

RESOLUTION NO. ___-BPA-16

A RESOLUTION CLARIFYING AND MODIFYING TERMS OF THE BOARD OF COMMISSIONERS OF THE PORT AUTHORITY OF THE CITY OF BLOOMINGTON

WHEREAS, the Port Authority of the City of Bloomington (the “Port Authority”) is an established body politic and corporate pursuant to Minnesota Statutes, Section 469.071; and

WHEREAS, the Board of Commissioners of the Port Authority (the “Board”) consists of seven commissioners, including the Mayor and one member of the City Council of the City of Bloomington and five appointed members of the general public; and

WHEREAS, the Board has determined to modify the terms of its current commissioners to comply with the terms prescribed by Minnesota Statutes, Section 469.071, subdivision 6, particularly with respect to filling vacancies created by the commissioners who are not the Mayor or City Council member; and

WHEREAS, pursuant to Minnesota Statutes, Section 469.071, subdivision 6, the Mayor and the City Council member appointed to the Board shall serve terms on the Board coinciding with their terms as Mayor and City Council member, respectively; and

WHEREAS, pursuant to Minnesota Statutes, Section 469.071, subdivision 6, the terms of the remaining five commissioners shall serve six year terms such that the expiration of those terms shall occur on the last day of the calendar year every two years (with two terms expiring in year two, two terms expiring in year four, and one term expiring in year six); and

WHEREAS, at any time a vacancy occurs on the Board of Commissioners of the Port Authority, the newly appointed Commissioner shall serve the remainder of the term vacated; and

WHEREAS, the terms of the current commissioners shall be modified and clarified as set forth herein; and

NOW THEREFORE BE IT RESOLVED BY THE PORT AUTHORITY FOR THE CITY OF BLOOMINGTON that, based upon the foregoing,

1. The terms of the current commissioners of the Board are hereby clarified and modified as follows:

(a) The Commissioner position currently held by Commissioner Gene Winsted is the position held by the Mayor of the City and such Commissioner position shall serve a term coinciding with the term of the Mayor of the City;

(b) The Commissioner position currently held by Commissioner Tim Busse is the position held by a member of the City Council of the City and such Commissioner position shall serve a term coinciding with the appointed Commissioner's term as a City Council member;

(c) The Commissioner position currently held by Commissioner Robert O. Erickson is an appointed position and such Commissioner position shall serve a term expiring on December 31, 2016, and every six years thereafter;

(d) The Commissioner position currently held by Commissioner Steve Peterson is an appointed position and such Commissioner position shall serve a term expiring on December 31, 2016, and every six years thereafter.

(e) The Commissioner position currently held by Commissioner Cynthia Hunt is an appointed position and such Commissioner position shall serve a term expiring on December 31, 2018, and every six years thereafter;

(f) The Commissioner position currently held by Commissioner Tim Keller is an appointed position and such Commissioner position shall serve a term expiring on December 31, 2020, and every six years thereafter; and

(g) The Commissioner position currently held by Commissioner Rob Lunz is an appointed position and such Commissioner position shall serve a term expiring on December 31, 2020, and every six years thereafter.

2. This resolution shall be in full force and effect as of the date hereof.

Passed and adopted this 5th day of January, 2016.

Port Authority President

ATTEST:

Secretary to the Port Authority

Reviewed by General Counsel
