clerks@guamlegislature.org

From: Speaker's Office <speaker@guamlegislature.org>
Sent: Wednesday, July 8, 2020 3:50 PM
To: Clerks Office
Cc: Rennae Meno
Subject: Messages and Communications Replace
Attachments: Board Meeting held March 12, 2020.pdf; Email-Replacing Minutes in Board Meeting held on March 12, 2020.pdf

07-06-20	9:35 AM	03-13-20	Minutes and other required documents for Board of Directors Meetings for March 2020.	Guam Environmental Protection Agency	35GL-20-1962

Buenas and Hafa Adai Clerks,
The Office of the Speaker is requesting that Messages and Communications 35GL-20-1962 be replaced with attached documents.
Thank you and Have a Great Day.

Sinseru yan Minagåhet,

Office of the Speaker • Tina Rose Muña Barnes
Committee on Public Accountability, Human Resources & the Guam Buildup

35th Guam Legislature
I Mina'trentai Singko na Liheslaturan Guåhan

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
T: (671) 477-2520/1
speaker@guamlegislature.org

This e-mail message is intended only for the use of the individual or entity named above and may contain confidential and privileged information. If you are not the intended recipient, any disclosure, copying, distribution or use of the information contained in this transmission is strictly PROHIBITED. If you have received this transmission in error, please immediately notify us by replying to speaker@guamlegislature.org and delete the message immediately. Thank you very much.

Gumai pribilehu yan konfedensia este siha na mensåhi. Solo espesiåtmente para hågu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespåtcha. Yanggen lachi rinisibu-mu nu este na mensåhi , put fabot ago' guatu gi I numa'huyong gi as speaker@guamlegislature.org yan despues destrosa todu siha I kopian mensåhi. Si Yu'os ma'åse'.

clerks@guamlegislature.org

From: Speaker's Office <speaker@guamlegislature.org>
Sent: Monday, July 6, 2020 12:22 PM
To: Clerks Office
Cc: Rennae Meno
Subject: Messages and Communications
Attachments: Board of Directors Quarterly Attendance Record for Regular Meetings-1st Quarter, FY2020.pdf; Board of Directors Regular Meeting for March 2020.pdf

07-06-20	9:35 AM	03-13-20	Minutes and other required documents for Board of Directors Meetings for March 2020.	Guam Environmental Protection Agency	35GL-20-1962
07-06-20	9:35 AM	04-01-20	Board of Directors Quarterly Attendance Record for Regular Meetings-1st Quarter, FY2020.	Guam Environmental Protection Agency	35GL-20-1963

Sinseru yan Minagåhet,

Office of the Speaker • Tina Rose Muña Barnes
Committee on Public Accountability, Human Resources & the Guam Buildup

35th Guam Legislature
I Mina'trentai Singko na Liheslaturan Guåhan

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
T: (671) 477-2520/1
speaker@guamlegislature.org

This e-mail message is intended only for the use of the individual or entity named above and may contain confidential and privileged information. If you are not the intended recipient, any disclosure, copying, distribution or use of the information contained in this transmission is strictly PROHIBITED. If you have received this transmission in error, please immediately notify us by replying to speaker@guamlegislature.org and delete the message immediately. Thank you very much.

Gumai pribilehu yan konfedensia este siha na mensåhi. Solo espesiåtmente para hågu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespåtcha. Yanggen lachi rinisibu-mu nu este na mensåhi , put fabot ago' guatu gi I numa'huyong gi as speaker@guamlegislature.org yan despues destrosa todu siha I kopian mensåhi. Si Yu'os ma'åse'.

Speaker's Office <speaker@guamlegislature.org>

Reporting of Guam EPA Board Meeting for March 20, 2020

Arlene Acfalle <arlene.acfalle@epa.guam.gov>
To: speaker@guamlegislature.org

Mon, Jul 6, 2020 at 1:57 PM

Hi Matthew,

Kindly remove the attached minutes which was delivered to the Speakers office this morning and replace it with the attached Approved Board Minutes for March 12, 2020 board meeting.

Sorry for the confusion.

Let me know if you need a hard copy delivered.

Thanks!
[Quoted text hidden]
--
Si Yu'os Ma'åse',
Arlene MS Acfalle
Board Secretary / Executive Assistant
Guam Environmental Protection Agency
T: 671-300-4759 F: 671-300-4531
E: arlene.acfalle@epa.guam.gov

CONFIDENTIALITY NOTICE: This message, including any attachments, may be legally privileged and confidential and is intended solely for the use of the individual or entity to which it is addressed. If you are not the intended recipient, you are hereby notified that any distribution, dissemination, printing, or copying of this communication or any attachment is strictly PROHIBITED. If you received this transmission in error, please notify the sender immediately by email or telephone. You are advised to immediately delete the message and any attachments.

