

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 OF 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, May 6, 2020** 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 5:30pm.**

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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 Commissioner 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 table in rotunda.

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 April 22, 2020 60
  - b. Approval of payments over \$25,000. (LH) 68

	Vendor	Purpose	Amount	
1	Hanson Engineering	Professional services in connection with the Fishing Harbor Wastewater Sewer Plant	\$25,620.00	69
2	Vulcan Materials Company	Crushed Limestone for Patio 22 and for repairs to Patio 15	\$32,478.72	71

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## ACTION ITEMS

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

1	Brownsville Shrimp Unloading Dock, LLC (New Lease)	77
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6. Consideration and ACTION authorizing the Port of Brownsville's participation in the City of Brownsville's project to close the Digital Divide. (EAC) 80
7. Consideration and ACTION to authorize staff to submit a Maritime Administration Port Infrastructure Development Grant to assist West Plains to make improvements to the grain elevator facilities. (EAC) 84

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## BIDS/AGREEMENTS/PURCHASES

8. Consideration and ACTION on bids received for the Oil Dock #3 Crane Supports project, and to authorize BND Staff to issue the Notice of Award to successful bidder. (AC) 110
9. Consideration and ACTION on bids received for the 2020 BND Road Improvements project, and to authorize BND Staff to issue the Notice of Award to the successful bidder. (AC) 112



10. Consideration and ACTION to authorize the Port Director and C.E.O. to accept proposal from consultant CH2M Hill Engineers, Inc. to provide Design Engineering Services for the Concrete Cap on the Oil Dock #5 Bulkhead Repairs project. (AC) 115
11. Consideration and ACTION to adopt the Department of the Army License to operate and maintain Oil Dock #6 in and upon lands of the United States, in United States Army Corps of Engineers (USACE) Easement Tract No. 10, and to authorize the Port Director and the Deputy Port Director to execute said license. (AC) 119

## **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, including The City of Port Isabel, Texas, JJ Zamora, and Martin Cantu vs. Brownsville Navigation District of Cameron County, Texas, and matters in which the duty of the attorneys under the Rules of Professional Conduct clearly conflict with Chapter 551 (§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 May 6, 2020 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on May 1, 2020. 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).**

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