I Mina'Trentai Dos Na Liheslaturan Guahan

Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
97-32 (LS)	D.G. Rodriguez, Jr.	AN ACT TO APPROPRIATE AVAILABLE FUNDS FROM THE GUAM/TERRITORIAL HIGHWAY FUND TO DESIGNATE AND PRIORITIZE CERTAIN CAPITAL IMPROVEMENT PROJECTS, PURCHASE HEAVY EQUIPMENT NEEDED BY THE DEPARTMENT OF PUBLIC WORKS FOR FLOOD MITIGATION AND FUND THE DEPARTMENT OF REVENUE AND TAXATION'S TRANSACTION PROCESSING SYSTEM.	4/22/13 10:42am	4/22/13	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Park, Recreation, Historic Preservation, and Land	5/14/13, 2:00pm		**Fiscal Note Requested 4/30/13 Fiscal Notes received 4/30/13 1:21p.m.**
DATE PASSED		**TITLE**	**TRANSMITTED**		**DUE DATE**	**DATE SIGNED BY I MAGA'LAHEN GUAHAN**	**PUBLIC LAW NO.**	**NOTES**
	6/24/2013	AN ACT TO APPROPRIATE AVAILABLE FUNDS FROM THE GUAM TERRITORIAL HIGHWAY FUND TO DESIGNATE AND PRIORITIZE CERTAIN CAPITAL IMPROVEMENT PROJECTS BY THE DEPARTMENT OF PUBLIC WORKS FOR FLOOD MITIGATION AND OTHER PURPOSES.	6/26/13	3:00pm	7/8/13			As amended by the Author; further amended by the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land; and mended on the Floor.

FILE COPY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÅHAN*

This is to certify that **Bill No. 97-32 (LS), "AN ACT TO APPROPRIATE AVAILABLE FUNDS FROM THE GUAM TERRITORIAL HIGHWAY FUND TO DESIGNATE AND PRIORITIZE CERTAIN CAPITAL IMPROVEMENT PROJECTS BY THE DEPARTMENT OF PUBLIC WORKS FOR FLOOD MITIGATION AND OTHER PURPOSES",** was on the 24th day of June, 2013, duly and regularly passed.

Benjamin J.F. Cruz
Acting Speaker

Attested:

Thomas C. Ada
Acting Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 26th day of June, 2013, at 3:00 o'clock P.M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN
2013 (FIRST) Regular Session

Bill No. 97-32 (LS)
As amended by the Author; further amended by the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land; and amended on the Floor.

Introduced by: Dennis G. Rodriguez, Jr.
T. R. Muña Barnes
Vicente (ben) C. Pangelinan
T. C. Ada
V. Anthony Ada
Frank B. Aguon, Jr.
B. J.F. Cruz
Chris M. Dueñas
Michael T. Limtiaco
Brant T. McCreadie
Tommy Morrison
R. J. Respicio
Michael F. Q. San Nicolas
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

AN ACT TO APPROPRIATE AVAILABLE FUNDS FROM THE GUAM TERRITORIAL HIGHWAY FUND TO DESIGNATE AND PRIORITIZE CERTAIN CAPITAL IMPROVEMENT PROJECTS BY THE DEPARTMENT OF PUBLIC WORKS FOR FLOOD MITIGATION AND OTHER PURPOSES.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the Territorial Highway Fund (Guam Highway Fund) was recently audited and that there are un-appropriated funds identified in the Balance Sheet that are

available for reprogramming for flood mitigation projects and road repair/improvement projects throughout the island. There are specific areas in *Barrigada*, *Dededo*, *Yigo* and *Harmon* that require immediate action. The projects listed in Section 2 of this Act are areas that the Department of Public Works has been made aware of their conditions and the work necessary to mitigate flooding and other traffic safety related issues. *I Liheslaturan Guåhan* further finds that the acquisition of heavy equipment for drainage improvement and emergency flood mitigation are necessary tools for the Department of Public Works to carry out its mandates and responsibilities to ensure proper maintenance of our roadways. However, during the public hearing of Bill 97-32, the DPW Director has indicated that the U.S. Department of Interior, Office of Insular Affairs has approved a grant of Two Million Dollars ($2,000,000) to DPW for the purchase of heavy road repair and maintenance equipment, including a long reach excavator. Therefore, use of local funding is *not* necessary at this time. Bill 123-32 was introduced to use funds escheated to the general fund to fund the purchase of the Department of Revenue and Taxation's Transaction Processing System. Therefore, use of funds from the Guam Territorial Highway Fund is no longer necessary.

Section 2. Appropriation from the Guam Highway Fund. Notwithstanding any provision of law, the sum of Three Million Four Hundred Thousand Dollars ($3,400,000) is hereby appropriated from the un-appropriated fund balance of the Guam Territorial Highway Fund to the Department of Public Works as follows:

(1) Flood Mitigation (DPW):

(A) Taitano Street, *Harmon* to resolve the flooding in the area, as directed by the Director of DPW — up to $246,000

(B)	Mitigation (flood) of residential unit at Lot 4, Block 10, municipality of *Barrigada* (Route 10), as best determined appropriate by the Director of DPW	$215,000
(C)	Lot 6-1, Block 2, municipality of *Barrigada* (Route 8), as directed by the Director of DPW	$300,000
(D)	For pavement and flood mitigation of the offsite Ironwood access road in Chalan *Lamasu*, *Dededo*, as directed by the Director of DPW in coordination with the Mayor of *Dededo*	$300,000
(E)	Various flood mitigation work in the village of *Yigo*, as directed by the Mayor of *Yigo*	$150,000
(F)	Lot 1019-5-4 and 1019-5-3, municipality of *Barrigada*, as directed by the Mayor of *Barrigada*	$180,000
(G)	Flood Mitigation Projects around the island, as directed by the Director of DPW and as prescribed in Exhibit "A" through "R" of this Act	$2,009,000
Total		**$3,400,000**

Section 3. Unused Appropriation. Funds *not* expended pursuant to the provisions of this Act within one year following the date of enactment, *shall no longer* be available for its stated purpose. Any excess funds *shall* be used by the Director of DPW to fulfill additional work listed in Section 2 of this Act.

