PORT OF VANCOUVER USA
BOARD OF COMMISSIONERS
REGULAR MEETING
Tuesday, June 11, 2019

CALL TO ORDER

Commission President Oliver called a regular meeting of the Port of Vancouver Board of Commissioners to order and open to the public at 8:30 a.m., Tuesday, June 11, 2019 at the Port of Vancouver USA Administrative Office, 3103 NW Lower River Road, Vancouver, Washington 98660.

OPENING REMARKS

Commissioner Oliver welcomed everyone, announced no executive session was held but indicated there may be an executive session at the end of this meeting. He indicated start and end times for that executive session will be announced at that time. He then invited guests to participate in the Pledge of Allegiance.

Meeting attendees included:

Jerry Oliver                 Port Commission President
Don Orange                  Port Commission Vice President
Eric LaBrant                Port Commission Secretary
Julianna Marler             Port CEO
Michelle Allan              Port Executive Services Manager
Alicia Lowe                 Port Legal Counsel
Kent Cash                   Port Chief Operations Officer
Elizabeth Gotelli           Port Chief Financial and Administrative Officer
Ryan Hart                   Port Chief External Affairs Officer
Scott Goodrich              Port Director of Finance & Accounting
Patty Boyden                Port Director of Environmental Services
Rachel Berry                Port Administrative Assistant
Magan Reed                  Port Communications & Digital Media Specialist
Julie Rawls                 Port Community Relations Specialist
Rick Cline                  Port Contracts Manager
Chrissy Lyons               Port Commercial and Industrial Sales Manager
Todd Krout                  Port Director of Operations
Monty Edberg                Port Director of Engineering & Project Delivery
Jonathan Eder              Port Director of Human Resources
Mark Newell                 Port Project Delivery Manager
Casey O'Dell                Port Director of Facilities
Katie Odem                  Port Marketing Communications Manager
Debbie Taylor               Port Inside Sales Specialist
Zack Merrill                Port Sales Account Manager
Brooke Crutcher             Port Tenant Services Coordinator
Mary Mattix                 Port Environmental Program Manager
Phala Le
Cathryn Chudy
Don Steinke
Linda Garcia
Alona Steinke
Joseph Vance
Holli Johnson
Jean Avery
Jack Burkman
Mary Slowik Siciliano
Anita Thomas
Den Mark Wichar
Heidi Cody
Spencer Davenport
Ron Morrison
Gay Lincoln
John McDonagh
Jerry Nutter
Dr. Theodora Tsongas
Kristin Edmark
Dan Barnes
Jennifer Baker
Dan Serres
Thomas G. Grant
Karissa Harstrom
Roben White
Patricia Bellamy
Cager Clabaugh
Tracy Ceravolo
Jeffrey Mize
Sean Philbrock
Michel Maupoux
Marsha Maupoux
Page Phillips Strickler
Carrie Parks
Jan Verrinder
Will Rasmussen

Port Human Resources Specialist
Community Member
Community Member
WA Environmental Council/ACE
Community Member
Miller Nash Graham & Dunn/WSPA
Western States Petroleum Association (WSPA)
Community Member
Community Member
Community Member
Community Member
Community Member
Community Member
Schwabe
Community Member
Southwest Washington Central Labor Council
Greater Vancouver Chamber of Commerce
Corporation
OR and WA Physicians for Social Responsibility
Community Member
Community Member
CREDC
Columbia Riverkeeper
Community Member
Community Member
Community Member
ILWU Local 4
Community Member
The Columbian
Identity Clark County
Community Member
Community Member
Strategies 360
Community Member
Community Member
Western States Petroleum Association

APPROVAL OF MINUTES

Regular Meeting of May 28, 2019

On motion by Commissioner LaBrant, seconded by Commissioner Orange and carried unanimously, the Board of Commissioners approve the minutes of the May 28, 2019 regular meeting.
Commissioner Oliver welcomed Summer Associate Spencer Davenport with Schwabe Williamson & Wyatt.

OPEN FORUM

Commissioner Oliver invited comments from the audience. He stated for those interested in speaking on the subject of a renewable/clean energy policy, to share their thoughts during the Open Forum portion of the agenda. He also stated that if the matter moves to a vote when the topic comes up under Unfinished Business, he will invite additional comment at that time.

Cathryn Chudy, Community Member

Ms. Chudy asked the board to create a policy on fossil fuels.

Don Steinke, Community Member

Mr. Steinke discussed fossil fuels and asked the board to approve a resolution.

Linda Garcia, WA Environmental Council/ACE

Ms. Garcia asked the board to approve a resolution on fossil fuels.

Alona Steinke, Community Member

Ms. Steinke discussed fossil fuels and encouraged the board to approve a resolution.

Joseph Vance, Miller Nash Graham & Dunn/Western States Petroleum Association (WSPA)

Mr. Vance indicated he is very concerned about the proposed resolution and its violation of federal and other state land laws. He referenced an email sent to the board by Holli Johnson from Western States Petroleum Association and asked the board not to pass the resolution.

