



**GUAM SOLID WASTE AUTHORITY
BOARD OF DIRECTORS MEETING
AGENDA**

Tuesday, November 21, 2023
VIA VIDEO CONFERENCE

- I. CALL TO ORDER
- II. ROLL CALL
- III. DETERMINATION OF PROOF OF PUBLICATION
- IV. APPROVAL OF AGENDA ITEMS
- V. APPROVAL OF MINUTES
- VI. REPORTS
 - a. MANAGEMENT REPORTS
 - i. OPERATIONAL UPDATE
 - ii. FINANCIAL UPDATE
 - b. LEGAL COUNSEL'S REPORT
 - c. COMMITTEE REPORTS
- VII. UNFINISHED BUSINESS
 - a. ISLAND WIDE TRASH COLLECTION INITIATIVE
 - b. ORDOT POST CLOSURE PLAN UPDATE
 - i. FEDERAL RECEIVERSHIP UPDATES / INFORMATION
 - c. LAYON CELLS 1 AND 2 CLOSURE
 - d. RATE CASE WITH PUBLIC UTILITIES COMMISSION
 - e. PROCUREMENT OF LEGAL SERVICES
- VIII. NEW BUSINESS
- IX. COMMUNICATIONS AND CORRESPONDENCE
- X. PUBLIC FORUM - MEMBERS OF THE PUBLIC TO CONTACT GSWA TO BE PLACED ON THE AGENDA IF THEY WISH TO ADDRESS THE BOARD.
- XI. NEXT MEETING
- XII. ADJOURN

Guam Solid Waste Authority Board of Directors Regular Meeting

Tuesday, November 21, 2023 – 1:00 PM (ChST)

Join Zoom Meeting

Link: <https://zoom.us/j/9140408814?pwd=TjZ3U0dHSVd0ajlKRjBhcWFrc1ZYZz09>

Meeting ID: 914 040 8814

Passcode: 777546

The Guam Solid Waste Authority Board of Directors will have a board meeting November 21, 2023 at 1:00 PM. The meeting will be conducted via Zoom.

Agenda:

- I. Call to order**
- II. Roll Call**
- III. Determination of Proof of Publication**
- IV. Approval of Agenda Items**
- V. Approval of Minutes**
- VI. Reports**
 - a. Management Reports**
 - i. Operational Update**
 - ii. Financial Update**
 - b. Legal counsel report**
 - c. Committee Report**
- VII. Unfinished Business**
 - a. Island wide trash collection initiative**
 - b. Ordot post closure plan update i. Federal Receivership Updates/ Information**
 - c. Layon cells 1 and 2 closure d. Rate case with the Public Utilities Commission**
- VIII. New Business**
- IX. Communications and Correspondences**
- X. Public Forum- Members of the public to contact GSWA to be placed on the agenda if they wish to address the board**
- XI. Next meeting**
- XII. Adjourn**

Access live stream of the meeting on GSWA website: <https://www.guamsolidwasteauthority.com/>

For more information, please contact GSWA Admin at admin@gswa.guam.gov or 671-646-3215. Persons needing telecommunication device for the Hearing/Speech Impaired (TDD) may contact 671-646-3111. This advertisement was paid for by GSWA.



Chamoru Land Trust Commission
(Kumision Inangokkon Tano' Chamoru) CLTC

Chamoru Land Trust Commission Regular Board Meeting

Thursday, November 16, 2023 at 1:00PM

Chamoru Land Trust Conference Room, 590 S. Marine Corp Drive ITC Building, Suite 223, 2nd Floor Tamuning, Guam. Public Comments may be made at cltc.admin@cltc.guam.gov To view the meeting virtually, log on to GovGuam Live-YouTube or CLTC's Facebook page or Google Meet joining info Video call link: <https://meet.google.com/dm-floc-ujn?hs=224>

Public Notice: The Guam Daily Post on 11/08/2023 and 11/14/2023; Government of Guam Public Notice Portal, CLTC's Facebook Page, and on CLTC's website at <https://cltc.guam.gov/chamoru-land-trust-commission/>

AGENDA

- I. Call to Order - Certification of a Quorum Present
- II. Certification - Public Notice Requirements:
 - a. Guam Daily Post (11/08/2023 and 11/14/2023)
 - b. Guam Public Notice Website (<https://notices.guam.gov>)
- III. Approval of Minutes- September 21, 2023 Regular Board Meeting with 1st Resumption Meeting, September 26, 2023 and 2nd Resumption Meeting October 03, 2023
- IV. Administrative Director's Report
- V. Old Business
 - a. Confirmation of Loan Guarantee Request for Board action from October 19, 2023.
 - 13. Joseph John Guzman Mendolo
 - 14. Genevieve L. Aldan (Ba Genevieve Hernandez Chigaina)
 - 15. Brianna Beth Fiasca Sablan
 - 16. David Vincent Panglisan
 - 17. Josie Lynn B. Cantado
 - 18. Nadine Roberts Domingo
 - 19. Carmeen Diana Cruzosomo
 - 20. Billy P. Cruz
 - 21. Tony Eloy Cruz
 - 22. Jose Navarro Bautista
 - 23. Emalina Changuial Maricao
 - 24. Vicente J. Cruz
 - 25. James Roland Mathis
 - 26. Pauline Theresa T. Arcola
- VI. New Business:
 - a. Appointment of Acting Administrative Director, Mr. John L. Sanch
 - b. Designation of Authorized Signatories (Designation of Acting Chairperson and Administrative Director or Acting Administrative Director) for Bank of Guam accounts
 - c. Null and Void (102 Issues)
- VII. Consent Matter:
 - a. Johnny Chiriquito
- VIII. Public Comment(s)
- IX. Adjournment
- X. Next Meeting: Thursday, December 21, 2023 at 1:00PM CLTC Conference Room, Suite 223, 2nd Floor, Building, Tamuning, Guam 21 GCA Real Property, CH 75 Chamoru Land Trust Commission §754 102 (c) The commission shall meet regularly on the third Thursday of every month at 1:00pm or more often as determined by the Chairperson of the Commission

In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact Dexter Tan, (671) 300-3296 x204 email: dexter.tan@cltc.guam.gov This ad is paid for by CLTC funds



GHURA

Guam Housing and Urban Renewal Authority
Aturidat Ginima' Yan Rinueban Siudad Guahan
117 Bien Venida Avenue, Sinajana, GU 96910
Phone: (671) 477-9851 • Fax: (671) 300-7565 • TTY: (671) 472-3701
Website: www.ghura.org



Board of Commissioners Meeting
Tuesday, November 21, 2023 at 12:00 PM.
This meeting is open to the public via Zoom.

Topic: GHURA BOC Meeting, Tuesday, November 21, 2023 @12PM
Time: Nov 21, 2023 12:00 PM Guam, Port Moresby

Join Zoom Meeting:
<https://us06web.zoom.us/j/86421775904?pwd=MaV0oobokEfbZ9Yox15G06B3bjF9d.1>
Meeting ID: 864 2177 5904 Passcode: 160246
Watch Youtube Live Stream: <https://www.youtube.com/channel/UCGqKWUok0mTOFOLYN48ULag>

AGENDA:

- I. ROLL CALL
- II. BOARD MEETING PUBLIC ANNOUNCEMENTS
- III. APPROVAL OF PREVIOUS BOARD MINUTES – September 21, 2023
- IV. NEW BUSINESS
 - 1. Resolution No. FY2024-001; Resolution Approving the Section Eight Management Assessment Program (SEMAP) Certification (Form HUD-52648) for Fiscal Year ending 2023
 - 2. Resolution No. FY2024-002; Resolution Approving the Fiscal Year 2024 Section 8 Housing Choice Voucher Program Utility Allowance Schedule and Additional Allowances for Reasonable Accommodations for Persons with Disabilities
 - 3. Resolution No. FY2024-003; Resolution Approving Fiscal Year 2024 Section 8 Housing Choice Voucher Program Payment Standards
 - 4. Resolution No. FY2024-004; Resolution Approving the Write-Off of Tenant Accounts Receivables
- V. EXECUTIVE DIRECTOR'S REPORT
 - 1. Project Updates
 - 2. Division Updates
 - a. A/E Division
- VI. GENERAL DISCUSSION / ANNOUNCEMENTS
 - 1. Next proposed scheduled Board Meeting – Tuesday, December 12, 2023 @ 12:00 p.m.
- VII. ADJOURNMENT

The complete Board packet may be viewed on our website at www.ghura.org.
For more information, please contact Audrey Aguon at 475-1378 and for special accommodations, please contact Chief Planner – Designated Section 504 / ADA Coordinator at 475-1322 or TTY 472-3701.
This advertisement was paid for by GHURA



Guam Solid Waste Authority Board of Directors Regular Meeting
Tuesday, November 21, 2023 – 1:00 PM (ChST)

Join Zoom Meeting

Link: <https://zoom.us/j/9140408814?pwd=TjZ3U0dHSVd0ajlKRjBhcWFrclZYZ09>
Meeting ID: 914 040 8814 Passcode: 777546

The Guam Solid Waste Authority Board of Directors will have a board meeting November 21, 2023 at 1:00 PM. The meeting will be conducted via Zoom.

Agenda: I. Call to order II. Roll Call III. Determination of Proof of Publication IV. Approval of Agenda Items V. Approval of Minutes VI. Reports a. Management Reports i. Operational Update ii. Financial Update b. Legal counsel report c. Committee Report VII. Unfinished Business a. Island wide trash collection initiative b. Ordot post closure plan update i. Federal Receivership Updates/ Information c. Layon cells 1 and 2 closure d. Rate case with the Public Utilities Commission VIII. New Business IX. Communications and Correspondences X. Public Forum- Members of the public to contact GSWA to be placed on the agenda if they wish to address the board XI. Next meeting XII. Adjourn

Access live stream of the meeting on GSWA website: <https://www.guamsolidwasteauthority.com/>

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Guam Board of Accountancy
Suite 101, 135 South Marine Corps Drive, Tamuning, GU 96913
Telephone: (671) 487-8814 • Fax: (671) 487-8808

Notice of Meeting

The Guam Board of Accountancy will hold its monthly Board meeting on Thursday, November 16, 2023 at 4:00 p.m. This meeting is open to the public via Zoom Video Conference. Anyone desiring to join the virtual meeting may enter the following link in a browser: Meeting URL: Join Zoom Meeting <https://us06web.zoom.us/j/9140408814?pwd=TjZ3U0dHSVd0ajlKRjBhcWFrclZYZ09>
Meeting ID: 914 040 8814 Passcode: 87766746
Our YouTube livestreaming events link for all Regular Board Meetings is available on the Board's website at: <https://www.guamboa.org/boards/activities.html>.

AGENDA

- I. CALL TO ORDER
- II. APPROVAL OF MINUTES – September 21, 2023
- III. OLD BUSINESS:
 - A. Guam Accountancy Endowment Fund Update
- IV. NEW BUSINESS:
 - A. Requests for Approval
 - 1. Applications for Initial Certification & Licenses
 - 2. NPS Credit Extension
- V. GENERAL DISCUSSION/ANNOUNCEMENTS:
 - A. NAGSBA Proposed Amendments to the Uniform Accountancy Act Model Rules
 - B. NAGSBA Candidate Case Quarterly Report Q3 2023
 - C. FY2023 GSWA YTD Financial Summary
- VI. ADJOURNMENT

The names of applicants being considered are available on the Board's website at: <http://www.guamboa.org/policies/apply.htm>, along with other Board meeting materials. Detail materials will be available on the website one day before the meeting. Individuals requiring special accommodations or information may contact Ms. Anna Allague at the Guam Board of Accountancy at 671-647-8813 FAX: 671-647-8814 or subjard@guamboa.org for assistance.

