



Territory of Guam
Territorio de Guam

OFFICE OF THE GOVERNOR
UTSINAN TAMA'LA LAH
AGANA, GUAM 96910 U.S.A.

RECEIVED
OFFICE OF THE SPEAKER
DATE: 3/3/94
TIME: 10:55
RECD BY: [Signature]

MAR 03 1994

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

Dear Mr. Speaker:

A handwritten mark, possibly initials, consisting of a large 'O' and a cursive 'A'.

Transmitted herewith is Bill No. 763 which I have signed into law this date as
Public Law 22-85.

Sincerely yours,

A handwritten signature in cursive script.
JOSEPH F. ADA
Governor of Guam

22-559

Attachment

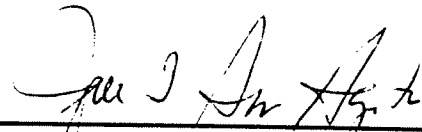


Commonwealth Now!

TWENTY-SECOND GUAM LEGISLATURE
1994 (SECOND) Regular Session

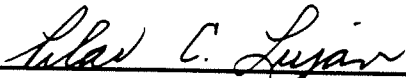
CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 763 (LS), "AN ACT TO REPEAL §2807 OF TITLE 12, GUAM CODE ANNOTATED, SECTION 13 OF PUBLIC LAW 18-6 AND SUBSECTION (e) OF SECTION 82 OF PUBLIC LAW 19-5, AND TO REAPPROPRIATE THE UNEXPENDED FUNDS APPROPRIATED IN SUCH SECTIONS TO THE GUAM VISITORS BUREAU FOR LANDSCAPING AND BEAUTIFICATION PROJECTS AND FOR THE NECESSARY MAINTENANCE OF SUCH PROJECTS," was on the 18th day of February, 1994, duly and regularly passed.



JOE T. SAN AGUSTIN
Speaker


Attested:



PILAR C. LOJAN

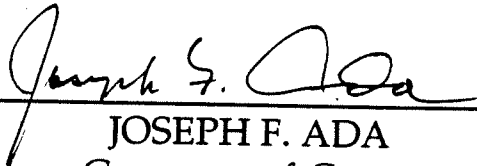
Senator and Legislative Secretary

This Act was received by the Governor this 23rd day of February
1994, at 4:02 o'clock P.M.



Assistant Staff Officer
Governor's Office

APPROVED:



JOSEPH F. ADA
Governor of Guam

Date: March 3, 1994

Public Law No. 22-85

TWENTY-SECOND GUAM LEGISLATURE
1993 (FIRST) Regular Session

Bill No. 763 (LS)

As substituted by the Committee
on Tourism & Transportation and
as further substituted by the
Committee on Rules

Introduced by:

J. P. Aguon
C. T. C. Gutierrez
E. P. Arriola
M. Z. Bordallo
H. D. Dierking
P. C. Lujan
D. Parkinson
F. E. Santos
D. L. G. Shimizu
J. T. San Agustin
J. G. Bamba
D. F. Brooks
M. D. A. Manibusan
T. V. C. Tanaka
A. R. Unpingco
T. C. Ada
T. S. Nelson
V. C. Pangelinan
E. D. Reyes
A. C. Blaz
F. P. Camacho

AN ACT TO REPEAL §2807 OF TITLE 12, GUAM CODE ANNOTATED, SECTION 13 OF PUBLIC LAW 18-6 AND SUBSECTION (e) OF SECTION 82 OF PUBLIC LAW 19-5, AND TO REAPPROPRIATE THE UNEXPENDED FUNDS APPROPRIATED IN SUCH SECTIONS TO THE GUAM VISITORS BUREAU FOR LANDSCAPING AND BEAUTIFICATION PROJECTS AND FOR THE NECESSARY MAINTENANCE OF SUCH PROJECTS.

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

2 **Section 1. Legislative findings and intent.** The Legislature finds that
3 the Tourist Attraction Fund ("TAF") has been the source of a number of
4 appropriations for a variety of projects which have either been discontinued,
5 are inactive, or have been completed, but leave behind encumbered and
6 therefore unusable balances. The Legislature further finds that the One
7 Hundred Forty Nine Thousand Six Hundred Twenty Dollars (\$149,620)
8 appropriated in §2807 of Title 12, Guam Code Annotated, the Fifteen
9 Thousand Dollars (\$15,000) appropriated in Section 13 of Public Law 18-6 and
10 the Seventy Five Thousand Dollars (\$75,000) appropriated in subsection (e) of
11 Section 82 of Public Law 19-5 have not been expended, and that the aggregate
12 amount of such funds is sufficient to fund certain landscaping and
13 beautification projects and their maintenance as proposed by the Guam
14 Visitors Bureau ("GVB"), which projects include the beautification of the GVB
15 Building following the completion of its construction. It is therefore the intent
16 of the Legislature to repeal these unused appropriation measures and then
17 reprogram the newly available funds to undertake the projects proposed by
18 the GVB.

19 **Section 2.** §2807 of Title 12, Guam Code Annotated, is hereby repealed,
20 and the funds appropriated thereby shall revert to the TAF.

21 **Section 3.** Section 13 of Public Law 18-6 is hereby repealed, and the
22 funds appropriated thereby shall revert to the TAF.

23 **Section 4.** Subsection (e) of Section 82 of Public Law 19-5 is hereby
24 repealed, and the funds appropriated thereby shall revert to the TAF.

