

ITEM A

Consider Approval of a Resolution Awarding a Contract in the Amount of \$1,287,132 to Lou-Con, Inc., for the Port of New Orleans Cross Connection Control Program Port-Wide Water Systems Phase 1. (Mr. Evett)

BACKGROUND INFORMATION

This contract in the amount of \$1,287,132 with Lou-Con, Inc., of Meraux, Louisiana, the lower of two responsive bidders, is for all labor materials and equipment for Phase 1 of the Port of New Orleans Cross Connection Control Program. This project consists of the installation of cross control and backflow prevention components within all Board-owned public water systems as required by American Water Works Association policy and as mandated by the Louisiana Department of Health and Hospitals.

CONTRACT TITLE: Port of New Orleans Cross Connection Control Program
Port-Wide Water Systems Phase 1

FUNDING SOURCE: Board's Capital Improvement Program

PRE-BID ESTIMATE: \$838,000 to \$963,700

BID SUMMARY:

<u>BIDDERS LIST</u>	<u>BID AMOUNT</u>
Lou-Con, Inc. Meraux, LA	\$1,287,132
Arc Mechanical Contractors, Inc. Slidell, LA	\$1,695,004

CONTRACT TIME: 180 calendar days

BID DISCREPANCIES: None

RECOMMENDED ACTION: Award a contract to Lou-Con, Inc., for \$1,287,132. This low bid, though higher than the pre-bid estimate, is reflective of the work required. The level of effort required to complete the work was underestimated by the consultant that designed the project.

PROJECT MANAGER: William Rivera, P.E.

ITEM A

RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that its President and Chief Executive Officer Brandy D. Christian be, and she is, hereby authorized and empowered on behalf of this Board to enter into a contract to Lou-Con, Inc., in the amount of \$1,287,132 for the Port of New Orleans Cross Connection Control Program Port-Wide Water Systems Phase 1; and

IT IS HEREBY FURTHER RESOLVED BY THIS BOARD that the said Brandy D. Christian be, and she is, hereby authorized and empowered on behalf of this Board to execute all documents and to take all further action as she in her discretion may deem necessary or required in the best interests of this Board to give full force and effect to the intentions expressed in this resolution.

ITEM B

Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into Contracts Above Designated Authorization Limits as Necessary for Dredging Services Exceeding Board In-House Dredging Capabilities for Fiscal Year 2019. (Mr. Guidry)

BACKGROUND INFORMATION

Board staff monitor river bottom elevation for all terminals and facilities, particularly during seasonal elevation changes. With larger vessels continuously calling at the Board's container facilities, where much of the Board's dredging activities occur, the margins are tighter for required dredge depth. This makes dredging more critical at times of high-river when silt is dropped and shoaling takes place quickly.

The Board-owned dredge does not have the capacity to sufficiently perform the required dredging when the river is at 8 feet NGVD and above, and sometimes there is enough shoaling that dredging is required at this river stage. Even if the high river does provide enough water depth during shoaling, there are instances when the water level drops too quickly for the Board's equipment to complete the dredging in the window of opportunity. At these times, the Board solicits quotes for contract dredging services from companies with larger equipment. It is not necessary to publicly bid for these services.

Situations that exceed in-house dredging capabilities happen quickly, and throughout the year, so the ability to act quickly is necessary to provide sufficient water depth for the larger vessels that currently call on the port. That is why this authorization for the CEO is being requested.

We will continue to approach multiple contractors for pricing as needed. Mobilization and unit costs fluctuate greatly depending on the location of equipment and the quantity of dredge material. Contracts will be entered into that are most financially and operationally advantageous for the Board as needed.

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| SCOPE OF WORK: | All labor, material, and equipment for dredging services to remove shoaling at the Board's facilities as needed |
| FUNDING SOURCE: | Board's Expense Budget |
| RECOMMENDED ACTION: | Approve resolution providing the President and CEO with authority to execute dredging service contracts. |
| PROJECT MANAGER: | Patrick Booker, P.E. |

as-of: June 18, 2018

HISTORICAL CONTRACT DREDGING COST SUMMARY

All contract dredging to-date has been performed at the Napoleon Ave. Container Terminal to provide and maintain -45 feet NGVD at the approaches to the berths.

<u>YEAR</u>	<u>DREDGING</u>	<u>CONTRACTED AMOUNT</u>
2004	INITIAL CONSTRUCTION	\$1,069,488
2005	MAINTENANCE	\$1,360,300
2008	MAINTENANCE	\$1,895,424
2009	MAINTENANCE	\$683,654
2010	MAINTENANCE	\$1,881,541
2011	MAINTENANCE	\$1,725,000
2013	MAINTENANCE	\$1,167,235
2015	MAINTENANCE	\$933,268
2016	MAINTENANCE	\$260,500
2017	MAINTENANCE	\$1,314,366
2018	MAINTENANCE	\$401,996 *
<u>TOTAL</u>	<u>OUTSIDE DREDGING COST TO DATE</u>	<u>\$12,692,772</u>

* Maintenance dredging for calendar year 2018 is ongoing and is expected to be completed by early July.

