



**Guam Solid Waste Authority
Board of Director's Meeting
Agenda**

Thursday, August 25, 2022, 1:00pm
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. Zero Waste Bill update
- VII. Unfinished Business
 - a. Ordot Post Closure Plan update
 - b. Island Wide Trash Collection Initiative
 - c. Layon Cells 1 and 2 Closure
 - d. Rate Case with the Public Utilities Commission
- VIII. New Business
- IX. Communications and Correspondence
- X. Public Forum: members of the public to contact GSWA to be placed on the agenda if they wish to address the board.
 - a. Cory Hinds - Jacobs Engineering
- XI. Next meeting
- XII. Adjourn

Biden signs \$430B bill to tackle emissions, drug prices, inflation

By Nandita Bose and Steve Holland
Reuters

WASHINGTON — President Joe Biden on Tuesday signed into law a \$430 billion bill that is seen as the biggest climate package in U.S. history, designed to cut domestic greenhouse gas emissions as well as lower prescription drug prices and high inflation.

At a White House event, Biden was joined by Democratic leaders including Sen. Joe Manchin of West Virginia, whose support was crucial to passage of the Inflation Reduction Act along party lines, after he blockaded much larger measures pushed by the White House.

"Joe, we never had a doubt," Biden said of Manchin. Biden later handed Manchin the pen he used to sign the legislation.

Manchin called the legislation a "balanced bill."

Biden used the signing to criticize Republicans. Democrats hope to capi-

WHITE HOUSE: President Joe Biden holds out his pen to Sen. Joe Manchin as Senate Majority Leader Chuck Schumer and U.S. House Majority Whip James Clyburn look on after Biden signed "The Inflation Reduction Act of 2022" into law during a ceremony in the State Dining Room of the White House in Washington, D.C., on Tuesday. Leah Millis/Reuters



talize on a string of legislative victories in congressional midterm elections in November and roll out inflation act ad campaigns.

"In this historic moment, Democrats sided with the American people and every single Republican sided with the special interests," said Biden. "Every single Republican in Congress voted against this bill."

The legislation to fight climate change and lower prescription drug

prices aims to cut domestic greenhouse gas emissions. It will also allow Medicare to negotiate lower drug prices for the elderly and ensure that corporations and the wealthy pay the taxes they owe.

Democrats say it will help combat inflation by reducing the federal deficit. Rating agencies and independent economists agree but say the results will take years.

Senate Majority Leader Chuck

Democrats hope to capitalize on a string of legislative victories in congressional midterm elections in November.

Schumer, who was also present at the bill signing, said Biden knew when to stay away from the negotiations and allow them to play out.

"He knew precisely when to step in and when to let negotiations play out. He knew when to use the bully pulpit and when to bring people together away from the spotlight. He made sure we never lost our focus on climate."

Republicans critical

Republicans criticized the legislation for doing little to lower prices. Senate Republican leader Mitch McConnell said the new law will have the opposite impact.

"Democrats robbed Americans last year by spending our economy into record inflation. This year, their solution is to do it a second time. The partisan bill President Biden signed into law today means higher taxes, higher energy bills and aggressive IRS audits," he said, referring to the Internal Revenue Service.



Guam Solid Waste Authority Board of Directors Regular Meeting

Thursday, August 25, 2022 – 1:00 PM (ChST)

Join Zoom Meeting

Link: <https://zoom.us/j/9140408814?pwd=TjZ3U0dHSVd0ajlKRjBhcWFr1ZYz09> Meeting ID: 914 040 8814 Passcode: 777546

The Guam Solid Waste Authority Board of Directors will have a board meeting August 25, 2022 at 1:00 PM. The meeting will be conducted via Zoom.

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

For more information, please contact GSWA Chief of Administration, Alicia Fejeran, at Alicia.Fejeran@gswa.guam.gov or 671-646-3111. Persons needing telecommunication device for the Hearing/Speech Impaired (TDD) may contact 671-646-3111.

This advertisement was paid for by GSWA.

GUAM ENVIRONMENTAL PROTECTION AGENCY

AHENSAN PRUTEKSION LINA LA GUAHAN

BOARD OF DIRECTORS VIRTUAL REGULAR BOARD MEETING: Thursday, August 25, 2022 • 4:00PM

Google Meet Platform: meet.google.com/yzu-tfpw-jwh
Live streamed on youtube.com/guamepa



AGENDA: I. Call to Order; II. Approval of Agenda; III. Approval of June 16, 2022 Meeting Minutes; IV. Potential Board Secretary Confirmation; V. Administrator's Report; VI. RRF Appropriations for FY '23; VII. Notices of Violation: Primos Heavy Equipment, Samsung E & C America, Inc., JJ Pacific Development, Lin's Hardware, GPPC Inc., Upper Tumon Property, Old Royal Palm Parking Garage, Verona Hotel, Cardona, UMS Hardfill; VIII. New meeting date and adjournment

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GUAM LAND USE COMMISSION

Department of Land Management
ITC Building, Third Floor, Tamuning, GU
P.O. Box 2950, Hagatna, Guam 96932
Telephone: (671) 649-5263, Facsimile: (671) 649-5383



AGENDA

A regular meeting of the Guam Land Use Commission via Zoom Virtual platform will be held on Thursday, August 25, 2022 at 1:30 p.m., Zoom ID: 671 649 5263 • Passcode: ZONE. Livestreamed on You Tube at Guam Department of Land Management Channel.

- I. Notation of Attendance/Roll Call
- II. Approval of Minutes – August 11, 2022
- III. Old Business [None]
- IV. New Business:

- A. 2020-50, Jimmy Jung Su Yi and Jeky Young Ja Yi requests approval for a Zone Change from "C/R2" to "M-1" zone, to convert the existing JK Guest house apartments to a Temporary Workforce Housing Facility, Lot 5096-1-3-8 Tamuning.
- B. 2022-32, IAN Corporation; requests approval for a Final Subdivision for the proposed Tre Vista Subdivision consisting of 36 lots with full improvements, Lot 4-R1NEW, Tract 154, Yigo.

V. Administrative & Miscellaneous Matters:

- C. 2020-32B, Songsong Hills Subdivision LLC; requests approval for an Extension of Time pursuant to E.O. 96-26 for a previously approved Tentative Subdivision to construct 72 single family lots with full improvements, Lot 7128-R3 Subdivision Yigo.

VI. Adjournment

Funding source provided by Applicants

Person(s) requiring special accommodations, please call (671) 649-5263, Ext. 300



CURRENCY EXCHANGE RATES

On Aug. 22, \$1 was worth:

Keep posted and get more data and details online. Log on to see real time market data with our stock market tool at postguam.com/stock_market.
56.0980 PHP₱ 137.1900 JPY¥ 1,339.17 KRW₩ 30.0850 TWD NT\$ 6.8243 CNY¥ 1.4488 AUD A\$ 0.9961 EUR €

Dollar hits 5-week high on hawkish Fed before Jackson Hole

By Kevin Buckland
Reuters

TOKYO — The U.S. dollar index hit a fresh five-week high on Monday after another Federal Reserve official flagged the likelihood of continued aggressive monetary tightening ahead of the central bank's key Jackson Hole symposium this week.

The euro sank to a new five-week trough after Russia announced a three-day halt to European gas supplies via the Nord Stream 1 pipeline at the end of this month, exacerbating the region's energy crisis.

China's yuan dropped to its lowest in nearly two years after the central bank cut key lending rates, adding to a string of monetary easing measures

aimed at shoring up an economy reeling from COVID-19 clampdowns and a property crisis.

The U.S. dollar index, which measures the currency against six rivals including the euro, edged up to 108.26 for the first time since July 15 and was last up 0.074% at 108.23.

That follows a gain of 2.33% last week - its best weekly rally since April 2020 - amid a chorus of Fed policymakers stressing that more needs to be done to rein in decades-high inflation.

On Friday, Richmond Fed President Thomas Barkin said the "urge" among central bankers was towards faster, front-loaded rate increases.

"Fed speakers have been stressing the message that more rate hikes are



GREENBACKS: U.S. dollar banknotes are seen in this illustration taken July 17.
Dado Ruvic/Reuters

coming given the fight against inflation has not yet been won," rattling markets ahead of Jackson Hole on Aug. 25-27, amid growing expectations for Fed Chair Jerome Powell to stress that tightening is "still a long way from the end," Rodrigo Catril, senior FX strategist at National Australia Bank, wrote in a client note.

Money markets currently indicate 47.5% odds for another supersized 75 basis point rate hike on Sept. 21, with a 52.5% chance for a half-point rise.