25 **Section 5.** The Two Hundred Thirty Nine Thousand Six Hundred
26 Twenty Dollars (\$239,620) that reverted to the TAF after the sections and

1 subsections set out in Sections 2, 3, and 4 of this Act were repealed, are hereby
2 reappropriated from the TAF to the GVB to be expended for the following
3 landscaping and beautification projects planned by the GVB and for the
4 maintenance of such projects:

5 (i) Additional plant materials, irrigation and ground cover to
6 complete the JFK-Tumon beautification project, from the corner of
7 the John F. Kennedy High School property to the area across from
8 the **Pacific Star Hotel**;

9 (ii) Acquisition of plant materials for the beautification of the
10 area from the **Reef Hotel** to the Australian Cable Station intersection
11 of **Pale San Vitores Road** and Marine Drive, across from the
12 **Horizon Hotel**;

13 (iii) Landscaping of the new office building of GVB.

TWENTY-SECOND GUAM LEGISLATURE

1994 (SECOND) Regular Session

6

Date: 2/18/94

VOTING SHEET (AS REVISED)

Bill No. 763
 Resolution No. _____
 Question: _____

NAME	AYE	NO	NOT VOTING/ ABSTAINED	ABSENT/ OUT DURING ROLL CALL
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 21 0 _____



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

Chairman, Committee on Tourism & Transportation

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

January 3, 1994

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. 763 was referred, wishes to report its findings and recommendations:

BILL NO. 763 (as substituted by the Committee on Tourism & Transportation): AN ACT TO REPEAL SUBSECTION 53609.6 OF SECTION 2 OF PUBLIC LAW 16-87 (§2807, CHAPTER 8, TITLE 12 GCA), SECTION 13 OF PUBLIC LAW 18-6 AND SECTION 82(e) OF PUBLIC LAW 19-5 AND TO REAPPROPRIATE THE UNEXPENDED FUNDS ORIGINALLY APPROPRIATED IN THOSE SECTIONS TO THE GUAM VISITORS BUREAU FOR LANDSCAPING AND BEAUTIFICATION PROJECTS AND NECESSARY MAINTENANCE FOR SUCH PROJECTS.

The Committee voting record on Substitute Bill 763 is as follows:

TO PASS	<u>15</u>
NOT TO PASS	<u>0</u>
TO ABSTAIN	<u>0</u>
TO PLACE IN THE INACTIVE FILE	<u>0</u>
NOT VOTING	<u>0</u>

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.


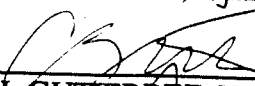
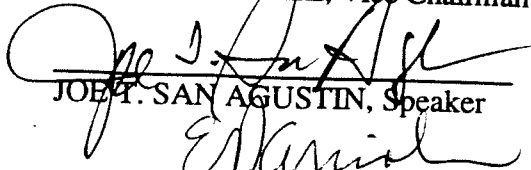
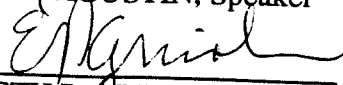
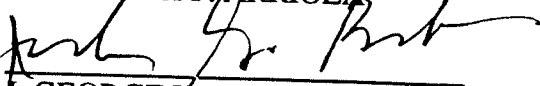
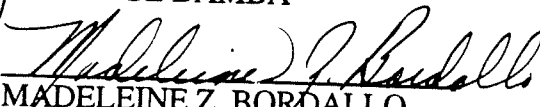




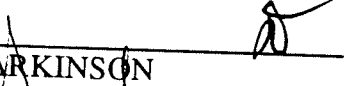
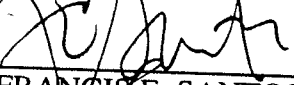
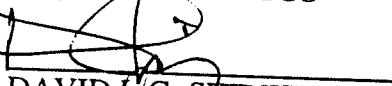

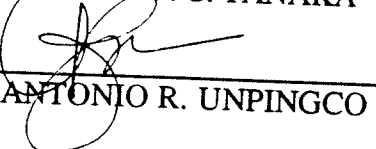
Sincerely,


 JOHN PEREZ AGUON

Attachments

VOTING SHEET • COMMITTEE ON TOURISM & TRANSPORTATION

BILL NO. 763 (as substituted by the Committee on Tourism & Transportation): AN ACT TO REPEAL SUBSECTION 53609.6 OF SECTION 2 OF PUBLIC LAW 16-87 (§2807, CHAPTER 8, TITLE 12 GCA), SECTION 13 OF PUBLIC LAW 18-6 AND SECTION 82(e) OF PUBLIC LAW 19-5 AND TO REAPPROPRIATE THE UNEXPENDED FUNDS ORIGINALLY APPROPRIATED IN THOSE SECTIONS TO THE GUAM VISITORS BUREAU FOR LANDSCAPING AND BEAUTIFICATION PROJECTS AND NECESSARY MAINTENANCE FOR SUCH PROJECTS.

	TO PASS	NOT TO PASS	TO ABSTAIN	TO PLACE IN INACTIVE FILE
 JOHN P. AGUON, Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 CARL GUTIERREZ, Vice Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 JOE T. SAN AGUSTIN, Speaker	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 ELIZABETH P. ARRIOLA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 J. GEORGE BAMBA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 MADELEINE Z. BORDALLO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 DORIS F. BROOKS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 HERMINIA D. DIERKING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 PILAR C. LUJAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 MARILYN D. A. MANIBUSAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 DON PARKINSON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 FRANCIS E. SANTOS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 DAVID L.G. SHIMIZU	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 THOMAS V. C. TANAKA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 ANTONIO R. UNPINGCO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



22nd Guam Legislature COMMITTEE ON TOURISM and TRANSPORTATION

COMMITTEE REPORT

BILL NO. 763 (as substituted by the Committee on Tourism & Transportation): AN ACT TO REPEAL SUBSECTION 53609.6 OF SECTION 2 OF PUBLIC LAW 16-87 (§2807, CHAPTER 8, TITLE 12 GCA), SECTION 13 OF PUBLIC LAW 18-6 AND SECTION 82(e) OF PUBLIC LAW 19-5 AND TO REAPPROPRIATE THE UNEXPENDED FUNDS ORIGINALLY APPROPRIATED IN THOSE SECTIONS TO THE GUAM VISITORS BUREAU FOR LANDSCAPING AND BEAUTIFICATION PROJECTS AND NECESSARY MAINTENANCE FOR SUCH PROJECTS.

