



Territory of Guam
Territorio de Guam

OFFICE OF THE GOVERNOR
HERNANDEZ BUILDING
AGANA, GUAM

**REFER TO
LEGISLATIVE SECRETARY**

MAY 06 1992
[Signature]



The Honorable Joe T. San Agustin
Speaker, 21st Guam Legislature
147 Hernan Cortes St.
Agana, GU 96910

Dear Mr. Speaker:

Attached please find Substitute Bill No. 698 (LS), which I have signed into law as Public Law 21-102.

This bill appropriates \$833,926.00 from lapsed funds from FY 1992 to supplement the funding provided in Public Law 20-119 for the Y-Sengsong and Santa Monica sidewalks in Dededo.

I have taken this action due to the vital nature of these projects. As you know, I have previously expressed concern about appropriation measures that seek to utilize lapsed funds and have vetoed several such measures. Simply put, Mr. Speaker, these lapsed funds do not exist and it is not sound fiscal practice to commit to the expenditure of such funds without a firm assurance of the availability of such funds.

In this case, however, I have chosen to approve this appropriation in order that the health and safety of the public - particularly the school children who walk in these areas - can be immediately addressed. This appropriation of \$833,926.00 is to supplement funds which have previously been appropriated for these projects - which have already completed preliminary work - and will enable us to immediately begin the actual construction of these sidewalks. Despite my signing of this bill, I have, meanwhile, utilized my transfer authority to enable the Department of Public Works to bid out the entire sidewalk project. On September 30, then, when the lapsed funds actually become available, I will utilize my transfer authority once again to replenish the fund from which we are drawing funds to begin the project.

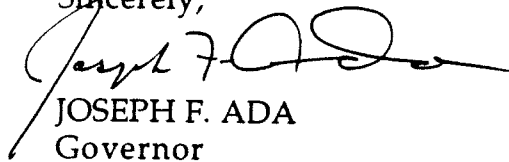


The Honorable Joe T. San Agustin
Page Two

I'm sure you will agree, Mr. Speaker, that economic realities dictate that we spend our money carefully while at the same time ensuring that the needs of our people are addressed. For this reason, for the safety and well-being of the children and other pedestrians in the Y-Sengsong and Santa Barbara areas, I have approved this bill. However, my approval of this bill does not and will not change our position on the appropriation of lapsed funds in the future.

Thank you and si Yu'os Ma'ase.

Sincerely,

A handwritten signature in black ink, appearing to read "Joseph F. Ada", written over a diagonal line that extends from the bottom left towards the top right.

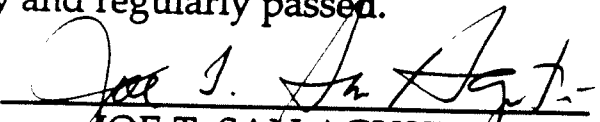
JOSEPH F. ADA
Governor

210783

TWENTY-FIRST GUAM LEGISLATURE
1992 (SECOND) Regular Session

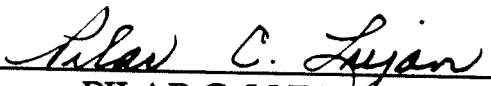
CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 698 (LS), "AN ACT TO APPROPRIATE EIGHT HUNDRED THIRTY-THREE THOUSAND NINE HUNDRED TWENTY-SIX DOLLARS FROM THE LAPSED FUNDS OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR 1992 TO SUPPLEMENT THE FUNDING PROVIDED IN PUBLIC LAW 20-119 FOR THE Y-SENGSONG AND SANTA MONICA SIDEWALKS IN DEDEDO," was on the 13th day of March, 1992, duly and regularly passed.



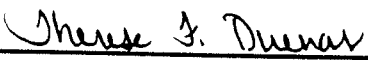
JOE T. SAN AGUSTIN
Speaker

Attested:



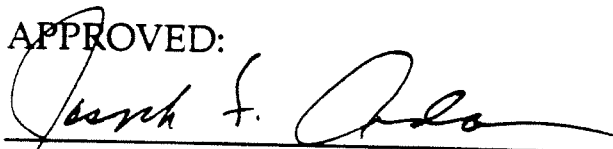
PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 19th day of March, 1992,
at 11:15 o'clock A.M.



