



CARL T.C. GUTIERREZ  
GOVERNOR OF GUAM

JAN 05 2003

The Honorable Joanne M. S. Brown  
Legislative Secretary  
I Mina'Bente Singko na Liheslaturan Guåhan  
Twenty-Fifth Guam Legislature  
Suite 200  
130 Aspinal Street  
Hagåtña, Guam 96910

Dear Legislative Secretary Brown:

Enclosed please find Substitute Bill No. 418 (COR), "AN ACT TO REAPPROPRIATE FUNDS APPROPRIATED BY SECTION 3 OF P.L. NO 26-05 FOR TELEMETRY SYSTEM RECONSTRUCTION TO THE GUAM HOTEL AND RESTAURANT ASSOCIATION TO REIMBURSE THEIR REPAIRS TO THE ROUTE 16-LIGUAN TERRACE PUMP STATION AND TO THE GUAM SHIPYARD FOR ADDITIONAL EMERGENCY REPAIRS TO THE FUJITA PUMP STATION", which was **enacted** into law without the signature of the Governor. This legislation is now designated as **Public Law No. 26-163**.

Very truly yours,

Carl T. C. Gutierrez  
I Maga'Lahen Guåhan  
Governor of Guam

Attachment: copy attached for signed bill or overridden bill  
original attached for vetoed bill

cc: The Honorable Antonio R. Unpingco  
Speaker

005

MINA'BENTE SAIS NA LIHESLATURAN GUAHAN  
2002 (SECOND) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 418 (COR) "AN ACT TO REAPPROPRIATE FUNDS APPROPRIATED BY SECTION 3 OF P.L. NO 26-05 FOR TELEMETRY SYSTEM RECONSTRUCTION TO THE GUAM HOTEL AND RESTAURANT ASSOCIATION TO REIMBURSE THEIR REPAIRS TO THE ROUTE 16-LIGUAN TERRACE PUMP STATION AND TO THE GUAM SHIPYARD FOR ADDITIONAL EMERGENCY REPAIRS TO THE FUJITA PUMP STATION," was on the 24<sup>th</sup> day of December, 2002, duly and regularly passed.



ANTONIO R. UNPINGCO  
Speaker

Attested:



JOANNE M.S. BROWN  
Senator and Legislative Secretary

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This Act was received by *I Maga'lahaen Guahan* this 24<sup>th</sup> day of DECEMBER, 2002,  
at 10:00 o'clock P. .M.



Assistant Staff Officer  
*Maga'lahaen's Office*

APPROVED:

\_\_\_\_\_  
CARL T. C. GUTIERREZ  
*I Maga'lahaen Guahan*

Date: Jan. 05, 2003

Public Law No. 26-163

Became law without the signature of  
I Maga'lahaen Guahan, the Governor of  
Guam.

**MINA' BENTE SAIS NA LIHESLATURAN GUAHAN**  
**2002 (SECOND) Regular Session**

**Bill No. 418 (COR)**

As substituted by the  
Committee on Natural Resources  
and amended.

Introduced by:

J. M.S. Brown

J. F. Ada

T. C. Ada

F. B. Aguon, Jr.

E. B. Calvo

F. P. Camacho

M. C. Charfauros

Mark Forbes

L. F. Kasperbauer

L. A. Leon Guerrero

K. S. Moylan

V. C. Pangelinan

A. L. G. Santos

A. R. Unpingco

J. T. Won Pat

**AN ACT TO REAPPROPRIATE FUNDS  
APPROPRIATED BY SECTION 3 OF P.L. NO 26-05  
FOR TELEMETRY SYSTEM RECONSTRUCTION  
TO THE GUAM HOTEL AND RESTAURANT  
ASSOCIATION TO REIMBURSE THEIR REPAIRS  
TO THE ROUTE 16-LIGUAN TERRACE PUMP  
STATION AND TO THE GUAM SHIPYARD FOR  
ADDITIONAL EMERGENCY REPAIRS TO THE  
FUJITA PUMP STATION.**

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

2           **Section 1. Legislative Intent.**     *I Liheslaturan Guåhan* acknowledges  
3 that the Guam Waterworks Authority (“GWA”) has had years of continuous  
4 system failures at its Tumon wastewater pump station because of inconsistent  
5 maintenance and inappropriate repair methods, which has caused serious  
6 health concerns for the residents of Tumon and for our tourist visitors. The  
7 village of Tumon, Guam, the heart of Guam’s tourist industry, has suffered  
8 water shortages and overflowing sewage during the past few years.

9           *I Liheslaturan Guahan* further finds that GWA has *not* always provided  
10 the necessary services or responded to the requests of private parties in  
11 Tumon, even during emergencies. On July 24, 2002 the Guam Hotel and  
12 Restaurant Association paid the sum of Four Thousand Four Hundred Eighty-  
13 four Dollars and Thirty-three cents (\$4,484.33) to Pacific Machinery, Inc. to  
14 load-test a GWA generator at its Route 16-Liguan Terrace Pump Station to  
15 continue wastewater operations for the Tumon, Harmon and Dededo pump  
16 facilities. The contractor which performed the services for the Guam Hotel  
17 and Restaurant Association would *not* proceed with a previous request by  
18 GWA to perform these services because of its lack of confidence in GWA’s  
19 ability to guarantee payment.

20           *I Liheslaturan Guahan* finds it desirable and fair to reimburse the Guam  
21 Hotel and Restaurant Association for said expenditure and finds that to do so  
22 will encourage future cooperation between the government of Guam and  
23 Guam’s vital tourist industry.

1           In addition, the Guam Shipyard, a private entity, also performed repairs  
2 on the Fujita Pump Station at a cost of Eighty-two Thousand Dollars  
3 (\$82,000.00), but has *not* been paid for said work. Public Law Number 26-05  
4 reprogrammed and appropriated Three Hundred Forty-eight Thousand Two  
5 Hundred Eighty Dollars (\$348,280.00) for repairs of the Fujita, Chaot and  
6 Liguán Terrace pump stations and Two Hundred Thousand Dollars  
7 (\$200,000.00) for the reconstruction of GWA's Telemetry System  
8 Reconstruction. *However*, GWA has spent none of the Two Hundred  
9 Thousand Dollars (\$200,000.00) for their Telemetry System Reconstruction,  
10 and it is the intention of *I Liheslaturan Guåhan* to reappropriate only Eighty-six  
11 Thousand Four Hundred Eighty-four Dollars and Thirty-three Cents  
12 (\$86,484.33) of the Two Hundred Thousand Dollars (\$200,000.00)  
13 appropriated for GWA's Telemetry System Reconstruction to the Guam Hotel  
14 and Restaurant Association and to the Guam Shipyard.

15           **Section 2.** Eighty-six Thousand Four Hundred Eighty-four Dollars and  
16 Thirty-three Cents (\$86,484.33) of the Two Hundred Thousand Dollars  
17 (\$200,000.00) appropriated by Section 3 of Public Law Number 26-05 for  
18 Telemetry System Reconstruction is hereby reappropriated as follows: (1)  
19 GWA shall pay the sum of Four Thousand Four Hundred Eighty-four Dollars  
20 and Thirty-three Cents (\$4,484.33) for reimbursement to the Guam Hotel and  
21 Restaurant Association for the load-test on the Route 16-Liguán Terrace Pump  
22 Station generator by Pacific Machinery, Inc., said generator now being part of  
23 GWA's continuing operations at the Fujita Pump Station in Tumon, Guam;  
24 *and* (2) GWA shall pay the sum of Eighty-two Thousand Dollars (\$82,000.00)  
25 to the Guam Shipyard for repairs performed on the Fujita Pump Station. The

1 balance of One Hundred Thirteen Thousand Five Hundred Fifteen Dollars  
2 and Sixty-Seven Cents (\$113,515.67) shall remain in the appropriation for  
3 GWA's Telemetry System Reconstruction.

