

**PHILADELPHIA REGIONAL PORT AUTHORITY  
MINUTES OF THE PHILADELPHIA REGIONAL PORT AUTHORITY  
BOARD OF DIRECTORS MEETING**

**JUNE 21, 2016**

**Philadelphia Regional Port Authority Board Members Present:**

Chairman Gerard Sweeney, Rocky Bryan (telephone), Robert Clark, John Dougherty, Ward Guilday, Vahan Gureghian (telephone), Anthony Mannino, Paul McNichol (telephone), Michael Pearson, John Skoutelas (telephone)

**Philadelphia Regional Port Authority Board Members Absent:**

Yassmin Gramian

**Philadelphia Regional Port Authority Staff Present:**

Jack Dempsey, Edward Henderson, Gregory Iannarelli, Kate Bailey, Lisa Magee, Sean Mahoney, Nicholas Walsh, Joseph Petruzzi, Denise Brumbaugh

**Commonwealth of Pennsylvania:**

Jennie Granger, Chelsea Guzowski, Obra Kernodle

**Others:**

Howard Addison, Sheree Arnold, Alisha Barry, Sam Bernhardt, Jimmy Betts, Jay Borkland, Todd Brauer, Paul Breeman, Robert Callegari, Lou Carberry, Tara Chupka, Manny Citron, John Contrevo, William Cozzens, Lynn Denton, Christine Dolle, Francis Elling, Darrick Finkler, Jon Godsmark, Jenny Grainger, Jack Graves, Neil Greenberg, Raymond Heinzelmann, Cynthia Holub, Bobbie Horowitz, Lynne Iser, Charles Kaprechan, Obra Kernodle, Ariele Klagsburn, Lisa Kline, Donald Leighton, Mordekai Liebly, Linda Loyd, Maxine McCleary, Michael Polson, Meenal Raval, Virginia Rice, David Robinson, Cristina Schwarz, Trine Smith, Gary Snyder, Janie Thompson, Angela Vogel, Ellen Weaver, Timothy Wilson, Joseph Wilson, Coryn Wolk

Chairman Sweeney convened a Public Session.

Chairman Sweeney convened an Executive Session.

The next order of business was the approval of the Board Meeting minutes of the May 17, 2016. The minutes were moved, seconded and approved.

**RESOLUTIONS:**

**2016-07      ADOPTION OF FY16-17 YEAR OPERATING BUDGET**

**WHEREAS**, staff has presented the proposed FY16-17 Operating Budget it (which information is attached hereto as Exhibit "A" and incorporated herein by reference); and

**WHEREAS**, the Board of the Authority adopts the proposed FY 16-17 Operating Budget.

**NOW, THEREFORE, BE IT RESOLVED:**

1. The FY16-17 Operating Budget is adopted and the Authority may seek and expend funds consistent with the approved Operating Budget for Fiscal Year 16-17.
2. The Executive Director of the Authority, with the advice of its Chief Counsel, is hereby authorized and directed to execute, acknowledge and deliver on behalf of the Authority any documents or other instruments as may be necessary to effectuate the purposes of this resolution.

The motion was made, seconded and approved. Resolution No. 2016-07 on file with the Authority.

**2016-08 AUTHORIZATION TO SUBMIT MARINE HIGHWAY GRANT & RELATED DESIGNATION**

**WHEREAS**, the Philadelphia Regional Port Authority has been authorized under Section 6 of the Act of July 10, 1989, P.L. 291, 55 P.S. Section 697 et seq. of the General Assembly of the Commonwealth of Pennsylvania (the “PRPA Act”) to promote, apply for and accept grants for the purposes of advancing regional port facilities and port-related projects to include furtherance of cooperative state efforts; and

**WHEREAS**, the United States Department of Transportation’s Maritime Administration (“MARAD”) is accepting project submissions that establish waterborne freight movement between coastal and riverfront origins (“Marine Highway Projects”); and

**WHEREAS**, the Authority has reviewed the potential to establish a barge service between Philadelphia and Canaveral; and

**WHEREAS**, MARAD is also accepting grant submissions to advance Marine Highway Projects; and

**WHEREAS**, the Authority is seeking to do additional market research related to the potential Philadelphia/ Canaveral barge service; and

**WHEREAS**, the Board of the Authority has determined, on the basis of information provided to it (which information is attached hereto as Exhibit “A” and incorporated herein by references) to approve submission to MARAD (i) the request for project designation for the barge service between Philadelphia and Canaveral and (ii) a grant application to conduct additional market research.

