

Board of Trustees of the Galveston  
Wharves  
**SPECIAL MEETING**  
Friday, February 25, 2022 3:00 p.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 Special Meeting is open to the public. Seating is limited due to COVID-19. To reserve a seat, please call 409.765.9321 ext. 4.**

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-](https://www.portofgalveston.com/formcenter/public-comment-form-2/public-comment-form-36)

[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. Pledge of Allegiance

#### **B. DECLARATION OF CONFLICTS OF INTEREST BY TRUSTEE**

#### **C. GENERAL BUSINESS**

##### **C.1. 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>

#### **D. RECESS INTO EXECUTIVE SESSION**

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

##### **Section 551.072 - Real Estate**

- a. Deliberated the Purchase, Exchange, Lease or Value of Property on Galveston and Pelican Island
- b. Discuss Request From Mitchell Historic Properties, Inc., to Assign the Lessee's Interest in the Pier 21 Lease and Development Agreement to Landry's, LLC, and proposed Seventh Amendment to Lease and Development Agreement

#### **ADJOURNMENT OF EXECUTIVE SESSION**

## **E. RECONVENE SPECIAL 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. Discuss And Consider Approval Of Lessor's Consent To Assignment And Assumption Of Ground Lease, From Mitchell Historic Properties, LLC To Landry's, LLC**

Documents:

[F1.PDF](#)

- F.2. Discuss And Consider Approval Of Seventh Amendment To Pier 21 Lease And Development Agreement**

Documents:

[F2.PDF](#)

## **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

### **G.1. 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 2:45 p.m. Tuesday, February 22, 2022.

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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).**

**PORT OF GALVESTON  
REQUEST FOR DISCUSSION**

**BUSINESS ITEM**

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**SUBJECT: Discuss and Consider Approval of Lessor's Consent to Assignment and Assumption of Ground Lease, From Mitchell Historic Properties, LLC to Landry's, LLC**

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**DISCUSSION:** This item was placed on the agenda for Trustee discussion and consideration.

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**PORT OF GALVESTON  
REQUEST FOR DISCUSSION**

**BUSINESS ITEM**

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**SUBJECT: Discuss and Consider Approval of Seventh Amendment to Pier 21 Lease and Development Agreement**

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**DISCUSSION:** This item was placed on the agenda for Trustee discussion and consideration.

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