JTB Global Foundation Micronesia
(A Not-for-Profit Organization)
Statement of Financial Position
December 31, 2022

ASSETS	
Cash	\$ 73,758
Time certificate of deposit	200,880
Accrued interest receivable	132
Total assets	\$ 274,770
LIABILITIES	
Account Payable	\$ -
NET ASSETS	
Unrestricted net assets	274,770
Total liabilities and net assets	\$ 274,770
Statement of Activities Year ended December 31, 2022	
Changes in unrestricted net assets:	
Revenue – contribution	\$ -
Revenue – interest income	193
Total revenues	193
Program services – educational program	
Supporting services	1,889
Professional fees	70
Annual report fee	-
Bank fee	-
Total expenses	1,959
Increase in unrestricted net assets	(1,766)
Unrestricted net assets at beginning of year	276,536
Unrestricted net assets at end of year	274,770
Certified to be true and correct	
/s/ Takayuki Tanaka	



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GFS GROUP
POSITION OPEN:
Chef/Kitchen Manager

Must be familiar with kitchen management, Chef/Sous Chef skills, experience creating recipes, and working in a retail food service environment. Dietetic and nutritional calculating experience is a plus. Must be energetic and able to multi-task in a fast-paced kitchen. Starting annual salary: \$50,000+

Call us to set up an interview at (671) 646-6083/84/85

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 (Inclusive of base hourly rate and tips)

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 (Based on experience)

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 Visit Kings Restaurants to pick up an application!

APTIM Federal Services LLC has opening for Engineer Federal Aviation Fuels

in Tamuning, GU.
 Provide engineering & construction services for aviation & ground products fueling facilities.

Email resume to HRQuestions@aptim.com.
Ref. job #47


Guam Solid Waste Authority Board of Directors Regular Meeting
Tuesday, November 21, 2023 – 1:00 PM (ChST)
Join Zoom Meeting

Link: <https://zoom.us/j/9140408814?pwd=1jZlU0d0R5Y0RjKkRjRjhcWEnc1ZkZz09>
 Meeting ID: 914 040 8814 Passcode: 777546

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Access live stream of the meeting on GSWA website: <http://www.guamsolidwasteauthority.com/>

For more information, please contact GSWA Admin at admin@gswa.guam.gov or 671-646-3215. Persons needing telecommunication device for the Hearing/Speech Impaired (TDD) may contact 671-646-2771. This advertisement was paid for by GSWA.

JOB OPENING

Opening for Civil Engineer with ART Constructors, LLC in Agat, GU. Min Reqs: Bach deg in Civil Engrg or Civil Engrg Technology (may be foreign educ equiv); 1 yr of exp as a Civil Engr or Project Civil Engr; and 6 months using AutoCAD. Anlyz civil engineering plans and specs, to assess civil engineering requirements including the specifications for precast construction work. Assists in formulating the most appropriate civil works and precast concrete construction methodologies, cost-effective plan to meet the specific projects' plans and specifications. Monitors the civil works construction and ensures production of projects' precast concrete segments and members are in compliance the design plans and specifications, applicable code requirements, and company's quality control standards. Prepares civil engineering works references and shop drawings for the project. Uses AutoCAD in performing job duties. Performs work at company's job sites in the MSA of Guam. Send CV by mail to PMB 1253, 285 Farenholt Ave., Unit 303, Tamuning, GU 96913 or email to shoja.rezvani@ar-pacific.com. Verification of qualifications required upon request.

BROOKS CONCEPCION LAW, P.C.
 247 Martyr Street, Ste. 101
 Hagåtña, Guam 96910
 (671) 472-6848
 (671) 477-5790
 Attorneys for Petitioner

IN THE SUPERIOR COURT OF GUAM
IN THE MATTER OF THE ESTATE
OF
JOHN MANUEL C. ROBERTO,
Decedent.
PROBATE CASE NO: PRO169-23
NOTICE OF HEARING

THIS NOTICE IS REQUIRED BY LAW. YOU ARE NOT REQUIRED TO APPEAR IN COURT UNLESS YOU DESIRE

1. NOTICE IS HEREBY GIVEN that Darlene A. Roberto has filed a Petition for Letters of Administration relative to such petition is hereby made for further particulars.

2. A hearing on the petition will be heard on Tuesday, November 28, 2023, at 9:30 a.m. before Judge Dora A. Galtemo in the Superior Court of Guam.

3. To attend or to participate in the hearing, you may appear in person at the courtroom of Judge Dora A. Galtemo, or you may appear remotely via Zoom by logging onto <https://guamscourt13.zoom.us> and enter the Meeting ID: 825.7824.9280 and Passcode: 189793. For technical assistance please call (671) 475-3207 five (5) minutes prior to the designated hearing time.

Dated: October 31, 2023

SOPHIA SANTOS DIAZ
 Clerk of Court, Superior Court of Guam
 (s/ DARLENE MAE L. GATCHALIAN
 Acting Courtroom/Chamber Clerk

BROOKS CONCEPCION LAW, P.C.
 247 Martyr Street, Ste. 101
 Hagåtña, Guam 96910
 (671) 472-6848
 (671) 477-5790
 Attorneys for Petitioner

IN THE SUPERIOR COURT OF GUAM
IN THE MATTER OF THE ESTATE
OF
RAMONA RAQUEL LEON GUERRERO PEREZ,
Decedent.
PROBATE CASE NO: PRO170-23
NOTICE OF HEARING

THIS NOTICE IS REQUIRED BY LAW. YOU ARE NOT REQUIRED TO APPEAR IN COURT UNLESS YOU DESIRE

1. NOTICE IS HEREBY GIVEN that Marlyne C. Perez-Cruz has filed a Petition for Letters of Administration

2. A hearing on the petition will be heard on Wednesday, November 29, 2023, at 9:20 a.m.

3. To attend or to participate in the hearing, you may appear in person at the Guam Judicial Center, appear remotely at <https://guamscourts.org/zoom.us> and enter Meeting ID: 863.4387.2212 and Passcode: 2886, or call into the courtroom at 671-300-6703 at the designated hearing time. For connectivity issues, you may contact Jannette Sanson at (671) 475-0141 or email jsanson@guamscourts.gov.

Dated: 27 Oct 2023

SOPHIA SANTOS DIAZ
 Clerk of Court, Superior Court of Guam
 (s/ ALICE B. MENDOZA
 Courtroom/Chamber Clerk


Office of the Mayor
 Municipality of Tamuning-Tumon-Harmon
 120 Ten Jesus Cristobal St. Tamuning, GU 96913 • P.O. Box 10513 Tamuning, GU 96931
 Telephone: 671.646.5211 Fax: 671.646.5210 Email: towndata@2013@gmail.com

PUBLIC NOTICE ANNOUNCEMENT

The Tamuning-Tumon-Harmon Municipal Planning Council will hold their Regular Monthly Meeting on Tuesday, November 21, 2023 beginning at 6:30 p.m., in person at the Tamuning Community Senior Center. This meeting will broadcast live on the Tamuning Mayor's Office Facebook page.

AGENDA

<p>I. Call to Order/Roll Call</p> <p>II. Recitation of Pledge of Allegiance and (W/R/S)</p> <p>III. Approval of Minutes of September 14, 2023</p> <p>IV. Mayor/Vice-Mayor's Report: Village News</p> <p>V. Solar Military Command Report:</p> <p>VI. Introduction of new Youth Congress representatives</p> <p>VII. Unfinished Business: Update of On-going Projects</p>	<p>VIII. New Business:</p> <p>a.) Guam Land Use Commission Conditional Use Permit Application - For a Temporary Workforce Housing Facility for 82 residents on Lot 5016-1-3-B located in Upper Tamun and Owned by Jimmy Jung Se Yim and Jely Yeung Ja Ji</p> <p>b.) Little Peace Festival- Jan. 20-21, 2024</p> <p>IX. Committee Reports:</p> <p>X. Public Comment</p> <p>XI. Announcements</p> <p>XII. Adjournment</p>
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In compliance with the American with Disabilities Act, individuals requiring special accommodation may contact Mayor Louise Rivers via email mayor@townofthetamuning.com or call 671-480-8440.



GUAM SOLID WASTE AUTHORITY
BOARD OF DIRECTORS' MEETING MINUTES
Thursday, October 26, 2023
1:04 pm – 2:33 pm
Guam Solid Waste Authority Via Video Conference

I. Call to Order

Chairman Gayle called the meeting to order for the Guam Solid Waste Authority (GSWA) Board of Directors' meeting at 1:04 pm.

II. Roll Call

Board Members:

Andrew Gayle	Chairman
Minakshi Hemlani	Vice Chairwoman
Margaret "Peggy" Denney	Secretary
Jim Oehlerking	Member

Management & Staff:

Irvin Slike	General Manager
Keilani Mesa	Administrative Officer
Alicia Fejeran	Chief of Administration
Jolyn Flores	Administrative Assistant

Guests:

Harvey Gershman	GBB Federal Receiver Representative
Christopher Lund	GBB Federal Receiver Representative
Joyce Tang	Attorney for GBB Federal Receiver

III. Determination of Proof of Publication

1st Publication with Guam Daily Post, Thursday, October 19, 2023
2nd Publication with Guam Daily Post, Tuesday, October 24, 2023.

IV. Approval of Agenda Items

Vice Chairwoman Hemlani motioned to approve the meeting agenda provided by Chairman Gayle; Secretary Denney seconded the motion. Agenda was approved.



V. Approval of Minutes

Board members reviewed the September 21, 2023 draft minutes. Vice Chairwoman Hemlani motioned to approve the draft minutes; Secretary Denney seconded the motion. Minutes for September 21, 2023 Board Meeting were approved.

VI. Reports

a. Management Reports

i. Operational Update

General Manager Irvin Slike provided an update on GSWA's recent developments. The organization has acquired six out of ten trucks, with three multi-packs currently in the yard. The operations department has started practicing the utilization of automated arms in service areas preparing them for implementation. The procurement plan outlined in the Board packet indicates a need for four additional trucks.

Regarding previous discussions on truck painting during the Board Meeting, no updates are available at this time. A draft Memorandum of Understanding (MOU) has been created, but as of now, there has been no feedback from C.A.H.A.

In relation to the Layon Annual Report from Green Group, a draft has been received. Notably, GSWA has managed 108,000 tons of disaster debris, exceeding the previous year's intake by 12,000 tons (97,000 tons in the previous year). The compaction target of 1,000 pounds per cubic yard on the fluff layer has been successfully met.

Progress is on schedule for the 2032 filling date of cell three, with the Capital program set for 2030. The organization aims to confirm compaction and filling rate status by the end of 2024.

In terms of leachate production, Layon has consistently generated 30,000 gallons per day in 2023, mirroring the previous year's output. Work is underway on cover material, with an additional 20,000 cubic yards used compared to the previous year. Green Group has been engaged to cover an additional layer on Cells 1 and 2.

a. GSWA Board Resolution 2024-001: Relative to approving the above step recruitment for the Safety Officer position. Member Oehlerking motioned to approve the resolution. Vice Chairwoman Hemlani seconded the Motion. Motion was passed unanimously and the resolution was approved.

b. GSWA Board Resolution 2024-002: Relative to the Petitioning the PUC for the approval of the award to Worldwide Enterprises Inc. for two 24 CY Rear Loading Refuse trucks and the award to Far East Equipment for two 24 CY Side Loading Refuse trucks. Vice Chairwoman Hemlani motioned to approve the resolution. Secretary Denney seconded the motion. Motion was passed unanimously and the resolution was approved.



ii. **Financial Update**

General Manager Slike briefly went over the financial reports, highlighting no significant changes since the last Board Meeting on behalf of Comptroller Kakigi.

- a. **GSWA Board Resolution 2024-003:** Relative to authorizing the Guam Solid Waste Authority Management Team to Establish a TCD/Money Market Account for Layon Landfill. Secretary Denney motioned to approve this resolution. Member Oehlerking seconded the motion. Motion was passed unanimously and the resolution was approved.

b. **Legal Counsel's Report**

No discussion.

c. **Committee Reports**

No discussion.

