

**CALHOUN PORT AUTHORITY
REGULAR MEETING
November 10, 2021**

A regular meeting of the Calhoun Port Authority was held on Wednesday, November 10, 2021 at 9:00 a.m. in the Calhoun Port Authority Board Room, Calhoun Port Authority Office, Point Comfort, Texas

Board Members attending in person or via telephone were:

Commissioner # 1 – Marty Strakos
Commissioner # 2 – Jay Cuellar
Commissioner # 3 – J.C. Melcher, Jr.
Commissioner # 4 – Luis De La Garza
Commissioner # 5 – Johnny Perez
Commissioner # 6 – Dan Krueger

Staff Members attending were:

Charles R. Hausmann – Port Director
Forrest Hawes – Deputy Port Director
Alan Sanders – Moore Landrey Law Firm – via telephone
Felicia Harral – Director of Engineering
Miranda Malek – Administrative Assistant

Others attending were:

Jack Wu – Formosa Plastics Corp
Carl Smith – NGL
William Burge – Max Midstream
Steve Svetlik – Max Midstream
Rob Campbell-Watt – GHD
Karim Belhadjali - GHD
Kevin Riggs – Alcoa
DD Turner – The *Wave*

Agenda Item No. 1: Call to Order:

Board Chair Luis De La Garza 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.

Agenda Item No. 2: Safety Briefing, Pledge of Allegiance and Invocation.

Board Member Jay Cuellar spoke briefly on the importance of smoke detectors in the office & at home. All attendees of the meeting were briefed on the location of life saving devices and the closest assembly point in the event of a Shelter In Place incident. The Pledge of Allegiance was led by Board Chair Luis De La Garza followed by a brief prayer over the proceedings.

Agenda Item No. 3: Public Comment Written or Oral.

No action was taken on this item.

Agenda Item No. 4: Approve the minutes of the Friday, October 1, 2021 Special Meeting and the Wednesday, October 13, 2021 Regular Meeting.

The Board Members reviewed the minutes from the Friday, October 1, 2021 Special Meeting and the Wednesday, October 13, 2021 Regular Meeting. Pursuant to further review and discussion, a motion was made by Board Member Jay Cuellar to approve the minutes as presented. The motion was seconded by Board Member J.C. Melcher, Jr. and the motion carried unanimously.

Agenda Item No. 5: 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 October 31, 2021:

- 1.) Accounts Receivable Report as of October 31, 2021
- 2.) Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable was 86% current as of October 31, 2021.

Agenda Item No. 6: Approval of Disbursements and Transfers: All Funds

The Board Members reviewed the November 10, 2021 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Secretary Johnny Perez to approve disbursements and the corresponding transfers for November 10, 2021. The motion was seconded by Board Member Dan Krueger and the motion carried that the disbursements and the corresponding transfers be approved.

TRANSFER NO.	FUND ACCOUNT	AMOUNT
GROSS REVENUE FUND		
2021-055	To Port Operations Fund	\$81,222.02
2021-057	To Port Operations Fund	\$71,492.01
2021-059	To Port Operations Fund	\$217,686.68
	Total	\$370,400.71
BUSINESS DEVELOPMENT FUND		
2021-059	To Port Operations Fund	\$233.49
	Total	\$233.49
MAINTENANCE & OPERATIONS FUND		
	To Port Operations Fund	
	Total	
AN/NH3 OPERATING FUND		
2021-059	To Port Operations Fund	\$39,220.18

Total	\$39,220.18
TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT	\$409,854.38

INTERFUND TRANSFERS

DATE	FROM	TO	AMOUNT
11/10/21	AN/NH3 Operating	AN/NH3 Dep M/R	\$7,500.00
	Total		\$7,500.00

Agenda Item No. 7: Port Director's Report.

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

A. Harbor Traffic Statistics for the month of October:

That a total of 97 vessels had arrived at the public port facilities during the month of October; 25 deep draft arrivals and 72 inland barges and a total of 201 invoices were issued. Further, that 14 deep draft vessels were already on schedule for November arrival.

Total revenue tons for the month of October were 387,770.94 short tons. Total throughput for the first four months of the fiscal year were 1,594,391.00.