4 **Section 3.** Payments to the Guam Hotel and Restaurant Association  
5 and to the Guam Shipyard shall be made *no later than* January 31, 2003. This  
6 appropriation shall be enforceable in the Superior Court of Guam by a Writ of  
7 Mandate proceeding brought by any taxpayer and resident of Guam.

8 **Section 4. Severability.** *If* any provision of this Law or its  
9 application to any person or circumstance is found to be invalid or contrary to  
10 law, such invalidity shall *not* affect other provisions or applications of this  
11 Law which can be given effect without the invalid provisions or application,  
12 and to this end the provisions of this Law are severable.

6

# I MINA' BENTE SAIS NA LIHESLATURAN GUAHAN

2002 (SECOND) Regular Session

Date: 12/24/03

## VOTING SHEET

S Bill No. 418

Resolution No. \_\_\_\_\_

Question: \_\_\_\_\_

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Joseph F.	✓				
ADA, Thomas C.	.	✓			
AGUON, Frank B., Jr.					✓
BROWN, Joanne M. S.	✓				
CALVO, Eddie B.	✓				
CAMACHO, Felix P.	✓				
CHARFAUROS, Mark C.					✓
FORBES, Mark	✓			4x	
KASPERBAUER, Lawrence F.	✓				
LEON GUERRERO, Lourdes A.	✓				
MOYLAN, Kaleo S.	✓				
PANGELINAN, Vicente C.	✓				
SANTOS, Angel L.G.					✓
UNPINGCO, Antonio R.	✓				
WON PAT, Judith T.	✓				

TOTAL

11 ~~7~~ 1 0 0 3

CERTIFIED TRUE AND CORRECT:

\_\_\_\_\_  
Clerk of the Legislature

\* 3 Passes = No vote  
EA = Excused Absence



Office of Senator

# Joanne M. Salas Brown

MINA' BENTE SAIS NA LIHESLATURAN GUÅHAN

December 23, 2002

Speaker Antonio R. Unpingco  
Mina' Bente Sais Na Liheslaturan Guahan  
155 Hesler Street  
Hagatna, Guam 96910

Dear Speaker Unpingco:

The Committee on Natural Resources, to which was referred Bill No. 418 (COR) AN ACT TO REAPPROPRIATE FUNDS APPROPRIATED BY SECTION 3 OF P.L. NO. 26-05 FOR TELEMETRY SYSTEM RECONSTRUCTION TO THE GUAM HOTEL AND RESTAURANT ASSOCIATION TO REIMBURSE THEIR REPAIRS TO THE ROUTE 16-LIGUAN TERRACE PUMP STATION AND TO THE GUAM SHIPYARD FOR ADDITIONAL EMERGENCY REPAIRS TO THE FUJITA PUMP STATION as substituted by the Committee on Natural Resources, wishes to report back to the Legislature its recommendation TO PASS.

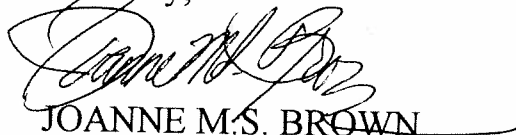
The voting sheet is as follows:

TO PASS	<u>9</u>
NOT TO PASS	<u>0</u>
TO REPORT OUT ONLY	<u>1</u>
ABSTAIN	<u>0</u>
TO PLACE IN INACTIVE FILE	<u>0</u>

Copies of the Committee Report and other pertinent documents are enclosed.

Thank you for your attention to this matter.

Sincerely,



JOANNE M.S. BROWN  
Senator and Chairperson  
Committee on Natural Resources

Attachments





Office of Senator

**Joanne M. Salas Brown**

*MINA' BENTE SAIS NA LIHESLATURAN GUÅHAN*

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December 23, 2002

**MEMORANDUM**

To: Committee Members

From: Chairperson, Committee on Natural Resources

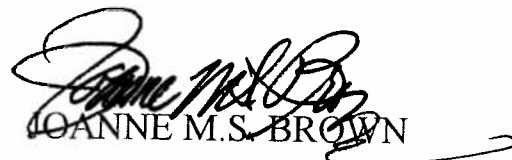
Re: **Bill No 418 (COR) AN ACT TO REAPPROPRIATE FUNDS APPROPRIATED BY SECTION 3 P.L. NO 26-05 FOR TELEMETRY SYSTEM RECONSTRUCTION TO THE GUAM HOTEL AND RESTAURANT ASSOCIATION TO REIMBURSE THEIR REPAIRS TO THE ROUTE 16-LIGUAN TERRACE PUMP STATION AND TO THE GUAM SHIPYARD FOR ADDITIONAL EMERGENCY REPAIRS TO THE FUJITA PUMP STATION**

Transmitted herewith for your consideration and action is our committee report on the above subject matter.

Please indicate your choice on the attached voting sheet and return the documents to my office for transmittal to the other members.

Should you have any questions on the narrative report and the accompanying documents, please do not hesitate to call my office at 472-3450.

Your attention and cooperation on this matter is greatly appreciated.

  
JOANNE M.S. BROWN

Attachments

# MINA' BENTE SAIS NA LIHESLATURAN GUAHAN

## Committee on Natural Resources

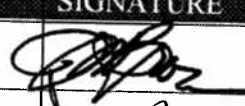
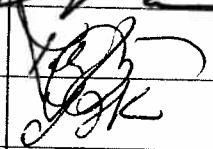
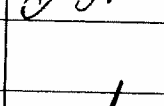
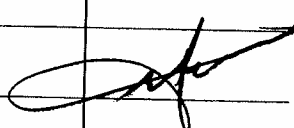
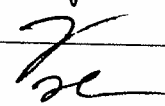
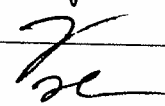

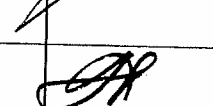

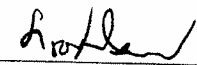

Joanne M.S. Brown

Chairperson

# VOTING SHEET

## COMMITTEE REPORT

**Bill No 418 (COR) AN ACT TO REAPPROPRIATE FUNDS APPROPRIATED BY SECTION 3 P.L. NO 26-05 FOR TELEMETRY SYSTEM RECONSTRUCTION TO THE GUAM HOTEL AND RESTAURANT ASSOCIATION TO REIMBURSE THEIR REPAIRS TO THE ROUTE 16-LIGUAN TERRACE PUMP STATION AND TO THE GUAM SHIPYARD FOR ADDITIONAL EMERGENCY REPAIRS TO THE FUJITA PUMP STATION**

COMMITTEE MEMBERS	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN	INACTIVE FILE	SIGNATURE
Joanne M.S. Brown Chairperson	✓					
Kaleo S. Moylan Vice Chairman	✓					
L. Kasperbauer Member	X					
Felix P. Camacho Member						
M. Forbes Member	✓					
V. Pangelinan Member	✓					
Thomas C. Ada Member			✓			
M.C. Charfauros Member	✓					
Angel L.G. Santos Member						
Judith T. Won Pat Member	✓					
Lou Leon Guerrero Member	✓					
A.R. Unpingco Ex-Officio Member	✓					

~~2nd~~ 12/24/02 3rd  
12/26/02

*J.M.S. Brown*

*12/26/02*

**MINA' BENTE SAIS NA LIHESLATURAN GUAHAN  
2002 (SECOND) Regular Session**

Bill No. 418 (COR)  
As substituted by the  
Committee on Natural Resources.