BMtg. March 12, 2020.docx
189K

GUAM ENVIRONMENTAL PROTECTION AGENCY • *AHENSIAN PRUTEKSIÓN LINA'LA' GUÅHAN*
LOURDES A. LEON GUERRERO • GOVERNOR OF GUAM | JOSHUA F. TENORIO • LIEUTENANT GOVERNOR OF GUAM
WALTER S. LEON GUERRERO • ADMINISTRATOR | MICHELLE C. R. LASTIMOZA • DEPUTY ADMINISTRATOR

March 13, 2020

35GL-20-1962
Speaker Tina Rose Muña Barnes

Honorable Tina Rose Muña-Barnes
Speaker
I Mina'trentai Singko na Liheslaturan Guåhan
163 Chalan Santo Papa
Hagåtña, Guam 96910

JUL 06 2020
Time 9:35 XAM ( )PM
Received By: MaH

RE: ***5 GCA 8113.1 Reporting Requirements for Board of Directors Regular Meeting*** **– March 2020**

Hafa Adai Madam Speaker,

Transmitted herewith are the minutes and other required documents from the Guam Environmental Protection Agency (Guam EPA) Board of Directors Regular Meetings for March 2020, in accordance with 5 GCA §8113.1.

Should you have any questions or if the Agency can be of any assistance to you and your office, please feel free to contact the Agency at 300-4751.

Respectfully,

Arlene S. Acfalle
Guam EPA Board Secretary

cc: **Guam EPA Administrator**
Guam EPA Board Chair

GUAM ENVIRONMENTAL PROTECTION AGENCY • *AHENSIAN PRUTEKSIÓN LINA'LA' GUÂHAN*
LOURDES A. LEON GUERRERO • GOVERNOR OF GUAM | JOSHUA F. TENORIO • LIEUTENANT GOVERNOR OF GUAM
WALTER S. LEON GUERRERO • ADMINISTRATOR | MICHELLE C. R. LASTIMOZA • DEPUTY ADMINISTRATOR

Board of Director's Meeting

Thursday, March 12, 2020, 4:00 p.m.
Guam EPA Conference Room

SIGN IN SHEET

BOARD MEMBERS:

Robert Perron

Florida Sanchez

Ann Roth

Steven Carrera

Steven Hollister

Moneka De Oro

Steven Carbullido

Nicolas Pape

Nonito Blas

Regular Board Meeting
March 12, 2020

Employees and visitors sign in here:

1. [signature]
2. kristan k Finney
3. WIC Rupley LEE
4. Conchita Taitan
5.
6. Connie B. Aflleje
7. REAN BEARDEN
8. Michelle Lastimoza
9. Walter Leon Guerrero (on-phone)
10. MARY D. CRUZ-SABLAN MCOG ADM.
11. Sabrina Cruz Sablan
12.
13. GLENN Y. SANNICOLAS
14.
15.
16.
17.
18.
19.
20.
21.
22.
23.
24.
25.
26.
27.
28.
29.
30. JESSE T. CRUZ

Guam Environmental Protection Agency

Board of Directors Meeting
Thursday, March 12, 2020 @ 4:00 pm
Main Office Conference Room

AGENDA

I. Call to Order

II. Approval of Agenda

III. Approval of February 27, 2020 Minutes

IV. Administrator's Report

V. Old Business
- Active NOV's
  - Safe Drinking Water NOV's update (Lin's Hardware, Su & Zheng Corp and Feiyang Construction & Engineering)
  - Smithbridge update
  - Piti failed septic system update
  - Contract Watts update
  - Dusit Thani update
  - Sand Castle update
  - Verona & Old Royal Palm Garage update
  - GWA NOVs (UST) update
  - Settlement Agreement with UOG (NOV UST 18-00) update
- RRF Update
- Plastic Bag Initiative update
- PFAS update
- Septic systems, lot sizes & advanced on-site treatment proposal update
- Safe Drinking Water Statute and Regulations Update
- UST (Underground Storage Tank) Rules & Regs update
- Code of Conduct or Ethics training for Board of Directors update

VI. New Business
- None at this time

VII. Miscellaneous

VIII. Next Meeting Date/ Adjournment

AHENSIAN PRUTEKSION LINA'LA GUÅHAN

LOURDES A. LEON GUERRERO, GOVERNOR OF GUAM • JOSHUA F. TENORIO, LIEUTENANT GOVERNOR OF GUAM
WALTER S. LEON GUERRERO, ADMINISTRATOR

Guam Environmental Protection Agency
Board of Director's Meeting
Thursday, March 12, 2019
Main Office Conference Room