Economists in a Reuters poll lean toward a 50 basis-point increase with recession risks on the rise.

Benchmark 10-year U.S. Treasury yields rose above 3% in Tokyo trading on Monday for the first time since July 21.

Against Japan's currency, which is extremely sensitive to U.S. yields, the dollar climbed as high as 137.40 yen,

the strongest since July 27.

The dollar rose as high as 6.8308 yuan in onshore trading for the first time since September 2020 after the People's Bank of China cut the one- and five-year loan prime rates as widely expected. That came after it eased borrowing costs in a surprise move last week.

Against the offshore yuan, the dollar hit 6.8520, also the strongest level since September 2020.

Meanwhile, the euro dipped as low as \$1.0026 for the first time since July 15 before trading down 0.13% at \$1.0027.

Sterling fell 0.23% to \$1.1805, nearing Friday's five-week low of \$1.17925.

Bundesbank President Joachim Nagel told German newspaper Rheinischen Post that the German economy, among the most exposed to disruptions in Russian gas supply, is "likely" to suffer a recession over the winter if the energy crisis continues to deepen.

But he added that even if a German recession is increasingly probable, the European Central Bank must keep raising rates to tame inflation.

Elsewhere, the Australian and New Zealand dollars sagged near five-week lows. The Aussie was little changed at \$0.6876 after sliding to \$0.68595 on Friday for the first time since July 19. The kiwi was flat at \$0.6170 after declining to \$0.61675 at the end of last week, also a first since July 19.



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ID: 914 040 8814 Passcode: 777546

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This advertisement was paid for by GSWA.



CIVIL SERVICE COMMISSION

KUMISION I SETBISION SIBIT
Bell Tower Suite 201, 710 W. Marine Corps Dr. Hagatna, GU 96910
Tel: 671-647-1855 • Fax: 671-647-1867

NOTICE OF MEETING

LIVE STREAM (ZOOM) MEETING ON THURSDAY, AUGUST 30, 2022 AT 9:00 A.M.

For special accommodations, please contact Eric Miller / ADA Coordinator at (671) 647-1856. The public can access a live stream of this meeting on the CSC website: csc.guam.gov or via zoom at: <https://us06web.zoom.us/j/86777927427?pwd=V1NHQs96YzNRNjA4Q1ZpeHRMSnlFQT09> (Meeting ID: 867 7792 7427 / Passcode: 863938)

AGENDA

- I. CALL TO ORDER.
- II. APPROVAL OF MINUTES: June 23, 2022 and June 30, 2022
- III. NEW BUSINESS: None.
- IV. OLD BUSINESS:
 - (1) HEARING ON THE MERITS
Christopher Florig vs. Guam Fire Department;
CSC Case No.: 18-AA07T.
- V. GENERAL BUSINESS:
 - (1) Bills and Laws affecting CSC: None.
 - (2) Litigation by Administrative Counsel: None.

- (3) Administrative Matters:
 - (A) Board Training: Civil Service Commission Board Members
- VI. ADJOURNMENT.

/s/ Daniel D. Leon Guerrero, Executive Director
Paid for by the Civil Service Commission

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THE GUAM
DAILY POST





**GUAM SOLID WASTE AUTHORITY
BOARD OF DIRECTORS' MEETING MINUTES
Wednesday, July 27, 2022
1:02 pm – 2:48 pm
Guam Solid Waste Authority Via Video Conference**

I. Call to Order

Vice Chairman Gayle called the meeting to order for the Guam Solid Waste Authority (GSWA) Board of Directors' meeting at 1:02 pm.

II. Roll Call

Board Members:

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

Management & Staff:

Irvin Slike	General Manager
Katherine Kakigi	Comptroller
Pedro A. Leon Guerrero Jr.	Assistant General Manager
Alicia Fejeran	Chief of Administration
Roman Perez	Operations Superintendent
Keilani Mesa	Administrative Officer
Ronalene Presto	Administrative Assistant

Guests:

Jesse Chargualaf	Office of Senator Sabina Perez
Members of the Public	

III. Determination of Proof of Publication

1st Publication with The Guam Daily Post on Wednesday, July 20, 2022
2nd Publication with The Guam Daily Post on Monday, July 25, 2022.

IV. Approval of Agenda Items

Vice Chairwoman Hemlani made a motion to approve the agenda prepared and provided by Chairman Gayle. Member Montellano seconded the motion. There was no further discussion. The motion passed unanimously.

V. Approval of Minutes

Vice Chairwoman Hemlani made motion to approve the minutes from the meeting held on Friday, July 1, 2022. Member Oehlerking seconded the motion. There was no discussion, and the motion passed unanimously.

VI. Reports

a. Management Reports

I. Operational Update



General Manager Slike reported that GSWA issued a press release in July regarding split shifts on Mondays and Tuesdays due to the limited number of useable trucks. A press release was also released in May informing customers of the Recycling pick-up days being moved to twice a month on Fridays. He also reported that GSWA had started mini rebuilds of some of the trucks on the fleet to keep it moving until GSWA receives the new trucks in late 2024. Financial reports will show that more money is being spent on vehicle maintenance in FY2022 and probably in FY2023. General Manager Slike also reported that GSWA partnered with Guam Power Authority and submitted a grant for \$3.4M to place a synthetic cover on cells 1 and 2, as well as to install solar panels to produce 3-4 megawatts of power.

General Manager Slike reported that the upcoming status hearing ordered by The District Court of Guam is scheduled for August 3, 2022 at 8:30am. He also reported that GSWA had requested for a rate reduction from Guam Waterworks Authority on charges of the Ordot leachate. A purchase order will be awarded to EA Engineering at \$12.9k for an analytical study of the leachate with recommendations to GWA supporting this request. Recommend to GWA that it meets the domestic sewage strength and should be charged at the government rate instead of the commercial rate, a difference from \$27 to \$19 per 1,000 gal.; a difference of roughly \$450k annually. Mr. Slike also shares with the Board that a packet was submitted to Tina Garcia at GEDA to look at options for financing the difference between \$27M and \$56M. After the closure of the Ordot landfill there have been four times the amount of leachate production. The requirements of the joint resolution, the Federal EPA and the Department of Justice, means the Receiver will remain longer until it is resolved. Mr. Slike states that the only other option would be to continue paying the escalating costs to GWA for collecting leachate.

General Manager Slike reported that in the financial report indicates a slight decrease of about 2% in commercial revenue. The shortfall in revenue of about \$300K is mainly due to the decrease in sludge from GWA. He also reported an increase of about \$30K towards recycling expenditures due to the new Pyramid contract as well as the increase in curbside collection of more bulk items. Overall GSWA was able to earn more than what was spent. Mr. Slike stated that he expects the vehicle maintenance and recycling to increase. Comptroller Kakigi presented the fund balance, and indicated that the operational fund increased by about \$842K, whereas the Ordot Post Closure fund reflects a negative balance of \$213K, as a result of the increase in leachate. Total fund balance combined is a \$628K. Chairman Gayle inquired on the annual leachate bill for Ordot. Comptroller Kakigi states that the cost is about \$70K per month, \$840K annually. Mr. Slike shared with the Board that the Receivers spreadsheet shows an increase of about 4-5% next year due to the increasing leachate issue at Ordot.

b. Legal Counsel's Report

No discussion

c. Committee Reports

I. Zero Waste Bill update

Assistant General Manager Leon Guerrero reported that Senator Perez hopes to introduce the Zero Waste Bill in the September session and that Senator Perez thanks GSWA for participating in the July 15th Zero Waste workshop.

VII. Unfinished Business

a. Island Wide Trash Collection Initiative

Chairman Gayle reported that he has yet to receive an update from the Governor's legal office of when the bill will be introduced. General Manager Slike stated that GSWA is working with the AG's office on the



procurement issues for equipment. Mr. Slike also shared that GSWA is currently ordering trash bins as needed.

Sluke also shared that GSWA is currently

b. Ordot Post Closure Plan Update

As mentioned under the Management Report, General Manager Slike reminded the Board that the court status hearing is scheduled for August 3rd, 2022.

c. Layon Cells 1 and 2 Closure

Chairman Gayle reported that the decision on the closure is pending the grant application that was submitted.

d. Rate Case with the Public Utilities Commission

Chief of Administration Fejeran reported that the Financial Consulting contract has been signed by the Governor and registered with DOA. A notice to proceed was sent to the consultant and they will be submitting the schedule of services to GSWA. Ms. Fejeran also shared that there will be an initial meeting with Comptroller Kakigi, scheduled for next week. Chairman Gayle requested to attend the meeting.

