

**MINUTES OF A REGULAR MEETING OF THE BOARD OF NAVIGATION AND
CANAL COMMISSIONERS OF THE BROWNSVILLE NAVIGATION DISTRICT OF
CAMERON COUNTY, TEXAS HELD JANUARY 02, 2019 AT 5:30 P.M.**

The Board of Navigation and Canal Commissioners of the Brownsville Navigation District of Cameron County, Texas, held a regular meeting on **Wednesday, January 02, 2019 at 5:30 p.m.** The following individuals were present and absent:

PRESENT: John Reed, Chairman
Sergio Tito Lopez
Ralph Cowen
John Wood
Esteban Guerra

ABSENT: None

ALSO PRESENT: Eduardo A. Campirano, Port Director and CEO
Daniel Rentfro Jr., District Counsel
William J. Irwin, Associate District Counsel

STAFF MEMBERS: Donna Eymard
Manuel Martinez
Steve Tyndal
Ariel Chavez
Oscar Garcia
Jaime Martinez
Chief Carlos Garcia
Michael Davis
Tony Rodriguez
Maggie Doxsee
Jose Herrera
Jorge Ibarra
Margie Recio
Security Officer Gabriel Lozano
Police Officer Julio Romo
Police Officer Edgar Garcia
Police Officer Jorge Moreno

OTHERS PRESENT: Rev. Andreas Lewis
Jorge de la Colina
Scott Donoho
Leadership Brownsville

1. Meeting Called To Order

The Chairman called the meeting to order at 5:30 p.m. Reverend Lewis offered a prayer. The Chairman then led those present in the Pledge of Allegiance to the United States and Texas flags.

2. Public Audience

No person registered to address the Board.

3. Receive Director's Report

a. Receive Port Monthly Operations Summary Report

The Board received the report.

Chief Garcia addressed the Board and recognized the BND police officers and security guard receiving awards for their outstanding service. Officers Gabriel Lozano, Edgar Garcia, Julio Romo, and security guard, Jorge Moreno each addressed the Board.

CONSENT AGENDA

4. Consideration and Action on the Following Consent Agenda Items:

- a. Approval of the Minutes of the Regular Board Meeting of December 18, 2018.
- b. Approval to authorize payments over \$25,000.00:
 1. LT. Resources, Inc, the amount of \$28,403.55, for Railroad Crossings on Old SH 48;
 2. Rudd and Wisdom, the amount of \$32,337.50, for Valuation report and actuarial services performed during the period July 1, 2018 through November 20, 2018;
 3. Tyler Technologies, Inc, the amount of \$36,896.00, for 2019 Annual subscription and user fees;
 4. SAAB Technologies, Ltd., the amount of \$96,000.23, for Klein System Annual Software Support/Maintenance for the period of January 13, 2019 to January 12, 2020; and
 5. Home Entertainment by D-tronics, the amount of \$64,150.13, for Audio and Visual Systems in the Administration Building.

Commissioner Wood moved to approve all consent agenda items, Commissioner Cowen seconded, and the motion passed unanimously.

5. Consideration and Action on Assignments, Negotiations, Easements, Subleases, and Contracts in General.

Mr. Tyndal addressed the Board regarding the following items:

1. Venmar Shrimp, Inc./Labor and Prosper, Inc (**Authority to negotiate**)

Venmar Shrimp Inc. is selling their improvements under BND Contract 3975 to Labor and Prosper, Inc. and have requested to be released of their lease subject to the Board approving a new lease with Labor and Prosper, Inc. for the purpose of operating a shrimp boat dock. Commissioner Lopez moved to authorize the Staff to negotiate with Labor and Proposer, Inc. for a new lease and authority to negotiate a Release of Lease to Venmar Shrimp, Inc., Commissioner Cowen seconded, and the motion passed unanimously.

6. Consideration and Action to authorize the Port Director and C.E.O. and BND's Director of Engineering Services to execute License from the U.S. Army Corps of Engineers on the Bulk Cargo Dock Improvements project on behalf of the Port.

Mr. Campirano addressed the Board requesting authorization for the Port Director and C.E.O and BND's Director of Engineering Services to execute a License from the U.S. Army Corps of Engineers on the Bulk Cargo Dock Improvements project on behalf of the District. On July 11, 2018, BND Commissioners ratified a Memorandum of Agreement between the Brownsville Navigation District (BND) and the U.S. Army Corps of Engineers (USACE) on payment of contribution for USACE to perform a Section 408 review of the proposed Bulk Cargo Dock Improvements project. On December 20, 2018, BND Staff received an email from USACE Galveston District (SWG) Real Estate division with the License to perform the proposed improvements. The License stipulates the conditions and requirements by USACE for the installation of the proposed improvements and includes requirements on engineering and related documents for close-out of the project. The License requires signatures by the Port Director and C.E.O. as well as by the BND Director of Engineering Services. Commissioner Cowen moved to authorize Port Director and C.E.O., Mr. Eduardo A. Campirano, and BND Director of Engineering Services, Mr. Ariel Chavez II, P.E./R.P.L.S., to sign and execute the U.S. Army Corps of Engineers License to perform the proposed improvements to the BND's Bulk Cargo Dock, Commissioner Wood seconded, and the motion passed unanimously.

7. 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).

There was none.

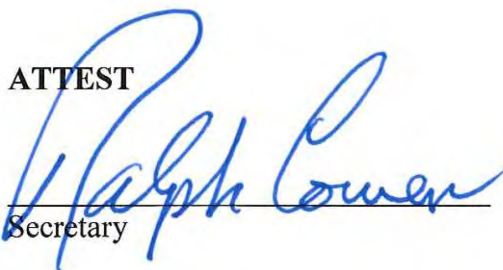
8. Possible action on matters or items discussed in Executive Session.


There was none.

9. Adjournment.

The meeting was adjourned by unanimous consent at 5:48 p.m.

ATTEST


Secretary



John Reed
Chairman of the Board