

**PORT OF IBERIA DISTRICT  
BOARD OF COMMISSIONERS  
REGULAR MEETING - TUESDAY, AUGUST 16, 2016  
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 Gene L. Jefferies, Board Vice-President, at the Port of Iberia Administrative Office, on Tuesday, August 16, 2016, at 5:40 P.M.

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

Commissioners absent were Larry G. Rader and Mark Dore'.

Also present were Craig F. Romero, Executive Director, Joanna D. Durke, Administrative Assistant, Tracy Domingue, Secretary-Bookkeeper and Ray Allain, Port Attorney.

Thus, with a quorum being acknowledged, Commissioner Roy A. Pontiff recited the opening prayer and the Pledge of Allegiance.

**I. EXPANSION OF AGENDA**

**A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Danny J. David, Sr. to expand the Port of Iberia District Board of Commissioners Regular Monthly Board Meeting of Tuesday, August 16, 2016 to Discuss/Approve an Amendment to the Intergovernmental Agreement between the State of Louisiana Department of Transportation and Development and the Port of Iberia District Regarding Site Improvements/Tracts "K, L, & M" State Project Number H.011756 Iberia Parish.**

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

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

**Nays: None.**

**Absent at Voting: Larry G. Rader and Mark Dore'.**

**And the motion was therefore passed on this the 16th day of August, 2016.**

**A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Simieon d. Theodile to approve and authorize the Board President to execute the**

**Amendment to the Intergovernmental Agreement between the State of Louisiana Department of Transportation and Development and the Port of Iberia District Regarding Site Improvements/Tracts "K, L, & M" State Project Number H.011756 Iberia Parish.**

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

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

**Nays: None.**

**Absent at Voting: Larry G. Rader and Mark Dore'.**

**And the motion was therefore passed on this the 16th day of August, 2016.**

Executive Director Craig Romero recognized in the audience Ms. Keely McGibboney, Legislative Assistant with U.S. Congressman Charles Boustany's office. Ms. McGibboney presented to the Board information dated August 16, 2016 regarding the State of Louisiana Federal Disaster Declaration Fact Sheet for the recent historical flooding event.

Ms. McGibboney also pointed out that the AGMAC project is making excellent progress with the \$49,999.00 that the project received. The Project Management Plan (PMP) has been signed. The next step moving forward would be getting the signed Design Agreement. Ms. McGibboney stated that the AGMAC project is a top priority of the New Orleans U.S. Corps of Engineers, the top of their, and definitely should be at the top of the Washington DC U.S. Corps of Engineers list also. Executive Director Craig Romero has requested a face to face meeting with the key Corps people.

Commissioner Roy A. Pontiff questioned what division of the Corps does someone have to speak to be included in the work plan. Ms. McGibboney stated that the authorization comes from Washington DC.

Executive Director Craig Romero also recognized in the audience Mr. Brad Babineaux, General Manager of Chart Energy & Chemicals, Inc. who recently replaced Mr. Eddie Clay who retired.

## **II. APPROVAL OF MINUTES – Regular Meeting, July 19, 2016.**

**On a motion by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith, III, the Commission approved the minutes of the Regular Meeting held on Tuesday, July 19, 2016.**

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

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

**Nays: None.**

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**III. DISCUSS AND/OR DISTRIBUTE THE FOLLOWING:**

- (a) Budget Summary for One (1) Month Ending July 2016.
- (b) Listing of Tenant Lease Billings.
- (c) Listing of Boat Stall Lease Billings.
- (d) Approve Payment of Bills & Checks Issued During Interim Period.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Elbridge "Smitty" Smith, III to approve and authorize the payment of bills for August 2016, and ratify those paid during the interim period.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

- (e) Computer Summary of Lease Agreement Activity Sheet.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Simieon d. Theodile to approve and authorize the Executive Director to negotiate a new Lease Agreement with Superior Derrick Services, Inc. regarding Lot 10 (11.376 acres) due to the expiration of their last renewal option period (July 31, 2016); and motion further acknowledges that the Lease Agreement be brought back to the full Board for review and approval.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**IV. RATIFICATION AND RENWAL OF CERTIFICATE OF DEPOSIT.**

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith, III to approve and ratify the renewal of Certificate of Deposit Number 1140611 (Dynamic Industries Security Deposit), which matured on June 20, 2016 with Iberia Bank, for twelve (12) months at the rate of 0.50% and 0.50% A.P.Y.

