

**CALHOUN PORT AUTHORITY
REGULAR MEETING
December 12, 2018**

A regular meeting of the Calhoun Port Authority was held on Wednesday, December 12, 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 # 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
John Kosh – Texas General Land Office
Jack Wu – Formosa Plastics Corporation
Bill Cobb – Cobb & Counsel
Mario A. Herrera – Enterprise Products
Tom Morgan – Simplot
Mickey Sappington – G&W Engineers, Inc.
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.

Agenda Item No. 2: Approve the minutes of the Wednesday, November 14, 2018 Regular Meeting.

The Board Members reviewed the minutes of the Wednesday, November 14, 2018 Regular Meeting. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the minutes as presented. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 3 is missing due to a numerical error on the original Agenda posted.

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 November 30, 2018:

- 1.) Accounts Receivable Report as of November 30, 2018
- 2.) Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable were 90% current as of November 30, 2018.

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

The Board Members reviewed the December 12, 2018 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Dell R. Weathersby to approve disbursements and the corresponding transfers for December 12, 2018. The motion was seconded by Board Member Tony Holladay and the motion carried that the disbursements and the corresponding transfers be approved.

<u>TRANSFER NO</u>	<u>FUND ACCOUNT</u>	<u>AMOUNT</u>
<u>GROSS REVENUE FUND</u>		
2019-015	To Port Operations Fund	\$ 25,000.00
2019-016	To Port Operations Fund	75,727.37
2019-018	To Port Operations Fund	65,059.50
2019-019	To Port Operations Fund	214,757.56
	Total	\$ 380,544.43
<u>MAINTENANCE AND OPERATIONS FUND</u>		
2019-016	To Port Operations Fund	\$ 5,714.64
2019-018	To Port Operations Fund	4,235.04
2019-019	To Port Operations Fund	42,589.54
	Total	\$ 12,539.22
<u>BUSINESS DEVELOPMENT FUND</u>		
2019-019	To Port Operations Fund	\$ 3,159.07
	Total	\$ 3,159.07
<u>DEPRECIATION & MAJOR REPAIR FUND</u>		
2019-019	To Port Operations Fund	\$ 6,201.55
	Total	\$ 6,201.55
<u>AN/NH3 OPERATING FUND</u>		
2019-019	To Port Operations Fund	\$ 22,556.32
	Total	\$ 22,556.32
TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT		\$ 425,000.59
<u>INTERFUND TRANSFERS</u>		

<u>DATE</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
12/12/18	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 November:

That a total of 130 vessels had arrived at the public port facilities during the month of November; 28 deep draft arrivals and 102 inland barges and a total of 253 invoices were issued. Further, that 18 deep draft vessels were already on schedule for December arrival.

Total revenue tons for the month of November were 495,742.1 short tons. Total revenue tons for the first five months of FY 2019 were 2,312,429.8.

B. NGL loaded out 18 crude oil barges totaling 60,532.4 short tons.

C. Seadrift Coke lightered 3 barges of needle coke totaling 4,959.2 short tons to 1 ship for export.

D. Harvest loaded out 6 crude oil barges totaling 20,874.7 short tons.

Agenda Item No. 7: Public Comment.

No action was taken on this agenda item.

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

Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the committee/conference meetings attendance records submitted by Board Members Holladay and Perez. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 9: Review and Consideration of an Easement between the Calhoun Port Authority and Enterprise Intrastate, LLC for a 6.5 Rod, 8 Inch Pipeline Easement.

The Board Members reviewed a copy of the proposed easement agreement between the Calhoun Port Authority and Enterprise Intrastate, LLC. This was for a 6.5 rod, 8-inch pipeline that would service the Formosa EG-2 Project. The easement was located on property leased by Matagorda Bay Costa Azul Terminal LLC and the charge was \$10,000.00 for a ten-year period plus an administrative fee of \$2,500.00 for document preparation. Pursuant to further review and discussion, a motion was made by Board member Dell R. Weathersby to approve the easement between the Calhoun Port Authority and Enterprise Intrastate, LLC. For a 6.5 Rod, 8-inch pipeline with the conditions as discussed. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 10: 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; 135th 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; 135th Judicial District.

“No action or consensus would be taken in closed session”. The Board convened in Closed Session at 9:16 a.m.

Agenda Item No. 11: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed session.

The Board adjourned the Closed Session at 10:43 a.m. Board Chair Randy L. Boyd announced that “No action or consensus had been taken in closed session”.

Agenda Item No. 12: 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 10:43 a.m. on Wednesday, December 12, 2018.

 11/10/19

Randy L. Boyd, Board Chair

ATTEST:



H. C. Wehmeyer, Jr., Board Secretary