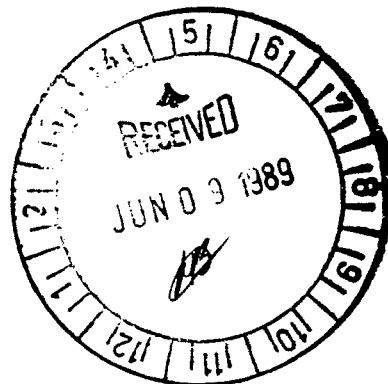


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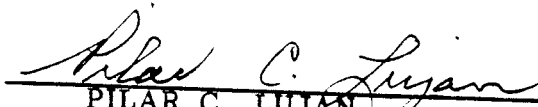
TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

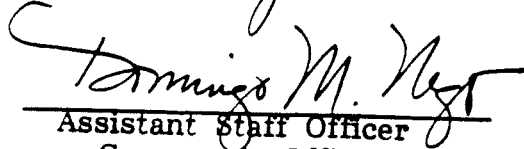
This is to certify that Substitute Bill No. 248 (COR), "AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A WASTEWATER COLLECTOR SYSTEM IN THE BPM AREA OF MANGILAO AND TOILET FACILITIES AT THE "MEMORIAS PARA I LALAHITA" PARK IN UMATAC, AND TO REPEAL AND REENACT GOVERNMENT CODE SECTIONS 6130 AND 19655, TO REPEAL SECTIONS 10002 AND 19650.05 OF SAID CODE, AND TO APPROVE THE TERMS AND CONDITIONS OF BORROWING FOR INFRASTRUCTURE IMPROVEMENTS," was on the 31st day of May, 1989, duly and regularly passed.


JOE I. SAN AGUSTIN
Speaker

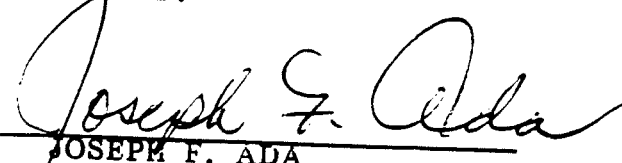
Attested:


PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 2nd day of June, 1989,
at 4:00 o'clock p.m.


Domingo M. Negt
Assistant Staff Officer
Governor's Office

APPROVED:


JOSEPH F. ADA
Governor of Guam

Date: June 8, 1989

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

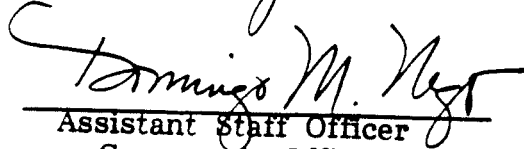
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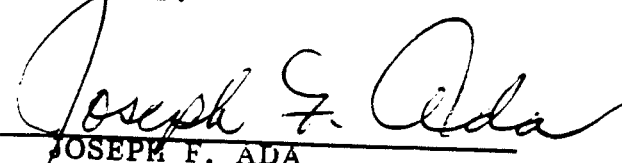
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APPROVED:


JOSEPH F. ADA
Governor of Guam

Date: June 8, 1989

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

Bill No. 248 (COR)
Substitute Bill of the Committee
of the Whole

Introduced by:

C. T. C. Gutierrez
T. S. Nelson
E. D. Reyes

J. P. Aguon
P. C. Lujan
J. T. San Agustin
H. D. Dierking
E. P. Arriola
F. J. A. Quitugua
F. R. Santos
G. Mailloux
M. Z. Bordallo
J. G. Bamba
D. F. Brooks
E. R. Duenas
E. M. Espaldon
M. D. A. Manibusan
D. Parkinson
M. C. Ruth
T. V. C. Tanaka
A. R. Unpingco

AN ACT TO APPROPRIATE FUNDS TO
CONSTRUCT A WASTEWATER COLLECTOR
SYSTEM IN THE BPM AREA OF MANGILAO
AND TOILET FACILITIES AT THE "MEMORIAS
PARA I LALAHITA" PARK IN UMATAC, AND
TO REPEAL AND REENACT GOVERNMENT
CODE SECTIONS 6130 AND 19655, TO REPEAL
SECTIONS 10002 AND 19650.05 OF SAID
CODE, AND TO APPROVE THE TERMS AND
CONDITIONS OF BORROWING FOR
INFRASTRUCTURE IMPROVEMENTS.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. Appropriation. One Million Four Hundred Seventy-Seven
3 Thousand Nine Hundred Fifty-Four Dollars (\$1,477,954) are appropriated
4 from the General Fund to the Public Utility Agency of Guam to construct a
5 wastewater collector system within the BPM area of the municipality of
6 Mangilao.

1 Section 2. Appropriation. Seventeen Thousand Dollars (\$17,000) are
2 appropriated from the General Fund to the Department of Public Works to
3 construct toilet facilities at the "Memorias Para I Lalahita" Park in Umatac.
4 The Umatac Municipal Council and the Director of Parks and Recreation
5 shall oversee this project. The contracting officer for the project shall be
6 the Director of Public Works.

7 Section 3. §6130 of the Government Code is repealed and reenacted to
8 read:

9 "§6130. (a) Authorization of Issuance of Limited Obligation
10 Infrastructure Improvement Debts. The Governor of Guam is
11 authorized to create a debt or debts of the government of Guam in
12 aggregate principal amount not to exceed Twenty-Nine Million Dollars
13 (\$29,000,000) for a maximum term of twenty (20) years for the purpose
14 of implementing Capital Improvement Projects enumerated in subsection
15 (i) of this §6130; provided, however, that (i) the terms and conditions
16 of the debts or debts shall be approved by the Legislature by statute;
17 and (ii) the debt or debts shall not cause a violation of the debt
18 limitation provisions of 48 USC 1423a.

19 (b) Loans, Indenture or Other Agreement. Such debt or debts
20 may be created by a loan, indenture or other agreement executed by
21 the Governor containing such terms as are consistent with this §6130.

22 (c) Valid and Binding Obligation. To the extent that the debt
23 limitation provisions of 48 USC 1423a are not violated, any debt or
24 debts authorized by this §6130 shall constitute the valid and legally
25 binding limited obligation of the government of Guam payable from and
26 secured by a pledge of the revenues derived from the Tourist
27 Attraction Fund. The validity of any such debt or debts shall not be
28 affected by the validity or regularity of any proceedings for the
29 implementation of Capital Improvement Projects funded by the debt or
30 debts.

31 (d) Pledge of Revenues. All or any part of the revenues
32 constituting the Tourist Attraction Fund created by §19655 of this
33 Code may be pledged to secure the repayment of any debt or debts
34 created under this §6130 and pay costs incurred in the creation of

1 such debts. Any pledge made to secure the debt or debts shall be
 2 valid and binding from the time the pledge is made. The revenues
 3 pledged and thereafter received by the government of Guam or by any
 4 trustee, depository or custodian shall be deposited in a separate
 5 account and shall be immediately subject to the lien of such pledge
 6 without physical delivery thereof or further act, and the lien of such
 7 pledge shall be valid and binding against all parties having claims of
 8 any kind in tort, contract or otherwise, against the government of
 9 Guam, such trustee, depository or custodian, irrespective of whether
 10 the parties have notice thereof. The indenture by which such pledges
 11 are created need not be recorded. Revenues pledged for debt service
 12 are hereby continuously appropriated for such purpose.

13 (i) Revenues constituting the Tourist Attraction Fund shall
 14 be expended in accordance with the terms of the indenture
 15 pursuant to which the debt or debts will be issued so that

16 (A) The first priority shall be to meet all requirements
 17 of the repayment of debt or debts created in this §6130; and

18 (B) The second priority shall be to provide operating
 19 funds for the Guam Visitors Bureau at a level the
 20 Legislature deems appropriate.

21 (ii) The Legislature shall continue to enact a budget for the
 22 operation of the Guam Visitors Bureau at any level which the
 23 Legislature deems appropriate.