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

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

**Nays: None.**

**Absent at Voting: Larry G. Rader and Mark Dore'.**

**And the motion was therefore passed on this the 16th day of August, 2016.**

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

- (a) LA DOTD Port Construction & Development Priority Program:  
State Project Number H.011756(322) Port Improvements- Site  
Improvements – Tracts “K”, “L”, & “M”.  
Infrastructure Improvements – Tract “K” (Phase II of SPN H.011756)  
(LOGAN INDUSTRIES INTERNATIONAL CORPORATION – TRACT “K”  
– 10.61 ACRES).  
{1} Update on Construction Project.  
{2} Discuss/Consider Allowing the Tenant (Logan) to Store  
“Product” in the Warehouse.**

Mr. Gerald Gesser, Gesser Group, APC, reported the construction of Building “A” (Warehouse) is substantially complete. Building “B” (the Office) is progressing well considering weather conditions.

Mr. Gesser presented a copy of the State of Louisiana Office of State Fire Marshal, Code Enforcement, and Building Safety Inspection Report. The report reflects that a construction visit was conducted to verify substantial completion of Building “A” (Warehouse) for temporary occupancy, so that the owner/contractor may move in a large piece of equipment to be installed in the building. Temporary occupancy granted for Building “A” only, pending completion of both buildings and compliance with all applicable codes therein.

**{3} Discuss/Consider Substantial Completion – Building “A”  
Warehouse Only.**

Mr. Gerald Gesser, Gesser Group, APC, reported that he is needing approval for Substantial Completion for the Building “A” (Warehouse) to be accepted by the Port Commission so that insurance can be transferred and allow the tenant to move their product in. Mr. Gesser requested this transfer occur on Tuesday, August 23, 2016 at 12:01 am.

Executive Director Craig Romero asked Mr. Justin Delcambre, Brown & Brown Insurance, if the insurance will become effective at that time. Mr. Delcambre reported that the insurance would be effective on Tuesday, August 23, 2016 at the Board’s request to cover Building “A” (Warehouse). The premium would be \$11,598.00 without taxes, with the Warehouse being insured for \$2,034,790.00.

Mr. Gesser reported that the tenant has provided the Port with a copy of their policy covering their product. The policy does not show their liability coverage and does not show an endorsement for the Port. Discussion ensued.

**A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Danny J. David, Sr. to approve the Certificate of Substantial Completion for Building "A" (Warehouse only) for LA DOTD Port Construction & Development Priority Program: State Project Number H.011756(322) Port Improvements- Site Improvements – Tracts "K", "L", & "M". Infrastructure Improvements – Tract "K" (Phase II of SPN H.011756) (LOGAN INDUSTRIES INTERNATIONAL CORPORATION – TRACT "K" – 10.61 ACRES) on August 23, 2016 at 12:01 am; and motion further acknowledges that the 45-day Clear-Lien Period will commence upon the date of the Recordation of the Certificate with the Iberia Parish Clerk of Court's Office.**

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

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

**Nays: None.**

**Absent at Voting: Larry G. Rader and Mark Dore'.**

**And the motion was therefore passed on this the 16th day of August, 2016.**

**{4} Discuss/Approve Contractor's Application for Payment #7.**

**A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of Contractor's Application for Payment #7 in the amount of \$321,999.80 to JC Construction LLC for the work performed July 2, 2016 thru August 16, 2016 regarding State Project Number H.011756 (322) Port Improvements – Site Infrastructure Improvements – Tract "K" (10.61 acres) (Phase II of SPN H.011756) Logan Industries International Corporation; in accordance with the contract dated January 22, 2016; 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: Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Danny J. David, Sr.**

