BEFORE THE 2003 JUDICIAL COUNCIL OF GUAM
RESOLUTION NO. JC09-2003

RELATIVE TO OUTSTANDING
CAPITAL IMPROVEMENT PROJECTS

WHEREAS, the Judicial Building Fund is under the purview and control of the Judicial Council of Guam;

WHEREAS, the generated revenue for FY 2003 of the Judicial Building Fund decreased by 27% as compared to the generated revenue for FY 2002;

WHEREAS, the projected revenue of the Judicial Building Fund for FY 2004 shows a further decrease as compared to FY 2003;

WHEREAS, the proposed FY 2004 Budget of the Judicial Building Fund for FY 2004 prepared by the Superior Court of Guam shows a deficit budget of approximately $110,768.00.

WHEREAS, there is a need to review the priority of outstanding capital improvement projects considering the decreasing revenues of the Judicial Building Fund;

NOW, THEREFORE, BE IT RESOLVED, that all appropriations for prior years capital improvements projects of the Judicial Building Fund in which contracts have not been entered into are hereby deappropriated;

BE IT FURTHER RESOLVED, that all encumbrances for prior years capital improvement projects of the Judicial Building Fund in which contracts have not been entered into are hereby unencumbered;

BE IT FURTHER RESOLVED, that any and all expenditures for contractual services (object category 230) and capital outlay (object category 450) from the Judicial Building Fund from the effective date of this resolution shall receive the prior written approval of the Chairman of the Judicial Council and the Acting Administrative Director of the Superior Court of Guam.

BE IT FURTHER RESOLVED, that from the effective date of this resolution, the controller or other certifying officers of the Judicial Building Fund are prohibited from certifying funds for contractual services or capital outlay expenses for FY 2003 and FY 2004 without the prior written approval of the Chairman of the Judicial Council and the Acting Administrator of the Superior Court of Guam; and

BE IT FURTHER RESOLVED, that a subcommittee of the Judicial Council, to be referred to as the "Capital Improvement Projects Subcommittee" is hereby formed and shall be chaired by Judge Steven S. Unpingco. The subcommittee shall be staffed by the Acting Administrative Director of the Superior Court and any employees assigned by the Acting Administrative Director. The subcommittee is tasked with reviewing all outstanding and proposed capital improvement projects. The subcommittee shall then recommend to the Judicial Council the projects that should be approved and funded and the priority of the projects. The subcommittee is requested to submit its report within 30 days.

DULY ADOPTED BY THE JUDICIAL COUNCIL OF GUAM this 1st day of December, 2003.

CHIEF JUSTICE F. PHILIP CARBULLIDO
Chairman

Date: 12/1/03

ATTEST:

JULIE M. LUJAN-TORRES, Secretary

Date: 12/1/03