Mayors' Council of Guam
Konsehelon Mahot Guåhan

GL#34-17-607

June 6, 2017

Speaker Benjamin J.F. Cruz

JUN 0 6 2017

Time: 10:35 AM ☐ PM File No. 34-514

Received By: Elena

The Honorable Benjamin J.F. Cruz
Speaker
I Mina' Trentai Kuat'tro Na Liheslaturan Guahan
Hagatña, Guam 96930

RE: MCoG Proposed User Fees

Dear Speaker Cruz:

Buenas yan Hafa Adai! The purpose of this transmittal is to officially request that the attached User Fees Schedule undergo the Administrative Adjudication Act process. As you know, our government continues to seek ways to adequately fund for our needs. In this case we are looking at implementing user fees for assets that belong to each Mayor's office so that a constant revenue stream may be available to augment, refurbish, repair, and maintain such assets.

These fees have been considered and approved by members of the Mayors' Council of Guam and we look forward to its eventual approval.

If you or your staff should have any questions, please feel free to call me at 472-6940 or 488-8961. You may also email me at mcogadmin@teleguam.net.

2017 JUN -6 AM 10:59

Senseramente,

ANGEL R. SABLAN
Executive Director

cc. File/Chrono

0607

Eight Latte Stones

P. O. Box 786, Hagåtña, Guam 96932
Office: (671) 472-6940, 477-8461 • Fax: (671) 477-8777
E-mail: mcogadmin@teleguam.net

Mayors' Council of Guam
Konsehelon Mahot Guåhan

4/28/08 p21

April 18, 2008

The Honorable Judith T. Won Pat, Ed.D
Speaker
I Mina' Bente Nuebi Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

SUBJ: MCOG 2007 Legislative Transmittals

Dear Speaker Won Pat,

Buenas yan Hafa Adai! At the request of the Council, I am pleased to transmit two (2) documents that were transmitted to *I Liheslatura* last year. The documents provided for your information and file are letters to Senator Ishizaki relative to the MCOG Fee Schedule; and to then Acting Speaker Calvo, in reference to our Legislative Oversight Committee Chairman, Senator Frank Ishizaki.

Thank you for your kind attention regarding this matter. The Mayors' Council of Guam is looking forward to working with you and your colleagues on issues affecting our people. If you or your staff should have any questions, please feel free to call me at 472-6940 or 477-8461. You may also email me at mcogdirector@gmail.com

Senseramente,

JOHN F. BLAS
Executive Director

cc: All Mayors and Vice Mayors
File/Chrono

Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 4/18/08
Time 3:00p
Received by

DISTRIBUTED
4/18/08
All 24

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P. O. Box 786, Hagåtña, Guam 96932
Office: (671) 472-6940, 477-8461 • Fax: (671) 477-8777
E-mail: mcogadmin@eccomm.com

MINA' BENTE NUEBI NA LIHESLATURAN GUÅHAN
2007 (FIRST) Regular Session

Bill No. _____

Introduced By:

_____

AN ACT TO APPROVE THE PROPOSED MAYORS' COUNCIL OF GUAM USER'S FEE SCHEDULE FOR THE USE OF CERTAIN COMMUNITY AND RECREATIONAL FACILITIES AS AUTHORIZED IN PUBLIC LAW 24-97; TO APPROVE A FEE SCHEDULE FOR ADVERTISEMENTS AT COMMUNITY AND RECREATIONAL FACILITIES; AND TO PROVIDE PROCEDURES TO EFFECTUATE CHANGES IN THE FEE SCHEDULE.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that through the enactment of Public Law 24-97, nineteen (19) Municipal Planning Council Revolving Funds were established to be under the control and custody of each respective Municipal Planning Council (MPC). *I Liheslaturan Guåhan* further finds that this law authorizes the Mayors' Council of Guam to set charges for the use of Community Centers, Gymnasiums and Sports Facilities that have been placed under the

jurisdiction of the village Mayors, provided such charges have been adopted by the Mayors' Council of Guam, and subsequently reviewed and approved by *I Liheslaturan Guåhan*.

In addition to reviewing, amending and approving a User's Fee Schedule for the Mayors' Council of Guam, it is the intent of *I Liheslaturan Guåhan* to provide the authorization to the Mayors and the nineteen (19) MPCs to generate funds by charging advertising fees to commercial enterprises who wish to advertise on the walls or perimeter fences of their sports facilities, and to generate funds through fund-raising efforts including approving concessionaire activities within each Municipality as approved by the MPC. Furthermore, it is the intent and findings of *I Liheslaturan Guåhan* that the revenues generated as a result of the approval of this Fee Schedule will assist the Mayor and/or Vice Mayor in funding the operations *(to include the payment of utilities)*, repair and maintenance of the facilities identified in the proposed Fee Schedule.

