

**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 WORKSHOP AND 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, December 21, 2016** in the Conference Room located at 1000 Foust Road, Brownsville, Cameron County, Texas. The Board of Commissioners will convene in a **Workshop at 5:30 P.M and Regular Board Meeting Immediately after conclusion of workshop meeting.**

* * * * *

WORKSHOP MEETING: 5:30 P.M.

1. Port of Brownsville Marketing Efforts update
2. Discussion of the 2017 Port of Brownsville Operating and Capital Budget

* * * * *

REGULAR MEETING: Immediately after conclusion of workshop meeting

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. 1
 - a. Monthly Operations Summary Report

* * * * *

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 December 7, 2016. 10
 - b) Approval to authorize payments over \$25,000.00. (SF)

	Vendor	Purpose	Amount	
1	360factors	Collect and analyze sediment samples for dock maintenance dredging	\$31,151.93	17
2	Kirti International Inc.	Purchase of fender and bollard system for the BND Liquid Cargo Dock	\$89,570.00	17

- c) Approval of the following leases: (BR)

1	Bryant Industrial Services, LLC (Amendment)	32
2	TransMontaigne Operating Company., L.P. (Amendment)	35

* * * * *

RESOLUTION

- 5. Consideration and ACTION on a Resolution naming the SH 550 extension “Bill Reed Road”. (EAC) 38

* * * * *

ACTION ITEMS

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

1	TransMontaigne Operating Company., L.P. (Authority to Negotiate)	40
----------	--	----

- 7. Consideration and ACTION on the adoption of the District’s Operating and Capital Budget for Fiscal Year 2017. (SF) 43
- 8. Consideration and ACTION to approve list of proposed write-offs of uncollectible accounts. (SF) 44
- 9. Consideration and ACTION to adopt a Resolution granting certain tax exemptions to certain historic sites under the 2017 Historic Preservation Plan. (DLD) 46
- 10. Consideration and ACTION on Memorandum of Understanding between the Brownsville & Rio Grande International Railway, LLC and The Brownsville Navigation District. (EAC) 66

* * * * *

BIDS/AGREEMENTS/PURCHASES

- 11. Consideration and possible ACTION on bids received for the Administration Complex Rehabilitation and Building additions construction project. (AC) 69
- 12. Consideration and possible ACTION on bids received for the Oil Dock No. 6 Construction, Oil Dock No. 3 Fender System Replacement & Facility Enhancements, and Maintenance Dredging construction project. (AC) 72
- 13. Consideration and possible ACTION on bids received for the Asphalt at Harbor Crane Pad and Aluminum Sliding Gate Entrance in Dock 15 area construction project. (AC) 83

* * * * *

EXECUTIVE SESSION:

- 14. 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).


15. Possible ACTION on matters or items discussed in Executive Session.

16. 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 December 21, 2016 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on December 16, 2016. I further certify that the Agenda was posted on the BND's website and can be downloaded by accessing: www.portofbrownsville.com.



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