

1 Minu Trental Kaitiro Na Liheslaturan Guðhan
APPOINTMENTS

DOCUMENT NO.	APPOINTEE	POSITION	AGENCY	APPT. DATE	TERM LENGTH	CMTE REFERRED	DATE REFERRED	PUBLIC HEARING DATE	CMTE REPORT FILED	DATE CONFIRMED	NOTES
35GL-19-1231	Pedro S.N. Guerrero	Member (Utilities Representative)	Public Utilities Commission	11/18/19	Six (6) Years; November 1, 2019 to October 31, 2025 To fill the seat of Mark G. Miller, whose term has expired	Committee on Environment, Revenue and Taxation, and Procurement	11/20/19	1/3/20 9:00 a.m.	1/15/20 12:36 p.m.		



OFFICE OF SENATOR SABINA FLORES PEREZ

Chairperson

Committee on Environment, Revenue and Taxation, and Procurement
I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
35TH GUAM LEGISLATURE

January 13, 2020

The Honorable Tina Muña Barnes

Speaker

I Mina'trentai Singko Na Liheslaturan Guåhan

163 Chalan Santo Papa

Hagåtña, Guam 96910

VIA: The Honorable Regine Biscoe Lee
Chairperson, Committee on Rules

PBL

RE: Committee Report on the Executive Appointment of Mr. Pedro S.N. Guerrero to serve as a Member (Utilities Representative) of the Public Utilities Commission.

Håfa adai Speaker Muña Barnes,

Transmitted herewith is the Committee Report on the **Executive Appointment of Mr. Pedro S.N. Guerrero** to serve as *Member (Utilities Representative)* of the *Public Utilities Commission* and which was referred to the Committee on Environment, Revenue and Taxation, and Procurement.

Committee votes are as follows:

- 3 TO DO CONFIRM
- φ TO NOT CONFIRM
- 1 TO REPORT OUT ONLY
- φ TO ABSTAIN
- φ TO PLACE IN INACTIVE FILE

Si Yu'os ma'åse',

Sabina Flores Perez

Sabina Flores Perez

RECEIVED
JAN 14 2020
12:08 pm.
COMMITTEE ON RULES

[Handwritten signature]

Revisions Rec'd: 1/15/20 @ 9:34am.

2020 JAN 15 PM 12:36 JF



OFFICE OF SENATOR SABINA FLORES PEREZ

Chairperson

Committee on Environment, Revenue and Taxation, and Procurement

I MINA TRENDAI SINGKO NA LIHESLATURAN GUÁHAN

35TH GUAM LEGISLATURE

COMMITTEE REPORT

**Nomination of
Pedro S.N. Guerrero**

**To serve as a Member (Utilities
Representative) of the Public
Utilities Commission**

**For a term of six (6) years from
November 1, 2019 to October 31, 2025;
To fill the seat of Mark G. Miller, whose
term has expired**



OFFICE OF SENATOR SABINA FLORES PEREZ

Chairperson

Committee on Environment, Revenue and Taxation, and Procurement

I MINA 'TRENTAI SINGKO NA LIHESLATURAN GUÁHAN

35TH GUAM LEGISLATURE

January 13, 2020

MEMORANDUM

To: **All Members**
Committee on Environment, Revenue and Taxation, and Procurement

From: **Senator Sabina Flores Perez** *SFP*
Committee Chairperson

Subject: **Committee Report on Appointment of Pedro S.N. Guerrero**

Håfa Adai,

Transmitted herewith for your consideration is the Committee Report on the appointment of **Mr. Pedro S.N. Guerrero** to serve as a *Member (Utilities Representative)* of the *Public Utilities Commission*.

This report includes the following:

- Copy of COR Referral of the Appointment
- Copy of the Appointment Letter to the Speaker
- Copy of the Appointment Packet and Supporting Documents
- Notices of Public Hearing
- Copy of Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Committee Report Digest
- Committee Vote Sheet

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Senator Regine Biscoe Lee
Chair

Senator Amanda L. Shelton,
Vice Chair

Speaker Tina Rose Muña Barnes,
Member

Vice Speaker Tefena Cruz Nelson,
Member

Senator Kelly Marsh (Taitano), PhD,
Member

Senator Sabina Flores Perez
Member



COMMITTEE ON RULES
I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
35TH GUAM LEGISLATURE

November 20, 2019

Senator Clynton E. Ridge,
Member

Senator Joe S. San Agustin,
Member

Senator Jose "Pedro" Terles,
Member

Senator Therese M. Terles,
Member

Senator James C. Moylan,
Member

Senator Mary Camacho Torres,
Member and Chair, Subcommittee on Protocol

MEMO

To: Rennae Meno
Clerk of the Legislature

Attorney Ana Won Pat-Borja
Legislative Legal Counsel

From: Senator Regine Biscoe Lee
Chair, Committee on Rules

Re: Referral of Appointment

Buenas yan Håfa adai.

As Chair of the Committee on Rules, I am forwarding the referral of the following appointment:

Appointee: Pedro S.N. Guerrero
Position: Member (Utilities Representative), Public Utilities Commission
Term Length: Six (6) Years; November 1, 2019 to October 31, 2025
To fill the seat of Mark G. Miller, whose term has expired

The appointee's nomination packet may be referenced in the Guam Legislature's website at <http://guamlegislature.com/index/messages-and-communications/>. Please refer to the following document:

"35GL-19-1231 – Office of the Governor of Guam – Appointment and Supporting Documents for Pedro S.N. Guerrero, Member (Utilities Representative), Public Utilities Commission."

Please ensure that the aforementioned appointment is referred to the **Committee on Environment, Revenue and Taxation, and Procurement** chaired by Senator Sabina Flores Perez.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this matter.

Respectfully,


Senator Regine Biscoe Lee
Chair, Committee on Rules

I Muna' Trental Kubero Na Libeseturan Gabhan
 APPOINTMENTS

Case Number	Appointee	Position	Agency	Start Date	End Date	Committee	Effective Date	Expiration Date	Remarks
35GL-19-1231	Pedro S.N. Guerrero	Member (Utilities Representative)	Public Utilities Commission	11/18/19	Six (6) Years; November 1, 2019 to October 31, 2025 To fill the seat of Mark G. Miller, whose term has expired	Committee on Environment, Revenue and Taxation, and Procurement	11/20/19		

UFISINAN I MAGA'HAGA
OFFICE OF THE GOVERNOR



LOURDES A. LEON GUERRERO
MAGA'HAGA • GOVERNOR

JOSHUA F. TENORIO
SIGUNDO MAGA'LÁHI • LIEUTENANT GOVERNOR

NOV 18 2019

Honorable Tina Rose Muña Barnes
Speaker
I Mina'trentai Singko Na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagatna, Guam 96932

35GL-19-1231
Speaker Tina Rose Muña Barnes

NOV 19 2019
Time 8:09 AM () PM
Received By: *Alan*

NOV 19 2019
12:31
[Signature]

RE: Board Appointment

Dear Madame Speaker:

By virtue of the authority vested in me pursuant to the Organic Act of Guam and the local laws applicable to the following position, I am pleased to transmit the following appointment and supporting documents for:

APPOINTEE: Pedro S.N. Guerrero
POSITION: Member (Utilities Representative)
Public Utilities Commission
TERM LENGTH: **Six (6) Years; November 1, 2019 to October 31, 2025**
To fill the seat of Mark G. Miller, whose term has expired

The appointment is subject to the consent of *I Liheslaturan Guåhan*. Please schedule a hearing at your earliest convenience.

Senseramente,

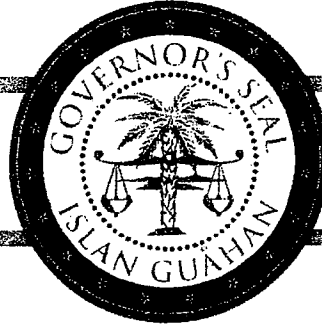
LOURDES A. LEON GUERRERO
I Maga'hagan Guåhan
Governor of Guam

cc: Lt. Governor of Guam

1231

OFISINAN I MAGA'HAGA
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
MAGA'HAGA • GOVERNOR



JOSHUA F. TENORIO
SIGUNDO MACALAHÍ • LIEUTENANT GOVERNOR

NOV 18 2019

Pedro S.N. Guerrero



Dear Mr. Guerrero:

Pursuant to my authority under 12 GCA § 12102, I am appointing you to serve as a

MEMBER, PUBLIC UTILITIES COMMISSION
Utilities – Representative

Term Length: Six (6) Years; November 1, 2019 to October 31, 2025

To fill the seat of Mark G. Miller, whose term has expired

Appointing you to this position comes with great responsibility because you will have a vital role to perform which will place many demands on your time and energy. Integrity and honesty are virtues that I prioritize for my Administration to exemplify, and I know that you will do the same while in service to the people of Guam. Your responsibilities shall be significant and consequential. I trust that you will fulfill your duties and set a standard for others to follow.

