



**CONSOLIDATED COMMISSION ON UTILITIES**  
Guam Power Authority | Guam Waterworks Authority  
P.O. Box 2977 Hagatna, Guam 96932 | (671)649-3002 | guamccu.org

**RESOLUTION NO. 32-FY2019**

**RELATIVE TO AUTHORIZING THE RATIFICATION OF EXPENDITURES FOR  
TRACK ME GUAM, LLC.**

**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**, the Consolidated Commission on Utilities under Section 5452 of Title 5 of the Guam Code Annotated has the authority to ratify the procurement of goods and services if there is no indication that the company who was awarded the procurement acted in bad faith and there is a finding that the procurement is for GWA’s use and is in the best interest of the Territory of Guam; and

**WHEREAS**, GWA originally obtained the services through a GPA-led procurement, and a Memorandum of Understanding between GPA and GWA for fleet and fuel management software services; and

**WHEREAS**, after the expiration of this original contract, GWA issued purchase order no. 301506-000 for fleet and fuel management software services through a Sole Source Procurement (Exhibit A) to Track Me Guam, LLC for system access & data communication, also referred to as on-board vehicle diagnostics and GPS tracking, for proprietary fleet management devices already installed in active GWA fleet vehicles; and

1           **WHEREAS**, throughout the course of the service period, GWA exhausted the funds  
2 under purchase order no. 301506-000 and on March 21, 2019 a new purchase order request,  
3 (no. 303483-000), was prepared, but not initiated, processed or released in a timely manner.  
4 (Exhibit B); and

5  
6           **WHEREAS**, GWA has received services from Track Me Guam, LLC in excess of the  
7 authorized Purchase Order value, as shown in the invoices for the recurring monthly charges  
8 (Exhibit C), in the amount of Twenty-Four Thousand Six Hundred Forty Dollars (\$24,640.00);  
9 and

10  
11           **WHEREAS**, GWA Management is requesting ratification by the CCU for expenditures  
12 for the monthly recurring charges for system access & data communication of the proprietary  
13 fleet management devices installed in active GWA fleet vehicles in the amount of Twenty-Four  
14 Thousand Six Hundred Forty Dollars (\$24,640.00) and

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16           **WHEREAS**, the CCU hereby recognizes GWA's obligation to remit for services by  
17 Track Me Guam LLC, provided in good faith and also approves, authorizes and ratifies the  
18 expenditures.

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20           **NOW BE IT THEREFORE RESOLVED**; the Consolidated Commission on Utilities  
21 does hereby approve the following:

22           **Section 1.** The foregoing recitals hereto are hereby ratified, confirmed, and  
23 incorporated herein by reference.

24           **Section 2.** The Consolidated Commission on Utilities hereby ratifies the payment to  
25 Track Me Guam LLC, in the amount not to exceed Twenty-Four Thousand Six Hundred Forty  
26 Dollars (\$24,640.00) (Exhibit C) on the following grounds:

- 27           a. There was no indication of bad faith or fraud in any of the procurements contained  
28 herein.
- 29           b. According to GWA management, the services is required to ensure the ongoing  
30 need to maintain the existing tracking services conducted by Track Me Guam LLC.
- 31           c. All of the procurements herein are in the best interest of the Territory of Guam and  
32 the Guam Waterworks Authority.

1           **Section 3.** This Resolution is hereby determined to be a declaration of official intent of  
2 the Consolidated Commission on Utilities

3           **Section 4.** All actions heretofore taken by the GWA or the officers thereof or on their  
4 behalf not inconsistent herewith related to these purchases are hereby ratified, approved and  
5 confirmed.

6           **Section 5.** Based on the foregoing, the CCU authorizes GWA management to pay the  
7 amount owed between GWA and Track Me Guam LLC, for the monthly recurring charges for  
8 system access & data communication for proprietary fleet management devices installed in  
9 active GWA fleet vehicles in the amount of Twenty-Four Thousand Six Hundred Forty Dollars  
10 (\$24,640.00).

11  
12           **RESOLVED,** that the Chairman certified and the Board Secretary attests to the  
13 adoption of this Resolution.

