



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

Thursday, October 17, 2024 1:00p.m.
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
 - i. GENERAL MANAGER EVALUATION
- VII. UNFINISHED BUSINESS
 - a. ORDOT POST CLOSURE PLAN UPDATE
 - i. FEDERAL RECEIVERSHIP UPDATES / INFORMATION
 - ii. GSWA TRANSITION PLAN
 - b. RATE CASE WITH PUBLIC UTILITIES COMMISSION
 - c. ISLAND WIDE TRASH COLLECTION INITIATIVE
 - d. LAYON CELLS 1 AND 2 CLOSURE
- VIII. EXECUTIVE SESSION: PERSONNEL REVIEW
- IX. NEW BUSINESS
 - a. GSWA BOARD RESOLUTION 2024-014 RELATIVE TO APPROVING THE CREATION OF POSITION FOR SOLID WASTE DISPATCHER
 - b. GSWA BOARD RESOLUTION 2024-015 RELATIVE TO AUTHORIZING GSWA TO PETITION THE PUC FOR APPROVAL OF THE AWARD TO EA ENGINEERING, SCIENCE AND TECHNOLOGY FOR THE LANDFILL COMPLIANCE AND REPORTING SERVICES
- X. COMMUNICATIONS AND CORRESPONDENCE
- XI. PUBLIC FORUM - MEMBERS OF THE PUBLIC TO CONTACT GSWA TO BE PLACED ON THE AGENDA IF THEY WISH TO ADDRESS THE BOARD.
- XII. NEXT MEETING
- XIII. ADJOURN

Guam Solid Waste Authority Board of Directors Regular Meeting
Thursday, October 17, 2024 – 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 OCTOBER 17, 2024 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'S REPORT C. COMMITTEE REPORTS I. GENERAL MANAGER EVALUATION VII. UNFINISHED BUSINESS A. ORDOT POST CLOSURE PLAN UPDATE I. FEDEERAL RECEIVERSHIP UPDATES / INFORMATION II. GSWA TRANSITION PLAN B. RATE CASE WITH PUBLIC UTILITIES COMMISSION C. ISLAND WIDE TRASH COLLECTION INITIATIVE D. LAYON CELLS 1 AND 2 CLOSURE VIII. EXECUTIVE SESSION: PERSONNEL REVIEW IX. NEW BUSINESS A. GSWA BOARD RESOLUTION 2024-014 RELATIVE TO APPROVING THE CREATION OF POSITION FOR SOLID WASTE DISPATCHER B. GSWA BOARD RESOLUTION 2024-015 RELATIVE TO AUTHORIZING GSWA TO PETITION THE PUC FOR APPROVAL OF THE AWARD TO EA ENGINEERING, SCIENCE AND TECHNOLOGY FOR THE LANDFILL COMPLIANCE AND REPORTING SERVICES X. COMMUNICATIONS AND CORRESPONDENCE XI. PUBLIC FORUM – MEMBERS OF THE PUBLIC MUST CONTACT GSWA TO BE PLACED ON THE AGENDA IF THEY WISH TO ADDRESS THE BOARD. XII. NEXT MEETING XIII. ADJOURN

Access live stream of the meeting on GSWA website: <https://www.gswa.guam.gov/>

For more information, please contact GSWA Admin at keilani.mesa@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.

DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES
 THE GUAM BOARD OF EXAMINERS FOR PHARMACY
 194 Henson Center Ave. #215, Hagåtña, Guam 96910
 Telephone: (671) 735-7412



The Guam Board of Examiners for Pharmacy Regular Board Meeting
 Thursday, October 17th, 2024 at 7:30 AM.
 Join Zoom Meeting
<https://us36web.zoom.us/j/880702671247p>
 Meeting ID: 893 7324 9797
 Passcode: 791222

- Meeting Agenda:**
- I. Call to Order:
 - (a) Roll Call (b) Confirmation of Public Notice
 - II. Approval of Agenda
 - III. Review and Approval of Minutes: September 19, 2024
 - IV. HPLD Administrator's Report
 - V. Complaint(s): (a) GBEP-CO-16-01 (b) GBEP-CO-24-02
 - VI. Old Business:
 - (a) Pharmacy Technicians
 - (b) Pharmacies/Inhalers/Wholesales
 - VII. New Business:
 - (a) Pharmacist By Endorsement
 - (b) Pharmacy Technicians
 - (c) Pharmacies/Facilities/Wholesales
 - (d) Renewals
 - (e) Collaborative Practice Agreement
 - VIII. Next Board Meeting:
 - (a) The next Guam Board of Examiners for Pharmacy Regular Session Meeting is scheduled for November 21, 2024 at 7:30 a.m.
 - IX. Adjournment

To view the names of the applicants being considered, go to: https://go.open.gov.guam.com/meetings_listgbep
 LIVE Streaming link
https://go.open.gov.guam.com/meetings_listgbep
 This advertisement was paid for by DPH-Health Professional Licensing Division Local Funds
 For more information, please contact the Board office at (671) 735-7404/7911112. Persons needing telecommunication device for the Hearing/ Speech Impaired (TDD) may contact (671) 475-8339.

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Richard - Manager
 deng080115@gmail.com

Call or WhatsApp 1-671-998-5555

Office of the Attorney General
 Douglas B. Moylan
 Attorney General of Guam
 Family Services, General Clinics Division
 594 S. Marine Corps Drive, 10th Flg., Ste. 206
 Tamuning, Guam 96913 • USA
 (671) 475-2395 • (671) 475-3343 (fax)
www.dbsag.com/guam.gov.guam
 Attorneys for the People of Guam

IN THE SUPERIOR COURT OF GUAM
IN THE INTEREST OF
M.J.W. aka M.J.B. (DOB: 07/30/2022),
Minor.
JUVENILE CASE NO. JP0243-22
Summons

To: **Jessilyn N. Babauta, aka Jessilyn N. Babauta Wanjim, Mother**
 Jungle area by Shine Hair Beauty Shop
 Rt. 16 Heimoon, Guam

You are hereby summoned to appear in person, before the **HONORABLE LINDA L. INGLES**, at the Judiciary of Guam, Superior Court of Guam, 120 West O'Brien Drive, Hagåtña, Guam, for a court hearing on:

Thursday, October 24, 2024 AT 2:00 P.M.

"YOUR PARENTAL AND CUSTODIAL DUTIES AND RIGHTS CONCERNING THE CHILD WHO IS THE SUBJECT OF THE ABOVE MAY BE TERMINATED BY AWARD OF PERMANENT CUSTODY IF YOU FAIL TO APPEAR ON THE DATE THAT IS SET FORTH IN THIS SUMMONS." YOU MAY BE HELD IN CONTEMPT IF YOU FAIL TO APPEAR ON THE DATE SET FORTH IN THIS SUMMONS.

Dated: AUG 27, 2024

CLERK, SUPERIOR COURT OF GUAM
 By: /s/ Saai A. T. Terlaje
 Deputy Clerk

MARK WILLIAMS, ESQ.
LAW OFFICES OF MARK E. WILLIAMS, P.C.
 106 West Marine Corps Drive
 Suite 102 Bank Pacific Building
 Hagåtña, Guam 96919
 Telephone: (671) 632-8620
 Facsimile: (671) 632-9650

IN THE SUPERIOR COURT OF GUAM
IN THE MATTER OF THE ESTATE OF
VICENTE UNGAETA PEREZ and
VIVIAN CEPEDA PEREZ,
 Deceased.

PROBATE CASE NO. PRO105-22
NOTICE OF FIRST AND FINAL REPORT OF
ADMINISTRATOR AND PETITION FOR
ALLOWANCE OF ATTORNEY'S FEES AND FOR
FINAL DISTRIBUTION

NOTICE IS HEREBY GIVEN that Petitioner, Administrator of the estate of VICENTE UNGAETA PEREZ and VIVIAN CEPEDA PEREZ, deceased, has filed the First and Final Account and Report of Administration and Petition for Allowance of Attorney's Fees and for Final Distribution. In said court, and thereon OCT 15, 2024, at 11:00 a.m., of said day at the Superior Court of Guam, Hagåtña, Guam, a hearing has been set for the settlement of said account for Final Distribution of said estate; All persons interested in attending said hearing are notified then and there to appear and show cause, if any they have, why said petition should not be granted.

Reference is hereby made to the said account and petition for further particulars.

Dated this 7th day of July, 2024.

FROM INFO:
 Meeting ID: 752 425 5848
 Passcode: JARB

LAW OFFICES OF MARK E. WILLIAMS, P.C.
 By: /s/ Mark Williams
MARK WILLIAMS, Esq.

MARK WILLIAMS, ESQ.
LAW OFFICES OF MARK E. WILLIAMS, P.C.
 106 West Marine Corps Drive
 Suite 102 Bank Pacific Building
 Hagåtña, Guam 96919
 Telephone: (671) 632-8620
 Facsimile: (671) 632-9650

IN THE SUPERIOR COURT OF GUAM
IN THE MATTER OF THE ESTATE
OF
FEDERICO QUINATA SANTIAGO
and DOLORES GUERRERO SANTIAGO,
 Deceased.

PROBATE CASE NO. PRO121-24
NOTICE OF HEARING ON PETITION FOR
PROBATE OF WILL AND LETTERS
TESTAMENTARY

NOTICE IS HEREBY GIVEN that TARCISIA M. ESPINA f.k.a. TARCISIA MARIA GUERRERO SANTIAGO has filed herein a Petition for Probate of Will and for Letters Testamentary for the above-named Decedents therein to be issued to Petitioner, reference to which Petition is made for further particulars, and that the time and place of hearing the same has been set for OCT 15, 2024 at 11:00 a.m., in the courtroom of said court, at 120 West O'Brien Drive, Hagåtña, Guam.

Dated this 16th day of July, 2024.

