I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN

2018 (SECOND) Regular Session

LEGISLATIVE SESSION VOTING RECORD

Bill No. 278-34 (COR)
As amended by the Committee on Environment, Land, Agriculture, and Procurement Reform.

Speaker Antonio R. Unpingco Legislative Session Hall
August 28, 2018

NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Thomas C. **ADA**	✓					
Senator FRANK B. **AGUON, JR.**	✓					
Senator William M. **CASTRO**	✓					
Speaker Benjamin J.F. **CRUZ**	✓					
Senator James V. **ESPALDON**	✓					
Senator Fernando Barcinas **ESTEVES**	✓					
Senator Régine Biscoe **LEE**	✓					
Senator Tommy **MORRISON**	✓					
Senator Louise B. **MUÑA**	✓					
Senator Telena Cruz **NELSON**	✓					
Senator Dennis G. **RODRIGUEZ, JR.**					✓	✓
Senator Joe S. **SAN AGUSTIN**	✓					
Senator Michael F.Q. **SAN NICOLAS**	✓					
Vice Speaker Therese M. **TERLAJE**	✓					
Senator Mary Camacho **TORRES**	✓					

TOTAL:	14				1	1
	Aye	**Nay**	**Not Voting/ Abstained**	**Out During Roll Call**	**Absent**	**Excused**

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

I = Pass

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2018 (SECOND) Regular Session

Bill No. 278-34 (COR)
As amended by the Committee on Environment,
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Introduced by: Thomas C. Ada

AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS, GOVERNMENT OF GUAM, TO CONDEMN LOT 2143-6R/W, LOT 2143-1-6-R/W, AND LOT 2143-1-5G, MUNICIPALITY OF *TAMUNING,* GUAM, RELATIVE TO THE ROUTE 14B (*YPAO* ROAD) RECONSTRUCTION AND WIDENING PROJECT.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the Department of Public Works (DPW), Government of Guam, has completed the lands acquisition plans for the Route 14B (*Ypao* Road) Reconstruction and Widening Project (the Project), which is an integral part of the Islandwide Road Improvement Plan. The Project is funded by the Federal Highway Administration (FHWA). The Project design is completed, and solicitation for construction services is scheduled to be advertised for procurement in July 2018.

Section 2. Authorization for DPW to Condemn a Portion of Lot 2143-6R/W, Municipality of *Tamuning*, Guam. The Department of Public Works is hereby authorized to condemn a four hundred forty-six plus or minus (446±) square meter portion of Lot 2143-6R/W, municipality of *Tamuning*, Guam, as shown on Document No. 910784, Map No. 233FY2014 (Exhibit A). As a condition of this

authorization, Lot 2143-6R/W *shall* be used for the Route 14B (*Ypao* Road) Reconstruction and Widening Project, and subject further to FHWA providing one hundred percent (100%) of the funds needed for the condemnation.

Section 3. Interest Condemned. The interest taken in Lot 2143-6R/W, municipality of *Tamuning*, Guam, is fee simple absolute.

Section 4. Fair Market Value. Upon information and belief, based on appraisals of the property, the sum of money estimated to be just compensation for the fee simple interest taken in Lot 2143-6R/W, *Tamuning*, Guam, is Eighty-nine Thousand Dollars ($89,000).

Section 5. Authorization for DPW to Condemn Lot Nos. 2143-1-6-R/W and 2143-1-5G, *Tamuning*, Guam. The Department of Public Works is hereby authorized to condemn Lot 2143-1-6-R/W and Lot 2143-1-5G, municipality of *Tamuning*, Guam, containing an area of one thousand two hundred ninety-one plus or minus (1,291±) square meters, and an area of forty-six plus or minus (46 ±) square meters, as shown on Document No. 910300, Map Drawing 230FY2014 (Exhibit B). As a condition of this authorization, Lot 2143-1-6R/W and Lot 2143-1-5G, municipality of *Tamuning*, Guam, *shall* be used for the Route 14B (*Ypao* Road) Reconstruction and Widening Project, and subject further to FHWA providing one hundred percent (100%) of the funds needed for the condemnation.

Section 6. Interest Condemned. The interest taken in Lot 2143-1-6-R/W and Lot 2143-1-5G, municipality of *Tamuning*, Guam, is fee simple absolute.

Section 7. Fair Market Value. Upon information and belief, based on appraisals of the property, the sum of money estimated to be just compensation for the fee simple interest taken in Lot 2143-1-6-R/W and Lot 2143-1-5G, municipality of *Tamuning*, Guam, is Two Hundred Sixty-seven Thousand Four Hundred Dollars ($267,400).

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

Section 9. Effective Date. This Act *shall* become effective upon its enactment.