I appreciate your willingness to serve in this position, and I am confident that your time will be spent in a manner to improve the island of Guam.

This appointment is subject to the advice and consent of *I Liheslaturan Guåhan*. If you have any questions or concerns, please contact the Office of the Governor.

Senseramente,

LOURDES A. LEON GUERRERO

I Maga'hagan Guåhan

Governor of Guam

cc: Governor of Guam
Chairman, PUC

LOURDES A. LEON GUERRERO
Governor



JOSHUA F. TENORIO
Lieutenant Governor

OFFICE OF THE GOVERNOR OF GUAM

Nomination and Appointment Information Sheet

The following information is required for submission to the
Speaker of *I Liheslaturan Guåhan* in accordance with Title 4, Guam Code Annotated Section 2103

NOMINEE INFORMATION

Last Name GUERRERO	First Name PEDRO	Middle Initial SN
Mailing Address [REDACTED]		Apartment/Unit #
City [REDACTED]	State [REDACTED]	Zip Code [REDACTED]
Phone [REDACTED]	E-mail Address [REDACTED]	
Position to which Appointment is Made Member, Public Utilities Commission		
Are you a citizen of the United States? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
If no, are you authorized to work in the United States? Yes <input type="checkbox"/> No <input type="checkbox"/>		

EDUCATION

SCHOOL (Name, City and State)	DATES OF ATTENDANCE	TYPE OF DEGREE	YEAR EARNED
High School George Washington High School	1966-1969	High School Diploma	1969
College Navy Apprenticeship Program	1969	Certification for Power Plant Electrician	1973
Graduate School			
Other Degree			

EMPLOYMENT HISTORY

Name of Present/Last Employer and Mailing Address Member of the Consolidated Commission on Utilities (CCU)	Position Title Treasurer/Auditor
	Dates Held 2012-2016

Previous Employer and Mailing Address Energy Engineering & Consulting Service, LLC	Position Title Residential Energy Manager (REM)
	Dates Held Feb 15, 2008-May 15 2008

Previous Employer and Mailing Address Hilton Hotel and GCC	Position Title Assistant Engineer/Instructor
	Dates Held Jul 2006

Previous Employer and Mailing Address 36th Civil Engineering Squadron-Air Force	Position Title Deputy Chief of Operation
	Dates Held 1978-2006

Previous Employer and Mailing Address Navy Public Works Center(PWC)-Navy	Position Title Electrical Supervisor
	Dates Held 1978-1969

PRIOR GOVERNMENT OF GUAM SERVICE

Agency or Department Name Member of the Consolidated Commission on Utilities		Position Title CCU
Address	Phone No.	Dates Held

Agency or Department Name GCC		Position Title Adjunct Professor for Electrical
Address	Phone No.	Dates Held

PRIOR GOVERNMENT SERVICE (EXCLUDING GOVERNMENT OF GUAM)

Agency or Department Name 36th Civil Engineering Squadron-Air Force		Position Title Deputy Chief of Operation--WS-15	
Address Andersen AFB, Guam		Phone No.	Dates Held 1978-2006

Agency or Department Name Navy Public Works Center(PWC)-Navy		Position Title Electrical Supervisor	
Address Naval Station, Guam		Phone No.	Dates Held 1969-1978

TRAINING

INSTITUTE/SEMINARS/ON-THE-JOB TRAINING	DATE
Navy Apprenticeship Program	1969

AWARDS

<i>List all educational, professional, civic awards, and recognition for public service.</i>
see attach resume

PROFESSIONAL INVOLVEMENT

<i>List involvement on a local/national/international level. List organizations, activities participated in, and offices held.</i>
Shriner-President Class of 69-President

COMMUNITY / CIVIC INVOLVEMENT

List organizations, activities participated in, and offices held:

PUBLICATIONS AND PRESENTATIONS

List any published articles, papers delivered at professional meetings, etc.:

none

MILITARY SERVICE (Please attach Form DD-214)

BRANCH	DATES OF SERVICE	RANK AT DISCHARGE	TYPE OF DISCHARGE

OTHER INFORMATION

(1) Have you ever been found guilty of a felony in any court, whether within or without the United States?

Yes No If so, please specify in detail: _____

Address of the Court: _____

Date(s) of Conviction: _____

Specific Infraction Committed: _____

(2) Have you ever been declared mentally incompetent by any court, whether within or without the United States?

Yes No If so, please specify in detail the reasons and facts related to such declaration:

(3) Have you ever been found not guilty or not punishable in any criminal proceedings by reason of insanity?

Yes No

(4) Have you ever been confined to a mental institution for any reason?

Yes No If so, please specify in why the appointing authority believes you that you are not suffering from any mental illness or affliction:

LOURDES A. LEON GUERRERO
Governor



JOSHUA F. TENORIO
Lieutenant Governor

OFFICE OF THE GOVERNOR OF GUAM

Statement of Financial Interests (Required by 4 G.C.A. §13104.1)

TO: The Honorable Lourdes A. Leon Guerrero
Governor of Guam
Ricardo J. Bordallo Governor's Complex
Adelup, Guam 96910

FROM: Pedro SN Guerrero

I have no financial interest in any business

I do have interest(s) in the following business(es):

NAME AND ADDRESS OF BUSINESS INTEREST	TYPE AND AMOUNT OF INTEREST


Pedro S.N. Guerrero

Signature

11/08/2019

Date

AFFIDAVIT / DECLARATION UNDER PENALTY OF PERJURY

I, the undersigned, do hereby depose and say that: (1) I have read and reviewed the information contained in the attached Appointment/Nomination letter from the Governor of Guam; (2) that the matters contained in the Appointment/Nomination letter, together with all attachments thereto, are true and correct and that I am competent to testify to said matters; and (3) that this Declaration is made for the purpose of complying with the requirements of 4 G.C.A. Section 2103.5.

I declare under penalty of perjury under the laws of Guam (4 G.C.A. Section 4308) that the foregoing is true and correct.


Pedro SN Guerrero

Print Name and Signature

11/08/2019

Date



SUPERIOR COURT OF GUAM

Guam Judicial Center • 120 West O'Brien Drive • Hagatña, Guam 96910

Telephone (671) 475-3370
Fax (671) 472-2856

DANIELLE T. ROSETE
Clerk of Courts

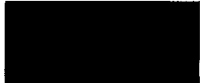
Name: **PEDRO S.N GUERRERO**

SS#:

ID# **GU DL#**



Date of Birth:



CERTIFICATE OF SEARCH

The undersigned Clerk hereby certifies the following results of a diligent search of the records of this Court:

Criminal Cases:

- A. No Case Found
- B. 1. Criminal Case No.
- 2. Criminal Case No.
- 3. Criminal Case No.
- 4. Criminal Case No.
- 5. Criminal Case No.

Civil Cases:

- A. No Case Found
- B. 1. Civil Case No.
- 2. Civil Case No.
- 3. Civil Case No.
- 4. Civil Case No.
- 5. Civil Case No.

Criminal Record: Page **1** of **1**

Civil Record: Page **1** of **1**

Request for further information may be addressed at the Records Division of the Superior Court of Guam, Guam Judicial Center, 120 West O'Brien Drive, Hagatña, Guam. Hours of operation are Monday – Friday, 8:00 a.m. to 5:00 p.m. Closed Saturday, Sunday and local/federal holidays. Court Clearances are Non-Refundable.

Dated: **11/12/2019**

DANIELLE T. ROSETE
Clerk of Courts

BY: **RODNEY-JOE P MANIBUSAN**
Deputy Clerk

Prepared By: **RJPM**



The absence of an original Court Seal invalidates this document



Government of Guam
GUAM POLICE DEPARTMENT
RECORDS & IDENTIFICATION SECTION
P.O. Box 23909
Guam Main Facility, Guam 96921



November 12, 2019

SUBJECT: CRIMINAL HISTORY RECORD

NAME:	Pedro San Nicolas GUERRERO		
DATE OF BIRTH:	[REDACTED]	FINGERPRINT#:	[REDACTED]
<input checked="" type="checkbox"/>	The individual has no record of criminal conviction(s) in the Guam Police Department files that are subject to Guam law.		

