

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
RESOLUTIONS

Resolution No.	Sponsor	Title	Date Intro	Date of Presentation	Date Adopted	Date Referred	Referred to	PUBLIC HEARING DATE	DATE AUTHORS REPORT FILED	NOTES
220-37 (LS)	Amanda L. Shelton	Relative to recognizing the observance of "Port Week" during the week of October 16 to October 20, 2023; and commending the employees, management, and Board of Directors of the Jose D. Leon Guerrero Commercial Port Authority of Guam on its Forty-eighth (48th) Year Anniversary celebration.	10/12/23 12:44 p.m.	10/16/23 9:00 a.m.	10/13/23 3:24 p.m.					

Resolution No. 220-37 (LS)

Introduced by:

Amanda L. Shelton	William A. Parkinson
Chris Barnett	Sabina Flores Perez
Frank Blas, Jr	Roy A. B. Quinata
Joanne Brown	Jose S. San Agustin
Christopher M. Duenas	DeWayne T.D. San Nicolas
Thomas J. Fischer	Telo T. Tarrage
Jesse A. Lujan	Theresa M. Terlaji
Tina Rose Mufia Barnes	



10/13/23
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6:05 PM

Relative to recognizing the observance of "Port Week" during the week of October 16 to October 20, 2023; and commending the employees, management, and Board of Directors of the Jose D. Leon Guerrero Commercial Port Authority of Guam on its Forty-eighth (48th) Year Anniversary celebration.

BE IT RESOLVED BY THE COMMITTEE ON RULES *I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN*:

WHEREAS, the Jose D. Leon Guerrero Commercial Port (Port) was established as a public corporation and autonomous government agency through the enactment of Public Law 13-87 on October 31, 1975, providing maritime transportation services to local, private, federal and military customers as the only commercial seaport on Guam; and

WHEREAS, this year marks the Forty-eighth (48th) Year Anniversary of the agency, which has journeyed through a timeline of significant events and developments; and over the last forty-eight (48) years, the Port has developed into a major transshipment center for the entire Western Pacific Region; and

WHEREAS, with a total of three hundred eighty-two (382) dedicated employees working under the guidance of management and the Board of Directors, the Port has made great strides in executing modernization initiatives to provide safe and uninterrupted services to Guam's community and its neighboring islands; and

WHEREAS, the Port is to be commended for the many successes over the past year, including the 2023 Master Plan that will further enhance the Port's core capabilities, achieve resiliency, and implement new strategies based on the agency's financial, operations, and sustainability needs; and

WHEREAS, the Port has grown and evolved into a world-class commercial seaport that has fostered a strong partnership with the U.S. Department of Defense (DOD) INDOPACOM; and it continues to upgrade its facilities and replace its equipment to better serve its commercial customers and DOD's readiness plans; and

WHEREAS, much success has been achieved by employing financial prudence which resulted in the Port, once again, achieving low-risk auditee status; and this is the fourth (4th) consecutive year that the Port received this designation since the time it failed to obtain this audit opinion in Fiscal Years 2017 and 2018; and

WHEREAS, the Port concluded Fiscal Year 2022 with a net position of \$26.4 Million Dollars, marking a significant increase of \$12.6 Million Dollars [or ninety-one percent (91%)] from Fiscal Year 2021's net position of \$13.8 Million Dollars; and with its container count numbers growing from eighty-six thousand seven hundred eighty (86,780) in Fiscal Year 2021 to eighty-nine thousand fifty-two (89,052) containers in Fiscal Year 2022, indicating a 2.5% increase; and

WHEREAS, Standard and Poor's (S&P) Global Ratings upholds its outlook for the Port as stable and affirms its 'A' long-term rating on the agency's outstanding series 2018 Port Revenue Bonds. S&P's overall assessment of the Authority's enterprise profile is strong, reflecting very strong economic fundamentals, an adequate market position, and strong governance; and

