



PORT OF SOUTH LOUISIANA
REGULAR COMMISSION MEETING
WEDNESDAY, JANUARY 20, 2021 | 3:00 PM
VIA VIDEO/TELECONFERENCE

AGENDA & NOTICE OF MEETING

CERTIFICATE

The Port of South Louisiana Board of Commissioners (the "Commission"), through its Chairman, D. Paul Robichaux, hereby certifies as follows:

In accordance with Executive Proclamations JBE2020-30 and 2020-33, issued by Governor John Bel Edwards on March 16, 2020 and March 22, 2020, respectively, this Notice shall serve as certification by the Port of South Louisiana's Board of Commissioners of its inability to operate in accordance with the Louisiana Open Meetings Law LARS 42:19 as a result of the COVID-19 Public Health Emergency and of its inability to achieve a quorum if its members via in-person attendance by adhering to said Proclamations.

The Port of South Louisiana Commission will meet via Zoom video/teleconference at the posted date and time:

Via Telephone access: Call +1 646 558 8656 or +1 346 248 7799 or +1 669 900 9128 or +1 253 215 8782 or +1 301 715 8592 or +1 312 626 6799

Webinar ID: 863 3882 0598; Password: 170014

Via Web access: To join from PC, Mac, Linux, iOS, or Android go to

<https://us02web.zoom.us/j/86338820598?pwd=TUIrUkxTZlU5SIY0RnVxSFREb2JpUT09>

Password: 170014

If a member of the public would like to issue a public comment on any agenda item, please do one of the following: (1) Send an e-mail prior to the meeting to the Port Manager or Executive Assistant (vlclark@portsl.com or pcrockett@portsl.com) stating the agenda item you want to submit a comment, along with your full name, address, and your written comments, which will be read into the record of the meeting; or (2) Join the Zoom video/teleconference (detailed instructions on how to use Zoom following the agenda). You will be allowed to comment during the Public comment item of the agenda on any matter requiring a vote of the Commission.

————— *America's Largest Tonnage Port* —————

P.O. Box 909 LaPlace, Louisiana 70069-0909 855.SLA.PORT 985.652.9278 www.portsl.com

1. CALL TO ORDER.....CHAIRMAN ROBICHAUX
2. ROLL CALL.....CHAIRMAN ROBICHAUX
3. PLEDGE OF ALLEGIANCE..... COMMISSIONER BAZILE

RECOGNITION OF RETIREE LINDA PRUDHOMME, DIRECTOR OF BUSINESS DEVELOPMENT

CONSIDER APPROVING THE CERTIFICATION BY THE PORT OF SOUTH LOUISIANA’S BOARD OF COMMISSIONERS OF ITS INABILITY TO OPERATE IN ACCORDANCE WITH THE LOUISIANA OPEN MEETINGS LAW LARS 42:19 AS A RESULT OF THE COVID-19 PUBLIC HEALTH EMERGENCY

4. APPROVAL OF MINUTES.....CHAIRMAN ROBICHAUX
December 16, 2020
5. FINANCIAL REPORT TREASURER MURRAY
November 30, 2020
6. DIRECTOR’S REPORT..... EXECUTIVE DIRECTOR AUCOIN
7. NEW BUSINESS AND PUBLIC COMMENTS.....CHAIRMAN ROBICHAUX
 - A. Consider ratifying first amendment to Lanier & Associates consulting agreement for repairs to Holcim dock
 - B. Consider second amendment to Lanier’s contract providing for construction support services for repairs to the Holcim dock
 - C. Consider resolution authorizing the executive director to execute a second amendment to CRC lease agreement of Building N° 11
 - D. Consider letter of no objection to Plaquemines Port, Harbor, and Terminal District (“PPHTD”) seeking a grant of authority to establish and operate a Foreign Trade Zone (“FTZ”) in Plaquemines Parish
8. COMMISSIONERS COMMENTS
9. ADJOURNMENT

CALLED PURSUANT TO ARTICLE II OF THE PSL BYLAWS

On Motion of _____ seconded by _____ the following resolution was offered:

RESOLUTION

WHEREAS, the Port of South Louisiana entered into an agreement with Lanier & Associates Consulting Engineers, Inc. relating to the emergency repairs for the Holcim Dock.

WHEREAS, the Holcim Dock required that the scope of service for emergency repairs be expanded to include the following:

1. Redesign of the Conveyor Structure pile repair/replacement. The redesign is necessary due to significant additional damage noted during the low water.
2. Details for repair of damaged handrails on the ship dock.
3. Review of contractor submittals during the construction phase.

