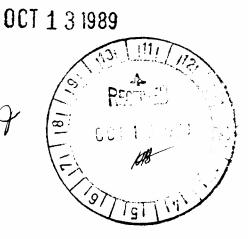


Territory of Guam Teritorion Guam

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





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. 575, which I have signed into law this date as

Public Law 20-95.

Sincerely.

Joseph F. ADA JOSEPH F. ADA

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Enclosure



CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 575 (LS), "AN ACT TO APPROPRIATE THIRTY-FIVE THOUSAND DOLLARS FOR RECREATIONAL FACILITIES IN THE MUNICIPALITY OF AGAT," was on the 28th day of September, 1989, duly and regularly passed.

Speaker

Attested:

Senator and Legislative Secretary

This Act was received by the Governor this 4^{H}_{at} day of <u>OCF</u>, 1989, at <u>4:20</u> o'clock p.m.

Therese Du

Assistant Staff Officer Governor's Office

APPROVED:

overnor of Guam

Date: October 13, 1989

Public Law No. 20-95

Bill No. 575 (LS) As amended by the Committee on Ways & Means and the Committee on General Governmental Operations and further substituted by the Committee on Rules

Introduced by:

- A. R. Unpingco
- C. T. C. Gutierrez

T. S. Nelson

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

AN ACT TO APPROPRIATE THIRTY-FIVE THOUSAND DOLLARS FOR RECREATIONAL FACILITIES IN THE MUNICIPALITY OF AGAT.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM: 2 Section 1. Twenty Thousand Dollars (\$20,000) are appropriated from 3 the General Fund to the Department of Public Works to resurface two (2) 4 outdoor basketball courts at the Roundtable, San Antonio and San Vicente 5 Streets, Agat, and the tennis court at the corner of San Vicente and Route 6 2, Agat.

Section 2. Fifteen Thousand Dollars (\$15,000) are appropriated from
the General Fund to the Department of Public Works to replace lighting
fixtures in the recreational facilities described in Section 1 of this Act.

1 Section 3. The Agat Municipal Planning Council shall coordinate the 2 projects authorized by this Act with the Department of Public Works. The 3 Director of Public Works shall be the contracting officer for such projects.

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ROLL CALL SHEET

Bill	No.	5	7.	5

Date:	-7

7/20/04

Resolution No.

QUESTION:

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J. P. Aguon		°		
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M. C. Ruth				
J. T. San Agustin	-			
F. R. Santos				
T. V. C. Tanaka				<u></u>
A. R. Unpingco				
	19			2

Introduced

TWENTIETH GUAM LEGISLATURE 1989 (FIRST) Regular Session

APR 10'89

Bill No. 575(15)

Introduced by:

R. Unpingco

AN ACT TO APPROPRIATE THE SUM OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) TO THE DIRECTOR OF PARKS AND RECREATION TO REPAIR RECREATIONAL FACILITIES; BASKETBALL COURTS, TENNIS COURT AND LIGHTING FACILITIES, IN THE MUNICIPALITY OF AGAT.

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

Section 1. The sum of Twenty Thousand Dollars (\$20,000) is hereby appropriated from any unappropriated surplus in the General Fund to the Director of Parks and Recreation to fund the resurfacing of the following:

(a) Two outdoor basketball courts: Roundtable, San Antonio Street and San Vicente Street; and

(b) Tennis court: Corner of San Vicente Street and route 2."

Section 2. The sum of Five Thousand Dollars (\$5,000) is appropriated from the General Fund for the replacement of lighting fixtures in the recreational facilities identified in (a) and (b) in Section 1.

Twentieth Guam Legislature

CULAN

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

REPRODUCED AT GOVERNMENT EXTE

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

CARL T. C. GUTIERREZ Senator

September 11, 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. 575: AN ACT TO APPROPRIATE THE SUM OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) TO THE DIRECTOR OF PARKS AND RECREATION TO REPAIR RECREATIONAL FACILITIES; BASKETBALL COURTS, TENNIS COURT AND LIGHTING FACILITIES, IN THE MUNICIPALITY OF AGAT.

TO PASS:

NOT TO PASS:

ABSTENTIONS:

REPORT OUT ONLY:

OFF-ISLAND:

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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

Attachments:

Twentieth Guam Legislature Committee on Ways & Means Voting Sheet

575 BILL NO:

AN ACT TO APPROPRIATE THE SUM OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) TO THE DIRECTOR OF PARKS AND RECREATION TO REPIR RECREATIONAL FACILITIES; BASKETBALL COURTS, TENNIS COURT AND LIGHTING FACILITIES, IN THE MUNICIPALITY OF AGAT.

