

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

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

*Ralph Cowen, Vice Chairman*  
*John Reed, 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, June 15, 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*.

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3. Receive Directors Reports
  - a. Port Monthly Operations Summary Report

1

## 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 June 01, 2022. 7
- b. Approval of payments over \$25,000.

	Vendor	Purpose	Amount	
1.	HDR Engineering, Inc.	Cargo Dock #3 Reconstruction Project – Task 2	\$207,583.20	15
2.	Vulcan Materials Company	Materials – Pesqueria Project	\$63,229.69	28

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## ACTION ITEMS

- 5. Consideration and ACTION to acknowledge receipt of the independent audits of the financial statements of the District and the “Retirement Plan for Employees of the Brownsville Navigation District” for Fiscal Year Ended December 31, 2021. (ZY) 36
- 6. Consideration and ACTION on Amending the Port of Brownsville Tariff No. 6 to amend the cover page to reflect the new Board positions. (MR) 37
- 7. Consideration and ACTION on Leases, Assignments, Negotiations, Easements, Subleases, and Contracts in General: (MR)

1.	CVC Construction, Inc. dba Welding Works International, Inc. (New Lease & Bill of Sale)	39
2.	Jonick-Lopez International Transport, LLC (Amendment of Lease)	41
3.	Jonick-Lopez International Transport, LLC (New Lease)	44

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## BIDS/AGREEMENTS/PURCHASES

- 8. Consideration and ACTION to authorize Port staff to advertise for proposals for Crushed Limestone and Alternative Base Materials. (JH) 47
- 9. Consideration and ACTION on Change Order #3 to contract with R.M. Walsdorf, Inc. on the Oil Dock #6 Bulkhead Repairs project adding elastomeric paint and deleting stand-by time bid items, to accept work performed by contractor on this project, authorizing Final Payment of \$263,807.90, which includes retainage and all completed work. (AC) 48



10. Consideration and ACTION on Change Order No. 2 to contract with Pederson Construction Company, Inc. on the 2020 BND Water Lines Replacement project, accept work performed by contractor, and authorize Final Payment of \$172,897.60, which includes retainage and all completed work. (AC) 57

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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.
1. Possible action on extension of Jupiter Brownsville, LLC lease.
  2. Possible action concerning tax lien on the Port of Brownsville grain elevator.
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 June 15, 2022 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on June 10, 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).**



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