Section 2. Definitions. As used in this Act.

a. *Mayors' Council of Guam (MCOG)*, means the entity composed of all Municipal Mayors and Vice Mayors.

b. *Municipal Planning Council (MPC)*, means the entity comprised of village residents appointed by the Mayor in each respective district to assist each Municipal Mayor and Vice Mayor.

c. *User's Fee Schedule (Fee Schedule)*, means the plan by which fees are assessed by the Mayor for the use of certain authorized community and recreational facilities in a Municipality.

d. *Community Facilities*, shall mean facilities under the custodial care of the Municipal Mayor and the Municipal Planning Council, including but not limited to Community Centers, Senior Citizens' Centers, Community Parks and Mayor's Offices.

e. *Recreational Facilities*, shall mean sports facilities under the custodial care of the Mayor and the Municipal Planning Council, including but not limited to Gymnasiums, Baseball Fields, Softball Fields, Football Fields, Basketball Courts, Volleyball Courts, Tennis Courts, and other sports-related facilities.

f. *Advertisement*, shall mean a marketing or promotional strategy utilizing posters, banners, billboards, and other forms or concepts to promote or market a product and/or service.

Section 3. Approval of the Mayors' Council of Guam User's Fee Schedule. The Fee Schedule as adopted by the Mayors' Council of Guam, and as further reviewed and amended by *I Liheslaturan Guåhan* in accordance with Public Law 24-97, and attached as ***Appendix A,*** is hereby approved.

Section 4. Approval of the Fee Schedule for Advertisements at Community and Recreational Facilities. The following Fee Schedule for advertisements at Community and Recreational Facilities as adopted by the Mayors' Council of Guam, and as reviewed and amended by *I Liheslaturan Guåhan* in accordance with Public Law 24-97 is hereby approved.

a. Posters, Banners or Billboards measuring greater than four feet by eight feet (4'x8') $500.00

b. Posters, Banners or Billboards measuring four feet by eight feet (4'x8') $300.00

c. Posters, Banners or Billboards measuring less than four feet by eight feet (4'x8').....$200.00

Section 5. Other Fees; Prohibited. For the purposes of this Act, at no time shall a Mayor or Vice Mayor impose any fee or fees neither authorized by this Act nor specified in ***Appendix A*** of this Act. Fees may not be imposed by a Mayor or Vice Mayor for the use of equipment such as canopies, chairs, benches, government vehicles, and the like.

Section 6. Increasing or Decreasing the Fee Schedule; Procedures to Effectuate Such Change. Upon the completion of the second (2nd) year of the implementation of this Act, and the Mayor with the consensus of his or her MPC deem it appropriate to amend the User's Fee Schedule, the following procedure shall be implemented by the Mayor and the Municipal Planning Council.

a. Prior to announcing any changes to the Fee Schedule, the Mayor and his or her MPC shall discuss, approve, and prepare the proposed changes to the Fee Schedule;

b. The Mayor and the MPC shall inform the residents of the intent to increase or decrease either or both of the Fee Schedules in accordance with the Administrative Adjudication Act (AAA);

c. Upon the compliance and completion of the AAA process, the Mayor and his or her MPC shall adopt a Resolution relative to effectuating the new Fee Schedule for that Municipality; and

d. That a certified copy of the Resolution be transmitted to the Mayors' Council of Guam Administrative office; to the Chairperson of the Legislative Oversight Committee for the Mayors' Council of Guam; and to Speaker of *I Liheslaturan Guåhan*.

Section 7. Effective Date. The Users' Fee Schedule shall take effect within thirty (30) days upon the enactment of this Act. Immediately upon enactment of this Act, the Municipal Mayor and the Municipal Planning Council shall take the necessary steps to educate and inform village residents of the implementation of such Fee Schedule.

