**EDDIE BAZA CALVO**
*Governor*

**RAY TENORIO**
*Lieutenant Governor*

*Office of the Governor Of Guam*

November 21, 2018

The Honorable Speaker Therese M. Terlaje
*I Mina'trentai Kuåtro Na Liheslaturan Guåhan*
Guam Congress Building
163 Chalan Santo Papa, Hagåtña, Guam 96910

2018 NOV 21 PM 3:37

*Håfa Adai Speaker Terlaje,*

In my letter dated November 21, 2018, transmitting Executive Order No. 2018-19, relative to declaring a state of emergency in order to anticipate and alleviate impacts to Guam arising from the anticipated development of Tropical Storm Man-Yi into a Typhoon.

Thank you very much.

*Senseramente,*

**EDDIE BAZA CALVO**
Governor of Guam

Vice Speaker Therese M. Terl
34GL-18-2591
NOV 21 2018
Time: 15:00
Received by:



2591

**OFFICE OF THE GOVERNOR**
**HAGÅTÑA, GUAM 96910**
**U.S.A.**

# EXECUTIVE ORDER NO. 2018-19

## RELATIVE TO DECLARING A STATE OF EMERGENCY IN ORDER TO ANTICIPATE AND ALLEVIATE IMPACTS TO GUAM ARISING FROM THE ANTICIPATED DEVELOPMENT OF TROPICAL STORM MAN-YI INTO A TYPHOON

**WHEREAS**, at 6:30 a.m. on November 21, 2018, the Joint Information Center issued a press release advising that according to the National Weather Service, Guam Weather Forecast Office (NWS), Tropical Depression Man-Yi is moving on a west-northwest track into Chuuk State and towards Guam; and

**WHEREAS**, the Governor of Guam placed the island in Condition of Readiness 3 (COR 3) at 5 p.m. yesterday in anticipation of damaging winds within 48 hours. The NWS predicts that Tropical Storm Man-Yi is expected to increase in forward speed over the next 24 hours and it will likely become a typhoon by later today [Wednesday, November 21, 2018].

**WHEREAS**, a tropical storm watch is now in effect for Guam and Rota, and the NWS predicts that tropical storm force winds of 39 mph or more are possible by tomorrow, with seas reaching 10 to 12 feet by morning and rainfall amounts of 3 to 5 inches expected through Thursday night; and

**WHEREAS**, although Guam is preparing for the Thanksgiving holiday tomorrow [November 22], the welfare and safety of citizens comes first, and preparations must be taken now in case the storm turns north and intensifies into a typhoon; and



Doc. No. 34GL-18-2591.

**WHEREAS,** the 2018 GUAM CATASTROPHIC TYPHOON PLAN (GCTP) developed by the Offices of Guam Homeland Security and Civil Defense (GHS/OCD) in coordination with the Federal Emergency Management Agency (FEMA) advises that a catastrophic typhoon affecting Guam is a "notice" event since a typhoon typically takes several days to form. Additionally, a storm increases in strength the longer it is over warm water, such as the waters of the western Pacific. [GCTP at p. C-11-1, section 1.1]; and

**WHEREAS,** based upon current forecasts and modeling, the continued growing strength and westward track of Tropical Storm Man-Yi represents an imminent, credible, and significant threat to the health, safety and welfare of Guam; and

**WHEREAS,** in anticipation of the typhoon's closest approach to Guam tomorrow, the GHS/OCD and other territorial agencies must take precautionary and proactive steps over the next several days in order to secure the safety of the island and to reduce the potential destruction of property and loss of life; and

**WHEREAS,** an emergency situation exists such that in order to safeguard the community, the critical infrastructure, and the general welfare of the island against the impending dangerous onset of destructive winds and rains forecast to strike Guam within the next several days, it is critical that timely precautions be taken and that resources be immediately identified, mobilized and prepositioned upfront as contemplated in the GHS/OCD-FEMA 2018 GUAM CATASTROPHIC TYPHOON PLAN and in the 2016 GUAM COMPREHENSIVE EMERGENCY MANAGEMENT PLAN.

**NOW, THEREFORE, I, EDDIE BAZA CALVO,** Governor of Guam, by the authority vested in me by the Organic Act and laws of Guam, do hereby order and direct as follows:

1. **Declaration of State of Emergency**. A state of emergency is hereby declared for the island of Guam as a result of Tropical Depression Man-Yi's anticipated development into a tropical storm and typhoon

2. **Emergency Procurement and Emergency Expenses.** Pursuant to Section 5215 of Title 5, Guam Code Annotated, authorizing emergency procurement upon executive order, and § 22402 of Title 5, Guam Code Annotated, this Executive Order shall authorize overtime and emergency procurement for heavy equipment rental, debris removal, nursing and other medical or support services for the Department of Public Health and Social Services (including the North Region, Southern Region, and Mangilao Community Health Centers), GDOE typhoon shelter operations, lodging for displaced residents, and the purchase of supplies, materials, goods, services or other expenditures, up to a combined total maximum of Two Hundred Fifty Thousand Dollars ($250,000.00).

3. **Authorization for Overtime.** Authorization is given for the payment of overtime, both for exempt and non-exempt Government of Guam and National Guard employees, to work in excess of forty (40) hours a week in order to mitigate and respond to Tropical Depression Man-Yi as it develops and affects Guam. The GHS/OCD Administrator is authorized to determine the eligibility of overtime expenditures resulting from work performed by the government agencies, and the approval shall be obtained prior to incurring any overtime or other expenses. The failure to obtain such prior approval shall be grounds for denying reimbursement.

4. **GHS/OCD to be Lead Agency; Purpose of Emergency Procurement.** GHS/OCD shall be the lead agency for the emergency procurement of any goods and services relative to this



Doc. No. 34GL-18-2591.

Executive Order, the effective period of which shall be for thirty (30) days as provided in Section 5215 of Title 5, Guam Code Annotated. This emergency procurement is not being used solely for the purpose of avoidance of the provisions of the Guam Procurement Law, Title Guam Code Annotated Chapter 5.

5. **Documentation of Expenses**. All departments and agencies are instructed to keep appropriate documentation on all emergency expenses authorized by this Executive Order for inspection by the Executive and Legislative Branches and by the Public Auditor of Guam, and in anticipation of federal disaster assistance approval by the President of the United States to be administered by FEMA.

**SIGNED AND PROMULGATED** at Hagåtña, Guam, this 21st day of November 2018.

**EDDIE BAZA CALVO**
I Maga'Låhen Guåhan
Governor of Guam