



BEFORE THE GUAM PUBLIC UTILITIES COMMISSION

IN THE MATTER OF:) GPA Docket 23-21
)
GUAM POWER AUTHORITY BUCKET) **SUPPLEMENTAL**
TRUCKS) **ALJ REPORT**
)
)
_____)

INTRODUCTION

This matter comes before the Guam Public Utilities Commission [“PUC”] upon the Request of the Guam Power Authority [“GPA”] for PUC Approval to Purchase five (5) Bucket Trucks (55’foot) from the Federal Emergency Management Administration.¹

BACKGROUND

From the prior Order in this docket, it was noted that GPA had not reached a final decision as to whether to purchase the five FEMA bucket trucks. However, GPA has now confirmed that it does in fact desire to purchase these trucks. From GPA’s Request, certain facts appear. The five FEMA bucket trucks have been in GPA’s possession since about June 18 or 19. FEMA provided the trucks to GPA for its use during the Typhoon Marwar Recovery. The trucks are alleged to be near “brand new” and determined to be in good condition. However, as many as two of the trucks did require some repair. GPA has repaired one of the trucks, and the last truck will require repair if the purchase goes through. GPA should provide further information at the hearing on this matter as to the present condition the trucks. Most significantly, FEMA

¹ GPA’s Request dated September 23, 2023, along with Attachments, shall be deemed to be an amendment to the Petition in this matter. At the PUC meeting on August 31, 2023, GPA GM John Benavente also orally requested that the PUC approve the purchase of the five bucket trucks from FEMA.

has only given GPA until October 13, 2023, to purchase the trucks. Therefore, a decision must be made by the PUC on an emergency basis as to whether to authorize the purchase. The CCU previously did authorize GPA to purchase up to ten bucket trucks.²

ANALYSIS

As previously discussed in this Docket, GPA may be able to purchase the bucket trucks from FEMA through the Federal General Services Administration. See 48U.S. Code §1469e and 5 GCA §5122. GPA has already received a sales quote from the Federal Contracts Corporation to purchase the five trucks at a cost of \$395,400.00 each. The quote indicates VIN dates of 2023 for three of the trucks and VIN dates of 2022 for two of the trucks.

Assuming that the trucks are in acceptable condition, the price of \$395,400 for each truck appears to be reasonable and desirable. Previously, GPA had estimated that the 55' bucket trucks cost in the range of \$500,000 each. GPA recently purchased two 45ft. reach bucket trucks at a cost of \$487,999 each.³

If GPA purchases bucket trucks through a bid process, it would likely take over one to two years for delivery of bucket trucks to Guam.⁴ With the FEMA bucket trucks, GPA already has possession and can use the trucks immediately.

The total cost of the bucket trucks will be \$1,977,000.00.

² GPA Resolution No. FY2023-23, Relative to the Approval to Purchase Bucket Trucks.

³ PUC Order, GPA Docket 23-21, dated August 31, 2023 at p. 7.

⁴ Id. at p. 8.

GPA believes that the manufacturer of the bucket trucks, Versalift, appears to be a very reputable company from its brochure.

Before the PUC authorizes this purchase, the ALJ recommends that GPA be required to establish the following at the September 28, 2023, PUC Meeting:

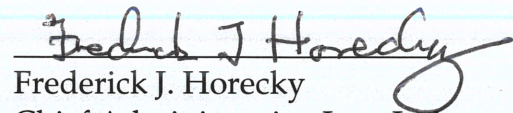
- (1) That it has the legal authority to purchase said trucks from FEMA and the Federal General Services Administration without a competitive procurement;
- (2) That the five bucket trucks are in a state of repair that justifies the purchase;
- (3) That GPA will receive adequate Warranties and Guarantees from FEMA, and the nature and extent of such warranties/guarantees;
- (4) That GPA will receive adequate proof of legal transfer of title to the bucket trucks, such as Bill of Sale, Certificate of Transfer/Ownership, etc.

CONCLUSION

If GPA satisfies the above requirements, the ALJ recommends that the PUC authorize GPA to purchase the five bucket trucks at a total cost of \$1,977,000.00 due to the lower cost and the present availability of the bucket trucks on island. The purchase appears to be a good opportunity for GPA to pursue.

A Proposed Order is submitted for the Commissioners' consideration.

Respectfully dated this 27th day of September, 2023.


Frederick J. Horecky
Chief Administrative Law Judge