



UNIVERSITY OF GUAM  
UNIBETSEDÁT GUAHAN  
BOARD OF REGENTS

RESOLUTION NO. 17-31

**RELATIVE TO MAKING A DETERMINATION OF NEED FOR AN EXCEPTIONAL  
TERM CONTRACT FOR THE RENOVATION OF THE HATCHERY (GUAM  
AQUACULTURE DEVELOPMENT AND TRAINING CENTER)**

**WHEREAS**, the University of Guam (UOG) is the primary U.S. Land Grant institution accredited by the Western Association of Schools and Colleges Senior College and University Commission (WSCUC) serving the post-secondary needs of the people of Guam and the region; and

**WHEREAS**, the governance and well-being of UOG is vested in the Board of Regents (BOR); and

**WHEREAS**, UOG has a variety of planned projects which require a long-term contract in order to perform the project in a financially feasible manner; and

**WHEREAS**, one of the projects is the revitalization of the Hatchery (aka Guam Aquaculture Development and Training Center) through a public-private partnership wherein a private partner would make a substantial investment in the infrastructure of the Hatchery and have operational control over the Hatchery with the goal of earning profit on the sale of shrimp and other products, and the Hatchery would be available for the College of Natural and Applied Sciences to incorporate research opportunities for the benefit of UOG students; and

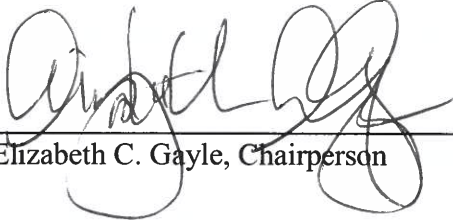
**WHEREAS**, Public Law 32-040 limits contracts with the government of Guam to five years unless exceptional term contract provisions are met; and

**WHEREAS**, one of the provisions of an exceptional term contract is the review and approval of the BOR for exceptional term contracts at UOG; and

**WHEREAS**, the Physical Facilities Committee and the Budget, Finance, Investments and Audit Committee have reviewed the proposal and justification for an exceptional term contract for this project and, together with the President, recommend that the BOR approve the determination of need for an exceptional term contract for UOG to enter into a public-private partnership for the renovation and operation of the Hatchery (GADTC).

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Regents hereby determines that an exceptional term contract is justified and that UOG should be authorized to enter into a contract for a Public-Private Partnership, for a period of up to 30 years, for the renovation and operation of the Hatchery (GADTC).

Adopted this 26<sup>th</sup> day of October, 2017.

  
Elizabeth C. Gayle, Chairperson

**ATTESTED:**



Dr. Robert A. Underwood, Executive Secretary