Georgia Ports Authority Monday, December 5, 2022 11:00 a.m. Atlanta, GA

762-233-1679 Conference ID: 294 527 155#

Agenda

Wooten Poitevint Poitevint	1.	Call to Order a) Approval of Agenda b) Attendance Report			
Wooten	2.	Approval of Minutes			
Wooten	3.	Receive Comments Regarding Agenda and Non-Agenda Items			
	4.	Committee Chair Reports Administration – Cyr Audit, Budget & Finance – Poitevint Governmental Affairs & Public Relations – Womack Ports Development – Hertz Trade Development – Wilheit			
McCurry	5.	Executive Division a) Norfolk Southern Railway License Agreement (GA Steamship) b) Norfolk Southern Railway License Agreement (GCT West) c) Central of Georgia Railroad Company License Agreement (GA Steamship) d) Georgia Power Company Easement (EV Charging Station) e) Georgia Power Company Easement (Brampton Connector) f) Comcast Non-Exclusive Easement Agreement (Colonel's Island)			
McCurry	6.	Administrative Division a) Monthly Purchasing Request(s) b) Capital/Operating Purchase Report			
Thompson	7.	Finance Division			
Novack	8	Engineering Division a) Ocean Terminal Dock Realignment b) Ocean Terminal Ship to Shore Cranes Budget Adjustment c) GCT Building Program / Phase 2			
Lynch	9.	Executive Director's Report			
Wooten	10.	Chairman's Comments			
Wooten	11.	Executive Session (If Needed)			

NEXT AUTHORITY MEETING IS JANUARY 30 - 31 IN SAVANNAH, GA

MINUTES OF MEETING

GEORGIA PORTS AUTHORITY SAVANNAH, GEORGIA

SEPTEMBER 27, 2022

The meeting was called to order by Chairman Joel Wooten, Jr. Other Authority Members present were Vice Chairman, Kent Fountain, Secretary and Treasurer, Alec Poitevint, and Authority Members, James L. Allgood, Don A. Grantham, Jr., P. Kelly Farr, William D. McKnight, Philip Wilheit, Jr., and Christopher C. Womack.

Leda Chong, Ben H. Hall, Jr., Douglas J. Hertz, and David J Cyr Jr. were excused for good cause.

Staff members attending were Executive Director Griffith Lynch, Lise Altman, Susan Gardner, Olli Himbert, Loretta Lepore, Edward McCarthy, James McCurry, Christopher Novack, Clifford Pyron, William Sutton, and Emily Richardson. Special Assistant Attorney General Paul Threlkeld also attended. Guests are shown on the attached sign in sheet.

On motion by Mr. Allgood seconded by Mr. McKnight, it was unanimously voted: To approve the agenda.

On motion by Mr. Poitevint, seconded by Mr. Grantham, it was unanimously voted: To approve the minutes of the meetings held on July 26, 2022, and August 3, 2022, and accept them as distributed.

On motion by Mr. McKnight, seconded by Mr. Allgood, it was unanimously voted: To approve the attached Resolution (i) declaring the thirteen-acre parcel surplus property, (ii) authorizing the Executive Director and Chief administrative Officer to execute the Purchase and Sale Agreement between GPA and IAP, (iii) authorizing the Executive Director and Chief Administrative Officer of the Authority to execute a Quit Claim Deed in exchange for the purchase price and any and all closing documents necessary to effect the sale of the Property having first received approval in writing by the Governor, Auditor and Attorney General.

On motion by Mr. Poitevint, seconded by Mr. Wilheit, it was unanimously voted: To approve (2) capital purchases and twelve (10) operating purchases for a total of \$8,690,000.

Current policy requires that the Staff provide monthly reports to the Authority concerning capital and operating purchases totaling \$20,000 or more, but less than \$200,000. For the period, there were three (3) capital purchases and thirty-eight (38) operating expenses totaling \$2,612,961. This item is provided for information only. No action by the Authority is required.

Following recommendation by staff and approval by the Audit, Budget and Finance Committee by it was unanimously voted: To approve the FY 2022 Audited Financial Statements as prepared by the public accounting firm of Mauldin & Jenkins.