TO NOT **TO REPORT** TO PLACE IN PASS OUT ONLY TO PASS INACTIVE FILE Senator Carl T, C. GUTIERREZ Chairman Senator Herminia D. DIERKING Vice-Chairman · sh Senator John P. AGUON Member Senato MBA George flember Senator Doris BROOKS Member, 6 Senator Ernesto ESPALDON Memor anduro ar Senator Marilyn MANIBUSAN Member Senator S. MELSON Ted Ð Member Senator Don PARKINSON Member Franklin J. A. Senator **ØUITUGUA** Senator Martha C. RUTH

COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS VOTE SHEET ON SUBSTITUTE BILL NO. 575

AN ACT TO APPROPRIATE THE SUM OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) TO THE DIRECTOR OF PARKS AND RECREATION TO REPAIR RECREATIONAL FACILITIES; BASKETBALL COURTS, TENNIS COURT AND LIGHTING FACILITIES IN THE MUNICIPALITY OF AGAT.

WITH THE RECOMMENDATION TO DO PASS

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COMMITTEE MEMBERS	TO DO PASS:	NOT TO PASS:	REPORT OUT:	INACTIVE FILE:
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J. 4. Bamba, Member		*****		
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E. D. Duenas, Member	/			
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T. V.C. Tanaka, Member				

COMMITTEE REPORT COMMITTEE ON WAYS & MEANS and COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS BILL NO. 575

AN ACT TO APPROPRIATE THE SUM OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) TO THE DIRECTOR OF PARKS AND RECREATION TO REPAIR RECREATIONAL FACILITIES; BASKETBALL COURTS, TENNIS COURT AND LIGHTING FACILITIES, IN THE MUNICIPALITY OF AGAT.

The Committee on Ways & Means and the Committee on General Governmental Operation held a joint public hearing on May 5, 1989, to gather testimony on Bill 575. Committee Chairs Senator Carl T.C. Gutierrez and Senator Ted S. Nelson conducted the hearing, being joined by Senators F.J.A. Quitugua, J.G. Bamba, D.F. Brooks and M.C. Ruth.

BACKGROUND

Bill 575 would provide for increased recreational activities by resurfacing of two outdoor basketball courts and one tennis court in Agat village. It would also replace the lighting fixtures at these courts.

TESTIMONY

Antonio C. Babauta, Commissioner of Agat, provided oral and written testimony in support of Bill 575 (see Attachment A). He indicated that the resurfacing need is urgent and that delay in taking care of this problem would lead to higher costs when the project is done. The lighting is needed because vandal, age, and weather have deteriorated the existing fixtures.

Anthony C. Mariano, Director of the Department of Parks and Recreation, submitted testimony in support of the proposed projects (see Attachment B). He felt that \$20,000 would be needed for the lighting improvements and \$18,000 for the resurfacing of the courts. He also pointed out that the appropriation should be made to the Department of Public Works.

COMMITTEE FINDINGS

The Committees find that there is a need to support the recreational needs of the youths of Agat and that resurfacing these courts will provide opportunities for many, young and older, to be healthier and more able to cope with stress. Lighting will add to the number of hours each day during which the courts can be used.

The appropriation should be made to the Department of Public Works instead of the Department of Parks and Recreation since DPW has the legal authority for contracting for such projects. The Agat Municipal Council should be responsible for coordination and oversight of the project.

The Fiscal Note submitted by the Bureau of Budget and Management Research notes that the amount specified for the lighting improvements is not sufficient and should be increased by \$5,000 (see Attachment C).

RECOMMENDATION

The Committee on Ways & Means and the Committee on General Governmental Operations recommend that Bill 575 be passed by the Twentieth Guam Legislature.

Bill No. 575

as amended by the Committee on Ways & Means and the Committee on General Governmental Operations

Introduced by:

A.R. UNPINGCO C.T.C. GUTIERREZ T.S. NELSON L J.P. AGUON H.D. DIERKING F.J.A. QUITUGUA D. PARKINSON E.P. ARRIOLA M.Z. BORDALLO P.C. LUJAN G. MAILLOUX E.D. REYES J.T.SAN AGUSTIN F.R. SANTOS J.G. BAMBA D.F. BROOKS E.R. DUENAS E.M. ESPALDON M.D.A. MANIBUSAN M.C. RUTH T.V.C. TANAKA

AN ACT TO APPROPRIATE THE SUM OF THIRTY-FIVE THOUSAND DOLLARS (\$35,000) TO THE DEPARTMENT OF PUBLIC WORKS FOR REPAIR OF RECREATIONAL FACILITIES; BASKETBALL COURTS, TENNIS COURT AND LIGHTING FACILITIES, IN THE MUNICIPALITY OF AGAT.