24 (iii) All revenues so pledged and appropriated which are not
 25 required pursuant to paragraphs (i) and (ii) of this subsection
 26 (d) shall revert to the Tourist Attraction Fund.

27 (iv) The Director of Administration shall transmit to the
 28 Legislature a copy of the trustee's monthly report on collections
 29 and disbursements of the funds it collects and disburses pursuant
 30 to this §6130 within five (5) working days of the Director's
 31 receipt of such report. The preparation and filing of such a
 32 monthly report are mandatory.

33 (e) Waiver of Immunity. Notwithstanding any substantive or
 34 procedural provision of Chapter VI of Title VII of the Government

1 Code, the government of Guam waives immunity from any suit or action
2 in contract on such debt, but does not waive sovereign immunity as to
3 the personal liability of elected officials and full time employees of the
4 government of Guam.

5 (f) Form of Debt or Debts; Covenants; Appointment of Trustee.
6 The technical form and language of the debt or debts, including
7 provisions for execution, exchange, transfer, registration, paying
8 agency, lost or mutilated bonds, negotiability, cancellation and other
9 terms or conditions not inconsistent with this §6130, including
10 covenants relating to the maintenance of revenues, shall be as
11 specified in an indenture approved by the Governor, authorizing the
12 issuance of the debt or debts. The indenture may appoint a trustee
13 authorized to receive and hold in trust the proceeds of the debt or
14 debts and revenues related thereto, to protect the rights of debt
15 holders and to perform such other duties as may be specified in the
16 indenture. The Governor is also authorized to execute, on beha.
17 the government of Guam, any appropriate agreements, certificates or
18 other instruments relating to the debt or debts and the sale of the
19 debt or debts.

20 (g) Authorization for Credit Enhancement. The Governor is
21 authorized to enter into such contracts or agreements with such
22 banks, insurance companies or other financial institutions as he
23 determines are necessary or desirable to improve the security and
24 marketability of the debt or debts created under this §6130. Such
25 contracts or agreements may contain an obligation to reimburse, with
26 interest, any such banks, insurance companies or other financial
27 institutions for advances used to pay principal or interest on the debt
28 or debts. Any such reimbursement obligation may be secured by a
29 pledge of the revenues described in subsection (d) of this §6130.

30 (h) Use of Proceeds from the Sale of Debt or Debts. All Capital
31 Improvement Projects to be funded from the provisions of this §6130
32 must be reviewed and approved by the Governor prior to their
33 implementation. Proceeds from the sale of the debt or debts shall be
34 used solely to pay the costs of the Capital Improvement Projects

1 described in subsection (i) of this §6130 and to pay expenses related
 2 to the authorization, sale and issuance of the debt or debts, including
 3 without limitation, printing costs, costs of reproducing documents,
 4 bond insurance premiums, underwriting, legal and accounting fees and
 5 charges, fees paid to banks or other financial institutions providing
 6 credit enhancement, costs of credit ratings, fees and charges for
 7 execution, transportation and safekeeping of bonds and other costs,
 8 charges and fees in connection with the issuance, sale and delivery of
 9 the debt or debts.

10 (i) The Capital Improvement Projects to be funded from the
 11 implementation of this §6130, any deviation from which requires
 12 legislative concurrence, are:

- | | | |
|----|---|--------------|
| 13 | (1) TUMON SEWAGE REVERSAL | \$ 4,700,000 |
| 14 | (Installation of sewer force main and gravity | |
| 15 | lines and modification of Tumon and Mamajano | |
| 16 | pump stations; project will reverse sewage | |
| 17 | flows from Tumon, Harmon, Barrigada and | |
| 18 | Liguan Terrace to the Northern District Sewer | |
| 19 | System.) | |
| 20 | (2) COMPLETION OF SAN VITORES ROAD | 2,700,000 |
| 21 | (\$2.2 million will be applied towards | |
| 22 | completion of physical improvements and | |
| 23 | \$500,000 will be utilized for remaining land | |
| 24 | acquisition.) | |
| 25 | (3) AGAT-UMATAC HIGHWAY COMPLETION | 3,100,000 |
| 26 | (Construction of Route 4 from Agat to | |
| 27 | Lalahita Memorial Park.) | |
| 28 | (4) ASTUMBO SUBDIVISION INFRASTRUCTURE | 3,500,000 |
| 29 | (Construction of roadways and water and | |
| 30 | sewer facilities to serve approximately 500 | |
| 31 | residential lots.) | |
| 32 | (5) GMHA POWER SYSTEM DESIGN | 800,000 |
| 33 | (Secure the services of an electrical | |
| 34 | engineering firm to: determine the electrical | |

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generation needs of the Guam Memorial Hospital, taking into consideration present load requirements and load requirements of future expansion plans; design an uninterruptible emergency power supply system for the Hospital; prepare a request for proposals for i.) purchase and installation of the uninterruptible power supply system, inclusive of an automatic transfer switch, ii.) construction management of the installation of said uninterruptible power supply system, and iii.) a training program designed to educate and train Guam Memorial Hospital employees in the operation and maintenance of said uninterruptible power supply system. The Guam Memorial Hospital Authority shall secure the services of the electrical engineering firm provided for here through the standard procurement regulations and procedures of the government of Guam, provided, however, that the firm selected for the feasibility and design phases of this project shall not be eligible for consideration for the construction management contract nor shall said firm be involved in the actual purchase of said electrical generating equipment except for the provision of consulting services to the Guam Memorial Hospital during the evaluation of submissions in response to the requests for proposals contained herein.)

(6) PUBLIC MARKET PROJECT 2,000,000
(Design and construction of a new facility to accommodate a variety of public market

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functions. The facility shall be permanent -
no temporary structures and no tin roofs;
and provided, however, that no funds for
this improvement project shall be expended
until the repair on the Sagan Dinana
structure has commenced. Preference and
priority for space in the Public Market shall
be given to those who sell local marine,
aquacultural and agricultural products and
those who primarily sell products bearing the
Guam Product Seal. The Governor and the
Port Authority of Guam Board of Directors
must concur that the final plans of the Public
Market are aesthetically consistent with the
development of the Agaña Marina; Port
Authority Board approval should be expressed
through the adoption of a resolution.)

(7) HIGHWAY HAZARD ELIMINATION PROJECT 3,650,000

(This project entails roadway spot repairs and
anti-skid paving, installation of guardrails,
pavement markers and other safety measures
at various locations.

Specific locations are as follows:

- a. Route 4 from poultry farm to As
Linguit/Pauliluc Bridges, Inarajan 250,000
- b. Route 4 between Umatac and Merizo
villages 680,000
- c. Route 17 between Santa Rita and
Yona along Cross Island Road 570,000
- d. Route 4A from Route 4 to Talofofu
Village proper 400,000
- e. Route 9 in the vicinity of Agafa
Gumas, Yigo 150,000

1	f.	Route 12, installation of 400 linear	
2		feet of guardrail in the vicinity of	
3		Santa Rita	30,000
4	g.	Macheche Road, replacement of anti-	
5		skid surface and installation of	
6		pavement markers near the Latte	
7		Heights Subdivision	350,000
8	h.	Gayinero Road, installation of 800	
9		linear feet of guardrail in Yigo	50,000
10	i.	Ypao Road, installation of guard-	
11		rails, pavement markers, spot repairs	
12		and anti-skid pavement	70,000
13	j.	Route 7 in the vicinity of Agana	
14		Heights between Route 1 intersection	
15		and Naval Hospital entrance	550,000
16	k.	Route 6 in the vicinity of Asan/Piti	
17		and the Nimitz Hill area	500,000)
18	(8)	MERIZO FLOOD CONTROL	350,000
19		(Installation of drainage improvements in the	
20		Barcinas and Cruz areas in Merizo.)	
21	(9)	INARAJAN BOAT LAUNCHING RAMP	250,000
22		(Construction of new boat ramp in the	
23		Inarajan Village area.)	
24	(10)	MERIZO PIER EXPANSION	200,000
25		(Replacement of existing pier to increase	
26		capacity and to restore shoreline eroded	
27		areas.)	
28	(11)	UMATAC SEA WALL	60,000
29		(Restoration of approximately 200 linear feet	
30		of sea wall in Umatac Village proper.)	
31	(12)	UMATAC-MERIZO HIGHWAY DESIGN	300,000
32		(Highway design along Route 4, Umatac to	
33		Merizo, for an upgraded two lane highway	