*****NOTHING FOLLOWS*****

THIS INFORMATION MAY BE LIMITED TO A LOCAL CRIMINAL OFFENSE ONLY AND IS NOT INTENDED FOR USE FOR ANY LOCAL, STATE, OR FEDERAL LAW ENFORCEMENT AGENCY.

By Direction: ybc

STEPHEN C. IGNACIO
Chief of Police

The absence of an original GUAM POLICE seal invalidates this police clearance.
REVISED 04/26/2019

Pedro San Nicolas Guerrero

Elected member of the Consolidate Commission of Utilities {CCU} @ 2012 to 2016.

Adjunct professor at Guam Community College as an electrical instructor

Feb 15, 2008 to May 15 2008, was employed by Energy Engineering & Consulting Service, LLC as a Residential Energy Manager (REM) for Andersen Air Force Base. Service contract was for only three months.

July 2006 was employee with Hilton Hotel as Assistant Engineer for about three weeks. Resign due to personnel reason.

Until my retirement from the Federal Government in January 2006 for thirty-six and a half years, I was employed with the United States Air Force for the Department of Defense at Andersen Air Force Base under the Civil Engineering Squadron Operation Branch. My positions held were Maintenance and Operation Supervisor (Deputy Chief of Operation) from 1 March 1987 until retirement; Electrical Superintendent from 1 Oct 1978 until March of 1987; United States Navy Public Work Center as an Engineering Technician from July of 1978 until September of 1978; Electrician high voltage/power plant from March of 1973 to October of 1978; and Electrician Power Plant Apprentice from July of 1969, graduating in March of 1973.

Mar 1987 to Jan 2006, Maintenance and Operation Supervisor for the Civil Engineering Squadron Operation Branch, my functions were to control, direct and monitor the performance of all work approved and authorized for accomplishment, to provide information for real property operation and maintenance programs and annual and long-range work plans, to review all utility and maintenance data and prepare summaries of effectiveness. My duties and responsibilities included monitoring, planning, directing, and controlling the overall activities of shops operations which provide maintenance, repair, and alteration of real state facilities including the industrial complex, administrative buildings, barracks, family housing, airfield pavement, roads, grounds keeping (landscaping), operations of utilities (heating systems, central chilling plants, water plants, **waste system**, fire/intrusion alarm systems and power production plants utilized for emergency back-up power). Additionally, supervised and provided guidance to the engineers

(Electrical/Mechanical/Pavement/Energy), superintendent/foremen/crafts workers in trades of woodworkers, electricians, electronic mechanics, masons, welders, sheet-metal workers, painters, plumbers, refrigeration and air conditioning mechanics, liquid fuel maintenance mechanic, boiler mechanics, engineering equipment operators, vehicle operators, pest control workers, laborers, schedulers, planners, material warehouse workers, and energy, electrical, civil, mechanical, and structural engineers. I also reviewed engineering plans for new or proposed modifications to existing facilities to determine whether its existing capabilities were sufficient to accommodate the intended operation or service in an economical and efficient manner. Recommended changes in design modification, and assisted in the direction of the control room operation so that work orders, requests, backlogs, progress data, and related criteria were displayed to reflect the scope and status of work and highlight trouble areas in need of attention. Review data's to detect any possible hindering of production, initiating necessary corrective action to keep operation and work force functioning at the highest possible level of efficiency. Coordinated the activities of the branch function with other organizational elements. Supervised the improvement of sanitation, safety, processes, and physical arrangements of the work center, plants, and service areas. Conducted and attended meetings, briefings, and conferences. Reviewed utilities operating and maintenance data's and provided summaries of effectiveness. Provided data and support for management, energy conservation, safety environment, and corrosion programs. Coordinate and recommend correction on service contracts pertaining to housing maintenance, refuse collection, landscaping. Facilities maintenance, energy, and all equipment and facilities warranty. Ensure that all safety , management recommendation, and environmental write up are timely corrected. Coordinate and review **all Energy Management Program proposals for approval and recommendation to be forwarded to higher headquarters for funding.**

Oct 1978 to March 1987, Electrical Superintendent for the Civil Engineering Squadron Operation Branch, I was responsible for all the electrical requirements for Andersen Air Force Base with approximately 60 personnel. Managed areas were exterior and interior electrical systems, fire and intrusion alarm systems, prime and stand-by power plants, stand-by generators, aircraft arresting system, and liquid fuel systems. Managed also Base Housing Maintenance electrical and appliances shops. Manage numerous typhoon recoveries electrically and also assisted other government agencies during recovery with manpower and materials as required. Was a technical adviser in the establishment and the handing over the power pool agreement between the United States Federal Government and the Guam Power Authority. Was the subject matter expert for the (Electrical Support)

Inter Service Support Agreement (ISSA) between the Navy Public Work Center and Andersen Air Force Base. Was the project manager for connecting a Stand-by power plant (9 megawatts) to the base sub-station in support of the island power system.

July 1978 to Sept 1978, Engineering Technician for the United States Navy Public Works Center, I was responsible for ensuring that on-going projects have the necessary requirements (materials/manpower) for accomplishing the projects in a timely manner, meeting scheduled work completion promise to customer in order to avoid penalties.

August 1976 to Jun 1978, Electrician for the United States Navy Public Works Center, I was responsible for operating, repairing, and maintaining all electrical apparatus for power plants and transmission and distribution systems.

May 1976 to July 1976, Electrical Supervisor (temporarily) for the United State Navy Public Work Center. Responsible for all electrical operation and maintenance for Piti Power Plant and all stand-by generators thru out the island of Guam under the jurisdiction of the U.S. Navy. Supervise about 15 personnel. When Super Typhoon Pamela hit Guam supervision of personnel when from 15 to about 65 and was supervising all the operation of emergency generators thru out the island of Guam both electrically and mechanically.

March 1973 to May 1976, Electrician for the United States Navy Public Works Center, I was responsible for operating, repairing, and maintaining all electrical apparatus for power plants and transmission and distribution systems.

July 1969 to March 1973, Electrical Power Plant Apprentice for the United States Navy Public Works Center, I was responsible for passing all educational requirements to become an electrician power plant/high voltage. I was also involved with power system dispatching.



1st Notice of Public Hearing: Friday, January 3, 2020 at 9:00 a.m.

Office of Senator Sabina Perez <office@senatorperez.org>

Thu, Dec 26, 2019 at 10:30 AM

To: nvblas@hotmail.com, cubi_e@yahoo.com, pel@sardoma.com, guerreroa74@yahoo.com, "Walter S. Leon Guerrero" <walter.leonguerrero@epa.guam.gov>, nic.rupley@epa.guam.gov, "Dafne M. Shimizu" <dafne.shimizu@revtax.guam.gov>, "Michele B. Santos" <michele.santos@revtax.guam.gov>, Michele Rabago <michele.rabago@revtax.guam.gov>, "Miguel C. Bordallo" <mcbordallo@guamwaterworks.org>, "Ann D. Borja, CPM" <annborja@guamwaterworks.org>, jbenavente@gpagwa.com, sblas@gpagwa.com, larry.gast@gswa.guam.gov, horeckylaw@teleguam.net, lpalomo@guampuc.com, "Leevin T. Camacho" <law@guamag.org>, carlo.branch@guam.gov, "Robert A. Perron" <raperron@mrrubbishman.com>

Cc: Sabrina Salas Matanane <sabrina@kuam.com>, nestor@kuam.com, Chris Barnett <malafunkshun@kuam.com>, joan@kuam.com, news@sorensenmediagroup.com, reporters@postguam.com, news@guampdn.com, news@k57.com, rlintiaco@guampdn.com, heugenio@guampdn.com, John O'Connor <johntaoconnor@gmail.com>, kstokish@gmail.com, editor@pacificislandtimes.com, Maureen Maratita <publisher@glimpsesofiguam.com>, businesseditor@glimpsesofiguam.com, assist_editor@glimpsesofiguam.com, reporter2@glimpsesofiguam.com, Guam Progress <guamprogress@yahoo.com>, colinperez@gmail.com, Gabejereza@gmail.com, aebenavente@gdoe.net, phnotice@guamlegislature.org

December 26, 2019

MEMORANDUM

To: All Senators, Stakeholders and Media

Fr: Senator Sabina Flores Perez, *Chairperson*

Subject: **1st Notice of Public Hearing: Friday, January 3, 2020 at 9:00 a.m.**

The Committee on Environment, Revenue and Taxation, and Procurement will be conducting a public hearing on **Friday, January 3, 2020 at 9:00 a.m.** This public hearing will take place in *I Liheslaturan Guahan*, Public Hearing Room. The agenda is as follows:

9:00 a.m.

