

**GREATER YUMA PORT AUTHORITY
MEETING MINUTES: March 29, 2018**

DIRECTORS

PRESENT: Matias Rosales, Chair
Tony Reyes
William Gresser
Gary Magrino
Frank Rascon (Teleconference)
Gary Knight

DIRECTORS

ABSENT: Omar Heredia
Terry Frydenlund

EX-OFFICIO (Non-voting)

MEMBERS

PRESENT: None

OTHERS

PRESENT: Linda Matthias, GYPA Administrator
Wayne Benesch, Legal Counsel
Paul Melcher, Yuma County
Jenny Torres, City of San Luis
Tim Eisenmann
Rod Sebree

1. CALL TO ORDER

The meeting was called to order at 9:09 a.m. by Chair Matias Rosales. The meeting was held at Greater Yuma Economic Development Corporation Conference Room, 899 E. Plaza Circle, Ste. 2 Yuma, AZ.

9:12 a.m. Director Frank Rascon joined the meeting via teleconference.

2. ACTION TO APPROVE THE MINUTES OF THE FEBRUARY 22, 2018 REGULAR MEETING.

MOTION: Bill Gresser moved to approve the minutes of the February 22, 2018 regular Business Meeting as presented.

SECOND: Tony Reyes

ACTION: The motion carried unanimously.

3. ADMINISTRATOR'S REPORT TO THE BOARD

Administrator Linda Matthias reported on the GYPA current financial activity/status. Activities included:

- Review of current correspondence
- Financial review to date which included all current invoices paid and balances of line-item budgeted expenses in the FY 2017-2018.

4. CHAIRMAN'S REPORT

No report at this time.

7. DISCUSSION AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. 2018-1, TO AMEND THE GYPA BYLAWS REGARDING SECTION 4.3, COMPOSITION, SELECTION AND QUALIFICATIONS OF MEMBER OF THE BOARD.

(Taken out of agenda order)

Chair Matias Rosales reviewed Board discussion during the February 22, 2018 GYPA Regular Business Meeting regarding a letter of request for such action from Supervisor Tony Reyes, Chair of the Yuma County Board of Supervisors. At that meeting the GYPA Board of Directors agreed to proceed with action regarding the written request and directed a Resolution to amend the bylaws be acted upon at the March 29, 2018 meeting.

The Resolution No. 2018-1 was presented.

MOTION: Tony Reyes moved to approve Resolution No. 2018-1 to amend the GYPA bylaws regarding Section 4.3.

SECOND: Gary Knight

ACTION: The motion carried unanimously.

5. DISCUSSION AND POSSIBLE ACTION DUE TO A REQUEST FROM WELLS FARGO BANK REGARDING THE GREATER YUMA PORT AUTHORITY MONEY MARKET BUSINESS ACCOUNT.

Linda Matthias reported on the written correspondence received from Wells Fargo Bank regarding the Money Market Business Account. In the letter it was stated there had been no banking activity with this particular GYPA bank account had taken place in over a year. It was requested that GYPA conduct a transaction with this account in order to keep it recent and active.

MOTION: Tony Reyes moved to make a deposit into the account via fund transfer from the regular checking account. A nominal amount would be sufficient.

SECOND: Gary Knight

ACTION: The motion carried unanimously.

6. DISCUSSION AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. 2018-2, TO REMOVE FROM GYPA BANKING RECORDS ON FILE AT WELLS FARGO BANK, CURRENTLY DOCUMENTED FORMER GYPA BOARD MEMBERS THAT ONCE HELD BANKING PRIVILEGES.

Linda Matthias explained there remained three individuals who were at one time on the documented bank record for the GYPA Business Checking Account and the GYPA Money Market Business Account. Under new Wells Fargo Bank Policy, those names were to be removed by GYPA Board action in the form of a resolution. The former recorded Directors were Terre Catanzaro, Robert Pickels and Dr. Michael Reed.

MOTION: Tony Reyes moved to approve Resolution No. 2018-2 effectively removing the prior Directors names from GYPA banking records as requested by Wells Fargo Bank.

SECOND: Bill Gresser

ACTION: The motion carried unanimously.

