



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

OFFICE OF THE SPEADATE: DEC 03 199

TIME: Y. CSIJON

DEC 03 1993

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OFFICE OF THE SPEADATE: DEC 03 1993

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

Dear Mr. Speaker:

Transmitted herewith is Bill No. 48 which I have signed into law this date as Public Law 22-56.

Sincerely yours,

JOSEPH F. ADA Governor of Guam

220436

Attachment



## TWENTY-SECOND GUAM LEGISLATURE 1993 (FIRST) Regular Session

## CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 48 (LS), "AN ACT TO APPROPRIATE TWO MILLION FIVE HUNDRED FORTY-NINE THOUSAND DOLLARS D

(\$2,549,000) FROM THE TOURIST DEPARTMENT OF PUBLIC WC CONSTRUCTION OF STREETLIGH	ORKS FOR THE DESIGN AN
was on the 19th day of November, 1993	duly and regularly passed
The service and any of the verificity 1990	JOE T. SAN AGUSTIN
Attested:	√ Speaker
PILAR C. LUJAN Senator and Legislative Secretary	
This Act was received by the Governor to 1993, at 10:03 o'clock A.M.	his <u>24th</u> day of <u>November</u>
	Ohense J. Dienas Assistant Staff Officer Governor's Office
APPROVED:	
JOSEPH F. ADA Governor of Guam	
Date: DEC 0 3 1993	
Public Law No. 22-56	

## TWENTY-SECOND GUAM LEGISLATURE 1993 (FIRST) Regular Session

Bill No. 48 (LS)
As substituted by the Committee on Tourism and Transportation

Introduced by:

J. P. Aguon

C. T. Č. Gutierrez

D. L. G. Shimizu

J. G. Bamba

D. F. Brooks

T. C. Ada

E. P. Arriola

M. Z. Bordallo

H. D. Dierking

P. C. Lujan

T. S. Nelson

V. C. Pangelinan

D. Parkinson

E. D. Reyes

J. T. San Agustin

F. E. Santos

A. C. Blaz

F. P. Camacho

M. D. A. Manibusan

T. V. C. Tanaka

A. R. Unpingco

AN ACT TO APPROPRIATE TWO MILLION FIVE HUNDRED FORTY-NINE THOUSAND DOLLARS (\$2,549,000) FROM THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE DESIGN AND CONSTRUCTION OF STREETLIGHTING AND TRAFFIC SIGNALS.

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

Section 1. Legislative findings and intent. The Legislature finds that the higways of Guam are extremely dangerous and that the limited number of existing streetlights and traffic signals is inadequate to provide for the proper safety of pedestrians and vehicles. The Legislature further finds that lack of adequate lighting and signalization has contributed to an everincreasing number of highway injuries and deaths. The Legislature additionally finds that the area of greatest concern expressed by visitors to the island is that the lighting of its streets is inadequate. The Legislature also finds that the Guam Power Authority ("GPA") already has underground power distribution lines inside ducts along Chalan San Antonio and San Vitores Boulevard which, if fully utilized, would add to the safety, integrity and reliability of the power system and would also benefit the appearance of the Boulevard.

At the request of the Legislature, on June 1, 1993, the Department of Public Works (the "Department") identified and prioritized twenty-one (21) streetlights and traffic signal projects which, when completed, will provide an additional margin of safety so badly needed on the island's streets for the safety of residents and visitors alike. Despite the fact that there are three (3) bus stops and dozens of commercial establishments along a one-(1-) mile segment of Marine Drive from Route 6 to 6th Street, no marked crosswalks or traffic control signals exist to assist pedestrians. This area has become extremely hazardous to pedestrians and warrants inclusion on the Department's listing.

Therefore, it is the intent of the Legislature to begin providing funding to the Department for the design and construction of streetlighting and traffic signal projects listed by the Department and including the area of Marine Drive from Route 6 to 6th Street. It is also the intent of the

- Legislature that GPA be required to utilize typhoon-resistant fiberglass 1 streetlight poles and arms in the construction of the streetlights. 2
- Section 2. (a) Appropriation. Two Million Five Hundred Forty-Nine 3
- Thousand Dollars (\$2,549,000) are hereby appropriated from the Tourist 4
- Attraction Fund to the Department for the design and construction of the 5
- 6 projects contained in this Act.
- (b) Streetlighting and traffic signal projects. The Department shall 7
- design and construct the projects contained in this section. The projects are: 8

