

**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 **Wednesday, September 18, 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 5:30pm.**

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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 September 04, 2024. 8

b) Approval to authorize payments over \$25,000.00. 15

	Vendor	Purpose	Amount	
1	Konecranes, Inc.	Parts & Freight charges – BND Crane	\$25,937.98	16
2	Southmost Regional Water Authority	Fiscal Year 2025 Assessment Fees	\$163,815.00	18
3	RM Walsdorf, Inc.	Concrete Pavement Project – Dock 15 & 16	\$576,642.15	20

5. Consideration and ACTION to approve additional payment of \$2,624 for the District’s 0.65602% pro-rata share of the 2024 Cameron Appraisal District (CAD) amended budget. (ZY) 22

ACTION ITEMS

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

1.	White Tipped Dove, LLC (Lease Amendment)	25
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BIDS/AGREEMENTS/PURCHASES

7. Consideration and ACTION on Receipt and Release affidavit on damages caused by M/V Chang Hang Hui Hai to Port Property on January 5, 2024. (MR) 28

8. Consideration and ACTION to authorize Staff to request proposals for medical, dental, vision, short-term, and long-term disability insurance benefits for all BND employees. (YG) 32

9. Consideration and ACTION to authorize Port Staff to award Bid for the removal and disposal of sludge from the North Side Wastewater Treatment Plant. (JH) 33

10. Consideration and ACTION to authorize Port Staff to purchase supplies that could be required to complete repairs of the Northside Wastewater Treatment Plant. (JH) 35

11. Consideration and ACTION on Proposal by TRC Environmental Corporation for the renewal of the Texas Pollutant Discharge Elimination System (TPDES) permit for the Brownsville Navigation District Ballast Pits 1 & 2. (MM) 36

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 September 18, 2024 Agenda of items to be considered by the Brownsville Navigation District Commission was posted on the Bulletin Area at the BND Building on September 13, 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, Port Director & CEO
Brownsville Navigation District**