1

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

Section 1. The sum of Twenty Thousand Dollars (\$20,000) is appropriated
from the General Fund to the Department of Public Works for the resurfacing
of the following:

5 (a) Two outdoor basketball courts: Roundtable, San Antonio
6 Street and San Vicente Street; and

7

(b) Tennis court: Corner of San Vicente Street and Route 2.

8 Section 2. The sum of Fifteen Thousand Dollars (\$15,000) is appropriated 9 from the General Fund for the replacement of lighting fixtures in the 10 recreational facilities identified in (a) and (b) in Section 1.

Section 3. The Agat Municipal Planning Council shall coordinate the
projects authorized by this act with the Department of Public Works regarding
their implementation. The Director of Public Works shall be the contracting
officer for the projects.

Introduced

APR 10 '89

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Bill No. 575 (5)

Introduced by:

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A. R. Unpingco

AN ACT TO APPROPRIATE THE SUM OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) TO THE DIRECTOR OF PARKS AND RECREATION TO REPAIR RECREATIONAL FACILITIES; BASKETBALL COURTS, TENNIS COURT AND LIGHTING FACILITIES, IN THE MUNICIPALITY OF AGAT.

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

Section 1. The sum of Twenty Thousand Dollars (\$20,000) is hereby appropriated from any unappropriated surplus in the General Fund to the Director of Parks and Recreation to fund the resurfacing of the following:

(a) Two outdoor basketball courts: Roundtable, San Antonio Street and San Vicente Street; and

(b) Tennis court: Corner of San Vicente Street and route 2."

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Section 2. The sum of Five Thousand Dollars (\$5,000) is appropriated from the General Fund for the replacement of lighting fixtures in the recreational facilities identified in (a) and (b) in Section 1.

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GAT COMMISSIONER'S OFFICE P.O. BOX 7388 AGAT, GUAM 96928 565-2524

May 5, 1989

GOOD MORNING MR. CHAIRMAN AND SENATORS.....MY NAME IS ANTONIO C. BABAUTA, COMMISSIONER OF AGAT, AND IN BEHALF OF THE PEOPLE OF AGAT, I AM HERE TO TESTIFY IN SUPPORT OF BILL 559, 575, 442, AND 593.

THE \$200,000.00 IN THIS BILL #559 SHOULD BE ENOUGH TO COVER THE A & E, AND THE PHASE ONE CONSTRUCTION OF AN OPEN CULVERT AT FINILE DRIVE, FINILE SUB-DIVISION IN AGAT.

FOUR (4) YEARS AGO, AN ASSESSMENT OFFICER FROM DEPARTMENT OF PUBLIC WORKS ESTIMATED \$300,000.00 FROM ROUTE 2 TO THE END OF FINILE DRIVE (1,700 FEET). HOWEVER, SINCE THAT TIME, WE HAVE INSTALLED AN ENCLOSED CULVERT ABOUT 200 FEET LONG FROM FINILE DRIVE TO GAAN RIVER FOR \$25,000.00, THANKS TO SENATOR NELSON AND GOVERNOR BORDALLO, AND WE HAVE ALSO WIDEN THE DRAINAGE DITCH WITH THE MUNICIPAL FUNDS YOU PROVIDED US ANNUALLY. I FEEL THE \$200,000.00 REQUEST IS ENOUGH TO CONTINUE THIS PROJECT REALISTICALLY AND SINCE IT IS NOT TOO HIGH THE GOVERNOR MIGHT JUST RELEASE THE FUNDS, IF THIS APPROPRIATION BECOMES LAW. MR. CHAIRMAN AND SENATORS, THE PEOPLE IN FINILE NEEDS YOUR HELP IN CHANNELLING THE FLOOD WATER FROM THE HILLS, TO FINILE TO THE OCEAN. THE OPEN CULVERT SHOULD HAVE BEEN DONE YEARS AGO, HOWEVER IT IS NOT TOO LATE FOR US TO RECTIFY THE FLOODING PROBLEMS IN AGAT. MR. CHAIRMAN, SIXTY-TWO (62) FAMILIES AND I HAVE FAITH IN YOU AND YOUR COMMITTEE, AND WE ARE HOPING THAT YOUR CONSIDERATION WILL BE

Attachment A

TESTIMONIES IN SUPPORT OF BILL #559, 575, 442, 593 May 5, 1989 Page 2

POSITIVE TO THE PEOPLE OF AGAT'S REQUEST FOR A CLEANER AND DRYER STREET DURING THE RAINY SEASON.