ZOOM INFO:
 Meeting ID : 752 425 5848
 Passcode : JARB

JANICE M. CAMACHO-PEREZ, Esq.
 Clerk of Court, Superior Court of Guam
 By: /s/ Yvonne L. Cruz
 Deputy Clerk



JUDICIAL COUNCIL OF GUAM
 Suite 300 Guam Judicial Center
 120 West O'Brien Drive, Hagåtña, Guam 96910-3174
 Tel: (671) 475-3300 Fax: (671) 475-3100
www.judicialcouncil.org

NOTICE OF PUBLIC MEETING

The Judicial Council of Guam will conduct its monthly meeting on Thursday, October 17, 2024, at 12:00 p.m. in the Monseñor G. Lujan Appellate Courtroom, Guam Judicial Center, 120 West O'Brien Drive, Hagåtña and via videoconference.

The meeting will also be streamed live on the Judiciary of Guam Youtube <https://youtube.com/TheJudiciaryofGuam>

The following agenda is available on the Judiciary of Guam website: <http://www.guamscourts.com/Judicial-Council/Judicial-Council-of-Guam.asp>

- I. CALL TO ORDER
- II. PROOF OF DUE NOTICE OF MEETING: October 10, 2024
October 15, 2024
- III. DETERMINATION OF QUORUM
- IV. READING AND DISPOSAL OF MINUTES: September 19, 2024 Regular Meeting
- V. OLD BUSINESS
 - A. Update on Capital Improvement Projects
 - B. eCourts and eSupervision Transition
- VI. NEW BUSINESS
 - A. Judiciary FY 2025 Remittances Pursuant to Applicable Law
 - B. Certificate of Condolence to the Family of the Late Honorable John K. Rechucher
 - C. Notice of the Next Meeting (Thursday, November 21, 2024)
- VII. COMMUNICATIONS
- VIII. PUBLIC COMMENT
 - A. Guam Bar Association - President's Report
 - B. Court Employees Association
- IX. ADJOURNMENT

Any persons needing special accommodations, auxiliary aids, or services please contact the Administrator of the Courts at 671-475-3544 or Jessica Perez-Jackson at 671-475-3300.

This ad was paid for with Government of Guam funds.
CHIEF JUSTICE ROBERT J. TORRES
 Chairman



Guam Solid Waste Authority Board of Directors Regular Meeting
Thursday, October 17, 2024 – 1:00 PM (ChST)

Join Zoom Meeting

Link: <https://zoom.us/j/9140408814?pwd=TjZ3U0dHSV40a1JKRjBhcWFr1ZYz09>
 Meeting ID: 914 040 8814 Passcode: 777546

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Access live stream of the meeting on GSWA website: <https://www.gswa.guam.gov/>
 For more information, please contact GSWA Admin at krislan.mesa@gswa.guam.gov or 671-545-2215.
 Persons needing telecommunication device for the Hearing/ Speech Impaired (TDD) may contact 671-546-3177. This advertisement was paid for by GSWA.

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REQUEST FOR PROPOSALS

For Website Maintenance and Improvement Services

Proposals due: October 31, 2024

Minneston Legal Services Corporation (MLSC – minnestonlegal.com) is a nonprofit legal aid organization with offices in 8 legal jurisdictions across 4 countries.

Our website is currently built on WordPress.

We are seeking a qualified web development and maintenance contractor to provide ongoing support to ensure that our website remains a valuable resource for our clients and the community.

For more information and to submit a proposal, please see <https://minnestonlegal.com/careers/20>

Please submit your proposal by October 31, 2024, to Lee Pflieger, Executive Director, at lee@mlscnet.org.

Please submit proposals in PDF format.



CIVIL SERVICE COMMISSION

130 West O'Brien Drive, Hagåtña, Guam 96913
Tel: (671) 647-3300 • Fax: (671) 647-3100

NOTICE OF MEETING

IN-PERSON MEETING AT 9:00 A.M. ON TUESDAY, OCTOBER 22, 2024.

The public can access a live stream of this meeting on the CSC website at csc.guam.gov or via zoom at: <https://us06web.zoom.us/j/82849661359?pwd=HpbTjgN5BjVh67U9cmRBTmRPhA.1> (Meeting ID: 828 4966 1359 / Passcode: 714549)

AGENDA:

I. CALL TO ORDER;
II. OLD BUSINESS:
(1) MOTION HEARING: Deborah Altague Domestis vs. Guam Behavioral Health & Wellness Center; Case No. 23-AM03T.
(2) MOTION HEARING: Joseph T. Tagague, Jr. vs. Department of Comeditions; Case No. 22-CHE26.
(3) MOTION HEARING: Cynthia E. Igneo vs. Guam Police Department; Case No. 23-GRED7.
(4) HEARING ON THE MERITS: Deborah Altague Domestis vs. Guam Behavioral Health & Wellness Center; Case No. 23-AM03T.

III. GENERAL BUSINESS:
(1) Bills and laws affecting CSC: None.
(2) Administrative Counsel Litigation Update.

IV. ADJOURNMENT.

For special accommodations, please contact Maria P. Masayoa, CSC ADA Coordinator at (671) 647-1022 / (671) 647-1025.
/ Daniel D. Lora Guerrero, Executive Director
Held by the Civil Service Commission.

McDONALD LAW OFFICE, LLC
173 Reginal Avenue, Suite 237A
Hagåtña, Guam 96912
Telephone: (671) 568-8866
Fax: (671) 472-9636
Email: guam@mdolaw.com

IN THE SUPERIOR COURT OF GUAM
IN THE MATTER OF THE ESTATE OF
AURELIA VILLAMARIA GARCIA,
Deceased,
BY
NIMFA GARCIA TALJERON,
Petitioner.

PROBATE CASE NO. PR0160-24
NOTICE OF HEARING ON PETITION FOR LETTERS OF ADMINISTRATION AND FOR PROBATE OF ESTATE

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

1. NOTICE IS HEREBY GIVEN that NIMFA GARCIA TALJERON has filed a Petition for Letters of Administration and Probate of Estate.

2. A hearing on this Petition is set for October 23, 2024 at 9:30 a.m. of the said date, in the courtroom at the Superior Court of Guam, Hagåtña, Guam.

Dated: SEPTEMBER 17, 2024

JANICE M. CAMACHO-PEREZ, ESQ.
Clerk of Court/Superior Court of Guam
BY: /s/ Paulina I. Umtahan
Chamber/Courtroom Clerk

You may appear in person at the Courtroom of Judge Rosal Gonzalez, 1204 O'Brien Drive, Hagåtña, Guam or you may participate via Family Support Center via Zoom meeting link as set below: the Meeting ID: 837 1874 0280 and Passcode: 189701. For technical assistance, please call (671) 475-3300 for 5-minute pre-hearing designated hearing time.

McDONALD LAW OFFICE, LLC
173 Reginal Avenue, Suite 237A
Hagåtña, Guam 96912
Telephone: (671) 568-8866
Fax: (671) 472-9636
Email: guam@mdolaw.com

IN THE SUPERIOR COURT OF GUAM
IN THE MATTER OF THE ESTATE OF
ALEXANDER AGUON OJUNTANILLA, JR.,
Deceased,
BY
CARLYN TORRES,
Petitioner.

PROBATE CASE NO. PR0153-24
NOTICE OF HEARING ON INVOLUNTARY PETITION FOR LETTERS OF ADMINISTRATION AND PROBATE

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


1. NOTICE IS HEREBY GIVEN that CARLYN TORRES has filed an Involuntary Petition for Letters of Administration and Probate.

2. A hearing on this Petition is set for October 23, 2024 at 9:30 a.m. of the said date, in the courtroom at the Superior Court of Guam, Hagåtña, Guam.

Dated: SEPTEMBER 12, 2024

JANICE M. CAMACHO-PEREZ, ESQ.
Clerk of Court/Superior Court of Guam
BY: /s/ Paulina I. Umtahan
Chamber/Courtroom Clerk

You may appear in person at the Courtroom of Judge Rosal Gonzalez, 1204 O'Brien Drive, Hagåtña, Guam or you may participate via Family Support Center via Zoom meeting link as set below: the Meeting ID: 837 1874 0280 and Passcode: 189701. For technical assistance, please call (671) 475-3300 for 5-minute pre-hearing designated hearing time.



JUDICIAL COUNCIL OF GUAM

120 West O'Brien Drive, Hagåtña, Guam 96913
Tel: (671) 475-3300 Fax: (671) 475-3140
www.guamcourts.gov

NOTICE OF PUBLIC MEETING

The Judicial Council of Guam will conduct its monthly meeting on Thursday, October 17, 2024, at 12:00 p.m. in the Honessa G. Lujan Appellate Courtroom, Guam Judicial Center, 120 West O'Brien Drive, Hagåtña and via videoconference.

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Notice of the Next Meeting (Thursday, November 21, 2024)
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Any person(s) needing special accommodations, auxiliary aids, or services, please contact the Administrator of the Courts at 671-475-3544 or Jessica Perez Jackson at 671-475-3300

This ad was paid for with Government of Guam funds.
CHIEF JUSTICE ROBERT J. TORRES
Chairman

IN THE SUPERIOR COURT OF GUAM
IN THE MATTER OF THE ESTATE OF
FRANCISCO E. PEREZ,
Decedent.

Superior Court Case No. PR0130-24

AMENDED 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 Sabrina E. Perez, has filed a Petition for Letters of Administration with the Will Annexed.

2. A hearing on the petition will be heard on Wednesday, October 23, 2024, at 11:00 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://guamcourts.org.zoom.us> and enter Meeting ID: 864 4387 2213 and Passcode: JEM1; or call into the courtroom at (671) 300-6703 at the designated hearing time. For connectivity issues, you may contact Jannette Samson at (671) 475-0141 or email jsamson@guamcourts.gov.