#### 9 STREETLIGHTING:

10	Street:	From:	To:	No. of lights:	Cost
11	San Vitores Road	Ch. San Antonio	Route 1	89	\$1,500,000
12		(traffic circle)	(Aust. cab	ole)	
13	Route 1	Route 6	6th St.	35	\$ 63,000
14	TRAFFIC SIGNA	ALS:			
15	Lo	ocation:	_		Cost
16	Realigned Fujita Rd	./Happy Landing R	d. (include	s construction	
17	of Fujita Rd. diversi	on to meet Happy L	anding Rd	.),	\$406,000,
18	Route 1 between Ro	ute 6 and 6th St. in	the comme	rcial area	
19	of Anigua (including	g pedestrian crosswa	alk),		\$250,000,
20	The intersection of F	Routes 2 and 12 in th	he municip	ality of Agat,	\$330,000.
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Section 3. Coordination. The Department, GPA, and the Guam 21 22

Visitors Bureau shall coordinate their efforts before soliciting bids for the

streetlight and traffic signal projects authorized by this Act so as to comply

24 with its intent.



#### OFFICE OF THE VICE-SPEAKER Twenty-Second Guam Legislature Senator John Perez Aguon

Chairman, Committee on Tourism & Transportation

155 Hessler St., Agana, Guam USA 96910 • (671)472-3435 • 472-3497 • 472-3570/1/2 • Facsimile: (671)477-8358

November 9, 1993

Honorable Joe T. San Agustin, Speaker 22nd Guam Legislature 155 Hessler St. Agana, Guam 96910

Dear Mr. Speaker,

The Committee on Tourism & Transportation, to which Bill No. 48 was referred, wishes to report its findings and recommendations:

BILL NO. 48 As Substituted by the Committee on Tourism & Transportation: AN ACT TO APPROPRIATE TWO MILLION TWO HUNDRED NINETEEN THOUSAND DOLLARS (\$2,219,000) FROM THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE DESIGN AND CONSTRUCTION OF STREETLIGHTING AND TRAFFIC SIGNALS.

The Committee voting record on Bill No. 48 as Substituted is as follows:

TO PASS	14
NOT TO PASS	0
TO ABSTAIN	0
TO PLACE IN THE INACTIVE FILE	0
NOT VOTING	1

The recommendation of the Committee is to do pass. A copy of the voting sheet, report and all pertinent documents are attached for your information.

Sincerely,

JOHN PEREZ AGUON

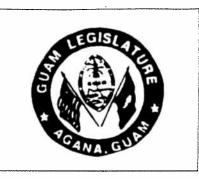
Attachments



## **VOTING SHEET • COMMITTEE ON TOURISM & TRANSPORTATION**

BILL NO. 48 (As Substituted by the Committee on Tourism & Transportation): AN ACT TO APPROPRIATE TWO MILLION TWO HUNDRED NINETEEN THOUSAND DOLLARS (\$2,219,000) FROM THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE DESIGN AND CONSTRUCTION OF STREETLIGHTING AND TRAFFIC SIGNALS.

	TO PASS	NOT TO PASS	TO ABSTAIN	TO PLACE IN INACTIVE FILE
John Ca				A TOTAL TILE
JOHN P. AGUON, Chairman	1/			
CARL GUTIERREZ, Vice Chairman			Marie Later Company	-
Marson Acl				
JOE T. SAN AGUSTING Speaker	,			
ELIZABETH P. ARRIOLA				
GEORGE BAMBA			-	
J. SLOKOL BANDA		<i>/</i>		
MADELEINE Z. BORDALLO		-		
DORIS F. BROOKS				
- realist C				
HERMINIA D. DIERKING				
PILAR C. LUJAN	<u> </u>			
MARILYN D. A. MANIBUSAN	1.			
DON PARKINSON				
ERANGE SANTOS			,	
FRANCES E. SANTOS				
DAVIDIL.G. SHIMIZU				
THOMAS V. C. TANAKA				
THOMAS T. C. TANADA	<b>V</b>			
ANTONIO R. UNPINGCO		•		



# 22nd Guam Legislature COMMITTEE ON TOURISM and TRANSPORTATION

# COMMITTEE REPORT

BILL NO. 48 (As Substituted by the Committee on Tourism & Transportation): AN ACT TO APPROPRIATE TWO MILLION TWO HUNDRED NINETEEN THOUSAND DOLLARS (\$2,219,000) FROM THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE DESIGN AND CONSTRUCTION OF STREETLIGHTING AND TRAFFIC SIGNALS.