PUBLIC HEARING:

December 6, 1993

MARK-UP MEETING:

December 30, 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.: 763

As substituted by the Committee
on Tourism & Transportation

Introduced By:

Committee on Tourism
And Transportation

AN ACT TO REPEAL SUBSECTION 53609.6 OF SECTION 2 OF PUBLIC LAW 16-87 (§2807, CHAPTER 8, TITLE 12 GCA), SECTION 13 OF PUBLIC LAW 18-6 AND SECTION 82(e) OF PUBLIC LAW 19-5 AND TO REAPPROPRIATE THE UNEXPENDED FUNDS ORIGINALLY APPROPRIATED IN THOSE SECTIONS TO THE GUAM VISITORS BUREAU FOR LANDSCAPING AND BEAUTIFICATION PROJECTS AND NECESSARY MAINTENANCE FOR SUCH PROJECTS.

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

2 Section 1. Legislative findings and intent. The Legislature finds that
3 the Tourist Attraction Fund has been the source of a number of
4 appropriations for a variety of purposes which have been discontinued, are
5 inactive or have been completed, leaving an encumbered, and therefore
6 unusable balance. The Legislature further finds that the One Hundred Forty
7 Nine Thousand Six Hundred Twenty Dollars (\$149,620) originally
8 appropriated in subsection 53609.6 of Section 2 of Public Law 16-87, the
9 Fifteen Thousand Dollars (\$15,000) originally appropriated in Section 13 of
10 Public Law 18-6 and the Seventy Five Thousand Dollars (\$75,000) originally
11 appropriated in Section 82 (e) of Public Law 19-5 have not been expended and
12 are sufficient to fund the landscaping and beautification projects and
13 maintenance thereof as proposed by the Guam Visitors Bureau, which

1 includes the beautification of the GVB building following completion of
2 construction.

3 It is therefore the intent of the Legislature to repeal subsection 53609.6
4 of section 2 of Public Law 16-87 and sections 4 and 13 of Public Law 18-6,
5 and to reprogram the funds to accomplish the stated tasks.

6 SECTION 2. Subsection 53609.6 of section 2 of Public Law 16-87
7 (§2807, chapter 8, Title 12 GCA) is hereby repealed.

8 SECTION 3. Section 13 of Public Law 18-6 is hereby repealed.

9 SECTION 4. Section 82 (e) of Public Law 19-5 is hereby repealed.

10 SECTION 5. Two Hundred Thirty Nine Thousand Six Hundred
11 Twenty Dollars (\$239,620) are hereby appropriated from the Tourist
12 Attraction Fund to the Guam Visitors Bureau to be expended for the
13 following projects:

14 (a) Additional plant materials, irrigation and ground cover to complete
15 the JFK-Tumon beautification, from the corner of JFK High School to the
16 area across the Pacific Star Hotel;

17 (b) Acquisition of plant materials for the beautification and
18 maintenance, as required, of the area from the Reef Hotel to the Australian
19 Cable intersection, across the Horizon Hotel;

20 (c) Landscaping of the new GVB office building.

COMMITTEE REPORT

The Committee on Tourism and Transportation held a public hearing on December 6, 1993 at 9 a. m. in the Legislative Public Hearing Room to receive testimonies on Bill 763:

AN ACT TO REAPPROPRIATE TWO HUNDRED TEN THOUSAND SIX HUNDRED THIRTY FOUR DOLLARS AND FIFTY ONE CENTS (\$210,634.51) FROM THE APPROPRIATIONS PREVIOUSLY MADE FROM THE TOURIST ATTRACTION FUND TO THE GUAM VISITORS BUREAU FOR LANDSCAPING AND BEAUTIFICATION PROJECTS AND NECESSARY MAINTENANCE FOR SUCH PROJECTS.

Present at the hearing were Senators John Perez Aguon, Chairman of the Committee, Madeleine Z. Bordallo and J. George M. Bamba committee members.

Signing in to testify in favor of the bill were the following:

GVB Board members Priscilla June Terlaje and Gerald Perez, Joey Cepeda, GVB General Manager representing Chairman Peter P. Ada, III, Kenneth Carriveau, President of Guam Hotel and Restaurant Association and Frank Borja, TAF Committee member. Also present at the hearing was GVB Board member Dennis Rodrigues.

In his written testimony, Chairman Ada stated that the funds sought through Bill 763 will be used to maintain and further beautify Tumon Bay. He reminded the committee members that Tumon Bay is generally recognized as the heart of tourism activity and, for the visitors, the three to four day experience on Guam for visitors is within the Tumon realm. Emphasizing that the island's natural beauty is an integral selling point for the visitors, Ada said that the Bureau's promotion relies heavily on Guam's image as a paradise island for visitors and residents alike to enjoy and therefore, the island's beauty must continuously and diligently be enhanced and maintained.

Ada said that private businesses on the island fully understand the importance and have been instrumental in Guam's beautification efforts.

He wrote: "In a joint cooperation effort between the Guam Visitors Bureau and the Chamber of Commerce, we have expended well over \$200,000 to initiate the beautification of Tumon, with many of our contributions coming from donations and special fund raising efforts, as well as in-kind contributions. The Tournament of Champions alone has raised approximately \$150,000 for this effort. And yet despite the budgetary constraints felt by most businesses, they have contributed significantly and generously to ensure the success of this project."

Ada said that through Bill 763, they believe a consolidated effort by all forces will be realized to beautify Guam. "We will continue working to ensure tourism's success", Ada said, "and through the passage of Bill 763, you will provide us with the additional tools to do so."