On motion by Mr. Allgood, seconded by Mr. Grantham, it was unanimously voted: To approve a budget adjustment for the Port of Brunswick Improvement project in the amount of \$60,000,000

and establish a total budget from \$167,000,000 to \$227,000,000 for the Port of Brunswick Improvement project.

On motion by Mr. Poitevint, seconded by Mr. McKnight, it was unanimously voted: To establish contract signature authority to the GPA Executive Director; 2.) authorize Staff to issue contracts and purchase orders in support of the project, and 3) establish an overall project budget of \$9,300,000 for the FY23 Garden City Terminal Paving Improvements project.

On motion by Mr. Allgood, seconded by Mr. McKnight, it was unanimously voted: To adjourn the meeting.

There being no further business, the meeting was adjourned.

Joel Wooten Chairman

Alec Poitevint
Secretary and Treasurer

MINUTES OF MEETING

GEORGIA PORTS AUTHORITY

SAVANNAH, GEORGIA

SEPTEMBER 27, 2022

EXECUTIVE DIRECTOR'S REPORT

The full Executive Director's Activity Report was included in the Board package.

COMMENTS FROM THE CHAIRMAN

Chairman Wooten stated how fortunate the Authority and the State of Georgia are to have the leadership and workforce that we do our facilities. He thanked Miller Edwards and reiterated his statements regarding our reports and trends not needing any adjustments across five audit reports.



SUBJECT: Norfolk Southern Railway License Agreement (GA Steamship)

DATE: December 5, 2022

ISSUE:

GPA plans to construct a new roadway to connect Garden City Terminal and the property currently referred to as the Georgia Steamship Terminal. A portion of the roadway will be located on property owned by Georgia Atlantic Port LLC ("Owner"), and leased to GPA. An existing private roadway is located on Owner's property which crosses over rail tracks owned by Norfolk Southern Railway ("NSR"). NSR has been unable to find the original crossing agreement for the private roadway; therefore, NSR, Owner and GPA agree to enter into a new License Agreement wherein NSR will grant permission to Owner and GPA to improve, maintain, and operate the existing private roadway crossing. GPA will pay NSR approximately \$61,923.00 to perform certain work including widening, improving, maintaining, and removing the portion of the crossing between the rails in the track and to the outside ends of the crossties on each side thereof. As between Owner and GPA. GPA will be responsible for all costs and expenses related to the construction and maintenance of the roadway. GPA will pay NSR an annual license fee in the amount of \$1,000. The agreement will remain in effect until terminated by GPA upon thirty (30) days' prior written notice. A copy of the License Agreement is

attached for review and approval.

The License Agreement is in keeping with GPA's current policy. **POLICY IMPLICATIONS:**

FINANCIAL IMPACT: GPA will pay NSR an estimated amount equal to \$61,923.00 for necessary

construction work, and an annual license fee equal to \$1,000.00.

STAFF CONTACT: James C. McCurry, Jr., Chief Administrative Officer

Paul H. Threlkeld, Special Assistant Attorney General

Christopher Novack, Senior Director of Engineering and Facilities Maintenance

RECOMMENDATION: That the Authority hereby approve the License Agreement between Georgia Ports

Authority, Georgia Atlantic Port, LLC, and Norfolk Southern Railway Company, in

the form substantially similar to the License Agreement attached hereto.

Respectfully submitted,

Griff Lynch



SUBJECT: Norfolk Southern Railway License Agreement (GCT West)

DATE: December 5, 2022

ISSUE:

GPA plans to install an underground 12" water pipeline to provide water for its Garden City Terminal West expansion project. A portion of the pipeline will cross under rail tracks located on certain property or right of way owned by Norfolk Southern Railway Company ("NSR"). GPA has submitted an application to NSR, and NSR has approved GPA's initial application, for the construction of the pipeline. The parties are negotiating a License Agreement wherein NSR agrees to grant GPA a license to use its property or right of way for the installation, construction, maintenance, operation, and removal of the pipeline. GPA will pay NSR a one-time license fee in the amount of \$11,500. The License Agreement will remain in effect for a term of 20 years. GPA will complete a new application for each entry onto the licensed area and be responsible to pay for any support services and construction monitoring deemed necessary by NSR including, without limitation, flagging services. Upon NSR's request, GPA will be required to relocate or change the water pipeline to accommodate any changes made by NSR to its rail tracks or property. A copy of the License Agreement is attached for review

and approval.

