

**CALHOUN PORT AUTHORITY
REGULAR MEETING
June 12, 2024**

A regular meeting of the Calhoun Port Authority was held on Wednesday, June 12, 2024 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 – Justin Weaver
Commissioner # 4 – Luis De La Garza
Commissioner # 5 – Johnny Perez via telephone
Commissioner # 6 – Dan Krueger

Staff Members attending were:

Charles R. Hausmann – Port Director
Forrest Hawes – Deputy Port Director
Alan Sanders – Dinsmore & Shohl, LLP - via telephone
Felicia Harral – Director of Engineering – via telephone
Miranda Malek – Manager of Administration

Others attending were:

D.D. Turner – The *Wave* via telephone
Mike Dodson – WSP
Blair Garcia – WSP
Doreen Mata – TGLO
Mike Harris – Matagorda Bay Pilots
Steve Svetlik – Max Midstream
J.P. Strickland – Alcoa
David Adrian – Matagorda Bay Pilots
Rhonda Cummins – Point Comfort Seafarers Center
Steve Marwitz

Agenda Item No. 1: Call to Order:

Board Secretary 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.

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, The Texas Pledge - was said and a prayer was led by Board Member Dan Krueger.

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

No action was taken.

Agenda Item No. 4: Approve the minutes of the Wednesday, May 8, 2024 Regular Meeting.

The Board Members reviewed the minutes from the Wednesday, May 8, 2024 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 Justin Weaver and the motion carried unanimously.

Agenda Item No. 5: Review of Financial Reports: All Funds.

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

Fund Balance Report as of May 31, 2024:

- 1.) Accounts Receivable Report as of May 31, 2024
- 2.) Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable was 74% current as of May 31, 2024.

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

The Board Members reviewed the June 12, 2024 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Jay Cuellar to approve disbursements and the corresponding transfers for June 12, 2024. The motion was seconded by Board Member Marty Strakos and the motion carried that the disbursements and the corresponding transfers be approved as discussed.

TRANSFER NO.	FUND ACCOUNT	AMOUNT
	GROSS REVENUE FUND	
	To Port Operations Fund	\$86,655.92
	To Port Operations Fund	\$75,251.39
	To Port Operations Fund	\$836,948.75
	Total	\$998,856.06
	MAINTENANCE & OPERATIONS FUND	
	To Port Operations Fund	\$93.66
	Total	\$93.66
	BUSINESS DEVELOPMENT FUND	
	To Port Operations Fund	\$25.16
	Total	\$25.16
	AN/NH3 OPERATING FUND	
	To Port Operations Fund	\$18,589.98

Total	\$18,589.98
TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT	\$1,017,564.86

Agenda Item No. 7: Reports: Port Director, Engineer & Committees.

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

A. Harbor Traffic Statistics for the month:

That a total of 69 vessels had arrived at the public port facilities during the month of May; 21 deep draft arrivals and 48 inland barges and a total of 163 invoices were issued. Further, that 9 deep draft vessels were already on schedule for June arrival.

Total revenue tons for the month of May were 337,793.3 short tons. Total throughput for fiscal year 2024 was 4,288,396.8 short tons.

B. Harvest loaded out 4 barges of crude oil totaling 10,440.9 short tons.

C. Seadrift Coke loaded 5 barges to 1 ship of needle coke for 8,247.5 short tons.

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

Felicia Harral, Port Engineer, reported the following:

A. Matagorda Ship Channel Improvement Project updates for included PED updates, Pipeline relocation updates, Geotechnical Sampling, Environmental Sampling, Cultural Survey (Archeology) & Environmental Survey (Oyster).

B. Matagorda Ship Channel, FY 2021 Maintenance Dredging update.

C. North Peninsula Projects road & parking improvements, boat ramp & gate 3 access.

D. Proposed Liquid Dock 1 (LD-1) Project updates on RAISE Grant Program.

E. South Peninsula Development Project updates included Bean Tract Wetlands Creation Project - South Peninsula Development & Mitigation Plan updates.

