

GREATER BATON ROUGE PORT COMMISSION

Commission Meeting

5:00 p.m. Thursday, December 17, 2020

The Greater Baton Rouge Port Commission meeting was held on December 17, 2020 at 5:00 p.m. Governor John Bel Edwards Proclamation Number 168-JBE-2020 continued the state of emergency issued as a result of the COVID-19 pandemic. The Port of Greater Baton Rouge and many of the tenants and terminals operating in the Port are essential businesses and critical infrastructure as designated by the Cybersecurity and Infrastructure Security Agency. Accordingly, the continued operations of the Port of Greater Baton Rouge and management of its affairs in response to the emergency are essential to the welfare of the public, and pursuant to ACT 302 of the Louisiana Legislature's 2020 Regular Session. The Greater Baton Rouge Port Commission, through its presiding officer, certifies 1) that as a result of the COVID-19 emergency, a physical meeting of the number of people involved in the space available would be problematic insofar as the increased risk of contracting COVID-19 by those in attendance, including the public, and such increased risk of the spread of the disease would further increase the risk of the spread to the general public, and a physical meeting would thus be detrimental to the health, safety and welfare of the public; and 2) the agenda of the meeting is limited to one or more of the matters set forth in LA R.S. 17.1A(2).

Accordingly, this meeting was held by teleconference. The call-in information for the teleconference to allow public participation was included on the agenda as well as the means of providing written public comment prior to the meeting. The agenda and notice were sent to media outlets as required.

Following the Call to Order and the Pledge of Allegiance, the roll was called.

PRESENT

Mr. Patrick W. Bernhard
Ms. Rebecca A. Cunard
Mr. Hall L. Davis, IV
Mr. Michael DeLaune
Mr. Shelton C. Dixon
Mr. Ted H. Glaser
Ms. Brenda R. Hurst
Mr. Bob Kelly
Mr. Troy S. LeBoeuf
Ms. Angela R. Machen
Mr. Travis M. Medine
Mr. Jessel M. Ourso, III
Mr. Lawrence G. Pierson
Ms. Lynn Robertson
Mr. Donald M. Schexnayder
Mr. James E. Walters, Jr.
Mr. Bobby Watts

ABSENT

Agenda Item 4 - Public Comments: Comments from the public regarding any/all of the agenda items listed below will be accepted at this point in the meeting, and public comments received electronically prior to or during the meeting electronically will be read into the record. The meeting chairperson may also allow further comments from the public as and when each agenda item is considered during the meeting process.

There were no public comments.

Agenda Item 5 - Presentation of report on status of Port construction projects and discussion and appropriate action as necessary.

Mr. Cortney White presented the report on status of Port construction projects, as outlined in documentation presented to all Board members. No action was required at this time.

- A. Discussion and appropriate action regarding a Resolution of partial acceptance of the Chambering Yard Project (Project No. 2017-11-1), including the base contract, Change Order 1, Change Order 2, and Change Order 4, contingent upon receipt of a clear lien certificate.

Following a discussion, on a motion by Mr. Jimmy Walters, seconded by Mr. Donald Schexnayder, the Commission unanimously adopted a Resolution of partial acceptance of the Chambering Yard Project (Project No. 2017-11-1), including the base contract, Change Order 1, Change Order 2, and Change Order 4, contingent upon receipt of a clear lien certificate, as outlined in documentation presented to all Board members.

- B. Discussion and appropriate action regarding the execution of a Cooperative Endeavor Agreement between the Greater Baton Rouge Port Commission and Louis Dreyfus Company for the Grain Elevator Improvements Project.

Following a discussion, on a motion by Mr. Ted Glaser, seconded by Mr. Hall Davis, the Commission unanimously executed the Cooperative Endeavor Agreement (CEA) between the Greater Baton Rouge Port Commission and Louis Dreyfus Company (LDC) for the Grain Elevator Improvements Project, as outlined in documentation presented to all Board members. The purpose of the CEA is to protect the Port to the extent that if there are any overruns from the Capital Outlay funds available that Louis Dreyfus Company would be responsible for the overruns.

Mr. Shelton Dixon addressed the Board on the minority participation as it related to the public bidding for the Grain Elevator Improvements Project.

Mr. Steve Glusman addressed the Board by stating that with respect to future phases of the contract, the Port had reached out to Louis Dreyfus Company regarding including provisions in future bid packages. In addition, Port staff is moving towards working on putting together an appropriate Disadvantaged Business Enterprise program for other Port construction projects in the future for consideration by the Commission.

Mr. Rinaldi Jacobs, a member of the public asked if it was possible to include language in the bid package to encourage bidders to seek minority participation.

Mr. Jay Hardman addressed the Board by stating that the Port is working on a program to include this language in all future bid packages, but to do so in this case would require delaying the project in order to have such language approved by both Dreyfus and the Division of Administration.

Following a discussion, on a motion by Mr. Ted Glaser, seconded by Mr. Hall Davis, the Commission unanimously adopted a Cooperative Endeavor Agreement between the Greater Baton Rouge Port Commission and Louis Dreyfus Company for the Grain Elevator Improvements Project, as outlined in documentation presented to all Board members.

C. Discussion and appropriate action regarding permission to advertise for bids the Barge Unloading Crane Package (E Crane and Barge Project) (Project No. 2020-11-1) (Phase One of the Grain Elevator Improvements Project).

Following a discussion, on a motion by Mr. Bobby Watts, seconded by Mr. Donald Schexnayder, the Commission unanimously approved permission to advertise for bids with an approximate budget of \$6.6 million dollars, the Barge Unloading Crane Package (E-Crane and Barge Project) (Project No. 2020-11-1) (Phase One of the Grain Elevator Improvements Project).

Agenda Item 6 - Presentation of report on the Port's financial status and impact of pandemic.

Ms. Katie LeBlanc presented the monthly financial report. The Port seems to be doing well despite the pandemic. The Port will be emailing a draft of the 2021 budget by Monday for Board review and will discuss the budget in further detail and seek approval in January 2021. No action was required at this time.

Agenda Item 7 - Adjournment

On a motion by Mr. Hall Davis, seconded by Mr. Shelton Dixon, the meeting adjourned.

Secretary: Michael DeLaune

President: Bob Kelly

Date approved: April 22, 2021