

AGENDA

**Port Freeport
Port Commission
Regular Meeting
Thursday, October 26, 2017, 2:00 pm - 5:00 pm
Administration Building - 1100 Cherry Street - Freeport**



1. CONVENE OPEN SESSION in accordance with Texas Government Code Section 551.001, et. seq., to review and consider the following:
2. Invocation.
3. Pledge of Allegiance: U.S. Flag & Texas Flag
4. Roll Call.
5. Safety Briefing.
6. Approval of minutes from the Regular Meeting held October 12, 2017.
7. Reports from Executive Staff:
 - A. Receive report from Executive Director/CEO on activities and matters related to administrative affairs. Port tenant updates, USCOE, rail issues, AAPA Committees, leases, contracts, upcoming Port and civic events and other related administrative affairs.
 - B. Receive report from Controller on monthly activity and matters related to financial results, investments, insurance, leases, real property matters and other related administrative affairs.
 - C. Receive report from Director of Engineering on activities and matters related to Freeport Harbor Federal Channel, capital projects and other projects, Hydrographic Report and other related facility engineering matters.
 - D. Receive report from Director of Operations on activities and matters related to operations, vessel activity, tonnage and other related port operation matters.
 - E. Receive report from Director of Protective Services on activities and matters related to safety meetings/injury report, security meetings, EMS update and other related safety, security and environmental matters, and overview of Emergency Action Plans.
 - F. Receive report from Director of Business & Economic Development on activities and matters related to industry meetings, sales reports, advertising, web activity, Foreign-Trade Zone and other ocean transportation related matters.
8. Receive report from Commissioners on matters related to:
 - A. October 11 & 26 Finance Advisory Committee
 - B. October 24 Personnel Advisory Committee
 - C. October 26 Strategic Planning Advisory Committee
 - D. Meetings and conferences attended, Port presentations and other related Port Commission matters.
9. Public Comment
(Comments will be limited to 5 minutes per guest)
10. Approval of general rate adjustment to Port Freeport Tariff No. 005, to be effective November 1, 2017.
11. Approval of an Industry Track Agreement with Union Pacific Railroad and payment of \$260,889.00 as reimbursement for design and construction of new track connection, grade crossing and signal at Cherry Street.
12. Approval of a modification to Policy 9.9 - Competitive Sealed Proposal Selection Criteria.
13. Approval of a Letter of Support to the Texas General Land Office to extend period of time for San Bernard River owners to repair dock structures.
14. Adoption of a resolution approving the acceptance of the Port's portion of proceeds received from high bidders on delinquent tax property held in trust by Brazoria County, Texas and authorizing the Chairman to join in conveyance to high bidders.
15. Approval of Port Policy for Commissioner health, dental and vision insurance.

16. Discuss and consider approving Port Commission compensation fees.
17. Discussion regarding the date for the next CAP Meeting to be held in December 2017.
18. EXECUTIVE SESSION in accordance with Subchapter D of the Open Meetings Act, Texas Government Code Section 551.001, et. seq., to review and consider the following:
 - A. Under authority of Section 551.071 (consultation with attorney) for discussion regarding:
 1. Consultation with attorney regarding legal matters related to Holman Shipping, Inc. invoice.
 - B. Under authority of Section 551.072 (deliberation of real property matters) for discussion regarding:
 1. Discussion regarding the terms and conditions of a Reservation Agreement between Port Freeport and Invenergy Thermal Development LLC.
 2. Discussion regarding the terms and conditions of an Interlocal Agreement between Port Freeport and the Texas Department of Transportation.
 3. The potential purchase, exchange, lease or value of real property located at Port Freeport, including but not limited to the real property located at and contiguous to Berths 1, 2, 5 and 7.
 4. Discussion regarding the potential exchange, lease, or value of real property located in Freeport, Texas, including but not limited to the area known as the East End of Freeport and bordered by the following streets: FM 1495; East 2nd Street; Terminal Street and East 8th Street in Freeport, Texas.
 5. The potential exchange, lease, or value of real property located at Port Freeport, including but not limited to Parcels 4, 5, 6, 9, 14, 19, 27, 31, 34, and 38.
 - C. Under authority of Section 551.074 (deliberation of personnel matters) for discussion regarding:
 1. Deliberation regarding the appointment, employment, evaluation, reassignment, duties of a public officer or employee: Executive Director/CEO.
19. RECONVENE OPEN SESSION to review and consider the following:
20. Approval of a Reservation Agreement between Port Freeport and Invenergy Thermal Development LLC.
21. Discuss and consider an Interlocal Agreement between Port Freeport and the Texas Department of Transportation.
22. Discuss and consider the Port Freeport Compensation Plan and authorize Executive Director/CEO to proceed with implementation including annual performance based merit increases.
23. Discuss and consider an employee compensation policy.
24. Adjourn.

The Port Commission does not anticipate going into a closed session under Chapter 551 of the Texas Government Code at this meeting for any other items on the agenda, however, if necessary, the Port Commission may go into a closed session as permitted by law regarding any item on the agenda.

With this posted notice, Port Commissioners have been provided certain background information on the above listed agenda items. Copies of this information can be obtained by the public at the Port Administrative offices at 1100 Cherry Street, Freeport, TX.



Phyllis Saathoff, Executive Director/CEO

PORT FREEPORT

In compliance with the Americans with Disabilities Act, the District will provide for reasonable accommodations for persons attending its functions. Requests should be received at least 24 hours in advance.