Gerald Perez, Chairman of the Tourist Attraction Fund Planning and Development Committee, said that he totally endorsed the statement by the Visitors Bureau. He said that 90% of visitors to Guam view the island through what they see in Tumon Bay and to the extent that will make Tumon Bay nice for them and for us, they will leave Guam with a good impression.

He said that during the round table discussion at the JATA conference one of the points brought up, that is worth repeating in this hearing, is the need to make the whole Tumon area a pedestrian friendly place where local residents and tourists can intermingle and create the kind of atmosphere that makes Guam a very hospitable place. He said that he thinks the Legislature has done much to help in this regard specifically with the recent appropriation for the street lighting, that can go a long ways to helping. He said that a second point brought up at the round table was the need to create very beautiful surroundings in line with emerging trends in eco-tourism.

"I think to the extent that we beautify Tumon Bay for our local residents", Perez said, "I think that we will be beautifying it for our visitors as well. We've been fighting an uphill battle, we need funds to get things going but yet, in order to generate the interest, we need to initiate the project. And so, through the generosity of a lot of the businesses on Guam, who even today suffer from the recession, this project was viewed to be of sufficient importance that they are making sacrifices to contribute and we seek the government's help in sustaining that effort that has been started.

Franklin Borja, President of Bell-Collins Guam Landscaping Architectural Planning Firm, explained the landscaping and tree planting plans, drawings, to the committee showing areas of intense landscape, gateways into Tumon Bay, where the bulk of available funds will be used to incorporate areas of intersection and create more of an area of arrival into Tumon Bay with colorful plants and trees planted sixty feet apart down the road. He said that the landscape designs will be flexible so that in-between the commercial owners and hotel developers will be able to incorporate it into their landscape designs.

Gerry Perez interjected and pointed out that, because of limited funds, the intent is to create a low budget high impact approach to the project. He said: "Obviously if we have unlimited funds we will be able to fill in the in-between but we thought that, for very little money, we could highlight those intersections that really create maximum visibility with very minimum investment and then leave the in-between to the businesses and encourage them to contribute to the project."

Referring to the drawings, Perez said: "What we going to do, Senators is use the government funds in a low budget high impact approach to these intersections then go to the different businesses in Tumon Bay and show them how their business could look like and this is the menu of trees to

select from to plant front of your business. I think that once they see what we are doing, I am confident that we can get their support.

Ms. June Terlaje added that in the discussions in Japan, the hotel area in Tumon is "messy" and were lacking the tropical image that they had expected, so she thinks the request for the beautification project is justified. Senator Aguon agreed that the word in Japan during the round table discussion was beautification.

Senator Aguon mentioned for the record that about two years ago, Mr. Perez, Chairman of the Tourist Attraction Fund and Development Committee, came to see him about the beautification project down in Tumon. He said that Mr. Perez was trying to convince him to provide funding for the Tumon beautification but he was not ready to provide the funding at that time primarily because he thought that this should be a joint effort between the business community and the government.

Senator Aguon said: "Normally when you build a business, you beautify your business because you want it to be attractive not only on the product you have to sale but on the cleanliness and beauty of the surrounding areas, that's what I expect people in the business community to do. So I asked Gerry to put a plan together, which was professionally done, included in our discussion was the idea that the private community come up with some fund raising effort to generate the funding. Sure enough, and with a lot of sincerity on his part, he went all out and put a fund raising together called the Tournament of Champions, generating about \$150,000 as reflected in the testimony.

"So this is a sincere effort on the part of the Guam Visitors Bureau and members of the business community coming forward recognizing the need for beautification on our island and especially down in Tumon Bay and they came up with about \$200,000 all together. So one can imagine how much beautification down in Tumon will need; it's going to cost a lot of money.

"I'd like to say also that I need to have a mark-up meeting down the road and I am pressing for time because I want to push this hopefully in the next session. But we need to discuss further plans, we need to develop more specifics now that we're using government money and you have experienced beautification down in Tumon, as a result of what is there now, I think we can put specific plans together and not just say, we're just going to do it. I need a plan, particularly from the landscaper; I have seen a lot of beautiful trees but I am not sure whether you yourself know which tree to plant. You talked about the Narra and my question is the availability of these trees; are they indeed readily available to plant, I'd like to see huge trees planted down there."

Addressing Mr. Perez, Senator Aguon said: "We need to identify these trees, find out the cost, etc. more specifics. I don't like to operate on low budget, either there is adequate budget or no budget at all. I don't want to be half-stepping, put some trees out there that really won't do the job. If this

funding that I am requesting is not enough then we have to increase it and do the job right from the very beginning. That's why I call this hearing so we can exchange views on how to approach this project. So we need to be more specific, identify the availability of trees, and a time frame, when can we begin, how soon can we put all these things together.

"Basic to my concern like anything else, when you make something pretty, you got to be able to maintain it. This is fundamental in any beautification project. Maintenance is another item that needs to be considered in terms of budgetary concerns and we have to be very specific."

Referring to Gerry Perez' testimony that there are about a dozen business establishments with whom he discussed the beautification project, Senator Aguon said: "Maybe we need to tie this down, Gerry, and have a real commitment; that if the government releases the money for this purpose we need a commitment on the part of the businesses that they're willing to participate, and that would be the plan of action."

Gerry Perez said that he wholeheartedly agreed with Senator Aguon with respect to the planning aspect, doing the job well and with respect to the maintenance. He said one can see the irrigation system installed in this first phase of the beautification project down in Tumon. "We want to make sure that it is very effective and not very costly in terms of water conservation during the dry period", Perez said. "We want to make sure that the plants are protected during the dry season. We got a lot of money invested in that area so we want to make sure it doesn't go down the tubes.

"If we were to really tell you how much money we need to beautify that whole Tumon Bay, you'll be astounded, and we are mindful of the financial situation of GovGuam. That's why we are approaching this cautiously with the idea that we will take public funds and use them in the high impact areas then go back to the businesses and have them participate in filling in-between areas.