14  
15           **DULY AND REGULARLY ADOPTED,** this 28<sup>th</sup> day of May, 2019.

16  
17           Certified by:

                  Attested by:

18 

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19 **JOSEPH T. DUENAS**  
20 Chairperson

19 **MICHAEL T. LIMTIACO**  
20 Secretary

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**SECRETARY'S CERTIFICATE**

I, Michael T. Limtiaco, 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:

AYES: 5  
NAYS: 0  
ABSTENTIONS: 0  
ABSENT: 0



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**GUAM WATERWORKS AUTHORITY**

**"Better Water. Better Lives."**  
Gloria B. Nelson Public Service Building  
688 Route 15, Mangilao, Guam 96913

**TO:** Miguel C. Bordallo, P.E., General Manager  
**CC:** Vince Guerrero, SMA  
**FROM:** Nicolas Cabo, Buyer  
**SUBJECT:** Sole Source Determination

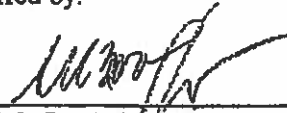
MAK 28 2010



**RE:** Sole Source Justification for maintenance services for Track Me Guam LLC under 2  
G.A.R. 3111

The Guam Waterworks Authority has been doing business with Track Me Guam LLC since June 23, 2009 thru a MEMORANDUM OF UNDERSTANDING, between GWA and GPA in reference to IFB No. GPA-006-15 for Fleet and Fuel Management Software Services which expired on January 2018. This service provided Fleet Management GPS for a number of GWA vehicles. At the time of the initial procurement, Track Me Guam LLC was the Sole and Exclusive distributor to install, perform repairs and support services for vehicle tracking device for E-Drive Technology LTD on island and remains so to this day. Presently, Track Me Guam is providing maintenance services to GWA's existing vehicle fleet (estimated 125) and it has been highly recommended by GWA fleet management that Track Me Guam continue providing these services. GWA has determined and confirmed that no other tracking device product is compatible with E-Drive Technology (corporate number 511295131) system setup, which is solely supported by Track Me Guam. Based upon the forgoing justification, GWA specifically finds it in the best interest of the authority and the Territory of Guam will be best served by granting award to Track Me Guam LLC on the basis of Sole Source as determined.

Concurred by:



\_\_\_\_\_  
Miguel C. Bordallo, P.E, GWA General Manager

Cc: Procurement file

<b>GUAM WATERWORKS AUTHORITY</b> 1 Page 6852. n/a 03/29/18, Date FOB GWA, P.O.B.	<b>PURCHASE ORDER</b> <b>GUAM WATERWORKS AUTHORITY</b> P.O. Box 3010, Hagatna, Guam 96932 PHONE: (671) 647-7818 FAX: (671) 649-3750	No. 301506-000 OP
	THIS PURCHASE ORDER MUST APPEAR ON ALL INVOICES PACKING SLIPS, PACKAGES, B/L CORRESPONDENCE, ETC. Payment Terms: Net 30 Days	

**VENDOR:** TRACK ME GUAM, LLC **SHIP TO:** GUAM WATERWORKS AUTHORITY

DBA TRACKME] GUAM  
 107 E. HARMON INDUSTRIAL P  
 UNIT B  
 TAMUNING GU 96913  
 AUTHORITY  
 PL 16-124 / FL 21-148

578 N. Marine Corps. Dr.  
 ATTENTION: P & S WAREHOUSE  
 Tamuning GU 96913

IFB / REFERENCE	TIME FOR DELIVERY	EXPIRATION
		09/30/2018

ARTICLES OR SERVICES	QTY	UNIT	UNIT PRICE	AMOUNT
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**CONDITIONS:**  
 2GARS Sole Source Procurement  
 REQUESTED BY: PAUL LUJAN / VINCE P.  
 AUTHORIZED PERSONNEL: PAUL LUJAN/PETER BORJA/ERIC HALMI  
 BUSINESS UNIT: 6852  
 G/L ACCOUNT NO: 6852.950.35022  
 FUNDING SOURCE (REVENUE FUNDED)  
 OQ# 31017 OR# 31206  
 BUYER: NICOLAS CABO #1008

**IMPORTANT NOTICE TO VENDORS**

- " All invoices must indicate P.O. Number for payment
- " All invoices must indicate on the invoice the Employee's Name, Badge Number that must be signed and printed clearly
- " Submit signed and dated P.O. acknowledgement with invoice
- " GWA will not be liable for any unauthorized services that are not listed in the Purchase Order - only the services listed on the Purchase Order will be paid by GWA.
- " Only the authorized names listed on the Purchase Order are allowed to transact. Unauthorized person(s) will not be honored by GWA.

