

**BROWNSVILLE NAVIGATION DISTRICT
NOTICE OF A REGULAR BOARD MEETING OF THE
BROWNSVILLE NAVIGATION DISTRICT**

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS
On: Feb 10, 2006 at 03:41P

Notice is hereby given that the Board of Commissioners of the **BROWNSVILLE NAVIGATION DISTRICT** will meet in Regular Session on **Wednesday, February 15, 2006 at 5:00 P.M.**, in the Conference Room at the Brownsville Navigation District Building located at 1000 Foust Road, Brownsville, Texas.

Joe B Rivera
County Clerk
By
Cameron County

PUBLIC AUDIENCE:

If you wish to address the Board of Commissioners during the Public Audience portion of today's meeting, with regard to an agenda item, please print your name and agenda item on the Sign - In - Sheet.

According to BND Policy, only those persons (on the list) who request to speak shall be heard. The speaker shall limit remarks to five minutes, and shall address only matters on the agenda for this meeting. The board shall allot no more than 30 minutes for the Public Audience portion of the meeting. Complaints and concerns for which other resolution channels are provided shall be directed through those channels. If the Chairman of the Board determines that a person has not attempted to resolve a matter administratively, the person shall be directed to the appropriate person for attempted resolution before bringing the matter to the Board. Complaint against specific employees or officers of BND shall be heard in Closed Meeting, as authorized by the Texas Government Code Title 5 - Section 551.074 (1) and (2). If your topic concerns complaints against specific employees or officers, please note this on the sign - up sheet. You must make your points on issues in a constructive and courteous fashion pursuant to Robert's Rules of Order.

Minutes: 1. Approve minutes of Regular Board Meeting of February 8, 2006.

General: 2. Port Director's Report. **(BL)**

3. Consider and act on changing date of Regular Board Meeting of Wednesday, March 1, 2006 to Friday, March 3, 2006 at 10:00 a.m.
4. Presentation of the Employee of the Month for February. **(JS)**
5. Consider and act on proclamation in honor of Secundino "Nino" Gutierrez for his past, present and future service to the Commissioners, staff and people of the Brownsville Navigation District. **(PZ)**
6. Consider and act on hiring counsel in the Brownsville Navigation District v. Dannenbaum civil litigation. **(PZ)**
7. Consider and act on consultants' contracts. **(PZ)**
 - a. Esther Rodriguez Silva
 - b. LeMunyon Group, LLC
 - c. PPS Consult
8. Consider and act on consulting contracts and work contracts.
 - a. PPS Consult - 02/01/06 - \$17,910.21
 - b. LeMunyon Group, LLC - 01/01/06 - Invoice No. 58 - \$10,386.00
 - c. Esther Rodriguez Silva - 01/31/06 - Invoice No. 43 - \$2,000.00
9. Consider and take action on adoption of amended Code of Ethics. **(DD)**
10. Consider and take action on the adoption of the "Secretary's Certificate and Resolution to govern the Handling of Account" and approve the signature cards for the Demand Deposit and Select CD Accounts at Lone Star Bank for the accounts to be established for the construction funds for Dock 16. **(DD)**
11. Receive report from Salvage Auction Team regarding the results of the auction of the Donic Chair Building and its contents. **(DD)**
12. Consider and take action to authorize staff to negotiate a lease with the successful bidder for the Donic Chair Building. **(DD)**
13. Consider and take action to award bids for the sale of surplus vehicles received on February 14, 2006. **(DD)**

14. Consider and take action to award bids for a new tractor loader backhoe received on February 14, 2006. **(DD)**
15. Consider and take action to declare the buildings and improvements on the ex: Gonzalez Boat Works lease site surplus to the District's needs and authorize the Salvage Auction Team to dispose of them by demolition of the building and the sale of the materials recovered from the building and the other materials on and around the lease site as scrap. **(DD)**
16. Consider and take action to declare the buildings and improvements on the ex: Buster Harris, Harris Boat Maintenance Shop, Inc. and Harris Boat Maintenance lease sites surplus to the District's needs and authorize the Salvage Auction Team to dispose of them by sale by sealed bid. **(DD)**
17. Consider and take action to order the termination of the David Perez, dba David Perez Trustee, Lease Contract 2640, and to instruct the staff to institute eviction proceedings against the site. **(DD)**
18. Consider and take action to order the termination of the USA Meat and Grain, Inc. Lease Contract 2706, and to instruct the staff to institute eviction proceedings against the site. **(DD)**

Leasing:

19. Consider and act on the following leases: **(BR)**
 1. A.E. Cantu and Gus S. Martin (New lease)
20. Consider and take action on Assignments, Negotiations, Easements, Subleases, and Contracts in General. **(BR)**
 1. Allied Mineral Products, Inc. (Authority to negotiate)
 2. Holt Texas, LTD (Lease terminations)
 3. South Central Coaches, Inc. (Sublease)

Executive

21. Adjourn into Executive Session, as authorized by Subchapter D of Chapter 551 of the Government Code to discuss with attorneys pending or contemplated litigation and matters in which the duty of the attorneys under the Rules of Professional Conduct clearly conflict with Chapter 551, including but without limitation, consultation with attorneys regarding the Port Bridge Project (§551.071); to conduct deliberations regarding real property (551.072); to conduct personnel matters (551.074); and to deliberate regarding economic development negotiations (§551.087).
22. Possible action on matters or items discussed in Executive Session.
23. Public Comment Period: Please Note:
 - ANY PERSON WITH BUSINESS BEFORE THE BOARD, NOT SCHEDULED ON THE AGENDA AS A PUBLIC HEARING, MAY SPEAK TO THE BOARD.
 - SPEAKERS MUST REGISTER WITH THE RECEPTIONIST PRIOR TO THE MEETING
 - THERE IS A THREE (3)-MINUTE TIME LIMIT PER SPEAKER.
 - NO FORMAL ACTION CAN BE TAKEN.
24. Adjourn.



Bernard List - Port Director and CEO
Brownsville Navigation District