

AGENDA

**Port Freeport
Port Commission
Regular Meeting
Thursday, February 23, 2017, 3:00 pm - 6:00 pm
Administration Building - 1100 Cherry Street**



1. CONVENE OPEN SESSION in accordance with Texas Government Code Section 551.001, et. seq., to review and consider the following:
 2. Invocation.
 3. Pledge of Allegiance: U.S. Flag & Texas Flag
 4. Roll Call.
 5. Safety Briefing.
 6. Approval of minutes from the Regular Meeting held February 9, 2017.
 7. Reports from Executive Staff:
 - A. Receive report from Executive Director/CEO on activities and matters related to administrative affairs. Port tenant updates, USCOE, rail issues, AAPA Committees, leases, contracts, upcoming Port and civic events and other related administrative affairs.
 - B. Receive report from Chief Financial Officer on monthly activity and matters related to financial results, investments, insurance, leases, real property matters and other related administrative affairs.
 - C. Receive report from Director of External/Government Affairs on activities and matters related to federal, state and local governmental affairs. Port tenant updates, USCOE, rail issues, HGAC/TPC, Committees, upcoming Port and civic events and other related governmental affairs.
 - D. Receive report from Director of Engineering on activities and matters related to Freeport Harbor Federal Channel, capital projects and other projects, Hydrographic Report and other related facility engineering matters.
 - E. Receive report from Director of Operations on activities and matters related to operations, vessel activity, tonnage and other related port operation matters.
 - F. Receive report from Director of Protective Services on activities and matters related to safety meetings/injury report, security meetings, EMS update and other related safety, security and environmental matters, and overview of Emergency Action Plans.
 - G. Receive report from Director of Business & Economic Development on activities and matters related to industry meetings, sales reports, advertising, web activity, Foreign-Trade Zone and other ocean transportation related matters.
 8. Receive report from Commissioners on matters related to:
 - A. February 9 Security/Safety Advisory Committee
 - B. February 9 & 23 Strategic Planning Advisory Committee
 - C. February 23 Finance Advisory Committee
 - D. February 23 Personnel Advisory Committee
 - E. Meetings and conferences attended, Port presentations and other related Port Commission matters.
 9. Public Comment
(Comments will be limited to 5 minutes per guest)
 10. Approval of Change Order No. 2 with Tegrity Homes in the amount of \$439,125.00 for the New Housing Project 2016.
 11. Approval of a Professional Services Agreement with Moffatt & Nichol in the amount of \$79,800.00 for the Underwater Inspection of Docks 1, 2, 3, 5 and 7.
 12. Approval and award of contract for Property, Boiler & Machinery, and Terrorism coverage as recommended by Arthur J. Gallagher & Co. in the amount of \$763,560.00 for a term of 1 year beginning March 1, 2017.
 13. Adoption of a Resolution Ordering an Election to be held May 6, 2017 for the purpose of electing two Port

Commissioners, Positions 1 and 2.

14. Approval of a Joint Election Agreement and Contract for Election Services between Brazoria County and Port Freeport for the May 6, 2017 Election.
15. Approval of financial reports presented for the period ending January 31, 2017.
16. Approval of the FY 2016 Comprehensive Financial Report.
17. Adoption of a resolution approving the acceptance of the Port's portion of proceeds received from high bidders on delinquent tax property held in trust by Brazoria County, Texas and authorizing the Chairman to join in conveyance to high bidders.
18. Approval of Port Policy 5.4 - Sick Leave.
19. Approval of Executive Director/CEO & Commissioner(s) travel for May 2017, including the AAPA Commissioners Seminar to be held in Indianapolis, IN.
20. Receive update from staff regarding the Brazoria-Fort Bend Rail District and proposed legislation, and the Brazoria-Fort Bend Nexus Project Group.
21. EXECUTIVE SESSION in accordance with Subchapter D of the Open Meetings Act, Texas Government Code Section 551.001, et. seq., to review and consider the following:
 - A. Under authority of Section 551.071 (consultation with attorney) for discussion regarding:
 1. Consultation with attorney regarding a Purchase Contract in the amount of \$65,000.00 for property located at 310 E. 8th Street.
 2. Consultation with attorney regarding the contract with the U.S. Army Corps of Engineers for the Freeport Harbor Channel Improvement Project General Reevaluation Study dated April 9, 2015.
 - B. Under authority of Section 551.072 (deliberation of real property matters) for discussion regarding:
 1. The potential exchange, lease, or value of real property located at Port Freeport, including but not limited to Parcels 7, 8, 10, 26 and 37.
 2. The potential purchase, exchange, lease or value of real property located at Port Freeport, including but not limited to the real property located at and contiguous to Berths 1, 2, 5 and 7.
 3. Discussion regarding the potential exchange, lease, or value of real property located in Freeport, Texas, including but not limited to the area known as the East End of Freeport and bordered by the following streets: FM 1495; East 2nd Street; Terminal Street and East 8th Street in Freeport, Texas.
 4. The potential exchange, lease, or value of real property located at Port Freeport, including but not limited to Parcels 4, 5, 6, 9, 14, 19, 27, 31, 34, and 38.
 - C. Under authority of Section 551.074 (deliberation of personnel matters) for discussion regarding:
 1. Discussion regarding the goals and performance of the Executive Director/CEO.
22. RECONVENE OPEN SESSION to review and consider the following:
23. Approval of a Purchase Contract in the amount of \$65,000.00 for property located at 310 E. 8th Street.
24. Discuss and approve payment to the U.S. Army Corps of Engineers in an amount not to exceed \$289,000.00 which represents the Port's 50% portion of cost required to complete the General Reevaluation Report (GRR) associated with the Freeport Harbor Channel Improvement Project (FHCIP). It is further approved the Executive Director/CEO is authorized to negotiate and execute any necessary contracts amendments and payment arrangements to the Agreement titled Freeport Harbor Channel Improvement Project General Reevaluation Study dated April 9, 2015 in support of this payment.
25. Adjourn.

The Port Commission does not anticipate going into a closed session under Chapter 551 of the Texas Government Code at this meeting for any other items on the agenda, however, if necessary, the Port Commission may go into a closed session as permitted by law regarding any item on the agenda.

With this posted notice, Port Commissioners have been provided certain background information on the above listed agenda items. Copies of this information can be obtained by the public at the Port Administrative offices at 1100 Cherry Street, Freeport, TX.



Phyllis Saathoff, Executive Director/CEO
PORT FREEPORT