

**MINUTES OF A REGULAR MEETING OF THE BOARD OF NAVIGATION AND  
CANAL COMMISSIONERS OF THE BROWNSVILLE NAVIGATION DISTRICT OF  
CAMERON COUNTY, TEXAS HELD OCTOBER 2, 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, October 2, 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  
Ariel Chavez  
Steve Tyndal  
Lorena Hernandez  
Jaime Martinez  
Chief Carlos Garcia  
Lieutenant Mario Esquivel  
Oscar Garcia  
Santos Barbosa  
Michael Davis  
Tony Rodriguez  
Jose Herrera  
Debby Duke  
Margie Recio  
Memo Rico  
Jorge Montero

**OTHERS PRESENT:** Rev. Andreas Lewis  
Dan Wusinich  
Joseph Linck  
Jorge de la Colina

### **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.

The Board welcomed Michael Davis back.

### **2. Public Audience**

Joseph Linck addressed the Board regarding the Annova LNG tax abatement granted by Cameron County.

### **3. Receive Director's Report**

The Chairman acknowledged receipt of the reports.

### **CONSENT AGENDA**

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

- a. Approval of the Minutes of the Regular Board Meeting of September 4 and September 18.
- b. Approval to authorize payments over \$25,000.00:
  1. CH2MHill Engineers, Inc., the amount of \$29,309.00, for Oil Dock No. 5 Repair;
  2. HDR, the amount of \$65,728.17, for BIH Project Task Order No. 1, No. 2, No. 3 and Dike 5B Relocation Project;
  3. McGriff, Seibels & Williams, the amount of \$40,000.00, for 2019-2020 Broker Service Fees;
  4. Raba Kistner, the amount of \$29,097.07, for Public Vessel Assembly and Erection Pad;
  5. Southmost Regional Water Authority, the amount of \$144,888.00, for 2019 Assessment fees;
  6. Triton Marine Construction, the amount of \$336,602.57, for Oil Dock 6 and Maintenance Dredging; and
  7. Vulcan Materials Company, the amount of \$50,806.11 for crushed limestone.

#### **5. Consideration of and Action on a renewal application for a Steamship Agent's License from GAC Shipping (USA), Inc. (DLD).**

Mr. Campirano noted that a portion of Item 4b2 is reimbursable to the Port.

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

#### **6. Consideration and Action on Assignments, Negotiations, Easements, Subleases, and Contracts in General.**

Mr. Tyndal addressed the Board regarding the following items:

1. R.M. Walsdorf, Inc. (New Lease)

This new lease to R.M. Walsdorf, Inc. will replace BND Contract 3939; which leasehold improvements were sold to CRV Terminals, Inc. This new lease covers the site formerly leased by 905/BMW, Inc. off of Bill Reed Rd. The lease to be effective as of October 2, 2019, for five years with three additional five-year renewal options. It is for the purpose of operating a commercial construction business. Commissioner Lopez moved to approve and sign the new lease to R.M. Walsdorf, Inc., Commissioner Wood seconded, and the motion passed unanimously.

**7. Consideration of and Action to reschedule the Regular Board meeting of October 16, 2019.**

Mr. Campirano addressed the Board requesting to reschedule the Regular Board meeting of October 16, 2019. The second Regular Board meeting in October is scheduled for October 16. Commissioner Wood, Mr. Campirano, and Mrs. Eymard will be out of town on Port Business. Commissioner Cowen moved to reschedule the second Regular Board Meeting in October to October 23<sup>rd</sup>, Commissioner Guerra seconded, and the motion passed unanimously.

**8. Consideration of and Action to award a purchase agreement to the lowest bidder for the purchase of a Pedestal-Mounted Electro-Hydraulic Fixed Boom Crane.**

Mr. Garcia addressed the Board requesting to award a purchase agreement to the lowest responsible bidder for the purchase of a Pedestal-Mounted Electro-Hydraulic Fixed Boom Crane for installation on Oil Dock 3. The District requested sealed bids for the purchase of a Pedestal-Mounted Electro-Hydraulic Fixed Boom Crane. Specifications called for a new or refurbished pedestal-mounted electro-hydraulic fixed boom crane. Three bids were received. Action Supply, Inc. was the only bidder who complied with all of the requirements in the Specifications. Their bid was \$274,134.00. Commissioner Lopez moved to authorize Staff to award the Purchase Agreement to Action Supply, Inc. for the purchase of a Pedestal-Mounted Electro-Hydraulic Fixed Boom Crane for the purchase price, including installation, delivery and interface, of \$274,134.00, Commissioner Cowen seconded, and the motion passed unanimously.

**9. 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).**

The Chairman then announced that the time was 5:45 p.m., and that the Board would adjourn into executive session. Commissioner Guerra made a motion to adjourn into executive session, Commissioner Wood seconded the motion, and the motion passed unanimously.

The Chairman then announced that the time was 6:35 p.m., and that the Board had reconvened in open session.

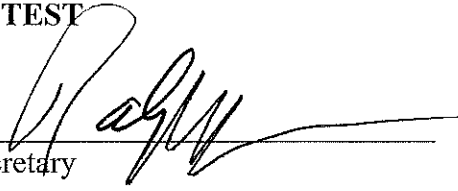
**10. Possible action on matters or items discussed in Executive Session.**


There was none.

**11. Adjournment.**

Commissioner Wood moved to adjourn the meeting, Commissioner Cowen seconded, and the meeting was adjourned by unanimous consent at 6:36 p.m.

ATTEST

  
Secretary

  
John Reed  
Chairman of the Board