



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

JUN 14 1996

The Honorable Don Parkinson
Speaker
Twenty-Third Guam Legislature
Guam Legislature Temporary Building
155 Hesler Street
Agana, Guam 96910

OFFICE OF THE SPEAKER	
Date:	<u>6/14/96</u>
Time:	<u>12:25 P.M.</u>
Received By:	<u>A. Iriarte</u>
Print Name:	<u>I. IRIARTE</u>

REFER TO
LEGISLATIVE SECRETARY

Dear Mr. Speaker:


Enclosed please find a copy of Substitute Bill No. 584 (LS), "AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO RETURN LAND PREVIOUSLY RESERVED FOR RECREATIONAL PURPOSES AND INADVERTENTLY TRANSFERRED TO THE CHAMORRO LAND TRUST TO THE DEPARTMENT OF PARKS AND RECREATION", which I have **signed** into law today as **Public Law No. 23-100**.

A sports complex in the northern portion of our island is long overdue. Also, with Guam's participation in the South Pacific Games, the Olympics, and other sporting events, more facilities are needed so that athletes can practice their skills. Better facilities will also allow participants from other countries and islands to come to Guam and interact with Guam athletes.

Our Administration is committed to better sports and recreational facilities for Guam's athletes and young people. We want to see more of our young people obtain the opportunity to enter sports, for recreation, amateur competition, or even as a gateway to careers in professional sports.

A copy of this message and the public law has also been delivered to the Office of the Legislative Secretary.

Very truly yours,


Carl T. C. Gutierrez
Governor of Guam

Attachment

231180

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By:	<u>[Signature]</u>
Time:	<u>1:52 pm.</u>
Date:	<u>6/14/96</u>



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

JUN 14 1996

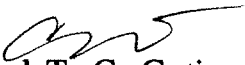
The Honorable Judith Won-Pat Borja
Legislative Secretary
Twenty-Third Guam Legislature
Guam Legislature Temporary Building
155 Hesler Street
Agana, Guam 96910

Dear Madame Legislative Secretary:

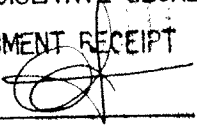
Enclosed please find a copy of Substitute Bill No. 584 (LS), "AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO RETURN LAND PREVIOUSLY RESERVED FOR RECREATIONAL PURPOSES AND INADVERTENTLY TRANSFERRED TO THE CHAMORRO LAND TRUST TO THE DEPARTMENT OF PARKS AND RECREATION", which I have **signed** into law today as **Public Law No. 23-100**.

The message and copy of the public law has also been delivered to the Office of the Speaker.

Very truly yours,


Carl T. C. Gutierrez
Governor of Guam

Attachments
231181

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	
Time	12:32 pm.
Date	6/14/96

TWENTY-THIRD GUAM LEGISLATURE
1996 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 584 (LS), "AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO RETURN LAND PREVIOUSLY RESERVED FOR RECREATIONAL PURPOSES AND INADVERTENTLY TRANSFERRED TO THE CHAMORRO LAND TRUST TO THE DEPARTMENT OF PARKS AND RECREATION," was on the 6th day of June, 1996, duly and regularly passed.



DON PARKINSON
Speaker

Attested:



JUDITH WON PAT-BORJA
Senator and Legislative Secretary

This Act was received by the Governor this 11th day of June,
1995, at 2:15 o'clock P.M.



Assistant Staff Officer
Governor's Office

APPROVED:



CARL T. C. GUTIERREZ
Governor of Guam

Date: 6-14-96

Public Law No. 23-100

TWENTY-THIRD GUAM LEGISLATURE
1996 (SECOND) Regular Session

Bill No. 584 (LS)

As Substituted by the Committee on
Tourism & Transportation

Introduced by:

J. P. Aguon
J. T. San Agustin
A. C. Blaz
F. E. Santos
A. R. Unpingco
T. S. Nelson
T. C. Ada
J. M. S. Brown
F. P. Camacho
M. C. Charfauros
H. A. Cristobal
M. Forbes
A. C. Lamorena V
C. Leon Guerrero
L. Leon Guerrero
S. L. Orsini
V. C. Pangelinan
A. L. G. Santos
J. Won Pat-Borja

AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO RETURN LAND PREVIOUSLY RESERVED FOR RECREATIONAL PURPOSES AND INADVERTENTLY TRANSFERRED TO THE CHAMORRO LAND TRUST TO THE DEPARTMENT OF PARKS AND RECREATION.

1

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

1 **Section 1. Legislative findings and intent.** Beginning in January, 1999,
2 Guam will be the host country for the 11th South Pacific Games. Teams from
3 over 20 nations will journey to our beautiful island to compete in more than
4 20 sports. There will be hundreds of different events, over 5,000 total athletes
5 and officials, and it will be the largest sporting spectacular ever in Guam's
6 history.

7 This international sporting event will be a benefit to the visitor industry
8 and the entire island, as more than 10,000 people are estimated to visit Guam
9 just to watch or participate in the Games. Sports tourism has been recognized
10 as an important and growing market segment, sought after by many tourism
11 destinations, including our own island. We have a number of world-class golf
12 facilities, and Guam benefited from sports tourism when the Asian
13 Professional Golfers Association held an event here this year.

14 In addition, the Games will be an opportunity for us to display our
15 beautiful island, to treat our guests to our warm hospitality, and to provide
16 our athletes the opportunity to display their talents before an international
17 audience.

18 As a warm-weather, tropical destination, Guam could be playing host
19 to several other international sports events which are very popular in Asia,
20 such as soccer, baseball, basketball, and swimming. Our major stumbling
21 block is the lack of world-class, officially sanctioned facilities.

22 The Legislature finds that property has been set aside for over 20 years
23 to build sports facilities, and Guam sought the honor and distinction of
24 showcasing our island and athletes by offering to host the Games, however a
25 lack of funding has prevented several important venues from being
26 constructed. The Games will begin in less than three years, and we must

1 **Section 5. Phase Two project listing.** Any unexpended funds
2 appropriated in Section 2 of this Act, and still remaining following completion
3 of all of the projects listed in Section 4 of this Act, may be utilized until
4 exhausted for constructing any or all of the following facilities and
5 supporting on-site infrastructure, in an order to be determined by DPR, as
6 part of the Guam Sports Complex:

- 7 a. Tennis courts;
- 8 b. Track and field facilities;
- 9 c. Racquetball courts; and
- 10 d. Cycling velodrome.

11 **Section 6. Private sources of funds and in-kind services.** DPR is hereby
12 authorized to collect donations of funds and in-kind services from individuals
13 and corporations for the purpose of assisting in the construction of the
14 facilities enumerated in this Act. Any funds collected for such purposes shall be
15 properly accounted for by DPR and the status of such funds shall be reported
16 to the Legislature following each calendar quarter. All such donations
17 accepted by DPR shall be coordinated with DPW, and shall be utilized to
18 defray a respective portion of the appropriation made in this Act.

19 **Section 7. Authorization for private maintenance.** The Department of
20 Parks and Recreation is hereby authorized to bid, or contract with, private
21 businesses, groups, or individuals to provide for regular maintenance of the
22 sports facilities. The Department of Parks and Recreation must comply with
23 all applicable laws of the territory of Guam for the awarding of bids or
24 contracts. The Department of Parks and Recreation is also authorized and
25 encouraged to enter into agreements with private groups, individuals or
26 sports associations for the maintenance of the sports facilities, or sections
27 thereof, at no expense to the government.

1 urgently begin the process of addressing the needs of the athletes, and the
2 expectations of our visitors and our people.

3 These important venues are a FIFA standard soccer/football stadium; a
4 soccer practice field; an Olympic size swimming pool; a gymnasium for
5 basketball and volleyball; two softball fields; and two baseball fields.

6 These improvements will bring benefits to Guam on many different
7 levels. In addition to being a source of pride, these facilities will help us be
8 good hosts to those we have invited to participate in the Games. And after
9 the games are over, these facilities will remain on Guam to bring benefits to
10 our people for years to come. These new sports facilities will contribute in
11 many ways toward improving the quality of life for the people of Guam: they
12 will provide additional outlets for our athletes and athletes-to-be to develop
13 the skills needed to compete on a world-class level; they will ease the burden
14 of overcrowding which now exists because of a critical lack of suitable island
15 recreation facilities; and they will help improve the overall health of our
16 people, because an essential element of good health is physical fitness.

17 Perhaps most important of all, these sports facilities will provide outlets
18 to occupy the idle time and make use of the limitless energy and enthusiasm of
19 youth. Many people feel that there are not enough alternative activities on
20 island for our young people, and this may be a factor in the high incidence of
21 drug abuse among the under-30 age group. Sports can play an important role
22 in getting youngsters involved in healthy activities that can build character
23 and teach the important lessons of leadership, cooperation, sportsmanship
24 and fair play.

25 The Legislature additionally finds that on February 22, 1994, the
26 Department of Land Management transacted the administrative transfer of
27 what were originally identified as unreserved government of Guam parcels

1 to the Chamorro Land Trust Commission. The listing of those lots were
2 recorded as Land Management Document Number 503740. Subsequent to the
3 transaction, the Department of Land Management discovered that it had
4 inadvertently transferred lands, either previously reserved or currently being
5 used by the Government of Guam, including the site identified as "Lot No.
6 10142 New PTN Tract 100" in the municipality of Dededo, and reserved in
7 Section 3 of Public Law 15-130 for recreational purposes.

8 It is therefore the intent of the Legislature to appropriate funds to
9 construct the facilities needed for the 1999 South Pacific Games, and for use
10 by our people as major sports recreational facilities; and that the sites be
11 constructed on the property set aside for recreational purposes by the 10th
12 and 15th Guam Legislatures. It is also the intent of the Legislature to allow
13 the Department of Parks and Recreation (DPR) to accept private
14 contributions of funds and in-kind services for the projects specified in this
15 Act.

16 The Legislature also intends that the site identified as "Lot No. 10142
17 New PTN Tract 100" in the municipality of Dededo, and reserved in Section 3
18 of Public Law 15-130 for recreational purposes, which was mistakenly
19 transferred to the Chamorro Land Trust Commission, be returned DPR for
20 use as originally intended.

21 The Legislature also intends that persons who currently occupy the land
22 set aside for the sports complex, whose family previously occupied the land
23 pursuant to a valid land use permit, not be displaced by this process.
24 Therefore that portion of land occupied by those with valid permits shall be
25 transferred to the Chamorro Land Trust Commission.

