



OFFICE OF THE GOVERNOR
HAGÁTÑA, GUAM 96910
U.S.A.

EXECUTIVE ORDER NO. 2009- 02

RELATIVE TO DECLARING A CONTINUING STATE OF EMERGENCY AT THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the District Court of Guam in Civil Case No. 02-00022 ordered the appointment of a Receiver, namely Gershman, Brickner & Bratton, Inc. (hereinafter referred to as "GBB" or "Receiver"), to manage, supervise and oversee the Solid Waste Management Division (hereinafter referred to as "SWM") of the Department of Public Works, and enforce the terms of the Consent Decree in this case; and

WHEREAS, the Receiver has completed an initial assessment of the SWM and determined that the division's equipment and services are in dire need of upgrade and repair and there exists the need to procure the goods and service to upgrade and repair the equipment and services through emergency procurement; and

WHEREAS, these goods and services to be procured are critical to the health and safety of the residents of Guam and the employees of the Solid Waste Management Division; and

NOW THEREFORE, I, FELIX P. CAMACHO, Governor of Guam, by virtue of the authority vested to me by the Organic Act of Guam, as amended, do order:

1. **Extended Declaration of a State of Emergency.** A state of emergency continues to exist at the Department of Public Works (DPW);
2. **Authorization for Emergency Procurement.** Pursuant to 5 G.C.A § 5215, authorizing emergency procurement upon executive order, this Executive Order shall continue authorizations of emergency procurement of goods and services identified by the Receiver as necessary to enforce the terms of the Consent Decree in the United States District Court of Guam, Civil Case No. 02-00022;
3. **Documentation of Expenses.** The Department of Public Works is hereby instructed to keep appropriate documentation of all emergency expenses for inspection by the Executive and Legislative Branches and the Public Auditor; and
4. **Purpose of Emergency Procurement.** Emergency procurement may be used for the procurement of any goods and services responding to this emergency and will continue for thirty (30) days after the date of this Executive Order as provided in § 5215 of Title 5, Guam Code Annotated.

SIGNED AND PROMULGATED at Hagåtña, Guam this 2nd day of February, 2009.

FELIX P. CAMACHO
I Maga' lahen Guåhan
Governor of Guam

COUNTERSIGNED:

MICHAEL W. CRUZ, M.D.
I Segundu Maga' lahen Guåhan
Lieutenant Governor of Guam

