



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

Thursday, January 16, 2025 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
- 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. NEW BUSINESS
 - a. GSWA BOARD RESOLUTION 2025-005 RELATIVE TO GRANTING SETTLEMENT AUTHORITY FOR CLAIM WITH GUAM WATERWORKS AUTHORITY
- 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



REQUEST FOR PROPOSALS
Destination Marketing Services
in the Philippines
GVB RFP 2025-004

The Guam Visitors Bureau (GVB), a public, non-stock, non-profit membership corporation, issues this Request for Proposal ("RFP") soliciting proposals from established companies to provide services as outlined in the Scope of Work for GVB RFP 2025-004 DESTINATION MARKETING SERVICES IN THE PHILIPPINES.

The project shall begin with the contract signing date as the start date through September 30, 2025, for the remainder of FY2025, with the option to renew for up to three (3) additional fiscal years, subject to the availability of funds.

RFP packages can also be **downloaded at no cost** from GVB's website at https://go.opengovguam.com/bids/bids_list/gvb; or, if obtained (in USB format) at the GVB office at 401 Pale San Vitores Road, Tumon, Guam (8:00 AM - 5:00 PM, Monday - Friday, excluding Guam holidays), a non-refundable \$25.00 fee will be required, payable in US\$ cash, bank wire transfer or major credit card (Visa, MasterCard, Discover, JCB).

Questions, if any, should be made in writing to the President and CEO, which can be dropped off at the GVB office; emailed to procurement@visitguam.com; or sent by fax to 671-646-8861 according to the timeline provided in the RFP.

GVB hereby notifies all offerors that it will affirmatively ensure that minority business enterprises will be afforded full opportunity to submit a response to this request for proposal and will not be discriminated against on the grounds of race, color or national origin in consideration for an award.

GVB reserves the right to reject any or all proposals, waive any imperfection in the proposal, or cancel this solicitation all according to law in the interest of the bureau. Direct or indirect contact with the GVB Management, Staff, Board Member, or any person participating in the selection process is prohibited.

The deadline for submission of proposals is no later than 12:00 p.m. (Chamorro Standard Time) on Friday, January 31, 2025.

/s/ GERALD S.A. PEREZ
 Acting President and CEO

This advertisement was paid for by the Tourist Attraction Fund.

GUAM VISITORS BUREAU | SETBISION BISITAN GUAHAN
 401 Pale San Vitores Road | Tumon, Guam 96913 | (671) 646-5278 | (671) 646-8861 fax
guamvisitorsbureau.com | visitguam.com | info@visitguam.com



Guam Solid Waste Authority Board of Directors Meeting
Thursday, January 16, 2025 – 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 REGULAR BOARD MEETING JANUARY 16, 2025 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. VII. UNFINISHED BUSINESS, A. ORDOT POST CLOSURE PLAN UPDATE WITH 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. NEW BUSINESS, A. GSWA BOARD RESOLUTION 2025-005 RELATIVE TO GRANTING SETTLEMENT AUTHORITY FOR CLAIM WITH GUAM WATERWORKS AUTHORITY. 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, AND XII. 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.



PUBLIC NOTICE
ANNOUNCEMENT

The Guam Visitors Bureau will hold a Regular Meeting of the Board of Directors on **Monday, January 13, 2025, at 1:30 p.m.** in GVB's main conference room and by Teleconference - via GoToMeeting. Anyone desiring to join the virtual meeting may enter the following link in a browser: <https://meet.goto.com/GUAMVISITORSBUREAU/gvb-board-meeting>. Our livestreaming events link for all Regular Board Meetings is available at the Bureau website: <https://www.guamvisitorsbureau.com/>.

The Board of Directors herein notifies the public that it will discuss the following:

AGENDA

- I. CALL TO ORDER
- II. ROLL CALL
- III. MINUTES OF THE PREVIOUS MEETING
 - Approval of the previous Board of Directors meeting minutes dated 12/23/24
- IV. ACTION BY THE BOARD
- V. CHAIRMAN'S REPORT
- VI. MANAGEMENT'S REPORT
 - Approval of FY2025 purchase orders
- VII. REPORT OF THE BOARD COMMITTEES
 - A. Executive Committee
 - B. Administration & Government
 - C. Destination Management / Visitor Safety & Satisfaction
 - D. Cultural Heritage & Community Outreach
 - E. Research
 - F. Sports & Events
 - G. Japan
 - Committee Meeting Minutes dated 12/17/24
 - H. Korea
 - Committee Meeting Minutes dated 12/17/24
 - I. Taiwan
 - Committee Meeting Minutes dated 12/12/24
 - J. North America, Pacific, Philippines & New Markets
 - K. Membership
- VIII. OLD CORPORATION BUSINESS
 - Report on Recovery Committee and possible action
- IX. EXECUTIVE SESSION
 - as needed
- X. OTHER BUSINESS
 - as needed
- XI. AGENDA ITEMS FOR THE NEXT MEETING
- XII. ANNOUNCEMENTS
 - Upcoming Board Meeting: February 13, 2025
- XIII. ADJOURNMENT

Information on individual committees is available at <https://www.guamvisitorsbureau.com/>, along with other bureau meeting materials. Detailed materials, if applicable, will be available on the website one day before the meeting. Please call 671-646-5278 if you require additional detail about any agenda item. Individuals requiring special accommodations or information may contact GVB at 671-646-5278 for assistance. *This advertisement was paid for by the Tourist Attraction Fund.*

GUAM VISITORS BUREAU | SETBISION BISITAN GUAHAN
 401 Pale San Vitores Road | Tumon, Guam 96913 | (671) 646-5278 | (671) 646-8861 fax
guamvisitorsbureau.com | visitguam.com | info@visitguam.com



Kumision Inangokkon Tano' CHamoru
(CHamoru Land Trust Commission)



CHamoru Land Trust Commission Regular Board Meeting
Thursday, January 16, 2025 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/pqa-fugy-bjw>

AGENDA

- I. Call to Order – Certification of a Quorum Present
- II. Certification – Public Notice Requirements
 - a. Guam Daily Post (01/09/25 and 01/14/25)
 - b. Guam Public Notice Website (<https://notices.guam.gov>)
 - c. CLTC Facebook Page
- III. Approval of Minutes
 - September 19, 2024 – Regular Board Meeting
 - October 17, 2024 – Regular Board Meeting
 - October 28, 2024 – Resumption Meeting (Oct. 17, 2024)
 - November 21, 2024 – Regular Board Meeting
 - December 02, 2024 – Resumption Meeting (Nov. 21, 2024)
 - December 10, 2024 – Resumption Meeting (Nov. 21, 2024)
- IV. Administrative Director's Report
- V. Executive Session Pursuant to 5 GCA, Section 8111(a)
 - a. Nomination of Mr. Roy Gamboa to serve as Administrative Director
- VI. Old Business - None
- VII. New Business
 - a. Guam International Country Club
 - b. Lot 10122-15 – Designation for Commercial Use
 - c. Lot 527-R1, Malesso – Guam National Guard
 - d. Lih Pao Investment LLC - Application for Re-alignment of Bull Cart Trail – Lot 5143, Lot 5144-3New, Tamuning
 - e. Lot 10171, South Ukudo, Dededo – GPA System Improvements
 - f. Public Law 37-131
 - g. Employee Grievance – STEP 1 Informal Grievance
 - h. Robert's Rules of Order – Time Limit
- VIII. Constituent:
 - a. Steven P. Acfalle
- IX. Public Comment (s)
- X. Adjournment
- XI. Next Meeting – Thursday, February 20, 2025 at 1:00 PM

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

The Honorable
LOURDES A. LEON GUERRERO
Maga • Hága • Governor

The Honorable
JOSHUA F. TENORIO
Segundo Maga • Laha • Lieutenant Governor

public works
VINCENT P. ARRIOLA
Director
LINDA J. IBANEZ
Deputy Director
ERNEST G. CANDOLETA, JR.
Deputy Director

**INVITATION FOR BID
EXTERIOR REPAIRS & GUTTER SYSTEM CLEANING FOR BLDGS.
350, 700, 800, 820, AND 830 (BRC) & BLDG. 32 (EJM)**

The Honorable Lourdes A. Leon Guerrero, Governor of Guam and Honorable Joshua F. Tenorio, Lt. Governor of Guam, through the Director of Department of Public Works (DPW), Vincent P. Arriola, Announces the solicitation of a sealed proposal for:

Project No. 770-5-1014-F-BAR

**Bid Security must accompany bid-15% of total bid amount and may be Cash, Bid Bond, Certified or Cashier's Check made payable to:
Treasurer of Guam**

Non-Refundable Fee: \$25.00 (Twenty Five Dollars) required as Payment for each Bid Documents.
Availability of Documents: - January 14, 2025, CIP / Contracts Administration, Ground Floor, Federal Highway Building, DPW, Upper Tumon.
Please present receipt from the One-Stop Cashier Building A, DPW, Upper Tumon.

Pre-Bid Conference: - January 23, 2025, 9:00 am, Division of Capital Improvement (CIP) Ground Floor, CIP Conference Room, Upper Tumon. Pre-Bid and Site Visit is Mandatory

Bid Submittal: - February 6, 2025, 2:00 p.m. One (1) original and one (1) copy must be submitted @ CIP Division, Ground Floor, TMC Building, DPW.

Department of Public Works reserves the right to reject any or all proposals and to waive any imperfection in the proposals, which in its sole and absolute judgment will serve the Government of Guam interests.

/s/ **VINCENT P. ARRIOLA**
Director

This Ad Paid for with Government Funds

542 North Marine Corps Drive, Tamuning, Guam 96913 • (671) 646-3121/3232 • Fax (671) 649-6178



Notice of Meeting

The Guam Board of Accountancy will hold its monthly Board meeting on Thursday, January 16, 2025, 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/86547524452?pwd=kbfXkdG54x005DlN07hfkPOW8VEgN2.1>
Meeting ID: 865 4752 4452 • Passcode: 3sb?CP=Yq

Our YouTube livestreaming events link for all Regular Board Meetings is available on the Board's website at: <http://www.guamboa.org/policies/activities.htm>.

