

**I MINA'TRENTA NA LIHESLATURAN GUÅHAN**  
**2010 (SECOND) Regular Session**

**Resolution No. 299-30 (COR)**

As substituted by the Author and amended.

Introduced by:

T. C. Ada  
F. B. Aguon, Jr.  
B. J.F. Cruz  
F. F. Blas, Jr.  
E. J.B. Calvo  
J. V. Espaldon  
Judith P. Guthertz, DPA  
T. R. Muña Barnes  
Adolpho B. Palacios, Sr.  
v. c. pangelinan .  
R. J. Respicio  
Telo Taitague  
Ray Tenorio  
Judith T. Won Pat, Ed.D.

**Relative to reaffirming the decree of P.L. 13-87 as it relates to the cargo handling requirements and its impacts on the Port Modernization Program and the resulting economic vitality of the Commercial Port of Guam.**

1           **BE IT RESOLVED BY I MINA'TRENTA NA LIHESLATURAN**  
2 **GUÅHAN:**

3           **WHEREAS**, the Jose D. Leon Guerrero Commercial Port (the 'Port') was  
4 established by P.L. 13-87 as a public corporation and autonomous government  
5 agency on October 1975; and

6           **WHEREAS**, the Port is charged with the responsibility of providing for  
7 the needs of ocean commerce, shipping, recreational and commercial boating,  
8 and navigation within Guam and its waters; and

9           **WHEREAS**, the Port is charged with providing continued support for  
10 the diversification of Guam's economy and positioning the island to  
11 participate in the growth of seaborne commerce and international trade that is  
12 expected to occur in the new millennium; and

13           **WHEREAS**, the Port is vested with the responsibility of overseeing the  
14 development of its assets and the implementation of policies and strategies to  
15 enable the efficient loading/unloading of goods and materials destined for  
16 retail operations in Guam and Micronesia, and to facilitate a smooth transition  
17 to the military-induced expansion of the population base; and

18           **WHEREAS**, the Port is embarking on a program to modernize its  
19 Commercial Port facilities and systems to accommodate the unprecedented  
20 magnitude of cargo increases related to the organic growth of Guam's  
21 population and the impending military build-up; and

1           **WHEREAS**, the operation of the Port needs to remain sustainable and  
2 fiscally viable following its investment in Capital Improvements; now,  
3 therefore, be it

4           **RESOLVED**, that Port facilities means channels, waterways, basins,  
5 seawalls, docks, piers, land areas, utilities, warehouses, cargo handling  
6 machinery and equipment, tugboats, barges, fire boats, and other works,  
7 properties, structures or other facilities owned or leased by or from the Port  
8 necessary for the development and operations of the Port of Guam, and  
9 recreational boating facilities of Guam; and be it further

10           **RESOLVED**, that Port means the Civil Port, small boat marinas, and all  
11 related facilities of Guam located on *Cabras Island, Apra Harbor, Agana Boat*  
12 *Basin*, and all other Government of Guam small boat marinas; and be it  
13 further

14           **RESOLVED**, that all commercial cargo, civilian and/or military buildup-  
15 related, destined for Guam, or to be transported from Guam, be processed  
16 exclusively at the Port Facilities under the authorization, control, and  
17 operation of the Port Authority of Guam; and be it further

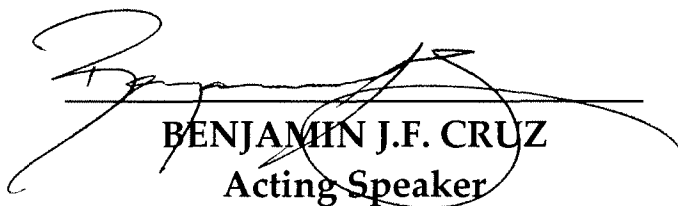
18           **RESOLVED**, that all trans-shipment of commercial cargo, destined for  
19 other Marianas Islands, be off-loaded and processed through the Commercial  
20 Port of Guam; and be it further

21           **RESOLVED**, that the Port and the U.S. Department of Defense must by  
22 mutual agreement work to assure that procurement contracts, and cargo

1 shipping documents be created to enforce and track compliance with these  
2 requirements; and be it further

3 **RESOLVED**, that the Speaker certify, and the Legislative Secretary  
4 attest to, the adoption hereof, and that copies of the same be thereafter  
5 transmitted to the President, Guam Chamber of Commerce; to the  
6 Commander, U.S. Pacific Command; to the Commander, Joint Region  
7 Marianas; U.S. Secretary of the Navy; to the U.S. Secretary of Defense; to the  
8 Congresswoman Madeleine Z. Bordallo, Guam Delegate to U.S. Congress; and  
9 to the Honorable Felix P. Camacho, *I Maga'lahaen Guåhan*.

**DULY AND REGULARLY ADOPTED BY *I MINA'TRENTA NA LIHESLATURAN GUÅHAN* ON THE 19<sup>TH</sup> DAY OF MARCH 2010.**

  
BENJAMIN J.F. CRUZ  
Acting Speaker

  
TINA ROSE MUÑA BARNES  
Legislative Secretary