POLICY IMPLICATIONS: The License Agreement is in keeping with GPA's current policy.

FINANCIAL IMPACT: GPA will pay NSR a one-time license fee in the amount of \$11,500.

STAFF CONTACT: James C. McCurry, Jr., Chief Administrative Officer

Paul H. Threlkeld, Special Assistant Attorney General

Christopher Novack, Senior Director of Engineering and Facilities Maintenance

RECOMMENDATION: That the Authority hereby approve the License Agreement between Georgia Ports

Authority and Norfolk Southern Railway Company, in the form substantially similar

to the License Agreement attached hereto.

Respectfully submitted,

Griff Lynch



SUBJECT: Central of Georgia Railroad Company License Agreement (GA Steamship)

DATE: December 5, 2022

ISSUE:

GPA plans to install two underground storm water pipelines on property owned by Georgia Atlantic Port LLC ("Owner"), and leased to GPA. In addition, the pipelines will cross under rail tracks located on property, or right of way, owned by Central of Georgia Railroad Company ("Railway") on Owner's property. GPA submitted an application to Railway, and Railway has approved GPA's application, for the initial construction of the pipelines. Railway, Owner and GPA are negotiating a License Agreement wherein Railway agrees to grant Owner and GPA a license to use its property or right of way for the installation, construction, maintenance, operation, and removal of the pipelines. GPA will pay Railway a one-time license fee in the amount of \$2,230.62. The License Agreement will remain in effect for a term of 20 years. As between Owner and GPA, GPA will be responsible for all costs and expenses related to the storm water pipelines. A copy of the License Agreement is attached for review and approval.

POLICY IMPLICATIONS: The License Agreement is in keeping with GPA's current policy.

FINANCIAL IMPACT: GPA will pay Railway a one-time license fee in the amount of \$2,230.62.

STAFF CONTACT: James C. McCurry, Jr., Chief Administrative Officer

Paul H. Threlkeld, Special Assistant Attorney General

Christopher Novack, Senior Director of Engineering and Facilities Maintenance

RECOMMENDATION: That the Authority hereby approve the License Agreement between Georgia Ports

Authority, Georgia Atlantic Port, LLC, and Central of Georgia Railroad Company,

in the form substantially similar to the License Agreement attached hereto.

Respectfully submitted,

Griff Lynch



SUBJECT: Georgia Power Company Easement (EV Charging Station)

DATE: December 5, 2022

ISSUE:

Georgia Power Company ("GPC") has requested a non-exclusive easement over, under and across certain property owned by GPA at Garden City Terminal for the purpose of constructing, operating and maintaining electric distribution facilities to provide electricity for electric vehicle charging stations to be installed by GPA at its Administration Building located at 2 Main Street, Garden City, Georgia. GPA will have the right to use the easement area provided such use does not interfere with the easement rights granted to GPC. In the event GPC abandons the easement for a continuous period of 12 months, GPA shall have the right to terminate the easement agreement upon written notice to GPC. The term of the easement would begin as of January 1, 2023 and continue for twenty years thereafter.

A copy of the Non-Exclusive Easement Agreement is attached for approval.

POLICY IMPLICATIONS: The Non-Exclusive Easement Agreement is in keeping with current policy.

FINANCIAL IMPACT: The electric distribution facilities are necessary for the operation of new electric

vehicle charging stations to be installed at GPA's Administration Building.

STAFF CONTACT: James C. McCurry, Jr., Chief Administrative Officer

Paul H. Threlkeld, Special Assistant Attorney General

Christopher Novack, Senior Director of Engineering and Facilities Maintenance

RECOMMENDATION: That the Authority approve the Non-Exclusive Easement Agreement between

Georgia Ports Authority and Georgia Power Company.