DATED: 12 SEPT 2024

JANICE M. CAMACHO-PEREZ
Clerk of Court, Superior Court of Guam
/s/ FLORA W. FAGAN
Deputy Clerk I

Loisie J. Yanza
Law Office of Loisie J. Yanza
A Professional Corporation
SVP #1147m
842 South Marine Court Drive, Suite 200
San Antonio, Guam 96913
Telephone: (671) 477-7057
Facsimile: (671) 472-9487
loisiez@loisiez.com

Attorney for Petitioner
Jose Raymond C. Custodio and Maria D.C. Custodio

SUPERIOR COURT OF GUAM
IN THE MATTER OF THE ESTATE OF
NARCISO GUZMAN CUSTODIO,
Deceased,
PROBATE CASE NO. PR0220-23
AMENDED NOTICE OF HEARING ON PETITION FOR FINAL DISTRIBUTION

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

NOTICE IS HEREBY GIVEN that the Petitioner Jose Raymond C. Custodio and Maria D.C. Custodio, have filed herein a Petition for Final Distribution on the above-referenced Estate, reference to which Petition is made for further particulars, that the time and place of hearing of the same has been set for OCT 23 2024 at the hour of 11:00 a.m. at the Superior Court of Guam, 120 West O'Brien Drive, Hagåtña, Guam, and that all persons interested are hereby notified to appear and show cause, if any they have, why the Petition should not be granted.

Dated SEP 16, 2024.

JANICE M. CAMACHO
CLERK OF COURT, SUPERIOR COURT OF GUAM
/s/ Iona W. Eagan
DEPUTY CLERK

To appear for the remote hearing, go to <https://guamcourts.org.zoom.us>. Enter Meeting ID 864 4387 2213 and Enter Passcode: JEM1 or call at 300-6703 at designated hearing time.



Guam Solid Waste Authority Board of Directors Regular Meeting

Thursday, October 17, 2024 – 1:00 PM (ChST)

Join Zoom Meeting

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For more information, please contact GSWA Admin at ksalani.mesa@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.



**GUAM SOLID WASTE AUTHORITY
BOARD OF DIRECTORS' MEETING MINUTES
Thursday, September 19, 2024
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 1:03 p.m.

II. Roll Call

Board Members:

Andrew Gayle	Chairman
Minakshi Hemlani	Vice Chair
Peggy Denney	Secretary
Cora Montellano	Member
Jim Oehlerking	Member

Management & Staff:

Irvin Slike	General Manager
Kathrine Kakigi	Comptroller
Alicia Fejeran	Chief of Administration
Roman Perez	Operations Superintendent
Keilani Mesa	Administrative Officer
Shannon Taitano	GSWA Legal Counsel

Guests:

Harvey Gershman	GBB Federal Receiver Representative
Christopher Lund	GBB Federal Receiver Representative
Steven Schilling	GBB Federal Receiver Representative
Joyce Tang	Attorney for GBB Federal Receiver
John O'Connor	Guam Daily Post
Tiger Gillham	GK2 President
Jesse Chargualaf	Office of Senator Perez
Joseph P. Taitano II	Member of the Public

III. Determination of Proof of Publication

1st Publication with Guam Daily Post, Thursday, September 12, 2024
2nd Publication with Guam Daily Post, Tuesday, September 17, 2024



IV. Approval of Agenda Items

Vice Chair Minakshi Hemlani motioned to proceed with the agenda prepared and provided by Chairman Gayle. Secretary Denney seconded the motion. The motion passed unanimously.

V. Approval of Minutes

Board members reviewed the draft minutes of the August 22, 2024 Board meeting. Secretary Denney motioned to approve the minutes, and Member Oehlerking seconded the motion. The minutes for the Board meeting held on August 22, 2024 were approved.

Board members reviewed the draft minutes of the September 4, 2024 special Board meeting. Vice Chair Hemlani motioned to approve the minutes, and Member Montellano seconded the motion. The minutes for the special Board meeting held on September 4, 2024 were approved.

VI. Reports

a. Management Reports

i. Operational Update

General Manager Irvin Slike highlighted a steady trend in commercial revenue. He also noted that GSWA is close to receiving reimbursement from FEMA for the excess tonnage related to Typhoon Mawar and the costs of repairing the Layon Maintenance Building and Malojloj Transfer Station. General Manager Slike mentioned that both commercial scales at the Layon Landfill are scheduled to be replaced in early October, providing approximately 10 years of reliable service for GSWA.

Secretary Denney inquired about the cost of the scales and their installation, to which General Manager Slike responded that the total was around \$220,000 for both.

General Manager Slike also informed the Board that GSWA had received eight models of bear-proof carts as a trial for customers heavily affected by pig disturbances on their service days.

Additionally, General Manager Slike mentioned that GSWA remains on track with the Public Utilities Commission (PUC) regarding the proposed rate increase. He added that he and Comptroller Kathy Kakigi are scheduled to meet with PUC's rate consultant in early October.

Chief of Administration Alicia Fejeran reported on the customer service performance indicators for August, noting no significant change in the number of walk-in customers. However, she stated that 331 more calls were answered compared to the previous month, and the average wait time decreased slightly. Chief



of Administration Fejeran highlighted the improving trend and expressed optimism that next month's numbers would show more improvement.

Operations Superintendent Roman Perez reported that residential collections for both recycling and trash are back on track. He noted that adverse weather conditions contributed significantly to an increase in missed collections.

ii. Financial Update

Comptroller Kakigi reported that the highlight for August was a significant increase in commercial waste, which averaged 12% higher than in June and July 2024. She noted that while revenues across the board look positive, residential revenues have remained steady. Member Jim Oehlerking asked whether this trend was a one-off spike or if GSWA expects continued growth. Comptroller Kakigi responded that she anticipates a positive impact for the next fiscal year as well, although some of the increase is due to one-off factors, such as soil disposal.

General Manager Slike added that there was a net increase in both the fund balance and the operations fund. Comptroller Kakigi added that \$2.2 million has been transferred from operating cash to investments after GSWA paid down liabilities. A FEMA reimbursement of approximately \$500,000 is expected, along with an estimated \$2 million in revenue from soil disposal.

Secretary Denney inquired about the difference between regulated and unregulated soil. General Manager Slike explained that regulated soil originates from contaminated sites and is tested to ensure it is non-hazardous, although GSWA does not handle unregulated soil. He also mentioned that GWA is adding powdered activated carbon, which has contributed to the increase in the weight of the sludge. Looking ahead, General Manager Slike noted that within the next two to three years, GSWA may need to initiate a project for the pretreatment of leachate at the Layon and potentially Ordot sites, to address the removal of PFAS.

Comptroller Kakigi highlighted that, as of June 2024, recycling sorting has resumed, and contamination rates for recycling collection are now being tracked. These rates will continue to be presented at future Board meetings.

b. Legal Counsel's Report

Attorney Taitano provided an update on the Morrico appeal, stating that the parties are ready to settle. Once the settlement is finalized, she will provide more information, and she hopes it will be completed by the next meeting. She also mentioned that a post-audit update is scheduled for next week, along with a new case involving an adverse action.



c. Committee Reports

i. General Manager Evaluation

Vice Chair Hemlani stated that she is working on the General Manager's evaluation and expects to have it completed by next week. Chairman Gayle added that he has already submitted his input.

VII. Unfinished Business

a. Island Wide Trash Collection Initiative

Secretary Denney asked if the IWC initiative is currently in limbo. Chairman Gayle explained that, as previously mentioned, the Governor vetoed the bill due to unclear funding for the lifeline program.

b. Ordot Post Closure Plan Update

i. Federal Receivership Updates / Information

Receiver Representative Harvey Gershman reviewed the topics of their presentation, which included: the status of the Receiver Trust Accounts, an update on the RCRA Trust, the status of the Transition Plan, an evaluation of GWA waterline leaks on Dero Road presented by GK2, and an update on the GWA claim.

Receiver Representative Gershman reported on the two trust accounts, stating that the first trust account had a balance of \$930,000 as of the end of August; this account accrues no interest. The second trust account, which earns approximately 5% in monthly interest, and about \$300,000 has accrued to this account. Together, the total balance of both accounts stands at around \$8.2 million. He also noted that the new RCRA Trust Account will be fully funded at approximately \$32.5 million. Gershman expressed optimism that the deposit will be made before October and stated he will do everything in his power to make it happen.

Receiver Representative Chris Lund provided an update on the transition plan, stating that the Receiver and GSWA Management have been working together as directed by the court. He mentioned that the Receiver will provide a memorandum to the GSWA Board of Directors outlining the current work activities, annual work hours required to maintain and operate the Ordot facility, and the proposed timeline for the transition. Receiver Representative Lund emphasized that it's a collaborative effort aimed at ensuring success. He also noted that he will send a draft to General Manager Slike by next week for his review and input.

Receiver Attorney Tang highlighted that the court has set a deadline of October 31, 2024. If the Receiver and GSWA are unable to reach an agreement on the transition plan by then, both parties must submit their respective plans by that date.



Receiver Attorney Joyce Tang provided an update on the transition plan which included the certification of the Receiver's portion of the SEP report, the certification that the Ordot facility no longer receives MSW, the finalization of an RCRA-compliant trust agreement, and the fully funded trust account for post-closure care costs. Attorney Tang also noted that the Receiver is preparing to certify that discharges to U.S. waters have ceased, and this certification will be submitted to the U.S. EPA. Chairman Gayle asked about the timeline for the certification. Attorney Tang responded that they have been trying to arrange calls and meetings but are working according to the U.S. EPA's schedule.

Tiger Gilham, President of GK2, presented his evaluation of the leachate flow from Dero Road to the Ordot Dump and the conclusions he was able to draw based on the data.

Attorney Tang reported on the GWA Claim stating that the claim was sent to GWA on August 21, 2024 and the calculation damages report is approximately \$4.4m.

c. Layon Cells 1 and 2 Closure

None.

d. Rate Case with Public Utilities Commission

General Manager Slike reported that there is a meeting with the PUC consultants in early October.