Executive Appointment of **Ms. Cynthia V. Ecube** to serve as a **Member** of the **Guam Board of Equalization**.

Executive Appointment of **Mr. Pelagio S. Sardoma** to serve as a **Member** of the **Guam Board of Equalization**.

Executive Appointment of **Mr. Pedro S.N. Guerrero** to serve as a **Member (Utilities Representative)** of the **Public Utilities Commission**.

Executive Appointment of **Mr. Nonito V. Blas** to serve as a **Member** of the **Guam Environmental Protection Agency Board of Directors**.

Testimonies should be addressed to Senator Sabina Flores Perez, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Guam Congress Building at 163 *Chalan*

Santo Papa, Hagåtña, Guam 96910, via email to office@senatorperez.org, no later than 4pm, January 8, 2020. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact the Office of Senator Sabina Flores Perez at 989-2968.

--

Office of Senator Sabina Flores Perez

Committee on the Environment, Revenue & Taxation, and Procurement

I Mina'trentai Singko na Liheslaturan Guåhan

35th Guam Legislature

O: 194 Hernan Cortez Avenue, First Floor, Terlaje Professional Building, Hagåtña, Guam 96910

M: Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

T: (671) 989-2968

E: office@senatorperez.org

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1st Notice.pdf

112K



OFFICE OF SENATOR SABINA FLORES PEREZ

Chairperson

Committee on Environment, Revenue and Taxation, and Procurement

I MINA TRENTAI SINGKO NA LIHESLATURAN GUAHAN

35TH GUAM LEGISLATURE

December 23, 2019

MEMORANDUM

To: All Senators, Stakeholders and Media

Fr: Senator Sabina Flores Perez, *Chairperson* . & F P

Subject: **1st Notice of Public Hearing: Friday, January 3, 2020 at 9:00 a.m.**

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Executive Appointment of **Mr. Pedro S.N. Guerrero** to serve as a **Member (Utilities Representative)** of the **Public Utilities Commission**.

Executive Appointment of **Mr. Nonito V. Blas** to serve as a **Member** of the **Guam Environmental Protection Agency Board of Directors**.

Testimonies should be addressed to Senator Sabina Flores Perez, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Guam Congress Building at 163 *Chalan Santo Papa, Hagåtña*, Guam 96910, via email to office@senatorperez.org, no later than 4pm, January 8, 2020. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact the Office of Senator Sabina Flores Perez at 989-2968.



2nd Notice of Public Hearing: Friday, January 3, 2020 at 9:00 a.m.

Office of Senator Sabina Perez <office@senatorperez.org>

Tue, Dec 31, 2019 at 8:00 AM

To: nvblas@hotmail.com, cubi_e@yahoo.com, pel@sardoma.com, guerreroa74@yahoo.com, "Walter S. Leon Guerrero" <walter.leonguerrero@epa.guam.gov>, nic.rupley@epa.guam.gov, "Dafne M. Shimizu" <dafne.shimizu@revtax.guam.gov>, "Michele B. Santos" <michele.santos@revtax.guam.gov>, Michele Rabago <michele.rabago@revtax.guam.gov>, "Miguel C. Bordallo" <mcbordallo@guamwaterworks.org>, "Ann D. Borja, CPM" <annborja@guamwaterworks.org>, jbenavente@gpagwa.com, sbblas@gpagwa.com, larry.gast@gswa.guam.gov, horeckylaw@teleguam.net, lpalomo@guampuc.com, "Leevin T. Camacho" <law@guamag.org>, carlo.branch@guam.gov, "Robert A. Perron" <raperron@mrrubbishman.com>

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December 31, 2019

MEMORANDUM

To: All Senators, Stakeholders and Media

Fr: Senator Sabina Flores Perez, *Chairperson*

Subject: **2nd Notice of Public Hearing: Friday, January 3, 2020 at 9:00 a.m.**

The Committee on Environment, Revenue and Taxation, and Procurement will be conducting a public hearing on **Friday, January 3, 2020 at 9:00 a.m.** This public hearing will take place in *Liheslaturan Guahan*, Public Hearing Room. The agenda is as follows:

9:00 a.m.

Executive Appointment of **Ms. Cynthia V. Ecube** to serve as a **Member** of the **Guam Board of Equalization**.

Executive Appointment of **Mr. Pelagio S. Sardoma** to serve as a **Member** of the **Guam Board of Equalization**.

Executive Appointment of **Mr. Pedro S.N. Guerrero** to serve as a **Member (Utilities Representative)** of the **Public Utilities Commission**.

Executive Appointment of **Mr. Nonito V. Blas** to serve as a **Member** of the **Guam Environmental Protection Agency Board of Directors**.

Testimonies should be addressed to Senator Sabina Flores Perez, Chairperson, and will be

accepted via hand delivery to our office, our mailbox at the Guam Congress Building at 163 *Chalan Santo Papa, Hagåtña*, Guam 96910, via email to office@senatorperez.org, no later than 4pm, January 8, 2020. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact the Office of Senator Sabina Flores Perez at 989-2968.

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Office of Senator Sabina Flores Perez

Committee on the Environment, Revenue & Taxation, and Procurement

I Mina'trentai Singko na Liheslaturan Guåhan

35th Guam Legislature

O: 194 Hernan Cortez Avenue, First Floor, Terlaje Professional Building, Hagåtña, Guam 96910

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OFFICE OF SENATOR SABINA FLORES PEREZ

Chairperson

Committee on Environment, Revenue and Taxation, and Procurement

I MINA TRENDAI SINGKO NA LIHESLATURAN GUAHAN

35TH GUAM LEGISLATURE

December 30, 2019

MEMORANDUM

To: All Senators, Stakeholders and Media

Fr: Senator Sabina Flores Perez, *Chairperson* *SFP*

Subject: **2nd Notice of Public Hearing: Friday, January 3, 2020 at 9:00 a.m.**

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Executive Appointment of **Mr. Pelagio S. Sardoma** to serve as a **Member** of the **Guam Board of Equalization.**

Executive Appointment of **Mr. Pedro S.N. Guerrero** to serve as a **Member (Utilities Representative)** of the **Public Utilities Commission.**

Executive Appointment of **Mr. Nonito V. Blas** to serve as a **Member** of the **Guam Environmental Protection Agency Board of Directors.**

Testimonies should be addressed to Senator Sabina Flores Perez, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Guam Congress Building at 163 *Chalan Santo Papa, Hagåtña*, Guam 96910, via email to office@senatorperez.org, no later than 4pm, January 8, 2020. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact the Office of Senator Sabina Flores Perez at 989-2968.

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 Website: www.portofguam.com

LUZIDES A. LEON GUERRERO
 Governor of Guam
JULIUS F. TENOZIO
 Lieutenant Governor

The Port Authority of Guam Board of Directors will hold its Regular Board meeting on **Tuesday, January 7, 2020 at 11:00 a.m.** at the Board of Directors' Conference Room, Port Authority of Guam, Cabras Island, Piti. Business to be transacted include: Legal Matters pursuant to §8111(c), as well as other regular agenda items. Individuals with disabilities who may need special accommodations may contact Mr. Simeon Delos Santos, ADA Coordinator at 477-5931/4, ext. 430.

Senator Sabina Flores Perez
 Committee on Environment, Revenue and Taxation, and Procurement

Public Hearing Notice
 Friday, January 3, 2020
 1 Liheslaturan Guahan, Public Hearing Room

AGENDA

2:00pm

- Executive Appointment of Ms. Cynthia V. Ekanbe to serve as a Member of the Guam Board of Equalization.
- Executive Appointment of Mr. Pelagio S. Sardoma to serve as a Member of the Guam Board of Equalization.
- Executive Appointment of Mr. Pedro S.N. Guerrero to serve as a Member (Utilities Representative) of the Public Utilities Commission.
- Executive Appointment of Mr. Noutto V. Blas to serve as a Member of the Guam Environmental Protection Agency Board of Directors.