**Nays: None.**

**Absent at Voting: Larry G. Rader and Mark Dore'.**

**And the motion was therefore passed on this the 16th day of August, 2016.**

**{5} Discuss/Approve Contractor's Proposed Change Order No. 10.**

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize Change Order Number 10 regarding State Project Number H.011756(322) Port Improvements – Site Improvements – Tracts "K", "L", & "M", Infrastructure Improvements Tract "K" (Phase II of SPN H.011756) (Logan Industries International Corporation Tract "K" – 10.61 Acres) as it relates to an addition of \$13,683.13 to provide and install 50' of fencing; Five (5) 3" diameter terminal posts; rails; Two (2) 4' gates (for an 8' opening), and welded plates all to be anchored to existing concrete slab, and remove existing radio control system and provide a new system that will allow for both cranes to be operated with one remote rather than two remotes; and said Change Order Number 10 also adds an additional 32 days due to inclement weather conditions; and motion further stipulates that the total revised contract amount is \$4,053,738.60; and the total revised contract days are 261; and the motion further authorizes the Board President to execute said Change Order Number 10 in accordance with the contract dated January 22, 2016; and motion further stipulates that Change Order Number 10 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: Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Danny J. David, Sr.

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{6} Discuss/Approve Gesser Group Invoice Number 11.**

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize the payment of Invoice Number 11 in the amount of \$6,211.73 to Gesser Group, APC; for architectural services rendered regarding LA DOTD Port Construction & Development Priority Program: State Project Number H.011756 (322) Port Improvements – Site Improvements – Tracts "K", "L", & "M" Infrastructure Improvements – Tract "K" (Phase II of SPN H.011756) (Logan Industries International Corporation); in accordance with the contract dated August 26, 2015.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{7} Discuss/Approve Gesser Group Additional Services Invoice Number AS-14-LI.**

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of Invoice Number AS-14-LI in the amount of \$1,783.45 to Gesser Group, APC; for Engineering Inspections performed by Berard, Habetz, & Associates, Inc. for the period June 13, 2016 thru July 10, 2016; regarding LA DOTD Port Construction & Development Priority Program: State Project Number H.011756 (322) Port Improvements – Site Improvements – Tracts “K”, “L”, & “M” Infrastructure Improvements – Tract “K” (Phase II of SPN H.011756) (Logan Industries International Corporation); in accordance with the contract dated August 26, 2015.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Danny J. David, Sr.

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore’.

And the motion was therefore passed on this the 16th day of August, 2016.

**{8} Discuss/Approve Gesser Group Additional Services Invoice Number AS-15-LI.**

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Roy A. Pontiff, to approve and authorize the payment of Invoice Number AS-15-LI in the amount of \$2,598.20 to Gesser Group, APC; for the coating of two spreader beams performed by 4-D Corrosion Control Specialists, Inc.; regarding LA DOTD Port Construction & Development Priority Program: State Project Number H.011756 (322) Port Improvements – Site Improvements – Tracts “K”, “L”, & “M” Infrastructure Improvements – Tract “K” (Phase II of SPN H.011756) (Logan Industries International Corporation); in accordance with the contract dated August 26, 2015.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Danny J. David, Sr.

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore’.

And the motion was therefore passed on this the 16th day of August, 2016.

**{9} Discuss/Approve Gesser Group Additional Services Invoice Number AS-16-LI.**

A motion was made by Commissioner Elbridge “Smitty” Smith, III, seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of

Invoice Number AS-16-LI in the amount of \$1,972.85 to Gesser Group, APC; for Engineering Inspections performed by Berard, Habetz, & Associates, Inc. for the period July 11, 2016 thru July 24, 2016; regarding LA DOTD Port Construction & Development Priority Program: State Project Number H.011756 (322) Port Improvements – Site Improvements – Tracts “K”, “L”, & “M” Infrastructure Improvements – Tract “K” (Phase II of SPN H.011756) (Logan Industries International Corporation); in accordance with the contract dated August 26, 2015.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Danny J. David, Sr.

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore’.

And the motion was therefore passed on this the 16th day of August, 2016.