VIII. New Business

a. GSWA Board Resolution 2024-014 Relative to approving the creation of position for Solid Waste Dispatcher.

Tabled.

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 regular meeting will be held via video conference on Thursday, October 17, 2024 at 1:00pm.



XIII. Adjourn

Member Montellano motioned to adjourn meeting. Secretary Denney seconded the motion. Motion was passed unanimously, and the meeting was adjourned 2:43 p.m.

ARPA CAPITOL REPORT

ARPA GSWA CAPITAL	\$ 7,920,000.00
MODIFICATION OF ALLOTMENT	\$ 1,080,000.00
TOTAL FUNDING AVAILABLE:	\$ 9,000,000.00

ENCUMBERED PURCHASE ORDERS		
P236R00055	MIDPAC FAR EAST - 3EA 24CY MULTIPACK REFUSE TRUCKS	\$ 1,330,000.00
P236R00126	WANG BROTHERS - 968EA TRASH CARTS, 968EA RECYCLE CARTS	\$ 230,384.00
P236R00191	WANG BROTHERS - 968EA TRASH CARTS	\$ 115,192.00
P236R00143	GLOBAL ENTERPRISE, INC. - 3EA MINI ELECTRIC REFUSE TRUCK, 1EA CHARGER	\$ 1,379,969.98
P246R00074	FAR EAST EQUIP CO - 2EA 24CY SIDE LOADING REFUSE TRUCKS	\$ 986,399.84
P246R00096	WORLDWIDE ENTERPRISES INC - 2EA 24CY REFUSE TRUCK W/REAR LOADER	\$ 847,645.60
P246R00158	FAR EAST EQUIP CO - TOTES LIDS & PARTS	\$ 38,930.00
P246R00171	FAR EAST EQUIP CO - 1,115EA 95GAL ROLL OUT CARTS, 8EA 95GAL BEAR PROOF CARTS	\$ 117,577.12
P246R00215	CARS PLUS - 3EA CREW CAB PICK UP TRUCKS	\$ 220,545.00
P246R00234	FAR EAST EQUIP CO - 3EA STATIONARY COMPACTOR & 6EA ROLL OFF CONTAINERS	\$ 445,500.00
P246R00235	FAR EAST EQUIP CO - 1EA MOBILE CAR CRUSHER	\$ 336,000.00
P246R00237	CARS PLUS - 1EA FLAT BED TRUCK	\$ 128,285.00
P256R00082	FAR EAST EQUIP CO - 1EA COMPACT LOADER W/ ATTACHMENTS	\$ 228,261.18
P256R00083	MORRICO - 1EA COMPACT LOADER W/ ATTACHMENTS	\$ 180,557.00
	RECLASSIFIED EXPENSES	\$ 115,192.00
TOTAL ENCUMBERED AS OF 10/14/2024:		\$ 6,700,438.72

TO BE ENCUMBERED		
	GGH - LAYON SCALES	\$ 281,524.00
P256R00087	CARS PLUS - 1EA UTILITY SERVICE TRUCK	\$ 212,423.00
	BIODIESEL PRODUCTION EQUIPMENT	\$ 488,620.00
	ELEVATOR UNIT & INSTALLATION	\$ 119,868.00
	1EA SIDE LOADING REFUSE TRUCK	\$ 500,000.00
	2EA BABY PACKERS	\$ 240,000.00
TO BE ENCUMBERED:		\$ 1,842,435.00

GRAND TOTAL OF PURCHASES: \$ 8,542,873.72
REMAINING FUNDING: \$ 457,126.28

PERFORMANCE INDICATORS

RESIDENTIAL TRASH COLLECTION:	Jan 2024	Feb 2024	Mar 2024	Apr 2024	May 2024	Jun 2024	Jul 2024	Aug 2024	Sept 2024	DIFFERENCE
NO. OF TRASH COLLECTIONS:	85,808	85,832	85,924	86,220	86,380	86,316	86,104	86,056	86, 272	
MISSED SERVICE:	362	434	491	272	650	437	334	439	463	
CUSTOMER SERVICE:										
EMPLOYEE COUNT (PHONES):	2	2	2	3	3	3	2	2	2	-
EMPLOYEE COUNT (WALK IN):	2	2	2	1	1	1	1	2	2	-
EMPLOYEE COUNT (EMAILS & SUPERVISION):	1	1	1	1	1	1	1	1	1	-
TOTAL EMPLOYEE COUNT:	5	5	5	5	5	5	4	5	5	-
TOTAL WALK-INS:	1125	933	930	1,074	818	794	953	952	802	(150)
CALLS RECEIVED:	4,901	3,438	4,231	6,691	3,931	3,228	4,157	3,454	3,471	17
CALLS ANSWERED:	1,584	1,755	1,860	2,568	2,893	2,551	2,792	2,461	2,909	448
CALLS ABANDONED	3,132	1,665	2,039	4,079	1,038	668	1,355	993	562	(431)
ANSWER RATE:	32.32%	51.05%	47.67%	38.38%	73.60%	79%	67%	71%	84%	13%
AVERAGE WAIT TIME:	6:29	5:00	4:54	6:46	2:30	1:53	3:02	2:37	1:14	1:23
AVERAGE HANDLE TIME:	3:32	3:23	3:25	2:56	2:51	2:34	2:51	3:06	2:45	0:21
AVERAGE TIME TO ABANDONMENT:	5:39	4:28	4:04	6:27	3:18	2:32	4:10	3:56	1:57	1:59

Guam Solid Waste Operations Fund
Operating Budget Revenues, Expenditures, Reserves
As of September 30, 2024

<i>Unaudited</i>	Annual Budget Operations	Carryover ARPA	Excess Revenues	Carryover FY23 Fund Balance	Total Budget	September Budget	September 2024	Variance	% Variance	YTD Budget	YTD	Variance	% Variance
Revenues:													
Commercial Fees (Large)	9,758,051			0	9,758,051	828,751	964,823	136,072	16%	9,758,051	12,067,618	2,309,567	24%
Others - Government/Commercial Fees	987,518			0	987,518	83,870	120,317	36,447	43%	987,518	4,174,498	3,186,980	323%
Residential Collection Fees, net 3% Bad Debt	7,951,648			0	7,951,648	675,333	654,407	(20,927)	-3.1%	7,951,648	7,883,503	(68,145)	-1%
Host Community Fees	300,000			0	300,000	32,392	32,392	0	0%	460,445	460,445	0	0%
Other Revenues	431,284			0	431,284	35,966	35,194	(772)	-2%	431,284	440,129	8,845	2%
Interest Income	0			0	0	0	3,181	3,181	n/a	0	4,205	4,205	n/a
Prior Year Revenues	0			0	0	0	0	0	n/a	0	17,296	17,296	n/a
Total revenues	19,428,501	0	0	0	19,428,501	1,656,313	1,810,315	154,002	9%	19,588,946	25,047,695	5,458,749	28%
Fund Balance Allocation	0	0	0	2,283,829	2,283,829	359,106	359,106	0	0%	1,923,079	1,923,079	0	0%
ARPA Budget Allocation	0	8,535,247		0	8,535,247	156,507	156,507	0	0%	2,479,067	2,479,067	0	0%
Transfer In - Recycling Revolving Fund	400,000			0	400,000	13,622	13,622	0	0%	380,289	380,289	0	0%
Total Revenues/Transfers In/ARPA Allocation	19,828,501	8,535,247	0	2,283,829	30,647,580	2,185,548	2,339,550	154,003	7%	24,371,381	29,830,130	5,458,749	22%
Expenditures by Object:													
Salaries and wages	4,002,582			0	4,002,582	405,741	404,434	(1,307)	-0.3%	4,002,582	3,847,674	(154,908)	-4%
Contractual services:													
Layon Operator	3,085,593		925,000	804,407	4,815,000	359,106	359,106	0	0%	4,815,000	4,814,555	(445)	-0.01%
Layon Monitoring	420,000			0	420,000	42,118	41,979	(139)	-0.3%	420,000	440,515	20,515	5%
Harmon Hauler Station Operations	2,320,000		470,750	1,118,672	3,909,422	341,088	338,912	(2,176)	-1%	3,909,422	3,905,676	(3,746)	-0.1%
Ordot Postclosure care	2,000,000			0	2,000,000	166,667	166,667	0	0%	2,000,000	2,000,004	4	0%
Recycling Programs	390,000			0	390,000	37,096	35,960	(1,136)	-3%	390,000	380,289	(9,711)	-2%
GEPA Appropriation	202,992			0	202,992	0	0	0	0%	202,992	0	(202,992)	-100%
Contractual Employees	995,098		0	0	995,098	67,278	73,820	6,542	10%	995,098	997,540	2,442	0%
Vehicle Maintenance	300,000			0	300,000	25,000	26,729	1,729	7%	300,000	271,082	(28,918)	-10%
PUC/Rate Study Consultant/Legal Expenses/Ordot Expenses	180,000			0	180,000	4,746	2,420	(2,326)	-49%	180,000	164,949	(15,051)	-8%
Others	482,695	0		0	482,695	40,225	21,511	(18,714)	-47%	482,695	477,880	(4,815)	-1%
Total contractual services:	10,376,378	0	1,395,750	1,923,079	13,695,207	1,083,323	1,067,104	(16,220)	-1%	13,695,207	13,452,490	(242,717)	-2%
Receiver	0			0	0	0	90,000	90,000	n/a	0	1,214,128	1,214,128	n/a
Travel	24,286			0	24,286	0	0	0	0%	24,286	10,718	(13,568)	-56%
Supplies	451,655			0	451,655	37,638	35,701	(1,937)	-5%	451,655	462,195	10,540	2%
Vehicle Supplies	350,000			0	350,000	64,030	41,779	(22,251)	-35%	350,000	355,582	5,582	2%
Worker's compensation	1,000			0	1,000	83	0	(83)	-100%	1,000	0	(1,000)	-100%
Drug testing	1,000			0	1,000	83	0	(83)	-100%	1,000	1,369	369	37%
Equipment	10,242			0	10,242	0	0	0	0%	10,242	5,950	(4,292)	-42%
Utilities - power	110,000			0	110,000	9,167	9,228	61	1%	110,000	98,456	(11,544)	-10%
Utilities - water	18,500			0	18,500	1,542	844	(698)	-45%	18,500	9,987	(8,513)	-46%
Communications	61,515			0	61,515	5,126	5,009	(117)	-2%	61,515	58,087	(3,428)	-6%
Capital outlays	680,635	8,535,247	0	0	9,215,882	213,227	213,227	0	0%	3,116,099	3,116,099	0	0%
Miscellaneous	243,708			0	243,708	18,619	10,445	(8,174)	-44%	243,708	259,903	16,195	7%
Reserves - Layon Landfill	200,000			0	200,000	16,667	16,667	0	0%	200,000	200,000	0	0%
Transfers to Host Community Fund	300,000			0	300,000	32,392	32,392	0	0%	460,445	460,445	0	0%
Transfer out to General Fund (Debt Service), Cell 3 Expenses	2,997,000			0	2,997,000	249,750	254,000	4,250	2%	2,997,000	3,047,833	50,833	2%
Other Expenditures	5,449,542	8,535,247	0	0	13,984,788	648,324	619,292	(29,032)	-4.5%	8,045,450	8,086,624	41,174	0.5%
TOTAL EXPENDITURES:	19,828,501	8,535,247	1,395,750	1,923,079	31,682,580	2,137,388	2,180,830	43,442	2.0%	25,743,240	26,600,917	857,677	3%
Excess (deficiency) of revenues over (under expenditures)							158,720				3,229,213		
Less: Carry Over Encumbrances/Expenditures:													
										Less: Carry Over Obligations - Interest Payment:	-1,887,950		
										Less: Fund Balance	-1,923,079		
										Net Change in Operational Budget	-581,816		
										Add back: Unexpended Reserves:	880,635		
										Projected Net Change in Fund Balance	298,819		
Fund Balance CY - Transfer	1,886,800	1,886,800		0									
Vehicle Supplies	1,150	1,150		0									
Note:	1,887,950	1,887,950		0									