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

DRAFT

APPENDIX A

Mayors' Council of Guam
Municipal Planning Council Revolving Fund
User's Fee Schedule

Recreational Facilities	Day Use	Night Use	Non-Sports Related Use
Gymnasium			$100.00-$600.00
League	$100.00	$200.00-$600.00	
Tournament	$100.00	$200.00-$600.00	
Baseball/Softball Fields			$100.00-$600.00
League	$100.00	$200.00-$600.00	
Tournament	$100.00	$200.00-$600.00	
Football Field			$100.00-$600.00
League	$100.00	$200.00-$600.00	
Basketball Court (Outdoor)			$100.00-$300.00
League	$50.00	$200.00	
Tournament	$50.00	$200.00	
Tennis Court			$100.00-$300.00
League	$50.00	$200.00	
Tournament	$50.00	$200.00	
Volleyball Court (Outdoor			$100.00-$300.00
League	$50.00	$200.00	
Tournament	$50.00	$200.00	
Community Park			$50.00-$200.00
Community Center			$100.00-$300.00
Sr. Citizens' Center			$100.00-$300.00
Mayor's Office			$25.00
Chairs / Canopies /Tables	**Refundable Deposit Fee:**		
	$50.00 for up to 100 chairs		
	$100.00 for 101 or more chairs		
	$50.00 per canopy (any size)		
	$50.00 for up to 10 tables		
	$100.00 for 11 tables or more		

Mayors' Council of Guam

Konsehelon Mahot Guåhan

9/10/07 9-11-07

September 7, 2007

Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 4/18/07
Time
Received by

Senator Edward J.B.
ACKNOWLEDGMENT REC
Rec'd by
Time: 2:34
Date 9-7-07

The Honorable Edward J.B. Calvo
Acting Speaker
I Mina' Bente Nuebi Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

RE: **Legislative Oversight Committee Chairman for the Mayors' Council of Guam.**

Dear Speaker Calvo,

Buenas yan Hafa Adai! I am writing on behalf of the members of the Mayors' Council of Guam who would like to share with you their concerns as it relates to our Legislative Committee Oversight Chairman, Senator Frank T. Ishizaki.

It was during the Council's Regular Monthly Meeting in July, as well as our Council meeting held on Wednesday, September 5th that the Mayors and Vice Mayors discussed that over the past several months the members of the Council have sensed that Senator Frank Ishizaki does not have a clear understanding of the powers, duties and responsibilities of the Mayors and Vice Mayors, to include the mission of the Mayors' Council of Guam. These concerns stem from numerous requests for guidance, advice, and support to our offices. Additionally, he has failed to move a key legislation *(the MCOG Fee Schedule)* through the legislative process. Senator Ishizaki did however make an attempt *(without our knowledge and presence)* to attach our fee schedule as a "rider" on Bill No. 74 *(now P.L. 29-02)*, which resulted in his withdrawal of the floor amendment because of the many challenging questions posed by other members of the Legislature. If Senator Ishizaki had informed the Council of his plans to include our fee schedule in Bill No. 74, I would have made sure that the Mayors and Vice Mayors were at the Legislature to provide clarification with respect to our fee schedule. It seems that there is no sincere effort on the good Senator's part to assist the Mayors and Vice Mayors and our communities especially in these austere times.

"Elected and appointed" officials often refer to the Mayors and Vice Mayors of Guam as the *"first responders"* and the *"front liners in public service"*. However, it is our assessment that our Legislative Oversight Committee Chairman failed in advocating for us as Mayors and Vice Mayors by protecting funds and powers that we depend on to continue performing our duties and responsibilities. We all feel that a change in our Oversight Chairman would prove to be more beneficial, productive and would most especially be in the best interest of the Council, and our communities.

Therefore, we kindly request that the Legislative Oversight Committee Chairperson for the Mayors' Council of Guam be replaced by a Senator who understands and supports the Mayors and Vice Mayors of Guam as they discharge their duties and responsibilities for the communities they serve. Additionally, we want a Senator that understands the purpose and intent of the funds that each Mayor's office is allocated. With that in mind, we kindly request your favorable consideration in designating yourself to

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P. O. Box 786, Hagåtña, Guam 96932
Office: (671) 472-6940, 477-8461 • Fax: (671) 477-8777
E-mail: mcogadmin@eccomm.com

serve as our Legislative Oversight Committee Chairperson since you have a better understanding of our duties and responsibilities. Furthermore, you were once our oversight Chairman, and the Council as a whole was very pleased with your support and guidance. Other than serving as our oversight Chairman, you had a genuine compassion for the service we provide our people, and respect for the office we hold.

We understand that this issue may have a conflict with the standing rules of the *I Mina' Bente Nuebi Na Liheslaturan Guåhan*, however as always, we stand ready to assist and support you and the members of *I Mina' Bente Nuebi Na Liheslaturan Guåhan* in making this change effective immediately for all Mayors, Vice Mayors and most especially our people who depend on us everyday.

Un Dangko'lo Na Si Yu'os Ma'åse! We look forward to your favorable response and support in this matter.

Senseramente,

MELISSA B. SAVARES
President

cc: All Mayors and Vice Mayors
MCOG Executive Director