

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

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, March 16, 2022** 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: 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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| a. Administer Oath of Office to Officer Christopher Esparza  | 1 |
| b. Port Monthly Operations Summary Report                    | 2 |
| c. Senior Lien Revenue Refunding Bonds, Series 2022 – Update | 8 |

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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 March 02, 2022. 21
  - b. Approval of payments over \$25,000. 27

	<b>Vendor</b>	<b>Purpose</b>	<b>Amount</b>	
1	Aguaworks	South Yard Track Expansion Project	\$27,588.74	28
2	Foremost Paving, Inc.	BND South Port Connector Road Project	\$30,354.00	29
3	Pederson Construction Company, Inc.	2020 BND Water Lines Replacement Project	\$71,307.00	31
4	Vulcan Materials Company	Crushed Limestone for Port Maintenance	\$124,689.06	32

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**ACTION ITEMS**

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

1	B & L Freight Service, LLC. (Authority to Negotiate)	55
2	CVC Construction, Inc. dba Welding Works International, Inc. (Authority to Negotiate)	59
3	Gulf Facilities, Inc. (Authority to Negotiate)	63
4	Sesco Terminals Corp. (Authority to Negotiate)	67
5	Transporte Internacional Lopez Ochoa, S.A. de C.V. (Authority to Negotiate)	70
6	TransMontaigne Operating Company, L.P. (Amendment to Lease)	73

- 6. Consideration and ACTION authorizing the Port Director & CEO to submit an application, for a planning grant, to the U.S. Department of Transportation under the Rebuilding America Infrastructure with Sustainability and Equity (RAISE) Grant Program. (MR) 77

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**BIDS/AGREEMENTS/PURCHASES**

- 7. Consideration and ACTION on proposals received for the data frequency radio access project. (JM) 78

- 8. Consideration and ACTION on bids received for the purchase of treated lumber. (JH) 81
- 9. Consideration and ACTION on bids received for the purchase of crushed limestone. (JH) 84
- 10. Consideration and ACTION on bids received for the purchase of two new 2022 year build dump trucks. (JH) 86
- 11. Consideration and ACTION on Proposal by HDR Engineering, Inc. on professional engineering design services for the Cargo Dock #3 Reconstruction project, and to authorize the Port Director & CEO to execute the Task Order. (AC) 89
- 12. Consideration and ACTION to Authorize the Port Director and CEO to enter into a contract with Orion Construction, LP for Oil Dock #3 & Liquid Cargo Dock Maintenance Dredging. (AC) 101

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**EXECUTIVE SESSION**

- 13. 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, and of a public officer or employee, including the renewal, extension, or modification of the Port Director and CEO’s employment contract; and to conduct deliberations regarding economic development negotiations (§551.087).
- 14. Possible ACTION on matters or items discussed in Executive Session.
- 15. 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 March 16, 2022 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on March 11, 2022. 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**