Holli Johnson, Western States Petroleum Association (WSPA)

Ms. Johnson spoke on behalf of Western States Petroleum Association and its members and asked the board not to proceed with the resolution. She stated WSPA supports clean energy and asks that all parties work together to come up with a policy towards a clean future.

Jean Avery, Community Member

Ms. Avery thanked the board for its support with Vancouver Lake. She also discussed big bodies of water and unintended consequences with the use of fossil fuels.
Mary Slowik Siciliano, Community Member

Ms. Slowik Siciliano thanked CEO Julianna Marler for her column in the recent Port Community Newsletter. She also discussed the need for the port to consider a resolution on fossil fuels.

Anita Thomas, Community Member

Ms. Thomas thanked the board for its support with Vancouver Lake. She also discussed a fossil fuels resolution.

Den Mark Wichar, Community Member

Mr. Wichar shared concerns about energy policy and the need for action.

Heidi Cody, Community Member/ACE

Ms. Cody discussed the need for a fossil fuels resolution.

Ron Morrison, Community Member

Mr. Morrison discussed the need to be green, renewable and sustainable. He also shared his thoughts on climate change.

Jerry Nutter, Nutter Corporation

Mr. Nutter stated he supports a strong and vibrant community. He asked the board not to approve a fossil fuels resolution and to consider each project on its own merits.

Dr. Theodora Tsongas, OR and WA Physicians for Social Responsibility

Dr. Tsongas shared concerns about fossil fuels.

Kristin Edmark, Community Member

Ms. Edmark asked the commission to avoid any bulk terminals at the Port of Vancouver.

Dan Serres, Columbia Riverkeeper

Mr. Serres shared concerns about fossil fuels and bulk fossil fuels terminals.

Roben White, Community Member

Mr. White shared concerns about water, animals, and the human race.
Patricia Bellamy, Community Member

Ms. Bellamy shared concerns regarding fossil fuels.

Tracy Ceravolo, Community Member

Ms. Ceravolo shared concerns about climate change and discussed fossil fuels.

Marsha Maupoux, Community Member

Ms. Maupoux shared concerns about the climate and carbon pollution.

No further public comments were received.

COMMISSIONER AND CEO COMMENTS

Commissioner LaBrant discussed the port’s sustainability plan and stated all departments are involved with the plan.

No further comments were provided by the Commissioners or CEO.

ACTION ITEMS

Commissioner Oliver stated there are no action items.

UNFINISHED BUSINESS

Port Contracts Logs

The commissioners reviewed the port contracts logs. CEO Marler reminded everyone that the contracts logs are available on the port’s website.

Renewable/Clean Energy Policy

Commissioner Oliver stated that about a month ago the board reviewed a Renewable/Clean Energy Policy that did not meet the hopes of all the commissioners. He asked his fellow commissioners if they wanted to take this up again at this time.

Commissioner LaBrant stated he has been doing a great deal of research. He indicated he has more questions now then he had before. He added that based on his findings he is not prepared to make a decision today.

Commissioner Orange indicated he would like to have a discussion to better understand the goal. He stated he would also like to discuss inclusion of other fossil fuels.

Legal Counsel Alicia Lowe stated in order to advise them, she needs to better understand the specifics of what the commissioners are trying to accomplish.
Commissioner Orange stated he sat down with a half a dozen port tenants who use or transfer fossil fuels and have been doing so for years. He indicated the goal is not to interfere or impact businesses currently operating at the port, including the stevedores.

Commissioner Orange further explained he is talking about future fossil fuel terminals designed to transfer products at a high level. He stated that the port moves a great number of products today. He does not want any legal problems. He also stated the community does not want any bulk fossil fuels. He believes that unintended consequences occur from both action and inaction.

Commissioner Oliver stated since the last meeting all the commissioners have received correspondence on this issue. He read portions of some letters that were recently received. He indicated a letter from the Greater Vancouver Chamber of Commerce reflected on the port’s strategic plan which they quoted the following from our website in their letter: "A balance of economic, environment and community is central to our culture, and we approached our new Strategic Plan with an eye on robust public engagement." He stated their letter goes on to say, "With these commitments in place, we are hard pressed to see a need for additional policy."

Commissioner Oliver shared part of a letter from Tidewater that read, "We have reviewed the Draft Policy and Resolution and are concerned" about restricting port cargos. He read the following from the Port of Whitcom County Board of Commissioners, "Without specificity and clarification in the policy on what will or will not be allowed through the Port of Vancouver it is our concern that the Policy may impact communities up and down the Columbia-Snake River system by reducing or eliminating access to resources they currently require in order to survive."

Commissioner Oliver highlighted segments from the Port of Pasco Board of Commission letter that stated "At certain times of the year, the greater Tri-Cities region can receive up to half of our gas and diesel from fuel barged up the river from the Portland/Vancouver area. A small portion of this product is transferred at Port of Vancouver tenant facilities with the rest coming from private terminals. Some of the aviation gas and jet fuel used at the Tri-Cities airport also originates at the Port of Vancouver terminals."

