

DIRECTOR
Eric D. Miller



ADMINISTRATIVE DIRECTOR
Wilfred G. Aflague

PUBLIC DEFENDER SERVICE CORPORATION (Kotperasion Setbision Defensot Pubbleku)

GOVERNMENT OF GUAM

779 Route 4
Sinajóna, Guam 96910
Tel: (671) 475-3100 ♦ Fax: (671) 477-5844

STAFF ATTORNEYS

Richard S. Dirks
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Jacelyn M. Roden
Peter J. Sablan
Maria G. Fitzpatrick
Ali N. Nusbaum
Suresh Sampath
Brian E. Kegerreis
Mikaela S. Henderson
William B. Jones
J. Robert Mortland, III

July 27, 2015

33-15-0675

Hand-Delivered

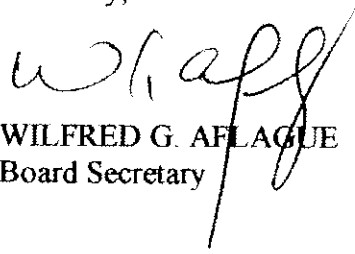
Speaker Judith T. Won Pat, Ed. D.
I Mina' Trentai Tres Na Liheslaturan Guahan
155 Hesler Place, Suite 201
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Pursuant to §8113.1 of Chapter 8 Title 5 GCA, enclosed you will please find a compact disc containing an electronic file of the meeting packet used for the Public Defender Service Corporation Board of Trustees' meeting conducted on Friday, July 24, 2015.

We appreciate your attention to this matter, and look forward to answering any questions you may have in this regard.

Sincerely,


WILFRED G. AFLAGUE
Board Secretary

Enclosure: Compact Disc
(07-24-15 Meeting Packet)

0675

Office of the Speaker
Judith T. Won Pat, Ed.D

Date: 07-27-15
Time: 3:53 PM
Received By: [Signature]

2015 JUL 27 PM 4:07

**PUBLIC DEFENDER SERVICE CORPORATION
Board of Trustees Regular Meeting
Friday, July 24, 2015 – 12:30 p.m.
Conference Room,
Public Defender Service Corporation**

A G E N D A

- I. Call to Order**
- II. Roll Call**
- III. Proof of Due Notice of Meeting:**
 - A. 5 Working Days Notice: Marianas Variety, Tuesday, July 14, 2015
 - B. 48 Hours Notice: Marianas Variety, Wednesday, July 22, 2015
- IV. Determination of Quorum**
- V. Approval of Minutes:** Regular Meeting of Tuesday, June 23, 2015
- VI. Old Business:**
 - A. Financial Status Update PDSC and APD Allotment Releases
 - B. Domestic Violence Program Update
 - C. Alternate Public Defender Update
 - D. Executive Director – CWA Pay Grade Assignment
 - E. PDSC Executive Director Performance Evaluation
 - F. Amendment/Adoption of PDSC Personnel Rules and Regulations
- VII. New Business:**
 - A. **Resolution No. PDSC 20-15.** Relative to the use of APD Lapsed Funds in the amount of **\$3,950.10** to reimburse the Public Defender Services Corporation for the Alternate Public Defender's proportional share of the Strategic Planning fees of Praxis Consulting Company.
 - B. **Resolution No. PDSC 21-15:** Relative to the use **\$26,765.12** of Public Defender Service Corporation Lapsed Funds to purchase Rotary Filing Cabinets.
 - C. **Funding of Civil Public Defender:** Fiscal Year 2017 Budget request to fund civil cases.
- VIII. Public Discussion:**
- IX. Adjournment and Next Meeting Date:**
Tuesday, August 18, 2015 at 12:30 pm

GIAA board members up for reappointment testify

By Julius Centara
julius@mvguam.com
Variety News Staff

THE two board members of the Guam International Airport Authority whose reappointments are up for legislative approval shared their plans yesterday to improve the airport's facilities.

At a public hearing yesterday, Martin Gerber and Lucy Alcom appeared before members of the Guam Legislature to testify in regard to their reappointments and discuss airport projects such as the concourse isolation corridor project, restroom improvements and plans to attract more airlines to the Guam airport.

Gerber said he is excited to focus on the concourse isolation corridor project.

The airport authority has issued a request for proposals for the construction of a corridor that will separate international arriving passengers from passengers who have been cleared by Transportation Security Administration personnel.