26 **Section 2. Appropriation.** The sum of Six Million Dollars (\$6,000,000)
27 are appropriated from the surplus of the Tourist Attraction Fund (TAF) to the

1 Department of Public Works (DPW) for the design, site preparation, and
2 construction of Phase One facilities for the Guam Sports Complex in the
3 municipality of Dededo as specified in this Act.

4 **Section 3. Reversion of mistakenly transferred property.** That
5 government property officially described as "Lot No. 10142 New PTN Tract
6 100" in the municipality of Dededo, which was reserved in Section 3 of Public
7 Law 15-130 for recreational purposes, and was later mistakenly transferred
8 to the Chamorro Land Trust Commission, hereby reverts to DPR for its
9 intended use.

10 **Section 4. Phase One project listing.** The funds appropriated in this Act
11 are intended for use in constructing the following facilities and supporting
12 on-site infrastructure at the site identified as "Lot No. 10142 New PTN Tract
13 100" in the municipality of Dededo for recreational purposes:

14 a. One soccer/football stadium which meets FIFA standards;

15 b. One multi-purpose practice area for soccer and other sports;

16 c. One Olympic size swimming pool;

17 d. One gymnasium for basketball and volleyball;

18 e. Two softball fields;

19 f. Two baseball fields;

20 g. All necessary dugouts, bullpens, locker rooms, shower facilities,
21 public restrooms, spectator seating, field lighting, press boxes, public
22 address systems, training rooms, equipment storage, supply storage,
23 maintenance facilities, ticket booths, and fencing for the above sports
24 facilities;

25 h. Concession booths;

26 i. Parking lots; and

27 j. Other supporting facilities.

1 **Section 8.** Persons who currently occupy Lot No. 10142 NEW PTN Tract
2 100 whose family previously occupied the land pursuant to a valid land use
3 permit, shall not be displaced by this process. Therefore that portion of land
4 occupied by those with valid permits shall be transferred to the Chamorro
5 Land Trust Commission.

6 **Section 9. Severability.** If any of the provisions of this Act, or the
7 application thereof to any person or circumstance, is held invalid, such
8 invalidity shall not affect any other provision or application of this Act which
9 can be given effect without the invalid provision or application, and to this
10 end the provisions of this Act are severable.

11 **Section 10. Effective date.** The provisions of this Act shall take effect
12 immediately upon its enactment.

Date: 6/6/96

VOTING SHEET

Bill No. 584
 Resolution No. _____
 Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	ABSENT/ OUT DURING ROLL CALL
ADA, Thomas C.	✓			
AGUON, John P.	✓			
BARRETT-ANDERSON, Elizabeth		✓		
BLAZ, Anthony C.	✓			
BROWN, Joanne S.	✓			
CAMACHO, Felix P.	✓			
CHARFAUROS, Mark C	✓			
CRISTOBAL, Hope A. //	✓ X	X		
FORBES, -MARK	✓			
LAMORENA, Alberto C., V	✓			
LEON GUERRERO, Carlotta	✓			
LEON GUERRERO, Lou				✓
NELSON, Ted S.	✓			
ORSINI, Sonny L.	✓			
PANGELINAN, Vicente C /	X	✓		
PARKINSON, Don		✓		
SAN AGUSTIN, Joe T.	✓			
SANTOS, Angel L. G. /	✓			
SANTOS, Francis E.	✓			
UNPINGCO, Antonio R.	✓			
WONPAT-BORJA, Judith //	X	✓		

TOTAL 16 54 0 1

CERTIFIED TRUE AND CORRECT:

Recording Secretary

Note: Sen. HAC, VCP + JWP-B
 changed their votes
 before announcement of result.

PL 23-100

SENATOR
JOHN PEREZ AGUON



CHAIRMAN
COMMITTEE ON TOURISM & TRANSPORTATION

23RD GUAM LEGISLATURE

OFFICE: 479 W. O'Brien Drive · Suite 301 · Bank of Guam, Santa Cruz · Agana
MAIL: 155 Hesler St. · Agana, Guam · 96910 · (671)472-3570/1/2 · Fax: (671)477-8358

May 30, 1996

Honorable Don Parkinson, Speaker
23rd Guam Legislature
155 Hessler St.
Agana, Guam 96910

Dear Mr. Speaker,

The Committee on Tourism & Transportation, to which the following was referred, wishes to report its findings and recommendations:


BILL 584 (by J.P. Aguon, J.T. San Agustin, A.C. Blaz, F.E. Santos, A.R. Unpingco): AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO DEED A PORTION OF THE LAND SET ASIDE FOR THE COMPLEX TO THE CHAMORRO LAND TRUST TO BE UTILIZED FOR AGRICULTURAL LEASES.

The Committee voting record on **Bill 584 as Substituted** is as follows:

TO PASS	<u>10</u>
NOT TO PASS	<u>0</u>
TO ABSTAIN	<u>0</u>
TO PLACE IN THE INACTIVE FILE	<u>0</u>
NOT VOTING	<u>1</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.

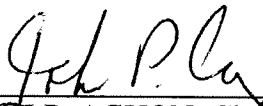
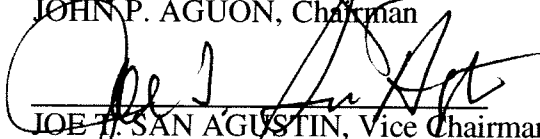

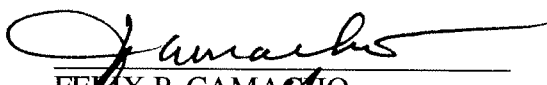
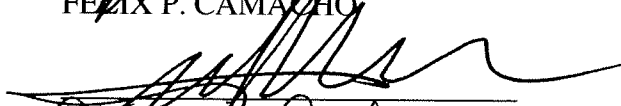

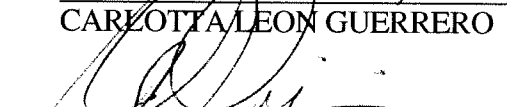



Sincerely,


JOHN PEREZ AGUON
Chairman

Attachments

VOTING SHEET
COMMITTEE ON TOURISM & TRANSPORTATION
23rd GUAM LEGISLATURE

BILL 584 as substituted by the Committee on Tourism & Transportation (by J.P. Aguon, J.T. San Agustin, A.C. Blaz): AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO RETURN LAND INADVERTENTLY TRANSFERRED TO THE CHAMORRO LAND TRUST TO THE DEPARTMENT OF PARKS AND RECREATION PREVIOUSLY RESERVED FOR RECREATIONAL PURPOSES.

	TO PASS	NOT TO PASS	TO ABSTAIN	TO PLACE IN INACTIVE FILE
 JOHN P. AGUON, Chairman	✓			
 JOE T. SAN AGUSTIN, Vice Chairman	✓			
 JOANNE S. BROWN	✓			
 FELIX P. CAMACHO	✓			
 MARK FORBES	✓			
 CARLOTTA LEON GUERRERO	✓			
 SONNY L. ORSINI	✓			
 VICENTE O. PANGELINAN	✓			
 FRANCIS E. SANTOS	✓			
ANTONIO R. UNPINGCO				
 JUDITH WONPAT-BORJA	✓			

TWENTY-THIRD GUAM LEGISLATURE
1996 (SECOND) Regular Session

Bill No. 584
As Substituted by the Committee on
Tourism & Transportation

Introduced by:

J.P. AGUON
J.T. SAN AGUSTIN
A.C. BLAZ
F.E. SANTOS
A.R. UNPINGCO

AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO RETURN LAND INADVERTENTLY TRANSFERRED TO THE CHAMORRO LAND TRUST TO THE DEPARTMENT OF PARKS AND RECREATION PREVIOUSLY RESERVED FOR RECREATIONAL PURPOSES.

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

2 **SECTION 1. Legislative findings and intent.** Beginning in January, 1999,
3 Guam will be the host country for the 11th South Pacific Games. Teams from
4 over 20 nations will journey to our beautiful island to compete in more than 20
5 sports. There will be hundreds of different events, over 5,000 total athletes
6 and officials, and it will be the largest sporting spectacular ever in Guam's
7 history.

8 This international sporting event will be a benefit to the visitor industry
9 and the entire island, as more than 10,000 people are estimated to visit Guam
10 just to watch or participate in the Games. Sports tourism has been recognized
11 as an important and growing market segment, sought after by many tourism
12 destinations, including our own island. We have a number of world-class golf
13 facilities, and Guam benefitted from sports tourism when the Asian
14 Professional Golfers Association held an event here this year.

1 In addition, the Games will be an opportunity for us to display our beautiful
2 island, to treat our guests to our warm hospitality, and to provide our athletes
3 the opportunity to display their talents before an international audience.

4 As a warm-weather, tropical destination, Guam could be playing host to
5 several other international sports events which are very popular in Asia, such
6 as soccer, baseball, basketball, and swimming. Our major stumbling block is
7 the lack of world-class, officially sanctioned facilities.

8 The Legislature finds that property has been set aside for over 20 years to
9 build sports facilities, and Guam sought the honor and distinction of
10 showcasing our island and athletes by offering to host the Games, however a
11 lack of funding has prevented several important venues from being
12 constructed. The Games will begin in less than three years, and we must
13 urgently begin the process of addressing the needs of the athletes, and the
14 expectations of our visitors and our people.

15 These important venues are a FIFA standard soccer/football stadium; a
16 soccer practice field; an Olympic size swimming pool; a gymnasium for
17 basketball and volleyball; two softball fields; and two baseball fields.

18 These improvements will bring benefits to Guam on many different levels.
19 In addition to being a source of pride, these facilities will help us be good hosts
20 to those we have invited to participate in the Games. And after the games are
21 over, these facilities will remain on Guam to bring benefits to our people for
22 years to come. These new sports facilities will contribute in many ways
23 toward improving the quality of life for the people of Guam: they will provide
24 additional outlets for our athletes and athletes-to-be to develop the skills
25 needed to compete on a world-class level; they will ease the burden of
26 overcrowding which now exists because of a critical lack of suitable island
27 recreation facilities; and they will help improve the overall health of our
28 people, because an essential element of good health is physical fitness.

1 Perhaps most important of all, these sports facilities will provide outlets to
2 occupy the idle time and make use of the limitless energy and enthusiasm of
3 youth. Many people feel that there are not enough alternative activities on
4 island for our young people, and this may be a factor in the high incidence of
5 drug abuse among the under-30 age group. Sports can play an important role
6 in getting youngsters involved in healthy activities that can build character
7 and teach the important lessons of leadership, cooperation, sportsmanship
8 and fair play.

