

Messages & Communications Doc. No. 38GL-26-2848 through 2856.

From 38th Committee On Rules <committeeonrules@guamlegislature.gov>
Date Fri 9/11/2026 11:06 AM
To Guam Legislature Clerks <clerks@guamlegislature.gov>
Cc Frank Blas Jr. <speakerblas@guamlegislature.gov>

6 attachments (22 MB)

91126COMM Doc. No. 38GL-26-2848.pdf; 91126COMM Doc. No. 38GL-26-2849.pdf; 91126COMM Doc. No. 38GL-26-2850.pdf; 91126COMM Doc. No. 38GL-26-2851.pdf; 91126COMM Doc. No. 38GL-26-2856.pdf; 91126COMM Doc. No. 38GL-26-2854.pdf;

Håfa Adai Clerks Office,

Please see attached, **Messages & Communications Doc. No. 38GL-26-2848 through 2856** for processing:

✓	38GL-26-2848	Department of Public Health and Social Services	Prior Year Obligation to pay Data Management Resources, LLC in the total amount of \$79,127.00*
✓	38GL-26-2849	Department of Land Management	FY2026 Monthly Revenue Collection Report for August 2026*
✓	38GL-26-2850	Office of Public Accountability - Guam	Acting Administrator Designation of Maria Thyrza Bagana, for the Office of Public Accountability from September 5, 2026 to September 14, 2026*
✓	38GL-26-2851	Guam Power Authority	Certificate of Emergency Procurement to Increase Generation Capacity.
	38GL-26-2852	Bureau of Budget and Management Research	American Rescue Plan Act of 2021 and Infrastructure Investment and Jobs Act Allocation Reports for period ending August 31, 2026*
✓	38GL-26-2853	Port Authority of Guam	Board Meeting Packet for August 31, 2026*
✓	38GL-26-2854	Public Defender Service Corporation - Government of Guam	Board of Trustees Meeting Packet for August 25, 2026*
✓	38GL-26-2855	Guam Environmental Protection Agency	Board Meeting Packet for September 3, 2026.
✓	38GL-26-2856	Department of Public Health and Social Services	Guam Department of Education (GDOE) Public Schools Variance Report for the month of August 2026*

Please retrieve Doc. No. 38GL-26-2853 and 2855 from link below:

[Messages & Communications Physical Scanned Copy - Google Drive](#)

Kindly reply to this email.



Si Yu'os ma'åse',

Marie Crisostomo

Committee on Rules Assistant

COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

I Mina'trentai Ocho Na Liheslaturan Guåhan

38th Guam Legislature

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Messages and Communications 38GL-26-2851.

2 messages

Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

Tue, Sep 8, 2026 at 3:59 PM

To: 38th Committee On Rules <committeeonrules@guamlegislature.gov>, Sabrina Salas Matanane <office.senatorbri@guamlegislature.gov>

Håfa adai,

Please see attached M&C Doc. No. 38GL-26-2851

38GL-26-2851	Guam Power Authority	Certificate of Emergency Procurement to Increase Generation Capacity.
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*Si Yu'os Ma'åse'**Bernice Rivera*

Administrative Assistant

**Office of Speaker Frank F. Blas, Jr.****I Mina'trentai Ocho na Liheslaturan Guåhan 38th Guam Legislature****Guam Congress Building, 163 Chalan Santo Papa, Hagatña****(671)969-6456****speakerblas@guamlegislature.gov**

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 **38GL-26-2851.pdf**
2950K**38th Committee On Rules** <committeeonrules@guamlegislature.gov>

Wed, Sep 9, 2026 at 10:00 AM

To: "Speaker Frank Blas Jr." <speakerblas@guamlegislature.gov>

Håfa Adai,

Received, and thank you.

*Si Yu'os ma'åse',*

Marie Crisostomo

Committee on Rules Assistant

COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

*I Mina'trentai Ocho Na Liheslaturan Guåhan**38th Guam Legislature*

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[Quoted text hidden]



GUAM POWER AUTHORITY

ATURIDÅT ILEKTRESEDÅT GUAHAN
P.O.BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

LETTER OF TRANSMITTAL

To: Honorable Frank F. Blas Jr.
Speaker
38th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

38GL-26-2851
OFFICE OF THE SPEAKER
FRANK F. BLAS JR.