1		with a center lane. The project will include	
2		paved shoulders and adequate drainage.)	
3	(13)	MERIZO-INARAJAN HIGHWAY DESIGN	300,000
4		(Highway design along Route 4, Merizo to	
5		Inarajan for an upgraded two lane highway	
6		with a center lane. The project will include	
7		paved shoulders and adequate drainage.)	
8	(14)	INARAJAN-TALOFOFO HIGHWAY DESIGN	400,000
9		(Highway design of Route 4 from Inarajan to	
10		Talofof for an upgraded two lane highway	
11		with a center lane. The project will include	
12		paved shoulders and adequate drainage.)	
13	(15)	TALOFOFO-YONA HIGHWAY DESIGN	400,000
14		(Highway design of Route 4 from Talofof to	
15		Yona for an upgraded two lane highway with	
16		a center lane. The project will include paved	
17		shoulders and adequate drainage.)	
18	(16)	INARAJAN COMMUNITY CENTER UPGRADE	400,000
19		(Repair and renovation of existing Inarajan	
20		Community Center)	
21	(17)	MALOJLOJ BASEBALL FIELD	520,000
22		(Design and construction of baseball field in	
23		Malojloj)	
24	(18)	MONGMONG COMMUNITY CENTER CONSTRUCTION	300,000
25		(Construction of new Mongmong Community	
26		Center)	
27	(19)	YIGO COMMUNITY CENTER UPGRADE	300,000
28		(Repair and renovation of existing Yigo	
29		Community Center)	
30	(20)	EXTENSION OF CHALAN KANTON TUTUJAN TO	
31		ROUTE 7	<u>1,400,000</u>
32			\$25,630,000

(j) Refunding Obligations. The Governor of Guam is authorized, with the specific authorization by statute of the

1 Legislature, to create a debt of debts for the sole purpose of
 2 refunding all or a portion of the debt or debts authorized by
 3 subsection (a) of this §6130."

4 Section 4. The Governor and any bond counsel retained in connection
 5 with the debt shall each certify to the Legislature that any debt or debts
 6 made pursuant to the provisions of this Act, are in compliance with the
 7 pertinent provisions of 48 USC 1423a, relating to the restriction of public
 8 indebtedness in excess of ten percentum (10%) of the aggregate tax
 9 valuation of the property in Guam.

10 Section 5. §10002 of the Government Code is repealed, effective on
 11 the date of the sale of bonds to finance the capital improvement projects
 12 specified by §6130 of the Government Code. Any remaining unobligated
 13 sums in the Infrastructure Improvement Fund shall revert directly to the
 14 Tourist Attraction Fund, for appropriation by the Legislature,
 15 notwithstanding the provisions of paragraph (d) of said §6130.

16 Section 6. §19650.05 of the Government Code is hereby repealed.

17 Section 7. §19655 of the Government Code is repealed and reenacted
 18 to read:

19 "§19655. Creation of Tourist Attraction Fund. There is hereby
 20 created, separate and apart from other funds of the government of
 21 Guam, a fund known as the "Tourist Attraction Fund" (the "Fund").
 22 The Fund shall not be commingled with the General Fund and shall be
 23 kept in a separate bank account. All proceeds from taxes collected
 24 under this Chapter shall be deposited in the Fund and shall be
 25 expended for purposes authorized in §§9107 and 9113 of Title 12, Guam
 26 Code Annotated. The Fund may also be used to fund the following
 27 projects:

28 (a) The creation, improvement or beautification of roads,
 29 avenues, boulevards, parkways, intersections, bicycle paths,
 30 motor bike trails, footpaths, biking trails, stairways, rivers,
 31 streams, estuaries, lagoons or other means of access and
 32 transportation;

33 (b) The development and restoration of points of natural
 34 beauty or historic social or cultural significance, including means

1 of access, parking, safety devices, concessions, restrooms, view
2 points and information pavilions;

3 (c) The construction of monuments, memorials, statues,
4 fountains, arches, and similar projects;

5 (d) The construction of buildings to be used for public
6 purposes including zoos and aquariums, museums, athletic
7 facilities, cultural centers, and performing arts complexes;

8 (e) Landscaping, provision of decorations or the
9 enhancement of beauty of any of the projects listed in this
10 \$19655;

11 (f) Accessory projects reasonably necessary to projects set
12 out in this \$19655;

13 (g) Projects and programs identified in the Tumon Bay
14 Master Plan.

15 Except as provided in subparagraph (i)(A) of paragraph (d) of
16 \$6130 of the Government Code, all expenditures of the Fund shall be
17 by appropriation of the Legislature. No further appropriations shall
18 be made of moneys in the Fund which have been pledged for the
19 payment of any debt or debts created pursuant to said \$6130 and such
20 moneys may be used for payment of such debt or debts without
21 further appropriations."

22 Section 8. The Legislature hereby finds and declares as follows:

23 (a) \$6130 of the Government Code, as repealed and reenacted by this
24 Act, provides that the Governor is authorized to create a debt or debts of
25 the government of Guam in aggregate principal amount not to exceed
26 Twenty-Nine Million Dollars (\$29,000,000) for a maximum term of twenty
27 (20) years for the purpose of implementing capital improvement
28 infrastructure projects; provided, that such debt or debts are not in
29 violation of the provisions of 48 USC 1423a.

30 (b) Said \$6130 further provides that the terms and conditions of the
31 debt or debts shall be approved by the Legislature by statute.

32 (c) \$2103(k) of Title 12, Guam Code Annotated, provides that
33 agencies and instrumentalities of the government of Guam shall issue bonds

1 and other obligations only by means of and through the agency of the Guam
2 Economic Development Authority (the "Authority").

3 (d) The board of directors of the Authority has adopted a resolution
4 approving the sale of bonds of the government of Guam for the purpose of
5 financing capital improvement infrastructure projects.

6 (e) Said §2103(k) further provides that the Authority shall not sell
7 any bond without the approval of the Legislature of the terms and
8 conditions of the issuance of the bonds.

9 (f) A proposed form of Government of Guam Limited Obligation
10 Infrastructure Improvement Bond Indenture pursuant to which the bonds
11 are proposed to be issued and secured has been presented to this
12 Legislature.

13 (g) The Legislature, pursuant to said §6130 and §2103(k), hereby
14 approves the issuance by the government of Guam of limited obligation
15 infrastructure improvement bonds in a principal amount not to exceed
16 Twenty-Nine Million Dollars (\$29,000,000), with a final maturity not
17 exceeding twenty (20) years and bearing interest at rates not exceeding ten
18 percent (10%) per annum pursuant to the Government of Guam Limited
19 Obligation Infrastructure Improvement Bond Indenture, subject to the
20 provisions of subsection (a) of §6130 of the Government Code.
21 Additionally, this approval of the Legislature is subject to the condition
22 that the Government of Guam Limited Obligation Infrastructure Improvement
23 Bond Indenture shall contain a provision that the Trustee shall have a net
24 worth of at least Twenty Million Dollars (\$20,000,000).

25 Section 9. Local Sale of Bonds. The Governor of Guam shall
26 undertake his best efforts to cause a portion of the bonds approved by
27 subsection (g) of Section 8 of this Act to be offered for sale in Guam, as
28 well as in other jurisdictions, if and to the extent that such offer and any
29 sales resulting from such offer do not increase the cost to the government
30 of Guam of issuing and repaying such bonds.