WHEREAS, Lanier & Associates agreed to perform the additional scope of work for a lump sum of Sixteen Thousand Eight Hundred Dollars and No/100 (\$16,800).

WHEREAS, the Executive Director was advised that the additional work was both necessary and in order and executed the First Amendment.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Port of South Louisiana that:

The Port of South Louisiana ratifies the First Amendment Agreement by and between the Port of South Louisiana and Lanier & Associates Consulting Engineers, Inc. relating to the additional emergency repairs at the Holcim Dock.

CERTIFICATION

I hereby certify that the above foregoing is a true and correct copy of a Resolution adopted at a Regular Meeting of the Port of South Louisiana held on this ____ day of January, 2021 in which a quorum was present and voting and

that the Resolution adopted is still in effect and has not been rescinded or revoked.

Signed at La Place, Louisiana on the ____th day of January, 2021.

Secretary

**FIRST AMENDMENT TO ENGINEERING SERVICES AGREEMENT
HOLCIM DOCK EMERGENCY REPAIRS**

This First Amendment to Engineering Services Agreement by and between Port of South Louisiana (hereinafter sometimes referred to as "Owner"), a political subdivision of the State of Louisiana, whose registered office is 171 Belle Terre, LaPlace, LA 70069, created, operating and existing under the provisions of Chapter 30, Title 34 of the Louisiana Revised Statutes of 1950, herein represented by its Executive Director, Paul G. Aucoin, and Lanier & Associates Consulting Engineering, Inc. (hereinafter sometimes referred to as "Engineer") whose address is 1401 Magazine Street, New Orleans, Louisiana 70115 herein represented by its Senior Engineer, Allison K. Gaines.

WHEREAS, Port of South Louisiana accepted Lanier & Associates Consulting Engineers, Inc.'s Proposal for Engineering Services on April 16, 2020 for the Holcim Dock Emergency Repairs. The agreement was ratified on October 21, 2020 and is herein referred to as the Engineering Services Agreement; and

WHEREAS Port of South Louisiana would like to expand the Engineer's scope of service and include additional engineering services related to the emergency repairs to the Holcim Dock. The additional services (Exhibit A) are as follows:

1. Redesign of the Conveyor Structure pile repair/replacement. The redesign is necessary due to significant additional damaged noted during the low water.
2. Include details for repair of damaged handrails on the ship dock.
3. Review of contractor submittals during the construction phase.

WHEREAS, the Engineer has submitted the attached Proposal (Exhibit A) dated November 3, 2020 for the additional engineering services. The Engineer agrees to perform the additional services for a lump sum of **SIXTEEN THOUSAND EIGHT HUNDRED DOLLARS AND NO/100 (\$16,800)**.

NOW THEREFORE, in consideration of the forgoing, the parties to this First Amendment to Engineer Services Agreement between Port of South Louisiana and Lanier & Associates Consulting Engineering, Inc. hereby agree to expand the current scope of service to include the additional services included in Lanier & Associates Consulting Engineering, Inc.'s Proposal dated November 3, 2020 -Exhibit A for a lump sum amount of **SIXTEEN THOUSAND EIGHT HUNDRED DOLLARS AND NO/100 (\$16,800)**.

All other terms and conditions of the Engineering Services Agreement shall remain in effect and unchanged.

IN WITNESS WHEREOF, the parties hereto have entered into this First Amendment Agreement this 17th day of November, 2020.

WITNESSES:

Patti Gocsett
[Signature]

PORT OF SOUTH LOUISIANA

[Signature]
Paul G. Aucoin, Executive Director

IN WITNESS WHEREOF, the parties hereto have entered into this First Amendment Agreement this 17th day of November, 2020.

WITNESSES:

[Signature]
Cindy Buse

LANIER & ASSOCIATES

[Signature]
Timothy M. Duncan, P.E.
Vice President

Exhibit A

Excellence By Design. . . Since 1974



LANIER & ASSOCIATES
CONSULTING ENGINEERS, INC.