Section 4. Reporting Requirement. The Department of Public Works and the Department of Administration *shall* submit a status report to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* on all capital projects initially authorized prior to this Act, as provided pursuant to §1504 of Title 5 Guam Code Annotated, and §22427, Division 2, Title 5 Guam Code Annotated, as well as the status of capital projects and other purposes authorized pursuant to this Act.

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

Section 6. Effective Date. This Act *shall* become effective upon enactment.

LEGISLATIVE SESSION

I MINA'TRENTAI DOS NA LIHESLATURAN

2013 (FIRST) Regular Session

Voting Sheet

Speaker Antonio R. Unipingco Legislative Session Hall

A.Bill No: 97-32 (LS)

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA	✓				
Senator V. Anthony "Tony" ADA	✓				
Senator Frank Blas AGUON Jr.	✓				
Vice-Speaker Benjamin J.F. CRUZ	✓				
Senator Christopher M. DUENAS	✓				
Senator Michael LIMTIACO	✓				
Senator Brant McCREADIE	✓				
Senator Thomas "Tommy" MORRISON	✓				
Senator Tina Rose MUÑA BARNES	✓				
Senator Vicente (ben) Cabrera PANGELINAN	✓				
Senator Rory J. RESPICIO	✓				
Senator Dennis G. RODRIGUEZ, Jr.	✓				
Senator Michael F. Q.SAN NICOLAS	✓				
Speaker Judith T. WON PAT, Ed.D.	✓				
Senator Aline A. YAMASHITA, Ph.D.	✓				
TOTAL	15				
	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent

CERTIFIED TRUE AND CORRECT:

I = Pass

Clerk of the Legislature

June 21, 2013

Exhibit "A"

MUNICIPALITY OF AGANA HEIGHTS
Mayor's Council of Guam

Paul M. McDonald

VIA FACSIMILE

RECEIVED
MAY 22 2013
MAYORS' COUNC
OF GUAM

May 22, 2013

TO: **MR. ANGEL R. SABLAN, Executive Director**
Mayor's Council of Guam

FROM: **Paul M. McDonald, Mayor**
Municipality of Agana Heights

SUBJECT: **Storm Water Drainage Master Plan**

Dear Mr Sablan:

Here is a list of our Top Five Priorities of the Storm Water Drainage in the Municipality of Agana Heights.

1. **JOSEPH CRUZ AVENUE/GUITERREZ DRIVE/JOE & FLO DRIVE**
   -Flooding occurs up to 12 ft in residential homes along Joe & Flo Drive. A solution would to construct a gutter that would divert water from flooding homes.

2. **FRANCISCO JAVIER STREET/VICENTE SALOMON DRIVE**
   -Ponding basin not capable of holding the amount of water during heavy rainfalls and/or rainstorms.

3. **TAIGIGAO STREET/CHALAN MACAJNA**
   *Road across the gym, direct entrance to Taigigao Street
   -Whenever it rains, the road always floods.
   *Road further in Taigigao Street, going to the pipeline (residence of Augusto Delgado)
   -Due to road being low water build up during rainstorms are really quick to fill and high flooding. It makes it impossible to drive through the road.*

4. **JOSEPH CRUZ AVENUE/FAHA DRIVE**
   -Run-off from Joseph Cruz Avenue and Faha Drive need to be diverted away from private property (Antonio Chaco)

5. **TUTUJAN DRIVE/PAASAN DRIVE**
   -Water run-off from all directions need to be diverted to reduce the amount of water buildup during rainstorms

Should you have any questions or concerns, please contact our office at (671) 472-8285/6.

Sincerely,

PAUL M. MCDONALD

OFFICE OF THE MAYOR
P.O. Box [illegible] • Office (671) 472-8285/6 • Fax (671) [illegible]
Email: agana.heights.mayor@hotmail.com

RECEIVED
MAY 24 2013
MAYORS' COUNCIL OF GUAM

Office of the Mayor
Ufisinan Maket Lyet
MUNICIPALITY OF AGAT

Carol S. Tayama
Mayor
Agustin G. Quintanilla
Vice Mayor

May 24, 2013

Exhibit "B"

MEMORANDUM

To: Angel R. Sablan
Executive Director, MCOG

From: Carol S. Tayama
Agat Mayor

VIA FACSIMILE

Re: Top 5 Priority Flooding Areas

Listed below are the top 5 priority flooding areas in the village of Agat;

1. R. R. Cruz Subdivision
2. Finile Road
3. North & South Perino Road
4. Umang Road
5. Juan D. Rivera Road

If you have any questions you can call the office at 565-2524/4335.

Thank you,

Carol S. Tayama
Agat Mayor

Office of the Mayor
Municipality of Asan-Maina
P.O.Box 786 Hagatna, Guam 96932 / 141 Nino Perdido Drive Asan, Guam 96910
Office Telephone: (671) 472-6581/479-2726 / Fax: (671) 472-6446
Email: asanmainamayorsoffice@yahoo.com
Joana Margaret C. Blas, Mayor

VIA FACSIMILE

May 21, 2013

RECEIVED
MAY 23 2013
MAYORS' COUNCIL OF GUAM

Exhibit "C"

Mr. Angel R. Sablan
Executive Director
Mayors' Council of Guam

REF: Flooding priority

Dear Mr. Sablan,

I am hereby submitting my listing of the first five flooding priority areas within the Asan-Maina municipality.