Theresa J. Duenas
Assistant Staff Officer
Governor's Office

APPROVED:



JOSEPH F. ADA
Governor of Guam

Date: MARCH 31, 1992

Public Law No. 21-102

TWENTY-FIRST GUAM LEGISLATURE
1992 (SECOND) Regular Session

Bill No. 698 (LS)

As substituted by the Committee
on Ways and Means

Introduced by:

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

AN ACT TO APPROPRIATE EIGHT HUNDRED THIRTY-THREE THOUSAND NINE HUNDRED TWENTY-SIX DOLLARS FROM THE LAPSED FUNDS OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR 1992 TO SUPPLEMENT THE FUNDING PROVIDED IN PUBLIC LAW 20-119 FOR THE Y-SENGSONG AND SANTA MONICA SIDEWALKS IN DEDEDO.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. (a) Legislative findings. The Legislature finds that the Y-

1 **Sengsong** sidewalks were originally funded by Public Law 18-30 enacted in
2 1986. The Legislature further finds that through Public Law 20-119, enacted
3 on January 18, 1990, an additional Nine Hundred Seventeen Thousand One
4 Hundred Ninety Dollars (\$917,190) was provided for construction of the Y-
5 **Sengsong** sidewalks and also the Santa Monica sidewalks, based on
6 estimates provided by the Department of Public Works (the "Department").
7 In November of 1991, the Department completed the design work for these
8 sidewalks, but then indicated an additional Eight Hundred Thirty-Three
9 Thousand Nine Hundred Twenty-Six Dollars (\$833,926) would be required
10 before construction could be commenced. It is the further finding of the
11 Legislature, that if the construction of the sidewalks had proceeded on a
12 timely basis, the supplemental funding would not be needed, but because it
13 was not, such additional funding is now required to complete the project.

14 Recently, the Governor and Lieutenant Governor have called for cost-
15 cutting to be implemented throughout the Departments of the government of
16 Guam. At the present time, the Legislature finds that these procedures are
17 desirable, and also finds that it is desirable to avoid making large
18 appropriations unless they are of an urgently necessary nature. It is also the
19 finding of the Legislature that the government of Guam has received ample
20 funding for the Fiscal Year 1992, and that extra positions have been
21 authorized and yet are not filled. For this reason, the government of Guam
22 has lapsed funds available to appropriate for the purposes set out in this Act.

23 (b) **Appropriate from lapsed funds.** Eight Hundred Thirty-Three
24 Thousand Nine Hundred Twenty-Six Dollars (\$833,926) are hereby
25 appropriated from the lapsed funds of the government of Guam for Fiscal
26 Year 1992 to supplement the appropriation provided in Public Law 20-119 for

- 1 the construction of sidewalks along the Y-Sengsong Road and Santa Monica
- 2 Avenue in Dededo.

Twenty-First Guam Legislature

155 Hesler Street
Pacific Arcade
Agana, Guam 96910
Telephone: (671) 472-3407
FAX: (671) 477-3161



Chairman, Committee
on Ways & Means

Vice-Chairman, Committee
on Tourism & Transportation

CARL T. C. GUTIERREZ
Senator

February 28, 1992

Honorable Speaker Joe T. San Agustin
Speaker, Twenty-First 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. 698, "AN ACT TO APPROPRIATE \$833,926 TO SUPPLEMENT THE FUNDING PROVIDED IN PUBLIC LAW 20-119 FOR THE Y-SENGSONG AND SANTA MONICA SIDEWALKS IN DEDEDO"**, to the full Legislature with the recommendation to **do Pass as Substituted**.

The Committee Voting Record is as follows:

TO PASS:	<u>13</u>
NOT TO PASS:	<u>0</u>
ABSTENTIONS:	<u>0</u>
INACTIVE FILE:	<u>0</u>

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

Sincerely,


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

Twenty-First Guam Legislature
Committee on Ways & Means

VOTING SHEET

BILL NO.