Testimonies should be addressed to Senator Sabina Flores Perez, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Guam Congress Building at 163 *Chalan Santo Papa, Hagåtña*, Guam 96910, via email to office@senatorflores.perez.org, no later than 4pm, January 8, 2020. Individuals requiring special accommodations should submit request to Office of Senator Sabina Flores Perez at 989-2968. Paid for by Committee funds.

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/s/ **JOSEPH B. GUMATAOTAO**
 Acting Chief Human Resources Officer

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OFFICE OF SENATOR SABINA FLORES PEREZ

Chairperson

Committee on Environment, Revenue and Taxation, and Procurement

I MINA TRENTAI SINGKO NA LIHESLATURAN GUAHAN

35TH GUAM LEGISLATURE

AGENDA

PUBLIC HEARING

Friday, January 3, 2020

I Liheslaturan Guahan, Public Hearing Room

The agenda is as follows:

9:00am

Executive Appointment of **Ms. Cynthia V. Ecube** to serve as a **Member of the Guam Board of Equalization.**

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OFFICE OF SENATOR SABINA FLORES PEREZ

Chairperson

Committee on Environment, Revenue and Taxation, and Procurement

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN

35TH GUAM LEGISLATURE

Public Hearing

Friday, January 3, 2020, 9:00am

I Liheslaturan Guahan, Public Hearing Room

Executive Appointment of **Mr. Pedro S.N. Guerrero** to serve as a **Member (Utilities Representative)** of the **Public Utilities Commission**.

NAME (please print)	AGENCY/ ORGANIZATION	ORAL TESTIMONY	WRITTEN TESTIMONY	IN FAVOR	NOT IN FAVOR	CONTACT INFORMATION



OFFICE OF SENATOR SABINA FLORES PEREZ

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Committee on Environment, Revenue and Taxation, and Procurement

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUAHAN

35TH GUAM LEGISLATURE

COMMITTEE REPORT DIGEST

I. OVERVIEW

The Committee on Environment, Revenue and Taxation, and Procurement convened a public hearing on January 3, 2020 at 9:00 a.m. in *I Liheslaturan Guahan* Public Hearing Room. Among the items on the agenda was the consideration of the appointment of Mr. Pedro S.N. Guerrero to serve as Member (Utilities Representative), Public Utilities Commission, whose appointment history is as follows:

- Appointed by Governor Lourdes A. Leon Guerrero on November 18, 2019, to serve for six (6) years: November 1, 2019 to October 31, 2025; To fill the seat of Mark G. Miller, whose term has expired.
- Appointment packet forwarded to *I Liheslaturan Guahan* on November 19, 2019
- Appointment packet forwarded to this committee for public consideration on November 20, 2019

Public Notice Requirements

Public Hearing notices were disseminated via email to all Senators and all main media broadcasting outlets on December 26, 2019 and again on December 31, 2019. Publication was conducted in the **Guam Daily Post**, a newspaper of general circulation, fulfilling the 5-Day Notice and 48 Hour Notice of the Open Government Law requirements respectively.

Senators Present

Senator Sabina Flores Perez

Committee Chairperson

Senator Therese M. Terlaje

Committee Member

Senator Clynton E. Ridgell

Legislative Member

The confirmation hearing for **Mr. Pedro S.N. Guerrero** commenced at 9:00 a.m.

II. SUMMARY OF TESTIMONY AND DISCUSSION

Chairperson Perez called up the appointee and those who signed up to testify.

Pedro S.N. Guerrero, *Appointee*: Good morning, *Buenas noches* and *Håfa adai*. My name is Pedro San Nicolas Guerrero. I'm gonna tell you a little bit about myself that way the one that do not know me yet will have an understanding. I was appointed by the Governor to be a Member of the Board of the PUC. I'd like to tell you guys a little bit about myself. Graduated in 1969, GW, graduated with the Navy apprentice program as the electrician power plant. I work at the power plant for ten, about nine years, as a journeyman; this is 1969. I lasted to be a journeyman for about nine years became a foreman, electrical superintendent at Andersen Air Force Base since 1978. Did that job for ten years, handled like power plants, electricians, and had about 45 people. After that in 1988, I got promoted again in the federal government at the Air Force as deputy Chief of Operation. I handled all of what you call Public Works, from water, power, sewer, refuse

collection, grass cutting. I had like 600 people under my management and about 26 different trades. I had that job for about 18 years then I decided to retire, meeting that retirement there was nowhere to go. I became an adjunct professor at Guam Community College. I taught electricity. I was an energy consultant for the Air Force for about six months. I was the assistant engineer at Hilton Hotel for about two months. After that became a member of the CCU, Consolidated Commission in Utilities, 2012 to 2016. Decided I didn't want to do that anymore, so I babysat for the last three years. This is where I've been.

Chairperson Perez: Yes, you do have an extensive history. You worked up the ranks, you said from an apprenticeship to a supervisor?

Mr. Guerrero: Yes, the apprenticeship. My federal background is 38 years' worth. I started in 1969 as an apprentice, worked as a journeyman, operated power plants, power dispatching, cable splicing. I'm a guy that has been in the field and I understand how it really works. I was a foreman in 1976 right after Typhoon Pamela, so I have extensive knowledge in recovering power, blackouts, power issues. Those days they lasted 45 days when you have a storm like Pamela. When I was part of the arrival of the Vietnamese people here. I kinda forgot the name of it but we received Vietnam war people and we help them. I understand the recovery of when you get certain things. Typhoon Omar, there was load shedding blues back in the day. I was the deputy chief of operation then but when the load shedding day came working for the Air Force, I brought in ten megs so that we can support our own housing and our own load, so that we don't have to rely Guam Power Authority. Those kinds, the experience that I got, those kinds of issues, like challenges I never back down and pretty fair. I lasted 38 years in the federal government, that's pretty good. Things has changed, 50 years. We started out with diesel engines and all that and now were moving into more efficient generations and all that. Now solar panels and solar power is the new regeneration, renewables, tinkering concept. With the technology today we can really run the power and water system very efficiently.

In the last 16 years, I guess since the creation of the Board of the CCU, drastic improvement has happened but also what happened was they made a lot of loans, a lot of money. Your power bill just skyrocketed. People could not afford it. Really the PUC to me, the job is to revalidate all those rates from 16 years ago and see what happened. Do we really need to keep building the water system today? I'm going to give you an example of *Tumon* water tank. It has been out of service for twenty years. Why do we need to invest 14 million dollars to have a new tank? Those are the issues to me that we need to revalidate against the CCU and the general managers of GPA and GWA. Say what are you guys doing? Do we really need all this improvement at the cost of the ratepayer? That's not supposed to happen that way. We need to survive. We got a lot of people struggling paycheck to paycheck. We need to give them some relief, to me. For example, Guam power bill today is 50 million dollars a year, can we reduce that? Of course, but we need to dispatch our power and our water efficiently and they have the technology. I don't understand why they cannot do it. Maybe at the CCU, you cannot do it there, but I think at the PUC it can be done. They are supposed to regulate the rates up or down, whatever it takes to keep surviving and believe me it's a lot of wiggle room. When they say wiggle room in financial, wiggle room. I think it's time to tighten it up so that the people can have some relief. I think I went over....

Chairperson Perez: You answered my next question. Basically, what are the priorities that you have? Basically, you're looking, you're gonna have a close eye on the different projects...

Mr. Guerrero: Yes, as a member of the PUC I will request or demand a daily update on how they distribute power and water because that's the only way you can figure out the wiggle room. When you have 40 million dollars in the bank account, guess where that came from, not with the efficiency. It came from the ratepayer. Maybe we can tighten that up, maybe they don't need 40 million dollars, maybe they only need 20. What do we do with the other 20, maybe we can reduce the rates but that's part of the Board. That is what I kind of like envision for me to do. Since I was at the CCU, I was the treasurer and I was the auditor. I tell you what, I found a lot of things and when you get an audit book, I made an audit book and in 1 year its ten million dollars of avoided spending. Like no more 24-hour vehicles. Why do we need 24-hour vehicles for? Power dies you don't need to go after, this is not an emergency anymore. This is not 1965 when there's a war. This is very peaceful time. The power is there, so why do you need to take the vehicle home? What for? So that you can respond? Hey power dies that's what you're supposed to do, respond after it dies, not be ready like a doctor or an ambulance. Even with that, when we did that through the audit in one year, it was \$250,000 savings from fuel. Those are things that I think the managers are going to really have to answer the questions because I think the board, the PUC has to really be the guide of how power and water is to be distributed and how it can be financially done right, not reliability. Reliable power is good but financial liability or stability is what we need. Financial, not when that powers on or off or water on or off. I never had a water outage in all my 50 years in *Afame*, now just pretty good water system.