VII. Unfinished Business

a. **Island Wide Trash Collection Initiative**

Chairman Gayle reported that Senator Perez has introduced a bill to initiate an island-wide trash collection program. A Public Hearing is scheduled for Monday, October 30, 2023, at 9:00 a.m. at the Legislative Hearing Hall. Chairman Gayle will be present to provide verbal testimony, and General Manager Irvin Slike has submitted a written testimony. Chairman Gayle briefly outlined the key details of the bill during the update.

b. **Ordot Post Closure Plan Update**

Receiver Representatives provided an update on the post-closure care and leachate situation at Ordot.

c. **Layon Cells 1 and 2 Closure**

No updates.

d. **Rate Case with Public Utilities Commission**

No updates.

VIII. New Business

a. **Procurement of Legal Services**

Chief of Administration Alicia Fejeran reported that we have initiated our preliminary stages, necessitating us to submit a reasonable inquiry to the AG's Office to obtain written confirmation of their approval for us to proceed. The AG's Office has responded to our inquiry, and we are currently in the process of addressing their requirements.

IX. Communications and Correspondence

None.

X. Public Forum: Members of the public to contact GSWA to be placed on the agenda if they wish to address the board.

None.

XI. Next meeting

The next meeting will be held via video conference on Tuesday, November 21, 2023 at 1:00 p.m.

XIII. Adjourn

Secretary Denney motioned to adjourn meeting. Member Oehlerking seconded the motion. Motion was passed unanimously and the meeting was adjourned at 2:33 p.m.

Gum Solid Waste Operations Fund
Operating Budget Revenues, Expenditures, Reserves
As of October 31, 2023

Unaudited	Annual				October				YTD			
	Budget Operations	Carryover ARPA	Carryover '23 Fund Balan	Total Budget	Budget	October 2023	Variance	% Variance	Budget	YTD	Variance	% Variance
Revenues:												
Commercial Fees (Large)	9,758,051		0	9,758,051	828,766	1,616,708	787,942	95%	828,766	1,616,708	787,942	95%
Others - Government/Commercial Fees	987,518		0	987,518	83,871	250,397	166,526	199%	83,871	250,397	166,526	199%
Residential Collection Fees, net 3% Bad Debt	7,951,648		0	7,951,648	675,345	653,673	-21,672	-3%	675,345	653,673	(21,672)	-3%
Host Community Fees	300,000		0	300,000	25,479	49,347	23,867	94%	25,479	49,347	23,867	94%
Other Revenues	431,284		0	431,284	36,630	41,820	5,190	14%	36,630	41,820	5,190	14%
Interest Income	0		0	0	0	95	95	n/a	0	95	95	n/a
Prior Year Revenues	0		0	0	0	0	0	n/a	0	0	0	n/a
Total revenues	19,428,501	0	0	19,428,501	1,650,092	2,612,040	961,948	58%	1,650,092	2,612,040	961,949	58%
Fund Balance Allocation			2,439,422	2,439,422	0	0	0					
ARPA Budget Allocation	0	8,535,247	0	8,535,247	1,453,839	1,453,839	0	0%	1,453,839	1,453,839	0	0%
Transfer In - Recycling Revolving Fund	400,000		0	400,000	33,333	33,333	0	0%	33,333	33,333	0	0%
Total Revenues/Transfers In/ARPA Allocation	19,828,501	8,535,247	2,439,422	30,803,173	3,137,264	4,099,212	961,948	31%	3,137,264	4,099,213	961,949	31%
Expenditures by Object:												
Salaries and wages	4,002,582		0	4,002,582	252,217	225,825	(26,392)	-10%	252,217	225,825	(26,392)	-10%
Contractual services:												
Layon Operator	2,700,000		1,290,000	3,990,000	323,843	323,224	-619	0%	323,843	323,224	(619)	0%
Layon Monitoring	650,000	0	0	650,000	54,167	52,025	-2,141	-4%	54,167	52,025	(2,141)	-4%
Harmon Hauler Station Operations	2,400,000		1,239,422	3,639,422	303,285	353,473	50,188	17%	303,285	353,473	50,188	17%
Ordot Postclosure care	2,000,000		0	2,000,000	166,667	166,667	0	0%	166,667	166,667	0	0%
Recycling Programs	800,098		0	800,098	66,675	16,527	(50,148)	-75%	66,675	16,527	(50,148)	-75%
GEPA Appropriation	202,992		0	202,992	16,916	0	(16,916)	-100%	16,916	0	(16,916)	-100%
Contractual Employees	500,000		0	500,000	41,667	86,454	44,788	107%	41,667	86,454	44,788	107%
Vehicle Maintenance	700,000		0	700,000	58,333	20,342	(37,991)	-65%	58,333	20,342	(37,991)	-65%
PUC/Rate Study Consultant/Legal Expenses/Ord	170,000		0	170,000	14,167	6,150	(8,017)	-57%	14,167	6,150	(8,017)	-57%
Others	478,288	1,080,000	0	1,558,288	39,857	19,098	(20,759)	-52%	39,857	19,098	(20,759)	-52%
Total contractual services:	10,601,378	1,080,000	2,529,422	14,210,800	1,085,576	1,043,961	(41,616)	-4%	1,085,576	1,043,961	(41,616)	-4%
Receiver	0		0	0	0	69,675	69,675	n/a	0	69,675	69,675	n/a
Travel	24,286		0	24,286	0	0	0	0%	0	0	0	0%
Supplies	431,655		0	431,655	35,971	37,887	1,916	5%	35,971	37,887	1,916	5%
Vehicle Supplies	150,000		0	150,000	12,500	19,829	7,329	59%	12,500	19,829	7,329	59%
Worker's compensation	1,000		0	1,000	83	0	(83)	-100%	83	0	(83)	-100%
Drug testing	1,000		0	1,000	83	0	(83)	-100%	83	0	(83)	-100%
Equipment	5,242		0	5,242	437	0	(437)	-100%	437	0	(437)	-100%
Utilities - power	110,000		0	110,000	9,167	9,062	(105)	(0.01)	9,167	9,062	(105)	-1%
Utilities - water	18,500		0	18,500	1,542	774	(768)	-50%	1,542	774	(768)	-50%
Communications	61,515		0	61,515	5,126	5,913	787	15%	5,126	5,913	787	15%
Capital outlays	680,635	7,455,247	0	8,135,882	1,510,559	1,510,559	0	0%	1,510,559	1,510,559	0	0%
Miscellaneous	243,708		0	243,708	20,309	19,272	(1,037)	-5%	20,309	19,272	(1,037)	-5%
Reserves - Layon Landfill	200,000		0	200,000	16,667	16,667	0	0%	16,667	16,667	0	0%
Transfers to Host Community Fund	300,000		0	300,000	25,000	38,748	13,748	55%	25,000	38,748	13,748	55%
Transfer out to General Fund (Debt Service), Cell 3	2,997,000		0	2,997,000	249,750	253,833	4,083	2%	249,750	253,833	4,083	2%
Other Expenditures	5,224,542	7,455,247	0	12,679,788	1,887,194	1,912,543	25,349	1%	1,887,194	1,912,543	25,349	1%
TOTAL EXPENDITURES:	19,828,501	8,535,247	2,529,422	30,893,170	3,224,987	3,252,004	27,017	1%	3,224,988	3,252,004	27,017	1%
Excess (deficiency) of revenues over (under expenditures)						847,208				847,209		
Less: Carry Over Encumbrances/Expenditures:									Other/Carry over obligations:	-1,887,950		
									Net Change:	-1,040,741		

Summary of Carry over Encumbrances: Total Encumbrance Payments Balance

Fund Balance CY -Transfer for Interest Pay	1,886,800	1,886,800	0
Vehicle Supplies	1,150	1,150	0
Note:	<u>1,887,950</u>	<u>1,887,950</u>	<u>0</u>

This report is based on preliminary month end numbers and is subject to change based on DOA updates and accounting adjustments.
ARPA Funds revenues are allocated based on when they are expended.
Carry over encumbrances such as contracts and purchase orders funded by prior year receipts but expended this fiscal year.
Bad debt expense was based on FY2022 write off approximately 3% of Residential Revenues.
Public Law 36-107 allocated to GEPA \$202,992 to fund duties and responsibilities related to the closure, monitoring and opening of the island's landfill.
P.L. 36-107 allocated \$18,750,860 to fund GSWA's budget.
P.L. 36-115 allocated \$400,000 to from the Recycling Revolving Fund to GSWA to fund the Residential Recycling Program and is a continuing appropriation.

GUAM SOLID WASTE AUTHORITY FUNDS

FUND BALANCE as of October 31, 2023

Unaudited

	Operational Fund	Ordot Post Closure Fund	Total
Fund Balance, September 30, 2023 <i>unaudited</i>	7,120,356	4,912,400	12,032,756
<i>Add: Revenues/Other Sources:</i>	4,099,213	164,013	4,263,225
<i>Transfers In- SWOF</i>	0	1,886,800	1,886,800
	4,099,213	2,050,813	6,150,026
<i>Less: Expenditures/Reserves:</i>	3,252,004	-119,703	3,132,301
<i>Transfers Out - OPCC</i>	1,886,800	0	1,886,800
<i>Carry Over Encumbrances</i>	1,150	0	1,150
	5,139,954	-119,703	5,020,251
<i>Net Operating Budget</i>	-1,040,741	1,931,110	11,170,276
<i>Add back:</i>			
<i>Capital Outlay - Equipment Replacement reserves set asides</i>	0	0	0
<i>Layon Reserves</i>	16,667	0	16,667
Total Net change in Fund Balance	-1,024,075	1,931,110	907,035
Ending Fund Balance, October 31, 2023 (unaudited)	6,096,281	6,843,510	12,939,791

Solid Waste Operations Fund
Operating Balance Sheet
As of October 31, 2023 and September 30, 2023
(Unaudited)

	As of 30-Sep-23	As of 30-Sep-22	Change	% Change
ASSETS				
Cash and cash equivalents, unrestricted	4,059,134	5,689,047	-1,629,913	-29%
Cash and cash equivalents, restricted	1,017,219	5,963,590	-4,946,371	-83%
Investments, Restricted	6,997,184	0	6,997,184	
Receivables, net:		0		
Tipping Fees	4,846,224	4,307,989	538,235	12%
Due from other funds		0		
Due from component units		0		
Deposits and other assets		0		
Total assets	<u>16,919,760</u>	<u>15,960,626</u>	<u>959,133</u>	<u>6%</u>
LIABILITIES AND FUND BALANCES (DEFICIT)				
Liabilities:				
Accounts payable	0	0	0	
Accrued payroll and other	1,618,231	1,744,518	-126,287	-7%
Due to component units	0	0		
Due to other funds	2,361,739	2,183,352	178,387	8%
Deferred revenue	0	0	0	
Deposits and other liabilities	0	0	0	
Total liabilities	<u>3,979,970</u>	<u>3,927,870</u>	<u>52,100</u>	<u>1%</u>
Fund balance (deficit):				
Restricted, OPCC	6,843,510	4,912,400	1,931,110	39%
Committed	0		0	
Assigned	6,096,281	7,120,356	-1,024,075	-14%
Unassigned	0	0	0	
Total fund balance (deficit)	<u>12,939,791</u>	<u>12,032,756</u>	<u>907,035</u>	<u>8%</u>
Total liabilities and fund balances (deficit)	<u>16,919,760</u>	<u>15,960,626</u>	<u>959,133</u>	<u>6%</u>

Note:

This report is based on preliminary month end numbers and is subject to change based on DOA updates and accounting adjustments.

