

Notice of Meeting

BOARD OF TRUSTEES OF THE GALVESTON WHARVES

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.

Regular Monthly Meeting

Monday, September 26, 2016

9:15 a.m.

Port of Galveston

8th Floor Shearn Moody Plaza

123 Rosenberg Avenue, Galveston, TX 77550

-THE REGULAR MONTHLY MEETING IS OPEN TO THE PUBLIC-

BOARD OF TRUSTEES

Chairman Benjamin F. Holland, Jr.

Trustee Elizabeth Beeton

Trustee E. L. "Ted" O'Rourke

Trustee/Mayor James D. Yarbrough

Vice Chairman Albert P. Shannon

Trustee Richard D. DeVries

Trustee Todd P. Sullivan

Michael J. Mierzwa, Port Director

Anthony P. Brown, Port Attorney

I. REGULAR MONTHLY MEETING

A. CALL TO ORDER

A-1 Roll Call

A-2 Declaration of Quorum

B. DECLARATION OF CONFLICTS OF INTEREST BY TRUSTEES

C. GENERAL BUSINESS

1. PRESENTATIONS AND ANNOUNCEMENTS

A-1 Presentation of Gifts and Reading of Resolution for former members of the Board of Trustees -Vice Chairman Edward Walsh and Trustee Gerald Sullivan

A-2 Comments from the Public

2. APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES

B-1 Minutes of the Annual Meeting of the Board of Trustees held August 22, 2016

B-2 Minutes of the Regular Monthly Meeting of the Board of Trustees held August 22, 2016

3. PORT DIRECTOR'S REPORT

C-1 Port Director/Staff Reports – Consideration of Information Received from the Port Director or Other Members of Port Staff with Respect to Port Operations, Including Such Matters as Revenue, Expense, and Other Financial Information; Cargo Tonnage and Ship Calls; Cruise Passenger Activity, Car Counts, and Ship Calls; Security Conditions and Other Security Related Matters; Facility Improvements, Maintenance, Repairs, and Demolition; Dredging; Matters Relating to Parking Operations; Staff and Trustee Travel Reports; and Other Matters Required to be Reported to the Trustees Pursuant to Law or Board Policy.

4. CONSENT AGENDA

D-1 Consider Board and Staff Expense Reports

D-2 Consider Financial Statements

D-3 Accept Port Investments Report

D-4 Accept Bank Reconciliation Report and Schedule of Restricted Fund Balances

D-5 Accept Cash Flow Projections

D-6 Accept Monthly Delinquent Accounts Receivable Analysis

D-7 Accept Vendor Check Register Report

D-8 Consider Trade Development

5. BUSINESS ITEMS

E-1 Discuss and Consider Easement Between the Board of Trustees of the Galveston Wharves and CenterPoint Energy Houston Electric, LLC for Electric Distribution on Port Property Adjacent to Pier 19

E-2 Discuss and Consider Board of Trustees Legal Representation

- E-3 Discuss and Consider Port Liability, Excess Liability, 2nd Excess Port Liability, Business Auto, Public Officials Liability, Crime and Fiduciary Liability Insurance Policies Scheduled for Renewal for the Policy Period of October 1, 2016 to October 1, 2017, and also Consideration of the Possible Addition of Optional Terrorism (TRIA) Coverage to Port Liability, 1st Excess Port Liability and 2nd Excess Port Liability Insurance at a Total Premium Not to Exceed \$216,853.73
- E-4 Discuss and Consider Appointment of Delegate and Alternate to the 2016 Annual Membership Meeting of the American Association of Port Authorities to be held on Wednesday, October 26, 2016 in New Orleans, LA with Authority to Cast the Vote of the Board of Trustees of the Galveston Wharves on All Motions and Resolutions
- E-5 Discuss and Consider Acceptance of Department of Homeland Security FY 2016 Port Security Grant Award in the Amount of \$996,750 of which the Port's Cost Share is \$249,188

II. RECESS INTO EXECUTIVE SESSION

ANNOUNCE GOING INTO EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE

-Section 551.071 – Consultation with Attorney

- a. Seek or receive advice on legal claim asserted by an employee.
- b. Seek or receive advice on pending litigation and legal claims, including without limitation:
 1. Legal Issues Relating to Cruise Terminal No. 2 Berth Expansion Project
 2. Legal Issues Relating to Port Security Grant Program Reimbursement Claim

-Section 551.074 – Personnel

- a. Deliberate the Appointment, Employment, Evaluation, Reassignment, or Duties of a Public Officer or Employee, Including Without Limitation the Port Director and Deputy Port Director

-Section 551.087 – Economic Development Negotiation

- a. Discuss or Deliberate 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

RECONVENE REGULAR MONTHLY MEETING

- D. **COMMENTS FROM THE BOARD OF TRUSTEES**
- E. **SET DATE OF NEXT BOARD MEETING, TIME AND LOCATION**
- E. **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.

3:30 p.m., Thursday, September 22, 2016

By: Michael J. Mierzwa
Michael J. Mierzwa, Port Director

Please Note

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

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