

**PORT OF IBERIA DISTRICT
BOARD OF COMMISSIONERS
REGULAR MEETING – TUESDAY, JUNE 19, 2018
PORT ADMINISTRATIVE OFFICE – 5:30 P.M.
MINUTES**

The regular meeting of the Port of Iberia District Board of Commissioners was called to order by Commissioner Roy A. Pontiff, Board President, at the Port of Iberia Administrative Office, on Tuesday, June 19, 2018, at 5:30 P.M.

In attendance were Commissioners Roy A. Pontiff, President, Elbridge "Smitty" Smith, III, Vice-President, Simieon d. Theodile, Secretary-Treasurer, Danny J. David, Sr., Larry G. Rader and Gene L. Jefferies.

Commissioner Mark Dore' was absent.

Also present were Joanna Durke, Administrative Assistant, Tracy Boudreaux, Bookkeeper-Secretary, Brandi Landry, Receptionist-Secretary, and Ray Allain, Port Attorney.

Thus, with a quorum being acknowledged, Commissioner Elbridge "Smitty" Smith, III recited the opening prayer and the Pledge of Allegiance.

**I. APPROVAL OF MINUTES – Regular Meeting, April 17, 2018.
Regular Meeting, May 17, 2018.
Special Meeting, May 31, 2018.**

The Regular Meeting Minutes from May 17, 2018 and Special Meeting Minutes from May 31, 2018 will be approved at the July Monthly Board Meeting.

On a motion by Commissioner Gene L. Jefferies, and seconded by Commissioner Danny J. David, Sr., the Commission approved the minutes of the Regular Meeting held on April 17, 2018.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 19th day of June, 2018.

II. DISCUSS AND/OR DISTRIBUTE THE FOLLOWING:

- (a) Budget Summary for Eleven (11) Months Ending May 2018.**
- (b) Listing of Tenant Lease Billings.**
- (c) Listing of Boat Stall Tenant Lease Billings.**
 - {1} Update on Port Attorney's Procedures Regarding the Removal of the Abandoned Vessel in Slip #3.**
 - ***Publication of Notice Abandoned Vessel at Port of Iberia.**

Port Attorney Ray Allain stated that a certified letter was sent to the tenant as required by the LA State Statute. The letter was returned to him "undeliverable" or "unclaimed". The next step is the Port would need to place an advertisement in The Daily Iberian and indicate that the Port is unable to locate the tenant. If after thirty (30) days the tenant does not come forward and take care of the vessel, then the Port has the authority, under the law, to hire someone to salvage it and remove it. The Port would then be able to sue the tenant for the cost to remove and dispose of the vessel.

(d) Approve Payment of Bills & Checks Issued During Interim Period.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Gene L. Jefferies, to approve and authorize the payment of bills for June 2018, and ratify those paid during the interim period.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 19th day of June, 2018.

(e) Computer Summary of Lease Agreement Activity Sheet.

{1} Danos, LLC Letter.

Administrative Assistant Joanna Durke stated that a letter dated May 18, 2018 from Danos, LLC, was presented to the Board stating they would not wish to renew their lease with the Port of Iberia when their lease expires February 28, 2019.

{2} Coastal Bridge Company, LLC Email.

An email was received from Coastal Bridge Company, LLC, and their final renewal option period expires on July 31, 2019. They stated that they would like to renew their lease agreement before the term expires.

III. MR. SCOTT THIBODEAUX, PRESIDENT, ASRC ENERGY SERVICES (OMEGA, LLC), TO ADDRESS THE BOARD.

Mr. Scott Thibodeaux, ASRC Energy Services (OMEGA, LLC), thanked Executive

Director Craig Romero and the Board for inviting him to join in the meeting. He gave the Board an update on ASRC Energy Services (OMEGA, LLC). Discussion ensued and there was no action taken on the above agenda item.

IV. MR. EMILE DUMESNIL, DYNAMIC ENERGY SERVICES INTERNATIONAL, TO ADDRESS THE BOARD REGARDING A REQUEST FROM DYNAMIC INDUSTRIES CONCERNING THEIR LEASE AGREEMENT.

Mr. Emile Dumesnil, Dynamic Energy Services International, presented the Board with a Power Point presentation with an update of their ongoing projects, as well as, previous projects. He thanked the Board for the past twenty (20) years they have been at the Port of Iberia and look forward to the years to come. Mr. Emile Dumesnil stated that the reason he was at the meeting is because he was hoping he could get the Commissioners to consider adopting a more conventional landlord/tenant relationship which would be monthly in advance. Right now, Dynamic Industries is paying their lease on a six (6) month basis. Commissioner Roy Pontiff stated that Dynamic was the first tenant he located at the Port of Iberia twenty (20) years ago. Commissioner Gene Jefferies questioned how the majority of the tenants at the Port pay. Executive Director Craig Romero answered that the tenants pay annually. Commissioner Gene Jefferies stated that if the Board agrees to Dynamic paying monthly then they would be making a serious exception to the total operations.

