



PORT COMMISSION MEETING

Thursday, January 23, 2025 at 10:00 AM
City Council Chambers | 202 N. Virginia Street, Port Lavaca TX 77979

PUBLIC NOTICE OF MEETING

The following item will be addressed at this or any other meeting of the Port Commission upon the request of the chairman, any member(s) of Port Commission and/or the City Attorney:

Announcement by the Chairman that Port Commission will retire into closed session for consultation with City Attorney on matters in which the duty of the attorney to the Port Commission under the Texas disciplinary rules of professional conduct of the state bar of Texas clearly conflicts with the open meetings act (title 5, chapter 551, section 551.071(2) of the Texas government code).

(All matters listed under the Consent Agenda item are routine by the Port Commission and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.)

AGENDA

Port Commission will consider/discuss the following items and take any action deemed necessary.

MEETING PROCEDURE

Public notice is hereby given that the Port Commission of the City of Port Lavaca, Texas, will hold a meeting THURSDAY, JANUARY 23, 2025 beginning at 10:00 am at the regular meeting place in Council Chambers at City Hall, 202 North Virginia Street, Port Lavaca, Texas to consider the following items of business:

The meeting will also be available via the video conferencing application "ZOOM".

Join Zoom Meeting:

<https://us02web.zoom.us/j/89986906673?pwd=igBHxrbaCWIJTbUhrcaQBaVmN6nsMx.1>

Meeting ID: 899 8690 6673

Passcode: 860048

One Tap Mobile

*+13462487799,,82182482989#,,,,*912619# US (Houston)*

Dial by your location

+1 346 248 7799 US (Houston)

CALL TO ORDER

COMMENTS FROM THE PUBLIC - *(Limited to 3 minutes per individual unless permission to speak longer is received in advance. You may make public comments as you would at a meeting by logging on with your computer and using "Join Zoom Meeting" information on first page of this agenda).*

CONSENT AGENDA

1. APPROVAL OF MINUTES
 - A) MINUTES OF DECEMBER 17, 2024 - REGULAR MEETING

2. RECEIVE HARBOR MASTER'S INSPECTION / MAINTENANCE REPORT FOR DECEMBER 2024.

REPORTS

3. RECEIVE FINANCIAL REPORTS OF PORT REVENUE FUND
 - a) Tariff Report
 - b) Account Aging Report
 - c) Payment Report
 - d) Revenue and Expenditure Report
 - e) Balance Sheet / Property Tax Distribution
 - f) Profit and Loss Cash Flow Report

4. CITY MANGAGER'S REPORT

5. RECEIVE HARBOR MASTER'S OPERATIONS, PROMOTION/DEVELOPMENT ACTIVITY REPORT
 - a) City Harbor
 - b) Nautical Landings Building
 - c) Nautical Landings Marina
 - d) Smith Harbor
 - e) Harbor of Refuge

ACTION ITEMS: LEASES

6. ANNOUNCEMENT BY CHAIRMAN THAT PORT COMMISSION WILL RETIRE INTO CLOSED SESSION:
 - TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY (DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PARTY), IN ACCORDANCE WITH CHAPTER 551, TITLE 5, SECTION 551.072 OF THE TEXAS GOVERNMENT CODE
7. RETURN TO OPEN SESSION AND TAKE ANY ACTION DEEMED NECESSARY WITH REGARD TO MATTERS IN CLOSED SESSION.

ACTION ITEMS: NEW BUSINESS

8. REVIEW BIDS FOR THE NAUTICAL LANDINGS BREAKWATER PROJECT AND MAKE RECOMMENDATION TO COUNCIL - PRESENTER JODY WEAVER
9. DISCUSS ESTABLISHING/PERMITTING MOORING SPACES ALONGSIDE THE BULKHEAD ALONG TRACT 1 OF CITY HARBOR ADJACENT TO THE ENTRANCE CHANNEL - PRESENTER JODY WEAVER
10. DISCUSS STATUS REPORT FROM THE TARIFF DEVELOPMENT COMMITTEE - PRESENTER JODY WEAVER
11. HEAR REPORT FROM SELECT COMMITTEE ON POSSIBLE CHANGES TO PORT COMMISSION

COMMENTS

12. COMMENTS FROM COMMISSIONERS

ADJOURNMENT

CERTIFICATION OF POSTING NOTICE

This is to certify that the above notice of a regular meeting of The Port Commission of The City of Port Lavaca, scheduled for **Thursday, January 23rd, 2025**, beginning at 10:00 a.m., was posted at city hall, easily accessible to the public, as of **4:00 p.m. Friday, January 17, 2025**.

 /s/ Oralia G. Munoz .

Oralia G. Munoz *Administrative Assistant*

ADA NOTICE

The Port Lavaca City Hall and Council Chambers are wheelchair accessible. Access to the building is available at the primary north entrance facing Mahan Street. Special parking spaces are located in the Mahan Street parking area. In compliance with the Americans with Disabilities Act, the City of Port Lavaca will provide for reasonable accommodations for persons attending meetings. To better serve you, requests should be received 24 hours prior to the meetings. Please contact City Secretary Mandy Grant at (361) 552-9793 Ext. 230 for assistance.

COMMUNICATION

SUBJECT: APPROVAL OF MINUTES

INFORMATION:

A) MINUTES OF DECEMBER 17, 2024 - REGULAR MEETING



REGULAR PORT COMMISSION MEETING

Tuesday, December 17, 2024 at 10:00 AM

City Council Chambers | 202 N. Virginia Street, Port Lavaca TX 77979

MINUTES

STATE OF TEXAS §
 COUNTY OF CALHOUN §
 CITY OF PORT LAVACA §

On this the 17TH day of December 2024, the Port Commission of the City of Port Lavaca, Texas, convened in a regular session at 10:03 a.m. in the regular meeting place in City Council Chambers at City Hall, 202 North Virginia Street, Port Lavaca, Texas, with the following Commissioners in attendance:

ROLL CALL:

Alex Davila	Commissioner / Chairman
Raymond Butler	Commissioner / Secretary
Mike McGuire	Commissioner
Robert Knox	Commissioner
Sue Traylor**	Commissioner
Larry Nichols	Commissioner
Jamie O’Neil	Commissioner

**And with the following: Commissioner Traylor arrived at 10:09 a.m. during Agenda #3 (c)

CONSENT AGENDA

1. APPROVAL OF MINUTES

A) MINUTES OF NOVEMBER 19, 2024 - REGULAR MEETING

Motion made by Commissioner McGuire

NOW THEREFORE, LET IT BE RESOLVED BY THE PORT COMMISSION OF THE CITY OF PORT LAVACA, TEXAS:

THAT, the November 19th, 2024, minutes of the Regular Port Commission meeting held on December 17th, 2024 are hereby approved.

Seconded by Commissioner Butler

Motion passed by the following vote:

Voting Aye: Alex Davila, Raymond Butler, Mike McGuire, Larry Nichols, Robert Knox, and Jamie O'Neil.

Voting Nay: None

Motion carries.

2. RECEIVE HARBOR MASTER'S INSPECTION / MAINTENANCE REPORT FOR NOVEMBER 2024.

Motion made by Commissioner McGuire

NOW THEREFORE, LET IT BE RESOLVED BY THE PORT COMMISSION OF THE CITY OF PORT LAVACA, TEXAS:

THAT, the Harbor Master's November 2024 Inspection Reports of the Port Commission Regular meeting held on December 17th, 2024, are hereby approved.

Seconded by Commissioner Butler

Motion passed by the following vote:

Voting Aye: Alex Davila, Raymond Butler, Mike McGuire, Larry Nichols, Robert Knox, and Jamie O'Neil.

Voting Nay: None

Motion carries.

REPORTS

3. RECEIVE FINANCIAL REPORTS OF PORT REVENUE FUND

- a) Tariff Report
 - b) Account Aging Report
 - c) Payment Report
 - d) Revenue and Expenditure Report
 - e) Balance Sheet / Property Tax Distribution
 - f) Profit and Loss Cash Flow Report
- A copy of these reports, in their entirety, can be found in the Port Commission meeting packet dated December 17th, 2024.

Agenda item discussed.

No action was taken.

4. CITY MANAGER'S REPORT

➤ The following is a memo, in its entirety, from Jody Weaver Interim City Manager:

- TPWL Grant – Renovations to the Nautical Landings Marina Breakwater:

If you check the Port Lavaca Wave's 12.11.24 edition, you will find a published Invitation to Bid the Nautical Landings Marina Boat Ramp Breakwater Repair project! We were approved to move forward with the project on November 21. There is a pre-bid conference scheduled on January 7 and the bids are due on January 15. Review of the bids will be an agenda item at the January Port Commission meeting on January 21

- CDBG-MIT Coastal Resilience Living Shoreline Project

We had an on-site progress and file review meeting with our GLO grant manager on December 4. Other than a few minor rearrangements of files needed, all was good. Mott McDonald report that they are very close to submitting the 70% design plans for review. The last correspondence we had from the USACE was November 13 when it was stated that they are working on the permit review.

- ReStore (cleanup of old barge(s) in Smith Harbor)

Our consultant Kim Griffith has completed the COE Nationwide permit application and has made edits suggested by TCEQ. Following a meeting this Friday, 12.12.24, we should be ready to submit this next week. At this point we are tentatively looking at probably April 2025 to advertise for bids.

- CDBG-MIT Round 2 Application for use of funds

No new information.

- Replacement of culverts under rail at Corporation Ditch (Harbor of Refuge)

No new information

- GLO CEPRA GRANT (Harbor of Refuge Shoreline Protection):

Mott McDonald Engineering has submitted the Analysis memo to the GLO and is working to schedule of meeting to review the report in the next week or two.

- MBMT Grant Downtown Waterfront Public Access Improvement:

We received an update for the COE today letting us know that Matt successfully answered the questions they had. Next steps are for the COE to complete the internal review with the Navigation branch, operations branch, and historic properties coordinator.

5. **RECEIVE HARBOR MASTER'S OPERATIONS, PROMOTION/DEVELOPMENT ACTIVITY REPORT**

a) **City Harbor**

- 1) CH slip 1 & 2 big wash behind bulkhead have Gonzales Construction repair.

b) **Nautical Landings Building**

- 1) Working on building improvement lighting, two cupolas and storefront on the south end of the building

c) **Nautical Landings Marina**

- 1) Horizon Environmental has been onsite 11 times since the last PC meet.
- 2) 11 December 2024 advertise to bid the breakwater project went out.

d) **Smith Harbor**

No Updates

e) **Harbor of Refuge**

- 1) 23 October 2024 received call from Rexco wanting to move mulch to Alcoa. Republic Services plan is to have the brush mulched by the end of November.
- 2) 27 August 2024 LCI delivering material from Alamo Heights Road project.
- 3) Weed control spraying – no updates

ACTION ITEMS: NEW BUSINESS

6. **DISCUSS STATUS REPORT FROM THE TARIFF DEVELOPMENT COMMITTEE - PRESENTER JODY WEAVER**

- The following is a memo, in its entirety, from Jody Weaver Interim City Manager:

I am in the process of very carefully reviewing the Draft Circular line by line and highlighting any items that I have questions about and would like a closer look by the attorney. I plan to review the final draft with the Tariff Committee and then the Port Commission in January for your approval prior to submitting the document to the Marine Attorney for comments.

A couple items that need further discussion are:

- Dockage, defined as the charge assessed against a vessel for berthing at a wharf, pier, bulkhead or for mooring to a vessel so berthed. We need to clarify under what circumstances the dockage charges are to be assessed – i.e. only the public dock? Are there other places and circumstances that the Port Commission recommends assessing dockage charges?

These are daily rates for vessels and are \$75 up to 74 ft long; \$125 up to 100 ft long; \$200 for up to 200 ft long and \$250 for greater than 200 ft long.

- Does the Port Commission want to reinstate wharfage charges for oysters and other seafood commodities?

7. **CONSIDER REQUEST OF KEVIN AND SASHA NEVAREZ FOR A BOAT SLIP IN SMITH HARBOR - PRESENTER JODY WEAVER.**

- The following is a memo, in its entirety, from Jody Weaver Interim City Manager:

Kevin and Sasha Nevarez have requested a boat slip in Smith Harbor along the seawall directly behind their future restaurant and home.

If permitted and a yearly contract is approved, the annual rent would be \$3,300, based upon a monthly rent calculated as follows: \$175.00 for the first 25 ft and \$5.00 for each foot greater than 25 ft in length. The boat is 45 ft long, so \$275/mo.

As you know there are future plans to construct a 10 ft wide walkway on the waterside of the seawall. It is hoped that funding could be found for this project within the next 5 years. If approved, staff recommends a lease term for this boat slip of no longer than one year at a time, with language that allows the City to terminate the lease with 60 days advance notice should construction of this walkway be scheduled to commence. In addition, staff recommends that the slip be established perpendicular to the dock (not parallel) to provide safer transfer between the boat to land.

There are no tie off points along this seawall. If a slip is approved, the tenant will need to provide tie-off points as approved by the Harbor Master, with the agreement and understanding that the tenant will be responsible for removal at the time the walkway construction is scheduled.

There are plans to construct a bulkhead and fishing deck in the area just west of Poor Boys Bait, but this construction shouldn't be affected by a shrimp boat docked approximately 200 ft away.

- Chairman Davila announced that Port Commission would retire into closed session at 11:16 am.
- Chairman Davila announced that Port Commission was back in open session at 11:29 am.

Motion made by Commissioner Butler

NOW THEREFORE, LET IT BE RESOLVED BY THE PORT COMMISSION OF THE CITY OF PORT LAVACA, TEXAS:

THAT, Chairman Davila, makes recommendation to deny the request of Kevin and Sasha Nevarez to lease a boat slip in Smith Harbor.

Second Commissioner McGuire.

Voting Aye: Alex Davila, Raymond Butler, Mike McGuire, Larry Nichol, Sue Traylor, Robert Knox and Jamie O'Neil.

Voting Nay: None

Motion Carries.

8. **REVIEW STAFF'S COMPARISON OF LEASES AND CURRENT RENTAL RATES VS VALUATION PROVIDED BY VALBRIDGE PROPERTY ADVISORS - PRESENTER JODY WEAVER**

Jody Weaver, Interim City Manager presented the Board with a breakdown of comparison rates for each tract lease. A special workshop has been scheduled for January 27, 2025, with City Council.

- A copy of the comparison report can be found in the Port Commission meeting packet dated December 17th, 2024.

COMMENTS

9. **COMMENTS FROM COMMISSIONERS.**

Agenda item discussed.

No action necessary.

ADJOURNMENT

Commissioner Nichols made a motion to adjourn the meeting.

Commissioner Traylor seconded this motion.

Motion passed by the following vote:

Voting Aye: Alex Davila, Raymond Butler, Mike McGuire, Larry Nichol, Sue Traylor, Robert Knox and Jamie O'Neil.

Voting Nay: None

The meeting was adjourned at 11:42 a.m.

These minutes were approved on January 23, 2025.

ATTEST:

Alex Davila, Chairman

Oralia G. Munoz, Admin Assist.

COMMUNICATION

SUBJECT: RECEIVE HARBOR MASTER'S INSPECTION / MAINTENANCE REPORT FOR DECEMBER 2024.

