

Territory of Guam Territorion Guam

OFFICE OF THE GOVERNOR UFISINAN I MAGA LAHI AGANA, OUAM %910 U.S.A

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MAR 2 1 1998 DECE

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

Dear Mr. Speaker:

l am transmitting to you Substitute Bill 1101 (COR), which I have this date signed into law as Public Law 20-150.

I take this action because I am pleased that in so doing, we are able to increase the annual annuity of every retired employee, including retired employees receiving disability retirement annuity, survivors, or dependents receiving or who subsequently receive a retirement annuity from the Retirement Fund, as spelled forth in Section 4 of this bill.

My only regret is that this excellent Section was attached as a rider to a bill which, while addressing the salaries of Guam's mayors and assistant mayors, fails to do so in line with the comprehensive salary study for elected and non-elected officials of the Government of Guam, said study currently being conducted by the Guam Civil Service Commission.

Legislating salary increases for mayors and assistant mayors does nothing to address the needs of our hard-working employees of the Government of Guam. It is this piecemeal manner of addressing salary increases which has created problems in the past for this government; this is why the Civil Service Commission is conducting, at my request, the comprehensive government-wide salary study.

Despite this, however, the effect of Section 4 in increasing retirement benefits, is sufficient reason to sign Bill 1101 into law. However, in the future, I urge you and your colleagues to resist the temptation to further piecemeal salary increases within the Government of Guam; instead, let us work together in a comprehensive manner to address the issue of salaries en masse and system-wide.

Thank you and Si Yu'os Ma'ase.

200788

JOSEPH F. ADA

TWENTIETH GUAM LEGISLATURE 1990 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 1101 (COR), "AN ACT TO CORRECT THE SALARIES OF MAYORS, VICE-MAYORS AND CHIEF EXECUTIVE OFFICER OF THE MAYORS' COUNCIL, TO ADD SECTION 8122.1 TO TITLE 4, GUAM CODE ANNOTATED, TO INCREASE RETIREMENT BENEFITS AND MAKING APPROPRIATIONS THEREFOR," was on the 7th day of March, 1990, duly and regularly passed.

JOE T. SAN AGUSTIN Speaker

Attested:

PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 9th day of Much, 1990, at 5:00 o'clock p.m.

Assistant Staff Officer
Governor's Office

APPROVED:

JOSEPH F. ADA Governor of Guam

Date: MAR 2 1 1990

Public Law No. 20-150

TWENTIETH GUAM LEGISLATURE 1990 (SECOND) Regular Session

Bill No. 1101 (COR) As Substituted by the Committee on Ways and Means and as further substituted by the Committee on Rules.

Introduced by:

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- T. S. Nelson
- C. T. C. Gutierrez H. D. Dierking
- D. Parkinson
- J. P. Aguon
- E. P. Arriola
- M. Z. Bordallo P. C. Lujan G. Mailloux

- F. J. A. Quitugua
- E. D. Reves
- J. T. San Agustin F. R. Santos J. G. Bamba

- D. F. Brooks
- E. R. Duenas
- E. M. Espaldon
- M. C. Ruth T. V. C. Tanaka
- A. R. Unpingco

AN ACT TO CORRECT THE SALARIES OF MAYORS, VICE-MAYORS AND CHIEF EXECUTIVE OFFICER OF THE MAYORS' COUNCIL, TO ADD SECTION 8122.1 TO TITLE 4, GUAM CODE ANNOTATED, TOINCREASE RETIREMENT BENEFITS AND MAKING APPROPRIATIONS THEREFOR.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM: Section 1. Legislative findings. The Legislature finds that since the inception \mathbf{of} the concept of village Commissioners and Assistant Commissioners (now Mayors and Vice-Mayors), these elected officials have been required to render service to their constituents around the clock and without regard for holidays or weather, and despite this dedicated service, these leaders have been grossly underpaid.

