

Port of Shelton
Special Commission Meeting Minutes
May 31, 2011

I. CALL TO ORDER

Commissioner Hupp called to order the special meeting of the Port of the Shelton Commission at 3:30PM on May 31, 2011

The following persons were present: Commissioner Miles, Commissioner Wallitner, John Dobson, Executive Director; Wendy Smith, Executive Assistant; Charles Houser, Port of Shelton Attorney; Karen Sandberg, Al Brotche, Linda Bush, Pat Vandehey, Billie Howard, Roger Newman, Nancy Dillon, Tom Davis, Terri Thompson, Conley Watson, Amanda Wilgenburg, Deb Soper, John & Rachel Hansen, Terri Jeffreys, Julie Gray, Dick & JoAnn Curtis, Lundi Dial, Lori Schmidt, Kathy Fuller, Becky Penoyer, Ken Brown, Karen Cannard, Mary Chilton, R. Jeanne Rehwaldt, Natalie Johnson, Mason County Journal; Dedrick Allan, KMAS.

II. PLEDGE OF ALLEGIANCE

Commissioner Hupp led the Pledge of Allegiance

III. ADOPT AGENDA

Attorney Houser added an executive session for personnel under RCW 42.30.110 (f). Agenda accepted as modified.

IV. DISCUSSION/ACTION ITEMS

A. Resolution 11-01 Amendment

The Executive Director stated that there were some dollar amounts and a date that needed to be changed in the original 11-01 Resolution. He explained the changes. Commissioner Wallitner made a motion to adopt Resolution 11-01 as amended. Commissioner Miles seconded the motion. Discussion. Commissioner Miles asked why they would terminate when they have \$25 million of work with the government. Executive Director corrected this stating the contract was between five different companies. Sealaska Corporation performed the minimum \$15,000 worth of work and terminated the contract. This has nothing to do with Sealaska or Olympic Fabrication. Commissioner Miles also asked about the current business going out of business and the opportunity for another company – he asked what is TruFab? He asked if TruFab was the same company as Oly Fab. Attorney Houser and Director Dobson said no they are two different LLC's. They have separate filings with the Secretary of State and they have separate UBI numbers. They are separate distinct entities.

The Vote

Commissioner Hupp – In Favor
Commissioner Wallitner – In Favor
Commissioner Miles – Opposed
Motion Carries.

B. Termination of Tenant Lease

Attorney Houser gave the commission some background and equipment lists on this issue. This issue is still outstanding and on-going. The resolution authorized the termination and gave the Director the authority to sign the termination. Attorney Houser commented that whenever a termination happens you must do a lot of due diligence, look at UCC filings, clean up etc. Commission action on this item was included under item A above.

C. Fairgrounds Use Contract

Director Dobson indicated this contract is for short term use just for the 2011 fair. Director Dobson read a statement that is attached. Commissioner Wallitner made a motion authorizing the director to sign the agreement. Commissioner Miles seconded the motion. Discussion. Commissioner Miles said he is uncomfortable with the agreement and would like a conclusion to the investigation. Said that the lease agreement must be tabled. Commissioner Wallitner said he is in favor of the motion and that time is short already and the investigation has to do with this body. Commissioner Hupp said that this contract is over a month overdue and he is not willing to impede the happening of the fair.

The Vote

Commissioner Hupp – In favor
Commissioner Wallitner – In favor
Commissioner Miles – Opposed
Motion Carries.

V. EXECUTIVE SESSION

The Port of Shelton Commission adjourned into Executive Session at 4:00PM for 15 minutes pursuant to RCW 42.30.110 (f). No action is anticipated.

Commission came back into regular session at 4:17PM. Discussion only there was no action in executive session.

VI. COMMISSIONER COMMENTS

Commissioner Miles

Wanted to clarify that this was a hard decision to make and that he supports the fair.

Commissioner Wallitner

The meeting went well and he is delighted.

Commissioner Hupp

Stated this was not difficult and he will take responsibility if anything falls back on this commission for the action taken today. He has been a supporter both politically and business development wise for several years and he is not changing.

VII. ADJOURNMENT

With no additional business **Commissioner Hupp** adjourned the meeting of the **Port of Shelton Commission at 4:20PM** in the Port's commission chambers.

Minutes submitted by: Wendy Smith, Executive Assistant

Minutes approved by: Commission Chairman Hupp 

Minutes approved by: Commissioner Wallitner 

Minutes approved by: Commissioner Miles Do Not Approve to form