AGENDA

- I. CALL TO ORDER
- II. APPROVAL OF MINUTES - December 19, 2024
- III. OLD BUSINESS
 - Guam Accountancy Endowment Fund Update
 - Visiting Professor Update
- IV. NEW BUSINESS
 - A. Requests for Approval
 - Applications for Initial Certification & Licensure
- V. GENERAL DISCUSSION/ANNOUNCEMENTS
 - Pathways/Mobility Legislation Filed/Passed to Date
 - Update from NASBA Peer Review Compliance Committee
 - FY2025 GBOAYTD Financial Summary
- VI. ADJOURNMENT

The names of applicants being considered are available on the Board's website at: <http://www.guamboa.org/policies/activities.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 Aflague at the Guam Board of Accountancy at 671-647-0813 FAX: 671-647-0816 or support@guamboa.org for assistance.



**Guam Solid Waste Authority Board of Directors Meeting
Thursday, January 16, 2025 – 1:00 PM (ChST)
Join Zoom Meeting**

Link: <https://zoom.us/j/9140408814?pwd=TjZ3U0dhSVd0ajlKRjBhcfWrc1ZYZz09>

Meeting ID: 914 040 8814 Passcode: 777546

*THE GUAM SOLID WASTE AUTHORITY BOARD OF DIRECTORS WILL HAVE A REGULAR BOARD MEETING
JANUARY 16, 2025 AT 1:00 PM. THE MEETING WILL BE CONDUCTED VIA ZOOM.*

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For more information, please contact GSWA Admin at kellani.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.

FOR RENT

**TAM 3BD/2BD/1BTH SEC 8 OK
\$1300/\$850
CALL 671-646-0510/11**

NOTICE OF SALE UNDER MORTGAGE

NOTICE IS HEREBY GIVEN, pursuant to 18 G.C.A. §36113, Paragraph 52 of the below described mortgage and the Notice of Default recorded on December 28, 2022 as Instrument No. 982381, that the mortgage executed on March 5, 2020 by JOSEPH A. CRUZ dba A to Z Janitorial & Lawn Care Services, ("Mortgagor"), in favor of COAST 360 FEDERAL CREDIT UNION, ("Mortgagee"), and filed for record in the Department of Land Management, Government of Guam, on March 6, 2020 as Instrument No. 945803, will be FORECLOSED pursuant to a POWER OF SALE contained in the above mortgage.

The property described below will be sold, WITHOUT WARRANTY OF ANY KIND BEING GIVEN, EXPRESS OR IMPLIED, including without limitation, warranties regarding title, possession, access, rights of redemption, subsurface conditions, the condition of any structure or encumbrances, to the highest bidder at public auction, to be held at the Mayor's office in Chalan Pago, Guam at 2:30p.m. on January 21, 2025. In order to satisfy the amount due on the mortgage and its promissory note at the time of the sale, to reject any bid made at the sale and to withdraw this notice and postpone the sale from time to time.

Special Notice: The property subject to foreclosure may not have legal access. No warranties of any kind are given as to whether or not there is legal access to the property.

The property subject to the mortgage and to be sold at sale is as follows:

Parcel 1: Lot No. 3308-3-1-2, Ordot-Chalan Pago, Guam (Estate No. 72229 under Basic Lot No. 3308-3-1), Suburban, as said lot is marked and designated on Map Drawing No. FC96-002 (LM#205FY96) dated May 5, 1996 and recorded May 8, 1996 in the Department of Land Management, Government of Guam under Instrument No. 545400. Area: 1,987± square meters.

Parcel 2: Lot No. 3308-3-1-3, Ordot-Chalan Pago, Guam (Estate No. 72229 under Basic Lot No. 3308-3-1), Suburban, as said lot is marked and designated on Map Drawing No. FC96-002 (LM#205FY96) dated May 5, 1996 and recorded May 8, 1996 in the Department of Land Management, Government of Guam under Instrument No. 545400. Area: 1,987± square meters.

Parcel 3: Lot No. 3308-3-1-4, Ordot-Chalan Pago, Guam (Estate No. 72229 under Basic Lot No. 3308-3-1), Suburban, as said lot is marked and designated on Map Drawing No. FC96-002 (LM#205FY96) dated May 5, 1996 and recorded May 8, 1996 in the Department of Land Management, Government of Guam under Instrument No. 545400. Area: 1,987± square meters.

Parcel 4: Lot No. 3308-3-1-R4, Ordot-Chalan Pago, Guam (Estate No. 72229 under Basic Lot No. 3308-3-1), Suburban, as said lot is marked and designated on Map Drawing No. FC96-002 (LM#205FY96) dated May 5, 1996 and recorded May 8, 1996 in the Department of Land Management, Government of Guam under Instrument No. 545400. Area: 1,987± square meters.

The amount due the Mortgagee is for the sum of \$199,412.08, plus interest as of December 19, 2024 of \$42,473.63, interest at the rate of 10.5% per annum from December 19, 2024 to the date of full payment, attorney fees, and costs of this sale.

If the sale is set aside for any reason, the purchaser at the sale shall be entitled only to a return of the deposit paid. The purchaser shall have no further recourse against Mortgagor, the Mortgagee or the Mortgagee's attorneys.

The undersigned are the attorneys for the Mortgagee and hereby give notice that they are attempting to collect a debt and any information that is obtained will be used for that purpose.

Dated this 20th day of December, 2024.

The Law Offices of Duncan G. McCully, P.C.
Attorneys for Coast 360 Federal Credit Union
By: /s/ MARK S. BEGGS, of Counsel

On this 20th day of December, 2024, before me, the undersigned Notary, personally appeared, MARK S. BEGGS, the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose, as attorney for Coast 360 Federal Credit Union

MAUREEN E.T. TAITANO
NOTARY PUBLIC

In and for Guam, U.S.A.
My Commission Expires: Aug. 18, 2026
434 W O'Brien Dr Ste 201, ADA Cliffline
Office Building, Hagatna, Guam 96910

NOTICE OF SALE UNDER MORTGAGE

NOTICE IS HEREBY GIVEN, pursuant to 18 G.C.A. §36113, Paragraph 5 of the below described mortgage and the Notice of Default recorded on December 28, 2022 as Instrument No. 982380, that the mortgage executed on December 19, 2019 by JOSEPH A. CRUZ dba A to Z Janitorial & Lawn Care Services, ("Mortgagor"), in favor of COAST 360 FEDERAL CREDIT UNION, ("Mortgagee"), and filed for record in the Department of Land Management, Government of Guam, on December 23, 2019 as Instrument No. 943120, will be FORECLOSED pursuant to a POWER OF SALE contained in the above mortgage.

The property described below will be sold, WITHOUT WARRANTY OF ANY KIND BEING GIVEN, EXPRESS OR IMPLIED, including without limitation, warranties regarding title, possession, access, rights of redemption, subsurface conditions, the condition of any structure or encumbrances, to the highest bidder at public auction, to be held at the Mayor's office in Chalan Pago, Guam at 2:00p.m. on January 21, 2025. In order to satisfy the amount due on the mortgage and its promissory note at the time of the sale. Terms of the sale are cash, certified check or other terms deemed acceptable by Mortgagee. The Mortgagee reserves the right to bid all or part of the amount due on the mortgage at the time of the sale; to reject any bid made at the sale and to withdraw this notice and postpone the sale from time to time.

Special Notice: The property subject to foreclosure may not have legal access. No warranties of any kind are given as to whether or not there is legal access to the property.

The property subject to the mortgage and to be sold at sale is as follows:

Parcel 1: Lot No. 3308-3-2-1, Ordot-Chalan Pago, Guam (Estate No. 72230 under Basic Lot No. 3308-3-2), Suburban, as said lot is marked and designated on Map Drawing No. FC96-002 (LM#205FY96) dated May 5, 1996 and recorded May 8, 1996 in the Department of Land Management, Government of Guam under Instrument No. 545400. Area: 1,987± square meters.

Parcel 2: Lot No. 3308-3-2-2, Ordot-Chalan Pago, Guam (Estate No. 72230 under Basic Lot No. 3308-3-2), Suburban, as said lot is marked and designated on Map Drawing No. FC96-002 (LM#205FY96) dated May 5, 1996 and recorded May 8, 1996 in the Department of Land Management, Government of Guam under Instrument No. 545400. Area: 1,849± square meters.

Parcel 3: Lot No. 3308-3-2-3, Ordot-Chalan Pago, Guam (Estate No. 72230 under Basic Lot No. 3308-3-2), Suburban, as said lot is marked and designated on Map Drawing No. FC96-002 (LM#205FY96) dated May 5, 1996 and recorded May 8, 1996 in the Department of Land Management, Government of Guam under Instrument No. 545400. Area: 1,911± square meters.

Parcel 4: Lot No. 3308-3-2-4, Ordot-Chalan Pago, Guam (Estate No. 72230 under Basic Lot No. 3308-3-2), Suburban, as said lot is marked and designated on Map Drawing No. FC96-002 (LM#205FY96) dated May 5, 1996 and recorded May 8, 1996 in the Department of Land Management, Government of Guam under Instrument No. 545400. Area: 1,987± square meters.

Parcel 5: Lot No. 3308-3-2-R4, Ordot-Chalan Pago, Guam (Estate No. 72230 under Basic Lot No. 3308-3-2), Suburban, as said lot is marked and designated on Map Drawing No. FC96-002 (LM#205FY96) dated May 5, 1996 and recorded May 8, 1996 in the Department of Land Management, Government of Guam under Instrument No. 545400. Area: 1,987± square meters.

Parcel 6: Lot No. 3308-3-1-1, Ordot-Chalan Pago, Guam (Estate No. 72229 under Basic Lot No. 3308-3-1), Suburban, as said lot is marked and designated on Map Drawing No. FC96-002 (LM#205FY96) dated May 5, 1996 and recorded May 8, 1996 in the Department of Land Management, Government of Guam under Instrument No. 545400. Area: 1,987± square meters.

The amount due the Mortgagee is for the sum of \$281,930.40, plus interest as of December 19, 2024 of \$63,004.33, interest at the rate of 10.5% per annum from December 19, 2024 to the date of full payment, attorney fees, and costs of this sale.

If the sale is set aside for any reason, the purchaser at the sale shall be entitled only to a return of the deposit paid. The purchaser shall have no further recourse against Mortgagor, the Mortgagee or the Mortgagee's attorneys.

The undersigned are the attorneys for the Mortgagee and hereby give notice that they are attempting to collect a debt and any information that is obtained will be used for that purpose.

Dated this 20th day of December, 2024.

