

**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 07, 2018** 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:

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 about 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

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 January 17, 2018. 64

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

	Vendor	Purpose	Amount	
1	HDR	Professional Services for the DMPA 5B Dike Relocation Project	\$41,250.84	69
2	O'Brien's Response Management	Environmental Services on Ballast Pit 1 & 2	\$34,417.50	79
3	Mor-Wil, LLC	Keppel AmFels water line relocation	\$242,796.47	82
4	OmniTrax	Payment of portion of rent due on CMG lease	\$45,693.90	84
5	SAAB Technologies, Ltd.	Klein System Annual Software Support/Maintenance	\$93,476.36	85
6	Triton Marine Construction	Oil Dock 6 Construction, Oil Dock No. 3 Fender System Replacement & Facility Enhancements, & Maintenance Dredging	\$1,052,250.41	87

a) Approval of the following leases: (BR)

1	Friends of Rio Grande Valley Reef, Inc. (New Lease)	103
2	U.S. Government Lease/National Marine Fisheries (New Lease)	106
3	U.S. Government Lease/Customs & Border Protection (New Lease)	109
4	Interlube Corporation, Inc. (Easement)	112
5	Sugaright, LLC (Subordination)	115

PRESENTATION

5. Presentation of year-end financial report on BND’s Pension Plan by Hunter Stanco, Financial Advisor from Morgan Stanley. 118
6. Presentation by Kyle Clark from HDR on the Brazos Island Harbor Channel Improvement Project update. 119

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ACTION ITEMS

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

1	Landro, Inc. (Authority to Negotiate)	120
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8. Consideration and ACTION to approve an adjustment to the BND Wage & Salary Chart for all salary positions. (JM) 123
9. Consideration and ACTION to declare the Champion Motor Grader (Unit 662) as surplus to the District’s needs and to authorize the staff to offer the equipment as a trade-in for a new unit. (DLD) 125
10. Consideration and ACTION on an Order and Notice of an election to be held on May 5, 2018 for the purpose of electing two Navigation and Canal Commissioners. (Consideración y acción a una Orden y Aviso de elección que se celebrara el 5 de mayo de 2018 con el propósito de elegir dos comisionados de navegación y del canal.) (DLD) 127
11. Consideration and ACTION on a Resolution in the Matter of Holding a General Election for the Purpose of Electing Two Navigation and Canal Commissioner of the Brownsville Navigation District of Cameron County, Texas. (Consideración y acción a una Resolución para celebrar una Elección General con el Propósito de Elegir dos Comisionados de Navegación y del Canal del Distrito de Navegación de Brownsville del Condado de Cameron, Texas). (DLD) 134

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BIDS/AGREEMENTS/PURCHASES

12. Consideration and ACTION on a contract for Election Services with the Cameron County Election Administrator for the May 5, 2018 General Election. (Consideración y acción para un contrato de servicios para la elección con el administrador de elecciones de Condado de Cameron para el día 05 de mayo de 2018 elecciones generales.) (DLD) 145

13. Consideration and ACTION to approve the purchase of ten Flyget pumps from Xylem Water Solutions at a total cost of \$33,622.94. (OG) 159
14. Consideration and ACTION to enter into an Earthen Material Sale Agreement with contractor Strike, LLC for random fill dirt to be used as trench backfill in their Valley Crossing Pipeline project. (AC) 167
15. Consideration and ACTION on amendment to Change Order No. 5 to the Oil Dock No. 6 Construction, Oil Dock No. 3 Fender System Replacement & Facility Enhancements, & Maintenance Dredging project, for the purpose of increasing dredging volumes to conform to pre-dredge surveys, and approving a new dredging schedule. (AC) 180


EXECUTIVE SESSION:

16. 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).
17. Possible ACTION on matters or items discussed in Executive Session.
18. 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 07, 2018 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on February 02, 2018. 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