



IN RE: APPLICATION ADJUSTMENT           §   BEFORE THE BOARD OF PILOT COMMISSIONERS  
   §  
 TO PILOTAGE RATES DATED                 §   FOR THE  
   §  
 JULY 9, 2024                                   §   PORTS OF BRAZORIA COUNTY, TEXAS

**ACKNOWLEDGEMENT FOR FILING OF FINAL ORDER ON APPLICATION FOR ADJUSTMENT TO PILOTAGE RATES**

I, the undersigned, do hereby certify:

Attached hereto is a true and accurate copy of the Final Order on Application for Adjustment to Pilotage Rates regarding the Brazos Pilots Association’s Application for Adjustment of Pilotage Rates dated May 31, 2024.

EXECUTED this 16<sup>th</sup> day of July, 2024.

**PORT FREEPORT**

By: *Phyllis Saathoff*  
 Phyllis Saathoff  
 Executive Director/CEO

THE STATE OF TEXAS   §  
   §  
 COUNTY OF BRAZORIA   §

This instrument was acknowledged before me on the 16 day of July, 2024, by Phyllis Saathoff, in her capacity as Executive Director/CEO of Port Freeport.



*Leslie M. Barber*  
 NOTARY PUBLIC IN AND FOR  
 THE STATE OF TEXAS

IN RE: APPLICATION ADJUSTMENT § BEFORE THE BOARD OF PILOT COMMISSIONERS  
 TO PILOTAGE RATES DATED § § FOR THE  
 JULY 9, 2024 § § PORTS OF BRAZORIA COUNTY, TEXAS

**FINAL ORDER ON APPLICATION FOR ADJUSTMENT TO PILOTAGE RATES**

On the 9<sup>th</sup> day of July, 2024, came on for consideration before the Board of Pilot Commissioners for the Ports of Brazoria County, Texas the Brazos Pilots Association’s (“Pilot’s”) Application for Adjustment to Pilotage Rates dated May 31, 2024. The Board of Pilot Commissioners (“Pilot Board”), after reviewing the Application for Adjustment and consideration of the factors set forth in Section 68.067 of the Texas Transportation Code renders this Final Order and approves the following requests:

**Brazos Pilots Association Request 1**

*Extend the tariff units table to 2450 unit and adjust unit charge commensurately as shown in the table below. Effective 2025.*

	UNITS	UNIT CHARGE
Present unit charge table ends at 2099.	2000-2024	4.46
	2025-2049	4.53
	2050-2074	4.57
	2075-2099	4.67
Proposed additional units table carried out	2100-2124	4.78
	2125-2149	4.9
	2150-2174	5.01
	2175-2199	5.13
	2200-2224	5.26
	2225-2249	5.38
	2250-2274	5.51
	2275-2299	5.64
	2300-2324	5.78
	2325-2349	5.92
	2350-2374	6.06
	2375-2399	6.21
	2400-2424	6.36
	2425-2450	6.51
2450+	6.66	

*(This table represents the % increase request in item 2 implemented)*

**Brazos Pilots Association Request 2**

*Increase all Units Charges, Draft Charges, Detention Charges, Holding Charges, Cancellation Charges and Minimum Charge by 15% for 2025 and 12.5% for 2026.*

**Brazos Pilots Association Request 3**

*Simplify the expanded draft charge to a single fixed rate for vessels with drafts of 42' or more to be in effect at the completion of the Freeport Harbor Channel Improvement Project as shown below:*

*Draft less than 42' = \$41.72*

*Draft of 42' or greater =*

*\$83.45*

*The minimum draft charge will remain at 25'.*

**Brazos Pilots Association Request 4**

*Institute a Fuel & Lube Surcharge (Fuel Fee) to charge each vessel per movement. This charge will be calculated at the beginning of each month and be based on the previous months total cost of fuel & lube and then divided by the prior month's total movements. Establish a separate checking account to hold and track Fuel & Lube Surcharges. To be effective January 1, 2025.*

**Brazos Pilots Association Request 5**

*The Pilot Transport Surcharge (Boat Fee) be modified from "per movement" to "per pilot." The calculation for the Pilot Transportation Surcharge would remain at \$100 + (Units x .1). Once the current loan on "BRAZOS PILOT" is paid in full, the Association requests the ability to accumulate funds in the same dedicated Pilot Boat Fee account (Home Bank xxx968) to provide an appropriate down payment on a new pilot boat and allow a sustainable monthly payment for the loan to construct and purchase the boat. Increase the principal value of the next pilot boat to \$8 million to account for increase in estimated cost.*

**Brazos Pilots Association Request 6**

*Increase the Training and Education Charge by \$12.50 for 2025. The current charge is \$10.00 + (Units x .03) and will be modified to \$22.50 + (Units x .03). In 2026 the Training and Education Charge will increase by 12.5% according to Brazos Pilots Association Request 2.*

**Brazos Pilots Association Request 7**

*Increase Communications/Dispatch Charge by \$10.00 per movement effective January 1, 2025.*

**Brazos Pilots Association Request 8**

*Amend Cancellation Charges for arrivals at the time of order to include the following tariff line item fees: Pilot Transport Charge, Communication Charge, Fuel & Lube Surcharge effective January 1, 2025.*

**Brazos Pilots Association Request 9**

*Modify the Holding Charge to include "Per hour or a fraction thereof after 45 minutes" effective January 1, 2025.*

**Brazos Pilots Association Request 10**

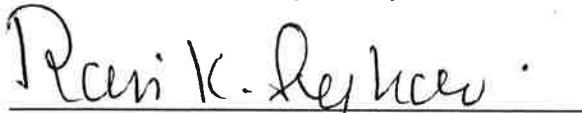
*Assess the Communication Charge, Pilot Transport Charge, and Fuel & Lube Surcharge on vessels that shift within the port effective January 1, 2025.*

IT IS THEREFORE ORDERED the Brazos Pilots Association Request is hereby ADOPTED.

It is intended by the Board of Pilot Commissioners that this order is final as to the Brazos Pilots Association's Application for Adjustment to Pilotage Rates dated May 31, 2024.

It is further intended by the Board of Pilot Commissioners that this order shall also act as a resolution memorializing the action of the Board of Pilot Commissioners as to the Brazos Pilots Association's Application for Adjustment to Pilotage Rates dated May 31, 2024.

SIGNED on the 9<sup>th</sup> day of July, 2024



Ravi K. Singhania, Chairman



Barbara Fratila, Secretary

# FILED and RECORDED

Instrument Number: 2024029982

Filing and Recording Date: 07/16/2024 09:46:56 AM Pages: 5 Recording Fee: \$42.00

I hereby certify that this instrument was FILED on the date and time stamped hereon and RECORDED in the OFFICIAL PUBLIC RECORDS of Brazoria County, Texas.



A handwritten signature in cursive script that reads "Joyce Hudman".

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Joyce Hudman, County Clerk  
Brazoria County, Texas

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