

**THE STATE OF TEXAS §  
BROWNSVILLE NAVIGATION DISTRICT §  
COUNTY OF CAMERON §**

John Wood, Chairman  
Sergio Tito Lopez, Secretary  
Ralph Cowen, Commissioner

John Reed, Vice Chairman  
Carlos R. Masso, Commissioner

Eduardo A. Campirano, Port Director and CEO

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

Notice is hereby given that the Board of Commissioners of the Brownsville Navigation District will meet on **Wednesday, February 15, 2017** in the Training Room located at The Port of Brownsville Police Command Center, 2993 N. Indiana Avenue, Suite B, Brownsville, Cameron County, Texas. The Board of Commissioners will convene in a **Regular Board Meeting at 5:30 P.M.**

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**REGULAR MEETING: 5:30 P.M.**

1. Call to Order.

***INVOCATION***

***PLEDGE OF ALLEGIANCE***

2. Public Audience.

If you wish to address the Board of Commissioners during the Public Audience portion of today's meeting with regard to either an **item on this agenda or other issue**, please print your name and the agenda item or topic of discussion you wish to address on the Sign-In-Sheet located at the Reception Desk.

In accordance with BND Policy, only those persons who have signed up on the list shall be heard. The speaker must limit remarks to three minutes. The Board shall allot no more than 30 minutes for the Public Audience portion of the meeting. Complaints and concerns for which other channels of resolution 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 individual for attempted resolution before bringing the matter to the Board. A complaint against specific employees or officers of the BND shall be heard in a Closed Meeting, as authorized by the *Texas Government Code Title 5 – Sections 551.074(1) and (2)*. If your topic concerns a complaint against a specific employee or officer, please note this on the sign-in sheet. You must make your points on issues in a constructive and courteous fashion pursuant to *Robert's Rules of Order*.

3. Receive Directors Reports.

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### CONSENT AGENDA ITEMS

All Consent Agenda Items listed are considered to be routine by the BND Commission and will be approved in one motion. There will be no separate discussion of these items unless at least one BND Commissioner so requests, in which event the item will be removed from the Consent Agenda and considered separately in the Regular Agenda.

4. Consideration and ACTION on the following Consent Agenda Items:

a) Approval of the Minutes of the Regular Board Meeting of February 1, 2017. 9

b) Approval to authorize payments over \$25,000.00. (SF)

	Vendor	Purpose	Amount	
1	Vulcan Materials Company	Crushed Limestone for Patio 22 and various areas in the Port	\$28,810.41	13
2	Tyler Technologies	Annual support accounting software	\$36,896.00	13

c) Approval of the following leases: (BR)

1	TransMontaigne Operating Company, L.P. (Amendment)	20
2	Castro Trawlers, Inc. (New Lease)	23
3	Miss Anid, Inc. (Release of Lease)	26

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### ACTION ITEMS

5. Consideration and ACTION on Assignments, Negotiations, Easements, Leases, Subleases, and Contracts in General: (BR)

1	Brownsville Acquisition, Inc. (Lease Amendment)	
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6. Consideration and ACTION to designate The Port of Brownsville Police Command Center, 2993 N. Indiana Avenue, Suite B, Brownsville, Cameron County, Texas as the administrative office of the Brownsville Navigation District of Cameron County, Texas for the limited purpose of posting notice of meetings under the Texas Open Meetings Act during renovation of the Administration Building. (EAC) 29

7. Consideration and possible ACTION on adjusting meeting schedule for March 2017 Board meetings. (EAC) 30

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## **BIDS/AGREEMENTS/PURCHASES**

8. Consideration and ACTION to authorize the Port Director & CEO, Eduardo A. Campirano to enter into an Marketing Consultant Agreement with Stephen Garifalos. (ST) 31
9. Consideration and ACTION to accept work performed by contractor NM Contracting, L.L.C. on the Foust Road Entrance Canopy and Guard House project, and authorize release of the \$74,960.00 retainage, subject to liquidated damages. (AC) 32
10. Consideration and ACTION to authorize Port staff to publish Invitation to Bid on Yearly Contract to Dispose of Oil from the Fishing Harbor Sewer Treatment Plant, and to open bids thereof. (AC) 33

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## **EXECUTIVE SESSION:**

11. 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; to conduct deliberations regarding real property (§551.072); to deliberate the deployment of security personnel or devices (§551.076); to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee (§551.074); and to conduct deliberations regarding economic development negotiations (§551.087).
12. Possible ACTION on matters or items discussed in Executive Session.
13. Adjournment.

**NOTE:** The Board of Commissioners reserves the right to discuss any items in Executive Session whenever authorized under the Texas Open Meetings Act, Chapter 551, Title 5 of the *Texas Government Code*.

**NOTE:** The Brownsville Navigation District does not discriminate on the basis of disability in the admission of, access to, treatment of, or employment in its programs, activities, or public meetings. Any individual with a disability in need of an accommodation is encouraged to contact the Director of Human Resources by Monday, no later than 5:00 P.M., to make proper arrangements.

I certify that a copy of the February 15, 2017 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on February 10, 2017. I further certify that the Agenda was posted on the BND's website and can be downloaded by accessing: [www.portofbrownsville.com](http://www.portofbrownsville.com).

  
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**Eduardo A. Campirano, Port Director & CEO**  
**Brownsville Navigation District**