

### Commission Meeting Monday, June 27, 2022 5:30 PM

Percival Plaza - Olympics Room 626 Columbia Street NW, Suite 1-B Olympia, WA 98501 www.portolympia.com

The meeting agenda is available on the Port's website as of June 23, 2022. https://www.portolympia.com/commission

The public may join the meeting from their computer, tablet or smartphone at:

https://us02web.zoom.us/j/86316650756?pwd=5Y1BLga5JzaglXLzQywwfqSTyIIhkt.1

or Telephone: 1-312-626-6799

Webinar ID: 863 1665 0756

Please note that the Zoom link changes for each meeting.

Written public comments may be submitted to <u>commissioncoordinator@portolympia.com</u> by 12:00 p.m. on the date of the meeting. All written comments will be compiled and sent to the Commissioners prior to the meeting.

Verbal public comment is accepted in person at the meeting. If an individual would have difficulty physically attending the meeting, they may request the option to provide verbal comment remotely.

If you wish to make verbal public comment remotely, **please register in advance by 12:00 p.m. the day of the meeting by emailing** <u>commissioncoordinator@portolympia.com</u>.

Please indicate the method which you will be giving public comment (computer or phone). Individual public comments are limited to 3 minutes per person.

- A. Call to Order
- B. Pledge of Allegiance
- C. Approval of Agenda
- D. Executive Director Report
- E. Public Comment
- F. Consent Calendar:
  - 1. Bills and Vouchers for May, Batch #18-21.5
- G. Action Calendar:
  - 1. None.
- H. Action/Other Calendar:

- 1. None.
- 2. Public Comment on Action/Other Items
- I. Advisory Calendar:
  - 1. Puget Sound Air Emissions Inventory Agreement Lisa Parks, Executive Services Director
  - 2. Resolution 2022-XX Commission Rules Update Sam Gibboney, Executive Director
  - 3. Public Comment on Advisory Items
- J. Commissioner Reports/Discussion
- K. Other Business
- L. Meeting Announcements
- M. Adjourn

PORT OF OLYMPIA VOUCHER APPROVAL LISTING, Batch # 18-21.5 May

GENERAL FUND

COMPUTER PREPARED BOND ACCOUNT PAYMENTS	806,712.27
VOIDED WARRANT(S) / ELECTONIC PAYMENT(S) PAYROLL	(55,600.73)
ELECTRONIC PAYMENTS	754,130.31
TOTAL GENERAL FUND WARRANTS, BOND ACCOUNT WARRANTS & ELECTRONIC PAYENTS:	1,505,241.85

General Fund Warrants Issued:084761-084919Electronic Payments Issued:000870-000888Bond Account Warrants Issued:Payroll Warrants Issued:Voided Warrant(s):079344, 079423, 079754, 084735, 084741, 084745Voided Electronic Payment(s):000871

We the undersigned Board of Commissioners of the Port of Olympia, Olympia Washington, do hereby authorize the issuance of the warrants described above.

Total Warrants:

\$1,505,241.85

Warrants over \$200,000: No warrants over \$200,000.00 issued

Charles Iyall, Commission President

Amy Evans, Commission Vice President

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Sam Gibboney, Executive Director

Joe Downing, Commission Secretary

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PORT OF OLYMPIA <i>VOUCHER APPROVAL LISTING</i> May		18	Batch #:
WARRANTS ISSUED: COMPUTER PREPARED issued week ending 5/6/22 COMPUTER PREPARED COMPUTER PREPARED	WARRANT NUMBERS: 084761 and 084762		10,894.88
Voided Warrant(s) Voided Warrant(s) PAYROLL	084735, 084745 and 084741		_(7,051.54) _ _
PROJECTS: COMPUTER PREPARED COMPUTER PREPARED COMPUTER PREPARED Voided Warrant(s)			-
ELECTRONIC PAYMENTS: Electronic Payments, issued week ending, 5/6/22	ACH NUMBERS: 000870-000873, 000875-000876 See week 19 for ACH #874		199,232.67
	TOTAL WARRANTS	\$	203,076.01

RCW 42.24.080: "I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished the services rendered or the labor performed as described herein, and that the claims are just, due and unpaid obligations of the Port of Olympia, and that I am authorized to authenticate and certify to said claims".

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Matt Peach, Finance Director

PORT OF OLYMPIA <i>VOUCHER APPROVAL LISTING</i> May		19	Batch #:
WARRANTS ISSUED: COMPUTER PREPARED, Issued week ending 5/13/22 COMPUTER PREPARED, Issued	WARRANT NUMBERS: 084763-084851		333,467.00
COMPUTER PREPARED Voided Warrant(s) Voided Warrant(s) PAYROLL	084777		(24,622.61)
PROJECTS: COMPUTER PREPARED, Issued COMPUTER PREPARED, Issued COMPUTER PREPARED Voided Warrant(s)			-
ELECTRONIC PAYMENTS: Electronic Payments, issued week ending, 5/13/22	ACH NUMBERS: 000874,000877,000878,000879 See week 18 for ACH #875 and 876		114,358.54

TOTAL WARRANTS

423,202.93 \$

RCW 42.24.080: "I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished the services rendered or the labor performed as described herein, and that the claims are just, due and unpaid obligations of the Port of Olympia, and that I am authorized to authenticate and certify to said claims".

