

**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, May 16, 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
  - a. Monthly Summary Report

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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 Special Board Meeting of April 24, 2018 and the Regular Board Meeting of May 2, 2018. 8
  - b) Approval to authorize payments over \$25,000.00. (SF) 15

	Vendor	Purpose	Amount	16
1	HDR, Inc.	Construction Observation Services for Valley Crossing Pipeline Project, Brazos Island Harbor Deepening Project, and DMPA 5B Dike Relocation Project	\$88,715.98	

- 5. Consideration and ACTION on Steamship Agents License Renewal Application for: (DLD)

1	Gulf Harbor Shipping, LLC.	30
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## ELECTION

- 6. Canvass the returns of the May 5, 2018, General Election. *Hacer el escrutinio de los resultados de la eleccion general del dia 5 de mayo del 2018.* (DLD) 35
- 7. Receive the bonds of the winners of the May 5, 2018 General Election. (DLD) 36
- 8. Issue Certificates of Election to the winners of the May 5, 2018 General Election. (DLD) 37
- 9. Administration of the Oath of Office to the winners of the May 5, 2018 General Election. (DLD) 40

- 10. Election of officers of the Board of Navigation and Canal Commissioners of the Brownsville Navigation District of Cameron County, Texas. (DLD) 43

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**PRESENTATION**

- 11. Presentation and update by Kyle Clark with HDR, Inc. on the Brazos Island Harbor project. (EAC) 44
- 12. Presentation by Don Breeden on the final design of the mural for the new Administration Building. (DE) 45

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**ACTION ITEMS**

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

1	West Plains, LLC (Authority to Negotiate)	46
2	John Whelan, d/b/a Whelan Industries (Authority to Negotiate)	49
3	Elite Packaging Services, LLC/Port Warehouse Properties, LP (Assignment of Lease)	52
4	Elite Packaging Services, LLC/Port Warehouse Properties, LP (Assignment of Sublease)	55
5	Port Warehouse Properties, LP (Subordination)	58

- 14. Consideration and ACTION on amending Purchase Order 64640 for Property and Liability Insurance coverages. (DLD) 61

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**BIDS/AGREEMENTS/PURCHASES**

- 15. Consideration and ACTION authorizing staff to submit an application for funding to the U.S. Economic Development Administration for the Keppel AmFELS Ship Building Project. (EAC) 76
- 16. Consideration and ACTION authorizing staff to advertise for bids for the construction of the Assembly and Erection Pad for the Keppel AmFELS Ship Building Project. (EAC) 77

17. Consideration and ACTION to amend annual contract for Disposal of Oily water from the Fishing Harbor Sewer Treatment Plant and from Ballast Pit No. 2 by providing up to 925 cubic yards of dirt and allowing dirt to mix with Oily Waste/Sludge at Ballast Pit No. 2 to Facilitate Oily Water/Sludge Removal. (SF) 78

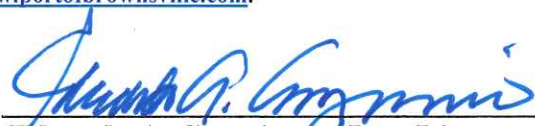
### **EXECUTIVE SESSION:**

18. 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).
19. Possible ACTION on matters or items discussed in Executive Session.
20. 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 16, 2018 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on May 11, 2018 . 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**