#### **PUBLIC HEARING:**

April 28, 1993

## **MARK-UP MEETING:**

June 17, 1993

## VICE SPEAKER JOHN PEREZ AGUON, Chairman

SENATOR CARL T.C. GUTIERREZ, Vice Chairman Members:

SPEAKER JOE T. SAN AGUSTIN

SENATOR ELIZABETH P. ARRIOLA SENATOR J. GEORGE BAMBA SENATOR MADELEINE Z. BORDALLO SENATOR DORIS F. BROOKS SENATOR HERMINIA D. DIERKING SENATOR PILAR C. LUJAN SENATOR MARILYN D.A. MANIBUSAN SENATOR DON PARKINSON SENATOR FRANCIS E. SANTOS SENATOR DAVID L.G. SHIMIZU SENATOR THOMAS V.C. TANAKA SENATOR ANTONIO R. UNPINGCO

#### TWENTY-SECOND GUAM LEGISLATURE 1993 (FIRST) Regular Session

Bill No.: 48 As substituted by the Committee on Tourism & Transportation Introduced By:

> J. P. AGUON C. T. C. GUTIERREZ D. L. G. SHIMIZU J. G. BAMBA D. F. BROOKS

AN ACT TO APPROPRIATE TWO MILLION TWO HUNDRED NINETEEN THOUSAND DOLLARS (\$2,219,000) FROM THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE DESIGN AND CONSTRUCTION OF STREETLIGHTING AND TRAFFIC SIGNALS.

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

Section 1. Legislative Findings And Intent. The Legislature finds that the 2 highways of Guam are extremely dangerous and that the limited number of 3 existing streetlights and traffic signals are inadequate to provide for the 4 proper safety of pedestrians and vehicles. The Legislature further finds that 5 lack of adequate lighting and signalization have contributed to an ever increasing number of highway injuries and deaths. The Legislature additionally finds that the area of greatest concern expressed by visitors to our island is that the lighting of our streets is inadequate. The Legislature also finds that the Guam Power Authority (GPA) already has underground power distribution lines inside ducts along Chalan San Antonio and San Vitores Boulevard which, if utilized, would add to the safety, integrity and reliability of the power system and would also benefit the appearance of the Boulevard.

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At the request of the Legislature, on June 1, 1993, the Department of 1 Public Works (the "Department") identified and prioritized 21 streetlighting 2 and traffic signal projects which, when completed, will provide an additional 3 margin of safety so badly needed on our streets for the safety of residents 4 and visitors alike. Despite the fact that there are three bus stops and dozens 5 of commercial establishments along a one-mile segment of Marine Drive from 6 Route 6 to 6th Street, no marked crosswalks or traffic control signals exist to 7 assist pedestrians. This area has become extremely hazardous to pedestrians 8 9 and warrants inclusion on the Department's listing.

Therefore, it is the intent of the Legislature to begin providing funding to the Department for the design and construction of streetlighting and traffic signal projects listed by the Department and including the area of Marine Drive from Route 6 to 6th Street. It is also the intent of the Legislature that GPA be required to utilize typhoon-resistant fiberglass streetlight poles and arms in the construction of the streetlights.

Section 2 (a). Appropriation. TWO MILLION TWO HUNDRED NINETEEN THOUSAND DOLLARS (\$2,219,000) are appropriated from the Tourist Attraction Fund to the Department for the design and construction of the projects contained in this act.

Section 2 (b). Streetlighting and Traffic Signal projects. The Department shall design and construct the projects contained in this section. The projects are:

#### 23 STREETLIGHTING:

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24	STREET	FROM	TO	NO. OF LIGHTS	COST	
25	San Vitores Road	Ch. San Antonio	Route 1	89	\$ 1,500,000	)
26		(traffic circle)	(Aust. cable)			
27	Route 1	Route 6	6th St.	35	\$ 63,000	)

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11/	$\Delta T$	$\mathbf{r}_{\mathbf{I}}$	- DI	CJ.	A 7. 2		v.	

2	LOCATION	C	OST
3	Realigned Fujita Rd/Happy Landing Rd. (Includes construction of Fujita Rd.		
4	diversion to meet Happy Landing Rd.)	\$	406,000
5	Route 1 between Route 6 and 6th St. in the commercial area of Anigua		
6	(including pedestrian crosswalk)	\$	250,000
7	Section 3. Coordination. The Department of Public Works, G	uan	n Power
8	Authority and Guam Visitors Bureau shall coordinate their eff	ort	s before
9	soliciting bids for the streetlight and traffic signal projects so as	to	comply
10	with the intent of this Act."		