Section 2. Increase in salaries. Commencing January 1, 1990, the 2 salary of a village Mayor shall be Thirty-Six Thousand Dollars (\$36,000) 3 per annum; that of a village Vice-Mayor shall be Thirty Thousand Dollars 4 (\$30,000) per annum; and commencing March 1, 1990, the salary of Chief Executive Officer for the Mayors Council shall be Thirty Thousand Dollars 5 6 (\$30,000) per annum. 7 Section 3. Appropriations. (a) Subpart Α, (COMMISSIONERS COUNCIL) of Section 1 of Chapter II of the General 8 Appropriation Act for Fiscal Year 1990-1991 (the "Act') is amended to read: 9 10 Personnel \$ 234,029 \$ 234,029." 11 (b) The "TOTAL" Subpart A of Part IX (COMMISSIONERS \mathbf{of} COUNCIL) of Section 1 of Chapter II of the Act is amended to read: 12 13 "TOTAL \$ 336,096 \$ 336,096," (c) Subpart B, 1 of Part IX (COMMISSIONERS COUNCIL) of Section 1 14 of Chapter II of the Act is amended to read: 15 16 Personnel \$1,548,725 \$1,548,725." 17 The "TOTAL" (d) of Subpart B of Part IX (COMMISSIONERS COUNCIL) of Section 1 of Chapter II of the Act is amended to read: 18 19 \$2,043,301 \$2,043,301." (e) The "GRAND TOTAL" of Part IX (COMMISSIONERS COUNCIL) of **20** Section 1 of Chapter II of the Act is amended to read: 21 22 "GRAND TOTAL \$2,379,397 \$2,379,397." 23 Section 4. A new \$8122.1 is added to Title 4, Guam Code Annotated, 24 to read as follows: 25 "\$8122.1. Increase in retirement benefits. The annual annuity of 26 retired employee, including retired employees receiving a 27 disability retirement annuity, survivors, or dependents receiving or 28 who subsequently receive a retirement annuity from the Retirement 29 shall be increased by One Thousand Five Hundred Dollars 30 (\$1,500) per year effective as of May 1, 1990, such increases to be 31 funded from the General Fund and not from the Retirement Fund." 32 Section 5. Appropriation. Four Million Dollars (\$4,000,000) are 33 appropriated from the General Fund to the government of Guam Retirement Fund for Fiscal Year 1990 for funding the increase in retirement annuities 34

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authorized by Section 4 of this Act with any lapses to be used in Fiscal Year 1991 for the same purpose. If additional sums are required, the Trustees of the Retirement Fund shall request an additional appropriation. For future fiscal years, funding for such retirement annuities shall be by supplementary appropriation from the General Fund.

ROLL CALL SHEET

Bill No. 10		Date: 3/7/90			
Resolution No.					
QUESTION:					
	AYE	NAY	NOT VOTING	ABSENT	
J. P. Aguon					
E. P. Arriola					
J. G. Bamba					
M. Z. Bordallo	-				
D. F. Brooks		L			
H. D. Dierking	- Company				
E. R. Duenas			Karana		
E. M. Espaldon		\mathrew \tag{\tau}			
C. T. C. Gutierrez	-				
P. C. Lujan	· ·				
G. Mailloux	Warman .				
M. D. A. Manibusan		-			
T. S. Nelson					
D. Parkinson					
F. J. A. Quitugua					
E. D. Reyes				•	
M. C. Ruth		Land Control of the C			
J. T. San Agustin					
F. R. Santos					
T. V. C. Tanaka					
A. R. Unpingco					
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DEC 28 '89

Bill No. 1101 (cop)

Introduced by:

AN ACT TO CORRECT THE SALARIES OF MAYORS AND VICE-MAYORS.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF 1 2 **GUAM:**

Since the inception of the concept of village 3 Section 1. Commissioners and now village Mayors, these elected officials have 4 been required to be ready to render service to their constituents around the clock and without regard for holidays or state of the 6 weather. Despite this dedicated service, these leaders have been 7 grossly underpaid. 8

Commencing January 1, 1990, the salary of a 9 Section 2. village Mayor shall be \$36,000 per annum; that of the village 10 11 Vice-Mayor shall be \$30,000 per annum.

