

NOTICE OF MEETING

TAKE NOTICE THAT A REGULAR MEETING OF THE
BOARD OF COMMISSIONERS OF
THE PORT OF BEAUMONT NAVIGATION DISTRICT
OF JEFFERSON COUNTY, TEXAS

will be held in

The Port District Building, 1225 Main Street, Beaumont, Texas, commencing at 10:00 a.m., on Monday, January 28, 2019 to consider and act upon the following:

INVOCATION

AGENDA PUBLIC COMMENTS

1. General public comments on Consent Agenda items or Regular Agenda items 3 through 4.

CONSENT AGENDA

2.
 - a) Approval of minutes of the January 14, 2019 special meeting
 - b) Approval of minutes of the December 17, 2018 regular meeting
 - c) Approval of accounts payable checks over \$25,000 for month of December 2018
 - d) Approval of commissioner expense report for month of December 2018
 - e) Approval of commissioner attendance for Golden Triangle Days in Austin, February 11-12, 2019
 - f) Approval of commissioner attendance for the TPA 2019 Conference in Austin, February 20, 2019
 - g) Approval of commissioner attendance for the 2019 AAPA Spring Conference in Washington D.C., March 19-21, 2019, or the 2019 Commissioners Seminar in San Francisco, California, June 18-20, 2019
 - h) Approval of legal counsel attendance of the American Association of Port Authorities Port Administration and Legal Issues Seminar in Fort Lauderdale, Florida, February 12-13, 2019

REGULAR AGENDA

3. Consideration and possible approval of Election Order, Notice of Election and Resolution for the May 4, 2019 Port Commissioner Election for Ward 2 and At-Large Commissioner positions.
4. Consideration and possible approval of authorizing Port Director to execute a Joint Election Services Agreement with Jefferson County, the City of Beaumont and other governmental entities for the May 4, 2019 Election.

5. Executive Director's report to the Commission, including port financial matters and reports, port administrative and policy issues, port marketing and promotion & development efforts, port cargo and operations activity and/or port facilities and capital programs.
6. Retirement Presentation and Resolution for Bill Carpenter, former Deputy Port Director.
7. Executive Session (Closed to the Public) – Board will convene in a closed session under Chapter 551 of the Texas Government Code, Sections 551.071, 551.072, 551.073, 551.074, 551.076, 551.082, 551.083, 551.084 and/or 551.087 to deliberate on the following:
 1. Section 551.017 Government Code—To discuss pending and potential litigation.
 - a. *Kevin Andrus v. James J. Flanagan Shipping Corporation; Vestas-American Wind Technology, Inc.*; and *Port of Beaumont Navigation District of Jefferson County*, Cause No. D-202839, 136th District Court.
 - b. *David W. Mickles v. P.C. Pfeiffer Co. Inc.; Suzano Pulp and Paper America, Inc.*; and *Port of Beaumont Navigation District of Jefferson County*, Cause No. D-202840, 136th District Court.
 2. Section 551.072—To deliberate the purchase, exchange, lease or value of real property.
 - a. Louis Dreyfus Lease Negotiations
 - b. Kinder Morgan Lease Negotiations
 - c. Orange County Terminal, South Terminal Property, Placement Area 26 and other property in Orange County

GENERAL PUBLIC COMMENTS

8. General public comments (limited to three minutes per person)

This Notice of Meeting is given and posted pursuant to the Texas Open Meetings Act, contained in Chapter 551 of the Texas Government Code. Capitalized words and phrases have the meaning given to them in the Act. The Meeting will be held at the Date, Time and Place stated above. The Board of Directors of the Governmental Body will Deliberate upon the items listed in the Agenda above. Any Agenda item is subject to discussion only, action only, or both discussion and action. All portions of the Meeting shall be Open, unless a Closed Meeting is held when permitted, and in the manner specified, by the Act. If the Act permits all or any portion of the Deliberation of an Agenda item to be Closed, the Governing Body may enter into a Closed Meeting whether or not the Agenda item below states that a Closed Meeting for such item is anticipated. Agenda items are not required to be considered in the same order as listed in the Agenda. Any Agenda item(s) may be tabled for Deliberation at a later Meeting, or

removed from the Agenda. Any such tabled or removed Agenda item may be placed on an Agenda for a later Meeting for which Notice has been given and posted pursuant to the Act.

The Board of Commissioners of
the Port of Beaumont Navigation
District of Jefferson County, Texas

By: David C. Fisher
Port Director & CEO

Dated: January 23, 2019