

**THE NEW ORLEANS PUBLIC BELT RAILROAD COMMISSION
FOR THE PORT OF NEW ORLEANS
MINUTES OF THE REGULAR BOARD MEETING
THURSDAY, JULY 21, 2022**

A REGULAR MEETING OF THE NEW ORLEANS PUBLIC BELT RAILROAD COMMISSION FOR THE PORT OF NEW ORLEANS, HELD IN THE FIRST FLOOR AUDITORIUM OF THE PORT OF NEW ORLEANS' OFFICES, LOCATED AT 1350 PORT OF NEW ORLEANS PLACE, NEW ORLEANS, LOUISIANA, WAS CALLED TO ORDER BY CHAIRMAN CHARLES H. PONSTEIN AT 2:03 P.M.

MEMBERS PRESENT: Charles H. Ponstein, Chairman
Joseph F. Toomy, Secretary-Treasurer
Walter J. Leger, Jr., Member
James J. Carter, Jr., Member

MEMBERS ABSENT: William H. Langenstein, III, Vice-Chairman
Sharonda R. Williams, Member

STAFF: B. Christian, Chief Executive Officer
T. Bryant, General Manager
C. Kocur, Vice-President, Engineering
A. Ferrand-Rodgers, Director, Organization Development
I. McPherson, Director, Operational Planning
T. Banks, Director, Maintenance
L. Hensley, Superintendent
S. Guernsey, Manager, Mechanical

GUESTS: M. Ganon, Port of New Orleans
R. Wendel, Port of New Orleans
J. Escudier, Port of New Orleans
L. Mellem, Port of New Orleans
G. Brown, Port of New Orleans
J. Mansour, Port of New Orleans
C. Coats, Port of New Orleans
R. Aragon Dolese, Port of New Orleans
M. Scelson, Port of New Orleans
G. Palermo, Port of New Orleans
B. McManus, Port of New Orleans
A. Coates, Port of New Orleans
S. Gauthier, Port of New Orleans
C. Gilmore, Port of New Orleans
C. Labat, Port of New Orleans
Chief M. Montroll, Harbor Police Department
A. Lopez-Salazar, Port of New Orleans
J. Bruner, Port of New Orleans
M. Naquin, Port of New Orleans
A. Taylor, Port of New Orleans

M. Singley, Port of New Orleans
A. Johnson, Port of New Orleans
B. Adams, Volkert
T. Wells, Waldemar S. Nelson
D. Richardson, Intertek-PSI
D. Triche, ELOS Environmental

I. Roll Call & Determination of Quorum

Following a roll call, Chairman Ponstein confirmed a quorum and called the meeting to order at 2:03 p.m.

II. Pledge of Allegiance

Chairman Ponstein led the Pledge of Allegiance.

III. Report of the General Manager

Ms. Bryant presented the General Manager's Report, highlighting June volumes and productivity statistics, as well as the East Bridge track expansion.

IV. Public Comment

Chairman Ponstein asked Ms. Singley to provide an overview of the Commission's process for submitting public comment. Chairman Ponstein called for any agenda-related or general public comments, but there were none.

V. Approval of Meeting Minutes for June 2022

Chairman Ponstein called for a motion to approve the public meeting minutes for June 2022, as previously circulated.

Commissioner Toomy moved to approve the minutes and Commissioner Leger seconded.
MOTION CARRIED UNANIMOUSLY

VI. Actions Items:

A. Acceptance of the Financial Statement for June 2022

Mr. Wendel presented the Commission's June and end of fiscal year 2022 financial statement, a copy of which is made a part of these minutes. Commissioner Leger moved to accept the financial statement and Commissioner Toomy seconded. **MOTION CARRIED UNANIMOUSLY**

B. Consider Approval of a Resolution Confirming to Auditors the Commission's Compliance with Applicable Laws and Accounting Principles as Set Out in the Louisiana Legislative Auditor's Compliance Questionnaire.

Mr. Wendel presented and recommended approval of a resolution. Following a brief discussion, including questions from Commissioner Toomy about the timing of the audit, Commissioner Leger moved to approve the resolution and Commissioner Carter seconded. **MOTION CARRIED UNANIMOUSLY**

C. Consider Approval of a Resolution Awarding a Contract to Durr Heavy Construction, LLC, for Ground Improvements Related to the Expansion of France Yard, at a Cost Not-to-Exceed \$944,285 for the Full Contract Term.

Mr. Kocur presented and recommended approval of the resolution. Following a brief discussion, Commissioner Leger moved to approve the resolution and Commissioner Carter seconded. **MOTION CARRIED UNANIMOUSLY**

D. Consider Approval of a Resolution Authorizing the Chief Executive Officer to Enter into a Contract with Guarantee Restoration Services, LLC, to Provide As-Needed Disaster Services for a Period of One Year with Two One-Year Renewal Options, at Cost Not to Exceed \$400,000 for the Full Contract Term.

Mr. Kocur presented and recommended approval of the resolution. Following a brief discussion, including a question from Commissioner Toomy about previous services provided by this contractor, Commissioner Carter moved to approve the resolution and Commissioner Leger seconded. **MOTION CARRIED UNANIMOUSLY**

E. Consider Approval of a Resolution Authorizing the Chief Executive Officer to Amend the Agreement with Retif Oil & Fuel, LLC, for the As-Needed Purchase and Delivery of Diesel Fuel to Increase the Not-to-Exceed Cost to \$3,850,000 for the Full Contract Term.

Mr. Guernsey presented and recommended approval of the resolution. Following a brief discussion, including a question from Chairman Ponstein regarding the calculation of the amendment amount, Commissioner Toomy moved to approve the resolution and Commissioner Leger seconded. **MOTION CARRIED UNANIMOUSLY**

F. Consider Approval of a Resolution Approving and Adopting the Proposed Amendments to the Commission's Bylaws.

Mr. Escudier presented and recommended approval of the resolution. Following a brief discussion, Commissioner Leger moved to approve the resolution and Commissioner Toomy seconded. **MOTION CARRIED UNANIMOUSLY**

VII. Adjournment

There being no further business to come before the Commission, Chairman Ponstein called for a motion to adjourn. Commissioner Carter moved and Commissioner Toomy seconded. **MOTION CARRIED UNANIMOUSLY** and Chairman Ponstein adjourned the meeting at 2:23 p.m.