9 The Legislature additionally finds that on February 22, 1994, the
10 Department of Land Management transacted the administrative transfer of
11 what were originally identified as unreserved government of Guam parcels to
12 the Chamorro Land Trust Commission. The listing of those lots were recorded
13 as Land Management Document Number 503740. Subsequent to the
14 transaction, the Department of Land Management discovered that it had
15 inadvertently transferred lands, either previously reserved or currently being
16 used by the Government of Guam, including the site identified as "Lot No.
17 10142 New PTN Tract 100" in the municipality of Dededo, and reserved in
18 Section 3 of Public Law 15-130 for recreational purposes.

19 It is therefore the intent of the Legislature to appropriate funds to construct
20 the facilities needed for the 1999 South Pacific Games, and for use by our
21 people as major sports recreational facilities; and that the sites be constructed
22 on the property set aside for recreational purposes by the 10th and 15th Guam
23 Legislatures. It is also the intent of the Legislature to allow the Department of
24 Parks and Recreation (DPR) to accept private contributions of funds and in-
25 kind services for the projects specified in this Act.

26 The Legislature also intends that the site identified as "Lot No. 10142 New
27 PTN Tract 100" in the municipality of Dededo, and reserved in Section 3 of
28 Public Law 15-130 for recreational purposes, which was mistakenly

1 transferred to the Chamorro Land Trust Commission, be returned DPR for
2 use as originally intended.

3 **SECTION 2. Appropriation.** The sum of Six Million Dollars (\$6,000,000)
4 are appropriated from the surplus of the Tourist Attraction Fund (TAF) to the
5 Department of Public Works (DPW) for the design, site preparation, and
6 construction of Phase One facilities for the Guam Sports Complex in the
7 municipality of Dededo as specified in this Act.

8 **SECTION 3. Reversion of mistakenly transferred property.** That
9 government property officially described as "Lot No. 10142 New PTN Tract
10 100" in the municipality of Dededo, which was reserved in Section 3 of Public
11 Law 15-130 for recreational purposes, and was later mistakenly transferred to
12 the Chamorro Land Trust Commission, hereby reverts to DPR for its intended
13 use.

14 **SECTION 4. Phase One project listing.** The funds appropriated in this Act
15 are intended for use in constructing the following facilities and supporting on-
16 site infrastructure at the site identified as "Lot No. 10142 New PTN Tract 100"
17 in the municipality of Dededo, and reserved in Section 3 of Public Law 15-130
18 for recreational purposes:

- 19 a. One soccer/football stadium which meets FIFA standards;
- 20 b. One multi-purpose practice area for soccer and other sports;
- 21 c. One Olympic size swimming pool;
- 22 d. One gymnasium for basketball and volleyball;
- 23 e. Two softball fields;
- 24 f. Two baseball fields;
- 25 g. All necessary dugouts, bullpens, locker rooms, shower facilities, public
26 restrooms, spectator seating, field lighting, press boxes, public address
27 systems, training rooms, equipment storage, supply storage, maintenance
28 facilities, ticket booths, and fencing for the above sports facilities;

- 1 h. Concession booths;
- 2 i. Parking lots; and
- 3 j. Other supporting facilities.

4 **SECTION 5. Phase Two project listing.** Any unexpended funds
5 appropriated in Section 2 of this Act, and still remaining following completion
6 of all of the projects listed in Section 4 of this Act, may be utilized until
7 exhausted for constructing any or all of the following facilities and supporting
8 on-site infrastructure, in an order to be determined by DPR, as part of the
9 Guam Sports Complex:

- 10 a. Tennis courts;
- 11 b. Track and field facilities;
- 12 c. Racquetball courts; and
- 13 d. Cycling velodrome.

14 **SECTION 6. Private sources of funds and in-kind services.** DPR is hereby
15 authorized to collect donations of funds and in-kind services from individuals
16 and corporations for the purpose of assisting in the construction of the
17 facilities enumerated in this Act. Any funds collected for such purposes shall be
18 properly accounted for by DPR and the status of such funds shall be reported
19 to the Legislature following each calendar quarter. All such donations
20 accepted by DPR shall be coordinated with DPW, and shall be utilized to
21 defray a respective portion of the appropriation made in this Act.

22 **SECTION 7. Severability.** If any of the provisions of this Act, or the
23 application thereof to any person or circumstance, is held invalid, such
24 invalidity shall not affect any other provision or application of this Act which
25 can be given effect without the invalid provision or application, and to this
26 end the provisions of this Act are severable.

27 **SECTION 8. Effective date.** The provisions of this Act shall take effect
28 immediately upon its enactment.



23rd Guam Legislature COMMITTEE ON TOURISM and TRANSPORTATION

COMMITTEE REPORT

BILL 584: AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO DEED A PORTION OF THE LAND SET ASIDE FOR THE COMPLEX TO THE CHAMORRO LAND TRUST TO BE UTILIZED FOR AGRICULTURAL LEASES.

PUBLIC HEARING:

May 22, 1996

MARK-UP MEETING:

May 30, 1996

SENATOR JOHN PEREZ AGUON, Chairman

SENATOR JOE T. SAN AGUSTIN
Vice Chairman

SENATOR JOANNE S. BROWN
SENATOR FELIX P. CAMACHO
SENATOR MARK FORBES

SENATOR CARLOTTA LEON GUERRERO
SENATOR SONNY L. ORSINI
SENATOR VICENTE C. PANGELINAN
SENATOR FRANCIS E. SANTOS
SENATOR ANTONIO R. UNPINGCO
SENATOR JUDITH WON PAT-BORJA

COMMITTEE REPORT

BILL 584 (by J.P. Aguon, J.T. San Agustin, A.C. Blaz, F.E. Santos, A.R. Unpingco): AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO DEED A PORTION OF THE LAND SET ASIDE FOR THE COMPLEX TO THE CHAMORRO LAND TRUST TO BE UTILIZED FOR AGRICULTURAL LEASES.

Public Hearing: Wednesday, May 22, 1996

Location: Public Hearing Room, Guam Legislature

Senators: Sen. J.P. Aguon, Chairman
Sen. F.P. Camacho, Member
Sen. V.C. Pangelinan, Member
Sen. F.E. Santos, Member
Sen. A.C. Blaz

Testifying: Sonny Shelton, DPR (written)
James Nelson, GVB (written)
Benjamin J. Cruz, GNOC (written)
Randy Cunliffe, SPG (oral)
Michael Urukilo, Int'l Professional Soccer Coach (oral)
Mayor Jose Rivera, Dededo (oral)
Fred Black, Private citizen (oral)
Ray Padua, DPW (written)
Ernie Cid, Private citizen (oral)
Carol Ann Ibanez, Chamorro Land Trust (written)
Keith Nakamura, Guam Swim League (written only)

Synopsis of testimony:

DPR Director Shelton testified in favor of the bill, noting that the Sports Complex has been on the drawing board for over twenty years, but has been sidetracked by our island's other pressing needs. He said that the bill gave new hope to those who recognize the importance of sports and recreation to our island's present and future generations, as well as to our visitor industry.

He suggested that the bona fide agricultural permittees on the property be consolidated onto one portion of the lot to allow for maximum use of the property for its legally stated purpose.

GVB General Manager Nelson spoke in favor of the bill, stating that the projects are needed for both community use and for attracting additional visitors to our island through activities and events hosted at these sites. He cautioned that funding from the TAF be prioritized.

Guam National Olympic Committee Secretary General Cruz extended apologies from GNOC President Ricardo Blas who was unable to attend but joined in enthusiastic support of the bill. Judge Cruz noted that additional private funds may be available if tax incentives were provided to donors. He informed the Committee that in 1991 Papua New Guinea had passed special tax legislation to provide benefits to sponsors, helping PNG host the best games so far. He emphasized the importance of a FIFA approved soccer field.

Chairman of the 1999 SPG Commission Cunliffe spoke in favor of the bill, repeating Judge Cruz's statement regarding FIFA soccer fields. He said that three to four fields were required for the 1999 games, and noted that practice fields were also necessary. He said that the Guam Soccer Association and DPR were currently working on upgrading the Tiyan soccer field. Cunliffe suggested that the language of the bill be amended to provide a "practice area" rather than a "practice field" so that layouts could be changed to allow for use by other sports.

Cunliffe asked that the tennis courts listed in Phase II be moved into Phase I if possible. He said they were looking at the gymnasiums of several private schools, including St. John's and St. Anthony's, for judo, karate and taekwondo. He was concerned that the school schedules may not match those of the SPG. He suggested that the gymnasium be constructed to allow for martial arts as well as basketball and volleyball.

Soccer Coach Urukilo said he was a guest on island of the Guam Soccer Assn. and he reiterated that three FIFA regulation soccer fields were needed, or the SPG competition could not be officially sanctioned. He also stated that three or four practice fields were needed.

Mayor Rivera testified that there were 20 to 30 families affected by the proposed language in Section 6 of the Bill. He said that the people on the lot had everything from homes to large farms. He recalled that the previous administration had hinted at relocating the families to another piece of land. He noted that the \$6 million does not provide for relocation of families and suggested that there should be provisions for the families. He added that he hoped the sports complex project could be completed for the kids and take them away from the ice problem. He also stressed that the government had a responsibility toward those occupying the land.

Private Citizen Black said he was a father of three children in a sports program. He said the most prosecutors could do about the drug problem on island was to take drug dealers off the streets. Law enforcement by itself was not enough, there needed to be alternatives to get kids involved and put healthy activities back into the community. Black complemented Sen. Aguon for being the watchdog of the TAF so that there were funds to build the sports complex and attract international competition, while providing alternatives for our youth. He said that the bill would provide the alternatives that young people need to help them stay away from drugs. He added that Bill 584 was the most exciting piece of legislation he had seen in years.

Public Works Engineer Padua was appearing on behalf of Director Gil Shinohara and Chief Engineer Sabino Flores. Padua gave the breakdown of the expenditures, and indicated that the estimates for the various projects would be refined after the preparation of construction drawings and specifications. He estimated the time of construction to be two years after receiving the funds.

Private Citizen Cid testified as a resident of Dededo. He said he wholeheartedly endorsed the bill for Dededo, which has a population of 42,000, the majority being under 25 years of age. He noted there were no public indoor gymnasiums in Dededo, except at the schools, and they were always occupied. He said that he supported the bill because it would create additional recreational opportunities for the youth of Dededo.

Sen. Santos asked Padua if DPW was doing the project or bidding it out. Padua said DPW would contract the projects out. Sen. Santos said there was \$21 million at DPW for the Agat Sewage Treatment Plant and nothing was being done on that project. He said if the sports complex was being contracted out, perhaps it shouldn't be given to DPW. He suggested DPR, and that the sports complex might not be a priority of DPW. He asked Shelton if they would take the funds. Shelton said they would do so, but that he felt that DPW would really be the appropriate place for the funds. He said DPR had no in-house engineering expertise to properly bid such large construction projects.