Introduced by:

J.M.S. Brown

**AN ACT TO REAPPROPRIATE FUNDS  
APPROPRIATED BY SECTION 3 OF P.L. NO 26-05  
FOR TELEMETRY SYSTEM RECONSTRUCTION  
TO THE GUAM HOTEL AND RESTAURANT  
ASSOCIATION TO REIMBURSE THEIR REPAIRS  
TO THE ROUTE 16-LIGUAN TERRACE PUMP  
STATION AND TO THE GUAM SHIPYARD FOR  
ADDITIONAL EMERGENCY REPAIRS TO THE  
FUJITA PUMP STATION.**

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

2 **Section 1. Legislative Intent.** *I Liheslaturan Guahan*  
3 acknowledges that the Guam Waterworks Authority ("GWA") has had  
4 years of continuous system failures at its Tumon wastewater pump station  
5 because of inconsistent maintenance and inappropriate repair methods,  
6 which has caused serious health concerns for the residents of Tumon and  
7 for our tourist visitors. The village of Tumon, Guam, the heart of Guam's

1 tourist industry, has suffered water shortages and overflowing sewage  
2 during the past few years.

3 *I Liheslaturan Guahan* further finds that GWA has *not* always provided  
4 the necessary services or responded to the requests of private parties in  
5 Tumon, even during emergencies. On July 24, 2002 the Guam Hotel and  
6 Restaurant Association paid the sum of Four Thousand Four Hundred  
7 Eighty-four Dollars and Thirty-three cents (\$4,484.33) to Pacific Machinery,  
8 Inc. to load-test a GWA generator at its Route 16-Liguan Terrace Pump  
9 Station to continue wastewater operations for the Tumon, Harmon and  
10 Dededo pump facilities. The contractor *which* performed the services for  
11 the Guam Hotel and Restaurant Association would *not* proceed with a  
12 previous request by GWA to perform these services because of its lack of  
13 confidence in GWA's ability to guarantee payment;

14 *I Liheslaturan Guahan* finds it desirable and fair to reimburse the  
15 Guam Hotel and Restaurant Association for said expenditure and finds  
16 that to do so will encourage future cooperation between the Government of  
17 Guam and Guam's vital tourist industry.

18 In addition, the Guam Shipyard, a private entity, also performed  
19 repairs on the Fujita Pump Stations at a cost of Eighty-two Thousand  
20 Dollars (\$82,000.00), but has *not* been paid for said work. Public Law  
21 Number 26-05 reprogrammed and appropriated Three Hundred Forty-  
22 eight Thousand Two Hundred Eighty Dollars (\$348,280.00) for repairs of  
23 the Fujita, Chaot ad Liguan Terrace pump stations and Two Hundred  
24 Thousand Dollars (\$200,000.00) for the reconstruction of GWA's Telemetry

1 System Reconstruction. *However*, GWA has spent none of the Two  
2 Hundred Thousand Dollars (\$200,000.00) for their Telemetry System  
3 Reconstruction, and it is the intention of *I Liheslaturan Guahan* to  
4 reappropriate *only* Eighty-six Thousand Four Hundred Eighty-four Dollars  
5 and Thirty-three Cents (\$86,484.33) of the Two Hundred Thousand Dollars  
6 (\$200,000.00) appropriated for GWA's Telemetry System Reconstruction to  
7 the Guam Hotel and Restaurant Association and to the Guam Shipyard.

8 **Section 2.** Eighty-six Thousand Four Hundred Eighty-four Dollars  
9 and Thirty-three Cents (\$86,484.33) of the Two Hundred Thousand Dollars  
10 (\$200,000.00) appropriated by Section 3 of Public Law Number 26-05 for  
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13 Dollars and Thirty-three Cents (\$4,484.33) for reimbursement to the Guam  
14 Hotel and Restaurant Association for the load-test on the Route 16-Liguan  
15 Terrace Pump Station generator by the Pacific Machinery, Inc., said  
16 generator now being part of GWA's continuing operations at the Fujita  
17 Pump Station in Tumon, Guam; *and* (2) GWA shall pay the sum of Eighty-  
18 two Thousand Dollars (\$82,000.00) to the Guam Shipyard for repairs  
19 performed on the Fujita Pump Station. The balance of One Hundred  
20 Thirteen Thousand Five Hundred Fifteen Dollars and Sixty-Seven Cents  
21 (\$113,515.67) shall remain in the appropriation for GWA's Telemetry  
22 System Reconstruction.

23 **Section 3.** Payments to the Guam Hotel and Restaurant  
24 Association and to the Guam Shipyard shall be made *no later than* January

1 31, 2003. This appropriation shall be enforceable in the Superior Court of  
2 Guam by a Writ of Mandate proceeding brought by any taxpayer and  
3 resident of Guam.

4 **Section 4. Severability.** *If* any provision of this Law or its  
5 application to any person or circumstance is found to be invalid or contrary  
6 to law, such invalidity shall *not* affect other provisions or applications of  
7 this Law which can be given effect without the invalid provisions or  
8 application, and to this end the provisions of this Law are severable.

**Committee on Natural Resources**  
**Public Hearing**  
**Bill 418(COR)**  
**Wednesday, November 27, 2002**  
**9:30 a.m.**

**I. Call to Order at:** 9:45 a.m.

**II. Introduction of Bill:** Bill 418(COR): An act to appropriate the sum of Four Thousand Four Hundred Eighty-Four and Thirty-Three cents (\$4,484.33) from the Guam Waterworks Authority(GWA) to reimburse the Guam Hotel and Restaurant Association for repairs to the Route 16 Liguán Terrace pump station.

**III. Public Testimony:**

**Mr. David Tydingco, President Guam Hotel Restaurant Association (GHRA);** read his written statement that gave a brief outline of events that led to the \$4,484.33 bill from the GHRA. Mr. Tydingco also attached a billing from the Guam Shipyard for the amount of \$82,000.00 for work performed at the Fujita pump station which was not paid as well. Again this is work to restore Fujita to its working condition. Mr. Tydingco also asks if this amount could be incorporated in Bill 418 for payment to the Guam Shipyard for work already performed.

**Senator Brown:** Asked a representative to testify from the Guam Shipyard if work was requested by GWA the remaining amount well the substantial amount in comparison for the Guam Shipyard work which was performed.

**Dave Tydingco;** States the work (\$82,000.00) was requested by GWA's distribution manager in order for them ...

**Matthew Potten;** Stated he's the President of the Guam Shipyard and originally Mr. Bert Johnston with the support of GHRA ask if they could go in and correct some problems. Job has been completed and was under the impression between GHRA and GWA that they would get paid. Mr. Potten referred the details of the billing to his foreman, Jay Chargualaf.

**Jay Chargualaf;** Identifies himself as the electrical foreman from Guam Shipyard involved from the beginning of this project and indicates that task was requested early part of 2001. The task was just to do repair work at certain stations. Numerous repairs was needed at the Fujita from missing

pumps, motors, controllers were not functional and generator system not functional.

As the job progressed Guam Shipyard went from repair to maintenance.

**Senator;** Question .....original appropriation that was made a little over \$280,000.00 that the legislature addressed last year how much of that was money was paid to the Guam Shipyard?

Records that we've received from GWA shows the money has been paid out. Does your records concur that?