November 3, 2020

Mr. Paul Aucoin
Executive Director
Port of South Louisiana
P.O. Box 909
Laplace, LA 70069

Re: Port of South Louisiana
HOLCIM Dock Emergency Repairs
Proposal for Additional Scope Items
Lanier Job No. 11345

Dear Mr. Aucoin:

Lanier & Associates Consulting Engineers, Inc. (Lanier) is pleased to present this proposal for additional engineering services related to the Emergency Repairs for the HOLCIM dock in Reserve, Louisiana. The proposed additional engineering scope is as follows:

1. Redesign of the Conveyor Structure pile repair/replacement. This redesign is necessary due to significant additional damage noted during low water.
2. Include details for repair of damaged handrails on the ship dock.
3. Review of contractor submittals during the construction phase.

CLARIFICATIONS

This proposal does not include Construction Management services. A separate proposal will be submitted once the Construction Management scope is more defined.

Mr. Paul Aucoin
November 3, 2020
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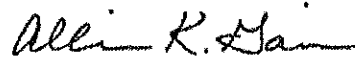
ESTIMATED COSTS

We propose to perform the tasks defined above for a LUMP SUM of \$16,800. The work will be performed in accordance with our previously agreed upon Fee Plan and Contract

If you have any questions, please don't hesitate to contact us.

Very truly yours,

LANIER & ASSOCIATES
CONSULTING ENGINEERS, INC.



Allison K. Gaines, P.E.
Senior Engineer
againes@lanier-engineers.com

cc: Cindy Martin – Port of South Louisiana
Jim Quackenbos – Qubed Limited
Mike Patorno – AECOM
Brent Jones - AECOM
Timothy M. Duncan, P.E. – Lanier
James Potter, P.E. - Lanier

ACCEPTED BY:

_____	_____
<i>SIGNATURE</i>	<i>DATE</i>
_____	_____
<i>NAME</i>	<i>TITLE</i>

**SECOND AMENDMENT TO ENGINEERING SERVICES AGREEMENT
HOLCIM DOCK EMERGENCY REPAIRS**

This Second Amendment to Engineering Services Agreement by and between Port of South Louisiana (hereinafter sometimes referred to as "Owner"), a political subdivision of the State of Louisiana, whose registered office is 171 Belle Terre, LaPlace, LA 70069, created, operating and existing under the provisions of Chapter 30, Title 34 of the Louisiana Revised Statutes of 1950, herein represented by its Executive Director, Paul G. Aucoin, and Lanier & Associates Consulting Engineering, Inc. (hereinafter sometimes referred to as "Engineer") whose address is 1401 Magazine Street, New Orleans, Louisiana 70115 herein represented by its Senior Engineer, Allison K. Gaines.

WHEREAS, Port of South Louisiana accepted Lanier & Associates Consulting Engineers, Inc.'s Proposal for Engineering Services on April 16, 2020 for the Holcim Dock Emergency Repairs. The agreement was ratified on October 21, 2020 and is herein referred to as the Engineering Services Agreement; and

WHEREAS Port of South Louisiana and Lanier executed a First Amendment to Lanier's Engineering Services Agreement and expanded the Engineer's scope of service and included additional engineering services related to the emergency repairs to the Holcim Dock.

WHEREAS Port of South Louisiana would like to further expand the Engineer's scope of service and include construction support services for the Holcim Dock Emergency Repairs.

WHEREAS, the Engineer has submitted the attached Proposal (Exhibit A) dated December 21, 2020 to provide construction support services. The Engineer agrees to perform the additional services at the hourly rates provided in the rate schedule attached to the Engineering Services Agreement not to exceed \$37,500.00 per month.

NOW THEREFORE, in consideration of the forgoing, the parties to this Second Amendment to Engineering Services Agreement between Port of South Louisiana and Lanier & Associates Consulting Engineering, Inc. hereby agree to expand the current scope of service to include construction support services for the Holcim Dock Emergency Repairs.

All other terms and conditions of the Engineering Services Agreement and the First Amendment shall remain in effect and unchanged.

IN WITNESS WHEREOF, the parties hereto have entered into this Second Amendment Agreement this _____ day of _____, 2021.

WITNESSES:

PORT OF SOUTH LOUISIANA

Paul G. Aucoin, Executive Director

IN WITNESS WHEREOF, the parties hereto have entered into this Second Amendment Agreement this _____ day of _____, 2021.

WITNESSES:

LANIER & ASSOCIATES



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LANIER & ASSOCIATES
CONSULTING ENGINEERS, INC.