Commissioner Oliver stated a letter from the Port of Clarkston reads, "We are concerned the Port of Vancouver may approve policies that assume considerable overnight gains are possible, which in turn may prohibit significant intermediate steps that will help achieve your overall goals." He added that a letter from the Port of Lewiston in Idaho had essentially the same comment.

Commissioner Oliver read from the Port of Morrow letter, "We appreciate the ability for each Port to make their own policy decisions, but, taking a strong stance in denial of certain types of fossil fuel projects could have far-reaching impacts on other Ports in the Northwest, in particular those along the Columbia River Corridor."

He indicated there are other similar letters. He then read the entire letter the commission received from Jim Luce. He stated Mr. Luce wrote "I don't support banning fossil fuels" and
he "... will judge each project based on facts." Commissioner Oliver indicated he is inclined
to agree with Mr. Luce and thinks it could be detrimental to have an outright ban and that it
is better to judge each project on its own merits.

Commissioner Orange stated that an outright ban didn’t seem to bother anyone until they
were talking about something other than coal or crude oil. He indicated that he thinks it is
the board’s decision to establish policy. He stated if it does not interfere with existing
businesses, he would like to move forward with a resolution. He explained he is concerned
with two questions. What is biodiesel? and What does the port want to do about LPG and
LNG?

Commissioner LaBrant supported Commissioner Orange and is concerned about some
legal questions he would like to discuss before moving forward.

CEO Marler indicated there has been a lot of information received recently and evaluation of
the Information has not been done.

Commissioner Orange stated he would like to resolve this matter sooner rather than later.
He indicated he supports going into an executive session to discuss potential litigation.

No additional unfinished business was considered.

NEW BUSINESS

No new business was considered at this time.

ACCOUNTS PAYABLE

Director of Finance & Accounting Scott Goodrich presented the staff report as contained in
the agenda packet and discussed the recommendation with the commission. He answered
questions from the board.

On motion by Commissioner LaBrant, seconded by Commissioner Orange and carried
unanimously, the Port of Vancouver USA Board of Commissioners, by motion, ratifies and
approves the payment of May 2019 Vouchers 095974 – 096369 in the amount of
$5,779,566.93 including Electronic Payments generated between 05/02/2019 – 05/31/2019
in the amount of $3,031,181.04 and May 2019 Payroll Checks 51022858 and 51010687 and
Payroll Direct Deposits 190001 - 190124 and 210001 - 210124 in the amount of
$572,262.62.

Commissioner Oliver asked if anyone in the audience would like to address the commission
on this agenda item.

No public comments were received.
CEO REPORT

Project Updates

Project Delivery Manager Mark Newell provided an update on the following projects:
  • Building 2501 Tenant Improvements
  • Trail Segment 2

CEO Julianna Marler shared that on July 2 at 10:00 a.m. there will be a ribbon cutting for the opening of Trail Segment 2 and Commissioner Orange will lead an official bike ride on the new path.

Terminal 1 Update

Mr. Eder provided an update on the Terminal 1 Project.

COMMISSIONER REPORTS

Commissioner LaBrant reported attending the following:
  • Port Report
  • Labor Roundtable
  • Tenant Meetings

Commissioner Orange reported attending the following:
  • Port Report
  • Tenant and Community Meetings
  • Port Tour

Commissioner Oliver reported attending the following:
  • Port Report
  • Met with Jim Luce

UPCOMING EVENTS

A list of upcoming events was displayed on the screen for viewers to see staff activities and community meetings. CEO Marler stated the next commission meeting would be held on June 25th at 8:30 a.m. She also highlighted several upcoming port and community events, including the Trail Segment 2 ribbon cutting on July 2 at 10:00 a.m.

RECESS

The regular meeting was recessed at 10:18 a.m. for a short break and to sign documents. Commissioner Oliver announced that the commission will hold an executive session beginning at 10:30 a.m. pursuant to RCW 42.30.110(1)(i) for the purposes of discussing with legal counsel litigation or potential litigation to which the agency, governing body, or member acting in official capacity is, or is likely to become, a party, when public knowledge
regarding the discussion is likely to result in an adverse legal or financial consequence to the agency. He stated the executive session will conclude no later than 11:00 a.m.

EXECUTIVE SESSION

Executive session was held from 10:30 a.m. – 10:59 a.m. for the purpose of discussing potential litigation pursuant to RCW 42.30.110(1)(i). No final action was taken during the executive session.

ADJOURNMENT

There being no further business to come before the Port of Vancouver USA Board of Commissioners, the Tuesday, June 11, 2019 regular meeting was adjourned at 10:59 a.m. by Commissioner Oliver.

Michelle Allan, Executive Services Manager, June 11, 2019, Regular Port of Vancouver USA Board of Commission Meeting

PORT OF VANCOUVER USA
BOARD OF COMMISSIONERS

Jerry Oliver, President

Don Orange, Vice President

Eric LaBrant, Secretary