VIII. New Business

a. GSWA Board Resolution No. 2022-011 – Authorizing Management to Renew Agreement to Operate the Layon Landfill

General Manager Slike presented the Board Resolution requesting for Board approval to proceed with the Amendment and Renewal of the contract between GSWA and Green Group Holdings (GGH). Mr. Slike shared that the contract renewal term will be amended to a guaranteed 2 years with a 1-year renewal option. Guaranteed waste delivery cap will be amended to 100K tons without any premium pricing. Mr. Slike also stated that there is a CPI adjustment, with a cap of 5% and anything over 10% will be split. Lastly, Mr. Slike reported that this will result in an overall savings of about \$1M annually and the elimination of the excess tonnage at about \$300 - \$400K annually.

Vice Chairwoman Hemlani moved to approve GSWA Board Resolution No. 2022-011. Secretary Denney seconded the motion. There was no further discussion, and the motion was passed unanimously.

b. GSWA Board Resolution No. 2022-012 – Relative to Approving GSWA Management to Hire One (1) Replacement Assistant General Manager for Operations Technical Support and One (1) Assistant General Manager of Administration

General Manager Slike reported that GSWA is looking to fill two unclassified positions for the continuity of the level of service. Comptroller Kakigi shared that the recruitment will be determined on sufficient funding. Vice Chairwoman Hemlani informed the Board that the statute gives GSWA the authority to do the appointment and then the Board gives consent to that appointment. Chairman Gayle stated that a resolution is not necessary.

IX. Communications and Correspondence

No discussion

X. Public Forum

a. Cory Hinds, Jacobs Engineering

No discussion

XI. Next meeting

The next meeting will be via video conference on Thursday, August 18, 2022, at 1:00 pm.



XII. Adjourn

Vice Chairwoman Hemlani made a motion to adjourn the meeting, and Member Oehlerking seconded the motion. The motion passed unanimously, and the meeting adjourned at 2:48 pm.

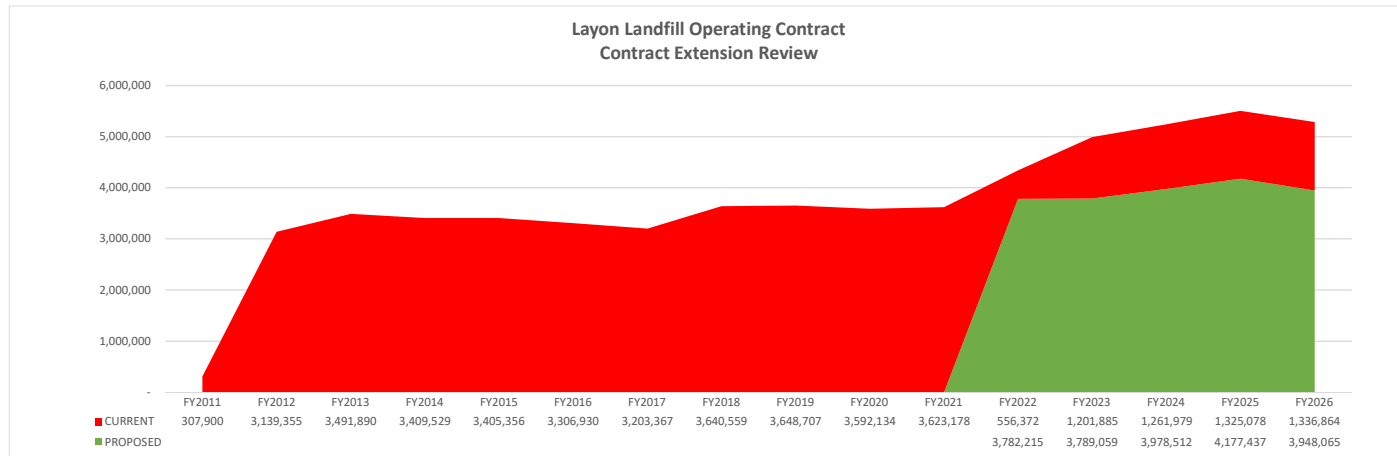
Agreement to Operate the Layon Landfill
April 15, 2011 - September 30, 2021 Actuals
Projected FY2022 to FY2026 (as of August)

Vendor	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	PROJECTED			As of August	
	FY2022	FY2023	FY2024	FY2025	FY2026											
Herzog Environmental Inc	307,900	3,139,355	1,297,052	-	-	-	-	-	-	-	-	-	-	-	-	-
Green Group Holdings LLC	-	-	2,194,838	3,409,529	3,405,356	3,306,930	3,203,367	3,640,559	3,648,707	3,592,134	3,623,178	4,338,587	4,990,944	5,240,491	5,502,515	5,284,929
	307,900	3,139,355	3,491,890	3,409,529	3,405,356	3,306,930	3,203,367	3,640,559	3,648,707	3,592,134	3,623,178	4,338,587	4,990,944	5,240,491	5,502,515	5,284,929

NOTE: Original Contract was assigned to Herzog Environmental Inc on April 15, 2011. It was reassigned to Green Group Holdings (Guam) LLC on March 11, 2013.
 Total for Fiscal Year 2022 is up to July 31, 2022.
 FY2017 - Liquidated Damages of 145,159.51 was offsetted.
 FY2026 - Contract terms end on August 31, 2026

Vendor	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	PROJECTED			As of August	
	FY2022	FY2023	FY2024	FY2025	FY2026											
Herzog Environmental Inc	307,900	3,139,355	1,297,052	-	-	-	-	-	-	-	-	-	-	-	-	-
Green Group Holdings LLC	-	-	2,194,838	3,409,529	3,405,356	3,306,930	3,203,367	3,640,559	3,648,707	3,592,134	3,623,178	3,782,215	3,789,059	3,978,512	4,177,437	3,948,065
	307,900	3,139,355	3,491,890	3,409,529	3,405,356	3,306,930	3,203,367	3,640,559	3,648,707	3,592,134	3,623,178	3,782,215	3,789,059	3,978,512	4,177,437	3,948,065

	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022	FY2023	FY2024	FY2025	FY2026
CURRENT	307,900	3,139,355	3,491,890	3,409,529	3,405,356	3,306,930	3,203,367	3,640,559	3,648,707	3,592,134	3,623,178	556,372	1,201,885	1,261,979	1,325,078	1,336,864
PROPOSED												3,782,215	3,789,059	3,978,512	4,177,437	3,948,065





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Attorneys for Guam Solid Waste Authority
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 smiller@oagguam.org

BEFORE THE GUAM PUBLIC UTILITIES COMMISSION

IN THE MATTER OF:)	GSWA Docket No. 22-_____
)	
The Application of the Guam Solid)	PETITION FOR CONTRACT
Waste Authority for Review and)	REVIEW AND APPROVAL
Approval of Amendments to the)	
Layon Landfill Operator Contract)	
_____)	

INTRODUCTION

COMES NOW the **GUAM SOLID WASTE AUTHORITY (GSWA)** and respectfully petitions the **GUAM PUBLIC UTILITIES COMMISSION (PUC)** to review and approve contractual amendments negotiated between GSWA and the operators of the Layon Landfill, namely GGH Guam, LLC and Green Group Holdings, LLC (collectively GGH Guam).

BACKGROUND

On April 15, 2011, Gershman Brickner & Bratton Inc. (GBB), in its capacity as Receiver for GSWA, entered into a written contract with Herzog Environmental, Inc. under RFP No. SWD001-10 for the operation of the Layon Landfill. The initial term of the contract was for seven (7) years, with two (2) options to renew for an additional five-year period (or 17 years total).

With the written consent of GBB, on February 27, 2013, Herzog Environmental assigned the Layon Landfill contract to GGH Guam, LLC and Green Group Holdings, LLC.

In 2018, and prior to the expiration of the contract's initial seven-year term, GSWA and GGH Guam agreed to exercise the first of the two available five-year renewal options. This first renewal option is due to expire in September 2023.

GSWA and GGH Guam, LLC have now agreed to exercise the second five-year renewal option and to amend certain sections of the Layon Landfill contract. The exercise of the second renewal option and the amendments to the contract were approved by the GSWA Board of Directors in its Resolution No. 2022-011 on July 27, 2022.¹

¹ A true and correct copy of the Board's Resolution No. 2022-11 adopting the draft amendment is attached to this Petition as "***Exhibit 1***" and incorporated in full herein by this reference.

