

RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that its President and Chief Executive Officer Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of the Board to enter into an agreement to settle the Board's claim in the lawsuit *Board of Commissioners of the Port of New Orleans v. Virginia Harbor Services, et al.*, Docket No. SAC11-0437-GW (FFMx) on the Docket of the U.S. District Court for the Central District of California, under such terms and conditions as he may deem in his discretion to be in the best interests of this Board; and

IT IS HEREBY RESOLVED BY THE BOARD that the said Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to enter into such agreements, execute such documents and take all such actions as he may deem necessary in his discretion to give full effect to the intentions expressed in this Resolution.

RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that its President and Chief Executive Officer Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to enter into a professional services contract with MDM Design Group, LLC, for an amount not to exceed \$25,000 for engineering services for the creation of a Port of New Orleans resilient design guidelines

manual, a State of Louisiana, Division of Administration, Office of Community Development,

Approved Project; and

IT IS FURTHER RESOLVED BY THIS BOARD that the said Gary P. LaGrange be, and he is, hereby authorized to execute all documents and to take all further action as he in his discretion may deem necessary or required in the best interest of this Board to give full force and effect to the intentions expressed in this Resolution.

RESOLUTION – AWARD PROJECT

**STATE PROJECT NO. 578-36-0018/H009018(321)
PORT IMPROVEMENTS
LOUISIANA AVENUE TERMINAL
CONCRETE PAVING IMPROVEMENTS, PHASE I
PARISH OF ORLEANS**

RESOLUTION

**BOARD OF COMMISSIONERS
OF
THE PORT OF NEW ORLEANS**

WHEREAS, the Board of Commissioners of the Port of New Orleans received bids

on December 6, 2011 at 2:00 p.m., on the Louisiana Avenue Terminal Concrete Paving Improvements Phase I, SPN 578-36-0018/H009018(321) port improvements project under the Louisiana Port Construction & Development Priority Program; and

WHEREAS, the Director of Port Development has recommended that an award of contract be made to the lowest qualified bidder, Cajun Constructors, Inc.,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS, in its regular public meeting assembled on this 14th day of December, 2011, acting pursuant to the recommendation of the Director of Port Development, that the bid in the amount of \$3,514,700 by Cajun Constructors, Inc., be, and it is, hereby accepted and a contract be awarded to Cajun Constructors, Inc.

JOSEPH F. TOOMY
SECRETARY
BOARD OF COMMISSIONERS
PORT OF NEW ORLEANS

LAGRANGE
& CEO
BOARD OF COMMISSIONERS
OF NEW ORLEANS

GARY P.
PRESIDENT
PORT

RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that the land (approximately seven acres) located in the Inner Harbor - Navigation Canal (the "IHNC") where the IHNC flows into Lake Pontchartrain, as described with particularity on Exhibit A (hereafter "the Surplus Property"), attached to and hereby made part of this Resolution, be, and it is, hereby declared no longer necessary for this Board's statutory mission and therefore surplus to its needs; and

IT IS HEREBY FURTHER RESOLVED BY THE BOARD that its President and Chief Executive Officer Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to sell the Surplus Property to the Orleans Levee District to be used as part of the Seabrook Surge Gate Project to provide flood protection to adjacent property and to reserve a perpetual maritime servitude of passage in and to the waterway portion of the Surplus Property for the full width of the IHNC; and

IT IS HEREBY FURTHER RESOLVED BY THE BOARD that the said Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to transfer to the Orleans Levee District the following property rights, all as necessary for the completion of the Seabrook Surge Gate Project: (1) a perpetual flood protection servitude over the property described on Exhibit B, attached to and hereby made part of this Resolution; (2) a temporary work area servitude over the property described

on Exhibit C, attached to and hereby made part of this Resolution;
(3) a temporary access servitude over the property described on Exhibit D, attached to and hereby made part of this Resolution;
and (4) a perpetual channel improvement servitude over the property described on Exhibit E, attached to and hereby made part of this Resolution; and

