



Territory of Guam
Territorio Guam

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

**REFER TO
LEGISLATIVE SECRETARY**

MAY 31 1994

A handwritten signature in dark ink, appearing to be "JAS", written over the date stamp.

The Honorable Joe T. San Agustin
Speaker, Twenty-Second Guam Legislature
155 Hesier Street
Agana, Guam 96910

Dear Mr. Speaker:

RECEIVED
OFFICE OF THE SPEAKER
DATE: 5/31/94
TIME: 5:15
RECD BY: Chapman

Transmitted herewith is Bill No. 1016, which I have signed into law this date as
Public Law 22-131.

Sincerely yours,

A handwritten signature in dark ink, appearing to be "Frank F. Blas".
FRANK F. BLAS
Governor,
Acting

220724

Attachment

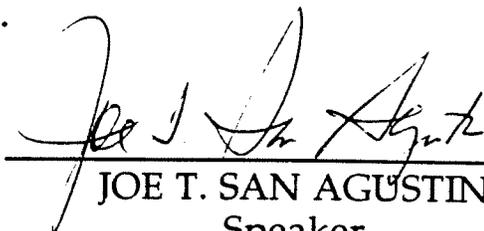


Commonwealth Now!

TWENTY-SECOND GUAM LEGISLATURE
1994 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 1016 (LS), "AN EMERGENCY ACT TO UPGRADE UNDERSIZED WATER DISTRIBUTION LINES AND TO PROVIDE FUNDING TO CARRY OUT SUCH TASKS," was on the 13th day of May, 1994, duly and regularly passed.



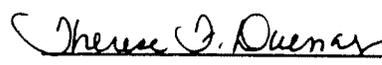
JOE T. SAN AGUSTIN
Speaker

Attested:



PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 19th day of May,
1994, at 3:00 o'clock P.M.



Assistant Staff Officer
Governor's Office

APPROVED:



FRANK F. BLAS
Governor of Guam
Acting

Date: May 31, 1994

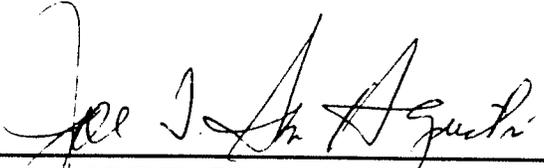
Public Law No. 22-131

CERTIFICATION OF EMERGENCY CONDITIONS
WITH RESPECT TO BILL NO. 1016, AN EMERGENCY
ACT TO UPGRADE UNDERSIZED WATER
DISTRIBUTION LINES AND TO PROVIDE FUNDING
TO CARRY OUT SUCH TASKS.

[§2103, Title 2, Guam Code Annotated]

I, the Speaker and presiding officer of the Twenty-Second Guam Legislature, hereby CERTIFY, pursuant to §2103 of Title 2, Guam Code Annotated, that emergency conditions exist involving danger to the public health and safety, so that the statutory requirement of a public hearing for Bill No. 1016 may be waived. Such emergency conditions result from the lack of an adequate and safe water distribution system in many parts of Guam and the resulting serious threat to the health and safety of the many without an adequate water supply. It will take time to correct the problem and since its speedy resolution is in the public interest, I CERTIFY that (i) immediate action must be taken on Bill No. 1016, and (ii) there is no time for a public hearing thereon.

Dated this 12th day of May, 1994.



JOE T. SAN AGUSTIN
Speaker

TWENTY-SECOND GUAM LEGISLATURE
1994 (SECOND) Regular Session

Bill No. 1016 (LS)

Introduced by:

Committee on General
Governmental Operations and
Micronesian Affairs

T. S. Nelson

T. C. Ada

D. Parkinson

V. C. Pangelinan

C. T. C. Gutierrez

J. T. San Agustin

J. P. Aguon

H. D. Dierking

M. D. A. Manibusan

AN EMERGENCY ACT TO UPGRADE UNDERSIZED
WATER DISTRIBUTION LINES AND TO PROVIDE
FUNDING TO CARRY OUT SUCH TASKS.

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

2 **Section 1. Legislative findings.** The Legislature finds that over the past
3 five years, millions of dollars have been allocated toward the development of
4 water transmission lines and reservoirs, and for the construction of water
5 wells. However, the upgrading of existing distribution water lines is
6 necessary to obtain the full utility of the infrastructure upgrade, and
7 undersized distribution lines in certain areas must be upgraded.

8 **Section 2. Emergency water problem.** The Public Utility Agency of
9 Guam ("PUAG") is directed to institute emergency measures to upgrade and

1 replace undersized water lines in those areas of Guam needing the same.
2 Although the planning and institution of such a project will take time, PUAG
3 shall give this project the highest priority, in light of the safety and health
4 consequences involved. The following projects, as generally described in this
5 Section, are authorized:

6 (i) **BPM area, Mangilao:** Replace approximately 6,800 linear
7 feet of existing undersized distribution lines with 6" or larger
8 diameter waterline, complete with fire hydrants and appropriately
9 sized laterals (for meter connections). Projected completion date:
10 November 30, 1994.

11 (ii) **Lalo, Mangilao:** Replace approximately 3,200 linear feet of
12 existing undersized pipe and distribution lines with 8" or larger
13 distribution lines, complete with fire hydrants and appropriately
14 sized laterals (for meter connections). Projected completion date:
15 October 30, 1994

16 (iii) **Carlos Heights, Tumon:** Installation of approximately
17 2,000 linear feet of appropriately sized waterlines. Projected
18 completion date: November 30, 1994.