List is as follows:

- Msgr. Jose A. Leon Guerrero Street, Asan
- Route 7 Chalan Palasyo, Maina
- Route 6 Halsey Drive, Maina
- Nino Perdido Drive, Asan
- Murray Road, Maina

Should you have any questions please feel free to contact me.

Sincerely,

JOANA MARGARET C. BLAS,
Mayor

MUNICIPALITY OF BARRIGADA

JUNE U. BLAS
MAYOR

OFFICE OF THE MAYOR & VICE MAYOR
124 LUAYAO LANE, BARRIGADA, GUAM 96913

JESSIE P. BAUTISTA
VICE MAYOR

EXHIBIT "D"

RECEIVED
MAY 22 2013
MAYORS' COUNCIL
OF GUAM

May 20, 2013

Memorandum

To: Angel A.R. Sablan, Executive Director, MCOG

From: Mayor June U. Blas

Subject: Flooding Areas

As per your request, listed below are the Top Five (5) Flooding Areas in the Municipality of Barrigada.

1. Vietnam Veteran's Highway (Residence of Mr. & Mrs. Angel Santos)
2. Ungaguan Place (Gumabon Residence and surrounding areas)
3. Limtiaco Street (San Antonio Area)
4. Tun Jose Bayona Street (Residence of John Blas)
5. Westbrook Street (Residence of Kamminga/Perez)

Should you need further clarification regarding this matter, please feel free and contact my office at 734-3737/3859.

JUNE U. BLAS

Exhibit "E"

RECEIVED
MAY 21 2013
MAYORS' COUNCIL OF GUAM

Mayors' Council of Guam - Admin.

From: Jessy Gogue [ocp.mayor@gmail.com]
Sent: Monday, May 20, 2013 5:49 PM
To: Mayor Paul M. McDonald
Cc: Mayors' Council of Guam - Admin.; Executive Director Angel R. Sablan; Julie Posadas - Office Of; Natasha M. Quitano
Subject: Fwd: STORM WATER DRAINAGE MASTER PLAN
Attachments: storm-water-drainage-master-plan-draft.pdf; sqmp-appendix-d-cost-estimate-summaries-draft.pdf

Hafa Adai Mayor McDonald,

With regard to the flooding in our District, please note that our TOP FIVE (5) priorities are as follows:

1. **Maimai Road (Route 15):** Between the Apusento Gardens entrance and the Taijeron Family residence, flooding gets as high as 5(+) feet during heavy rainfalls and even worse during a typhoon. This prevents many of the Maimai residents from gaining access to Route 4 and on occasion, many residents have become completely "'land locked" because of similar flooding that occurs in front of the Department of Corrections (Dairy Road).
2. **Route 4 (Pago Bay):** [Not listed in the Storm Water Drainage Master Plan] Between the GWA Waste Water pump station and the Pago Bay Bridge.
3. **Chalan Nganga & Famha Road (Famha Area):** During heavy rainfall, roads are washed out and homes are flooded. Much of this flooding can be attributed to the growing development in this area which has allowed the rate of flow of rainwater to sheet across this area.
4. **Ramirez Drive:** Road in front of the elementary school continues to flood along with flooding in the homes across the street from the school. Much of the flooding can be attributed to the ineffectiveness of the ponding basins surrounding the school. Additionally, flooding seen this area has adversely affected the functions of GWA's Waste Water pump station and has, on occasion, allowed sewage to seep out from the sewer lines in this area.
5. **Manibusan Lane:** Currently the flow of water along Manibusan Lane are NOT properly channeled through this area, which has resulted in the flooding of the road an homes in this area

Please let me know if you have any questions regarding my submission.

Sincerely,
Mayor Gogue

---------- Forwarded message ----------
From: **Jessy Gogue** <ocp.mayor@gmail.com>
Date: Thu, May 16, 2013 at 3:53 PM
Subject: STORM WATER DRAINAGE MASTER PLAN
To: "Executive Director Angel R. Sablan" <anghet@hotmail.com>, "Mayor Andrew C. Villagomez" <mtmvilla@yahoo.com>, "Mayor Andrew C. Villagomez" <mtm_mayors_office@yahoo.com>, "Mayor Carol S. Tayama" <agatmayorsoffice@hotmail.com>, "Mayor Dale E. Alvarez" <daleealvarez@gmail.com>, Mayor Doris Flores-Lujan <mayordorisfloreslujan@gmail.com>, "Mayor Ernest T. Chargualaf" <mayorernestc@yahoo.com>, "Mayor Joana Margaret C. Blas" <jmcblas@gmail.com>, "Mayor Joana Margaret C. Blas" <asanmainamayorsoffice@yahoo.com>, "Mayor John A. Cruz" <hagatnamayor@hotmail.com>, "Mayor Johnny A. Quinata" <umatacmo@gmail.com>, "Mayor June U. Blas" <vmayorjblas@yahoo.com>, "Mayor June U. Blas" <bmomayor@teleguam.net>, Mayor Ken Joe Ada <kenjoeada@yahoo.com>, "Mayor Louise C. Rivera" <weezierivera@hotmail.com>, "Mayor Louise C. Rivera" <mayorlcrivera.tatuha@gmail.com>, "Mayor Melissa B. Savares" <msavarcs@gmail.com>, "Mayor Nonito (Nito) C. Blas" <nblas_mangilaomayor@yahoo.com>, "Mayor Paul M. McDonald" <mayormcdonald@hotmail.com>, "Mayor Robert R. D. C. Hofmann" <guammayor@gmail.com>, Mayor Rudy Mantanane <kones.r@gmail.com>, "Mayor Vicente (Ben) D. Gumataotao" <pitimayor@yahoo.com>, "Mayor Vicente S. Taitague" <talofofomayor@gmail.com>, "Mayors' Council of Guam - Admin." <mcogadmin@teleguam.net>, "Vice Mayor Allan R. G. Ungacta"