Operating Budget Revenues, Expenditures

As of October 31, 2023

Unaudited	FY2024 Actuals to Date	FY2023 Actuals to Date	Variance	% Increase (Decrease)
Revenues:				
Commercial Fees (Large)	1,616,708	879,023	737,685	83.9%
Others - Government/Commercial Fees	250,397	37,055	213,342	575.7%
Residential Collection Fees (net 3%)	653,673	681,298	-27,625	-4.1%
Host Community Fees	49,347	28,604	20,743	72.5%
Other Revenues	41,820	37,531	4,289	11.4%
Interest Income	8,036	97	7,939	8223.8%
Unrealized Gains (Losses)	-10,594	0	-10,594	n/a
Total Revenues	2,609,387	1,663,608	945,779	56.9%
ARPA Budget Allocation	1,453,839	355,749	1,098,090	308.7%
Transfers In- Reimb from Cell 3	0	0	0	0.0%
Transfers In - Recycling Revolving Fund	33,333	33,333	0	n/a
Total Other Resources/Transfers In	1,487,172	389,082	1,098,090	282.2%
Total Revenues/Other Resources/Transfers In:	4,096,559	2,052,689	2,043,870	99.6%
Expenditures by Object:				
Salaries and wages - regular	144,955	98,228	46,728	47.6%
Salaries and wages - overtime	19,840	11,292	8,548	75.7%
Salaries and wages - fringe benefits	61,029	41,157	19,872	48.3%
	225,825	150,678	75,147	49.9%
Contractual services:				
Layon Operations	323,224	355,749	-32,525	-9.1%
Layon Others	52,025	78,782	-26,757	-34.0%
Harmon Hauler Station Operations	353,473	305,974	47,499	15.5%
Ordot Postclosure care (OPCC)	119,703	220,351	-100,648	-45.7%
Recycling/Other Programs	16,527	89,601	-73,074	-81.6%
GEPA Appropriation	0	0	0	0.0%
Contractual Employees	86,454	152,110	-65,656	-43.2%
Vehicle Maintenance	20,342	82,495	-62,153	-75.3%
PUC/Legal Expenses	6,150	83,525	-77,375	-92.6%
Other Contractual	19,098	26,432	-7,334	-27.7%
Total Contractual	996,995	1,395,019	-398,021	-28.5%
Receiver	69,675	45,347	24,328	53.6%
Travel	0	0	0	0.0%
Supplies	37,887	34,730	3,157	9.1%
Vehicle Supplies	20,979	2,800	18,179	649.3%
Worker's compensation	0	0	0	0.0%
Drug testing	0	0	0	0.0%
Equipment	0	0	0	0.0%
Utilities - power	9,062	12,865	-3,803	-29.6%
Utilities - water	774	756	18	2.4%
Communications	5,913	4,963	950	19.1%
Capital outlays	1,510,559	0	1,510,559	n/a
Miscellaneous	19,272	20,665	-1,393	-6.7%
Reserves	0	0	0	0.0%
Transfers to Host Community Fund	38,748	28,604	10,144	35.5%
Transfer out to General Fund (Debt Service), Cell 3 Expe	253,833	253,688	145	0.1%
Other Expenditures	1,897,025	359,070	1,537,956	428.3%
TOTAL EXPENDITURES:	3,189,522	1,950,115	1,239,411	63.6%
Excess (deficiency) of revenues over (under expenditures)	907,035	102,574	804,461	784.3%
Other financing sources (uses),				
Transfers in from other funds	0	0	0	
Transfers out to other funds	0	0	0	
Total other financing sources (uses), net	0	0	0	
Net Change in Fund Balance:	907,035	102,574	804,461	784.3%
Beginning Fund Balance, 09-30 (unaudited)	12,032,756	9,987,486	2,045,270	20.5%
Ending Fund Balance, September (unaudited)	12,939,791	10,090,060	2,849,731	28.2%

Note:

This report is based on preliminary month end numbers and is subject to change based on DOA updates and accounting adjustments.

TYPHOON MAWAR
Typhoon related Revenues and Government Reimbursement
May 29, 2023 to October 2023

Site	Period	May 29 to June 30	July	August	September	FY2023 Total	October	Grand Total
DPW Typhoon Waste/Sites	06/05 to 09/30	161,280.77	97,222.85	19,359.79	84,876.87	362,740.28	106,088.27	468,828.55
Mayor's Typhoon Waste	05/29 to 06/30	10,024.98	0.00	0.00	0.00	10,024.98	0.00	10,024.98
Commercial Typhoon Waste	05/29 to 06/30	272,871.07	0.00	0.00	0.00	272,871.07	0.00	272,871.07
Residential Typhoon Waste	05/29 to 06/11	0.00	628,300.00	0.00	0.00	628,300.00	0.00	628,300.00
Residential Transfer Stations	05/29 to 06/11	0.00	77,550.00	0.00	0.00	77,550.00	0.00	77,550.00
PFM/Commercial	08/04 to 09/30	0.00		23,782.79	45,574.02	69,356.81	340,977.15	410,333.96
ECC/Commercial	08/04 to 09/30	0.00	0.00	383,218.49	224,404.90	607,623.39	318,599.04	926,222.43
Typhoon Revenues/Reimbursement Grand Total:		444,176.82	803,072.85	426,361.07	354,855.79	2,028,466.53	765,664.46	2,794,130.99

FEMA APPLICATION Project # 728981
TYPHOON MAWAR Emergency Protective Measures

Layon Operator Excess Tonnage	150,266
Hauler Only Transfer Station Excess Tonnage	120,157
Overtime Labor	16,486
Total Actual Costs:	<u>286,910</u>

Estimated Costs:	
Layon Operator Excess Tonnage	138,856
Hauler Only Transfer Station Excess Tonnage	94,286
Debris monitoring overtime	33,043
	<u>266,184</u>

Total Projected Costs:	<u>553,095</u>
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90% FEMA Share	497,785
10% GSWA Share	55,309

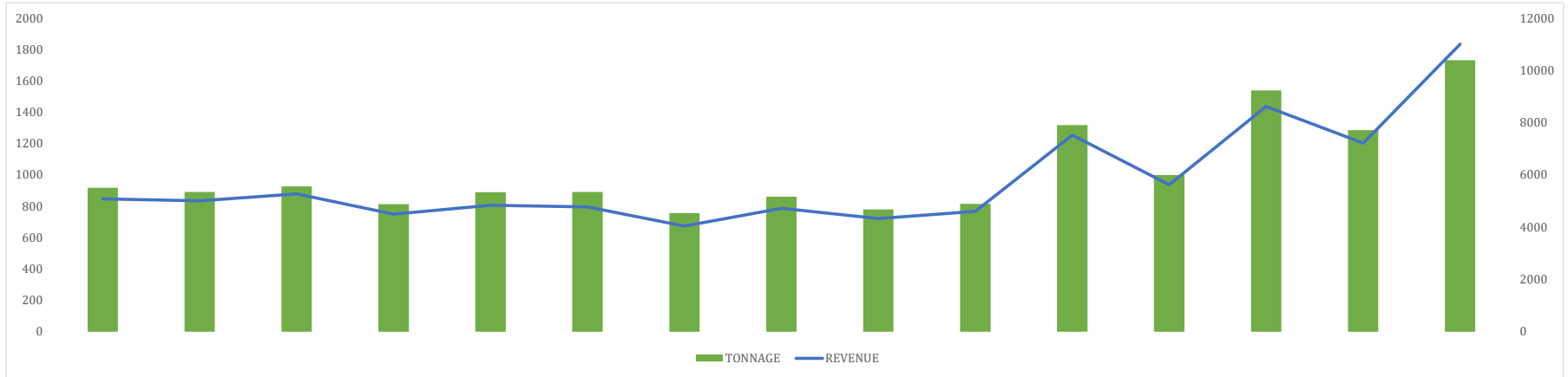
Net Funds to GSWA:	<u>497,785</u>
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Commercial/Military Revenue & Tonnage

Period August 2022 - October 2023

Fifteen (15) months

	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEP	OCT
TONNAGE	5,508	5,347	5,562	4,874	5,333	5,350	4,536	5,169	4,683	4,889	7,898	5,994	9,225	7,717	10,388
REVENUE	\$ 846	\$ 835	\$ 879	\$ 750	\$ 806	\$ 796	\$ 674	\$ 786	\$ 722	\$ 768	\$ 1,254	\$ 937	\$ 1,436	\$ 1,202	\$ 1,617

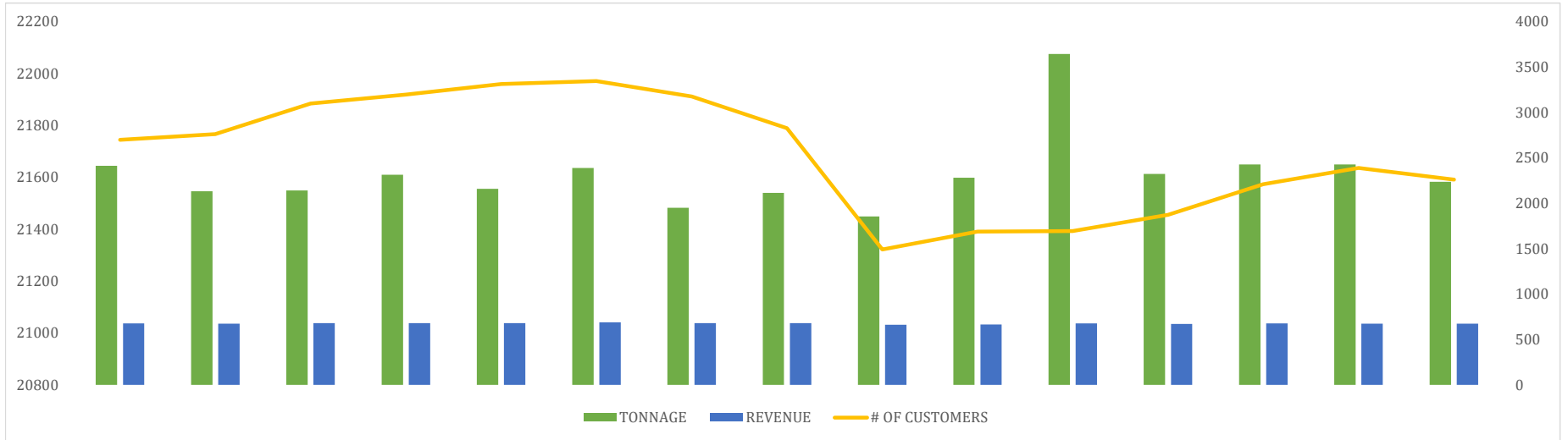


Note: October 2023 includes 4,609 Typhoon Mawar Commercial Tons.

Residential Revenue & Tonnage
Period August 2022 - October 2023

Fifteen (15) months

	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEP	OCT
TONNAGE	2,414	2,133	2,141	2,314	2,160	2,389	1,951	2,114	1,854	2,281	3,643	2,323	2,428	2,428	2,236
REVENUE	\$ 677	\$ 675	\$ 681	\$ 680	\$ 681	\$ 690	\$ 681	\$ 679	\$ 663	\$ 664	\$ 678	\$ 672	\$ 677	\$ 673	\$ 674
# OF CUSTOMERS	21,745	21,767	21,884	21,919	21,960	21,972	21,912	21,790	21,322	21,391	21,393	21,455	21,573	21,636	21,591



KEY INDICATORS
As of October 31, 2023

Indicators	Target	Aug-23	Sep-23	Oct-23
Days in Cash	90	69	72	67
Collection Ratio				
* Month to Date	98%	94%	99%	79%
* Year to Date	98%	101%	94%	79%
Account Receivable Days	60	78	73	79
Account Payable Days	45	49	47	Pending
Residential Customers	21,691	21573	21636	21591
Trucks Procured/Purchased - FY2022	3	3	3	3
Trucks Procured/Purchased - FY2023	10	7	7	7
Plastic	5%	0%	0%	Pending
Contamination Rate	25.0%	94%	100%	Pending

Note:

Collection rate significantly reduced due to increase revenues due to Typhoon Mawar waste, by the Typhoon waste almost doubled in October, accounting for \$765k.