"We will raise the issue with these businesses, convey to them your thoughts and commitment to support this effort as long as they also want to put in their fair share.

"We will discuss this with the development committee", Perez told Senator Aguon, "come back to you with a master plan and maybe stages of implementation, cost it out, so that you can reconcile budgetary priorities with other needs while we encourage our members to participate".

For the record, Senator Madeleine Bordallo said that she supports the beautification project 150 per cent.

Referring to the un-used balance of previous appropriations which the Guam Visitors Bureau cited as the source of funding for the project, Senator Bordallo said: "I couldn't help but look at why these funds have lapsed. No wonder Tumon is in such bad shape if we have lapsed fund in the area of Tumon Beach cleaning, rest room renovation and maintenance, it's no

wonder things look like that in our parks and we've got funds that we never spend."

Senator Bordallo cited the \$25,000 appropriation for the repair and restoration of the Dos Amantes statue which was never used. She believes that the reason why the project never started was not that funding was not enough but there just wasn't enough push. She said that she requested for additional appropriation which went through the Legislature but the statue is still laying at Public Works, it was never restored. She asked GVB General Manager, Joey Cepeda, if anything can be done at Two Lovers Point in a way of beautification.

She asked: "Why can't we put that statue up, somehow, can we put it in as part of the package of the Tumon beautification?"

Senator Aguon interjected and asked Gerry Perez to look into it since he is chairman of the Tourist Attraction Fund Committee of GVB.

"Look into it and maybe we can add more, the development of additional areas is going to help."

Lastly, Senator Bordallo wanted to know who is expected to maintain the beautification effort at Tumon once everything is completed.

She said: "Frankly speaking, if you're going to turn it over to the government, ... I really don't know".

Gerry Perez replied that their plan is to get the project completed and get the businesses down there to help contribute to the annual maintenance of it in cooperation with the Government of Guam and to let out a contract with specific standards of performance to adhere to, much the same as is in the current beach cleaning contract.

Senator Bamba also expressed full support of the beautification program, he believes it's needed and he hopes that as in the first phase in Tumon it will also extend out to other areas of the island particularly those frequented by tourists. He said that Tumon is the heart of tourism because that's where the tourists stay but eventually he hopes they will get out of hotel strip to other areas of the island to enjoy other scenes that Guam has to offer.

Addressing Mr. Perez, he said: "I just hope that in developing that, you first choose plants that are indigenous to Guam".

He said that the government has made tremendous effort in beautifying Guam since previous administrations to Governor Ada. But Governor Ada is embarking on an islandwide beautification program, tree planting, etc. He asked Mr. Perez how does the Governor's program fit in the beautification plan down at Tumon, does GVB coordinate?

Perez said that they have been in close contact with the Governor on his islandwide beautification project and he thinks the Governor pretty much

set the responsibility for the Tumon area to their project participants. He said that the Governor has been concentrating most of his efforts away from Tumon with the idea that GVB will take the lead role in coalescing business support and government support for the Tumon Bay area and that's pretty much the arrangement to date.

Senator said: "I am concern with the reprogramming of the appropriation for the restroom renovation and maintenance. I know that the reason for the lapse is that the project has been inactive and in reading the news reports and listening to news reports on TV, you can imagine that the project has been inactive because a lot of these restrooms are nonfunctioning, closed. The concern I have is for \$76,000 I don't know how many toilets that can replace or how many restrooms it can clean up.

"Who identifies which funds to be reprogrammed, is it GVB, Public Works or BBMR?"

"Joey Cepeda responded, on the TAF we make our recommendations to Senator Aguon's committee".

Senator Bamba said he is concerned that there is public clamor not only from the local residents but also from the industry people about the restroom facilities.

"That's why when I see that there's money left over from restrooms, why do we take it to reprogram for beautification, and that raises a red flag with me", Senator Bamba said. "It doesn't make sense to beautify, put all kinds of flowers but you can't use the bathroom."

"I don't have any problem with GVB administering these projects because, at least, I know that it gets done. Administratively, does GVB have the capability to handle contract administration, do you have the personnel, the expertise? When we appropriate this money, it's going to GVB and I assume that somebody in GVB will be the contract administrator."

When Senator Aguon pointed out that according to existing laws, Public Works will handle the contract, Senator Bamba said: "That's the problem Mr. Chairman, look at the Dos Amantes statue, we gave it to Public Works to administer the contract, it's still not up. The beach cleaning was another one, until we took it away from the agency that actually conducted the contract administration, gave it to GVB and it was done.

"I trust GVB handling it more than any other agency because I know it's going to get done but is GVB going to be equipped to administer the contracts as they come up?"

"Gerry Perez responded, we're not a contracting agency, we're a promotion agency, but if necessary, we can contract the capability to do it such as we did in the case of the Tumon Beach cleaning. We'd rather that other government agencies would do it who are charge with that

responsibility, but if necessary and given the funds do it, we will contract the capability to get the job done."

Senator Bamba requested if the committee can get, as far as the reprogramming for the restrooms and everything, the written confirmation from whoever agency involved, Parks and Recreation, Public Works that this money is available, I think it will be helpful not only for the committee but also when it get to the floor debate because that question surely is going to come up.

Senator Aguon concluded the public hearings and announced that another meeting will be scheduled on Bill 763 at a later date.

MARK-UP MEETING

The Committee on Tourism and Transportation held a mark-up meeting in the Legislative conference room on Thursday, December 30, 1993 at 11 a. m. to discuss Bill 763.

Committee Chairman, Senator John Perez Aguon announced for the record that he has called the mark-up meeting to order and that the Committee is substituting the original Bill 763 with various amendments.