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.
 Allowance is estimated at 3% of Residential Revenues.
 Public Law 37-42 allocated to GEPA \$202,992 to fund duties and responsibilities related to the closure, monitoring and opening of the island's landfill.
 P.L. 37-42 allocated \$19,428,501 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 September 30, 2024

Unaudited

	Operational Fund	Ordot Post Closure Fund	Total
Fund Balance, September 30, 2023 <i>audited</i>	7,032,938	4,912,400	11,945,338
<i>Add: Revenues/Other Sources:</i>	27,907,051	2,315,085	30,222,135
<i>Transfers In- SWOF</i>	0	1,886,800	1,886,800
	27,907,051	4,201,885	32,108,936
<i>Less: Expenditures/Reserves:</i>	26,600,917	1,289,795	27,890,712
<i>Transfers Out - OPCC</i>	1,886,800	0	1,886,800
<i>Carry Over Encumbrances</i>	1,150	0	1,150
	28,488,867	1,289,795	29,778,662
<i>Net Operating Budget</i>	-581,816	2,912,090	2,330,274
<i>Add back:</i>			
<i>Capital Outlay - Equipment Replacement reserves</i>			
<i>set asides</i>	680,635	0	680,635
<i>Layon Reserves</i>	200,000	0	200,000
Total Net change in Fund Balance	298,819	2,912,090	3,210,910
Ending Fund Balance, September 30, 2024 (unaudited)	7,331,757	7,824,490	15,156,248

Note:

FY2024 SWOF Budget funding source includes Fund Balance allocation of \$2.3 million.

Solid Waste Operations Fund
 Operating Balance Sheet
 As of September 30, 2024 and September 30, 2023
 (Unaudited)

	As of 30-Sep-24	As of 30-Sep-23	Change	%
ASSETS				
Cash and cash equivalents, unrestricted	4,120,825	5,702,502	-1,581,677	-28%
Cash and cash equivalents, restricted	1,097,107	5,963,590	-4,866,483	-82%
Investments	8,814,716	0	8,814,716	n/a
Receivables, net:		0		
Tipping Fees	4,410,317	4,192,816	217,501	5%
Due from other funds		0		
Due from component units		0		
Deposits and other assets		0		
Total assets	<u>18,442,965</u>	<u>15,858,908</u>	<u>2,584,057</u>	<u>16%</u>
LIABILITIES AND FUND BALANCES (DEFICIT)				
Liabilities:				
Accounts payable	0	0	0	
Accrued payroll and other	1,116,978	1,625,285	-508,307	-31%
Due to component units	0	0		
Due to other funds	1,888,911	2,240,108	-351,197	-16%
Deferred revenue	232,651	0	232,651	n/a
Deposits and other liabilities	48,177	48,177	0	
Total liabilities	<u>3,286,718</u>	<u>3,913,570</u>	<u>-626,853</u>	<u>-16%</u>
Fund balance (deficit):				
Restricted, OPCC	7,824,490	4,912,400	2,912,090	59%
Committed	0		0	
Assigned	7,331,757	7,032,938	298,819	4%
Unassigned	0	0	0	
Total fund balance (deficit)	<u>15,156,247</u>	<u>11,945,338</u>	<u>3,210,910</u>	<u>27%</u>
Total liabilities and fund balances (deficit)	<u>18,442,965</u>	<u>15,858,908</u>	<u>2,584,057</u>	<u>16%</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 September 30, 2024

Unaudited	FY2024 Actuals to Date	FY2023 Actuals to Date	Variance	% Increase (Decrease)
Revenues:				
Commercial Fees (Large)	12,067,618	11,008,769	1,058,849	9.6%
Others - Government/Commercial Fees	4,174,498	2,102,919	2,071,579	98.5%
Residential Collection Fees (net 3%)	7,883,503	7,789,913	93,590	1.2%
Host Community Fees	460,445	375,780	84,665	22.5%
Other Revenues	440,129	419,893	20,236	4.8%
Interest Income/Gains/Losses	319,286	2,418	316,868	13104.5%
Prior Year Revenues	17,296	107,816	(90,520)	-84.0%
Total Revenues	25,362,775	21,807,508	3,555,267	16.3%
ARPA Budget Allocation	2,479,067	3,473,564	(994,497)	-28.63%
Transfers In - Reimb from Cell 3	0	0	0	0.0%
Transfers In - Recycling Revolving Fund	380,289	400,000	(19,711)	-4.9%
Total Other Resources/Transfers In	2,859,356	3,873,564	(1,014,208)	-26.18%
Total Revenues/Other Resources/Transfers In:	28,222,131	25,681,072	2,541,059	9.9%
Expenditures by Object:				
Salaries and wages - regular	2,543,440	2,174,209	369,231	17.0%
Salaries and wages - overtime	261,854	357,482	(95,628)	-26.8%
Salaries and wages - fringe benefits	1,042,380	856,464	185,916	21.7%
	3,847,674	3,388,155	459,519	13.6%
Contractual services:				
Layon Operations	4,814,555	4,104,944	709,611	17.3%
Layon Others	440,515	833,048	(392,533)	-47.1%
Harmon Hauler Station Operations	3,905,676	4,028,599	(122,923)	-3.1%
Ordof Postclosure care (OPCC)	1,289,795	2,401,504	(1,111,709)	-46.3%
Recycling/Other Programs	380,289	672,632	(292,343)	-43.5%
GEPA Appropriation	0	34,754	(34,754)	-100.0%
Contractual Employees	997,540	1,299,283	(301,743)	-23.2%
Vehicle Maintenance	271,082	665,091	(394,009)	-59.2%
PUC/Legal Expenses	164,949	99,000	65,949	66.6%
Other Contractual	477,880	435,357	42,523	9.8%
Total Contractual	12,742,278	14,574,212	(1,831,932)	-12.6%
Receiver	1,214,128	653,437	560,691	85.8%
Travel	10,718	14,485	(3,767)	-26.0%
Supplies	462,195	549,476	(87,281)	-15.9%
Vehicle Supplies	356,732	311,264	45,468	14.6%
Worker's compensation	0	0	0	0.0%
Drug testing	1,369	1,614	(245)	-15.2%
Equipment	5,950	33,517	(27,567)	-82.2%
Utilities - power	98,456	116,717	(18,261)	-15.6%
Utilities - water	9,987	9,904	83	0.8%
Communications	58,087	57,487	600	1.0%
Miscellaneous	259,903	267,747	(7,844)	-2.9%
Reserves	0	0	0	0.0%
Transfers to Host Community Fund	460,445	375,780	84,665	22.5%
Transfer out to General Fund (Debt Service), Cell 3 Exper	3,047,833	3,045,854	1,979	0.1%
Total Operating Expenditures	4,771,675	4,783,845	(12,170)	-0.3%
TOTAL EXPENDITURES before Capital Outlays	22,575,756	23,399,649	(823,893)	-3.5%
Capital outlays	2,435,464	464,753	1,970,711	424.0%
TOTAL EXPENDITURES:	25,011,220	23,864,402	1,146,818	4.8%
Excess (deficiency) of revenues over (under expenditures)	3,210,910	1,816,670	1,394,240	76.7%
Other financing sources (uses),		0		
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:	3,210,910	1,816,670	1,394,240	76.7%
Beginning Fund Balance, 09-30 (audited)	11,945,338	10,128,668	1,816,670	17.9%
Ending Fund Balance, September (unaudited)	15,156,246	11,945,338	3,210,910	26.9%