WHEREAS, Moody's Investors Service maintains its outlook for the Port Authority of Guam as stable (Ba2), pointing to low leverage, strong liquidity, its ability to remain fully operational during the coronavirus pandemic and its ability to support solid debt service coverage and liquidity levels; and

WHEREAS, the island's chief procurement officer renewed the full delegation of procurement authority granted to General Manager Rory J. Respcio pursuant to the Guam Procurement Law. In May 2020, the Port's delegating authority was reinstated after fourteen (14) years of losing its right to procure goods and services on its own; and since then, this delegation has been renewed every year; and

WHEREAS, the Port held groundbreaking ceremonies for two (2) projects that are part of the Port Modernization Program, to include: (1) the Equipment, Maintenance and Repair (EQMR) Building and Warehouse 1 Rehabilitation and Upgrade; and (2) the Waterline Replacement and Relocation Project, which is the relocation of the main sixteen (16)-inch diameter feeder line that will run from Route 11 along the perimeter of the terminal yard; and

WHEREAS, on February 9, 2023, the Port Authority of Guam was bestowed with the "First Place Platinum Award" for its Fiscal Year 2021 Citizen-Centric Report (CCR); and this is the second time that the Port has received the "First Place Excellence in Citizen-Centric Reporting Award" from the Association of Government Accountants, Guam Chapter; and

WHEREAS, in April of 2023, the Port Authority of Guam won another national distinguished award for transparency and communication with the public regarding how the agency spends ratepayer dollars, as the National Association of Government Accountants awarded the Port with the "Certificate of Excellence in Citizen-Centric Reporting" for Fiscal Year 2022; and

WHEREAS, the Port's recovery from Typhoon Mawar's destruction is a result of the Port management's leadership and the dedicated Port-Strong employees who worked alongside federal, local, and industry partners, which allowed cargo operations to resume just three (3) days after Typhoon Mawar devastated the island; and

WHEREAS, other milestones include numerous PAG projects funded by federal grant awards, Port revenue bonds, and PAG funds. The Port Authority of Guam was awarded the U.S. DOT MARAD Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant which initiated environmental and historic review of the project as part of the National Environmental Protection Act (NEPA) process to ensure that the project is executed in a sustainable manner that also respects the history of Guam; and

WHEREAS, the Port Authority of Guam received funds from the U.S. Department of Homeland Security (DHS)/Federal Emergency Management Agency (FEMA) Port Security Grant Program (PSGP), which awarded One Hundred Twenty-four Thousand Seven Hundred Seventy-nine Dollars (\$124,779) in Fiscal Year 2023 for the acquisition of boat trailers, active shooter personal protection equipment (PPE), and other equipment for Port Police personnel; and

WHEREAS, the Port Authority of Guam received the U.S. DOT MARAD Grant Cooperative Program, which completed the final remaining projects from the \$50 Million Dollar Guam Commercial Port Improvement (GCP) Program, and submitted the final close-out report; and

WHEREAS, the Port Authority of Guam also received from the Office of Local Defense Community Cooperation (formerly, the Office of Economic Adjustment—OEA) a \$1.45 Million Dollar grant for Owner Agent Engineer services to assist the Port with sustaining and enhancing operational effectiveness, resiliency, sustainability, and contingency survivability of Port infrastructure and equipment; and

WHEREAS, the Port Authority of Guam received funds from the U.S. Economic Development Administration (EDA) Disaster Supplemental Grant Program, which awarded a contract for Architectural and Engineering (A&E) services for the construction of a fuel pipeline to connect F1 Pier and Golf Pier to provide resiliency to Guam's energy industry; and

WHEREAS, the Port Authority of Guam also received funds from the U.S. Environmental Protection Agency (USEPA) Diesel Emissions Reduction Act (DERA) Grant Program, which was used to purchase four (4) container yard tractors to upgrade the Port's fleet of container handling equipment; complete the installation of forty-eight (48) moorage buoy systems at the Harbor of Refuge to support both local and transient boaters; complete the repair of the north-side public ramp carwalk at the *Hagat* Marina; and nearing completion for the installation of Dock B, also at the *Hagat* Marina; and