la Matt Peach, Finance Director

PORT OF OLYMPIA VOUCHER APPROVAL LISTING May

Batch #:

20

WARRANTS ISSUED: WARRANT NUMBERS: COMPUTER PREPARED, Issued week ending 05/20/22 COMPUTER PREPARED Voided Warrant(s) Voided Warrant(s) PAYROLL PROJECTS: COMPUTER PREPARED, Issued week ending COMPUTER PREPARED COMPUTER PREPARED Voided Warrant(s) **ELECTRONIC PAYMENTS:** ACH NUMBERS: Electronic Payments, issued week ending, 05/20/22 000880, 000883 143,275.68 Voided Warrant(s)

000871 (23,689.09) see week 18 for ach #'s000872-000879, 000881-000882

TOTAL WARRANTS

119,586.59

\$

RCW 42.24.080: "I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished the services rendered or the labor performed as described herein, and that the claims are just, due and unpaid obligations of the Port of Olympia, and that I am authorized to authenticate and certify to said claims".

Matt Peach, Finance Director

PORT OF OLYMPIA VOUCHER APPROVAL LISTING May

Batch #:

21

WARRANTS ISSUED: COMPUTER PREPARED issued week ending ending 05/2 COMPUTER PREPARED COMPUTER PREPARED	WARRANT NUMBERS: 7/22	-
Voided Warrant(s) Voided Warrant(s) PAYROLL	079344, 079423, 079754	(237.49) -
PROJECTS: COMPUTER PREPARED COMPUTER PREPARED COMPUTER PREPARED Voided Warrant(s)		- - -
ELECTRONIC PAYMENTS:	ACH NUMBERS:	
Electronic Payments, issued week ending, 05/27/22	000882, 000884, 000885, 000886, 000887 see week 20 for missing 000883	 214,290.09
	TOTAL WARRANTS	\$ 214,052.60

RCW 42.24.080: "I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished the services rendered or the labor performed as described herein, and that the claims are just, due and unpaid obligations of the Port of Olympia, and that I am authorized to authenticate and certify to said claims".

Matt Peach, Finance Director

PORT OF OLYMPIA VOUCHER APPROVAL LISTING May

Batch #: 21.5

WARRANTS ISSUED:	WARRANT NUMBERS:	
COMPUTER PREPARED issued for partial week er	nding 05/31/22	
COMPUTER PREPARED	084852-084919	462,350.39
COMPUTER PREPARED		-
Voided Warrant(s)		
Voided Warrant(s)		
PAYROLL		-
PROJECTS:		
COMPUTER PREPARED		_
COMPUTER PREPARED		-
COMPUTER PREPARED		-
Voided Warrant(s)		-
ELECTRONIC PAYMENTS:	ACH NUMBERS:	
Electronic Payments, issued for partial week ending	, 05/31/2022	82,973.33
	000888	
	x	
	TOTAL WARRANTS	\$ 545,323.72

RCW 42.24.080: "I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished the services rendered or the labor performed as described herein, and that the claims are just, due and unpaid obligations of the Port of Olympia, and that I am authorized to authenticate and certify to said claims".

la Matt Peach, Finance Director

545,323.72



### **COMMISSION MEETING**

BRIEFING DATE/TIME:	June 27, 2022
DEPARTMENT:	Environmental
<u>Staff Contact/Title:</u>	Lisa Parks Telephone: 360.528.8020 Email: Lisap@portolympia.com
<u>Topic:</u>	Puget Sound Air Emissions Inventory Agreement
<u>Purpose:</u> Check all that apply	<ul> <li>Information only</li> <li>Decision needed</li> <li>Follow up from previous briefing</li> </ul>

### **BACKGROUND & OVERVIEW:**

Beginning in 2011, the Port of Olympia has participated in the Puget Sound Maritime Air Forum. This regional coalition of public and private organizations recognizes maritime air pollutant and greenhouse gas emissions are an ongoing concern for public health and the environment, and are committed to protecting public health and the environment in the region from related impacts. The Forum was formed to increase the level of shared knowledge about maritime emissions from maritime sources, and to provide a means to facilitate collaborative efforts to voluntarily reduce air quality and climate impacts from this transportation sector.

The organizations involved in the Forum include Ports (North West Seaport Alliance, Seattle, Tacoma, Everett, Anacortes and Olympia), other municipal corporations and State agencies (Northwest Clean Air Agency, Puget Sound Clean Air Agency, and WSDOT Ferries Division) and private non-profits (Pacific Merchant Shipping Association, Western States Petroleum Association and Cruise Lines International Association). The primary activity of the Forum is to help fund and develop the Puget Sound Maritime Emissions Inventory (PSEI), of which there have already been three instances: Inventory Years 2005, 2011 and 2016. Because it includes shared funding and collaborative staffing resources, the task of completing these inventories has been accomplished through adoption of an agreement that is reviewed and approved by all 12 parties.

The Forum has determined that an update to the PSEI starting in 2022 for the Inventory Year 2021 is a necessary step to measure progress in emission reduction programs and to assist collaborative efforts for future emission reduction projects, and has asked the participating members to again contribute via an agreement. The Port of Olympia is being asked to approve the Agreement, with the following associated obligations:

- Participate in meetings;
- Assist with consultant selection;
- Review draft and final materials;
- Gather/collect data to be used in the inventory; and,
- Help with funding to pay a consultant to compile and summarize data.