The amendments modify the following sections of the Layon Landfill operator's contract as follows:

a. **Section 2.02 Renewal Term** is amended to now reflect a minimum continuous contract period through September 2026 with a potential renewal period extending through September 2027. The terms of the renewal period shall be agreed upon before January 31, 2026 before or by 11:59pm.

b. **Section 3.01 (B) The Base Operating Fee** is amended to now read Green Group is agreeable to immediately roll back the current Base Operating Fee by 7.323% (one-half of the most recent CPI adjustment) for the remaining unbilled months for the current contract year and cap any future adjustment thereafter during the extension term to no more than 5%.

The following formula shall be used to determine if an additional annual CPI adjustment over the 5% maximum would be warranted:

- 0% to 5% annual CPI increase – the annual CPI rate increase would be according to the contract terms.
- 5% to 10% annual CPI increase – the annual CPI rate increase would be capped at 5%.
- 10% and higher annual CPI increase – the annual CPI rate increase would be 50% of the calculated rate increase according to the contract terms.

The index is weighted with equipment, labor, and fuel. The percentages that determine the annual CPI rate increase according to the contract is illustrated in the table below:

Base Operating Fee:

Fixed Component (no adjustment applied) 18%

Construction Machinery & Equipment 30%

Employment Cost Index 37%

Diesel Fuel 15%

c. **Section 3.01 (C) Excess Operating Fee** is amended to now read Green Group is agreeable to accept 100,000 tons per contract year under the Base Operating Fee and be entitled to receive additional compensation of \$25.00 for tonnages exceeding this level. This per ton rate would not be applicable to future pricing adjustments.

d. **Section 4.01 Onsite Excavation Areas and Stockpiles** is amended to now include Additional Cover Soil Placement on Cell 3. At no additional cost to GSWA, Green Group agrees to putting an additional twenty-four (24) inches of final cover material on the exterior slopes of Cell 3 as the cell is constructed.

e. **Section 4.03 Final Cover Construction** is amended to include that Green Group agrees that the placement of final cover (Cell 1 and Cell 2) other than cell 3 should be at a maximum of \$5.00 per cubic yard. The exact costs are to be determined later in the contract upon further evaluation by both parties.

f. Section 13.04 Convenience Termination Election in Certain Circumstances is amended to now include that this section of the contract shall not be effective until September 2026.

DISCUSSION

The PUC has jurisdiction and authority to hear this Petition pursuant to 12 GCA §12105 and the Order establishing a *Contract Review Protocol for GSWA*. See, GSWA DOCKET 19-02 & ADMINISTRATIVE DOCKET dated July 25, 2019.

The renewal term and the amendments to the Layon Landfill contract were mutually negotiated and made between GSWA and GGH Guam, with both parties at all times acting in good faith and at arm's length. The amendments are reasonable and in the best interest of the Territory, GSWA, and the Guam ratepayers because they allow for immediate and significant financial savings.

To illustrate, the table below is excerpted from "*Exhibit 2.*" The table shows the amounts payable by GSWA to GGH Guam for FY2022 through FY2026 under the terms of the unamended contract ("*Current Contract Terms*"), together with the amounts payable after the contract is amended ("*Extension Negotiation*"):

**Layon Landfill Operating Contract
Contract Extension Review**

The following schedule summarizes the difference in projected contract billings between; 1) No change in Contract Terms vs. 2) Negotiated Changes in Contract Terms. See detailed projections for assumptions

Fiscal Year		Current Contract	Extension	Contract Billing	Contract Billing
From	To	Terms	Negotiation	Difference \$	Difference %
10/1/2021	9/30/2022	4,353,767	3,782,518	(571,249)	-13.1%
10/1/2022	9/30/2023	5,224,504	3,869,212	(1,355,292)	-25.9%
10/1/2023	9/30/2024	5,490,979	4,062,672	(1,428,307)	-26.0%
10/1/2024	9/30/2025	5,765,528	4,265,806	(1,499,722)	-26.0%
10/1/2025	8/31/2026	5,542,640	4,032,212	(1,510,428)	-27.3%
Totals		26,377,417	20,012,419	(6,364,998)	-24.1%

Excerpted from Exhibit 2.

The price difference between the unamended and the amended contract for each fiscal year is depicted in the fourth column identified as “*Contract Billing Difference\$.*” As shown in the bottom row of the table, when the billing differences for each fiscal year are added up, the estimated savings to be realized by the Territory between now and August 31, 2026, is over \$6.3 million or 24.1%.

Finally, in addition to the financial savings, the amendments also provide for additional contractual obligations such the placement of extra cover soil and materials on the landfill cells and for increased tonnage acceptance, all of which serve to directly support the continued life and successful operation of the Layon Landfill.

CONCLUSION

For all the foregoing reasons, GSWA submits that the instant Petition for PUC review and approval of the negotiated amendments to the Layon Landfill operator contract with GGH Guam should be GRANTED.

GSWA further petitions and requests that the PUC order that GSWA be permitted to proceed with the contract as amended.

Respectfully submitted this 12th day of August, 2022.

OFFICE OF THE ATTORNEY GENERAL
Leevin Taitano Camacho, Attorney General

By:



SANDRA C. MILLER

Assistant Attorney General

smiller@oagguam.org

EXHIBIT 1

**GSWA Board Resolution No. 2022-11 and
Draft Second Amendment to Assignment
Agreement to Operate Layon Landfill**



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 2022-011

**GSWA Board Resolution No. 2022-011
AUTHORIZING GSWA MANAGEMENT TO EXERCISE ITS RENEWAL OPTION AND
NEGOTIATE NEW TERMS OF THE AGREEMENT TO OPERATE THE LAYON LANDFILL**

WHEREAS, Gershman, Brickner & Bratton Inc. (GBB), in its capacity as Receiver for GSWA, entered into a contract with GGH Guam, LLC under SWD 001-10 for the Operation of the Layon Landfill; and

WHEREAS, the Assignment Agreement was entered between GBB and GSWA and took effect upon termination of the Receivership; and

WHEREAS, GSWA's contract with GGH was awarded in 2011 with a term of seven (7) years with two (2) options to renew for an additional five (5) year period; and

WHEREAS, current Layon Operator contract's first renewal term is set to expire in September 2023; and

WHEREAS, GSWA has until September 2022 to inform GGH in writing if GSWA will exercise its second renewal option; and

WHEREAS, recent inflation has drastically impacted pricing under the current contract terms beginning FY2022; and

WHEREAS, GSWA General Manager has begun discussions with GGH to negotiate contract terms should GSWA enter into the second renewal term; and

WHEREAS, GSWA is seeking Board Approval to renew and amend the current contract to allow significant savings and to include additional necessary requirements for a successful operation of the Layon Landfill; and

WHEREAS, the parties have agreed to the following amendments:

- a. SECTION 2.02 Renewal Term is amended to now reflect a minimum continuous contract period through September 2026 with a potential renewal period extending through September 2027. The terms of the renewal period shall be agreed upon before January 31, 2026 before or by 11:59pm.
- b. SECTION 3.01 (B) The Base Operating Fee is amended to now read Green Group is agreeable to immediately roll back the current Base Operating Fee by 7.323% (one-half of the most recent CPI adjustment) for the remaining unbilled months for the current contract year and cap any future adjustment thereafter during the extension term to no more than 5%.



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. 2022-011

The following formula shall be used to determine if an additional annual CPI adjustment over the 5% maximum would be warranted:

- 0% to 5% annual CPI increase - the annual CPI rate increase would be according to the contract terms.
- 5% to 10% annual CPI increase - the annual CPI rate increase would be capped at 5%.
- 10% and higher annual CPI increase - the annual CPI rate increase would be 50% of the calculated rate increase according to the contract terms.

The index is weighted with equipment, labor, and fuel. The percentages that determine the annual CPI rate increase according to the contract is illustrated in the table below:

Base Operating Fee:

Fixed Component (no adjustment applied) 18%

Construction Machinery & Equipment 30%

Employment Cost Index 37%

Diesel Fuel 15%

- SECTION 3.01 (C) Excess Operating fee is amended to now read Green Group is agreeable to accept 100,000 tons per contract year under the Base Operating Fee and be entitled to receive additional compensation of \$25.00 for tonnages exceeding this level. This per ton rate would not be applicable to future pricing adjustments.
- SECTION 4.01 Onsite Excavation Areas and Stockpiles is amended to now include **Additional Cover Soil Placement on Cell 3**. At no additional cost to GSWA, Green Group agrees to putting an additional twenty-four (24) inches of final cover material on the exterior slopes of Cell 3 as the cell is constructed.
- SECTION 4.03 Final Cover Construction is amended to include that Green Group agrees that the placement of final cover (Cell 1 and Cell 2) other than cell 3 should be at a maximum of \$5.00 per cubic yard. The exact costs are to be determined later in the contract upon further evaluation by both parties.
- SECTION 13.04 Convenience Termination Election in Certain Circumstances is amended to now include that this section of the contract shall not be effective until September 2026.