Gerber explained that the need for the isolation area was mandated by the government as a security measure due to the 9/11 terrorist attacks. Funding

was not available at the time. However, due to the recent floating of bonds, funding has been made possible to assist with the project.

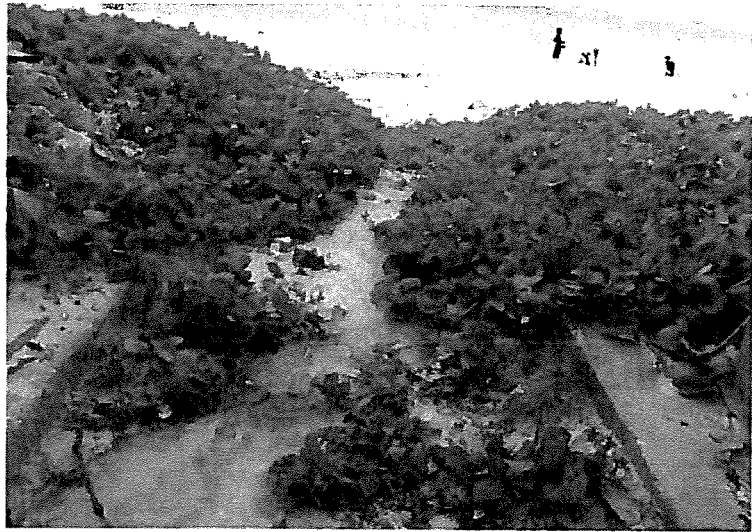
According to Gerber, the restroom sewer lines are in need of being replaced because they are not sufficient to service the volume of people in the airport. "The bathroom has been an ongoing problem," said Gerber. "With this (bond) money, we will be able to replace these lines for the restrooms."

Additional airlines

According to Alcom's testimony, GIAA is expecting additional airlines to be added to those flying to Guam which is expected to increase the number of arrivals.

"We (GIAA) are keeping an eye on Ikar Airline, a low-cost Russian carrier that has already filed an application for authorization with the U.S. Department of Transportation," said Alcom. "Should their application be approved, we anticipate service once again from Russia to Guam."

Other new airlines include Busan and T'Way Air from Korea and Cebu Pacific from the Philippines. Air Busan's inaugural flight to Guam will take place next week on July 23, said Alcom.



A pool of murky water, presumably brought on by excess rain from Tropical Storm Chan-hom, is seen coursing through the sand into the ocean. Variety file photo.

GEPA still reviewing storm runoff

By Jasmine Stole
jasmine@mvguam.com
Variety News Staff

MORE than a week has passed since the Guam Environmental Protection Agency was sent a video of what appeared to be storm runoff being pumped into Tumon Bay behind the Dust Thani Guam Resort and Outrigger Guam Beach Resort. GEPA is still reviewing the situation, according to officials.

"At present, I can tell you that our office continues to diligently assess this situation. We will certainly provide details at the appropriate time so as not to run the risk of speculating," said Eric Palacios, GEPA administrator.

A video showing what appeared to be storm runoff pumped into the beach was posted online and shared more than 100 times on social media pages last week, Dust Thani

General Manager Dean Huntsman said the hotel's contractor, Pacific Rim Land Development Inc., was doing the storm runoff mitigation Sunday, July 5, and Pacific Rim was in contact and spoke with GEPA on a few occasions.

Huntsman said he was not aware of any evidence of a violation as of last week Tuesday. Yesterday, Palacios did not answer questions about whether the situation violated EPA regulations.

"We are proceeding with all due haste, and I defer to my earlier statement about avoiding speculation," Palacios said.

According to Huntsman, Pacific Rim was pumping water into the existing storm water system between the Dust Thani and Outrigger hotels. The existing storm water system had been approved by GEPA,

Huntsman said last week. **Murky water**

In the one-minute, 14-second video clip uploaded online, a pool of murky water, presumably brought on by excess rain from Tropical Storm Chan-hom, is seen between the Dust Thani and Outrigger hotels, in front of the Outrigger parking garage.

It appears the water is pumped through tubing snaked through the space between Outrigger and Dust Thani, and a stream of murky water courses through the sand into the ocean.

Dust Thani released a statement last Monday that said the hotel is fully committed to operating an environmentally friendly hotel and that Pacific Rim followed EPA-approved storm water drainage methods and redirected water into the storm system, not directly to the beach.

