

**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, 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 **June 19, 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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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*.

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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.

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

a) Approval of the Minutes of the Regular Board Meeting of June 5, 2024. 01

b) Approval to authorize payments over \$25,000.00. 09

	Vendor	Purpose	Amount	
1.	AAPA	Port Membership Dues For FY '25	\$29,495.00	10
2.	Carr, Riggs & Ingram	2023 Pension Plan Audit and District's Financial Audit for year ending December 31, 2023	\$58,400.00	11
3.	HiRail Inc.	Railroad Crossing Materials	\$113,426.91	16
4.	Jacob Engineering Group Inc.	POB Berth Deepening Project – Phase 1	\$33,860.00	17
5.	Olmito Sand Pit	Sand for 118-acre Business Hub Project	\$86,500.00	18

APPOINTMENTS

4. Appointment of BND Commission to Boards and Committees. 24

ACTION ITEMS

5. Consideration and ACTION to acknowledge receipt of the independent audits of the financial statements of the Brownsville Navigation District and the "Retirement Plan for Employees of the Brownsville Navigation District" for Fiscal Year Ended December 31, 2023. (ZY) 25

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

1.	Don Nico Trawlers, Inc. (Authority to Negotiate)	26
2.	Oil Patch Fuel & Supply, Inc. (Authority to Negotiate)	29
3.	Motor Vessel Challenge 42 Inc. (Authority to Negotiate)	32

BIDS/AGREEMENTS/PURCHASES

7. Consideration and ACTION to declare Fish Camp No. 9 as surplus to the District's needs and to authorize its disposition. (MR) 35

- 8. Consideration and ACTION to authorize staff enter into an agreement with Customer Experience Solutions LLC for HR Training, Staff Development and Organizational Development Support. (WD) 40
- 9. Consideration and ACTION to authorize Port staff to purchase Treated lumber pursuant to GSA Federal Purchasing Cooperative Contract #47QTCA20D002A. (JH) 41
- 10. Consideration and ACTION on Acceptance of Substantial Completion Certificate for the installation of the Off-Site Water Line Extension to the Rio Grande LNG Site and on approval of the Assignment and Bill of Sale conveying the water lines to the BND. (AC) 43
- 11. Consideration and ACTION on award of bids received for the Railroad Concrete Approaches for Foust, Bill Reed and Windhaus Roads project, and to authorize staff to issue the Notice of Award to the successful bidder. (AC) 47

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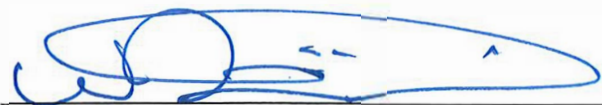
EXECUTIVE SESSION:

- 12. 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).
- 13. Possible ACTION on matters or items discussed in Executive Session.
- 14. 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 19, 2024 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on June 14, 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**