Office of the Mayor

MUNICIPALITY OF DEDEDO

Melissa B. Savares
Mayor

Andrew Peter A. Benavente
Vice Mayor

Exhibit "F"

RECEIVED
MAY 22 2013
MAYORS' COUNCIL OF GUAM

May 20, 2013

To: Mayor Paul McDonald, President

From: Mayor of Dededo

Subject: Flooding Priorities for the Village of Dededo

Buenas yan Hafa Adai! As per your request, the top five (5) flooding priorities for the village of Dededo are listed below.

1. Chando Lane – fronting Daily Plaza
2. Apaka St. Ypaopao Estates area
3. Chalan Kareta, Machananao
4. Intersection of Loreta St. and West Santa Barbara Ave. (main village)
5. Kopa de Plata, Benson Subdivision (Ypaopao Est. area)

Your immediate attention in this matter is greatly appreciated.

Sincerely,

MELISSA B. SAVARES

Office of the Mayor
Ufisinan Mahot
Capital of Guam
Hagåtña, Kapitåt Guåhan

John A. Cruz
Mayor

RECEIVED
MAY 23 2013
MAYORS' COUNCIL
OF GUAM

May 23, 2013

TO: Angel R. Sablan – Executive Director Mayor's Council of Guam

FROM: John A. Cruz – Mayor of Hagatna

Exhibit "G"

SUBJECT: **FLOODING AREAS**
Re: Hagatna Village

Mr. Sablan,

The following areas:

1) Route 4 near Shirley's and Hagatna Library
2) 6th Street
3) West O'brien Drive between Lujan area and District Court
4) Soledad Avenue by Staywell
5) Bradley Place

in the village of Hagatna are of concern for flooding during the rainy season.

Should you have any questions or concerns, please feel free to contact me directly at 477-8045/7.

John A. Cruz
Mayor of Hagatna

OFFICE OF THE MAYOR
MUNICIPALITY OF INARAJAN
P.O. Box 786 Hagatna, Guam 96932
Tel: (671) 475-2509/10/11 Fax: (671) 828-2543
Cell Phone: 898-5102
Honorable Mayor Doris Flores Lujan
Email: mayordoristloreslujan@gmail.com

Exhibit "H"

May 22, 2013

VIA FACSIMILE

MEMORANDUM

TO: Angel R. Sablan
Executive Director, MCOG

SUBJECT: Flooding Areas to be addressed in the District of Inarajan

Buenas yan Hafa Adai,

The following are identified as flooding areas and have been constant recurring problems within the Municipality of Inarajan.

1. Route 4 and Tongan Creek
2. Rt. 4 at Bisbesbes
3. Rt. 4 & Tun Mariano D. Leon Guerrero Rd.
4. Rt. 4 Belen Avenue
5. Apman Drive

Si Yu'us Ma'ase

DORIS FLORES LUJAN
Mayor

RECEIVED
MAY 22 2013
MAYORS' COUNCIL OF GUAM

ACKNOWLEDGED BY: _____ MAY 22 2013
MCOG DATE

VIA FACSIMILE

The Community of Education, Culture and Sports

RECEIVED
MAY 29 2013
MAYORS' COUNCIL OF GUAM

Office of the Mayor
Municipality of Mangilao

PO Box 786 Hagatna, GU 96932 (671) 734-2163 / 5731 Fax: (671) 734-4130
Nonito "Nito" C. Blas, Mayor Allan G. Ungacta, Vice Mayor

Exhibit "I"

May 23, 2013

Memorandum

To: Mr. Angel R. Sablan,
Executive Director, Mayors' Council of Guam

From: Allan G. Ungacta,
Vice Mayor, Municipality of Mangilao

Subject: Flooding areas

Buenas yan Hafa Adai! Submitted herewith a list of the flooding areas in the district of Mangilao:

- Route 15- entrances to Miner Street
  Anderson Way
  Parfan Street
- Spanish Street
- Mandarine Lane/Chero Street
- Washington Drive
- University Drive

Allan G. Ungacta

Office of the Mayor
Municipality of Merizo

Ernest T. Chargualaf
Mayor

Exhibit "8"

May 20, 2013

RECEIVED
MAY 21
MAYORS' COUNCIL OF GUAM

MEMORANDUM

To: Angel R. Sablan
Executive Director MCOG

From: Ernest T. Chargualaf
Mayor of Merizo

Subject: FLOODING AREAS TO BE ADDRESSED IN THE DISTRICT OF MERIZO

Buenas yan Hafa Adai. The areas identified below are the flooding areas that have been recurring problems year in and year out.

1. Barcinas Housing to Baza area.
2 Papatguan Bridge & surrounding areas.
3.Creek between the former 3R's store & Emma Reyes road.
4. Culverts from Espinosa Avenue to main road across Paul Salas and Jose Cruz (Bobi).
5. Howard & Janice Santiago residence.

In order to address and rectify these flood zones, the area residents along with the Mayor should be consulted as to how to proceed in doing so.

