

Board of Trustees of the Galveston Wharves
REGULAR MONTHLY MEETING
Tuesday, June 28, 2022 9:30 a.m.
Port of Galveston
123 Rosenberg Avenue, 8th Floor
Galveston, TX 77550

BOARD OF TRUSTEES
Chairman Harry D. Maxwell, Jr.
Vice Chair Todd P. Sullivan
Trustee/Mayor Craig Brown
Trustee Sheila S. Lidstone
Trustee E.L. "Ted" O'Rourke
Trustee Jeff Patterson
Trustee Victor Pierson
Rodger Rees, Port Director/CEO
Anthony P. Brown, Port Attorney

NOTICE OF MEETING

The Regular Monthly Meeting is open to the public.

Members of the public may participate in the meeting in the following ways:

1. Watch the meeting at the following online at:
<https://www.portofgalveston.com/68/watch-meetings-online>
2. Submit public comment in advance of the meeting. Comments can be submitted to:
<https://www.portofgalveston.com/formcenter/public-comment-form-2/public-comment-form-36>
3. Attend the meeting in person at the above address.

A. CALL TO ORDER

- A.1. **Roll Call**
- A.2. **Declaration Of Quorum**
- A.3. **DECLARATION OF CONFLICTS OF INTEREST BY TRUSTEE**

B. PRESENTATIONS AND ANNOUNCEMENTS

- Presentation by Clean Galveston

C. GENERAL BUSINESS

C.1. APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES

C.2. COMMENTS FROM THE PUBLIC

The Public will be permitted to submit public comments electronically. Comments can be submitted to: [HTTPS://WWW.PORTOFGALVESTON.COM/FORMCENTER/PUBLIC-COMMENT-FORM-2/PUBLIC-COMMENT-FORM-36](https://www.portofgalveston.com/formcenter/public-comment-form-2/public-comment-form-36)

C.3. PORT DIRECTOR'S REPORT

D. RECESS INTO EXECUTIVE SESSION

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

Section 551.071 - Consultation with Attorney

- a. No. 14-05, *Santa Fe Discount Cruise Parking, LLC, et al v. Board of Trustees of the Galveston Wharves* – Update on pending litigation before the Federal Maritime Commission with remaining Defendant Sylvia Robledo

- b. Legal Issues Concerning Communications by Trustees with other Trustees and with Third Parties
- c. Other Legal Issues Raised by Legal Counsel
- d. Update on FEMA

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 551.072 - Real Estate

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

Section 551.076 - Security Matters

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

Section 551.087 - Economic Development Negotiation

- a. Discuss or Deliberate 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

E. RECONVENE REGULAR MONTHLY MEETING

- E.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**

F. BUSINESS ITEMS

F.1. 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.)

F.2. Discuss And Consider Acceptance Of The 2021 Audited Galveston Wharves Pension Plan Annual Financial Report For Year Ending December 31, 2021

F.3. Discuss And Consider Acceptance Of The Galveston Wharves Federal Single Audit

F.4. Discuss And Consider Acceptance Of The Galveston Wharves Consolidated 2021 Financial Audit And Annual Comprehensive Financial Report (ACFR)

- F.5. **Discuss And Consider Acceptance Of The Galveston Wharves State Single Audit**
- F.6. **Discuss And Consider For Approval The Project Partnership Agreement Between The Board Of Trustees Of The Galveston Wharves And The U.S. Army Corps Of Engineers For The Construction Of The Galveston Harbor Channel Extension Project**
- F.7. **Consider And Approve Changes To The Construction Contract Between The Board Of Trustees Of The Galveston Wharves And Tandem Services, LLC For East End Cruise Corridor Development / 20th Street To Royal Caribbean Way To Increase The Amount Payable Under The Contract By An Additional \$150,000.00 To A Total Amount Not To Exceed \$5,648,111.65**
- F.8. **Consider And Approve Resolution Of The Board Of Trustees Of The Galveston Wharves Approving And Authorizing The Port Director To Enter Into Advanced Funding Agreement With The State Of Texas Acting Through The Texas Department Of Transportation For A Texas Mobility Fund Grant To Construct Roadway Improvements Along Wharf Road Between 20th Street And 23rd Street**
- F.9. **Consider And Approve The First Contract Amendment With AG Witt, LLC For Disaster Recovery Consulting Services Through December 2023, For \$300,000 With The Option For Three One-Year Extensions If Needed**
- F.10. **Consider And Approve 2022 Budget-Approved Vehicle Purchases From Silsbee Ford Not To Exceed \$247,634.00**
- F.11. **Discuss Security Staffing Levels**
- F.12. **Discuss NetSuite Functions And Capabilities**
- F.13. **Discuss And Consider Changing The Date Of The August 23, 2022 Board Meeting To August 30, 2022**

G. COMMENTS FROM THE BOARD OF TRUSTEES

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

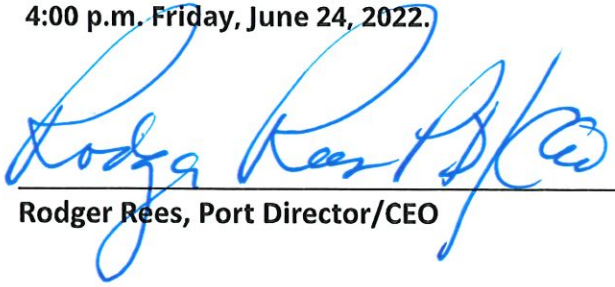
1. Expressions of thanks, gratitude, and condolences
2. Information regarding holiday schedules
3. Honorary or salutary recognition of a public official, public employee, or other citizen
4. Reminders regarding Galveston Wharves events
5. Reminders regarding community events
6. Health and safety announcements

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

I. 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, June 24, 2022.



Rodger Rees, Port Director/CEO

PLEASE NOTE:

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHALL, WITHIN THREE (3) DAYS PRIOR TO ANY PROCEEDING, CONTACT THE PORT'S OFFICE, 123 ROSENBERG, GALVESTON, TEXAS 77550 (409-765-3921).

Posted 6-24-22. 3:55 PM Luis Barrera