The Law Offices of Duncan G. McCully, P.C.
Attorneys for Coast 360 Federal Credit Union
By: /s/ MARK S. BEGGS, of Counsel

On this 20th day of December, 2024, before me, the undersigned Notary, personally appeared, MARK S. BEGGS, the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose, as attorney for Coast 360 Federal Credit Union

MAUREEN E.T. TAITANO
NOTARY PUBLIC

In and for Guam, U.S.A.
My Commission Expires: Aug. 18, 2026
434 W O'Brien Dr Ste 201, ADA Cliffline
Office Building, Hagatna, Guam 96910

**Guam Solid Waste Authority Board of Directors Meeting Thursday,
January 16, 2025 – 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 REGULAR BOARD MEETING JANUARY 16, 2025 AT 1:00 PM. THE MEETING WILL BE CONDUCTED VIA ZOOM.
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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.



**GUAM SOLID WASTE AUTHORITY
BOARD OF DIRECTORS' MEETING MINUTES
Wednesday, December 18, 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 1:02 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
Keilani Mesa	Administrative Officer
Shannon Taitano	GSWA Legal Counsel

Guests:

Harvey Gershman	GBB Federal Receiver Representative
Christopher Lund	GBB Federal Receiver Representative
Joyce Tang	Attorney for GBB Federal Receiver
Joe Taitano	Pacific Daily News

III. Determination of Proof of Publication

1st Publication with Guam Daily Post, Wednesday, December 11, 2024

2nd Publication with Guam Daily Post, Monday, December 16, 2024

IV. Approval of Agenda Items

Vice Chair Minakshi Hemlani made a motion to proceed with the agenda as prepared and provided by Chairman Gayle. Secretary Denney seconded the motion, and it passed unanimously.

V. Approval of Minutes

Vice Chair Hemlani motioned to approve the minutes for the November 21, 2024 meeting. Member Montellano seconded the motion, and it passed unanimously.



VI. Reports

a. Management Reports

i. Operational Update

General Manager Irvin Slike reported that a resolution has been reached regarding the ARPA spending. He collaborated with Chief Calvo, and all ARPA funds have been exhausted. GM Slike informed the Board that the list of items purchased using ARPA funds is included in the attachment, along with their expected delivery dates. He also provided an update on the large refuse trucks that are functioning properly. Secretary Denney inquired about the biodiesel project, and GM Slike confirmed that it is currently underway.

Regarding the mobile car crusher project, GM Slike stated that it is expected to be delivered in early spring 2025. He is working with DPW, GEPA, and Global Recycling as well as other local vendors to address the issue of burned-out abandoned vehicles. GM Slike emphasized that the complexity of the mobile car crusher is low and he does not anticipate significant challenges.

He stated that the Dededo soil project is now set to begin in mid-January, instead of March, and will take approximately 2 to 3 months, depending on weather conditions.

Secretary Denney asked whether the soil is highly contaminated or suitable for use as cover. GM Slike responded that the soil is not highly contaminated but is mildly contaminated with trash, making it best to bury it. He noted that further assessment will be made once the work begins. The chemical analysis indicates only mild contamination.

GM Slike discussed the ongoing recruitment process and the positions that GSWA is working to fill. He stated that he hopes to have these positions filled by the first quarter of 2025. Secretary Denney inquired whether this included the Dispatcher position, and GM Slike confirmed that it does.

Chairman Gayle asked for an update on the Marines task force. GM Slike explained that more information will be available in January. He noted that various agencies have been asked to assess the potential impact of the buildup, including its effect on the landfill. He shared that the projected permanent resident population will be approximately 26,000 by 2037. Chairman Gayle requested that GM Slike provide a formal report on this matter in future meetings. GM Slike mentioned that a more comprehensive report should be available in January, as a consultant will be consolidating the data from all the agencies involved.



ii. Financial Update

General Manager Slike reported that the financials indicate growth in commercial revenues. He also mentioned that GSWA is continuing to manage expenses as of the month of November.

Secretary Denney inquired about the addition of carbon to the soils and its purpose. GM Slike explained that this is part of an experiment aimed at reducing PFAS.

Comptroller Kakigi presented the special fund for the Ordot Dump Reserve Fund, noting that as of November 30, the fund's earnings amounted to \$168,856. She also noted that the performance compared to the same time last year and reported a 4% increase in total revenues. She highlighted that expenditures show no transfers to Ordot for Post Closure Care, with GSWA largely maintaining costs. She also mentioned that special waste is improving, with GSWA currently only receiving treated wood.

Comptroller Kakigi briefly noted that Residential Revenues have remained steady month-to-month. She also reported a significant increase in revenue from biosolids compared to the budget.

Comptroller Kakigi reviewed key financial indicators as of November 30, 2024, and pointed out that November is typically the lowest month for residential collections. GM Slike asked if the automated billing and autopay option had passed its testing phase. Comptroller Kakigi confirmed that it is now effective as of this month. Chairman Gayle inquired about the current enrollment. Kakigi responded that approximately 30 people are currently enrolled, but she plans to run a mass advertising to promote the autopay option. She also mentioned that GSWA is now using a new merchant service, resulting in savings of about 50% compared to the previous vendor.

Administrative Officer Keilani Mesa reported on Customer Service Metrics for the month of November. There was an increase in calls following the holidays and the Tropical Storm Man Yi. There were also staffing adjustments that affected this highlighting the Customer Service Supervisor covered and assisted operations from November 12th through the 28th. She stated despite the challenges GSWA continues to work towards improving and is still working with the vendor on the phone report that the Board requested. Secretary Denney inquired on what the call reporting will entail and if it will highlight the reasons of the calls received. Admin. Officer Keilani Mesa confirmed that it will.



b. Legal Counsel's Report

Attorney Shannon Taitano reported that the CSC granted management's motion to dismiss last week, and there are no longer any cases pending before the CSC.

c. Committee Reports

None.

VII. Unfinished Business

a. Ordot Post Closure Plan Update

i. Federal Receivership Updates / Information

Receiver Representative Harvey Gershman reviewed the Ninth Joint Status Report, noting that it was the same report used during today's Court Status meeting. He outlined the topics that would be covered in the presentation, which included: Leachate Flow and Seep Investigations, the claim against the Guam Waterworks Authority, SEP Completion Reports, Post-Closure Care Funding and Trust Agreement, and the Transition Plan and Termination of Receivership.

Receiver Representative Christopher Lund provided an overview of the Ordot Dump's performance, comparing pre-closure and post-closure conditions. He expressed pride in the successful closure of the Ordot Dump over the past few years and emphasized the significance of this achievement. He presented a bird's-eye view of the site and detailed the leachate treatment process, step by step. He noted that the operation has an emergency backup for excess leachate through Detry services, but that the Detry service has not been used in the past 19 months.

Receiver Representative Christopher Lund outlined the performance of the Ordot Dump, highlighting that pre-closure, approximately 58 million gallons of untreated leachate were discharged into U.S. waters each year. He showed a graph comparing pre- and post-closure leachate discharge. Vice Chair Hemlani inquired about the leachate comparison with similarly closed, unlined landfills, to which Receiver Representative Christopher Lund responded that the Ordot Dump is performing well by industry standards. GM Slike mentioned that a regulator in central Florida reported that three unlined closed landfills in the region had no releases since 1990, despite experiencing hurricanes and other events. Receiver Gershman acknowledged the question and agreed to investigate further comparisons with similar topographies.

Vice Chair Hemlani also asked about contingency plans, to which Receiver Representative Christopher Lund responded that he would need to review prior



plans, but the most recent contingency plan has been updated with the SCADA system. Receiver Representative Christopher Lund presented the monthly average leachate flow, showing the pre-closure annual discharge. He expressed confidence in the system, noting no issues over the past 19 months, including no use of the Detry trucks. He also stated that through the third quarter of 2024, the team continues to monitor soil gas residuals and will work with GEPA and USEPA to further mitigate the issue.

Receiver Representative Christopher Lund reported on a graph detailing the monthly average leachate flow from 2015 to the present. Member Oehlerking asked when the discovery of the GWA leak, which could have contributed to the issue, was made. Lund clarified that the leak was identified as a lateral line, not the main line. He further explained that GWA typically tracks their numbers but had not reported anything to GSWA or the Receiver. The leaks were fixed in December 2022, and the major leaks were repaired, which correlated with a change in leachate flow. General Manager Slike commented on the chart and asked about the average number and the increase in leachate over the years. Receiver Representative Christopher Lund agreed with the observation and explained the changes in leachate treatment and charges. The discussion included the increase in the treatment rate from \$14.72 to \$16.41. Member Oehlerking asked whether there was justification for the rate increase. Receiver Representative Christopher Lund stated that the increase was approved by the PUC, but no further justification was provided.

Member Oehlerking also asked about the timeline for flagging the leachate issue in 2022. Receiver Representative Christopher Lund explained that GBB had been working with USEPA and GEPA since 2019 to enhance leachate monitoring, which led to the development of an improved monitoring program, including sampling. General Manager Slike inquired about cost estimates, recalling discussions in 2021 regarding the GEPA permit and cost estimates. Receiver Representative Christopher Lund clarified that the initial increase was based on the unlined dump and increased rainfall, with the cost increase reflecting these factors. Receiver Representative Gershman added that PFM had reviewed their rate models and recommended a 6% escalation rate, contributing to the \$54 million estimate.

Receiver Representative Christopher Lund further noted that an independent report by GK2, Inc. evaluated GWA waterline leaks and corroborated the findings of the Brown & Caldwell report, which was presented to the court. Receiver Representative Christopher Lund briefly reviewed the findings, highlighting that the May 3, 2024, Brown & Caldwell report concluded that sufficient data indicated that



discharges had ceased. Water quality samples taken from the downgradient were similar to those from the upgradient, and the report recommended continued monitoring of the west side of the facility, influenced by GWA water leaks. The report also suggested continuing separate flow measurements of the leachate collection system on a weekly basis and maintaining the post-closure care plan under the GEPA permit

Receiver Attorney Joyce Tang provided an update on the claim, stating that a lawsuit has been pursued in the Superior Court of Guam. She explained that the Court directed the Receiver to take the lead in pursuing the claim against GWA. The Receiver has been keeping the Court updated on the progress and next steps. Receiver Attorney Joyce Tang presented a chronology of efforts to settle with GWA regarding waterline leaks, noting that attempts to resolve the matter began on August 21, 2024. On September 11, 2024, the Court informed the Receiver that if a settlement could not be reached, a lawsuit would need to be filed against GWA. On October 17, 2024, the Receiver informed the GSWA Board of GWA's lack of response and that a lawsuit would be filed.