We never have a brownout in water but power, now they're trying to build this power plant. I question that. Why, we could have all this paid up power plants, let's use them. Don't just build new ones and then throw them away. What about the 200 people that you're gonna let go? Believe me this is work, this is people, this is our people. We need to take care that. I'm gonna review that very hard.

Chairperson Perez: Thank you. In regard to like the consent decree, a lot of these projects are ordered under consent decree.

Mr. Guerrero: Yeah, the consent decree was established like just like 12 years ago, after GWA or PUAG kind of I guess got into a trouble but really there was no end date on the consent decree. Then we're doing projects like rebuilding storage tanks at 14 million dollars a pop, but it doesn't improve the system. The problem to me back then was the operation. The problem was not the equipment, it was the operators. They didn't watch what they were doing. Something infiltrated into the system, but I guess the CCU at that time hired an engineering consultant from the United States. They hired engineers from the United States so they came and evaluated the whole water system but the whole water system was not the problem. It's only a certain area that was the problem but when they evaluated the whole part, the old water system and sewer system. The higher the rate or the higher the project cost is the more money the consultants get.

Guess what, that's where maybe we should challenge the lawyers and say go back to court and say I think we got done enough. We cannot keep doing, renewing these things. They're not broken but somehow, we have this mindset that we need to change everything. No, we don't, we just gotta

work with them, what we got. We're not the federal government, we just don't go tax people and get money. This is our ratepayers that's gonna pay this. We should look at things like why do we buy water from Navy for the last 75 years at four times the cost? We buy six million dollars of Navy costs and we pay sewer, or they pay us sewer for six million. Their sewer is six million and we buy water from them for six million. Why even have a bill, just zero it out. I think the PUC really needs to look at what customers we got and why our customers set their rate at that height for us. Then, why we set our rate that low for them. You gotta like, my cost should be the same as your cost, if you're charging me four times as much. I guess you reduce it, or I guess they look at your side and say mine's lower here, I got to raise it. Those are issues the PUC really needs to look at. It's a challenge but it's doable.

Chairperson Perez: Thank you. Can you also share your views about back billing?

Mr. Guerrero: Back billing. Well directors that I saw when I was an auditor and some of it went back 20 years. On the water side, back billing is really maybe the major obstacles that the ratepayer has because it just skyrockets. We get a water break or a commode that's stuck and you don't see it or you're on vacation for two weeks and you come back. Your water bill will be about \$2,000 out of 40, used to be 40 and now its 2,000. I think it's the way the rate is set that causes that to happen that way. After 5,000 gallons I think is when the rates skyrocket like four times more. I think they gotta be reviewed. Why do we need to do it that way? That's part of the rate setting. I think any leak regardless whether it's in the meter, before the meter, to me is still costly. It still cost the ratepayer, one way or the other. There was an example, a leak at the *Pulantat* storage tank. It was leaking 300 gallons a minute on the bottom of the tank. I went there and said, I was assistant commissioner, "Why is this leaking? It's been leaking for the last five years, ten years is how much is leaking, 300 gallons a minute. I said shut it off man, you don't need the tank. They shut it off. Guess what, nobody lost water in *Yona*.

Really our water system is very interesting, it's reverse. We have an aquifer that we pump water into the tank. We don't have a river that you fill water to the tank and flow it. It's really interesting because you could shut off a water tank, just close it. Why even put, when you put water in like a million gallons as the water tank, that's money that you used to pay the power bill, but you don't sell the water yet. Why even fill up the tank? There is an EPA requirement to provide certain pressure, we just maintain the pressure. 40 feet level, 10 feet level, 5 feet level in the water tank. What's the magic level for a pressure? If it's 30 pounds per square inch, then maybe five feet. Maybe we should just fill up the storage tank to five feet. Those are the issue with operation. They need to dispatch. They need to understand but it's not the people's fault, don't get me wrong. It's whoever can understand how to make it efficient, it's really what you need. The PUC Board I think should be the one to enforce and set a standard for the GWA employee and the GPA employee, how they should operate their system. That's all that is.

I operate Andersen Air Force Base water system and sewer system. I understand but sometimes... If you're working for the federal government sky's the limit, you don't have this ratepayer that pays you. That comes from the federal government. That's free for those people but here is not. We need to understand how to minimize, minimize the cost. Refuse collection, I had a landfill at Andersen, opened it up, covered it up, clean it up. This new landfill that we got, the Department of Defense was not part of the customer rate when they built that. Guess what, now they're our

customers. The landfill fills faster because we got this external customer. Maybe we should revalidate that again and see whether they're paying it the way that the land... It's the ratepayers that's paying for the landfill. When they inserted them, did the landfill fill up five years faster, I guess so. You gotta tax them for that. It's not taxed, I guess it's rate them for that. You establish a rate.

Those are issues that I guess now, the lawyer or whoever that's gonna be that at the PUC, GPA, GWA. They better sit down and look at this because it's costing the ratepayer. It cost us to go borrow money early. That's money, I mean you're already paying for that, right, I think. Were already paying for that and we just borrowed it but we're paying for it. You need to understand why we increase, or we borrowed the money ahead of time and that difference should be part of what Navy now pays or Department of Defense pays. Maybe even the airline should pay? If you increase your airline refuse and it's increasing, it shortens the timeline of the landfill. Cruise ships is an example. They come and put their refuse here. Maybe we should charge them a premium because it's not our ratepayers refuse. Whosever an external customer to Guam should be a different rate, that's how I look... That's what I think, I want to establish.

GPA, they have a lot of external funding. To me external funding is like the streetlight funds that Department of Tax and Rev. That's five million bucks a year and I'm saying okay you got system development charges. They got ten million dollars in the bank at GWA and they call it restricted funds. Why do you restrict funds? Maybe at the PUC board that the system development charge can be regulated by the board and say if you're saving ten million dollars GPA or GWA and you're not spending it or have no programs to spend it, why don't we give it back to the ratepayer through a rate adjustment because it's really the ratepayers money. Everything they got is really the ratepayer's money. Those are the things I'm looking at. Maybe the board might not like it but at least somebody got an idea of how these things should really work. I think they will like it because we cannot go on forever and keep borrowing four hundred million dollars to improve the water system.

Ask yourself is the water system bad today? No, it's good, I think it's good. There's a lot of water breaks in the *Santa Rita/Agat* area but that's because the system is 50 years old. It's built on soft ground. It's really a repair issue, when you repair it and you put mud back guess what, it will just shake. You gotta go back and harden it, make sure the pipe does not move but they know when it's gonna leak. It's gonna leak next week because when you're... its like a mechanic, they know when your car's gonna break. When they fix it. *Santa Rita/Agat* I'm saying how come we're not manning it better because we paid a water four times more. Those are, maybe they have to you know... The PUC might have to set a standard that all water breaks at Navy water system that we pay for should be a red flag to the PUC saying what are we doing guys because the ratepayers just paying this. Let me see what else, that's a lot but you know for today.

Chairperson Perez: Thank you so much Mr. Guerrero. I do you appreciate your insight. You have depth of knowledge as far as utilities concerned as well as you definitely are speaking as an advocate for the people. I appreciate you accepting that the nomination.

Chairperson Perez opens the floor to her colleagues.

Senator Terlaje: Thank you very much Mr. Guerrero. I know you're from the, in the community, your engagement in the community is that you've always been maybe a critic of the utilities and the rates that they are imposing on customers. Whether those can be lessened and of course you watch very closely their activity and how that is going to affect their rates. I appreciate all that you've discussed this morning and especially the questions that you raised as to whether these could be done better. Whether we could avoid these rate increases. If I understand correctly there's one pending right now before the PUC for GWA? I think you talked a little bit about this, about what they plan to do with this pretty significant, the large rate increase. According to PDN it's going, they might consider this in the January 30th meeting and the planned increase will cost the average residential customer more than \$167 per year by 2024. Commercial customers will pay tens of thousands more each year. For a family that uses 5,000 gallons of water a month and pays an average of \$62.98, they would see their GWA bill go up to about \$76 per month.

You know as well as I do that, we've, our consumers are already balking at the prices of water and power and that a lot of this stuff when it comes to the PUC. It's already like the bond was approved and it's done in stages. It's very hard, like for example the most recent, I think it's hard for the PUC to... I don't know, we're counting on them to help to reduce these costs, but it seems difficult because for example PUC approved the Ports increase in rates before it improved... Let me back up. It improved the Port Authority of Guam's increase in rates before it approved the Port Authority's borrowing, but it was in anticipation of that borrowing. They said in fact, on the record that those rates could be used to pay off the borrowing. I think those rates, that rate increase came right on the heels of an increase in salaries at the Port.

