

BOARD OF DIRECTORS

*Francisco G. Santos, Chairman
Oscar A. Calvo, Vice Chairman
Timothy T. Kernaghan, Board Secretary
Melanie R. Mendiola, Member*



Resolution No. 2016-05

RELATIVE TO FILING THE MODIFIED ACCELERATED TARIFF PETITION TO THE PUBLIC UTILITIES COMMISSION TO SUPPORT CRITICAL PORT MODERNIZATION PROJECTS AND OTHER SUSTAINABILITY RELATED CAPITAL INVESTMENTS ASSOCIATED WITH PROJECTS IDENTIFIED IN THE PORT OF GUAM MASTER PLAN UPDATE 2013

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE JOSE D. LEON GUERRERO COMMERCIAL PORT:

WHEREAS, was created by Public Law 13-87 on October 31, 1975; and

WHEREAS, the Jose D. Leon Guerrero Commercial Port, through its Board of Directors, has the responsibility to ensure sustainable operations of the Commercial Port and improve upon services to the people of Guam; and

WHEREAS, on October 22, 2012, the Port filed its 20-Year Financial Plan and 5-Year Rate Plan describing certain near and long term sustainability projects with the Public Utilities Commission; and

WHEREAS, on July 19, 2013, the Port filed the Interim Tariff Petition with the Public Utilities Commission that was subsequently approved through Order of the Commission dated January 30, 2014, PAG Docket No. 13-01; and

WHEREAS, the Ordering Provisions of Public Utilities Commission PAG Docket No. 15-04 required the Port to file a multi-year Rate Plan by October 1, 2016; and

WHEREAS, the Port reengaged its Owner's Agent/Engineer to revisit, update and modify the current 5-Year Tariff Petition that was filed by the Port to the PUC on June 1, 2015; and

WHEREAS, it has been clearly determined through further financial analysis that there should now be annual adjustments in the Port's Terminal Tariff over the next five years in the amount of 7% for years 1 and 2, and a 1% increase for the years 3 through 5, followed by increases to subsequent years at the rate of 3.95%; and

WHEREAS, the Port now moves to adopt and approve the findings and recommendations contained in the 5-Year Accelerated Tariff Petition Analysis (2017-2021) prepared by Parsons Brinckerhoff dated September 7, 2016; and

WHEREAS, the Port hereby acknowledges that by doing so, that the newly adopted analysis, findings and recommendations contained in the updated report memo supersedes and compliments the previously approved Tariff Petition that is party to PAG Docket 15-04; now therefore be it

RESOLVED, the Board of Directors hereby adopts the recommendations contained in the report memo analysis and hereby authorize Management to file the modified 5-Year Accelerated Tariff Petition to the Public Utilities Commission and to collaborate with the PUC consultants in this regard; and be it further

RESOLVED, the Board of Directors further approve the Tariff increases in the manner and schedule as detailed above and that any such increase shall take effect upon the approval of the Public Utilities Commission; and be it further

RESOLVED, the Board of Directors hereby authorizes the release of any Public Notice related to this modified 5-Year Accelerated Tariff Petition, if so determined necessary; and be it further

RESOLVED, the Chairman certify to, and the Secretary attest to, the adoption hereof and that a copy of this resolution be sent to the Public Utilities Commission, the Honorable Judith B. Won Pat, Speaker of the 33rd Guam Legislature, and the Honorable Thomas C. Ada, Oversight Chair for the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement.

PASSED AND ADOPTED UNANIMOUSLY BY THE BOARD OF DIRECTORS THIS 7th DAY OF SEPTEMBER, 2016.


**FRANCISCO G. SANTOS
CHAIRMAN, BOARD OF DIRECTORS
PORT AUTHORITY OF GUAM**


**TIMOTHY T. KERNAGHAN
BOARD SECRETARY, BOARD OF DIRECTORS
PORT AUTHORITY OF GUAM**