Sen. Santos asked how much was spent on the original design. Shelton said that a large amount of money was spent on the original and those designs would not be used because they were too grandiose. Padua said they would select the firms to be designing and building the projects, while using in-house designs as much as possible. Padua said they estimated \$400,000 for A & E for the entire project.

Sen. Pangelinan asked Shelton if there was land set aside, or a portion of the existing land available, for relocation of the families. Shelton said that he

believed there was adequate land available at the site. He added that Phase I of the project was located on a lot on which there were no families residing.

Sen. Pangelinan asked Cunliffe about private sector involvement in developing certain sectors of the property, specifically matching government funds with private funds. Sen. Pangelinan felt that this kind of arrangement would produce a higher quality international venue. Cunliffe agreed, noting that FIFA standards include a number of amenities which would be costly to produce. Both the Guam Soccer Assn. and the Miller Football League have offered to assist with facilities. Pangelinan said the ultimate goal should be getting the maximum facilities for our expenditures.

Sen. Blaz said that one of the reasons there were insufficient facilities in Dededo is because the sports complex was anticipated to be constructed. He gave his total support for Bill 584 and added that he shared Sen. Santos' concern with DPW handling the funds for the project and noted that 1999 was just around the corner.

Sen. Camacho expressed his concern that Guam could get a black eye if we were not able to host the events in 1999. He said the potential benefits were enormous for tourism and also to provide facilities for Guam's youth. He said he also shared Sen. Santos' concern regarding getting the projects completed in time. He stressed the need for a total cooperative approach on the bill.

Sen. Santos asked Padua if DPW had designs for a football/soccer field. Padua said DPW did not. Padua said the gym design is standard; the baseball field is standard; and the softball field is standard.

Chamorro Land Trust Commission Chairperson Ibanez testified that they were not in favor of Section 6 of the bill, placing the property occupied by the families under the Chamorro Land Trust. They believe that the master plan already allocates the land in question for a sports complex, and that's how it should be used.

There being no further testimony, Sen. Aguon declared Bill 584 publicly heard.

ACTION FOLLOWING PUBLIC HEARING

Sen. Aguon met with Shelton, Michael Kuhlman of the Department of Agriculture, Sabino Flores from DPW, and Ray Aflague from the Department of Land Management on Friday, May 24, 1996, to discuss additional information needed to proceed with the bill. Shelton, Aflague, and Kuhlman said that there were no occupants of the lot fronting Harmon Loop Road, identified as "Lot No. 10142 New." Aflague and Kuhlman said they would check the two lots personally and determine where the occupants were located. Sen. Aguon asked for letters to verify whatever they discovered.

Aflague and Kuhlman also said that there were no valid land leases of any kind on the two lots. Aflague added that DLM had made an error in February 1994, and inadvertently transferred Lot No. 10142 New to the Chamorro Land Trust. Sen. Aguon agreed to place language in the bill to correct the mistake.

Letters were subsequently received from the Departments of Agriculture and Land Management noting that there were no residents on Lot No. 10142 New. The Mayor of Dededo also wrote, giving his full support to Phase I of the bill based on the same information.

DPW Director Shinohara later submitted a letter containing additional information concerning widening of Harmon Loop Road and utilities requirements.

MARK-UP MEETING

Mark-up Meeting: Thursday, May 30, 1996

Location: Sen. Aguon's Office

Senators: Sen. J.P. Aguon, Chairman

Synopsis of discussion:

Other than Sen. Aguon, none of the members of the Committee attended the meeting. Senator Aguon approved the following amendments to Bill 584:

- a. To correct an inadvertent mistake and provide for reversion of Lot No. 10142 New from the Chamorro Land Trust to DPR, and amend the title of the bill accordingly;
- b. To limit the provisions of the bill to only Lot No. 10142 New, and remove from the bill any mention of Lot No. 10171, upon which the families in question reside;
- c. To amend one of the projects listed in Section 4 to allow for a multi-purpose practice area; and
- d. To make several language changes to the legislative findings and intent.

COMMITTEE RECOMMENDATION

The Committee on Tourism & Transportation recommends that Bill 584 be substituted as amended, and be reported out with the recommendation to do pass.

SENATOR
JOHN PEREZ AGUON



CHAIRMAN
COMMITTEE ON TOURISM & TRANSPORTATION

23RD GUAM LEGISLATURE

OFFICE: 479 W. O'Brien Drive · Suite 301 · Bank of Guam, Santa Cruz · Agana
MAIL: 155 Hesler St. · Agana, Guam · 96910 · (671)472-3570/1/2 · Fax: (671)477-8358

May 28, 1996

MEMORANDUM

TO: Members, Committee on Tourism & Transportation
FROM: Chairman, Committee on Tourism & Transportation
SUBJECT: Mark-up meeting on Bill 584

Please be advised that a mark-up meeting on the below listed matter is scheduled for 10 a.m. Thursday, May 30, 1996, at my office on the 3rd floor, Bank of Guam building, Santa Cruz:

BILL 584 (by J.P. Aguon, J.T. San Agustin, A.C. Blaz, F.E. Santos, A.R. Unpingco): AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO DEED A PORTION OF THE LAND SET ASIDE FOR THE COMPLEX TO THE CHAMORRO LAND TRUST TO BE UTILIZED FOR AGRICULTURAL LEASES.

Your attendance will be appreciated.


JOHN PEREZ AGUON

c: All Senators

**MAY 30 1996**

*Honorable Senator John Perez Aguon
Chairman, Committee on Tourism and
Transportation
Twenty-Third Guam Legislature
479 W. O'Brien Drive
Suite 301 Bank of Guam Building
Agana, Guam 96910*

Dear Senator Aguon:

This is in response to your request for additional information relative to Bill 584, an act to appropriate Six Million Dollars (\$6,000,000.00) from the surplus of the Tourist Attraction Fund to the Department of Public Works (DPW) for the design, site preparation and construction of Phase One Facilities for the Guam Sports Complex in the municipality of Dededo.

- 1. The DPW is in the planning phase of the widening and reconstruction of Harmon Loop Road which is the main access to the proposed sports facilities. The DPW plans on expanding the present roadway to provide two travel lanes in each direction of travel, a turning lane, sidewalks, streetlighting, landscaping and signalization of the Harmon Loop Road and entrance to the proposed Guam Sports Complex. Funds for the expansion and reconstruction of Harmon Loop Road are to be obtained from the Federal Highway Administration.*
- 2. Additional access to the site from behind or elsewhere will be evaluated during the design of the sports facilities.*
- 3. The necessary drainage facilities will be constructed to contain all water run-off.*
- 4. Water, sewer and power requirements of the proposed sports facilities will be determined during the design of the facilities. Existing water, sewer and power facilities will be upgraded should the requirements of the sports facilities exceed the capacity of these existing facilities.*

Should you require additional information, please do not hesitate to contact me.

Sincerely yours,


GIL A. SHINOHARA
Director



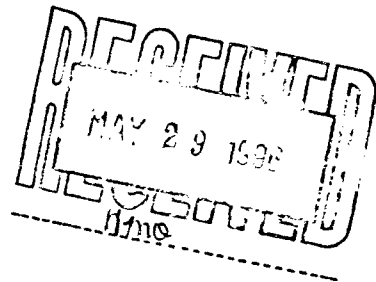
DEDEDO MAYOR'S OFFICE
MUNICIPALITY OF DEDEDO
C/O P.O. BOX 786, AGANA, GUAM 96910
(671) 632-5203/5019 FAX 637-1129



JOSE A. RIVERA
MAYOR

DORIS S. PALACIOS
VICE-MAYOR

May 29, 1996



Honorable John P. Aguon, Senator
23rd Guam Legislature and
Chairman of Committee on
Tourism and Transportation

Dear Senator Aguon:

This letter is addressed relative to Bill 584 that had a Public Hearing on Wednesday May 22, 1996. At the time of the public Hearing I raised a concern for the twenty plus families that are residing in the vicinity of the proposed Sports complex to be build in Dededo in the very near future.

In a meeting of the minds, via telephone, with Director Sonny Shelton on May 29, 1996, he assured me that through the efforts of Department of Land Management, Department of Agriculture and Department of Parks and Recreation a total evaluation of Lot No. 10142 was made. Upon the three agencies inspection, they found no families residing or farming in this subject lot. It is with this grace that I write this letter that no person will be displaced for this phase one of the sports complex project.

If you need further information, please call me at 637-9014.

Sincerely,

Jose A. Rivera
JOSE A. RIVERA

cc: Director of
Parks & Recreation



Department of Agriculture Dipattamenton Agrikottura

192 Dairy Road, Mangilao, Guam 96923

Director's Office 734-3942/43; Fax 734-6569
 Agricultural Dev. Svs. 734-3946/47; Fax 734-8096
 Animal Health 734-3940
 Aquatic & Wildlife Resources 735-3955/56; Fax 734-6570
 Forestry & Soil Resources 735-3949/50; Fax 734-0111
 Plant Nursery 734-3949
 Plant Protection & Quarantine 472-1651; 477-7822



Carl T. C. Gutierrez
Governor

Michael W. Kuhlmann
Director

Madeleine Z. Bordallo
Lt. Governor

Joseph G. Sablan
Deputy Director

May 28, 1996

The Honorable John Aguon
23rd Guam Legislature
155 Hesler Street
Agana, Guam 96910

Dear Senator Aguon:

As per your request, Department of Agriculture staff today conducted a site inspection of Lot 10142 NEW, Dededo, shown on Department of Land Management Map I4-91T 389 to be a triangular property bounded by Harmon Loop Road on the north, an aviation gasoline transmission line on the south and Lot 10126 on the west, and reported not finding any residences, other structures or agricultural activity on the property.

Further, Agriculture does not have any agriculture leases on this property.

I hope this information is helpful to you.



MICHAEL W. KUHLMANN

00 68 3 1





DEPARTMENT OF LAND MANAGEMENT

(DIPATTAMENTON TANO')

Government of Guam

P.O. Box 2950

Agana, Guam 96910

Tel: (671) 475-LAND • Fax: (671) 477-0883



CARL T. C. GUTIERREZ
Governor

J. A. MARTINEZ
Director

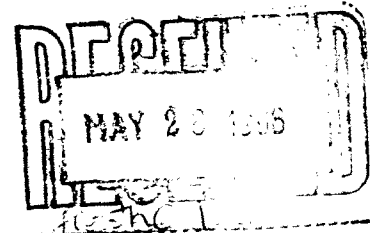
MADELEINE Z. BORDALLO
Lieutenant Governor

May 28, 1996

JAMES P. CRUZ
Deputy Director

Senator John P. Aguon
Chairman, Committee on Tourism &
Transportation
23rd Guam Legislature
155 Hesler Street
Agana, Guam 96910

Subject: Statement of Fact
Lot No. 10142 NEW, Dededo



Dear Senator Aguon:

A field inspection conducted on May 23, 1996 on subject Lot No. 10142 NEW, Dededo, (Webber Soccer Field) for permittees and/or squatters on the subject lot. It was concluded that there are no permittees or squatters within the area.

