SUMMARY STATEMENT


COMMITTEE: Finance

COMMITTEE MEETING DATE: September 3, 2013

BOARD ACTION DATE: September 18, 2013

PROPOSAL: That the Board authorizes staff to negotiate an extension of the existing loan guarantee that supports a loan from M&T Bank to the Waterfront Renaissance Associates.

PURPOSE: To extend guaranty through M&T Bank to Waterfront Renaissance Associates.

BACKGROUND: On June 19, 2002 the Delaware River Port Authority (“DRPA”) adopted Resolution DRPA-02-042 authorizing DRPA to guaranty an $8,000,000 million dollar loan extended by M&T Bank. Pursuant to the power described above, Delaware River Port Authority entered into a loan guaranty with M&T Bank for a ten year period that expires September 1, 2013. M&T Bank and Waterfront Renaissance Associates are prepared to extend the guarantee until October 15, 2013.

SUMMARY: Amount: $8,000,000.00
Source of Funds: N/A
Capital Project #: N/A
Operating Budget: N/A
Master Plan Status: N/A
Other Fund Sources: N/A
Duration of Contract: October 15, 2013
Other Parties Involved: M&T Bank, Waterfront Renaissance Associates
RESOLUTION

RESOLVED: That the Board of Commissioners of the Delaware River Port Authority authorizes staff to negotiate an agreement with M&T Bank to extend the current loan guarantee in favor of Waterfront Renaissance Associates until October 15, 2013 in an amount not to exceed $8,000,000; and be it further;

RESOLVED: That staff will report to the Board annually on the status of the loan, and the financial condition of the Waterfront Renaissance Associates during the term of the guarantee; and be it further

RESOLVED: The Chairman, Vice Chairman and the Chief Executive Officer of the Delaware River Port Authority must approve and are hereby authorized to approve and execute all necessary agreements, contracts, or other documents on behalf of the DRPA. If such agreement, contracts, or other documents have been approved by the Chairman, Vice Chairman and Chief Executive Officer and if thereafter either the Chairman or Vice Chairman is absent or unavailable, the remaining Officer may execute the said document(s) on behalf of the DRPA along with the Chief Executive Officer. If both the Chairman and Vice Chairman are absent or unavailable, and if it is necessary to execute said document(s) while they are absent or unavailable, then the Chief Executive Officer shall execute such documents on behalf of the DRPA.

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