

**BOARD OF DIRECTORS**

*Daniel J. Tydingco, Chairman*  
*Michael T. Benito, Vice Chairman*  
*Jovyna S. A. Lujan, Secretary*  
*Eduardo R. Ilao, Member*  
*Mary Michelle Gibson, Member*



**RELATIVE TO THE APPROVAL OF THE TARIFF REGULATIONS AND RATES  
 OF THE PORT AUTHORITY OF GUAM**

**BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE PORT AUTHORITY OF GUAM:**

**WHEREAS**, Public Law 30-52 placed the Jose D. Leon Guerrero Commercial Port under the oversight of the Public Utilities Commission (PUC) for establishment or modifications of rates and other charges; and

**WHEREAS**, Public law 30-52 mandates the Port shall submit to the Commission the results from a study of existing rates, charges and cost of services no later than December 31, 2010; and

**WHEREAS**, on April 1, 2010, the PUC approved the Port's request to issue RFP No. 010-005, Professional Services for Comprehensive Tariff Study, subject to inclusions of the changes recommended by the PUC Counsel; and

**WHEREAS**, on September 15, 2010, the PUC approved the Consultant Agreement between the Jose D. Leon Guerrero Commercial Port (Port Authority of Guam) and the Cornell Group Incorporation effective as of June 1, 2010; and

**WHEREAS**, on November 13, 2010, a working session was held with Board of Directors, management, tariff committee members and tariff consultants on the proposed terminal tariff regulations and rate changes; and

**WHEREAS**, on November 23, 2010, the Board of Directors approved the proposed terminal tariff regulations and rate changes prepared by the Cornell Group and to further reassess the tariff on an annual basis, calibrate it to the level of activity, cost of living adjustments, inflations and the general economic climate; and

**WHEREAS**, on December 30, 2010 the Port submitted to PUC a tariff study and consultant report of the agency's existing rates, charges and cost of services; and

**WHEREAS**, on January 28, 2011, the Port published a notice of the existing rates, proposed rates change and percentage of rates change in a newspaper of general circulation and the Port's official website, at least 60 days prior to submitting the proposed rate change to the Commission;

**NOW THEREFORE BE IT RESOLVED:**

The Board of Directors approves the proposed rate change published on January 28, 2011 and adopt the Terminal Tariff regulations prepared by the Cornell Group and to further assess the tariff on an annual basis, calibrate it to the level of activity, cost of living adjustments, inflations and general economic climate; and be it further

**RESOLVED**, that the Chairman certify to and the Secretary attest the adoption hereof and that a copy of this resolution be transmitted to the Public Utilities Commission.

**PASSED AND ADOPTED BY A MAJORITY VOTE BY THE BOARD OF DIRECTORS  
 THIS 23<sup>rd</sup> DAY OF June, 2011.**

**DANIEL J. TYDINGCO**  
**CHAIRMAN, BOARD OF DIRECTORS**  
**PORT AUTHORITY OF GUAM**

**JOVYNA S.A. LUJAN**  
**SECRETARY, BOARD OF DIRECTORS**  
**PORT AUTHORITY OF GUAM**

