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*Rendi Osley*  
COUNTY CLERK  
VICTORIA COUNTY, TEXAS

## NOTICE OF PUBLIC MEETING

NOTICE IS HEREBY GIVEN pursuant to Section 551.041 of the Texas Government Code, that the Navigation and Canal Commissioners of the VICTORIA COUNTY NAVIGATION DISTRICT (the "District") will meet on July 21, 2020, at 1:00 p.m. utilizing the GoToMeeting Video/Teleconference platform. The meeting will be accessible via computer, tablet, or smartphone at: <https://global.gotomeeting.com/join/982863877>. Dial-in access is also available, toll free, at 1-877-568-4106. Access Code: 982-863-877.

The subjects of such meeting shall be:\*

1. Approval of minutes of the meetings held June 16, June 23, and July 01, 2020.
2. To receive public comment (limited to three minutes per person).
3. To receive the following Staff and Committee reports:
  - A. Executive Director/Executive Committee - Business recruitment; development of the Port of Victoria North and South Industrial Sites; leases and contracts; federal, state and local governmental affairs; rail issues; USACE update; upcoming Port and industry events; and, other related administrative and governmental matters.
    - i) To approve the appointment of Victoria County Tax Assessor-Collector Rena Scherer to perform the District's tax rate calculations for the current year.
    - ii) To receive, review, and consider approval/ratification of final revisions to the Amended and Consolidated Lease Agreement between the District and Gulfmark Energy, Inc., and take appropriate action.
    - iii) To receive recommendations from Staff regarding proposed revisions to the District's Tariff, including an update to the crude oil rates contained in Tariff Item 470, and inclusion of an Exhibit "C" to the updated Tariff setting out the District's water usage rates for Port of Victoria properties, and take appropriate action.
    - iv) To receive recommendations from Staff to extend through the end of the year the previously adopted 15 cent per ton reduction of the District's wharfage charge for frac sand moved through the Port of Victoria, and take appropriate action.
    - v) To receive, review, and consider approval of final revisions to a lease agreement between the District and Gavilon Fertilizer, LLC, and take appropriate action.

Robby Burdge  
Chairman

Byron Burris, II  
Vice-Chairman

Donald Pozzi  
Secretary

Elton Calhoun  
Commissioner

John H. Gilley, IV  
Commissioner

Sean Stibich  
Executive Director

Duane G. Crocker  
Legal Counsel

VICTORIA COUNTY  
NAVIGATION DISTRICT

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- vi) To receive, review, and consider approval of a Resolution approving the submittal of a grant application for EDA CARES Act Recovery Assistance, and confirming the non-EDA match requirements funding availability not to exceed \$4 million for the Port of Victoria Rail Expansion Project, and take appropriate action
  - vii) To receive, review, and consider approval of a Letter Agreement between the District and Union Pacific Railroad related to the planned Port of Victoria Rail Expansion Project, and take appropriate action.
  - viii) To receive, review, and consider approval of a proposed Advance Funding Agreement between the District and the Texas Department of Transportation in connection with the District's proposed Rider 38 Project, including appropriate Resolution(s) of the District related to same, and take appropriate action.
- B. Operations Manager - Activities and matters related to waterborne traffic activity; security matters; operations at the Port of Victoria; and, Port tenant updates.
- C. Finance Committee - Activities and matters related to financial results; investments; insurance; financial management issues; project financing; budgeting and tax rate analysis; and, financial audit process.
- i) Receipt of monthly financial reports and approve payment of accounts payable.
- D. Facilities Committee - Activities and matters related to the Channel to Victoria; capital and other projects; infrastructure, maintenance issues, infrastructure planning; transportation issues; safety and security measures; and, other related engineering or environmental matters.
- E. Advancement & Development Committee - Activities and matters related to public affairs; industry meetings; Port presentations; Port events; trade and new customer development activities; advertising and web activity; Foreign-Trade Zone; and, other related trade development or community relations matters.
- i) To receive a report from The Emmett Company regarding potential development of the Port of Victoria's facilities and properties, and strategic planning matters relating to the District, including discussion regarding potential rescheduling/reformatting of the District's 2020 Strategic Planning Conference.



- ii) To receive an economic development report from representative(s) of the Victoria Economic Development Corporation (VEDC) and consider further action with respect to pending VEDC projects involving the Port of Victoria.
4. To receive the report of the District's Legal Counsel.
5. To discuss the status of negotiations with potential customers of the Port of Victoria and consider approval of agreements relating to same.
6. To discuss and deliberate the purchase, exchange or lease of property and other real estate matters, including requests for easements and/or permits.
7. To conduct the regular business of the Navigation District and that relating to its properties.

WHEREFORE, this Notice is executed this 16th day of July, 2020 by the undersigned, hereunto duly authorized.

VICTORIA COUNTY NAVIGATION DISTRICT

By: */s/ Duane G. Crocker*  
Duane G. Crocker, Legal Counsel

\*Any item on this agenda may be discussed in executive session as authorized by Texas law.