WHEREAS, the amount required for the renewal term is estimated at \$11.7 million dollars; and

WHEREAS, the funding for the renewal term will derive from GSWA's Operating Fund; and



GUAM SOLID WASTE AUTHORITY



LOURDES A. LEON CUERRERO
Governor of Guam

JOSHUA F. TENORIO
Lt. Governor of Guam

IRVIN L. SLIKE
General Manager

GSWA BOARD RESOLUTION NO 2022-011

THEREFORE, BE IT HEREBY RESOLVED by the Board of Directors as the Governing Body of the Guam Solid Waste Authority approves GSWA's management team's request, subject to the approval of the Guam Public Utilities Commission, as follows:

1. The GSWA management team is authorized to negotiate, accept, and amend the terms of the contract with the current vendor on behalf of the Authority.

BE IT FURTHER RESOLVED that the Board of Guam Solid Waste Authority does hereby authorize the management team to submit the renewal contract to the Public Utilities Commission, as required.

Ayes: 5

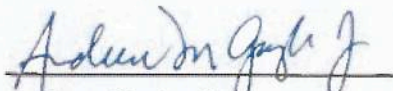
Nays: 0

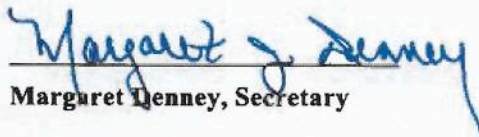
Absent: 0

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 27nd day of July 2022.

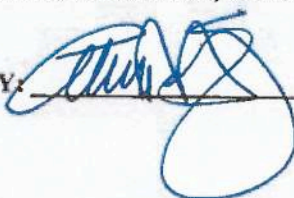
GUAM SOLID WASTE AUTHORITY
BOARD OF DIRECTORS


Andrew Gayle, Chairman


Margaret Denney, Secretary

ATTEST:

ALICIA FEJERAN, CLERK

BY: 



GUAM SOLID WASTE AUTHORITY

LOURDES A. LEON GUERRERO
Governor of Guam

JOSHUA F. TENORIO
Lt. Governor of Guam

IRVIN L. SLIKE
General Manager



**SECOND AMENDMENT
TO
ASSIGNMENT AGREEMENT TO OPERATE THE LAYON LANDFILL BY AND BETWEEN
GUAM SOLID WASTE AUTHORITY, AS OWNER, AND GREEN GROUP HOLDINGS, LLC.,
AS OPERATOR, DATED APRIL 15, 2011**

This Second Amendment (this “Second Amendment”) to the Agreement to Operate the Layon Landfill by and between Guam Solid Waste Authority, as owner, and Green Group Holdings, LLC., as Operator (“Operator”), dated April 15, 2011 (the “Agreement”), is made this ____ day of _____, 2022, by and between Guam Solid Waste Authority (GSWA), and Operator. All capitalized terms not otherwise defined herein shall have the respective meanings ascribed to them in the Agreement.

WITNESSETH:

WHEREAS, Gershman, Brickner & Bratton Inc. (GBB), in its capacity as Receiver for GSWA, entered into a contract with GGH Guam, LLC under SWD 001-10 for the Operation of the Layon Landfill; and

WHEREAS, the Assignment Agreement was entered between GBB and GSWA and took effect upon termination of the Receivership; and

WHEREAS, GSWA’s contract with GGH was awarded in 2011 with a term of seven (7) years with two (2) options to renew for an additional five (5) year period; and

WHEREAS, current Layon Operator contract’s first renewal term is set to expire in September 2023; and

WHEREAS, GSWA and the Operator desire to exercise its second renewal option; and

WHEREAS, GSWA and the Operator desire to amend the Agreement and have agreed to the following amendments;

NOW, THEREFORE, for good and valuable consideration and the mutual promises and covenants contained herein, the receipt and sufficiency of which are hereby acknowledged, the parties do hereby amend the Agreement as follows;

- a. SECTION 2.02 Renewal Term, is amended to now reflect a minimum continuous contract period through September 2026 with a potential renewal period extending through September 2027. The terms of the renewal period shall be agreed upon before January 31, 2026 before or by 11:59pm.
- b. SECTION 3.01 (B) The Base Operating Fee is amended to now read Green Group is agreeable to immediately roll back the current Base Operating Fee by 7.323% (one-half of the most recent CPI adjustment) for the remaining unbilled months for the current contract year and cap any future



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adjustment thereafter during the extension term to no more than 5%.

The following formula shall be used to determine if an additional annual CPI adjustment over the 5% maximum would be warranted:

- 0% to 5% annual CPI increase – the annual CPI rate increase would be according to the contract terms.
- 5% to 10% annual CPI increase – the annual CPI rate increase would be capped at 5%.
- 10% and higher annual CPI increase – the annual CPI rate increase would be 50% of the calculated rate increase according to the contract terms.

The index is weighted with equipment, labor, and fuel. The percentages that determine the annual CPI rate increase according to the contract is illustrated in the table below:

Base Operating Fee:

Fixed Component (no adjustment applied) 18%

Construction Machinery & Equipment 30%

Employment Cost Index 37%

Diesel Fuel 15%

- SECTION 3.01 (C) Excess Operating fee is amended to now read Green Group is agreeable to accept 100,000 tons per contract year under the Base Operating Fee and be entitled to receive additional compensation of \$25.00 for tonnages exceeding this level. This per ton rate would not be applicable to future pricing adjustments.
- SECTION 4.01 Onsite Excavation Areas and Stockpiles is amended to now include Additional Cover Soil Placement on Cell 3. At no additional cost to GSWA, Green Group agrees to putting an additional twenty-four (24) inches of final cover material on the exterior slopes of Cell 3 as the cell is constructed.
- SECTION 4.03 Final Cover Construction is amended to include that Green Group agrees that the placement of final cover (Cell 1 and Cell 2) other than cell 3 should be at a maximum of \$5.00 per cubic yard. The exact costs are to be determined later in the contract upon further evaluation by both parties.
- SECTION 13.04 Convenience Termination Election in Certain Circumstances is amended to now include that this section of the contract shall not be effective until September 2026.



GUAM SOLID WASTE AUTHORITY

LOURDES A. LEON GUERRERO
Governor of Guam

JOSHUA F. TENORIO
Lt. Governor of Guam

IRVIN L. SLIKE
General Manager



IN WITNESS WHEREOF, GSWA and Operator, have caused this Second Amendment to the Agreement to Operate the Layon Landfill to be duly executed on their behalf and attested as of the date first above written.

GREEN GROUP HOLDINGS, LLC.

By: _____

Name: _____

Title: _____

Attest: _____

GUAM SOLID WASTE AUTHORITY

By: _____

Name: _____

Title: _____

Attest: _____

EXHIBIT 2

**GSWA Financial Impact Analysis of
Layon Landfill Contract Amendments**

**Layon Landfill Operating Contract
Contract Extension Review**

The following schedule summarizes the difference in projected contract billings between; 1) No change in Contract Terms vs. 2) Negotiated Changes in Contract Terms. See detailed projections for assumptions

Fiscal Year		Current Contract Terms	Extension Negotiation	Contract Billing Difference \$	Contract Billing Difference %
From	To				
10/1/21	9/30/22	4,353,767	3,782,518	(571,249)	-13.1%
10/1/22	9/30/23	5,224,504	3,869,212	(1,355,292)	-25.9%
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10/1/24	9/30/25	5,765,528	4,265,806	(1,499,722)	-26.0%
10/1/25	8/31/26	5,542,640	4,032,212	(1,510,428)	-27.3%
Totals		26,377,417	20,012,419	(6,364,998)	-24.1%