Section 3. The Executive Council of the village Mayors shall 12 submit a supplemental budget request to the Legislature, upon 13 enactment of Bill, to cover the additional this 14 monetary requirement of this pay income. 15

Twentieth Guam Legislature

Senator

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

February 22, 1990

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

Dear Mr. Speaker:

The Committee on Ways & Means wishes to report out its findings on BILL NO. 1101 to the full Legislature with the recommendation to do Pass as Substituted.

The Committee Voting Record is as follows:

 TO PASS:
 9

 NOT TO PASS:
 0

 ABSTENTIONS:
 0

 REPORT OUT ONLY:
 0

 OFF-ISLAND:
 2

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

Sincerely,

CARL T. C. GUTIERREZ

Twentieth Guam Legislature Committee on Ways & Means VOTING SHIEET

BILL NO.

1101

AN ACT TO CORRECT THE SALARIES OF MAYORS AND VICE-MAYORS.

	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	TO PLACE IN INACTIVE FILE
Butes				
Senator Carl T. C. GUTIERREZ				
Chairman Weening	V			
Senator Herminia D. DIERKING Vice-Chairman				
Senator John P. AGUON Member				
Senator George BAMBA Member				
Senator Doris BROOKS				
Member				
Senator Ernesto ESPALDON Member				
OFF - ISLAND Senator Marilyn/MANIBUSAN Member				
Senator Ted S. NELSON				
Member /	~			
Senator Don PARKINSON Member				
Senator Franklin J. A. QUITUGUA Member				
Senator Martha C. RUTH Member	M 2/20/90			

COMMITTEE ON WAYS & MEANS COMMITTEE REPORT ON

BILL NO. 1101: AN ACT TO CORRECT THE SALARIES OF MAYORS AND VICE-MAYORS.

The Committee on Ways & Means conducted a public hearing on Monday, January 22, 1990 beginning at 8:00 a.m. at the Legislative Session Hall to hear testimony on Bill No. 1101. Senator Carl T. C. Gutierrez, Chairman of the Committee conducted the hearing. Members present were Senators George M. Bamba, Ted S. Nelson, Ernesto M. Espaldon and Doris F. Brooks.

TESTIMONY

Mr. Greg M. Borja, Mayor of Santa Rita and Chairman of the Finance and Legislative Committee of the Mayors Council of Guam submitted written testimony. Mayor Borja in his testimony stated that the Council voted to support Bill No. 1101 and encourage its early passage.

The Council recommends that future salary adjustments for Mayors and Vice-Mayors be set at equal to one-half/fifty percent (50%) of that of the Governor and Lt. Governor's salary per annum, respectively.

Mayor Borja in his testimony states that the "Council is having difficulty in recruiting highly qualified individual to fill the position of Chief Executive Officer for the Mayors Council, and because the salary of the Chief Executive Officer has not been adjusted since 1982, the Council recommends that the salary shall be \$30,000 per annum, commencing March 1, 1990.

A Fiscal Note was submitted by the Bureau of Budget and Managmenet Research.

RECOMMENDATION

The Committee on Ways & Means recommends that Bill No. 1101 be passed by the Twentieth Guam Legislature as Substituted.

Bill No. 1101
As Substituted by the
Committee on Ways & Means

Introduced by:

T. S. NELSON
C. T. C. GUTIERREZ

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AN ACT TO CORRECT THE SALARIES OF MAYORS, VICE-MAYORS AND CHIEF EXECUTIVE OFFICER FOR THE MAYORS COUNCIL.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM: Section 1. Legislative Findings. The Legislature finds that

since the inception of the concept of village Commissioners and Assistant

Commissioners and now village Mayors and Vice-Mayors, these elected

officials have been required to be ready to render service to their

constituents around the clock and without regard for holidays or state of

the weather. Despite this dedicated service, these leaders have been

8 grossly underpaid.