For the Port of Olympia, Barb Tope, Environmental Project Manager, is the staff person who serves as the designated representative responsible for the first four tasks, and the requested funding from the Port for this update is \$5,000.

### **DOCUMENTS ATTACHED:**

- Power Point Presentation
- Agreement

### SUMMARY & FINANCIAL IMPACT:

This agreement represents the third iteration of the Port of Olympia's participation in this collaborative effort to collect data that informs decisions about strategies to reduce maritime air pollutant and greenhouse gas emissions, consistent with the Port's focus area of acting as an environmental steward. In addition to some staff time, the direct cost to the Port is \$5,000, which has been budgeted for 2022.

<u>NEXT STEPS/TIMEFRAME:</u> Based on the Commission's recommendation, describe the next steps required in order to bring this item to conclusion. Include the time frame for each step.

Assuming the Commission's concurrence, the next step will be to authorize Executive Director Gibboney to sign the Agreement on behalf of the Port of Olympia at the next, regular Commission meeting on July 11, 2022.

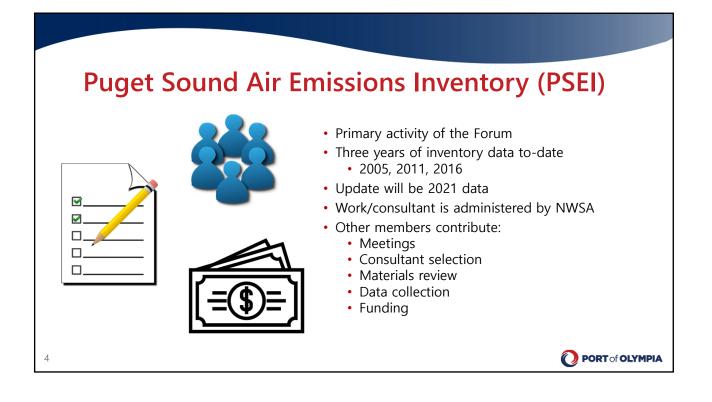
# Puget Sound Air Emissions Inventory Agreement

June 27, 2022 Lisa Parks Executive Services Director

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**PORT** of **OLYMPIA** Serving All of Thurston County

### **Collaborative Effort Among 12 Public & Private Non-Profit Entities** Other Municipal: Private Non-Profits: Ports: Seattle Everett • Northwest Clean Air Agency • Pacific Merchant Shipping Association • Puget Sound Clean Air Agency • Western States Petroleum Association • Tacoma Anacortes NW Seaport Olympia WSDOT Ferries Division Cruise Lines International Association Alliance WSPA Port PORT pscleanair.org of Seattle Port of **O**Port of **O**lympia Washington State Department of Transportation EVERETT Puget Sound Regional Council Prepared by: PMSA Tacoma STARCREST CONSULTING GROUP, LLC THE NORTHWEST lean





# Puget Sound Air Emissions Inventory (PSEI)

- Authorized via an Agreement
- Port of Olympia obligations:
  - Barb Tope, Environmental Project Manager

**O PORT** of OLYMPIA

• \$5,000 (budgeted)





## **COMMISSION MEETING**

BRIEFING DATE/TIME:	June 27, 2021
DEPARTMENT:	Executive
	Sam Gibboney
STAFF CONTACT/TITLE:	Telephone: 360.528.8001
	Email:Samg@portolympia.com
<u>Торіс:</u>	Agenda Title Here
<u>Purpose:</u> Check all that apply	■ Information only
	Decision needed
	Follow up from previous briefing
BACKGROUND & OVERVIEW.	

Resolution 2022-03, a Resolution of the Port of Olympia Commission adopting rules governing the transaction of business of the Port Commission, is commonly referred to as the Rules Resolution. I is revised from time to time by the Commission. It was last revised on May 9, 2022.

Commissioner Amy Evans Harding has requested that the Commission consider revising the Rules Resolution, specifically to consider removing "Special Reports" from Article V Order of Business.

Currently Article V *Order of Business* lists the following as item number six on the agenda: Special reports (if needed, for individual warrants over \$200,000.00).

It has been the practice to include this item on the agenda if a consent agenda item of Bills & Vouchers contains a warrant for over \$200,000. The Executive Director would then make a verbal report of such warrants including the amount and the payee.

These same details are included in the agenda packet on the Voucher Approval Listing.

A redlined version of Resolution 2022-XX including the proposed change is attached.

### **DOCUMENTS ATTACHED:**

Redlined version of Resolution 2022-XX,

### PORT OF OLYMPIA COMMISSION RESOLUTION 2022-05XX

### A RESOLUTION OF THE PORT OF OLYMPIA COMMISSION ADOPTING RULES GOVERNING THE TRANSACTION OF PORT COMMISSION BUSINESS AND SUPERSEDING RESOLUTION 2022-03

**WHEREAS**, the Port of Olympia Commission seeks to adopt rules governing the transaction of Port Commission business as required by RCW 53.12.245;

AND WHEREAS, this Resolution supersedes Port of Olympia Commission Resolution 2020-08;

**NOW, THEREFORE, BE IT RESOLVED** that the Port of Olympia Commission hereby adopts the Rules set forth below, which shall be effective upon adoption.