INFORMATION:

Port Lavaca Port Commission Monthly Inspection

Month: **DECEMBER 2024** Location: **City Harbor**
21 JANUARY 2025

1. Fueling Area

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

2. Decking

Condition: **Satisfactory** Unsatisfactory **Not Applicable**
Comments:

3. Main Frame & Floats

Condition: **Satisfactory** Unsatisfactory **Not Applicable**
Comments:

4. CLEAN UP

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

5. Water Lines, Valves, Etc.

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

6. Electrical & Lights

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

7. Pilings, Guides & Rollers

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

8. Rub Rails & Fenders

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

9. Cleats & Keels

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

10. Fire Extinguishers

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

11. Railing

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

12. Cement Slab

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

13. Bulkhead

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

Harbor Master: _____

Port Lavaca Port Commission Monthly Inspection

Month: **DECEMBER 2024** Location: **Harbor of Refuge**
21 JANUARY 2025

1. Road

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

2. Rail spur

Condition: Satisfactory **Unsatisfactory** Not Applicable
Comments:

3. Main Frame & Floats

Condition: Satisfactory Unsatisfactory **Not Applicable**
Comments:

4. Environmental

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

5. Water Lines, Valves, Etc.

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

6. Electrical & Lights

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

7. PERMIT

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

8. Rub Rails & Fenders

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

9. Cleats & Kevels

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

10. Gates & Locks

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

11. Mulch

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments: **27 August 2024 LCI started delivering material from the Alamo Heights road project. 28 October 2024 Gonzales Construction started spreading material. 13 Dec 2024 Gonzales completed spreading dirt.**

12. Cement Cap

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

13. Bulkhead

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

14. CLEAN UP

Condition: Satisfactory Unsatisfactory Not Applicable
Comments:

Harbor Master: _____

Port Lavaca Port Commission Monthly Inspection

Month: **DECEMBER 2024** Location: **NLM / Smith Harbor**
21 JANUARY 2025

1. Boats

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

2. Decking

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

3. Main Frame & Floats

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

4. Dock Boxes

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

5. Water Lines, Valves, Etc.

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

6. Electrical & Lights

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

7. Pilings, Guides & Rollers

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

8. Rub Rails & Fenders

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

9. Cleats & Keels

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

10. Gates & Locks

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

11. Dredging

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

12. Cement

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

13. Bulkhead

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

Harbor Master: _____

Port Lavaca Port Commission Monthly Building Inspection

Month: **DECEMBER 2024** Location: **NLB**
21 JANUARY 2025

1. Building Maintenance:

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

2. Decking:

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

3. Flooring:

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments:

4. Windows:

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments: **4 November 2024 Barefoot Construction started building new window covers out of the corrugated plastic.**

5. Water Lines, Valves, Etc.

Condition: **Satisfactory** Unsatisfactory Not Applicable
Comments: **23 Dec 2024 Port Lavaca Plumbing started repairing main drain line north end of building 27 Dec 2024 they completed. 8 Jan 2024 repaired leaking toilet suite 3 & 5.**

6. Electrical & Lights

Condition: **Satisfactory** Unsatisfactory Not Applicable

Comments: 15 November 2024 Jimmy Ramirez has 90% new lighting installed. 9 December 2024 completed bided project, but are adding couple more light fixtures to the building.

7. HVAC

Condition: **Satisfactory** Unsatisfactory Not Applicable

Comments:

8. Roof:

Condition: **Satisfactory** Unsatisfactory Not Applicable

Comments:

9. Parking:

Condition: **Satisfactory** Unsatisfactory Not Applicable

Comments:

10. Fire Extinguishers:

Condition: **Satisfactory** Unsatisfactory Not Applicable

Comments:

11. Hand Railing:

Condition: **Satisfactory** Unsatisfactory Not Applicable

Comments:

12. Stairs & Steps

Condition: **Satisfactory** Unsatisfactory Not Applicable

Comments:

Harbor Master: _____

COMMUNICATION

SUBJECT: RECEIVE FINANCIAL REPORTS OF PORT REVENUE FUND

INFORMATION:

- a) Tariff Report
- b) Account Aging Report
- c) Payment Report
- d) Revenue and Expenditure Report
- e) Balance Sheet / Property Tax Distribution
- f) Profit and Loss Cash Flow Report

Item #3	Received	Reference	Description	CRUDE OIL	REPORTING MONTH	BARRELS OF CRUDE OIL	TARIFF AMOUNT PAID @ \$0.125 PER BARREL	TOTAL TARIFF AMOUNT PAID PREV YEAR	% DIFF FROM PREV YEAR
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12/5/2024	1243738	EQUALIZER, INC.	OIL	/	10/2024	36,408.360	\$4,551.05	\$8,131.17	-44.03%
12/30/2024	1246490	EQUALIZER, INC.	OIL	/	11/2024	49,901.570	\$6,237.70	\$10,238.16	-39.07%
		EQUALIZER, INC.	OIL	/	12/2024	47,915.980	Pending PMT	\$10,054.49	#VALUE!
		EQUALIZER, INC.	OIL	/	01/2025			\$8,575.51	-100.00%
		EQUALIZER, INC.	OIL	/	02/2025			\$7,182.71	-100.00%
		EQUALIZER, INC.	OIL	/	03/2025			\$6,845.77	-100.00%
		EQUALIZER, INC.	OIL	/	04/2025			\$3,090.26	-100.00%
		EQUALIZER, INC.	OIL	/	05/2025			\$6,092.40	-100.00%
		EQUALIZER, INC.	OIL	/	06/2025			\$5,254.16	-100.00%
		EQUALIZER, INC.	OIL	/	07/2025			\$6,224.27	-100.00%
		EQUALIZER, INC.	OIL	/	08/2025			\$5,792.09	-100.00%
		EQUALIZER, INC.	OIL	/	09/2025				#DIV/0!
FY 2024-2025 - TOTAL							\$410,788.75	\$777,480.99	-86.08%

DAILY DOCK RENTAL

Date Received	REPORTING MONTH	Reference	Description	Public Dock	REPORTING MONTH	PAID
12/5/2024	OCTOBER	1243740	MONTHLY DOCK FEE	\$500.00	10/2024	paid
12/20/2024	NOVEMBER	1245947	MONTHLY DOCK FEE	\$500.00	11/2024	paid
	DECEMBER		MONTHLY DOCK FEE		12/2024	
	JANUARY		MONTHLY DOCK FEE		01/2025	
	FEBRUARY		MONTHLY DOCK FEE		02/2025	
	MARCH		MONTHLY DOCK FEE		03/2025	
	APRIL		MONTHLY DOCK FEE		04/2025	
	MAY		MONTHLY DOCK FEE		05/2025	
	JUNE		MONTHLY DOCK FEE		06/2025	
	JULY		MONTHLY DOCK FEE		07/2025	
	AUGUST		MONTHLY DOCK FEE		08/2025	
	SEPTEMBER		MONTHLY DOCK FEE		09/2025	



MONTHLY TARIFF REPORT

DATE: 12/30/2024

REPORTING PERIOD: DECEMBER 2024
(MONTH) (YEAR)

COMPANY NAME: EQUALIZER INC

MAILING ADDRESS: P.O. BOX 154579
(P. O. Box Number or Street)

WACO TX 76715-4579
(City) (State) (Zip Code)

Table with 4 columns: Quantity/Unit, Product Name, Product Name (in parentheses), and Rate. Row 1: Tons, Tons of Fertilizer BARGE / RAIL, DRY OR LIQUID, @ 0.79¢ per ton. Row 2: 47,915.98 Tons, Barrels of Crude Oil, CRUDE CONDSENSATE, @ 0.125¢ per barrel.

Subject to the tariff adopted by the City of Port Lavaca Port Commission are hereby reported by the above-named company during the period covered hereby and payment in the amount of \$ 5,989.50 is attached hereto representing tariff due in accordance with the above rate.

I hereby certify that this report is submitted in compliance with the requirements of the tariff adopted by the City of Port Lavaca Port Commission and the information reported hereby is true, correct and complete.

WITNESS MY HAND this 31 day of DECEMBER, 2024

COMPTRROLLER (Title)

MARY MILLER (Printed Name)

Mary Miller (Duly Authorized Signature)

Port Commission's Main Office Phone Number: (361) 552-9793 Ext. 221 City of Port Lavaca Port Commission 202 N. Virginia St Port Lavaca, TX 77979
Port Commission's Main Mailing Address: rgurza@portlavaca.org Fax No.: (361) 552-6062

From : Camin Cargo Control
To : GulfMark Energy Inc.

Item #3.

Attn : Paul Migala / GulfMark Energy Inc. paulm@gulfmarkenergy.com
Shelly Smith / GulfMark Energy Inc. shellys@gulfmarkenergy.com

Load RECAP - Original

Product : CRUDE OIL
Vessel : MM - 114 & 117
Location : Gulfmark -Port Lavaca, TX
Tank(s) - 2 | 1
Date : 01-JAN-2025
File NA° : PVI-13428
Ref: NA° ER241201

QUANTITIES - CRUDE OIL

Total Load Quantities - Based on Shore Figures

TCV, Barrels @ 60 °F 41,670.66
Free Water 0.00
GSV

Barrels @ 60 °F 41,670.66
Gallons @ 60 °F 1,750,167.72

Long Tons - Air 5,939.774
Metric Tons - Air 6,035.089
Short Tons - Air 6,652.546
Kilograms - Air 6,035,089.0
Pounds - Air 13,305,093.0

API Gravity @ 60 °F (C) 23.5

NSV

~~Barrels @ 60 °F 41,592.49~~
Gallons @ 60 °F 1,746,884.58

Long Tons - Air 5,928.631
Metric Tons - Air 6,023.767
Short Tons - Air 6,640.067
Kilograms - Air 6,023,767.0
Pounds - Air 13,280,134.0

S&W % 0.188**
S&W Vol. 78.17
S&W Source Shore Tanks Before Load
** Quality based on individual open and close of shore tank.

Total Vessel Quantities

Vessel : MM - 114 | MM - 117
TCV, Bbls @ 60 °F 41,854.43
Free Water 0.00
GSV

From : Camin Cargo Control
To : GulfMark Energy Inc.

Item #3.

Attn : Paul Migala / GulfMark Energy Inc. paulm@gulfmarkenergy.com
Shelly Smith / GulfMark Energy Inc. shellys@gulfmarkenergy.com

Load RECAP - Original

Product : CRUDE OIL
Vessel : FMT - 3060
Location : Gulfmark -Port Lavaca, TX
Tank(s) - 2 | 1
Date : 08-DEC-2024
File NA° : PVT-13408
Ref/NA° : VG241201-B

QUANTITIES - CRUDE OIL

Total Load Quantities - Based on Shore Figures

TCV, Barrels @ 60 °F 6,333.50
Free Water 0.00
GSV

Barrels @ 60 °F 6,333.50
Gallons @ 60 °F 266,007.00

Long Tons - Air 901.037
Metric Tons - Air 915.495
Short Tons - Air 1,009.161
Kilograms - Air 915,495.0
Pounds - Air 2,018,322.0

API Gravity @ 60 °F (T) 23.8

NSV

Barrels @ 60 °F 6,325.49
Gallons @ 60 °F 265,586.58

Long Tons - Air 899.612
Metric Tons - Air 914.048
Short Tons - Air 1,007.566
Kilograms - Air 914,048.0
Pounds - Air 2,015,132.0

S&W % 0.158**
S&W Vol. 10.01
S&W Source Shore Tanks Before Load
** Quality based on individual open and close of shore tank.

Total Vessel Quantities

Vessel : FMT - 3060

	VEF of 1.0040 Applied	No VEF Applied
TCV, Bbls @ 60 °F	6,293.04	6,318.21
Free Water	0.00	0.00

HE
Item #3.

CHEMICAL

TARIFF REPORT FY 2024-2025

0.79

Page 27

Date Received	Reference	Description	BARGE SHORT TONS	RAIL SHORT TONS	REPORTING MONTH	TOTAL FERTILIZER BULK TONS	BARGE ONLY	RAIL ONLY	TOTAL TARIFF AMOUNT PAID @ \$0.79 PER TON	TOTAL TARIFF AMOUNT PAID PREV YEAR	% DIFF FROM PREV YEAR
10/24/2024	ACH PMT	HELENA CHEMICAL	9444.178	0	10/2024	9,444.178	\$7,460.90	\$0.00	\$7,460.90	\$3,317.93	124.87%
11/29/2024	ACH PMT	HELENA CHEMICAL	4518.05	0	11/2024	4,518.050	\$3,569.26	\$0.00	\$3,569.26	\$9,399.17	-62.03%
	ACH PMT	HELENA CHEMICAL	14037.423	0	12/2024	14037.423	Pending PMT	\$0.00		\$7,691.95	-100.00%
	ACH PMT	HELENA CHEMICAL		0	01/2025			\$0.00		\$2,668.29	-100.00%
	ACH PMT	HELENA CHEMICAL		0	02/2025			\$0.00		\$5,043.55	-100.00%
	ACH PMT	HELENA CHEMICAL		0	03/2025			\$0.00		\$5,728.32	-100.00%
	ACH PMT	HELENA CHEMICAL		0	04/2025			\$0.00		\$13,167.05	-100.00%
	ACH PMT	HELENA CHEMICAL		0	05/2025			\$0.00		\$4,782.94	-100.00%
	ACH PMT	HELENA CHEMICAL		0	06/2025			\$0.00		\$9,738.06	-100.00%
	ACH PMT	HELENA CHEMICAL		0	07/2025			\$0.00		\$2,391.85	-100.00%
	ACH PMT	HELENA CHEMICAL		0	08/2025			\$0.00		\$9,589.51	-100.00%
	ACH PMT	HELENA CHEMICAL		0	09/2025						#DIV/0!
	TOTAL		27999.651	0			\$11,030.16	\$0.00	\$11,030.16	\$73,518.62	-85.00%

**1/16/25 - PMT Pending due to waiting on approval.

Receivables - 5008

MONTHLY RAIL FEE

REPORTING

Date Received	MONTH	Reference	Description	RAIL	REPORTING MONTH	PAID
10/28/20024	OCT	ACH	MONTHLY RAIL FEE	\$1,000.00	10/2024	PAID
11/26/2024	NOV	ACH	MONTHLY RAIL FEE	\$1,000.00	11/2024	PAID
11/26/2024	DEC	ACH	MONTHLY RAIL FEE	\$1,000.00	12/2024	PAID
1/6/2025	JAN	ACH	MONTHLY RAIL FEE	\$1,000.00	01/2025	PAID
	FEB	ACH	MONTHLY RAIL FEE		02/2025	
	MAR	ACH	MONTHLY RAIL FEE		03/2025	
	APR	ACH	MONTHLY RAIL FEE		04/2025	
	MAY	ACH	MONTHLY RAIL FEE		05/2025	
	JUNE	ACH	MONTHLY RAIL FEE		06/2025	
	JULY	ACH	MONTHLY RAIL FEE		07/2025	
	AUG	ACH	MONTHLY RAIL FEE		08/2025	
	SEPT	ACH	MONTHLY RAIL FEE		09/2025	

\$4,000.00



MONTHLY TARIFF REPORT

DATE: January 15, 2024

REPORTING PERIOD: December 2024
(MONTH) (YEAR)

COMPANY NAME: Helena Agri-Enterprises, LLC

MAILING ADDRESS: 225 Schilling Blvd., Suite 300
(P. O. Box Number or Street)

Collierville TN 38017
(City) (State) (Zip Code)

<u>14,037.423</u> Tons	Tons of Fertilizer BARGE / RAIL	<u>DRY OR LIQUID</u> (Name of Product)	@ 0.79¢ per ton
<u>0</u> Tons	Barrels of Crude Oil	<u>CRUDE CONDSENSATE</u> (Name of Product)	@ 0.125¢ per barrel

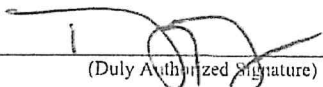
Subject to the tariff adopted by the City of Port Lavaca Port Commission are hereby reported by the above-named company during the period covered hereby and payment in the amount of \$ 11,089.56 is attached hereto representing tariff due in accordance with the above rate.

I hereby certify that this report is submitted in compliance with the requirements of the tariff adopted by the City of Port Lavaca Port Commission and the information reported hereby is true, correct and complete.

WITNESS MY HAND this 15 day of January, 2025.

