

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, February 24, 2020 to consider and act upon the following:

INVOCATION

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS

1. General public comments will be taken from the audience on any subject matter, whether that item is on the agenda or not. While your comments are appreciated, all speakers are limited to a maximum three minutes. As the Texas Open Meetings Act does not allow the Board to respond to items not listed on the agenda, your comments will be noted by the Board and forwarded to the Port Director. A member of the audience who desires to address the Board is requested to sign in at the start of the meeting.

CONSENT AGENDA

2.
 - a) Approval of minutes of the January 27, 2020 regular meeting
 - b) Approval of minutes of the January 28, 2020 special meeting
 - c) Approval of minutes of the February 10, 2020 special meeting
 - d) Approval of accounts payable checks over \$25,000 for month of January 2020
 - e) Approval of commissioner expense report for month of January 2020

REGULAR AGENDA

3. Consideration and possible award of construction contract for the Dock 4/5 Bank Stabilization Project.
4. Consideration and possible approval/ratification confirming authorization of the Port Director and CEO to make non-substantive revisions in Port of Beaumont Tariffs to facilitate port operations.
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. Board of Commissioners comments on matters of community interest.

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:

Section 551.071 Government Code—To discuss pending and potential litigation:

- a. *James J. Flanagan Shipping Corporation and P.C. Pfeiffer Co. Inc. contesting Port of Beaumont Tariff 007, Items 215 and 217 – Prevailing Wage Rate*
- b. *Kevin Andrus v. James J. Flanagan Shipping Corporation; Vestas-American Wind Technology, Inc.; and Port of Beaumont Navigation District of Jefferson County, Texas, Cause No. D-202839, 136th District Court.*
- c. *David W. Mickles v. P.C. Pfeiffer Co. Inc.; Suzano Pulp and Paper America, Inc.; and Port of Beaumont Navigation District of Jefferson County, Texas, Cause No. D-202840, 136th District Court*
- d. *Gloria Broussard, as representative of the Estate of Pamela D. Thomas vs. James J. Flanagan Shipping Corporation; P.C. Pfeiffer Co., Inc.; Suzano Pulp and Paper America, Inc.; and Joseph Zeno, Cause No. E-204177, 172nd District Court*

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: February 19, 2020