31 Section 10. No Personal Liability. No full-time employee or elected
32 official of the government of Guam shall be individually or personally liable
33 for the payment of any amounts due on any such bonds, or for any other
34 liability arising in connection with the bonds; provided, however, that

1 nothing in this Section 10 shall relieve any full-time employee or elected
2 official from the performance of any ministerial duty required by law.

3 Section 11. No Side Agreements. There shall be no separate or side
4 agreement or agreements between the government of Guam and any party or
5 consultant involved in the issuance of the bonds authorized in this Act that
6 have not been approved by the Legislature, and any such separate or side
7 agreement or agreements not so approved shall be void.

8 Section 12. Repeal. Section 116 of Public Law 19-05 is hereby
9 repealed.

SENATOR DON PARKINSON
20th GUAM LEGISLATURE
163 CHALAN SANTO PAPA STREET
AGANA, GUAM 96910

MAJORITY LEADER and CHAIRPERSON, COMMITTEE ON ENERGY, UTILITIES, AND CONSUMER PROTECTION

March 20, 1989

Honorable Joe T. San Agustin
Speaker, 20th Guam Legislature
163 Chalan Santo Papa
Agana, Guam 96910


Dear Mr. Speaker:

The Committee on Energy, Utilities and Consumer Protection wishes to report out its findings on BILL NO. 248(COR): AN ACT TO APPROPRIATE THE SUM OF ONE MILLION FOUR HUNDRED SEVENTY SEVEN THOUSAND NINE HUNDRED FIFTY FOUR DOLLARS (\$1,477,954) FOR THE CONSTRUCTION OF THE BPM AREA WASTEWATER COLLECTOR SYSTEM IN THE MUNICIPALITY OF MANGILAO.

AYES: -13- (To Pass)
NAYS: -0-
ABSTENTIONS: -0-
REPORT OUT ONLY: -0-
OFF-ISLAND: -0-

A copy of the Committee Report and all pertinent documents are attached for your information.

Sincerely,


Senator Don Parkinson
Chairman, Committee on
Energy, Utilities and
Consumer Protection

SENATOR DON PARKINSON
20th GUAM LEGISLATURE
163 CHALAN SANTO PAPA STREET
AGANA, GUAM 96910

MAJORITY LEADER and CHAIRPERSON, COMMITTEE ON ENERGY, UTILITIES, AND CONSUMER PROTECTION

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A copy of the Committee Report and all pertinent documents are attached for your information.

Sincerely,


Senator Don Parkinson
Chairman, Committee on
Energy, Utilities and
Consumer Protection

COMMITTEE ON ENERGY, UTILITIES AND
CONSUMER PROTECTION

VOTING SHEET ON:

BILL NO. 248(COR): AN ACT TO APPROPRIATE THE SUM OF
ONE MILLION FOUR HUNDRED SEVENTY SEVEN THOUSAND NINE
HUNDRED FIFTY FOUR DOLLARS (\$1,477,954) FOR THE
CONSTRUCTION OF THE BPM AREA WASTEWATER COLLECTOR
SYSTEM IN THE MUNICIPALITY OF MANGILAO.

<u>COMMITTEE MEMBERS:</u>	<u>INITIAL</u>	<u>TO PASS:</u>	<u>NOT TO PASS:</u>	<u>REPORT OUT:</u>
Sen. Don Parkinson	<i>DP</i>	✓		
Sen. Herminia Dierking	<i>HD</i>	✓		
Sen. George Bamba	<i>GB</i>	✓		
Sen. Madeleine Bordallo	<i>MB</i>	✓		
Sen. Doris Brooks	<i>DB</i>	✓		
Sen. Gordon Mailloux	<i>GM</i>	✓		
Sen. Marilyn Manibusan	<i>MM</i>	✓		
Sen. Ted Nelson	<i>TN</i>	✓		
Sen. Franklin Quitugua	<i>FQ</i>	✓		
Sen. Martha Ruth	<i>MR</i>	✓		
Sen. Frank Santos	<i>FS</i>	✓		
Sen. Antonio Unpingco	<i>AU</i>	✓		
Spkr. Joe T. San Agustin	<i>JS</i>	✓		

COMMITTEE ON ENERGY, UTILITIES AND
CONSUMER PROTECTION

VOTING SHEET ON:

BILL NO. 248(COR): AN ACT TO APPROPRIATE THE SUM OF
ONE MILLION FOUR HUNDRED SEVENTY SEVEN THOUSAND NINE
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<u>COMMITTEE MEMBERS:</u>	<u>INITIAL</u>	<u>TO PASS:</u>	<u>NOT TO PASS:</u>	<u>REPORT OUT:</u>
Sen. Don Parkinson	<i>DP</i>	✓		
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Sen. Madeleine Bordallo	<i>MB</i>	✓		
Sen. Doris Brooks	<i>DB</i>	✓		
Sen. Gordon Mailloux	<i>GM</i>	✓		
Sen. Marilyn Manibusan	<i>MM</i>	✓		
Sen. Ted Nelson	<i>TN</i>	✓		
Sen. Franklin Quitugua	<i>FQ</i>	✓		
Sen. Martha Ruth	<i>MR</i>	✓		
Sen. Frank Santos	<i>FS</i>	✓		
Sen. Antonio Unpingco	<i>AU</i>	✓		
Spkr. Joe T. San Agustin	<i>JS</i>	✓		

REPORT OF THE COMMITTEE ON ENERGY,
UTILITIES AND CONSUMER PROTECTION ON
BILL NO. 248: AN ACT TO APPROPRIATE THE SUM
OF ONE MILLION FOUR HUNDRED SEVENTY SEVEN (\$1,477,954)
FOR THE CONSTRUCTION OF THE BPM AREA WASTEWATER COLLECTOR
SYSTEM IN THE MUNICIPALITY OF MANGILAO.

PREFACE

The Committee on Energy, Utilities and Consumer Protection conducted a public hearing on Wednesday, March 1, 1989 at 1:00 p.m. in the Legislative Session Hall on Bill 248: An act to appropriate the sum of one million four hundred seventy seven (\$1,477,954) for the construction of the BPM area wastewater collector system in the municipality of Mangilao. Members present at the public were: Senator Don Parkinson, Chairman; Senator Bamba; Senator Ruth; Senator Unpingco; and Senator Quitugua.

TESTIMONY

Although Mr. Nonito Blas, Commissioner of Mangilao and the Mr. Wilfred Aflague, Director of Department of Administration were invited to attend the public hearing and voice out their opinion, no one appeared to testify before the Committee, however, two written testimonies were submitted. Testimony with an attachment (Fiscal Year 1989 Guam Construction Grants Priority System and Project Priority List) by Mr. Fred M. Castro, Administrator of Guam Environmental Protection Agency was submitted during the public hearing. This testimony is labeled Exhibit 'A'. According to Mr. Castro, the main sewerline along BPM Road was completed approximately two years ago. The project area associated with the cost estimate as specified needs better specification. This area is not included in the Wastewater CIP Priority List.

Written testimony by Mr. Anthony C. Blaz, Chief Officer of Public Utility Agency of Guam, was also submitted during the public hearing and is labeled Exhibit 'B'. Mr. Blaz stated in his testimony that the Agency views this proposal as one of the very important projects which the Agency itself cannot fund. The completion of projects such as this will make this largely populated area much safer and healthier locality within our Island.

Bill No. 248 (COR)

Introduced by:


C. T.C. GUTIERREZ

AN ACT TO APPROPRIATE THE SUM OF ONE
MILLION FOUR HUNDRED SEVENTY SEVEN
THOUSAND NINE HUNDRED FIFTY FOUR DOLLARS
(\$1,477,954) FOR THE CONSTRUCTION OF THE
BPM AREA WASTEWATER COLLECTOR SYSTEM IN
THE MUNICIPALITY OF MANGILAO.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. The sum of One Million Four Hundred Seventy
3 Seven Thousand Nine Hundred Fifty Four Dollars (\$1,477,954)
4 from the General Fund to the Public Utility Agency of Guam
5 for the construction of the BPM area wastewater collector
6 system in the municipality of Mangilao.



