

**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 **Tuesday, November 06, 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: 5:30 P.M.

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 October 17, 2018. 63
- b) Approval to authorize payments over \$25,000.00. (LH) 70

	Vendor	Purpose	Amount	
1	HDR, Inc.	Construction Admin. And Observation Services for Oil Docks 3 & 6 and maintenance dredging, Construction observation services for Valley Crossing Pipeline, Dike 5B relocation project, and the BIH project	\$115,286.26	71
2	Russell Marine LLC	BND Bulk Cargo Dock Improvements	\$185,043.60	95
3	Triton Marine Construction	Oil Dock 6, Oil Dock 3 fender system replacement, Oil Dock 3 facility enhancements, and maintenance dredging	\$315,231.83	101
4	Environmental Evolutions	Ballast pit 2 transportation and disposal sludge, and pick up of oily water	\$112,647.60	11

a) Approval of the following leases: (BR)

1	Ocelot Energy Management, LLC (New Lease)	114
2	Raul L. Garcia, d/b/a Garcia Bookkeeping (New Lease)	117
3	Arguindegui Oil Co. II, Ltd. (New Lease)	120

4	Falco, Inc. (Release of Lease)	123
5	George Carlos Gavito (New Lease)	126
6	JTM II, Ltd. (Amendment)	129
7	Texas Shrimp Association (Bill of Sale)	132

5. Consideration and ACTION to approve payment of the District’s pro-rata portion of the Cameron Appraisal District (CAD) budget for fiscal year 2019. The District’s pro-rata portion is .74615 percent of the total CAD budget or \$38,615.00. (LH) 135
6. Consideration and ACTION on an application for a renewal of the Harbor Tug Operator’s License from Signet Maritime Corporation. (DLD) 163

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PRESENTATION

7. Results of Port of Brownsville Key Audience Survey by PSB, a division of Burson-Marsteller. (ST) 168

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ACTION ITEMS

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

1	Cameron County Sheriff’s Office (Authority to Negotiate)	169
2	Roberto Soto, d/b/a R. Soto Transport Truck/Jesus Molina, d/b/a Molina Trucking, (Authority to Negotiate)	172
3	Andalusian Energy, LLC (Authority to Negotiate)	175

9. Consideration and ACTION on canceling the second regularly scheduled Board meeting of November. (EAC) 178

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BIDS/AGREEMENTS/PURCHASES

10. Consideration and ACTION to authorize the Port Director & CEO to enter an agreement with The Texas Ports Association for an Economic Impact Study to be conducted by Martin Associates. (EAC) 179

- 11. Consideration and ACTION to enter into a Professional Management Contract with the Lower Rio Grande Valley Economic Development District (LRGVEDD) for the EDA Project Number 08-01-05260 Public Vessel Assembly and Erection Pad. (EAC) 180
- 12. Consideration and ACTION on bids received for the Old S.H. 48 Railroad Crossings Installation project within the BND Port Road Improvements – Phase II project. (AC) 186

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EXECUTIVE SESSION:

- 13. 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 (§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).
- 14. Possible ACTION on matters or items discussed in Executive Session.
- 15. 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 November 06, 2018 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on November 1, 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