

BOARD OF COMMISSIONERS

William H. Langenstein, III
Chairman

Charles H. Ponstein
Vice-Chairman

Jack C. Jensen, Jr.
Secretary-Treasurer

Tara C. Hernandez

Darryl D. Berger

Joseph F. Toomy

Walter J. Leger, Jr.



Brandy D. Christian
President & Chief Executive Officer

AGENDA

**THE BOARD OF COMMISSIONERS
OF
THE PORT OF NEW ORLEANS**

REGULAR MONTHLY MEETING NO. 11, FISCAL YEAR 2021

**Thursday, May 20, 2021
1:30 P.M.**

**Executive Conference Room*
1350 Port of New Orleans Place
New Orleans, Louisiana 70130**

- I. Roll Call & Determination of Quorum**
- II. Approval of Meeting Minutes for April 2021**
- III. Public Comment**
- IV. Action Items:**
 - A. Acceptance of the Consolidated Financial Statements for April 2021.**
 - B. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into a One-Year Software Licensing Agreement with FinancialForce.com, Inc., in the Amount of \$154,731.60 for the Annual Renewal of FinancialForce Accounting and Procurement Software.**
 - C. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into a Contract with Boh Bros. Construction Co., L.L.C., to Provide Construction Manager at Risk (CMAR) Services for the Jourdan Road Terminal Wharf Substructure Repair Project, for an Amount Not to Exceed \$150,000.**
 - D. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into an Agreement with the Louisiana Department of Transportation and Development Under the Port Construction and Development Priority Program for the Downriver Container Terminal Phase 1 Project.**
- V. Closed Executive Session to Discuss the Matter of: *The Board of Commissioners of the Port of New Orleans v. Zeaborn GMBH & Co KG and M/V E.R. LONDON*, United States District Court for the Eastern District of Louisiana, Case No. 21-00763.**

- VI. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into a Settlement Agreement in the Matter of: *The Board of Commissioners of the Port of New Orleans v. Zeaborn GMBH & Co KG and M/V E.R. LONDON*, United States District Court for the Eastern District of Louisiana, Case No. 21-00763.**
- VII. Report by the President and Chief Executive Officer**
- VIII. Adjournment**

***The link to access the Zoom livestream of this meeting is available [here](https://www.portnola.com/info/board-and-staff/board-meetings) as well as on the PortNOLA website: <https://www.portnola.com/info/board-and-staff/board-meetings>.**

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Public Notice and Certification to Convene Virtual Board Meeting May 20, 2021

The Board of Commissioners of the Port of New Orleans has scheduled a Regular Monthly Meeting for Thursday, May 20, 2021. This meeting must occur in order to ensure continuity of business operations regarding time-sensitive action items for Board review and approval.

On March 11, 2020, the Governor of Louisiana issued [Proclamation 25 JBE 2020](#), declaring a Public Health Emergency in response to the COVID-19 outbreak in Louisiana. The COVID-19 Public Health Emergency was subsequently extended by [Proclamation 80 JBE 2021](#), to be effective through May 26, 2021.

The Board hereby certifies that in order to ensure the presence of a quorum of board members, which would otherwise not be possible under the present circumstances, it is necessary to conduct the meeting on Thursday, May 20, 2021 in a virtual setting. The Board further certifies that the May meeting will be limited to one or more of the following: matters directly related to the Board's response to the current public health emergency, matters critical to the continuation of business, and matters that if delayed, will cause severe economic dislocation. Therefore, in accordance with [La R.S. 42:17.1 et seq.](#), and in consideration of the safety and well-being of the Board's members, staff, and communities directly impacted by the COVID-19 Public Health Emergency, the Board's May meeting will convene remotely, via Zoom videoconferencing.

Agenda-related and general public comment may be submitted during the meeting either verbally or via the Zoom Chat feature. Agendas, as well as the link to access the public meeting livestream, will be posted on the [PortNOLA](#) Board website and distributed to our public notification list, no later than 1:30 p.m. on Wednesday, May 19, 2021.

For questions regarding board meetings, or to submit public comment in advance of the meeting, please email Mandi Verderame mandi.verderame@portnola.com.

Posted: Wednesday, May 19, 2021 at 1:30 P.M.