GUAM ENVIRONMENTAL PROTECTION AGENCY

AHENSIAAN PRUTEKSION LINA'LA GUAHAN
POST OFFICE BOX 2999 AGANA, GUAM 96910 TELEPHONE: 646-8863/64/65

MAR 1 1989

Senator Don Parkinson
Chairman, Committee on Energy,
Utilities and Consumer Protection
20th Guam Legislature
163 Chalan Santo Papa Street
Agana, Guam 96910

Dear Senator Parkinson:

The following consolidated written testimony on numerous bills as indicated is submitted to the Committee on Energy, Utilities and Consumer Protection for consideration:

- a. Bill No. 166 (COR): An act to approve island-wide capital improvement projects using the proceeds of the fifty-three million dollar (\$53,000,000) water bond.

Although we concur with the intent, we do not support this bill based on outdated content. The project list was revised slightly over a year ago and an updated, more comprehensive proposed legislation has been prepared for immediate submission by the Governor.

- b. Bill No. 248 (COR): An act to appropriate the sum of one million four hundred seventy seven thousand nine hundred fifty four dollars (\$1,477,954) for the construction of the BPM area wastewater collector system in the Municipality of Mangilao.

Main sewerline along BPM Road was completed approximately two years ago. The project area associated with the cost estimate as specified needs better specification. This area is not included in the Wastewater CIP Priority List. See attachment.

- c. Bill No. 250 (COR): An act making appropriation for architectural and engineering plans and specifications, and for the construction of sewage facilities in the Lalo District of the Municipality of Mangilao.

Lalo area is part of a South Barrigada Collectors project which is No. 9 on the Wastewater CIP Priority List. Based on the rated priority for this project which is approximately \$240,000 for A/E Design and \$3,500,000 for construction, U.S.E.P.A. (federal) grant monies are not available nor likely over the next two Fiscal Years. The project involves construction of one pump station, seven ejectors and approximately 40,000 feet of gravity and 6,000 feet of force main

Exhibit "A"



"ALL LIVING THINGS OF THE EARTH ARE ONE"

lines. Local funding of a scaled down Lalo area project is the most immediate feasible alternative. Section 3 of the Bill is overcome by a well established procedure of annual review, evaluation and formal adoption of a wastewater capital improvement projects priority list.

- d. Bill No. 251 (COR): An act making appropriation for architectural and engineering plans and specifications, and for the construction of sewage facilities in the area around Agana Springs and Afame, Sinajana.

This project is No. 3 on the Wastewater CIP Priority List and is a strong candidate for U.S.E.P.A. construction grant or other federal funding equivalent during Fiscal Years 1991-1994.

- e. Bill No. 252 (COR): An act making appropriation for architectural and engineering plans and specifications, and for the construction of sewage facilities in the Nimitz Hills area of the Municipality of Piti.

A wastewater CIP for this area has not been formally justified nor adopted as a priority. The Wastewater Facilities Plan for Rural Areas considers adequate and recommends septic tank and leaching field system for this area. There are other areas with established priorities in need of funding.

The opportunity to comment on the above Bills is greatly appreciated and we are ready to provide additional comments upon request.


FRED M. CASTRO

Attachment



FISCAL YEAR 1989
GUAM CONSTRUCTION GRANTS
PRIORITY SYSTEM
AND
PROJECT PRIORITY LIST

PREPARED BY:
WATER POLLUTION CONTROL PROGRAM
GUAM ENVIRONMENTAL PROTECTION AGENCY
P. O. BOX 2999
AGANA, GUAM 96910

1988

CONSTRUCTION GRANT STATE PROJECT PRIORITY LIST

PRI-ORITY PIS.	PRI-ORITY RANK	LEGAL NAME ST. ADDRESS CITY ZIP CODE	NPDES PERMIT NO. NEEDS SURVEY FACILITIES NUMBER	PARENT PROJECT NO. GRANT IDEN- TIFICATION PROJECT NO.	PROJECT STEP	GRANT CERTIFI- CATION TARGET DATE	PROJECT FUNDING STATUS	DESCRIPTION OF PROJECT	INNOV. ELIG. COST ALTERNATIVE ELIG. COST	TOTAL PROJECT COSTS (ELIGIBLE AND INELIGIBLE)	TOTAL ESTIMATED EPA ASSISTANCE	ELIGIBLE COST BY DEEDS CATEGORY
33	1	PIAG, P.O. Box 3010 Agana, Guam 96910	GU-0020-222 66-0001-001	C660010-01 C660010-29	IV	9-87(F) 6-90(G) 2-91(P)	B	Agat/Santa Rita Sewer System, Phase II - Design and construction of a complete sewerage treatment plant. This will involve the abandonment of the existing Agat STP.		\$4,204,562	\$4,204,562	I 4,204,562 II IIIa IIIb IVa IVb V
32	2	PIAG, P.O. Box 3010 Agana, Guam 96910	GU-0020-095 66-0012-002	C660012-03 C660010-28	IV	4-79(F) 6-93(G) 3-94(P)	B	Talofofo Sewer System - Construction of collector system, force main and disposal system. This will involve the pumping of sewage from Talofofo village to the existing Beza Gardens STP.	\$475,681 (Effluent Disposal System)	\$3,500,000	\$3,500,000	I II IIIa IIIb IVa 1,450,000 IVb 2,050,000 V

Legend: (F) Facilities Plan Approval Target Date.

(P) Plans and Specifications Approval Target Date.

(G) Grant Application and State Certification Target Date.

(A) Project on the Fundable Portion of the Priority List

(B) Project on planning Portion of Priority List.

CONSTRUCTION GRANT STATE PROJECT PRIORITY LIST

PRI-ORITY PTS.	PRI-ORITY RANK	LEGAL NAME ST. ADDRESS CITY ZIP CODE	NPDES PERMIT NO. NEEDS SURVEY FACILITIES NUMBER	PARENT PROJECT NO. GRANT IDENTIFICATION PROJECT NO.	PROJECT STEP	GRANT CERTIFI- CATION TARGET DATE	PROJECT FUNDING STATUS	DESCRIPTION OF PROJECT	INNOV. ELIG. COST ALTERNATIVE ELIG. COST	TOTAL PROJECT COSTS (ELIGIBLE AND INELIGIBLE)	TOTAL ESTIMATED EPA ASSISTANCE	ELIGIBLE COST BY NEEDS CATEGORY
31	3	PUAG P.O. Box 3010 Agana, Guam 96910	GU-0020-087 66-0001-002	C660010-01 C660010-19	IV	4-85(F) 3-94(G) 3-95(P)	B	Agana Springs Collector: Design and construction of sewerlines and ejector station to serve the area east of Route 4 adjacent to the Agana Swamp and unsewered portion of Afame, Sinajana.		\$ 775,500	\$ 710,200	I II IIIa IIIb IVa 710,200 IVb V
28	4	PUAG, P.O. Box 3010 Agana, Guam 96910	GU-0020-087 66-0001-002	C660010-01 C660010-20	IV	Beyond 1994	B	Maina Collector: Design and construction of a collector and interceptor system to serve the whole village of Maina. Approximately 19,500 feet of lines is involved. This will be connected to the existing sewer at Route 6. (1 pump station and 1 ejector)		\$1,266,400	\$ 981,663	I II IIIa IIIb IVa 981,663 IVb V
28	5	PUAG, P. O. Box 3010 Agana, Guam 96910	GU-0020-087 66-0001-002	C660010-01 C660010-10	IV	Beyond 1994	B	Chalan Pago Collectors: Preparation of Plans and specifications and construction of a collector system to serve the old South Dump Road and the North Road to connect to the existing sewer line at Route 4. (Approximately 21,000 LF of pressure sewer line and 280 STEP system).	\$507,150 (Pressure) Sewer System	\$1,693,900	\$1,426,867	I II IIIa IIIb IVa 1,426,867 IVb V