TESTIMONY IN SUPPORT OF BILL # 575

THIS APPROPRIATION IS URGENTLY NEEDED TO ENSURE SAFETY AND CONTINUITY IN OUR SPORTS PROGRAMS. MR. HYUN IS THE ONLY PERSON ON GUAM WHO RESURFACES BASKETBALL AND TENNIS COURTS AND HE HAS JACKED UP HIS PRICE ACCORDING TO A CONTRACTING ENGINEER AT DEPARTMENT OF PUBLIC WORKS. THE ELECTRICAL PROBLEMS AT THESE COURTS ARE THE WORKS OF VANDALS, AGE AND WEATHER.

TESTIMONY IN SUPPORT OF BILL #442

WE NOW HAVE FIFTY-NINE (59) FAMILIES LIVING IN THE R.R. CRUZ AND SALINAS ROAD AREA. WE STILL HAVE MORE FAMILIES WAITING FOR THIS APPROPRIATION AND CONSTRUCTION OF THE SEWER LINES. ONCE THE SEWER LINES BECOME A REALITY, I AM SURE THAT HOMES WILL BE POPPING UP LEFT AND RIGHT FOR THIS IS ONE IMPORTANT PROJECT THAT THE RESIDENTS IN THE AREA HAVE BEEN PRAYING TO GOD AND ALSO PETITIONING OUR GOVERNMENT. MR. CHAIRMAN, WE ARE HOPING AND PRAYING THAT YOU AND THE OTHER SENATORS WILL VOTE POSITIVELY ON BILL #442, SO THE PEOPLE IN R.R. CRUZ AND SALINAS ROAD CAN LOOK FORWARD TO FLUSHING THEIR TOILETS IN 1990. TESTIMONIES IN SUPPOR OF BILL #559, 575, 442, 5 May 5, 1989 Page 3

TESTIMONY IN SUPPORT OF BILL #593

I SUPPORT THE BILL IN ITS ENTIRETY AND I THANK YOU AND THE OTHER SPONSORS FOR PROVIDING THE MUNICIPAL COMMISSIONERS' WITH THIS MOST NEEDED FUNDING. THIS SUPPLEMENTAL FUNDS WILL ALLOW US TO PROVIDE MORE SERVICES TO OUR PEOPLE, WHERE SOME AGENCIES ARE REDUCING THEIR MISSION IN AGAT AND OTHERS DUE TO LACK OF FUNDS OR DOWN EQUIPMENT.

I HAVE A FEELING THE MEDIA AND OTHERS WILL CRITICIZE THIS BODY, BUT BELIEVE ME, I WELCOME THIS SUPPLEMENTAL FUNDS, FOR IT WILL ALLOW ME AND MY AGAT MUNICIPAL PLANNING COUNCIL TO CARRY OUT THE MISSION OF THE AGAT COMMISSIONER'S OFFICE.

THANK YOU!

ANTONIO C. BABAUTA Commissioner of AGAT



JOSEPH F. ADA Governor

FRANK F. BLAS Lt. Governor

ANTHONY C. MARIANO Director

DENNIS M. ZERMENO Deputy Director

DEPARTMENT OF PARKS AND RECREATION

GOVERNMENT OF GUAM 490 Naval Hospital Road Agana Heighta, Guam 96919 Telephone: (871) 477-9620/1



MAY 0 5 1989

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

Dear Senator Gutierrez:

The Executive Branch Fiscal Year 1990 Budget CIP Program has requested \$20,000.00 to address lighting improvements to the Agat Multi-Purpose Court. However, the Department of Parks and Recreation does suggest \$18,000.00 to be appropriated to cover the cost of resurfacing both the basketball courts at the Roundtable and Agat Multi-Purpose Court.

Section 2 of Bill No. 575 is therefore not necessary, as it will duplicate funds for the lighting improvements.

To expedite movement on this appropriation, it should be made directly to Department of Public Works not Department of Parks and Recreation, as Department of Parks and Recreation does not have contracting authority.

Thank you.

Sincerely,

ANTHONY C. MARIANO Director

Attachment B

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11 No. 575 .		Unte Received	5/1/89	
endatory Bill Yes /7 No		Date Reviewed	5/3/89	
partment/Agency Affected:	Parks and Rec	reation	•	
partment/Agency Head:	Anthony Maria	no	·	
cal Fiscal Year Appropriation	\$3,916,546			· · ·
Li Title (concise): AN ACT	TO APPROPRIATE	THE SUM OF TWENTY-	FIVE THOUSAND	DOLLARS
(\$25,009) TO THE DIRE	CTOR OF PARKS A	ND RECREATION TO REL	PAIR RECREATION	NAL
FACILITIES: BASKETBAL	L COURTS, TENNIS	COURT AND LIGHTING	G FACILITIES,	IN THE
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Comments on Bill No. 575

The Department of Public Works has indicated that an additional sum of \$10,000 would be needed to satisfy the lighting requirement of Section 2 of the Bill.

Total impact of Bill 575 is therefore \$35,000.

for; Michael J. REIDY