December 21, 2020

Mr. Paul Aucoin
Executive Director
Port of South Louisiana
P.O. Box 909
Laplace, LA 70069

Re: POSL Holcim Dock Repairs
Proposal for Construction
Support Services
Lanier Job No. 11345-C

Dear Mr. Aucoin:

Lanier & Associates Consulting Engineers, Inc. (Lanier) is pleased to present this proposal to the Port of South Louisiana to outline our proposed scope of work and associated costs for construction support services during the Dock Repairs project at the Holcim facility in Reserve, Louisiana.

PROPOSED SCOPE OF WORK

Based on our current understanding of the project, the following is a list of tasks that we propose to perform:

1. Attend a project pre-bid meeting and provide support throughout the bid process as needed.
2. Participate in a project kickoff meeting with the contractor, subcontractors, and Port representatives to discuss the project requirements, safety, schedule, and other site information.
3. Review contractor's requests for information and provide the contractor with design clarifications. This proposal assumes 10 man-hours per month to address RFIs and provide design clarifications over the duration of construction.
4. Perform site visits to the fabricator's yard(s) to view the fabrication efforts and verify the components generally conform to the design documents. We will prepare a report for each site visit. This proposal assumes there will be three (3) site visits per month to view fabrication.

NEW ORLEANS 4101 Magazine Street, New Orleans, LA 70115 (504) 895-0368 FAX (504) 895-0566
BEAUMONT 595 Orleans Street, Suite 600, Beaumont, TX 77701 (409) 212-1051 FAX (409) 212-1541
CORPUS CHRISTI 500 N. Shoreline Blvd., Suite 350, Corpus Christi, TX 78401 (361) 402-6996
HOUSTON 3100 Timmons, Suite 435, Houston, TX 77027 (713) 554-5373
WEB SITE www.lanier-engineers.com **GENERAL EMAIL ADDRESS** info@lanier-engineers.com

5. Provide part-time construction observation onsite at The Port of South Louisiana's Holcim Dock for the duration of the construction. Reports will be prepared for each site visit and submitted to document the progress of the work. This proposal assumes two (2) site visits per week.
6. Provide part-time office support for the duration of the construction. Office support will include a design engineer that will communicate with our part-time, on-site representative and be available to assist in addressing field issues and modifications during installation. This office support is assumed to be four (4) hours per week for the duration of the construction.
7. Participate in project meetings including progress meetings, RFI discussions, and punch-list development walk-throughs with the Port and contractor. This proposal assumes 20 man-hours per month to participate in meetings over the duration of construction.
8. Review and comment on contractor's partial payment requests along with the Port representatives. This proposal assumes 10 man-hours per month to partial payment requests over the duration of construction.
9. Review and comment on contractor's change order requests along with the Port representatives. This proposal assumes 10 man-hours per month to review change orders over the duration of construction.
10. Participate in a final walk-through with the Port and contractor representatives to provide a recommendation for final acceptance of the work.
11. Provide the Port with a "Record Set" of drawings based on as-built information provided by contractors or on-site inspectors upon the completion of the project.

DELIVERABLES

1. Fabrication reports for site visits to the contractor's or subcontractor's yards.
2. Construction reports for the onsite activities occurring during Lanier's site visits.
3. Punch List for the construction contractor's completion of the project.
4. "Record Set" of drawings.

CLARIFICATIONS

1. Review of contractor submittals has not been included in this proposal. These efforts were included in a previous proposal dated November 3, 2020.

Mr. Paul Aucoin
December 21, 2020
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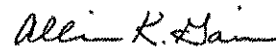
ESTIMATED COSTS

Lanier proposes to provide these services on a RATE SCHEDULE basis in accordance with the terms of our previously agreed upon Fee Plan and Contract. Based on the available information, we estimate the average monthly cost associated with the aforementioned scope of work will be \$37,000 per month.

Mr. Aucoin, we appreciate the opportunity to present this proposal and look forward to working with you to finish out this project. If you have any questions, please don't hesitate to contact us.

Very truly yours,

LANIER & ASSOCIATES
CONSULTING ENGINEERS, INC.



Allison K. Gaines, P.E.
Senior Project Manager

cc: Cindy Martin – Port of South Louisiana
Jim Quackenbos – Qubed Limited
Mike Patorno – AECOM
Brent Jones - AECOM
Timothy M. Duncan, P.E. – Lanier
Brad Gilcrease, P.E. – Lanier

C

On Motion of _____ and seconded by _____.