Discussion ensued and there was no action taken on the above agenda item.

V. EXPANSION OF AGENDA

A motion was made by Commissioner Elbridge "Smitty" Smith, III and seconded by Commissioner Larry G. Rader to expand the Port of Iberia District Board of Commissioners regular monthly Board meeting of Tuesday, June 19, 2018 for Mr. Ben Langlinois, Chairman, and Mr. Jimmy Landry, Secretary-Treasurer, Iberia Parish Levee, Hurricane Protection, and Conservation District, to Address the Board Regarding the Iberia Parish Levee Board.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 19th day of June, 2018.

Mr. Ben Langlinois thanked the Board for the support they have given the Levee Board over the past years. He stated as a Levee Board they will stay in place as a State Board. A few of the Board members have stepped down. Mr. Ben Langlinois stated that the Levee Board will not give up. He stated that it is too important for the Parish and the Port not to have what they are trying to build. A check in the amount of \$65,782.32 was

presented to the Port of Iberia District as a reimbursement of a portion of the funds previously given to the Levee Board, by the Port of Iberia District, to assist in their operations.

VI. MR. GERALD GESSER, GESSER GROUP, APC, TO ADDRESS THE BOARD ON:

(a) Port of Iberia West Yard (formerly Dynamic West Yard).

Executive Director Craig Romero stated there was nothing to discuss regarding the above agenda item.

VII. REPORT FROM MR. ONEIL MALBROUGH OF GIS ENGINEERING, LLC ON:

(a) Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads {1, 6, & 7} (Private Property).

{1} Status of Clear Lien Certificate.

Mr. Zack Autin stated that a Clear Lien has been received from the Contractor.

{2} Discuss/Adopt Resolution – Final Project Acceptance.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Elbridge “Smitty” Smith, III to adopt the following:

RESOLUTION – FINAL PROJECT ACCEPTANCE

STATE PROJECT NO. 737-99-0069/H.006846 (Phase II)
PARISH OF IBERIA

**RESOLUTION
PORT OF IBERIA DISTRICT BOARD OF COMMISSIONERS**

WHEREAS, the Port of Iberia District Board of Commissioners contracted with Sealevel Construction, Inc. to complete State Project No. 737-99-0069/H.006846 (Phase II) in accordance with the current bid laws of the State of Louisiana, including, but not limited to R.S. 38:2211, et seq; and

WHEREAS, the contract between the Port of Iberia District Board of Commissioners and Sealevel Construction, Inc. has been successfully completed (Bulkheads 1, 6, & 7); and

WHEREAS, it is noted that a final inspection was conducted by the LA DOTD on Tuesday, March 27, 2018; and

NOW, THEREFORE, BE IT RESOLVED by the Port of Iberia District Board of Commissioners, in Regular session, assembled on this 19TH day of June, 2018, the

contract for Bulkheads 1, 6, & 7 is hereby accepted by the Port of Iberia District Board of Commissioners effective Tuesday, June 19, 2018.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the Resolution was therefore adopted on this the 17th day of May, 2018.

{3} Discuss/Approve Contractor Pay App No. 10 (Retainage).

A motion was made by Commissioner Danny J. David, Sr., and seconded by Commissioner Larry G. Rader, to approve and authorize the payment of Contractor Pay Application No. 10 (Retainage) in the amount of \$117,528.18 to Sealevel Construction, Inc. for the Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads {1, 6, 7, 11, 13, and 14} (Private Property) for April 1, 2018 thru May 23, 2018 regarding Bulkheads 1, 6, & 7 which includes retainage for the project, in accordance with contract dated May 16, 2017; and motion further stipulates that the Payment Request be forwarded to the LA Department of Transportation & Development for review and approval.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 19th day of June, 2018.

(b) Port-Site Bulkhead Relocation Project Phase II B – (Phase II) – Private Bulkhead 11B (Private Property).

{1} Update on Construction of Bulkhead 11B.

Mr. Zack Autin reported that on June 8, 2018 a "Stop Work" was issued beginning on June 11, 2018 for a maximum duration of 14 days. The "Stop Work" was implemented to allow for the Contractor to perform a side-project for the private land owner to install sheet piling on the North bank of the property to mitigate future erosion. The sheets must be installed prior to the installation of the gusset plates and structural steel associated with the mooring dolphins on the North side of the property.

