



GWA RESOLUTION NO. 33-FY2020

**RELATIVE TO APPROVAL OF ADDITIONAL FUNDING TO THE DESIGN
CONTRACT FOR NORTHERN AND SOUTHERN TANKS**

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 is currently working on critical reservoir projects under the 2011 Court Order (“CO”) Paragraph 29 – Storage Tank/Reservoir Repair, Replacement, and Relocation Program; and

WHEREAS, the CCU approved Resolution No. 12-FY2018 which authorized the total funding amount to a maximum of \$3,624,912.25 (Exhibit A); and

WHEREAS, GWA issued Change Orders No. 1 through No. 4 to TG Engineers, P.C. for additional design task to bring the contract total to \$3,624,912.25; and

WHEREAS, in the ongoing reservoir designs and the water system served by the noted reservoirs, further design services listed below were identified to move forward with improving the functionality of the water system:

- (1) Ugum: The reservoir will require a pile foundation design due to the poor soil quality at the site;
- (2) All sites (Ugum, Inarajan, Afgayan, Santa Rosa, Santa Rita, Sinifa): Continuation of progress design meetings;

WHEREAS, GWA engineering and TG Engineers, P.C. negotiated Change Order No. 5 scope and fee of One Hundred Twenty-Eight Thousand Four Hundred Fifteen Dollars (\$128,415.00) for the above services (Exhibit B); and

1 **WHEREAS**, GWA Management is seeking One Hundred Twenty-Eight Thousand Four
2 Hundred Fifteen Dollars (\$128,415.00) to fund Change Order No. 5; and

3
4 **WHEREAS**, funding for this change order will be from the Bond Funds under the line
5 item "PW 09-11 Water System Reservoirs 2005 Improvements"; and

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7 **NOW BE IT THEREFORE RESOLVED**, the Consolidated Commission on Utilities
8 does hereby approve the following:

- 9
10 1. The recitals set forth above hereby constitute the findings of the CCU.
11 2. The CCU finds that the terms of the fee proposal submitted by TG Engineers,
12 P.C. are fair and reasonable.
13 3. The CCU hereby authorizes \$128,415.00 in additional funding to bring the
14 total authorized funding amount to \$3,753,327.25.
15 4. The CCU hereby authorizes the management of GWA the option to issue
16 Change Order No. 5 in the not-to-exceed amount of \$128,415.00 (Exhibit
17 "B').
18 5. The CCU hereby authorizes the funding source to be from bond funds under
19 the CIP line Item PW 09-11 "Water System Reservoirs 2005 Improvements".
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21 **RESOLVED**, that the Chairman certified and the Board Secretary attests to the adoption
22 of this Resolution.

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24 **DULY AND REGULARLY ADOPTED**, this 28th day of July 2020.

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26 Certified by:

26 Attested by:

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29 **JOSEPH T. DUENAS**

29 **MICHAEL T. LIMTIACO**

30 Chairperson

30 Secretary

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: Ø
ABSENT: Ø
ABSTAIN: Ø.

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