

I Mina'Trentai Kuåttro Na Liheslaturan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
370-34 (COR) As amended on the Floor.	Thomas C. Ada	AN ACT TO AUTHORIZE A COMMERCIAL LEASE BETWEEN THE MAYOR OF <i>PITI</i> , THE <i>PITI</i> MUNICIPAL PLANNING COUNCIL AND THE GUAM TELEPHONE AUTHORITY FOR USE OF LOT SNEW-R1, BLOCK 2, MUNICIPALITY OF <i>PITI</i> .	11/13/18 9:50 a.m.	11/20/18	Committee on Environment, Land, Agriculture, and Procurement Reform	12/10/18 5:30 p.m.	12/12/18 11:21 a.m.	Fiscal Note Request 11/29/18 Fiscal Note 12/6/18	EXHIBIT A
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW	DATE SIGNED	NOTES	
	12/10/18	AN ACT TO AUTHORIZE A COMMERCIAL LEASE AGREEMENT BETWEEN THE MAYOR OF <i>PITI</i> , THE <i>PITI</i> MUNICIPAL PLANNING COUNCIL, AND THE GUAM TELEPHONE AUTHORITY FOR THE USE OF LOT SNEW-R1, BLOCK 2, MUNICIPALITY OF <i>PITI</i> .	12/19/18	12/19/18 6:57 p.m.	12/31/18	34-150	12/21/18	Received: 12/21/18 Mess and Comm. Doc. No. 34GL-18-2683.	



EDDIE BAZA CALVO
Governor
RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

DEC 21 2018

Honorable Therese M. Terlaje
Acting Speaker
I Mina'trentai Kudttro Na Liheslaturan Guahan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Madam Speaker Therese M. Terlaje
34GL-18-268-3
DEC 21 2018
Time: 11:43 am
Received by: CP

Dear Madam Speaker:

Transmitted herewith is Bill No. 370-34 (COR), "AN ACT TO AUTHORIZE A COMMERCIAL LEASE AGREEMENT BETWEEN THE MAYOR OF PITI, THE PITI MUNICIPAL PLANNING COUNCIL, AND THE GUAM TELEPHONE AUTHORITY FOR THE USE OF LOT 5NEW-R1, BLOCK 2, MUNICIPALITY OF PITI," which was signed on December 21, 2018, as Public Law 34-150.

Senseramente,


EDDIE BAZA CALVO

2018 DEC 21 PM 2:05


I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÁHAN
2018 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LÁHEN GUÁHAN

This is to certify that Bill No. 370-34 (COR), "AN ACT TO AUTHORIZE A COMMERCIAL LEASE AGREEMENT BETWEEN THE MAYOR OF *PITI*, THE *PITI* MUNICIPAL PLANNING COUNCIL, AND THE GUAM TELEPHONE AUTHORITY FOR THE USE OF LOT 5NEW-R1, BLOCK 2, MUNICIPALITY OF *PITI*," was on the 19th day of December 2018, duly and regularly passed.



Therese M. Terlaje
Acting Speaker

Attested:



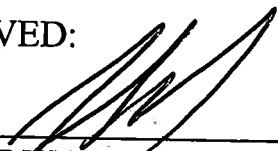
Régine Biscoe Lee
Legislative Secretary

This Act was received by *I Maga'láhen Guáhan* this 19th day of DEC.,
2018, at 6:57 o'clock P.M.



Shawn D. Mendez
Assistant Staff Officer
Maga'láhi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'láhen Guáhan

Date: DEC 21 2018

Public Law No. 3A-150

I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÁHAN
2018 (SECOND) Regular Session

Bill No. 370-34 (COR)

As amended on the Floor.

Introduced by:

Thomas C. Ada
FRANK B. AGUON, JR.
William M. Castro
James V. Espaldon
Fernando Barcinas Esteves
Régine Biscoe Lee
Tommy Morrison
Louise B. Muña
Telena Cruz Nelson
Dennis G. Rodriguez, Jr.
Joe S. San Agustin
Michael F.Q. San Nicolas
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO AUTHORIZE A COMMERCIAL LEASE AGREEMENT BETWEEN THE MAYOR OF *PITI*, THE *PITI* MUNICIPAL PLANNING COUNCIL, AND THE GUAM TELEPHONE AUTHORITY FOR THE USE OF LOT 5NEW-R1, BLOCK 2, MUNICIPALITY OF *PITI*.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guáhan* finds
3 that the Mayor of *Piti*, the *Piti* Municipal Planning Council, and the Guam
4 Telephone Authority (GTA) have been negotiating for a lease of Lot 5NEW-R1,
5 Block 2 in the municipality of *Piti*; and, GTA is requesting for a fifty (50) year lease

1 of the lot with the Mayor of *Piti* and the *Piti* Municipal Planning Council. Exhibit A
2 is the recorded map of Lot 5NEW-R1 Block 2, municipality of *Piti*.

3 *I Liheslaturan Guåhan* further finds that Lot 5NEW-R1, Block 2,
4 municipality of *Piti* is under the administrative jurisdiction of the Office of the
5 Mayor of *Piti* pursuant to Document 573510 - Reallocation of Public Lands,
6 recorded at the Department of Land Management on November 19, 1997.

7 *I Liheslaturan Guåhan* also finds that a previous attempt to provide funds for
8 community use under the Fish Eye Marine Park lease has not accrued to the benefit
9 of the community of *Piti*.

10 It is, therefore, the intent of *I Liheslaturan Guåhan* to authorize the Mayor of
11 *Piti* to enter into a lease agreement with GTA.

12 **Section 2. Authorization to Lease.** Notwithstanding any other provision of
13 law, *I Liheslaturan Guåhan* authorizes the Mayor of *Piti* to lease to the Guam
14 Telephone Authority Lot 5NEW-R1, Block 2, municipality of *Piti*, described on
15 Land Management Drawing No. 090FY99 and recorded under Document 596243,
16 containing an area of two thousand one hundred eighty-two (2,182) ± square meters,
17 for a period of twenty (20) years, with an option to renew for an additional twenty
18 (20) years.

19 **Section 3. Rental Stipulations.** Notwithstanding any provision of the lease,
20 the annual rent *shall* be determined by the highest of two (2) appraisals selected and
21 paid for by the Guam Telephone Authority. The rent is to be paid annually in
22 advance at the signing of the lease agreement and on subsequent anniversaries. The
23 rent amount *shall* escalate eight percent (8%) every five (5) years based on the
24 previous amount for the duration of the lease agreement.

25 **Section 4. Appraisals.** 2 GCA § 2107(b) relative to appraisals of land *shall*
26 apply to this Act.

1 **Section 5. Proceeds of Lease.** Funds generated from this lease *shall* be
2 deposited with the Office of the Mayor of *Piti* for the use of the community of *Piti*
3 as determined by the Mayor of *Piti* and the *Piti* Municipal Planning Council.

4 **Section 6. Prohibited Use.** The property *shall not* be used so as to make the
5 property unusable upon the expiration of the lease term. This *shall* include, but *not*
6 be limited to, such uses as ponding basins.

7 **Section 7. New Assessment and Update of Real Property Tax Roll.** Upon
8 approval of the lease agreement by the Office of the Attorney General of Guam and
9 recordation of the lease agreement at the Department of Land Management, the Real
10 Property Division of the Department of Revenue and Taxation *shall* conduct a
11 special valuation of Lot 5NEW-R1, Block 2, municipality of *Piti* and the new tax
12 assessment becomes due and payable by the Guam Telephone Authority in the
13 succeeding year. The Tax Roll *shall* be updated accordingly.

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