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9 Section 2. Commencing January 1, 1990, the salary of a village

Mayor shall be Thirty Six Thousand Dollars (\$36,000) per annum; that of

11 the village Vice-Mayor shall be Thirty Thousand Dollars (\$30,000) per

12 annum; and commencing March 1, 1990, the salary of Chief Executive

13 Officer for the Mayors Council shall be Thirty Thousand Dollars (\$30,000)

14 per annum.

15 Section 3. (a) Subpart A, 1 of Part IX (COMMISSIONERS

16 COUNCIL) of Section 1 of Chapter II of the Act is amended to read:

17 "1. Personnel [\$229,776] [\$229,776]

18 <u>\$234,029</u> <u>\$234,029."</u>

19 (b) The "TOTAL" of Subpart A of Part IX (COMMISSIONERS

20 COUNCIL) of Section 1 of Chapter II of the Act is amended to read:

1	"TOTAL	[\$331,843]	[\$331,843]			
2		\$336,096	\$336,096."			
3	(c) Subpart B, 1 of Part	IX (COMMISSION	ERS COUNCIL) of Section 1			
4	of Chapter II of the Act is amo	ended to read:				
5	"1. Personnel	[\$1,336,437]	[\$1,336,437]			
6		<u>\$1,548,725</u>	<u>\$1,548,725."</u>			
7	(d) The "TOTAL" of Sul	opart B of Part IX (Co	OMMISSIONERS COUNCIL)			
8	8 of Section 1 of Chapter II of the Act is amended to read:					
9	"TOTAL	[\$1,831,010]	[1,831,010]			
10		<u>\$2,043,301</u>	\$22,043,301."			
1 1	(e) The 'GRAND TOTAL" of Part IX (COMMISSIONERS COUNCIL) of					
12	2 Section 1 of Chapter II of the Act is amended to read:					
13	"GRAND TOTAL	[\$2,162,853]	[\$2,162,853]			
	T.	<u>.</u> . , . , ,	[, -, -, -, -, -, -, -, -, -, -, -, -, -,			

Bill No. //01

Introduced by:

T.S. Nelson

Con John

AN ACT TO CORRECT THE SALARIES OF MAYORS AND VICE-MAYORS.

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

Section 1. Since the inception of the concept of village Commissioners and now village Mayors, these elected officials have been required to be ready to render service to their constituents around the clock and without regard for holidays or state of the weather. Despite this dedicated service, these leaders have been grossly underpaid.

9 Section 2. Commencing January 1, 1990, the salary of a 10 village Mayor shall be \$36,000 per annum; that of the village 11 Vice-Mayor shall be \$30,000 per annum.

Section 3. The Executive Council of the village Mayors shall submit a supplemental budget request to the Legislature, upon enactment of this Bill, to cover the additional monetary requirement of this pay income.



GOVERNMENT OF GUAM OFFICE OF THE MAYOR Santa Rita-Sumay District

P.O. BOX 786 AGANA, GUAM 96910



January 22, 1990

Telephone: 565-2514

Senator Carl T. C. Gutierrez Chairman, Committee on Ways & Means 20th Guam Legislature Agana, Guam 96910

> TESTIMONY IN FAVOR OF BILL NO. 1101 AN ACT TO CORRECT THE SALARIES OF MAYORS AND VICE-MAYORS

Good morning Mr. Chairman and members of the Committee. My name is Greg M. Borja, Mayor of Santa Rita and Chairman of the Finance and Legislative Committee of the Mayors Council of Guam.

