



June 16, 2023

## NOTICE

Notice is hereby given that the Regular Meeting of the Board of Commissioners of the Port of Port Arthur Navigation District of Jefferson County, Texas, will be held at **9:00 A.M., Wednesday, June 21, 2023** at the Port Commission office, **221 Houston Avenue, Port Arthur, Texas**, in person with limited capacity and by telephonic meeting in order to advance the public health goal of limiting face-to-face meeting (also called “Social Distancing”) to slow the spread of the Coronavirus (COVID-19). The public toll-free dial-in number to participate in the telephonic meeting is hosted through conference calling. The toll-free dial-in number is: **1-866-244-8528** and the access code number is: **328412#**. The public will be permitted to offer public comments telephonically as provided by the agenda and as permitted by the presiding officer during the meeting. A recording of the telephonic meeting will be made available to the public in accordance with the Open Meetings Act, upon written request. The Meeting will include the following matters:

1. Call to Order
2. Roll Call
3. Recognize guests and receive public comments (limit 3 minutes each)
4. (9:05 a.m.) Recess Meeting to conduct Special Meeting of Board of Directors of Port Arthur Navigation District Industrial Development Corporation (Board of Commissioners Meeting will re-convene immediately after PANDIDC Meeting)
5. Re-convene Meeting
6. Approve Minutes of May 24, 2023 Regular Meeting and June 14, 2023 Special Meeting
7. Consider approval and ratification of investments, including certificates of deposit and other government-backed securities
8. Consider approval of continued support for “Home 2 Texas” program and participation in wrap up event (Southeast Texas Economic Development Foundation)
9. Discuss status of following projects:

- (A) Economic Development Administration CARES ACT Recovery Assistance Grant Project (Berth 5 Backland Improvement Project)
- (B) Berth 6 Expansion Project (BUILD Grant)
- (C) Replacement of Transit Shed Fire Protection System Project
- (D) TXDOT Rider 37 Grant Project (2.5-Acre Multimodal Laydown Yard and Truck Queuing Area)
- (E) TXDOT Rider 37 Grant Project (5-Acre Truck Queuing Area)
- (F) TXDOT Rider 38 Grant Project (Truck Queuing Area)
- (G) TXDOT Rider 45 Grant – Project 1 (4<sup>th</sup> Street, Houston Ave. and Lakeshore Drive Project)
- (H) TXDOT Rider 45 Grant – Project 2 (Lakeshore Drive Turnaround)
- (I) FY 2020 MARAD Port Infrastructure Development Program (PIDP) Grant (Transit Shed #1 Project)
- (J) FY 2023 Port Infrastructure Development Program (PIDP)
- (K) Sprinkler System at 748 Houston Avenue
- (L) Rebuilding America Infrastructure with Sustainability and Equity (RAISE) 2022 Grant Project
- (M) Rebuilding America Infrastructure with Sustainability and Equity (RAISE) 2023 Grant Project
- (N) Demolition and Abatement Projects of Port-owned properties
- (O) PI Dock Facilities sign Placement Project
- (P) FY 2024 Community Project Funding Requests

10. Consider authorizing Notice to Bidders for construction of parking lot improvements on Port-owned real property

11. Consider approval of Memorandum of Understanding (MOU) with Southeast Texas Regional Radio System (SETRRS) and authorize execution of SETRRS System User Agency Agreement
12. Discuss status of EDA Disaster Supplemental Grant (Port Rail Yard and Laydown Yard Project) and consider approval of Change Order No.3 (Definitive Industrial Group, Inc.)
13. Consider payment of invoices
14. Discuss status of and consider resolution for nomination to Board of Directors of Jefferson Central Appraisal District (JCAD) as Conservation and Reclamation District nominee
15. Discuss status of participation with Texas Ports Association for preparation of an Economic Impact Study (Martin & Associates)
16. Discuss status of Community Outreach and Public Affairs
17. Discuss status of Contractors Assistance Program for Local, Veteran, Minority and Women-owned business enterprises
18. Receive report regarding City of Port Arthur Tax Increment Reinvestment Zone No. 1
19. Discuss status of study and cost/benefit analysis services for evaluation of grant opportunities
20. Discuss status of Real Property Valuation and Related Services Study
21. Discuss any items not on agenda without taking action thereon
22. Executive Session to discuss matters pertaining to personnel, real property, economic development negotiations, security matters and litigation. Action may be taken on any and all items discussed in Executive Session upon return to Open Meeting regarding:
  - (A) Personnel (GOV'T. CODE SEC. 551.074)
  - (B) Real Property (GOV'T. CODE SEC. 551.072)
    - (1) Discuss potential purchases of real property in Navigation District
    - (2) Discuss potential leases of real property in Navigation District

(C) Conduct deliberations regarding economic development negotiations pertaining to (GOV'T. CODE SEC. 551.086):

- (1) Liquids Terminal Facilities
- (2) LNG Facilities
- (3) Marine Terminal and Inland Storage Area Project
- (4) Wood Pellets Storage and Loading Facilities

(D) Security Matters (GOV'T. CODE SEC. 551.076)

(E) Litigation (GOV'T. CODE SEC. 551.071)

- (1) Dredge-Related Claims (ORION)
- (2) Hurricanes Laura and Delta Insurance Claims
- (3) Sabine-Neches Navigation District Channel Modification Litigation
- (4) IRS examination of Unlimited Tax Port Improvement Bonds, Series 2017A
- (5) M/V Nemea grounding incident

23. Return to Open Meeting

24. Consider renewal, extension and modification of Executive Port Director/CEO Employment Agreement

25. Consider approval of Annual Budget for fiscal year ending July 31, 2024

26. Discuss status of legislative matters

27. Discuss status of USACE-DD7 floodwall replacement project and consider approval of proposed alignment

28. Discuss status of environmental conditions in Port-owned facility and consider approval for obtaining remediation services

29. Adjourn

For the Port Commission

  
For Larry Kelley  
Executive Port Director – CEO