{2} Discuss Proposed Change Order Number 3 From Contractor and GIS Engineering, LLC Response.

Mr. Zack Autin stated that the Contractor sent a letter dated May 31, 2018 requesting a Proposed Change Order for two (2) items. The first item was to cut the existing bulkhead down to 1'-0" below grade in the amount of \$5,500.00. This item was covered by detail in

the plans. The second item was to install 32 aircraft tires for the bumpers for the mooring dolphins at a cost of \$16,000.00. This item was covered in Addendum No. 1. The contractor also requested an additional five (5) days. GIS Engineering does not recommend an increase in either the Contract Value or Duration in response to this request.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, and seconded by Commissioner Gene L. Jefferies, to reject the Contractor's Proposed Change Order Number 3 as it relates to removing the existing wingwall pilecap and cut sheet piles down 1' -0" below existing grade and repair the pilecap on the existing North bulkhead; and provide and install 32 aircraft tires on mooring dolphins at \$500 per tire; and further reject the request for an additional five (5) contract days. This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 19th day of June, 2018.

{3} Discuss/Approve Contractor Pay App No. 3.

A motion was made by Commissioner Larry G. Rader, and seconded by Commissioner Gene L. Jefferies, to approve and authorize the payment of Contractor Pay Application No. 3 in the amount of \$336,567.21 to Coastal Construction and Engineering, LLC for the Port-Site Bulkhead Relocation Project Phase II B (Phase II) – Private Bulkhead 11B (Private Property) for May 1, 2018 thru May 31, 2018 regarding Bulkhead 11B which includes 50% of mobilization in accordance with LA DOTD's allowable rate of payment of this item, installation of sheet pile, 12" pipe piles, H-piles, and structural steel, storage of sheet piles, and geotextile which are being stored on the adjacent property (Coastal Timbers), in accordance with contract dated December 19, 2017; and motion further stipulates that the Payment Request be forwarded to the LA Department of Transportation & Development for review and approval.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 19th day of June, 2018.

{4} Discuss/Approve GIS Engineering, LLC Invoice.

A motion was made by Commissioner Gene L. Jefferies, and seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of

Invoice Number 70001116 in the amount of \$25,568.00 to GIS Engineering, LLC for the period April 1, 2018 thru May 31, 2018 which includes processing of submittals and RFIs, resident project representation, engineering QA/QC; in accordance with contract dated February 16, 2016 and Amendment #3 dated November 15, 2016.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 19th day of June, 2018.

- (c) Status of the Louisiana Port Construction & Development Priority Program SPN H.011928 "East & West Yard Expansion & Site Improvements Project."

There was no update on the above Agenda item.

- (d) Port Millennium Expansion Phase III Project.
{1} Update on Millennium Expansion Phase III Project.

There was no update on the above Agenda item.

- (e) AGMAC Project General Engineering and Consulting Services:
{1} Update on Status of AGMAC Project.

Mr. Oneil Malbrough stated that the Port should be receiving an Amendment to the Intergovernmental Agreement for Capital Outlay. Executive Director Craig Romero stated that the Port is receiving \$5 Million in Capital Outlay Priority 1 and Priority 2 and another \$5 Million in Priority 5.

- {2} Discuss/Approve GIS Engineering, LLC Invoice.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Gene L. Jefferies to approve and authorize the payment of Invoice Number 70001117 in the amount of \$1,940.00 to GIS Engineering for the period May 1, 2018 thru May 31, 2018 which includes preparation and attendance of meeting to discuss AGMAC LERRD's and Pipeline Relocations and FY 2018-2019 funding; in accordance w/contract effective date of January 20, 2016, Amendment #1 August 16, 2016, Amendment #2 dated December 20, 2016, and Amendment #3 effective December 20, 2017.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Danny J. David, Sr., Larry G.

Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 19th day of June, 2018.

VIII. REPORT FROM PORT ATTORNEY ON:

(a) AWS Lease Agreement & Collection of Unpaid Rental.

Port Attorney Ray Allain stated that a Settlement Agreement has been drafted and is being reviewed by the attorneys. The Legal Counsel for AWS indicates that he has the first payment in his trust account. Mr. Ray Allain stated that he is confident that once the Settlement Agreement is approved by both parties, and has been signed, the Port will receive the first payment.

(b) LBC Port Judgment/Collection of Money due the Port of Iberia.