Lot No. 10142 NEW, Dededo, containing an area of 2,601,564 square feet or 59.72 acres, shown on DLM No. 1I-91T389, Check No. 270-FY-90, is clear, no permittees nor squatters.

Sincerely yours,

J.A. MARTINEZ
Director, Department of
Land Management

CONCURRED:

RAYMOND J. AFLAGUE
Administrator,
Land Management Programs



May 22, 1996

TESTIMONY IN SUPPORT OF BILL 584

Mr. Chairman and Members of the Committee on Tourism and Transportation, Good Morning and Thank You for your kind invitation to appear before you to provide testimony on Bill 584.

Firstly, I would like to convey the sincere appreciation of the Department of Parks and Recreation to you Mr. Chairman and the co-sponsors of this legislation, Senators Joe T. San Agustin , Anthony Blaz , Francis Santos, and Antonio Unpingco for your vision and committment to the people of Guam.

As you are well aware, the Dededo Sports Complex is a project whose importance was recognized by our leaders over twenty years ago. Unfortunately, with the various pressing needs of our island, the Dededo Sports Complex was allowed to languish without necessary funding these many years. Now, with the introduction of Bill 584, new life has been given to the project and new hope awakened in all those who recognize the importance of sports and recreation to our island's present and future generations. Additionally , Bill 584 recognizes the advantages to be gained by our island as a result of increased tourism that will be generated by the completion of the envisioned facilities.

While the appropriation amount and the listed facilities to be completed may seem minimal in the face of our island's present needs and previous plans over the years, let us not underestimate Bill 584, but instead, recognize the impetus it will provide for future development at the site as well as other sites throughout Guam. As the bill clearly states in its title, this is "Phase One of the Guam Sports Complex in Dededo".

Page 2

With respect to Section 6 of the bill dealing with the disposition of surplus land areas to bonafide permittees via the Chamorro Land Trust Commission, and the legislative intent of the project as "phase one", our suggestion would be that such surplus areas be consolidated in such a way as to provide maximum opportunity to this department for future expansion and development and that appropriate language be incorporated to accomplish this goal. In other words, the agricultural plots should not be spread over the site in a haphazard patchwork pattern but rather contained in a reasonable and orderly manner. Additionally, I have been given to understand that the accomodation of said permittees should not exceed 15 % of the land area and perhaps language evidencing this percentage should also be incorporated.

At this point Mr. Chairman, please allow me the opportunity to thank your highly capable staff, particularly Mr. Bill Phillips and Mr. Herman Sablan for their dedication and effort in eliciting and compiling the necessary documentation to bring this much-needed piece of legislation to fruition.

And again, THANK YOU, Mr. Chairman..... Bill 584 is, after all, your brainchild and the people of Guam will not soon forget you as a result of it.

Respectfully Submitted,



A.J. Sonny Shelton
Director, Department of Parks and Recreation



Guam Visitors Bureau
Setbision Bisitan Guahan



Commonwealth Now!

22 May 1996

HONORABLE JOHN P. AGUON
Senator and Chairman, Committee on
Tourism & Transportation
23rd Guam Legislature
155 Hesler Street
Agana, Guam 96910

Dear Chairman Aguon:

Håfa Adai & Greetings from the Guam Visitors Bureau! Thank you for this opportunity to present joint testimony on:

Bill No. 584 (An Act to appropriate Six Million Dollars (\$6,000,000) from the Surplus of the Tourist Attraction Fund to the Department of Public Works for Phase One of the Guam Sports Complex...); and

Bill No. 598 (An Act to appropriate Fifty Thousand Dollars (\$50,000) from the Tourist Attraction Fund to the University of Guam Field House to install an Overhead Ceiling Truss...).

The Guam Visitors Bureau offers its favorable support of both measures, which fall within the authorized uses of the Tourist Attraction Fund (TAF). These projects are needed not only for community use and development but also in attracting additional visitors to our island through activities and events hosted at these sites.

While we do support these bills, we must, however, express our sincere concern on whatever balance remains available and is considered surplus of the TAF. In the past few months alone, the Legislature has


22 MAY 1996

PAGE 2.

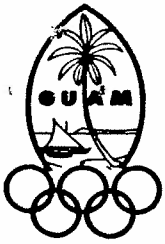
held public hearings on measures appropriating surplus TAF funds totaling millions of dollars toward extremely viable and needed projects. We also understand that other pieces of legislation are currently being developed tapping into the TAF. While we recognize that not all these measures have become law, we must stress the need to develop a prioritized listing of publicly-heard and other projects in order to best utilize our limited financial resources.

Once again, Mr. Chairman, we extend our appreciation for this opportunity to testify and express our concerns.

Respectfully submitted,



JAMES E. NELSON III
General Manager



GUAM NATIONAL OLYMPIC COMMITTEE
GUAM AMATEUR SPORTS FEDERATION



TESTIMONY
OF
BENJAMIN J.F. CRUZ
SECRETARY GENERAL, GUAM NATIONAL OLYMPIC COMMITTEE
ON
BILL 584

MR CHAIRMAN AND MEMBERS OF THIS AUGUST COMMITTEE ON TOURISM AND TRANSPORTATION, I AM BENJAMIN J.F. CRUZ, SECRETARY GENERAL OF THE GUAM NATIONAL OLYMPIC COMMITTEE.

THE GUAM NATIONAL OLYMPIC COMMITTEE AND THE SPORTING COMMUNITY ON GUAM JOIN ME IN EXPRESSING OUR ENTHUSIASTIC SUPPORT FOR BILL 584.

THE LEGISLATIVE FINDINGS AND INTENT SUCCINCTLY STATES THE REASON WE AS A COMMUNITY NEED TO INVEST IN THE GUAM SPORTS COMPLEX.

THE AUTHOR OF THE BILL SHOULD BE COMPLIMENTED FOR HAVING TAKEN ALL CONTINGENCIES INTO ACCOUNT.

AS OTHER SPEAKERS WILL ANNOUNCE, THERE ARE PRIVATE CORPORATIONS THAT ARE WILLING TO ASSIST IN THE CONSTRUCTION OF CERTAIN FACILITIES, AND BILL 584 AUTHORIZES THE RECEIPT OF THOSE FUNDS. MORE FUNDS MIGHT BE FORTHCOMING IF THE LEGISLATION PROVIDED A TAX INCENTIVE FOR SUCH CONTRIBUTIONS.

IN 1991 GUAM ATHLETES COMPETED IN THE SOUTH PACIFIC GAMES IN PAPUA NEW GUINEA. PAPUA NEW GUINEA HOSTED WHAT ALL WILL AGREE IS THE BEST SPG GAMES TO DATE. WITH THIS COMMITTEES ASSISTANCE THE GUAM SPG '99 GAMES WILL BE EVEN BETTER. IN PNG A FOUNDATION WAS ESTABLISHED TO RECEIVE CONTRIBUTIONS FOR CONSTRUCTION OF FACILITIES AND FUNDS FOR THE OPERATION OF THE GAMES. SPECIAL TAX LEGISLATION WAS PASSED TO PROVIDE UNIQUE TAX BENEFITS. IF MY MEMORY SERVES ME RIGHT, THE CORPORATE SPONSORS WERE ABLE TO TAKE A DOUBLE DEDUCTION THOUGH THIS MIGHT NOT BE POSSIBLE HERE. I AM SURE THAT SOME TAX EXPERTS CAN FIGURE OUT SOME DEVICE MAYBE USING GEDA TO ACCOMPLISH THIS GOAL.

THE SIX MILLION DOLLAR INITIAL APPROPRIATION IS NEEDED TO GET THE BALL ROLLING WHILE WE FIGURE OUT WAYS TO GET MORE CONTRIBUTIONS.

THE PRIORITY OF PROJECTS SHOWS GREAT FORESIGHT AND I CONGRATULATE THE AUTHOR. I DO HOPE THAT CORPORATE CONTRIBUTIONS WILL ALLOW US TO EXPEDITE THE BUILDING OF THE SWIMMING POOL AND MAYBE EVEN INCLUDE A DIVING POOL.

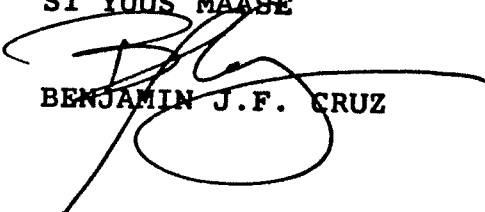
I AM CONFIDENT THAT YOU READ LAST WEEK'S ARTICLE ON THE GUAM OLYMPIC COMMITTEES BASEBALL ACADEMY. THE BASEBALL EXPERT CONDUCTING THE COURSE HAS MUCH PHRASE FOR THE TALENT WE HAVE ON GUAM.

HIS MAJOR CRITICISM WAS THAT THE PLAYERS DON'T GET ENOUGH GAME TIME EXPERIENCE BECAUSE OF THE NUMBER OF TEAMS AND THE LACK OF APPROVED FIELDS. I DON'T PRETEND TO SPEAK FOR THE BASEBALL FEDERATION BUT I AM CONFIDENT THAT IF ASKED THEY WOULD INFORM THE COMMITTEE THAT IMPROVEMENTS TO THE LIGUAN BASEBALL FIELD AND THE CHALAN PAGO FIELD WILL GO A LONG WAY TO TAKE CARE TO THEIR NEEDS UNTIL THE FIELDS AT THE GUAM SPORTS COMPLEX ARE COMPLETED.

AS WE PREPARE FOR THE '99 GAMES THE ONLY FACILITY THAT WE CANNOT DO WITHOUT OR IMPROVISE ON A CURRENT FIELD IS A FIFA APPROVED SOCCER FIELD. I CANNOT OVEREMPHASIZE THE IMPORTANCE OF THIS FACILITY.

I COULD GO ON AND ON BUT SUFFICE IT TO SAY THAT THE GUAM NATIONAL OLYMPIC COMMITTEE WHOLEHEARTLY SUPPORTS THE IMMEDIATE PASSAGE OF BILL 584.