**NOW, THEREFORE, BE IT RESOLVED:**

1. That the Board authorizes its staff to submit to MARAD (i) the request for project designation for the barge service between Philadelphia and Jacksonville and (ii) a grant application to conduct additional market research.
2. The Deputy Executive Director of the Authority, with the advice of its Chief Counsel, is hereby authorized and directed to negotiate the specific terms and conditions of the agreements and the Deputy Executive Director is hereby authorized and directed to execute, acknowledge and deliver on behalf of the Authority any agreements, documents or other instruments as may be necessary to effectuate such arrangements.

The motion was made, seconded and approved. Resolution No. 2016-08 and Exhibit "A" on file with the Authority.

**2016-09 AUTHORIZATION TO SUBMIT FOREIGN-TRADE ZONE APPLICATION**

**WHEREAS**, the Philadelphia Regional Port Authority (the "Authority") was established under the Act of July 10, 1989, P.L. 55 P.S., Sections 697.1 – 697.24 of the General Assembly of the Commonwealth of Pennsylvania (the "PRPA Act") to increase commerce, expand industrial and commercial activities of port related projects to promote economic growth within the Commonwealth of Pennsylvania; and

**WHEREAS**, the Authority is the Grantee of Foreign-Trade Zone 35 ("FTZ No. 35"); and

**WHEREAS**, Estée Lauder Companies seeks to establish a general purpose Foreign-Trade; and

**WHEREAS**, the Authority as grantee of FTZ No. 35 must submit an application to the Foreign-Trade Zones Board for any such designation; and

**WHEREAS**, the Board of the Authority has determined on the basis of information provided by its staff (which information is attached hereto as Exhibit "A" and incorporated herein by reference) to submit an application to the Foreign-Trade Zones Board for a modification to FTZ No. 35.

**NOW, THEREFORE, BE IT RESOLVED:**

1. The Executive Director of the Authority, with the advice of its Chief Counsel, is hereby authorized and directed to submit an application to the Foreign-Trade Zones Board for a modification to FTZ No. 35.
2. The Executive Director of the Authority, with the advice of its Chief Counsel, is hereby authorized and directed to execute, acknowledge and deliver on behalf of

the Authority any documents or other instruments as may be necessary to effectuate the purposes of this resolution.

The motion was made, seconded and approved. Resolution No. 2016-09 and Exhibit "A" on file with the Authority.

**2016-10 AUTHORIZATION TO AMEND LEASE AT PIER 122**

**WHEREAS**, the Philadelphia Regional Port Authority (the "Authority") has been authorized under Section 6 of the Act of July 10, 1989, P.L. 55 P.S. Sections 697.1-697.24 of the General Assembly of the Commonwealth of Pennsylvania (the "PRPA Act") to make and enter into contracts in furtherance of its purposes; and

**WHEREAS**, Section 6(a)(5) of the PRPA Act provides that the Authority may acquire, by gift or otherwise, purchase, hold, receive, lease, sublease and use any franchise, license, property, real, personal or mixed, tangible or intangible, or any interest therein, necessary or desirable for carrying out the purposes of the Authority; and

**WHEREAS**, the Authority Leases Pier 122 to Northeast Energy Terminal, LLC; and

**WHEREAS**, Northeast Energy Terminal, LLC has identified an additional business opportunity for its operations at the pier; and

**WHEREAS**, Northeast Energy Terminal, LLC has requested PRPA amend the use under the lease to allow automobiles to be discharged at Pier 122; and

**WHEREAS**, the Board of the Authority has determined, on the basis of information provided to it (which information is attached hereto as Exhibit "A" and incorporated herein by reference), to authorize the Authority consent to the sublease and to amend the use under the lease to allow automobiles to be discharged at Pier 122.

**NOW, THEREFORE, BE IT RESOLVED:**

1. That the Authority is authorized to amend the use under the lease to allow automobiles to be discharged at Pier 122 at the rates identified in Exhibit "A" and execute any documents necessary to acquire the parcels.
2. The Executive Director of the Authority, with the advice of its Chief Counsel, is hereby authorized and directed to negotiate the specific terms and conditions of any agreement necessary to acquire the parcels, and the Executive Director is hereby authorized and directed to execute, acknowledge and deliver on behalf of the Authority any agreements, documents of other instruments as may be necessary to effectuate the purposes of this Resolution.

The motion was made, seconded and approved. Resolution No. 2016-06 and Exhibit "A" on file with the Authority.

There being no further public business to come before the Board, the Public Session was adjourned.

Respectfully Submitted,



Denise M. Brumbaugh