

**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

William Dietrich, Interim 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 **April 17, 2024** 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 5:30p.m.**

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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*.

3. Port Monthly Operations Summary Report

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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 03, 2024. 8
- b) Approval to authorize payments over \$25,000.00. 14

	Vendor	Purpose	Amount	
1	Chemical Response & Remediation Contractors, Inc.	Phase 1 of the tanker fire, spill and remediation response	\$80,921.66	15
2	R.R.P. Consulting Engineers, L.L.C.	Fishing Harbor Wastewater Treatment Plant	\$55,687.50	50

5. Consideration and ACTION on Steamship Agent License renewal application for: 63
- General Steamship Agencies, Inc. d/b/a General Steamship Corp, LTD
 - Admiral Steamship Agency/Biehl & Company
 - Host Agency, LLC
 - ISS Marine Services Inc. d/b/a Inchcape Shipping Services
 - Christian Bay Shipping Co d/b/a Fillette Green Shipping Services (USA) Corp.

INFORMATION

6. Presentation of District’s Investment Report for the quarter ended March 31, 2024. (ZY) 79

ACTION ITEMS

7. Consideration and ACTION to adopt a Resolution granting certain tax exemptions to eligible historic sites listed in the 2024 Historic Preservation Plan. (MR) 83
8. Consideration and ACTION on Leases, Assignments, Negotiations, Easements, Subleases, and Contracts in General:

1.	Guadalupe Ochoa (2345 Cajun Court) Authority to Negotiate	99
2.	American Cement Advisors, Inc. (Amendment of Lease)	102
3.	905/BMW, Inc. (Amendment to Lease)	105
4.	Aguilar Brothers, Inc. (New Lease)	108
5.	Brownsville Gulfside Warehouse Inc. (New Lease)	111
6.	C.R. Trucking, LLC. (New Lease)	114
7.	Guadalupe Ochoa (1695 Cajun Court) New Lease	117
8.	Ten08 Energy LLC (Option to Lease)	120

BIDS/AGREEMENTS/PURCHASES

9. Consideration of and possible ACTION on quotes received for repair of District Bulldozer Unit #732. (WD) 123
10. Consideration and ACTION on License Agreement between Brownsville Navigation District and US Customs and Border Protection (CBP). (WD) 127
11. Consideration and ACTION to award contract for the removal and replacement of the flooring at the BND Police Department Building. (JR) 134
12. Consideration and ACTION on Proposal by Earth Co, L.L.C. for Construction Material Engineering Testing services for the Cargo Docks 15 & 16 Concrete Pavement project. (AC) 138
13. Consideration and ACTION on Change Order No. 2 to the BND Dock 11 Concrete Pad project, adjusting the contract volumes to delete unused items. (AC) 148
14. Consideration and ACTION on Project Acceptance and Release of Retainage to the BND Cargo Dock 11 Concrete Pad. (AC) 151

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EXECUTIVE SESSION:

15. 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).
16. Possible ACTION on matters or items discussed in Executive Session.
17. 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 April 17, 2024 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on April 12, 2024. I further certify that the Agenda was posted on the BND's website and can be downloaded by accessing: www.portofbrownsville.com.



**William Dietrich, Interim Port Director & CEO
Brownsville Navigation District**