WHEREAS, the Port Authority of Guam has completed several PAC-funded projects, such as the completion of the Container Freight Station (CFS) Building repainting and spall repair project, as well as awarded projects to construct a new bathroom facility and install new Closed-Circuit Television (CCTV) cameras at the *Hagat* Marina; and

WHEREAS, the employees, management, and Board of Directors of the Jose D. Leon Guerrero Commercial Port remain committed to taking on the challenges of modernizing the Port in a sustainable manner to meet the ever-changing needs of the island and the region's economic growth; now therefore, be it

RESOLVED, that the Committee on Rules of *I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN* does hereby, on behalf of *I Liheslaturan Guáhan* and the people of Guam, recognize the observance of "Port Week" during the week of October 16 to October 20, 2023; and commend the employees, management, and Board of Directors of the Jose D. Leon Guerrero Commercial Port Authority of Guam on its Forty-Eighth (48th) Year Anniversary celebration; and be it further

RESOLVED, that the Speaker and the Chairperson of the Committee on Rules certify, and the Legislative Secretary attest to, the adoption hereof, and that copies of the same be thereafter transmitted to Mr. Rory J. Respcio, General Manager of the Jose D. Leon Guerrero Commercial Port; to Ms. Dorothy P. Harris, Vice Chairperson of the Jose D. Leon Guerrero Commercial Port Board of Directors; and to the Honorable Lourdes A. Leon Guerrero, *I Maqá'hagat Guáhan*.

DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES OF *I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN* ON THE 13TH DAY OF OCTOBER 2023

Therese M. Terlaji
THERESE M. TERLAJI
Speaker

Chris Barnett
CHRIS BARNETT
Chairperson, Committee on Rules

Amanda L. Shelton
AMANDA L. SHELTON
Legislative Secretary



I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN
2023 (FIRST) Regular Session

Resolution No. 220-37 (LS)

Introduced by:

Amanda L. Shelton
Chris Barnett
Frank Blas, Jr.
Joanne Brown
Christopher M. Dueñas
Thomas J. Fisher
Jesse A. Lujan
Tina Rose Muña Barnes
William A. Parkinson
Sabina Flores Perez
Roy A.B. Quinata
Joe S. San Agustin
Dwayne T.D. San Nicolas
Telo T. Taitague
Therese M. Terlaje

Relative to recognizing the observance of “Port Week” during the week of October 16 to October 20, 2023; and commending the employees, management, and Board of Directors of the Jose D. Leon Guerrero Commercial Port Authority of Guam on its Forty-eighth (48th) Year Anniversary celebration.

1 **BE IT RESOLVED BY THE COMMITTEE ON RULES OF I**
2 ***MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN:***

3 **WHEREAS**, the Jose D. Leon Guerrero Commercial Port (Port) was established
4 as a public corporation and autonomous government agency through the enactment of
5 Public Law 13-87 on October 31, 1975, providing maritime transportation services to
6 local, private, federal and military customers as the only commercial seaport on Guam;
7 and

1 **WHEREAS**, this year marks the Forty-eighth (48th) Year Anniversary of the
2 agency, which has journeyed through a timeline of significant events and developments;
3 and over the last forty-eight (48) years, the Port has developed into a major
4 transshipment center for the entire Western Pacific Region; and

5 **WHEREAS**, with a total of three hundred eighty-two (382) dedicated employees
6 working under the guidance of management and the Board of Directors, the Port has
7 made great strides in executing modernization initiatives to provide safe and
8 uninterrupted services to Guam's community and its neighboring islands; and