SI YUUS MAASE



BENJAMIN J.F. CRUZ



MAY 22 1996

Honorable Senator John Perez Aguon
Chairman, Committee on Tourism and
Transportation
Twenty-Third Guam Legislature
479 W. O'Brien Drive
Suite 301 Bank of Guam Building
Agana, Guam 96910

Dear Senator Aguon:

Thank you for the opportunity to provide testimony on Bill 584, an act to appropriate Six Million Dollars (\$6,000,000.00) from the surplus of the Tourist Attraction Fund to the Department of Public Works (DPW) for the design, site preparation and construction of Phase One Facilities for the Guam Sports Complex in the municipality of Dededo. The DPW supports the intent of the bill as we too agree with you that the new sports facilities to be funded under this act will contribute in many ways toward improving the quality of life for the people of Guam. The following is a breakdown of the preliminary cost estimates inclusive of design costs for these facilities as requested by your staff:

<i>One soccer/football stadium</i>	<i>\$1,000,000</i>
<i>One soccer practice field</i>	<i>\$ 150,000</i>
<i>One Olympic-size swimming pool</i>	<i>\$1,600,000</i>
<i>One gymnasium for basketball and volleyball</i>	<i>\$1,100,000</i>
<i>Two softball fields (w/dugouts, spectator seating, fencing and field lighting)</i>	<i>\$ 500,000</i>
<i>Two baseball fields (w/dugouts, spectator seating, fencing, field lighting and bullpens)</i>	<i>\$1,300,000</i>
<i>Locker rooms, shower facilities, public restrooms, press boxes, public address systems, training rooms, equipment storage, supply storage, maintenance facilities, ticket booths, concession booths, parking lots and on-site infrastructure</i>	<i>\$ 350,000</i>
<i>Total</i>	<i>\$6,000,000</i>

The above-mentioned cost estimates will be refined after the preparation of construction drawings and specifications. The project completion time of the facilities is two years after funds are made available.

Sincerely yours,


GIL A. SHINOHARA
Director

CHAMORRO LAND TRUST COMMISSION

P.O. BOX 2950 AGANA, GUAM 96910

PHONE: 475-4251

May 21,1996

Senator John P. Aguon

Chairman, Committee on Tourism and Transportation

Twenty-Third Guam Legislature

155 Hesler St., Agana, Guam 96910

Re: Bill No. 584

Hafa Adai! Senator Aguon and Committee Members:

The Chamorro Land Trust Commission would like to provide written testimony on Bill No. 584. The Commission can not give its full support to the bill in its present form. The bill proposes to provide a \$ 6,000,000 appropriation to fund the Department of Public Works DPW Phase One of the Guam Sports Complex in Dededo. The bill also proposes to give certain lands that are occupied by people who have valid land use permits and who farm on the land to the Chamorro Land Trust Commission.

The proposed master plan for the Guam Sports Complex is designed to utilize the entire Lot No. 10142 New PTN Tract 100 for this purpose. The Commission would like to see the Master Plan implemented to benefit the residents of Guam. Most importantly, this complex will provide the sports facilities necessary for Guam to successfully host the South Pacific Games.

Section 3 of Bill No. 584 identifies this tract of land which has been reserved in Public Law 15-130 for the Sports Complex. With this designation, it is the

opinion of the Commission that there are no valid agriculture land use permits to date for this Lot.

We recognize the desire of the Legislature not to displace anyone. However, we feel that this bill if passed will not address this issue. It would be just a matter of time before the Commission will have to make policy decisions that will affect the future use of this Lot. Development pressure to develop this land into a more intensive use based on a more urban population already exists. The Sports Complex will open up new commercial opportunities and there will be economic pressure to rezone the agricultural lot to residential and mixed uses. Then it would be the Chamorro Land Trust Commission who would have to displace these farmers. We would be the bad guys and I personally have enough problems already with all the other issues the Trust must address, I don't need to add more.

The Commission prefers to have this preempted by designating the entire lot to the Sports Complex Master Plan and to provide this appropriation to fund this plan. The Commission wishes it could accept this land being offered by this bill. However, it has been designated for a much needed purpose and a Master Plan has been developed.

Thank you for allowing me to provide the Commission position.

Sincerely,

A handwritten signature in black ink, appearing to read "Carol Ann Ibanez", with a large, stylized flourish extending to the right.

Carol Ann Ibanez
Chairperson

May 16, 1996

The Honorable Senator John Perez Aguon
Chairman, Committee on Tourism & Transportation
23rd Guam Legislature

Dear Senator Aguon:

My name is Keith Nakamura, I am an officer of the Guam Swim League (member FINA and GNOC), and a past president of the Manukai Swim Club. I have been a resident of Guam for almost 20 years, and I currently have 2 sons, born and raised on Guam, who have competed in age group swimming for the last four years.

I would like to submit this testimony in favor of bill 584, for phase one of the Dededo sports complex. In relation to the sport of swimming, there is a high demand for the general public to have their children join one of the 4 swim teams on Guam, whether it be to teach them how to swim, or to have them compete. There currently is not enough pool space on Guam, with the Agana pool being the venue for three teams to practice daily. These three teams have close to 300 swimmers ages 5 to 16 practicing in half the pool space, for 2 1/2 hours, with close to 100 children on waiting lists because we cannot physically accommodate them. The completion and use of the southern high school Olympic size pool will help alleviate this congestion, but the swimming community has no doubt that the waiting list and further demand will insure that the new pool is used to its fullest extent.

In general, the completion of the pool, the competition and practice fields will be good for the youth of our island, providing them with more organized sports activities to become involved in, especially in these times when we are concerned with the drug problem, drop out rate, etc. on the island. Of course, these facilities will help us prepare for the 1999 South Pacific Games, but there is a longer term benefit after they are over. Team and individual youth sports have always assisted in the development of a child's concept of teamwork, sense of responsibility, self-discipline and desire for personal achievement. The sports complex will surely help.

pg 2.

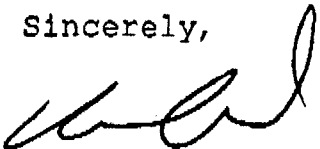
As to the impact and benefit for tourism aside from the SPG, I feel there will be a benefit. The Manukai Swim team, as a member of the Guam Swim League, has hosted the annual International Invitational Swim meet at the end of December, between Christmas and New Year's day, for almost 20 years. We have had youth swimmers from Japan, Korea, and Saipan visit, both home-staying and using our hotels. Also, the Guam Swim League is currently sanctioning the 3rd annual Guam International Swimming Championships, with close to 200 to 250 masters age swimmers coming from Japan. Who knows, maybe these type of events could grow further, with better facilities. We have had university swimming teams, and college baseball and professional baseball teams from Japan and Korea coming to our island to practice over the years.

I would like to think that my statements above have some credibility, since I am a Controller for one of our hotels on island. However, let me make it clear that I do not represent the views of my industry associates. The board of directors of the Guam Hotel & Restaurant Association may have a different position regarding the appropriateness of the Tourist attraction Fund funding source.

As to the displacement of the agricultural leases, I feel that the bill, by its language, insures that those lease holders will be properly taken care of. This fair treatment is important to me, as my wife is of Chamorro ancestry.

Thank you for allowing me the opportunity to present this testimony.

Sincerely,



Keith Nakamura

**FISCAL NOTE
BUREAU OF BUDGET AND MANAGEMENT RESEARCH**

Bill No. 584 Date Received 4/17/96
 Amendatory Bill YES NO Date Reviewed 4/29/96
 Department/Agency Affected: Department of Public Works
 Department/Agency Head: Mr. Gil Shinohara, Acting Director
 Total FY appropriation to Date: \$27,724,600

Bill Title (Preamble): An Act to appropriate Four Million Dollars (\$6,000,000) from the Surplus of the Tourist Attraction Fund to the Department of Public Works for Phase One of the Guam Sports Complex in Dededo, and to Deed a Portion of the Land Set Aside for the Complex to the Chamorro Land Trust to be Utilized for Agricultural Leases.

Change in Law: n/a
 Bill's Impact on Present Program Funding:
 Bill is for: Increase Decrease Reallocation No Change
 Operations Capital Improvement Other

FINANCIAL/PROGRAM IMPACT

ESTIMATED SINGLE-YEAR FUND REQUIREMENTS (Per Bill)

PROGRAM CATEGORY	GENERAL FUND	OTHER	TOTAL
Infrastructure & Utilities	-0-	\$6,000,000	\$6,000,000

ESTIMATED MULTI-YEAR FUND REQUIREMENTS (Per Bill)

FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND	\$2,000,000	\$4,000,000				\$6,000,000
OTHER						
TOTAL						

FUNDS ADEQUATE TO COVER INTENT OF THE BILL? YES/NO - IF NO, ADD'L AMT. REQ. \$ see comments
 AGENCY/PERSON/DATE CONTACTED: Dept. of Public Works/ Mr. Sabino Flores, Engineer Supervisor/ 4/23/96

ESTIMATED POTENTIAL MULTI-YEAR REVENUES

FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND	n/a					
OTHER						
TOTAL						

ANALYST Frank Lizama DATE 4/29/96 DIRECTOR JOSEPH E. RIVERA DATE MAY 1 1996
Acting Director

Footnotes: see attached.

Bureau of Budget and Management Research
 Comments to Bill 584
 April 26, 1996

It cannot be determined at this time if the proposed appropriation of \$6 million will be sufficient for Phase I of the Guam Sports Complex in Dededo. The Department of Public Works has not been given the opportunity to receive a draft scope of work and subsequently, provide a thorough construction estimate.

Although Tourist Attraction Funds have been identified for the proposed appropriation measure, it is not sure if estimated "surplus" funds or available balances will be sufficient for this intended purpose, especially since FY1996 and FY1997 surplus TAF funds have been identified. In the near or immediate future, there are other proposed measures in which may impact TAF surplus funds, such as 1) Bill 581 for \$4 million for design and construction of the old Legislature building for the Chamorro heritage facility and 2) future legislation sponsored or cosponsored by Senator John Aguon relative to a "massive face-lift" for Tumon being prepared in conjunction with the Vision 2001 Task Force (reference: Pacific Sunday News, April 28, 1996, page 26). On the other hand, debt service obligations of more than \$20 million for the next fifteen (15) years are still being incurred from TAF funds for the Limited Infrastructure Improvement Bonds 1989 Series A.