Chairman Gayle and Member Oehlerking asked for clarification regarding a recent Court Order. Receiver Attorney Joyce Tang clarified that the Board had received a minute order and that a more detailed order would be issued at a later time. She requested that the Board wait for the main order before discussing the specifics. General Manager Slike inquired about the FOIA request received from Receiver Attorney Joyce Tang, to which Receiver Attorney Joyce Tang suggested discussing it offline.

Member Oehlerking expressed concerns about the Board being criticized for not actively participating in resolving the matter. Receiver Attorney Joyce Tang interjected, clarifying that she does not believe that the Board was being criticized. She explained that GM Slike had not disclosed his settlement discussions with GWA until the September 11th hearing, which led to further discussions and questions. Member Oehlerking noted he was just seeking clarification on what actions or support the Board should provide. Receiver Attorney Joyce Tang responded that she had spoken with Theresa Rojas after the court hearing and confirmed that Rojas had negotiating authority, with final settlements subject to being reviewed by the Attorney General's office. She mentioned that the next step would be to initiate a call with Rojas, whether in December 2024 or early January 2025.

Receiver Attorney Joyce Tang continued her presentation, reviewing the chronology of the claim and explaining how the \$4.4 million claim was determined. She also



addressed a \$1 million credit settlement, stating that this settlement had not been disclosed or discussed with the Receiver or the Board. No documents regarding this settlement were presented, and Receiver Attorney Joyce Tang emphasized that GWA has the cash available to pay the \$4.4 million claim, but the settlement offered was not favorable for GSWA. She concluded her presentation by stating that the SEP completion report is still pending GEPA and USEPA completion.

Secretary Denney asked if there was a deadline for the SEP report. Receiver Representative Gershman responded that the notice indicated GEPA must respond or provide a resolution by February 14, 2025. Receiver Attorney Joyce Tang added that GEPA might be missing some required documents or records, which has contributed to the delay. She advised the Board to be aware of this issue.

Receiver Harvey Gershman provided an update on Post-Closure Care Funding, noting that monthly deposits are no longer required by GSWA. He explained that decisions regarding investments are now being made jointly with GSWA management and the Receiver, with the goal of maximizing income. The Receiver currently has approximately \$6.7 million in the custodial account, which any funding in the account to include the possible settlement left behind will be transferred to GSWA at the end of the receivership.

Receiver Gershman also provided an update on the Transition Plan, emphasizing that one remaining component is required to end the receivership. He presented an estimate, noting that the transition plan could be implemented within 60 days once the remaining requirements are met. These include the acceptance of the GEPA portion of the SEP Completion Report by USEPA and the filing and acceptance of the Certification of Cessation of Discharges to U.S. waters by USEPA.

Secretary Denney asked for clarification on any progress made regarding the cessation certification since the last Board meeting. Chairman Gayle asked Receiver Representative Gershman to respond. Receiver Representative Gershman explained that Brown and Caldwell have issued an opinion that cessation has occurred and that there have been no leaks from Ordot. He noted that everything has been collected and pumped for the past 19 months. However, EPA has expressed that they may require additional data and are not yet convinced, considering the possibility of addressing the issue under CERCLA. They are discussing potential alternatives once more data is reviewed. Receiver Representative Gershman emphasized that the Receiver will make every effort to convince the EPA that cessation has been achieved. He noted that their goal is to reach an agreement, with EPA potentially adding only additional monitoring requirements to the post-closure



operating permit, rather than pursuing a lengthy process that could extend the matter for several more years. He concluded by stating that they will continue working on this and assess progress by the next meeting.

ii. GSWA Transition Plan

Transition plan was submitted to the Court. No feedback at this time.

b. Rate Case with Public Utilities Commission

GM Slike stated that GSWA is not on the January docket so hoping we will be included on February or March PUC docket.

c. Island Wide Trash Collection Initiative

There were no specifics at this time. Chairman Gayle mentioned that, at some point, he and GM Slike will meet with Senator Jesse Lujan, the oversight chair, to discuss the IWC initiative.

d. Layon Cells 1 and 2 Closure

No updates at this time.

VIII. New Business

a. GSWA BOARD RESOLUTION 2025-004 RELATIVE TO THE APPROVAL OF THE SETTLEMENT OF CLAIM NO. GSWA 2024-C008 AGAINST THE GUAM SOLID WASTE AUTHORITY

General Manager Slike reviewed the claim's validity concerning the EA contract and explained that there was a miscommunication regarding the task and payment timeline. Chairman Gayle inquired if this is considered a prior year obligation. Comptroller Kakigi confirmed that it is and noted that Board approval is required to proceed with the payment. Secretary Denney made a motion to approve GSWA Board Resolution 2025-004, which was seconded by Member Montellano. The motion passed.

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 Board meeting will be January 16, 2025 at 1:00pm.

XII. Adjourn

A motion to adjourn the GSWA Board of Directors meeting was made by Member Oehlerking and seconded by Secretary Denney. The meeting was adjourned at 2:54 p.m.

January 16, 2025 Operations Report

The following is the current Status of ARPA spending.

The Following projects will be funded from the Equipment Replacement fund (\$926,272) and the balance coming from Fund Balance (estimated \$622,989)

EQUIPMENT REPLACEMENT FUND:	\$926,272
THIRD MINI PACKER DIESEL	\$185,126
COOKING OIL STORAGE TANKS	\$213,789
CARTS	\$150,000
ELECTRIC ROLL OFF	\$456,000*
ADMIN SUV	\$35,000
SIDE LOADING TRUCK	\$509,346
FUND BALANCE:	-\$622,989

- Net of DERA grant and local contribution

Attached is a GSWA response to EIAMD Island impacts. The estimated population increase will decrease the available airspace at Layon. GSWA needs to assess whether the resulting increase in revenue will favorably impact the “pay as you go”, cell construction, cell closure, equipment replacement and post closure funding. Also, the impact of C&D disposal on the fill rate. GSWA disputes the 60% C&D recycling rate

Harmon Transfer Station and HHW will return to Monday Operations Feb 3, 2025

Delivery of new roll off boxes will ensure that disposal space available for Sunday TS operations.



GSWA has nine functioning large refuse trucks.

Truck 7311 (2018 model) rear loading packer has structural damage to packing body. The estimate for side panel replacement is \$86,500 for parts.

GSWA has expanded its use of the automated side loader trucks. A map will be provided for next month's meeting. These streets have stretches of them serviced by the side loader

Chalan Kanton Tutujan

Pale Kieran Hickey

Calle Angel Flores

Papato Lane

Chalan Guma Yu'us

Sister Mary Eucharita

Jose B Sudo

Lirio Ave

Flores Rosa LP

Asusena Ave

Calacucha Ave

Puti Tai Noblo St

Lilia LP

Golodrina St.



VID-20240205-WA00 01.mp4

GSWA has hired two Driver positions. An MOA with GCC will be signed by GCC and we have indicated the willingness to hire between 2 to 4 graduates from the program.

Current staffing vacancies are

Four permanent sanitation workers other positions being classified include

Mechanic II

Accountant

Dispatcher

These positions are scheduled to be advertised and filled in 3rd Q of 2025.

The Dededo soil project is proceeding. Hauling of soil into Layon scheduled for January 2025.

The Auto Pay feature is now available for customers



GUAM SOLID WASTE AUTHORITY

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Governor of Guam

JOSHUA F. TENORIO
Lt. Governor of Guam

IRVIN L. SLIKE
General Manager



December 26, 2024

ManTech International Corporation
Attention: EIAMD EIS Project Support
PMB 403
1270 N. Marine Corps Dr., Suite 101
Tamuning, Guam 96913-4331
info@EIAMD-EIS.COM

RE: IMPACTS OF THE ENHANCED INTEGRATED AIR AND MISSILE DEFENSE (EIAMD) SYSTEM ON GUAM

INTRODUCTION

ABOUT GUAM SOLID WASTE AUTHORITY

The Guam Solid Waste Authority is responsible for managing, constructing and planning The collection, disposal and recycling of solid waste on Guam. The department provides personnel, infrastructure and equipment to accomplish the mandate.,

The sole state of the art disposal facility is the Layon landfill. This facility has a life span of approximately 74 years based upon the current Guam population and the current Military contribution of strictly MSW. Construction and Demolition debris is restricted by law. (GAR 28 Chapter 5 5106 (g)). The generation of this material has not been included in any of GSWA solid waste growth projections. Considering the impending military growth and associated construction projects, estimates for the quantity and type of construction debris is essential. If unaddressed the capacity of Layon will be insufficient to meet this demand based upon current usage. GSWA has calculated the MSW generated at the stated population increase of 26,000 personnel by 2037. This alone reduced the landfill capacity by approximately 10%-15% of the premilitary build-up. This significant gap in airspace utilization should be a paramount concern for local, federal, and military officials.

To address the critical air space utilization problem on Guam, the military must actively mitigate the issue. The Department of Defense (DOD) has not acknowledged the significant solid waste disposal impacts with the military build-up. Consequently, not sufficiently addressing those challenges in the Draft EIS for EIAMD. The Guam Solid Waste Authority submits these comments to assess the socioeconomic and environmental implications of the proposed EIAMD System. Our focus is on ensuring that the DEIS addresses local concerns effectively and provides actionable mitigation strategies.”



GUAM SOLID WASTE AUTHORITY

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IRVIN L. SLIKE
General Manager



GUAM SOLID WASTE AUTHORITY'S COMMENTS & RECOMMENDED MITIGATION

Key findings:

1. *Layon Air Space Utilization*

The provided spreadsheet illustrates the impact of the additional DOD population on our current waste projection model. The loss in air space, also coincides with increase in revenue generated by the incoming waste. The Stated Goal of GSWA is to develop sufficient capital reserves to allow “pay as you go” construction of disposal and closure projects. Another important fund is the post closure care fund. The current rate model analysis which will be presented to the PUC has all of these funds adequately resourced throughout the 74-year life, as to not obligate Guam residents to debt. The exact timing of population increases and how that waste is collected and delivered to GSWA needs to be understood before any credible response about adequate mitigation can occur. This is alarmingly apparent considering the disposal of currently banned material.

Mitigation Recommendation:

- *Comprehensive Waste Impact Study*
 - *Conduct a detailed analysis of waste increases related to the military build-up*
 - *Assess impact on landfill airspace utilization and revenue generation*

2. *Local vs Mainland Waste Generation rates:*

A typical Guam resident (current mix of Guam and DOD residents) produce approximately 2.3 pounds per person per day (GSWA internal analysis to support Island Wide collection). A typical Mainland US resident produces 4.9 pounds per person per day (2024 USEPA Nov 8 National Overview). To the Guam collection and disposal services each Mainlander consumes 47% more space than a 2023-2024 Guam resident.