RESOLUTION
BUILDING 11 LEASE AGREEMENT WITH
CROSS ROAD CENTERS OF LOUISIANA, LLC

WHEREAS, Cross Road Centers of Louisiana, LLC (CRC) currently leases Building 11 from the Port of South Louisiana (Port);

WHEREAS, the Port has completed necessary repairs to Building 11's roof, walls and floors;

WHEREAS, the Port and CRC desire to re-negotiate the terms of the original lease agreement dated June 16, 2014;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Port of South Louisiana that:

- 1) the Executive Director, Paul G. Aucoin is instructed and directed to re-negotiate the terms of the original lease agreement between the Port and CRC dated June 16, 2014; and,
- 2) the Executive Director, Paul G. Aucoin, is instructed and directed to execute a Second Amendment Agreement to the original June 16, 2014 lease agreement between the Port and CRC.

YEAS _____ NAYS _____ ABSENT _____ ABSTAIN _____

CERTIFICATION

I hereby certify that the above foregoing is a true and correct copy of a Resolution adopted at a Regular Meeting of the Port of South Louisiana held on this ____ day of January, 2021 in which a quorum was present and voting and that the Resolution adopted is still in effect and has not been rescinded or revoked.

Signed at La Place, Louisiana on the ____th day of January, 2021.

Secretary

Andrew McGilvray
Executive Secretary
Foreign Trade Zones Board
U.S. Department of Commerce
1401 Constitution Ave., N.W., Room 21013
Washington, D.C. 20230

Dear Mr. McGilvry:

On behalf of the Port of South Louisiana, Grantee of FTZ No. 124 (“the Port”), I am writing this letter to express the Port’s support of the FTZ application being submitted by the Plaquemines Port, Harbor and Terminal District (“PPHTD”) seeking a Grant of Authority to establish and operate a Foreign Trade Zone (“FTZ”) in Plaquemines Parish.

If you recall, Port of South Louisiana first applied for a subzone in Plaquemines Parish in May 2016, when PPHTD officials approached us and requested that we apply for subzone status for CCI Braithwaite Storage, LLC. CCI Braithwaite Storage, LLC is a subsidiary of the global commodities merchant Castleton Commodities Incorporated (collectively, “CCI”).

In 2011, CCI acquired the “Port Nickel” metals refinery in Braithwaite, Louisiana (Plaquemines Parish) and spent millions of dollars on improvements, including the docks, warehouses, perimeter fencing and surveillance equipment. By 2016, CCI was importing metals from around the world into its Braithwaite facility. CCI made the decision to use a 65-acre portion of the facility as a FTZ warehousing site.

CCI completed the FTZ application process with the Grantee in the closest Zone, FTZ 2. At the last moment, this Grantee declined to pursue the expansion of FTZ 2 into Plaquemines Parish. Pressed for a solution, CCI turned to PPHTD officials, who in turn approached us, Port of South Louisiana, as the next closest Grantee. PPHTD requested that we apply for subzone status for CCI at its Braithwaite facility. We agreed to sponsor CCI’s application to help our “neighbor” port, PPHTD.

At the end of the temporary modification effective period in December 2017, we added Plaquemines Parish to our Service area to preserve CCI’s zone status without going through the full subzone application process. We believed this was the best approach to retain commerce on the Mississippi River, whether it was going through our Port or PPHTD’s.

Port of South Louisiana has no objection to the proposed grant of authority to PPHTD in Plaquemines Parish. The Port of South Louisiana supports the transfer of CCI (and any zone under the umbrella of FTZ 124 in Plaquemines Parish) to the newly established FTZ created by PPHTD, pending FTZ Board approval.

Port of South Louisiana is aware of the growing interest from companies in FTZ services in Plaquemines Parish. PPHTD, as a stakeholder in Plaquemines Parish, is well suited to serve the interests of these companies and the local community alike. Plaquemines Parish depends on its

ports for economic stability and growth, and PPHTD will administer the FTZ program as to retain and attract new companies in their pursuits of foreign trade activity.

Therefore, with this letter, we respectfully ask that the Foreign-Trade Zone Board consider approving the grant of authority to PPHTD. We understand that should the Board allow the removal of Plaquemines Parish from Port of South Louisiana's Foreign Trade Zone 124 Service Area, the transfer of the CCI Braithwaite Storage, LLC site to the new zone would occur. We look forward to hearing your decision on this request and are here to answer any further questions regarding this issue.

Sincerely,

Paul G. Aucoin
Executive Director