

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,
July 26, 2021 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.

CONSENT AGENDA

2. a. Approval of minutes of the June 28, 2021 regular meeting.
b. Approval of minutes of the July 1, 2021 special meeting.
c. Approval of accounts payable checks over \$25,000 for the month of June 2021.
d. Approval of commissioner expense report for the month of June 2021.

REGULAR AGENDA

3. Consideration and possible approval of final Texas Department of Transportation change order for the Orange County Terminal Overpass Project.
4. Consideration and possible approval of engagement letter with FMW, P.C. (Funchess, Mills, White and Associates), Mr. Terry Whiddon, for performing the 2020/2021 fiscal year audit.
5. Consideration and possible approval of health insurance coverage for 2021-2022.
6. Consideration and possible approval or resolution designating Allison Nathan Getz, Jefferson County Tax Assessor-Collector, to calculate and publish the No-New Revenue Tax Rate and Voter-Approval Tax Rate for the Port of Beaumont Navigation District of Jefferson County, Texas, pursuant to § 26.04 of the Property Tax Code.
7. Consideration and possible approval of Amended and Restated Construction Management/Agent Agreement with Jefferson Railport Terminal II LLC and Jefferson 2020 Bond Lessee LLC.
8. 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.
9. Board of Commissioners comments on matters of community interest.

10. 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:

a. Section 551.071 Government Code - To discuss pending and potential litigation:

i. *Continental Grain Company regarding Environmental Agreement, dated December 13, 1999, between Continental Grain Company, Louis Dreyfus Corporation, and the Port of Beaumont Navigation District of Jefferson County, Texas*

ii. *Check No. 195594 issued to Kinder Morgan Operating LLC in the amount of \$259,151.00.*

b. Section 551.072 Government Code – To deliberate the purchase, exchange, lease or value of real property:

i. *Allegiant Industrial Island Park Terminal*

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: July 22, 2021