

*An audio recording and transcript was made of these proceedings. The recording and the full commission agenda is available on the Ports website: [www.portofbrookingsharbor.com](http://www.portofbrookingsharbor.com) and the transcript is available only by request at the Port Office.*

**PORT OF BROOKINGS HARBOR**  
**Board of Commissioners**  
**Special Meeting Agenda**

Former Port Office  
16340 Lower Harbor Rd, Suite 103  
Harbor OR 97415

**Friday, October 12, 2018 • 5:00 pm**

Commissioners present: Position 1, Secretary Joe Speir, Position 2, Wesley Ferraccioli, Position 3, Chairman Roy Davis via phone, Position 4, Vice Chairman Richard Heap and Position 5, Secretary/Treasurer Kenneth Range via phone. Also, present were, Kathy Lindley Hall, Interim Manager, Martha Rice, Port Counsel, participating staff members and members of the public.

**1. Call to Order, Pledge of Allegiance, and Roll Call:**

*Davis* called the meeting to order at 4:30 pm. Board and audience stated the pledge of allegiance.

**2. Approval of Agenda:**

*Heap* asked for Resolution 498 to be added to the agenda between items four and five.

*Range* made a motion to approve the agenda as amended. Second by *Speir*. Motion passed 5-0.

**3. Agenda Related Public Comments:**

No agenda related public comments.

**4. Non - Agenda Related Public Comments:**

No non-agenda related public comments.

**5. New Business:**

a. Resolution 498:

*Heap* informed the public that this resolution authorizes our former legal counsel to help the Department of Justice with what they are investigating. *Speir* made a motion to approve Resolution 498. Second by *Range*. *Ferraccioli* was uncomfortable about approving the Resolution and possibly opening himself up to a lawsuit. Motion passed 4-1. Voting no: *Ferraccioli*.

**6. Executive Session ORS 192.660 (2)(h):**


- h. To consult with counsel concerning legal rights and duties regarding current litigation and litigation likely to be filed.

The board adjourn into executive session at 5:12 pm and reconvene back into regular session at 5:56 pm.

**6. Adjournment:**

*Davis* adjourned the meeting at 5:56 pm.

  
Secretary

  
Date Signed

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