**Matthew Potten;** Yes .... those balance were paid out which was specifically to repair pumps and motors. The issue that we have are the controllers, the control systems that are associated with the pumps and motors where parts were missing. We were told that they will issue us a purchase order with the support of GHRA we were asked to fix and take care of all the problem.

**Senator;** So the additional \$82,000.00 was work performed on top of the \$280,000.00.

**Matthew Potten;** That is correct. For controllers and electrical accessories. The other cost was specifically to repair certain pumps and motors from the Fujita.

**Senator;** So these bills are outstanding from since last year?

**Matthew Potten;** Yes ... They have been outstanding, we have tried so many times with GWA especially when Bert Johnston had moved away we've been trying to get paid on that and had never been successful. In our case we wanted to ensure system was functioning and working.

**Senator;** Did GWA make a formal request? Or just a phone call?

**Matthew Potten;** In the past they would call just to do the work even now they still call. But for the past six months we do get formal purchase orders for specific task. The invoices on hand are about a year and a half old.

**Senator;** Was some of the work performed prior to the legislatures appropriation?

**Matthew Potten;** Yes.... Appropriation was for pumps and motor repairs but in order to make those pumps and motors work we had to go into the controller system and correct the problems.

**Senator;** Could you please provide the Committee by Friday the billings that you had given GWA for the original legislative appropriation ..... GWA



was invited and assumed that they would be here today but will have to cont. this because I would like a representative from the GWA available.

With the ability we have we will attempt to get this thru the legislature with what information we have. We will also be in dialogue with the incoming commission with regards to this issue.

**Matthew Potten;** Would like to bring to your attention that for the last six months GWA has been very specific when issuing purchase order to us. This are just outstanding bills with the previous administrator.

**Senator;** Do you have a financial breakdown leading up to the \$82,000.00?

**Matthew Potten;** Yes, we could break it down to how many man hours were spending, what materials were bought and if somebody would like to go back and verify that....

**Senator;** Could you provide that by Friday?

**Matthew Potten;** Yes we could provide that to you by Friday.

**Senator;** I would like to continue this hearing on Tuesday next week December 3, 2002 so I could extend an invitation to GWA to be present. We will need a little more justification, I appreciate and I don't question the information your providing and at the same time I need to ensure that this is properly accounted for.

**Gabriel Simon;** From GHRA introduces himself for the record states that there was not an appropriate procedure because of the emergency situation at the time.

**Senator;** Despite of that its wanting to make proper accounting..... that's why I'm asking you for the documentation if you could provide that to my office.

**Matthew Potten;** We will provide the information (breakdown).

**Senator;** With the Fujita Pump Station ..... Do we have four operating pumps?

**Jay Chargualaf;** Currently to date their are in fact four operating pumps.

**Senator Brown;** We will continue this public hearing on bill 418 next week Tuesday, December 3, 2002 at 10:30 a.m. so that we could have a representative from Guam Waterworks Authority present.

*Continuation of public hearing on bill 418 - Tuesday, December 3, 2002*

**Senator Brown** gave a brief summary of what was discussed at the last hearing for bill 418. She also stated that the Guam Shipyard came forth saying that they were owed Eighty-Two Thousand Dollars (\$82,200.00) by the Guam Waterworks Authority.

**Mr. Keith Carter** gave a brief summary of all the events and work done at the Fujita pump station and also work requested by the Guam Waterworks Authority.

**Senator Ada** states that he has very ambivalent feelings about what's going on, he feels that this situation handled by the Guam Hotel Restaurant and Association was somewhat of a force appropriation. Senator has serious concerns on how we are proceeding with this.

**Senator Brown** stated that the legislature had similar concerns a week ago and that would not be the route we would go. The committee is aware the reason why things need to be done at the time.

**Mr. Mark Miller, Wastewater Manager, Guam Waterworks Authority** acknowledge that the work performed by the Guam Shipyard to Fujita and Ligan was indeed done. Mr. Miller also stated that the initial work done at the Route 16-Ligan pump station was initially requested by the GHRA and all other work by the Guam Shipyard was requested by GWA.

**Mr. Keith Carter** submitted more information requested by the committee defining all work done to the Fujita pump station.

**Senator Brown** stated that the committee will hold a mark-up meeting next week.

**IV. Adjourn at 11:30 a.m.**

GWA FUJITA PUMP STATION

**CONTRACTOR'S NAME: GUAM SHIPYARD**      **DATE OF PROPOSAL: 19 FEB 2002**

**CONTRACTOR'S PRICE BREAKDOWN FOR DELIVERY ORDER:**      **Purchase Order #**

This form must be completed and submitted to the Contracting Officer.

Each item must be broken down for Prime and Subcontractor labor and materials.

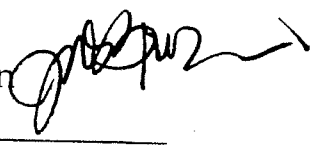
SPEC ITEM	DESCRIPTION	PRIME LABOR HOURS	LABOR COST	MATERIAL COST	PRIME SUBTOTAL	SUBCONTRACTOR		MISC OTHER COSTS	TOTAL PRICE
						MAN HOURS	LABOR/MATL COST		
	<b>LABOR RATE:</b>		\$48.00						
							PLS SPECIFY		
1	Nr 1 Flygt Motor Rewind (JMI rework)/Rebuilt Pump	172	\$8,256.00	\$9,727.02	\$17,983.02				
2	Ovhl Nr 4 Flygt Motor/Pump, Build-up Shaft, Machine/Balance	160	\$7,680.00	\$4,199.69	\$11,879.69		\$0.00	\$0.00	\$17,983.02
3	Ovhl Nr 2 Flygt Motor/Pump, Build-up Shaft, Machine/Balance	160	\$7,680.00	\$6,530.19	\$14,210.19		\$0.00	\$0.00	\$11,879.69
4	Install & Connect Motors	248	\$11,904.00	\$0.00	\$11,904.00		\$0.00	\$0.00	\$14,210.19
5	Modify Suction & Discharge Ppg	24	\$1,152.00	\$172.50	\$1,324.50		\$0.00	\$0.00	\$11,904.00
6	Replace Broken Pressure Gages	12	\$576.00	\$345.00	\$921.00		\$0.00	\$0.00	\$1,324.50
7	Clean-out Lower Level Containment of Sludge	48	\$2,304.00	\$172.50	\$2,476.50		\$0.00	\$0.00	\$921.00
8	Troubleshoot and Run Generator	48	\$2,304.00	\$575.00	\$2,879.00		\$0.00	\$0.00	\$2,476.50
9	Modify Trash Pump Piping	40	\$1,920.00	\$172.50	\$2,092.50		\$0.00	\$0.00	\$2,879.00
10	Shut down and disconnect power to controller	4	\$192.00	\$0.00	\$192.00		\$0.00	\$0.00	\$2,092.50
11	Removed wirings on Nrs 1 & 2 Controllers wired for PACO	16	\$768.00	\$0.00	\$768.00		\$0.00	\$0.00	\$192.00
	<b>Reconversion of Fujita Pump Station # 1 &amp; 2 Flygt Pump/Motor Controller</b>								
12	Prewiring, Inspect, and Trace out wiring, Assess missing/damaged components	24	\$1,152.00	\$0.00	\$1,152.00		\$0.00	\$0.00	\$768.00
13	Installation, Restore Missing components, Reinstall Safeties, Test Indicator & Alarm	80	\$3,840.00	\$7,833.01	\$11,673.01		\$0.00	\$0.00	\$1,152.00
14	Operational Test	24	\$1,152.00	\$0.00	\$1,152.00		\$0.00	\$0.00	\$11,673.01
15	Install Padlocks	0	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$1,152.00
							\$1,380.00	\$0.00	\$1,380.00
	<b>ESTIMATED TOTALS</b>	<b>1060</b>	<b>\$50,880.00</b>	<b>\$29,727.41</b>	<b>\$80,607.41</b>	<b>0</b>	<b>\$1,380.00</b>	<b>\$0.00</b>	<b>\$81,987.41</b>

