

Board of Trustees of the Galveston Wharves
REGULAR MONTHLY MEETING
Tuesday, February 28, 2023 9:30 a.m.
Port of Galveston
123 Rosenberg Avenue, 8th Floor
Galveston, TX 77550,

BOARD OF TRUSTEES
Chairman Harry D. Maxwell, Jr.
Vice Chairman Victor Pierson
Trustee/Mayor Craig Brown
Trustee Willy Gonzalez
Trustee Sheila S. Lidstone
Trustee Jeff Patterson
Trustee James D. Yarbrough
Rodger Rees, Port Director/CEO
Anthony P. Brown, Port Attorney

NOTICE OF MEETING

The Regular Monthly Meeting is open to the public.

A. CALL TO ORDER

- A.1. Roll Call
- A.2. Declaration Of Quorum
- A.3. Pledge Of Allegiance
- A.4. Declaration Of Conflicts Of Interest By A Trustee

B. GENERAL BUSINESS

- B.1. APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES
- B.2. COMMENTS FROM THE PUBLIC
- B.3. PORT DIRECTOR'S REPORT

C. RECESS INTO EXECUTIVE SESSION

C.1. ANNOUNCE GOING INTO EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE

Section 551.071 - Consultation with Attorney

- a. No. 14-06, Santa Fe Discount Cruise Parking d/b/a EZ Cruise, et al, v. Board of Trustees of the Galveston Wharves, et al; before the United States Federal Maritime Commission
- b. Reported Security Breach at Cruise Terminal No. 10
- c. Update on Cruise Contracts
- d. Legal Issues Relating to City Parking Ordinance

Section 551.074 - Personnel

- a. Deliberate the Appointment, Employment, Evaluation, Reassignment, or Duties of a Public Officer or Employee, Including Without Limitation the Port Director

Section 551.076 - Security Matters

a. Deliberate the Deployment, or Specific Occasions for Implementation, of Security Personnel or Devices

1. Receive Information from Security Staff Concerning Security at Port Facilities

Section 551.072 – Real Estate

a. Deliberate the Purchase, Exchange, Lease or Value of Property on Galveston and Pelican Island

Section 551.087 – Economic Development Negotiation

a. Discuss or Deliberate the Regarding Commercial or Financial Information Received from a Business Prospect Seeking to Locate, Stay, or Expand at the Port of Galveston, or Deliberate the offer of a Financial or Other Incentive to such a Business Prospect

ADJOURNMENT OF EXECUTIVE SESSION

D. RECONVENE REGULAR MONTHLY MEETING

D.1. Discuss And Consider Action, If Any, On Specific Matters Discussed In Executive Session Which Were Listed On The Agenda In Sufficient Detail To Provide Notice To The Public As Required By The Texas Open Meetings Act

E. BUSINESS ITEMS

E.1. Consider And Approve Port Property, Flood, Liability, Business Auto, Public Official Liability, Crime, Cyber, Terrorism, And Fiduciary Liability Insurance Policies Scheduled For Renewal For The Policy Period March 1, 2023 To March 1, 2024 At A Total Premium Not To Exceed \$4,328,036

E.2. Discuss And Consider Potential Port Debt

E.3. Consider And Approve CFO Report - Consent Agenda

- Consider Board and Staff Expense Reports (a.)
- Consider Financial Statements (b.)
- Accept Port Investments Report (c.)
- Accept Bank Reconciliation Report and Schedule of Restricted Fund Balances Report (d.)
- Accept Cash Flow Projections (e.)
- Accept Monthly Delinquent Accounts Receivable Analysis (f.)
- Accept Vendor Check Register Report (g.)
- Consider Trade Development (h.)