Terminal Manager
(Title)

Trey Franz
(Printed Name)


(Duly Authorized Signature)

Port Commission's Main Office Phone Number: (361) 552-9793 Ext. 221 rgarza@portlavaca.org Fax No.: (361) 552-6062
Port Commission's Main Mailing Address: City of Port Lavaca Port Commission 202 N. Virginia St Port Lavaca, TX 77979

DRAFT SURVEY BY DISPLACEMENT

MTC 443 B ✓

Barge Type : **BOX**

Depth =	13.000 ft	Length of Box =	200.000 ft
Beam =	35.000 ft	Bilge Radius =	0.500 ft
Spec Grv =	0.9970 (LIGHT Condition)		
Spec Grv =	0.9980 (LOADED Condition)		

LIGHT FREEBOARDS

LOADED FREEBOARDS

Fwd Port =	11 ft	7.000 in	Fwd Port =	4 ft	1.500 in
Fwd Stbd =	11 ft	6.750 in	Fwd Stbd =	4 ft	3.000 in
Mid Port =	11 ft	7.000 in	Mid Port =	4 ft	1.000 in
Mid Stbd =	11 ft	6.500 in	Mid Stbd =	4 ft	2.250 in
Aft Port =	11 ft	8.000 in	Aft Port =	4 ft	1.000 in
Aft Stbd =	11 ft	6.000 in	Aft Stbd =	4 ft	2.000 in

Full Load:

Mean Draft = 8 ft 10.208 in
 Volume (Cu. Ft.) = 61,931.523

Light Barge:

Mean Draft = 1 ft 5.125 in
 Volume (Cu. Ft.) = 9,966.245

Cargo Deadweight:

Pounds = 3,238,326
Short Tons = 1,619.163 ✓
 Metric Tons = 1,468.882
 Long Tons = 1,445.681

AmSpec MTS Inc.



Larry C. Zeringue

Larry C. Zeringue, Operations

11/1/2024
 Page 1

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KIRBY 24704, KIRBY 28306 ✓

RECAPITULATION

CERTIFICATE OF OFFICIAL QUANTITY BASED ON SHORE TANK FIGURES

<u>QUANTITY</u>	<u>SHORE FIGURES</u>	<u>BARGE FIGURES</u>	<u>SHORT TONS</u>
Pounds	12,898,956.00	Before	6,653.296
Long Tons	5,758.46	After	0.000
Metric Tons	5,850.875	Difference	6,653.296
Short Tons	6,449.478 ✓		

Details of shore figures and barge measurements are attached.

AmSpec MTS Inc.



Larry C. Zeringue

Larry C. Zeringue, Operations

12/3/2024
Page 1

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AO 315, VPF 300, VPF 302 ✓

RECAPITULATION

CERTIFICATE OF OFFICIAL QUANTITY BASED ON SHORE TANK FIGURES

<u>QUANTITY</u>	<u>SHORE FIGURES</u>	<u>BARGE FIGURES</u>	<u>SHORT TONS</u>
Pounds	11,937,564.00	Before	6,009.239
Long Tons	5,329.27	After	0.000
Metric Tons	5,414.794	Difference	6,009.239
Short Tons	5,968.782 ✓		

Details of shore figures and barge measurements are attached.

AmSpec MTS Inc.



Larry C. Zeringue

Larry C. Zeringue, Operations

12/18/2024

Page 1

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ACCOUNT AGING REPORT

Jan-25

Item #3.

ACCOUNT NO#	----- NAME -----	LAST PAY	LAST TRANS AMT	T --CURRENT--	+1 MONTHS	+2 MONTHS	+3 MONTHS	+4 MONTHS	--BALANCE--
5000		12/24/2024	\$ 505.32						0
5001		1/2/2025	\$ 1,484.86						0
5002		11/22/2024	\$ 7,400.00						0
5003		1/3/2025	\$ 409.56						0
5004		1/3/2025	\$ 2,500.39						0
5005		1/6/2025	\$ 2,563.90						0
5005		1/6/2025	\$ 3,500.00						0
5006		1/6/2025	\$ 2,819.39						0
5007		1/2/2025	\$ 2,900.00						0
5007		1/2/2025	\$ 1,712.65						0
5007		1/2/2025	\$ 2,995.46						0
5008		1/6/2025	\$ 10,426.89						0
5009		12/30/2024	\$ 797.48						0
5010		1/6/2025	\$ 1,398.46						0
5011		1/10/2025	\$ 809.50						0
5012		1/17/2025	\$ 1,910.60						0
5013		1/15/2025	\$ 747.49						0
5014		12/26/2024	\$ 2,267.19						0
<hr/>									
99-1973-06		12/30/2024	\$ 317.10						0
99-1983-09		1/3/2025	\$ 266.70						0
99-1993-04		1/3/2025	\$ 317.10						0
99-2003-04		1/8/2025	\$ 342.30						0
99-2015-16		1/3/2025	\$ 342.30						0
99-2043-07		1/2/2025	\$ 342.30						0
99-2063-11		1/6/2025	\$ 397.50						0
99-2073-09		1/2/2025	\$ 291.90						0
99-2133-06		1/2/2025	\$ 291.80						0
99-2163-03		1/2/2025	\$ 630.00						0
99-2173-08		1/3/2025	\$ 279.30						0
99-2193-07		12/31/2024	\$ 176.40						0
99-2213-04		1/2/2025	\$ 176.40						0
99-2223-12		1/2/2025	\$ 266.70						0
99-2243-12		12/11/2024	\$ 724.50					251.50CR	0
99-2253-07		1/17/2025	\$ 686.70						0
99-2273-08		1/2/2025	\$ 176.40						0
99-2313-15		12/13/2024	\$ 352.80						0
99-2421-07		1/2/2025	\$ 239.40						0
99-2443-05		1/2/2025	\$ 279.30						0
99-2481-05		1/2/2025	\$ 291.90						0
99-2543-09		1/2/2025	\$ 319.20						0
<hr/>									
=====	=====	=====	=====	=====	=====	=====	=====	=====	=====
**** BOOK # :00 99	TOTAL ACCOUNTS:	26		0	0	0	0	0	251.50CR

VENDOR NAME	ITEM #	G/L ACCOUNT	NAME	DESCRIPTION	CHECK #	AMOUNT
01-104500 AMAZON CAPITAL SERVICE	I-1NVP-9HX7-HF3W	504 50070526.1000	EQUIPMENT : MONITORS - O. MUNOZ		67350 \$	415.40
01-104500 AMAZON CAPITAL SERVICE	I-1PVW-G7HM-HXR6	504 51000521.01	OFFICE : STAND & KEYBOARD		67350 \$	68.39
			VENDOR TOTALS			\$483.79
01-100040 ANNOUNCEMENTS PLUS TOO	I-6395	504 51000521.01	OFFICE : STAMPS		67353 \$	110.00
			VENDOR TOTALS			\$110.00
01-102565 CARD SERVICE CENTER	I-0305/112024	504 51000531.04	DUES, SUBSC. & PUBLICATIONS : US DRUG TEST - ANNUAL FEE		847 \$	199.95
			VENDOR TOTALS			\$199.95
01-100628 MARY LOU WARD	I-17097	504 51000544.55	R & M- VEHICLE : INSPECTION TO CODE ENFORCEMENT		67367 \$	7.00
			VENDOR TOTALS			\$7.00
01-104071 ENTERPRISE FLEET MANAG	I-FBN5189451	504 51000544.55	R & M - VEHICLE : MAINTENANCE MANAGEMENT		67515 \$	14.02
01-104071 ENTERPRISE FLEET MANAG	I-FBN5189451	504 51000551.11	VEHICLE LEASE : MAINTENANCE MANAGEMENT		67515 \$	934.72
			VENDOR TOTALS			\$948.74
01-102882 FRONTIER SOUTHWEST INC.	I-18830907065/122024	504 51000536.02	TELEPHONE : PHONE CHARGES DECEMBER 2024		67521 \$	181.06
			VENDOR TOTALS			\$181.06
01-102490 U.S. BANK NATIONAL ASSOC.	I-11/2024	504 51000525.01	FUEL : FUEL NOVEMBER 2024		67375 \$	34.09
			VENDOR TOTALS			\$34.09

VENDOR NAME	ITEM #	G/L ACCOUNT	NAME	DESCRIPTION	CHECK #	AMOUNT
01-102645 GEXA ENERGY, LP.	I-34249918-4	504 51000536.01		ELECTRICITY : ELECTRICITY SVCS NOVEMBER 2024	67522	\$ 1,953.49
				NAUTICAL LANDING FLOOD LIGHT		\$ 26.96
				NL BOAT SLIPS		\$488.00
				HARBOR OF REFUGE		\$0.00
				HARBOR OF REFUGE FLOOD LIGHT		\$418.97
				CITY HARBOR		\$0.00
				106 S COMMERCE ST UNIT MAIN		\$1,019.56
				VENDOR TOTALS		
01-100700 MCGREW, TERRI	I-412781	504 51000523.03		CLEANING & JANITORIAL : CLEANING SERVICES	67398	\$ 620.00
				VENDOR TOTALS		\$620.00
01-104355 PORT LAVACA PLUMBING	I-1257	504 50860542.21		R & M- INFRASTRUCTURE : REPAIR WATER LINE	67416	\$ 659.87
01-104355 PORT LAVACA PLUMBING	I-1265	504 51000542.25		R & M- BUILDING : REPAIR TO TOILET - NL	67416	\$ 160.00
				VENDOR TOTALS		\$819.87
01-100335 PORT LAVACA, CITY OF	I-11/2024	504 51000536.03		WATER : WATER / SEWER NOVEMBER 2024	67421	\$ 399.82
				VENDOR TOTALS		\$399.82
01-100373 QUILL CORPORATION	I-41688109	504 51000521.01		OFFICE : CALCULATOR	67424	\$ 81.98
01-100373 QUILL CORPORATION	I-41688585	504 51000521.01		OFFICE : SUPPLIES	67424	\$ 66.53
				VENDOR TOTALS		\$148.51
01-102193 RAMIREZ, JIMMY	I-202412180905	504 51000542.25		R & M- BUILDING : LIGHTING IMPROVEMENT	67549	\$ 6,100.00
				VENDOR TOTALS		\$6,100.00
01-102309 REPUBLIC SERVICES #847	I-0847-001365320	504 51000533.14		CONTRACTED SERVICES : CONTAINER - PORT COMMISION	67550	\$ 282.63
				VENDOR TOTALS		

VENDOR NAME	ITEM #	G/L ACCOUNT	NAME	DESCRIPTION	CHECK #	AMOUNT
01-100840 ROBERTS, ODEFEY, WITTE	I-1608-004M/2090	504 51000532.07		LEGAL- REGULAR : PORT COMMISSION APRIL 2024	67485 \$	1,945.85
01-100840 ROBERTS, ODEFEY, WITTE	I-1608-004M/2090-1	504 51000532.07		LEGAL- REGULAR : PORT COMMISSION OCTOBER 2024	67553 \$	343.00
VENDOR TOTALS						\$2,288.85
01-100093 SPARKLIGHT	I-101006773/1124	504 50070536.504		CABLE & INTERNET : INTERNET SERVICES	67431 \$	123.44
VENDOR TOTALS						\$123.44
01-102621 UNIFIRST CORPORATION	I-2680080069	504 51000523.03		CLEANING & JANITORIAL : CLEANING SUPPLIES	67442 \$	74.04
VENDOR TOTALS						\$74.04
01-102014 VERIZON WIRELESS	I-9978892798	504 51000536.02		TELEPHONE : CELL PHONE CHARGES	67444 \$	40.23
VENDOR TOTALS						\$40.23
REPORT GRAND TOTAL:						\$14,815.51

CITY OF FORT LAVACA
REVENUE AND EXPENDITURES REPORT (UNAUDITED)
AS OF: DECEMBER 31ST, 2024

504-FORT & HARBORS FUND
FINANCIAL SUMMARY

	ORIGINAL BUDGET	AMENDED BUDGET	BUDGET ADJUSTMENT	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>REVENUE SUMMARY</u>								
USER & SERVICE CHARGES	818,955	818,955	0	69,935.71	204,978.24	0.00	613,976.76	25.03
FINES & FORFEITURES	500	500	0	0.00	0.00	0.00	500.00	0.00
OTHER REVENUE	35,600	35,600	0	3,376.04	8,084.36	0.00	27,515.64	22.71
GRANT AND CONTRIBUTION R	550,000	550,000	0	0.00	25,200.00	0.00	524,800.00	4.58
INTERGOVERNMENTAL REVENUE	116,184	116,184	0	0.00	116,184.00	0.00	0.00	100.00
TOTAL REVENUES	1,521,239	1,521,239	0	73,311.75	354,446.60	0.00	1,166,792.40	23.30
<u>EXPENDITURE SUMMARY</u>								
TECHNOLOGY SERVICES	1,422	1,422	0	538.84	674.28	0.00	747.72	47.42
CITY HARBOR	7,000	7,000	0	0.00	0.00	0.00	7,000.00	0.00
HARBOR OF REFUGE	200,000	200,000	0	0.00	0.00	0.00	200,000.00	0.00
SMITH HARBOR	11,000	11,000	0	0.00	0.00	0.00	11,000.00	0.00
NAUTICAL LANDINGS MARINA OPERATIONS	35,000	35,000	0	659.87	5,039.87	0.00	29,960.13	14.40
	1,390,148	1,390,148	0	23,202.27	79,935.46	59,550.00	1,250,662.54	10.03
TOTAL EXPENDITURES	1,644,570	1,644,570	0	24,400.98	85,649.61	59,550.00	1,499,370.39	8.83
REVENUES OVER/(UNDER) EXPENDITURES	(123,331)	(123,331)	0	48,910.77	268,796.99	(59,550.00)	(332,577.99)	169.66-

CITY OF PORT LAVACA
REVENUE AND EXPENDITURES REPORT (UNAUDITED)
AS OF: DECEMBER 31ST, 2024

504-PORT & HARBORS FUND
REVENUES

	ORIGINAL BUDGET	AMENDED BUDGET	BUDGET ADJUSTMENT	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
USER & SERVICE CHARGES								
436.01 CITY HARBOR-DOCK LEASE	115,000	115,000	0	11,222.60	37,000.43	0.00	77,999.57	32.17
436.09 HOR - DAILY DOCK RENT	100,000	100,000	0	9,700.00	25,675.00	0.00	74,325.00	25.68
436.10 HOR - RENTAL	4,000	4,000	0	0.00	0.00	0.00	4,000.00	0.00
436.11 HOR - DOCK LEASES	268,497	268,497	0	23,121.35	66,740.69	0.00	201,756.31	24.86
436.12 TARIFFS	130,000	130,000	0	10,788.75	29,252.71	0.00	100,747.29	22.50
436.20 N L DOCK RENT- TRANSIE	500	500	0	0.00	0.00	0.00	500.00	0.00
436.21 N L-DOCK LEASE	90,950	90,950	0	6,470.00	19,355.58	0.00	71,594.42	21.28
436.22 N L - BLDG LEASE	90,028	90,028	0	7,148.15	22,499.25	0.00	67,528.75	24.99
436.23 N L - BLDG RENTAL	0	0	0	0.00	0.00	0.00	0.00	0.00
436.24 SMITH HARBOR RENT	19,980	19,980	0	1,484.86	4,454.58	0.00	15,525.42	22.30
TOTAL USER & SERVICE CHARGES	818,955	818,955	0	69,935.71	204,978.24	0.00	613,976.76	25.03
FINES & FORFEITURES								
442.01 LATE PAYMENT PENALTIES	500	500	0	0.00	0.00	0.00	500.00	0.00
TOTAL FINES & FORFEITURES	500	500	0	0.00	0.00	0.00	500.00	0.00
OTHER REVENUE								
451.01 INTEREST INCOME	35,000	35,000	0	3,376.04	8,001.86	0.00	26,998.14	22.86
455.01 OTHER FINANCING SOURCE	0	0	0	0.00	0.00	0.00	0.00	0.00
459.10 2018 C. O. PROCEEDS	0	0	0	0.00	0.00	0.00	0.00	0.00
459.11 AUCTION/SALE PROCEEDS	0	0	0	0.00	0.00	0.00	0.00	0.00
459.12 TML REIMBURSEMENTS	0	0	0	0.00	0.00	0.00	0.00	0.00
459.71 WASHER-DRYER INCOME	600	600	0	0.00	82.50	0.00	517.50	13.75
459.90 MISCELLANEOUS	0	0	0	0.00	0.00	0.00	0.00	0.00
459.92 EQUITY BALANCE FORWARD	0	0	0	0.00	0.00	0.00	0.00	0.00
TOTAL OTHER REVENUE	35,600	35,600	0	3,376.04	8,084.36	0.00	27,515.64	22.71
GRANT AND CONTRIBUTION R								
481.00 CAPITAL CONTRIBUTIONS	0	0	0	0.00	0.00	0.00	0.00	0.00
481.01 GENERAL LAND OFFICE RE	0	0	0	0.00	0.00	0.00	0.00	0.00
482.01 CAPITAL CONTRIBUTIONS	0	0	0	0.00	0.00	0.00	0.00	0.00
482.02 GRANT REVENUE	550,000	550,000	0	0.00	25,200.00	0.00	524,800.00	4.58
TOTAL GRANT AND CONTRIBUTION R	550,000	550,000	0	0.00	25,200.00	0.00	524,800.00	4.58
INTERGOVERNMENTAL REVENUE								
493.00.1 XFER IN- FUND 001	116,184	116,184	0	0.00	116,184.00	0.00	0.00	100.00
493.88 XFER IN- 206 FARM FUND	0	0	0	0.00	0.00	0.00	0.00	0.00
TOTAL INTERGOVERNMENTAL REVENUE	116,184	116,184	0	0.00	116,184.00	0.00	0.00	100.00
TOTAL REVENUES	1,521,239	1,521,239	0	73,311.75	354,446.60	0.00	1,166,792.40	23.30

