

PORT COMMISSION SPECIAL MEETING– May 9, 2016

The Port of Port Townsend Commission met in regular session at the Commission Building, 333 Benedict Street, Port Townsend, WA

Present: Commissioners – Tucker, Clinefelter and Hanke
Executive Director – Crockett
Auditor – Berg
Director of Planning, Properties & Environmental – Toews
Attorney – Goodstein
Minutes – Nelson

I. CALL TO ORDER/PLEDGE OF ALLEGIANCE:

Commissioner Hanke called the meeting to order at 1:00 PM.

II. APPROVAL OF AGENDA:

Commissioner Clinefelter moved to approve the Agenda as presented.

Commissioner Hanke seconded the motion.

Motion carried by unanimous vote.

III. CONSENT AGENDA (0:43):

A. Approval of Meeting Minutes – April 27, 2016

Approval of Special Meeting Minutes – April 28, 2016

Approval of Special Meeting Minutes – April 29, 2016

Approval of Special Meeting Minutes – May 2, 2016

B. Operations Reports – April 2016

C. Approval of Warrants

Warrant #056093 through #056107 in the amount of \$62,518.37 for Payroll & Benefits

Electronic Payment in the amount of \$91,084.23 for Payroll & Benefits

Warrant #056108 through #056158 in the amount of \$81,776.35 for Accounts Payable

Commissioner Tucker moved to approve the Consent Agenda as presented.

Commissioner Clinefelter seconded the motion.

Motion carried by unanimous vote.

IV. PUBLIC COMMENTS (Not related to agenda) (0:55):

Linda Herzog announced the sixth annual Last Day of School party at the Herb Beck Marina in Quilcene on June 15, 2016, time TBD. She asked for help to move large limbs and branches from a tree that fell on the beach recently in a storm.

V. SECOND READING (Action Items):

A. Commission Code of Conduct (2:52):

Mr. Crockett stated this was presented at the last commission meeting and recommends adoption.

Commissioner Hanke moved to adopt the Commission Code of Conduct as presented.

Commissioner Clinefelter seconded the motion.

Motion carried by unanimous vote.

(This will be presented in the form of a resolution at the May 25, 2016 commission meeting under the Consent Agenda.)

Melinda Bryden recommended adding to the Code of Conduct that a commissioner should not vote when he/she has a conflict of interest.

Mr. Crockett stated it should remain as presented, as the RCW is clear on this subject.

Tom Conley suggested the commissioner with a conflict should recuse him/herself from the vote and an attorney would recommend that.

Bill Curtsinger and Jim Fritz both stated they were comfortable that a commissioner with a conflict not recuse him/herself as he/she is a representative of the voters.

Bill Putney asked if this policy could be re-introduced each time a new commissioner comes in to office.

Mr. Crockett suggested re-adoption in January of each year.

B. Fine Yacht Interiors Lease (10:02):

Mr. Toews explained this is up for a second reading. Discussions at the last commission meeting resulted in a revision to the lease, with an inclusion of the the Hazardous Materials Warranty.

Commissioner Tucker moved to approve the lease with Fine Yacht Interiors as presented.

Commissioner Clinefelter seconded the motion.

Motion carried by unanimous vote.

C. Port Townsend Brewing Co. Lease (13:10):

Mr. Toews explained this lease is also up for a second reading. There have been no changes to this lease since it was first presented. He reminded that at the last meeting, the question arose as to why the brewery only was required to carry \$1M in liability insurance. Mr. Toews responded that in researching, he has been unable to find anywhere, where the standard practice is to require \$2M.

Commissioner Hanke moved to approve the Port Townsend Brewing Co. Lease as presented.

Commissioner Clinefelter seconded the motion.

Motion carried by unanimous vote.

VI. FIRST READING (Discussion Only):

VII. POTENTIAL IMMEDIATE ACTION ITEMS):

A. Executive Director Selection (16:15):

Commissioner Tucker moved to approve Executive Director Selection for immediate action.

Commissioner Clinefelter seconded the motion.

Motion carried by unanimous vote.

Commissioner Hanke commented that this is Mr. Crockett's second to last meeting here. He recognized three panel members present in the audience and thanked them – Gordon Neilson, Bill Putney and Linda Herzog. Commissioner Hanke reported the common denominator he kept hearing was how productive the forum was. He then invited Public Comments. Bill Curtsinger said he appreciated narrowing the candidates down to these particular three.

Commissioner Hanke stated there is no clear winner now. Mr. Crockett added that whoever is selected does not mean it is final and it all depends on a contract agreement.