Substitute Bill 763 - An Act To Repeal Subsection 53609.6 Of Section 2 Of Public Law 16-87 (§2807, Chapter 8, Title 12 GCA), Section 13 Of Public Law 18-6 And Section 82(e) Of Public Law 19-5 And To Reappropriate The Unexpended Funds Originally Appropriated In Those Sections To The Guam Visitors Bureau For Landscaping And Beautification Projects And Necessary Maintenance For Such Projects.

Senator Aguon reiterated that the intent of the substitute version is to repeal Subsection 53609.6 of Section 2 of Public Law 16-87, Section 13 of Public Law 18-6 and Section 82(e) of Public Law 19-5, to reappropriate the unexpended balance in previously appropriated in these respective sections and to reprogram \$239,620 from the Tourist Attraction Fund to the Guam Visitors Bureau for the projects identified in the bill.

There being no questions from the Committee, Chairman Aguon declared the mark-up meeting adjourned.

RECOMMENDATION

The Committee on Tourism and Transportation recommended Substitute Bill 763 to do pass.



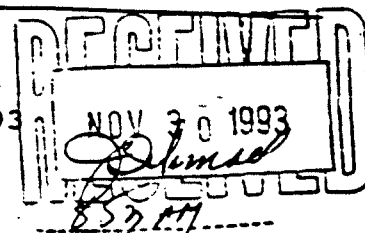
Guam Visitors Bureau
Setbision Bisitan Guahan



Commonwealth Now!

COPY

24 November 1993



Senator John P. Aguon
Vice Speaker & Chairman
Committee on Tourism & Transportation
22nd Guam Legislature
155 Hessler Street
Agana, Guam 96910

Dear Senator Aguon:

Hafa adai! It has recently come to our attention that the amount of \$210,634.51 from previous appropriations for projects such as the park restroom rehabilitation/maintenance and the repair/restoration of the Dos Amantes statue is still remaining in the Bureau's tourist attraction fund (TAF) account. Please note that the funding was not expended because the projects were either discontinued or inactive.

Consequently, we would like to request your assistance in having these funds re-programmed to assist the Bureau in pursuing the continuing maintenance of the JFK-Tumon beautification site, and the landscaping and furnishing of the proposed GVB office building.

We understand that the Legislature is scheduled to have a session early December. Due to the urgency of our need, we would appreciate your bringing up this matter at the earliest possible opportunity. Thank you.

Sincerely,


Joey B. Cepeda
General Manager

/f

(Transmitted via fax on 11/26/93)

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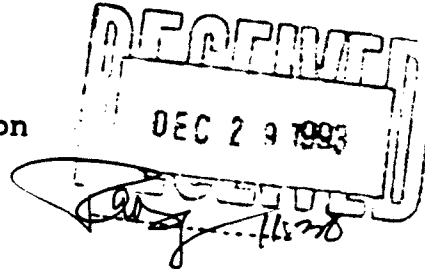
Guam Visitors Bureau
Setbision Bisitan Guahan



Commonwealth Now!

29 December 1993

Senator John P. Aguon
Vice Speaker & Chairman
Committee on Tourism & Transportation
22nd Guam Legislature
155 Hessler Street
Agana, Guam 96910



Dear Senator Aguon:

Pursuant to our request for immediate re-programming of certain unused funding appropriated to the Guam Visitors Bureau sometime ago, please be advised that we intend to utilize these funds on the following projects:

- \$100,000.00 Additional plant materials, irrigation, ground cover and related finishing work to complete the **JFK-Tumon Intersection** Beautification project (corner of JFK High School to area across Pacific Star Hotel).
- \$ 75,000.00 Beautification of area from **Reef Hotel to Australian Cable** (intersection across Horizon Hotel) to include costs of plant materials and direct labor only.
- \$ 30,000.00 **Follow-up maintenance** as required for the **Reef Hotel-Australian Cable Intersection**.
- \$ 34,620.00 **New GVB Office Building landscaping.**

Again, we would like to express our sincerest appreciation for your continued assistance and support for the Bureau.

Sincerely,


Joey Cepeda
General Manager

/f

cc: Mr. Gerald S. A. Perez/TAF Chairman



TESTIMONY OF

MR. PETER P. "SONNY" ADA
Chairman of the Board, Guam Visitors Bureau

ON BILL NO. 763

Committee on Tourism & Transportation
06 December 1993

Hafa Adai Chairman Aguon and members of the Committee on Tourism and Transportation. At the onset and on behalf of the Guam Visitors Bureau, I extend to you *Un Dangkolo na si Yu'os Ma'áse* for your extreme timeliness in responding to the Bureau's request to reprogram previously-appropriated funds. It is our hope that through Bill No. 763, these funds will be used to maintain and further beautify Tumon Bay.

These funds, which total \$210,634.51, were previous appropriations from the Tourist Attraction Fund, and were not expended because the projects were either discontinued, inactive, or addressed through other means:

<u>PUBLIC LAW/ DESCRIPTION</u>	<u>REASON FOR LAPSE</u>	<u>BALANCE AMOUNT</u>
PL 19-27, Tumon Beach Cleaning & Maintenance	Total actual expenditures (\$235,200) below the appropriation (\$300,000)	\$64,800.00
PL 19-27, Restroom Renovation & Maintenance	Project has been inactive	\$76,487.46
PL 19-19, Dos Amantes Statue	Unexpended Funds	\$25,000.00
Bank Interest	---	\$44,347.05

As you know, Mr. Chairman and members of this Committee, Tumon Bay is generally recognized as the heart of tourism activity, as for most of our visitors,

their three to four day experience on Guam is within the Tumon realm. Further, Visitor Exit Surveys conducted by the Guam Visitors Bureau have consistently shown that our island's natural beauty is an integral selling point for our visitors. Finally, the Bureau's promotion of Guam relies heavily on our image as a paradise island for our residents and visitors alike to enjoy. Because of this, the island's beauty must continuously and diligently be enhanced and maintained.