PORT FUNDS EXPENDED TO ACHIEVE A 45 FT. DEPTH: \$1,069,488

PORT FUNDS EXPENDED TO MAINTAIN A 45 FT. DEPTH: \$11,623,284

AVERAGE COST PER YEAR TO MAINTAIN APPROACHES: \$830,235

ITEM B
RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that its President and Chief Executive Officer Brandy D. Christian be, and she is, hereby authorized and empowered on behalf of this Board to enter into contracts above designated authorization limits, not exceeding fiscal year budget totals, as necessary for dredging services beyond Board in-house dredging capabilities for Fiscal Year 2019; and

IT IS HEREBY FURTHER RESOLVED BY THIS BOARD that the said Brandy D. Christian be, and she is, hereby authorized and empowered on behalf of this Board to execute all documents and to take all further action as she in her discretion may deem necessary or required in the best interests of this Board to give full force and effect to the intentions expressed in this resolution.

ITEM C

Consider Approval of a Resolution Authorizing the President and Chief Executive Officer to Enter into a Contract with Johnson Controls, Inc., to Upgrade, Maintain, and Service Board Heating, Ventilation, Air Conditioning, and Building Automation Systems for One Year in the Amount of \$397,179, with Two Annual Renewal Options for Maintenance and Service in the Amount of \$184,500 Each Year. (Mr. Guidry)

BACKGROUND INFORMATION

CONTRACT TITLE: Upgrade, Maintenance, and Service of Board Heating, Ventilation, and Air Conditioning Systems and Building Automation Systems

PROPOSED FIRM: Johnson Controls, Inc.

SCOPE OF WORK: This contract will provide for the upgrade of the HVAC and building automation systems at the administration building and cruise terminals, as well as provide maintenance and service on the systems for one year. The maintenance and service agreement can be renewed at the Board's option for two additional years.

FUNDING SOURCE: Facility Services' Capital Equipment and Expense Budgets

CONTRACT AMOUNT: Base year (2018) - \$397,179 (system upgrade and service)
Optional Renewal Year 1 - \$184,500 (service only)
Optional Renewal Year 2 - \$184,500 (service only)

CONTRACT TIME: One year with renewals at Board's option for 2019 and 2020

SUMMARY OF PROPOSERS:

- Johnson Controls, Inc.
- Siemens

CONSULTANT SELECTION COMMITTEE MEMBERS:

- Mallory Rodrigue (Committee Chair)
- John Guidry
- Anthony Evett
- Amelia Pellegrin
- Patrick Noble

RECOMMENDED ACTION: Authorize President and CEO to enter into a contract with Johnson Controls, Inc., for up to three years in the amount of \$397,179 for the first year and \$184,500 for each of two optional years.

DBE/SBE PARTICIPATION: None

ITEM C
RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that its President and Chief Executive Officer Brandy D. Christian be, and she is, hereby authorized and empowered on behalf of this Board to enter into a contract with Johnson Controls, Inc., to upgrade, maintain, and service Board heating, ventilation, and air conditioning systems and building automation systems; and

IT IS HEREBY FURTHER RESOLVED BY THIS BOARD that the said Brandy D. Christian be, and she is, hereby authorized and empowered on behalf of this Board to execute all documents and to take all further action as she in her discretion may deem necessary or required in the best interests of this Board to give full force and effect to the intentions expressed in this resolution.

ITEM D

Consider Approval of a Resolution Amending and Supplementing a Resolution Adopted by the Board of Commissioners of the Port of New Orleans on February 22, 2018, Giving Preliminary Approval of the Issuance of Not Exceeding \$35,000,000 of Board of Commissioners of the Port of New Orleans Port Facility Revenue Bonds or Special Facility Bonds in One or More Series, Allowing the Use of Port Facility Revenue Bonds, Special Facility Revenue Bonds and Capital Lease Obligations, to Increase the Reimbursement Limit of the Original Resolution to \$5,000,000 and Other Matters in Connection Therewith. (Mr. Wendel)

ITEM D RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that the Board adopt a resolution amending and supplementing a resolution adopted by the Board of Commissioners of the Port of New Orleans on February 22, 2018, giving preliminary approval of the issuance of not exceeding \$35,000,000 of Board of Commissioners of the Port of New Orleans Port Facility Revenue Bonds or Special Facility Bonds in one or more series, and other matters in connection therewith.