CITY OF PORT LAVACA
 REVENUE AND EXPENDITURES REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2024

504-PORT & HARBORS FUND
 TECHNOLOGY SERVICES
 DEPARTMENTAL EXPENDITURES

	ORIGINAL BUDGET	AMENDED BUDGET	BUDGET ADJUSTMENT	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBRANCE	BUDEGT BALANCE	% OF BUDGET
MATERIALS & SUPPLIES								
50070526.1000 EQUIPMENT - OPERATIONS	0	0	0	415.40	415.40	0.00	(415.40)	0.00
TOTAL MATERIALS & SUPPLIES	0	0	0	415.40	415.40	0.00	(415.40)	0.00
SERVICES								
50070536.504 CABLE & INTERNET- PORT	1,422	1,422	0	123.44	258.88	0.00	1,163.12	18.21
TOTAL SERVICES	1,422	1,422	0	123.44	258.88	0.00	1,163.12	18.21
TOTAL TECHNOLOGY SERVICES	1,422	1,422	0	538.84	674.28	0.00	747.72	47.42

CITY OF PORT LAVACA
 REVENUE AND EXPENDITURES REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2024

504-PORT & HARBORS FUND
 CITY HARBOR
 DEPARTMENTAL EXPENDITURES

	ORIGINAL BUDGET	AMENDED BUDGET	BUDGET ADJUSTMENT	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
SERVICES								
50800533.20 CONTRACTED SERV-CITY H	5,000	5,000	0	0.00	0.00	0.00	5,000.00	0.00
TOTAL SERVICES	5,000	5,000	0	0.00	0.00	0.00	5,000.00	0.00
MAINTENANCE								
50800542.21 R & M- INFRAS- CITY HA	1,000	1,000	0	0.00	0.00	0.00	1,000.00	0.00
50800543.22 R & M- BLDG.- CITY HAR	1,000	1,000	0	0.00	0.00	0.00	1,000.00	0.00
50800543.24 R & M- IMPROV OTB- CIT	0	0	0	0.00	0.00	0.00	0.00	0.00
TOTAL MAINTENANCE	2,000	2,000	0	0.00	0.00	0.00	2,000.00	0.00
TOTAL CITY HARBOR	7,000	7,000	0	0.00	0.00	0.00	7,000.00	0.00

CITY OF PORT LAVACA
 REVENUE AND EXPENDITURES REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2024

504-PORT & HARBORS FUND
 HARBOR OF REFUGE
 DEPARTMENTAL EXPENDITURES

	ORIGINAL BUDGET	AMENDED BUDGET	BUDGET ADJUSTMENT	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBRANCE	BUDEGT BALANCE	% OF BUDGET
<u>SERVICES</u>								
50820533.20 CONTRACTED SERV- HOR	150,000	150,000	0	0.00	0.00	0.00	150,000.00	0.00
TOTAL SERVICES	150,000	150,000	0	0.00	0.00	0.00	150,000.00	0.00
<u>MAINTENANCE</u>								
50820542.21 R & M- INFRASTRUCTURE	50,000	50,000	0	0.00	0.00	0.00	50,000.00	0.00
TOTAL MAINTENANCE	50,000	50,000	0	0.00	0.00	0.00	50,000.00	0.00
<u>TOTAL HARBOR OF REFUGE</u>	<u>200,000</u>	<u>200,000</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>200,000.00</u>	<u>0.00</u>

CITY OF PORT LAVACA
 REVENUE AND EXPENDITURES REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2024

504-PORT & HARBORS FUND
 SMITH HARBOR
 DEPARTMENTAL EXPENDITURES

	ORIGINAL BUDGET	AMENDED BUDGET	BUDGET ADJUSTMENT	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBRANCE	BUDEGT BALANCE	% OF BUDGET
SERVICES								
50840533.20 CONTRACTED SERV- SMITH	10,000	10,000	0	0.00	0.00	0.00	10,000.00	0.00
TOTAL SERVICES	10,000	10,000	0	0.00	0.00	0.00	10,000.00	0.00
MAINTENANCE								
50840542.21 R & M- INFRAS- SMITH H	1,000	1,000	0	0.00	0.00	0.00	1,000.00	0.00
TOTAL MAINTENANCE	1,000	1,000	0	0.00	0.00	0.00	1,000.00	0.00
TOTAL SMITH HARBOR	11,000	11,000	0	0.00	0.00	0.00	11,000.00	0.00

CITY OF FORT LAVACA
 REVENUE AND EXPENDITURES REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2024

504-PORT & HARBORS FUND
 NAUTICAL LANDINGS MARINA
 DEPARTMENTAL EXPENDITURES

	ORIGINAL BUDGET	AMENDED BUDGET	BUDGET ADJUSTMENT	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>SERVICES</u>								
50860533.20 CONTRACTED SERV- NL MA	30,000	30,000	0	0.00	4,380.00	0.00	25,620.00	14.60
TOTAL SERVICES	30,000	30,000	0	0.00	4,380.00	0.00	25,620.00	14.60
<u>MAINTENANCE</u>								
50860542.03 R & M- BUILDING- NL MA	2,000	2,000	0	0.00	0.00	0.00	2,000.00	0.00
50860542.21 R & M- INFRAS- NL MAR	3,000	3,000	0	659.87	659.87	0.00	2,340.13	22.00
50860542.25 R & M- BUILD (NAUTICAL)	0	0	0	0.00	0.00	0.00	0.00	0.00
50860543.26 R & M- INFRAS- NL MARI	0	0	0	0.00	0.00	0.00	0.00	0.00
50860543.27 R & M- IMPROV OTB- NL	0	0	0	0.00	0.00	0.00	0.00	0.00
TOTAL MAINTENANCE	5,000	5,000	0	659.87	659.87	0.00	4,340.13	13.20
<u>TOTAL NAUTICAL LANDINGS MARINA</u>	<u>35,000</u>	<u>35,000</u>	<u>0</u>	<u>659.87</u>	<u>5,039.87</u>	<u>0.00</u>	<u>29,960.13</u>	<u>14.40</u>

CITY OF FORT LAVACA
REVENUE AND EXPENDITURES REPORT (UNAUDITED)
AS OF: DECEMBER 31ST, 2024

504-FORT & HARBORS FUND
OPERATIONS
DEPARTMENTAL EXPENDITURES

	ORIGINAL BUDGET	AMENDED BUDGET	BUDGET ADJUSTMENT	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
PERSONNEL SERVICES								
51000511.01 SALARIES & WAGES	119,672	119,672	0	7,150.28	16,809.69	0.00	102,862.31	14.05
51000511.06 SALARIES & WAGES-TEMP	0	0	0	0.00	0.00	0.00	0.00	0.00
51000511.07 SALARIES & WAGES-OVERT	0	0	0	0.00	0.00	0.00	0.00	0.00
51000512.05 EMPLOYER-SOCIAL SECURI	9,155	9,155	0	900.39	1,790.13	0.00	7,364.87	19.55
51000512.10 EMPLOYER-T.M.R.S.	7,276	7,276	0	498.85	1,299.63	0.00	5,976.37	17.86
51000512.20 GROUP H/D INS PREMIUMS	20,797	20,797	0	1,091.02	3,273.07	0.00	17,523.93	15.74
51000512.30 WORKER'S COMPENSATION	255	255	0	0.00	1,470.95	0.00	1,215.95	576.84
51000512.31 UNEMPLOYMENT INSURANCE	0	0	0	0.00	0.00	0.00	0.00	0.00
51000512.40 SAFETY PAY	500	500	0	0.00	0.00	0.00	500.00	0.00
TOTAL PERSONNEL SERVICES	157,655	157,655	0	9,640.54	24,643.47	0.00	133,011.53	15.63
MATERIALS & SUPPLIES								
51000521.01 OFFICE	1,000	1,000	0	357.60	282.61	0.00	717.39	28.26
51000523.03 CLEANING & JANITORIAL	11,000	11,000	0	694.04	1,706.68	0.00	9,293.32	15.52
51000524.19 COVID-19 EXPENDITURES	0	0	0	0.00	0.00	0.00	0.00	0.00
51000525.01 FUEL	500	500	0	34.09	34.09	0.00	465.91	6.82
51000526.01 GENERAL SAFETY & TOOLS	150	150	0	0.00	0.00	0.00	150.00	0.00
51000528.03 NON-CAPITALIZED ASSETS	1,500	1,500	0	0.00	0.00	0.00	1,500.00	0.00
51000529.11 LIGHTING & DECORATION	2,000	2,000	0	0.00	0.00	0.00	2,000.00	0.00
TOTAL MATERIALS & SUPPLIES	16,150	16,150	0	1,085.73	2,023.38	0.00	14,126.62	12.53
SERVICES								
51000531.01 TRAVEL & TRAINING	500	500	0	0.00	0.00	0.00	500.00	0.00
51000531.04 DUES, SUBSCR., & PUBLI	5,500	5,500	0	199.95	199.95	0.00	5,300.05	3.64
51000531.05 ADVERTISING & LEGAL NO	0	0	0	0.00	0.00	0.00	0.00	0.00
51000532.01 AUDIT FEES	6,000	6,000	0	0.00	0.00	0.00	6,000.00	0.00
51000532.06 HEALTH & FITNESS	0	0	0	0.00	0.00	0.00	0.00	0.00
51000532.07 LEGAL- REGULAR	3,000	3,000	0	343.00	343.00	0.00	2,657.00	11.43
51000533.14 CONTRACTED SERVICES	31,960	31,960	0	282.63	5,847.89	0.00	26,112.11	18.30
51000535.01 GENERAL LIABILITY INSU	3,849	3,849	0	0.00	4,995.02	0.00	1,146.02	129.77
51000535.10 WINDSTORM INS	20,000	20,000	0	0.00	14,555.69	0.00	5,444.31	72.78
51000535.11 FLOOD INS	2,250	2,250	0	0.00	0.00	0.00	2,250.00	0.00
51000536.01 ELECTRICITY	31,627	31,627	0	1,953.49	4,211.40	0.00	27,415.60	13.32
51000536.02 TELEPHONE	2,100	2,100	0	221.29	621.01	0.00	1,478.99	29.57
51000536.03 WATER	6,200	6,200	0	399.82	847.23	0.00	5,352.77	13.67
51000536.07 CABLE & INTERNET	0	0	0	0.00	0.00	0.00	0.00	0.00
TOTAL SERVICES	112,986	112,986	0	3,400.18	31,621.19	0.00	81,364.81	27.99
MAINTENANCE								
51000541.02 LANDSCAPING	5,000	5,000	0	0.00	0.00	0.00	5,000.00	0.00
51000542.21 R & M- INFRAST. (HARBO	0	0	0	0.00	0.00	0.00	0.00	0.00
51000542.25 R & M- BUILD (NAUTICAL	80,000	80,000	0	6,260.00	13,242.00	9,750.00	57,008.00	28.74
51000543.04 R & M IMPROVEMENT OTB	2,500	2,500	0	0.00	0.00	0.00	2,500.00	0.00
51000543.06 R & M- IMPROVEMENTS (	0	0	0	0.00	0.00	0.00	0.00	0.00
51000544.50 R & M- FURNITURE & EQU	4,000	4,000	0	0.00	0.00	0.00	4,000.00	0.00
51000544.55 R & M- VEHICLES & TRAI	500	500	0	21.02	21.02	0.00	478.98	4.20
51000544.65 R & M- MACHINERY & EQU	200	200	0	0.00	0.00	0.00	200.00	0.00

CITY OF PORT LAVACA
REVENUE AND EXPENDITURES REPORT (UNAUDITED)
AS OF: DECEMBER 31ST, 2024

504-PORT & HARBORS FUND
OPERATIONS
DEPARTMENTAL EXPENDITURES

	ORIGINAL BUDGET	AMENDED BUDGET	BUDGET ADJUSTMENT	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
51000544.75 DREDDING	0	0	0	0.00	0.00	0.00	0.00	0.00
TOTAL MAINTENANCE	92,200	92,200	0	6,281.02	13,263.02	9,750.00	69,186.98	24.96
SUNDRY								
51000551.11 VEHICLE LEASES	11,500	11,500	0	934.72	2,804.16	0.00	8,695.84	24.38
51000552.02 PRI & INT EXPENSE	0	0	0	0.00	0.00	0.00	0.00	0.00
51000552.03 BOND ISSUANCE COST- AM	0	0	0	0.00	0.00	0.00	0.00	0.00
51000552.15 DEBT SERVICE- PRINCIP	0	0	0	0.00	0.00	0.00	0.00	0.00
51000552.25 DEBT SERVICE- INTEREST	0	0	0	0.00	0.00	0.00	0.00	0.00
51000553.01 XFER OUT- FD 001- ADMI	22,321	22,321	0	1,860.08	5,580.24	0.00	16,740.76	25.00
51000553.02 XFER OUT- FD 310- '08	126,560	126,560	0	0.00	0.00	0.00	126,560.00	0.00
51000553.05 XFER OUT- FD 322 - 201	133,776	133,776	0	0.00	0.00	0.00	133,776.00	0.00
51000553.60 XFER OUT- FD 165 HAZAR	0	0	0	0.00	0.00	0.00	0.00	0.00
51000553.65 XFER OUT- FD 210 EDA G	0	0	0	0.00	0.00	0.00	0.00	0.00
51000553.80 XFER OUT- FD 220	0	0	0	0.00	0.00	0.00	0.00	0.00
51000554.81 DEPRECIATION EXPENSE	0	0	0	0.00	0.00	0.00	0.00	0.00
51000554.84 BAD DEBT EXPENSE	0	0	0	0.00	0.00	0.00	0.00	0.00
TOTAL SUNDRY	294,157	294,157	0	2,794.80	8,384.40	0.00	285,772.60	2.85
CAPITAL EXPENDITURES								
51000561.02 CE- LAND & IMPROVEMENT	50,000	50,000	0	0.00	0.00	49,800.00	200.00	99.60
51000562.03 CE- BUILDING & IMPROV	0	0	0	0.00	0.00	0.00	0.00	0.00
51000563.05 CE- INFRASTRUCTURE	667,000	667,000	0	0.00	0.00	0.00	667,000.00	0.00
TOTAL CAPITAL EXPENDITURES	717,000	717,000	0	0.00	0.00	49,800.00	667,200.00	6.95
TOTAL OPERATIONS	1,390,148	1,390,148	0	23,202.27	79,935.46	59,550.00	1,250,662.54	10.03