8. DISCUSSION AND POSSIBLE ACTION TO APPROVE THE MIINUTES OF THE PERSONNEL COMMITTEE MEETING ON THURSDAY, FEBRUARY 9, 2018. (Carried over from February 22, 2018.)

MOTION: Tony Reyes moved to approve the minutes of the Personnel Committee Meeting on Thursday, February 9, 2018.

SECOND: Gary Knight

ACTION: The motion carried unanimously.

9. DISCUSSION AND POSSIBLE ACTION TO CONSIDER THE PERSONNEL COMMITTEE'S RECOMMENDATION ON SELECTION OF NAIM DURAN FOR THE EXECUTIVE DIRECTOR POSITION, AND APPROVE THE CONTRACT WITH NAIM DURAN.

Tony Reyes stated a copy of the proposed contract had been distributed to the Board members prior to the meeting for review.

MOTION: Tony Reyes moved to approve the contract with Naim Duran as outlined in the agreement presented.

SECOND: Gary Magrino

ACTION: The motion carried unanimously.

10. DISCUSSION AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. 8, A RESOLUTION APPROVING THE SALE OF PARCELS WITHIN THE GARY MAGRINO INDUSTRIAL PARK TO R.I. JONES CORPORATION AND AUTHORIZING THE CHAIRMAN TO SIGN THE SALES AGREEMENT.

Wayne Benesch, GYPA Legal Counsel gave an update on the most recent activity related to the sale of the parcels with the Gary Magrino Industrial Park. He noted that proceeds from the sale of the property would be used for a pay down on the GYPA/Cocopah Loan. He added escrow on the sale had gone smoothly.

MOTION: Tony Reyes moved to approve Resolution No. 8 to approve the sale of land parcels to R.I Jones Corporation
SECOND: Gary Knight
ACTION: The motion carried unanimously.

9:24 a.m. Frank Rascon excused himself from the teleconference call for the remainder of the meeting.

11. CALL TO THE PUBLIC

Jenny Torres reported to the Board on a construction project that was underway by Southwest Gas adjacent to the Magrino Industrial Park. She stated the construction may have some impact on the Park property.

Chair Matias Rosales requested discussion and possible action be added to the April 26, 2018 GYPA Business Meeting and asked Ms. Torres to return for input on the item.

No Executive Session was held.

POSSIBLE EXECUTIVE SESSION FOR DISCUSSION OR CONSULTATION FOR LEGAL ADVICE WITH GYPA LEGAL COUNSEL REGARDING GYPA'S ACTIVITIES AND PARK PROPERTY SALES/LEASE ACTIVITY UNDER THE PROVISIONS OF A.R.S. §38-431.03(A)(3)(4)(6).

12. DISCUSSION AND POSSIBLE DIRECTION FOLLOWING STATUS UPDATE OF THE MAGRINO INDUSTRIAL ARK PROPERTY SALES/LEASE ACTIVITY. POSSIBLE EXECUTIVE SESSION FOR DISCUSSION OR CONSULTATION FOR LEGAL ADVICE WITH GYPA LEGAL COUNSEL REGARDING GYPA'S ACTIVITIES AND PARK PROPERTY SALES/LEASE ACTIVITY UNDER THE PROVISIONS OF A.R.S. §38-431.03(A)(3)(4)(6).

POSSIBLE EXECUTIVE SESSION FOR DISCUSSION OR CONSULTATION FOR LEGAL ADVICE WITH GYPA LEGAL COUNSEL REGARDING GYPA'S LOAN AGREEMENT BETWEEN GREATER YUMA PORT AUTHORITY AND THE COCOPAH INDIAN TRIBE UNDER THE PROVISIONS OF A.R.S. §38-431.03(A)(3)(4)(6).

13. DISCUSSION AND POSSIBLE ACTION REGARDING THE LOAN AGREEMENT BETWEEN GREATER YUMA PORT AUTHORITY AND THE COCOPAH INDIAN TRIBE.

EXECUTIVE SESSION WILL BE ADJOURNED AND REGULAR SESSION WILL BE RECONVENED

14. ADJOURN

There being no further business to come before the Executive Board, with motion and second the meeting adjourned at 9:48 a.m.

GREATER YUMA PORT AUTHORITY

Matias Rosales, Chair

ATTEST:

Linda Matthias
GYPA Administrator