GSWA Mini Electric Refuse Truck



Ordot Dump
FOR INFORMATION ONLY

Pond 1 - Discharge to the Natural Western Surface Water Drainage Channel

Pond 4 - Discharge to Natural Surface Water Drainage Channel

Pond 2 - Discharge to Land Surface (less than 300 feet from Lonfit River)

Lonfit River

Pond 3 - Discharge to Land Surface (less than 300 feet from Lonfit River)

Google Earth

Imagery © 2023 Maxar Technologies
Terrain © 2023 Airbus

500 m



DATE
June 15, 2023

ORDOT
GSWA PHOTO LOG

Southern seep (LEAS-2) approximately 60 feet from Lonfit River



DATE
Received June 7, 2023

ORDOT
RECEIVER PHOTO LOG

Southern seep (LEAS-2) approximately 60 feet from Lonfit River



DATE
NOV. 15, 2022

ORDOT
US EPA PHOTO LOG

New western seep (WSU-1A, WSL-1B) visible sheen and staining

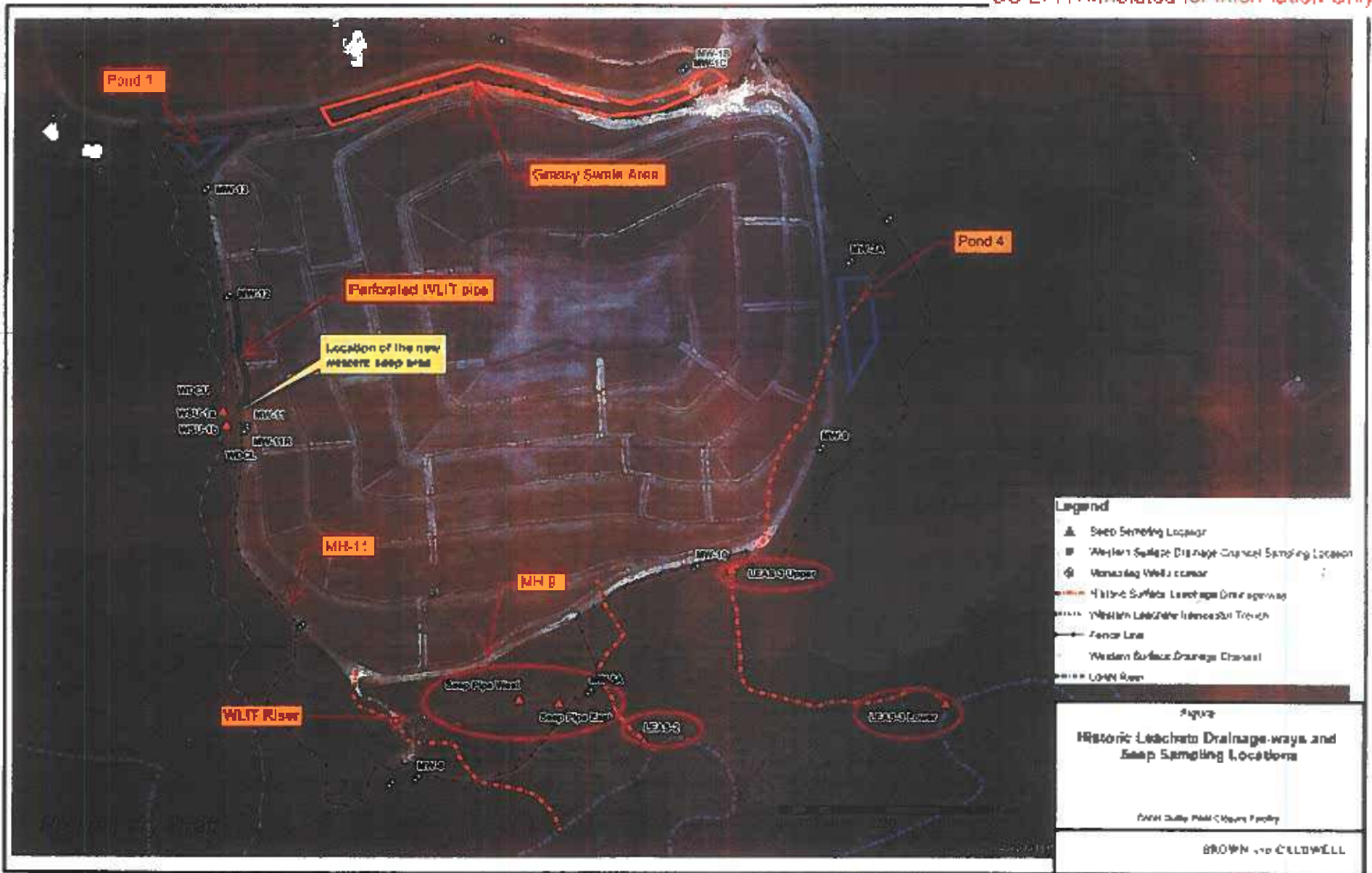


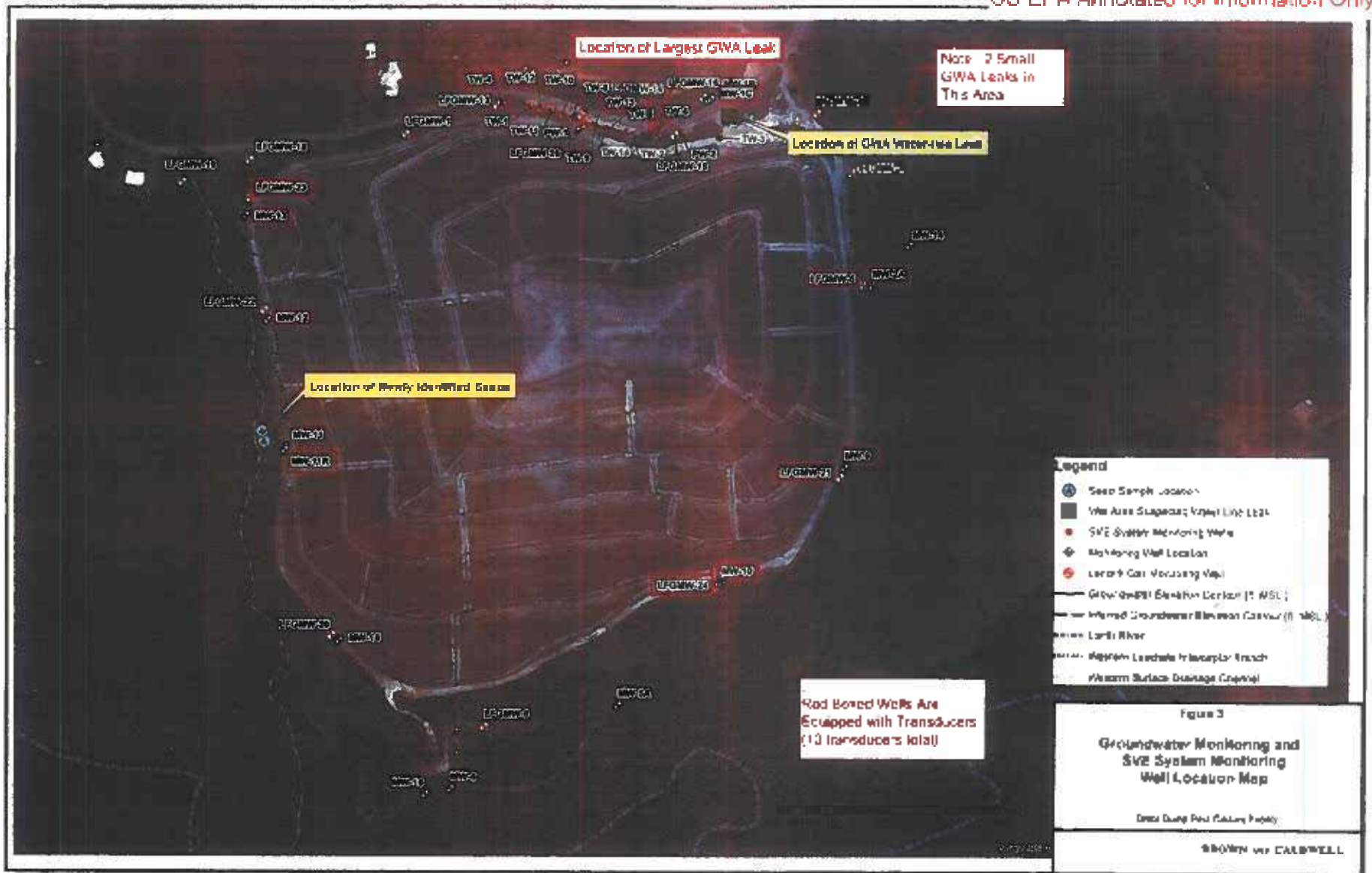
DATE
NOV. 15, 2022

ORDOT
US EPA PHOTO LOG

New western seeps (WSU-1A, WSL-1B) entering the western drainage channel









Brown and Caldwell

Ordot Dump Post Closure Facility – Design Overview

November 2023




Brown and Caldwell

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Agenda

- Introductions
- Overview of the Team Responsible for the project
- Project Objectives
- Description of Pre-Closure Conditions at Ordot Dump
- Description of Closure Design
- Update on Leachate Flow




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Presenter Introductions

Alan Kirschner, P.E., Vice President
Solid Waste National Specialty Leader for Brown and Caldwell; 40+ years of experience in landfill design, investigations and closure; part of Ordot Closure team since 2011.




Gregory Christians, P.G., Principal Hydrogeologist
30+ years of experience in hydrogeologic and groundwater investigations for landfill design and closure; part of Ordot Closure team since 2011.



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Overview of the Team Responsible for the project



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Project Team



Established 1947, 100% environmental consulting, engineering, construction and OMM company, 2,000 employees, 50 offices (including Hagatna), projects completed at more than 100 landfills



Established 1928, global multi-disciplinary professional services firm with offices on 5 continents, Tamuning office, hundreds of landfill projects including closure of Puerto Rico Dump on Saipan



Established 1991, multi-disciplinary environmental and geotechnical engineering firm, projects completed at 300 landfills including closure of Puerto Rico Dump on Saipan

Supported by Recognized Industry Experts: Dr. J.P. Giroud – International pioneer in using geosynthetic materials in landfills and Richard Thiel – Recognized authority in cover systems design

Additional Support by Local Firms: Prudencio R. Balagtas & Assoc. Inc., Marianas Drilling, ARC Environmental, SWCA Environmental, AMPRO and M.E. Labs

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Key Stakeholders – Design Review and Oversight

- US Environmental Protection Agency
- US Army Corps of Engineers
- Guam Environmental Protection Agency
- Guam Department of Public Works
- Guam Department of Land Management

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Project Objectives



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Objective – Closure of Ordot Dump and Cessation of Unpermitted Discharges of Pollutants into the Waters of the US (Lonfit River)

Section IV of the Consent Decree Required a Closure Plan to achieve the following:

- Design of cover system including methods and procedures to be used to install the cover system and operational plans to implement measures to cease discharge of pollutants to the Waters of the US
- Design of perimeter surface water diversion system



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Objective – Closure of Ordot Dump and Cessation of Unpermitted Discharges of Pollutants into the Waters of the US (Lonfit River)

Design provides the following to address Consent Decree:

- Multi-layered cover system to cease the pre-closure rainwater infiltration that resulted in leachate seeps
- Leachate collection and removal system to manage leachate from the waste **and** to capture leachate impacted groundwater/seeps
- Surface water diversion system to capture and manage run-off from the cover system through four stormwater ponds



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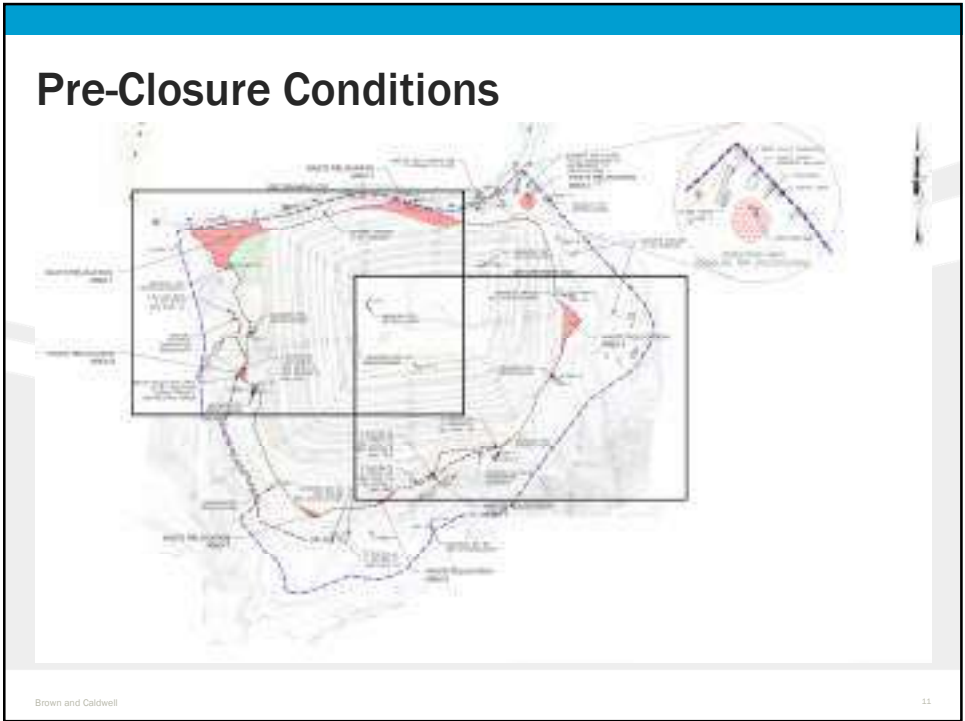
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Description of Pre-Closure Conditions at Ordot Dump



