

**CALHOUN PORT AUTHORITY  
REGULAR MEETING  
February 13, 2019**

A regular meeting of the Calhoun Port Authority was held on Wednesday, February 13, 2019 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 # 5 – Johnny Perez  
Commissioner # 6 – H. C. Wehmeyer, Jr.

Staff Members present were:

Charles R. Hausmann – Port Director  
Forrest Hawes – Deputy Port Director  
David Knuckey – Director of Engineering Services  
Sandra Witte – Roberts, Odefey, Witte & Wall  
Miranda Malek – Administrative Assistant

Others Present were:

Carl Smith – NGL Marine  
Brian Swales – Laredo Offshore  
Jack Wu – Formosa Plastics Corporation  
Cody Bullock – Formosa Plastics Corporation  
Bill Cobb – Cobb & Counsel  
Chris Blackwell – Russell Marine  
Mickey Sappington – G&W Engineers, Inc.  
Brian Novian – G&W Engineers, Inc.  
Roland Nelson – AIS  
Tim Bagwell – AIS  
Chuck Walters – AIS  
Luis DeLaGarza  
D.D. Turner – *The Wave*  
Jessica Priest – *The Victoria Advocate*

**Agenda Item No. 1: Call to Order:**

Board Chair Randy L. Boyd called the Regular 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.

The Pledge of Allegiance was led by Board Chair Randy L. Boyd.

Board Chair Randy L. Boyd announced that as of 9:00 a.m. no more bids would be taken.

**Agenda Item No. 2: Review and Consideration of Bids received for the 2019 Harbor Piling Maintenance Project and Award Contract.**

Port Engineer David Knuckey opened and read aloud the four bids that were received for the 2019 Harbor Piling Maintenance Project. Pursuant to further review and discussion, this agenda item was tabled until the Port Engineer had time to review the bids submitted.

**Agenda Item No. 3: Approve the minutes of the Thursday, January 10, 2019 Regular Meeting.**

The Board Members reviewed the minutes of the Thursday, January 10, 2019 Regular Meeting. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the minutes with the notated correction. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

**Agenda Item No. 4: Review of Financial Reports: All Funds.**

Deputy Director Forrest Hawes presented the following financial information to the Board Members for Review:

Fund Balance Report as of January 31, 2019:

- 1.) Accounts Receivable Report as of January 31, 2019
- 2.) Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable were 94% current as of January 31, 2019.

**Agenda Item No. 5: Approval of Disbursements and Transfers: All Funds**

The Board Members reviewed the February 13, 2019 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Tony Holladay to approve disbursements and the corresponding transfers for February 13, 2019. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried that the disbursements and the corresponding transfers be approved.

<b><u>TRANSFER NO</u></b>	<b><u>FUND ACCOUNT</u></b>	<b><u>AMOUNT</u></b>
<b><u>GROSS REVENUE FUND</u></b>		
2019-024	To Port Operations Fund	\$ 74,897.28
2019-025	To Port Operations Fund	56,743.87
2019-027	To Port Operations Fund	218,422.83
	Total	\$ 350,063.98
<b><u>MAINTENANCE AND OPERATIONS FUND</u></b>		
2019-024	To Port Operations Fund	\$ 5,092.20
2019-025	To Port Operations Fund	4,269.66
2019-027	To Port Operations Fund	408.09
	Total	\$ 9,769.95
<b><u>BUSINESS DEVELOPMENT FUND</u></b>		
2019-027	To Port Operations Fund	\$ 282.39
	Total	\$ 282.39
<b><u>DEPRECIATION &amp; MAJOR REPAIR FUND</u></b>		
<b><u>AN/NH3 OPERATING FUND</u></b>		
2019-027	To Port Operations Fund	\$ 28,783.63

Total \$ 28,783.63

**TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT \$ 388,899.95**

**INTERFUND TRANSFERS**

<u>DATE</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
2/13/19	AN/NH3 Operating	AN/NH3 Dep. M/R	\$7,500.00
	Total		<u>\$7,500.00</u>

**Agenda Item No. 6: Port Director's Report.**

Charles R. Hausmann, Port Director, reported the following:

A. Harbor Traffic Statistics for the month of January:

That a total of 108 vessels had arrived at the public port facilities during the month of January; 25 deep draft arrivals and 86 inland barges and a total of 251 invoices were issued. Further, that 17 deep draft vessels were already on schedule for February arrival.

Total revenue tons for the month of January were 438,280.5 short tons. Total revenue tons for the first seven months of FY 2019 were 3,264.623.0.

B. NGL loaded out 16 crude oil barges totaling 53,837.3 short tons.

C. Seadrift Coke lightered 7 barges of needle coke totaling 11,554.6 short tons to 2 ships for export.

D. Harvest loaded out 4 crude oil barges totaling 14,430.0 short tons.

E. The Matagorda Ship Channel Improvement Project Feasibility Study 2016 – The study team was responding to the 100+ comments received during the DQC. The next PDT teleconference was scheduled for February 27, 2019. We will work with the Corps to provide the necessary documentation to get credit for Work-In-Kind done by Atkins.

F. Matagorda Ship Channel Deficiency Report - We received the revised Project Cost Summary that was certified by Walla Walla MCX from Sheri Willey showing the estimated total project cost to be \$78.78 million with the Port's share to be about \$22.5 million. Based on the latest schedule, approval of the Project Deficiency Report and Environmental Assessment is May 9, 2019.

G. FY2018 Maintenance Dredging, Matagorda Ship Channel – Dredge "Susan Crosby" was currently at station 26+580 working outbound to station 20+000 placing dredged material in Placement Area 7. Completion of the entire bay channel was still scheduled for late June of 2019. The Contractor was about 2 months behind schedule at this time. The contractor had submitted a request to the Corps to bring on a second dredge. Corps had responded with request for addition information before considering the request.

