

GUAM CONSOLIDATED COMMISSION ON UTILITIES RESOLUTION NO. 26-FY2016

RELATIVE TO APPROVING CHANGE ORDER NO. 1 FOR THE LAND SURVEY CONTRACT TO PROCEED WITH VARIOUS LAND REGISTRATION ACTIONS

WHEREAS, under 12 G.C.A. § 14105, the Consolidated Commission on Utilities ("CCU") has plenary authority over financial, contractual and policy matters relative to the Guam Waterworks Authority ("GWA"); and

WHEREAS, the Guam Waterworks Authority ("GWA") is a Guam Public Corporation established and existing under the laws of Guam; and

WHEREAS, GWA has a contract with Duenas Camacho and Associates (DCA) for land survey work per GWA RFP-2006-05 to complete land surveys and associated services for GWA facilities as needed in connection with the real properties owned by GWA via Grant Deeds No. 567559 and 567698; and

WHEREAS, the contract with DCA was executed in November 16, 2007 and the value for of the contract is in the amount not to exceed of Eight Hundred Ninety Two Thousand Nine Hundred Dollars and Zero Cents (\$892,900.00); and

WHEREAS, the work orders completed to date resulted in research for Ownership and Encumbrance Reports (OER) and Brokers Price Opinion (BPO) of over 150 properties, and completion of field survey for 52 properties which includes map development and filing at Department of Land Management (DLM); and

WHEREAS, a few properties identified as part of the grant deeds noted above and which were researched by DCA were "Unregistered" properties and as such GWA would like to work towards registering the properties as assets of GWA to be properly documented with DLM; and

 WHEREAS, one or more of these few properties may be associated with projects for which there are critical timelines, and it is prudent and reasonable, given the nature of land registration proceedings on Guam, to develop and submit the needed surveys in a timely manner, and therefore avoid all possible delay; and

WHEREAS, GWA management is working to more clearly define the exact scope of services required for these few unregistered properties, in order to obtain them at the lowest possible cost, but has estimated such work to cost between Sixty Thousand (\$60,000.00) and One Hundred Seven Thousand (\$107,000.00); and

WHEREAS, GWA management seeks to obtain CCU approval of Change Order No. 1 in an amount "Not To Exceed" One Hundred Seven Thousand Dollars (\$107,000.00) for a total contract amount "Not to Exceed" Nine Hundred Ninety-Nine Thousand Nine Hundred Dollars (\$999,900.00) for DCA to conduct work necessary in support of efforts for unregistered properties to be registered with DLM; and

WHEREAS, while GWA is currently working on a new RFP for Land Survey work to address remaining property issues, which would include registration activities for other possible unregistered properties, it will be some time until a contract is executed for intended services covered under the new RFP; and

WHEREAS, the work under this Change Order will bridge the gap in available land survey services until the new RFP process is completed; and

NOW BE IT THEREFORE RESOLVED, the Consolidated Commission on Utilities does hereby approve and authorize the following:

- 1. The recitals set forth above hereby constitute the findings of the CCU.
- 2. The CCU approves Change Order No. 1 for DCA to conduct necessary work in support of efforts for unregistered properties to be registered with DLM.

3. The CCU further authorizes Change Order No. 1 in an amount Not to Exceed One Hundred Seven Thousand Dollars (\$107,000.00) for a total contract amount "Not to Exceed" Nine Hundred Ninety-Nine Thousand Nine Hundred Dollars (\$999,900.00).

RESOLVED, that the Chairman certified and the Board Secretary attests to the adoption of this Resolution.

DULY AND REGULARLY ADOPTED AND APPROVED this 22nd day of March, 2016.

Certified by:

Attested by:

JOSEPH T. DUENAS
Chairperson

Attested by:

J. GEORGE BAMBA
Secretary

I, J. George Bamba, Board Secretary of the Consolidated Commission on Utilities as evidenced by my signature above do hereby certify as follows:

The foregoing is a full, true and accurate copy of the resolution duly adopted at a regular meeting by the members of the Guam Consolidated Commission on Utilities, duly and legally held at a place properly noticed and advertised at which meeting a quorum was present and the members who were present voted as follows:

