



CITY OF
PORT LAVACA

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MINUTES OF 02/02/2021 REGULAR PORT COMMISSION MEETING

The Agenda having been properly posted, Chairman Alex Davila called the meeting to order at 10:09 A.M. on Tuesday, February 2, 2021. Members attending were Commissioner Mike McGuire, Commissioner David Roberts, Commissioner Sue Traylor and in attendance by Zoom Commissioner Raymond Butler, also attending by Zoom, City Attorney Anne Marie Odefey. City Staff attending were, Interim City Manager Richard Morton, City Engineer Jody Weaver, Senior Accountant Blake Buller, Harbor Master Jim Rudellat and Rachel Garza. Visitors in attendance Matt Glaze, Urban Engineering.

Chairman Alex Davila asked for Comments from the Public:

Comments from Citizen: Hillary Franke, RLB Contracting Manager, is respectfully requesting a minimum time frame of 6-months for the removal of the RLB Contracting Property from the Harbor of Refuge Facility. RLB Contracting is willing to pay for the leasing of this facility during this time as outlined in the lease agreement currently in place until the removal of all RLB Contracting property is complete.

1. **CONSENT AGENDA:**

a. **MINUTES OF REGULAR MEETING JANUARY 5, 2021**

A motion was made to approve the minutes by Commissioner Mike McGuire, Seconded by Commissioner David Roberts
Motion Carries.

2. **REPORTS**

- a. **TARIFF REPORT**
- b. **ACCOUNT AGING REPORT**
- c. **REVENUE AND EXPENSE REPORT**
- d. **BALANCE SHEET**
- e. **PAYMENT REPORT**
- f. **PROFIT AND LOSS CASH FLOW REPORT**

Helena Chemical – Jim Rudellat will reach out to Helena Chemical to check status on Rail Car Tariff.

Miller Seafood – Reminder that everything that crosses the City of Port Lavaca Docks is to be recorded as Tariff. Comments from Mr. Miller, he is recording his tariff accordingly and he is transporting oysters to their store warehouse to shuck.

T.W. LaQuay – Payment of \$25,0000 has been received.

Account Aging Report: Jim Rudellat, Harbor Master will continue to follow up on all past due all accounts.

No action necessary and none taken.

3. **RECEIVE REPORTS FROM STAFF ON THE BILGE RECLAMATION SITE AND CITY HARBOR CLEAN UP.**

Comments for Jim Rudellat, Harbor Master spoke with Rusty Moon, they are in the last phase of bidding. The City of Port Lavaca Public Works Department cleaned up the timbers and part of the handrail that washed up.

4. RECEIVE REPORTS FROM URBAN ENGINEERING AND STAFF ON LOW DOCK REPAIRS AND STATUS.

Comments from Matt Glaze, Urban Engineering all base material is in place.

Motion was made to authorize Matt Glaze, Urban Engineering to move forward to prepare plans for the upper dock to comply with the necessary requirements of FEMA.

Motion was made by Commissioner Raymond Butler and Seconded by Commissioner Sue Traylor.

Motion carries.

5. RECEIVE REPORTS FROM URBAN ENGINEERING AND STAFF ON SCULLY'S BULKHEAD AND FINGER PIER REPAIRS.

Comments from Matt Glaze, Urban Engineering the bulkhead is in place and the concrete sidewalk has been poured. Still need to backfill the slope and install handrails.

Motion was made to authorize Wild Reef Seafood to move forward with the proposal to repair the boat dock at Evelyn's Seafood Market.

Motion was made by Commissioner Sue Traylor and Seconded by Commissioner David Roberts.

Motion carries.

6. RECEIVE REPORTS FROM STAFF REGARDING STATUS OF NAUTICAL LANDINGS BUILDING AND FRONT PARKING LOT.

Comments from Jim Rudellat, Harbor Master still pending delivery of backdoor.

Comments from Alex Davila, task Jim Rudellat, Harbor Master to reach out to local realtors to promote the available office space at the Nautical Landing Building.

Front parking lot – need to establish a clear pedestrian path across Nautical Landings.

Jody Weaver, City Manager will look into an alternate ADA ramp at the Nautical Landings Building by the far end of Main St. and Commerce St.

No action necessary and none taken.