**SPECIFICATIONS (ARTICLES OR SERVICES):**  
 AGREEMENT TO COVER THE COST FOR MONTHLY RECURRING CHARGES FOR DEVICES THAT ARE INSTALLED IN GWA'S FLEET FOR A TWELVE (12) MONTH PERIOD.  
 \* AN ESTIMATED OF 125 GWA VEHICLES TO BE SERVICED.

MAINTENANCE SERVICE	MO	.00	MO	63,000.00
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Funds Certification:   
 Greg Cruz, CFO

NOTE: "SUBJECT TO THE GUAM PROCUREMENT CODE AND ACCOMPANYING REGULATIONS"


**SPECIAL INSTRUCTIONS TO VENDOR:**  
 Send certified original and three (3) copies of invoice to Guam Waterworks Authority, Government of Guam, at the address shown above.

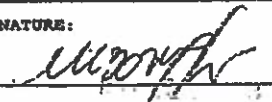
DO NOT FILL THIS ORDER  
 if your total cost exceeds this total. >>

**TOTAL**  
 \$ 63,000.00


Payment upon receipt of merchandise in Guam in good condition.

SEE BACK FOR TERMS AND CONDITIONS

ACKNOWLEDGED BY:  DATE: 4/9/18  
 SIGNATURE OF VENDOR

SIGNATURE:   
 Miguel C. Bordallo, P.E. General Manager  
 NAME TITLE

RETURN TO PROCUREMENT DIVISION AT THE ABOVE ADDRESS

 <b>GUAM WATERWORKS AUTHORITY</b> 1 Page 6852, s/v 03/21/19, Date FOB GWA, P.O.B.	<b>PURCHASE ORDER</b> <b>GUAM WATERWORKS AUTHORITY</b> P.O. Box 3010, Hagatna, Guam 96932 PHONE: (671) 300-6026 FAX: (671) 649-3750	No. 303483-000 OP
	THIS PURCHASE ORDER MUST APPEAR ON ALL INVOICES PACKING SLIPS, PACKAGES, B/L CORRESPONDENCE, ETC. Payment Terms: Net 30 Days	

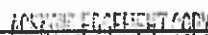
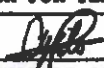
**VENDOR:**

**SHIP TO:**

TRACK ME GUAM, LLC DBA: TRACKME] GUAM 107 E. HARMON INDUSTRIAL P SUITE 201 TAMUNING GU 96913 AUTHORITY PL 16-124 / PL 21-148	GUAM WATERWORKS AUTHORITY 578 N. Marine Corps. Dr. ATTENTION: P & S WAREHOUSE Tamuning GU 96913
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IFB / REFERENCE TIME FOR DELIVERY EXPIRATION 09/30/2019
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ARTICLES OR SERVICES	QTY	UNIT	UNIT PRICE	AMOUNT
<p>*** SERVICES DESCRIPTION:</p> <p>*            MONTHLY RECURRING CHARGES FOR EXISTING DEVICES INSTALLED IN GWA FLEET VEHICLES.            *</p> <p>*** SPECIFICATIONS (ARTICLES OR SERVICES):            SERVICES AGREEMENT TO COVER COST FOR MONTHLY RECURRING CHARGES FOR EXISTING DEVICES THAT ARE INSTALLED IN GWA'S FLEET FOR TWELVE (12) MONTH PERIOD.            ** NOTE: AN ESTIMATED OF 126 GWA VEHICLES TO BE SERVICED</p> <p>CONDITIONS:            2GAR\$ Sole Source Procurement            REQUESTED BY: Paul Lujan            AUTHORIZED PERSONNEL: Vincent P./Paul L./Eric Halmi            BUSINESS UNIT: 6853            G/L ACCOUNT NO: 6852.950 .35022            FUNDING SOURCE (REVENUE FUNDED)            OQ# 33701 OR# 33390            BUYER: NICOLAS CABO #1008            *</p> <p>IMPORTANT NOTICE TO VENDORS            " All invoices must indicate P.O. Number for payment            " All invoices must indicate on the invoice the Employee's Name, Badge Number that must be signed and printed clearly            " Submit signed and dated P.O. acknowledgement with invoice            " GWA will not be liable for any unauthorized services that are not listed in the Purchase Order - only the services listed on the Purchase Order will be paid by GWA.            " Only the authorized names listed on the Purchase Order are allowed to transact. Unauthorized person(s) will not be honored by GWA.            *</p> <p>LIQUIDATED DAMAGES:            In the event Vendor fails to deliver the Goods/Services in Accordance with Gaum Waterworks Authority requirements</p> <p>NOTE: "SUBJECT TO THE GUAM PROCUREMENT CODE AND ACCOMPANYING REGULATIONS"</p>				