**GSWA Fleet Trucks
Fleet Service Repairs and Maintenance**

YEAR	License Plate No.	DESCRIPTION	Acquisition Cost	Repairs & Maintenance October 2021 to June 2022	YTD as of 06 30 2022	Net Book Value As of June 30, 2022
2008	5523	TRUCK	150,000.00	916.63	596,697.63	-
2008	5524	TRUCK	150,000.00	51,198.72	590,281.86	-
2008	5662	TRUCK	150,000.00	-	464,948.07	-
2008	5663	TRUCK	100,000.00	53,882.05	613,340.16	-
2008	5664	TRUCK	100,000.00	-	480,381.65	-
2008	5665	TRUCK	100,000.00	59,268.00	556,480.03	-
2011	5265	REFUSE COLLECTION TRUCK	306,478.57	-	292,687.84	-
2011	5266	REFUSE COLLECTION TRUCK	306,478.57	55,937.95	347,230.26	-
2011	5269	REFUSE COLLECTION TRUCK	306,478.57	13,035.32	378,971.75	-
2011	5264/7314	ROLL OFF COLLECTION TRUCK	275,068.56	12,122.43	255,178.66	-
2011	5270	ROLL OFF COLLECTION TRUCK	275,068.56	8,421.06	231,209.70	-
2018	6389	GARBAGE/REFUSE TRUCK REAR LOADER	320,851.20	58,766.18	152,735.92	66,844.00
2018	6390	GARBAGE/REFUSE TRUCK REAR LOADER	320,851.20	103,872.95	220,542.79	66,844.00
2018	6391	GARBAGE/REFUSE TRUCK REAR LOADER	320,851.20	7,918.03	107,738.69	66,844.00
2018	6392/7311	GARBAGE/REFUSE TRUCK REAR LOADER	320,851.20	38,016.46	153,458.56	66,844.00
2018	6393	GARBAGE/REFUSE TRUCK REAR LOADER	320,851.20	67,119.80	170,291.49	66,844.00
2018	6394	GARBAGE/REFUSE TRUCK REAR LOADER	320,851.20	38,858.43	151,730.92	66,844.00
2018	6532	GARBAGE/REFUSE TRUCK REAR LOADER 10CY	232,167.00	14,440.39	101,670.13	48,368.13
2018	6534	GARBAGE/REFUSE TRUCK REAR LOADER 10CY	232,167.00	10,913.71	100,865.23	48,368.13
2018	6747	GARBAGE/REFUSE TRUCK REAR LOADER 10CY	232,167.00	15,163.48	121,617.97	48,368.13
2009	5535	FORD Baby Packer	70,106.28	10,601.96	185,686.79	-
			4,911,287.31	620,453.55	6,273,746.10	546,168.39

Decommissioned
Working Trucks
Under Repairs with Fleet Services Inc.

Note:
Maintenance cost are high due to old model vehicles requiring constant repairs.
Operations has been operating with less trucks. Trucks with License Plate
Nos. 5662 & 5664 were expired in FY2020 & used for parts.
License Plate No. 5265 was expired since FY2019

**Operating Budget Revenues, Expenditures, Reserves
As of June 30, 2022**

Unaudited

	Annual Budget Operations	ARPA	Equipment Replacement/ Layon Cell Closure	Reimbursement Preconstruction Cell 3 Costs	Total Budget	Allocated Budget	ACTUALS	Variance
Revenues:								
Commercial Fees (Large)	9,117,496	0	0	0	9,117,496	6,819,431	6,672,016	(147,415) -2.2%
Others - Government/Commercial Fees	1,253,410	0	0	0	1,253,410	937,488	649,985	(287,503) -30.7%
Residential Collection Fees	8,050,308	0	0	0	8,050,308	6,021,228	6,026,375	5,147 0.1%
Host Community Fees	336,624	0	0	0	336,624	251,778	239,131	(12,648) -5.0%
Other Revenues	487,857	0	0	0	487,857	364,893	356,735	(8,157) -2.2%
Interest Income	0	0	0	0	0	0	1,304	1,304 n/a
Prior Year Revenues	0	0	0	0	0	0	0	0 n/a
Total revenues	19,245,695	0	0	0	19,245,695	14,394,818	13,945,546	(449,273) -3.12%
A/R Adjustment 3% of Residential Revenues	-241,509	0	0	0	(241,509)	(180,637)	(180,791)	-155 0.09%
Net Revenues	19,004,184	0	0	0	19,004,186	14,214,181	13,764,753	(449,429) -3.16%
ARPA Budget Allocation	0	10,374,267	0	0	10,374,267	1,825,643	1,825,643	0 0.00%
Total Revenues/ARPA Allocation	19,004,184	10,374,267	0	0	29,378,453	16,039,824	15,590,395	(449,429) -2.80%
Transfers In - Reimb. From Cell 3	0	0	0	850,194	850,194	89,877	850,194	760,317 n/a
Transfers In - Reimb. From OPCC	0	0	0	0	0	0	98,486	98,486
Fund Balance - Cell Closure Reserves	0	0	165,000	0	165,000	0	-	0 n/a
Fund Balance - Equipment Replacement	0	0	1,100,000	0	1,100,000	0	-	0
TOTAL REVENUES/FUNDS:	19,004,184	10,374,267	1,265,000	850,194	31,493,647	16,129,701	16,539,074	409,373 2.54%
Expenditures by Object:								
Salaries and wages	2,521,533	0	0	0	2,521,533	1,803,069	1,714,200	(88,869) -4.9%
Contractual services:	0	0	0	0	0	0	0	0
Layon Operator	3,396,073	404,000	0	0	3,800,073	2,850,055	2,819,835	(30,220) -1.1%
Layon Operations	572,184	40,000	165,000	0	777,184	381,923	371,726	(10,197) -2.7%
Harmon Hauler Station Operations	3,156,933	77,000	0	84,132	3,318,065	2,488,549	2,491,204	2,655 0.1%
Closure & postclosure care	2,000,000	0	0	0	2,000,000	1,500,000	1,500,003	3 0.0%
Recycling Programs	1,086,755	0	0	55,229	1,141,984	856,488	814,924	(41,564) -4.9%
GEPA Appropriation	202,992	0	0	0	202,992	109,868	109,868	(0) n/a
Contractual Employees	320,000	960,000	0	132,088	1,412,088	1,059,066	1,042,190	(16,876) -1.6%
Vehicle Maintenance	325,650	685,064	0	80,000	1,090,714	818,036	834,781	16,746 2.0%
PUC/Legal Expenses	80,000	152,000	0	0	232,000	179,249	179,249	(0) 0.0%
Others	110,952	136,204	0	98,000	345,156	258,867	233,872	(24,995) -9.7%
Total contractual services:	11,251,539	2,454,268	165,000	449,449	14,320,256	10,502,100	10,397,651	(104,449) -1.0%
Receiver	0	0	0	0	0	0	239,931	239,931 n/a
Travel	24,000	0	0	0	24,000	11,421	11,421	0 0.0%
Supplies	307,943	0	0	200,000	507,943	380,957	360,608	(20,350) -5.3%
Worker's compensation	4,000	0	0	0	4,000	3,000	0	(3,000) n/a
Drug testing	1,000	0	0	0	1,000	750	346	(404) -53.8%
Equipment	20,394	0	0	10,000	30,394	22,796	17,803	(4,993) n/a
Utilities - power	71,775	0	0	21,000	92,775	69,581	73,778	4,197 6.0%
Utilities - water	18,000	0	0	0	18,000	13,500	7,994	(5,506) -40.8%
Communications	61,490	0	0	0	61,490	46,118	39,646	(6,472) -14.0%
Capital outlays	680,635	7,920,000	1,100,000	132,745	9,833,380	510,480	510,480	0 0.0%
Miscellaneous	506,626	0	0	37,000	543,626	407,720	287,677	(120,043) -29.4%
Reserves - Layon Landfill	200,000	0	0	0	200,000	150,000	150,000	0 n/a
Transfers to Host Community Fund	336,624	0	0	0	336,624	252,468	239,131	(13,337) -5.3%
Transfer out to General Fund (Debt Service), Cell 3 Expenses	2,998,625	0	0	0	2,998,625	2,248,969	2,283,083	34,115 1.5%
Other Expenditures	5,231,113	7,920,000	1,100,000	400,745	14,651,857	4,117,759	3,981,966	(135,792) -3.3%
TOTAL EXPENDITURES:	19,004,184	10,374,268	1,265,000	850,194	31,493,646	16,422,928	16,333,750	(89,179) -0.5%
Excess (deficiency) of revenues over (under expenditures)							205,322	

Note:

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.

Bad debt expense was based on FY2021 write off approximately 3% of Residential Revenues.

FUND BALANCE as of June 30, 2022*Unaudited*

	Operational Fund	Ordot Post Closure Fund	Total
Fund Balance, September 30, 2021	5,837,353	4,150,133	9,987,486
Operating Budget, net change			
Revenues/Other Sources:	16,538,458	1,500,616	18,039,074
Expenditures/Reserves:	16,333,750	1,745,135	18,078,885
Net Operating Budget	204,708	-244,519	-39,811
Add back:			
Capital Outlay - Equipment Replacement reserves set asides	464,500	0	464,500
Layon Reserves	150,000		150,000
Total Net change in Fund Balance	819,208	-244,519	574,691
Ending Fund Balance, June 30, 2022	6,656,561	3,905,614	10,562,177

Note:

Carts and flatbed expected to be expended this fiscal year, total \$188,760.

Operating Budget Revenues, Expenditures, Reserves

As of June 30, 2022

Unaudited

	FY2022 Actuals to Date	FY2021 Actuals to Date	Variance	% Increase (Decrease)
Revenues:				
Commercial Fees (Large)	6,672,016	6,008,881	663,135	11.0%
Others - Government/Commercial Fees	649,985	1,248,604	-598,619	-47.9%
Residential Collection Fees	6,026,375	5,768,596	257,779	4.5%
Host Community Fees	239,131	233,974	5,157	2.2%
Other Revenues	356,735	401,861	-45,126	-11.2%
Interest Income	1,304	2,122	-818	-38.5%
Prior Year Revenues		16,402		
Total Revenues before A/R adjustment	13,945,546	13,680,439	281,509	2.1%
A/R Adjustment	-180,791	-173,058	-7,733	4.5%
Net: revenues	13,764,755	13,507,381	273,776	2.0%
ARPA Budget Allocation	1,825,643	0	1,825,643	n/a
Total Revenues/ARPA Allocation	15,590,398	13,507,381	2,099,419	15.5%
Transfers In - Reimb. From Cell 3	850,193	0	850,193	n/a
Transfers In - Reimb. From OPCC	98,486		98,486	
Fund Balance - Cell Closure Reserves	0	0	0	n/a
Total Revenues/Transfers In:	16,539,076	13,507,381	3,031,695	22.4%
Expenditures by Object:				
Salaries and wages - regular	1,115,924	1,194,150	-78,226	-6.6%
Salaries and wages - overtime	127,412	70,100	57,312	81.8%
Salaries and wages - fringe benefits	470,864	468,709	2,155	0.5%
	1,714,200	1,732,958	-18,758	-1.1%
Contractual services:				
Layon Operations	2,819,835	2,400,131	419,704	17.5%
Layon Others	371,726	322,606	49,120	15.2%
Harmon Hauler Station Operations	2,491,204	2,248,745	242,459	10.8%
Closure & postclosure care (OPCC)	1,745,135	1,607,263	137,872	8.6%
Recycling/Other Programs	814,924	724,770	90,154	12.4%
GEPa Appropriation	109,868	168,605	-58,737	-34.8%
Contractual Employees	1,042,190	865,364	176,826	20.4%
Vehicle Maintenance	834,781	829,412	5,369	0.6%
PUC/Legal Expenses	179,249	149,226	30,023	20.1%
Other Contractual	233,872	172,862	61,010	35.3%
Total Contractual	10,642,784	9,488,984	1,153,801	12.2%
Receiver	239,931	144,657	95,274	65.9%
Travel	11,421	0	11,421	n/a
Supplies	360,608	250,429	110,179	44.0%
Worker's compensation	0	0	0	n/a
Drug testing	346	368	-22	-6.0%
Equipment	17,803	628	17,175	2734.9%
Utilities - power	73,778	48,012	25,766	53.7%
Utilities - water	7,994	17,541	-9,547	-54.4%
Communications	39,646	44,561	-4,915	-11.0%
Capital outlays	45,980	45,980	0	n/a
Miscellaneous	287,677	230,512	57,165	24.8%
Reserves	0	0	0	n/a
Transfers to Host Community Fund	239,131	233,974	5,157	2.2%
Transfer out to General Fund (Debt Service), Cell 3 Exper	2,283,083	2,281,771	1,312	0.1%
Other Expenditures	3,367,467	3,153,776	213,691	6.8%
TOTAL EXPENDITURES:	15,964,384	14,520,376	1,444,007	9.9%
Excess (deficiency) of revenues over (under expenditures)	574,691	-1,012,995	1,587,686	-156.7%
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:	574,691	-1,012,995	1,587,686	
Beginning Fund Balance, 09-30	9,987,486	11,066,473	-1,078,987	-9.8%
Ending Fund Balance, June	10,562,177	10,053,478	508,699	5.1%

Note:

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

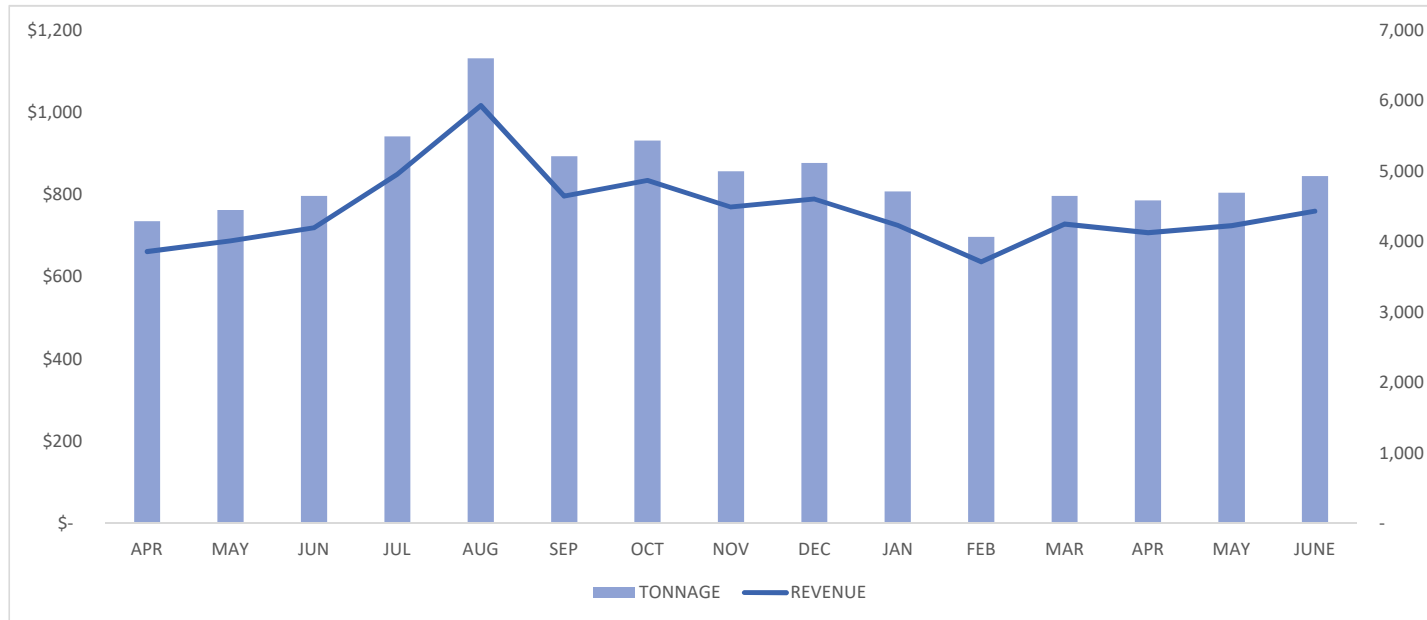
Solid Waste Operations Fund
Operating Balance Sheet
As of June 30, 2022 and September 30, 2021
(Unaudited)

	As of 30-Jun-22	As of 30-Sep-20	Change	% Change
ASSETS				
Cash and cash equivalents, unrestricted	5,990,389	4,947,806	1,042,583	21%
Cash and cash equivalents, restricted	4,237,478	5,056,015	-818,537	-16%
Receivables, net:				
Tipping Fees	2,947,865	2,889,404	58,461	2%
Due from other funds				
Due from component units				
Deposits and other assets				
Total assets	<u>13,175,732</u>	<u>12,893,225</u>	<u>282,507</u>	<u>2%</u>
LIABILITIES AND FUND BALANCES (DEFICIT)				
Liabilities:				
Accounts payable	0	0	0	
Accrued payroll and other	1,217,406	1,213,291	4,115	0%
Due to component units				
Due to other funds	1,396,151	1,692,448	-296,297	-18%
Deferred revenue			0	
Deposits and other liabilities			0	
Total liabilities	<u>2,613,557</u>	<u>2,905,739</u>	<u>-292,182</u>	<u>-10%</u>
Fund balance (deficit):				
Non-spendable				
Restricted	3,905,614	4,150,133	-244,519	-6%
Committed	0		0	
Assigned	6,656,561	5,837,353	819,208	14%
Unassigned	0		0	
Total fund balance (deficit)	<u>10,562,175</u>	<u>9,987,486</u>	<u>574,691</u>	<u>6%</u>
Total liabilities and fund balances (deficit)	<u>13,175,732</u>	<u>12,893,225</u>	<u>282,507</u>	<u>2%</u>