IT IS HEREBY FURTHER RESOLVED BY THE BOARD that the said Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to accept \$2,978,506 as the sale price for all property rights described above to be sold to the Orleans Levee District for use in the Seabrook Surge Gate Project; and

IT IS HEREBY FURTHER RESOLVED BY THE BOARD that the said Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to enter into an agreement with Halliburton Energy Services, Inc., to terminate its Board lease on the IHNC because the property taken for the Seabrook Surge Gate Project made the leased premises no longer fit for Halliburton's purposes; and

IT IS HEREBY FURTHER RESOLVED BY THE BOARD that the said Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to take all such actions and enter into all such agreements and execute all such documents as are necessary in his discretion to give full force and effect to the intentions of this Resolution as set out herein.

RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that its President and Chief Executive Officer Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to enter into an amendment to the agreement with Cherbonnier, Mayer and Associates and IBM Credit, LLC, for additional software for the previously Board-approved lease of an IBM iSeries Model 8203, the said amendment to be for three years at a cost of \$874.06 per month for a total cost of \$31,466.16; and

IT IS HEREBY FURTHER RESOLVED BY THIS BOARD that the said Gary P. LaGrange be, and he is, hereby authorized to take such actions, enter into such agreements, and execute all such documents as are deemed necessary in his discretion to give full effect to the intentions expressed in this Resolution.

RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that its President and Chief Executive Officer Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to enter into an amendment to the Board's contract with Doosan Heavy

Industries and Construction Company, Ltd., of Seoul, Korea, for the procurement of two new gantry cranes (Nos. 8 & 9) for the Board's Napoleon Avenue Terminal Complex to add \$1,087,798 to the contract for necessary spare parts to keep in stock for maintenance and repair or replacement as the need arises; and

IT IS HEREBY FURTHER RESOLVED BY THIS BOARD THAT the said Gary P. LaGrange be , and he is , hereby authorized and empowered on behalf of this Board to take all such actions as he may deem necessary in his discretion to give full force and effect to the intentions expressed in the Resolution.

RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that its President and Chief Executive Officer Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to enter into a professional services contract with Burk-Kleinpeter, Inc., for an amount not to exceed \$150,000 for engineering services for hurricane recovery program management services; and

IT IS FURTHER RESOLVED BY THIS BOARD that the said Gary P. LaGrange be, and he is, hereby authorized to execute all documents and to take all further action as he in his discretion may deem necessary or required in the best interest of this Board to give full force and effect to the intentions expressed in this Resolution.

RESOLUTION

IT IS HEREBY RESOLVED BY THIS BOARD that its President

and Chief Executive Officer Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to enter into an agreement in the amount of \$88,780 with Bollinger Quick Repair, L.L.C., to sandblast and paint the Fireboat *Gen. Roy S. Kelley*, including hull and overall superstructure; and

IT IS FURTHER RESOLVED BY THIS BOARD that the said Gary P. LaGrange be, and he is, hereby authorized to take such actions, enter into such agreements and execute such documents as are deemed necessary in his discretion to give full effect to the intentions expressed in this Resolution.

RESOLUTION

IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE PORT OF NEW ORLEANS that its President and Chief Executive Officer Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to enter into an agreement with Orleans Materials, L.L.C., allowing it to assign its lease of twelve acres at 5501 France Road to France Road Commerce Center, L.L.C. (FRCC), including in the assignment agreement a rental increase to \$150,000 per year to become effective on February 1, 2012,

or when a new lease is effective, whichever is earlier, and the grant to FRCC of the right in a new lease to increase the leased premises to twenty acres at no additional rent and to allow for two additional five-year options, and to enter into a new lease with FRCC under the terms and conditions outlined above as well as such other terms and conditions as the said Gary P. LaGrange may in his discretion to be in the best interests of this Board and not inconsistent with the foregoing; and

IT IS HEREBY FURTHER RESOLVED BY THIS BOARD that the said Gary P. LaGrange be, and he is, hereby authorized and empowered on behalf of this Board to take such actions, enter into such agreements and execute such documents as he may deem necessary in his discretion to give full force and effect to the intentions expressed in this Resolution.