<b>SPECIAL INSTRUCTIONS TO VENDOR:</b> Send certified original and three (3) copies of invoice to Guam Waterworks Authority, Government of Guam, at the address shown above. Payment upon receipt of merchandise in Guam in good condition. SEE BACK FOR TERMS AND CONDITIONS	<b>TOTAL</b> \$
DO NOT FILL THIS ORDER if your total cost exceeds this total. >>	SIGNATURE:  MIGUEL C. BORDALLO COPY Miguel C. Bordallo, P.E. General Manager NAME
ACKNOWLEDGED BY:  DATE: 4-10-19 SIGNATURE OF VENDOR RETURN TO PROCUREMENT DIVISION AT THE ABOVE ADDRESS	*****

<b>GUAM WATERWORKS AUTHORITY</b> 2 : Page 6852, s/v 03/21/19, Date FOB GWA, r.o.s.	<b>PURCHASE ORDER</b> <b>GUAM WATERWORKS AUTHORITY</b> P.O. Box 3010, Hagatna, Guam 96932 PHONE: (671) 300-6026 FAX: (671) 649-3750	No. <b>303483-000 OP</b> THIS PURCHASE ORDER MUST APPEAR ON ALL INVOICES PACKING SLIPS, PACKAGES, B/L CORRESPONDENCE, ETC. Payment Terms: Net 30 Days
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<b>VENDOR:</b>	<b>SHIP TO:</b>
TRACK ME GUAM, LLC DBA: TRACKME] GUAM 107 E. HARMON INDUSTRIAL P SUITE 201	GUAM WATERWORKS AUTHORITY 578 N. Marine Corps. Dr. ATTENTION: P & S WAREHOUSE Tamuning GU 96913

TAMUNING GU 96913 AUTHORITY PL 16-124 / PL 21-148	IFB / REFERENCE	TIME FOR DELIVERY	EXPIRATION <b>09/30/2019</b>
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ARTICLES OR SERVICES	QTY	UNIT	UNIT PRICE	AMOUNT
and by the delivery date(s) specified therein, Vendor shall be liable to GWA for liquidated damages in accordance with the provisions of this clause and the amount of such liquidated damages shall be calculated in accordance with the Guam Procurement Regulations, 2 GAR Div.4 §6101(9) Liquidated Damages. *				
MONTHLY RECURRING CHARGES		EA	.00 EA	70,000.00
SOLE SOURCE PROCUREMENT				