Port Attorney Ray Allain stated that Mr. Behan was served and failed to appear in court. Our collection Legal Counsel has filed a request for the court to issue an attachment for his arrest. That attachment was issued on May 7, 2018. Mr. Behan has not been located and/or arrested yet. The judge put a 48 hour hold on him.

IX. REPORT FROM EXECUTIVE DIRECTOR ON:

(a) Discuss/Consider Anthony Brothers, Inc. Proposal to Furnish Labor and Material to Fit and Weld Pipe on Tie-downs at the POI Public Dock.

Executive Director Craig Romero stated that at the new bulkhead at the Public Dock there are a couple of tie-downs where the pipes have broken off. Commissioner Elbridge "Smitty" Smith, III questioned if an Engineer would be needed to review the work before it would be done. Mr. Craig Romero stated that it would just be repair and replace so an engineer would not be necessary.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Larry G. Rader to approve and authorize the Executive Director to engage Anthony Brothers, Inc. to repair the tie-downs at the POI Public dock in the amount of \$5,902.90 in accordance with the proposal dated May 23, 2018.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 19th day of June, 2018.

- (b) **Update on the Executive Director's Finding/Negotiations Release Tract "N-1" – 6.11 Acres) between the POI District and Dynamic Industries, Inc. which is Currently Leased by Danos & Curole Marine Contractor's, LLC. Located on the POI Millennium Expansion Phase II Property Site.**

Executive Director Craig Romero stated that since Dynamic Industries, Inc has a Right-of-First Refusal on Tract "N-1" (6.11 Acres) he spoke to Mr. Emile Dumesnil about sending an email stating he is in agreement with releasing the 6.11 acres. Mr. Emile Dumesnil requested a plat showing where the 6.11 acres are located.

- (c) **Update on Executive Director's Negotiations Regarding a Lease Agreement between LeBlanc Marine, LLC and the Port of Iberia District on Lots 8R, 9R, 10R, 11R, 12R, and 13R (5.441 acres) (formerly leased by Mammoet, USA) Located at the Port of Iberia.**

There was no update on the above agenda item.

- (d) **Update on the Port of Iberia District and Goldman Sachs Regarding the Purchase of Approximately 106.72 Acres of Available Property located at 6005 Port Road (former Dynamic Industries West Yard Site).**

Executive Director Craig Romero stated that a Letter of Intent was signed and the Port was waiting for Goldman Sachs to sign it. Their Real Estate Agent reported to Mr. Craig Romero and Mr. Ray Allain that Goldman Sachs doesn't sign Letters of Intent, they do Purchase Agreements and proceed accordingly. Mr. Ray Allain stated that a draft of the Purchase Agreement has been received and Goldman Sachs has acknowledged the Letter of Intent. A decision must be made because one of the things that will be required is the appointment of an Escrow Agent to hold the deposit and the issuance of a Title Insurance Policy. Mr. Ray Allain recommended to the Board hiring Mr. Jeff Simon. This action requires the approval of the Attorney General. Mr. Ray Allain has spoken with their office and has prepared a Resolution to be approved. The Resolution indicates there is a necessity to hire an outside legal counsel because the Port's general legal counsel is not licensed to handle the project and it also recommends Mr. John Jeffery Simon (Simon and Simon) be retained, and his law firm to act as Co-Counsel on this project at a rate per hour, not in excess of the Attorney General's fee schedule.

A motion was made by Commission Larry G. Rader, seconded by Commissioner Danny J. David to adopt the following:

RESOLUTION
PORT OF IBERIA DISTRICT
BOARD OF COMMISSIONERS

WHEREAS, the PORT OF IBERIA ("PORT") is contemplating entering into a Purchase Agreement to acquire an industrial property containing 106.72 acres from Goldman Sachs, located within the Port District, and the Purchase Agreement under consideration requires the appointment of an escrow agent to receive and hold the Port's deposit. In addition, the Port wishes to purchase title insurance on the property for the protection of the District; and,

WHEREAS, the legal services required include assistance in the negotiation of an appropriate Purchase Agreement, services as escrow agent, the examination and certification of title, preparation, execution, and recording of an appropriate sale of the immovable property; and the issuance of an owner's title policy, which the Port General Counsel is not licensed to provide, therefore there is a real necessity that outside counsel be retained for this matter; and,

WHEREAS, the Port of Iberia District's Port Attorney, Raymond E. Allain, has recommended that the PORT retain Mr. John Jeffrey Simon, of the law firm of Simon and Simon, who is a licensed agent for First American Title Insurance Company, and who has extensive experience in this area of the law, to assist the PORT in this matter;

NOW THEREFORE, be it resolved that the Port of Iberia District Board of Commissioners does hereby authorize the engagement of John Jeffrey Simon of the law firm of Simon and Simon as special "Co-Counsel" on behalf of the Port of Iberia District Board of Commissioners to assist and represent the PORT in this matter, at a rate per hour not in excess of the Attorney General Fee Schedule.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Mark Dore'

And the Resolution was therefore adopted on this the 17th day of May, 2018.