7. RECEIVE REPORTS FROM STAFF REGARDING STATUS OF NAUTICAL LANDINGS MARINA.

Comments from Jim Rudellat, Harbor Master, J&S will begin to level B-Dock.

No action necessary and none taken.

8. RECEIVE REPORTS FROM STAFF REGARDING STATUS ON SMITH HARBOR, ASSOCIATED PROPERTIES.

Comments from Jim Rudellat, Harbor Master, located and marked the corner of the easement.

No action necessary and none taken.

9. RECEIVE REPORTS FROM URBAN ENGINEERING ON DREDGING OF SMITH HARBOR, ASSOCIATED PROPERTIES.

Motion was made to authorize the dredging, and to move forward with the scope and bids, along with pursuing the needed permits, tasked to Eddie Fisher, Gulf Hydrographic & Coastal Consulting.

Motion was made by Commissioner Mike McGuire and Seconded by Commissioner Sue Traylor.

Motion carries.

10. RECEIVE UPDATE FROM STAFF ON COMMUNICATIONS WITH TCEQ AND ARMY CORP OF ENGINEERS REGARDING HARBOR OF REFUGE.

Comments from Jody Weaver, City Engineer, request was granted for a 60-day extension from the TCEQ Municipal Solid Waste Division to prepare a closure plan.

Recommendations from Matt Glaze, Urban Engineering first close the slip and then move forward with the boring to identify the footprint of the landfill.

No action necessary and none taken.

11. RECEIVE REPORTS FROM STAFF ON HARBOR OF REFUGE, BULKHEAD REPAIRS AND LAND IMPROVEMENTS.

Comments from Jim Rudellat, Harbor Master, nothing to report.

No action necessary and none taken.

12. DISCUSS UPDATES ON BRUSH OPERATIONS AND CLEANUP AT THE HARBOR OF REFUGE.

Motion was made to make a resolution asking City Council to consider purchasing an Air Burner.

Motion was made by Commissioner Mike McGuire and Seconded by Commissioner Raymond Butler.

Motion carries.

Comments from Jim Rudellat, Harbor Master stated that he has been receiving complaints that trash is being disposed of at the Harbor or Refuge. Suggested installing cables and locks to restrict access.

Motion was made to authorize Jim Rudellat, Harbor Master and Jody Weaver, City Manager an expenditure up to \$25,000 dollars for the necessary improvements to receive the material while engaging with T. W. LaQuay to give us the excess and provide help in spreading the material.

Motion was made by Commissioner Raymond Butler and Seconded by Commissioner Mike McGuire.

Motion carries.

13. RECEIVE REPORTS FROM STAFF AND DISCUSS EXPIRED AND CURRENTLY DUE LEASES.

- a. City Harbor – Item discussed in closed session.
- b. Nautical Landings Building – Item discussed in closed session.
- c. Nautical Landings Marina – Item discussed in closed session.
- d. Smith Harbor – Item discussed in closed session.
- e. Harbor of Refuge – Item discussed in closed session.

Motion was made to task Anne Marie Odefey, City Attorney to move forward per discussion on the Port Commission leases.

Motion was made by Commissioner Mike McGuire and Seconded by Commissioner Sue Traylor.

Motion carries.

14. ANNOUNCEMENT BY THE CHAIRMAN THAT THE PORT COMMISSION WILL RETIRE TO CLOSED SESSION.

FOR CONSULTATION WITH ATTORNEY ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNING BODY, UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF

TEXAS, CLEARLY CONFLICTS WITH THE OPEN MEETINGS ACT, IN ACCORDANCE WITH TITLE 5, CHAPTER 551, SECTION 551.071(B) OF THE TEXAS GOVERNMENT CODE.

RETURN TO OPEN SESSION AND TAKE ANY ACTION NECESSARY ON THING DICUSSED IN CLOSED SESSION.

Port Commission entered into closed session at 11:57 am and returned from closed session at 12:30 pm.

15. DISCUSS MONTHLY CHECKLIST FROM HARBOR MASTER.

Checklist submitted by Jim Rudellat, Harbor Master.

Commissioners discussed this agenda item.

No action necessary and none taken.

16. GENERAL COMMENTS FROM COMMISSIONERS.

No comments.

No action necessary and none taken.

ADJOURN

A motion was made by Commissioner David Roberts to adjourn the meeting. It was seconded by Commissioner Mike McGuire. The meeting was adjourned at 12:38 P.M.