#### **COMMITTEE REPORT**

The Committee on Tourism and Transportation held a public hearing on April 28, 1993 at 9 a. m. in the Legislative Public Hearing Room to receive testimonies on Bills 44 and 48.

Bill 44 – An Act to Appropriate Seven Hundred and Fifty Thousand Dollars (\$750,000) From the Tourist Attraction Fund to the Department of Public Works for the Design and Construction of the Overhead Light System from the Ypao Road San Vitores Boulevard Intersection to the Hotel Nikko.

Bill 48 – An Act to Appropriate One Million Five Hundred Thousand Dollars (\$1,500,000) from the Tourist Attraction Fund to the Department of Public Works for the Design and Construction of the Overhead Light System from the Ypao Road San Vitores Boulevard Intersection to the Hotel Nikko and to Install Additional Overhead Streetlights along Camp Watkins Road Leading to the Hospital and along Fahrenholt Drive.

Present at the hearing were Senators John Perez Aguon, Chairman of the Committee, Carl T. C. Gutierrez, Pilar C. Lujan, Doris F. Brooks, Antonio R. Unpingco, David L. G. Shimizu, Anthony C. Blaz, Elizabeth P. Arriola, Felix Camacho and J. George Bamba.

Signing in to testify in support of the Bills were Douglas Kenudson, Engineering Supervisor, DPW, Bruce Kloppenburg, Vice President, JGTA, Joey B. Cepeda, Gen. Manager, GVB, and Kenneth Carriveau, President, GHRA.

The Bureau of Budget, Management and Research submitted written testimony in support of the intent of the bills but express concern that the bills failed to provide funding for the maintenance, repair and the annual utility costs of the proposed lighting system and the likelihood that the already beleaguered General Fund, as they put it, will be the funding source to pay for the annual utility costs.

In a written testimony, Douglas Kenudson, engineering supervisor at DPW, recommended that the project limitations, from Ypao Road/San Vitores intersection to Hotel Nikko as proposed in both bills, in stead, extend from the Traffic Circle at Chalan San Antonio to Route 1 (Marine Drive) at the Old Australian Cable Station. They indicated that the "extension" of San Vitores (Gogna Street) to the Nikko Hotel is already well illuminated by privately installed fixtures and that the proposed appropriation of \$1.5 million may only be sufficient to install lighting for this project.

DPW also said that the Camp Watkins/Fahrenholt link is presently under design for both construction and street lighting and estimated that the required eighty poles and luminaries would also be about \$1.5 million.

DPW also urged the inclusion of the seven-lanes-wide commercial strip, Chalan San Antonio from Route 1 (Marine Drive) to the Traffic Circle at the

Old GMH, for the light upgrading and the estimated installation costs is about nine hundred thousand dollars (\$900,000).

Mr. Kenudson told the committee that Senator Doris Brooks recommended the inclusion of the commercial area in Aniguag in upgrading the streetlights and DPW is very supportive of street lighting in the area because there are a lot of pedestrian crossing in that area in the evening hours.

In respond to a question from Senator Aguon, Mr. Kenudson said that the \$3.9 million is a high estimate for the proposed Tamuning and Tumon lighting project. Kenudson has not had time to estimate how much it will cost to include the Aniguag area as recommended by Senator Brooks but he said that perhaps about \$500.

Senator Aguon asked Mr. Kenudson to review all the problem areas both for street lighting and traffic signals and come up with a listing in the order of priority and cost estimates so that the Senator can be in a position to make recommendations for other areas, as well, when Bills 44 and 48 get to the floor.

Mr. Kenudson said that he will provide the committee with the listing within a month from April 28, 1993.

There being no further witnesses, the Chairman declared the hearing concluded.

#### **MARK-UP MEETING**

#### JUNE 17, 1993

The Committee, having received the priority listings of eight traffic signal lights and thirteen street lights needed in various locations on the island, met to discuss Substitute Bill 48. Present at the MARK-UP meeting were: Senator John Perez Aguon, Chairman of the Committee, and Committee members Senator Doris F. Brooks and Senator J. George M. Bamba.