698

AN ACT TO APPROPRIATE \$833,926 TO SUPPLEMENT THE FUNDING PROVIDED IN PUBLIC LAW 20-119 FOR THE Y-SENGSONG AND SANTA MONICA SIDEWALKS IN DEDEDO.

	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>ABSTAIN</u>	<u>TO PLACE IN INACTIVE FILE</u>
<i>Carl T. C. Gutierrez</i> Senator Carl T. C. GUTIERREZ Chairman	✓			
<i>Herminia D. Dierking</i> Senator Herminia D. DIERKING Vice-Chairman	✓			
<i>John P. Aquon</i> Senator John P. AQUON Member	✓			
<i>Elizabeth P. Arriola</i> Senator Elizabeth P. ARRIOLA Member	✓			
<i>George Bamba</i> Senator George BAMBA Member	✓			
<i>Anthony Blaz</i> Senator Anthony BLAZ Member	✓			
<i>Doris F. Brooks</i> Senator Doris F. BROOKS Member	✓			
<i>Ernesto M. Espaldon</i> Senator Ernesto M. ESPALDON Member	3/5/92			
<i>Marilyn Manibusan</i> Senator Marilyn MANIBUSAN Member	✓			
<i>Don Parkinson</i> Senator Don PARKINSON Member	✓			
<i>Michael J. Reidy</i> Senator Michael J. REIDY Member	3/5/92			
<i>Martha C. Ruth</i> Senator Martha C. RUTH Member	3/5/92			
<i>David Shimizu</i> Senator David SHIMIZU Member	✓			
Speaker Joe T. SAN AGUSTIN Ex-Officio Member				

**COMMITTEE ON WAYS & MEANS
COMMITTEE REPORT
ON**

**BILL NO. 698: AN ACT TO APPROPRIATE
\$833,926 TO SUPPLEMENT THE FUNDING
PROVIDED IN PUBLIC LAW 20-119 FOR THE
Y-SENGSONG AND SANTA MONICA
SIDEWALKS IN DEDEDO.**

The Committee on Ways & Means conducted a public hearing on Tuesday, February 25, 1992 beginning at 9:00 a.m. at the Legislative Public Hearing Room to gather testimony on Bill No. 698. Senator Carl T.C. Gutierrez, Chairman of the Committee conducted the hearing, being joined by Senators David Shimizu, Anthony C. Blaz and Elizabeth P. Arriola.

TESTIMONY

Mr. Jose A. Rivera, Mayor of Dededo appeared before the Committee and submitted written testimony in support of Bill No. 698. Mayor Rivera indicated that this project of major importance has been moving at snail pace, and one excuse after another do not justify the delay of this project. When he say importance, he means priority! Small children from GHURA 48, GHURA 35, Kaiser, Liguana, and Lada Garden have to walk along the sides of Santa Monica Avenue to and from school. A child from GHURA 48 was struck by an automobile about four years ago on Santa Monica Avenue. Mayor Rivera went on to say that knowing that the safety of the children is a most serious concern, this project was not given priority and the slow pace continued.

Mrs. Doris P. Ferreira, Vice-Mayor of Dededo also appeared before the Committee and testified orally in support of Bill No. 698.

Mr. Benigno M. Palomo, Director, Department of Public Works also submitted written testimony in support of Bill No. 698. Mr. Palomo indicated that the total amount is based on their estimates after completion of design. This amount should be sufficient to allow Public Works to bid and award the projects, assuming speedy passage and implementation of the project within calendar year 1992. Mr. Palomo went on to say that the design packages are ready to go, and will be advertised for bid after funds are made available to them.

COMMITTEE RECOMMENDATION

The Committee on Ways & Means recommends that Bill No. 698 be passed as **Substituted** by the Legislature.

TWENTY-FIRST GUAM LEGISLATURE
1992 (SECOND) Regular Session

Bill No. 698
As Substituted by the
Committee on Ways & Means

Introduced by:

J. T. San Agustin
C. T. C. Gutierrez
M. Z. Bordallo

M. Mambusan
J. Bando
M. C. ...

AN ACT TO APPROPRIATE EIGHT HUNDRED THIRTY-THREE THOUSAND NINE HUNDRED TWENTY-SIX DOLLARS (\$833,926) FROM THE LAPSED FUNDS OF THE DEPARTMENT OF PUBLIC WORKS TO SUPPLEMENT THE FUNDING PROVIDED IN PUBLIC LAW 20-119 FOR THE Y-SENSONG AND SANTA MONICA SIDEWALKS IN DEDEDO.