Mitigation Recommendation:

- *Financial Mitigation Plan*
 - *GSWA proposes a detailed analysis to determine if additional revenues come in fast enough to support the decrease in scheduled construction of the resulting landfill projects, to still allow for “pay as you go” funding. GSWA does not support rate increases to fund these accounts. An acceptable mitigation measure might entail, the forward funding of construction reserve accounts which would mitigate the impact*

3. *C&D disposal:*



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The analysis mentions 60% recycling of construction debris throughout the projected period.

This assertion is disputed by GSWA on several points

The anticipated recycled materials revenue must comply with USCODE 2010-title 10-subtitleA-partIV-chapter153-sec2577 “disposal of recyclable materials.” The recyclable markets for glass, cardboard, scrap metal, and plastic do not exist on the island. The markets of treated or non-treated wood, concrete, drywall, brick, carpet, etc. barely exist on the mainland. (USEPA Advancing Sustainable Material Management 2018 fact sheet 2024 update). GSWA acknowledges that the DENIX website does cite an 85% recycling rate for C&D. The Management of GSWA is familiar with a state-of-the-art C&D recycling facility in Tampa FL (<https://www.tampabay.com/sponsored/2024/07/26/wm-builds-new-recycling-facility-in-tampa/>). This was a multimillion-dollar facility that achieved a 75% recycling rate for C&D. It is highly unlikely that this kind of facility could be sourced by any mode of public/private partnership.

Mitigation Recommendations:

- *Please detail the 60% recycling rate for construction debris. If this rate cannot be maintained this material will have to be shipped off island, because current Guam law (GAR 28 Chapter 5 5106 (g)) does not allow it to be disposed of at Layon.*
- *Legislative Action*
 - *If it is an unintended outcome that this material must be disposed at Layon, a legislative solution must be initiated. Also, the same remedy for loss of airspace needs to be analyzed*
 - *Initiate discussions to amend GAR 28 Chapter 5 5106 (g) for controlled C&D waste disposal at Layon*
 - *Develop regulations for proper C&D waste management and minimization*
- *C&D Waste Management Strategy*
 - *Conduct a feasibility study for a state-of-the-art C&D recycling facility on Guam*
 - *Explore public-private partnerships for funding and operation*
 - *Develop an off-island shipping plan for C&D waste if recycling targets are unattainable*
 - *Develop dedicated processes for the for the collection and disposal of C&D waste and hazardous materials*

4. Cumulative Impacts



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- *Landfill Lifespan Reduction: The military build-up will significantly reduce the Layon landfill's projected 74-year lifespan potentially by 10-15%*
- *Increased Waste Generation: The influx of mainland U.S. residents is expected to increase per capita waste generation rates on Guam*
- *Financial Strain: GSWA's current financial models may be inadequate to support the accelerated need for landfill expansion and post-closure care*
- *Recycling Challenges: The limited recycling infrastructure on Guam may struggle to meet the projected 60% recycling rate for C&D debris*
- *Legal and Regulatory Hurdles: Current laws restricting C&D debris disposal at Layon may need to be amended to accommodate the increased waste volumes*
- *Potential Rate Increases: Without proper mitigation, the cumulative impact may lead to increased solid waste management costs for Guam residents*
- *Environmental Concerns: The accelerated filling of the Layon Landfill may lead to increased environmental risks and the need for additional disposal sites sooner than anticipated*

Mitigation Recommendations:

- *Waste Reduction Programs*
 - *Implement targeted programs for military personnel to align waste generation rates with current Guam residents*
 - *Provide education and incentives for waste reduction and recycling*
- *Enhanced Recycling Infrastructure*
 - *Invest in developing local recycling markets*
 - *Explore partnerships with regional recycling facilities*
 - *Invest in waste segregation and processing technologies to reduce landfill-bound waste*
- *Continuous Monitoring, Adjustments, and Compliance*
 - *Establish a joint task force between GSWA and military officials*
 - *Implement data-driven tracking of waste generation, recycling rates, and landfill capacity*
 - *Install advanced leachate and air quality monitoring systems at the Layon Landfill*
 - *Conduct regular environmental audits to ensure compliance with waste management and landfill regulations*
- *Alternative Disposal Technologies*
 - *Investigate advanced waste treatment technologies like waste-to-energy facilities or anaerobic digestion*
- *Infrastructure and Equipment Upgrades*
 - *Procure additional collection vehicles and equipment to handle increased waste volumes*
 - *Enhance waste transfer stations to improve efficiency in processing and transportation*



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Conclusion

“The DEIS underestimates the strain on Guam’s Disposal Capacity caused by projected population increases.” Lifespan reduction will negatively affect GSWA’s finances and may cause rate increases to Guam residents.

For additional information or to discuss these comments further, please reach out to:

Name: Irvin Slike, General Manager
Contact No.: (671) 646-3239
Email: irvin.slike@gswa.guam.gov

Sincerely,

IRVIN L. SLIKE,
GSWA General Manager

PERFORMANCE INDICATORS													
RESIDENTIAL TRASH COLLECTION:	Jan 2024	Feb 2024	Mar 2024	Apr 2024	May 2024	Jun 2024	Jul 2024	Aug 2024	Sept 2024	Oct 2024	Nov 2024	Dec 2024	DIFFERENCE
NO. OF TRASH COLLECTIONS:	85,808	85,832	85,924	86,220	86,380	86,316	86,104	86,056	86,272.00	86,512.00	86,284	86,364	80
MISSED SERVICE:	362	434	491	272	650	437	334	439	463	353	263	296	33
CUSTOMER SERVICE:													
EMPLOYEE COUNT (PHONES):	2	2	2	3	3	3	2	2	2	2	2	2	-
EMPLOYEE COUNT (WALK IN):	2	2	2	1	1	1	1	2	2	2	2	2	-
EMPLOYEE COUNT (EMAILS & SUPERVISION):	1	1	1	1	1	1	1	1	1	1	1	1	-
TOTAL EMPLOYEE COUNT:	5	5	5	5	5	5	4	5	5	5	5	5	-
TOTAL WALK-INS:	1125	933	930	1,074	818	794	953	952	802	990	670	921	251
CALLS RECEIVED:	4,901	3,438	4,231	6,691	3,931	3,228	4,157	3,454	3,471	3,439	3,094	3,664	570
CALLS ANSWERED:	1,584	1,755	1,860	2,568	2,893	2,551	2,792	2,461	2,909	2,864	2,248	2,532	284
CALLS ABANDONED	3,132	1,665	2,039	4,079	1,038	668	1,355	993	562	573	844	1,103	259
ANSWER RATE:	32.32%	51.05%	47.67%	38.38%	73.60%	79%	67%	71%	84%	83%	73%	69%	-4%
AVERAGE WAIT TIME:	6:29	5:00	4:54	6:46	2:30	1:53	3:02	2:37	1:14	1:16	1:58	2:29	0:31
AVERAGE HANDLE TIME:	3:32	3:23	3:25	2:56	2:51	2:34	2:51	3:06	2:45	2:54	2:41	2:41	0:00
AVERAGE TIME TO ABANDONMENT:	5:39	4:28	4:04	6:27	3:18	2:32	4:10	3:56	1:57	1:58	1:44	2:56	1:12

Guam Solid Waste Operations Fund
Operating Budget Revenues, Expenditures, Reserves
As of December 31, 2024

<i>Unaudited</i>	Annual Budget Operations	FY25 Budget (PL 37-125) Excess Revenues	Rate Increase	Budgeted Revenues	Total Budget	December Budget	December 2024	Variance	% Variance	YTD Budget	YTD	Variance	% Variance
Revenues:													
Commercial Fees (Large)	10,506,710	0	0	0	10,506,710	892,351	891,774	(576)	0%	2,648,216	2,779,731	131,515	5%
Others - Government/Commercial Fees	1,092,071	0	0	0	1,092,071	92,751	139,053	46,302	50%	275,256	451,003	175,746	64%
Residential Collection Fees, net 3% Bad Debt	7,848,739	0	0	0	7,848,739	666,605	654,237	(12,368)	-1.9%	1,978,275	1,962,565	(15,710)	-0.8%
Host Community Fees	300,000	0	0	0	300,000	31,153	31,153	0	0%	96,487	96,487	0	0%
Other Revenues	439,803	0	0	0	439,803	37,353	41,171	3,817	10%	110,852	114,542	3,689	3.3%
Reimbursements	0	0	0	0	0	0	0	0	n/a	0	53,250	53,250	n/a
Interest Income	25,000	0	0	0	25,000	2,083	27,349	25,265	1213%	6,250	30,783	24,533	0%
Budgeted Add'l Revenues	0	2,121,131	0	0	0	0	0	0	n/a	0	0	0	n/a
Total revenues	20,212,323	2,121,131	0	0	20,212,323	1,722,297	1,784,736	62,440	4%	5,115,337	5,488,360	373,023	7%
Fund Balance Allocation	377,459	0	0	0	377,459	0	0	0	0%	0	0	0	0%
Transfer In - Recycling Revolving Fund	400,000	0	0	0	400,000	33,333	33,333	0	0%	100,000	100,000	0	0%
Total Revenues/Transfers In	20,989,782	2,121,131	0	0	20,989,785	1,755,630	1,818,069	62,440	4%	5,215,337	5,588,360	373,023	7%
Expenditures by Object:													
Salaries and wages	4,325,376	0	0	0	4,325,376	497,714	463,244	(34,470)	-6.9%	1,054,681	984,272	(70,409)	-7%
Contractual services:													
Layon Operator	4,224,133	0	0	0	4,224,133	326,715	319,674	(7,041)	-2%	980,146	965,373	(14,773)	-2%
Layon Monitoring	644,000	0	0	0	644,000	53,667	40,737	(12,930)	-24%	161,000	140,927	(20,073)	-12%
Hamon Hauler Station Operations	4,052,676	0	0	0	4,052,676	321,989	314,999	(6,990)	-2%	965,967	964,256	(1,711)	-0.2%
Ordot Postclosure care	262,056	0	0	0	262,056	0	0	0	0%	0	0	0	0%
Recycling Programs	615,512	0	0	0	615,512	51,293	45,986	(5,306)	-10%	153,878	134,315	(19,563)	-13%
GEPA Appropriation	202,992	0	0	0	202,992	0	0	0	0%	0	0	0	0%
Temporary Employees	748,000	0	0	0	748,000	71,923	89,894	17,971	25%	187,000	243,490	56,490	30%
Vehicle Maintenance	403,570	0	0	0	403,570	33,631	27,051	(6,580)	-20%	100,893	74,179	(26,714)	-26%
PUC/Rate Study Consultant/Legal Expenses/Ordot Expen	320,879	0	0	0	320,879	8,333	2,600	(5,733)	-69%	125,500	115,840	(9,660)	-8%
Others	403,324	0	0	0	403,324	33,610	26,002	(7,608)	-23%	100,831	127,572	26,741	27%
Total contractual services:	11,877,142	0	0	0	11,877,142	901,161	866,943	(34,219)	-4%	2,775,214	2,765,951	(9,263)	-0.3%
Receiver	0	0	0	0	0	0	80,000	80,000	n/a	0	293,477	293,477	n/a
Travel	24,575	0	0	0	24,575	0	0	0	0%	8,687	8,687	0	0%
Supplies	420,000	0	0	0	420,000	57,000	46,375	(10,625)	-19%	127,816	157,858	30,042	24%
Vehicle Supplies	400,000	0	0	0	400,000	33,333	13,898	(19,435)	-58%	100,000	84,830	(15,170)	-15%
Worker's compensation	1,000	0	0	0	1,000	0	0	0	0%	0	0	0	0%
Drug testing	1,000	0	0	0	1,000	0	0	0	0%	250	373	123	49%
Equipment	5,305	0	0	0	5,305	0	0	0	0%	0	0	0	0%
Utilities - power	111,309	0	0	0	111,309	9,276	9,084	(192)	-2%	27,827	27,588	(240)	-0.9%
Utilities - water	18,720	0	0	0	18,720	1,560	726	(834)	-53%	4,680	3,120	(1,560)	-33%
Communications	62,247	0	0	0	62,247	5,187	4,572	(616)	-12%	15,562	14,352	(1,210)	-8%
Capital outlays	0	0	0	0	0	0	0	0	0%	0	0	0	0%
Miscellaneous	246,608	0	0	0	246,608	20,551	10,566	(9,984)	-49%	61,652	30,014	(31,638)	-51%
Reserves - Layon Landfill	200,000	0	0	0	200,000	16,667	16,667	0	0%	50,000	50,000	0	0%
Transfers to Host Community Fund	300,000	0	0	0	300,000	31,153	31,153	0	0%	96,487	96,487	0	0%
Transfer out to General Fund (Debt Service), Cell 3 Expen	2,996,500	0	0	0	2,996,500	249,708	254,000	4,292	2%	749,125	762,000	12,875	2%
Other Expenditures	4,787,265	0	0	0	4,787,264	424,435	387,041	(37,394)	-8.8%	1,242,086	1,235,308	(6,778)	-0.5%
TOTAL EXPENDITURES:	20,989,782	0	0	0	20,989,785	1,823,310	1,797,229	(26,082)	-1.4%	5,071,982	5,279,009	207,027	4.1%
Excess (deficiency) of revenues over (under expenditures)							20,840				309,351		

