

NEDERLAND ECONOMIC DEVELOPMENT CORPORATION

Minutes March 6, 2013

MEETING

A meeting of the Nederland Economic Development Corporation was called to order at 4:30 p.m. at the Nederland Economic Development Corporation Office, 1903 Atlanta Avenue, by Vice President Randy Sonnier.

QUORUM

Board members present: Don Albanese, Talmadge Austin, Craig Belaire, Stuart Kieschnick, Jim McNeill and Randy Sonnier. Absent: Larry Ducharme. Others present: Jim Wimberley, NEDC Attorney, Mark Rantala, NEDC Executive Director and Marlinda Eastberg, Secretary, NEDC. Guest present: Bert Rogers, Nederland City Councilman and Chris Duque, Nederland City Manager.

PUBLIC HEARING

The regular meeting was recessed at 4:31 p.m. by Vice President Sonnier for the purpose of conducting a public hearing regarding approval of final agreement related to acquisition from the City of Nederland a 259 acre tract, more or less, of undeveloped property near the City's closed landfill off Twin City Highway to the Nederland Economic Development Corporation along with the right of first refusal on additional tracts of undeveloped property adjacent thereto, all of which will be for economic development pursuant to a proposed contract of sale between the City and Nederland EDC. Mark Rantala stated the number of acres has changed from 255 to 259.

With no more questions and/or comments Vice President Sonnier adjourned the Public Hearing at 4:32 pm.

PUBLIC HEARING

The regular meeting was recessed at 4:33 p.m. by Vice President Sonnier for the purpose of conducting a public hearing regarding the potential sale by the NEDC of (i) that certain 259 acre tract and the right of first refusal on additional tracts of undeveloped property located near the City's closed landfill off Twin City Highway or (ii) the option rights to purchase same, to Sonoco Logistics Partners Operations, G.P., L.L.C. for the purpose of economic development and construction and operation of an industrial bulk product terminal, dock facilities and related improvements, and the terms and conditions of the agreements related to the forgoing. Mark Rantala stated the number of acres has changed from 255 to 259.

With no more questions and/or comments Vice President Sonnier adjourned the Public Hearing at 4:34 pm.

EXECUTIVE SESSION

The regular meeting was recessed at 4:35 p.m. by Vice President Sonnier for the purpose of conducting an Executive Session as authorized by the Texas Government Code, Chapter 551.087, to discuss the offer of an incentive to a business prospect; Texas Government Code, Chapter 551.071, to discuss litigation and/or legal advise and Texas Government Code, Chapter 551.072, to discuss acquisition, exchange, and/or release of property.

RECONVENE

The regular meeting was reconvened by Vice President Randy Sonnier at 4:38 p.m. Vice President Sonnier announced no action is needed on Texas Government Code, Chapter 551.087 to discuss and/or deliberate concerning financial business prospects regarding potential economic development incentive(s), Texas Government Code or Chapter 551.071 to discuss litigation and/or legal advice.

ACQUISITION OF LAND AND SUNOCO LOGISTICS PARTNERS OPERATIONS, G.P., L.L.C.

Vice President Randy Sonnier announced action is needed on Texas Government Code, Chapter 551.072 to discuss potential acquisition, exchange, and/or release of property.

A motion was made by Talmadge Austin and seconded by Don Albanese to approve items 2 & 3 subject to final approval by NEDC legal counsel.

Motion carried.

Ayes: Albanese, Austin, Belaire, Kieschnick, McNeill and Sonnier.

Noes: None. **Absent:** Ducharme.

COMMUNICATION

Mark Rantala presented the Board with a written Executive Director's Report with each item detailing activities of the NEDC office since the last Board meeting.

ADJOURN

There being no further business, a motion was made by Craig Belaire and seconded by Don Albanese that the meeting be adjourned at 4:45 p.m.

Motion carried.

Ayes: Albanese, Austin, Belaire, Kieschnick, McNeill and Sonnier.

Noes: None. **Absent:** Ducharme.

Larry Ducharme, President

Stuart Kieschnick, Secretary/Treasurer