WHEREAS, the Board of Commissioners of the Port of New Orleans (the "Board" or the "Issuer") adopted a resolution on February 22, 2018, entitled: "A resolution giving preliminary approval of the issuance of not exceeding \$35,000,000 of Board of Commissioners of the Port of New Orleans Port Facility Revenue Bonds or Special Facility Bonds in one or more series; declaring the Board's intention to reimburse itself for capital improvement costs out of the proceeds of said bonds; making application to the State Bond Commission for approval of said bonds; authorizing the execution of appropriate amendments to related lease agreements, if required; and providing for other matters in connection therewith" (the "Original Resolution"); and

WHEREAS, the Original Resolution gives preliminary approval for the issuance of not exceeding \$35,000,000 of Port Facility Revenue Bonds or Special Facility Revenue Bonds in one or more series (the "Bonds") to be issued for the purpose of, together with other available monies, (i) financing the cost of rehabilitation, construction and installation of Board facilities, including without limitation, wharf improvements and related cranes and other capital equipment (the "Project"), (ii) funding a deposit to the debt service reserve fund, and (iii) paying costs of issuance; and

WHEREAS, Issuer desires to amend and supplement the Original Resolution to provide that the Project may be a capital lease financing; and

WHEREAS, if the Project is a capital lease financing, the capital lease will be secured by revenues identified in a subsequent resolution of the Issuer; and

WHEREAS, if the Project is secured by a capital lease, the indebtedness will be issued under the authority of Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950 or by Act No. 173 of the 2018 Regular Session of the Louisiana Legislature; and

WHEREAS, the Board further desires to amend the amount it intends to reimburse itself for certain capital improvement costs out of the proceeds of the Bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that in every place where the word "Bonds" is used in the Original Resolution, said term shall be deemed to include, as applicable, Port Facility Revenue Bonds, Special Facility Revenue Bonds and capital lease obligations.

BE IT FURTHER RESOLVED BY THIS BOARD that the amount of the costs of capital improvements reasonably expected to be reimbursed from proceeds of the Bonds is hereby amended to an amount not exceeding \$5,000,000; and

BE IT FURTHER RESOLVED BY THIS BOARD that except as amended and supplemented by this resolution, all provisions of the Original Resolution shall remain in full force and effect.

ITEM E

Recommend to the Board at its Regular Monthly Meeting a Resolution Approving the Board of Commissioners of the Port of New Orleans Financial and Operating Plan for Fiscal Year 2019. (Mr. Wendel)

RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that the Financial and Operating Plan for Fiscal Year 2019, which includes the budget message, financial statements, the President and Chief Executive Officer's address, major objectives and strategic considerations for Fiscal Year 2019, and the comprehensive budgets for operating revenue, expense, capital investment and capital equipment for the Fiscal Year 2019 be, and it is, hereby adopted by this Board, and further that the document titled *Financial and Operating Plan Fiscal Year 2019*, a copy of which is attached to and hereby made part of this resolution, be, and it is, the official adopted budget of this Board for Fiscal Year 2019; and

IT IS HEREBY FURTHER RESOLVED BY THIS BOARD that its President and Chief Executive Officer be, and she is, hereby authorized and empowered on behalf of this Board to promulgate the financial plan and certify to completion of all actions required under the Louisiana State Budget Law La. R.S. 39:1301 – 1315 and to take all and any additional action deemed necessary in her discretion.

ITEM F

Consider Approval of a Resolution Declaring the Official Journal of the Board of Commissioners of the Port of New Orleans for Fiscal Year 2019. (Ms. Aragon Dolese)

BACKGROUND INFORMATION

Publication	Mockup Quote (Feb. Minutes)	Cost Per 1,000 (paid circulation)	Publication Schedule	Deadline Ahead of Print Date	PAID Circulation	PAID Circulation by Parish	Website monthly unique visitors
New Orleans Advocate	\$145.20	\$5.84	Daily	36 hours	24,860/day	Orleans 9,431; Jefferson 14,749; St. Bernard 680	2.2 million
Times Picayune	\$218.40	\$3.87	Published 7 days per week – home-delivered 3 days week (Sun., Weds., Fri.)	Monday at 5 p.m. for Wednesday publication*	52,141/day (Sun., Weds., Fri.)	Orleans 18,303; Jefferson 32,422; St. Bernard 1,416	6.51 million

**Times Picayune* is able to accommodate copy in other weekday editions of the newspaper in emergency situations. Circulation of single copy papers (not home delivered) is 4,000, and copies are sold at grocery stores, convenience stores, etc. throughout the area.

ITEM F
RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that the *Times-Picayune* be, and it is, hereby declared to be the official journal of this Board for the purpose of publishing the proceedings of this Board and all other requirements of La. R.S. 43:171 *et seq.* through June, 2019; and

IT IS HEREBY FURTHER RESOLVED BY THIS BOARD that its President and Chief Executive Officer Brandy D. Christian be, and she is, hereby authorized and empowered on behalf of this Board to expend such funds, take such other actions, enter into such other agreements, and execute all such documents as she may deem necessary in her discretion to give full force and effect to the intentions expressed in this resolution.