

Board of Trustees of the Galveston
Wharves
REGULAR MONTHLY MEETING
Tuesday, July 26, 2022 9:30 a.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 Regular Monthly Meeting is open to the public.

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-36>
3. Attend the meeting in person at the above address.

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A. CALL TO ORDER

- A.1. **Roll Call**
- A.2. **Declaration Of Quorum**
- A.3. **Pledge Of Allegiance**
- A.4. **DECLARATION OF CONFLICTS OF INTEREST BY TRUSTEE**

B. GENERAL BUSINESS

B.1. APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES

Documents:

[MINUTES JUNE 28 2022.PDF](#)

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

B.3. PORT DIRECTOR'S REPORT

Documents:

[7.26.22 PDR.WORKING DRAFT .PDF](#)

C. RECESS INTO EXECUTIVE SESSION

C.1. ANNOUNCE GOING INTO EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE

Section 551.071 - Consultation with Attorney

- a. No. 3:14-CV-00206; *Santa Fe Discount Cruise Parking, Inc. et al v. Board of Trustees of the Galveston Wharves*
- b. No. 22CV1041; *Billie Murphy v. Port of Galveston*; 405th District Court of Galveston County, Texas
- c. Proposed City Taxes
- d. Other Legal Issues Raised by Legal Counsel

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

Section 551.072 – Real Estate

- a. Deliberate the Purchase, Exchange, Lease or Value of Property on Galveston and Pelican Island

Section 551.076 – Security Matters

- a. Deliberate the Deployment, or Specific Occasions for Implementation of Security Personnel or Devices

Section 551.087 – Economic Development Negotiation

- a. Discuss or Deliberate the 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

D. RECONVENE REGULAR MONTHLY MEETING

- D.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**

E. BUSINESS ITEMS

- E.1. **Discuss And Consider Presentation And Recommendations By Nyhart Concerning Possible Changes To The Defined Benefit Pension Plan Including Possible Changes To Discount Rate Assumption, Providing A COLA, Possible Changes To Annual Funding Rate And Possible De-Risking The Plan Through Acquiring Annuities For A Portion Of The Pension Population**

Documents:

[E1.PDF](#)

- E.2. **Discuss And Consider Portfolio Performance Analysis Report, Summary Of Investment Performance Report And Investment Detail Of The Galveston Wharves Pension Plan For Period Ending June 30, 2022, And Discuss And Consider Percentage Changes In The Fund Mix That May Be Necessary To**

Increase Investment Results

Documents:

[E2.PDF](#)

E.3. Consider And Approve CFO Report - Consent Agenda

- Consider Board and Staff Expense Reports (a.)
- Consider Financial Statements (b.)
- Accept Port Investments Report (c.)
- Accept Bank Reconciliation Report and Schedule of Restricted Fund Balances Report (d.)
- Accept Cash Flow Projections (e.)
- Accept Monthly Delinquent Accounts Receivable Analysis (f.)
- Accept Vendor Check Register Report (g.)
- Consider Trade Development (h.)

Documents:

[CFO REPORT.PDF](#)

[A.PDF](#)

[B.PDF](#)

[C.PDF](#)

[D.PDF](#)

[E.PDF](#)

[F.PDF](#)

[G.PDF](#)

[H.PDF](#)

E.4. Discuss Security Staffing Levels

Documents:

[E4.PDF](#)

E.5. Discuss NetSuite Functions And Capabilities

Documents:

[E5.PDF](#)

E.6. Consider And Approve Award Of Contract Between The Board Of Trustees Of The Galveston Wharves And Texas Gulf Construction Company, Inc. For Emergency Pile Replacement At Pier 19 At An Amount Not To Exceed \$75,194.00

Documents:

[E6.PDF](#)

F. 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. SET DATE OF NEXT BOARD MEETING, TIME AND LOCATION

H. 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 4:00 p.m. Thursday, July 22, 2022.

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).