



MINUTES OF THE BOARD OF DIRECTORS MEETING

NOVEMBER 19, 2019

PhilaPort Board Members Present:

Chairman Gerard Sweeney, Yesenia Bane (telephone), Rocky Bryan, Robert Clark, Jonathan Kemmerley, Richard Lazer, Anthony Mannino, Michael Pearson, James Shacklett, John Skoutelas

PhilaPort Board Members Absent:

Paul McNichol

PhilaPort Staff Present:

Jeffrey Theobald, Edward Henderson, Colette Pete, James Walsh, Angie Fredrickson, Sean Mahoney, Lisa Magee, Ayanna Williams, Denise Brumbaugh

Commonwealth of Pennsylvania:

Nedia Ralston, Denise Soisson

Others:

Paul Breeman, Keith Browning, Boise Butler, Robert Callegari, Manny Citron, John Contrevo, Patrick Green, Raymond Heinzelmann, Peter Winslow

Chairman Sweeney convened an Executive Session.

Chairman Sweeney convened a Public Session.

The next order of business was the approval of the Board Meeting Minutes of October 15, 2019. The minutes were moved, seconded and approved.

RESOLUTIONS:

2019-12 AUTHORIZATION TO ENTER INTO ON-CALL MARKETING REPRESENTATIVES CONTRACT

WHEREAS, the Philadelphia Regional Port Authority (“PhilaPort”) has been authorized, under Section 6 of the Act of July 10, 1989, P.L. 291, Sections 697.1 – 697.24 of the General Assembly of the Commonwealth of Pennsylvania (the “PRPA Act”) to make and enter into contracts with respect to port facilities, as such are defined in the PRPA Act, and generally in furtherance of its purposes as stated in the PRPA Act; and

WHEREAS, Section 11(d) of the PRPA Act sets out procedures whereby such contracts may be awarded for professional services in furtherance of the powers and duties of PhilaPort without competitive bidding; and

WHEREAS, the Board of PhilaPort has determined on the basis of information provided by its staff that there exists a need for international and domestic marketing representatives to provide effective marketing of PhilaPort's facilities in said international markets; and

WHEREAS, the Board of PhilaPort has determined that an annual budget for the next two (2) years to retain marketing representatives in said regions is not to exceed \$176,560.00 per year (being the total amount of all contracts with projected services added therein) as shown in Exhibit "A".

NOW, THEREFORE BE IT RESOLVED:

1. That PhilaPort hereby authorizes its staff to enter into agreements necessary to retain marketing representatives for the next two years in an amount not to exceed \$176,560.00 per year.
2. That the Executive Director and CEO of PhilaPort, with the advice of Chief Counsel, is hereby authorized and directed to negotiate the specific terms and conditions of the agreement by which the services shall be provided as noted above, and the Executive Director and CEO is hereby authorized and directed to execute, acknowledge and deliver on behalf of PhilaPort any agreements, documents or other instruments as may be necessary to effectuate such agreements.

The motion was made, seconded and approved. Resolution No. 2019-12 on file with the Authority.

2019-13 AUTHORIZATION TO ENTER INTO SERVICES CONTRACT WITH BORSKI ASSOCIATES, LLC

WHEREAS, the Philadelphia Regional Port Authority ("PhilaPort") 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 11(d) of the PRPA Act sets out procedures whereby such contracts may be awarded for professional services in furtherance of the powers and duties of PhilaPort without competitive bidding; and

WHEREAS, the Board of PhilaPort has elected to secure the services of Borski Associates, LLC ("Borski") to represent PhilaPort on matters relating to federal appropriations in the areas of transportation, infrastructure and homeland security on a month-to-month basis during the period of January 1, 2020 through December 31, 2020; and

WHEREAS, the staff of PhilaPort has determined that Borski has the requisite expertise and capacity to provide the services herein described.

NOW, THEREFORE, BE IT RESOLVED:

1. That PhilaPort enter into an agreement with Borski to perform the services described in Exhibit "A", inclusive of all such services, supplies and materials as may be necessary or desirable with respect thereto. Such agreement shall provide for total payments to Borski, inclusive of all expenses for which Borski is to be reimbursed by PhilaPort, not to exceed \$10,000.00 per month. Staff proposes a three-year contract, renewable annually and including a standard 30-day cancellation clause.
2. That the Executive Director and CEO of PhilaPort, with the advice of Chief Counsel, is hereby authorized and directed to negotiate the specific terms and conditions of the agreement by which the services shall be provided as noted above, and the Executive Director and CEO is hereby authorized and directed to execute, acknowledge and deliver on behalf of PhilaPort any agreements, documents or other instruments as may be necessary to effectuate such agreement.

The motion was made, seconded and approved. Resolution No. 2019-13 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