- (e) **Update on Executive Director's Negotiations with Mr. R. Hamilton "Hammy" Davis, Coldwell Banker Pelican Real Estate, Regarding a Prospect for the AWS Property Site (Tract "H") (15.14 Acres).**
 - {1} **Update on Lease Commission Agreement to be Executed by the Executive Director Between Coldwell Banker Pelican Real Estate and the Port of Iberia District (Contingent upon Legal**

Review & Approval by the Port Attorney).

Executive Director Craig Romero stated that Mr. Hammy Davis indicated he would like to wait until the end of the year to receive his money.

- (f) **Update on the potential for the Economic Development Project at the Port of Iberia regarding the installation of an 8" gas line at Louisiana CAT.**
- {1} Discuss/Consider Cooperative Endeavor Agreement Between Atmos Energy Corporation and the POI.**
 - {2} Discuss/Consider Cooperative Endeavor Agreement Between Louisiana Economic Development Corporation, Louisiana Machinery Company, LLC, and Port of Iberia District Board of Commissioners.**

Executive Director Craig Romero stated that a couple months ago the Louisiana Department of Economic Development (LED) approved \$450,000 the Governor had agreed to commit to. The Iberia Parish Council has adopted a Resolution to which commits \$250,000 towards the project. The Iberia Parish Council recently renewed that commitment. Louisiana CAT has also committed \$250,000 towards the project. Executive Director Craig Romero stated that Atmos cannot move forwards until they get a CEA signed between all parties involved and the gas company spelling out what is expected. LED wants to make sure the jobs LA CAT is committing to create (68 new jobs at \$60,000 per job or a little less) are created over a certain time period going forward.

Mr. Ray Allain stated that there are three (3) issues which have arisen in the course of the back and forth with the two Cooperative Endeavor Agreements. An agreement had originally been drafted with Atmos. When the Port received the CEA from LED it changed what the Port had authorized originally which was the Port would sign the CEA with Atmos and allow the work to continue once we had the funds in our account, however, LED's CEA provides that the Port has to spend the \$450,000 then LED would reimburse the money. The second issue is that the State CEA makes the Port of Iberia contingently liable for any failure on the part of LA CAT to perform their obligations. It provides if LA CAT fails to perform their obligations and they are not able to reimburse the \$450,000, then the Port of Iberia has to do it. There is a contingent liability under the State CEA. The third issue is LED is requiring the Port to indemnify and hold the State harmless from anything which might arise in the course of the project. This gave rise to a modification to the Atmos agreement. Mr. Ray Allain stated that he modified the Atmos CEA. A new Resolution and/or motion would be required from the Board to advance the \$450,000 from LED for the project, accept the contingent liability if LA CAT does not perform, and the obligation to provide indemnification. Commissioner Danny J. David, Sr. questioned if the Port had any recourse with LA CAT to make them pay any money back to the Port that would be paid back to LED if LA CAT defaults. Lengthy discussion

ensued.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Larry G. Rader to recognize and approve that the Port earmark \$450,000 of Port's uncommitted reserves towards the project; and the Port will be reimbursed once the project is complete; and furthermore, that the Port has contingent liability for LA CAT's potential failure to perform, and the Port obligates itself to indemnify the State; and motion further conditions this on obtaining a guarantee from LA CAT that if they fail to perform they will protect the Port of Iberia from any loss.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, Danny J. David, Sr., Larry G. Rader, and Gene L. Jefferies

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 19th day of June, 2018.

- (g) Update on Henry Bernard Property Located Behind the POI Administrative Office.

Executive Director Craig Romero stated that he spoke to Mr. Henry Bernard and their Board Meeting would be held on Wednesday, June 18, 2018 at 11:00 a.m. to discuss the acceptance of the offer. Mr. Ray Allain stated that the next step would be to get to work on the channel. Once he receives the plat he could get the servitude signed.

- (h) Executive Director's Monthly Report.

- (i) Announcements:

XI. ADJOURNMENT.

On a motion made by Commissioner Larry G. Rader, and seconded by Commissioner Gene L. Jefferies, the meeting was adjourned at 6:50 p.m.


SECRETARY-TREASURER


PRESIDENT