SEP 08 2026

Time: 1:35 pm
Received: [Signature]

From: John M. Benavente, P.E.
General Manager

Date: September 4, 2026

Re: Emergency Procurement to Increase Generation Capacity

Via: Hand Delivery

THE FOLLOWING:

1. Certified copy of the Certificate of Emergency; and
2. Certified copy of the Determination of Need for Emergency Procurement.

ARE TRANSMITTED HEREWITH:

- | | | |
|--|--|--------------------------------|
| (X) For your information | () Per our conversation | () For payment |
| () For your files | () For review & comment | () For correction |
| () Per your request | () For necessary action | () For signature & forwarding |
| () For your approval | () For filing in court as noted below | |
| () Return Executed copy to our office | () For signature & return | () See marks below |

REMARKS:

Hafa Adai Speaker,

Transmitted herewith are the Guam Power Authority's Certificate of Emergency and Determination of Need for Emergency Procurement in support of the emergency procurement to increase generation capacity, 5 GCA § 5215.

Sincerely,

[Signature]
John M. Benavente, P.E.
General Manager



38GL-26-2851
Messages and Communications

RECEIVED
COMMITTEE ON RULES
September 8, 2026

3:59 p.m.
Marie Crisostomo



GUAM POWER AUTHORITY

ATURIDÂT ILEKTRESEDÂT GUAHAN
P.O.BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

GM AGMA2657
August 29, 2026

MEMORANDUM

To: Assistant General Manager, Administration
Assistant General Manager, Engineering & Technical Services
Supply Management Administrator

From: General Manager

Subject: **Certificate of Emergency (5 GCA § 5215)**
Procurement to Increase Generation Capacity

Pursuant to 5 GCA § 5215 and for the reasons discussed below, I authorize emergency procurement of supplies, services, and minor construction work in support of such supplies and services necessary to increase the generation capacity. Emergency procurement shall include the inspection, assessment of work, and repair of Yigo Combustion Turbine and may include the repair of Dededo Combustion Turbine No. 1.

1. FACTS

On August 5, 2026, the U.S. Secretary of Energy determined¹ that a statutory emergency existed on Guam due to “a shortage of electric energy, a shortage of facilities for the generation [] of electric energy” primarily due to the retirement of the baseload Cabras power plant² and the outage of the 198 MW Ukudu steam turbine generator (STG) for emergency repair. The Secretary ordered the operation of all three Ukudu combustion turbine generators (CTG) despite the projected exceedance of its rolling emissions limits. The Ukudu Power Plant provides primary baseload generation capacity to the Guam Power Authority (GPA). Guam Ukudu Power, LLC (GUP), the current operator of the new 198 MW Ukudu Power Plant under a 25-year Energy Conversion Agreement, is complying with the DOE order.

GPA owns and operates five Combustion Turbine (CT) power plants, each generating 20 MW on average: Yigo CT, Dededo CT 1, Dededo CT 2, Macheche CT, and Piti 7 CT. Two CTs - Yigo (YCT) and Dededo 1 (DCT 1) – totaling 40 MW, are offline for assessment and repair. Four of the CTs were managed under a now-expired Performance Management Contract (PMC). GPA is in the process of procuring new PMC services for the five CTs. On August 12, 2026, GPA received notice that its procurement for PMC services relative to the five CT plants has been appealed at the Office of Public Accountability.³ All actions related to the procurement have been stayed.

¹ U.S. Department of Energy. (2026, August 5). *Guam Power Authority Regarding Ukudu Gas Turbine Units* (Order No. 202-26-38). U.S. Department of Energy. <https://www.energy.gov/ceser/federal-power-act-section-202c-guam-power-authority-gpa-order-no-202-26-38>

² Plant retired per Consent Decree. *United States v. Guam Power Authority*, Civ. No. 1:20-cv-00007 (D. Guam)

³ OPA-PA-26-006. (August 12, 2026) *TEMES, Inc. vs. Guam Power Authority*.

Certificate of Emergency

August 29, 2026

Page 2 of 3

Piti No. 8 and Piti No. 9, both baseload units with generation capacities of approximately 43 MW each, are operated by Marianas Energy Company (MEC) under an Energy Conversion Agreement. On August 19, 2026, MEC informed GPA that its cylinder oil shipment is nearly two weeks delayed. The plants are operating at limited capacity due to low cylinder oil inventory.

a. Prior Events

In April 2026, Super Typhoon Sinlaku caused widespread devastation to the Federated States of Micronesia, the Commonwealth of the Northern Mariana Islands, and Guam. Guam suffered widespread power outages and flooding.

