

Notice of Meeting
BOARD OF TRUSTEES OF THE GALVESTON WHARVES
Regular Monthly Meeting
Tuesday, April 28, 2020 9:00 a.m.
Port of Galveston
123 Rosenberg Avenue, 8th Floor
Galveston, TX 77553

NOTICE OF MEETING BY VIDEOCONFERENCE

In accordance with order of the Office of the Governor issued March 16, 2020, the Board of Trustees of the Galveston Wharves will conduct the meeting scheduled at 9:00 a.m. on April 28, 2020 at Port of Galveston, 123 Rosenberg, Galveston, Texas 77550, by videoconference in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") to slow the spread of the Coronavirus (COVID-19). [There will be no public access to the location described above.]

BOARD OF TRUSTEES

Chairman Albert P. Shannon
Vice Chairman Elizabeth Beeton
Trustee Craig Brown
Trustee Richard D. DeVries
Trustee Harry D. Maxwell, Jr. Trustee
Trustee E.L. "Ted" O'Rourke
Trustee Todd P. Sullivan
Rodger Rees, Port Director/CEO
Anthony P. Brown, Port Attorney

A. CALL TO ORDER

- A.1. **Roll Call**
- A.2. **Declaration Of Quorum**
- A.3. **Pledge Of Allegiance**

B. DECLARATION OF CONFLICTS OF INTEREST BY TRUSTEE

C. GENERAL BUSINESS

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

Documents:

[MINUTES REG. MONTHLY 3-31-20.PDF](#)
[MINUTES SPECIAL MEETING 4-13-20.PDF](#)

C.2. PRESENTATIONS AND ANNOUNCEMENTS

- C.2.a. **Presentation By Frost Bank - Terry Frank**
- C.2.b. **Presentation By Nyhart = Heath Merlak**
- C.2.c. **COMMENTS FROM THE PUBLIC**

The public will be permitted to submit public comments electronically as provided by the agenda and as permitted by the presiding officer during the meeting. An electronic public comment form for submission of public comments to the Board of Trustees can be accessed online at [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) A copy of the comments can be provided upon request.

C.3. PORT DIRECTOR'S REPORT

Documents:

[2020 APRIL 28 PDR \(002\).PDF](#)

C.4. CFO REPORT/CONSENT AGENDA

Documents:

[1.A CFO REPORT 4-28-20.PDF](#)

D. RECESS INTO EXECUTIVE SESSION

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

Section 551.071 - Consultation with Attorney

- a. Receive legal advice regarding Notice requirements under the Texas Open Meetings Act
- b. Receive legal advice regarding Carnival Cruise Lines Operating Agreement
- c. Legal issues related to terminated employee

Section 551.072 - Real Estate

- a. Discuss Issues Relating to Value of Real Property Owned and Operated by Port
 1. Update on Pier 10
 2. WWO Relocation

Section 551.074 - Personnel

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

Section 551.087 - Economic Development Negotiation

- a. Discuss and 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.2. RECONVENE REGULAR MONTHLY MEETING

E. BUSINESS ITEMS

E.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.)

Documents:

[A.PDF](#)
[B.PDF](#)
[C.PDF](#)
[D.PDF](#)
[E..PDF](#)
[F.PDF](#)
[G.PDF](#)
[H.PDF](#)

E.2. Discuss And Consider Approval Of Standard Agenda Item - Possible Action Following Closed Executive Sessions - Chairman Shannon

Documents:

[E.2.PDF](#)

E.3. Discuss And Consider Amendment To The 2020 Budget Due To The COVID-19 Impact - Chairman Shannon

Documents:

[E.3.PDF](#)

E.4. Discuss And Consider Channel Extension And Galveston Wharves' Share Of Non-Federal Sponsor Cost Of Design Agreement With U.S. Army Corps Of Engineers, In An Amount Not To Exceed \$135,653.10 - Port Director

Documents:

[E.4.PDF](#)

E.5. Receive Information From Staff And Discuss Cost To Prepare Pier 14 To Handle Cargo Trustee O'Rourke And Trustee Brown

Documents:

[E.5.PDF](#)

E.6. Receive Update From Staff And Discuss Implementation Of NetSuites System - Trustee O'Rourke And Trustee Brown

Documents:

[E.6.PDF](#)

E.7. Discuss And Consider Portfolio Performance Analysis Report, Summary Of Investment Performance Report And Investment Detail Of The Galveston Wharves Pension Plan For Period Ending March 31, 2020 And Discuss And Consider Percentage Changes In Fund Mix That May Be Necessary To Increase Investments Results - Mark Murchison

Documents:

[E.7.PDF](#)

- E.8. **Discuss And Consider Acceptance Of The Actuarial Valuation Of The Galveston Wharves Pension Plan As Of January 1, 2020, Which Includes The GASB 67 And 68 Report, Related To Assumptions, And Approval Of The Contribution To The Plan For 2020 - Mark Murchison**

Documents:

[E.8.PDF](#)

- E.9. **Discuss And Consider Resolution Approving The Galveston Wharves Investment Policy Following The Annual Review As Required By The Public Funds Investment Act - Mark Murchison**

Documents:

[E.9.PDF](#)

- E.10. **Discuss And Consider First Amendment To The Agreement With Galveston Cruise Terminal Galveston, LLC - Port Director**

Documents:

[E.10.PDF](#)

- E.11. **Discuss And Consider Approval Of Delegation Of Authority To The Port Director To Enter Pre-Positioned Disaster Contracts In Accordance With Potential Emergency Requirements For Disaster Recovery And Restoration, Facilities Maintenance, Heavy Equipment Rentals, Public Safety, HVAC Services, Roofing, And/Or Other Services As Directly Related To Disaster Response Efforts - Laura Camcioglu**

Documents:

[E.11.PDF](#)

- E.12. **Consider And Approve Environmental Policy Statement Of The Board Of Trustees Of The Galveston Wharves - Laura Camcioglu**

Documents:

[E.12.PDF](#)

- E.13. **Consider And Approve First Amendment To The Professional Services Agreement Between The Board Of Trustees Of The Galveston Wharves And High Tide Land Surveying, LLC For Additional Surveying Services Needed For Port Roadway Improvement Planning And Design At An Additional Amount Not To Exceed \$117,000- Jeffrey Thomas**

Documents:

[E.13.PDF](#)

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, April 24, 2020.

Rodger Rees, Port Director/CEO

Please Note

At this time, there will be no public access to the Port of Galveston offices due to COVID-19. The Galveston Wharves Board meeting will be live stream through the Port of Galveston Website.

Members of the City Council may be attending and participating in discussion.

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 THIS OFFICE, 123 ROSENBERG AVENUE, 8TH FLOOR, GALVESTON, TEXAS 77550 (409-766-6105) TO MAKE ARRANGEMENTS FOR THE SPECIAL ACCOMMODATION.