Kumision Inangkokon Tano' Chamorro Chamorro Land Trust Commission

The Chamorro Land Trust Commission Board Meeting will be held on **Thursday, July 16, 2015 at 1:00pm**, Department of Land Management conference room, 3rd Fl. of the ITC Building, 590 S. Marine Corps Drive, Tamuning.

Individuals requiring special accommodations, auxiliary aids or services, may contact 649-5263 ext 436.

This ad paid for by Government funds.

NOTICE OF PUBLIC MEETING

The Public Defender Service Corporation Board of Trustees will conduct a regular meeting on **Friday, July 24, 2015 at 12:30 p.m.** in the Conference Room of the Public Defender Service Corporation, located at the MVP Sinajana Commercial Building, Unit B, 779 Route 4, Sinajana, Guam 96910.

Copies of the agenda will be available prior to the meeting at the Public Defender Service Corporation (address above).

Individuals requiring special accommodations are asked to contact Mr. Wilfred G. Aflague at 475-3100.

/s/ **CHIEF JUSTICE ROBERT J. TORRES**
Chairman

This public notice is paid for with government funds.

IT&E restores limited Internet access

By Julius Centara
julius@mvguam.com
Variety News Staff

YESTERDAY, IT&E announced that limited Internet connection in Saipan has been restored after installing additional capacity last weekend. Full service to the islands is not expected to be restored for at least another 12 days, company officials said.

According to a press release from the company, repair crews have been working through the weekend to install additional capacity with a temporary microwave connection between Saipan and Tinian, restoring Internet access to Saipan.

The initial restoration will

allow for limited Internet access until an undersea cable-repair ship from Taiwan is able to make its way to the Tinian Channel where the break in the cable is located.

According to Jim Oehlerking, CEO of PTI which is IT&E's parent company, full repair of the undersea cable is expected to take at least 12 days. The ship may take 10 days to reach Saipan from Taiwan.

Once the ship arrives, the undersea cable repair will take about 48 hours once the damaged portion of the cable has been located, said the company. The repair is also weather-dependent.

In addition to the Internet

restoration in Saipan, prepaid long-distance phone call services were also restored as of 5:45 p.m. last Monday.

Company officials have not yet determined the cause of the break in the cable.

Flights resumed

Since the cable break Wednesday, July 8, Cape Air flights between Guam, Rota and Saipan were canceled due to the communications disruption caused by the damaged cable.

According to a press release from Cape Air, regularly scheduled Cape Air flights resumed effective Sunday evening with the restoration of communications services.

Marianas Variety-Guam Edition is circulated by home and office delivery, consignments, and vending machines throughout Guam, as well as delivery to the Federated States of Micronesia, the Marshall Islands, South Pacific, Hawaii, Japan and the continental U.S. Daily coverage can also be read from our website www.mvguam.com.

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Santa Rita, DPW, Vietnam Vets take top parade float honors

By Jasmine Stole
jastole@mvguam.com
Variety News Staff

SANTA RITA, the Department of Public Works and Vietnam Veterans of America Chapter 668 were this year's float winners in their respective categories at the 71st Liberation Day Parade.

Santa Rita dominated the village category, with Yigo and Barrigada coming in second place and third place, respectively.

In the government of Guam category, DPW topped the list, followed by the A. B. Won Pat International Airport Authority Guam which came in second place. The Port Authority of Guam was this year's third place winner in the govern-

This year, more than 60 floats highlighted the creative efforts of their designers one by one along the 1.2-mile parade route. Villages that entered floats in the annual celebration included Santa Rita, Agat, Ordot-Chalan Pago, Sinajana, Agana Heights, Barrigada, Tamuning-Tumon-Harmon, Mangilao, Talofofo, Asan-Maina, Umatac and Yigo.

ment category. In the final category for floats entered by civic/community/nonprofit organizations, the Vietnam Veterans of America Chapter 668 triumphed, followed by second-place winner, GALA Inc. and third place, the Guam Coalition Against Sexual Assault & Family Violence. First place winners won a

cash prize of \$1,500, while second place winners received \$1,000 and third place winners took home \$500, according to the Guam Liberation Historical Society regulations. Floats were critiqued on their theme portrayal, creativity, attractiveness, use of natural materials, construction, kinetic features.

sound, participant involvement and overall display.

The theme of this year's parade was "The Spirit of Hope, the Colors of Freedom."

For the second year, the parade along Marine Corps Drive in Hagatna began at the Paseo de Susana and ended at Adelup. Previously it went in the opposite direction. Last year, officials said they wanted the change so that the judges and other dignitaries in the grandstand would be first to view the floats, according to Variety files.