Respectfully submitted,

Griff Lynch



SUBJECT: **Georgia Power Company Easement (Brampton Connector)**

DATE: December 5, 2022

ISSUE:

Georgia Power Company ("GPC") has requested a non-exclusive easement over, under and across certain property owned by GPA located at 120 Brampton Road and 214 Brampton Road, Garden City, Georgia. GPC's existing facilities will be relocated within certain right of way owned by the Georgia Department of Transportation ("GDOT") to allow GDOT to begin construction related to the Brampton Road Connector Project. As a result of the relocation, GPC is seeking an easement to install, operate and maintain certain guy wires and/or a service line on GPA's property along Brampton Road. GPA will have the right to use the easement area provided such use does not interfere with the easement rights granted to GPC. In the event GPC abandons the easement for a continuous period of 12 months, GPA shall have the right to terminate the easement agreement upon written notice to GPC. The term of the easement would begin as of January 1. 2023 and continue for twenty years thereafter.

A copy of the Non-Exclusive Easement Agreement is attached for approval.

POLICY IMPLICATIONS:

The Non-Exclusive Easement Agreement is in keeping with current policy.

FINANCIAL IMPACT:

The relocation of Georgia Power Company's electric distribution facilities is necessary for the construction of the Brampton Road Connector Project.

STAFF CONTACT:

James C. McCurry, Jr., Chief Administrative Officer Paul H. Threlkeld, Special Assistant Attorney General

Christopher Novack, Senior Director of Engineering and Facilities Maintenance

RECOMMENDATION:

That the Authority approve the Non-Exclusive Easement Agreement between

Georgia Ports Authority and Georgia Power Company.

Respectfully submitted,

Griff Lynch



SUBJECT: Comcast Non-Exclusive Easement Agreement (Colonel's Island)

DATE: December 5, 2022

ISSUE:

GPA owns certain real property on Colonel's Island Terminal including the rail tracks located thereon. Effective as of January 28, 2008, GPA agreed to grant Comcast of Florida/Georgia, LLC ("Comcast") a non-exclusive easement to allow Comcast to install, operate and maintain a wire or cable under the trail tracks on GPA's property for the purpose of providing cable television and related communications services (the "Agreement"). Following the construction of the facilities, the parties agreed to amend the Agreement, effective as of May 19, 2008, to revise the survey and legal description of the easement area as set forth in Exhibits A and B thereto (the "First Amendment"). The original fifteen-year term of the Agreement will expire January 27, 2023, and the parties desire to further amend the Agreement to extend the term for a second fifteen-year period under the same terms and conditions (the "Second Amendment").

A copy of the Non-Exclusive Easement Agreement, First Amendment and the proposed Second Amendment are attached for approval.

POLICY IMPLICATIONS:

The Second Amendment to Non-Exclusive Easement Agreement is in keeping with

current policy.

FINANCIAL IMPACT:

Comcast will pay GPA \$1,750 per year, subject to an annual increase of \$50.00.

STAFF CONTACT:

James C. McCurry, Jr., Chief Administrative Officer Paul H. Threlkeld, Special Assistant Attorney General

Christopher Novack, Senior Director of Engineering and Facilities Maintenance

RECOMMENDATION:

That the Authority approve the Second Amendment to Non-Exclusive Easement Agreement between Georgia Ports Authority and Comcast of Florida/Georgia,

LLC.

Respectfully submitted,

Griff Lynch



SUBJECT: Monthly Purchasing Requests

DATE: December 5, 2022

ISSUE: At each regular meeting of the Authority, a list of purchase requests in an amount

of \$200,000 or greater is presented by staff for approval.

POLICY IMPLICATIONS: Current policy requires that the Authority approve all purchases that total

\$200,000 or more.

FINANCIAL IMPACT: For the period, there are two (2) capital purchases and six (6) operating purchases

for a total of \$28,645,000.

STAFF CONTACT: James C. McCurry, Chief Administrative Officer

Tamela Wright, Purchasing Manager

RECOMMENDATION: That the Authority approves eight (8) purchases as presented on the attached

report.