MINUTES

I. **Call to Order**: Chairman Robert Perron called the Board of Director's meeting to order at 4:10 p.m. The following individuals were present at the board meeting: **Board Members**: Robert Perron-*Chairman*, Florida Sanchez, Ann Roth, Steven Hollister, Nicholas Pape, Steven Carbullido, Steve Carrera and Nonito Blas **Guam EPA Staff**: Walter S. Leon Guerrero, *Administrator* (teleconference), Michelle Lastimosa, *Deputy Administrator,* Arlene S Acfalle, Kristan Finney, Brian Bearden, Nic Rupley, Glenn San Nicolas, Conchita Taitano, Sabrina Cruz-Sablan, Connie Aflleje and Jesse Cruz. **General Public**: Mary Cruz-Sablan-MCOG

II. **Approval of Agenda**: *Director Carrera* made a motion to approve the agenda, seconded by *Director Hollister*. All voted in favor and motion passed to include changes and approve.

III. **Approval of Minutes**: *Director Roth* made a motion to approve the minutes, seconded by *Director Sanchez.* All voted in favor and motion passed.

IV. **Administrator's Report:** Deputy reported that the biggest issue since our last board meeting two weeks ago was to iron out the issues with the MCOG and the RRF. Rectifying and reconciling the FY2019 amount. A consensus has been reached and will be explained further when we discuss the RRF update.

V. **Old Business**:

- *Active NOV'S*
  - Safe Drinking Water NOV's update (Lin's Hardware, Su & Zheng Corp and Feiyang Construction & Engineering) – *Brian* advised no update at this time
  - Smithbridge update – No update at this time. Letter is still under review by the Administrator.
  - Piti failed septic system update –*Brian* update that when his staff went out to do a follow up they found out the septic system is overflowing again. The owner apparently left island. The water staff reported situation to Ghura and they are now taking action to revoke their authorization to utilize property.
  - Contract Watts update – No update at this time per Brian.
  - Dusit Thani update – No update at this time (Brian)
  - Sand Castle update – No update at this time (Brian)
  - Verona & Old Royal Palm Garage update – No update provided
  - GWA NOV's (UST) update – No update provided
  - Settlement Agreement with UOG (NOV UST 18-00) update – No update provided
- RRF Update – *Deputy* introduced the ASO from MCOG, Ms. Mary Sablan. Ms. Sablan was able to reconcile a lot of the discrepancies we have been encountering. *Ms. Sablan* advised the board that the final PO amount is approximately $880K (from the original $1.328M) which leaves a balance of $439K remaining (unused). *Ms. Sablan* advised there is still invoices that need to be processed by DOA totaling $15K. Ms. Sablan advised this should be closed out by end of March 2020. *Deputy* inquired if the amount of $424K will be de-obligated and returned to the mother RRF account. Ms. Sablan agreed. Per Deputy, in discussions with Mr. Angel Sablan-

MCOG, they are concerned on how we can move forward with the work that the village Mayors have been doing. In those discussions, they looked at expenditures and how long it took for them to spend the money. GEPA & MCOG agreed on an amount of $500K for the remainder of FY2020. *Chairman* inquired if this amount also included the $424 that will be de-obligated. *Deputy* advised this is correct because the money was already appropriated they are still entitled to the money. *Director Pape* Inquired on the initial amount that was appropriated. *Connie* (GEPA ASO) advised that this amount was the FY2018 funds that were not used (from the original $2.2M) and was re-allocated in FY2019. *Director Carbullido* inquired if MCOG and GEPA books are balanced and was acknowledged by Deputy. *Deputy* also advised that our agency was able to meet with the roving ASO that was assigned to MCOG, to assist Ms. Sablan in the reconcilement process so we can certify the funds, move forward and not have this problem again. *Deputy* also advised that after discussion with MCOG and Mr. Bob Lizama from Municipal Community Affairs the $500K was a sufficient amount to start with and this would need board approval. *Director Blas* inquired if the $500K will be subtracted from the contractual amount on financials. Per *Connie*, yes it would and also stated the amount of $1.328M does not reflect on the financials due to it was a 2019 account, which clarified Director Pape's inquiry. *Deputy* also advised the board that there will be a new MOA between GEPA and MCOG, in which MCOG will submit a monthly reconcilement, so we can avoid having this issues in the future. *Director Pape* inquired if there is any report showing statistics of abandon vehicles, bulky metallic waste, tires etc. that were picked up. *Sabrina and Glenn* advised the Recycling Management Data is released in November. *Administrator* (via telecom) reminded the Board that the RRF has only two (2) options to spend money and if we don't obligate the money to the Mayors the money will just sit in the account. His plea to the board is that we need to approve to release money to the Mayors so they may continue their work. Deputy advised in addition, by law, we have to allocate monies towards initiatives for FY2021. The two (2) initiatives was for the cleanup fund and the stimulus. Administrator advised the board that we are asking the board for two votes today (1) for $500K for the remainder of FY2020 and (2) Approval to fund up to $900K for the MCOG cleanup and $500K for the stimulus. These are the only two (2) initiatives at this time. Director Roth inquired what the stimulus is. Sabrina advised the stimulus program assists the recyclers push out (ship out) recyclables and boost the economy. *Director Carbullido* inquired how much the RRF receives yearly and was advised $2.9M. *Director Roth* asked if they need to vote on the initiates. *Chairman* has recused himself from the voting due to as a recycler. *Director Roth* makes a motion to approve the $500K for the remaining of FY2020, seconded by *Director Carrera*. All in favor and motion passed. *Director Roth* makes a motion to approve the $900K for the MCOG cleanup and $500K for the stimulus for FY2021, seconded by *Director Carrera*. All in favor and motion passed. ***Director Roth signed on behalf of Chairman due to who has recused himself****