{10} Discuss/Consider Coldwell Banker Commercial Invoice Submitted by R. Hamilton (Hammy) Davis Regarding Logan Industries International Corporation Lease with the POI as it Relates to Services for Commission on Lease.

A motion was made by Commissioner Elbridge “Smitty” Smith, III, seconded by Commissioner Danny J. David, Sr., to table the Coldwell Banker Commercial Invoice Submitted by R. Hamilton (Hammy) Davis, regarding Logan Industries International Corporation Lease with the POI as it relates to services for commission on Lease until further review.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Danny J. David, Sr.

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore’.

And the motion was therefore passed on this the 16th day of August, 2016.

(b) LA DOTD Port Construction & Development Priority Program: State Project Number H.011756(321) Port Improvements - Site Improvements - Tracts “K”, “L”, & “M”. Infrastructure Improvements - Tract “L” (Phase I of SPN H.011756) (RAM DESIGN, LLC - TRACT “L” - 18.13 ACRES).

{1} Update on Construction Project (53% Complete)

Mr. Gerald Gesser, Gesser Group, APC, reported that the construction of this project is moving along very quickly and progressing on schedule. The warehouse slab and P.E.M.B. structure has been installed.



**{2} Discuss/Approve Contractor's Application for Payment #4.**

A motion was made by Commissioner Elbridge "Smitty" Smith, III seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of Contractor's Application for Payment #4 in the amount of \$441,741.69 to Thomson Brothers Construction for the work performed July 9, 2016 thru August 12, 2016; State Project Number H.011756 (321) Port Improvements – Site Infrastructure Improvements – Tract "L" (Phase I of SPN H.011756) RAM Design (18.13 acres); in accordance w/contract dated March 10, 2016; 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: Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Danny J. David, Sr.

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{3} Discuss/Consider Change Order No. 7**

A motion was made by Commissioner Roy A. Pontiff, and seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize Change Order Number 7, regarding State Project Number H.011756(321) Port Improvements – Site Improvements – Tracts "K", "L", & "M", Infrastructure Improvements Tract "L" (Phase I of SPN H.011756) (RAM Design LLC Tract "L" 18.13 acres) as it relates to the addition of Seven (7) Contract days due to adverse weather conditions for the month of July 2016; and motion further stipulates the Change Order reflects the "revised" total contract working days to 192 days; and the motion further authorizes the Board President to execute said Change Order Number 7 in accordance with the contract dated March 10, 2016; and motion further stipulates that Change Order Number 7 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: Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Danny J. David, Sr.

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{4} Discuss/Approve Gesser Group Invoice Number 7.**

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of Invoice Number 7 in the amount of \$6,250.00 to Gesser Group, APC for State Project Number

H.011756 (321) Port Improvements - Site Improvements - Tracts "K", "L", & "M". Infrastructure Improvements - Tract "L" (Phase I of SPN H.011756) (RAM DESIGN, LLC - TRACT "L" - 18.13 ACRES), in accordance with the Contract dated August 26, 2015.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{5} Discuss/Approve Gesser Group Additional Services Invoice Number AS-8-RD.**

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of Invoice Number AS-8-RD in the amount of \$5,175.50 to Gesser Group, APC for additional services to cover Lime, Soil Cement Testing/Inspections performed by Louisiana Testing & Inspection, Inc. for the period June 16, 2016 thru July 8, 2016; regarding LA DOTD Port Construction & Development Priority Program: State Project Number H.011756 (321) Port Improvements - Site Improvements - Tracts "K", "L", & "M". Infrastructure Improvements - Tract "L" (Phase I of SPN H.011756) (RAM DESIGN, LLC - TRACT "L" - 18.13 ACRES), in accordance with the Contract dated August 26, 2015.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{6} Discuss/Approve Gesser Group Additional Services Invoice Number AS-9-RD.**