### ARTICLE I Preamble

These Rules will govern the transaction of business by the Port of Olympia Commission.

### ARTICLE II Organization of the Commission

A. The Commission will annually elect a President, Vice-President, and Secretary.

B. The Commission will elect officers at its first regular meeting at the beginning of each calendar year. The term will run for one (1) year beginning when elected, and terminate at the election of a successor. Vacancies in an office may be filled at any regular or special meeting of the Commission.

### **ARTICLE III Duties of Officers**

### A. <u>The President shall</u>:

Preside at all meetings of the Commission and during executive sessions of the Commission in a manner consistent with these Rules; sign all resolutions, contracts, and other instruments on behalf of the Commission as authorized by the Commission; perform all such other duties as are incident to the office or are properly required by the Commission; meet with the Executive Director to prepare and review agendas and meeting packets as specified in this Resolution; and authorize the issuance of notices for regular and special meetings of the Commission as provided for in these Rules.

### B. <u>The Vice-President shall</u>:

During the absence or disability of the President, exercise all the functions of the President; and have such powers and discharge such duties as may be assigned from time to time by the Commission.

### C. <u>The Secretary shall</u>:

Ensure the recording of the minutes, motions and resolutions adopted by the Commission by Port of Olympia staff; and otherwise perform such further duties as are incident to the office and as are properly required by the Commission.

### D. <u>Temporary Absence</u>:

Any Commissioner who shall be elected to act for an incumbent elected officer during the temporary absence or disability of such officer shall exercise all the functions of the incumbent officer, but only during the continuance of the absence or disability of such official.

### ARTICLE IV Meetings

### A. <u>Meetings Schedule</u>:

The Commission will adopt a calendar with its year-long schedule for its regular meetings at its first regular meeting of the calendar year, or the soonest meeting possible. The Commission will post its calendar to provide notice of all meetings on its website at <u>http://www.portolympia.com</u> in accordance with the Open Public Meetings Act (Ch. 42.30 RCW). The Commission schedule shall include a recess of approximately two-weeks the second half of the month in August and December. Accordingly, the Commission schedule should reflect one regular meeting in both August and December. The Commission's regular and special meetings shall be open and public except as otherwise provided by these Rules.

B. <u>Regular Meetings</u>:

The Port of Olympia Commission regular meetings are scheduled on the second and fourth Monday evenings of each month at 5:30 p.m. at the Port of Olympia, Percival Plaza, 626 Columbia Street NW, Suite 1-B, Olympia, Washington, unless specified otherwise. The Port will post the location of all regular meetings on its website at <u>http://www.portolympia.com</u> prior to each meeting date in compliance with the notice requirements of the Open Public Meeting Act . Regular meetings shall be open and public except as otherwise provided by these Rules.

C. <u>Work Sessions</u>:

The Port of Olympia Commission holds regular work sessions on the third Monday of each month at 2:30 p.m. at the Port of Olympia, Percival Plaza, 626 Columbia Street NW, Suite

1-B, Olympia, Washington, unless specified otherwise. The Port will post the location of all work sessions on its website at <u>http://www.portolympia.com</u> at least 20 days prior to each work session date.

The purpose of work sessions is three-fold:

- a. 1. Work sessions are an opportunity for the Commissioners to informally discuss Port issues and exchange ideas without the structure of a regular business meeting. Consistent with this purpose, the Commissioners may propose topics for future work sessions during the "Other Business" agenda item at a regular business meeting. The Commission will indicate their agreement to include a topic by voting as provided for in Art. V (E) herein. Scheduling of topics for particular work sessions will be agreed upon by the President and the Executive Director, during their regular weekly meeting. Attempts to schedule will not be made during a regular meeting or work session.
- a. 2. Work sessions are an opportunity for staff to present topics for preliminary feedback that may be considered later at a regular business meeting.
- b. 3. Work sessions are an opportunity for the Executive Director to update the Commission on business, operational, and strategic issues for informal discussion. Port staff will not add agenda items to work sessions except in response to a Commissioner request or with the President's approval.

The President will set the agenda for the work sessions with input from Commissioners and the Executive Director. Although the Commission may legally take action at a work session consistent with the Open Public Meetings Act (Ch. 42.30 RCW), it will strive to limit action during work sessions to extraordinary, exigent, or emergency circumstances where action is necessary prior to the Commission's next scheduled regular meeting. In the event action is taken during a work session, a period for public comment will be added to the agenda, after Commission discussion and prior to action being taken.

Meeting materials for work sessions will be provided and made available to the public consistent with these Rules.

### C. <u>Special Meetings</u>:

The President or any Commissioner may call a special meeting of the Commission by notifying the Executive Director and Commission Coordinator of the proposed meeting date and business to be transacted at the special meeting. Notice of a requested special meeting under this provision must be provided sufficiently in advance of the requested special meeting date to allow Port staff to provide required twenty-four (24)-hour written notice of the meeting to

Commissioners and to provide adequate public notice of the meeting and agenda, both of which are required under the Open Public Meetings Act.