Analysis of Tourist Attracion Fund for FY1996

Forecast Level Executive Budget		\$18,717,017
Less:		
Annual Debt Service Requirements		
20% of Annual Debt Service	\$2,451,408	
Minimum Depository Requirement	\$490,282	
		<u>(\$2,941,690)</u>
Maximum Allocation for Executive Budgets		\$15,775,327
Less:		
Guam Visitors Bureau	\$10,000,000	
Parks & Recreation - Parks Maint.	\$2,263,287	
Guam Council on the Arts & Humaniti	\$780,101	
Guam Museum	\$315,566	
Guam Community College	\$1,216,081	
Guam Visitors Bureau - Capital Projec	\$729,250	
Total Executive Budgets		<u>(\$15,304,285)</u>
Return of 20% Depository Requirements		<u>\$490,282</u>
AVAILABLE BALANCE		\$961,324

Note:

It should be noted that the total revenue collection for Fiscal Year 95 amounted to \$19.3 Million which should be easily exceeded this Fiscal Year, increasing the available balance.

NOTICE OF PUBLIC HEARING

Senator John Perez Aguon



Chairman
Committee on
Tourism & Transportation
23rd Guam Legislature

Wednesday, May 22, 1996
Public Hearing Room, Guam Legislature

9 a.m.

NOMINATION OF OFELIA P. PAREJA TO THE POSITION OF ACTING MEMBER, GUAM MASS TRANSIT AUTHORITY BOARD OF DIRECTORS FOR A THREE-YEAR TERM TO EXPIRE MAY 14, 1999.

BILL 584 - AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO DEED A PORTION OF THE LAND SET ASIDE FOR THE COMPLEX TO THE CHAMORRO LAND TRUST TO BE UTILIZED FOR AGRICULTURAL LEASES.

BILL 598 - AN ACT TO APPROPRIATE FIFTY THOUSAND DOLLARS (\$50,000) FROM THE TOURIST ATTRACTION FUND TO THE UNIVERSITY OF GUAM FIELD HOUSE TO INSTALL AN OVERHEAD CEILING TRUSS TO SUPPORT TEMPORARY PROFESSIONAL WORKING STAGES OR PLATFORMS FOR PERFORMING ARTISTS, MUSICIANS AND GROUPS.

The public is invited to express their views

NOTICE OF PUBLIC HEARING

SENATOR
JOHN PEREZ AGUON



CHAIRMAN
COMMITTEE ON TOURISM & TRANSPORTATION

23RD GUAM LEGISLATURE

OFFICE: 479 W. O'Brien Drive · Suite 301 · Bank of Guam, Santa Cruz · Agana
MAIL: 155 Hesler St. · Agana, Guam · 96910 · (671)472-3570/1/2 · Fax: (671)477-8358

May 12, 1996

MEMORANDUM

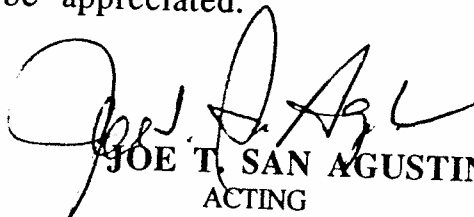
TO: MEMBERS, COMMITTEE ON TOURISM & TRANSPORTATION
FROM: CHAIRPERSON, COMMITTEE ON TOURISM & TRANSPORTATION
SUBJECT: PUBLIC HEARING

Please be informed that the Committee on Tourism and Transportation has scheduled a public for 9 a.m., on Wednesday, May 22, 1996, in the Legislative Public Hearing Room, 155 Hessler Place, Pacific Arcade Bldg., Agana on the following:

Bill 584 - AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO DEED A PORTION OF THE LAND SET ASIDE FOR THE COMPLEX TO THE CHAMORRO LAND TRUST TO BE UTILIZED FOR AGRICULTURAL LEASES.

BILL 598 - AN ACT TO APPROPRIATE FIFTY THOUSAND DOLLARS (\$50,000) FROM THE TOURIST ATTRACTION FUND TO THE UNIVERSITY OF GUAM FIELD HOUSE TO INSTALL AN OVERHEAD CEILING TRUSS TO SUPPORT TEMPORARY PROFESSIONAL WORKING STAGES OR PLATFORMS FOR PERFORMING ARTISTS, MUSICIANS AND GROUPS.

Your attendance and participation will be appreciated.


JOE T. SAN AGUSTIN
ACTING

c: All Senators
Media

SENATOR
JOHN PEREZ AGUON



CHAIRMAN
COMMITTEE ON TOURISM & TRANSPORTATION

23RD GUAM LEGISLATURE

OFFICE: 479 W. O'Brien Drive · Suite 301 · Bank of Guam, Santa Cruz · Agana
MAIL: 155 Hesler St. · Agana, Guam · 96910 · (671)472-3570/1/2 · Fax: (671)477-8358

May 8, 1996

The Honorable Carl T.C. Gutierrez
Governor of Guam
P.O. Box 2950
Agana, Guam 96910

ACKNOWLEDGEMENT RECEIVED
Received By J. Winters
Time 3:45
Date 5/9/96

Dear Governor Gutierrez:

Hafa adai. Please be advised that the public hearing on Bill 584, previously scheduled for May 1, 1996, has been rescheduled. The new time and date is 9 a.m. Wednesday, May 22, 1996, in the Public Hearing Room of the Guam Legislature, 155 Hessler Street in Agana. Bill 598 is also scheduled to be heard following Bill 584.

BILL 584 - AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO DEED A PORTION OF THE LAND SET ASIDE FOR THE COMPLEX TO THE CHAMORRO LAND TRUST TO BE UTILIZED FOR AGRICULTURAL LEASES.

BILL 598 - AN ACT TO APPROPRIATE FIFTY THOUSAND DOLLARS (\$50,000) FROM THE TOURIST ATTRACTION FUND TO THE UNIVERSITY OF GUAM FIELD HOUSE TO INSTALL AN OVERHEAD CEILING TRUSS TO SUPPORT TEMPORARY PROFESSIONAL WORKING STAGES OR PLATFORMS FOR PERFORMING ARTISTS, MUSICIANS AND GROUPS.

A copy of Bill 598 is enclosed for your review. A copy of Bill 584 has been provided to you with the original public hearing notice. If you wish to testify, please bring twenty (20) copies of any written testimony you may have to the hearing.

Sincerely yours,

JOHN PEREZ AGUON

Enclosure

Bill 598



COMMITTEE ON RULES

Twenty-Third Guam Legislature
155 Hesler St., Agana, Guam 96910

April 3, 1996

MEMORANDUM

TO: Chairman, Committee on Tourism and Transportation

FROM: Chairman, Committee on Rules

SUBJECT: Referral - Bill No. 584

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.



SONNY LUJAN ORSINI

Attachment:

TWENTY-THIRD GUAM LEGISLATURE
1996 (SECOND) Regular Session

Bill No. 584

Introduced by:

J.P. AGUON
J.T. SAN AGUSTIN
A.C. BLAZ
F.E. SANTOS
A.R. UNPINGCO

AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO DEED A PORTION OF THE LAND SET ASIDE FOR THE COMPLEX TO THE CHAMORRO LAND TRUST TO BE UTILIZED FOR AGRICULTURAL LEASES.

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

2 SECTION 1. Legislative findings and intent. Beginning in January, 1999,
3 Guam will be the host country for the 11th South Pacific Games. Teams from
4 over 20 nations will journey to our beautiful island to compete in more than 20
5 sports. There will be hundreds of different events, over 5,000 total athletes
6 and officials, and it will be the largest sporting spectacular ever in Guam's
7 history.

8 This international sporting event will be a benefit to the visitor industry
9 and the entire island, as more than 10,000 people are estimated to visit Guam
10 just to watch or participate in the Games. Sports tourism has been recognized
11 as an important and growing market segment, sought after by many tourism
12 destinations, including our own island. We have a number of world-class golf
13 facilities, and Guam will be benefiting from sports tourism when the Asian
14 Professional Golfers Association holds an event here this year.

1 In addition, the Games will be an opportunity for us to display our beautiful
2 island, to treat our guests to our warm hospitality, and to provide our athletes
3 the opportunity to display their talents before an international audience.

4 As a warm-weather, tropical destination, Guam could be playing host to
5 several other international sports events which are very popular in Asia, such
6 as soccer, baseball, basketball, and swimming. Our major stumbling block is
7 the lack of world-class, officially sanctioned facilities.

8 The Legislature finds that property has been set aside for many years to
9 build sports facilities, and Guam sought the honor and distinction of
10 showcasing our island and athletes by offering to host the Games, however a
11 lack of funding has prevented several important venues from being
12 constructed. The Games will begin in less than three years, and we must
13 urgently begin the process of addressing the needs of the athletes, and the
14 expectations of our visitors and our people.

15 These important venues are a FIFA standard soccer/football stadium; a
16 soccer practice field; an Olympic size swimming pool; a gymnasium for
17 basketball and volleyball; two softball fields; and two baseball fields.

18 These improvements will bring benefits to Guam on many different levels.
19 In addition to being a source of pride, these facilities will help us be good hosts
20 to those we have invited to participate in the Games. And after the games are
21 over, these facilities will remain on Guam to bring benefits to our people for
22 years to come. These new sports facilities will contribute in many ways
23 toward improving the quality of life for the people of Guam: they will provide
24 additional outlets for our athletes and athletes-to-be to develop the skills
25 needed to compete on a world-class level; they will ease the burden of
26 overcrowding which now exists at many island recreation facilities; they will
27 help improve the overall health of our people, because an essential element of

1 good health is physical fitness; and they will provide an additional outlet for
2 the limitless energy and enthusiasm of youth.

3 It is therefore the intent of the Legislature to appropriate funds to construct
4 the facilities needed for the 1999 South Pacific Games, and for use by our
5 people as major sports recreational facilities; and that the sites be constructed
6 on the property set aside for recreational purposes by the 10th and 15th Guam
7 Legislatures. It is also the intent of the Legislature to allow the Department of
8 Parks and Recreation (DPR) to accept private contributions of funds and in-
9 kind services for the projects specified in this Act.

10 The Legislature also intends that persons who currently have valid
11 agricultural land use permits and who farm on the land set aside for the sports
12 complex, not be displaced by this process. Therefore that portion of land
13 occupied by those with valid permits shall be transferred to the Chamorro
14 Land Trust Commission.

15 **SECTION 2. Appropriation.** The sum of Six Million Dollars (\$6,000,000)
16 are appropriated from the surplus of the Tourist Attraction Fund (TAF) to the
17 Department of Public Works (DPW) for the design, site preparation, and
18 construction of Phase One facilities for the Guam Sports Complex in the
19 municipality of Dededo as specified in this Act. The appropriations shall be
20 made as follows:

21 a. Two Million Dollars (\$2,000,000) from the Fiscal Year 1996 surplus of
22 the TAF; and

23 b. Four Million Dollars (\$4,000,000) from the Fiscal Year 1997 surplus of
24 the TAF.