- Plastic Bag Initiative update – *Sabrina* advised she spoke with Senator Biscoe Lee staff and was advised they will be introducing an amendment to the law. Per Sabrina she will not be writing rules for this initiative until their amendments are done. *Chairman* asked when is the Initiative supposed to take place which is January 2021.
- PFAS update – No update at this time
- Septic systems, lot sizes & advanced on-site treatment proposal update – No update
- Safe Drinking Water Statute and Regulations update – Still pending government comments for legislature to have public hearing.
- UST (Underground Storage Tank) Rules & Regs update – Per Kristan still with AG's office
- Code of Conduct or Ethics training for Board of Director update – Board Secretary reported that she spoke with Michael Weakley, Legal Counsel/Adelup and he is working with Mr. John Weisenburger, in conjunction with UOG, who will be providing training in April or Oct/Nov. She also called the Civil Service Commission. Spoke with Mr. Roland Fejeran. He advised they do not provide training for Rules & Regs, Code of Conduct or Ethics. He only provides training for grievances for the CSC. She also emailed the President of GCC, Mrs. Mary Okada but no response yet. As far as the inter-agency procedures, Kristan will be putting something together. Kristan also advised that the OAG is putting a training together for basic introduction. Per Kristan she can provide a presentation by next board meeting.

VI. New Business: None however the Board Secretary advised the board members she has provided the Conflict of Interest documents in their packets and this needs to be submitted to the Guam Election Commission by April 22, 2020.

VII. Miscellaneous: Brian advised board that GEPA was asked to participate in the Silver Jacket group, a flood control management group that has been put together by the Army Corp of Engineers. Consists of GEPA, DPW, BSP, NOAA and UOG to name a few. There is a policy subcommittee in regards to flooding. Army Corp of Engineer is working on a manual (in regards to policy). He will keep us updated.

VIII. New Meeting Date/ Adjournment: Next meeting set for April 16, 2020 at 4pm.
Director Carrera made motion to adjourn meeting and seconded by *Director Carbullido*. All voted in favor and meeting adjourned at 5:25pm.

Arlene S Acfalle

GUAM ENVIRONMENTAL PROTECTION AGENCY • *AHENSIAN PRUTEKSIÓN LINA'LA' GUÅHAN*
LOURDES A. LEON GUERRERO • GOVERNOR OF GUAM | JOSHUA F. TENORIO • LIEUTENANT GOVERNOR OF GUAM
WALTER S. LEON GUERRERO • ADMINISTRATOR | MICHELLE C. R. LASTIMOZA • DEPUTY ADMINISTRATOR

THE GUAM ENVIRONMENTAL PROTECTION AGENCY BOARD OF DIRECTORS

In Accordance with 10 Guam Code Annotated, Chapter 51, Article 3, §24302 (c)

Hereby approves the following recycling initiatives for Fiscal Year 2021:
§24303.1 Mayor's Council of Guam (MCOG) Island-wide Environmental Cleanup Program (IECP)
In the amount of up to **NINE HUNDRED THOUSAND DOLLARS ($900,000.00)**, which shall commence only after the amount appropriated to the MCOG by Guam Public Law 34-42, and allocated by the Guam Environmental Protection Agency has been fully expended.

§24303.2 Recycling Industry Economic Stimulus Program Applicability and Eligibility
In the amount of **FIVE HUNDRED THOUSAND DOLLARS ($500,000.00)**

Resolution Number_20-001

Approved this day: March 12, 2020

Ann M Roth, board member
~~ROBERT A. PERRON~~ Ann M Roth
Guam EPA Board ~~Chairman~~

As Witnessed This Day By:

Arlene Acfalle
Guam EPA Board Secretary