9 **WHEREAS**, the Port is to be commended for the many successes over the past
10 year, including the 2023 Master Plan that will further enhance the Port's core
11 capabilities, achieve resiliency, and implement new strategies based on the agency's
12 financial, operations, and sustainability needs; and

13 **WHEREAS**, the Port has grown and evolved into a world-class commercial
14 seaport that has fostered a strong partnership with the U.S. Department of Defense
15 (DOD) INDOPACOM; and it continues to upgrade its facilities and replace its
16 equipment to better serve its commercial customers and DOD's readiness plans; and

17 **WHEREAS**, much success has been achieved by employing financial prudence
18 which resulted in the Port, once again, achieving low-risk auditee status; and this is the
19 fourth (4th) consecutive year that the Port received this designation since the time it
20 failed to obtain this audit opinion in Fiscal Years 2017 and 2018; and

21 **WHEREAS**, the Port concluded Fiscal Year 2022 with a net position of \$26.4
22 Million Dollars, marking a significant increase of \$12.6 Million Dollars [or ninety-one
23 percent (91%)] from Fiscal Year 2021's net position of \$13.8 Million Dollars; and with
24 its container count numbers growing from eighty-six thousand seven hundred eighty
25 (86,780) in Fiscal Year 2021 to eighty-nine thousand fifty-two (89,052) containers in
26 Fiscal Year 2022, indicating a 2.5% increase; and

1 **WHEREAS**, Standard and Poor’s (S&P) Global Ratings upholds its outlook for
2 the Port as stable and affirms its 'A' long-term rating on the agency’s outstanding series
3 2018 Port Revenue Bonds. S&P’s overall assessment of the Authority’s enterprise
4 profile is strong, reflecting very strong economic fundamentals, an adequate market
5 position, and strong governance; and

6 **WHEREAS**, Moody’s Investors Service maintains its outlook for the Port
7 Authority of Guam as stable (Baa2), pointing to low leverage, strong liquidity, its ability
8 to remain fully operational during the coronavirus pandemic and its ability to support
9 solid debt service coverage and liquidity levels; and

10 **WHEREAS**, the island’s chief procurement officer renewed the full delegation
11 of procurement authority granted to General Manager Rory J. Respicio pursuant to the
12 Guam Procurement Law. In May 2020, the Port’s delegating authority was reinstated
13 after fourteen (14) years of losing its right to procure goods and services on its own;
14 and since then, this delegation has been renewed every year; and

15 **WHEREAS**, the Port held groundbreaking ceremonies for two (2) projects that
16 are part of the Port Modernization Program, to include: (1) the Equipment, Maintenance
17 and Repair (EQMR) Building and Warehouse 1 Rehabilitation and Upgrade; and (2)
18 the Waterline Replacement and Relocation Project, which is the relocation of the main
19 sixteen (16)-inch diameter feeder line that will run from Route 11 along the perimeter
20 of the terminal yard; and

21 **WHEREAS**, on February 9, 2023, the Port Authority of Guam was bestowed
22 with the “First Place Platinum Award” for its Fiscal Year 2021 Citizen-Centric Report
23 (CCR); and this is the second time that the Port has received the “First Place Excellence
24 in Citizen-Centric Reporting Award” from the Association of Government
25 Accountants, Guam Chapter; and

1 **WHEREAS**, in April of 2023, the Port Authority of Guam won another national
2 distinguished award for transparency and communication with the public regarding how
3 the agency spends ratepayer dollars, as the National Association of Government
4 Accountants awarded the Port with the “Certificate of Excellence in Citizen-Centric
5 Reporting” for Fiscal Year 2022; and

6 **WHEREAS**, the Port’s recovery from Typhoon Mawar’s destruction is a result
7 of the Port management’s leadership and the dedicated Port-Strong employees who
8 worked alongside federal, local, and industry partners, which allowed cargo operations
9 to resume just three (3) days after Typhoon Mawar devastated the island; and