25 **SECTION 3. Phase One project listing.** The funds appropriated in this Act
26 are intended for use in constructing the following facilities and supporting on-
27 site infrastructure at the site identified as "Lot No. 10142 New PTN Tract 100"

1 in the municipality of Dededo, and reserved in Section 3 of Public Law 15-130
2 for recreational purposes:

3 a. One soccer/football stadium which meets FIFA standards;

4 b. One soccer practice field;

5 c. One Olympic size swimming pool;

6 d. One gymnasium for basketball and volleyball;

7 e. Two softball fields;

8 f. Two baseball fields;

9 g. All necessary dugouts, bullpens, locker rooms, shower facilities, public
10 restrooms, spectator seating, field lighting, press boxes, public address
11 systems, training rooms, equipment storage, supply storage, maintenance
12 facilities, ticket booths, and fencing for the above sports facilities;

13 h. Concession booths;

14 i. Parking lots; and

15 j. Other supporting facilities.

16 **SECTION 4. Phase Two project listing.** Any unexpended funds
17 appropriated in Section 2 of this Act, and still remaining following completion
18 of all of the projects listed in Section 3 of this Act, may be utilized until
19 exhausted for constructing any or all of the following facilities and supporting
20 on-site infrastructure, at the site identified as "Lot No. 10142 New PTN Tract
21 100," or the site identified as "Lot No. 10171," both in the municipality of
22 Dededo, in an order to be determined by the Department of Parks and
23 Recreation (DPR), as part of the Guam Sports Complex:

24 a. Tennis courts;

25 b. Track and field facilities;

26 c. Racquetball courts; and

27 d. Cycling velodrome.

1 **SECTION 5. Private sources of funds and in-kind services.** DPR is hereby
2 authorized to collect donations of funds and in-kind services from individuals
3 and corporations for the purpose of assisting in the construction of the
4 facilities enumerated in this Act. Any funds collected for such purposes shall be
5 properly accounted for by DPR and the status of such funds shall be reported
6 to the Legislature following each calendar quarter. All such donations
7 accepted by DPR shall be coordinated with DPW, and shall be utilized to
8 defray a respective portion of the appropriation made in this Act.

9 **SECTION 6. Transfer of Land.** That portion of the property described as
10 "Lot No. 10171" in the municipality of Dededo which is currently occupied by
11 persons who have a valid agricultural land use permit to farm in this location,
12 shall be transferred to the Chamorro Land Trust Commission upon enactment
13 of this Act. Those above described persons shall be given first priority in
14 applying for long term agricultural land use permits under the provisions of
15 the Chamorro Land Trust Act, provided that they meet the requirements and
16 conditions established by the Chamorro Land Trust Commission.

17 **SECTION 7. Severability.** If any of the provisions of this Act, or the
18 application thereof to any person or circumstance, is held invalid, such
19 invalidity shall not affect any other provision or application of this Act which
20 can be given effect without the invalid provision or application, and to this
21 end the provisions of this Act are severable.

22 **SECTION 8. Effective date.** The provisions of this Act shall take effect
23 immediately upon its enactment.

APR 15 1996

TWENTY-THIRD GUAM LEGISLATURE
1996 (SECOND) Regular Session

Bill No. 584 (L.S)

Introduced by:

J.P. AGUON *[Signature]*
J.T. SAN AGUSTIN *[Signature]*
A.C. BLAZ *[Signature]*
F.E. SANTOS *[Signature]*
A.R. UNPINGCO *[Signature]*

AN ACT TO APPROPRIATE SIX MILLION DOLLARS (\$6,000,000) FROM THE SURPLUS OF THE TOURIST ATTRACTION FUND TO THE DEPARTMENT OF PUBLIC WORKS (DPW) FOR PHASE ONE OF THE GUAM SPORTS COMPLEX IN DEDEDO, AND TO DEED A PORTION OF THE LAND SET ASIDE FOR THE COMPLEX TO THE CHAMORRO LAND TRUST TO BE UTILIZED FOR AGRICULTURAL LEASES.

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

2 SECTION 1. Legislative findings and intent. Beginning in January, 1999,
3 Guam will be the host country for the 11th South Pacific Games. Teams from
4 over 20 nations will journey to our beautiful island to compete in more than 20
5 sports. There will be hundreds of different events, over 5,000 total athletes
6 and officials, and it will be the largest sporting spectacular ever in Guam's
7 history.

8 This international sporting event will be a benefit to the visitor industry
9 and the entire island, as more than 10,000 people are estimated to visit Guam
10 just to watch or participate in the Games. Sports tourism has been recognized
11 as an important and growing market segment, sought after by many tourism
12 destinations, including our own island. We have a number of world-class golf
13 facilities, and Guam will be benefiting from sports tourism when the Asian
14 Professional Golfers Association holds an event here this year.

1 In addition, the Games will be an opportunity for us to display our beautiful
2 island, to treat our guests to our warm hospitality, and to provide our athletes
3 the opportunity to display their talents before an international audience.

4 As a warm-weather, tropical destination, Guam could be playing host to
5 several other international sports events which are very popular in Asia, such
6 as soccer, baseball, basketball, and swimming. Our major stumbling block is
7 the lack of world-class, officially sanctioned facilities.

8 The Legislature finds that property has been set aside for many years to
9 build sports facilities, and Guam sought the honor and distinction of
10 showcasing our island and athletes by offering to host the Games, however a
11 lack of funding has prevented several important venues from being
12 constructed. The Games will begin in less than three years, and we must
13 urgently begin the process of addressing the needs of the athletes, and the
14 expectations of our visitors and our people.

15 These important venues are a FIFA standard soccer/football stadium; a
16 soccer practice field; an Olympic size swimming pool; a gymnasium for
17 basketball and volleyball; two softball fields; and two baseball fields.

18 These improvements will bring benefits to Guam on many different levels.
19 In addition to being a source of pride, these facilities will help us be good hosts
20 to those we have invited to participate in the Games. And after the games are
21 over, these facilities will remain on Guam to bring benefits to our people for
22 years to come. These new sports facilities will contribute in many ways
23 toward improving the quality of life for the people of Guam: they will provide
24 additional outlets for our athletes and athletes-to-be to develop the skills
25 needed to compete on a world-class level; they will ease the burden of
26 overcrowding which now exists at many island recreation facilities; they will
27 help improve the overall health of our people, because an essential element of

1 good health is physical fitness; and they will provide an additional outlet for
2 the limitless energy and enthusiasm of youth.

3 It is therefore the intent of the Legislature to appropriate funds to construct
4 the facilities needed for the 1999 South Pacific Games, and for use by our
5 people as major sports recreational facilities; and that the sites be constructed
6 on the property set aside for recreational purposes by the 10th and 15th Guam
7 Legislatures. It is also the intent of the Legislature to allow the Department of
8 Parks and Recreation (DPR) to accept private contributions of funds and in-
9 kind services for the projects specified in this Act.

10 The Legislature also intends that persons who currently have valid
11 agricultural land use permits and who farm on the land set aside for the sports
12 complex, not be displaced by this process. Therefore that portion of land
13 occupied by those with valid permits shall be transferred to the Chamorro
14 Land Trust Commission.

15 **SECTION 2. Appropriation.** The sum of Six Million Dollars (\$6,000,000)
16 are appropriated from the surplus of the Tourist Attraction Fund (TAF) to the
17 Department of Public Works (DPW) for the design, site preparation, and
18 construction of Phase One facilities for the Guam Sports Complex in the
19 municipality of Dededo as specified in this Act. The appropriations shall be
20 made as follows:

21 a. Two Million Dollars (\$2,000,000) from the Fiscal Year 1996 surplus of
22 the TAF; and

23 b. Four Million Dollars (\$4,000,000) from the Fiscal Year 1997 surplus of
24 the TAF.

25 **SECTION 3. Phase One project listing.** The funds appropriated in this Act
26 are intended for use in constructing the following facilities and supporting on-
27 site infrastructure at the site identified as "Lot No. 10142 New PTN Tract 100"

1 in the municipality of Dededo, and reserved in Section 3 of Public Law 15-130
2 for recreational purposes:

3 a. One soccer/football stadium which meets FIFA standards;

4 b. One soccer practice field;

5 c. One Olympic size swimming pool;

6 d. One gymnasium for basketball and volleyball;

7 e. Two softball fields;

8 f. Two baseball fields;

9 g. All necessary dugouts, bullpens, locker rooms, shower facilities, public
10 restrooms, spectator seating, field lighting, press boxes, public address
11 systems, training rooms, equipment storage, supply storage, maintenance
12 facilities, ticket booths, and fencing for the above sports facilities;

13 h. Concession booths;

14 i. Parking lots; and

15 j. Other supporting facilities.

16 **SECTION 4. Phase Two project listing.** Any unexpended funds
17 appropriated in Section 2 of this Act, and still remaining following completion
18 of all of the projects listed in Section 3 of this Act, may be utilized until
19 exhausted for constructing any or all of the following facilities and supporting
20 on-site infrastructure, at the site identified as "Lot No. 10142 New PTN Tract
21 100," or the site identified as "Lot No. 10171," both in the municipality of
22 Dededo, in an order to be determined by the Department of Parks and
23 Recreation (DPR), as part of the Guam Sports Complex:

24 a. Tennis courts;

25 b. Track and field facilities;

26 c. Racquetball courts; and

27 d. Cycling velodrome.

1 **SECTION 5. Private sources of funds and in-kind services.** DPR is hereby
2 authorized to collect donations of funds and in-kind services from individuals
3 and corporations for the purpose of assisting in the construction of the
4 facilities enumerated in this Act. Any funds collected for such purposes shall be
5 properly accounted for by DPR and the status of such funds shall be reported
6 to the Legislature following each calendar quarter. All such donations
7 accepted by DPR shall be coordinated with DPW, and shall be utilized to
8 defray a respective portion of the appropriation made in this Act.

9 **SECTION 6. Transfer of Land.** That portion of the property described as
10 “Lot No. 10171” in the municipality of Dededo which is currently occupied by
11 persons who have a valid agricultural land use permit to farm in this location,
12 shall be transferred to the Chamorro Land Trust Commission upon enactment
13 of this Act. Those above described persons shall be given first priority in
14 applying for long term agricultural land use permits under the provisions of
15 the Chamorro Land Trust Act, provided that they meet the requirements and
16 conditions established by the Chamorro Land Trust Commission.

17 **SECTION 7. Severability.** If any of the provisions of this Act, or the
18 application thereof to any person or circumstance, is held invalid, such
19 invalidity shall not affect any other provision or application of this Act which
20 can be given effect without the invalid provision or application, and to this
21 end the provisions of this Act are severable.

22 **SECTION 8. Effective date.** The provisions of this Act shall take effect
23 immediately upon its enactment.