**Agenda Item No. 7: Public Comment.**

Mr. Luis DeLaGarza addressed the board.

**Agenda Item No. 8: Review and Consideration of Board Members Committee/Conference**

**Attendance.**

No action was taken on this agenda item.

**Agenda Item No. 9: Review and Consideration of Approval of the Order Calling for Election for the May 4, 2019 Election for Position Numbers 2, 3, and 4 and the Contract for Election Services with the Calhoun County Elections Administrator.**

The Board Members reviewed a copy of the Order calling for election and the contracts for election services with the Calhoun County Elections Administrator. Pursuant to further review and discussion, a motion was made by Board Member J. C. Melcher, Jr. to approve the Order Calling for Election for the May 4, 2019 Election for Position Numbers 2, 3, and 4 and the Contract for Election Services with the Calhoun County Elections Administrator. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

**Agenda Item No. 10: Review and Consideration to Request for Approval to Advertise for Bids for the 2019 Berthing Area Maintenance Dredging.**

Without legal counsel reviewing the conflict of interest policy for specifics, Board Chair Randy L. Boyd voluntarily left the room to avoid any potential conflicts. The Board Members then reviewed a memorandum from Port Engineer David Knuckey explaining the need to advertise for bids for the maintenance dredging and a proposed schedule of the project. The reason for the advertising for bids was due to the unusually high bid that the Corps received from T. W. LaQuay Marine to dredge the port's berths. Pursuant to further review and discussion, a motion was made by Board Member Dell Weathersby to approve the request to advertise for Bids for the 2019 Berthing Area Maintenance Dredging. The motion was seconded by Board Member Tony Holladay and the motion carried. Board Chair Randy L. Boyd re-entered the Board Meeting upon the conclusion of the vote.

**Agenda Item No. 11: Review and Consideration of Approval of a Proposal from G&W Engineers for Professional Services on the Dry Bulk Dock Re-Feed Project.**

No action was taken on this agenda item.

**Agenda Item No. 12: Review and Consideration of Reviewing Contract and Retaining Robert V. Henderson, Managing Director of RBC Capital Markets, LLC as the Financial Advisor for the Calhoun Port Authority.**

No action was taken on this agenda item.

**Agenda Item No. 2: Review and Consideration of Bids received for the 2019 Harbor Piling Maintenance Project and Award Contract.**

Pursuant to further review by Board Engineer David Knuckey, a motion was made by Board Member Tony Holladay to award the contract for the 2019 Harbor Piling Maintenance Project to Russell Marine for the bid price of \$581,163.00. The motion was seconded by Board Member J. C. Melcher, Jr. and the motion carried unanimously.

The Port recessed the Regular Board Meeting for a meeting of the Industrial Development Association at 9:57 a.m. The Regular Board Meeting reconvened at 9:59 a.m.

**Agenda Item No. 13: Closed Session:**

**As authorized by Tex. Gov't Code §551.071 (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; 135<sup>th</sup> Judicial District.**

Board Chair Randy L. Boyd announced that as Authorized by Tex. Gov't Code §551.071 (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; 135<sup>th</sup> Judicial District.


"No action or consensus would be taken in closed session". The Board convened in Closed Session at 10:00 a.m.

**Agenda Item No. 14: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed session.**

The Board adjourned the Closed Session at 11:20 a.m. Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".

**Agenda Item No. 15: Adjourn.**

There being no further business to be brought before the Board, a motion was duly made that the meeting be declared adjourned at approximately 11:20 a.m. on Wednesday, February 13, 2019.

  
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 Randy L. Boyd, Board Chair

ATTEST:

  
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 H. C. Wehmeyer, Jr. Board Secretary

**CALHOUN PORT AUTHORITY  
SPECIAL MEETING  
February 25, 2019**

A special meeting of the Calhoun Port Authority was held on Monday, February 25, 2019 at 4:30 p.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 # 5 – Johnny Perez  
Commissioner # 6 – H. C. Wehmeyer, Jr.

Staff Members present were:

Charles R. Hausmann – Port Director  
Forrest Hawes – Deputy Port Director  
David Knuckey – Engineering Director  
David Roberts – Roberts, Roberts, Odefey & Witte

Others Present were:

Steve Gibson – Matagorda Bay Pilots  
Alvin Bland  
Roger Hochgraber  
Luis DeLaGarza  
D.D. Turner – *The Wave*  
Jessica Priest – *The Victoria Advocate*

**Agenda Item No. 1: Call to order.**

Board Chair Randy L. Boyd called the Special Meeting to order at approximately 4:30 p.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: Draw for Position on Ballots of the Calhoun Port Authority District numbers 2, 3, and 4.**

The names of each candidate were drawn from an envelope for positions on the May 4, 2019 Ballot. The order of candidates on the ballot for District 2 are as follows: 1. Dell Weathersby 2. Jay Cuellar. The order of candidates on the ballot for District 4 are as follows: 1. Alvin Bland 2. Luis De La Garza 3. Paul Lauterbach 4. Randy Boyd 5. Roger Hochgraber. District 3 was not drawn for due to a lack of opponents in that race.

**Agenda Item No. 3: Adjourn.**

There being no further business to be brought before the Board, a motion was duly made that the meeting be declared adjourned at 4:34 p.m. on Monday, February 25, 2019.

 3/13/19  
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 Randy L. Boyd, Board Chair

ATTEST:

  
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 H. C. Wehmeyer, Jr., Board Secretary