

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

Sergio Tito Lopez, Chairman
John Reed, Secretary
Luis H. Villarreal Jr., Commissioner

Ernesto Gutierrez, Vice Chairman
David A. Garcia, 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 **October 7, 2026**, 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:

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. Directors' 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.

5. Consideration and ACTION on the following Consent Agenda Items:

- a. Approval of the Minutes of the Regular Board Meeting of September 2, 2026. 57
- b. Approval to authorize payments over \$25,000. 68

	Vendor	Purpose	Amount	
1.	Diverse Construction	Texas A&M Lift Station Project	\$75,157.00	69
2.	Russell Marine, LLC	Cargo Dock 3 – Phase I and III Demolition and Construction project	\$774,290.48	72

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ACTION ITEMS

6. Consideration and ACTION on Resolution certifying review and adoption of the District's Investment Policy C501(Local), Investment Strategy C501(Exhibit A) and List of Approved Brokers/Dealers and Investment Pools C501 (Exhibit B). (ZY) 80
7. Consideration and ACTION on Assignments, Negotiations, Easements, Subleases, and Contracts in General: (JV)

1.	Blue Rock Materials LLC (Authority to Negotiate)	99
2.	Cellco Partnership dba Verizon Wireless (Authority to Negotiate)	102
3.	Filegonia Aggregates LLC (Authority to Negotiate)	105
4.	International Longshoreman No. 2995 (Authority to Negotiate)	108
5.	Karpower Valley Inc. (Authority to Negotiate)	111
6.	Space Exploration Technologies Corp. (Authority to Negotiate – Easement & Right of Way Agreement)	114
7.	The Metals Company USA, LLC (Authority to Negotiate)	117
8.	Warwagon, Inc. (Authority to Negotiate)	120
9.	Francisco Pena d/b/a Port Machine Shop (Termination/Release of Lease)	123

10.	SGV Injection Plastic Molding LLC (New Lease)	126
11.	Jose Alfredo Sanchez d/b/a Antojitos Freddy (New Lease)	129
12.	Shallow Stalker Boat, LLC (New Lease)	132
13.	Motus T1, LLC (License Agreement)	135
14.	Motus T2, LLC (License Agreement)	138
15.	CHCL Enterprise, LLC (Consent to Sublease)	141
16.	VMK Equipment Series, a series of VMK Investment Group, LLC (Lease Amendment)	144
17.	Don Wolfe d/b/a Wolfe Sandblasting & Industrial Painting (Renewal of Lease)	147
18.	Space Exploration Technologies Corporation (Renewal of Lease)	150
19.	Yolanda Linarte d/b/a Marine & Industrial Safety Association (Renewal of Lease)	153
20.	City of Brownsville (Easement Agreement)	156

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BIDS/AGREEMENTS/PURCHASES

8. Consideration and ACTION to Authorize Port Staff to Solicit Proposals for Asphalt Pavement Improvements at the BND Maintenance Department Yard. (SB) 159
9. Consideration and ACTION to Authorize Port Staff to Solicit Proposals for Repairs and Improvements to the Port of Brownsville North Tank (IMG). (SB) 160
10. Consideration and ACTION to Authorize Port staff to Solicit Proposals for Testing and Laboratory Services at the Fishing Harbor Wastewater Treatment Plant, the Northside Plant, and Turning Basin Wastewater Treatment Plant. (SB) 161
11. Consideration and ACTION to Award a Contract to ST Sanitation, LLC and CB3 Consultants, Equipment, & Hauling for On-Call Services for the Disposal of Wastewater Treatment Residuals and Related Services OWT-063026-51. (SB) 162
12. Consideration and ACTION to authorize Port Director and CEO to execute and approve the proposal from HDR Engineering, Inc. for the USACE Coordination on 408 Authorization and Memorandum of Agreement for Easement Removal on Placement Area 5A. (MM) 165
13. Consideration and ACTION on Master Service Agreements with selected firms for on-call Professional Engineering Services for Port Infrastructure projects. (MM) 174
14. Consideration and ACTION to authorize Port Director and CEO to execute a License Agreement with U.S. Customs and Border Protection for the Carrizo Cane Eradication activities. (MM) 176

15. Consideration and ACTION to enter into an Earthen Material Sale Agreement with Space Exploration Technology Corp. for fill dirt from DMPAs 4 and 7. (MM) 186
16. Consideration and ACTION to designate a Signatory for the East Ostos Road Pavement Improvements project documents with the Texas Department of Transportation. (MM) 195
17. Consideration and ACTION on Change Order No. 1 to the Texas A&M Lift Station Construction project to adjust cost and time due to collapsed manhole. (MM) 197

EXECUTIVE SESSION

18. 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).
 - a. Discussion with attorneys regarding pending or contemplated litigation relating to BRG Railroad (§ 551.071)
 - b. Discussion with attorneys regarding possible purchase, exchange, lease, or value of real property relating to Space Exploration Technologies Corp. (§§ 551.071 and 551.072)
 - c. Discussion with attorneys regarding pending or contemplated litigation relating to Lone Star National Bank. (§ 551.071)
19. Possible ACTION on matters or items discussed in Executive Session.
 - a. Action, if any, relating to Item 19(a).
 - b. Action, if any, relating to Item 19(b), including possible action on memorandum of understanding.
 - c. Action, if any, relating to Item 19(c).
20. 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 October 7, 2026 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on October 1, 2026. I further certify that the Agenda was posted on the BND's website and can be downloaded by accessing.

A handwritten signature in black ink, appearing to read 'W. Dietrich', is written over a horizontal line.

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