

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

Esteban Guerra, Chairman
John Reed, Secretary
Ernesto Gutierrez, Commissioner

Sergio Tito Lopez, Vice Chairman
John Wood, Commissioner

William Dietrich, Port Director and CEO

**NOTICE OF 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 **May 21, 2025** 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 5:30pm.**

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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*.

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 May 07, 2025. 8

b) Approval to authorize payments over \$25,000.00. 16

	Vendor	Purpose	Amount	
1.	IOC Company, LLC	Business Park concrete pavement project	\$685,953.88	17

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ACTION ITEMS

5. Consideration and Possible Action to adopt the District's 5-year Capital Improvement Plan. (ZY) 21

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

1.	Marine Railway, Inc. (New Lease – Sign)	26
2.	U.S. Forwarding & Logistics Agency LLC (Amended & Restated Lease)	29
3.	Pete Hurley D/B/A Pete's Fleet (Termination/Release of Lease)	33
4.	CHCL Enterprise, LLC (Consent to Sublease – Texas First Rentals, LLC)	36
5.	CHCL Enterprise, LLC (Consent to Sublease -Airgas USA, LLC)	39
6.	CHCL Enterprise, LLC (Lease Amendment and Consent to Sublease – Texas Department of Public Safety)	42
7.	Texas KLM, LLC d/b/a KLM Terminal (Consent to Change of Ownership; Amendments to Lease and License agreements; Lessor agreement and other related documents)	45
8.	Rio Grande LNG, LLC (Fourth Amendment to Lease Agreement and Second Amendment to Memorandum of Lease Agreement)	49
9.	AEP Texas Inc. (Authority to Negotiate)	52

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BIDS/AGREEMENTS/PURCHASES

7. Consideration and ACTION to authorize Extension of Service Agreement with Jet Web Communications (dba Barcom Technologies Solutions) as a Managed Service Provider (MSP). (JM) 55
8. Discussion and possible ACTION on the District's Insurance Policies for Port Property and Excess Port Property, Liability and Excess Liability, Crime Liability, Fiduciary Liability, and Cyber Liability, Automobile Liability and Workers Compensation including authority to bind coverages and to authorize the payment of the invoices once received. (MR) 56
9. Consideration and ACTION to award contract for the Purchase and Installation of a Fuel Management System to be utilized for Fuel storage at the Port. (JH) 63
10. Consideration and ACTION to authorize payment of \$58,794.85 to the Brownsville Public Utilities Board (BPUB) for the installation of Security Lighting and related infrastructure to the Port of Brownsville Business Park project. (MM) 65
11. Consideration and ACTION to authorize Port Staff to Solicit Proposals to Furnish and Install New Fenders to Oil Dock 5 and Cargo Dock 10 and perform Repairs on Oil Dock 6. (MM) 68
12. Consideration and ACTION to authorize Port Director & CEO to enter into a Memorandum of Understanding (MOU) between the Brownsville Navigation District and Seatrium AmFELS Inc. to reimburse the Port of Brownsville all costs related to the permitting process with the United States Army Corps of Engineers for their facility. (MM) 69

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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; 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 (§551.074); 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 May 21, 2025 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on May 16, 2025. I further certify that the Agenda was posted on the BND's website and can be downloaded by accessing: www.portofbrownsville.com.



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