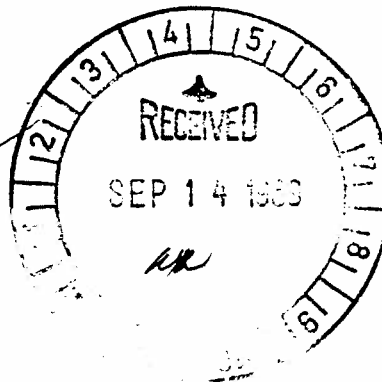


Territory of Guam
Territorio Guam

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

Rec'd by Secretary



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. 659, which I have signed into law this date as Public Law 20-67.

In order to end fiscal year 1989 with a balanced budget, I request that the Legislature amend Section I to indicate that the appropriation made in that section is from the fiscal year 1990 revenues.

Sincerely yours,

Joseph F. Ada
JOSEPH F. ADA
Governor


Enclosure

200462


TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 659 (COR), "AN ACT TO APPROPRIATE TWO HUNDRED EIGHTY-FIVE THOUSAND DOLLARS TO INSTALL A TRAFFIC LIGHT AT THE INTERSECTION OF ROUTE 8 AND TOTO-CANADA LOOP, AND FOR WIDENING AND PAVING THE NEARBY BULL CART TRAIL", was on the 28th day of August, 1989, duly and regularly passed.


JOE T. SAN AGUSTIN
Speaker

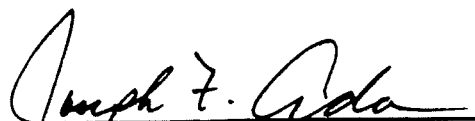
Attested:


PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 2 day of SEP, 1989,
at 1:45 o'clock p.m.


Assistant Staff Officer
Governor's Office

APPROVED:


JOSEPH F. ADA
Governor of Guam

Date: September 14, 1989

Public Law No. 20-67

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

Bill No. 659 (COR)
As substituted by the
Committee on Ways and Means

Introduced by:

J. P. Aguon
C. T. C. Gutierrez
F. J. A. Quitugua

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

AN ACT TO APPROPRIATE TWO HUNDRED
EIGHTY-FIVE THOUSAND DOLLARS TO
INSTALL A TRAFFIC LIGHT AT THE
INTERSECTION OF ROUTE 8 AND
TOTO-CANADA LOOP, AND FOR WIDENING
AND PAVING THE NEARBY BULL CART
TRAIL.

- 1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. Two Hundred Eighty-Five Thousand Dollars (\$285,000) are
3 appropriated from the General Fund to the Department of Public Works to
4 be expended in the following manner:
5 (a) Two Hundred Fifty Thousand Dollars (\$250,000) to install a traffic
6 signal light at the intersection of Route 8 and Toto-Canada Loop, including
7 necessary road widening and marking;

1 (b) Thirty-Five Thousand Dollars (\$35,000) to widen and pave the
2 existing bull cart trail to the south of the intersection described in
3 paragraph (a).

4 Section 2. Any funds unexpended upon the completion of the above
5 listed projects shall revert to the General Fund.

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

ROLL CALL SHEET

Bill No. 659

Date: 8/22/89

Resolution No. _____

QUESTION: _____

	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. P. Aguon	✓			
E. P. Arriola	✓			
J. G. Bamba	✓			
M. Z. Bordallo	✓			
D. F. Brooks	✓			
H. D. Dierking	✓			
E. R. Duenas	✓			
E. M. Espaldon	✓			
C. T. C. Gutierrez	✓			
P. C. Lujan	✓			
G. Mailloux	✓			
M. D. A. Manibusan	✓			
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. A. Quitugua	✓			
E. D. Reyes	✓			
M. C. Ruth	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco	✓			

21 0

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

CARL T. C. GUTIERREZ
Senator

August 16, 1989

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 finding on BILL NO. 659 "AN ACT TO APPROPRIATE TWO HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$285,000) TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSE OF INSTALLING A TRAFFIC LIGHT AT THE INTERSECTION OF ROUTE 8 AND TOTO-CANADA LOOP AND WIDENING AND PAVING OF THE EXISTING BULL CART TRAIL AT THE FRONT OF THE HARVEST BAPTIST ACADEMY IN TOTO.:

TO PASS:	<u>11</u>
NOT TO PASS:	<u>0</u>
ABSTENTIONS:	<u>0</u>
REPORT OUT ONLY:	<u>0</u>
OFF-ISLAND:	<u>0</u>

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

Sincerely,


CARL T.C. GUTIERREZ
Chairman, Committee
on Ways & Means

Twentieth Guam Legislature
Committee on Ways & Means
Voting Sheet

BILL NO: 659

"AN ACT TO APPROPRIATE TWO HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$285,000) TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSE OF INSTALLING A TRAFFIC LIGHT AT THE INTERSECTION OF ROUTE 8 AND TOTO-CANADA LOOP AND WIDENING AND PAVING OF THE EXISTING BULL CART TRAIL AT THE FRONT OF THE HARVEST BAPTIST ACADEMY IN TOTO."

	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>TO REPORT OUT ONLY</u>	<u>TO PLACE IN INACTIVE FILE</u>
<i>C. Gutierrez</i> Senator Carl T. C. GUTIERREZ Chairman	✓			
<i>H. Dierking</i> Senator Herminia D. DIERKING Vice-Chairman	✓			
<i>John P. Agnon</i> Senator John P. AGNON Member	✓			
<i>George Bamba</i> Senator George BAMBABA Member	✓			
<i>D. Brooks</i> Senator Doris BROOKS Member	✓			
<i>Ernesto Espaldon</i> Senator Ernesto ESPALDON Member	✓			
<i>Marilyn Manibusan</i> Senator Marilyn MANIBUSAN Member	✓ 8/23/89 mdm			
<i>Ted S. Nelson</i> Senator Ted S. NELSON Member	✓			
<i>Don Parkinson</i> Senator Don PARKINSON Member	✓			
<i>Franklin J. A. Quitugua</i> Senator Franklin J. A. QUITUGUA Member	✓			
<i>Martha C. Ruth</i> Senator Martha C. RUTH	✓ 8/22/89			

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

Bill No. 659

As Substituted by the
Committee on Ways & Means

Introduced by:

J. P. Aguon
C. T. C. Gutierrez
F. J. A. Quitugua
H. D. Dierking
J. G. Bamba
M. D. Manibusan

DF Brooks
MCRUTH

AN ACT TO APPROPRIATE TWO HUNDRED
EIGHTY-FIVE THOUSAND DOLLARS (\$285,000)
TO THE DEPARTMENT OF PUBLIC WORKS FOR
THE PURPOSE OF INSTALLING A TRAFFIC
LIGHT AT THE INTERSECTION OF ROUTE 8
AND TOTO-CANADA LOOP AND WIDENING
AND PAVING OF THE EXISTING BULL CART
TRAIL AT THE FRONT OF THE HARVEST
BAPTIST ACADEMY IN TOTO

- 1 Section 1. The sum of Two Hundred Eighty-Five Thousand
2 Dollars (\$285,000) is appropriated from the General Fund to the
3 Department of Public Works to be expended in the following manner:
4 (a) Two Hundred Fifty Thousand Dollars (\$250,000) shall be
5 for the purpose of installation of a traffic signal light at the
6 intersection of Route 8 and Toto-Canada Loop, including necessary
7 road preparation and marking;
8 (b) Thirty-Five Thousand Dollars (\$35,000) shall be for the
9 purpose of widening and paving the existing bull cart trail in front of
10 the Harvest Baptist Academy in Toto.
11 Section 2. Any funds unexpended upon the completion of the
12 above listed projects shall revert to the General Fund.

COMMITTEE REPORT

BILL 659

“AN ACT TO APPROPRIATE TWO HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$285,000) TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSE OF INSTALLING A TRAFFIC LIGHT AT THE INTERSECTION OF ROUTE 8 AND TOTO-CANADA LOOP AND WIDENING AND PAVING OF THE EXISTING BULL CART TRAIL AT THE FRONT OF THE HARVEST BAPTIST ACADEMY IN TOTO.”