Special meetings shall be open and public except as otherwise provided by these Rules. A special meeting is limited to matters identified in the notice. The Commission may hold an executive session during a special meeting with appropriate notice.

### D. . <u>Executive Sessions</u>:

An executive session is understood to mean the part of a regular or special meeting of a governing body closed to the public. The Commission may meet in executive session, which shall be closed to the public during a regular or special meeting for all the purposes permitted by the Open Public Meetings Act (RCW 42.30) and other laws, including, but not limited to, the following:

1. The consideration of matters affecting national security (RCW 42.30.110(1)(a));

2. The selection of a site or the acquisition of real estate by lease or purchase, when public knowledge regarding such consideration would cause a likelihood of increased price (RCW 42.30.110(1)(b));

3. The sale or lease of real estate when public knowledge regarding such consideration would cause a likelihood of decreased price (RCW 42.30.110(1)(c));

4. Review of negotiations on the performance of publicly bid contracts when public knowledge would cause a likelihood of increased costs (RCW 42.30.110(1)(d));

5. The appointment, employment, or dismissal of a public officer or employee; provided that, final action setting that salary, discharging or disciplining an employee, or interviewing or appointing a candidate to elective office shall be at an open public meeting (RCW 42.30.110(1)(g) and (h));

6. The hearing of complaints or charges brought against such officer or employee unless such officer or employee requests a public hearing (RCW 42.30.110(1)(f));

7. That portion of a meeting during which the Commission is planning or adopting the strategy or position to be taken by the Commission during the course of any collective bargaining, professional negotiations, or grievance or mediation proceedings, or reviewing the proposals made in such negotiations or proceedings while in progress (RCW 42.30.140(4)(a)), and;

8. Communications with legal counsel respecting agency enforcement action, litigation or potential litigation to which the Port, the Commission, and/or a Commissioner or Port employee 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 Port (RCW 42.30.110(1)(i)). Port legal counsel is required to attend executive sessions called for this purpose.

The Commission may invite Port staff or others with some relationship to the matter being discussed, or who provide assistance to the Commission, to the executive session.

In order to avoid inconvenience to the public during regular meetings, the Commission will endeavor to hold executive sessions immediately prior to a regular meeting of the Commission and, if possible, at the same location or in close proximity to the location of the regular meeting. Notwithstanding this provision, the Commission may enter into executive session during any meeting for any purpose consistent with the Open Public Meetings Act.

The public meeting will be reconvened following an executive session. Items discussed in the executive session will be considered during the meeting, as appropriate and required by law.

Commissioners will not take notes during executive session using an electronic device such as, but not limited to, a computer, tablet, or cell phone. Commissioners may take handwritten notes during executive session; however, all handwritten notes will be provided to the Executive Director at the conclusion of the executive session for appropriate retention.

### E. . Adjournment or Continuation to a Special Meeting:

Adjournment or continuation to a special meeting, if necessary, shall be pursuant to notice as required by law.

### F.. <u>Quorum</u>:

Two (2) Commissioners shall constitute a quorum for the convening of a meeting.

### G. <u>Cancellation of a Meeting</u>:

The President may direct the cancellation of a regularly scheduled Commission meeting.

### H. <u>Administration of Meetings</u>:

Meetings shall be conducted in accordance with these Rules.

### I.. <u>Commissioner Remote Attendance</u>:

From time to time, a Commissioner may not be able to attend a Board of Commissioners meeting in person. The Commission recognizes the benefits of fullest practicable attendance and participation by its members. Attendance from remote locations is intended to be an alternative and infrequently used method for participation by Commissioners. Attendance by remote communication may occur as follows:

1. Consistent with these rules, any Commissioner may attend a meeting via remote communication to the extent permitted by the Washington Open Public Meetings Act, RCW 42.30 as it now exists or as it may be amended in the future.

2. A Commissioner planning to attend via remote communication must provide notice to the Executive Director at least 24 hours prior to the scheduled meeting. The notice must advise of the Commissioner's intent to attend via remote communication and the reason(s) why the Commissioner cannot attend the meeting in person.

3. A Commissioner may not attend remotely unless satisfactory equipment is available at the physical location of the meeting. Satisfactory equipment means any telephone or other communications device equipped with a speaker junction capable of broadcasting the Commissioner's voice attending clearly and sufficiently enough to be heard by those in attendance at the meeting, and allowing a Commissioner attending remotely to hear discussion at the meeting.

4. During any meeting that a Commissioner is attending via remote communication, the Commission President or presiding officer shall state for the record that a particular Commissioner is attending via remote communication and the reasons for such attendance.

5. Commissioners attending via remote communication may participate and vote during the meeting as if they were physically present at the meeting.

6. Commissioners attending via remote communication shall comply with all rules and procedures as if they were physically present at the meeting.

7. In the case of executive sessions, the Commission may permit participation from remote location(s) only when the Commission is confident in the security of such remote communications.

