

THE STATE OF TEXAS §  
BROWNSVILLE NAVIGATION DISTRICT §  
COUNTY OF CAMERON §

*Sergio Tito Lopez, Chairman  
Esteban Guerra, Secretary  
John Reed, Commissioner*

*Ralph Cowen, Vice Chairman  
John Wood, Commissioner*

*Eduardo A. Campirano, Port Director and CEO*

**NOTICE OF A PILOT BOARD MEETING AND 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 05, 2022** in the Board Room located at 1000 Foust Road, Brownsville, Cameron County, Texas. The Board of Commissioners will convene in a **Pilot Board Meeting at 5:30pm** and **Regular Board Meeting** to commence immediately after the conclusion of the Pilot Board Meeting.

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**PILOT MEETING: 5:30 p.m.**

1. Consideration and ACTION on to recommission Captain Jonathan P. Willett.

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**REGULAR MEETING: commencing immediately after the conclusion of the Pilot Board Meeting.**

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 Director’s 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 December 15, 2021. 63
  - b. Approval of payments over \$25,000. 70

	<b>Vendor</b>	<b>Purpose</b>	<b>Amount</b>
1	HDR Engineering	Cargo Dock 3 Phase I Design	\$77,763.17

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**ACTION ITEMS**

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

1	Motus Energy LLC (Authority to Negotiate))	74
2	Motus Energy LLC (Authority to Negotiate)	77
3	Texas A&M University System (New Lease)	80
4	Tree Energy Solutions BV (Option to Lease)	99
5	VMK Equipment Series (New Lease)	102
6	Industrial Asset Leasing, LLC (New Lease)	105

- 6. Consideration and ACTION to approve the adoption of the “Resolution to Authorize a Joint and Contracted Election” in regard to the May 7, 2022 General Election. (Examinar y tomar medidas acerca de una decisión sobre la adopción de “Resolución para Autorizar una Elección Conjunta y Contractado en relación con Elección General el 7 de mayo 2022.) (MR) 108

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## BIDS/AGREEMENTS/PURCHASES

7. Consideration and ACTION to rescind the December 1, 2021 award of the purchase of a portable Security Guardhouse to PortaKing Buildings Systems. (CG) 110
8. Consideration and ACTION to award the purchase of a Portable Security Guardhouse for the South Port Connector Road to Panel Built Incorporation of Blairsville, GA. (CG) 111
9. Consideration and ACTION to authorize Port Staff to advertise for bids for Geogrid and to open bids thereof. (JH) 112
10. Consideration and ACTION on Proposal by HDR Engineering, Inc. on professional engineering services for design phases of the Cargo Dock #3 Reconstruction project, and to authorize the Port Director & CEO to execute a Task Order in conformance with the revised proposal. (AC) 113

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## EXECUTIVE SESSION

11. 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 (§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, and to conduct deliberations regarding economic development negotiations (§551.087).
12. Possible ACTION on matters or items discussed in Executive Session.
13. 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 05, 2022 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on December 30, 2021. 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**