**Commercial/Military Revenue & Tonnage
Period April 2021 - June 2022**

FIFTEEN (15) MONTHS

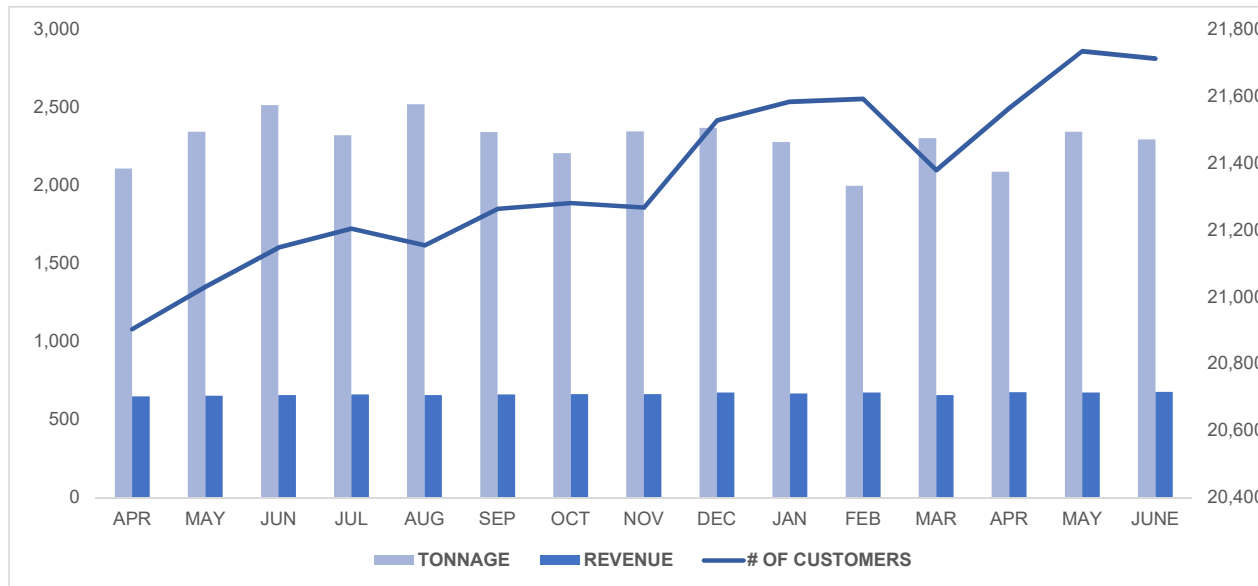
	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE
TONNAGE	4,288	4,448	4,646	5,491	6,597	5,210	5,430	4,997	5,113	4,709	4,065	4,646	4,583	4,693	4,930
REVENUE	\$ 661	\$ 687	\$ 719	\$ 849	\$ 1,016	\$ 796	\$ 834	\$ 769	\$ 789	\$ 725	\$ 636	\$ 728	\$ 707	\$ 724	\$ 759



Compared to same period last fiscal year, June 2022 revenues higher by \$40,532 or 5.6%.

Residential Revenue & Tonnage
APRIL 2021 - JUNE 2022
FIFTEEN (15) MONTHS

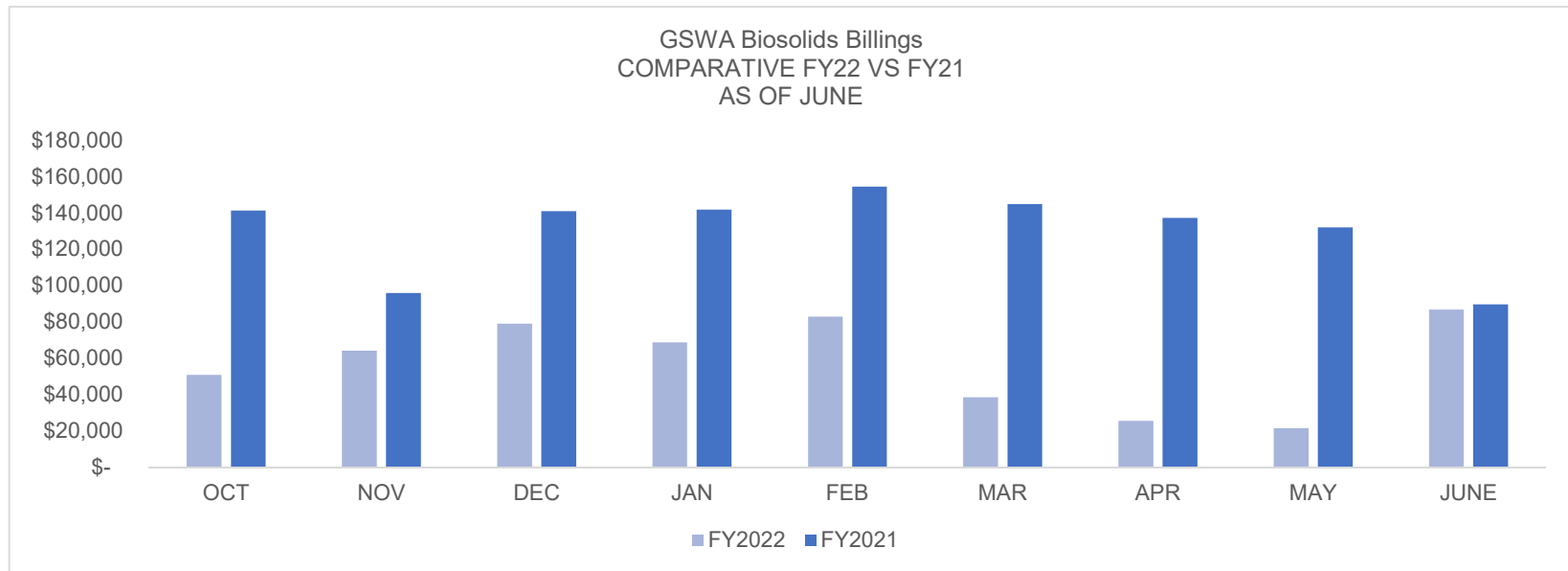
	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE
TONNAGE	2,110	2,346	2,515	2,323	2,523	2,344	2,207	2,347	2,370	2,281	1,998	2,304	2,088	2,347	2,297
REVENUE	\$ 649	\$ 652	\$ 657	\$ 662	\$ 656	\$ 661	\$ 663	\$ 663	\$ 674	\$ 668	\$ 674	\$ 657	\$ 676	\$ 673	\$ 678
# OF CUSTOMERS	20,904	21,031	21,148	21,205	21,155	21,264	21,281	21,268	21,528	21,585	21,593	21,380	21,566	21,736	21,714



Compared to same period last fiscal year, June 2022 revenues higher by \$20,739 or 3.2%.

**Guam WaterWorks Authority Biosolids
Billings Comparative
FY2022 vs FY2021 as of May**

	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	TOTAL
FY2022	\$ 50,803	\$ 64,098	\$ 79,087	\$ 68,668	\$ 82,964	\$ 38,424	\$ 25,468	\$ 21,457	\$ 86,755	\$ 517,724
FY2021	\$ 141,445	\$ 95,844	\$ 140,966	\$ 141,856	\$ 154,538	\$ 144,941	\$ 137,254	\$ 132,140	\$ 89,595	\$ 1,178,580
										-56%



Note: As of June 30, 2022, GWA biosolid billings showing a decrease by 56% compared to same period last fiscal year. Billings includes HCF fees. Stockpile of sludge in a temporary drying bed that will likely be disposed during this fiscal year and FY2023 estimated to be around \$340,000. We are expecting a estimated decrease between 50% to 70% of the Northern District plant for the remainder of the fiscal year.

KEY INDICATORS
As of June 30, 2022

Indicators	Target	22-Mar	Apr-22	May-22	Jun-22
Days in Cash	90	70	67	68.43	67.2
Collection Ratio					
* Month to Date	98%	110%	98	102	0.92
* Year to Date	98%	103%	102	102	101
Account Receivable Days	60	55	55.4	55.07	57.8
Account Payable Days	40 days	33	34	35	31
Residential Customers	21,691	21,380	21566	21736	21714
Trucks Purchased - FY2020	4	0			
Trucks Purchased - FY2021	2	0			
Trucks Purchased - FY2022	4	0	3	3	3
Contamination Rate	25.0%	54%	69%	70%	77%

Note: June 2022 Billing increased by 7% compared to previous month May 2022.