MINA' BENTE SAIS NA LIHESLATURAN GUÅHAN  
2002 (SECOND) Regular Session

2:40 P.M.  
11/14/02

Bill No. 418(COR)

Introduced by:

J. M. S. Brown 

AN ACT TO APPROPRIATE THE SUM OF  
FOUR THOUSAND FOUR HUNDRED  
EIGHTY-FOUR DOLLARS AND THIRTY-  
THREE CENTS (\$4,483.33) FROM THE GUAM  
WATERWORKS AUTHORITY BUDGET  
RESERVE ACCOUNT TO REIMBURSE  
THE GUAM HOTEL AND RESTAURANT  
ASSOCIATION FOR REPAIRS TO THE  
ROUTE 16-LIGUAN TERRACE PUMP  
STATION

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section One. Legislative Intent. *I Liheslaturan Guåhan*  
3 acknowledges that the Guam Waterworks Authority (GWA) has had  
4 years of continuous system failures at its Tumon wastewater pump  
5 station because of inconsistent maintenance and its inappropriate  
6 repair methodologies which has caused serious health concerns for  
7 the residents of Tumon and for our tourist visitors.

8

1           WHEREAS, the village of Tumon, Guam, the heart of Guam's  
2 tourist industry, has suffered water shortages and overflowing  
3 sewage during the past few years;

4           WHEREAS, the Guam Waterworks Authority has not always  
5 provided the necessary services or responded to the requests of  
6 private parties in Tumon, even during emergencies;

7           WHEREAS, on July 24, 2002, the Guam Hotel and Restaurant  
8 Association paid the sum of Four Thousand Four Hundred Eighty-  
9 Four Dollars and Thirty-Three Cents (\$4,484.33) to Pacific  
10 Machinery, Inc. to load-test a Guam Waterworks Authority  
11 generator at its Route 16-Liguan Terrace Pump Station to continue  
12 wastewater operations for the Tumon, Harmon and Dededo pump  
13 facilities;

14           WHEREAS, the contractor performed the services for the  
15 Guam Hotel and Restaurant Association would not proceed with a  
16 previous request by the Guam Waterworks Authority to perform  
17 these services because of its lack of confidence in the Authority's  
18 ability to guarantee payment;

19           WHEREAS, *I Liheslaturan Guåhan* finds it desirable and fair to  
20 reimburse the Guam Hotel and Restaurant Association for said  
21 expenditure and finds that to do so will encourage future co-  
22 operation between the Government of Guam and Guam's vital  
23 tourist industry,

1           **THEREFORE, BE IT NOW ENACTED BY THE PEOPLE OF**  
2 **GUAM:**

3           **Section Two.** There is hereby appropriated from the Guam  
4 Waterworks Authority Budget Reserve Account maintained by the  
5 Guam Waterworks Authority for the Fiscal Year 2002-2003, the sum  
6 of Four Thousand Four Hundred Eighty Four Dollars and Thirty-  
7 Three Cents (\$4,484.33) for reimbursement to Guam Hotel and  
8 Restaurant Association for the load-test on the Route 16-Liguan  
9 Terrace Pump Station generator by Pacific Machinery, Inc., said  
10 generator now being part of Guam Waterworks Authority's  
11 continuing operations at the Fujita Pump Station in Tumon, Guam.  
12 Payment to the Guam Hotel and Restaurant Association shall be  
13 made no later than January 31, 2003. After said date, interest shall  
14 accrue on said debt in the amount of twelve percent (12%) per  
15 annum. This appropriation shall be enforceable in the Superior  
16 Court of Guam by a Writ of Mandate proceeding brought by any  
17 taxpayer and resident of Guam.

**I MINA BENTE SAIS NA LIHESLATURAN GUAHAN  
COMMITTEE ON NATURAL RESOURCES  
SENATOR JOANNE M.S. BROWN  
CHAIRPERSON**

**Public Hearing  
Tuesday, December 3, 2002  
9:30 a.m.  
Public Hearing Room**

**AGENDA**

- 1. Commencement of Public Hearing**
  - A) BILL 422 (COR): AN ACT TO CREATE AN ECOSYSTEM HEALTH AND WELFARE PERMIT SYSTEM TO BE ADMINISTERED BY THE DIVISION OF AQUATIC AND WILDLIFE RESOURCES OF THE GUAM DEPARTMENT OF AGRICULTURE.**
  - B) Bill 418 (COR): AN ACT TO APPROPRIATE THE SUM OF FOUR THOUSAND FOUR HUNDRED EIGHTY-FOUR DOLLARS AND THIRTY-THREE CENTS (\$4,484.33) FROM THE GUAM WATERWORKS AUTHORITY BUDGET RESERVE ACCOUNT TO REIMBURSE THE GUAM HOTEL RESTAURANT ASSOCIATION FOR REPAIRS TO THE ROUTE 16-LIGUAN TERRACE PUMP STATION.  
(CONTINUATION)**
- 2. Public Comments**
- 3. Adjournment**

# Miller outduels Jordan Jordan to retire after season

## The Associated Press

Michael Jordan might be retiring, but Reggie Miller can still play.

The 37-year-old Miller scored 17 of his 25 points in the decisive third quarter, and Ron Artest added 21 as the Indiana Pacers beat the Washington Wizards 100-84 Friday night.



The Pacers, who have the best record in the Eastern Conference at 13-2, made 35 of 36 free throws and improved to 9-1 at home.

Jordan, who will turn 40 in February, scored 14 points in 30 minutes.

▲ **Lakers 112, Grizzlies 106, OT:** Kobe Bryant scored eight of his 45 points in overtime to lead Los Angeles over Memphis.

It was the Grizzlies' first regular-season game against Los Angeles since former Lakers star and general manager Jerry West came out of retirement to become president of Memphis' basketball operations in April.

▲ **76ers 106, Cavaliers 99:** Allen Iverson took over in the final two minutes and Philadelphia withstood Cleveland's furious fourth-quarter comeback, sending the Cavaliers to their 13th straight loss.

Iverson finished with 29 points, but had to rescue the Sixers down the stretch when the Cavs chopped an 18-point deficit in the fourth down to two with 2:02 remaining.

▲ **Raptors 98, Celtics 95:** Morris Peterson scored a career-high 31 points and Vince Carter added 23 in his first start since Nov. 2 as Toronto snapped a six-game losing streak with a victory over

Boston.

Antoine Walker tied a season high with 31 points for the Celtics, who had their four-game winning streak snapped.

▲ **Hawks 100, Heat 94, OT:** Shaheed Abdul-Rahim scored 29 points as Atlanta rallied from an 11-point deficit in the fourth quarter and beat Miami in overtime.

Miami's Mike James hit a 3-pointer with 3.6 seconds left in regulation to send the game to overtime tied at 88.

▲ **Pistons 96, Bucks 91:** Richard Hamilton scored 20 points and Ben Wallace added 12 points and 21 rebounds to help Detroit to a victory over Milwaukee.