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 January 2024

Site	May 29 to June 30	July	August	September	FY2023 Total	October	November	December	January	FY2024 Total	Grand Total
DPW Typhoon Waste/Sites	161,280.77	97,222.85	19,359.79	84,876.87	362,740.28	106,088.27	5,293.64	53,263.94	13,773.62	178,419.47	541,159.75
Mayor's Typhoon Waste	10,024.98	0.00	0.00	0.00	10,024.98	0.00			322.31	322.31	10,347.29
Commercial Typhoon Waste	272,871.07	0.00	0.00	0.00	272,871.07	31,644.65	9,418.89	47,828.42		88,891.96	361,763.03
Residential Typhoon Waste	0.00	628,300.00	0.00	0.00	628,300.00	0.00				0.00	628,300.00
Residential Transfer Stations	0.00	77,550.00	0.00	0.00	77,550.00	0.00				0.00	77,550.00
PFM/Commercial	0.00		23,782.79	45,574.02	69,356.81	340,977.15	110,584.80			451,561.95	520,918.76
ECC/Commercial	0.00	0.00	383,218.49	224,404.90	607,623.39	318,599.04	438,983.50			757,582.54	1,365,205.93
Typhoon Revenues/Reimbursement Grand Total:	444,176.82	803,072.85	426,361.07	354,855.79	2,028,466.53	797,309.11	564,280.83	101,092.36	14,095.93	1,476,778.23	3,505,244.76

Special Waste
Tonnage and Revenue Report
October 2023 - September 2024

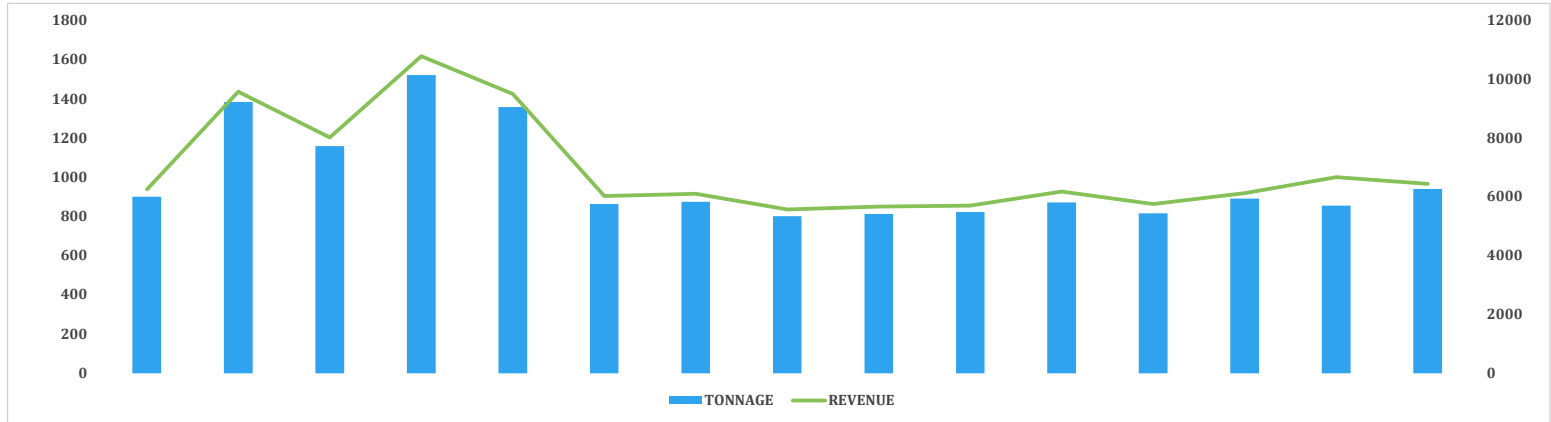
	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUGUST	SEPTEMBER	TOTAL
Tonnage	258	54	130	270	81	1,316	11,309	3,220	138	158	196	122	17,251
Revenue	\$ 42,861	\$ 9,646	\$ 21,730	\$ 46,318	\$ 13,869	\$ 208,256	\$ 1,770,098	\$ 507,263	\$ 23,650	\$ 27,113	\$ 33,670	\$ 20,889	\$ 2,725,362

Special Waste Type by Tons:

	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUGUST	SEPTEMBER	TOTAL	% of Tons
Treated Wood	258	54	130	270	70	142	176	312	138	158	196	122	2,025	11.74%
Rubberized Paint	0	0	0	0	11	0	0	0	0	0	0	0	11	0.06%
Regulated Soil	0	0	0	0	0	1,122	10,936	2,908	0	0	0	0	14,967	86.76%
Non-Regulated Soil	0	0	0	0	0	51	197	0	0	0	0	0	248	1.44%
TOTAL	258	54	130	270	81	1,316	11,309	3,220	138	158	196	122	17,251	100.00%

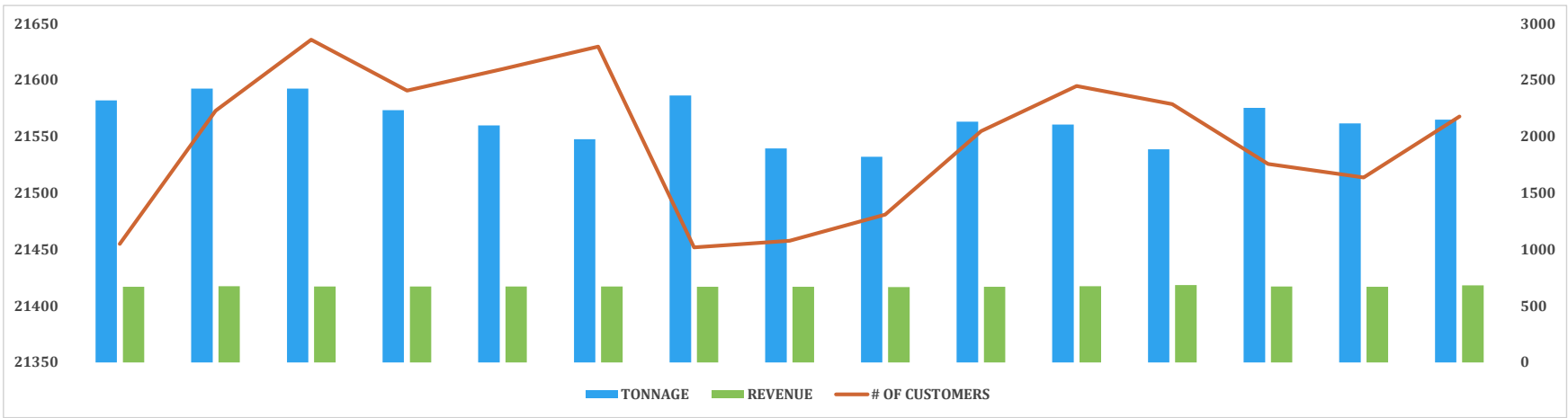
Period July 2023 - September 2024
Fifteen (15) months

	JULY	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEP
TONNAGE	5,994	9,225	7,717	10,130	9,046	5,751	5,829	5,333	5,409	5,480	5,808	5,435	5,938	5,691	6,256
REVENUE	\$ 937	\$ 1,436	\$ 1,202	\$ 1,617	\$ 1,424	\$ 903	\$ 914	\$ 835	\$ 850	\$ 854	\$ 926	\$ 863	\$ 918	\$ 999	\$ 965



Residential Revenue & Tonnage
Period July 2023 - September 2024
Fifteen (15) months

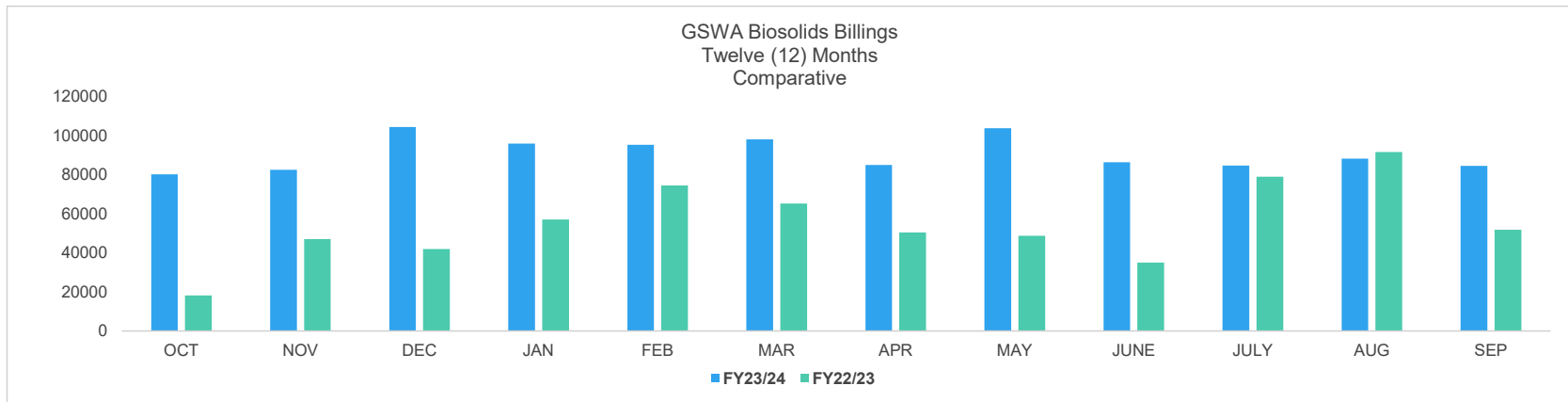
	JULY	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEP
TONNAGE	2,323	2,428	2,428	2,236	2,102	1,978	2,365	1,897	1,824	2,133	2,108	1,890	2,256	2,118	2,151
REVENUE \$	\$ 672	\$ 677	\$ 673	\$ 674	\$ 673	\$ 674	\$ 670	\$ 672	\$ 669	\$ 672	\$ 676	\$ 687	\$ 675	\$ 672	\$ 683
# OF CUSTO	21,455	21,573	21,636	21,591	21,610	21,630	21,452	21,458	21,481	21,555	21,595	21,579	21,526	21,514	21,568