The Cabras Power Plant, Units 1 & 2, were permanently retired as of June 26, 2026 to comply with the negotiated Consent Decree between GPA, US Environmental Protection Agency, and US Department of Justice. The retirement of the Cabras units significantly decreased the baseload capacity on Guam.

In early July 2026, Typhoon Bavi impacted Guam with massive storm surges and over 15 inches of rainfall causing damage to public and private infrastructure. Guam suffered power and communication outages. Guam Ukudu Power, LLC (GUP), the owner and operator of the baseload 198 MW Ukudu Power Plant experienced unforeseen mechanical failure to its steam turbine generator, requiring long-lead replacement parts from the turbine manufacturer. The outage of the steam turbine directly reduced the power plant's output by 69 MW. Unable to operate in a combined cycle scenario and limited by its air permit requirements, the plant's output was further reduced by nearly 90 MW.

On July 17, 2026, the GPA General Manager issued a Certificate of Emergency for Procurement to Temporarily Increase Generation Capacity resulting in a 60-day contract with Aggreko International for up to 20 MW of temporary power services. Aggreko is providing 15 MW of temporary generation capacity.

2. UNFORESEEN EVENTS IMPACTING GENERATION CAPACITY

The pre-existing energy capacity shortfall caused by the Ukudu STG outage resulting from *force majeure* is exacerbated by the subsequent limited operations of baseload units Piti 8 & 9 and the unavailability of YCT and DCT 1. The significant shipping delay of the cylinder oil is a result of the global petroleum crisis and the unusually active El Nino season. The cylinder oil is not available in bulk supply on island and requires special order shipped to Guam.

When baseload power plants are offline or operating with limited production, GPA's CTs serve as alternate power generation. In this case, only 3 of the 5 CTs are available. Further, the 15 MW Aggreko temporary power services contract expires in mid-September 2026.

3. THREATS TO PUBLIC HEALTH, WELFARE, OR SAFETY, OR THE HEALTH AND SAFETY OF THE ENVIRONMENT

As recited in GPA's July 2026 Certificate of Emergency and US DOE's Emergency Order issued August 5, 2026, the potential loss of power through curtailment or outages to critical infrastructure, homes, businesses, and national defense assets on Guam presents a serious risk to public health and safety and national security. While the load shedding outages are designed to be brief (<1 hour or less), the

Certificate of Emergency

August 29, 2026

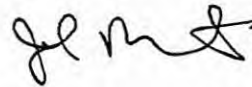
Page 3 of 3

frequency and duration depend on the generation capacity and demand. Frequent and prolonged outages negatively impact critical needs of residents and businesses, especially hospitals, medical clinics, public infrastructure (traffic lights, streetlights, water and wastewater operations), telecommunication, and other services supporting at-risk persons.

4. EMERGENCY PROCUREMENT

GPA must ensure sufficient energy generation capacity for Guam. Considering the foregoing, GPA must act immediately to return to service Yigo CT and Dededo CT 1. As the bid for PMC services is based on the operations and general maintenance of the CTs, and major, unexpected repairs are generally not included in the scope of work of the PMC bid, the emergency repairs to YCT and DCT 1 are not impacted by and do not impact the current stay of procurement⁴.

The procurement of services for inspection, recommendation of work, and repairs utilizing skilled technical support to return to service Yigo CT and Dededo CT 1. The inspection and recommendation shall occur within 30 days. The repairs shall be promptly completed thereafter. These services are necessary and prudent as it will increase generation capacity and mitigate frequent and prolonged load shedding outages.



TR

John M. Benavente, P.E.
GENERAL MANAGER

Attachment: Determination of Need

Cc: CCU
Legal Counsel
CFO
AGMO

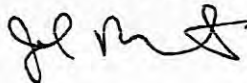
⁴ Re-Bid MS IFB GPA-015-25

AFFIRMATION & VERIFICATION

WHEREFORE, the foregoing Certificate of Emergency for Procurement to Increase Generation Capacity dated August 29, 2026, expressly incorporates by reference the entire unaltered contents of the appended true and correct copy of the Determination of Need for Emergency Procurement, 5 GCA § 5215(b)(2)(A); and

WHEREFORE, I solemnly affirm that the contents of the appended Determination of Need for Emergency Procurement are true, correct, and complete, to my best, informed knowledge, and good faith belief, 5 GCA § 5215(b)(2); and

THEREFORE, I declare under penalty of perjury that the foregoing Certificate of Emergency for Procurement to Increase Generation Capacity dated August 29, 2026, is true, correct, and complete to my best, informed knowledge, and good faith belief, 5 GCA § 5215(b)(2)(B).



