

**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

**NOTICE 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, February 15, 2023** 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 4:00 p.m.**

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REGULAR MEETING:

1. Call to Order.

INVOCATION

PLEDGE OF ALLEGIANCE

2. Public Audience.

If you wish to address the Board of Commissioners 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 Reception Desk.

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*.

EXECUTIVE SESSION:

- 3. 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 deliberate the purchase, exchange, lease, or value of real property; 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).
- 4. Possible ACTION on matters or items discussed in Executive Session.

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- 5. Port Monthly Operations Summary Report 1

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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.

- 6. Consideration and ACTION on the following Consent Agenda Items:
 - a) Approval of the Minutes of the Regular Board Meeting of February 1, 2023. 7
- 7. Consideration of and ACTION on Solid Waste Collection and Disposal License Renewal Application for: (MR) 15
 - Republic Services
 - Brownville GMS, LTD.

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PRESENTATION

- 8. Presentation on the Performance of District’s Pension Plan and 457 Voluntary Deferred Compensation Program. (ZY) 22

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ACTION ITEMS

- 9. Consideration of and ACTION on acknowledging receipt of the revised Tariff for Signet Maritime Corporation for the Ports of Brownsville and Port Isabel. (MR) 28

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

1.	Gulf Stream Marine, Inc. (Authority to Negotiate)	37
2.	Gulf Stream Marine, Inc. (Authority to Negotiate)	40
3.	Frajara Express, LLC (Authority to Negotiate)	43
4.	Brownsville Acquisition, Inc. c/o Callidus Capital Contract #4138 to Steelcoast Company, LLC (Consent to Assignment)	46
5.	Brownsville Acquisition, Inc. c/o Callidus Capital to Contract #4498 to SA Recycling, LLC (Consent to Assignment)	48

11. Consideration and Action on Consent to Leasehold Deed of Trust with International Bank of Commerce for Cowen Group, LTD. (EAC) 50

BIDS/AGREEMENTS/PURCHASES

12. Consideration and ACTION on extending the Agreement for Professional Services with the LeMunyon Group, LLC. (EAC) 51

13. Consideration and ACTION to authorize Port staff to Advertise for proposals for Testing and Lab Services at the Fishing Harbor Wastewater Treatment Plant, the Northside Plant, and Turning Basing Wastewater Treatment Plant. (JH) 52


14. Consideration and ACTION on proposals received for Fishing Harbor Security Services. (MR) 53

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 February 15, 2023 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on February 10, 2023 . I further certify that the Agenda was posted on the BND’s website and can be downloaded by accessing: www.portofbrownsville.com.


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