**Guam WaterWorks Authority Biosolids
Billings Comparative**

Twelve (12) Months Comparative

	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEP
FY23/24 \$	80,266	82,601	104,520	96,030	95,429	98,195	85,019	103,850	86,527	84,817	88,352	84,595
FY22/23 \$	18,316	47,135	41,967	57,200	74,600	65,312	50,589	48,860	35,164	79,091	91,761	51,868



KEY INDICATORS
As of September 30, 2024

Indicators	Target	Jul-24	Aug-24	Sep-24
Days in Cash	90	92	96	92
Residential Collection Rate:				
* Month to Date	98%	102%	102%	94%
* Year to Date	98%	101%	101%	100%
Commercial/Govt/Others Collection Rate:				
* Month to Date	98%	101%	87%	105%
* Year to Date	98%	105%	104%	104%
Account Receivable Days	60	57	61	65
Account Payable Days	30	42	Pending	Pending
Residential Customers	21,691	21526	21514	21568
Trucks Procured/Purchased - FY2023	6	6	6	6
Trucks Procured/Purchased - FY2024	5	4	4	5
Trucks Not Delivered	6	4	4	6
Plastic Contamination Rate	5%	0	0	0
	25.0%	96%	94%	Pending



GUAM SOLID WASTE AUTHORITY

LOURDES A. LEON GUERRERO
Governor of Guam

JOSHUA F. TENORIO
Lt. Governor of Guam

IRVIN L. SLIKE
General Manager



GSWA BOARD RESOLUTION NO.2024-015

GSWA Board Resolution No. 2024-015
RELATIVE TO PETITIONING THE PUBLIC UTILITIES COMMISSION (PUC) FOR
APPROVAL OF THE CONTRACT TO EA ENGINEERING, SCIENCE, AND TECHNOLOGY
INC. FOR LANDFILL COMPLIANCE AND ENGINEERING CONSULTING SERVICES

WHEREAS, on Wednesday, April 24, 2024, the Guam Solid Waste Authority (GSWA) issued a Request for Proposal (RFP) No. GSWA-RFP004-24 to solicit qualified firms to provide Landfill Compliance and Engineering Consulting Services; and,

WHEREAS, GSWA had four (4) prospective proposers that acquired RFP packages, but only one (1) was submitted by the submission deadline of May 14, 2024 at 4:00 PM; and

WHEREAS, EA Engineering, Science, and Technology Inc. (EA) submitted a proposal for GSWA consideration; and,

WHEREAS, EA's proposal was evaluated and determined to be responsive and the firm possesses the necessary qualifications, experience, and capabilities to fulfill the contract requirements; and,

WHEREAS, GSWA's existing contract for these critical landfill compliance services expired in June 2024, and timely award of this contract is essential to ensure ongoing compliance with environmental regulations; and,

WHEREAS, negotiations with EA resulted in a fair and reasonable price for the services offered; and

WHEREAS, the total contract amount for the Landfill Compliance and Engineering Consulting Services is Eight hundred forty-one thousand, three hundred sixty-one dollars and fifty cents (\$841,361.50) for an initial term of three years; and,

WHEREAS, the estimated breakdown for the three years is as follows:

Year One: \$350,000.00

Year Two: \$242,050.00

Year Three: \$249,311.50

Total Contract Amount: \$841,361.50



GUAM SOLID WASTE AUTHORITY

LOURDES A. LEON GUERRERO
Governor of Guam

JOSHUA F. TENORIO
Lt. Governor of Guam

IRVIN L. SLIKE
General Manager



GSWA BOARD RESOLUTION NO.2024-015

THEREFORE, BE IT HEREBY RESOLVED that the Board of Guam Solid Waste Authority does hereby authorize its management team to petition the Public Utilities Commission (PUC) for approval of the award and contract to EA Engineering, Science, and Technology Inc. for Landfill Compliance and Engineering Consulting Services on behalf of the Guam Solid Waste Authority and in accordance with the PUC's Contract Review Protocol.

Ayes: 5

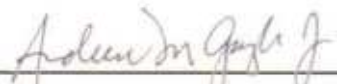
Nays: 0

Absent: 0

Abstain: 0

Upon said roll call, the text of the foregoing was duly enacted as a Resolution of the Board of Guam Solid Waste Authority, Guam, on the 17th day of October 2024.


**GUAM SOLID WASTE AUTHORITY
BOARD OF DIRECTORS**




Andrew Gayle, Chairman

**ATTEST:
ALICIA FEJERAN, CLERK**

BY: 



Margaret Denney, Secretary



October 17, 2024

Transition Plan for Ordot Post-Closure Care

From Receivership to Government of Guam (Guam Solid Waste Authority)

Presented by: Irvin Slike, GSWA General Manager

TRANSITION PLAN

1. GSWA TO TAKE OVER ALL OPERATIONAL AND FINANCIAL RESPONSIBILITIES

- **Operational Tasks:** Monitoring systems, maintenance, security, and environmental reporting.
- **Compliance with 2022 Closure Permit:** GSWA will ensure all operations continue to meet the requirements outlined in the 2022 closure permit.
- **Financial Duties:** Budgeting, expenditures, and financial oversight
- **Future obligations:** Whether mandated by regulators, requested by the community, or aligned with industry best practices, they will be funded and implemented by GSWA.

TRANSITION PLAN (CONT.)

2. TRANSFER OF EXISTING BROWN AND CALDWELL CONTRACT (CONTRACT TO OPERATE THE ORDOT FACILITY)

- Existing contract will be transferred to GSWA upon termination of Receivership.
- No changes will be made in contract terms or obligations; GSWA steps in as the responsible party



CONTRACT TO OPERATE THE ORDOT FACILITY (BROWN & CALDWELL)

- Contract was negotiated and amended in May 2024.
- Contract will continue under GSWA management until expiration on September 30, 2027.

Contract Amendments:

- Provides flexibility to bring in different contractors for mowing or vegetation maintenance tasks;
- Possibility of consolidating groundwater monitoring with contractors already handling monitoring at the Layon Landfill;
- Includes a year-end inflation adjustment based on the same formula used in the Layon Landfill Operator contract.



TRANSITION PLAN (CONT.)

3. FINANCING & TRANSITION OF FUNDS

- The Receiver's \$7 million will be transferred into GSWA's Operations Fund and Reserve Accounts, which will be overseen and managed by the GSWA Comptroller.
- The Contract for Operating the Ordot Facility will be funded through the GSWA Operations Fund, following the same process currently used for the Layon Landfill Operations contractor.

TRANSITION PLAN (CONT.)

4. OVERSIGHT ROLE OF THE GSWA BOARD

- GSWA Board will maintain an oversight role over Ordof's post-closure activities.
 - **Monthly Board Meetings** will include presentations by GSWA management on the status of Ordof Dump, including:
 - **Operational Updates:** Progress on monitoring, maintenance, and systems.
 - **Financial Updates:** Reporting on expenses, balances of the RCRA Trust Fund, and comparison of actual expenditure vs. budget, etc.
 - **Regulatory Updates:** Compliance with existing permits and any changes in regulatory requirements.

TRANSITION PLAN (CONT.)

5. OPERATIONAL ENHANCEMENTS AND FUTURE PLANNING

- **EMERGENCY RESPONSE COORDINATION**

- Brown and Caldwell has an emergency response plan, but it is not coordinated or shared with the closest fire department.
- GSWA will develop a coordinated emergency response plan with simple instructions for first responders, ensuring they are prepared to act before GSWA personnel arrive.
- Annual tabletop exercises will be conducted to refresh the plan and ensure effective communication with local first responders.

TRANSITION PLAN (CONT.)

5. OPERATIONAL ENHANCEMENTS AND FUTURE PLANNING (CONT.)

- **EQUIPMENT FACILITY REPLACEMENT**

- GSWA will incorporate critical equipment, such as the flare system, leachate pumps, and tanks, into a capital replacement program to ensure long-term reliability and functionality.
- This program will track the lifecycle of key components and plan for replacements as necessary, aligning with industry best practices for closed landfill management.

RECEIVER'S TIMELINE & GSWA'S POSITION

Receiver's Proposed Transition:

- A transition of up to 3 months to:
 - Ensure a smooth handover of duties and information.
 - Allow GSWA time to hire personnel and engage additional contractors.
- Suggesting a methodical and stable process be required.

GSWA's Position:

- Ordot Operator contract already includes a clause stating that GSWA will replace Receiver upon termination of Receivership (no transition period is required for contract transfer).
- GSWA already has the necessary contractors and qualified personnel in place.
- Based on GSWA GM and Waste Management's District Manager*, overseeing a closed landfill does not require the extensive, time-consuming effort suggested by the Receiver.

*Waste Management's District Manager is Amanda Townsend, Ph.D. He has over 30 years of managing waste facilities and currently oversees 22 sites.

RECEIVER'S TIMELINE & GSWA'S POSITION (CONT.)

GSWA already has qualified contractors in place who are currently performing similar work at the Layon Landfill and are capable of operations at Ordot Dump, ensuring that post-closure operations will continue smoothly without the need for additional transition time or new contractors.

GSWA'S EXISTING CONTRACTORS:

- **EA ENGINEERING, SCIENCE, & TECHNOLOGY, LLC:** Groundwater Compliance, Leachate Control, Permitting
- **GREEN GROUP HOLDINGS, LLC:** Landfill Operators, currently operating Layon Landfill

ADDITIONAL ENVIRONMENTAL EXPERTISE:

- **GEOSYNTEC CONSULTANTS** is also available through the Attorney General's Office for any environmental consulting needs that may arise.