Note:
This report is based on preliminary month end numbers and is subject to change based on DOA updates and accounting adjustments.
Carry over encumbrances such as contracts and purchase orders funded by prior year receipts but expended this fiscal year.
Allowance for Uncollectible is estimated at 3% of Residential Revenues.
Public Law 37-125 allocated to GEPA \$202,992 to fund duties and responsibilities related to the closure, monitoring and opening of the island's landfill. Funds not expended during Fiscal Year 2025 shall revert to the Solid Waste Operations Fund.
P.L. 37-125 allocated \$22,308,454 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.
10 GCA , Chapter 51, § 51310. Guam Solid Waste Authority Residential Recycling Program.
The Administrator is authorized to annually reimburse Guam Solid Waste Authority, as a government entity, up to Four Hundred Thousand Dollars (\$400,000) in accordance with the Guam Zero Waste Masterplan for expenses that includes, but is not limited to, curbside recycling, household hazardous waste, electronic, and white goods collection, processing, and marketing/shipping. GSWA shall submit a proposal, including total costs, to the Administrator and Board for approval.

GUAM SOLID WASTE AUTHORITY FUNDS

FUND BALANCE as of December 31, 2024

Unaudited

	Operational Fund	Ordot Post Closure Fund	Total	Ordot Dump PCC Reserve (RCRA) Trust Fund
Fund Balance, September 30, 2024, Unaudited	7,266,666	7,851,556	15,118,222	30,715,554
Add: Revenues/Other Sources:	5,588,360	43,597	5,631,957	296,206
Transfers In- SWOF	0	0	0	1,746,630
	5,588,360	43,597	5,631,957	2,042,836
Less: Expenditures/Reserves:	5,279,009	369,698	5,648,707	0
Transfers Out - OPCC Reserve Fund	0	1,746,630	1,746,630	0
Carry Over Encumbrances	0	0	0	0
	5,279,009	2,116,328	7,395,337	0
Net Operating Budget	309,351	-2,072,731	-1,763,380	2,042,836
Add back:				
Capital Outlay - Equipment Replacement reserves set asides	0	0	0	0
Layon Reserves	50,000	0	50,000	0
Total Net change in Fund Balance	359,351	-2,072,731	-1,713,379	2,042,836
Ending Fund Balance, December 31, 2024 (Unaudited)	7,626,017	5,778,825	13,404,843	32,758,390
				Cash Balance, December 31, 2024:
				32,758,390

Notes:

On February 9, 2024, Public Law 37-64 established the Ordot Dump Reserve Fund.

Eligible costs includes the closure and maintenance of Ordot Dump and the opening and recent expansion of the Layon Landfill. Also included are monitoring, testing, ensuring compliance with permits and laws, litigation fees and costs, consultant fees, and fees and costs to ensure compliance with permits

Expenditures attributable to costs of administering the Fund including administrative support to GSWA.

July 30, 2024, \$30,579,439 was deposited to DOA Ordot Settlement Fund - \$30,579,439.

On September 20, 2024 DOA authorized BOG to transfer \$30,715,554 to the Ordot PCC Reserve account.

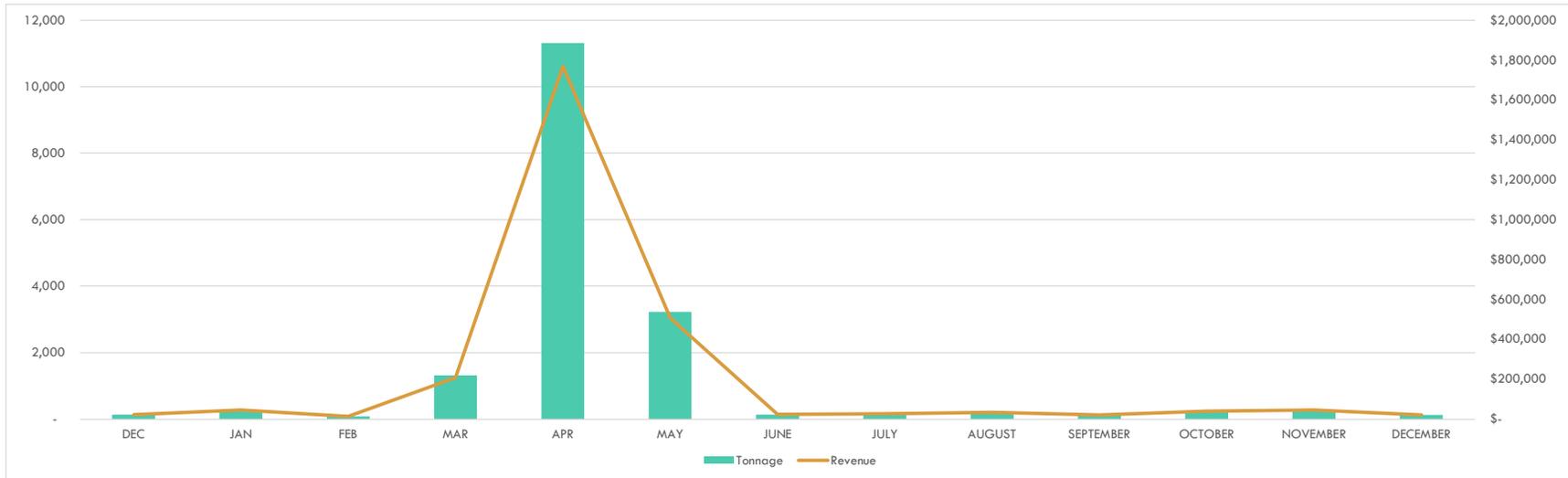
Operating Budget Revenues, Expenditures

As of December 31 2024

<i>Unaudited</i>	FY2025 Actuals to Date	FY2024 Actuals to Date	Variance	% Increase (Decrease)
Revenues:				
Commercial Fees (Large)	2,779,731	3,942,092	(1,162,361)	-29.5%
Others - Government/Commercial Fees	451,003	560,063	(109,060)	-19.5%
Residential Collection Fees (net 3%)	1,962,565	1,959,213	3,352	0.2%
Host Community Fees	96,487	124,463	(27,976)	-22.5%
Other Revenues	114,542	115,994	(1,453)	-1.3%
Interest Income/Gains/Losses	30,783	103,766	(72,983)	-70.3%
Prior Year Revenues	53,250	0	53,250	0.0%
Total Revenues	5,488,360	6,805,591	(1,317,231)	-19.4%
Transfers In - Recycling Fund	100,000	100,000	0	0.00%
Total Revenues/Other Resources/Transfers In	5,588,360	6,905,591	(1,317,231)	-19.1%
Expenditures by Object:				
Salaries and wages - regular	647,659	633,872	13,787	2.2%
Salaries and wages - overtime	43,091	70,244	(27,153)	-38.7%
Salaries and wages - fringe benefits	293,521	252,449	41,072	16.3%
	984,272	956,565	27,707	2.9%
Contractual services:				
Layon Operations	965,373	966,270	(897)	-0.1%
Layon Others	140,927	142,722	(1,795)	-1.3%
Harmon Hauler Station Operations	964,256	945,982	18,274	1.9%
Ordot Postclosure care (OPCC)	0	318,353	(318,353)	-100.0%
Recycling/Other Programs	134,315	81,074	53,241	65.7%
GEPA Appropriation	0	0	0	0.0%
Contractual Employees	243,490	282,809	(39,319)	-13.9%
Vehicle Maintenance	74,179	57,764	16,415	28.4%
PUC/Legal Expenses	115,840	110,000	5,840	5.3%
Other Contractual	127,572	73,459	54,113	73.7%
Total Contractual	2,765,951	2,978,433	(212,482)	-7.1%
Receiver	293,477	69,675	223,802	321.2%
Travel	8,687	0	8,687	0.0%
Supplies	157,858	118,499	39,359	33.2%
Vehicle Supplies	84,830	92,176	(7,346)	-8.0%
Worker's compensation	0	0	0	0.0%
Drug testing	373	262	111	42.4%
Equipment	0	0	0	0.0%
Utilities - power	27,588	24,462	3,126	12.8%
Utilities - water	3,120	2,021	1,099	54.4%
Communications	14,352	9,421	4,931	52.3%
Miscellaneous	30,014	74,643	(44,629)	-59.8%
Reserves	0	0	0	0.0%
Transfers to Host Community Fund	96,487	124,463	(27,976)	-22.5%
Transfer out to General Fund (Debt Service)	762,000	762,000	0	0.0%
Total Operating Expenditures	1,185,308	1,207,947	(22,639)	-1.9%
TOTAL EXPENDITURES:	5,229,008	5,212,620	16,388	0.3%
Excess (deficiency) of revenues over (under expenditures)	359,351	1,692,971	(1,333,620)	-78.8%
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:	359,351	1,692,970	(1,333,620)	
Beginning Fund Balance, 09-30	7,266,666	7,032,938	233,728	3.3%
Ending Fund Balance, December (unaudited)	7,626,017	8,725,908	(1,099,890)	-12.6%

