

Special Meeting Notice



*On **Tuesday, January 7, 2025 at 11:30 a.m.** the Northwest Seaport Alliance (NWSA) will hold its regular Managing Member public session. **This will also be a special meeting of the Port of Tacoma (POT) Commission for the purpose of action item 9A(2) as referenced in the agenda below.** The meeting will be held at the Fabulich Center, Room 104, 3600 Port of Tacoma Road, Tacoma, WA. The meeting will also be streamed live at <http://www.nwseaportalliance.com/about-us/governance>.*

The purpose of the special meeting of the POT Commission is to consider approving the use of FY2024 WRDA Section 2106 and HMT (Section 2106/HMT) funds on eligible projects in process under agenda item 9A(2).

AGENDA

- 1. Call to Order – 9:30 AM**
- 2. Recess to Executive and Closed Session:**
 - A. Executive session pursuant to RCW 42.30.110(1)(i) to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an 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.
 - B. Closed discussion allowable under Federal Maritime Commission (FMC) regulations and related laws found at 46 U.S.C. § 40306, 46 C.F.R. § 535.608, 46 C.F.R. § 535.701(i)(1) and as authorized by the Port of Seattle/Port of Tacoma Alliance Agreement, FMC Agreement No. 201228.
- 3. Return to Order – 11:30 AM**
- 4. Flag Salute**
- 5. Report by the Chief Executive Officer**
- 6. Public Comment** In addition to in-person testimony, written comments may be submitted to the Managing Members at the meeting or prior to the meeting by email to nwsacomment@nwseaportalliance.com or by U.S. Mail to NWSA Public Comment, PO Box 2985 Tacoma Washington 98401-2985. Written comments must be received by Monday, January 6, 2024 by 12:00 p.m. (noon) to be distributed prior to the meeting. Pursuant to RCW 42.56, recorded public comments and public meeting sign-in sheets, including names and any contact information provided, are subject to public disclosure.
- 7. Work Group / Committee Reports**
- 8. Consent Agenda**
 - A. **Minutes:** December 3, 2024 Meeting.
 - B. **Check/Wire Certification:** Approval of the disbursements totaling \$15,213,156.53 on checks 435 through 576 and electronic payments issued during the period of November 26, 2024 through December 19, 2024 as certified by the NWSA Auditor.

- C. **Additional Funding West Sitcum Litigation:** Authorize additional funding in the amount of \$300,000 for legal costs should the Supreme Court of the United States grant a writ of certiorari in *Port of Tacoma et al. v. Puget Soundkeeper Alliance, No. 24-350*.
- D. **Resolutions 2025-01 and 2025-02:** Adopt Resolution 2025-01 Amending the Delegation of Authority Master Policy and 2025-02 the Sixth Amended Bylaws of the Northwest Seaport Alliance Managing Members.
- E. **Acceptance of EPA Clean Ports Climate & Air Quality Planning Grant and Use of Funds:** Authorize the CEO or his delegate to accept an EPA Clean Ports Program (CPP) Climate and Air Quality Planning grant of \$3,000,000 to fund shovel-ready shore power design and zero emission infrastructure planning at Washington United Terminal (WUT) and zero emission infrastructure planning at East Blair One (EB-1) Terminal.
- F. **Terminal 5 (T5) Roof Replacement Project Authorization:** Project authorization in the amount of \$3,245,000 for a total authorized amount of \$3,590,000 for work associated with the T5 Roof Replacements, MID N10410.

9. Actions

- A. **Managing Member and Homeport Actions: Water Resource Development Act (WRDA) Section 2106 / Harbor Maintenance Tax (HMT) Funds Use on Existing Projects:**
 - (1). Request the **Port of Seattle Commission** approve the use of FY2024 WRDA Section 2106 and HMT (Section 2106/HMT) funds on eligible projects in process.
 - (2). Request the **Port of Tacoma Commission** approve the use of FY2024 WRDA Section 2106 and HMT (Section 2106/HMT) funds on eligible projects in process.
 - (3). Request the NWSA Managing Members authorize that Section 2106/HMT funds received by the NWSA from the Homeports will be treated as Contributed Capital (as defined in the NWSA Charter) to be used for eligible projects in the respective Homeport harbors, and further authorizing the return of cash to the two Homeports for expended projects as Other Cash (as defined in the NWSA Charter).
- B. **T18 Pile Cap Repairs Project Authorization and Port of Seattle Commission Authorization to Fund Full Eligible Costs with Water Resource Development Act (WRDA) Section 2106 / Harbor Maintenance Tax (HMT) Funds.**
 - (1). Request Managing Members grant project authorization in the amount of \$51,160,000, for a total authorized amount of \$56,100,000 for work associated with the T18 Pile Cap Repairs, MID No. U00687.
 - (2). Request the Port of Seattle Commission dedicate \$3 million of FY 2024 WRDA Section 2106/Harbor Maintenance Tax funds (Section 2106/HMT) to fund the estimated June to December 2024 and 2025 eligible costs for work associated with the T18 Pile Cap Repairs, MID No. U00687.

10. Briefings

11. General Business

- A. Operations/Cargo Update
- B. CEO Announcements
- C. Commissioner Comments

12. Adjourn