B. NGL loaded out 4 crude oil barges totaling 11,995.06 short tons.

C. Harvest loaded out 4 crude oil barges totaling 10,838.27 short tons.

D. Max loaded 1 ship totaling 37,874.95 short tons.

E. Port Maintenance continued to work on electrical repairs to the cathodic protection system, continued installing new lighting and continued to do their weekly inspections of port equipment.

F. Due to Hurricane Nicholas the Port was at -35.0 feet of draft. One foot of draft was lost due to shoaling.

Agenda Item No. 8: Review and Consideration of Approval of Board Members Committee/Attendance, Committee Travel Request.

Pursuant to further review and discussion, a motion was made by Board Member Jay Cuellar to approve the Board Members Committee/Attendance meetings. The motion was seconded by Board Member Dan Krueger and the motion carried.

Agenda Item No. 9: Review and Discuss Committee Reports.

Board Secretary Johnny Perez and Board Member Marty Strakos of the Maintenance Committee reported on their recent visit to the Port. No action was taken on this agenda item.

Agenda Item No. 10: Review and Consideration of Approval to Add the Alcoa Barge Fleeting Area to the Ports Tariff Subrule: 34, Part 2, Item 265.

In order to provide additional fleeting area for barges to fleet at, Alcoa had agreed to allow the Port to send barges to their fleeting area with Alcoa being responsible for invoicing the barges. The proposed language for the tariff read; **The Alcoa facility barge mooring facility is open to public**

fleeting for barges on November 15, 2021. The charges for the fleeting area will be the same as those in the Port. Fleeting Specifics may be obtained from Alcoa at 361-987-6439. Pursuant to further review and discussion, a motion was made by Board Secretary Johnny Perez to approve the addition of the Alcoa Barge Fleeting Area to the Ports Tariff Subrule: 34, Part 2, Item 265. The motion was seconded by Board Member Jay Cuellar and the motion carried unanimously.

Agenda Item No. 11: Review and Consideration of Gangway Pricing/Quotes Received for the General Cargo Dock.

The Board Members reviewed copies of gangway pricing received for the General Cargo Dock. Pursuant to further review and discussion, a motion was made by Board Member Jay Cuellar to authorize Director of Engineering Felicia Harral along with the Board's maintenance committee members to travel to other ports with similar gangway situations to gather information and for the Board to also authorize Ms. Harral to sole source the gangway design if necessary. The motion was seconded by Board Member Dan Krueger and the motion carried unanimously.

Agenda Item No. 12: Closed Session: As Authorized by Tex. Gov't Code §551.087(1); to discuss or deliberate 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. No discussions or deliberations shall be conducted in the presence of any business prospect, the presence (if any) of which shall be limited to presentation of information relevant to the potential economic development activity and with respect to such information if it is of a confidential or business-proprietary nature.

As Authorized by Tex. Gov't Code §551.072 for the purpose of discussion with respect to the purchase, exchange, lease or value of real property. No discussions or deliberations shall be conducted in the presence of any business prospect, the presence (if any) of which shall be limited to presentation of information relevant to the potential economic development activity and with respect to such information if it is of a confidential or business-proprietary nature.

As Authorized by Tex. Gov't Code §551.071(2): to seek the advice of its attorney. No discussions or deliberations with legal counsel shall be conducted in the presence of any business prospect or any other third party that may result in waiver of the attorney-client privilege.

Board Chair Luis De La Garza announced that As Authorized by Tex. Gov't Code §551.087(1); to discuss or deliberate 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. No discussions or deliberations shall be conducted in the presence of any business prospect, the presence (if any) of which shall be limited to presentation of information relevant to the potential economic development activity and with respect to such information if it is of a confidential or business-proprietary nature.

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"No action or consensus would be taken in closed session". The Board convened in Closed Session at 9:33 a.m. after a 5-minute recess.

Agenda Item No. 13: Return to Open Session and take any action deemed necessary based on discussion in Closed Session.

The Board adjourned the Closed Session at 11:07 a.m. Board Chair Luis De La Garza announced that "No action or consensus had been taken in closed session".

Agenda Item No. 14: Receive Chief Executive and Commissioners Comments.


Board Chair Luis De La Garza informed the board that he would like a meeting with Max Midstream in the coming days. No action was taken.

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 11:08 a.m. on Wednesday, November 10, 2021.


 Luis De La Garza, Board Chair

ATTEST:


 Johnny Perez, Board Secretary