Gilda M. Mafnas, Acting CPO zmc

**NOTE: "SUBJECT TO THE GUAM PROCUREMENT CODE AND ACCOMPANYING REGULATIONS"**

<b>SPECIAL INSTRUCTIONS TO VENDOR:</b> Send certified original and three (3) copies of invoice to Guam Waterworks Authority, Government of Guam, at the address shown above. Payment upon receipt of merchandise in Guam in good condition. <b>SEE BACK FOR TERMS AND CONDITIONS</b>	DO NOT FILL THIS ORDER if your total cost exceeds this total. >>	<b>TOTAL</b> <b>\$ 70,000.00</b>
ACKNOWLEDGED BY: SIGNATURE OF VENDOR DATE: <u>4-10-19</u> RETURN TO PROCUREMENT DIVISION AT THE ABOVE ADDRESS	SIGNATURE: Miguel C. Bordallo, P.E. General Manager NAME _____ TITLE _____	





TRACK ME GUAM, LLC  
 107 E. HARMON INDUSTRIAL PARK RD.  
 SUITE 201, TAMUNING, GUAM 96913  
 TEL: 671-649-6347/8 | FAX: 671-649-6346  
 EMAIL: acct@trackmeguam.com

# Invoice

Date	Invoice #
11/1/2018	18-0833

**Bill To**  
 \_\_\_\_\_  
**Guam Waterworks Authority**  
**P.O. Box 3010**  
**Hagatna, GU 96932**

Terms	Due Date
Net 30	12/1/2018

P.O. No. **Month Charges Apply To**

**OCTOBER 2018**

Veh. Cnt.	Charges Are For	Fee Rate/Veh.	Amount
102	Monthly Recurring Charge for System Access & Data Communication for Fleet Management Devices Installed in ACTIVE GWA VEHICLES	35.00	3,570.00

\*\*\*\*\*BASED ON ACTIVE VEHICLE LISTING\*\*\*\*\*

**PLEASE PRINT NAME, SIGN, DATE & FAX BACK TO 649-6346 THAT YOU HAVE RECEIVED THIS INVOICE**

**Total** \$3,570.00

Payments/Credits \$0.00

**Balance Due** \$3,570.00

PRINT NAME SIGNATURE DATE

Monthly Recurring Charges must be paid on or before the 5th of every month. A late fee of \$10 shall be applied for unpaid invoices with an aging date of 10 days.  
 If Invoices are 30 days past due, accounts will be temporarily de-activated until payment is received. To re-activate account, a \$35.00 re-activation fee will be charged and accounts must be made current.  
 Should you have any questions regarding this policy please contact TrackMe! Guam Administrators at (671) 649-6348, or thru email support@trackmeguam.com.  
 PRICES ARE ALSO INDICATED ON TRACKME! GUAM SCHEDULE OF FEES & CHARGES, AND ADDITIONAL SERVICES





TRACK ME GUAM, LLC  
 107 E. HARMON INDUSTRIAL PARK RD.  
 SUITE 201, TAMUNING, GUAM 96913  
 TEL: 671-649-6347/8 | FAX: 671-649-6346  
 EMAIL: acct@trackmeguam.com

# Invoice

Date	Invoice #
1/3/2019	19-0007

**Bill To**

---

**Guam Waterworks Authority**  
**P.O. Box 3010**  
**Hagatna, GU 96932**

Terms	Due Date
Net 30	2/2/2019

**P.O. No.** \_\_\_\_\_ **Month Charges Apply To**

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**DECEMBER 2018**

Veh. Cnt.	Charges Are For	Fee Rate/Veh.	Amount
104	Monthly Recurring Charge for System Access & Data Communication for Fleet Management Devices Installed in ACTIVE GWA VEHICLES	35.00	3,640.00

\*\*\*\*\*BASED ON ACTIVE VEHICLE LISTING\*\*\*\*\*

**PLEASE PRINT NAME, SIGN, DATE & FAX BACK TO 649-6346 THAT YOU HAVE RECEIVED THIS INVOICE**

<b>Total</b>	<b>\$3,640.00</b>
Payments/Credits	\$0.00

PRINT NAME	SIGNATURE	DATE
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<b>Balance Due</b>	<b>\$3,640.00</b>
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Monthly Recurring Charges must be paid on or before the 5th of every month. A late fee of \$10 shall be applied for unpaid invoices with an aging date of 10 days.  
 If invoices are 30 days past due, accounts will be temporarily de-activated until payment is received. To re-activate account, a \$35.00 re-activation fee will be charged and accounts must be made current.  
 Should you have any questions regarding this policy please contact TrackMe! Guam Administrators at (671) 649-6348, or thru email support@trackmeguam.com.  
 PRICES ARE ALSO INDICATED ON TRACKME! GUAM SCHEDULE OF FEES & CHARGES, AND ADDITIONAL SERVICES