10 **WHEREAS**, other milestones include numerous PAG projects funded by federal
11 grant awards, Port revenue bonds, and PAG funds. The Port Authority of Guam was
12 awarded the U.S. DOT MARAD Rebuilding American Infrastructure with
13 Sustainability and Equity (RAISE) Grant which initiated environmental and historic
14 review of the project as part of the National Environmental Protection Act (NEPA)
15 process to ensure that the project is executed in a sustainable manner that also respects
16 the history of Guam; and

17 **WHEREAS**, the Port Authority of Guam received funds from the U.S.
18 Department of Homeland Security (DHS)/Federal Emergency Management Agency
19 (FEMA) Port Security Grant Program (PSGP), which awarded One Hundred Twenty-
20 four Thousand Seven Hundred Seventy-nine Dollars (\$124,779) in Fiscal Year 2023 for
21 the acquisition of boat trailers, active shooter personal protection equipment (PPE), and
22 other equipment for Port Police personnel; and

23 **WHEREAS**, the Port Authority of Guam received the U.S. DOT MARAD Grant
24 Cooperative Program, which completed the final remaining projects from the \$50
25 Million Dollar Guam Commercial Port Improvement (GCPI) Program, and submitted
26 the final close-out report; and

1 **WHEREAS**, the Port Authority of Guam also received from the Office of Local
2 Defense Community Cooperation (formerly, the Office of Economic Adjustment–
3 OEA) a \$1.45 Million Dollar grant for Owner Agent Engineer services to assist the Port
4 with sustaining and enhancing operational effectiveness, resiliency, sustainability, and
5 contingency survivability of Port infrastructure and equipment; and

6 **WHEREAS**, the Port Authority of Guam received funds from the U.S. Economic
7 Development Administration (EDA) Disaster Supplemental Grant Program, which
8 awarded a contract for Architectural and Engineering (A&E) services for the
9 construction of a fuel pipeline to connect F1 Pier and Golf Pier to provide resiliency to
10 Guam’s energy industry; and

11 **WHEREAS**, the Port Authority of Guam also received funds from the U.S.
12 Environmental Protection Agency (USEPA) Diesel Emissions Reduction Act (DERA)
13 Grant Program, which was used to purchase four (4) container yard tractors to upgrade
14 the Port’s fleet of container handling equipment; complete the installation of forty-eight
15 (48) moorage buoy systems at the Harbor of Refuge to support both local and transient
16 boaters; complete the repair of the north-side public ramp catwalk at the *Hågat* Marina;
17 and nearing completion for the installation of Dock B, also at the *Hågat* Marina; and

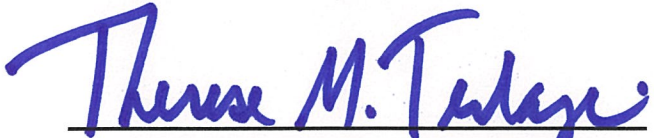
18 **WHEREAS**, the Port Authority of Guam has completed several PAG-funded
19 projects, such as the completion of the Container Freight Station (CFS) Building
20 repainting and spall repair project, as well as awarded projects to construct a new
21 bathroom facility and install new Closed-Circuit Television (CCTV) cameras at the
22 *Hågat* Marina; and

23 **WHEREAS**, the employees, management, and Board of Directors of the Jose D.
24 Leon Guerrero Commercial Port remain committed to taking on the challenges of
25 modernizing the Port in a sustainable manner to meet the ever-changing needs of the
26 island and the region’s economic growth; now therefore, be it

1 **RESOLVED**, that the Committee on Rules of *I Mina'trentai Siette Na*
2 *Liheslaturan Guåhan* does hereby, on behalf of *I Liheslaturan Guåhan* and the people
3 of Guam, recognize the observance of “Port Week” during the week of October 16 to
4 October 20, 2023; and commend the employees, management, and Board of Directors
5 of the Jose D. Leon Guerrero Commercial Port Authority of Guam on its Forty-Eighth
6 (48th) Year Anniversary celebration; and be it further