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Roy A. Pontiff, to approve and authorize the payment of Invoice Number AS-9-RD in the amount of \$6,961.90 to Gesser Group, APC for additional services to cover engineering inspections performed by Berard, Habetz & Associates, Inc. for the period June 13, 2016 thru July 10, 2016; regarding LA DOTD Port Construction & Development Priority Program: State Project Number H.011756 (321) Port Improvements - Site Improvements - Tracts "K", "L", & "M". Infrastructure Improvements - Tract "L" (Phase I of SPN H.011756) (RAM DESIGN, LLC - TRACT "L" - 18.13 ACRES), in accordance with the Contract dated August 26, 2015.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{7} Discuss/Approve Gesser Group Additional Services Invoice Number AS-10-RD.**

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize the payment of Invoice Number AS-10-RD in the amount of \$2,380.95 to Gesser Group, APC for additional services to cover engineering inspections performed by Berard, Habetz & Associates, Inc. for the period July 11, 2016 thru July 24, 2016; regarding LA DOTD Port Construction & Development Priority Program: State Project Number H.011756 (321) Port Improvements - Site Improvements - Tracts "K", "L", & "M". Infrastructure Improvements - Tract "L" (Phase I of SPN H.011756) (RAM DESIGN, LLC - TRACT "L" - 18.13 ACRES), in accordance with the Contract dated August 26, 2015.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{8} Discuss/Approve Gesser Group Additional Services Invoice Number AS-11-RD.**

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Roy A. Pontiff, to approve and authorize the payment of Invoice Number AS-11-RD in the amount of \$1,289.20 to Gesser Group, APC for additional services to cover Lime, Soil Cement Testing/Inspections performed by Louisiana Testing & Inspection, Inc. for the period July 20, 2016 thru August 3, 2016; regarding LA DOTD Port Construction & Development Priority Program: State Project Number H.011756 (321) Port Improvements - Site Improvements - Tracts "K", "L", & "M". Infrastructure Improvements - Tract "L" (Phase I of SPN H.011756) (RAM DESIGN, LLC - TRACT "L" - 18.13 ACRES), in accordance with the Contract dated August 26, 2015.

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

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

Nays: None.

**Absent at Voting: Larry G. Rader and Mark Dore’.**

**And the motion was therefore passed on this the 16th day of August, 2016.**

**{9} Discuss Electrical Right-of-Way:**

**\*\*\*\*Discuss/Consider Rescinding the Resolution Adopted on June 21, 2016 Whereby Entergy Louisiana, LLC was Granted the Approval of a Right-of-Way Instrument to Service 3101 David Berard Road (RAM Designs Tract “L” (18.13 Acres) at the Port of Iberia Millennium Expansion Phase II Property Site.**

**\*\*\*\*Discuss/Consider CLECO Power, LLC Underground Servitude Agreement Regarding Primary Electrical Utilities to Service 3101 David Berard Road (RAM Designs Tract “L” (18.13 Acres) at the Port of Iberia Millennium Expansion Phase II Property Site.**

Executive Director Craig Romero reported an Agreement needed to be signed by the owner of RAM Design, Mr. Richard Romero. Mr. Craig Romero stated that the Port has indicated to Entergy that Cleco would be the one to service this site and let Entergy service the Logan site. The Executive Director will meet with Mr. Richard Romero to sign the Agreement on Wednesday, August 17, 2016.

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

**(c) Update on the Maintenance and Repairs of the Central Gulf Shipyard Property Site Located at Tracts “A” & “B” and Lots 62 – 67.**

**{1} Scope of Work. (Taken under advisement at June 21, 2016 Regular Meeting).**

Mr. Gerald Gesser, Gesser Group, APC, reported that Executive Director Craig Romero would speak with the Commissioners in the near future regarding the above agenda item and was in the process of compiling additional information.