TRACK ME GUAM, LLC  
 107 E. HARMON INDUSTRIAL PARK RD.  
 SUITE 201, TAMUNING, GUAM 96913  
 TEL: 671-649-6347/8 | FAX: 671-649-6346  
 EMAIL: acct@trackmeguam.com

# Invoice

Date	Invoice #
4/4/2019	19-0306

**Bill To**

**Guam Waterworks Authority**  
**P.O. Box 3010**  
**Hagatna, GU 96932**

Terms	Due Date
Net 30	5/4/2019

**P.O. No.**      **Month Charges Apply To**

**MARCH 2019**

Veh. Cnt.	Charges Are For	Fee Rate/Veh.	Amount
98	Monthly Recurring Charge for System Access & Data Communication for Fleet Management Devices Installed in ACTIVE GWA VEHICLES	35.00	3,430.00
*****BASED ON ACTIVE VEHICLE LISTING*****			

**PLEASE PRINT NAME, SIGN, DATE & FAX BACK TO 649-6346 THAT YOU HAVE RECEIVED THIS INVOICE**

**Total**      **\$3,430.00**

**Payments/Credits**      **\$0.00**

**Balance Due**      **\$3,430.00**

PRINT NAME

SIGNATURE

DATE

Monthly Recurring Charges must be paid on or before the 5th of every month. A late fee of \$10 shall be applied for unpaid invoices with an aging date of 10 days.

If invoices are 30 days past due, accounts will be temporarily de-activated until payment is received. To re-activate account, a \$35.00 re-activation fee will be charged and accounts must be made current.

Should you have any questions regarding this policy please contact TrackMe! Guam Administrators at (671) 649-6348, or thru email support@trackmeguam.com.

PRICES ARE ALSO INDICATED ON TRACKME! GUAM SCHEDULE OF FEES & CHARGES, AND ADDITIONAL SERVICES



TRACK ME GUAM, LLC  
 407 E. HARMON INDUSTRIAL PARK RD.  
 SUITE 204, TAMUNING, GUAM 96813  
 TEL: 671 639 8327 | FAX: 671 639 8325  
 EMAIL: [accounts@trackme-guam.com](mailto:accounts@trackme-guam.com)

**ORIGINAL**

**Invoice**

Date	Invoice #
4/10/2019	19-0315

Bill To  
 -----  
 Guam Waterworks Authority  
 P.O. Box 3913  
 Hagatna, GU 96932

Terms	Due Date
Net 30	5/10/2019

P.O. No. Month Charges Apply To

APRIL 2019

Veh. Cnt.	Charge Area For	Fee Rate/Mth.	Amount
100	Monthly Recurring Charge for System Access & Data Communication for Fleet Management Devices Installed in ACTIVE GWA VEHICLES	30.00	3,000.00

\*\*\*\*\*BASED ON ACTIVE VEHICLE LISTING\*\*\*\*\*

PLEASE PRINT NAME, SIGN, DATE & FAX BACK TO 649-3246 THAT YOU HAVE RECEIVED THIS INVOICE

Total	\$3,000.00
Payments/Credits	\$0.00
<b>Balance Due</b>	<b>\$3,000.00</b>

**ERIC HALL**  
 PRINT NAME

**ERIC HALL 949**  
 SIGNATURE

**4-10-19**  
 DATE

Monthly Recurring Charges must be paid on or before the 10th of every month. A late fee of \$10 shall be applied for unpaid invoices with an aging rate of 10 days.  
 If invoices are 90 days past due, accounts will be temporarily deactivated until payment is received. To reactivate account, a \$25.00 re-activation fee will be charged and balance must be made current.  
 Should you have any questions regarding this billing, please call our Technical Support Administrator at (671) 639-8343, or thru email [support@trackme-guam.com](mailto:support@trackme-guam.com).