F. Other Port Project Updates included TxDot Maritime Questionnaire, GCD Gangway Project, GCD Fender Replacement, Cathodic Protection System, Max Energy Carbon Project, Ladder replacements, coating of CPA hydrants and Various Port Infrastructure projects.

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

No action was taken on this agenda item.

Agenda Item No. 9: Review and Consideration of Fiscal Year 2024 Budget Amendments.

The Board Members reviewed a copy of the second budget amendment for the FY2024 budget. Revenues increased by \$133,674 and expenses decreased by \$277,457. The amended net income was (\$1,499,850) in revenues and the new projected revenues are (\$1,088,457) for an increase of \$411,303. Pursuant to further review and discussion, a motion was made by Board Member Jay Cuellar to approve the Fiscal Year 2024 Budget Amendments as presented. The motion was seconded by Board Member Justin Weaver and the motion carried unanimously.

Agenda Item No. 10: Closed Session: As Authorized by and subject to the applicable provisions of law, including but not limited to the Texas Government Code, Chapter 551, Open Meetings Act, the following topics may be considered in Closed Session:

Section 551.071 – Attorney Consultation

Section 551-072 – Real Property Transactions

Section 551.087 – Economic Development Negotiations

Board Secretary Luis De La Garza announced that As Authorized by and subject to the applicable provisions of law, including but not limited to the Texas Government Code, Chapter 551, Open Meetings Act, the following topics may be considered in Closed Session:

Section 551.071 – Attorney Consultation

Section 551-072 – Real Property Transactions

Section 551.087 – Economic Development Negotiations

“No action or consensus would be taken in closed session”. The Board convened in Closed Session at 9:19 a.m.

Agenda Item No. 11: Return to Open Session and take any action deemed necessary based on discussion in Closed Session.

The Board adjourned the Closed Session at 10:25 a.m. Board Secretary Luis De La Garza announced that “No action or consensus had been taken in closed session”.

Pursuant to further review and discussion, a motion was made by Board Member Marty Strakos to approve the advertisement for RFQ’s for the survey of new placement areas for seagrass and oysters for Matagorda Ship Channel Improvement Project. The motion was seconded by Board Member Jay Cuellar and the motion carried unanimously.

Agenda Item No. 12: Review and Consideration of a Policy Regarding Access to the Port Properties and Facilities.

The Board Members reviewed a copy of policies regarding groups that would like to visit the ships while in port that were drafted by Port General Counsel. Pursuant to further review and discussion, a motion was made by Board Member Jay Cuellar to approve the policy drafted by Port General Counsel. The motion was seconded by Board Member Dan Krueger and the motion carried unanimously.

Agenda Item No. 13: Review and Consideration of Final Payment to RLB Contracting for the Bean Wetland Project.

The Board Members reviewed a copy of a letter from Lloyd Engineering, the engineering firm of record for the Bean Tract Wetland, summarizing their walk through of the project. Lloyd’s opinion is that RLB Contracting had completed the work needed per the punch lists and recommended that the project be closed out.

Despite not having the information from the final survey performed by Ganem & Kelly Surveying, Port Staff agreed with Lloyd’s assessment that the project should be closed out, however Board Secretary Luis De La Garza stated for the record that he was displeased with the statement in the letter by Owen Parker, Lloyd’s Engineer of Record, that “we feel that RLB performed well”. Pursuant to further review and discussion, a motion was made by Board Member Justin Weaver to approve the final payment to RLB Contracting in the amount of \$125,000.47 contingent upon the receipt of the Closeout document which

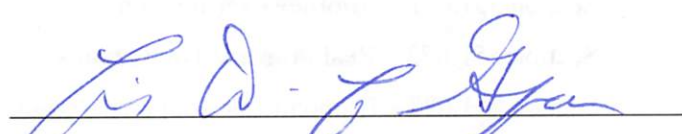
would be prepared by Port Legal Counsel. The motion was seconded by Board Member Dan Krueger and the motion carried unanimously.

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

No action was taken on this agenda item.

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 10:33 a.m. on Wednesday, June 12, 2024.



Luis De La Garza, Acting Board Chair

ATTEST:



Jay Cuellar, Assistant Board Secretary