Thank You,

Ernest T. Chargualaf
Mayor of Merizo

Office of the Mayor
Municipality of
Mongmong-Toto-Maite
P.O. Box 786 • Hagatna • Guam 96932

Mayor Andrew C. Villagomez

Telephone: (671) 477-9090/6758
Fax: (671) 472-6494

Exhibit "K"

RECEIVED
MAY 2 1 2013
MAYORS' COUNCIL
OF GUAM

May 20, 2013

Memorandum

To: Executive Director, Mayors' Council of Guam

From: Mayor, Municipality of Mongmong-Toto-Maite

Subject: Priority list of flood prone areas in Mongmong-Toto-Maite

Hafa Adai!!! Below is the priority list of flood prone areas in Mongmong-Toto-Maite. I am attaching a map of these areas.

1. Cesario Lane, Toto (ponding basin)
2. Martinez Lane, Mongmong
3. Peperu Lane, Toto
4. Sgt. Roy T. Damian Jr. Street and Guspat Street, Mongmong
5. Aragon Street, Toto (ponding basin)
6. Clara Road, Toto (bridge area)

Should you have any questions or need further information, please feel free to contact me at the numbers listed above.

Your attention in this regard is truly appreciated.

Si Yu'os Ma'ase'

ANDREW C. VILLAGOMEZ

Attachment

RECEIVED
MAY 21 2013
MAYORS' COUNCIL
OF GUAM

OFFICE OF THE MAYOR

Vicente (Ben) Diaz Gumataotao

Exhibit "L"

VIA FACSIMILE: 477-8777

May 21, 2013

MEMORANDUM

To: Angel R. Sablan
Executive Director
Mayor's Council of Guam

From: Mayor of Piti

Subject: Storm Water Drainage Master Plan

This is to inform you that the high priority projects for Piti Village are identified as follows:

1. Route 1 at Chalan Soling (PI-107);
2. Marin Peling Street – Mary Pelen (PI-103);
3. Rt. 1 (PI-102), Rt. 1 & Polaris Point (PI-119);
4. Assumption Drive & Spruance Drive (PI-111); and
5. Rt. 1 & Atantano River (PI-108).

Should you have any questions, please call me at 472-1232 or email me at pitimayor@yahoo.com.

Sincerely,

for: Vicente D. Gumataotao
Mayor of Piti

P. O. Box 786, Hagatña, Guam 96932 • Tel.: (671) 472-1232 /3 • Fax: (671) 477-2674 • Email: piti_mayor@yahoo.com

Mayors' Council of Guam - Admin.

Exhibit "M"

RECEIVED
MAY 23
MAYORS' COUNCIL OF GUAM

From: delisa kloppenburg [delisakloppenburg@gmail.com]
Sent: Thursday, May 23, 2013 9:56 AM
To: Mayors' Council of Guam - Admin.
Cc: Dale Alvarez
Subject: Flooding/ Erosion

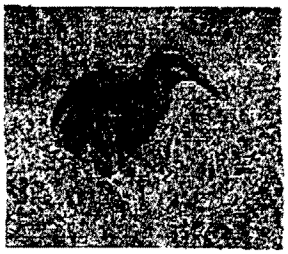
Hafa Adai Elaine,
Here are a list of our top 5 Flooding/Erosion areas in the Village of Santa Rita.

Teresita Lobaton - 507B Namo Falls Rd.
Francisco Guzman - 759 Bishop Olano Dr.
Antoinette Camp - 362 Bishop Olano Dr.
Vincent Santos - 136 Sumay Memorial Dr.
Santa Maria Ct. - Manhole fills up causing the area to get flooded

If you have any questions please feel free to contact our office at 565-2514 or 4337

Thank you,
Delisa D. Kloppenburg
Santa Rita Mayor's Office
565-2514 or 4337

No virus found in this message.
Checked by AVG - www.avg.com
Version: 2013.0.2904 / Virus Database: 3162/6346 - Release Date: 05/21/13



Talofofo Mayor's Office
The Honorable Mayor Vicente S. Taitague
Tel. 789-1421/3262 Fax. 789-5251
Email: talofofomayor@gmail.com
184 N. San Miguel St. Talofofo, GU 96915

RECEIVED
MAY 2 9 2013
MAYORS' COUNCIL
OF GUAM

VIA FACSIMILE

Exhibit "H"

May 24, 2013

To: Angel Sablan
Executive Director, MCOG

From: Talofofo Mayor

Hafa Adai Angel,

Per your request. Identified as flooding areas in the village.

1. #127 South David Gorton
2. Between Hse. #144 & #146 Francisco Reyes St.
3. #157 Ignacio Quitugua St
4. #150 Leonardo Tenorio Street
5. # 112 J.P. Cruz St.

Thank You.

Vicente S. Taitague

Mayors' Council of Guam - Admin.

From: Tamuning-Tumon and Harmon Mayor's Office [teamtatuha2013@gmail.com]
Sent: Thursday, May 23, 2013 10:06 AM
To: Mayors' Council of Guam - Admin.
Subject: 5 Primary Flooding Concerns

The following areas have been identified as High Priority Flooding concerns in the Tamuning-Tumon and Harmon Community.