Gaps

This left varying gaps between the floats as they spent more time at the beginning in front of the judges.

Cheryl Stern, of Agat, who

was seated nearer to Adelup than Paseo, said she noticed this year that there seemed to be more gaps between the floats. Stern said she's been living on Guam, and she and her family have attended five Liberation Day parades.

Other than the noticeable time between floats, Stern said that this year, the floats looked much nicer and added she liked the Santa Rita float the best of all.

Asan residents Elaine Erickson and Steven Higa said the Guam Department of Education's float would be their pick for best float.

GDOE's creation embodied the theme the best, Erickson said.

Higa said he thought recre-

ating a school bus was a good move by GDOE and said the float was creative.

This year, more than 60 floats highlighted the creative efforts of their designers one by one along the 1.2-mile parade route. Villages that entered floats in the annual celebration included Santa Rita, Agat, Ordot-Chalan Pago, Sinajana, Agana Heights, Barrigada, Tamuning-Tumon-Harmon, Mangilao, Talofofo, Asan-Maina, Umatac and Yigo.

Even more businesses, many that have been on Guam for decades and some that have been established on the island within recent years, also took part in the parade, entering floats that represented their companies.

During the same summer that the District Court of Guam and the U.S. Supreme Court ruled in favor of legalizing same-sex marriage, Guam's GALA Inc. entered its first float in this year's parade. GALA, Guam's Alternative Lifestyle Association, represents the island's gay, lesbian, bisexual and transgendered community. The GALA float was decorated in all the colors of the rainbow.

Like GALA, other nonprofit organizations such as the Catholic Pro-Life Committee and Lupus Awareness Group of Guam entered floats this year. Government agencies, including Guam Department of Agriculture, Guam Police Department and Department of Public Health and Social Services, also entered floats in this year's parade.



The Vietnam Veterans of America Chapter 668 float was one of the winners during yesterday's 71st Liberation Day Parade. Matt Wales / Variety

71ST LIBERATION DAY PARADE FLOAT WINNERS

Village category
1st place: Santa Rita
2nd place: Yigo
3rd place: Barrigada

2nd place: G.A.L.A. Inc.
3rd place: Guam Coalition Against Sexual Assault & Family Violence

Government of Guam category
1st place: Guam Department of Public Works
2nd place: A.B. Won Pat International Airport Authority
3rd place: Port Authority of Guam

The floats were judged on: theme portrayal, creativity, attractiveness, use of natural materials, construction, kinetic features (movements, mechanical enhancements), sound (music, sound effects), participant involvement, and overall display.

Civic/Community/Nonprofit category
1st place: Vietnam Veterans of America Chapter 668

Results courtesy of the Guam Liberation Historical Society

Public Notice Announcement

The Guam Visitors Bureau will hold a Regular Meeting of the Board of Directors on Thursday, July 23, 2015 at 4:00 p.m. in GVB's Main Conference Room. Any individuals needing special accommodations are requested to contact GVB at 646-5278 for assistance.

NOTICE OF PUBLIC MEETING

The Public Defender Service Corporation Board of Trustees will conduct a regular meeting on Friday, July 24, 2015 at 12:30 p.m. in the Conference Room of the Public Defender Service Corporation, located at the MVP Sinajana Commercial Building, Unit B, 779 Route 4, Sinajana, Guam 96910.

Copies of the agenda will be available prior to the meeting at the Public Defender Service Corporation (address above).

Individuals requiring special accommodations are asked to contact Mr. Wilfred G. Aflague at 475-3100.

/s/ CHIEF JUSTICE ROBERT J. TORRES
Chairman

This public notice is paid for with government funds.

GHURA

Guam Housing and Urban Renewal Authority
117 West Santa Rita Avenue, Agaña, Guam 96910
Tel: (671) 477-9511 • Fax: (671) 308-7561 • TTY: (671) 472-3301

Edilic B. Cabre
Governor of Guam

Ray Torres
Lt. Governor of Guam

INVITATION FOR BID

IFB No.: GHURA - COCC - 015 - 007-PH

For: Refrigerators, Electric Stoves, and Water Heaters for Public Housing

Due Date & Time: Thursday, July 30, 2015, 3:00 PM at the GHURA Main Office in Sinajana. Copies of the Bid Packet is available at the GHURA Main Office in Sinajana starting July 16, 2015 between the hours of 8:00 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M. except on weekends and holidays. A \$25.00 non-refundable deposit (cash exact amount only, money order or company check) is required for each bid packet. GHURA reserves the right to waive minor informalities, cancel this solicitation at any time and reject any and all bids. For more information please call the Procurement Office at 475-1356 or visit the GHURA website: www.ghura.org.

