



## **MINUTES OF THE BOARD OF DIRECTORS MEETING**

**JANUARY 25, 2022**

### **PhilaPort Board Members Present:**

Chairman Gerard Sweeney, Yesenia Bane, Rocky Bryan, Boise Butler, Robert Clark, Richard Lazer, Paul McNichol, James Shacklett, Leigh Whitaker

### **PhilaPort Board Members Absent:**

David Cuff, John Skoutelas

### **PhilaPort Staff Present:**

Jeffrey Theobald, Edward Henderson, Colette Pete, James Walsh, Kate Bailey, Denise Brumbaugh, George Hutchinson, Lisa Magee, Sean Mahoney

### **Commonwealth of Pennsylvania:**

Denise Soisson

Chairman Sweeney convened a Public Session.

The next order of business was the approval of the Board Meeting Minutes of December 21, 2021. The minutes were moved, seconded and approved.

Chairman Sweeney convened an Executive Session.

## **RESOLUTIONS:**

### **2022-01      APPROVAL OF FOREIGN-TRADE ZONE BOUNDARY MODIFICATION AND TO ENTER INTO OPERATOR' S AGREEMENT Sharp Corporation (Sharp Packaging Solutions LLC.)**

**WHEREAS**, the Philadelphia Regional Port Authority (“PhilaPort”) 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 and to promote economic growth within the Commonwealth of Pennsylvania as well as to make and enter into contracts; and,

**WHEREAS**, PhilaPort is the Grantee of Foreign-Trade Zone 35 (“FTZ No. 35”) which includes the sites identified as 23 Carland Road, Conshohocken, Pennsylvania; and 22 Carland Road, Conshohocken, Pennsylvania; and,

**WHEREAS**, Sharp Packaging Solutions LLC., (“Sharp Packaging Solution”) is a contract packaging manufacturer that will receive, label, package and store drug products intended for use to treat Covid-19. This will include treatment packets of pills produced by Pfizer and other manufacturers approved by the U.S. FDA for institutional and/or in-home treatment for Covid-19, as an operator with

PhilaPort and expressed an interest in operating a Foreign-Trade Subzone at 23 Carland Road, Conshohocken, Pennsylvania and 22 Carland Road Conshohocken, Pennsylvania; and,

**WHEREAS**, Sharp Packaging Solutions sought a minor boundary modification of Foreign Trade Zone 35 along with the right to use PhilaPort's facilities located at 23 Carland Road, Conshohocken, Pennsylvania and 22 Carland Road Conshohocken, Pennsylvania for receiving, labeling, packaging and storing and to have the facility designated for Foreign-Trade Subzone status and use, a copy of the request is attached hereto and incorporated by reference as Exhibit "A",

**WHEREAS**, the requested modification to boundaries did not result in an expansion of the scope of authorized zone activity; and,

**WHEREAS**, the United States Department of Commerce, Foreign-Trade Zones Board approved the request to establish a subzone for the sole use of Sharp Packaging Solutions, designating the zone as 35 J and,

**WHEREAS**, Sharp Packaging Solutions desires to enter into an Operator's Agreement to serve as operator of Foreign -Trade Subzone 35 J; and,

**WHEREAS**, staff requests approval for PhilaPort to enter into an Operator's Agreement with Sharp Packaging Solutions to operate Zone 35 J, consistent with the mission of PhilaPort.

**WHEREAS**, the Board of PhilaPort has determined on the basis of information provided to it by staff to approve and permit PhilaPort to enter into an Operator's Agreement with Sharp Packaging Solutions for the site identified as Foreign-Trade Zone 35 J.

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

1. That Exhibit "A" is hereby adopted and incorporated herein by reference.
2. The Executive Director and CEO of PhilaPort, with the advice of its Chief Counsel, is hereby authorized to enter into an Operator's Agreement with Sharp Corporation ("Sharp Packaging Solutions LLC") to operate Foreign-Trade Subzone 35 J and is directed to execute, acknowledge and deliver on behalf of PhilaPort 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. 2022-01 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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