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Pre-Closure Conditions (looking north - circa 2012)



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Pre-Closure Conditions (2011)



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Design Addresses Historic Leachate Flows



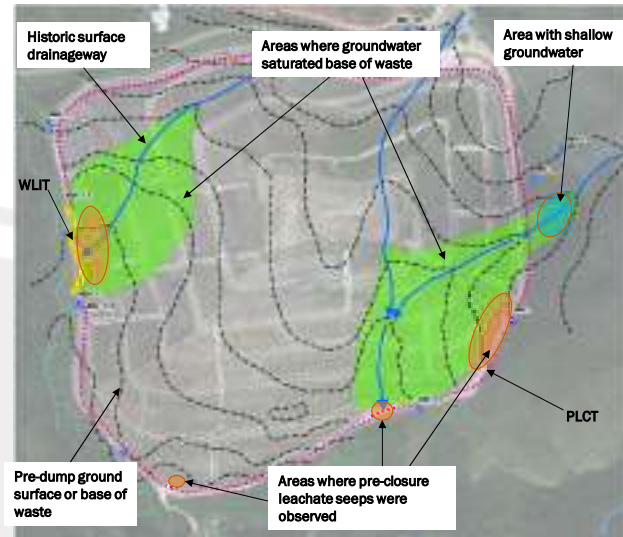
- Cover system has eliminated infiltration of rainfall into the waste
- Cover system manages surface water run-off
- The Perimeter Leachate Collection Trench (PLCT) and Western Leachate Interceptor Trench (WLIT) intercept all leachate/seeps observed emerging from the dump during pre-closure conditions
- Leachate surface seep drains were installed at several locations on side slopes

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Design Addresses Areas Leachate Seeps and Where Groundwater Saturated Waste

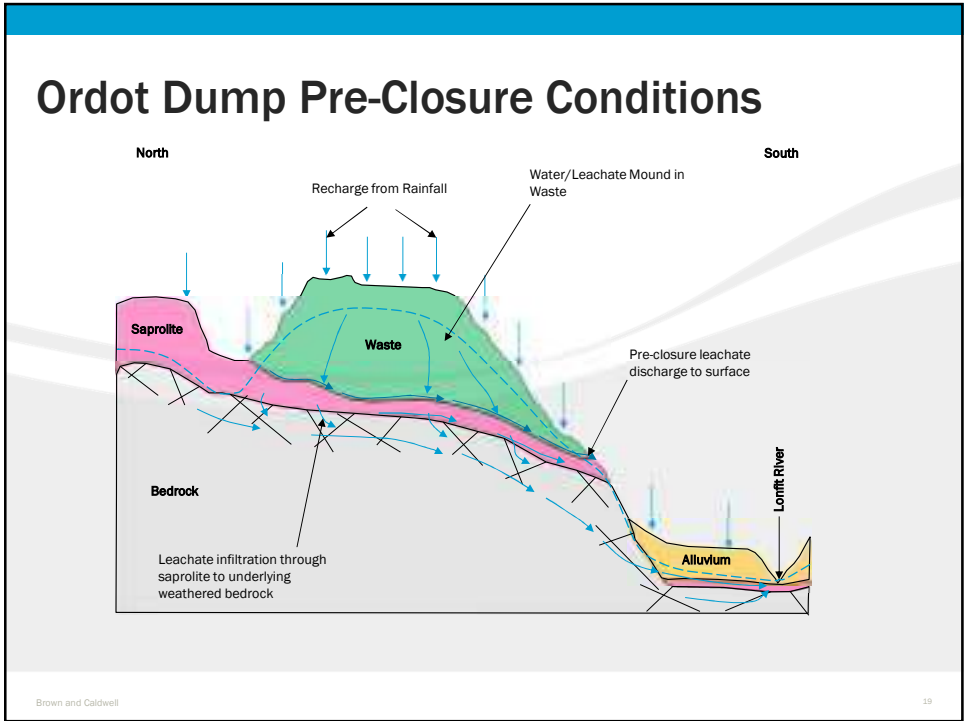


- The PLCT was designed to intercept leachate seeps and leachate impacted groundwater along the southern perimeter
- The WLIT was designed to intercept shallow leachate/groundwater to intercept the western leachate seeps

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Description of Closure Design

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Design Regulations and Reviews

- Guam Environmental Protection Agency (GEPA) Solid Waste Disposal Regulations, Title 22, Division 4, Chapter 23
- GEPA Guam Air Pollution Control Standards and Regulations
- CNMI and Guam Stormwater Management Manual
- U.S. Army Corps of Engineers – Nationwide Permit
- U.S. Environmental Protection Agency – MSGP Permit for Stormwater Discharge

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Final Cover Plan

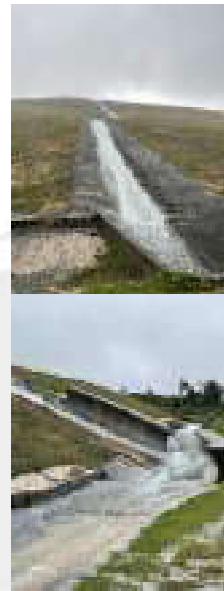


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Final Cover Image (circa 2021)

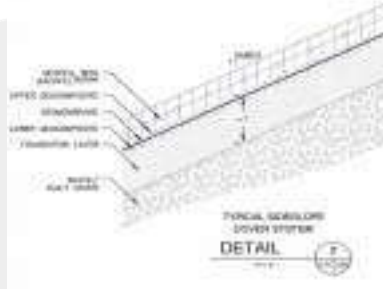
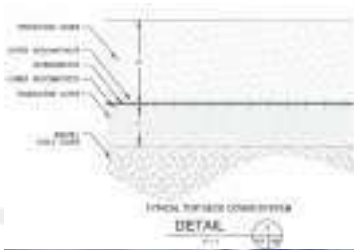


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Multi-Layered Low Permeability Capping System

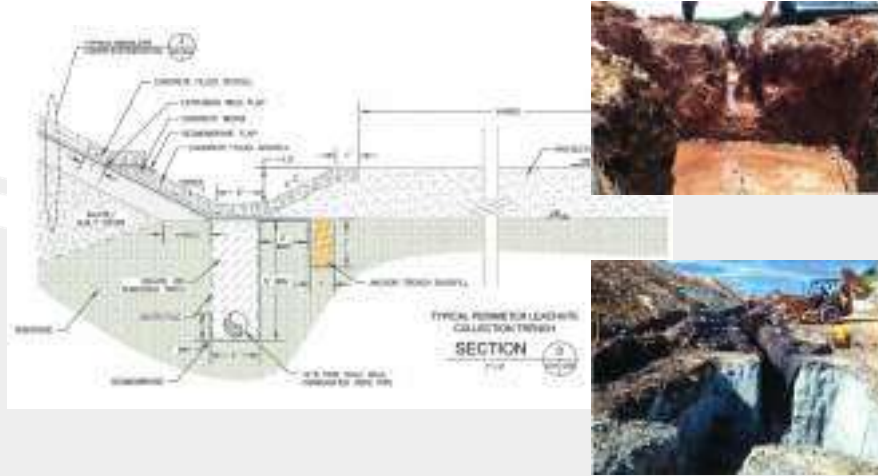


Brown and Caldwell

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Perimeter Leachate Collection Trench (PLCT)



Brown and Caldwell

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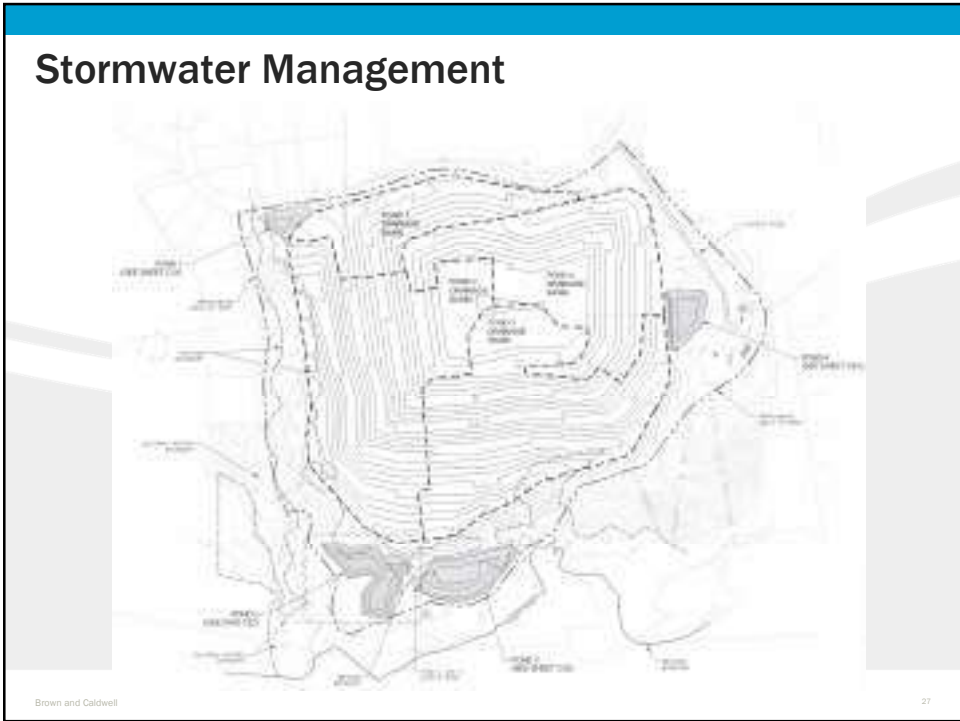
Western Leachate Interceptor Trench (WLIT)