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

2 Section 1. (a) Legislative Findings. The Legislature finds that the Y-
3 Sengsong sidewalks were originally funded by P. L. 18-30 enacted in 1986. The
4 Legislature further finds that through P. L. 20-119, enacted on January 18, 1990, an
5 additional Nine Hundred Seventeen Thousand One Hundred Ninety Dollars
6 (\$917,190) in funding was provided for construction of the Y-Sengsong sidewalks
7 and also the Santa Monica sidewalks, based on estimates provided by the
8 Department of Public Works. In November of 1991, the Department of Public
9 Works completed the design work for these sidewalks, but then indicated that an
10 additional Eight Hundred Thirty-Three Thousand Nine Hundred Twenty-Six
11 Dollars (\$833,926) would be required before construction could be commenced. It is
12 the further finding of the Legislature, that if the construction of the sidewalks had

1 proceeded on a timely basis, the supplemental funding would not be needed, but
2 because it was not, such additional funding is required to complete the project.

3 Recently, the Governor and Lieutenant Governor have called for cost-cutting
4 to be implemented throughout the Departments of the government of Guam. At
5 the present time, the Legislature finds that these procedures are desirable, and also
6 finds that it is desirable to avoid making large appropriations unless they are of an
7 urgently necessary nature. It is also the finding of the Legislature that the
8 Department of Public Works (the "Department") has received ample funding for
9 Fiscal Year 1992, and that extra positions have been authorized and yet are not filled.
10 For this reason, the Department has lapsed funds available to appropriate for the
11 purposes set out in this Act.

12 **(b) Appropriate from Lapsed Funds.** Eight Hundred Thirty-Three
13 Thousand Nine Hundred Twenty-Six Dollars (\$833,926) are reappropriated from the
14 lapsed funds of the Department of Public Works to the Department of Public Works
15 for the purpose of supplementing the appropriation provided in P. L. 20-119 for the
16 construction of sidewalks along the Y-Sengsong Road and Santa Monica Avenue in
17 Dededo.

TWENTY-FIRST GUAM LEGISLATURE
1992 (SECOND) REGULAR SESSION

Bill No. 698

Introduced By:


J. T. SAN AGUSTIN

AN ACT TO APPROPRIATE \$833,926 TO SUPPLEMENT THE FUNDING
PROVIDED IN PUBLIC LAW 20-119 FOR THE Y-SENGSONG AND
SANTA MONICA SIDEWALKS IN DEDEDO.

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

Section 1. Legislative Findings. The Legislature finds that the Y-sengsong sidewalks were originally funded by P.L. 18-30 enacted in 1986. The Legislature further finds that through P.L. 21-119, enacted on January 18, 1990, an additional \$917,190 in funding was provided for the construction of the Y-sengsong sidewalks and also the Santa Monica sidewalks, based on estimates provided by the Department of Public Works. In November of 1991, the Department of Public Works completed the design work for these sidewalks, but then indicated that an additional \$833,926 would be required before construction could be commenced. It is the further finding of the Legislature, that if the construction of the sidewalks had proceeded on a timely basis, the supplemental funding would not be needed, but because it was not, such additional funding is required to complete the project.

Section 2. Eight Hundred Thirty Three Thousand, Nine Hundred Twenty Six Dollars (\$833,926) is appropriated from the General Fund to the Department of Public Works for the construction of sidewalks along the Y-sengsong Road and Santa Monica Avenue in Dededo.

received
3:49 PM 2/21/92

FISCAL NOTE
BUREAU OF BUDGET AND MANAGEMENT RESEARCH

BBMR-F7

Bill No. 698
Mandatory Bill YES NO

Date Received 2-18-92
Date Reviewed 2-21-92

Department/Agency Affected: Department of Public Works
Department/Agency Head: Benigno Palomo
Total FY Appropriation to Date: _____