Special Waste
Tonnage and Revenue Report
December 2023 - December 2024

	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
Tonnage	130	270	81	1,316	11,309	3,220	138	158	196	122	234	270	121
Revenue	\$ 21,730	\$ 46,318	\$ 13,869	\$ 208,256	\$ 1,770,098	\$ 507,263	\$ 23,650	\$ 27,113	\$ 33,670	\$ 20,889	\$ 40,178	\$ 46,332	\$ 20,741



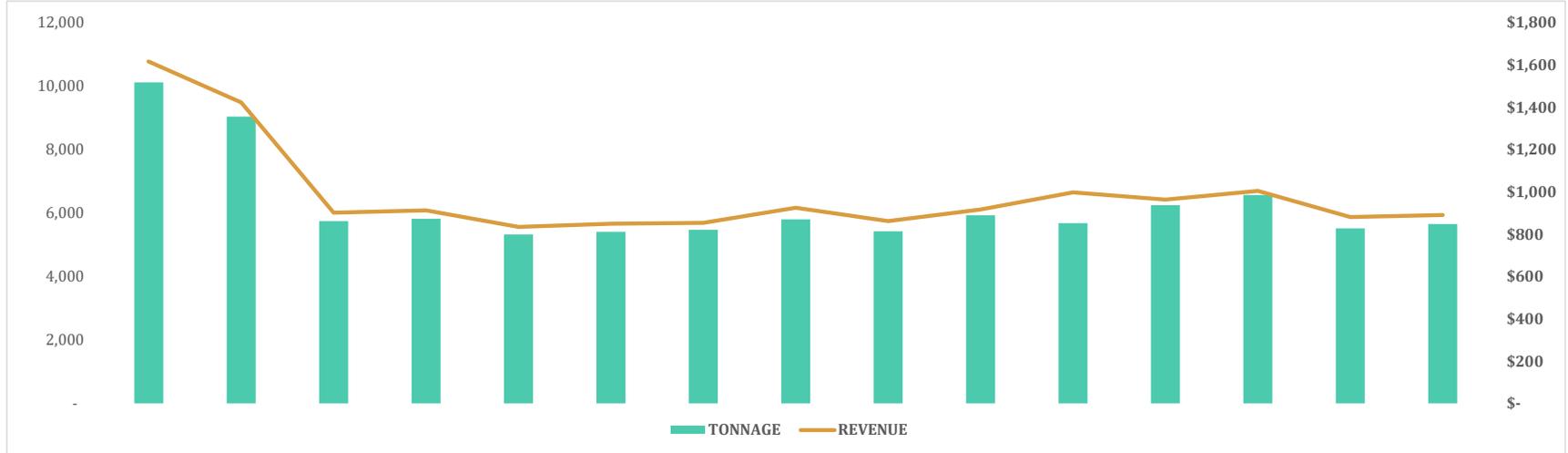
Special Waste Type by Tons:

	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
Treated Wood	130	270	70	142	176	312	138	158	196	122	234	270	121
Rubberized Paint	0	0	11	0	0	0	0	0	0	0	0	0	0
Regulated Soil	0	0	0	1,122	10,936	2,908	0	0	0	0	0	0	0
Non-Regulated Soil	0	0	0	51	197	0	0	0	0	0	0	0	0
TOTAL	130	270	81	1,316	11,309	3,220	138	158	196	122	234	270	121

Period October 2023 - December 2024

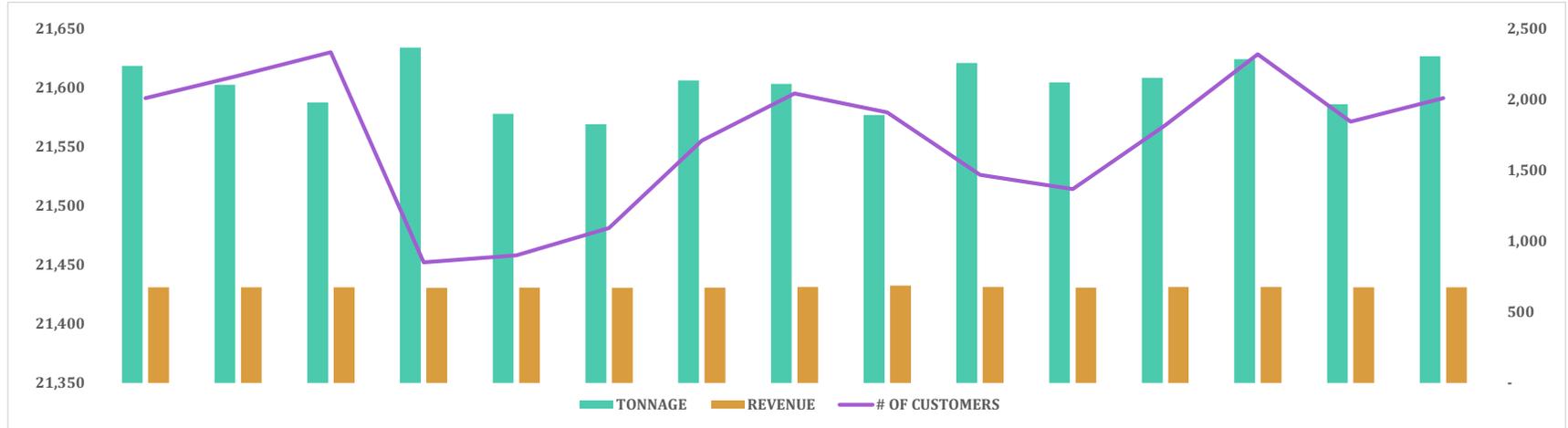
Fifteen (15) months

	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEP	OCT	NOV	DEC
TONNAGE	10,130	9,046	5,751	5,829	5,333	5,409	5,480	5,808	5,435	5,938	5,691	6,256	6,573	5,527	5,663
REVENUE	\$ 1,617	\$ 1,424	\$ 903	\$ 914	\$ 835	\$ 850	\$ 854	\$ 926	\$ 863	\$ 918	\$ 999	\$ 965	\$ 1,006	\$ 882	\$ 892



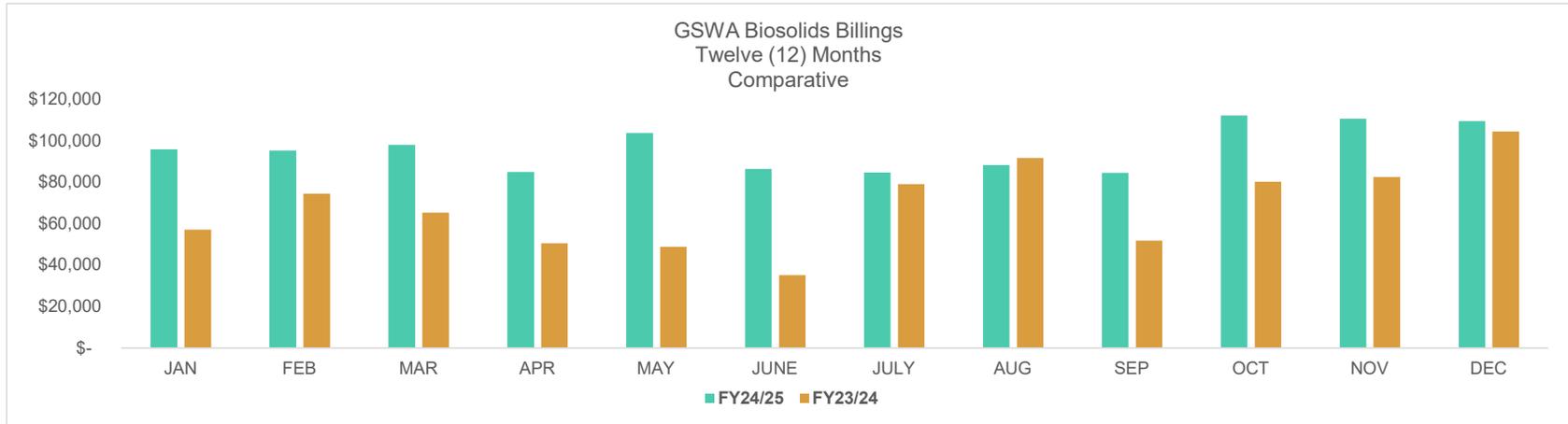
Residential Revenue & Tonnage
Period October 2023 - December 2024
Fifteen (15) months

	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEP	OCT	NOV	DEC
TONNAGE	2,236	2,102	1,978	2,365	1,897	1,824	2,133	2,108	1,890	2,256	2,118	2,151	2,283	1,966	2,303
REVENUE	\$ 674	\$ 673	\$ 674	\$ 670	\$ 672	\$ 669	\$ 672	\$ 676	\$ 687	\$ 675	\$ 672	\$ 675	\$ 676	\$ 673	\$ 674
# OF CUSTOMERS	21,591	21,610	21,630	21,452	21,458	21,481	21,555	21,595	21,579	21,526	21,514	21,568	21,628	21,571	21,591