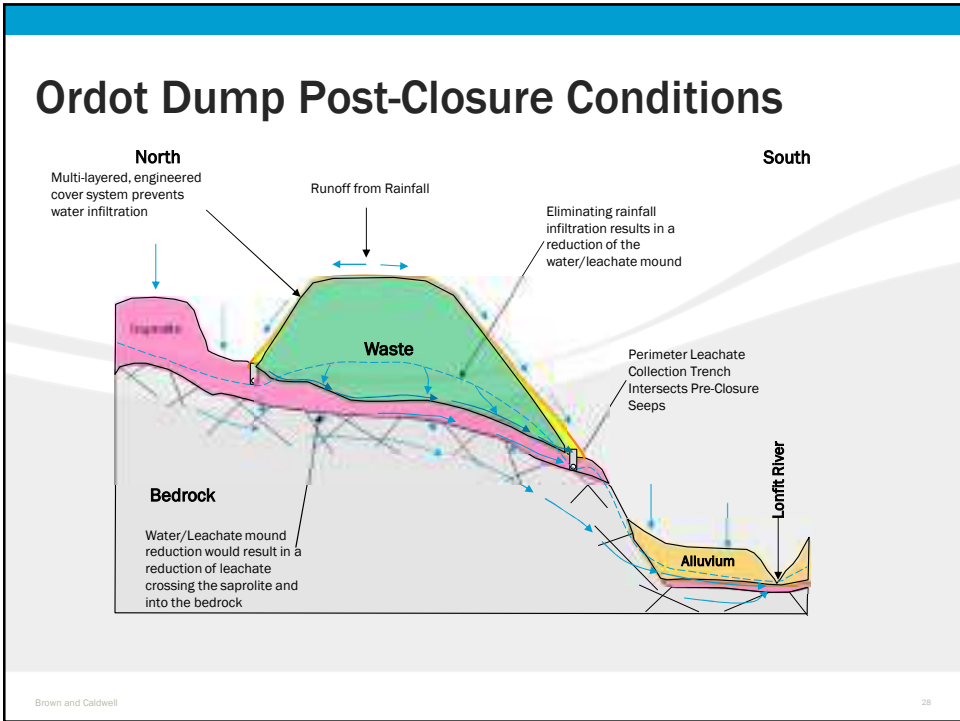
Brown and Caldwell

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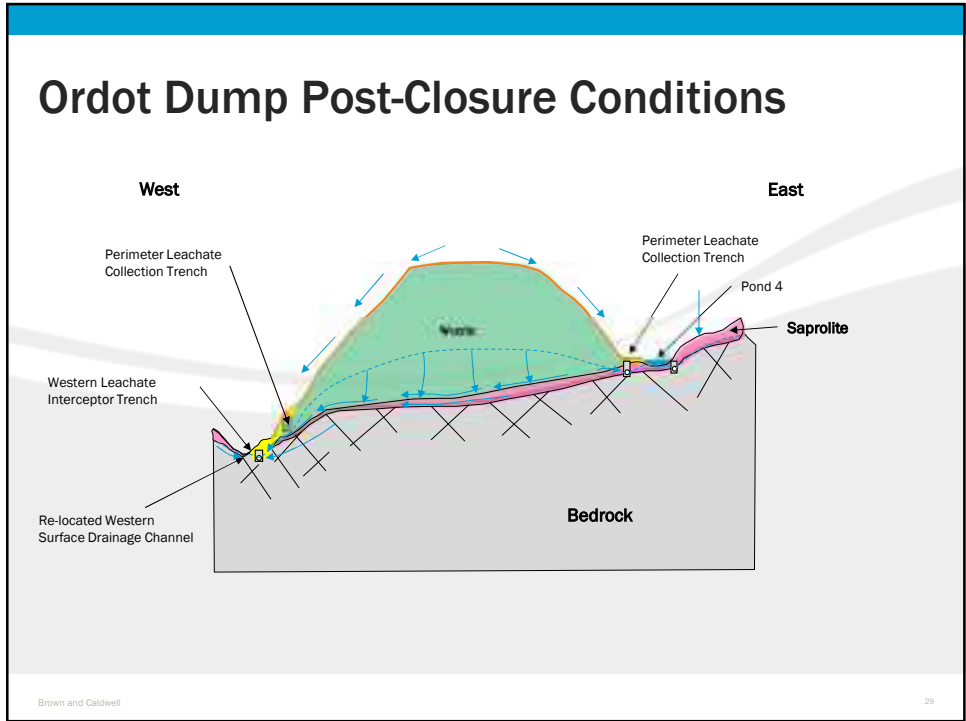
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Ordot Dump Comparison to Layon Municipal Sanitary Landfill

- **Ordot Closure Facility**
 - **Unlined** dump with waste placement directly on the ground surface
 - Perimeter leachate collection systems (PLCT and WLIT) capture leachate **AND** groundwater impacted by leachate
 - This design is more cost effective than removing all waste to a new facility
 - Design developed in consultation and under oversight of GEPA and USEPA

- **Layon Municipal Landfill**
 - Double liner with leak detection and secondary leachate collection (see Fig. 1 below).
 - High groundwater levels required a sub-drain system for groundwater collection under the liner to prevent groundwater flow into the waste.
 - Groundwater is physically prevented from entering the leachate collection system.

Figure 1 - Layon Liner System

Brown and Caldwell 30

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USEPA Comment in the Acceptance of Ordot Dump Closure Completion (May 12, 2017)

The Receiver has done a tremendous job in ensuring the proper design and construction of the closure of the Ordot Landfill Superfund Site. The Receiver, on behalf of the Government of Guam, has set a compliant and thorough precedent and model for other landfill closures on Guam, including for the two military landfills at AAFB and the Navy Base. The residents of Ordot Chalan-Pago and Guam have waited decades for the closure of the Ordot Landfill Superfund Site, and deserve decisions and actions that are taken in the best interest of their island community, and that ensure the protection of their health and environment. We commend the Receiver on its results.

Sincerely,



Karen Ueno
U.S. EPA
Region 9

Brown and Caldwell

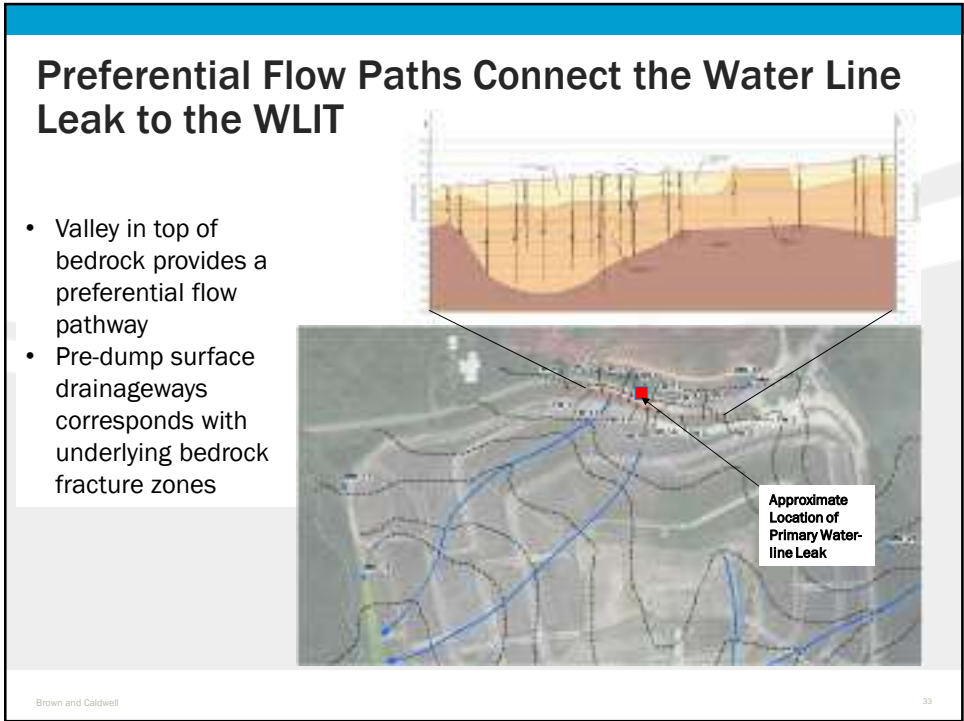
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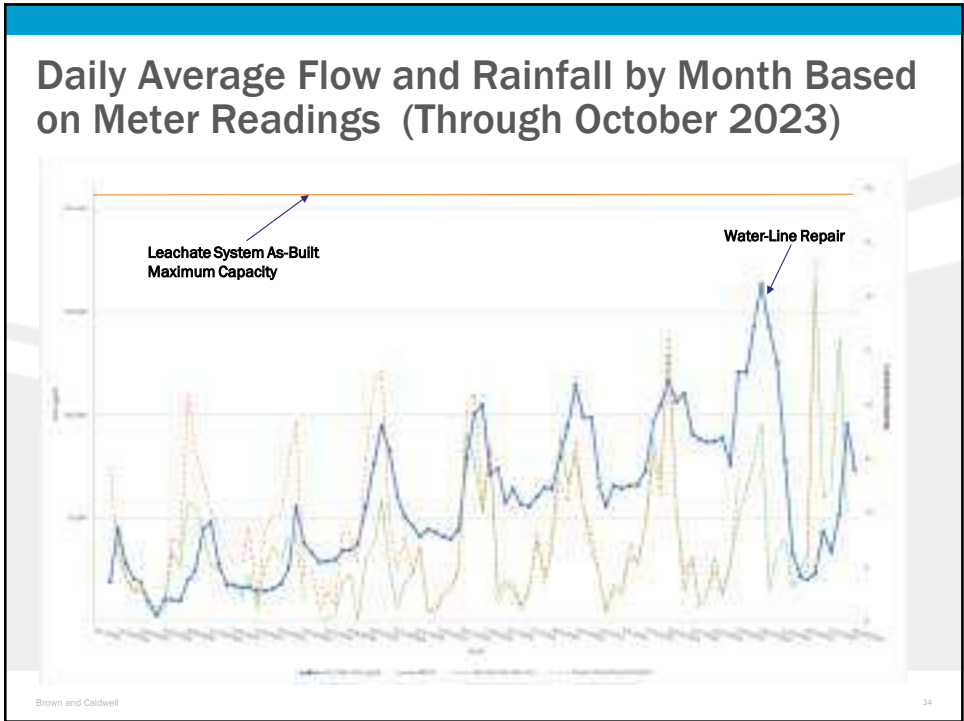
Update on Leachate Flow

Brown and
Caldwell

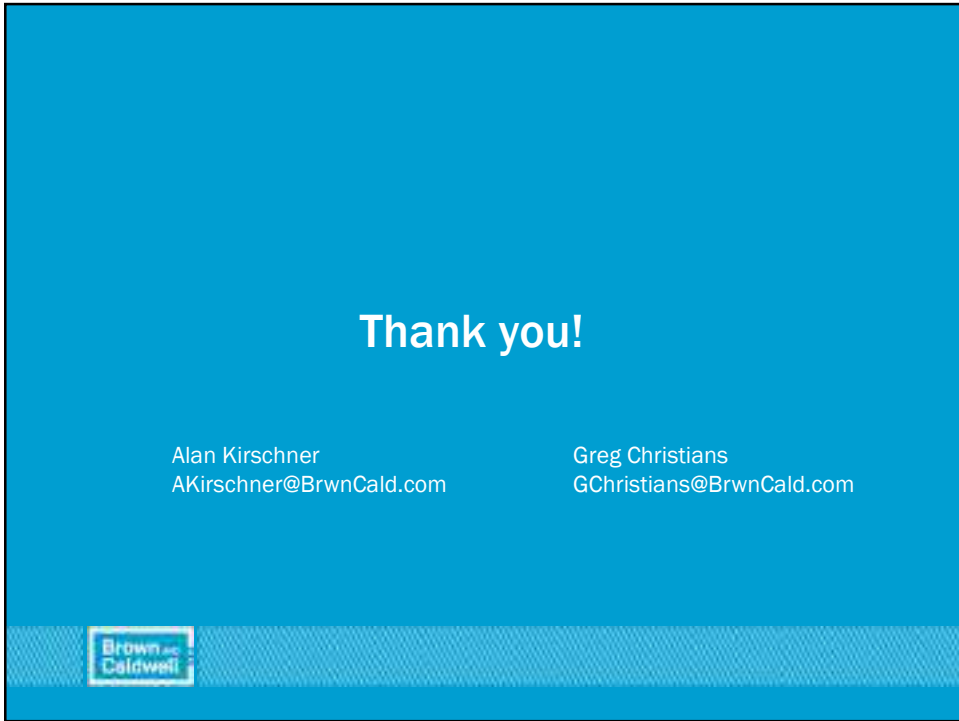
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Thank you!

Alan Kirschner AKirschner@BrwnCald.com	Greg Christians GChristians@BrwnCald.com
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105-3901

November 2, 2023

Irvn Slike
General Manager
Guam Solid Waste Authority
546 North Marine Corps Drive
Tamuning, Guam 96913

Via e-mail only; hard copy not to follow

Dear Irv,

In response to your query, as U.S. EPA has indicated in meetings among the federal consent decree parties (Civil Case No. 02-00022), we support that GSWA has the technical expertise and personnel to assume the responsibility of the "Cessation Certification" required by the consent decree. Most recently, this was reflected in the Sixth Joint Report (page 9, Case 1:02-cv-00022, Document 2001, filed 09/20/23).