Commissioner Tucker said he made his final decision just this morning.

Commissioner Clinefelter stated that has not been an easy task.

Commissioner Hanke stated he heard comments from people where they wish all three could be hired. He explained there are merits to being local and there are merits to having a port background and it will all come down to who would be the most effective at getting the job done.

Finally, each commissioner spoke his decision.

Commissioner Tucker discussed the difference in choosing a safe pick and one who carried a risk. In his opinion, he added, you need to take risks to receive rewards and for that, he chooses Greg Englin.

Commissioner Clinefelter stated he also received a lot of public feedback. He said the public forum was excellent. He explained he usually likes to see data and cost a cost analysis associated with some of the ideas presented. He explained he leans towards Sam Gibboney who carries a wide variety of skills and believes she can take our Port into the future.

Commissioner Hanke explained there is a difference between management and leadership and that for him, it has come down to Mr. Englin and Ms. Gibboney. He then stated he would like to enter into a contract with Ms. Gibboney.

Commissioner Hanke moved to select Sam Gibboney as the Port of Port Townsend's new Executive Director.

Commissioner Clinefelter seconded the motion.

Commissioner Clinefelter added he focused on Ms. Gibboney's strengths as opposed to the concerns he had with other candidates. He stated she has the capability and wherewithal to make tough decisions. He discussed the last rate increase voted in and stated he trusts Ms. Gibboney would be one to provide the commission with the best information in order to make the best choices. He pointed out she also has a degree in civil engineering.

Commissioner Hanke viewed Ms. Gibboney and Mr. Englin as having two different toolboxes. He is most comfortable with Ms. Gibboney's "tools" in moving forward with the tough decisions that lie ahead of the Port. Commissioner Hanke added that Mr. Englin has no engineering degree but has excellent management skills and that Ms. Gibboney has a box full of tools. He informed that Port tenant Pam LaNua, in an email, expressed

hope that the decision would be a unanimous one by the commission and he agreed with her.

Commissioner Tucker said his decision was so close that he would make it unanimous and now chose Ms. Gibboney.

Motion carried by unanimous vote.

VIII. OTHER BUSINESS:

A. Boatyard Stormwater Feasibility Study (37:25):

Mr. Crockett reported that seven total RFQs were received for the feasibility study. Al Cairns, Larry Aase, Eric Toews and he interviewed four firms. A unanimous decision was reached, and Parametrix was selected, pending a negotiated contract.

Mr. Toews stated he just received a bare bones scope of work prior to this meeting. He said he would have the scope of services to present at the next commission meeting. Mr. Toews described three phases in the scope, which will be a driver to achieve DOE benchmarks. Further discussion ensued.

IX. STAFF COMMENTS (37:10):

Ms. Nelson told the commission she believes they made a good decision on the ED selection, although she would have respected whatever the decision was. She looks forward to having Ms. Gibboney as her new boss.

Mr. Toews stated he appreciated the deliberations and the tough decision the commission faced.

Mr. Crockett reported he would attend the WA Public Ports Assoc. Annual Spring Meeting this week and will make a presentation on the small works roster.

X. PUBLIC COMMENTS (50:00):

Bill Putney thanked the commission for the hiring process, and gave special thanks to Ms. Berg. He added that it is time to get back to the Advisory Committee discussions.

George Yount echoed Mr. Putney's comments and said this was the most organized process for hiring an executive director that he has witnessed. He stated it was a first class effort by the commission. He then thanked Mr. Crockett for his seventeen years as ED. He thanked the commissioners for their choice in hiring and for being open with their reasoning.

Ms. Berg (staff comment) thanked the commissioners for entrusting her and Mr. Crockett with developing the hiring process. She added that she appreciates the fact that the commission worked well together.

XI. COMMISSIONER COMMENTS:

Commissioner Tucker said the staff did a wonderful job with the process. He also added that the commission worked well as a group.

Commissioner Hanke stated the process went well and he looks forward to working with Ms. Gibboney.

XII. NEXT MEETING: Next regular meeting will be held Wednesday, May 25, 2016 at 5:30 PM in the Port Commission Building, 333 Benedict St, Port Townsend.

XIII. EXECUTIVE SESSION:

XIV. ADJOURNMENT:

The meeting adjourned at 1:55 PM, there being no further business to come before the commission.

ATTEST:

Brad A. Clinefelter, Secretary

Peter W. Hanke, President

Stephen R. Tucker, Vice President