Six Pistons scored in double figures, and the only starter who didn't, Chucky Atkins, had 12 assists to go with eight points. Wallace grabbed at least 20 rebounds for the fourth time in his last six games as Detroit improved to 7-1 at home.

▲ **Jazz 95, Timberwolves 77:** Matt Harpring set a career high for the second straight game with 33 points as Utah won its sixth straight, beating Minnesota.

Coming off his previous career high of 30 points against the Clippers on Tuesday, Harpring made his first seven shots — primarily against Kevin Garnett, who is four inches taller.

▲ **Warriors 92, Nuggets 82:** Earl Boykins scored 20 points and had six of his seven steals during a key run in the third quarter as Golden State overcame a 21-point deficit to beat Denver.

Gilbert Arenas added 27 points and seven assists for Golden State, which won for just the third time in eight games.

▲ **Suns 94, Spurs 87:** Stephon Marbury scored 43 points — his biggest output since joining Phoenix before last season — as the Suns rallied to beat San Antonio.

Marbury had a team-record 26 points in the fourth quarter in his biggest game since he scored a career-high 50 for New Jersey on Feb. 13, 2001, against the Los Angeles Lakers.

▲ **Kings 107, Clippers 94:** Bobby Jackson scored a career-high 31 points, and Doug Christie had a season-high 25 as short-handed Sacramento remained perfect at home with a victory over Los Angeles.

With Peja Stojakovic and Hedo Turkoglu joining three injured teammates in street clothes, Sacramento dressed the NBA minimum eight players.

▲ **Rockets 83, Super-Sonics 72:** Steve Francis had a streaky night but scored 13 of his 21 points in the third quarter as Houston beat Seattle.

Glen Rice and Kenny Thomas each added 12 points for Houston, but the Sonics did plenty to beat themselves. Seattle lost its third straight, shooting 37 percent and posting a season low with 26 second-half points.

INDIANAPOLIS (AP) — The question was innocent enough for Michael Jordan: Can you believe there's only one more game left for you in Indianapolis and then it's over?

Jordan paused, smiled and gave a fitting answer. "Maybe," he said.

"Maybe," he said. "Maybe." It was Jordan having fun with questions about his future after he said there was "zero chance" he will play next season. Jordan retired in October 1993 and January 1999 only to return. This time, Jordan insists, he means it.

One of the NBA's greatest players ever will be 40 at the end of this season, and he says he won't be back for another.

"I just want to fulfill my year and enjoy it," Jordan said Friday before Washington's 100-84 loss to Indiana. "From that point, I'll just move on." Let the Michael Jordan Farewell Tour begin.

"I think it would be great if the last time he went to these cities that they would honor him for what he's done in this league," Wizards coach Doug Collins said.

Jordan received applause from the sellout crowd at Consco Fieldhouse when he entered the game with 5:12 left in the first quarter. The Wizards visit Indianapolis for the last time February 25.

## Able Industries of the Pacific

has an opening for the following position:

### Accounting Clerk

Must have 3-5 years accounting background (all areas), be computer literate and have office skills. Knowledge in MS Office and QuickBooks a plus. Applicant should be able to process receipts; do inventory control and physical inventory on products. For more information, please call 339-7251/54 or fax resume to 339-2089

DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE  
DIPATTAMENTON SALUT MHIASSO  
YAN ABUSON AMOT  
790 Gov. Carlos G. Camacho Road  
Tamuning, Guam 96911  
Telephone: (671)647-3043/5310 • Fax: (671)649-6948

CARL T.C. OUTIERREZ  
Governor of Guam

MADELENE Z. BORDALLO  
Lieutenant Governor

AURORA F. CABANERO  
Acting Director

The Child-Adolescent Services Division of the Department of Mental Health and Substance Abuse wishes to announce five Federally funded positions for the Child Mental Health Initiative (CMHI) grant, "I-Famag'onta" (Our Children). This grant is funded out of the Substance Abuse and Mental Health Service Administration (SAMHSA) and the Center for Mental Health Services (CMHS) for the development and implementation of a collaborative and comprehensive Systems of Care for Children-Adolescents with Severe Emotional Disturbance (SED) and their families. Guam is one of two territories and 16 states who were awarded this year for 6-year grants.

Interested individuals are invited to submit a standard Government of Guam DOA application for the following positions:

- |                                   |         |              |
|-----------------------------------|---------|--------------|
| 1. Project Director               | 1.0 FTE | Unclassified |
| 2. Key Family Contact Coordinator | 1.0 FTE | Unclassified |
| 3. Youth Coordinator              | 0.5     | Unclassified |
| 4. Administrative Officer         | 1.0 FTE | Unclassified |
| 5. Data/Administrative Clerk      | 1.0 FTE | Unclassified |

Prior to employment the following clearances are required:

1. Police Clearance
2. Drug Screening
3. Physical Examination

For additional information please contact the Department of Mental Health and Substance Abuse Personnel Officer, Mr. Daniel Finona at 647-5449, 790 Gov. Carlos G. Camacho Road in Tamuning, across from Guam Memorial Hospital. Deadline for submission is December 13, 2002.

On Friday, it certainly wasn't vintage Jordan. He finished with 14 points on 6-for-15 shooting in 30 minutes, but missed all three attempts in the fourth as the Wizards collapsed in the second half.

"I appreciate that," Jordan said of the ovation. "I think it's a sense of respect. But I still know they've got to root for their team. They know I'm going to come out and play hard. I take that in great pride."

Jordan tried to answer Reggie Miller's three straight 3-pointers in the third quarter that gave Indiana the lead. Jordan came off the bench and hit a jumper for a 66-65 lead, Miller answered with two free throws and Jordan hit another 18-footer. But that was Washington's last lead.

After the game, it was more treatment for Jordan's creaky knees. Before and after every game, he goes through exten-

sive therapy on his knees. Collins said NBA players don't realize how Jordan prepares himself for a game.

"For him to go out and play and do the things he's doing, for me it's remarkable because I see how hard he works just to be able to go out and do that," Collins said. "I don't know where he summons up the energy."

When he walked away from the game for the second time, winner of six NBA championships with the Chicago Bulls, he said he was 99.9 percent sure he'd never return.

Nonetheless, he came back to the NBA as a player in October 2001, saying he still had a competitive urge.

That's been satisfied, Jordan maintains.

Honest. "It's about that time," he said. "That itch is about to be completed."



PACIFIC SECURITY ALARM, INC.  
IN BUSINESS SINCE 1969

OUR GROWING COMPANY IS SEEKING  
MOTIVATED INDIVIDUALS FOR THE  
FOLLOWING POSITION:

### FIRE SPRINKLER/SUPPRESSION SYSTEM INSTALLER

We are seeking motivated individuals  
w/experience in Fire Sprinkler/Suppression  
Installation to join our team of professionals.  
System certification ability is desirable.

Apply at our main office across Micro Mall, between Sam-  
5pm. Pre-employment Drug testing, reference checks,  
current police & court clearances required. EEO

## PERSONNEL AND STAFF DEVELOPMENT ADMINISTRATOR

A local corporation is currently seeking a results oriented professional for the Personnel and Staff Development Administrator position.

The Personnel and Staff Development Administrator reports to the Executive Vice President and serves as a member of the management team. The PSDA is responsible for all human resources activities including employment, salary and wage compensation, benefits administration, employee relations, recruitment, workers compensation, and all other related employment activities. A thorough understanding of federal regulations governing the human resources field is necessary. In addition, experience with human resource management in the micronesian islands will be required.

In addition, the Personnel and Staff Development Administrator is responsible for the overall development of staff personnel. Required is the understanding of and execution of training programs with an emphasis on customer service.