**VI. REPORT FROM MR. MARC BERARD, P.E., BERARD, HABETZ AND ASSOCIATES, INC., ON:**

**(a) Extending the Existing Bulkhead at Slip 1A in the Port’s Marina Due to the Deplorable Condition of the Existing Bulkhead and “Wash-Outs” Located at Various Gate Slip Entrances.**

**{1} Clear Lien Certificate.**

**{2} Discuss/Approve Contractor’s Application for Payment #5 (Retainage Payment).**

**A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner**

Elbridge "Smitty" Smith, III, to accept the Clear Lien Certificate presented and further approve and authorize the payment of Contractor's Application for Payment #5 (Retainage Payment) in the amount of \$10,144.68 to Leblanc Marine, LLC for the period May 18 thru July 31, 2016 in accordance with the Contract dated October 20, 2015 for the Timber Bulkhead Extension Project at Slip 1A in the Port's Marina and "Wash-Outs" Located at Various Gate Slip Entrances.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

- (b) Update on Port TIF Port Project which Includes Infrastructure Improvements for the Drainage along Curtis Lane; Establishment of Roadside Staging Areas with Catch Basin for Installation to Accommodate a New Pipe Coating Facility, Rail Spur Rehabilitation, Perimeter Fencing, and Parking Lot.

**{1} Update on Project.**

Mr. Marc Berard, Berard, Habetz, and Associates, Inc., reported that the contractor is a little more than half way complete with the Project.

**{2} Discuss/Approve Contractor's Application for Payment #5.**

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize the payment of Contractor's Application for Payment #5 in the amount of \$100,834.90 to Southern Constructors, LLC for the work performed July 1, 2016 thru July 31, 2016; regarding the Port TIF Port Project which includes infrastructure improvements for the drainage along Curtis Lane; Establishment of roadside staging areas with Catch Basin for installation to accommodate a new pipe coating facility, rail spur rehabilitation, perimeter fencing, and parking lot; in accordance with the contract dated February 11, 2016.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{3} Discuss/Approve Change Order Number 4.**

The above Agenda item was tabled until the September 2016 Board meeting.

**{4} Discuss/Approve Berard, Habetz & Associates, Inc. Invoices.**

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Roy A. Pontiff, to approve and authorize the payment of Invoice Number 216297 for the period thru July 10, 2016, in the amount of \$10,849.37 to Berard, Habetz & Associates, Inc. regarding Basic Engineering Services regarding The Bayou Companies Facility Improvements Project (TIF Funding), in accordance with the Standard Form of Agreement Between Owner and Engineer for Professional Services regarding construction improvements to The Bayou Companies facility at the Port of Iberia; approved by the full Board on July 21, 2015.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Roy A. Pontiff to approve and authorize the payment of Invoice Number 216296 for the period June 13, 2016 thru July 10, 2016, in the amount of \$4,235.50 to Berard, Habetz & Associates, Inc. for additional services relating to the RPR Inspection regarding The Bayou Companies Facility Improvements Project (TIF Funding), in accordance with the contract approved by the full Board on July 21, 2015.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile to approve and authorize the payment of Invoice Number 216340 for the period July 11, 2016 thru July 24, 2016, in the amount of \$2,486.00 to Berard, Habetz & Associates, Inc. for additional services relating to the RPR Inspection regarding The Bayou Companies Facility Improvements Project (TIF Funding), in accordance with the contract approved by the full Board on July 21, 2015.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d.

**Theodile, and Danny J. David, Sr.**

**Nays: None.**

**Absent at Voting: Larry G. Rader and Mark Dore'.**

**And the motion was therefore passed on this the 16th day of August, 2016.**

**(c) Update on Intersection Improvements to the Corner of David Berard Road/Weeks Island Road.**

Mr. Marc Berard, Berard, Habetz, & Associates, Inc., reported they are hoping to have completed plans for the September 2016 Board Meeting.

**(d) Discuss/Approve Berard, Habetz, & Associates, Inc. Engineering Services Invoice in Accordance with BH&A Master Services Agreement.**

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Roy A. Pontiff, to approve and authorize the payment of Invoice Number 216332 in the amount of \$1,015.00 to Berard, Habetz, and Associates, Inc. for professional services rendered from July 11, 2016 to July 24, 2016 regarding assisting Nabors Drilling in determining infrastructure capabilities and locations of available units; in accordance with the Standard Form of Agreement Between Owner and Engineer for Professional Services ("Master Services Agreement") approved by the full Board on January 20, 2015.