/s/ MICHAEL DUENAS
Executive Director

This Ad is paid with funds from HUD

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BOARD OF TRUSTEES
Regular Meeting
of
Tuesday, June 23, 2015
12:45 p.m.
PDSC Conference Room

MINUTES

I. CALL TO ORDER:

This meeting was called to order by the Chairman, Chief Justice Robert J. Torres, Jr. at 12:45 p.m.

II. ROLL CALL:

Present: Chief Justice Robert J. Torres, Jr., Chairman
Presiding Judge Alberto C. Lamorena, III
Guam Bar Association President Attorney Jehan'ad G. Martinez
Attorney Donna M. Cruz, Member
Mrs. Annette J.U. Ada, Member

Others Present: Attorney Eric D. Miller, PDSC Executive Director
Attorney AnaMaria C. Gayle, Alternate Public Defender
Attorney Stephen P. Hattori, Alternate Public Defender
Wilfred G. Aflague, Administrative Director
Bernadette L.P. Lizama, PDSC Personnel Specialist IV
Michael S. Moreno, Chief Fiscal Officer
Robbie T. Call, Chief Investigator
Julito Tingson, Jr. M.I.S. Administrator
Kenneth A. Lim, Computer Systems Analyst
Cecelia M. Fernandez, Administrative Assistant

III. PROOF OF DUE NOTICE OF MEETING:

“Notice of Public Meeting” were published in Marianas Variety on Monday, June 15, 2015 and Friday, June 19, 2015.

IV. DETERMINATION OF QUORUM:

With the presence of five (5) board members, a quorum was determined for this meeting.

V. APPROVAL OF MINUTES: Minutes of the regular board meeting held on Tuesday, May 19, 2015 were adopted and approved, subject to corrections.

VI. OLD BUSINESS:

- A. Financial Status Updates (PDSC):** Chief Fiscal Officer Michael Moreno reported that PDSC's operations has received 89% of its scheduled allotments as of the end of May.
- B. Domestic Violence Program Update:** Chief Fiscal Officer Michael Moreno reported that DVP (Domestic Violence Program) STOP 2012 and 2013 grants have been fully exhausted. We are operating under the STOP 2014 Grant in the amount of \$46,211.00.
- C. Alternate Public Defender Update:** APD Quarterly Allotment Release is at 100%, as of the end of June The memorandum of understanding, subject to adjustments, is still pending from the Judiciary. Last Quarter allotments are pending.
- D. Executive Director –CWA Pay Grade Assignment:** The Board Chair stated that the Executive Director position is an unclassified position. Personnel Specialist Bernadette Lizama reported that three proposed executive pay plans were presented for the Boards' consideration in deciding which pay plan to adopt for the Executive Director of PDSC. The Chair stated that the Board will take these proposed pay plans (attached) into consideration for the next meeting. This Agenda item will be continued in the next meeting in July.
- E. APD Proportional Cost for Strategic Planning:** After discussion , motion was adopted to apportion 18.33% of the cost for the Strategic Planning to APD, minus the salaries of the two employees of the APD for one week to conduct the client surveys for PDSC and APD clients. This agenda item will be included under new business during the July BOT meeting.
- F. APD Managing Attorney- Personnel Actions and Retro Payments:** Executive Director, Eric Miller, stated that he requested an Attorney General opinion regarding retroactive payments to/ or recoupments from employees for prior years' personnel actions. He has received an acknowledgement of request, but has not received the opinion. The Chair stated that the Board will wait for the Attorney General's opinion regarding this matter. Personnel Specialist Bernadette Lizama stated that she had cut Attorney Gayle's personnel action to bring her (Attorney Gayle's) salary current as per the Board's recent evaluation.
- G. PDSC Executive Director Performance Evaluation:** Trustees Attorney Donna M. Cruz, and Attorney Jehan'ad G. Martinez will continue this effort and the Board will entertain this item during the Board meeting in July.