- Taitano Road
- Adrian Sanchez Street
- Iriarte Street
- Sgt. David Camacho Street
- Jalaguac Way

Exhibit "O"

RECEIVED
MAY 23 2013
MAYORS' COUNCIL OF GUAM

No virus found in this message.
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Version: 2013.0.2904 / Virus Database: 3162/6346 - Release Date: 05/21/13

Exhibit "P"

RECEIVED
MAY 23 2013
MAYORS' COUNCIL
OF GUAM

Sent Via Facsimile

Umatacs'

Top 5 Flooded Areas

1. Both exits coming out of Nino Perdido St.
2. The left side of the road coming down the hill into the village from Fort Soledad.
3. The residence of Doris Cheguina at #291 Jose A. Quinata St.
4. The residence of Loraine Aguon at #159 Jose A. Quinata St.
5. The residence of Ryan James at #136 San Dionisio St.

YIGO MAYOR'S OFFICE
"OFFICINAN I TAOTAO"

Rudy M. Matanane, Mayor
Anthony P. Sanchez, Vice Mayor

Exhibit "Q"

RECEIVED
MAY 2 4 2013
MAYORS' COUNCIL OF GUAM

May 22, 2013

Angel Sablan, Executive Director
Mayor's Council of Guam
P.O. Box 786
Hagatna, Guam 96932

RE: FIVE (5) PRIORITIES LISTING FOR FLOOD AREAS IN YIGO

Dear Mr. Sablan,

Buenas yan Hafa Adai! As per your request, please see the five (5) priority flood areas that need immediate attention:

1. Intersection of Chalan La Chance & Chalan Adams
2. RTE. 29/ Marianas Terrace
3. 1-SS-29 Nissho Subdivision
4. Calvo Compound
5. East Gayinero

Should you have any questions please contact my office at the number indicated below.

Sincerely,

RUDY M. MATANANE
Yigo Mayor

MUNICIPALITY OF YONA
Mayors' Council of Guam
Konsehelon Mahot Guåhan
P. O. Box 786 Hagåtña, Guam 96932 / 265 Sister Eucharita Drive, Yona, Guam 96915

KEN JOE M. ADA
Mayor

RECEIVED
MAY 22 2013
MAYORS' COUNCIL OF GUAM

May 21, 2013

Exhibit "R"

MEMORANDUM

TO: *ANGEL R. SABLAN*
EXECUTIVE DIRECTOR
Mayor's Council of Guam

FR: *KEN JOE M. ADA, MPA*
Municipality of Yona

RE: *5 TOP FLOODED AREAS IN YONA*

Hafa Adai! As discussed and requested in the MCOG Special Meeting on May 15, 2013, the following are our top five (5) most flooded areas in Yona:

1. ***Pulantant – Quichocho Road***
2. ***Pulantant – Camacho Road***
3. ***Pulantant – As Suilo Road***
4. ***Route 4 Intersection – Pinky Road***
5. ***Route 17 Kalebla Road***

Should you have any questions, please contact my office at 789-1525/6.

Thank you.

KEN JOE M. ADA, MPA
Yona Mayor

/me

LEGISLATIVE SESSION

I MINA'TRENTAI DOS NA LIHESLATURAN

2013 (FIRST) Regular Session

Voting Sheet

Speaker Antonio R. Unipingco Legislative Session Hall

A.Bill No: 97-32 (LS)

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA	✓				
Senator V. Anthony "Tony" ADA	✓				
Senator Frank Blas AGUON Jr.	✓				
Vice-Speaker Benjamin J.F. CRUZ	✓				
Senator Christopher M. DUENAS	✓				
Senator Michael LIMTIACO	✓				
Senator Brant McCREADIE	✓				
Senator Thomas "Tommy" MORRISON	✓				
Senator Tina Rose MUÑA BARNES	✓				
Senator Vicente (ben) Cabrera PANGELINAN	✓				
Senator Rory J. RESPICIO	✓				
Senator Dennis G. RODRIGUEZ, Jr.	✓				
Senator Michael F. Q.SAN NICOLAS	✓				
Speaker Judith T. WON PAT, Ed.D.	✓				
Senator Aline A. YAMASHITA, Ph.D.	✓				
TOTAL	15				
	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent

CERTIFIED TRUE AND CORRECT:

I = Pass

Clerk of the Legislature

June 21, 2013

COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • *www.guamlegislature.com*
E-mail: *roryforguam@gmail.com* • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
Vicente (Ben) C. Pangelinan
Member

Speaker
Judith T.P. Won Pat, Ed.D.
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Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

April 30, 2013

Memorandum

To: **Rennae Meno**
Clerk of the Legislature

From: **Senator Rory J. Respicio**
Majority Leader & Rules Chair

Subject: **Fiscal Notes**

Hafa Adai!

Attached please find the fiscal notes for the bill numbers listed below. Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

FISCAL NOTES:
Bill Nos.: 62-32 (COR), 63-32(COR), 83-32(COR), 85-32(COR), 87-32(COR), and 97-32(LS)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

Si Yu'os ma'åse'!

2013 APR 30 PM 1:21

BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO
GOVERNOR

JOHN A. RIOS
DIRECTOR

RAY TENORIO
LIEUTENANT GOVERNOR

APR 29 2013

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtna, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: **62-32(COR), 63-32(COR), 83-32(COR), 85-32(COR), 87-32(COR), and 97-32(LS).**

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.

JOHN A. RIOS
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

Bureau of Budget & Management Research
Fiscal Note of Bill No. 97-32 (LS)

AN ACT TO APPROPRIATE AVAILABLE FUNDS FROM THE GUAM/TERRITORIAL HIGHWAY FUND TO DESIGNATE AND PRIORITIZE CERTAIN CAPITAL IMPROVEMENT PROJECTS, PURCHASE HEAVY EQUIPMENT NEEDED BY THE DEPARTMENT OF PUBLIC WORKS FOR FLOOD MITIGATION AND FUND THE DEPARTMENT OF REVENUE AND TAXATION'S TRANSACTION PROCESSING SYSTEM.