Due to time constrain after the announcement by the committee to hear Bill No. 1101, because of typhoon Koryn and the cleaning up after the storm, we were unable to convene the Council to discuss the proposed legislation, to correct the salaries of Mayors and Vice-Mayors. However, Council President, Mayor Raymond Laguana convened a meeting of the Executive Advisory Council and the Legislative Committee on Thursday, Jan. 18, 1990 and the bill was discussed. The Council voted to support Bill No. 1101 and encourage it's early passage.

The Council recommends that future salary adjustments for Mayors and Vice-Mayors be set at equal to one-half/fifty percent (50%) of that of the Governor and Lt. Governor's salary per annum, respectively.

Because the Council is having difficulty in recruiting highly qualified individual to fill the position of Chief Executive Officer for the Mayors Council, and because the salary of the Chief Executive Officer has not been adjusted since 1982, the Council recommends that the salary shall be \$30,000 per annum, commencing March 1, 1990.

The Council enclosed a computations of the proposed salary adjustments indicating the total amount of supplemental budget request to cover the additional monetary requirement of this pay income.

Thank you for the opportunity to testify before your committee.

Very Respectfully,

∕GREG M. BOR**J**A

GOVERNMENT OF GUAM AGANA, GUAM 96910



Governor's Of P.O. Box 786 Agana, Guam 96910





Office: 472-6940 477-8461 Fax: 477-8777

*Legislative Bill No. 1101 - An Act to Correct the Salaries of Mayors and Vice Mayors (\$36,000.00 - \$30,000.00)/Supplemental Budget Request FY '90

A.	Mayor's Salary
	Present Salary P/A\$ 25,000.00 (\$12.02 P/H)
	Increased Salary P/A
	Amount Increased
	Amount Increased Per P/P 422.00 Per Pay Period
	$$422.00 \times 20 \text{ P/P} = $8,440.00 \times 19 \text{ Mayors} = $160,360.00 \times .13106\% \text{ Retirement}$ Fringe Benefit = \$21,017.00
	Mayor's Salary Adjustment FY'90\$ 160,360.00
	Mayor's Retirement Fringe Benefit Adjustment FY'90 21,017.00
	Total Amt. of Additional Monetary Requirement/ Supplemental Budget Request for Pay Increase\$ 181,377.00
В.	Vice Mayor's Salary
	Present Salary P/A\$ 23,000.00 (\$11.05 P/H)
	Increased Salary P/A 30,000.00 (\$14.42 P/H)
	Amount Increased

Increased Salary P/A
Amount Increased
Amount Increased Per P/P 270.00 Per Pay Period
$$270.00 \times 20 \text{ P/P} = $5,400.00 \times 5 \text{ Vice Mayors} = $27,000.00 \times .13106$ % Retirement Fringe Benefit = \$3,539.00
Vice Mayor's Salary Adjustment FY'90\$ 27,000.00 Vice Mayor's Retirement Fringe Benefit Adjustment FY'90 3,539.00
Total Amt. of Additional Monetary Requirement/

Supplemental Budget Request for Pay Increase......\$ 30,539.00

*Grand Total Amount of Additional Monetary Requirement/Supplemental Budget Request for these Pay Increases:

MAYORS.....\$ 181,377.00 VICE MAYORS..... 30,539.00 GRAND TOTAL: \$ 211,916.00

MAYORS COUNCIL OF GUAM

SUBJECT: PROPOSED INCREASE FOR SALARY OF CHIEF EXECUTIVE OFFICER

Chief Exc. Officer From: P/A To: P/A AMT. INCREASED AMT. PER PP \$23,900. \$30,000. \$6,100. P/A \$235.00 \$11.49 \$14.12 \$2.93

\$235.00 X 16 PP= \$3,760. X 1 = \$3,760. X .13106 Fringe = \$492.80

Amount salary increased Mar. 1 - Sept. 30, 1990 = \$3,760.00Amount of fringe benefit/retirement = 492.80

Total amount required:

\$4,252.80

Bill No. 1101 Date Received Jan. 12, 1990						
Amendatory Bill Yes // No /X/ Date Reviewed Jan. 18, 1990						
Department/Agenc	y Affected: <u>Ma</u>	yor's Council	of Guam			
Department/Agenc	y Head:					
Total Fiscal Yea	r Appropriation:	\$2,162,853				
Bill Title (conc	ise): AN ACT TO	O CORRECT THE SA	ALARIES OF MAYORS A	ND VICE-MAYORS.		
	1					
-	1			ı		
		4 1, 113	·			
Change in Law:	N/A	· · · · · · · · · · · · · · · · · · ·				
Bill Attempts to	:	1	Bill is for:			
/// Increase Pr	ogram Funding		/// Operations			
// Decrease Pr // Reallocate	ogram Funding Present Program	Funding	$\frac{//}{//}$ Capital Impr	ovement		
		FINANCIAL/PRO				
PROGRAM CAT	TEGORIES	GENERAL FUND	Estimated Required FEDERAL	Funds (For Fiv	OTHER	
Individual & Co	llective Rights	1,316,203				
	i					
1	3 (1			
GRAND TOTAL	. ii	1,316,203				
ŀ	ESTI	MATED MULTI-YEA	R FUND REQUIREMENTS			
SOURCES	<u>lst</u>	2nd	<u>3rd</u>	4 th	<u>5 th</u>	
General Fund	212,291 +	275,978	275,978	275,978	_275,978	
Federal Fund	 	·				
Other Fund				***************************************		
GRAND TOTAL	212,291	275,978	275,978	275,978	275,978	
	ESTIMATED MULTI-YEAR REALIZED REVENUES					
SOURCES	<u>lst</u>	2 nd	<u>3rd</u>	<u>4 th</u>	5th	
General Fund						
Federal Fund	1	1				
Other Fund	'	et 4 f				
GRAND TOTAL						
	a not 1					
William P	Profugle	2		. 7	- 10 1000	
PROGRAM AN	LYST LYST	i dindi	Date Review T	erminated: J	an. 10, 1990	
of MICHAEL J. I	REIDY					
DIRECTO						
COMMENTS:	. 1					

Comments on Bill No. 1101

Bill 1101 proposes to increase the current salary of a village Mayor from \$25,000 per annum to \$36,000 per annum and that of the village Vice Mayor from \$23,000 per annum to \$30,000 per annum and to commence on January 1, 1990. The bill also requires the Executive Council of the village Mayors to submit a supplemental budget request to the Legislature, upon the enactment of the bill, to cover the additional personnel services requirement. As such, if Bill 1101 is enacted, a supplemental amount of \$212,291 is required from the General Fund to cover the proposed salary increases for this Fiscal Year 1990 and a estimated multi-year funding requirement of \$275,978 annually. The personnel services impact are detailed below.

P.L. 20-41	Salary	Retirement Contribution	Other Benefits	Total Salary & Benefits
19 Mayors x \$25,000 5 Vice Mayors x	\$475,000	\$ 62,254	\$ 10,978	\$548,232
\$23,000	115,000	15,072	2,233	132,305
	\$590,000	\$ 77,326	\$ 13,211	\$680,537
Bill 1101 19 Mayors x \$36,000 5 Vice Mayors x \$30,000	<pre>Salary \$684,000 150,000 \$834,000</pre>	Retirement <u>Contribution</u> \$ 89,645 <u>19,000</u> \$109,304	Other Benefits \$ 10,978 2,233 \$ 13,211	Total Salary & Benefits \$784,623
Bill 1101 \$956,51 P.L. 20-41 - 680,53		75,978 <u>26</u> pay period:	5	

Variance \$275,978*

20 pay periods (commencing Jan.1st) 212,290.81 or \$212,291

MICHAEL J. REIDY

^{*} Additional multi-year funding requirement.