Requires proven skills in interpersonal communication, sustaining employee morale, counseling and conflict resolution. Policy writing and strong interpretation and analytical skills are essential.

Successful candidates should possess a BS Degree and/or HR Certification with a progressive human resources career with a minimum of 10 years experience in a human resource leadership role.

Please submit a copy of your resume and salary history to:

**ERNST & YOUNG LLP**

231 Ypoo Road  
Suite 201 Ernst & Young Building  
Tamuning, Guam 96913

Police and Court clearance required.

E.O.E

## LEMITERRIDOS GUAM, INC.

Contracts Manager Wanted. Minimum 10 years Heavy Civil and General Construction management required. Excellent remuneration package. Negotiable, dependent upon experience. Mail resume to: 674 Harmon Loop Road, Suite 111 PMB 333, Dedado, Guam 96929

## I Mina Bente Sais Na Liheslaturan Guahan Committee on Natural Resources



Senator Joanne M.S. Brown  
Chairperson

### NOTICE OF PUBLIC HEARING

The Committee on Natural Resources will be conducting a hearing on Wednesday, November 27, 2002, 9:30 a.m., at the Legislative Public Hearing Room, 155 Healer Street, Hagatna on the following:

Bill 422 (COR): AN ACT TO CREATE AN ECOSYSTEM HEALTH AND WELFARE PERMIT SYSTEM TO BE ADMINISTERED BY THE DIVISION OF AQUATIC AND WILDLIFE RESOURCES OF THE DEPARTMENT OF AGRICULTURE.

Continuation of Bill 418(COR): AN ACT TO APPROPRIATE THE SUM OF FOUR THOUSAND FOUR HUNDRED EIGHTY-FOUR DOLLARS AND THIRTY-THREE CENTS (\$4,484.33)

FROM THE GUAM WATERWORKS AUTHORITY BUDGET RESERVE ACCOUNT TO REIMBURSE THE GUAM HOTEL AND RESTAURANT ASSOCIATION FOR REPAIRS TO THE ROUTE 16-LIGUAN TERRACE PUMP STATION.

ADA Coordinator: Carl Quinata at 472-3450



# SPORTS

## GOLF

# Woods falls short in Japan

MIYAZAKI, Japan (AP) — Tiger Woods shot a 4-under 67 on Sunday for his best round at the Dunlop Phoenix tournament, but finished six strokes behind winner Kaname Yokoo of Japan.

Yokoo, who played on the U.S. PGA Tour this season, had five birdies against three bogeys for a 69 and a 72-hole total of 15-under 269. It was his first win since the 2000 Japan PGA Matchplay Championships.

"It's a great relief," Yokoo said. "I didn't play that well near the end, but fortunately had a bit of a cushion."

Spain's Sergio Garcia finished one stroke behind at 14-under 270, while South Korea's K.J. Choi was third at 13-under.

"Not second place again," Garcia said. "I wanted to win so bad this year. I could have done better today if I hadn't missed several short birdie putts on the front nine."

Woods, who started the final round eight strokes behind Yokoo, knocked down four birdies at the Dunlop Phoenix Country Club to finish at 9-under 275.

Woods got off to a solid start with a birdie on the par-3 third hole when his drive landed 20 feet from the hole and he made the long putt to go 6-under. He looked set to make a charge with back-to-back birdies on No. 7 and 8 but missed a 4-foot birdie putt on the par-4 No. 9 that would have sent him to 9-under.

Woods was playing in his third tournament in Japan. He also played in the 1998 Casio World Open and the 2001 World Cup.

Defending champion David Duval shot a 68 to finish at 11-under.

# RESIDENT MANAGER

Greenpark Condominiums is soliciting applications for the Resident Manager Position. Selected applicants will be required to reside at the complex. Applications can be picked up at Century 21's Office, located next to Bank of Hawaii in Tamuning. No phone calls please.



Guam Community College  
P.O. Box 23069  
GMF, Barrigada, Guam 96921  
Telephone: 735-5500 • Fax: 734-5238

## BID INVITATION

**BID NO:** GCC-FB-M3-001  
**FOR:** Security Services  
**PRE-BID CONFERENCE:** December 3, 2002; 10:00 a.m.  
**BID OPENING DATE:** December 12, 2002; 10:00 a.m.  
**PLACE:** Guam Community College Administration Building

Interested party may obtain Bid Forms/ Specifications at said place.

This advertisement paid for by Guam Community College funds.

/s/Herminiano S. Delos Santos  
President

## I Mina Bente Sais Na Liheslaturan Guahan



### Committee on Natural Resources

Senator Joanne M.S. Brown  
Chairperson

## NOTICE OF PUBLIC HEARING

The Committee on Natural Resources will be conducting a Hearing on Wednesday, November 27, 2002, 9:30 a.m., at the Legislative Public Hearing Room, 155 Hesler Street, Hagatna on the following:

**Bill 418(COR): AN ACT TO APPROPRIATE THE SUM OF FOUR THOUSAND FOUR HUNDRED EIGHTY-FOUR DOLLARS AND THIRTY-THREE CENTS (\$4,484.33) FROM THE GUAM WATERWORKS AUTHORITY BUDGET RESERVE ACCOUNT TO REIMBURSE THE GUAM HOTEL AND RESTAURANT ASSOCIATION FOR REPAIRS TO THE ROUTE 16-LIGUAN TERRACE PUMP STATION.**

ADA Coordinator: Carl Quinata at 472-3450

## NOTICE OF SALE UNDER MORTGAGE

NOTICE IS HEREBY GIVEN, pursuant to 18 G.C.A. §36113, Paragraph 3(II) of the below described mortgage and the Notice of Default recorded on January 14, 2002 as Instrument No. 650001, that the mortgage ("Mortgage") executed on February 1, 1998 by ANITA L.M. ARLE, ("Mortgagor"), in favor of U.S. Small Business Administration, and filed for record in the Department of Land Management, Government of Guam, on February 12, 1998 as Instrument No. 577335, will be FORECLOSED pursuant to a POWER OF SALE contained in the Mortgage.

The Mortgage was assigned to LPP MORTGAGE, LTD. ("Mortgagee") by means of an Assignment of Mortgage, which was executed on March 1, 2001 and recorded with the Department of Land Management, Government of Guam, on July 19, 2001 as Instrument No. 640946. The property described below will be sold, WITHOUT WARRANTY BEING GIVEN, express or implied, regarding title, possession, rights of redemption or encumbrances, to the highest bidder at public auction, to be held at the courthouse for the United States District Court, District Court of Guam, 520 West Soledad Avenue, Hagatna, Guam 96910 at 2:00 p.m. on December 23, 2002, in order to satisfy the amount due on the Mortgage and its promissory note at the time of the sale. Terms of the sale are cash, certified check or other terms deemed acceptable by Mortgagee. The Mortgagee reserves the right to bid all or part of the amount due on the Mortgage at the time of the sale; to reject any bid made at the sale and to withdraw this notice and postpone the sale from time to time.

The property subject to the mortgage and to be sold at sale is as follows:  
Lot No. 31, Block No. 22, Tract No. 240, Dededo, Guam, Estate No. 71186, Suburban, as said lot is marked and designated on Map Drawing No. 88191, recorded on January 14, 1993 in the Department of Land Management, Government of Guam, as Instrument No. 482808. Area: 10,800 ±square feet.

The amount due the Mortgagee is for the sum of \$73,493.78, accrued interest as of November 16, 2001 of \$1,595.02, interest at the rate of 3.812% from November 16, 2001 to the date of full payment, attorney fees, and costs of this sale.

