

**OREGON INTERNATIONAL PORT OF COOS BAY
REGULAR COMMISSION MEETING
10:30 a.m., Tuesday, January 18, 2022**

Port Commission Chambers, 125 West Central Avenue, Suite 230, Coos Bay, Oregon 97420
Watch Live on YouTube: www.youtube.com/portcoos

AMENDED AGENDA

1. CALL MEETING TO ORDER

2. INTRODUCTION OF GUESTS AND PORT STAFF

3. PUBLIC COMMENT

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A. Approval of December 14, 2021 Regular Commission Meeting Minutes	4
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D. Approval of Community Giving Donations	20

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6. ACTION ITEMS	Page
A. 2022Res01: Wells Fargo Rail Corporation Locomotive Lease Agreement	John Burns
B. Appointment of FY 2022/23 Budget Officer	John Burns, 50
C. Crow Clay & Associates Lease Agreement	Margaret Barber, 51

7. OTHER

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9. COMMISSION COMMENTS

10. NEXT MEETING DATE – Tuesday, February 15, 2022, 10:30 a.m.

11. RECESS TO EXECUTIVE SESSION

12. ADJOURN

**OREGON INTERNATIONAL PORT OF COOS BAY
BOARD OF COMMISSIONERS
ACTION/DECISION REQUEST**

DATE: January 14, 2022

PROJECT TITLE: Resolution 2022Res01: Wells Fargo Rail Corporation Locomotive Lease Agreement

ACTION REQUESTED: Approve Resolution 2022Res01 to execute a locomotive lease agreement with Wells Fargo Rail Corporation

BACKGROUND:

The Port of Coos Bay currently owns 6 locomotives, some of which have been experiencing mechanical deficiencies that could bring delays to operations of the rail line. Due to the threat of their potential unreliability and due to the expected increase in business on the rail line, Port and Rail Staff have solicited proposals from locomotive leasing companies to lease two locomotives to join the existing rail fleet.

Wells Fargo Rail Corporation provided a proposal to lease two GP38-2 locomotives for a term of 12 months at the rental rate of \$110.00 per unit per day. During the term of the agreement, the Port/Rail is responsible for the maintenance, service and repair of each unit. Upon expiration of the agreement, the term shall continue on a month-to-month basis.

Although the annual expense is within the CEO's spending authority, per the requirements of the lease, the Port's Board of Commissioners must authorize execution of the lease agreement and an opinion letter from the Port's legal counsel must be provided (which is currently being prepared).

RECOMMENDED MOTION:

Approve Resolution 2022Res01 authorizing Oregon International Port of Coos Bay Chief Executive Officer John Burns to execute a twelve month lease agreement for two locomotives at the rental rate of \$110.00 per unit per day with Wells Fargo Rail Corporation.

RESOLUTION 2022Res01

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE
OREGON INTERNATIONAL PORT OF COOS BAY**

**AUTHORIZING THE EXECUTION OF A LOCOMOTIVE LEASE AGREEMENT
WITH WELLS FARGO RAIL CORPORATION**

WHEREAS, the Oregon International Port of Coos Bay is a Port District organized and operated under Oregon Revised Statutes (ORS) 777, and

WHEREAS, the Port of Coos Bay owns and contracts for the operation of the Coos Bay rail line with Coos Bay Rail Line, Inc., a wholly owned nonprofit subsidiary of the Port of Coos Bay, and

WHEREAS, the Port of Coos Bay currently owns 6 locomotives, some of which have been experiencing mechanical deficiencies that could bring delays to operations of the rail line, and

WHEREAS, due to the threat of their potential unreliability and due to the expected increase in business on the rail line, Port and Rail Staff have solicited proposals from locomotive leasing companies to lease two locomotives, and

WHEREAS, Wells Fargo Rail Corporation provided a proposal to lease two GP38-2 locomotives for a term of 12 months at the rental rate of \$110.00 per unit per day, and

WHEREAS, during the term of the agreement, the Port/Rail is responsible for the maintenance, service and repair of each unit, and

WHEREAS, upon expiration of the agreement, the term shall continue on a month-to-month basis, and

WHEREAS, per the requirements of the lease, the Port's Board of Commissioners must authorize execution of the lease agreement.

THEREFORE, BE IT RESOLVED, the Board of Commissioners of the Oregon International Port of Coos Bay approves the execution of the locomotive lease agreement with Wells Fargo Rail Corporation.

APPROVED AND ADOPTED, by the Board of Commissioners of the Oregon International Port of Coos Bay this 18th day of January 2022.

David Kronsteiner, President

Eric Farm, Vice President