The United States also indicated in the Fifth Joint Report, (page, 9, Case 1:02-cv-00022, Document 1985, filed 05/03/23) that the transition period should emphasize GSWA taking on technical matters as soon as possible.

It is our understanding that the Fifth and the Sixth Joint Reports, as well as prior joint reports, are publicly available.

Sincerely,

Karen Ueno

Karen Ueno
U.S. EPA
Region 9

cc: Glenn San Nicholas, Guam EPA

November 13, 2023

VIA E-MAIL

office@senatorperez.org

Senator Sabina Perez

Office of Senator Sabina Perez

35th Guam Legislature

Committee on Environment, Revenue & Taxation, Procurement

163 Guam Congress Building, 2nd Floor

Hagatna, Guam 96910

Re: Bill 182-37 (COR) An Act to Add a New Article to
Chapter 51A Ordot Dump Reserve Fund

Dear Senator Perez:

Thank you for the opportunity to submit the Receiver's comments on Bill 182-37. Although the Receivership has been partially terminated, specifically with respect to the operation and management of the Guam Solid Waste Authority ("GSWA"), which has now been assumed by GSWA, the Receiver today continues to manage and oversee the post-closure operations and maintenance of the Ordot Dump as its remaining responsibility under the Receivership.

Pursuant to the Consent Decree in *United States of America v. Government of Guam*, Case No. 02-00002 (the "Consent Decree"), the Receiver has established an Ordot Dump Post-Closure Trust (the "Current Post-Closure Trust"), the assets of which are held by the Bank of Guam ("BOG") as Trustee in an account established by the Receiver (the "Current Post-Closure Care Account"), to provide the financial assurance required by 40 CFR §§258.70-258.74 and to pay for the continuing expenses of the operation, maintenance, reporting, and monitoring activities at the Ordot Dump Post-Closure Facility ("Post-Closure Care") as required by the Post-Closure Permit and Care Plan (the "Post Closure Care Plan") approved by the Guam Environmental Protection Agency ("GEPA"). Under the Post-Closure Care Plan, the operation of and payment for Post-Closure Care are to continue for thirty (30) years after March 1, 2016, *i.e.*, until February 28, 2046. Currently, the Current Post-Closure Care Account is largely funded by GSWA's monthly \$166,667, a total of \$2,000,000 per year only through August 2026 and annual inflation payments on the Post-Closure Care costs. Those funds primarily are provided from GSWA revenues from tipping fees charged to waste collection companies, and service fees charged to its residential customers and government customers.

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SOLID WASTE
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8300 Boone Boulevard
Suite 500
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Main: (703) 573-5800



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In connection with the termination of the remaining portion of the Receivership, now targeted for July 1, 2024, the Receiver will transfer the assets in the Current Post Closure Trust to a new trust that complies with the requirements of 40 CFR § 258.74(a), pursuant to the Resource Conservation and Recovery Act (“RCRA”), which will be established at the Bank of Guam (the “RCRA Post-Closure Trust”), the assets of which will be held in an account (the “RCRA Post-Closure Trust Account”) at BOG, to be funded in the same manner as the Current Post -Closure Care Account. The Bank of Guam will act as the Trustee, GSWA will act as Grantor, and GEPA will be the beneficiary of the RCRA Post-Closure Trust and be responsible for approving payments made from the RCRA Post-Closure Trust.

The Receiver strongly supports Bill 182-37, subject to the modifications discussed herein, because it would provide substantial and required financial support for the costs of the Post-Closure Care. The Receiver’s Post-Closure Care cost estimate of the amount needed to pay for Post-Closure Care until 2046 was approximately \$27.7 million in 2021. The actual amount needed and the appropriate inflation adjustment payments in the future are still being reviewed between the Receiver, GEPA, U.S. EPA and GSWA, and will in part be determined by actual inflation rates, unanticipated changes to the Post Closure Care Plan, and possibly other factors beyond the control of GSWA. The current plan requires GSWA to make a supplementary lump-sum payment in 2026 to bring the account value to the amount required by 40 CFR §§ 258.70-258.74, that the Receiver estimates using U.S. EPA’s escalation methodology to be approximately \$35.9 million.¹ We understand that GSWA has recently testified that it would like \$25 million from the settlement proceeds obtained from the CERCLA case filed by the Government of Guam against the United States seeking recovery for past and future costs that Guam has incurred or will incur for response actions taken in connection with the Ordot Dump, to be utilized for the Post-Closure Care purposes. The Receiver agrees with GSWA regarding both the purpose and the amount. Without the \$25 million that Bill 182-37 could provide, that would result in the need for substantial additional lump-sum payment and rate increases for the residential, commercial, and government customers of GSWA and/or funding from the Government of Guam. Having the settlement proceeds for Post-Closure Care costs will ease the Government of Guam’s burden to make the current monthly payments of \$166,667, and the lump-sum balloon payment in 2026.

Although the Receiver agrees that the settlement proceeds should be used for the purposes described above, the Receiver respectfully requests that the Bill 182-37 be revised to change how and to whom the proceeds of the partial settlement will be distributed. As currently drafted, Bill 182-37 would establish a separate Ordot Dump Reserve Fund. There is no need for another Trust Fund since the Receiver has one set up now and is required to set up the RCRA Trust Fund as part of its requirements for ending the Receivership. The Receiver suggests that any funds appropriated from Bill 182-37 be deposited into the Current Post-Closure Care Account, an account the Receiver currently administers, knowing it will transfer later into the RCRA Post-Closure Trust Account that will be set up according to 40 CFR §§ 258.70-258.74.

The Receiver would appreciate your consideration of the matters addressed in this letter, and if the suggestions are acceptable, the appropriate revisions to Bill 182-37 should be made. The Receiver will provide a copy of the RCRA Post Closure Trust Agreement once the parties have agreed on all of the terms, and, if you wish, we will provide a revision of Bill 182-37 to reflect the matters addressed above.

¹ See ECF 2009, Exhibit A “Special Report of Receiver to the Board of the Guam Solid Waste Authority” at pp. 8 – 9.

Yours truly,
Gershman, Brickner & Bratton, Inc.



Harvey W. Gershman
Receiver Representative

cc: Andrew Gayle, Chairman Board of GSWA
Irvin Slike, General Manager of GSWA
Kathrine Kakigi, Comptroller of GSWA
Jeffrey Moots, counsel for Office of the Governor
Michelle Lastimoza, Administrator of GEPA
Chris Lund, Receiver Representative
Joyce Tang, counsel for Receiver
Andrew Mishkin, counsel for Receiver

**Ordot Dump Post Closure Facility
Site Visit by Chief Judge Frances Tydingco-Gatewood**

Ordot, Guam
November 9, 2023



- Legend**
- ▲ Seep Samp
 - Western Su
 - ◆ Monitoring
 - ⋯ Western Le:
 - Fence Line
 - Western Su
 - Landfill River

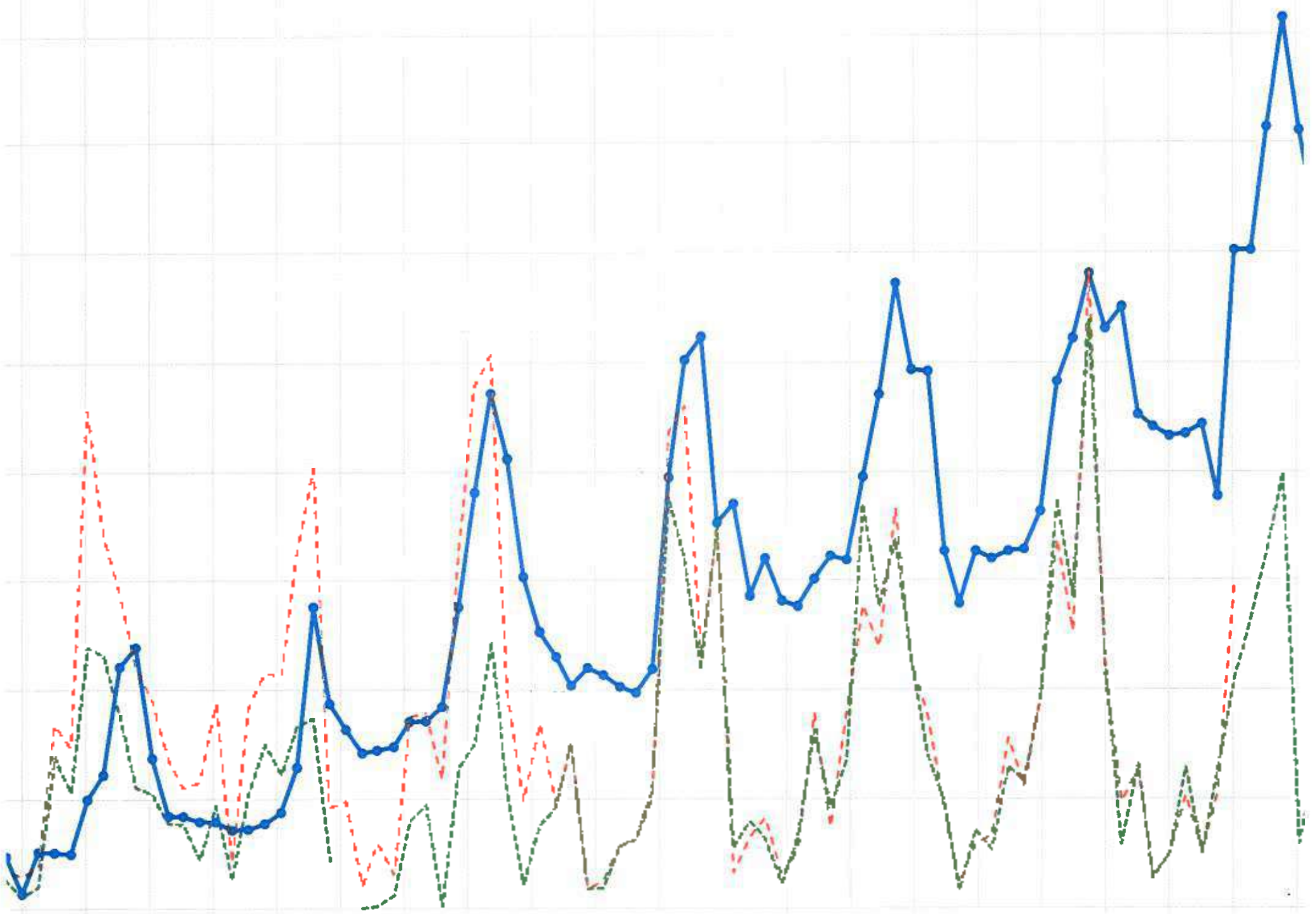
See

Dates	Average Daily Leachate Flow (gpd) 2022	Average Daily Leachate Flow (gpd) 2023	Percent Reductions in Average Daily Leachate Flow 2022 vs 2023		Total Rainfall (in) 2022	Total Rainfall (in) 2023	Percent Change in Rainfall 2022 vs 2023
July	120500	33368	72%		9.59	12.04	126%
August	120494	51463	57%		12.09	26.14	216%
September	142922	94950	34%		14.86	9.84	66%
October	163107	73197	55%		18.24	14.26	78%
July to October	547023	252978	54%		54.78	62.28	114%
January to October	109602	47061	57%		78	127	163%

 Increase

 Decrease

● Avg Daily Flow (gpd) - - - Site Monthly Rain (in) - - - Airport Monthly Rainfall (in)



16 1/1/2016 4/1/2016 7/1/2016 10/1/2016 1/1/2017 4/1/2017 7/1/2017 10/1/2017 1/1/2018 4/1/2018 7/1/2018 10/1/2018 1/1/2019 4/1/2019 7/1/2019 10/1/2019 1/1/2020 4/1/2020 7/1/2020 10/1/2020 1/1/2021 4/1/2021 7/1/2021 10/1/2021 1/1/2022 4/1/2022 7/1/2022 10/1/2022

WSU-1A Nov. 2022



WSU-1A Nov. 2023



WSL-1B Nov. 2022



WSL-1B Nov. 2023



SEEP PIPE WEST



SLEEP PIPE EAST



LEAS-2