Bill Title (preamble): AN ACT TO APPROPRIATE \$833,926 TO SUPPLEMENT THE FUNDING PROVIDED
IN PUBLIC LAW 20-119 FOR THE Y-SENGSONG AND SANTA MONICA SIDEWALKS IN DEDEDO

Change in Law: Yes

Bill's Impact on Present Program Funding:
 Increase Decrease Reallocation No Change

Bill is for: Operations Capital Improvement Other (_____)

FINANCIAL/PROGRAM IMPACT

PROGRAM CATEGORY	ESTIMATED SINGLE-YEAR FUND REQUIREMENTS (Per Bill)		TOTAL
	GENERAL FUND	OTHER	
CIP	\$833,926	-0-	\$833,926

FUND	ESTIMATED MULTI-YEAR FUND REQUIREMENTS (Per Bill)					TOTAL
	1st	2nd	3rd	4th	5th	
GENERAL FUND	\$833,926	_____	_____	_____	_____	\$833,926
OTHER	-0-	_____	_____	_____	_____	-0-
TOTAL	\$833,926	_____	_____	_____	_____	\$833,926

FUNDS ADEQUATE TO COVER INTENT OF THE BILL? YES/NO-IF NO, ADD'L AMOUNT REQUIRED \$ -0-
AGENCY/PERSON/DATE CONTACTED: Gus Duenas / 4-21-92

FUND	ESTIMATED POTENTIAL MULTI-YEAR REVENUES					TOTAL
	1st	2nd	3rd	4th	5th	
GENERAL FUND	_____	_____	_____	_____	_____	_____
OTHER	_____	_____	_____	_____	_____	_____
TOTAL	_____	_____	_____	_____	_____	_____

ANALYST Joe Guevara DATE 2/21/92 DIRECTOR Giovanni T. Scambelluri DATE FEB 27 1992

Twenty-First Guam Legislature

155 Hesler Street
Pacific Arcade
Agana, Guam 96910
Telephone: (671) 472-3407/8/9
FAX: (671) 477-3161



Chairman, Committee
on Ways & Means

Vice-Chairman, Committee
on Tourism & Transportation

CARL T. C. GUTIERREZ
Senator

February 5, 1992

Mrs. Doris P. Ferreira
Vice Mayor of Dededo
Mayors' Council
P. O. Box 786
Agana, Guam 96910

Dear Vice Mayor Ferreira:

The Committee on Ways & Means is conducting a public hearing on **Tuesday, February 25, 1992** beginning at **9:00 a.m.** at the **Legislative Public Hearing Room**, located at the **Pacific Arcade** to gather testimony on **Bill No. 698**.

Your testimony on the above aforementioned is greatly appreciated. If you are submitting written testimony, the committee requires that twenty-five (25) copies be submitted.

We look forward to seeing you at the hearing.

Sincerely,

Herminia Dierking
HERMINIA D. DIERKING
Acting Chairperson

Attachment

RECEIVED
DATE: 02-10-92
TIME: 3:00
BY: John

Twenty-First Guam Legislature



155 Hesler Street
Pacific Arcade
Agana, Guam 96910
Telephone: (671) 472-3407/8/9
FAX: (671) 477-3161

Chairman, Committee
on Ways & Means

Vice-Chairman, Committee
on Tourism & Transportatio

CARL T. C. GUTIERREZ
Senator

February 5, 1992

Mr. Jose A. Rivera
Mayor of Dededo
Mayors' Council
P. O. Box 786
Agana, Guam 96910

Dear Mayor Rivera:

The Committee on Ways & Means is conducting a public hearing on **Tuesday, February 25, 1992 beginning at 9:00 a.m.** at the **Legislative Public Hearing Room, located at the Pacific Arcade** to gather testimony on Bill No. 698.

Your testimony on the above aforementioned is greatly appreciated. If you are submitting written testimony, the committee requires that twenty-five (25) copies be submitted.

We look forward to seeing you at the hearing.

Sincerely,

Herminia Dierking
HERMINIA D. DIERKING
Acting Chairperson

Attachment

RECEIVED
DATE 02-10-92
S. P. M.
John P. M.