Department/Agency Appropriation Information		
Dept./Agency Affected: Revenue and Taxation	Dept./Agency Head: John P. Camacho, Director	
Department's General Fund (GF) appropriation(s) to date:		9,164,180
Department's Other Fund (Specify) appropriation(s) to date: Tax Collection Enhancement Fund $686,717, Better Public Service Fund $1,390,554		2,077,271
Total Department/Agency Appropriation(s) to date:		$11,241,451

Department/Agency Appropriation Information		
Dept./Agency Affected: Public Works	Dept./Agency Head: Carl Dominguez, Director	
Department's General Fund (GF) appropriation(s) to date:		9,774,206
Department's Other Fund (Specify) appropriation(s) to date: DPW Building & Design Fund $500,769, Guam Highway Fund $8,659,504 (not included are appropriations under DOA to pay GPA for Public Streetlights: Street Light Fund $3,590,261, Guam Highway Fund $3,709,739)		9,160,273
Total Department/Agency Appropriation(s) to date:		$18,934,479

Fund Source Information of Proposed Appropriation			
	General Fund:	Guam Highway Fund 1/	Total:
FY 2012 Unreserved Fund Balance[1]		$4,016,684	$4,016,684
FY 2013 Adopted Revenues	$0	$17,209,945	$17,209,945
FY 2013 Appro. (P.L. 31-233)	$0	($17,209,945)	($17,209,945)
Sub-total:	$0	$4,016,684	$4,016,684
Less appropriation in Bill	$0	($3,900,000)	($3,900,000)
Total:	$0	$116,684	$116,684

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	$0	$0	$0	$0	$0	$0
Guam Highway Fund 1/	$0	$3,900,000	$0	$0	$0	$0
Total	$0	$3,900,000	$0	$0	$0	$0

1. Does the bill contain "revenue generating" provisions? / / Yes /X/ No
   If Yes, see attachment
2. Is amount appropriated adequate to fund the intent of the appropriation? /X/ Yes / / No
   If no, what is the additional amount required? /X/ N/A
3. Does the Bill establish a new program/agency? / / Yes /X/ No
   If yes, will the program duplicate existing programs/agencies? /X/ N/A / / Yes / / No
   Is there a federal mandate to establish the program/agency? / / Yes /X/ No
4. Will the enactment of this Bill require new physical facilities? / / Yes /X/ No
5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: / / Yes /X/ No
   / / Requested agency comments not received as of the due date /X/ Other: Time constraints

Analyst: _____ Date: 4/24/13 Director: _____ Date: 4/25/13
Angela Flores, BMA IV John A. Rios, Director

Footnotes: 1/ Based on the FY 2012 released Audit by the Office of Public Accountability for the Territorial Highway Fund FY 2012, the Fund Balance amount is $4,321,119, but which is committed for highway operations. The FY 2013 current tracking of GHF reflects an overage of $1,955,392

Comments on Bill No. 97-32 (LS)

The bill is seeking to appropriate $3.9 million from the unappropriated fund balance of the Guam Highway Fund, to Department of Public Works (DPW) to fund costs for certain capital improvement projects, to purchase heavy equipment for flood mitigation purposes, and for road repair and improvement work; and to Department of Revenue and Taxation (DRT) to fund the Transaction Processing System to upgrade and facilitate certain functions.

Section 2 of the proposed legislation lists the items to be funded as follows: **1.** To DPW for flood mitigation purposes: **(A)** Taitano Street, Harmon installation of 680 lineal ft. inlet catch basin to Route 16 - $146,000; **(B)** Residential unit, Lot 4, Blk 10, Barrigada (Route 10) - $215,000; **(C)** Lot 6-1, Blk 2, Barrigada (Route 10) - $300,000; **(D)** Offsite Ironwood access road, Dededo, to include pavement - $300,000; **(E)** Yigo, various flood mitigation work - $150,000 **2.** To DPW for acquisition of a long reach excavator, with maintenance agreement - $200,000 **3.** To DPW for road repair and improvement work primarily to improve traffic safety along Route 4, Ipan adjacent to Jeff's Pirates's Cove, and other areas islandwide with emphasis on the improvement of traffic safety - $2,189,000 and **4.** To DRT for the Transaction Processing System to improve and facilitate program functions - $400,000.

Section 3 states that the Department of Public Works and the Department of Administration shall submit a status report on on all capital projects initially authorized under bonds, prior to this proposed legislation under § 1504 of 5 GCA and § 22427, Division 2, 5 GCA (see Attachment). The Section also requires DPW and DOA to report on the status of capital projects and others as per the proposed legislation.

Sections 4 and 5 pertain to Severability and Effective Date under the proposed legislation.

Based on the FY 2012 released Audit by the Office of Public Accountability for the Territorial Highway Fund FY 2012, the Fund Balance amount is $4,321,119, but which is committed for highway operations. The FY 2013 current tracking of GHF reflects an overage of $1,955,392.

COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • *www.guamlegislature.com*
E-mail: *roryforguam@gmail.com* • Tel: (671)472-7679 • Fax: (671)472-3547

2013 APR 30 PM 3:41

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
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Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

April 30, 2013

VIA EMAIL
john.rios@bbmr.guam.gov

John A. Rios
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Note – Bill Nos. 97-32(LS), 98-32(LS), 99-32(LS), and 100-32(LS)

Håfa Adai Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu'os ma'åse' for your attention to this matter.

