

**BOARD OF DIRECTORS**

*Daniel J. Tydingco, Chairman  
Michael T. Benito, Vice Chairman  
Mary Michelle Gibson, Secretary  
Eduardo R. Ilao, Member  
Christine Won Pat Baleta, Member*



**Resolution No. 2012-05**

**RELATIVE TO THE APPROVAL OF THE CRANE ACQUISITION AND INTERIM MAINTENANCE AGREEMENT OF THE PORT AUTHORITY OF GUAM**

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

**WHEREAS**, pursuant to Public Law 31-145, the Port established a Negotiating Team to negotiate the acquisition of certain Cranes owned by Matson Navigation Company, Inc. and Horizon Lines, LLC; and

**WHEREAS**, the Negotiating Committee has presented the members of the Board with that certain Agreement for the Sale of Guam Cranes and Spare Parts and that certain Interim Agreement for Crane Maintenance, pursuant to which the Port will agree to acquire the Cranes and Spare Parts and the Port will engage Matson Navigation Company to maintain the Cranes on the terms and conditions set forth in the foregoing instruments; and

**WHEREAS**, the Board has determined to ratify the terms set forth in the foregoing instruments, and authorizes and directs the General Manager to transmit the foregoing instruments to the Public Utilities Commission for review and disposition in accordance with Public Law 31-145, and to take such other actions as is necessary which are consistent with the foregoing; and

**WHEREAS**, on June 5, 2012, the Port Board of Directors have reviewed and approved the acquisition terms of the POLA cranes, which was negotiated by the Negotiating Committee; and

**NOW THEREFORE BE IT RESOLVED:**

The Board of Directors approved the proposed Agreement for the Sale of Guam Cranes and Spare Parts and that certain Interim Agreement for Crane Maintenance; and be it further

**RESOLVED**, the Chairman certify to and the Secretary attest the adoption hereof and 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 5<sup>th</sup> DAY OF JUNE, 2012.**

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

**MARY MICHELLE GIBSON  
SECRETARY, BOARD OF DIRECTORS  
PORT AUTHORITY OF GUAM**

