

Notice Posted: Tuesday, December 15, 2020, at 11:15 a.m.

**PUBLIC NOTICE AND CERTIFICATION TO
CONVENE VIRTUAL DECEMBER 16th BOARD MEETING**
(in accordance with ACT 302 of the 2020 Regular Session (R.S. 42:17.1))

The Board of Commissioners of the St. Bernard Port, Harbor and Terminal District has scheduled its special meeting on Wednesday, December 16, 2020, at 12:00 p.m. to ensure continuity of business operations regarding time-sensitive action items for Board review and approval.

The Board of Commissioners hereby certifies that in order to protect the welfare of the citizens of Louisiana, and in order to ensure the presence of a quorum of board members, which would otherwise not be possible under the present circumstances it is necessary to conduct the meeting on Wednesday, December 16, 2020, in a virtual setting. Therefore, in accordance with ACT 302 of the Regular Session R.S. 42:17.1 and in consideration of the safety and well-being of the Board's members, staff, and communities directly impacted by the COVID-19 Public Health Emergency (Proclamation 27 JBE 2020), the Board's December 16, 2020 special meeting will convene remotely, via teleconferencing or videoconferencing.

The meeting will take place in the GOTOMEETING platform. Public comments will be accepted. The Agenda for the meeting, as well as the public link to access the meeting will be posted on the St. Bernard Port's website, Boards and Commissions website, below this notice and be distributed to our public notification list.

MEETING ACCESS

SBP Special Meeting 12/16/2020
Wed, Dec 16, 2020 12:00 PM - 1:30 PM (CST)

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/680495581>

You can also dial in using your phone.

United States: [+1 \(669\) 224-3412](tel:+16692243412)

Access Code: 680-495-581

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Special Meeting
December 16, 2020

A G E N D A

William T. Bergeron _____

Larry M. Aisola, Jr. _____

Rachel L. Nunez _____

Harold J. Anderson _____

Henry Ballard, Jr. _____

Agenda:

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Any Public Comment in accordance with R.S. 42:14(D)
5. Approval of the minutes from the last regular meeting held on December 8, 2020.

Motion by _____ Seconded by _____

Yeas: _____ Nays: _____ Motion carried _____

6. Approval of Second Amendment to Cooperative Endeavor Agreement between the Board of Commissioners of the Port of New Orleans and St. Bernard Port related to resolution of the litigation regarding the expropriation of the Violet Dock Port, 34th Judicial District Court, Case #116-860 and United States District Court Case #2:19-cv-11586-ILRL-DMD, satisfaction of judgments including *dation en paiement* of the property, subsequent use of the property by St. Bernard Port; authorizing the execution of documents associated therewith including, but not limited to, the Second Amendment to Cooperative Endeavor Agreement and all other forms, agreements, and documents required and/or contemplated in the Second Amendment to Cooperative Endeavor Agreement going forward; and otherwise providing with respect thereto.

Motion by _____ Seconded by _____

Yeas: _____ Nays: _____ Motion carried _____

7. Approval of Ninth Amendment to Amended, Restated and Superseding Lease by and between St. Bernard Port as Lessor, and Associated Terminals, as Lessee.

Motion by _____ Seconded by _____

Yeas: _____ Nays: _____ Motion carried _____

8. Approval of Lease with the Port of New Orleans for use of berths at the Violet Dock Property; authorizing the execution of documents associated therewith; and other providing with respect thereto.

Motion by _____ Seconded by _____

Yeas: _____ Nays: _____ Motion carried _____

9. Resolution authorizing the St. Bernard Port, Harbor and Terminal District to reallocate a portion of the revenue and funding bonds issued by the Louisiana Local Government Environmental Facilities and Community Development Authority on January 22, 2020; authorizing the execution of documents associated therewith; and otherwise providing with respect thereto.

Motion by _____ Seconded by _____

Yeas: _____ Nays: _____ Motion carried _____

10. Approval to fund down judgment relating to the expropriation of the Violet Dock Port, 34th Judicial District Court, Case #116-860 in the amount of \$3,000,000.

Motion by _____ Seconded by _____

Yeas: _____ Nays: _____ Motion carried _____

11. Approval to take from the table Agenda Item Number 11 from the December 8, 2020 board meeting: Approval of contract with DAR, Incorporated.

Motion by _____ Seconded by _____

Yeas: _____ Nays: _____ Motion carried _____

12. Approval of contract with DAR, Incorporated.

Motion by _____ Seconded by _____

Yeas: _____ Nays: _____ Motion carried _____

13. Approval to take from the table Agenda Item Number 10 from the December 8, 2020 board meeting: Approval of contract with Colex & Associates, Inc.

Motion by _____ Seconded by _____

Yeas: _____ Nays: _____ Motion carried _____

14. Approval of contract with Colex and Associates, Inc.

Motion by _____ Seconded by _____

Yeas: _____ Nays: _____ Motion carried _____

15. Adjournment

Motion by _____ Seconded by _____

Next regular meeting date will be Tuesday, January 12, 2021.