VII. NEW BUSINESS

- A. Resolution No. PDSC 17-15** relative to the use of PDSC Lapsed Funds to pay for Certification Fees and Annual Dues for Investigator II Sea Alvarez upon completion of her Criminal Defense Investigation Training **was approved.**
- B. Resolution No. PDSC 18-15** relative to the use of PDSC Lapsed Funds to reimburse Executive Director Eric Miller for additional expenses for his attendance at the NDLI Leadership Management Training in Columbia, South Carolina **was approved.**

C. Resolution No. PDSC 19-15 relative to the use of APD Lapsed Funds to reimburse APD Managing Attorney AnaMaria C. Gayle for additional expenses for her attendance at the NDLI Leadership Management Training in Columbia, South Carolina **was approved.**

D. Amendment of the PDSC Personnel Rules and Regulations: This agenda item was included by the Board of Trustees through a motion passed by the members and is a continuing agenda item for the next ninety (90) days. Discussion centered around adverse action appeals filed by the employees of the PDSC being presented to the Board of Trustees, as the Appellate Body of the Public Defender Service Corporation, and not to the Judicial Council. The Board would appoint a hearing officer to conduct the investigation of an adverse action appeal, and the Board would either accept, modify, or reject the investigator's findings. This procedure is similar to that of the Civil Service Commission in the Executive Branch. Research findings by the Judicial Council in this matter would be made available to the Public Defender Service Corporation.

VIII. PUBLIC DISCUSSION: There was no Public Discussion.

IX. ADJOURNMENT AND NEXT MEETING DATE: The next meeting will take place on Friday, July 24, 2015 at 12:30 p.m.

There being no further business up for discussion, this meeting was adjourned at 1:40 p.m.

Respectfully submitted,

WILFRED G. AFLAGUE
Secretary

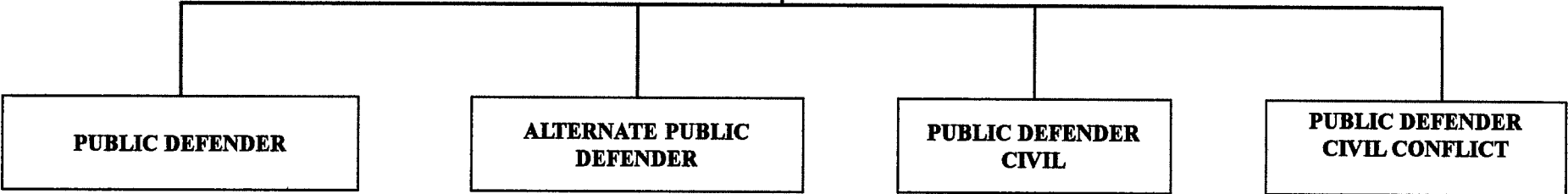
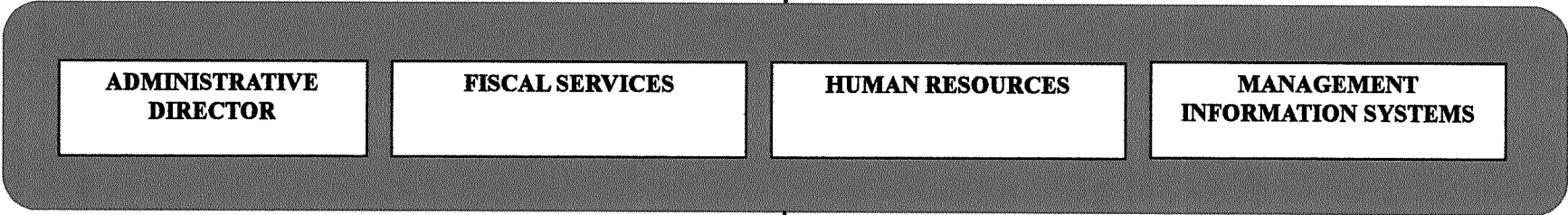
Exhibit 5. Executive Pay Plan (EXEC)