Respectfully submitted,

Griff Lynch



SUBJECT: Capital/Operating Purchases Report

DATE: December 5, 2022

ISSUE: At each regular meeting of the Authority, a list of capital and operating purchases

between \$20,000 and \$200,000 are presented by Staff for information.

POLICY IMPLICATIONS: Current policy requires that the Staff provide monthly reports to the Authority

concerning capital and operating purchases totaling \$20,000 or more, but less

than \$200,000.

FINANCIAL IMPACT: For the period, there were zero (0) capital purchases and twenty-nine (29)

operating expenses totaling \$ 1,736,253.

STAFF CONTACT: James C. McCurry, Chief Administrative Officer

Tamela Wright, Purchasing Manager

RECOMMENDATION: This item is provided for information only. No action by the Authority is required.

Respectfully submitted,

Griff Lynch



SUBJECT: Ocean Terminal Dock Realignment

DATE: December 5, 2022

ISSUE:

In March, 2022, the GPA Board approved the budget for the delivery of seven (7) ship to shore cranes for the expansion of container operations at Ocean Terminal. This approval was the first of multiple approval requests to implement improvements to Ocean Terminal that will increase the container capacity from 300,000 TEUs to over 1.5 million TEUs. It is planned to service vessels in excess of 16,000 TEUs which requires modifications to the dock and renovation of the yard to accommodate these volumes. The dock improvements require major civil infrastructure modifications that include filling in the existing slip and rebuilding the dock approximately 130 feet into the property in order to allow the wide container ships to berth without impacts to the federal channel inside the Savannah River. This project, known as the Ocean Terminal Dock Realignment, requires a sophisticated contractor who understands GPA operations and is able to deliver the project with a sequencing to complete the project as soon as possible and provide flexibility to the construction schedule that allows GPA customers to be relocated while a single container berth is available for cargo operations. The Industrial Company (TIC) is completing the GCT Berth 1 project that contained similar challenges for that project's delivery. Due to this successful project delivery, GPA staff/designers have been working with the TIC team to plan, design and price the OT Terminal Dock Realignment project with the goal of obtaining the most cost effective price with the delivery schedule that will allow for the acceptance of the first set of STS cranes that are expected to arrive at OT in May, 2024. Due to the fair pricing and project experience by TIC, GPA staff is recommending to award the project to TIC in order to successfully deliver the project in the same manner as GCT's Berth 1 Realignment project.

POLICY IMPLICATIONS:

This project is in keeping with established policy to enhance operations and customer service at the GPA's Ocean Terminal.

FINANCIAL IMPACT:

Expenditures up to \$410,000,000 from the Georgia Ports Authority Series 2022 Revenue Bonds are required for the Ocean Terminal Dock Realignment project.

STAFF CONTACT:

Christopher B. Novack, P.E., Sr. Director of Engineering & Facilities Maintenance

RECOMMENDATION:

Respectfully submitted,

That the Authority 1.) establishes contract signature authority to the GPA Executive Director; 2.) authorize Staff to issue contracts and purchase orders in support of the project in accordance with GPA Purchasing procedures, and 3) establish an overall project budget of \$410,000,000 for the Ocean Terminal Dock Realignment project.

Griff Lynch

Executive Director

Attachments:

- 1) Work Breakdown Structure-OT Dock Realignment
- 2) Capital Expenditure Report-OT Dock Realignment
- Letter of Recommendation-Moffatt Nichol



SUBJECT: Ocean Terminal Ship to Shore Cranes Budget Adjustment

DATE: December 5, 2022

ISSUE:

In March 2022, the GPA Board approved the budget for the design, manufacturing, delivery and commissioning of seven (7) ship to shore cranes for expanded container operations at Ocean Terminal. At the time, it was anticipated that approximately 2,000 linear feet of berth would be available for container operations with these seven cranes. As more formalized design of the dock was completed, it was determined that 2,800 linear feet of dock (2,650 linear feet to moor vessels) would be constructed to maximize the berth length and allow for operations of two-18.000 TEU vessels simultaneously. GPA staff simulated the berth capacity and determined that eight (8) ship to shore cranes on this length dock would maximize container berth capacity to 1.6 to 1.8 M TEUs; berth occupancy becomes more efficient and the time vessels waiting for a berth is reduced. In addition, there is transportation cost savings because the eighth crane can fit on the vessels already ordered for the first seven cranes. By ordering this eighth crane now, there will be no impact to the current crane delivery schedule. In order to proceed with this additional crane order, it is necessary to adjust the current budget of \$144 M to \$163.550 M, an increase of \$19.550 M for the purchase of the eighth Ocean Terminal ship to shore crane. Konecranes Finland (Kone) has been the supplier for all of the ship to shore cranes at the Port of Savannah and will supply this eighth crane as well. The project also includes associated spreader bars and support/communication equipment. Attached is Kone's proposal dated November 29, 2022 for the supply of an eighth ship to shore container crane to Ocean Terminal.

In addition to the items included in Kone's proposal, there will be separate purchase orders and/or construction contracts issued for the acquisition of associated equipment and miscellaneous support/communication equipment.

POLICY IMPLICATIONS:

This project is in keeping with established policy to enhance operations and customer service at the GPA's Ocean Terminal.

FINANCIAL IMPACT:

Expenditures of an additional \$19,550,000 are required, creating a total budget of \$163,550,000 from the Georgia Ports Authority Series 2022 Revenue Bonds are required for the Ocean Terminal Ship to Shore Crane Nos. 1 thru 8 project.

STAFF CONTACT:

Christopher B. Novack, P.E., Sr. Director of Engineering & Facilities Maintenance

RECOMMENDATION:

That the Authority approves a budget adjustment for the Ocean Terminal Ship to Shore Crane project in the amount of \$19,550,000 and establish a total budget from \$144 million to \$163.550 million for the Ocean Terminal Ship to Shore Crane Nos. 1 thru 8 project.

Respectfully submitted,

Griff Lynch

 Work Breakdown Structure-OT STS Crane Nos. 1 thru 8
 Konecranes Proposal Dated November 29, 2022 Attachments:



SUBJECT: **GCT Building Program-Phase 2**

DATE: December 5, 2022

ISSUE:

The Focus 2032 plan includes increased container yard and berth capacity along Container Berth 123. Container Berth 1 realignment is over seventy percent complete and will provide an additional 1 million TEU berth capacity in mid-2023. In order to gain yard capacity behind CB 123, additional RTG rows are planned that requires multiple projects including the relocation of the GPA's Operation and Maintenance Building. Since early 2019, GPA staff and the Board's GPA Building Committee have been reviewing plans and concepts to not only relocate the Operations and Maintenance Building to provide additional container storage, but also review the need for additional space for the growing number of employees now and in the future.

Phase 1 of the Garden City Terminal Building Program that was approved in July, 2022 consists of the civil and site infrastructure on approximately 26 acres of GPA property in preparation for the proposed new Operations and Maintenance Building in the future. Phase 2 of the project consists of complete renovation of the existing Human Resources Building and Port Police complex in order to provide space for additional staff and employee services. Completion is expected for the Human Resource Building in early 2024 and the Port Police in late 2024.

The funds necessary for this component of the project totals \$13,000,000 and is currently budgeted in the GPA's internal capital budget.

POLICY IMPLICATIONS:

This project is in keeping with established policy to enhance operations and customer service at the GPA's Port of Savannah facilities.

FINANCIAL IMPACT:

Expenditures of \$13,000,000 from the Internal Capital Budget are required for the

GCT Building Program-Phase 2 project.

STAFF CONTACT:

Christopher B. Novack, P.E., Sr. Director of Engineering & Facilities Maintenance

RECOMMENDATION:

That the Authority 1.) establishes contract signature authority to the GPA Executive Director; 2.) authorize Staff to issue contracts and purchase orders in support of the project, and 3) establish a budget of \$13,000,000 for the Garden City Terminal Building Program-Phase 2 project.

Respectfully submitted.

1)

Griff Lynch Executive Director

Attachments:

- Capital Expenditure Request-GCT Building Program Phase 2
- 2) Work Breakdown Structure:-GCT Building Program Phase 2
- 3) Recommendation Letter-HGB