198

CONSTRUCTION GRANT STATE PROJECT PRIORITY LIST

PRI-ORITY PTS.	PRI-ORITY RANK	LEGAL NAME ST. ADDRESS CITY ZIP CODE	NPDES PERMIT NO. NEEDS SURVEY FACILITIES NUMBER	PARENT PROJECT NO. GRANT IDEN- TIFICATION PROJECT NO.	PROJECT STEP	GRANT CERTIFI- CATION 'TARGET' DATE	PROJECT FUNDING STATUS	DESCRIPTION OF PROJECT	INNOV. ELIG. COST/ ALTERNATIVE ELIG. COST	TOTAL PROJECT COSTS (ELIGIBLE AND INELIGIBLE)	TOTAL ESTIMATED EPA ASSISTANCE	ELIGIBLE COST BY HEADS CATEGORY
26	6	PUAG, P. O. Box 3010 Agana, Guam 96910	GU-0020-141 66-0001-003	C660010-01 C660010-62	IV	Beyond 1994	B	Agafa Gumas Collectors: Preparation of a plans and specification and con- struction of a conventional gravity sewer system to serve the Agafa-Gumas Area. Approximately 10,000 LF of gravity lines is involved.		\$ 584,000	\$ 516,120	I II IIIa IIIb IVa 516.1 IVb V
24	7	PUAG, P. O. Box 3010 Agana, Guam 96910	GU-0020-087 66-0001-002	C660010-01 C660010-31	IV	Beyond 1994	B	Pago Collectors: Design and construction of sewer- lines to serve the Pago area to the north of Pago Bay bounded by Route 10, the University of Guam and Route 4. It consist of 6,300 LF of sewerline and pump station.		\$ 557,900	\$ 501,940	I II IIIa IIIb IVa 501,940 IVb V
24	8	PUAG, P. O. Box 3010 Agana, Guam 96910	GU-0020-141 66-0001-003	C660010-01 C660010-63	IV	Beyond 1994	B	Macheche Collectors: Design and construction of a collector system to serve the area south of Dededo Village. Approxi- mately it involved 6,000 LF of lines for gravity Route 16 area.		\$ 303,500	\$ 237,312	I II IIIa IIIb IVa 237,312 IVb V

CONSTRUCTION GRANT STATE PROJECT PRIORITY LIST

PRI-ORITY P.S.	PRI-ORITY RANK	LEGAL NAME ST. ADDRESS CITY ZIP CODE	NPDES PERMIT NO. NEEDS SURVEY FACILITIES NUMBER	PARENT PROJECT NO. GRANT IDENTIFICATION PROJECT NO.	PROJECT STEP	GRANT CERTIFICATION TARGET DATE	PROJECT FUNDING STATUS	DESCRIPTION OF PROJECT	INNOV. ELIG. COST ALTERNATIVE ELIG. COST	TOTAL PROJECT COSTS (ELIGIBLE AND INELIGIBLE)	TOTAL ESTIMATED EPA ASSISTANCE	ELIGIBLE COST BY PREFS CATEGORY
23	9	PIAG, P.O. Box 3010 Agana, Guam 96910	GU-0020-087 66-0001-002	C660010-01 C660010-30	IV	Beyond 1994	B	Leyang South Barrigada Collectors: Design and construction of sewer lines and pump station to serve Leyang Area located south of Barrigada along Route 15 adjacent to Route 10. Approximately 46,000 LF of sewerlines is involved with one pump station and 7 ejectors. (40,000 LF Gravity sewer and 6,000 LF of force main). Phase I-A - \$1,097,177 Phase I-B - 1,370,577 \$2,467,754		\$3,429,700	\$2,467,754	I II IIIa IIIb IVa 2,467,754 IVb V
22	10	PIAG, P.O. Box 3010 Agana, Guam 96910	GU-0020-222 66-0001-001	C660010-01 C660010-51	IV	Beyond 1994	B	Agat/Santa Rita, Phase III: Updating of plans and specifications and construction of gravity sewerline, force main and pump station extending south from Pagachao area to just past the Santa Ana Chapel.		\$ 604,900	\$ 594,900	I II IIIa IIIb IVa 594,900 IVb V

CONSTRUCTION GRANT STATE PROJECT PRIORITY LIST

PRI-ORITY P'S.	PRI-ORITY RANK	LEGAL NAME ST. ADDRESS CITY ZIP CODE	NEDES PERMIT NO. NEEDS SURVEY FACILITIES NUMBER	PARENT PROJECT NO. GRANT IDEN- TIFICATION PROJECT NO.	PROJECT STEP	GRANT CERTIFI- CATION TARGET DATE	PROJECT FUNDING STATUS	DESCRIPTION OF PROJECT	INNOV. ELIG. COST ALTERNATIVE ELIG. COST	TOTAL PROJECT COSTS (ELIGIBLE AND INELIGIBLE)	TOTAL, ESTIMATED EPA ASSISTANCE	ELIGIBLE COST BY NEEDS CATEGORY
21	11	PUAG, P.O. Box 3010 Agana, Guam 96910	GU-0020-109 66-0001-011	C660010-01 C660010-25	IV	Beyond 1994	B	Cabras Island Pump Station and Force Main: Design and construction of pump station and force main at Cabras Island. This will abandon the existing treatment plant. Major items in this this work are construction of 6" diameter force main (approximately 8,800 L.F.) from the existing treat- ment plant to Piti and modification of the existing pump station at the Commercial Port to accommodate future flows and the increased total discharge head.		\$ 528,500	\$ 528,500	I II IIIa IIIb IVa 528,500 IVb V
21	12	PUAG, P.O. Box 3010 Agana, Guam 96910		C660030-01 C660030-02	IV	Beyond 1994	B	Emergency Generators, Part II: Installation of emergency power generating units to serve three (3) wastewater pump station and treatment plant not included in the previous grant.		\$ 187,275	\$ 187,275	I II IIIa IIIb IVa 187,275 IVb V

CONSTRUCTION GRANT STATE PROJECT PRIORITY LIST

PRI-ORITY PTS.	PRI-ORITY RANK	LEGAL NAME ST. ADDRESS CITY ZIP CODE	NPDES PERMIT NO. NEEDS SURVEY FACILITIES NUMBER	PARENT PROJECT NO. GRANT IDEN- TIFICATION PROJECT NO.	PROJECT STEP	GRANT CERTIFI- CATION TARGET DATE	PROJECT FUNDING STATUS	DESCRIPTION OF PROJECT	INNOV. ELIG. COST ALTERNATIVE ELIG. COST	TOTAL PROJECT COSTS (ELIGIBLE AND INELIGIBLE)	TOTAL ESTIMATED EPA ASSISTANCE	ELIGIBLE COST BY NEEDS CATEGORY
20	13	PUAG, P.O. Box 3010 Agana, Guam 96910	GU-0020-222	C660010-01	IV	Beyond 1994	B	Agat/Santa Rita Phase IV: Design and construction of collectors and interceptor system to serve outlying areas of Agat/Santa Rita including Talisay, Apra Heights junction, Lower Santa Rita and R. R. Cruz Subdivision.		\$4,050,587	\$4,025,587	I II IIIa IIIb IVa 4,025,587 IVb V
18	14	PUAG, P.O. Box 3010 Agana Guam 96910	GU-0020-222 GU-0020-087 66-0001-001 66-0001-002	C660010-01 C660014-03	III	Beyond 1994	B	Infiltration/Inflow Correction: Preparation of plans and specifications for the rehabilitation of sewer system in Agat and Central Agana. This is dependent to the findings and recommendations of the ongoing Sewer System Evaluation Survey Project.		\$1,500,000	\$1,500,000	I II IIIa 1,500,000 IIIb IVa IVb V

FOOTNOTE:

1. The set aside reserved funds for Innovative Technology \$7,730 (1/2%) of FY 1987 funding and alternative Technology \$54,110 (3-1/2%) of FY 1987 funding will be applied on projects or portion of projects using conventional technologies or techniques which are included in the Territory Priority List. FY 1988 set aside for Innovative Technology (\$7,460) and alternative Technology (\$52,220) will also be applied to projects or portion of projects included in the Priority List using conventional technologies.
2. Set aside for Grant-Increases \$78,840 (FY 1987) and \$78,840 (FY 1988).
3. Set aside for Section 205 (J)(1) and (5) Clean Water Act amendment for Water Quality Management Planning \$200,000 (FY 1988) and \$200,000 (FY 1989).
4. Red line indicates cut-off between fundable portion and planning portion of the Priority List.