TOTAL EXPENDITURES	1,644,570	1,644,570	0	24,400.98	85,649.61	59,550.00	1,499,370.39	0.00
REVENUES OVER/ (UNDER) EXPENDITURES	(123,331)	(123,331)	0	48,910.77	268,796.99	(59,550.00)	(332,577.99)	169.66-

*** END OF REPORT ***

504-PORT & HARBORS FUND

ACCOUNT# TITLE

ASSETS

111.21	CLAIM ON CONS CASH	298,362.69
112.11.6001	INVESTMENTS-LOGIC	597,065.84
113.22	ALLOWANCE FOR UNCOLLECT (	14,575.43)
113.24	UNAPPLIED CREDITS (	4,375.02)
113.27	PTC ACCTS RECEIVABLE (UB	71,816.79
113.27.1004	ACCTS REC-HARBOR OF REFU	1,087,224.00
113.29.1000	ACCOUNTS RECEIVABLE-MISC	442.58
116.01.0001	PREPAID INSURANCE	796.27
151.01.1000	LAND	1,919,338.57
152.01.1000	BUILDINGS	1,459,961.39
152.02.2000	ACCUM DEPRECIATION-BUIL(	888,052.27)
153.01.1000	IMPROVEMENTS OTHER THAN	2,050,980.24
153.02.2000	ACCUM DEPR-IMPR OTHER T(	1,752,670.70)
154.01.1000	MACHINERY & EQUIPMENT	43,140.00
154.02.2000	ACCUM DEPR-MACHINERY & (	31,423.84)
155.01.1000	CONSTRUCTION IN PROGRESS	75,751.67
156.01.1000	INFRASTRUCTURE	7,996,420.23
156.02.2000	ACCUM DEPREC.- INFRASTR(	3,000,495.80)

298,362.69
597,065.84
002
2,050,980.24

9,909,707.21

TOTAL ASSETS

9,909,707.21

LIABILITIES

207.21	CUSTOMER DEPOSIT (	50.00)
211.10	AP PENDING (DUE TO CONS	2,288.06
211.67	SOCIAL SECURITY-PAYABLE(	564.54)
211.99	YMCA (	4.35)
212.30	ACCRUED VACATION	5,382.72
213.01	BOND PREMIUM (SERIES '18	75,866.89
214.01.0701	DUE TO PAYROLL FUND (	3,648.84)
215.90.1004	DEFERRED REV-HARBOR OF R	1,087,224.00
216.20.3006	BONDS PAYABLE-CURRENT	190,000.00
217.11	NL MARINA DEPOSITS	2,091.50
221.20	BONDS PAYABLE NON-CURREN	1,555,000.00

2,913,585.44

TOTAL LIABILITIES

2,913,585.44

FUND EQUITY/BALANCE

BALANCE SHEET - UNAUDITED
AS OF: DECEMBER 31ST, 2024

504-PORT & HARBORS FUND

ACCOUNT#	TITLE		
320.07	ENCUMBRANCES	(254,600.30)	
320.08	RESERVE FOR ENCUMBRANCES	254,600.30	
320.09	PRIOR YEAR ENCUMBRANCE	188,424.23	
320.10	PRIOR YEAR RESERV/ENC	(188,424.23)	
320.60	FUND BALANCE COMMITTED	90,552.00	
320.65	NET INVEST. IN CAPITAL A	3,393,536.00	
320.98	FUND BALANCE UNRESV	3,243,236.78	
	TOTAL FUND EQUITY/BALANCE		<u>6,727,324.78</u>
	TOTAL REVENUES	354,446.60	
	TOTAL EXPENSES	85,649.61	
	EXCESS REVENUES OVER EXPENDITURES		<u>268,796.99</u>
	TOTAL LIABILITIES & FUND EQUITY/BALANCE		<u><u>9,909,707.21</u></u>

210-PORT COMMISSION PROJECTS

ACCOUNT# TITLE

ASSETS

111.21	CLAIM ON CONS CASH	(52,700.00)	
113.29.1000	ACCOUNTS RECEIVABLE- MIS	2,500.00	
155.01.1000	CONSTRUCTION IN PROGRESS	40,200.00	
			(10,000.00)
TOTAL ASSETS			(10,000.00)

LIABILITIES

			0.00
TOTAL LIABILITIES			0.00

FUND EQUITY/BALANCE

320.07	ENCUMBRANCES	(1,144,330.36)	
320.08	RESERVE FOR ENCUMBRANCES	1,144,330.36	
TOTAL FUND EQUITY/BALANCE			0.00
TOTAL REVENUES			0.00
TOTAL EXPENSES			10,000.00
EXCESS REVENUES OVER EXPENDITURES			(10,000.00)
TOTAL LIABILITIES & FUND EQUITY/BALANCE			(10,000.00)

310-08 PC DEBT SERVICE

ACCOUNT#	TITLE		
<u>ASSETS</u>			
111.21	CLAIM ON CONS CASH	90,718.85	
			90,718.85
	TOTAL ASSETS		<u>90,718.85</u>
<u>LIABILITIES</u>			
212.60	ACCRUED BOND INTEREST	3,824.00	
			3,824.00
	TOTAL LIABILITIES		<u>3,824.00</u>
<u>FUND EQUITY/BALANCE</u>			
320.01	FUND BAL-RSRV'D/DEBT SER	24,244.46	
320.10	PRIOR YEAR RESERV/ENC (	1,320.75)	
320.98	FUND BALANCE UNRESV	63,710.17	
	TOTAL FUND EQUITY/BALANCE		86,633.88
	TOTAL REVENUES	260.97	
	TOTAL EXPENSES	0.00	
	EXCESS REVENUES OVER EXPENDITURES		260.97
	TOTAL LIABILITIES & FUND EQUITY/BALANCE		<u>90,718.85</u>

322-SERIES 2018 DEBT SERVICE

ACCOUNT# TITLE

ASSETS

111.21	CLAIM ON CONS CASH	(150.50)	
			(150.50)
	TOTAL ASSETS		(150.50)

LIABILITIES

212.60	ACCRUED INTEREST PAYABLE	7,068.00	
			7,068.00
	TOTAL LIABILITIES		7,068.00

FUND EQUITY/BALANCE

320.98	FUND BALANCE	(6,818.99)	
	TOTAL FUND EQUITY/BALANCE		(6,818.99)
	TOTAL REVENUES	0.49	
	TOTAL EXPENSES	400.00	
	EXCESS REVENUES OVER EXPENDITURES		(399.51)
	TOTAL LIABILITIES & FUND EQUITY/BALANCE		(150.50)

Port Commission Snapshot

	October	November	December	FYTD	
City Harbor					
Revenue	\$ 13,360.45	\$ 12,417.38	\$ 11,222.60	\$ 37,000.43	
Expenses	\$ 1,858.84	\$ 1,387.14	\$ 1,703.74	\$ 4,949.71	
Gain / (Loss)	<u>\$ 11,501.61</u>	<u>\$ 11,030.24</u>	<u>\$ 9,518.86</u>	<u>\$ 32,050.72</u>	
Harbor of Refuge					
Revenue	\$ 44,678.68	\$ 33,379.62	\$ 43,610.10	\$ 121,668.40	
Expenses	\$ 8,737.72	\$ 6,899.00	\$ 8,387.25	\$ 24,023.97	
Gain / (Loss)	<u>\$ 35,940.96</u>	<u>\$ 26,480.62</u>	<u>\$ 35,222.85</u>	<u>\$ 97,644.43</u>	
Nautical Landings					
Revenue	\$ 14,080.11	\$ 14,239.07	\$ 13,618.15	\$ 41,937.33	
Expenses	\$ 24,059.58	\$ 17,558.22	\$ 13,917.31	\$ 55,535.11	
Gain / (Loss)	<u>\$ (9,979.47)</u>	<u>\$ (3,319.15)</u>	<u>\$ (299.16)</u>	<u>\$ (13,597.78)</u>	
Smith Harbor					
Revenue	\$ 1,484.86	\$ 1,484.86	\$ 1,484.86	\$ 4,454.58	
Expenses	\$ 428.43	\$ 319.71	\$ 392.68	\$ 1,140.82	
Gain / (Loss)	<u>\$ 1,056.43</u>	<u>\$ 1,165.15</u>	<u>\$ 1,092.18</u>	<u>\$ 3,313.76</u>	
Interest Income	<u>\$ 1,996.96</u>	<u>\$ 2,628.86</u>	<u>\$ 3,376.04</u>	<u>\$ 8,001.86</u>	
Property Tax Revenue	<u>\$ 116,184.00</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 116,184.00</u>	
Total Gain / (Loss)	<u>\$ 181,900.49</u>	<u>\$ 37,985.73</u>	<u>\$ 48,910.77</u>	<u>\$ 268,796.99</u>	\$ 354,446.60

* This report does not conform to GAAP and is unaudited.

Cash Profit and Loss Statement

	October	November	December	FYTD
City Harbor				
Dock Lease	\$ 13,360.45	\$ 12,417.38	\$ 11,222.60	\$ 37,000.43
Oyster Tarrifs	\$ -	\$ -	\$ -	\$ -
Late Payment Penalties	\$ -	\$ -	\$ -	\$ -
Total City Harbor	\$ 13,360.45	\$ 12,417.38	\$ 11,222.60	\$ 37,000.43
Harbor of Refuge				
Tarrifs				
Oil	\$ 6,183.76	\$ -	\$ 10,788.75	\$ 16,972.51
Fertilizer	\$ 8,710.94	\$ 3,569.26	\$ -	\$ 12,280.20
Oyster	\$ -	\$ -	\$ -	\$ -
Rentals				
Daily Dock Rental	\$ 8,000.00	\$ 7,975.00	\$ 9,700.00	\$ 25,675.00
Dock Rentals	\$ -	\$ -	\$ -	\$ -
Dock Leases	\$ 20,783.98	\$ 20,835.36	\$ 22,121.35	\$ 63,740.69
Railroad Fee	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 3,000.00
Late Payment Penalties	\$ -	\$ -	\$ -	\$ -
Total Harbor of Refuge	\$ 44,678.68	\$ 33,379.62	\$ 43,610.10	\$ 121,668.40
Nautical Landings				
Dock Rent	\$ -	\$ -	\$ -	\$ -
Dock Lease	\$ 6,484.70	\$ 6,400.88	\$ 6,470.00	\$ 19,355.58
Building Lease	\$ 7,512.91	\$ 7,838.19	\$ 7,148.15	\$ 22,499.25
Building Rentals	\$ -	\$ -	\$ -	\$ -
Washer-Dryer	\$ 82.50	\$ -	\$ -	\$ 82.50
Miscellaneous	\$ -	\$ -	\$ -	\$ -
Late Payment Penalties	\$ -	\$ -	\$ -	\$ -
Auction Proceeds	\$ -	\$ -	\$ -	\$ -
Total Nautical Landings	\$ 14,080.11	\$ 14,239.07	\$ 13,618.15	\$ 41,937.33
Smith Harbor				
Rent	\$ 1,484.86	\$ 1,484.86	\$ 1,484.86	\$ 4,454.58
Late Payment Penalties	\$ -	\$ -	\$ -	\$ -
Total Smith Harbor	\$ 1,484.86	\$ 1,484.86	\$ 1,484.86	\$ 4,454.58
Interest Income	\$ 1,996.96	\$ 2,628.86	\$ 3,376.04	\$ 8,001.86
Property Tax Revenue	\$ 116,184.00	\$ -	\$ -	\$ 116,184.00
Total Income	\$ 216,985.06	\$ 64,149.79	\$ 73,311.75	\$ 354,446.60

* This report does not conform to GAAP and is unaudited.

Cash Profit and Loss Statement

Item #3.

	October	November	December	FYTD
City Harbor				
Overhead Allocation	\$ 1,858.84	\$ 1,387.14	\$ 1,703.74	\$ 4,949.71
R&M Infrastructure	\$ -	\$ -	\$ -	\$ -
R&M Building	\$ -	\$ -	\$ -	\$ -
Contracted Services	\$ -	\$ -	\$ -	\$ -
Total City Harbor	\$ 1,858.84	\$ 1,387.14	\$ 1,703.74	\$ 4,949.71
Harbor of Refuge				
Overhead Allocation	\$ 8,737.72	\$ 6,520.43	\$ 8,008.68	\$ 23,266.83
Electricity	\$ -	\$ 378.57	\$ 378.57	\$ 757.14
R&M Infrastructure	\$ -	\$ -	\$ -	\$ -
Contracted Services	\$ -	\$ -	\$ -	\$ -
Total Harbor of Refuge	\$ 8,737.72	\$ 6,899.00	\$ 8,387.25	\$ 24,023.97
Nautical Landings				
Overhead Allocation	\$ 3,585.02	\$ 2,675.28	\$ 3,285.90	\$ 9,546.20
Cable & Internet	\$ 135.44	\$ -	\$ 123.44	\$ 258.88
R&M Building	\$ -	\$ 6,982.00	\$ 6,260.00	\$ 13,242.00
R&M Infrastructure	\$ -	\$ -	\$ 659.87	\$ 659.87
R&M Furniture & Equip	\$ -	\$ -	\$ 415.40	\$ 415.40
Cleaning & Janitorial	\$ 318.60	\$ 694.04	\$ 694.04	\$ 1,706.68
Lighting & Decoration	\$ -	\$ -	\$ -	\$ -
Contracted Services	\$ 5,282.63	\$ 4,662.63	\$ 282.63	\$ 10,227.89
Windstorm Insurance	\$ 14,555.69	\$ -	\$ -	\$ 14,555.69
Flood Insurance	\$ -	\$ -	\$ -	\$ -
Electricity	\$ -	\$ 1,879.34	\$ 1,574.92	\$ 3,454.26
Telephone	\$ 182.20	\$ 217.52	\$ 221.29	\$ 621.01
Water	\$ -	\$ 447.41	\$ 399.82	\$ 847.23
Landscaping	\$ -	\$ -	\$ -	\$ -
R&M Improvement OTB	\$ -	\$ -	\$ -	\$ -
Total Nautical Landings	\$ 24,059.58	\$ 17,558.22	\$ 13,917.31	\$ 55,535.11
Smith Harbor				
Overhead Allocation	\$ 428.43	\$ 319.71	\$ 392.68	\$ 1,140.82
Contracted Services	\$ -	\$ -	\$ -	\$ -
Total Smith Harbor	\$ 428.43	\$ 319.71	\$ 392.68	\$ 1,140.82
Total Expenses	\$ 35,084.57	\$ 26,164.06	\$ 24,400.98	\$ 85,649.61
Operating Cash Flow	\$ 181,900.49	\$ 37,985.73	\$ 48,910.77	\$ 268,796.99
CE- Land & Improvements	\$ -	\$ -	\$ -	\$ -
CE - Buildings	\$ -	\$ -	\$ -	\$ -
CE - Infrastructure	\$ -	\$ -	\$ -	\$ -
Dredging	\$ -	\$ -	\$ -	\$ -
Transfer Out Fund 310	\$ -	\$ -	\$ -	\$ -
Transfer Out Fund 322	\$ -	\$ -	\$ -	\$ -
Net Cash Flow	\$ 181,900.49	\$ 37,985.73	\$ 48,910.77	\$ 268,796.99
				\$ 85,649.61

* This report does not conform to GAAP and is unaudited.

PORT COMMISSION MONTHLY OVERHEAD

Personnel Services	\$	9,640.54
Office	\$	357.60
Travel & Training	\$	-
Fuel	\$	34.09
General safety and tools	\$	-
Non -Capitalized Assets	\$	-
Dues & Subscriptions	\$	199.95
Audit Fees	\$	-
Health & Fitness	\$	-
Legal - Regular	\$	343.00
General Liability Ins.	\$	-
R & M Vehicles	\$	21.02
Vehicle Leases	\$	934.72
Administrative costs	\$	1,860.08
Total	\$	<u>13,391.00</u>

	% allocation	Allocation amount
City Harbor	12.72%	\$ 1,703.74
Harbor of Refuge	59.81%	\$ 8,008.68
Nautical Landings	24.54%	\$ 3,285.90
Smith Harbor	2.93%	\$ 392.68
	100.00%	\$ 13,391.00

Cash, Encumbrances, Budgeted CIP, & Bond Payments

Item #3.