TWENTY-FIRST GUAM LEGISLATURE
COMMITTEE ON WAYS & MEANS
PUBLIC HEARING TESTIMONY SIGN-IN ROSTER

BILL NO. 698:

**AN ACT TO APPROPRIATE \$833,926 TO SUPPLEMENT
 THE FUNDING PROVIDED IN PUBLIC LAW 20-119 FOR
 THE Y-SENGSONG AND SANTA MONICA
 SIDEWALKS IN DEDEDO.**

NAME OF WITNESS <i>(Please print clearly)</i>	REPRESENTING	STATEMENT (W or O)	TESTIMONY (check one) FOR AGAINST	
JOSE A. RIVERA	DEDEDO NAUCK	W	✓	



Finance include for various
2/25/92
2:00 p.m.
FEB 25 1992

RECEIVED
LEGISLATIVE REVIEW COMMITTEE
FEB 25 1992

MEMORANDUM

TO: Chairperson
Legislative Review Committee

FROM: Director of Public Works

SUBJECT: Testimony on Various Bills

Our comments on the various bills transmitted to us on February 11, 1992 are as follows:

Bill No. 642 An appropriation for paving a 4.7 mile stretch of road through the village of Merizo

This project is included under the Governor's bill for refinancing of the Highway Revenue Bond. We have set aside \$3 million for spot repairs, overlay, minor drainage improvements, and safety treatments to include anti-skid paving in selected areas. Bill No. 642 should therefore be set aside since the work envisioned is covered under the Governor's bill, and in a more comprehensive fashion.

Bill No. 688 An act to appropriate funds for construction of a drainage system at Inarajan Elementary School

The funding for this bill was prepared using our estimates. The amount should be sufficient assuming that the bill is passed speedily and that we can design and construct the project within calendar year 1992.

Bill No. 698 An act to appropriate funds to supplement the funding provided in Public Law 20-119 for the Y-Sengsong and Santa Monica Sidewalks in Dededo

The total amount of \$833,926 is based on our estimates after completion of design. This amount should be sufficient to allow us to bid and award the projects, assuming speedy passage and implementation of the project within calendar year 1992. The design packages are ready to go, and will be advertised for bid after funds are made available to us.

Memorandum to LRC

Page 2

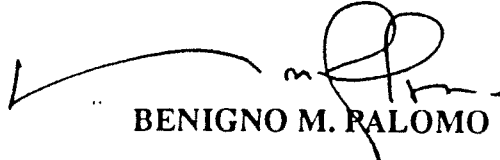
Bill No. 704 An act to appropriate the sum of \$1,300,000 from the General Fund to provide infrastructure at Talofofa Subdivision 402-R11

We are not aware of the intent of this bill and have not prepared any estimates for the bill. We are not aware of the scope of work for this particular subdivision, and hence have no comments on the bill until the scope of work is defined.

Bill No 705 An act to appropriate \$400,000 from the General Fund to the Department of the completion of the Umatac seawall restoration project

The original scope of work was to restore approximately 50 feet of seawall to original condition. However, the Mayor wished to have approximately 300 lineal feet restored and upgraded. This increased the cost substantially. The amount specified in this bill should be sufficient to reconstruct the seawall as designed by our inhouse personnel and as estimated using recent construction costs.

Should you have any questions on any of these comments, please call Mr. Agustin P. Duenas, P.E., our Chief of Engineering, at 646-3209.


BENIGNO M. PALOMO

**Testimony on Bill 698
By Mayor Jose A. Rivera**

February 25, 1992

My name is Jose A. Rivera, Mayor of Dededo Village. I am here to testify on Bill No. 698, an Act to appropriate \$833,926 to supplement the funding provided in Public Law 20-119 to construct sidewalks along Y-Sengsong Road and Santa Monica Avenue in Dededo. I wholeheartedly support Bill 698 and thank Speaker Joe T. San Agustin for introducing this bill and thank the Committee on Ways and Means for including it in today's public hearing.