Guam Construction Grant Priority List
Fiscal Year 1989

<u>PRIORITY NO.</u>	<u>PROJECT NAME</u>	<u>TOTAL PROJECT COST</u>
1	Agat/Santa Rita Sewer System, Phase II ⁽¹⁾	4,204,562
2	Talofoyo Sewer System ⁽¹⁾	3,500,000
3	Agana Spring/Afame Collectors	775,500
4	Maina Collectors	1,266,400
5	Chalan Pago Collectors	1,693,900
6	Agafa Gumas Collectors	584,000
7	Pago Collectors	557,900
8	Macheche Collectors/Route 16	303,500
9	South Barrigada Collectors	3,429,700
10	Agat/Santa Rita, Phase III	604,900
11	Cabras Island Pump Station & Force Main	528,500
12	Emergency Generators, Phase II	187,275
13	Agat/Santa Rita, Phase IV	4,050,587
14	Infiltration/Inflow Correction	1,500,000

Legend:

(1) Alternate funding is currently being sought for projects #1 and #2. If alternate funding is obtained these projects will be adjusted or deleted from the priority list.

CONSTRUCTION GRANT STATE PROJECT PRIORITY LIST

PRI-ORITY PTS.	PRI-ORITY RANK	LEGAL NAME ST. ADDRESS CITY ZIP CODE	NPDES PERMIT NO. NEEDS SURVEY FACILITIES NUMBER	PARENT PROJECT NO. GRANT IDEN- TIFICATION PROJECT NO.	PROJECT STEP	GRANT CERTIFI- CATION TARGET DATE	PROJECT FUNDING STATUS	DESCRIPTION OF PROJECT	INNOV. ELIG. COST ALTERNATIVE ELIG. COST	TOTAL PROJECT COSTS (ELIGIBLE AND INELIGIBLE)	TOTAL ESTIMATED EPA ASSISTANCE	ELIGIBLE COST BY NEEDS CATEGORY
20	13	PUAG, P.O. Box 3010 Agana, Guam 96910	GU-0020-222	C660010-01	IV	Beyond 1994	B	Agat/Santa Rita Phase IV: Design and construction of collectors and interceptor system to serve outlying areas of Agat/Santa Rita including Talisay, Apra Heights junction, Lower Santa Rita and R. R. Cruz Subdivision.		\$4,050,587	\$4,025,587	I II IIIa IIIb IVa 4,025,587 IVb V
18	14	PUAG, P.O. Box 3010 Agana Guam 96910	GU-0020-222 GU-0020-087 66-0001-001 66-0001-002	C660010-01 C660014-03	III	Beyond 1994	B	Infiltration/Inflow Correction: Preparation of plans and specifications for the rehabilitation of sewer system in Agat and Central Agana. This is dependent to the findings and recommendations of the ongoing Sewer System Evaluation Survey Project.		\$1,500,000	\$1,500,000	I II IIIa 1,500,000 IIIb IVa IVb V

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- The set aside reserved funds for Innovative Technology \$7,730 (1/2%) of FY 1987 funding and alternative Technology \$54,110 (3-1/2%) of FY 1987 funding will be applied on projects or portion of projects using conventional technologies or techniques which are included in the Territory Priority List. FY 1988 set aside for Innovative Technology (\$7,460) and alternative Technology (\$52,220) will also be applied to projects or portion of projects included in the Priority List using conventional technologies.
- Set aside for Grant-Increases \$78,840 (FY 1987) and \$78,840 (FY 1988).
- Set aside for Section 205 (J)(1) and (5) Clean Water Act amendment for Water Quality Management Planning \$200,000 (FY 1988) and \$200,000 (FY 1989).
- Red line indicates cut-off between fundable portion and planning portion of the Priority List.

Guam Construction Grant Priority List
Fiscal Year 1989

<u>PRIORITY NO.</u>	<u>PROJECT NAME</u>	<u>TOTAL PROJECT COST</u>
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4	Maina Collectors	1,266,400
5	Chalan Pago Collectors	1,693,900
6	Agafa Gumas Collectors	584,000
7	Pago Collectors	557,900
8	Macheche Collectors/Route 16	303,500
9	South Barrigada Collectors	3,429,700
10	Agat/Santa Rita, Phase III	604,900
11	Cabras Island Pump Station & Force Main	528,500
12	Emergency Generators, Phase II	187,275
13	Agat/Santa Rita, Phase IV	4,050,587
14	Infiltration/Inflow Correction	1,500,000

Legend:

(1) Alternate funding is currently being sought for projects #1 and #2. If alternate funding is obtained these projects will be adjusted or deleted from the priority list.



PUBLIC UTILITY AGENCY OF GUAM
GOVERNMENT OF GUAM
POST OFFICE BOX 3010, AGANA
GUAM, U.S.A. 96910

MAR 01 1989

Senator Don Parkinson
Chairman, Committee on
Energy, Utilities and
Consumer Protection

Mr. Chairman and Members of the Committee:

My name is Anthony C. Blaz, Chief Officer for the Public Utility Agency of Guam, and I am here to present testimony in favor of the various Bills being heard today. I would like to assure the committee that all these bill proposals contain requests for appropriation measures which will inevitably improve and develop the much needed services which this Island so desperately needs. The committee is well aware of the phenomenal growth this Island has undertaken in the last few years, and there is no denial of the infrastructure relics which have plagued our water systems for the last twenty or so years. Thank you from the people of this Island for your diligence in the identification of funds to meet these most worthy programs.

Bill #166 proposes "an act to approve island-wide capital improvement projects using the proceeds of the fifty-three million dollar (\$53,000,000) water bond". This piece of legislation is essential to the implementation of various projects aimed at upgrading the Island's water and sewer systems to meet growing demands, and to enable infrastructure developments which the Agency's operating revenue cannot support. This project has been sanctioned by your predecessors under PL 19-5 wherein the concept of bonding was adopted. Please note that the Agency has since reprogrammed individual funding allocations and has reprioritized some of the programs in accordance with an impact ranking order starting with production and sources of supply, the transmission of water produced to various destinations, and the repair of systems which most affect water losses to the largest number of consumers. Accordingly, the Agency is happy to announce that one of the projects previously listed has since been completed.

Bill #212 Chapter IV reflects a repayment proposal for those projects implemented under the \$53 million water bond. The Agency considers this sum to be more than appropriate for the satisfaction of the debt service requirement for those projects which are to be undertaken within the next 2-3 years. Please note that despite the possible issuance of the \$53 million bond for all practical purposes the debt service required would range from \$4 to 5.5 million depending upon interest rates and would not be required until next fiscal year. It is however a very good measure to be implemented at this time in preparation for such imminent need.