Guam SOLID WASTE RECEIVER



Presentation to the GSWA Board



October 17, 2024
1 PM ChST





Guam SOLID WASTE RECEIVER



Topics

1. Leachate Flow Update
2. RCRA Trust Fund and Custodial Accounts Update
3. Transition Plan Status
4. Status of GWA Claim
5. Update Re Cessation Certification for Consent Decree
6. Questions, Discussion & Topics for Next Meeting



Source: Google Maps

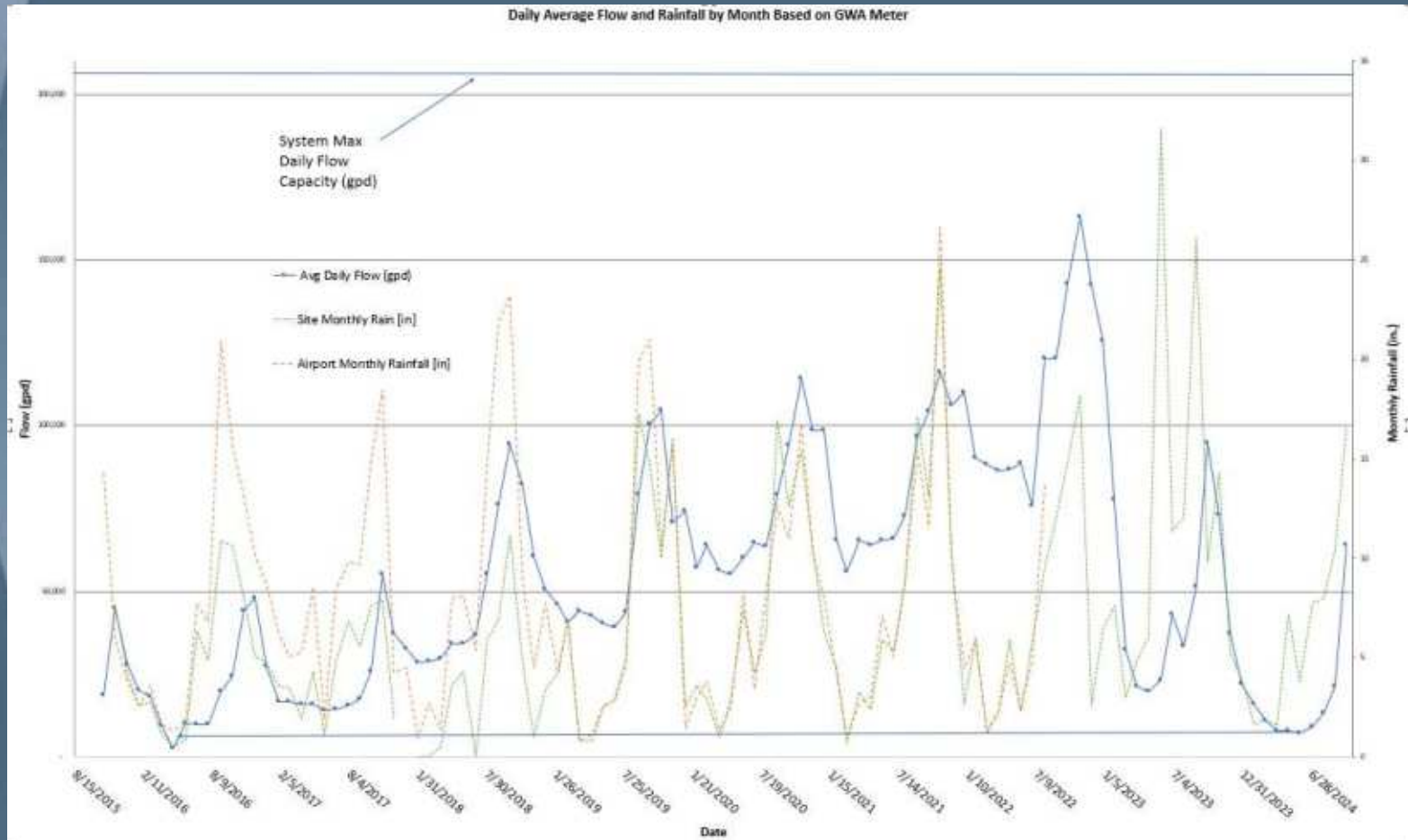




Guam SOLID WASTE RECEIVER



1. Leachate Flow Update





Guam SOLID WASTE RECEIVER



1. Leachate Flow Update

With nine (9) months behind us in 2024, leachate flow continues to be low....much lower than 2016 and 2017 flows now that GWA leaks have apparently passed through the Ordot Dump Facility

Year	Leachate (Gallons)
2016	7,397,019
2017	8,518,884
2018	18,658,285
2019	23,952,805
2020	27,748,045
2021	30,040,379
2022	40,976,930
2023	15,870,700
2024 (9 months)	4,632,699





Guam SOLID WASTE RECEIVER



1. Leachate Flow Update

Year	Leachate (Gallons)	Charges
2023	15,870,700	\$358,176.30
2024 (9 months)	4,632,699	\$70,784.68





Guam SOLID WASTE RECEIVER



2. RCRA Trust Fund and Custodial Accounts Update

- RCRA Trust Fund
 - GSWA has deposited \$30.6 million into the account
 - Investments right now in daily money market earning 4.59% per annum
 - Monthly payments by GSWA into custodial account has been suspended
 - Receiver plans to augment GSWA deposit of ~\$30.6 million to reach full GEPA/EPA PCCE of ~\$32.5 million this month
 - Future escalation payments subject to being covered by future interest income





Guam SOLID WASTE RECEIVER



2. RCRA Trust Fund and Custodial Accounts Update (cont'd)

- Trust Account #1 – earns essentially no interest income
 - Current balance as of 9/30/24 - \$1,097,107.39
- Trust Account #2 – earns significant interest income @ ~5% per annum rate
 - Current balance as of 8/27/2024 -\$7,314,715.81
- Total - \$8,411,823.20
- Trust Account #2 investments made with review and consent of the GSWA Controller
- Deposits/Interest: \$192,102.58
- Expenses: \$00.00





Guam SOLID WASTE RECEIVER



3. Transition Plan Status

Transition Plan and Termination of Receivership. At the status hearing held on May 8, 2024, the court ordered Mr. Slike to work cooperatively with the Receiver develop a management and operational plan for GSWA assuming the responsibility for the post-closure activities at the Ordot Dump at the termination of the Receivership. *See* Order at 3, ECF No. 2068. GSWA provided the Receiver with a draft transition plan on August 7, 2024, and the Receiver is working on modifications to the draft plan. If GSWA and the Receiver are unable to reach agreement on this transition plan, the court orders said parties to submit their respective plans to the court no later than October 31, 2024. The court will then make a decision on when and how the responsibilities associated with the Ordot Dump will be turned over to GSWA.

- The Court has ordered GSWA General Manager to work cooperatively with the Receiver to develop a management and operational plan for assuming full responsibility for Ordot Dump post closure activities.
- The Plan is to be submitted to the Court no later than October 31, 2024.





Guam SOLID WASTE RECEIVER



3. Transition Plan Status (cont'd)

- The Transition Plan should define specific tasks and capabilities to properly continue Post-Closure Operations at the Ordot Dump.
- The plan should be independent of specific staff or consultants to ensure operational stability in case of staffing and/or consultant changes.
- The Plan needs critical information related to the Post Closure operations and management. The Receiver has provided input on many of these topics to GSWA staff, specifically:
 - An outline of current work activities and estimated resources (staff/consultants) to maintain and operate the Ordot Dump Facility
 - Work related to fulfilling permit requirements and reports
 - Remaining financial obligations and steps necessary to fulfill them
 - Proposed timeline for the transition
- The Receiver and the GSWA Board will endeavor to agree on a joint Transition Plan. If an agreed upon Plan is not progressing by October 23, 2024, the Receiver will draft its own Plan per the Court's order.





Guam SOLID WASTE RECEIVER



4. Status of GWA Claim

- GWA has not confirmed meeting with Receiver after six (6) requests
- Notice to Dongbu Insurance
- Filing lawsuit against GWA and Dongbu

CIVILLE & TANG, PLLC

www.civilletang.com

Sender's Direct E-Mail:
jtang@civilletang.com

September 17, 2024

VIA E-MAIL

yjchoi@guamdongbu.com
amuna@amibrokers.com

Mr. Anthony Choi
DB Insurance Co., Ltd.
102 Julale Shopping Center, Suite 102
424 West O'Brien Drive
Hagatna, Guam 96910

Ms. Anne Marie Muna
AM Insurance
Ada's Commercial Center, Suite 113F
Agana, Guam 96910

Re: Insured: Guam Waterworks Authority ("GWA")
Policy Nos.: 639141-748199 (KMGL2492-A04)
639141-796523 (KMGL2492-A05)
639141- 859440 (KMGL2492-A06)
639141- 920079 (KMGL2492-A07)

The purpose of this letter is to notify you of GSWA's claim against your insured, GWA, under the GWA CGL Policies. The claim relates to damage to GSWA resulting from GWA's waterline leaks at Dero Road outside of the perimeter of the Ordot Dump, resulting in damages of \$4,407,241.20 ("GSWA Claim").

A copy of a letter to GWA dated August 21, 2024 regarding the GSWA Claim is enclosed. See **Ex. B** (8/21/2022 Ltr. to GWA re GSWA Claim). Due to the size of the attachments, the GSWA Claim and accompanying attachments A – E can be downloaded from the link provided with the email attaching this letter.





Guam SOLID WASTE RECEIVER



5. Update Re Cessation Certification for Consent Decree

- USEPA comments to B&C Seeps and Leachate Report were to be provided 9/13/24 (see *8th Joint Report* at p. 3)
- 9/26/24 DOJ notified Receiver USEPA comments will be delayed to late October or November due to key personnel travel plans.
- 10/15/24 Receiver requested a date certain USEPA will provide comments to: (1) B&C Seeps Report; (2) GeoSyntec Report; and (3) B&C Comments re GeoSyntec Report





Guam SOLID WASTE RECEIVER



6. QUESTIONS?

DISCUSSION

TOPICS FOR NEXT MEETING

