

moved and was seconded by Mrs. Snell, the Commission voted to authorize Mr. Smith to execute the service agreement with Rhyner Construction for the Dock 8/NuStar Dock Rehab Project.

H. 1. **Item:** CONSIDER POSSIBLE ACTION TO ADD COMMISSIONER ROSE SNELL AS A SIGNATORY OT THE PORT ACCOUNTS AT TEXAS REGIONAL BANK

2. **Issue:** To add Mrs. Snell as a signatory.

3. **Discussion:** There was no discussion on this matter.

4. **Action Taken:** On a motion by Mr. and seconded by Mrs. Snell, the Commission voted to add Mrs. Snell as a signatory to the Port accounts at Texas Regional Bank. Mr. Villarreal and Mr. Newman abstained from voting.

I. 1. **Item:** CONSIDER POSSIBLE ADOPTION OF A RESOLUTION AUTHORIZING COST SHARE FUNDS FOR AN EDA GRANT APPLICATION FOR FLEETING AREAS ADJACENT TO THE PORT'S TURNING BASIN

2. **Issue:** To adopt a resolution to authorize the Port to contribute funds to the EDA grant.

3. **Discussion:** Mr. Smith explained that the EDA grant is to add fleeting areas along the channel. Mr. Smith said that the Port's cost share amounts to \$50,000. He said that he is also working on including a cargo dock and design as well on the project.

4. **Action Taken:** On a motion by Mrs. Snell and seconded by Mr. Newman, the Commission adopted the resolution authorizing cost share funds for an EDA grant application for fleeting areas adjacent to the Port's turning basin. After a vote, the ayes were 5 and the nays were 0.

J. 1. **Item:** DISCUSSION REGARDING THE PORT'S PARTICIPATION IN TXDOT PHARR DISTRICT ON-SYSTEM PROJECTS ON FM 106, FM 509 & FM 1846

2. **Issue:** To discuss potential participation.


3. **Discussion:** Mr. Smith explained that due to TxDOT's restrictions on design and engineering for on-system projects, there were portions of the Seaport Connectivity Program grant projects – the reinforcement of intersections on FM 509, FM 106 and FM 1846; and rail crossing on FM 106 before entry to the Port property – that were not funded through the SCP grant. However, TxDOT found a different source of state funding that the project could utilize. Mr. Smith said that funding, however, would be 5% short for total funding and discussed the possibility of the Port funding that short fall since these projects directly benefit the Port and its tenants.

4. **Action Taken:** This was for discussion only.

The Commission entered the executive session authorized by Chapters 551.071 & 551.072 at 1:10 PM. They came out of the executive session at 1:33 PM. A Certified Agenda for the executive session is on file.

There being no further business, the meeting was adjourned at 1:34 PM.

ATTEST:

  
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Alan Johnson, Chairman  
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Chris Villarreal, Secretary

## POHA February 15, 2024

The Commissioners of the Port of Harlingen Authority (POH) met in a regularly scheduled session on Thursday February 15, 2024 at 12:00 PM at the Port's Administration Office located at 24633 Port Road, Harlingen, Texas, 78550.

**COMMISSIONERS PRESENT:** Rose Snell – Commissioner, Place 1  
Neil Haman - Commissioner, Place 2  
Alan Johnson – Chairman, Place 3  
Chris Villarreal – Commissioner, Place 4  
Ryan Newman – Commissioner, Place 5

**PORT STAFF PRESENT:** Walker Smith – Port Director (remote)  
Robert McDonald – Chief Financial Officer (remote)  
Amy Lynch - Director of Marketing & Public Relations  
Anne Jimenez - Receptionist

**OTHERS PRESENT:** Chris Boswell – Port Attorney

A. Meeting called to order at 12:19 pm.

Declaration of conflicts of interest: None

B. 1. **Item:** PUBLIC COMMENTS

2. **Issue:** To hear public comments, if any.

3. **Discussion:** There were no public comments.

4. **Action Taken:** None.

C. 1. **Item:** APPROVAL OF VOUCHERS

2. **Issue:** To review the vouchers for approval.

3. **Discussion:** There was no discussion regarding the vouchers.

4. **Action Taken:** On a motion by Mr. Newman and seconded by Mrs. Snell, the Commissioners approved the vouchers. After a vote, the ayes were 5 and the nays were 0.

D. 1. **Item:** APPROVAL OF MINUTES & CERTIFIED AGENDA FOR THE MEETING ON FEBRUARY 1, 2024

2. **Issue:** To review the corresponding minutes.

3. **Discussion:** There was no discussion regarding the minutes

4. **Action Taken:** On a motion by Mr. Haman and seconded by Mrs. Snell, the Commissioners approved the minutes and certified agenda for the meeting on November 16 and December 21, 2023. After a vote, the ayes were 5 and the nays were 0.



E. 1. **Item:** APPROVAL OF THE JANUARY FINANCIAL, OPERATIONS REPORT & CAPITAL PROJECTS REPORTS

2. **Issue:** To review and approve the reports.

3. **Discussion:** Regarding the A/R reports, Mr. McDonald stated that all outstanding rent invoices have been paid except for one of the Circle X tenants. A collection letter has already been sent to the tenant giving them a deadline to pay. Mr. Boswell stated that the next step would be to send a lease termination letter to the tenant. Regarding the Balance Sheet, Mr. McDonald presented two different versions of the report based on Mr. Haman's request. Regarding the Profit & Loss, Mr. McDonald stated that the growth revenue lags behind the budget. The total expenses are under budget.

4. **Action Taken:** On a motion by Mr. Villarreal and seconded by Mr. Newman, the Commissioners approved the January reports: Tonnage, A/R Aging Summary, Balance Sheet, the Profit & Loss Budget Performance and the Capital Projects report. After a vote, the ayes were 5 and the nays were 0.

F. 1. **Item:** STAFF REPORTS

2. **Issue:** To hear from staff regarding their respective projects.

3. **Discussion:** Mr. Smith reported that he attended the Port Authorities Advisory Committee in Houston, TX. He said that representatives of the offices for the Lt. Governor and Speaker told the Committee that they need to start pursuing other revenue streams rather than seeking state funding. Mrs. Lynch reported that she attended two back-to-back presentations in Matamoros along with the Harlingen EDC and Port of Brownsville. She said that the Port of Matamoros is currently working on dredging so they can expand their commerce. And in Matamoros there is a new industrial park that shows promise on bringing more businesses to the area.

4. **Action Taken:** This was for discussion only.

G. 1. **Item:** CONSIDER POSSIBLE ACTION TO EXECUTE THE SERVICE AGREEMENT WITH RHYNER CONSTRUCTION FOR THE DOCK 8/NUSTAR DOCK REHAB PROJECT

2. **Issue:** To review and approve the service agreement with Rhyner Construction.

3. **Discussion:** Mr. Smith reported that Rhyner Construction estimated the project to take approximately 120 days to complete. Mr. Smith said he is ready to put the agreement together and execute it.

4. **Action Taken:** On a motion by Mr. Haman and seconded by Mr. Newman, the Commission voted to remove the item from the "table." On a separate motion, Mr. Haman