A public hearing was conducted by the Committee on Ways and Means on Tuesday, July 25, 1989. The hearing was chaired by Acting Chairman Senator Ted S. Nelson. Also present were Senators John Perez Aguon, Elizabeth Arriola, Doris Brooks, Ernesto Espaldon, Pilar C. Lujan and Martha C. Ruth. A second hearing was conducted at the Committee on Tourism & Transportation Conference Room on Tuesday, August 1, 1989. In attendance were Senators John Perez Aguon and Doris Brooks.

Most of the testimony received at the hearings was favorable. Roger Wood, Principal of the Harvest Christian Academy, stated that the school has been trying for some time to get something done about this dangerous intersection. Department of Public Works documents indicate the cost of the light installation and widening of the trail to be \$285,000.

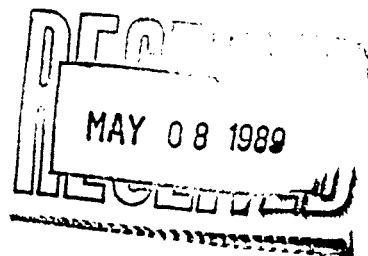
Doug Knudsen, Acting Chief of Engineering of the Department of Public Works said that DPW has been aware of the problem for some time but felt that there were other areas which needed signals more than the Route 8 area. He mentioned Fahrenholt and Chalan San Antonio; and Route 16 and Fatima as two examples. He said he was not against the project, he was just suggesting prioritization.

ANALYSIS AND RECOMMENDATIONS

The Committee finds that there is a need for signalization at the intersection and recommends that Bill 659 as introduced be passed.



MAY 04 1989



Mr. John Lewis
 Pastor and Administrator
 Harvest Baptist Church
 P.O. Box 23189
 GMF, Guam 96921

Dear Pastor Lewis:

This is in response to your letter of February 24, 1989 expressing concerns about traffic and school bus problems as they relate to your school. We have been aware of the traffic problems you are experiencing and have had the area under review for some time. Since your letter, we have initiated additional traffic counts to determine if the Route 8/Canada-Toto Road intersection meets the minimum criteria for signalization. Our findings are that this intersection just barely meets the minimum criteria for justification of a signalized intersection. The problem occurs for relatively short periods in the morning and, to a lesser extent, in the afternoon. At other times during the day or night, we have observed no problems at the intersection. Alternative routes do exist for motorists to exit the area, including internal roads leading to Maite and exiting along Route 8 away from the intersection. Based on our assessment of traffic problems islandwide, there are other locations classified as high risk for accidents and in greater need of improved traffic control measures. The increase of thru traffic volume occurring at this moment can be attributed to the temporary restriction and detour of traffic entering or exiting from Route 1 (Marine Drive) and Route 4 through Route 8. On-going construction for East O'Brien Drive and East Saylor Drive, Minundo Bridge (Adjacent to Former Vehicle Inspection Station), and Route 1/Route 8 intersection will provide traffic congestion relief and improve accessibility along the Primary Routes.

Nevertheless, we have prepared cost estimates for widening the Canada-Toto approach to accommodate both left and right turns, which would in itself reduce the congestion considerably. The total cost for property acquisition, pavement widening, and signalization is approximately \$250,000. We currently do not have funds to perform this work. Any funds that may become available from our present funding source would be directed towards improvements that are higher in priority than this project. However, if funds are made available specifically for this project, we will proceed to initiate the work at once.

The roadway leading to your parking area is obviously narrow and was never intended to serve the school population, administrative staff and teachers that you now have. The long term effects of expanded growth in the school's program and objectives should have been anticipated in the establishment of the school.