The undersigned are the attorneys for the Mortgagee and hereby give notice that they are attempting to collect a debt and any information that is obtained will be used for that purpose.

Dated this 18th day of November, 2002,  
McCULLY & BEGGS, P.C.,  
Attorneys for  
LPP Mortgage Ltd.  
By: MARK S. BEGGS

GUAM )  
On this 18th day of November, 2002, before me, the undersigned Notary personally appeared, MARK S. BEGGS, the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its

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DFS GUAM IS LOOKING FOR QUALIFIED APPLICANTS WHO MEET THE FOLLOWING

# I Mina Bente Sais Na Lihelaturan Guahan

## COMMITTEE ON NATURAL RESOURCES

Tuesday, December 3, 2002; 10:30 a.m.

Legislative Public Hearing Room

Bill 418 (COR): AN ACT TO APPROPRIATE THE SUM OF FOUR THOUSAND FOUR HUNDRED EIGHTY-FOUR DOLLARS AND THIRTY-THREE CENTS (\$4,484.33) FROM THE GUAM WATERWORKS AUTHORITY BUDGET RESERVE ACCOUNT TO REIMBURSE THE GUAM HOTEL RESTAURANT ASSOCIATION FOR REPAIRS TO THE ROUTE 16-LIGUAN TERRACE PUMP STATION.

### SIGN IN SHEET

Name	Representing	Contact number
Zemy Nace	G.W.A	647-7838
Keith Carter	G.S.T	788-0100
BILL HADLON	G.S.T	339-3129
GABE SIMON	G.N.R.A	482-0057
MARK MILLER	G.W.A	479-7886

I Mina Bente Sais Na Liheslaturan Guahan

COMMITTEE ON NATURAL RESOURCES

November 27, 2002

9:30 A.M.

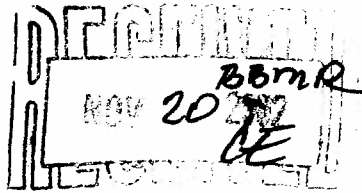
Public Hearing on Bill No. 418 (COR) – AN ACT TO APPROPRIATE THE SUM OF \$4,483.33 FROM THE GUAM WATERWORKS AUTHORITY TO REIMBURSE THE GUAM HOTEL AND RESTAURANT ASSOCIATION.

SIGN IN SHEET

Name	Representing	Contact number
DAVID TUDINCO	GHRA	645-1447
GABRIEL SIMON	RHRA	482-0057
Mathews Pothan	Guam Industrial Services Inc	339-5700
Jay Mangualaf	Guam <sup>also</sup> Shipyard	329-3362



Office of Senator  
**Joanne M. Salas Brown**  
MINA' BENTE SAIS NA LIHESLATURAN GUÅHAN



November 18, 2002

Mr. Paul Leon Guerrero  
Director  
Bureau of Budget and Management Research  
P.O. Box 2950  
Hagatna, Guam 96932

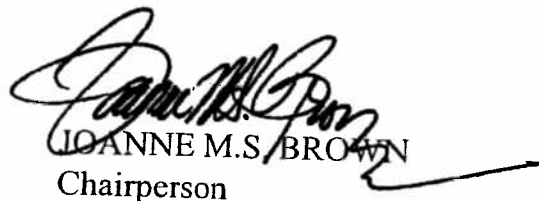
Dear Mr. Leon Guerrero:

The Committee on Natural Resources would like to request a fiscal note for the following bill:

*Bill No. 418 (COR) – AN ACT TO APPROPRIATE THE SUM OF \$4,483.33 FROM THE GUAM WATERWORKS AUTHORITY TO REIMBURSE THE GUAM HOTEL AND RESTAURANT ASSOCIATION.*

Due to the time sensitive nature of this bill, the Committee on Natural Resources would appreciate your prompt action to this request.

Sincerely,


  
JOANNE M.S. BROWN  
Chairperson

Attachments

MINA' BENTE SAIS NA LIHESLATURAN GUÅHAN  
2002 (SECOND) Regular Session

Bill No. 418(COR)

Introduced by:

J. M. S. Brown 

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AN ACT TO APPROPRIATE THE SUM OF  
FOUR THOUSAND FOUR HUNDRED  
EIGHTY-FOUR DOLLARS AND THIRTY-  
THREE CENTS (\$4,483.33) FROM THE GUAM  
WATERWORKS AUTHORITY BUDGET  
RESERVE ACCOUNT TO REIMBURSE  
THE GUAM HOTEL AND RESTAURANT  
ASSOCIATION FOR REPAIRS TO THE  
ROUTE 16-LIGUAN TERRACE PUMP  
STATION

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

2           **Section One.       Legislative Intent.** *I Liheslaturan Guåhan*  
3 acknowledges that the Guam Waterworks Authority (GWA) has had  
4 years of continuous system failures at its Tumon wastewater pump  
5 station because of inconsistent maintenance and its inappropriate  
6 repair methodologies which has caused serious health concerns for  
7 the residents of Tumon and for our tourist visitors.

8

1           **WHEREAS**, the village of Tumon, Guam, the heart of Guam's  
2 tourist industry, has suffered water shortages and overflowing  
3 sewage during the past few years;

4           **WHEREAS**, the Guam Waterworks Authority has not always  
5 provided the necessary services or responded to the requests of  
6 private parties in Tumon, even during emergencies;

7           **WHEREAS**, on July 24, 2002, the Guam Hotel and Restaurant  
8 Association paid the sum of Four Thousand Four Hundred Eighty-  
9 Four Dollars and Thirty-Three Cents (\$4,484.33) to Pacific  
10 Machinery, Inc. to load-test a Guam Waterworks Authority  
11 generator at its Route 16-Liguan Terrace Pump Station to continue  
12 wastewater operations for the Tumon, Harmon and Dededo pump  
13 facilities;

14           **WHEREAS**, the contractor performed the services for the  
15 Guam Hotel and Restaurant Association would not proceed with a  
16 previous request by the Guam Waterworks Authority to perform  
17 these services because of its lack of confidence in the Authority's  
18 ability to guarantee payment;

19           **WHEREAS**, *I Liheslaturan Guåhan* finds it desirable and fair to  
20 reimburse the Guam Hotel and Restaurant Association for said  
21 expenditure and finds that to do so will encourage future co-  
22 operation between the Government of Guam and Guam's vital  
23 tourist industry,

1           **THEREFORE, BE IT NOW ENACTED BY THE PEOPLE OF**  
2 **GUAM:**

3           **Section Two.** There is hereby appropriated from the Guam  
4 Waterworks Authority Budget Reserve Account maintained by the  
5 Guam Waterworks Authority for the Fiscal Year 2002-2003, the sum  
6 of Four Thousand Four Hundred Eighty Four Dollars and Thirty-  
7 Three Cents (\$4,484.33) for reimbursement to Guam Hotel and  
8 Restaurant Association for the load-test on the Route 16-Liguan  
9 Terrace Pump Station generator by Pacific Machinery, Inc., said  
10 generator now being part of Guam Waterworks Authority's  
11 continuing operations at the Fujita Pump Station in Tumon, Guam.  
12 Payment to the Guam Hotel and Restaurant Association shall be  
13 made no later than January 31, 2003. After said date, interest shall  
14 accrue on said debt in the amount of twelve percent (12%) per  
15 annum. This appropriation shall be enforceable in the Superior  
16 Court of Guam by a Writ of Mandate proceeding brought by any  
17 taxpayer and resident of Guam.