### J. <u>Commissioner Absence and Excusal</u>:

Each Commissioner is responsible for requesting to be excused from regular or special meetings of the Port Commission, so as to avoid causing an inadvertent vacancy in the office according to RCW 53.12.140. A Commissioner who is unable to attend a regular or special meeting will notify the Commission Coordinator no later than two (2) hours before the scheduled start of the meeting, if feasible to do so, to request excusal. The Commission Coordinator will inform the President (or other officer presiding over the meeting) of the Commissioner's excusal request prior to the meeting. The President (or presiding officer) shall note the Commissioner's request for excusal on the record for the minutes, and shall also state for that purpose whether the Commissioner's absence is or is not excused. Alternatively, during the Introduction of

Commissioners portion of any meeting, as noted in Article V below, the Commission may take action on the Commissioner's excusal request by motion as provided for in Article VI.

The Commission shall automatically excuse absence of a Commissioner resulting from attendance to other Port business.

### ARTICLE V Order of Business

- A. The President of the Commission and the Executive Director determine the placement of items on the Agenda for the Commission. The Commission shall vote to add agenda items to the list for a future work session or regular meeting and allow for the President and Executive Director to schedule the item as appropriate.
- B. Regular meetings will ordinarily follow the below prescribed format:
  - 1. Call to Order;
  - 2. Pledge of Allegiance;
  - 3. Approval of Agenda, including request for Agenda additions or deletions;
  - 4. Tribal Honor Statement (to be decided);
  - 5. Special recognition (if needed);
  - 6. Special reports (if needed, for individual warrants over \$200,000.00);
  - 7.<u>6.</u> Executive Director's Report;
  - 8.7. Litigation Report (at second regular Monday meeting of every month only);
  - 9.8. Public comment;
    - a. Commission statement on nature of public comment;
    - b. General public comment period;
  - <u>10.9.</u> Consent Calendar;
    - a. Approval of minutes
    - b. Warrants and vouchers;
    - c. Other consent items;

<u>11.10.</u> Agenda action items;

a. Staff presentations, if needed;

b.

- c. Action by motion, vote, or resolution;
- <u>12.11.</u> Agenda action items OTHER (matters brought for action without prior advisory);
  - a. Staff presentation, if needed;
  - b. Public comment;
  - с
  - d. Action by motion, vote, or resolution;
- 13.12. Agenda advisory items;
  - a. Staff presentations, if needed;
  - b. Public comment (on all advisory items);
  - c. Commission discussion;

14.13. Continued public comment, if needed;

- 15.14. Commissioner Reports;
- <u>16.15.</u> Other business (during this period, Commissioners may also raise new issue(s) and request to add such issue or issues to a future work session agenda or to send the issue or issues to the POCAC for review), and;
- 18. Future meeting announcements;
- 19. Adjourn.

C. The Commissioners may agree to change the order of business set forth above at any time.

D. All proceedings of the Commission will be by consensus, motion, or resolution recorded in minutes and books maintained for that purpose, which shall be publicly available.

E. If any vote is unanimous then it shall be so recorded. A record of the vote on any resolution or motion shall be made by a roll call vote of "yea" or "nay" in the minutes of the Commission. The proceedings of the Commission shall be carried on in such a manner and such dispatch as may be mutually agreeable to the Members of the Commission. Robert's Rules of Order shall be applied for the governing of any proceeding, and thereupon no resolution shall be

considered or other action taken, until the same has been duly moved, seconded and carried. All resolutions passed by the vote of the Commissioners present at any meeting shall be deemed to have been moved, seconded and passed in due form.

F. Any Commissioner or the Executive Director may make a point of order if necessary.

### **ARTICLE VI Guidelines for Public Comment at Meetings**

A. <u>General Procedures</u>: The following general procedures are applicable to all types of public comment at Commission meetings.

1. <u>Procedures for Providing Public Comment at In-Person Meetings</u>: The Port will provide a sign-in sheet for those who wish to provide general comment at regular inperson Commission meetings. The sign-in period for public comment will begin when the public meeting space opens and will close when the meeting is called to order. Commenters must provide their real name on the sign-in sheet in order to be called, and may not wear costume masks that obscure the entirety of their face to address the Commission. Commenters may wear face coverings as per public health requirements and/or recommendations.

2. <u>Procedures for Providing Public Comment at Virtual Meetings</u>: Those who wish to provide verbal public comment at a Virtual Meeting must sign up in advance with the Commission Coordinator by emailing <u>CommissionCoordinator@portolympia.com</u> or by submitting the form on the Port's website (<u>www.portolympia.com</u>) by 12:00 noon on the date of the meeting. The Commission President will call those who have signed up in advance by name to provide comment. After all who have signed up are called, the Commission President may accept further public comment.

3. <u>Procedures for Providing Written Comment (In-Person and Virtual Meetings)</u>. Members of the public may also provide the Commission with written comment by sending the written comments via email to the Commission Coordinator or by using the form on the Port's website (<u>www.portolympia.com</u>) from the time and date the agenda is published to the public through 12:00 noon the day of the meeting. The Commission Coordinator will compile the public comments received by the above-reference deadline and forward the compiled public comments to the Commission prior to the related meeting.