Ending Cash Assets

Ending Cash	As of 10/31/2024	As of 11/30/2024	As of 12/31/2024
Inventments Logic	\$ 444,914.70	\$ 257,495.75	\$ 298,362.69
Fund 210 Port Projects	\$ 391,638.65	\$ 593,963.84	\$ 597,065.84
Debt Service Funds (310 & 322)	\$ (42,700.00)	\$ (42,700.00)	\$ (52,700.00) *1
	\$ 90,778.76	\$ 90,885.17	\$ 90,869.35

Total Ending Cash Assets

	\$ 970,032.11	\$ 899,644.76	\$ 933,597.88
--	---------------	---------------	---------------

Current Encumbrances

PO#	Task Order	Contractor	Project Description	Ordered	Received	Outstanding
25-00028		Jimmy Ramirez	Lighting Improvements - NL	\$ 6,100.00	\$ 6,100.00	\$ -
25-00029		Mitchell Glass Company	Door Installation - NL	\$ 9,750.00	\$ -	\$ 9,750.00
25-00042		Victoria Engineering	Downtown WaterFront Public Access	\$ 75,000.00	\$ 25,200.00	\$ 49,800.00
25-00036		Victoria Engineering	Breakwater Engineering	\$ 40,000.00	\$ 20,000.00	\$ 20,000.00

Total \$ 79,550.00

Budgeted Capital Improvement Projects

1 Texas Parks & Wildlife Match	\$ 167,000.00
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Total \$ 167,000.00

Remaining Bond Payments

1 FY 24/25 Remaining Bond Payments	\$ 260,336.00
------------------------------------	---------------

Total \$ 260,336.00

*1 This amount represents the negative fund balance in Fund 210 to be reimbursed by Fund 504. This amount includes Engineering for Breakwater for \$40,000, and CDBG- MIT application of \$30,400 that has been fully paid. We received reimbursement of \$120,000 for the EDA Grant on 04/25/2023 which reduced the negative fund balance in Fund 210.

* This report does not conform to GAAP and is unaudited.

POST DATE TRAN # REFERENCE PACKET====DESCRIPTION==== VEND INV/PO/JE # NOTE ==AMOUNT== ==BALANCE==

111.21 CLAIM ON CONS CASH BEGINNING BALANCE 267,928.66

Table with columns: DATE, TRAN #, REFERENCE, PACKET, DESCRIPTION, VEND, INV/PO/JE #, NOTE, AMOUNT, BALANCE. Rows include transactions from 12/01/24 to 12/31/24, such as DEPOSIT, TRANSFER, and RECEIPT POSTING.

112.11.6001 INVESTMENTS-LOGIC BEGINNING BALANCE 593,963.84

Table with columns: DATE, TRAN #, REFERENCE, PACKET, DESCRIPTION, VEND, INV/PO/JE #, NOTE, AMOUNT, BALANCE. Rows include Interest000000 and DECEMBER ACTIVITY DB transactions.

1-09-2025 3:58 PM

DETAIL LISTING

PAGE: 2

FUND : 504-PORT & HARBORS FUND

PERIOD TO USE: Dec-2024 THRU Dec-2024

DEPT : N/A

SUPPRESS ZEROS

ACCOUNTS: 111.21

THRU 112.11.6001

Item #3.

POST	DATE	TRAN #	REFERENCE	PACKET	DESCRIPTION	VEND	INV/PO/JE #	NOTE	AMOUNT	BALANCE
------	------	--------	-----------	--------	-------------	------	-------------	------	--------	---------

----*--*--*--*--*--*--*--*

000 ERRORS IN THIS REPORT!

----*--*--*--*--*--*--*--*

** REPORT TOTALS **	---	DEBITS ---	---	CREDITS ---
BEGINNING BALANCES:		861,892.50		0.00
REPORTED ACTIVITY:		86,243.84		52,707.81CR
ENDING BALANCES:		948,136.34		52,707.81CR
TOTAL FUND ENDING BALANCE:		895,428.53		

COMMUNICATION

SUBJECT: CITY MANGAGER'S REPORT

INFORMATION:

CITY OF PORT LAVACA

MEETING: JANUARY 23, 2025 **AGENDA ITEM** ____

DATE: 1.20.2025

TO: PORT COMMISSION BOARD MEMBERS CC: JIM RUDELLAT, HARBOR MASTER

FROM: JODY WEAVER, INTERIM CITY MANAGER

SUBJECT: CITY MANAGER'S MONTHLY REPORT

- CDBG-MIT Coastal Resilience Living Shoreline Project The engineers have completed the 70% design drawings and are working on the 95% design drawings and are beginning to put the final bid package together so once we receive COE approval we can bid. There has been no further communication from COE on this project, so as far as we know, it is proceeding through the steps at the COE. Raymond Butler has been included in the plan reviews. If others would like to look at the 70% plans, they can be downloaded at the following link. <https://cleargov.com/texas/calhoun/city/port-lavaca/projects/7897/living-shoreline-breakwater-glo-cdbg-mit-coastal-resiliency> The latest Monthly Progress Report is attached.
- ReStore (cleanup of old barge(s) in Smith Harbor) - Our consultant Kim Griffith is working on the bid package – We are working to get her front-end contract documents for inclusion in the bid package. I believe we are expecting to have authorization to bid the project this spring.
- CDBG-MIT Round 2 Application for use of funds – All RFI's have been submitted and we are waiting on action for the GLO.
- Replacement of culverts under rail at Corporation Ditch (Harbor of Refuge)
As you recall, we have made application to utilize part of our allocation of CDBG-MIT Round 2 funds to construct this project. As soon as we fully execute the GLO funding contract (see note above), we will execute a contract with Mott McDonald for the engineering of this project to start ASAP.
- GLO CEPRA GRANT (Harbor of Refuge Shoreline Protection): I had a meeting with Mott McDonald and the GLO on December 19 to review the draft copy of the Coastal Engineering and Alternative Analysis report. As soon as I get the final report, I will share with the Port Commission.
- MBMT Grant Downtown Waterfront Public Access Improvement:
We have had no further communication from the COE since the last set of RFI's. So the COE is working through their process to complete the internal review with the Navigation branch, operations branch, and historic properties coordinator. The MBMT has reimbursed our engineering expenses to date.
- TxDOT Truck Route signs. I met with TxDOT on a different matter last week and asked for an update on their installation of their portion of the truck signs required to instate our Truck route ordinance. They have added this scope to a project to update the signals at various intersections on SH 35. This project was let in November, but a contract has not been executed yet. They are working to get me an update and notify us when a preconstruction conference is scheduled. We are responsible for the large signs and they the smaller ones. All should be installed within the same time frame so as not to cause confusion among the truck drivers.

COMMUNICATION

SUBJECT: RECEIVE HARBOR MASTER'S OPERATIONS,
PROMOTION/DEVELOPMENT ACTIVITY REPORT

INFORMATION:

- a) City Harbor
- b) Nautical Landings Building
- c) Nautical Landings Marina
- d) Smith Harbor
- e) Harbor of Refuge

A) City Harbor

- 1) CH slip 1 &2 big wash behind bulkhead have Gonzales Construction Looking at it.

B) Nautical Landings Building

- 1) Barefoot Construction working on the storm covers.
- 2) 15 Jan 2025 bid opening for breakwater project, Derrick Construction low bidder \$445,162.00, Shirley & Sons Construction \$495,320.00 & J&S Contractors \$545,099.94.
- 3) Working on a scope to replace six big windows south end front of building, identify availability windstorm regulations.

C) Nautical Landings Marina

- 1) Horizon Environmental has been onsite 13 times since last PC meeting.
- 2) Received lease renewals from Marina tenants.

D) Smith Harbor

- 1) Gonzales Construction is going to repair the road and mud holes.

E) Harbor of Refuge

- 1) 15 Jan 2025 spoke with Kevin Frankie with Rexco wanting to move mulch to Alcoa. Republic Services plans to have the brush mulched by mid-February.
- 2) 27 August 2024 LCI delivering material from Alamo Heights Road project.
- 3) Weed control spraying.

F) To Do List - Raymond Butler

COMMUNICATION

SUBJECT: ANNOUNCEMENT BY CHAIRMAN THAT PORT COMMISSION WILL RETIRE INTO CLOSED SESSION:

INFORMATION:

- TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY (DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PARTY), IN ACCORDANCE WITH CHAPTER 551, TITLE 5, SECTION 551.072 OF THE TEXAS GOVERNMENT CODE

REGULARY PORT COMMISSION MEETING:

DATE: 1/23/2025

TO: PORT COMMISSION

FROM: Alex Davila

SUBJECT: Closed Session – Real Estate Property

COMMUNICATION

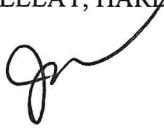
SUBJECT: REVIEW BIDS FOR THE NAUTICAL LANDINGS BREAKWATER PROJECT AND MAKE RECOMMENDATION TO COUNCIL - PRESENTER JODY WEAVER

INFORMATION:

MEETING: JANUARY 23, 2025 **AGENDA ITEM** ____

DATE: 1.17.2025

TO: PORT COMMISSION BOARD MEMBERS CC: JIM RUDELLAT, HARBOR MASTER

FROM: JODY WEAVER, INTERIM CITY MANAGER 

SUBJECT: **CONSIDER RECOMMENDATION OF AWARD OF CONSTRUCTION CONTRACT FOR THE NAUTICAL LANDING BOAT RAMP BREAKWATER REPAIR**

Background:

We received bids for the above referenced project on January 15. 3 bids were received as indicated on the attached bid tabulation. The Low Bidder is Derrick Construction with a bid of \$445,162.00 and 90-day construction time to substantial completion.

Financial Implication:

There is budgeted a total of \$167,000 as match to a 500,000 TPWL grant, for a total of \$667,000, so there are available funds to award the project.

Understand that the TPWL project is a 75/25 reimbursable grant. So if the final contract amount is \$445,162, then the grant dollars would be \$333,871.50 and our match will be \$111,290.50.

Recommendation:

Staff concurs with Urban Engineering in recommending to the Port Commission to recommend to City Council an award of a construction contract to Derrick Construction in the amount of \$445,162.00.



January 16, 2025

Ms. Jody Weaver, P.E.
Interim City Manager & City Engineer
City of Port Lavaca
202 N. Virginia Street
Port Lavaca, TX 77979

RE: Recommendation of Award
U.E. Job No. E21872.04
Nautical Landings Marina Boat Ramp Breakwater Repair
Port Lavaca, Texas

Dear Ms. Weaver:

On January 15, 2025 at 2:30 p.m., public bids were opened for the Nautical Landings Marina Boat Ramp Breakwater Repair. The following bids were received:

Bidder	Total Base Bid	Calendar Days to Substantial Completion
Derrick Construction Company, Inc.	\$445,162.00	90
Shirley & Sons Construction Co., Inc.	\$495,320.00	90
J&S Contractors, Inc.	\$545,099.94	150

I recommend that the contract for the aforementioned project be awarded to Derrick Construction Company, Inc. for the Total Base Bid. (See attached Bid Tabulation)

If you have any questions, please do not hesitate to contact me at (361) 578-9836 or by email at mglaze@urbanvictoria.com.

Sincerely,

Matt A. Glaze, P.E.
Vice President

MAG/dmf

Attachment

BID TABULATION											
NAUTICAL LANDINGS MARINA BOAT RAMP BREAKWATER REPAIR											
PORT LAVACA, TEXAS											
BID OPENING: JANUARY 15, 2025											
ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT	Derrick Construction Company, Inc.			Shirley & Sons Construction Co., Inc.			J&S Contractors, Inc.	
				UNIT PRICE	TOTAL PRICE		UNIT PRICE	TOTAL PRICE		UNIT PRICE	TOTAL PRICE
BASE BID											
GENERAL											
1.	Mobilization, Insurance and Bonds	1	LS	\$ 14,000.00	\$ 14,000.00	\$	60,000.00	\$ 60,000.00	\$	58,992.00	\$ 58,992.00
2.	Temporary Project Sign	1	LS	\$ 1,727.00	\$ 1,727.00	\$	1,000.00	\$ 1,000.00	\$	2,319.50	\$ 2,319.50
3.	Permanent Project Sign	2	LS	\$ 400.00	\$ 800.00	\$	2,000.00	\$ 4,000.00	\$	343.84	\$ 687.68
4.	Construction Staking	1	LS	\$ 4,500.00	\$ 4,500.00	\$	5,000.00	\$ 5,000.00	\$	-	\$ -
TOTAL GENERAL					\$ 21,027.00	\$		\$ 70,000.00	\$		\$ 61,999.18
IMPROVEMENTS											
5.	Remove Existing Timber Breakwater	1	LS	\$ 58,700.00	\$ 58,700.00	\$	100,000.00	\$ 100,000.00	\$	43,342.60	\$ 43,342.60
6.	Construct Timber Breakwater (Type A)	92	LF	\$ 1,855.00	\$ 170,660.00	\$	1,660.00	\$ 152,720.00	\$	2,413.48	\$ 222,040.16
7.	Construct Timber Breakwater (Type B)	40	LF	\$ 1,855.00	\$ 74,200.00	\$	1,650.00	\$ 66,000.00	\$	2,215.31	\$ 88,612.40
8.	Construct Timber Breakwater (Type C)	65	LF	\$ 1,855.00	\$ 120,575.00	\$	1,640.00	\$ 106,600.00	\$	1,986.24	\$ 129,105.60
TOTAL IMPROVEMENTS					\$ 424,135.00	\$		\$ 425,320.00	\$		\$ 483,100.76
TOTAL BASE BID					\$ 445,162.00	\$		\$ 495,320.00	\$		\$ 545,099.94
CALENDAR DAYS TO SUBSTANTIAL COMPLETION					90			90			150

COMMUNICATION

SUBJECT: DISCUSS ESTABLISHING/PERMITTING MOORING SPACES
ALONGSIDE THE BULKHEAD ALONG TRACT 1 OF CITY HARBOR ADJACENT TO
THE ENTRANCE CHANNEL - PRESENTER JODY WEAVER

INFORMATION:

CITY OF PORT LAVACA

MEETING: JANUARY 23, 2025 **AGENDA ITEM** ____

DATE: 1.20.2025

TO: PORT COMMISSION BOARD MEMBERS CC: JIM RUDELLAT, HARBOR MASTER

FROM: JODY WEAVER, INTERIM CITY MANAGER

SUBJECT: **POSSIBLE MOORING SPACES ALONG TRACT 1 OF CITY HARBOR**

- On Raymond Butler's To Do List is to discuss possible mooring spaces along Tract 1 of City Harbor.
- There have been occasions in the past where boaters have wanted to tie up to this dock on a temporary basis while visiting Scully's and more recently, a smaller boat was parked there associated with a crew boat that was paying for monthly dockage.
- The question is whether the Port Commission wants to establish docking/mooring spaces alongside the Tract 1 dock for transient use.

The fees we currently have in place are:

- Daily Fleeting/Mooring: fleeted vessels, equipment or materials other than barges) \$250/day
- Daily Dockage for self-propelled and non self-propelled vessels
 - <75 ft = \$75; 75ft to 100 ft = \$1250; 101 ft to 20 ft = \$200; >200 ft = \$250
- Do we need a separate Commercial Vessel Dockage Daily Rate? Or do we use the Daily rates shown above for fishing vessels too.



