# *COASTAL BEND BAYS & ESTUARIES PROGRAM, INC.*

## BOARD OF DIRECTORS MEETING

**July 22, 2010**
**MINUTES**

**BOD Members/Proxies Present**
Robert Corrigan for the Bays Council
Tom Russell for Port Industries of Corpus Christi
Tom Curlee for Port Industries of Corpus Christi
Bill Green for the Port of Corpus Christi
Jay Reining for the City of Corpus Christi
Robert Wallace for the Coastal Bend Bays Foundation

**Others Attending**
Jeff Foster - TCEQ

**Staff Present**
Ray Allen
Dustin Cravey
Jake Herring
Lari Jo Johnston
Rosario Martinez
Alice Sanchez
Leo Trevino
Jace Tunnell
Beth Wilson

1. **Call to Order, Welcome and Introductions, and Quorum Determination**

Mr. Robert Wallace, Chairman, called the meeting to order at 8:20 am and a quorum was set.

2. **Consideration and Action re: Minutes of Meeting held on May 20, 2010 – Ms. Anne Hulse (attachment 1)**

*Mr. Reining made the motion to approve the minutes of the May 20, 2010 meeting as written. The motion was seconded by Mr. Russell and passed unanimously.*

3. **Consent Agenda: The following items are of a routine or administrative nature and do not require an action of the Board. Any member of the Board of Directors may request that an item on the consent agenda be discussed in open session:**

   a. **Monthly Financial Report, Local Government Funding Report, and Working Capital/Reserve Fund Report – Ms. Alice Sanchez (attachments 2A, B, C)**

      Ms. Sanchez stated that work on the 2010 projects and budget was winding down in preparation for the start of FY 2011. Mr. Allen announced that the FY 2011 contract with TCEQ was already in place, except for minor details, due to the extensive efforts of Jeff Foster.

   b. **Monthly Project Status Report – Mr. Leo Trevino (attachment 3)**

   c. **Grants and Proposals Update – Prepared by Dustin Cravey (attachment 4)**

Mr. Cravey also provided a short update on the Nueces Bay Causeway Project. The contractor is trucking their equipment in from Louisiana and should be in place ready to begin work by the end of next week.

**d. Communications Activities Update – Ms. Beth Wilson (attachment 5)**

**e. CBBEP Property Management – Prepared by Mr. Jake Herring (attachment 6)**

**f. Future Meeting Schedule – Ms. Anne Hulse (attachment 7)**

4. **Consideration and Action regarding review of bids and selection of contractor to construct water exchange culverts for Matagorda Island Marsh Restoration Project – Mr. Leo Trevino and Mr. Dustin Cravey (attachment 8)**

Mr. Cravey outlined the bid process and announced that the winning bid was submitted by Mendez Welding & Contracting.

*Mr. Reining made a motion authorizing CBBEP staff to negotiate and award a contract with Mendez Welding & Contracting, in the amount of $107,490.00, to implement work as described in the Request for Bids for Matagorda Island: Mesquite Point and Outer Rim Culvert Replacement. Additionally, in the event that Mendez is unable to meet those requirements (such as providing a Certificate of Liability Insurance, Payment Bond, and Performance Bond), or is otherwise disqualified, authorizing CBBEP staff to negotiate with and award a contract to Lester Contracting, in the amount of their bid, to implement work as described in the Request for Bids. The motion was seconded by Mr. Green and passed unanimously.*

***Mr. Wallace inquired whether CBBEP needs to obtain approval from EPA and TCEQ allowing work outside program boundaries so long as benefits are realized within program boundaries. Mr. Allen agreed to investigate this issue with our funding agencies.***

5. **Consideration and Action regarding selection of financial Institution for depositing funds provided by federal court – Mr. Bob Wallace and Ms. Alice Sanchez (attachment 9)**

Ms. Sanchez explained problems encountered with the handling of Federal Court Ordered Funds by Wells Fargo.

*Mr. Corrigan made a motion for staff to reinvest the money in Federal funds for up to 90 days, automatically renewing, while proceeding with a Request for Qualifications for Banking Services. The motion was seconded by Mr. Reining and passed unanimously.*

6. **Presentation and Discussion re CBBEP Environmental Education Program – Ms. Lari Jo Johnston (attachment 10)**

Ms. Johnston presented a summary of field trip traffic through the Delta Preserve over the last two years. She also discussed expansion efforts within the Environmental Education Program, as well as the partner organizations she utilizes.

***Mr. Wallace requested Ms. Johnston prepare a 10-year goal plan for the Delta Environmental Education Program.***

***Mr. Wallace also requested information in the next 30 days outlining immediate infrastructure needs.***

***Mr. Russell requested Ms. Johnston make this same presentation to one of the PICC meetings in the near future.***

7. **Executive Session: Public Notice is given that the Board of Directors may go into an Executive Session as authorized by the Open Meetings Ace, Chapter 551.072 to deliberate regarding real property and may in open session take such action as appropriate on items deliberated in Executive Session.**

   a. **Discuss and Consider real property acquisition in the Nueces River Delta (attachment 11)**

      The meeting went into Executive Session at 9:41 am and returned to full session at 10:19 am.

      *Mr. Reining made a motion to take necessary steps to acquire target property at the Nueces River Delta and was seconded by Mr. Curlee. The motion passed unanimously, with Mr. Corrigan absent.*

8. **Executive Director Comments** – Mr. Allen announced the Coordination Team Meeting, scheduled for next Friday, to work on the FY '11 Annual Work Plan. Additionally, this Saturday is the Texas Coastal Expo put on by the Texas General Land Office. The event kicks off with a VIP reception onboard the Lexington tomorrow night from 7:00 – 9:00 pm, if any Board members would like tickets. CBBEP also has a new lease with the Port of Corpus Christi Authority.

9. **Board of Director Comments -** None

10. **Public Comments -** None

11. **Adjourn** - The meeting adjourned at 10:20 am.

Approved by the Board of Directors on _____

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Robert Wallace, Jr., Chairman of the Board