4. <u>Use of Electronic Media During Public Comment</u>: Commenters may use electronic media (such as presentations or video) to present information to the Commissioners during the public comment period at regular Commission meetings, subject to the following limitations:

a. Electronic media to be used during public comment must be related to Port business.

b. Commenters must abide by the three (3) minute time limit when using electronic media, and should select and edit presentations accordingly. Commenters may not yield some or all of their allotted three (3) minutes so as to result in a longer presentation time for another commenter.

c. In order to protect the integrity of Port information systems, electronic media or a link to internet-based information must be e-mailed to the Commission Coordinator (*aportolympia.com* no later than noon on the day of the Commission meeting where the electronic media is to be used. To be accepted for presentation, email submissions must include (i) the name of the individual who will be providing public comment; (ii) the author of the electronic media being submitted; and (iii) a brief description of the content of the electronic media.

d. Commenters may not use jump drives, external drives, or other direct connection to Port information systems to present electronic media to the Commission during public comment. Links to internet-based information must be accessible using the Port's web browser. The Port will not be responsible for resolving compatibility issues related to electronic media submitted for public comment.

e. The Commission Coordinator will review all timely submitted electronic media prior to the Commission meeting to determine that the content is functional and viewable. Prior to the meeting, the Commission Coordinator will provide the President with a report identifying the electronic media submittals received, if any. The report will include the commenter's name, the author of the electronic media, and the brief description of content provided with the submittal.

f. The President will enforce the above guidelines and shall be allowed to preclude commenters from using electronic media that fails to comply with submittal guidelines, guidelines for public comment, or otherwise contains information unrelated to Port business.

5. <u>Limitations on Use of Public Comment for Campaigning or Advertising</u>: No person may use public comment periods for the purpose of campaigning or promoting a campaign, whether for an election or ballot proposition. In addition, no person may use public comment periods for the purpose of commercial advertising. These limitations do not prevent or preclude any person addressing the Commission from expressing views or opinions over matters related to the Port's business or within the Commission's jurisdiction. In addition, these limitations do not prohibit individuals or organizations from promoting public events. 5.. <u>Comments to be Directed to Commission:</u> Comments should be directed to the Commission as a whole and should not include comments about individual Port staff or members of the public. [].

6.. <u>Courtesy</u>: All speakers (members of the public, Port staff, and Commissioners) shall be courteous in language and demeanor and shall confine remarks to those facts that are germane and relevant to the question or issue under discussion.

B. <u>Procedures for General Public Comment:</u> The Commission will allow general public comment on issues related to Port business at regular Commission meetings, subject to the following procedures:

1. The general public comment period held at the beginning of the meeting will be limited to 30 minutes;

2. Each commenter will be allowed three (3) minutes for individual comment; and commenters may not yield some or all of the allotted three (3) minutes so as to result in a longer comment period for another commenter. If a commenter is interrupted during the allotted three (3) minutes, the commenter shall be allowed to continue speaking beyond the three (3) minute timer for a period equivalent to the interruption;

3. If there are more than ten (10) commenters who wish to make public comments during the general public comment period, then the Commission reserves the right to defer such additional general public comment to proceed with meeting business, and instead hold an additional general public comment period prior to the conclusion of the meeting;

4. The subject of public comments not directed to a specific agenda item or items must be related to Port business, and;

5. The President will enforce these requirements and shall be allowed to curtail any individual public comment that exceeds allotted time, is beyond the reasonable scope of Port business, is overly repetitive or lengthy, or includes disruptive behavior as defined in Section VI-D below.

C. <u>Procedures for Public Comment on Advisory and Action-Other Items</u>: The Commission shall also provide separate public comment periods during the meeting for advisory and action-OTHER items appearing on the meeting agenda. These comment periods shall be subject to the general procedures set forth above as well as the following:

1. Each commenter shall be allowed three (3) minutes for individual comments; and commenters may not yield some or all of the allotted three (3) minutes so as to result in a longer comment period for another commenter; and

2. The President shall be allowed to curtail any individual public comment that exceeds allotted time, is beyond the scope of the subject agenda item, is overly repetitive or lengthy, or includes disruptive behavior as defined in Section VI-D below.

D. <u>Disruptive Behavior</u>: Disruptive behavior includes, but is not limited to: speaking beyond the allocated time limit; preventing members of the public from hearing or viewing the discussion of the Commission, whether by standing or holding a banner or sign in a manner that obstructs view of or passage through the meeting room; speaking in a volume louder than low, conversational tone when not recognized by the President for public comment; and any threatening or harassing comments or behavior, whether directed at any or all Commissioners, Port of Olympia staff, or other members of the public.

E. <u>Curtailing Public Comment and Disruptive Behavior</u>: The President has discretion to curtail public comment and Disruptive Behavior which violates these guidelines. The President will first request that the individual follow these guidelines. If an individual fails to comply with the President's request, the President may deem the individual out of order and direct that the individual be removed from the Commission meeting. If the individual is engaging in Disruptive Behavior that is threatening or harassing, the President may direct the individual be removed from the Commission meeting. If the threatening or harassing behavior occurs during the public comment portion of the Commission meeting. If the individual presents a threat to those present at the meeting, the President may request assistance from law enforcement or security in removing the individual.

F. <u>Security</u>: In order to promote the safety and efficiency of Commission meetings, the President may request the presence of additional security for meetings expected to address sensitive and/or controversial subjects.