COMMUNICATION

SUBJECT: DISCUSS STATUS REPORT FROM THE TARIFF DEVELOPMENT
COMMITTEE -PRESENTER JODY WEAVER

INFORMATION:

REGULARY PORT COMMISSION MEETING:

DATE: 1/23/2025

TO: PORT COMMISSION

FROM: Jody Weaver

SUBJECT: Tariff Circular

HAND OUT PROVIDED TO BOARD MEMBERS

CITY OF PORT LAVACA



1.20.2025

TARIFF CIRCULAR NO. 1-A

RATES, CHARGES, RULE & REGULATIONS
GOVERNING ACTIVITY AND USE OF THE

PORTS & HARBORS FACILITIES
UNDER THE JURISDICTION OF THE CITY OF PORT LAVACA

Approved by
City of Port Lavaca City Council
with advisement of the City of Port Lavaca Port Commission
202 N. Virginia St.
Port Lavaca, Texas 77979
Date: _____

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SECTION 1 – GENERAL INFORMATION, RULES & REGULATIONS

DESCRIPTION & JURISDICTION OF PORT COMMISSION ITEM 1

Mariners are to consult appropriate authorities and information sources when determining constraints upon navigation in and around the Harbor of Refuge, Smith Harbor, Nautical Landings Marina, and City Harbor and not rely upon information contained herein for the purpose of safe navigation.

All properties now or subsequently owned by the City which are designated port, wharf and dock property or waters shall hereafter be placed under the supervision and control of the City Council. In order to provide a forum for the public regarding such properties, a Port Commission has been created by ordinance by Council, to consist of not less than five (5) nor more than seven (7) members. Said Commissioners shall be qualified voters of the City, shall be over twenty-five (25) years of age, shall not be members of the Council, and shall be appointed to serve without compensation for a period of two (2) years, by a majority vote of the Council. Commissioners may be removed by a majority vote of the Council with or without cause.

The Port Commission shall provide recommendations to the City Manager regarding said port, wharf and dock properties and waters, and is expressly empowered to:

- (a) Appoint its own Chair and Secretary and adopt its own rules and order of business. It shall keep minutes of its meetings and the minutes shall be open to public inspection. Its meetings shall be conducted in accordance with the Texas Open Meetings laws.
- (b) Provide recommendations regarding the extension and improvement of the physical properties to facilitate the most efficient operation of the port and for the best interest of the inhabitants of the City.
- (c) Make recommendations to the Council for ordinances to provide for the issuance of licenses and/or permits and to adopt such rules and regulations it deems necessary for the operation of the port, as well as for the use of port property, so long as the same are not inconsistent with the general laws and administrative rules relative thereto.
- (d) Review and provide recommendations to the Council on the budget for port operations each year at the regular budget time for the City.

DEFINITIONS**ITEM 5**

- (1) **AGENT:** The party or entity responsible for a request for services or the Owner/Operator of a tow or its equipment upon water of the CITY OF PORT LAVACA.
- (2) **BARGE:** Any non-self-propelled vessel.
- (3) **BARREL:** 42 US gallons of fresh water.
- (4) **BERTH:** The water area at the edge of a wharf, including mooring facilities, used by a vessel while docked or otherwise secured.
- (5) **CARGO:** The measured product moved by any conveyance on or off the properties of the CITY OF PORT LAVACA PORTS & HARBORS for which charges will be assessed based on weight, volume or head count.
- (6) **CARGO OWNER:** The party or corporation, including shippers, agents, or their designees, that is/are responsible for the management of cargo handled at the Terminal.
- (7) **CITY:** The City of Port Lavaca; The City of Port Lavaca Ports & Harbors; 202 N. Virginia St. Port Lavaca, Texas 77979
- (8) **CONTRACTOR:** A third party entity engaged by the Port to provide specific services on an exclusive basis to tenants or users of Port facilities or assets which require specified Port operating services as permitted under individually issued Operating or Usage Permits.
- (9) **DAY:** A period of 24 consecutive hours or fractional part thereof.
- (10) **DEMURRAGE:** See Storage
- (11) **DOCK:** Shall mean all docks, floats, slips, wharves, ramps, piers, bulkheads, dolphins, and sea walls owned or operated by the CITY OF PORT LAVACA.
- (12) **DOCKAGE:** The charge assessed against a vessel for berthing at a wharf, pier, bulkhead or for mooring to a vessel so berthed.
- (13) **FACILITIES:** Any wharf, dock, berth, fleet, shed, warehouse, improved-open area, rail track, pipeline, road, equipment, material handling machinery, appliance, land or any structure of any kind within the jurisdiction of the CITY OF PORT LAVACA and is either owned or leased by the CITY OF PORT LAVACA.
- (14) **FLEET:** The areas determined by CITY to be used for lay berth or services to vessels not engaged in cargo operation.
- (15) **FREE TIME:** The specified period during which cargo may occupy space assigned to it on CITY OF PORT LAVACA property free of wharf demurrage or terminal storage immediately prior to it loading or subsequent to the discharge of such cargo on or off the vessel.
- (16) **FREIGHT HANDLER:** Shall mean any management company or entity engaged in the management of the handling of cargo on behalf of a rail carrier at the Port's rail facilities.
- (17) **HANDLING:** The specific service of physically moving cargo between points of rest and any place on the properties of the CITY.
- (18) **HARBOR MASTER:** An employee of the CITY who reports to the City Manager and supervises the operations in the ports and harbors of the CITY and administers its rules.

- (19) **HAZARDOUS MATERIALS:** Shall mean any liquid or solid material as defined under 49 CFR Parts 171-179, or as designated by the US EPA and/or the Texas Commission on Environmental Quality as hazardous waste, including waste oils, solvents and other substances requiring special protections, handling, and disposal.
- (20) **LOADING & UNLOADING:** The service of loading or unloading cargo between any place on the facilities and rail cars, barges, lighters or trucks or any other conveyance to or from the facilities.
- (21) **MANIFEST:** Shall mean any formal list of cargo loaded onto or discharged from, or persons arriving on or embarking on, a vessel, including crew.
- (22) **OVERALL:** Shall mean the greatest distance between two points either above or below the water.
- (23) **PERSON:** Vessels, agents, owners, masters, and operators, including but not limited to, natural persons, artificial persons, corporations, partnerships, organizations, and associations, and to sovereigns, governments, nations, states, municipalities and agents and/or their instruments thereof.
- (24) **PORT:** The Ports and Harbors of the City of Port Lavaca, Texas, including all wharves, docks, berths, fleets, sheds, warehouses, improved-upon areas, rail tracks, pipelines, roads, equipment, material handling machinery, appliances, land, or any structure of any kind within the jurisdiction of the City Council and either owned or leased by the City of Port Lavaca.
- (25) **PORT COMMISSION:** A board consisting of not less than five (5) nor more than seven (7) members appointed by the City of Port Lavaca City Council with powers and duties as set out in the City of Port Lavaca Home Rule Charter.
- (26) **POINT OF REST:** The area of any facility of CITY OF PORT LAVACA which is assigned for the receipt of inbound cargo and for the delivery of outbound cargo to or from vessels, consignees, shippers or other transportation conveyance.
- (27) **STEVEDORE:** Shall mean any management company or entity engaged in the management of the handling of cargo and/or passengers, on behalf of the vessel operator, at marine facilities.
- (28) **STORAGE:** A service provided for the use of facilities for inbound or outbound cargo, from any conveyance, after the expiration of free time.
- (29) **TARIFF:** The rates, charges, rules and regulations governing activity, services and use of the facilities of the CITY as set forth in this agreement and any amendments thereto.
- (30) **TENANT:** Any party that leases property for exclusive or non-exclusive use at a marine facility.
- (31) **TON:** A unit of weight of 2,000 pounds; Short ton.
- (32) **TRANSLOAD:** The service of transfer of cargo between rail car, vessel or other transport conveyance without an intermediate point of rest.
- (33) **USAGE:** The use of CITY facilities by any rail carrier, lighter, operator, trucker, shipper, consignee, their agents, servants and/or employees when they perform their own Handling, Loading or Unloading; or the use of any facilities for any gainful purpose for which a charge is not otherwise specified.
- (34) **USER:** Any rail carrier, lighter, operator, trucker, tenant, shipper or consignee using the facilities of the CITY.

- (35) **VESSEL:** Includes within its meaning every description of watercraft whether self-propelled or non-self-propelled, used or capable of being used, as a means of transportation on water and shall include in its meaning the owner thereof.
- (36) **WHARFAGE:** Wharfage is the charge assessed against freight passing or conveyed over, onto or under wharves or between vessels or overside vessels when berthed at wharf or moored in slip adjacent to wharf; it is solely the charge for use of wharf and does not include charge for any other service.
- (37) **WHARF:** Any wharf, pier, landing, quay or other stationary structure to which may be utilized in the transit or handling of cargo or passengers and shall include other Port facility areas along side of which vessels may lie or which are suitable for and are used in the loading, unloading, distribution, assembling or handling of cargo.
- (38) **WHARF DEMURRAGE:** The charge assessed against cargo remaining in or on facilities of the CITY after the expiration of free time unless alternative arrangements have been made for storage.

APPLICATION OF TARIFF

ITEM 10

The rates, rules and regulations published in this Tariff apply equally to all cargo, users of the waterway, tenants and facilities of the CITY. The use of CITY facilities, to include the waterways under CITY jurisdiction, constitutes an acceptance by the User of all charges, rules and regulations published. The User agrees to pay all charges and be governed by all rules contained herein.

Amendments may be issued to address needed changes or revisions to the Tariff. The Tariff is subject to change by majority vote of the City Council. The CITY reserves the right to determine the charge or interpret the Tariff should it not specifically address the issues at hand, so long as it is applied equally to similarly situated users.

LIMITATION OF LIABILITY

ITEM 15

Except for liability under Texas law, if any, for damage caused by its negligence, CITY shall not be liable for any loss or damage to any cargo handled over or through its facilities, nor shall it be liable for any delay, loss or damage resulting from strikes, tumult, channel blockages or acts of God.

The CITY is not a common carrier and does not accept care, custody or control of any cargo or other property while on its wharves, docks, buildings or other facilities managed or controlled by CITY.

The CITY has jurisdiction over all properties whatsoever within the PORT and shall make and enforce such rules and regulations as may be necessary to promote and facilitate traffic, business and to secure safety and equal convenience to all authorized users thereof.

Persons entering Facilities shall do so at their own risk.

In the case of occurrence of unusual circumstances, without any fault of CITY, including without limitation, damage or destruction to premises, including vessels or cargo, by fire, flood, civil disturbance, earthquake, tidal wave, wind, explosion, public enemies, war, Acts of God, marine casualty, Government action, labor actions, or similar circumstance, CITY shall not be held liable for any impacts on users, vessels, persons, or cargo.

No provision contained in this Tariff shall limit or relieve CITY from liability for its own negligence, nor require any authorized user to indemnify or hold harmless CITY OF PORT LAVACA from liability for its own negligence. No provision contained in this Tariff shall be interpreted in any manner as a waiver of any rights or protections against suit and/or liability, including, without limitation, any sovereign immunity protection which Landlord may possess or enjoy, now or in the future, by virtue of its status and existence as a governmental entity in the State of Texas.

CITY OF PORT LAVACA HELD HARMLESS **ITEM 20**

All Users agree to indemnify and save harmless CITY from and against all losses, claims, demands and suits for damages, including death and personal injury, and including court costs and attorney fees, incident to or resulting from their operations on the property of CITY and the use of its facilities.

DAMAGE TO CITY OF PORT LAVACA PROPERTY **ITEM 25**

All vessels, owners, agents, tenants and users of CITY facilities shall be responsible for all damage to property and facilities of the CITY resulting from their use. Any such damage shall be repaired and billed against the user responsible, whether or not such damage is caused by negligence or use by operation and/or conduct of third parties participating with them or on their behalf. The expense of replacement or repair will be billed against the responsible party for such damages at cost plus 20%.

In the event any damage is done to property and facilities of CITY, the person or persons responsible for said damage, or in any way involved, shall give a full report to the HARBOR MASTER giving date and hour said damage occurred, names and addresses or description of the witnesses or other persons, vessels, vehicles or instrumentalities involved, as well as any other pertinent facts and information which may be available. The person, persons, or entity causing the damage will be held responsible for reimbursing CITY for the cost of repairing said damage, including the cost of any emergency actions required to be taken by CITY, the U.S. Coast Guard, and/or other emergency services to limit the scope of such damage.

For facilities utilized under exclusive or preferential agreements, damage and repair requirements may, as agreed by CITY, be conducted annually through joint survey and subsequent determination of user responsibility.

HOLIDAYS **ITEM 30**

The CITY observes the following holidays: If any holiday falls on a Saturday, the preceding Friday will be the day of observance. If any holiday falls on a Sunday, the following Monday will be the day of observance.

New Year Day....	January 1
President’s Day ...	3 rd Monday in February
Good Friday....	The Friday preceding Easter
Memorial Day....	May 30
Independence Day...	July 4
Labor Day....	1st Monday in September
Veterans Day ...	November 11
Thanksgiving Day....	4th Thursday in November
Thanksgiving Friday	4th Friday in November
Christmas Eve....	December 24
Christmas Day....	December 25

SIGNS **ITEM 35**

Erection or painting of signs on CITY property or structures is prohibited. Signs may be erected only upon written consent of the PORT COMMISSION subsequent submittal of design, dimension, proposed location, materials of construction, fastenings and method of erection. CITY reserves the right to make modifications to the foregoing submittal and to remove any erected sign for lack of maintenance subsequent a written notice and 30-day cure period. Should CITY removal be required, removal will be at cost plus 20%.DE

DEMURRAGE OR DETENTION **ITEM 40**

Except when caused by its own negligence, CITY will not be responsible for any demurrage or detention on railcars, vessels or trucks.

HARBOR MODIFICATIONS **ITEM 45**

CITY maintains sole jurisdiction over the waterway, lying within the City Limits of the City of Port Lavaca, Texas, and any modifications or structures within it. No piles shall be driven nor shall any platform be erected without written permission from the CITY. Furthermore, no modifications or alterations to the bank or waterway are permitted without obtaining written authorization; this includes any of the following: filling in, construction, repair, dredging, removal or demolition of any kind made to the waterfront or channel.

INSURANCE **ITEM 50**

The charges provided herein do not include any expense for insurance covering owner's interest in the property, nor will insurance be affected by CITY under its policies.

ACCESS TO RECORDS**ITEM 55**

Vessels, their owners, agents and masters, and all other users of the facilities shall be required to grant access to manifests of cargo, railroad documents and all other documents for the purpose of audit for ascertaining the correctness of reports filed; or securing necessary data to facilitate the correct estimate of charges.

PAYMENT OF INVOICES AND CHARGES**ITEM 60**

All wharfage and dock usage charges incurred by a shipper in the loading and unloading of commodities at the PORT are due and payable to CITY within **ten (10) days after the end of the calendar month** in which such wharfage or dock usage charges were incurred. All bills for charges other than for wharfage or for the use of CITY's facilities are due upon presentation. Failure to pay any charges incurred by a shipper when due shall place the name of the vessel, its owners and agents, and the shipper upon a delinquent list at which time the use of the PORT will be denied. Any charges remaining unpaid 30 days past the date on which they are due shall be subject to an interest charge of 10% per month. Prompt written response is required for any charges in dispute or else interest charges will apply. Accounts referred to an attorney or an agency for collection are subject to a surcharge and additional court and collection costs.

Presentation of bills to owners and agents of vessels or to stevedores is done as a matter of accommodation and convenience and shall not constitute a waiver of the lien for charges furnished the vessel for which maritime law provides a lien.

CITY reserves the right to estimate and collect in advance all charges which may accrue against vessels, their owners and agents, or against cargo loaded or discharged by such vessels or from other users of the facilities of CITY whose credit has not been properly established or does not remain in good standing with CITY. Use of facilities may be denied until such advance payment or deposits are made.

CITY reserves the right to apply any payment received against the oldest bills rendered against vessels, their owners and agents, or other users of facilities.

Vessels, their owners and agents, by the loading of cargo from wharves or the discharging of cargo thereon, agree to pay all penalty charges then accrued or which may accrue on such cargo, as well as any charges which may accrue from the removal of such cargo to another part of the wharves for storage elsewhere. These charges shall be assessed against the vessels, their owners and agents responsible for the cargo and making use of a berth as permitted by CITY.

Vessels, their owners and agents shall make collection of penalty charges before releasing merchandise. The amount of accrued penalty charges may be obtained from CITY.

CITY reserves the right to detain a vessel; establish a maritime lien upon the vessel, its cargo, and freights; or arrest a vessel for all unpaid charges due.

