

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

John Reed, Chairman
Ralph Cowen, Secretary
Esteban Guerra, Commissioner

Sergio Tito Lopez, Vice Chairman
John Wood, Commissioner

Eduardo A. Campirano, Port Director and CEO

**NOTICE 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, August 08, 2018** in the Board Room located at, 1000 Foust Road, 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

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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 July 25, 2018. 55
- b) Approval to authorize payments over \$25,000.00. (LH)

	Vendor	Purpose	Amount	
1	HDR	Brazos Island Harbor Deepening Project	\$30,469.91	61
2	Vulcan Materials Company	Crushed Limestone	\$151,658.70	67
3	Triton Marine Construction	Oil Dock 6 Construction, Oil Dock 3 Fender System Replacement & Facility Enhancements, & Maintenance Dredging	\$959,783.90	86
4	G & T Paving	Foust Road Truck Parking Facility	\$155,306.93	89
5	Environmental Evolutions	Disposal of oily water and sludge	\$301,438.80	92

ACTION ITEMS

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

1	Sugaright, LLC (Landlord's Agreement)	95
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6. Consideration and ACTION to approve Secretary's Certificate and Signature Cards for the District's Bank Accounts. (DLD) 98

7. Consideration and ACTION to extend contract for insurance consultant services with McGriff, Seibels, & Williams for a term of three years. (DLD) 99

- 8. Consideration and ACTION to acknowledge receipt of submission of Ad Valorem Property Tax calculations for the 2018 levy. (DLD) 113
- 9. Consideration and ACTION on 2018 Proposed AD Valorem Tax Rate for the Brownsville Navigation District of \$.035920 per \$100 valuation. This rate is comprised of a debt portion of zero per \$100 valuation and maintenance and operations of portion of \$.035920 per \$100 valuation. This rate is equal to the 2017 Adopted Tax Rate. (DLD) 130
- 10. Consideration and ACTION to enter into negotiations with Burson-Marsteller to refine scope of work and extend contract. (ST) 136

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BIDS/AGREEMENTS/PURCHASES

- 11. Consideration and possible ACTION on bids received for the BND Bulk Cargo Dock Improvements projects. (AC) 137
- 12. Consideration and possible ACTION on bids received for the Old S.H. 48 Railroad Crossings – Rail and Appurtenances in the BND Port Road Improvements – Phase II project. (AC) 141
- 13. Consideration and possible ACTION Change Order No.3 to the Administration Complex Rehabilitation and Building Additions project, making provision for additional landscaping and irrigation improvements, and adjusting the contract time. (AC) 143

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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 August 08, 2018 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on August 03, 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**