

**CALHOUN PORT AUTHORITY
SPECIAL MEETING
August 30, 2018**

A special meeting of the Calhoun Port Authority was held on Thursday, August 30, 2018 at 9:00 a.m. in the Calhoun Port Authority Board Room, Calhoun Port Authority Office, Point Comfort, Texas.

Board Members attending were:

Commissioner # 1 – Tony Holladay
Commissioner # 2 – Dell R. Weathersby
Commissioner # 3 – J. C. Melcher, Jr.
Commissioner # 4 – Randy L. Boyd
Commissioner # 6 – H. C. Wehmeyer, Jr.

Staff Members present were:

Charles R. Hausmann – Port Director
Forrest Hawes – Deputy Port Director
David Knuckey – Engineering Director
Sandy Witte – Roberts, Roberts, Odefey, Witte & Wall
Miranda Malek – Finance Assistant

Others Present were:

D.D. Turner – *The Wave*
Jessica Priest – *The Victoria Advocate*
Bobby Sparkman – Formosa Plastics Corporation
Johnny Perez
Louis Rubio
Michael Bilberry - NAmerico
Brad Ramsey - NAmerico
Bill Cobb – Cobb & Counsel

Agenda Item No. 1: Call to order.

Board Chair Randy L. Boyd called the Special Meeting to order at approximately 9:00 a.m. He announced that the agenda of the meeting was posted in accordance with the provisions of the Texas Open Meetings Act.

Agenda Item No. 2: Closed Session:

As Authorized by Tex. Gov't Code §551.071 (1)(A), to seek advice from its attorney regarding pending litigation: Cause No. 2018-CV-3354-DC, *Victoria Advocate Publishing Co. v. Calhoun Port Authority*; In the District Court of Calhoun County, Texas; 135th Judicial District

As authorized by Tex. Gov't Code §551.072, for the purpose of discussion with respect to purchase, exchange, lease or value of real property.

As authorized by Tex. Gov't Code §551.074; for purposes of deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee : District 5 Board Member Candidates.

As authorized by Tex. Gov't Code §551.087, for the purpose of discussion regarding commercial information that the Port has received from a business prospect that the Port seeks to have locate, stay, or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations.

Board Chair Randy L. Boyd announced that as Authorized by Tex. Gov't Code §551.071 (1)(A): to seek advice from its attorney regarding pending litigation, Cause No. 2018-CV-3354-DC,

Victoria Advocate Publishing Co. v. Calhoun Port Authority; In the District Court of Calhoun County, Texas; 135th Judicial District;

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As authorized by Tex. Gov't Code §551.087, for the purpose of discussion regarding commercial information that the Port has received from a business prospect that the Port seeks to have locate, stay, or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations, further that, "No action or consensus would be taken in closed session" the Board convened in Closed Session at 9:01 a.m.

Agenda Item No. 3: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed meeting.

The Board adjourned the Closed Session at 11:30 a.m. Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".

Board Chair Randy L. Boyd announced that there were 3 individuals interested in the District 5 Commissioners position. Those three people were Roger Martinez Jr., Johnny Perez and Louis Rubio. Mr. Boyd instructed the potential candidates to meet with Port General Counsel to determine eligibility and a decision on who would fill the vacant position would be made at the next regularly scheduled board meeting.

Agenda Item No. 4: Review and Consideration of the Ramifications of the US Army Corps of Engineers' claim of Navigations Servitude on all Open Bay Dredged material Placement Areas for the Matagorda Ship Channel and it's Tributary Channels for the Current and Proposed Corps Permits SWG-2006-0092 (Matagorda Ship Channel Improvement Project), SWG-2000-02974 Berthing Area Maintenance Dredging) and SWG-2016-01066 (South Peninsula Development Project) and Guidance moving forward.

No action was taken on this agenda item.

Agenda Item No. 5: Adjourn.

There being no further business to be brought before the Board, a motion was duly made that the meeting be declared adjourned at 11:49 a.m. on Thursday, August 30, 2018.

Randy L. Boyd, Board Chair

ATTEST:

H. C. Wehmeyer, Jr., Board Secretary