FIRE PROTECTION

ITEM 65

Smoking and the use of open lights or fires in or around facilities of the CITY or on any vessel or rail car within the jurisdiction of the CITY is strictly prohibited.

Handling of explosives is strictly prohibited without the prior written consent of CITY.

The rules and regulations of the 2021 International Fire Code (IFC), including all future amendments, revisions, restatements, and updates thereto, shall also apply to all facilities under the jurisdiction of the City of Port Lavaca Fire Department (AHJ – Authority having Jurisdiction), and all users shall comply with applicable requirements of the IFC. The National Fire Protection Association (NFPA) 307 “Standard for the Construction and Fire Protection of Marine Terminals, Piers, and Wharves,” NFPA 303 “This standard provides requirements to protect lives and property from electrical hazards at marinas and related facilities, including boatyards, yacht clubs, boat condominiums, and docking facilities.” And NFPA 30 “Flammable and Combustible Liquids Code” including all future amendments, revisions, restatements, and updates thereto, shall also apply to all facilities within the jurisdiction of the AHJ and all users shall comply with the requirements for these standards. The AHJ is authorized to interpret and enforce applicable provisions of the IFC, the NFPA, and the AHJ’s fire regulations.

The storage, keeping or use of an reportable quantities of acid, gasoline, distillates or other liquid petroleum products, except lubrication oil, on properties of the CITY is strictly prohibited, unless written authorization has been given by the CITY, including tenant complying with any requirements of the CITY regarding the material, its use or security.

No person may obstruct or interfere with free and easy access in case of fire to any properties or facilities within the jurisdiction of CITY. No person shall remove or in any manner disturb any fire extinguisher, fire hose, hydrant or any other fire-fighting appliance installed or placed in or upon the PORT facilities.

IMPLIED CONTRACT

ITEM 80

Entry upon the PORT by a person or vessel - whether by land, water, or otherwise shall constitute an agreement by such person or vessel to comply with this tariff, any supplemental rules and regulations, and all applicable local, state, and federal regulations.

SECTION 2 – REGULATIONS GOVERNING USE OF WATERWAY

BERTH & FLEET ASSIGNMENTS

ITEM 200

Wharf and dock assignments may be governed by tenant agreements granting preferential use or non-exclusive use. Any preferential use shall be monitored and controlled by the tenant. Preferential use will not exclude the CITY to make berth assignment when it deems the facility is underutilized and such assignment will not negatively impact the tenant's operation.

All non-exclusive use wharves and docks are multi-user facilities. Certain interests may have a preferential berth at a facility that allows them to conduct operations upon arrival. Any wharf or dock not so contractually designated is usually assigned by the HARBOR MASTER on a first come first served basis subject to the terms, conditions and charges contained herein. Should any conflict or interpretation be required, the HARBOR MASTER will determine the order of assignment.

To expedite the handling of vessels and to avoid congestion, the HARBOR MASTER may order vessels already in berth to work continuously at their expense. A vessel refusing to work may be ordered to vacate the berth. Once ordered to vacate and notice being given to the master or person in charge, should they fail to comply with the instruction, the owner of the vessel shall be liable for all damage which may arise.

Additionally, the HARBOR MASTER may, at their discretion, order a vessel to move, to such a place as directed, when:

1. It is necessary for the proper operation of the facility;
2. There is an emergency;
3. Terminal congestion may be ameliorated by such a move;
4. A vessel is offensive or hazardous;
5. A vessel contains hazardous cargo or cargo that is labile to damage other vessels, cargo, or Port facilities; and/or
6. The vessel's berthing is in conflict with another vessel who had previous arrangements.

HARBOR & SAFETY REQUIREMENTS

ITEM 205

The CITY monitors the safety performance of vessel operation upon the waterways within its jurisdiction. All users are responsible for compliance of their vessels to rules which are established to protect people, assets and the environment of the CITY, tenants, property owners and other vessels.

- (1) **SPEED:** As stipulated by the US Coast Guard in CFR Title 33, Part 162.75 "Speeding in narrow sections is prohibited. Official signs indicating limited speeds shall be obeyed. Vessels shall reduce speed sufficiently to prevent damage when passing other vessels or structures in or along the waterway."

The maximum speed for all vessels shall be in accordance with CFR Title 33, Parts 83.06 and 164.11. Notwithstanding, vessels shall operate at slow bell or slower entering, while present in, and upon exiting the turning basin, and shall not exceed three miles per hour while passing any wharf, dock, bridge abutment or moored vessel.

- (2) **AUTOMATIC IDENTIFICATION SYSTEM (AIS):** Vessels equipped with AIS, as required by CFR Title 33, Part 164.46, must have the system active while in the jurisdiction of the CITY, unless the CITY is notified otherwise in advance.
- (3) **MOORINGS:** All vessels, when not underway, shall at all times be properly made fast

using good and sufficient moorings considering the practice of good seamanship, cargo operation and weather considerations present and contemplated.

- (4) FIRE ALARM: In the event of a fire on board any vessel not underway, such vessel may sound five prolonged blasts of the whistle or siren as an alarm indicating fire on board or at a dock to which it is moored. Such signal may be repeated to attract attention. The signal is not a substitute for, but may be used in addition to, other means of reporting the fire.
- (5) ACCIDENT & COLLISION REPORTING: Any fire, accident, pollution or other casualty of any kind whatsoever, occurring within the jurisdiction of the CITY must be reported to the HARBOR MASTER. Reporting requirements include incidents of groundings or striking of stationary objects. Reports are to be made in writing by electronic, facsimile transmission or other written form at the earliest opportunity and not more than twenty-four hours after the incident.
- (6) POLLUTION, OIL & REFUSE: All vessel owners, agent and operators shall comply with all federal, state or local regulations pertaining to placing or discharging into CITY waters any sewage, garbage, fuels, contaminants or refuse of any kind covered by such laws. Vessels discharging oil from bilge or tanks into CITY waters will be reported to the US Coast Guard and other appropriate authority for prosecution under appropriate federal and state laws or regulations.

Throwing of any rubbish or contaminant into CITY waters is strictly prohibited. Rubbish, garbage, dunnage or other general waste material shall be disposed of only in containers designated for this use and supplied by the vessel owner, agent or operator. Placing of any hazardous material or pollutant into such containers is prohibited. Vessels shall retain aboard any rubbish which cannot be properly placed in designated containers.

- (7) RULES OF THE ROAD: All vessels shall comply with the applicable "Rules of the Road" and nothing herein is intended to supersede the regulations pertaining to safe navigation.
- (8) BUNKERING OF VESSELS: Bunkering of vessels by tank truck will be permitted at any open dry cargo dock which has been designated to permit such activity. No bunkering shall take place while cargo operations are being performed simultaneously at the same berth. All preventive actions, including a contingent spill plan, for a safe and efficient fueling operation must be established between the delivery carrier and vessel before any transfer commences.
- (9) VESSEL REPAIRS: No vessel repairs will be made to vessels involving, welding, burning or other fire risk activity without the issuing of an appropriate hot work permit issued by **A CERTIFIED MARINE CHEMIST** and advisement to the HARBOR MASTER. Vessel repairs will be permitted at CITY open berths under the condition that the vessel will not be inoperable during any cargo operation and can be underway upon one-hour notice at all other times. The use of any dockside equipment, machinery or idle periods impacting the one-hour notice period requires notification and authorization from the HARBOR MASTER.

- (10) **REMOVAL OF SUNKEN VESSELS:** It shall be the responsibility of the vessel owner to salvage and/or adequately remove any vessel which may sink in the CITY's jurisdiction. Should a vessel sink while moored or working at facilities owned by CITY but under an exclusive use agreement to a second party, the second party shall be responsible for its salvage and/or adequate removal in the event the owner fails to act. Vessel owner shall salvage and/or remove said vessel within 48 hours after CITY requests same. If, in the discretion of the CITY, the vessel constitutes a hazard to navigation or impedes operation of PORT, arrangements may be permitted for its immediate removal by the CITY at vessel owner's risk and expense. Should the sinking impede operations or the responsible party fail to act, additional penalties of up to \$1,000 per Day may be assessed.
- (11) **LICENSING AND VESSEL REQUIREMENTS - SHIFT VESSELS OPERATING IN BASIN:** All vessels in operation in all waterways within the CITY's jurisdiction must meet all local, state, and federal requirements. All towboats operating in all waterways within the CITY's jurisdiction must be operated at all times by a U.S. Coast Guard licensed Captain with a valid **MASTER OR MATE OF TOWING VESSELS license**; must meet American Waterways Operators Responsible Carriers Program requirements in all respects; must meet U.S. Coast Guard Subchapter M Inspection Requirements, as applied to inland towing vessels; and must meet the following additional standards -
- Minimum 600 horsepower,
 - Twin screws,
 - AIS equipped,
 - Radar equipped, and
 - Adequate eye level to see over empty barges.
- (12) **TONNAGE REPORTING REQUIREMENTS:** All Users in the PORT must comply with all reporting requirements of local, state, and federal agencies in addition to those laid out in this tariff. Such reporting must be submitted in accordance with the requirements of the relevant agencies. In addition, tonnage movements must be reported to CITY concurrently with any cognizant local, state, and/or federal agencies. Tonnage movements must be reported to CITY in the manner laid out in **"Exhibit D — Tonnage Reporting" attached to this Tariff**.
- (13) **PENALTIES FOR INFRACTIONS:** Any User in violation of any provision of this Section will be subject to a penalty of \$250 per infraction in addition to any other fees, penalties, or other consequences to which the User may be subject.

FLEETING/MOORING

ITEM 215

The CITY seeks to promote orderly and safe navigation of all waterways within its jurisdiction. For the safety of all users, the CITY may provide fleeting/mooring areas for the orderly safe mooring of vessels awaiting cargo operation or idled in the waterway, subject to the coordination with and approval of the Harbor Master. **Designated fleeting/mooring spaces do not in all cases include public access to the adjacent land. The Harbor Master must be notified in advance of any vessels intending to fleet/moor within the jurisdiction of the CITY. Any unauthorized fleeting or**

mooring shall result in a fine of not less than \$500 per day. The CITY does not operate as a fleet service and all risk of use rests with the owner/operator. No barges containing hazardous materials are to be fleeted and left unattended. Fleeting is available to vessels at a rate of

- \$175.00 per day for Regulation Barges
- \$250.00 per day for Over-sized Barges (exceeding 35 ft x 200 ft.)
- \$250.00 per day for all other fleeted vessels, equipment or materials

DOCKAGE

ITEM 220

Dockage for all self-propelled and non-self-propelled vessels shall be based on Length Overall (LOA) in feet per Day as follows:

74 ft. or less, per day	\$75.00
75 ft to 100 ft, per day	\$125.00
101 ft. to 200 ft. per day	\$200.00
201 ft or greater	\$250.00

BUNKER FEE, TANK TRUCK TO VESSEL

ITEM 230

Bunkers may be delivered by tank truck with prior notification to the HARBOR MASTER. A charge of \$50.00 per truck is assessed against the vessel for transfer of fuel at CITY PORT facilities. All such operations must comply fully with the regulations of the United States Coast Guard (USGS) and all other applicable local, state and federal rules and regulations.

MANIFESTS REQUIRED OF VESSELS

ITEM 235

Vessel Operators, shippers, operators, or their agents, utilizing facilities within the jurisdiction of the CITY, are required to furnish the HARBOR MASTER with complete copies of vessel manifests showing names of consignees or consignors and the weights or measurements of all freight loaded or discharged at the PORT. Such manifests must be certified as correct by an authorized official of the company and must also designate the basis of weight or measurement on which freight was assessed. In lieu of manifests, freight bills containing all information as required above may be accepted at the discretion of the HARBOR MASTER.

Manifests shall be submitted to the HARBOR MASTER within seven (7) days of the arrival or within seven (7) days of the departure of any vessel.

Failure to submit the manifest within the time specified shall constitute cause for suspension of vessel privileges until such failure is remedied.

SECTION 3 – REGULATIONS GOVERNING FACILITIES & CARGO

HANDLING HAZARDOUS MATERIALS **ITEM 310**

Materials classified as hazardous by the USCG or OT will be accepted by the CITY for handling in waterborne commerce only if such materials and the way they are handled conforms with all rules and regulations promulgated by those agencies. Conformance is required to such further OSHA, federal, state and local regulations, as well as all provisions of this tariff, any prevailing Port rules and regulations, and any permit(s) issued to the User handling the hazardous materials.

Notice shall be given to the HARBOR MASTER of any vessel, truck, rail, vehicle, or any other conveyance carrying cargo which is hazardous, extremely flammable, corrosive, explosive, or otherwise possesses a significant risk of harm to property or persons at least seventy-two (72) hours prior to landing or use of facilities or equipment at the Port. All hazardous cargo must be properly labeled in accordance with Federal HAZMAT and International HAZCOM requirements. Failure to have proper labeling will result in cargo being refused entry into the Terminal.

The CITY may refuse the use of its facilities for the handling of hazardous and dangerous materials if, in the CITY’s opinion, handling the hazardous materials constitutes an undue risk to the Port, Users, Tenants, and/or the citizens within the City of Port Lavaca.

TRANSSHIPMENT OF CARGO **ITEM 340**

Cargo, which is discharged from a vessel and intended for transshipment will be assessed wharfage on the outward movement if reloaded within seven (7) days of initial placement. If cargo remains beyond the seventh day, the inward and outward wharfage will be assessed, as well as any other applicable charges set forth in this Tariff.

SECTION 4 – WHARFAGE CHARGES

WHARFAGE CHARGES BY COMMODITY **ITEM 400**

All wharfage charges are in U.S. Dollars (USD) per Ton (2,000 pounds) unless otherwise noted.

- Crude petroleum, condensate, and other Liquid hydrocarbons, PER BARREL \$0.125
- Bulk product liquid or dry, PER TON \$0.79
- Oysters, PER SACK \$##.##

Westside CC = 50 cents/sack for oysters and \$0.15/lb for other seafood commodities

SECTION 5 – FEES

GENERAL**ITEM 500**

Potable Water: Refer to Appendix A -Chapter 50 Utilities of the City of Port Lavaca Code of Ordinances.

HARBOR OF REFUGE**ITEM 510**

Dedicated Dockage space provided with a ground lease	\$4.00/LF
Rail Spur Maintenance Fee	\$1,000/MO

NAUTICAL LANDINGS MARINA**ITEM 520**

Dockage/Stall Rentals	\$6.30/LF/MO
110v 30-amp Connection	\$52.50/MO
220v 50-amp Connection	\$105.00/MO
Transient Rate <35 ft LOA	\$15.75/DAY
Transient Rate >35 ft	\$21.00/DAY
Water and Trash is included in all Dockage/stall rentals	

SMITH HARBOR AND CITY HARBOR**ITEM 530**

Commercial Vessel Dockage Monthly rate (available only for leases of one year or greater unless otherwise approved by City Council)

First 25 ft. of LOA	\$175.00/MO
Each additional foot of LOA > 25 ft.	\$ 5.00/MO

For future consideration once rail is restored

RAIL OPERATIONS AND TRANSLOADING

ITEM 330

The CITY maintains rail track for the use of tenants and customers. The Port is served by the UPRR. Use of the CITY track is governed by the granting of a Rail Usage Permit that outlines the manner and conditions under which rail switching will be provided. CITY reserves the right to coordinate use based on utilization and preference deemed in the best interest of the PORT and its Users.

All rail charges are for the account of the User. Transloading taking place on port facilities not under lease are subject to prior approval by the HARBOR MASTER and the User will be assessed a \$35.00 per car transload fee in addition to any other charge herein.

The following free time and rail storage rates will apply:

	<i>Free Time</i>	<i>Charge After Free Time Expires</i>
<i>Manifest Cars</i>	<i>3 days</i>	<i>\$20 per car per day</i>
<i>Unit Trains</i>	<i>10 days</i>	<i>\$5 per car per day</i>

Free Time and Rail Storage shall be calculated based on when railcars are brought to a point of rest at the port (arrival) to when railcars are removed from the Port (departure).