The bullcart trail that does exist is not adequate for a two-lane roadway. The properties to the north and east of the school grounds have access easements delineated on adjacent lot owners property maps. For an adequate roadway to be constructed, the school must grant the Government an access easement sufficient to provide a 20-foot distance measured from the centerline of the bullcart trail. We are presently performing the survey work to establish the amount of land required. We will transmit to you the required severance map after completion of the survey. You must understand that in granting the Government an access easement for the roadway, your parking requirements for the school must be satisfied at the same time the access road is provided by the Government. The dedication of the necessary easement to the Government does not mean that the Department of Public Works will widen the roadway. We are not budgeted for opening roadways on existing easements. However, nothing else can happen until the easement is dedicated. For your information, the estimated cost for paving and widening the roadway to provide an adequate, two-lane roadway to a point just beyond your parking lot is \$35,000. If the easement is provided and this amount is made available to the Department of Public Works, we would initiate the paving and resurfacing of the roadway.

Incidentally, the school parking lot is extremely small and is inadequate for the safe maneuvering of our school buses. We note that your lot is immediately adjacent to the Canada-Toto Road, yet you do not provide direct access to the school from that roadway. Existing conditions require the school buses to travel along a narrow access road to a small parking area on the side of the school. It would be highly preferable to us for the school to provide a bus pullover area adjacent to Canada-Toto Road for discharge and pickup of the students. This recommended alternative would eliminate the exposure of the students to vehicles and ensure safe entering and exiting of the school buses from your school zone. As of now, the unsafe condition of school buses making turns within your small parking lot is potentially hazardous for the students and vehicles traveling in this area during school hours. Widening of the access road will not necessarily alleviate the problems created by your limited parking area.

Your concerns about direct bus service are unfounded. As you well know, private schools on island receive students islandwide. Public school students are assigned by school districts and can be served by direct bus service within the districts. There is no way we can provide direct bus service to all private schools islandwide with the limited number of buses and drivers that we employ. The private schools are served primarily through the Agana interchange. We do not provide direct bus service to certain private schools, but only if the school is along a scheduled route within a school district, and only if it is more efficient for the department to do so.

*Anna
log*

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

MAY 09 1989
Jeanele

Bill No. 659

FILE

Introduced By:

J.P. AGUON
C.T.C. GUTIERREZ
F.J.A. QUITUGUA
J.G. BAMISA

Handwritten signatures and initials

AN ACT TO APPROPRIATE TWO HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$285,000) TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSE OF INSTALLING A TRAFFIC LIGHT AT THE INTERSECTION OF ROUTE 8 AND TOTO-CANADA LOOP AND WIDENING AND PAVING OF THE EXISTING BULL CART TRAIL AT THE FRONT OF THE HARVEST BAPTIST ACADEMY IN TOTO.

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

2 Section 1. The sum of Two Hundred Eighty-Five Thousand Dollars
3 (\$285,000) is appropriated from the General Fund to the Department of
4 Public Works to be expended in the following manner:

5 (a) Two Hundred Fifty Thousand Dollars (\$250,000) shall be for the
6 purpose of installation of a traffic signal light at the intersection of Route 8
7 and Toto-Canada Loop, including necessary road preparation and marking;

8 (b) Thirty-Five Thousand Dollars (\$35,000) shall be for the purpose of
9 widening and paving the existing bull cart trail in front of the Harvest Baptist
10 Academy in Toto.

11 Section 2. Any funds unexpended upon the completion of the above
12 listed projects shall revert to the General Fund.

FISCAL NOTE
BUREAU OF BUDGET & MANAGEMENT RESEARCH

BEMR-F7

Bill No. 659 Date Received _____
 Mandatory Bill Yes No Date Reviewed 7/26/89

Department/Agency Affected: PUBLIC WORKS

Department/Agency Head: BENIGNO PALOMO

Fiscal Year Appropriation: _____

Title (concise): AN ACT TO APPROPRIATE TWO HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$285,000)
TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSE OF INSTALLING A TRAFFIC
LIGHT AT THE INTERSECTION OF ROUTE 8 AND TOTO-CANADA LOOP AND WIDENING AND
PAVING OF THE EXISTING BULL CART TRAIL AT THE FRONT OF THE HARVEST BAPTIST
ACADEMY IN TOTO

Change in Law: NO

Bill Attempts to: Bill is for:
 Increase Program Funding Operations
 Decrease Program Funding Capital Improvement
 Reallocate Present Program Funding Other