Then we had this recent controversy over the new GPA plant that they're going to build in *Dededo* but when I was reading the record of PUC approval of that plant, they voted unanimously to approve it although some did raise questions. Their reports that they were receiving was pretty much that this was over a ten-year process. They had approved everything up to then. By that point they were facing deadlines and almost no choice by that point. A lot of the steps that the PUC's going through, I don't know it just seems to me it's going to be very difficult task for you to impact rates when they're coming in piecemeal and they're building these rates into their plans. Then we want to stop one part of the plan and they cite that the entire plan is reliant on this part. I find that very difficult but...

Mr. Guerrero: Maybe my advantage was I was a member of the CCU. Those plans come from them. The GM and everybody, I'm a new member of the CCU so these guys have this plan but really, in reality one thing I know is we're not the federal government. We cannot have all this plan like you work for the federal government and your budget comes from the federal government. Your budget, your money comes from the ratepayer of Guam. That's your limitation. An engineer or whatever the financial advisors, whatever they are. They got a plan; they got a job they want to sell it. My background is operation, I wanna operate it as the most efficient way it can be operated. Why should we bundle up ten years' worth of projects in one loan? Why don't we make ten different loans? Every time we need the loan, we need the project, we do the loan. I'll give you an example, why are we building as a different circuit at *Tumon* for seven million dollars and it's gonna be three circuits to this one building. One from underground, overhead, generator. I'm saying why do you spend seven million dollars of the ratepayer's money to improve

Tumon. What good does it do when there's a typhoon? The tourist leaves, there's nobody there. What are you doing? Anyway, those are those examples that I challenge.

Senator Terlaje: Yes, at the PUC level we're also paying large amounts of money for consultants and these studies by the consultants. I mean a lot of times they back up what the high paid consultants over at the agencies. I didn't finish with GWA. GWA is asking for this huge increase yet they're one of the ones who were caught in the meeting without open government approving pay raises. This is the part that the public I think is having a very hard time to connecting. I mean they're connecting it before we are. They're saying pay raises first and then you raise our rates and you base it on... We need to improve something, but we want to see from all our agencies very much our responsibility and cost-cutting. Same thing with PUC. I'm wondering if while you're there you can find ways to cut the costs of the PUC.

Mr. Guerrero: That's a very interesting concept at the PUC. Maybe there's going to be a challenge at the PUC for accepting all or requests from GWA managers and GPA managers. When you accept, you hire consultant to do it but remember earlier I said I work for an energy consultant. I understand consultants. The higher the price, the more money to get paid. That's how consultants work but it's the issue. The issue is the requirement really valid. What's the impact if you don't do it? Those are the questions you gotta fire back and say well we don't do it, what happens? If you don't ask that question, it will never be answered.

Senator Terlaje: I hope you're going to be able to be effective on this Board as the voice of the consumers. I thank you for your willingness to serve on this board. Thank You Mr. Guerrero.

Senator Ridgell: Congratulations, Mr. Guerrero on your nomination. I like a lot of things I'm hearing you talk about. Particularly that it sounds like you're gonna be an advocate for the consumer, for the ratepayer. I think that's something that we sorely need. I think there needs to be a shift in thinking. I think that the utilities has been acting more like a corporation or business and forgetting that the ratepayers and the people of Guam are the owners of the utility. They really need to think of the ratepayers. I'm glad you brought up about taking a close look at improving efficiencies to keep rates down considering recently there was a large economic forum. In the economic forum they spoke about the cost of living on Guam that is increased significantly. Among the cost of living pressures, two of the main pressures and the cost of living are the water rates and the power rates. They had graphs and they had numbers and that showed the increase in the rates and how they have really contributed to the cost of living on Guam.

I'm glad that you've testified today saying you'll be taking a close look at that and how to keep the rates down and how to advocate for the ratepayer. I think that's what we really need. I do have a few questions, you kind of touched on some of it. I'm glad you spoke about the rates and a little bit about the power plant that they approved. That's a rate they're actually going to be going back to the PUC to seek to increase, the base rate. They've said and I was very displeased with it because originally the talk was, we're gonna build a new power plant, don't worry it's not gonna raise any rates. Then they come back and they say well maybe we have to go, ask now for a base rate increase but overall, we're gonna decrease the rates because it's gonna be more fuel-efficient. To me then you're losing out on all the savings you're getting supposedly from the fuel efficiency, if you're just gonna turn and raise the base rate. You're not gonna lower the rate as much as you would have

had you not raised the base. I'm kind of concerned about how they're doing these things. That's something that's gonna be before you. What are your thoughts on their proposal to raise the base rate in light of the construction of the new power plant?

Mr. Guerrero: GPA got a pretty extensive plan on the solar build up. Their trying to build 120 megawatts of renewables or solar and several battery storage areas but when you do that and those are, I call them GPA one, two, three, four, those are different, those external power generating companies. Like NRG for example, that's a 25 megawatt, they charged us 19 cents a kilowatt. We sell it at 25 cents a kilowatt. Now the other two are coming in and they're going to charge us like, what I guess the rate that they're setting is eight to ten cents, but when you do the combination of power, when those things are done, which is going to be done in the next year and a half or two years, the rate will be lower. The question is what is the new power plant gonna do when the megawatt at 12noon is only 100 and they're building 198 megawatts. Those are issues. We're already in a contract with these people that are solar. We gotta buy their power or actually we will buy their part because they're a lot cheaper than GPA's power and that's how that works. When you do the combination of rates for each company, you dispatched power by the most efficient generating plant which will be the solar during the day, and then at night, you just look at what you got and that's what that works. The new power plant said they will reduce the rate down to, I think, 11 cents. Well, the two new solar companies are gonna be 125 megs, will reduce it down to nine cents. How do you reduce nine and down to nine cents? The new power plant, all it does will replace the power plants that we got and it's only 30 maybe up to 40% of what the load is. Really your estimates, your predictions need to be readjusted because it's your fault GPA. You make contracts with these two new solar companies and batteries. I think that's the way to go, solar, not more fossil fuel. Things are changing, batteries are getting better. How they came up to that deal, I wasn't there, I left. Interesting, all things happen when you leave but I don't see the benefit.

Actually, this to me and also an issue that the PUC has to take up is the security of that power plant. If it belongs to a foreign country, we're the United States of America, we're the tip of the spear and we rely. I don't know what Department of Defense gonna do about this, but I come from Department of Defense that's why I'm questioning it. It's not I don't trust them or whatever, but I think we need to run our own thing. Our own power system because if it's a company from the United States and I'm maybe more comfortable. That's all it is, it's just a comfort zone that I got but you don't want to put all your basket or eggs in one basket that belong to a foreign customer. I'm sorry you know, that's how I feel as a US citizen but to me I kinda, like, what do you with the 200 people? That's not an issue, just because you want power to be \$20 less a month. No, you gotta deal with that and that's all that new power plants gonna do right? I mean that's what I kinda hearing is its gonna be. Your power bill is going to be less. How much but so what do we do with Cabras one and two and this units and the people? We just closed them down and now it becomes a hazardous waste. Those are not forgotten. They're still here. What do you do? That's cost and now its gonna be on the back of the ratepayer to pay for the minimum charge. I call it minimum charge but actually its administrative charge that the new power plant people who impose on the ratepayers of Guam is that... How much is that?

Those are the questions. There's always gonna be a minimum and a maximum that that company will accept from us. That's the way we did it when... I work, like I said, in engineering and I did rates in the Navy or the Air Force and that's how I deal with GPA before is I deal with Navy

because Air Force buys power from Navy but there's always a minimum cap that you have to pay. Regardless whether you use power or not. That's what I'm trying to get that from them. What is this minimum cap? I guess at the PUC, I can ask what's the minimum this Korean, South Korean company is gonna... We have to pay them regardless, whether the power plant is running or not. There's always going to be a cost because they have to pay their wherever they borrowed the money. I knew that when I was working for the Air Force had to buy a certain amount of power from the Navy in order to keep me as a customer. I don't see the difference between that and this. The GPA and the new Korean power plant. Of course, it's going to be efficient because it's a newer engine but doesn't mean it's going to be better. Would it operate during a typhoon? Those are question, things change, and people might just conserve, you won't even have the load. Guam is an island, it's limited to what it can do, so is the ratepayer. It's limited of what it can pay. I think the plan is not bad, don't get it wrong but I think it's too fast, two years maybe seven years. Phase it in so that our older unites at GPA, that we own, can meet its lifespan. Shut it down because... or they can build it slowly you don't build 198 in two years maybe you'd build 40, 40, 40, 40. Those are a seven-year plan or something, but they want to rush this. I'm saying wait we're not hurting. Why do you wanna push it? We're not really hurting. Now you got this other solar panels coming in, we're better off. It's going to reduce the rate anyway. Why are you rushing the new power plant? Those are emotional questions but that's reality.

