

**OCEAN HIGHWAY AND PORT AUTHORITY
ATTORNEY REPORT
09/2018**

1. City of Fernandina Beach & Port Operations/Facilities:

a. Customs House – Still nothing new on the renewal of the facility lease. Still receiving complaints regarding the condition of the facility;

b. City Comprehensive Plan: The PAB recommendations will head to the City Commission for consideration shortly. These include recommended prohibition on the use of North First (Front?), Second, and Third Streets, which are essential to access to both the Port and Warehouses, and a prohibition on “piers” in wetlands or wetland transition areas. There are any number of other factors which would conflict with rights under the DRI, place limitations on OHPA versus other similarly situated entities, and the like. I have provided an outline to the Chairman and a draft letter on the topic.

2. Callahan - Nothing to report.

3. Hilliard - Callahan Corridor: Nothing to report.

4. Yulee – Nothing to report.

5. Nassau County – Nothing to report.

6. Camden County – Nothing to report;

7. Operating Agreement: The Port Operator has asked for an affirmative or negative vote on the financial aspects of their proposal to OHPA. I have received assertions relating to the financial aspects and have requested documentation on multiple occasions. I have even gone so far as making a formal public records request for such documents and have received nothing. Neither have I received the most recent version of their proposal. For these and a multitude of other reasons, I cannot recommend adoption of the terms they demand.

BUDGET.

TOTAL HOURS – August 4, 2018 – September 10, 2018:

Including One Regular Meeting and One Special Meeting

I apologize for not having time to break out port operations from board operations but time was pretty well split evenly between dealing with a new proposed operating agreement and the bridge loan on the crane.

TOTAL 20.000 Hours

TOTAL HOURS – February 23, 2018 – September 10, 2018 [28.42 weeks] = 107.25 Hours

These figures cover 199 days, or approximately 6 1/3 months. For budget planning purposes,

OHPA is consuming about 16.39 hours of time per month, or about \$5,537.00 at \$350.00/hour, per month on the average. At \$250.00 per hour, this would still put you at \$4,097.00 per month. I believe that once we get a new port operating agreement and a new port master plan in place, with some measure of consistency between the two documents, then the pace may slow. Of course, there always seems to be “something” coming.

Respectfully submitted,

CLYDE W. DAVIS /s/