EXECUTIVE PAY PLAN							
Grade	Step1	Step2	Step3	Step4	Step5	Step6	Step7
E-X	\$96,175	\$99,819	\$103,602	\$107,527	\$111,601	\$115,830	\$120,219
E-W	\$91,595	\$95,066	\$98,668	\$102,407	\$106,287	\$110,314	\$114,494
E-V	\$86,820	\$90,110	\$93,524	\$97,068	\$100,746	\$104,563	\$108,525
E-U	\$81,522	\$84,611	\$87,816	\$91,144	\$94,597	\$98,182	\$101,902
E-T	\$76,188	\$79,075	\$82,071	\$85,181	\$88,408	\$91,758	\$95,235
E-S	\$70,873	\$73,558	\$76,345	\$79,238	\$82,241	\$85,357	\$88,591
E-R	\$65,623	\$68,110	\$70,690	\$73,369	\$76,149	\$79,034	\$82,029
E-Q	\$60,482	\$62,773	\$65,152	\$67,620	\$70,183	\$72,842	\$75,602
E-P	\$55,488	\$57,590	\$59,773	\$62,037	\$64,388	\$66,828	\$69,360
E-O	\$49,897	\$51,787	\$53,750	\$55,786	\$57,900	\$60,094	\$62,371
E-N	\$45,014	\$46,720	\$48,490	\$50,328	\$52,235	\$54,214	\$56,268
E-M	\$40,762	\$42,307	\$43,910	\$45,574	\$47,301	\$49,093	\$50,953

EXECUTIVE PAY PLAN						
Grade	Step8	Step9	Step10	Step11	Step12	Step13
E-X	\$124,033	\$127,969	\$132,029	\$136,218	\$140,540	\$144,999
E-W	\$118,127	\$121,875	\$125,742	\$129,731	\$133,847	\$138,094
E-V	\$111,968	\$115,521	\$119,186	\$122,968	\$126,869	\$130,895
E-U	\$105,135	\$108,471	\$111,913	\$115,463	\$119,127	\$122,907
E-T	\$98,257	\$101,374	\$104,591	\$107,909	\$111,333	\$114,865
E-S	\$91,402	\$94,302	\$97,294	\$100,381	\$103,566	\$106,852
E-R	\$84,632	\$87,317	\$90,087	\$92,946	\$95,895	\$98,937
E-Q	\$78,001	\$80,476	\$83,029	\$85,663	\$88,381	\$91,185
E-P	\$71,561	\$73,831	\$76,174	\$78,591	\$81,084	\$83,657
E-O	\$64,350	\$66,392	\$68,498	\$70,671	\$72,914	\$75,227
E-N	\$58,053	\$59,895	\$61,796	\$63,756	\$65,779	\$67,866
E-M	\$52,570	\$54,238	\$55,958	\$57,734	\$59,566	\$61,456

**PDSC
BOARD OF TRUSTEES**

**EXECUTIVE
DIRECTOR**



**BEFORE THE BOARD OF TRUSTEES OF THE PUBLIC DEFENDER SERVICE
CORPORATION RELATIVE TO AMENDING SECTION 117. 14 E; SECTION 117.19 AND
SECTION 118.01 OF THE PDSC PERSONNEL RULES AND REGULATIONS ON EMPLOYEE
APPEALS**

RESOLUTION NO. 22-15

- WHEREAS** The Board of Trustees of the Public Defender Service Corporation has adopted a motion for the PDSC management to make amendments to the PDSC Personnel Rules and Regulations for adoption by the Board of Trustees; and
- WHEREAS,** Section 117.14 E, Definitions, currently defines the Appeals Board of the Public Defender Service Corporation means the Judicial Council as provided in Public Law 17-5; and
- WHEREAS,** Section.117.19 Hearing Entitlement, currently states, "An employee is entitled to a hearing on his/her appeal before the Appeals Board"; and
- WHEREAS,** Section 118.01 Appeals Board, currently states, "There is hereby created an Appeals Board consisting of the Judicial Council as provided in Public Law 17-5, which shall sit as an appellate body....", and now therefore be it
- RESOLVED,** That section 117.14 E Definitions, now reads: "Appeals Board of the Public Defender Service Corporation means the Board of Trustees of the Public Defender Service Corporation." and be it further
- RESOLVED,** That section 117.19 Hearing Entitlement now reads "An employee is entitled to a hearing on his/her appeal before the Appeals Board or the Designated Hearing Officer designated by the Appeals Board." and be it further
- RESOLVED,** That section 118.01. Appeals Board, now reads "There is hereby created an Appeals Board consisting of the Board of Trustees of the Public Defender Service Corporation which shall sit as an appellate body...." and be it further
- RESOLVED,** That a third paragraph is added to Section 118.01 Appeals Board, to now Read, " The Appeals Board may designate a Hearing Officer who will conduct the hearing and make such further investigations as is deemed necessary. The Hearing Officer shall file a written recommendation to the Appeals Board. The Appeals Board may adopt, or reject all or any portion of the Hearing Officer's recommendation."

