

The Portsmouth Port and Industrial Commission

May 28, 2019

6th Floor Conference Room, City Hall
801 Crawford Street, Portsmouth VA

COMMISSIONERS PRESENT: James E. Bento – Chairman
Ronald R. Peterman
Grant D. Reineberg – Treasurer
James E. Toups – Vice Chairman (arrived @ 8:08)
Guy T. Wallace

ALSO PRESENT: Robert D. Moore – Secretary
Brian Donahue – Assistant Secretary
Jeffrey S. Miller – Deputy City Attorney
Kelsey Swieringa – Assistant City Attorney
Elizabeth M. Psimas – City Councilwoman
Cheryl Spivey – CFO
Wendy Hu – Assistant CFO
Chris Gullickson – VPA

ABSENT: Edward A. Barham

GUESTS: Robert Crockett

At 8:00 a.m. Mr. Bento called the meeting to order.

ACTION: On a motion by Mr. Wallace and seconded by Mr. Reineberg, the Commissioners approved adding PER Properties to the meeting agenda as an item under Old Business. **Roll Call Vote:** Mr. Barham – absent; Mr. Bento – yes; Mr. Peterman – yes; Mr. Reineberg – yes; Mr. Toups – absent; Mr. Wallace – yes.

The minutes from the April 23, 2019 meeting were reviewed.

ACTION: On a motion by Mr. Wallace and seconded by Mr. Reineberg, the Commissioners approved the minutes from the April 23, 2019 meeting, as presented. **Roll Call Vote:** Mr. Barham – absent; Mr. Bento – yes; Mr. Peterman – yes; Mr. Reineberg – yes; Mr. Toups – absent; Mr. Wallace – yes.

Ms. Hu reviewed the April 2019 financial statements. It was agreed that the April 2019 financial statements would be filed for audit.

Mr. Wallace and Mr. Reineberg presented and reviewed the FY2020 Proposed Budget.

ACTION: On a motion by Mr. Peterman and seconded by Mr. Wallace, the Commissioners approved the Proposed FY2020 Budget as presented. **Roll Call Vote:** Mr. Barham – absent; Mr. Bento – yes; Mr. Peterman – yes; Mr. Reineberg – yes; Mr. Toups – yes; Mr. Wallace – yes.

Mr. Reineberg reported that the new PPIC account with Atlantic Union Bank has been initiated and the funds should be moved in the near future.

Mr. Crockett explained the ongoing discussion between City Staff and PER Properties regarding the required screening for the site.

ACTION: At 8:41 a.m. on a motion by Mr. Toups and seconded by Mr. Peterman, the Commission entered into a closed a closed meeting pursuant to Virginia Code subsection 2.2-3711 A.3 for the purpose of discussing or considering the investment of public funds where competition or bargaining is involved where, if made public initially, the financial interest of the government unit would be adversely affected, specifically regarding the development of water delivery facilities. **Roll Call Vote:** Mr. Barham – absent; Mr. Bento – yes; Mr. Peterman – yes; Mr. Reineberg – yes; Mr. Toups – yes; Mr. Wallace – yes.

Councilwoman Psimas remained for the closed meeting.

ACTION: At 9:35 a.m. on a motion by Mr. Toups and seconded by Mr. Peterman, the Commission entered into an open meeting whereby only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act, and only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the closed meeting just concluded. **Roll Call Vote:** Mr. Barham – absent; Mr. Bento – yes; Mr. Peterman – yes; Mr. Reineberg – yes; Mr. Toups – yes; Mr. Wallace – yes.

ACTION: On a motion by Mr. Peterman and seconded by Mr. Toups, the Commissioners approved the following resolution:

**RESOLUTION
(West Norfolk)
(Water Delivery System Improvement Grant)**

WHEREAS, the current water delivery system in certain industrial areas of West Norfolk is insufficient to support proposed new development and the expansion of existing business; and

WHEREAS, W.F. Magann Corporation (“Magann”) intends to make major improvements to property it owns in the area, and in conjunction with the improvements Magann has proposed to undertake a project to install new and larger water lines in the vicinity of Adams and Shipwright Streets (the “Water Delivery Project”); and

WHEREAS, Magann has requested a grant from the Portsmouth Port and Industrial Commission to assist with part of the financing the Water Delivery Project; and

WHEREAS, the Water Delivery Project will result in increased tax dollars to the City because of the related improvements to the Magann property; and

WHEREAS, the larger water lines provided by the Water Delivery Project will benefit other properties in the area;

NOW, THEREFORE, it is hereby RESOLVED that:

1. The Board of Commissioners of PPIC hereby approves a grant in the amount of 40% of the project cost not to exceed \$400,000 to W.F. Magann for the purpose of improving the water delivery system in the vicinity of Adams and Shipwright Streets.
2. The grant shall be a reimbursement grant, payable only upon completion of the entire Water Delivery Project and documentation of costs.
3. The Chair is authorized to execute a Grant Agreement (the "Agreement") with Magann to memorialize the terms and conditions of the grant.
4. The Chair, Vice Chair, and Secretary of PPIC and their designees are each hereby authorized to take such further actions and execute such further applications, documents and instruments as may be necessary or desirable in furtherance of the Agreement and the intent of this Resolution.
5. This Resolution shall be effective immediately upon its adoption.

Mr. Wallace made a motion to reconsider the prior Resolution. The motion failed for lack of a second.

Roll Call Vote: Mr. Barham – absent; Mr. Bento – yes; Mr. Peterman – yes; Mr. Reineberg – no; Mr. Toups – yes; Mr. Wallace – yes

The meeting adjourned at 9:37 a.m.

Respectfully submitted,



Robert D. Moore
Secretary