

**THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS
MINUTES OF THE REGULAR BOARD MEETING
THURSDAY, OCTOBER 19, 2023**

A REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS, HELD IN THE FIRST FLOOR AUDITORIUM AT ITS OFFICES LOCATED AT 1350 PORT OF NEW ORLEANS PLACE, NEW ORLEANS, LOUISIANA, WAS CALLED TO ORDER BY VICE-CHAIRMAN WALTER J. LEGER, JR. AT 1:43 P.M.

MEMBERS Walter J. Leger, Jr., Vice-Chairman
PRESENT: James J. Carter, Jr., Secretary-Treasurer
Sharonda. R. Williams, Member
Jeanne E. Ferrer, Member
Darryl D. Berger, Member
Todd P. Murphy, Member

MEMBER Joseph F. Toomy, Chairman
ABSENT:

STAFF: B. Christian, President & Chief Executive Officer
R. Wendel, Chief Financial Officer
J. Escudier, Executive Counsel
L. Mellem, Chief of Staff
M. Wypyski, Chief Operating Officer
A. Evett, Chief of Infrastructure
C. Gilmore, Director, Engineering
R. Aragon Dolese, Director, Marketing & Communications
G. Brown, Chief of People & Culture
T. Black, Staff Attorney
K. Gilmore, Director, Real Estate
S. Gauthier, Director, Cruise
C. Labat, Director, Procurement
Chief M. Montroll, Harbor Police Department
A. Ferrand-Rodgers, Director Organizational Development
A. Dawson, Director, Emergency Management
C. Rollins, Director, Financial Reporting & Forecasting
E. Federer, Manager, Environmental
A. Villarrubia, Manager, Commercial
A. Taylor, Procurement
A. Madere, Manager, Records
R. Carter, Records
K. Reed, Records
J. Ragusa-Nunes, Deputy Director, Governmental Affairs
K. Curth, Press Secretary
K. Mills, Manager, Communications & Community Engagement

A. Randolph, Manager, Communications & Community Engagement
M. Singley, Board Secretariat
A. Johnson, Executive Assistant

GUESTS: T. Bryant, NOPB
C. Kocur, NOPB
J. Oakes, NOPB
B. Smith, Pivotal Engineering
R. Billiot, Sr., Terracon
T. Henneman, Hub International
L. Arcana, Hub International
B. Richards, N-Y Associates
N. Ransome, Ocean Conservancy
Y. Cedenno, HDR
R. Chauvin, Infinity Engineering

I. Roll Call & Determination of Quorum

Following a roll call of Board members, Vice-Chairman Leger confirmed a quorum and called the meeting to order at 1:43 p.m.

II. Report by the President and Chief Executive Officer

Ms. Christian gave an overview of the September 2023 volumes and announced the upcoming Harbor Police Department's 2023 Holiday Toy Drive.

III. Public Comment

Vice-Chairman Leger called for any agenda-related or general public comments, but there were none.

IV. Approval of the Meeting Minutes for September 2023

Vice-Chairman Leger called for a motion to approve the public meeting minutes for September 2023, as previously circulated.

Commissioner Ferrer moved to accept the minutes and Commissioner Williams seconded.
MOTION CARRIED UNANIMOUSLY

V. Action Items:

A. Acceptance of the Consolidated Financial Statements for September 2023

Mr. Wendel presented the consolidated financial statements for the month of September, a copy of which is made a part of these minutes. Commissioner Murphy moved to accept the

consolidated financial statements and Commissioner Ferrer seconded. **MOTION CARRIED UNANIMOUSLY**

- B. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into Respective One-Year Contracts with United Healthcare and Guardian Life Insurance to Provide Health, Dental and Vision Insurance and to Provide Long-Term Disability, Accidental Death and Dismemberment and Life Insurance Coverage for Budgeted, Active Employees.**

Ms. Brown presented and recommended approval of the resolution. Commissioner Berger moved to approve the resolution and Commissioner Carter seconded. **MOTION CARRIED UNANIMOUSLY**

- C. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into Two Separate Contracts with E3 OMI, LLC and Legacy Environmental LLC for As-Needed Oil Spill Response Professional Services, Each for a Period of Three Years, and Each in an Amount Not to Exceed \$500,000 per Contract for the Full Contract Term.**

Mr. Gilmore presented and recommended approval of the resolution. Following a brief discussion, including Vice-Chairman Leger's request for clarification on the "as-needed" contract term, Commissioner Carter moved to approve the resolution and Commissioner Murphy seconded. **MOTION CARRIED UNANIMOUSLY**

