

**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, January 16, 2019** 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
 - a. Monthly Operations 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 Regular Board Meeting of January 06, 2019. 12
- b) Approval to authorize payments over \$25,000.00. (LH)

	Vendor	Purpose	Amount	
1	G&T Paving	BND road spot repairs and asphalt surfacing	\$109,408.01	15
2	HDR, Inc	Dike 5B relocation project	\$13,399.34	17
3	Triton Marine Construction	Oil Dock 6, Oil Dock 3 fender system replacement, Oil Dock 3 facility enhancements and maintenance dredging project	\$221,672.22	22
4	Rio Grande Hauling	Hauling services	\$29,874.88 (Ratify)	37
5	Cameron County Mobility Authority	Development of design/engineering plans for the South Port Connector Road Project	\$42,000.00	40

c) Approval of the following leases: (BR)

1	Cumberworth Investments, Inc. (Release of Lease)	47
2	ATS Operations, LLC (New Lease)	50

PRESENTATION

- 5. Presentation of District Funds Investment Report for the period October 1, 2018 through December 31, 2018. (LH) 53
- 6. Presentation of Marketing Division Update. 55

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ACTION ITEMS

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

1	TransMontaigne Operating Co., L.P. (Authority to Negotiate)	80
2	Linwood Trawlers, Inc. / Bay Island Trawlers, Inc. (Authority to Negotiate)	85

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BIDS/AGREEMENTS/PURCHASES

- 8. Consideration and ACTION to award Carr, Riggs & Ingram LLC the Pension Audit Services for the Retirement Plan for the Brownsville Navigation District for its Fiscal Years 2017 through 2021. (LH) 88
- 9. Consideration and ACTION to award a purchase agreement to the lowest responsible bidder for the purchase of hauling services. (OG) 90
- 10. Consideration and ACTION to award a purchase agreement to the lowest responsible bidder for the purchase of crushed limestone. (OG) 91
- 11. Consideration and ACTION to award a purchase agreement to the lowest responsible bidder for the purchase of treated lumber. (OG) 92
- 12. Consideration and ACTION to award a purchase agreement to the lowest responsible bidder for the purchase of Geogrid. (OG) 93
- 13. Consideration and ACTION to authorize Port Staff to solicit Statements of Qualifications for Professional Engineering Design Services pursuant to replacement of the Fishing Harbor Wastewater Treatment Plant and related work. (AC) 94
- 14. Consideration and ACTION to accept proposal from Millennium Engineers Group, Inc. for Construction Materials Testing Services on the BND Port Road Improvements- Phase II project in the Port of Brownsville. (AC) 95
- 15. Consideration and ACTION to accept proposal from Raba-Kistner Consultants, Inc. for Construction Materials Observation and Testing Services on the Public Vessel Assembly and Erection Pad project in the Port of Brownsville. (AC) 103

16. Consideration and ACTION on Change Order No. 9 to the Oil Dock No. 6 114 Construction, Oil Dock No. 3 Fender System Replacement & Facility Enhancements, & Maintenance Dredging project, for the purpose of cutting and coring concrete piles, adding a storm sewer junction box, and extending the contract time by ten (10) days. (AC)

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EXECUTIVE SESSION:

17. 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, including but not limited to Trinity Scrap Processors, Inc. and Intercoastal Salvage, Inc. v. Brownsville Navigation District of Cameron County, Texas (§551.071); 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).
18. Possible ACTION on matters or items discussed in Executive Session.
19. 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 January 16, 2019 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on January 11, 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**