The private businesses of this island fully understand the importance of and have been instrumental in Guam's beautification efforts. As many of you may be aware, we are in the final stages of the Initial Beautification Phase, which entails the landscaping and maintenance of the JFK Road to the Pacific Star Hotel segment. I must emphasize, this is just the initial phase.

In a joint cooperative effort between the Guam Visitors Bureau and the Chamber of Commerce, we have expended well over \$200,000 to initiate the beautification of Tumon, with many of our contributions coming from donations and special fundraising efforts, as well as in-kind contributions. The Tournament of Champions alone has raised approximately \$150,000 for this effort. And yet despite the budgetary constraints felt by most businesses, they have contributed significantly and generously to ensure the success of this project.

We are now seeking the Government of Guam's commitment and direct support of the beautification effort in order to sustain what we have begun and accomplished. Through Bill No. 763, we believe a consolidated effort by all forces will be realized to beautify Guam. We will continue working to ensure tourism's success, and through the passage of Bill No. 763, you will provide us with the additional tools to do so.

Mr. Chairman and members, I thank you for this opportunity to present testimony, and on behalf of the Guam Visitors Bureau, I urge you to pass Bill No. 763.



GUAM HOTEL & RESTAURANT ASSOCIATION

3 December 1993

Senator John Perez Aguon
Chairman, Committee on Tourism & Transportation
22nd Guam Legislature
155 Hessler St.
Agana, GU 96910

Dear Senator Aguon:

The Guam Hotel & Restaurant Association notes with pleasure that the 22nd Guam Legislature is considering Bill 763. The landscaping and beautification program in Tumon is considered a priority project by those of us in the visitor industries.

Beautification of Guam is a "win-win" proposition. Tourists benefit by viewing pleasing landscapes in their short stays; residents of Guam enjoy the scenery 12 months of the year.

We therefore wholeheartedly support the appropriation bill granting \$210,634.51 to the Guam Visitors Bureau for the continuation of the beautification project.

Sincerely yours,

Kenneth L. Carriveau
President

PACIFIC DAILY NEWS, Monday, December 6, 1993



PUBLIC HEARING NOTICE

Monday, December 6, 1993, 9 a.m.

Public Hearing Room, Guam Legislature
Pacific Arcade Building, 155 Hesler Street, Agana

SEN. JOHN PEREZ AGUON

**CHAIRMAN, COMMITTEE ON
TOURISM & TRANSPORTATION**

**Bill 763: An act to reappropriate \$210,634.51
from appropriations previously made from the
TAF to GVB for landscaping and beautification
projects and necessary maintenance.**

The Public is Invited to Express their Views



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 26, 1993

Peter P. Ada, III, Chairman
Board of Directors
Guam Visitors Bureau
P. O. Box 3520
Agana, Guam 96910

Dear Mr. Ada:

Hafa adai! The Legislature's Committee on Tourism and Transportation will be conducting public hearings and a resolution presentation on Monday, December 6, 1993, beginning at 9 a. m., in the Legislative Public Hearing Room at the Pacific Arcade Building, 155 Hessler Street in Agana, on the following:

1. Resolution 141 Relative to Commending and Congratulating the Guam Visitors Bureau and the Asatsu Advertising Agency, Inc., for Capturing the All Japan Radio and Television Commercial Confederation (ACC) Award in Recognition for the Bureau's Television Commercial for the Japan Market.
2. Confirmation hearing on the appointment of Ms. Priscilla June Terlaje as a member of the Board of Directors, Guam Visitors Bureau.
3. Bill 763 - An Act to Reappropriate Two Hundred Ten Thousand Six Hundred Thirty Four Dollars And Fifty One Cents (\$210,634.51) from Appropriations previously made from the Tourist Attraction Fund to the Guam Visitors Bureau for Landscaping and Beautification Projects and Necessary Maintenance for such Projects.

We invite your testimony should you wish to comment. Please bring twenty copies of any written testimony you might have to the hearing.

Sincerely yours,

JOHN PEREZ AGUON

LIST OF INVITEES

Honorable Joseph F. Ada
Governor of Guam

Antoinette Sanford, Chairman
Guam Chamber of Commerce

Mr. Joey Cepeda, General Manager
Guam Visitors Bureau

Yoshiaki, Takita, Regional Manager
Japan Airlines

Mr. Peter P. Ada III, Chairman
Guam Visitors Bureau

Mrs. Joyce C. Bamba, Vice-Chairperson
Guam Visitors Bureau

Mr. Dave Ecret, Secretary
Guam Visitors Bureau

Mr. Gerald S.A. Perez, Board Member
Guam Visitors Bureau

Mr. Raymond S. Laguana, Board Member
Guam Visitors Bureau

Mr. Ernie A. Galito
Guam Visitors Bureau

Mr. El (Bill) Gibson, Board Member
Guam Visitors Bureau

Mr. Bruce Kloppenburg
Guam Visitors Bureau

Mr. Manfred H. Pieper, Board Member
Guam Visitors Bureau

Mr. Lennie W. Anderson
Guam Visitors Bureau

Mr. Ralph Schulz, Board Member
Guam Visitors Bureau

Mr. Dennis G. Rodriguez, Board Member
Guam Visitors Bureau

Ms. June Terlaje, Board Member
Guam Visitors Bureau

Kenneth Carriveau, President
Guam Restaurant & Hotel Assoc.

Eloise Baza, President
Guam Chamber of Commerce

Hideo Kobayashi, President JGTA
Nippon Express Hawaii Inc.