Santa Monica Avenue intersects with Marine Drive and Fatima Street and further down intersects with Y-Sengsong Road. Since Wettengel Elementary School, Dededo Middle School, Northern Public Health Regional Center, Liguán Housing, Lada Garden Housing, Wettengel Baseball/Football Fields and Kaiser Housing are situated along Santa Monica Avenue, the traffic flow is steady and increases in the morning and after working hours. Maria Ulloa Elementary School is located along Y-Sengsong and children from Kaiser and Central village use this highly traveled road daily. The safety of the school children walking to and from school and all other pedestrians is a major concern.

On October 6, 1988, Public Works Design & Analysis estimated the cost of \$430,000.00 for 1.23 mile concrete sidewalks for

both sides of Santa Monica Ave. (from Marine Drive to Y-Sengsong Road) and estimated the cost of \$221,000.00 for 0.55 mile concrete sidewalks for both sides of Y-Sengsong Road (From Route 1 to Santa Monica). Both cost estimates were based on Fiscal Year 1988 and 25% escalation cost was to be added each year after 1988.

On January 18, 1990, Public Law 20-119 appropriated an additional \$671,875.00 for Santa Monica Avenue and an additional \$345,315.00 for Y-Sengsong Road design and construction of sidewalks. According to Public Works in June 21, 1991, the design was expected to be completed by the middle of July 1991 and construction would start at the earliest by November 1991. Designs were completed, and it was not until November 19, 1991, Public Works transmitted a letter dated 11/19/91, for the Governor's signature requesting the Legislature for an additional \$556,926 for the construction of Y-Sengsong Road and \$227,688 for the construction of Santa Monica Avenue sidewalks.

This project of major importance has been moving at snail pace, and one excuse after another do not justify the delay of this project. When I say importance, I mean priority! Small children from GHURA 48, GHURA 35, Kaiser, Liguana, Lada Garden have to walk along the sides Santa Monica Avenue to and from school. A child from GHURA 48 was struck by an automobile about four years ago on Santa Monica Avenue. Yet, knowing that the safety

of the children is a most serious concern, this project was not given priority and the slow pace continued. God forbid that another tragedy would occur. Work to construct these sidewalks needs to get started as early as possible.

The walking lanes on Marine Drive once used by residents for walking, jogging and bicycling were turned into Marine Drive's third lane. Public Works plans for sidewalks along Marine Drive but this will probably take years. Said sidewalks also would accommodate residents for above purposes.

In voicing my frustration because of the low priority this important project has been given, I ask the good senators for support of Bill 698 and ask to please include a date for this project to commence and a completion date. The construction of this sidewalks is imperative and work needs to get started as early as possible.

Honorable senators, I reiterate in expressing my great concern for the safety of the children and of all other pedestrians. And I plea for the completion of this long awaited project that is so imperative.

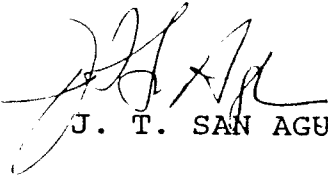

JOSE A. RIVERA
Mayor

JAN 06 '92

Bill No.

698(LS)

Introduced By:


J. T. SAN AGUSTIN

AN ACT TO APPROPRIATE \$833,926 TO SUPPLEMENT THE FUNDING
PROVIDED IN PUBLIC LAW 20-119 FOR THE Y-SENGSONG AND
SANTA MONICA SIDEWALKS IN DEDEDO.

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

Section 1. Legislative Findings. The Legislature finds that the Y-sengsong sidewalks were originally funded by P.L. 18-30 enacted in 1986. The Legislature further finds that through P.L. 21-119, enacted on January 18, 1990, an additional \$917,190 in funding was provided for the construction of the Y-sengsong sidewalks and also the Santa Monica sidewalks, based on estimates provided by the Department of Public Works. In November of 1991, the Department of Public Works completed the design work for these sidewalks, but then indicated that an additional \$833,926 would be required before construction could be commenced. It is the further finding of the Legislature, that if the construction of the sidewalks had proceeded on a timely basis, the supplemental funding would not be needed, but because it was not, such additional funding is required to complete the project.

Section 2. Eight Hundred Thirty Three Thousand, Nine Hundred Twenty Six Dollars (\$833,926) is appropriated from the General Fund to the Department of Public Works for the construction of sidewalks along the Y-sengsong Road and Santa Monica Avenue in Dededo.