

**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, May 17, 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 Workshop at **5:30 P.M.**, with a Regular Board Meeting to commence immediately after the conclusion of the Workshop.

* * * * *

WORKSHOP: 5:30 P.M.

1. Update on Administration Building Project

* * * * *

REGULAR 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 Pilot Board Meeting of May 03, 2017. 10
 - b) Approval of the Minutes of the Regular Board Meeting of May 03, 2017 10
 - c) Approval to authorize payments over \$25,000.00. (SF)

	Vendor	Purpose	Amount	
1	ZIWA Construction	BND Administration Complex Rehab & Building Addition	\$188,559.23	17
2	HDR	Construction Administration and Observation Services for Oil Docks 3&6, Maintenance Dredging	\$37,425.75	17

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

1	Brownsville International Seafarer Center (New Lease)	20
2	Friends of the Rio Grande Valley Reef, Inc. (New Lease)	23
3	Fel Glo, Inc. (Bill of Sale)	26
4	Robert L. Hunter / Boca Chica Beach Club, LLC (Assignment)	29

* * * * *

ACTION ITEMS

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

1	General Pipe & Industrial Constructors-LA, LLC (Authority to Negotiate)	32
2	Brownsville Acquisition, Inc. (Authority to Negotiate)	35
3	CMG Brownsville II, LLC (Authority to Negotiate)	38
4	Captain Memo Corp. (Authority to Negotiate)	41
5	Titanium Metals Corporation (Authority to Negotiate)	44
6	Border Financial Services, Inc., d/b/a A-Mex (Authority to Negotiate)	47

- 6. Consideration and ACTION to approve License Agreement between Brownsville Navigation District and Cameron County for the use of ISLA Blanca Park for the arrival of the USS Independence. (EAC) 50

- 7. Consideration and ACTION to amend Procurement Policy C201(Local) through C212(Legal) to extend purchasing authority to Level 2 Supervisors, to amend Procurement Procedures to reflect the new accounting system procedures, to remove the text of Texas statutes and to make other technical corrections. (DLD) 56

- 8. Consideration and ACTION on designation of a Utility Corridor on BND land between SH 48 and the Brownsville Ship Channel. (EAC) 134

* * * * *

BIDS/AGREEMENTS/PURCHASES

- 9. Consideration and ACTION on Easement Agreement between BND and Valley Crossing Pipeline, LLC in the Utility Corridor. (EAC) 135

- 10. Consideration and ACTION to enter into an Easement Agreement between BND and Valley Crossing Pipeline, LLC outside of the Utility Corridor. (EAC) 136

- 11. Consideration and ACTION to enter into an Easement Agreement between BND and Valley Crossing Pipeline, LLC for channel crossing. (EAC) 137

- 12. Consideration and ACTION to authorize Port Staff to solicit Statements of Qualifications for Professional Land Surveying Services to perform surveys required for the Brazos Island Harbor Easement Releases as provided in the Water Resources Development Act of 2016. (AC) 138

- 13. Consideration and ACTION on Change Order No. 1 to the Oil Dock No. 6 Construction, Oil Dock No. 3 Fender System Replacement & Facility Enhancements, and Maintenance Dredging project, adding Mooring Bollard for Oil Dock #3 and Demolition Budget. (AC) 152

14. Consideration and ACTION on bids received for the yearly contract to dispose of oil from the Fishing Harbor Sewer Treatment Plant. (AC) 157

* * * * *


EXECUTIVE SESSION:

15. 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).
16. Possible ACTION on matters or items discussed in Executive Session.
17. 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 May 17, 2017 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on May 12, 2017. 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