### ARTICLE VII Motions

- A. Except as otherwise required by these Rules, the Commission shall transact its business by motion, which may be made by any Commissioner in attendance.
- B. Voting on all motions shall be "yea" or "nay." Robert's Rules of Order shall be applied for the governing of any proceeding, and thereupon no motion shall be considered or other action taken, until the same has been duly moved, seconded and carried. All motions passed by the vote of the Commissioners present at any meeting shall be deemed to have been moved, seconded and passed in due form.
- C. Concurrence of two (2) Commissioners shall be necessary and shall be sufficient for the passage of any motion.
- D. Commissioners shall vote by motion to direct the Executive Director's work.

E. Commissioners shall vote on all motions unless required to abstain due to an actual or apparent conflict of interest under RCW Chapter 42.52 and Port of Olympia Commission Resolution 2021-03, which sets ethical standards for Port Commissioners.

### ARTICLE VIII Resolutions

A. All matters, which in the judgment of the Commission, are of a legislative character shall be embodied in the form of resolutions. Text of the proposed resolutions shall be provided prior to the public meeting as set forth in these Rules.

B. Voting on all resolutions shall be "yea" or "nay." Robert's Rules of Order shall be applied for the governing of any proceeding, and thereupon no resolution shall be considered or other action taken, until the same has been duly moved, seconded and carried. All resolutions passed by the vote of the Commissioners present at any meeting shall be deemed to have been moved, seconded and passed in due form.

C. Resolutions shall be numbered consecutively by the year in which they are enacted and the original copy of each resolution shall be duly authenticated in open session by the signatures of Commissioners present, which shall serve to attest to a majority of the Commission members voting in favor of the Resolution. Adopted resolutions shall be filed, published on the Port's website, and recorded in minutes and a book or books kept for such purposes, which shall be public records.

### ARTICLE IX Minutes

A. Port staff will prepare draft action minutes of each meeting and distribute them to Commissioners for their review as to accuracy of actions taken. The goal will be to provide concise and complete minutes for Commission review no later than thirty (30) days after the subject meeting. The Minutes must contain a record of motions, agenda and agenda changes, participants, and actions taken. The minutes may include a brief summary of each topic's staff presentation and discussion.

F. The Commission Coordinator will send the draft minutes to Commissioners as soon as possible following each meeting, and will include a date for Commissioners to return corrections. Commissioners will individually send any corrections back to the Commission Coordinator. If a substantive correction is offered to the draft minutes, the Commissioner offering the correction will include a reference to the place in the Commission video timeline from where the correction originates. The Commission Coordinator will prepare a final draft incorporating corrections. The Executive Director will complete a final review of the draft.

G. In most cases, minutes will be presented for approval at the next regular business meeting. Approval of the minutes will be in included in the Consent Agenda.

H. Written public comments submitted directly to Commissioners or to the Commission Coordinator pursuant to Article VI.A.3 will not be appended to or included in the minutes. The minutes will reflect the names of commenters only.

I. When the Commission has approved the minutes of a meeting, the minutes as approved shall represent the final and considered determination of the Commission as to the motions and actions set forth therein.

### **ARTICLE X Publication of Meeting Materials**

A. Agendas, reports, cover memos, and any supporting materials, will ordinarily be posted on the Port's website no later than 3:00 p.m. two (2) business days before a meeting, which will be the preceding Thursday before a regular Monday business meeting or work session. Agendas and materials for special meetings of the Commission called pursuant to Art. IV(C) of this Resolution will be posted no later than 3:00 pm two (2) business days before a meeting as a rule; however, consistent with the Open Public Meetings Act, in no event will agendas for special meetings be posted later than 24 hours prior to the scheduled meeting.

Meeting materials posted on the Port's website may be modified at any time subsequent to posting and prior to the meeting based upon changes to the agenda or to reflect updates to posted materials.

It is the responsibility of Staff to prepare materials for presentations including PowerPoint slides, maps, or other materials for presentation to the Commission. Commissioners will not provide supplementary materials to be considered for inclusion in the meeting materials packet. Exception to this rule is when a Commissioner has information to share regarding a committee they serve on behalf of the Port. For that exception, the Commissioner must submit the proposed materials to the Commission Coordinator for inclusion by no later than 3:00 pm the preceding Thursday before a Monday meeting.

B. Members of the public may request to be included on a voluntary e-mail list for distribution of Commission agenda and meeting materials. The Port will e-mail the agenda and a link to the meeting materials to those on this voluntary e-mail list on the same day the materials are posted on the Port's website.

C. The Port will provide a hard copy of the agenda and/or meeting materials, if requested, by visiting the Port's administrative office during the Port's regular business office hours.

D. Meeting videos supplement efficient written meeting minutes. Video recordings for regular Port meetings held on or after February 18, 2016, will be published and retained on the Port's website, to be readily and available for viewing. This is subject to system capacity and

budget authorization by the Commission. Video recordings will be maintained and archived at the Washington State Archives pursuant to applicable state records retention schedules.

### **ARTICLE XI Amendment of Rules**

These Rules may be amended by Resolution.

ADOPTED by a majority of the members of the Port Commission of the Port of Olympia, a majority being present and voting on this Resolution at a regular Commission meeting on \_\_\_\_\_\_, as attested to by the signatures below of the Commissioners this \_\_th day of \_\_\_\_\_.

### PORT OF OLYMPIA COMMISSION

By:\_\_\_\_\_

Bob Iyall, President

By:\_\_\_\_\_ Amy Evans, Vice-President

By:\_\_\_\_\_ Joe Downing, Secretary