Senator Ridgell: In fact, as you're mentioning, the solar come in. I believe the amount of new solar that's coming in is just about equal to the amount of makes that the power plant would be producing, which they're saying they need about 200 megs. That's one thing, one of the things I question, instead of putting all the money into another 200 megs since there's already close to 200 megs. It will be coming online with all of the solar projects that are down the pipe. Why not invest in battery storage or other technology but in that light, I want to ask you real quick are you familiar with and it's a new thing that's being talked about a lot in power generation. Particularly in the renewable industry. Is the concept of distributed generation, distributed solar for example. The idea is spreading out the power generation across the grid, which reduces line loss. It just causes for more localized power production.

Mr. Guerrero: When you have solar panels distributed, let me give you the example of the bad ones first. What we did was we built net energy at *Dandan* at 25 megs, concentrating all the solar in one area. Now net metering is different, net metering is all around the island. In order for that to malfunction or it functions different. The functions are different. When you get a cloud over *Dandan* it goes from 20 megs at 12 noon to 10. You got that spike; you got that problem but when you do it with net metering customers you don't have that problem because scatter clouds across the island. Unless the whole island is under the same cloud. I think the problem that happened and that's the challenge that they got from me, if I ever get appointed.

It is the batteries you're buying; is to supplement what they bill NRG and guess who pays for that rate. We do. The ratepayer and NEG's of our company. Why are we paying batteries for that company? Now you want the net metering people to buy their own batteries? Doesn't make sense. Net metering to me is a lot better because it scattered throughout the island. Concentrating solar panel in one area is not the best idea you could have. It's better to distribute it, like schools there's 19 schools. It's 19 school around the island. Maybe that's what it should be at? For our better efficiency, that's an efficiency solution. Why prevent more net metering? You should have that.

Net metering makes money for GPA because it reduces line loss. It really does. Line loss and GPA even on the power plant itself. It's about five percent. Five percent of 200 is a lot of money. We spend a lot of money on the fossil plant, power plant. On solar, you don't, but the problem is solar don't operate at night. That's why you got batteries now, if you do enough combinations of solar battery, wind and all that, even water tanks you could fill it up and at night let it drain.

This is what you call water storage energy and then you shut down the power plants... You don't have a 250-megawatt load at 8 o'clock at night. Maybe you only got 200 because you've got things operating at night. Those are ideas and I think because Guam is in the middle of the Pacific Ocean everything is expensive. What's the cheapest thing we got and the best thing we got? The sunlight. That's all that is. Why don't we concentrate on that instead of engines that breaks or blow up or couldn't have parts? The combination of the power plant being in one big area, 180 megs, is not good to me. If something happens, you lose it all. That's why you distribute power plants to counter those kind actions or that can deter accidents. You don't know. One of the things about the power plant, I'll just say it right now.

The fuel is going to be LNG or whatever. It's gonna be running from Apra Heights all the way to *Harmon*, somebody's backyard. Come on guys, it's not... The engineering might be good on paper, but I tell you what in reality it doesn't work that way. People do things, if you don't guard your line... The Air Force has a line all the way up, its diesel, it's buried so far. I ran LFM to, so I understand but that was established before this one and LNG is kind of different, it's a gas. I don't know if it's gonna be liquid or gas but if it's going to be in somebody's backyard that's a very different story, whether there's gas or liquid. Petroleum, it's hard to burn. Gas explodes. It's very different. You got this safety factor that you got to play with the customer, the ratepayers or whoever's back yard. Those are issues I don't think that consultant has reveal or understand the impact of that. It's just consulting like I said. Just put it together in a piece of paper and everything's nice. No, it's not in operation.

Senator Ridgell: I agree with everything you're talking about right now. I really appreciate it. I just have one more question. It's with regards, again, it's a rate issue that was brought before the PUC. I think it's pending right now. What it is, is the homeowners of different condominium organizations are petitioning to change the rate schedule for condominiums so that they would be charged the same rate as individual homeowners. My understanding is the condominiums are charged at a higher rate, a different rate schedule. They've actually petitioned the PUC to change that schedule to make it the same as a regular homeowner. What are your thoughts on that?

Mr. Guerrero: The challenge to that is the metering. The rate changes after 5,000 KW something like that. When you have a condominium with one meter you can quickly get to the higher rate because you're more, but if you're a house you don't get that. The 10-unit apartment wants 10 different meters which because at the rate at the 5,000 KWH rate it spikes. The rate is different if you look at your bill. There's pros and cons to that right now.

Senator Ridgell: What about sort of prorating it, so that you figure it out, like you have X number of customers from one building using one meter and then just divide it up.

Mr. Guerrero: Well they got the smart meter design now; you could just figure that out by pushing a button.

Senator Ridgell: There you go smart meter.

Mr. Guerrero: It's just I don't know what the gains or the losses are in particular, but we can always review that. That's what the Board's supposed to do. The PUC supposed to review those things and say what's the advantage and disadvantage. We need to change. The PUC needs to change the rules. They change the rules, but for right now, I know, I'm open for that and to discuss it further.

Senator Ridgell: Fair enough, fair enough. You haven't had a chance to review any of it. I just was curious what your preliminary thoughts were.

Mr. Guerrero: I understand where the spike happens. That's what the advantage of the 10-unit, 1 meter versus the 10 unit with 10 different meters. Maybe very little for the power company to even fight over with. It's not even worth the fight sometimes, you can look at it that way, is it worth the fight? Are you gonna lose 12 people or \$10,000 or you're gonna lose ten dollars? It's line loss whatever, you could always recover. That's one thing I think the power company needs to understand. The more challenge they give the ratepayer, the more the ratepayer goes to solar. They didn't want to deal with that. As a government agency, do you want the business or you want to lose the business? Those are issues you need to work with, and I think the PUC Board's the one that toss that around and say this is the way to go or don't go.

Senator Ridgell: Thank you, Mr. Guerrero. I appreciate all of your testimony today. You have my full support. Thank you.

Chairperson Perez: Thank you so much Mr. Guerrero. It's been an eye-opening testimony. I do appreciate all the knowledge that you bring to the table. This concludes the testimony for your nomination hearing. Thank you, so much. This concludes our hearing the time is now 11:05am.

Chairperson Perez then adjourned the confirmation hearing for **Mr. Pedro S.N. Guerrero**.

Written Testimonies:

NONE

III. FINDINGS AND RECOMMENDATION

The Committee on Environment, Revenue and Taxation, and Procurement hereby reports out the appointment of **Mr. Pedro S.N. Guerrero** to serve as a **Member (Utilities Representative)** of the **Public Utilities Commission** with the recommendation TO REPORT OUT ONLY.



OFFICE OF SENATOR SABINA FLORES PEREZ

Chairperson

Committee on Environment, Revenue and Taxation, and Procurement

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÁHAN

35TH GUAM LEGISLATURE

COMMITTEE VOTE SHEET

Nomination of

Pedro S.N. Guerrero

To serve as Member (Utilities Representative) of the Public Utilities Commission

For a term of six (6) years from November 1, 2019 to October 31, 2025; To fill the seat of

Mark G. Miller, whose term has expired

COMMITTEE MEMBERS	SIGNATURE AND DATE	TO DO CONFIRM	TO NOT CONFIRM	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
SENATOR SABINA FLORES PEREZ Chairperson	SFP 1/13/2020	✓				
VICE SPEAKER TELENA CRUZ NELSON Vice Chairperson	T 1/13/20			✓		
SENATOR THERESE M. TERLAJE Member	TMS 1/13/2020	✓				
SPEAKER TINA MUÑA BARNES Member						
SENATOR KELLY G. MARSH (TAITANO), Ph.D. Member						
SENATOR TELO T. TAITAGUE Member						
SENATOR MARY CAMACHO TORRES Member	MC 1/13/20	✓				