

**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, July 10, 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

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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 of and ACTION on the following Consent Agenda Items:

a) Approval of the Minutes of the Regular Board Meeting of June 26, 2019.

b) Approval of payments over \$25,000.00. (LH)

	Vendor	Purpose	Amount	
1	Triton Marine Construction	Oil Dock 6 and Maintenance Dredging	\$710,316.88	
2	Vulcan Materials Company	Crushed limestone for Patio 22	\$59,208.69	
3	HDR, Inc.	BIH Project, Task Order 2 Geotechnical, Survey, and Economics, Task Order 3 Bend Easing, and Dike 5B Relocation Project	\$212,363.38	
4	G&T Paving	BND Port Road Improvements Phase II	\$142,791.18	

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## ACTION ITEMS

6. Consideration of and ACTION on acknowledging receipt of the revised Tariff for Signet Maritime Corporation for the Ports of Brownsville and Port Isabel. (DLD)

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

1	Triple E. Coating & Services, LLC, d/b/a Industrial Performance (Authority to Negotiate)	
2	The Port Occupational & Medical Clinic, LLC (Authority to Negotiate)	

8. Consideration of and ACTION to acknowledge receipt of the independent audit of the financial statements of the Retirement Plan for Employees of the Brownsville Navigation District for Fiscal Years Ended December 31, 2018 and 2017. (LH)

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## BIDS/AGREEMENTS/PURCHASES

9. Consideration of and ACTION on authorizing the Port Director and CEO to execute an Agreement Between the Department of the Army and the Brownsville Navigation District for Federal Assumption of Operation and Maintenance of Improvements to the Brazos Island Harbor Channel Improvement Project. (EAC)
10. Consideration of and ACTION to extend revised Master Services Agreement with Burson Cohn & Wolfe LLC (formerly Burson-Marsteller, LLC) and revised Engagement Letter. (ST)
11. Consideration of and ACTION on request to authorize Staff to advertise for bids on the Oil Docks 2 and 5 Bulkhead Repair project, and to open bids thereof. (AC)

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## EXECUTIVE SESSION:

12. 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 (i) Trinity Scrap Processors, Inc. and Intercoastal Salvage, Inc. v. Brownsville Navigation District of Cameron County, Texas, and (ii) Marine Metal, Inc. and Bro-Tex International Metals, LLC vs. Brownsville Navigation District of Cameron County, Texas (§551.071); to deliberate the purchase, exchange, lease, or value of 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).
13. Possible ACTION on matters or items discussed in Executive Session.
14. 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 July 10, 2019 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on July 3, 2019. 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).

  
Eduardo A. Campirano, Port Director & CEO  
Brownsville Navigation District