- D. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into Three Separate Contracts with Leaaf Environmental LLC, Terracon Consultants, Inc., and Partner Assessment Corporation for As-Needed Environmental Compliance, Assessments, Remediation and Programming, Each for a Period of Three Years, and Each in an Amount Not to Exceed \$250,000 per Contract for the Full Contract Term.**

Mr. Gilmore presented and recommended approval of the resolution. Commissioner Berger moved to approve the resolution and Commissioner Ferrer seconded. **MOTION CARRIED UNANIMOUSLY**

- E. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into Two Separate Contracts with GHD Inc. and N-Y Associates, Inc. for As-Needed NEPA and Permitting Support, Each for a Period of Three Years, and Each in an Amount Not to Exceed \$300,000 per Contract for the Full Contract Term.**

Mr. Gilmore presented and recommended approval of the resolution. Commissioner Murphy moved to approve the resolution and Commissioner Ferrer seconded. **MOTION CARRIED UNANIMOUSLY**

- F. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Amend the Contract with Maintenance Dredging I, L.L.C. for Maintenance Dredging Services to Increase the Not-to-Exceed Cost by \$500,000.**

Mr. Gilmore presented and recommended approval of the resolution, Commissioner Williams moved to approve the resolution and Commissioner Ferrer seconded. **MOTION CARRIED UNANIMOUSLY**

- G. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into a Five-Year Lease Agreement with The Folger Coffee Company for the Properties Located at 4001 & 4100 Jourdan Road, New Orleans, Louisiana.**

Mr. Gilmore presented and recommended approval of the resolution. Commissioner Carter moved to approve the resolution and Commissioner Ferrer seconded. **MOTION CARRIED UNANIMOUSLY**

- H. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into an Operating Agreement with LAZ Parking Louisiana for Parking Management Services at the Erato Street Cruise Terminal for a Term of Three Years, with Two One-Year Renewal Options.**

Mr. Gauthier presented and recommended approval of the resolution. Commissioner Ferrer moved to approve the resolution and Commissioner Murphy seconded. **MOTION CARRIED UNANIMOUSLY**

- I. Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into an Operating Agreement with LAZ Parking Louisiana for Parking Management Services at the Julia Street Cruise Terminal for a Term of Three Years, with Two One-Year Renewal Options.**

Mr. Gauthier presented and recommended approval of the resolution. Commissioner Ferrer moved to approve the resolution and Commissioner Williams seconded. **MOTION CARRIED UNANIMOUSLY**

VI. Closed Executive Session Convened in Accordance with *La R.S. 42:17A(2)*, to Discuss the Matters Entitled:

- *Coastal Cargo Company, L.L.C. v. Board of Commissioners of the Port of New Orleans*, Docket No. 2023-2511, pending before the Civil District Court for the Parish of Orleans, State of Louisiana.
- *Stop the Destruction of St. Bernard, Inc., et al. v. Board of Commissioners of the Port of New Orleans and St. Bernard Port, Harbor and Terminal District*, Case No. 2023-CA-0323, pending before the Fourth Circuit Court of Appeals, State of Louisiana.

- *St. Bernard Parish Government v. Board of Commissioners of the Port of New Orleans*, Docket No. 23-1006, pending before the 34th Judicial District Court for the Parish of St. Bernard, State of Louisiana.
- *James G. Delery and Edward J. Delery, Jr. v. The Borgnemouth Realty Company, Ltd., et al.*, Docket No. 2023-0017, pending before the 22nd Judicial District Court for the Parish of St. Tammany, State of Louisiana.
- *Alora Madere, in her official capacity as Custodian of Records for the Board of Commissioners of the Port of New Orleans, v. St. Bernard Parish Government and David C. Jarrell*, Case No. 2023-9600, pending before the Civil District Court for the Parish of Orleans, State of Louisiana.

Vice- Chairman Leger called for a motion to enter into a closed executive session, in accordance with La. R.S. 42:17A(2), to discuss the matters listed in the agenda.

Commissioner Williams moved to enter into a closed executive session and Commissioner Berger seconded. **MOTION CARRIED UNANIMOUSLY** and the Board entered into closed session at 2:13 p.m.

Following the conclusion of the discussion, Commissioner Williams moved to end the closed executive session and return to the open meeting. Commissioner Berger seconded. **MOTION CARRIED UNANIMOUSLY** and the closed executive session concluded at 2:44 p.m.

VII. Vice-Chairman and Commissioners' Comments

Vice-Chairman Leger opened the floor for commissioners comments but they were none.

VIII. Adjournment

There being no further business to come before the Board, Vice-Chairman Leger called for a motion to adjourn. Commissioner Berger so moved and Commissioner Williams seconded. **MOTION CARRIED UNANIMOUSLY** and Vice-Chairman Leger adjourned the meeting at 2:45 p.m.