**Guam WaterWorks Authority Biosolids
Billings Comparative
Twelve (12) Months Comparative**

	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEP	OCT	NOV	DEC
FY24/25 \$	96,030	95,429	98,195	85,019	103,850	86,527	84,817	88,352	84,595	112,389	110,748	109,651
FY23/24 \$	57,200	74,600	65,312	50,589	48,860	35,164	79,091	91,761	51,868	80,266	82,601	104,520



KEY INDICATORS
As of December 31, 2024

Indicators	Target	Oct-24	Nov-24	Dec-24
Days in Cash	90	92	91	94
Residential Collection Rate:				
* Month to Date	98%	97%	87%	102%
* Year to Date	98%	97%	92%	95%
Commercial/Govt/Others Collection Rate:				
* Month to Date	98%	105%	90%	127%
* Year to Date	98%	105%	98%	104%
Account Receivable Days	60	63	67	59
Account Payable Days	30	0	0	0
Residential Customers	21,691	21628	21571	21591
Trucks Procured/Purchased - FY2023	6	5	5	5
Trucks Procured/Purchased - FY2024	4	4	4	4
Trucks Procured/Purchased - FY2025	4	3	3	3
Trucks Not Delivered	7	7	7	7
Plastic Contamination Rate	5%	0	0	0
Contamination Rate	25.0%	94%	83%	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. 2025-005

GSWA Board Resolution No. 2025-005 RELATIVE TO GRANTING SETTLEMENT AUTHORITY FOR CLAIM WITH GUAM WATERWORKS AUTHORITY

WHEREAS, GBB Inc. submitted a claim on August 21, 2024 to the Guam Waterworks Authority (GWA) for damages resulting from waterline leaks on Dero Road that contributed to increased Ordot Dump leachate flow and volume during the period from 2018 to 2022; and,

WHEREAS, the District Court of Guam, in its order dated December 23, 2024, ordered that GSWA management, its Board Chair, and legal counsel may participate in settlement discussions with GWA and with the Receiver and its counsel taking the lead in said negotiations.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Directors of the Guam Solid Waste Authority as follows:

1. Authorization for Settlement Discussions

1.1. The GSWA General Manager and Board Chairman are hereby authorized to participate in settlement discussions with GWA and the Receiver, as outlined in the Court's December 23, 2024 order.

1.2. Such participation shall be in accordance with all applicable laws, regulations, and court orders governing the settlement process.

2. Negotiation Parameters

2.1. The GSWA General Manager and Board Chairman are authorized to negotiate a settlement with the following parameters:

2.1.1. The minimum settlement amount shall be not less than One Million Dollars (\$1,000,000).

2.1.2. Payment may be in the form of cash, credit, or in-kind services, or a combination thereof.

3. Settlement Agreement Approval

3.1. Any proposed final settlement agreement resulting from these negotiations shall be subject to review and approval by the Board of Directors of the Guam Solid Waste Authority.

3.2. The GSWA General Manager and Board Chairman shall present the proposed settlement terms to the Board for consideration and approval prior to execution.

4. Legal Compliance

4.1. All actions taken pursuant to this resolution shall comply with applicable laws, regulations, and court orders of the jurisdiction of Guam.

4.2. The GSWA legal counsel shall review and advise on all aspects of the settlement negotiations and proposed agreements to ensure legal compliance.



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. 2025-005

5. Confidentiality

5.1. All parties involved in the settlement discussions and negotiations shall maintain strict confidentiality regarding the content of such discussions, except as required by law or court order.

6. Duration and Termination

6.1. This authorization shall remain in effect until a final settlement agreement is reached and approved by the Board, or until this resolution is rescinded or amended by subsequent Board action.

7. Severability

7.1. If any provision of this resolution is held to be invalid or unenforceable, the remaining provisions shall continue to be valid and enforceable to the fullest extent permitted by law.

Ayes: 4

Nays: 0

Absent: 1

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 16th day of January 2025.

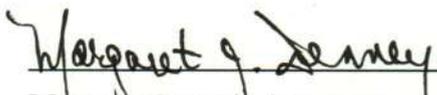
**GUAM SOLID WASTE AUTHORITY
BOARD OF DIRECTORS**



Andrew Gayle, Chairman

**ATTEST:
ALICIA FEJERAN, CLERK**

BY: 



Margaret Denney, Secretary



Briefing for the GSWA Board



January 16, 2025
1 PM ChST



Gershman, Brickner & Bratton, Inc.



Topics

1. Court Order Review
2. Requested Topics Status
3. Leachate Flow Update
4. GWA Claim Update
5. Post-Closure Accounts Update
6. Transition Plan and Termination of Receivership



Source: Google Maps



Gershman, Brickner & Bratton, Inc.



Guam SOLID WASTE RECEIVER



1. Post 12/18/24 Court Order (ECF 2145)

- GSWA relieved of its obligation to pay \$2 million per year
- Receiver authorized to continue to handle and be in the lead with negotiations with GWA and its insurer(s) over the claims as a result of the GWA water leaks
- Irvin Slike, GSWA Board and its legal counsel to work cooperatively with the Receiver team on the GWA matter
- Court concurs that the cessation certification should be delayed for now while U.S. EPA's concerns are addressed



Gershman, Brickner & Bratton, Inc.

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Guam SOLID WASTE RECEIVER



Post 12/18/24 Court Order (cont'd)

- GEPA should respond to U.S. EPA's concerns for SEP Completion Report by February 14, 2025
- Transition Plan approval is premature since the OAG has not issued its opinion on the EA contract and that it is not clear that further investigation or remediation work is necessary with regard to the SEEP investigations
- Receiver shall remain until compliance with the Consent Decree or until further order of this court
- Next Status Hearing date is March 19, 2025



Gershman, Brickner & Bratton, Inc.

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2. GSWA Board Requested Information

- Quantify legal costs to pursue the GWA claim; and
- Research on similarly closed dump facilities regarding their leachate generation and treatment

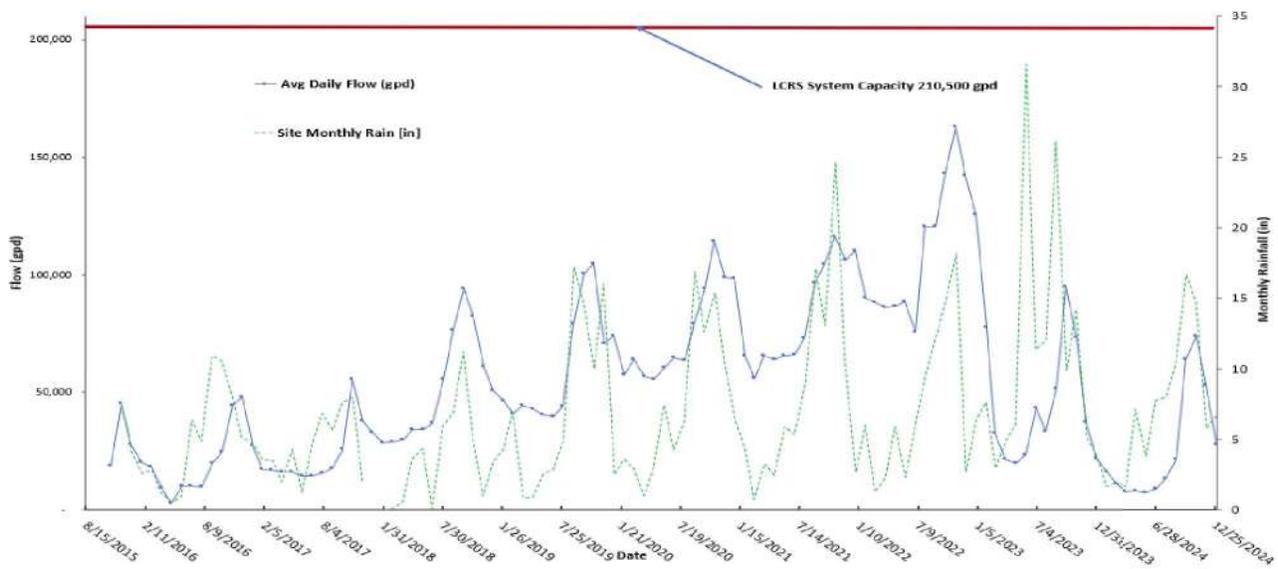
Status:

- Work in progress; will present at next Board Meeting



3. Leachate Flow Update

Daily Average Flow and Rainfall by Month Based on GWA Meter





Guam SOLID WASTE RECEIVER



3. Leachate Flow Update (cont'd)

2024 leachate flows now closer to those levels experienced in 2016 and 2017 now that GWA Dero Road leaks no longer impact the Ordot Dump Facility



Gershman, Brickner & Bratton, Inc.

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 (GWA leaks repaired in December)	40,976,930
2023	15,870,700
2024	9,473,154

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Guam SOLID WASTE RECEIVER



3. Leachate Flow Update (cont'd)

GWA Leachate Treated and Charges

Year	Leachate (Gallons)	Charges
2022	40,976,930	\$1,126,653.88
2023	15,870,700	\$358,176.30
2024	9,473,154	\$152,382.65



Gershman, Brickner & Bratton, Inc.

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Guam SOLID WASTE RECEIVER



4. GWA Claim Update

- Receiver, GWA, GSWA Chairman commenced settlement discussions on 1/15/2025
- Negotiations subject to confidentiality agreement
- A counter-offer was made to GWA.
- DB Insurance defaulted on complaint and requested an extension to respond to January 28, 2025, which the Receiver has granted



Gershman, Brickner & Bratton, Inc.



Guam SOLID WASTE RECEIVER



5. Post-Closure Funds Status

Bank of Guam Account	Balances As of December 31, 2024
TDOA Treasurer***3788	\$ 756,715.48
Investment 5159***	\$ 5,668,026.23
RCRA Trust 5175***	\$ 32,758,390.34
Total	\$ 39,183,132.05



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Guam SOLID WASTE RECEIVER



6. Transition Plan and Termination of Receivership

- Consent Decree requirements remaining:
 - GEPA Portion of the SEP Completion Report accepted by US EPA
 - Certification of Cessation of Discharges to US waters filed and accepted by the US EPA
- Court says:
 - Transition Plan approval is premature since the OAG has not issued its opinion on the EA contract and that it is not clear that further investigation or remediation work is necessary with regard to the SEEP investigations
 - Receiver shall remain until compliance with the Consent Decree or until further order of this court



Gershman, Brickner & Bratton, Inc.

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Guam SOLID WASTE RECEIVER



Si Yu'us Ma'ase



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