

AMERICA'S CENTRAL PORT DISTRICT – MINUTES OF BOARD MEETING

November 14, 2022

The regular monthly meeting of the America's Central Port District Board was held at the Port District offices on November 14, 2022 at 11:45 AM.

Roll call:

|               |         |
|---------------|---------|
| Linda Aud     | Present |
| Lisa Brown    | Absent  |
| Tyrone Echols | Present |
| David Goins   | Absent  |
| Ed Hagnauer   | Present |
| Robert Palus  | Present |
| Steve Signall | Present |
| John Hamm III | Present |

In addition to the Members listed above, Dennis Wilmsmeyer, Robbie Williams, Frank Papa, Phil Sholl, Luke Kreamalmeyer, Alex Burkart, Ben McCall, and Bill Stahlman, Port Engineer, of Port Staff; and Derek Filcoff, as legal counsel, were in attendance.

Chairman asked for Public Comment. Hearing none, he asked for the approval of the Minutes of the October 17, 2022 Board Meeting. Ms. Brown arrived and her name was placed upon the roll. Mr. Echols moved that the Minutes be approved. Mr. Hagnauer seconded and, with all Members present and voting Aye, Chairman declared motion passed and Minutes approved.

Mr. Echols moved that the Financials be approved and placed on file. Mr. Palus seconded. Roll call:

Voting Aye - Aud  
Brown  
Echols  
Hagnauer  
Palus  
Signall

Present - Hamm

Voting Nay - None

Mr. Echols inquired about the recording of Ms. Aud's vote since she tendered her resignation from the Board at the October 17, 2022 Board Meeting and the Board voted to accept her resignation. A quorum of the Board was present without including Ms. Aud. Legal Counsel, Derek Filcoff, stated that it depended upon how the letter of resignation was worded as to the effectiveness of the resignation. Mr. Filcoff stated that he would work with staff and Ms. Aud to determine her intentions and what steps would need to be taken if she did decide to resign from the Board.

Ms. Aud stated that she rescinded her resignation as a Member of the Board of Commissioners of America's Central Port District. Mr. Hagnauer moved that the resignation from the Board of Commissioners by Ms. Aud be rescinded, accepted and approved by the Board. Mr. Palus

seconded and, with all Members present and voting Aye, Chairman declared motion passed and approved.

Chairman Hamm stated that there was a motion and a second for the approval of the Financials to be placed on file and declared the motion passed and Financials approved and to be placed on file.

Executive Director, Dennis Wilmsmeyer, informed the Members that staff recommends to release, or open, the last two remaining Closed Session Minutes of the Port District's Board Meetings. In March, the Board voted to "open" all but two of the Closed Session Minutes since 1982 at the suggestion of legal counsel since the statute of limitations had not yet expired on the September 22, 2015 and January 9, 2017 personnel issues. Mr. Echols moved that the Closed Session Minutes for the September 22, 2015 and January 9, 2017 be opened and available to the public. Mr. Hagnauer seconded. Roll call:

Voting Aye - Aud  
Brown  
Echols  
Hagnauer  
Palus  
Signall  
Hamm

Voting Nay - None

Chairman declared motion passed and approved.

Resolution was presented, entitled, "A RESOLUTION APPROVING A FOREIGN TRADE ZONE OPERATORS AGREEMENT BETWEEN AMERICA'S CENTRAL PORT DISTRICT, GRANTEE OF FTZ 31, AND TOYO TIRE HOLDINGS OF AMERICAS INC., OPERATOR." Ms. Brown moved inasmuch as the Resolution as now presented has been previously circulated in written form to and received by all of the Members of the Board, that the reading of said Resolution be waived and that same be adopted in the written form as now presented. Ms. Aud seconded. Roll call:

Voting Aye - Aud  
Brown  
Echols  
Hagnauer  
Palus  
Signall  
Hamm

Voting Nay - None

Chairman declared motion passed and Resolution approved.

Resolution was presented, entitled, "A RESOLUTION APPROVING A LEASE AGREEMENT BETWEEN AMERICA'S CENTRAL PORT DISTRICT AND VENICE ELEMENTARY SCHOOL FOR BUILDING NO. 102." Mr. Echols moved inasmuch as the Resolution as now presented has been previously circulated in written form to and received by all of the Members

of the Board, that the reading of said Resolution be waived and that same be adopted in the written form as now presented. Mr. Hamm seconded. Roll call:

Voting Aye - Aud  
Brown  
Echols  
Hagnauer  
Palus  
Signall  
Hamm

Voting Nay - None

Chairman declared motion passed and Resolution approved.

Resolution was presented, entitled, "A RESOLUTION APPROVING A LEASE AGREEMENT BY AND BETWEEN AMERICA'S CENTRAL PORT DISTRICT AND YMCA EARLY CHILDHOOD CENTER." Ms. Brown moved inasmuch as the Resolution as now presented has been previously circulated in written form to and received by all of the Members of the Board, that the reading of said Resolution be waived and that same be adopted in the written form as now presented. Mr. Palus seconded. Roll call:

Voting Aye - Aud  
Brown  
Echols  
Hagnauer  
Palus  
Signall  
Hamm

Voting Nay - None

Chairman declared motion passed and Resolution approved.

Resolution was presented, entitled, "A RESOLUTION APPROVING AMENDMENT NUMBER 3 TO THE LEASE AGREEMENT WITH TRI-CITY REGIONAL PORT DISTRICT (NOW KNOWN AS AMERICA'S CENTRAL PORT DISTRICT) AND THE UNITED STATES OF AMERICA, ACTING BY AND THROUGH THE GENERAL SERVICES ADMINISTRATION ON BEHALF OF USDA." Mr. Hagnauer moved inasmuch as the Resolution as now presented has been previously circulated in written form to and received by all of the Members of the Board, that the reading of said Resolution be waived and that same be adopted in the written form as now presented. Mr. Echols seconded. Roll call:

Voting Aye - Aud  
Brown  
Echols  
Hagnauer  
Palus  
Signall  
Hamm

Voting Nay - None

Chairman declared motion passed and Resolution approved.

Port Engineer, Bill Stahlman, introduced Luke Kreamalmeyer as a new addition to the Engineering Department. He then presented a brief overview of the Engineer's Report. He updated the Members regarding the emergency repair at the Red Dock as reported at the last meeting. SCF had a structural dive team explore the damage to the closed cell supporting the loadout tower and it was determined that the tears go all the way down to the mud line. The design team is looking at options to repair and the cost estimate and hopes to have some options by the end of the month. Mr. Palus moved that the Engineer's Report be placed on file. Mr. Hagnauer seconded and, with all Members present and voting Aye, Chairman declared motion passed and approved.

Frank Papa, Sales Manager, presented the Business Report. Mr. Echols moved that the Business Report be placed on file. Ms. Brown seconded and, with all Members present and voting Aye, Chairman declared motion passed and approved.

Mr. Wilmsmeyer, informed the Members that the Christmas Party will be held on Thursday, December 8 at the old Lascelles restaurant at the corner of Niedringhaus and Edison. Invitations will be sent in the next few days.

There being no further business to come before the Board, Mr. Echols moved that the Meeting be adjourned. Ms. Brown seconded and, with all Members present and voting Aye, Chairman declared motion passed and meeting adjourned.

Respectfully submitted,



Ed Hagnauer  
Secretary