

ARTICLE II. PORT COMMISSION

Sec. 54-19. Created; composition; qualifications; compensation.

There shall be a board to be known as the Port Commission of the City of Port Lavaca, Texas. The board shall consist of not less than five, or more than seven commissioners. The commissioners shall:

- (1) Be appointed to serve without compensation for a period of two years by majority vote of the council;
- (2) Be qualified voters of the city;
- (3) Be over the age of 25 years; and
- (4) Not be members of the city council.

(Ord. No. S-14-07, § 1, 12-10-2007)

Sec. 54-20. Appointment of officers; intent.

The port commission shall appoint its own chairperson and secretary. The officers shall serve as such for two years, or until, their successors are elected and qualified. This provision is intended to provide continuity from officer-to-officer, and is not intended to extend the expiring term of any officer.

(Ord. No. S-14-07, § 2, 12-10-2007)

Sec. 54-21. Meetings.

- (a) The port commission shall hold at least one regular meeting each month. The commission shall fix regular meeting dates and a regular meeting place.
- (b) Special meetings may be called as necessary for the transaction of business upon the call of:
 - (1) The mayor;
 - (2) The commission chairperson;
 - (3) The request of two or more city councilmembers; or
 - (4) The request of two or more members of the commission.
- (c) The commission shall establish its own rules and order of business. A majority of the board members serving shall constitute a quorum to do business. Meetings of the port commission shall be conducted in accordance with the state open meeting laws.

(Ord. No. S-14-07, § 3, 12-10-2007)

Sec. 54-22. Terms; removal; vacancies.

- (a) Commissioners shall be appointed for a period of two years.

-
- (b) Any commissioner or officer may be removed from office by a majority vote of the city council with or without cause.
 - (c) The absence from three consecutive regular meetings of the board by any commissioner, or the moving of his residence outside the corporate city limits shall automatically create a vacancy on the board. Any vacancy in the membership of the board for any reason shall be filled by a majority vote of the city council for the unexpired portion of the vacant term.

(Ord. No. S-14-07, § 4, 12-10-2007)

Sec. 54-23. Powers.

The port commission shall have the following powers:

- (1) To provide recommendations to the city council through the city manager regarding all port wharf and dock properties and waters (the port facilities) now owned or hereafter in any manner acquired by the city;
- (2) To provide recommendations to the city manager regarding the extension and improvement of port facilities to ensure the most efficient operation of same;
- (3) To make recommendations to the city manager regarding the adoption of ordinances to provide for the issuance of licenses and permits;
- (4) To adopt such rules and regulations it deems necessary for the operation of the port facilities so long as the same are not inconsistent with the general laws and administrative rules relative thereto;
- (5) To provide recommendations to the city manager on the budget for port operations each year at the regular budget time for the city; and
- (6) To review the proposed annual budget prepared by the city manager for presentation to city council.

(Ord. No. S-14-07, § 5, 12-10-2007)

Sec. 54-24. Responsibilities of city manager.

- (a) The city manager shall act as staff liaison between the port commission and the city council.
- (b) The city manager shall prepare and submit an annual proposed port commission budget to the city council for approval.
- (c) The city manager shall be responsible for the maintenance and operation of all port facilities within the adopted budget.
- (d) All employees whose salary is paid from port commission funds shall be under the supervision of the city manager or his designee.
- (e) The city manager shall supervise the proceeds of any port improvement, maintenance or extension bonds heretofore voted and authorized, but not now sold or which may in the future be authorized by the vote of the people.

(Ord. No. S-14-07, § 6, 12-10-2007)

Sec. 54-25. Presentation of recommendations.

Recommendations of the port commission to the attention of the city manager shall be presented in writing to the city secretary in ample time to furnish the city council with copies of the recommendation and other pertinent information prior to the next city council meeting.

(Ord. No. S-14-07, § 7, 12-10-2007)

Sec. 54-26. Disposition of funds.

- (a) All revenue derived from the port facilities shall be deposited with the city finance director to the credit of the port fund.
- (b) Any surplus remaining in the port fund, over and above the budget requirements, shall be applied for the retirement of port bonds or applied to a sinking fund for the benefit of the port or the city.

(Ord. No. S-14-07, § 8, 12-10-2007)

Secs. 54-27—54-45. Reserved.