Very Truly Yours,

Rory J. Respicio

Senator Rory J. Respicio
Chairperson, Committee on Rules

Attachments

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
97-32 (LS)	D.G. Rodriguez,Jr.	AN ACT TO APPROPRIATE AVAILABLE FUNDS FROM THE GUAM/TERRITORIAL HIGHWAY FUND TO DESIGNATE AND PRIORITIZE CERTAIN CAPITAL IMPROVEMENT PROJECTS, PURCHASE HEAVY EQUIPMENT NEEDED BY THE DEPARTMENT OF PUBLIC WORKS FOR FLOOD MITIGATION AND FUND THE DEPARTMENT OF REVENUE AND TAXATION'S TRANSACTION PROCESSING SYSTEM.
98-32(LS)	D.G. Rodriguez,Jr.	AN ACT TO MANDATE THE ESTABLISHMENT OF A GUAM IMMUNIZATION REGISTRY, AND TO PROVIDE FOR THE COORDINATED SUBMISSION OF OTHER STATISTICAL DATA FOR COMPILATION AND REPORTING BY THE OFFICE OF VITAL STATISTICS, BY ADDING A NEW §3210.1 AND AMENDING §3218, ALL OF ARTICLE 2 OF CHAPTER 3,10GCA.
99-32(LS)	Brant T. McCreadie	AN ACT TO AMEND §80.60 OF ARTICLE 4, CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO CLARIFYING MINIMUM SENTENCES FOR CRIMES.
100-32(LS)	Judith T. Won Pat,Ed.D	AN ACT TO ADD A NEW ITEM (e) TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING THE DEPOSIT OF UNCLAIMED OR UNPAID TAX REFUND CHECKS INTO THE INCOME TAX REFUND RESERVE FUND

COMMITTEE ON RULES

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Senator
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Member
MINORITY LEADER

Senator
Aline Yamashita
Member

April 22, 2013

MEMORANDUM

To: **Rennae Meno**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio**
Majority Leader & Rules Chair

Subject: **Referral of Bill No. 97-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my re referral of Bill No. **97-32(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan.*

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

Attachment

MINA' TRENTAI DOS NA LIHESLATURAN GUAHAN
2013 (FIRST) Regular Session

Bill No. 97 **-32** (CS)

Introduced by: **D.G. RODRIGUEZ, JR.**
T.R. MUNA-BARNES

AN ACT TO APPROPRIATE AVAILABLE FUNDS FROM THE GUAM/TERRITORIAL HIGHWAY FUND TO DESIGNATE AND PRIORITIZE CERTAIN CAPITAL IMPROVEMENT PROJECTS, PURCHASE HEAVY EQUIPMENT NEEDED BY THE DEPARTMENT OF PUBLIC WORKS FOR FLOOD MITIGATION AND FUND THE DEPARTMENT OF REVENUE AND TAXATION'S TRANSACTION PROCESSING SYSTEM.

RECEIVED APR 22 AM 10:12

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent: *I Liheslaturan Guåhan* finds that the Territorial Highway Fund (Guam Highway Fund) was recently audited and that there are un-appropriated funds identified in the Balance Sheet that are available for reprogramming for flood mitigation projects and road repair/improvement projects throughout the island. There are specific areas in Barrigada, Dededo, Ipan and Harmon that require immediate action. The projects listed in Section 2 of this Act are areas that the Department of Public Works have been made aware of their conditions and the work necessary to mitigate flooding and other traffic safety related issues. *I Liheslaturan Guåhan* further finds that the acquisition of heavy equipment for drainage improvement and emergency flood mitigation are necessary tools for the Department of Public Works to carry out its mandates and responsibilities to ensure proper maintenance of our roadways. *I Liheslaturan Guåhan* is also aware of the need to fund the Department of Revenue

and Taxation's Transaction Processing System as a means to upgrade and facilitate certain functions within the Department of Revenue and Taxation.

Section 2. Appropriation from the Guam Highway Fund. Notwithstanding any provision of law, the Sum of THREE MILLION NINE HUNDRED THOUSAND DOLLARS ($3,900,000) is hereby appropriated from the un-appropriated fund balance of the Guam/Territorial Highway Fund to the Department of Public Works and the Department of Revenue and Taxation as follows:

1. Flood Mitigation (DPW):

A.) Taitano Street, Harmon, installation of 680 lineal ft. inlet catch basin to Route 16	$146,000
B.) Mitigation (flood) of residential unit at Lot 4, Blk 10, Municipality of Barrigada (Route 10), as best determined appropriate by Director, DPW	$215,000
C.) Lot 6-1, Blk 2, Municipality of Barrigada (Route 10)	$300,000
D.) For pavement and flood mitigation of the offsite Ironwood access road in Dededo	$300,000
E.) Various flood mitigation work in the village of Yigo	$150,000

2. Acquisition of the following (DPW):

Long reach excavator, with maintenance agreement for flood mitigation $200,000

3.) Road repair/improvement work (DPW) $2,189,000

with an emphasis on improving traffic safety in such areas as along Route 4 in Ipan adjacent to Jeff's Pirate's Cove and similar concerns island-wide

4.) Funding for the Transaction Processing System $400,000

for the Department of Revenue and Taxation

Total **$3,900,000.00**

Section 3. Reporting Requirement. The Department of Public Works and the Department of Administration shall submit a status report on all capital projects initially authorized prior to this Act, as provided pursuant to §1504 of 5 GCA and §22427, Division 2, 5 GCA, as well as the status of capital projects and other purposes authorized pursuant to this Act, to *I Maga'lahan Guåhan,* and the *Speaker, I Liheslaturan Guåhan.*

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

Section 5. Effective Date. This Act shall become immediately effective upon enactment.