



**OFFICE OF THE GOVERNOR
HAGÂTÑA, GUAM 96910
U.S.A.**

EXECUTIVE ORDER NO. 2015-011

**RELATIVE TO DECLARING AN EMERGENCY IN ORDER
TO EXPEDITE THE REPAIR OF ROUTE 1, MARINE CORPS DRIVE**

WHEREAS, on July 20, 2015, major sections of roadway pavement on Route 1 Marine Corps Drive in East Hagåtña collapsed and failed as a result of what is believed to be groundwater from the cliff area above the road travelling along an existing storm drain and becoming trapped below the pavement, thus causing the pavement to be unstable;

WHEREAS, Route 1 is the island's major thoroughfare running in a southwest-to-northeast direction, and is the primary road that leads to the Guam Memorial Hospital, the Guam Regional Medical City, the Guam Airport Authority and the Port Authority of Guam, as well as the island's major commercial areas and high density residential neighborhoods; and

WHEREAS, the failed and damaged area of Route 1 is extremely hazardous to motor vehicles and the travelling public and is causing tremendous traffic congestion and great public safety and welfare concerns; and

WHEREAS, the Organic Act of Guam provides that *I Maga'Låhen Guåhan*, Governor of Guam, is tasked with responsibility of overseeing the health and safety of the people of Guam, and is further charged with overseeing the roads and public transportation needs of Guam's citizens; and

WHEREAS, through the Department of Public Works, the people of Guam are the beneficiaries of certain Federal programs and funds for the construction and improvement of Guam's roads and highways; and

WHEREAS, federal funds appropriated to the executive branch of the government of Guam for Federal-aid highway projects and activities are ultimately the responsibility of the Governor of Guam as the chief executive officer of the executive branch.



NOW, THEREFORE, I, EDDIE BAZA CALVO, Governor of Guam, by virtue of the authority vested in me by the Organic Act and laws of Guam, do hereby order and direct as follows:

1. **Declaration of State of Emergency.** A state of emergency is hereby declared for the island of Guam as a result of the roadway pavement failure that occurred on July 20, 2015, on Route 1, Marine Corps Drive.
2. **Emergency Procurement and Emergency Expenses.** Pursuant to §5215 of Title 5, Guam Code Annotated, authorizing emergency procurement upon executive order, this Executive Order shall authorize emergency procurement for the Department of Public Works (DPW) to be exercised by the DPW Director or his designee for all related costs and expenses resulting and arising from the Route 1 roadway pavement failure.
3. **Authorization for the Utilization of Federal-aid Highway Funds.** With the approval of the Federal Highway Administration (FHWA), the DPW Highway Division is authorized to use available Federal-aid highway funds to pay for the emergency procurement and emergency expenses of any goods or services related to the necessary repair, reconstruction and restoration of Route 1, including debris removal, heavy equipment rental, supplies and materials, or other expenditures.
4. **Authorization for Overtime.** Authorization is given for the payment of overtime, both for exempt and non-exempt employees, to work in excess of forty (40) hours a week in order to complete the Route 1 repair. Overtime expenses shall be paid for with available Federal-aid highway funds as authorized in Section 3 above of this Executive Order. The DPW Director is authorized to determine the eligibility of overtime expenditures resulting from work performed, and the prior approval of the DPW Director shall be obtained prior to incurring any overtime or other expenses. The failure to obtain such prior approval shall be grounds for denying reimbursement.
5. **Documentation of Expenses.** All departments and agencies are hereby instructed to keep appropriate documentation on all emergency expenses authorized by this Executive Order for inspection by the Executive and Legislative Branches and by the Public Auditor of Guam, and in



anticipation of review and approval by the federal government, including the FHWA.

SIGNED AND PROMULGATED at Hagåtña, Guam, this 24th day of July, 2015.

A stylized, handwritten signature in blue ink, consisting of several sweeping, interconnected strokes.

EDDIE BAZA CALVO

I Maga'Låhen Guåhan
Governor of Guam