



MINUTES OF THE BOARD OF DIRECTORS MEETING

SEPTEMBER 22, 2020

CONFERENCE CALL ONLY

PhilaPort Board Members Present:

Chairman Gerard Sweeney, Yesenia Bane, Rocky Bryan, Robert Clark, David Cuff, Richard Lazer, Anthony Mannino, Paul McNichol, Michael Pearson, James Shacklett, John Skoutelas

PhilaPort Staff Present:

Jeffrey Theobald, Edward Henderson, Colette Pete, James Walsh, Kate Bailey, Lisa Magee, Sean Mahoney, Joseph Petruzzi, Ayanna Williams, Denise Brumbaugh

Commonwealth of Pennsylvania:

Elizabeth Bonini, Nedra Ralston, Denise Soisson

Others:

Raymond Heinzelmann, Peter Winslow

Chairman Sweeney convened a Public Session.

The next order of business was the approval of the Board Meeting Minutes of August 18, 2020. The minutes were moved, seconded and approved.

Chairman Sweeney convened an Executive Session.

RESOLUTIONS:

2020-09 AUTHORIZATION TO ACCEPT THE FINANCIAL AUDIT FOR FY 2019-2020

WHEREAS, the Philadelphia Regional Port Authority (“PhilaPort”) is required under Section 6 of the Act of July 10, 1989, P.L. 291, 55 P.S. Sections 697.1 – 697.24 of the General Assembly of the Commonwealth of Pennsylvania (the “PRPA Act”) to conduct an annual audit in accordance with generally accepted auditing standards, and principles by an independent certified public accountant; and

WHEREAS, PhilaPort engaged Milligan and Company LLC to conduct financial audits for PhilaPort; and

WHEREAS, Milligan has provided an unmodified opinion of the Financial Statements

WHEREAS, the Board of PhilaPort has determined, on the basis of information provided by Milligan and Company LLC and staff, to approve the Audited Financial Statement and Management/Recommendation Letter prepared by Milligan and Company LLC for Fiscal Year 2019/20.

NOW, THEREFORE, BE IT RESOLVED:

1. That PhilaPort approve the Financial Audit Report prepared by Milligan and Company LLC for Fiscal Year 2019-2020.

The motion was made, seconded and approved. Resolution No. 2020-09 on file with the Authority.

2020-10 WITHDRAWAL OF 20 ACRE WHISKEY YARD PARCEL

WHEREAS, the Philadelphia Regional Port Authority (PhilaPort) Board approved a Resolution at the April 16, 2019 Board Meeting authorizing staff to enter into a Lease Amendment with DVR Philly, Inc. (“DVR”) to amend the Development, Lease, and Operating Agreement. (“Lease Amendment”).

WHEREAS, PhilaPort has entered into a Lease Amendment with DVR Philly, LLC to among other items, reclaim a 20-acre portion of the Whiskey Yard Parcel from the premises; and,

WHEREAS, Section 6 of the Lease Amendment requires Board approval to reclaim the acreage at the September 2020 meeting; and,

WHEREAS, staff has determined that it is in PhilaPort’s long-term best interest to reclaim the 20 acres from the Whiskey Yard Parcel; and

WHEREAS, pursuant to Section 6 of the Lease Amendment staff notified DVR of PhilaPort’s desire to reclaim the 20 acres; and

WHEREAS, staff is in the process of finalizing the details to reclaim the 20 acres to include the specific location and orientation of the withdrawn parcel, identifying site access, and common area issues. (which information is attached hereto as Exhibit “A” and incorporated herein by references)

NOW, THEREFORE, BE IT RESOLVED:

1. That the Board authorizes staff to continue discussions to select and design the 20-acre Whiskey Yard Withdrawn Parcel in accordance with Section 6 of the Lease Amendment.
2. Once the staff and DVR agree upon and finalize the selection and design of the 20 acres to be included in the Whiskey Yard withdrawn Parcel the Board authorizes staff to effectuate the withdrawal as outlined in the Lease Amendment.

The motion was made, seconded and approved. Resolution No. 2020-10 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

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