Total estimated cost of the traffic signal and street lighting projects is \$8,933,500 but Chairman Aguon informed the Committee that because the unreserved fund in the TAF is only \$6.6 million it can only fund four projects. These are: for STREETLIGHTING – San Vitores Road, from Ch. San Antonio (traffic circle) to Route 1 (Australian Cable) 89 streetlights at a cost of \$1,500,000 and Route 1, from Adelup intersection to 6th Street 35 streetlights at a cost of \$63,000; for TRAFFIC SIGNALS at two locations - Realigned Fujita Rd/Happy Landing Rd (includes construction of Fujita Rd. diversion to meet Happy Landing Rd.) at a cost of \$406,000 and Route 1 between Adelup intersection and 6th Street in the commercial area of Aniguag (including pedestrian crosswalk) at a cost of \$250,000. Chairman

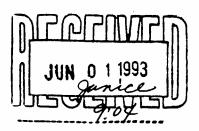
Aguon added, however, that he had already introduced a bill seeking funding for the remainder of the projects through the General Fund.

#### **RECOMMENDATION**

The Committee recommends Substitute Bill 48 to do pass.



JUN 0 1 1993



Vice-Speaker John P. Aguon, Chairman Committee on Tourism & Transportation Twenty-Second Guam Legislature 155 Hessler Street, Agana, Guam 96910

Reference: Islandwide Streetlighting and Traffic Signal Priorities

Dear Senator Aguon:

As verbally requested last month, and in response to your letter of May 14, 1993, we are enclosing our listings of prioritized street lighting and signalization projects for your information and consideration. It should be noted that these estimates are probably valid for the tremainder of this calendar year but beyond that an increase in construction costs may be encountered.

We appreciate this opportunity to offer this needs list and hope that you are able to identify funding for a number of these projects.

Sincerely yours,

BENIGNO M. PALOMO
Director

# FISCAL NOTE BUREAU OF BUDGET AND MANAGEMENT RESEAR

-		UREAU OF BUD	GET AND MANAG	EMENT RESEAR		45
Bill No. 48(I Amendatory Bil	(S) YES	' NO <u></u> <b>∑</b>			Date Received Date Reviewed	4-6-93
Department/Age	ency Affected:	Public Wor	ks			
Total FY Appro	ency Head: opriation to Da	Benigno Pa te: \$44,699,	lomo 844 (Operatio	on)		
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ENERAL FUND THER	3,000,000	53,760	56,448	56,448	59,270	225,926
TOTAL	3.000,000	53.760	56,448	56,448	59.270	3.000.000 3.225.926
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FOOTNOTES: \$1.5M will only be sufficient for Ypao Road. An additional \$1.5M will be needed for Camp Watkins Road. Sufficient funds are available in the TAF.

#### FISCAL NOTE BUREAU OF BUDGET AND MANAGEMENT RESE

APR 15,1993 B111 No. 44(LS) Date-Received Amendatory Bill YES /7 NO / 7 Date Reviewed 4-6-93 Department/Agency Affected: <u>Public Works</u> Department/Agency Head: Benigno Palomo Total FY Appropriation to Date: \$44,699,844 - Operation Bill Title (preamble) : AN ACT TO APPROPRIATE SEVEN HUDNRED AND FIFTY THOUSAND DOLLARS (\$750,000) FROM THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE DESIGN AND CONSTRUCTION OF THE OVERHEAD LIGHT SYSTEM FROM THE YPAO ROAD SAN VITORES BOULEVARD INTERSECTION TO THE HOTEL NIKKO. Change in Law: Bill's Impact on Present Program Funding: x Increase Decrease \_\_\_Reallocation No Change Bill is for: x Capital Improvement Operations Other ( FINANCIAL/PROGRAM IMPACT ESTIMATED SINGLE-YEAR FUND REQUIREMENTS (Per Bill) PROGRAM CATEGORY GENERAL FUND OTHER TOTAL Utilities & Infrastructure 1,500,000 1,500,000 ESTIMATED MULTI-YEAR FUND REQUIREMENTS (Per B111) **FUND** 1st 2nd 3rd 4th 5th TOTAL GENERAL FUND 28,800 30,240 30,240 31,752 121,032 OTHER ,500,000 1,500,000 TOTAL 500,000 28.800 30,240 30,240 31,752 1,621,032 FUNDS ADEQUATE TO COVER INTENT OF THE BILL? YES/NO IF NO, ADD'L AMOUNT REQUIRED \$ 750,00 AGENCY/PERSON/DATE CONTACTED: PUblic Works Traffic Engineering / ESTIMATED POTENTIAL MULTI-YEAR REVENUES FUND 1st 2nd 5th TOTAL GENERAL FUND OTHER TOTAL APR 1 5 1991 DATEPR 1 5 1993

FOOTNOTES: \$1.5M is the total projected cost of the project. Sufficient funds are available in the TAF.

DIRECTOR

Giovanni T. Sgambelluri