7 **RESOLVED**, that the Speaker and the Chairperson of the Committee on Rules
8 certify, and the Legislative Secretary attest to, the adoption hereof, and that copies of
9 the same be thereafter transmitted to Mr. Rory J. Respicio, General Manager of the Jose
10 D. Leon Guerrero Commercial Port; to Ms. Dorothy P. Harris, Vice Chairperson of the
11 Jose D. Leon Guerrero Commercial Port Board of Directors; and to the Honorable
12 Lourdes A. Leon Guerrero, *I Maga'hågan Guåhan*.


**DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES OF
I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN ON THE 13TH DAY
OF OCTOBER 2023.**



THERESE M. TERLAJE
Speaker



CHRIS BARNETT
Chairperson, Committee on Rules



AMANDA L. SHELTON
Legislative Secretary



COMMITTEE ON RULES

Chris Barnett, Chairperson, Committee on Rules

I Mina'trentai Siette Na Liheslaturan Guåhan

37th Guam Legislature

COMMITTEE VOTE SHEET

Resolution No. 220-37 (LS) - Amanda L. Shelton. - "Relative to recognizing the observance of "Port Week" during the week of October 16 to October 20, 2023; and commending the employees, management, and Board of Directors of the Jose D. Leon Guerrero Commercial Port Authority of Guam on its Forty-eighth (48th) Year Anniversary celebration."

	INITIAL	DATE	TO ADOPT	TO NOT ADOPT	TO ABSTAIN
Senator Chris Barnett Chairperson					
Senator Sabina Flores Perez Vice Chairperson	E-Vote	10/12/23	✓		
Speaker Therese M. Terlaje Member					
Vice Speaker Tina Rose Muña Barnes Member					
Legislative Secretary Amanda L. Shelton Member	<i>Ashelton</i>	10/12/23	✓		
Senator William A. Parkinson Member					
Senator Roy A. B. Quinata Member	E-Vote	10/12/23	✓		
Senator Joe S. San Agustin Member	E-Vote	10/12/23	✓		
Senator Dwayne T. D. San Nicolas Member	E-Vote	10/12/23	✓		
Senator Joanne Brown Minority Member					
Senator Christopher M. Dueñas Minority Member	E-Vote	10/12/23	✓		
Senator Thomas J. Fisher Minority Member					
Senator Telo T. Taitague Minority Member	E-Vote	10/12/23	✓		
For Sponsor's Office Use Only					
Sponsor Signature: <i>Ashelton</i>					
Staff Contact Person: Jay Milan					
For COR/Clerk's Office Use Only					
<u>7</u> Certified _____ Returned					
Name: Marie Crisostomo					
Date: October 13, 2023 at 3:24 p.m.					
Notes:					



Office of Senator

AMANDA L. SHELTON

Legislative Secretary & Chairwoman

Committee on Maritime and Air Transportation, Parks, Tourism, Higher Education, and the Advancement of Women, Youth and Senior Citizens

I Mina'trentai Siette Na Liheslaturan Guåhan • 37th Guam Legislature

October 13, 2023

MEMORANDUM

To: All Senators

37th Guam Legislature

From: Senator Amanda L. Shelton *Ashelton*

Re: Presentation Notice for Resolution No. 220-37 (LS)

Buenas yan Håfa Adai!

Resolution No. 220-37 (LS) - Amanda L. Shelton. – ““Relative to recognizing the observance of “Port Week” during the week of October 16 to October 20, 2023; and commending the employees, management, and Board of Directors of the Jose D. Leon Guerrero Commercial Port Authority of Guam on its Forty-eighth (48th) Year Anniversary celebration.”

The resolution will be presented on Monday, October 16, 2023, 9:00 AM, at the Port Administration Building.

We look forward to your attendance and participation.