TR

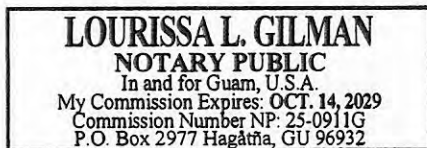
John M. Benavente, P.E.
General Manager

Dated: August 29, 2026

CERTIFICATION OF COPY

Village of Mangilao)
) ss.
Island of Guam)

On this 4th day of September, 2026, I certify that the preceding or attached document, is a true, exact, complete, and unaltered copy made by me of Certificate of Emergency (5 GCA § 5215) Procurement to Increase Generation Capacity, presented to me by the document's custodian, Brenda Perez Aguon, Legal Analyst, and that, to the best of my knowledge, the photocopied document is neither a public record nor a publicly recordable document, certified copies of which are available from an official source other than a notary.



A handwritten signature in blue ink, appearing to read "Lourissa Gilman", written over a horizontal line.

Lourissa Gilman





GUAM POWER AUTHORITY

ATURIDÁT ILEKTRESEDÁT GUAHAN
P.O.BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

GMI AGMA2657
August 29, 2026

MEMORANDUM

To: Assistant General Manager, Administration
Assistant General Manager, Engineering & Technical Services
Supply Management Administrator

From: General Manager

Subject: **Emergency Procurement to Increase Generation Capacity (YCT & DCT 1)
Determination of Need**

On August 29, 2026, I issued a Certificate of Emergency authorizing the emergency procurement to increase power generation capacity through the immediate repair and return to service of Yigo CT and Dededo CT 1. The Certificate clearly recites the need for such services.

Please proceed with the procurement pursuant to the following:

1. The estimated total cost of services is \$800,000 (YCT) but shall not exceed \$1.5 million.
2. The source of funding is GPA revenue funds (account number 58000.107344.102).

tr

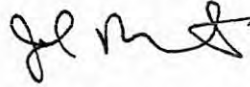
John M. Benavente, P.E.
GENERAL MANAGER

AFFIRMATION & VERIFICATION

WHEREFORE, the foregoing Certificate of Emergency for Procurement to Increase Generation Capacity dated August 29, 2026, expressly incorporates by reference the entire unaltered contents of the appended true and correct copy of the Determination of Need for Emergency Procurement, 5 GCA § 5215(b)(2)(A); and

WHEREFORE, I solemnly affirm that the contents of the appended Determination of Need for Emergency Procurement are true, correct, and complete, to my best, informed knowledge, and good faith belief, 5 GCA § 5215(b)(2); and

THEREFORE, I declare under penalty of perjury that the foregoing Certificate of Emergency for Procurement to Increase Generation Capacity dated August 29, 2026, is true, correct, and complete to my best, informed knowledge, and good faith belief, 5 GCA § 5215(b)(2)(B).



TR

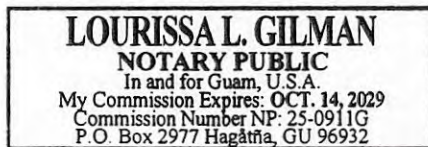
John M. Benavente, P.E.
General Manager

Dated: August 29, 2026

CERTIFICATION OF COPY

Village of Mangilao)
) ss.
Island of Guam)

On this 4th day of September, 2026, I certify that the preceding or attached document, is a true, exact, complete, and unaltered copy made by me of Determination of Need for Emergency Procurement of Generation Capacity (YCT & DCT1), presented to me by the document's custodian, Brenda Perez Aguon, Legal Analyst, and that, to the best of my knowledge, the photocopied document is neither a public record nor a publicly recordable document, certified copies of which are available from an official source other than a notary.



A handwritten signature in blue ink, reading "Lourissa Gilman".

Lourissa Gilman