Exhibit "B"



PUBLIC UTILITY AGENCY OF GUAM
GOVERNMENT OF GUAM
POST OFFICE BOX 3010, AGANA
GUAM, U.S.A. 96910

MAR 01 1989

Senator Don Parkinson
Chairman, Committee on
Energy, Utilities and
Consumer Protection

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Exhibit "B"

Bills #248, #250, #251, #252, and #262 all identify a funding source for the construction of sewer and water facilities in the municipalities of Mangilao, Sinajana, Piti, and Dededo. The Agency views these proposals as very important projects which the Agency itself cannot fund. The completion of projects such as these will make these largely populated areas much safer and healthier localities within our Island. However, the funds identified for the design of these projects are determined to be short as follows:

- A. Bill #250, Section 1 \$50,000 for design of the Lalo District Sewer facility should be increased to \$55,000.
- B. Bill #251, Section 1 \$52,000 for design of the Agana Springs and Afame sewage facilities should be increased to \$70,000.

Bill #278 proposes the creation of the Public Utility Authority of Guam in lieu of line Agency status. The Agency voices its general agreement with the terms and conditions as stated in the bill with the exception with Section 3 which is worded vaguely. The Agency does not want to be merged with the other Utility Authorities.

I solicit your favorable consideration in the passage of all these legislations for and in the best interest of the people of this Island. In my opinion, these legislations will produce the positive results which our public have longed for.



ANTHONY C. BLAZ
Chief Officer, PUAG

CAPITAL IMPROVEMENT PROJECTS
(LIST ACCORDING TO PRIORITY)
(1987 COST)

FEB 13 1989

	PROJECT COST	CUMULATIVE COST
1. Yigo/Dededo Water Source and Storage System Improvement.		
Deep Wells, Six Each-----	\$2,179,000	
Reservoir, 5.0 M.G.-----	3,558,000	
Pipeline, from Gayinero North along Marine Drive West along Route 9 then South along Route 3, to YSengSong Intersection 24"Ø x 45000'-----	<u>7,796,000</u>	
	=\$13,553,000	\$13,553,000
2. Malojloj-Inarajan Water Source Development.		
Treatment Facilities-----	\$4,150,000	
Pump Station-----	250,000	
Reservoir 2.0 M.G.-----	1,000,000	
Pipeline 16"Ø & Roads-----	<u>1,400,000</u>	
	=\$6,800,000	\$20,353,000
3. Replacement of Water Distribution lines in Agat.		
40,000 Feet of 6" Lines-----	\$2,480,000	
15,000 Feet of 8" Lines-----	1,110,000	
9,000 Feet of 12" Lines-----	<u>882,000</u>	
	=\$4,472,000	\$24,825,000
4. Mangilao Reservoir		
Reservoir, 2.0 M.G.-----	\$985,000.00	
Pipeline, along Easement from Route 15, to existing reservoir then to GCC, 16"x4120'-----	<u>528,000.00</u>	
	=\$1,513,000	\$26,338,000
5. Agat/Santa Rita Sewer System, Part of Phase I and Total of Phase II.		
Phase I -----	\$1,400,000	
Phase II-----	<u>4,625,000</u>	
	=\$6,025,000	\$32,363,000

	<u>PROJECT COST</u>	<u>CUMULATIVE COST</u>
6. Finegayan/Tumon Waterline Water Transmission Line from YSengSong Intersection South Along Route 3, West along Route 1 past Harmon Loop Reservoir to Intersection with 14" Water Main 20"x36,000	=\$6,480,000	\$38,843,000
7. Barrigada/Toto Waterline Water Transmission Line along Route 8 from Route 10 Intersection to Canada-Toto Road 11,000 Feet of 12" Line	=\$1,078,000	\$39,921,000
8. Tumon/Tamuning Waterline Water Transmission Line form Intersection of Route 1 and 14" Water Main (Near Haruna Restaurant) South Westerly along Route 1 to Camp Watkins Road Intersection 20"x16,000'	=\$3,000,000	\$42,921,000
9. Agana/Asan/Piti Water System Improvement. 11,000 Feet of 26" Line----- \$1,540,000 15,000 Feet of 20" Line----- 2,400,000 Booster Pump Station ----- 300,000 Modify Asan Spring ----- 600,000 Reservoir, 3.0 M.G.----- <u>1,200,000</u>	=\$6,040,000	\$48,961,000
10. Agat/Umatac Water System Improvement Reservoir, 1.0 M.G. ----- \$780,000.00 Booster Pump Station----- 200,000.00 Pipeline, along Route 2 from Nimitz Beach to Umatac 12"x15,000 ----- <u>\$1,569,000</u>	=\$2,549,000	\$51,510,000
11. Yigo/Mangilao Waterline Water Transmission Line from Takano Intersection South along Route 15 to Carnation Road Intersection 12"x17,500'	=\$1,490,000	\$53,000,000

FISCAL NOTE
BUREAU OF BUDGET & MANAGEMENT RESEARCH

BBMR-77

Bill No. 248(COR)

Date Received February 22, 1989

Mandatory Bill Yes No

Date Reviewed February 24, 1989

Department/Agency Affected: Public Utility of Guam

Department/Agency Head: Anthony C. Blaz

Total Fiscal Year Appropriation: \$16,300,143

Bill Title (concise): AN ACT TO APPROPRIATE \$1,477,954 FOR THE CONSTRUCTION OF THE BPM AREA WASTEWATER COLLECTOR SYSTEM IN THE MUNICIPALITY OF MANGILAO.

Change in Law: N/A

Bill Attempts to:

Bill is for:

- Increase Program Funding
- Decrease Program Funding
- Reallocate Present Program Funding

- Operations
- Capital Improvement
- Other

FINANCIAL/PROGRAM IMPACT

<u>PROGRAM CATEGORIES</u>	<u>Minimum Estimated Required Funds (For Five Years)</u>		
	<u>GENERAL FUND</u>	<u>FEDERAL</u>	<u>OTHER</u>
<u>Community Service</u>	<u>See comments.</u>		
<u>GRAND TOTAL</u>			

ESTIMATED MULTI-YEAR FUND REQUIREMENTS

<u>SOURCES</u>	<u>1st</u>	<u>2nd</u>	<u>3rd</u>	<u>4th</u>	<u>5th</u>
<u>General Fund</u>		<u>See comments.</u>			
<u>Federal Fund</u>					
<u>Other Fund</u>					
<u>GRAND TOTAL</u>					

ESTIMATED MULTI-YEAR REALIZED REVENUES

<u>SOURCES</u>	<u>1st</u>	<u>2nd</u>	<u>3rd</u>	<u>4th</u>	<u>5th</u>
<u>General Fund</u>		<u>See comments.</u>			
<u>Federal Fund</u>					
<u>Other Fund</u>					
<u>GRAND TOTAL</u>					

Carlos P. Bordallo
Carlos P. Bordallo
PROGRAM ANALYST

Michael J. Reidy
Michael J. Reidy
DIRECTOR

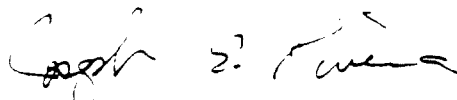
Date Review Terminated: February 27, 1989

Exhibit "C"

Comments on Bill 248

Bill 248 proposes to appropriate \$1,477,954, from the General Fund to the Public Utility Agency of Guam (PUAG), for the construction of the BPM area wastewater collector system in the municipality of Dededo.

Per communication with PUAG, design has been completed and the abovementioned appropriation will be sufficient to provide for construction of the project.


Si. MICHAEL J. REIDY

SENATOR DON PARKINSON
20th GUAM LEGISLATURE
163 CHALAN SANTO PAPA STREET
AGANA, GUAM 96910

MAJORITY LEADER and CHAIRPERSON, COMMITTEE ON ENERGY, UTILITIES, AND CONSUMER PROTECTION

WITNESS SIGN-IN SHEET

DATE: March 1, 1989

TIME: 1:00 p.m.

RE: Bill #248(COR): An act to appropriate the sum of one million four hundred
seventy seven thousand nine hundred fifty four dollars (\$1,477,954) for the
construction of the BPM area wastewater collector system in the MUnicipality
of Mangilao.

<u>NAME:</u>	<u>DEPT/AGENCY:</u>	<u>ORAL:</u>	<u>WRITTEN:</u>
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