DULY AND REGULARLY ADOPTED this 24th day July, 2015

Chief Justice **ROBERT J. TORRES, Jr.**

ATTEST:

WILFRED G. AFLAGUE
Secretary

**BEFORE THE
BOARD OF TRUSTEES OF THE
PUBLIC DEFENDER SERVICE CORPORATION
RELATIVE TO THE USE OF
ALTERNATE PUBLIC DEFENDER LAPSED FUNDS
TO REIMBURSE THE PDSC FOR THE APD'S PROPORTIONAL COST OF THE
PRAXIS CONSULTING COMPANY TO DEVELOP A STRATEGIC PLAN
FOR THE PUBLIC DEFENDER SERVICE CORPORATION AND THE
ALTERNATE PUBLIC DEFENDER**

RESOLUTION NO. PDSC 20-15

- WHEREAS,** the Public Defender Service Corporation has begun a strategic planning process; and
- WHEREAS,** all staff are working on how to improve our office in a number of critical areas including: database protocols, brief bank maintenance, emergency response and crisis management, operations, public relations, resource development, outreach, technology, website, and training; and
- WHEREAS,** the cost to the Public Defender Service Corporation would be \$28,050.00
- WHEREAS,** the Judiciary will be the contracting office with the Strategic Planning Services Consultant; and
- WHEREAS,** the Public Defender Service Corporation had signed a memorandum of understanding with the Judiciary to authorize the transaction and payment; and
- WHEREAS,** during the meeting on June 23, 2015, the Board of Trustees had approved a motion to reimburse the PDSC the APD's proportional share of the Praxis Consulting Co. fees for the Strategic Planning, and now therefore be it
- RESOLVED,** The Board of Trustees of the Public Defender Service Corporation, in its meeting of July 24, 2015 hereby approves the Public Defender Service Corporation's request to reimburse **\$3,950.10** to the PDSC from APD Lapsed Funds for the APD's proportional share of Strategic Planning fees for Praxis Consulting Co. (worksheet attached)

DULY AND REGULARLY ADOPTED this 24th day of July 2015

Chief Justice **ROBERT J. TORRES, JR.**

ATTEST:

WILFRED G. AFLAGUE
Secretary

Name	Hours	Rate	Total
Julie Ann Sablan	40	18.67	746.80
Leona J. Sison	40	11.14	445.60
			<u>\$ 1,192.40</u>

Ratio: PDSC to APD

0.81666667 PDSC

0.18333333 APD

Cost to Praxis \$ 28,050.00

\$28,050 x 18.333% 5,142.50

Less Employees 1,192.40

3,950.10 Refund to PDSC from APD Lapsed fund

**BEFORE THE
BOARD OF TRUSTEES OF THE
PUBLIC DEFENDER SERVICE CORPORATION
RELATIVE TO THE USE OF PDSC LAPSED FUNDS
TO PURCHASE ROTARY FILING CABINETS**

RESOLUTION NO. PDSC 21-15

- WHEREAS,** §11113.1 of 12 GCA authorizes the Public Defender Service Corporation (PDSC) to retain unexpended appropriations beginning with Fiscal Year 2000, and to carry these funds over into succeeding fiscal years; and
- WHEREAS,** the PDSC Board of Trustees adopted Resolution No. 99-07 requiring Board approval for the budgeting of and/or spending authorization(s) for these lapsed funds; and
- WHEREAS,** the PDSC finds it necessary to upgrade its files storage and retrieval system to maximize available space, as well as to eliminate a potential fire hazard in the work areas and hallways, complying with the Americans with Disabilities Act; and
- WHEREAS,** Invitation-To-Bid No. PDSC-IFB-01-FY-15 was issued on June 01,2015; Five (5) Bid Packets were picked up, but only one bidder submitted an offer/proposal; such proposal was evaluated by the evaluation committee, and found to be qualified meeting and passing evaluation criteria , now therefore be it
- RESOLVED,** The Board of Trustees of the Public Defender Service Corporation, in its duly-noticed meeting of July 24, 2015 hereby approves the Corporation's Request to use **\$26,765.12 of PDSC Lapsed Funds** to purchase and install rotary filing cabinets.

DULY AND REGULARLY ADOPTED this 24th day of July, 2015

Chief Justice ROBERT J. TORRES, JR.
Chairman

ATTEST:

WILFRED G. AFLAGUE
Secretary