19 **Section 3. Transfer of revenue bond interest funds to General**
20 **Fund.** The Governor shall request the Trustee of the Water System Revenue
21 Bonds Series 1989 to release the unreserved interest balance of such bonds'
22 Capital Projects Fund to the government of Guam for transfer to the General
23 Fund; **provided**, however, that such interest balances while in the General
24 Fund shall only be expended to carry out the water projects authorized in this
25 Act; and, **provided**, further, that upon the completion of the projects
26 authorized in this Act, if any of the interest balances transferred to the
27 General Fund have not been expended on such projects, such unexpended

1 interest balances shall be returned to the Trustee of the Water System
2 Revenue Bond.

3 **Section 4. Appropriation.** One Million Two Hundred Seventy
4 Thousand Dollars (\$1,270,000) are appropriated to PUAG from such funds
5 transferred to the General Fund pursuant to Section 3 of this Act in order to
6 undertake the emergency water improvement projects described in this Act.
7 The Governor shall exercise his transfer authority to supplement any
8 shortfall of funds appropriated by this Section, in order to expeditiously
9 complete the projects authorized by this Act.

10 **Section 5. Reports.** PUAG shall submit monthly reports on the
11 progress of such projects to the Governor, to the Legislature, and to the
12 mayors of the villages involved, until the projects are completed. Within the
13 next thirty (30) days following the effective date of this Act, PUAG shall
14 determine, in consultation with the village mayors, other critical areas that
15 require emergency water line upgrading and shall report the results of such
16 determination to the Governor and to the Legislature for additional funding.

17 **Section 6. Bonding waived.** The requirement that drilling contractors
18 on public contracts be bonded is waived for a period of one (1) year,
19 commencing the day after this Act becomes law; **provided**, that such waiver is
20 only applicable to the drilling of water wells for PUAG, and that any contract
21 for which a bond is waived shall contain appropriate liquidated damages
22 provisions.

TWENTY-SECOND GUAM LEGISLATURE
1993 (FIRST) Regular Session

Date: 5/13/94

VOTING SHEET
 (AS REVISED)

Bill No. 1016
 Resolution No. _____
 Question: _____

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>ABSENT/ OUT DURING ROLL CALL</u>
ADA, Thomas C.	✓			
AGUON, John P.	✓			
ARRIOLA, Elizabeth P.	✓			
BAMBA, J. George	✓			
BLAZ, Anthony C.	✓			
BORDALLO, Madeleine Z.	✓			
BROOKS, Doris F.	✓			
CAMACHO, Felix P.	✓			
DIERKING, Herminia D.	✓			
GUTIERREZ, Carl T. C.	✓			
LUJAN, Pilar C.	✓			
MANIBUSAN, Marilyn D. A.	✓			
NELSON, Ted S.	✓			
PANGELINAN, Vicente C.	✓			
PARKINSON, Don	✓			
REYES, Edward D.	✓			
SAN AGUSTIN, Joe T.	✓			
SANTOS, Francis E.				✓
SHIMIZU, David L. G.	✓			
TANAKA, Thomas V. C.	✓			
UNPINGCO, Antonio R.	✓			

TOTAL 20 0 0 1

MAY 09 '94

TWENTY-SECOND GUAM LEGISLATURE
1994 (SECOND) Regular Session

Bill No. 1016 (LS)

Introduced by:

Committee on General Governmental
Operations and Micronesian Affairs

AN EMERGENCY ACT TO IMPLEMENT
RESTORATION AND REPAIR OF EXISTING
WATER LINES SERVING THE
TAMUNING/TUMON VILLAGE AND
MANGILAO VILLAGE, AND TO PROVIDE
FUNDING TO CARRY OUT THE PROJECT.

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

3 **Section 1. Legislative findings.** As the result of public
4 hearings in the villages of Mangilao, and Tamuning/Tumon, a
5 situation has come to light which directly adversely affects the health
6 and safety of all village residents. Certain portions of the village of
7 Mangilao are either without adequate fresh water or have such low
8 pressure available that they are in the same situation as the others.

1 In the village of Tamuning/Tumon, the same situation is present on
2 a spot basis. Although the hotels on San Vitores Road enjoy
3 adequate fresh water, even to the twentieth floor, other residents
4 can not get any water at the third floor level. This presents a major
5 safety problem it there were ever to be a major fire in the Tumon
6 sector. Without sufficient water, fires could never be brought under
7 control.

8 **Section 2. Emergency water problem resolution.** The Public
9 Utility Agency of Guam (PUAG) is directed to institute emergency
10 measures to provide an adequate supply of fresh water to all
11 residents in the villages of Mangilao and Tamuning/Tumon, with
12 sufficient water pressure to ensure that the supplied water can be
13 used as needed. Although the planning and institution of such a
14 project will take time, PUAG will give this project the very highest
15 priority, in light of the safety, and health consequences involved.

16 **Section 3. Additional source of water for Tamuning/Tumon.**
17 PUAG has stated that they intend to bring fresh water to Tumon
18 from Yigo. Yet the USAF is pumping water from Tumon Maui

1 Well to Yigo. The Maui Well is located directly beneath Chuck' s
2 Steak House in upper Tumon. From an engineering aspect, as well
3 as the financial, it appears that PUAG should take all possible steps
4 to procure the needed water from the closest available source rather
5 than pumping it from a distant source such as Yigo.

6 **Section 4. Appropriation.** The sum of Eight Hundred Forty
7 Five Thousand Dollars (\$845,000) is appropriated to the Public
8 Utility Agency of Guam for the sole purpose of completing the
9 emergency water supply described in this Act. These funds shall be
10 allocated from the unreserved fund balance of the Water System
11 Revenue Bonds Series 1989 Capital Projects Fund.

12 **Section 5. Reports.** The PUAG shall submit quarterly reports
13 on the progress of this project to the Governor, the Speaker of the
14 Legislature and to the mayors of the villages involved, until the
15 entire project is completed.