Twenty-Second Guam Legislature

155 Hesler Street
Agaña, Guam USA 96910

Tel: (671) 472-3461

Fax: (671) 477-1715

November 26, 1993

MEMORANDUM

TO: Members, Committee on Tourism and Transportation
FROM: Chairman, Committee on Tourism and Transportation
SUBJECT: Public Hearings And Resolution Presentation

Please be advised that I have scheduled public hearings and resolution presentation for Monday, December 6, 1993 beginning at 9 a. m. in the Legislative Public Hearing Room, 155 Hessler Street, Pacific Arcade Building, Agana, on the following:

1. Resolution 141 Relative to Commending and Congratulating the Guam Visitors Bureau and the Asatsu Advertising Agency, Inc., for Capturing the All Japan Radio and Television Commercial Confederation (ACC) Award in Recognition for the Bureau's Television Commercial for the Japan Market.
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3. Bill 763 - An Act to Reappropriate Two Hundred Ten Thousand Six Hundred Thirty Four Dollars And Fifty One Cents (\$210,634.51) from Appropriations previously made from the Tourist Attraction Fund to the Guam Visitors Bureau for Landscaping and Beautification Projects and Necessary Maintenance for such Projects.

Your participation at the hearing is sincerely appreciated.



JOHN PEREZ AGUON

c: All Senators
Media



RECEIVED
DEC 06 1993
Paul R. S.

December 2, 1993

MEMORANDUM

Committees:

CHAIRPERSON:

Rules

VICE CHAIRPERSON:

Ways & Means

MEMBER:

Economic-
Agricultural
Development,
and Insurance

Education

Electrical
Power and
Consumer
Protection

Federal and
Foreign Affairs

General
Governmental
Operations and
Micronesian Affairs

Health,
Ecology and
Welfare

Judiciary
and
Criminal Justice

Tourism and
Transportation

Youth, Senior
Citizens and
Cultural Affairs

TO: Chairperson, Committee on Tourism and Transportation

FROM: Chairperson, Committee on Rules

SUBJECT: Referral - Bill No. 763

The above Bill is referred to your Committee as the principal committee. Please note that the referral is subject to ratification by the Committee on Rules at its next meeting. It is recommended you schedule a public hearing at your earliest convenience.

H. Dierking
HERMINIA D. DIERKING

Attachment

002246

Bill No. 763

Introduced By:

COMMITTEE ON TOURISM
AND TRANSPORTATION



AN ACT TO REAPPROPRIATE TWO HUNDRED TEN THOUSAND SIX HUNDRED THIRTY FOUR DOLLARS AN FIFTY ONE CENTS (\$210,634.51) FROM APPROPRIATIONS PREVIOUSLY MADE FROM THE TOURIST ATTRACTION FUND TO THE GUAM VISITORS BUREAU FOR LANDSCAPING AND BEAUTIFICATION PROJECTS AND NECESSARY MAINTENANCE FOR SUCH PROJECTS.

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

2 Section 1. Legislative findings and intent. The Legislature finds
3 that the Tourist Attraction Fund has been the source of a number of
4 appropriations for a variety of purposes which have been discontinued, are
5 inactive, or have been completed, leaving an encumbered, and therefore
6 unusable, balance.

7 It is the intent of the Legislature to reappropriate those sums to the
8 Guam Visitors Bureau for use on projects beneficial to the people of Guam
9 and our many visitors.

10 Section 2. Reappropriation. Two Hundred Ten Thousand Six
11 Hundred Thirty Four Dollars and Fifty One Cents (\$210,634.51)
12 are hereby reappropriated from appropriations made from the Tourist
13 Attraction Fund to the Guam Visitors Bureau for the purpose of
14 landscaping and beautification projects, including necessary maintenance
15 for such projects, in a manner to be determined by the GVB Board of
16 Directors.



Guam Visitors Bureau
Setbision Blstian Guahan



Commonwealth Now!

24 November 1993

Senator John P. Aguon
Vice Speaker & Chairman
Committee on Tourism & Transportation
22nd Guam Legislature
155 Hessler Street
Agana, Guam 96910


Dear Senator Aguon:

Hafa adai! It has recently come to our attention that the amount of \$210,634.51 from previous appropriations for projects such as the park restroom rehabilitation/maintenance and the repair/restoration of the Dos Amantes statue is still remaining in the Bureau's tourist attraction fund (TAF) account. Please note that the funding was not expended because the projects were either discontinued or inactive.

Consequently, we would like to request your assistance in having these funds re-programmed to assist the Bureau in pursuing the continuing maintenance of the JFK-Tumon beautification site, and the landscaping and furnishing of the proposed GVB office building.

We understand that the Legislature is scheduled to have a session early December. Due to the urgency of our need, we would appreciate your bringing up this matter at the earliest possible opportunity. Thank you.

Sincerely,


Joey B. Cepeda
General Manager

Bill No. 763 (LS)

Introduced By:

COMMITTEE ON TOURSIM
AND TRANSPORTATION



AN ACT TO REAPPROPRIATE TWO HUNDRED TEN THOUSAND SIX HUNDRED THIRTY FOUR DOLLARS AN FIFTY ONE CENTS (\$210,634.51) FROM APPROPRIATIONS PREVIOUSLY MADE FROM THE TOURIST ATTRACTION FUND TO THE GUAM VISITORS BUREAU FOR LANDSCAPING AND BEAUTIFICATION PROJECTS AND NECESSARY MAINTENANCE FOR SUCH PROJECTS.

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

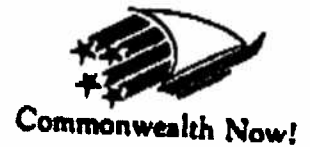
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16 Directors.



Guam Visitors Bureau
Setblsion Blsitan Guahan



24 November 1993

Senator John P. Aguon
Vice Speaker & Chairman
Committee on Tourism & Transportation
22nd Guam Legislature
155 Hessler Street
Agana, Guam 96910

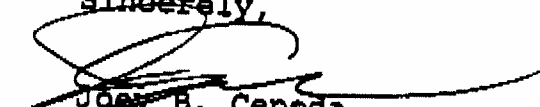
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Sincerely,


Joey B. Cepeda
General Manager