FINANCIAL/PROGRAM IMPACT

PROGRAM CATEGORIES	Minimum Estimated Required Funds (For Five Years)		
	GENERAL FUND	FEDERAL	OTHER
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
GRAND TOTAL	_____	_____	_____

ESTIMATED MULTI-YEAR FUND REQUIREMENTS

SOURCES	1st	2nd	3rd	4th	5th
General Fund	_____	_____	_____	_____	_____
Federal Fund	_____	_____	_____	_____	_____
Other Fund	_____	_____	_____	_____	_____
GRAND TOTAL	_____	_____	_____	_____	_____

ESTIMATED MULTI-YEAR REALIZED REVENUES

SOURCES	1st	2nd	3rd	4th	5th
General Fund	_____	_____	_____	_____	_____
Federal Fund	_____	_____	_____	_____	_____
Other Fund	_____	_____	_____	_____	_____
GRAND TOTAL	_____	_____	_____	_____	_____

Paul D. Leon Guerrero
 Paul D. Leon Guerrero
 PROGRAM ANALYST
Michael J. Reidy
 MICHAEL J. REIDY
 DIRECTOR


Date Review Terminated: July 26, 1989

BUDGETARY FISCAL IMPACT ON THE FOLLOWING BILL

ADOPTED GENERAL FUND REVENUES P.L. 20-3/ ACTUAL REVENUES JULY 7, 1989	\$309,933,010	\$279,647,538
LESS: APPROPRIATIONS TO DATE: P.L. 19-10 P.L. 19-24 TO 20-31		
GENERAL OPERATION - EXECUTIVE	\$224,681,503	
GENERAL OPERATION - JUDICIAL	7,527,190	
GENERAL OPERATION - LEGISLATIVE	10,063,581	
SPECIAL APPROPRIATIONS	59,775,910	
CAPITAL IMPROVEMENT PROJECTS	<u>24,040,138</u>	
 TOTAL APPROPRIATION	 <u>326,088,322</u>	 <u>326,088,322</u>
TOTAL SURPLUS/(DEFICIT)	(\$ 16,095,312)	(\$ 46,440,784)

BILL 659 TRAFFIC LIGHT INTERSECTION
OF ROUTE 8 AND TOTO-CANADA
LOOP & WIDENING & PAVING OF
THE EXISTING BULL CART TRAIL.

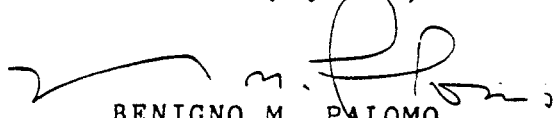
<u>285,000</u>	<u>285,000</u>
<u>(\$ 16,380,312)</u>	<u>(\$ 46,725,784)</u>


MICHAEL J. REIDY

In the case of St. John's School, it receives some buses direct from the north since it makes sense for the school buses to drop off the students along a direct route on its way to the Agana Interchange rather than route the students to the interchange and back to St. John's. Harvest Baptist Academy likewise receives direct bus service for those students catching the bus along Route 8. The locations of the schools relative to our bus service within school districts determine which schools receive direct bus service. Our goal in mixing direct bus service with the interchange is more effective and efficient in meeting the needs of both public and private schools and at the same time provides maximum use in fuel and reducing costly maintenance service. Our bus service is mandated to serve the interests of the public and not provide special treatment to any particular private school.

Should you have any questions or require additional information, please do not hesitate to contact us.

Sincerely yours,



BENIGNO M. PALOMO
Director of Public Works

Bill No. 659 (COR)

Introduced By:

J.P. AGUON *JPA*
F.J.A. QUITUGUA *FJA*
J.C. BAMBISA *JCB*

AN ACT TO APPROPRIATE TWO HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$285,000) TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSE OF INSTALLING A TRAFFIC LIGHT AT THE INTERSECTION OF ROUTE 8 AND TOTO-CANADA LOOP AND WIDENING AND PAVING OF THE EXISTING BULL CART TRAIL AT THE FRONT OF THE HARVEST BAPTIST ACADEMY IN TOTO.

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