E.4. Discussion Of The New City Ordinance Concerning Long Term Parking

E.5. Discuss And Consider Approval Of Pipeline And Pump Station Easement Agreement And Temporary Construction Easement, For City Of Galveston 14th Street Pump Station Project

E.6. Consider And Approve The Contract For Owner Furnished Materials – Piles As Part Of The Cruise Terminal 25 Improvements Between The Board Of Trustees Of The Galveston Wharves And Texas Gulf Construction Co., Inc. For An Amount Not To Exceed \$3,739,515.00

E.7. Consider And Approve The Guaranteed Maximum Price (GMP) Proposal For The CBP Portion Of The Cruise Terminal 25 Improvements, And In Addition, The Associated Work For The Passenger Boarding Bridge Foundation And Concourse Extension Prepared By Hensel Phelps As Part Of The Construction Manager At Risk Contract At A Total Of \$13,720,729. Including Fees

- E.8. **Discuss And Approve Consulting Agreement Between The Board Of Trustees And Telforce LLC For Security System Integration, Design, Management And Life Cycle Support For FY22 Port Security Grant Implementation And Maintenance At A Cost Not To Exceed \$1,291,509**
- E.9. **Consider And Approve The Contract For Owner Furnished Materials – Bollards And Fenders As Part Of The Cruise Terminal 25 Improvements Between The Board Of Trustees Of The Galveston Wharves And Trelleborg Marine Systems North America, Inc. For An Amount Not To Exceed \$171,332.00**
- E.10. **Consider And Approve Award Of Contract Between The Board Of Trustees Of The Galveston Wharves And Texas Gulf Construction Company, Inc. For Emergency Pile Replacement At Pier 19 At An Amount Not To Exceed \$59,500.00**
- E.11. **Consider And Approve The Purchase Of A New Chevrolet Suburban From Caldwell County Chevrolet At A Cost Not To Exceed \$60,000**

F. COMMENTS FROM THE BOARD OF TRUSTEES

Pursuant to Texas Government Code Section 551.0415, Trustees may report on any of the following items:

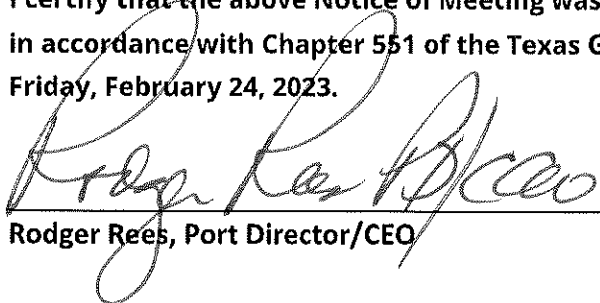
1. Expressions of thanks, gratitude, and condolences
2. Information regarding holiday schedules
3. Honorary or salutary recognition of a public official, public employee, or other citizen
4. Reminders regarding Galveston Wharves events
5. Reminders regarding community events
6. Health and safety announcements

G. SET DATE OF NEXT BOARD MEETING, TIME AND LOCATION

H. ADJOURNMENT

THE ITEMS LISTED FOR THE CONSENT AGENDA ARE CONSIDERED ROUTINE AND WILL NOT BE DISCUSSED UNLESS A TRUSTEE DESIRES TO DISCUSS – AS IS THE CASE, THAT SUCH ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED PRIOR TO THE REGULAR AGENDA ITEMS. AS USED IN THIS NOTICE, THE TERM “EXECUTIVE SESSION” MEANS A “CLOSED MEETING” AS DEFINED IN TEXAS GOVERNMENT CODE CHAPTER 551, THE OPEN MEETINGS ACT. THE BOARD RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY SUBJECT, INCLUDING WITHOUT LIMITATION ANY SUBJECT APPEARING ON THIS AGENDA, AS AUTHORIZED BY THE OPEN MEETINGS ACT. FOLLOWING ANY EXECUTIVE SESSION, THE BOARD IN OPEN SESSION MAY TAKE A FINAL ACTION, DECISION, OR VOTE ON A MATTER DELIBERATED IN EXECUTIVE SESSION, AS AUTHORIZED BY THE OPEN MEETINGS ACT.

I certify that the above Notice of Meeting was posted in a place convenient to the public, in accordance with Chapter 551 of the Texas Government Code, on or before 4:00 p.m. Friday, February 24, 2023.


Rodger Rees, Port Director/CEO

Posted by Rose D'Ambra City Secretary Office 2-24-23 5pm

Rose D'Ambra