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

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

**Nays: None.**

**Absent at Voting: Larry G. Rader and Mark Dore'.**

**And the motion was therefore passed on this the 16th day of August, 2016.**

**VII. REPORT FROM MR. JAY LEBLANC, P.E., CB&I, ON:**

- (a) LA DOTD Port Construction & Development Priority Program:  
Phase II of State Project Number 578-23-0018/H.009021(322) Port-Site Bulkhead Relocation Phase II A- Bulkhead 12A (for the AGMAC Bulkhead Relocation & Design Project (Public Property).  
{1} Power Point Presentation on Const. of Bulkhead 12A.**

Mr. Ryan Erickson, a representative from CB&I, reported that the project is approximately 95% complete. The contractor is finishing concrete work, testing anchors, installing timbers, and grouting. Substantial completion should be presented at the September 2016 Board meeting.

- {2} Discuss/Approve Revised Contractor Request for Payment Application Number 12.**

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Danny J. David, Sr., to accept and approve the "Revised" contractor request for Payment Application Number 12 to Coastal Bridge, LLC. for the Port Site-Bulkhead Relocation Phase II A Project (Bulkhead 12A – Public Dock), SPN 578-23-0018/H.009021 (322) for the period June 1, 2016 thru June 30, 2016 (due to a clerical error on the form & payment amount remains the same as approved at July 2016 Board meeting), in accordance with contract dated May 7, 2015; and motion further stipulates that the "Revised" 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: Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Danny J. David, Sr.

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{3} Discuss/Approve Contractor Request for Payment Application Number 13.**

A motion was made by Commissioner Danny J. David, Sr., and seconded by Commissioner Roy A. Pontiff, to approve and authorize the payment of Contractor Payment Application Number 13 in the amount of \$452,761.19 to Coastal Bridge, LLC. for the Port Site-Bulkhead Relocation Phase II A Project (Bulkhead 12A – Public Dock), SPN 578-23-0018/H.009021 (322) for the period July 1, 2016 thru July 31, 2016 in accordance with contract dated May 7, 2015; 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: Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Danny J. David, Sr.

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{4} Discuss/Approve CB&I Invoice.**

A motion was made by Commissioner Elbridge "Smitty" Smith, III, and seconded by Commissioner Simieon d. Theodile, to approve and authorize payment of Invoice Number 205479 in the amount of \$21,254.00 to CB&I Coastal, Inc. (f/k/a Shaw Coastal, Inc.), for the period July 1, 2016 thru July 29, 2016 (Bulkhead 12A – Public Dock) regarding Engineering During Construction and Resident Project Inspection (100% reimbursable to POI by DOTD), regarding AGMAC Project Management in accordance with the contract between the POI and Shaw Coastal,



Inc., dated September 3, 2002 and Amendment Number 13 (Project Management) dated December 16, 2014.

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

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

**Nays:** None.

**Absent at Voting:** Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**(b) Discuss/Consider Amendment #2 to CB&I Contract Regarding Document Retrieval Request for the AGMAC Project.**

Administrative Assistant Joanna Durke explained in the month of May 2016 that it was the consensus of the Board to have CB&I perform the necessary document retrieval for the POI regarding the AGMAC Project. A motion was not formally made to authorize the Board President to sign Amendment Number 2. It is noted that there was no change in the cost because the work was done under CB&I's contract.

**A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Elbridge "Smitty" Smith, III to authorize the Board President to execute Amendment # 2 to CB&I's contract regarding document retrieval request for the AGMAC project.**

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

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

**Nays:** None.

**Absent at Voting:** Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**VIII. REPORT FROM MR. ZACK AUTIN, E.I. OF GIS ENGINEERING, LLC ON:**

- (a) LA DOTD Port Construction & Development Priority Program: Phase III of State Project Number 578-23-0018 / H.009021 (323) Port-Site Bulkhead Relocation Phase II A – Bulkhead 12B (POI Public Dock – Port Canal) for the AGMAC Bulkhead Relocation & Design Project (Public Property).**

**{1} Update on Award of Contract to Lowest Responsible Responsive Bidder.**

**{2} Update on Hearing Conducted August 1, 2016 (Port Atty).**

Port Attorney Ray Allain stated that the Commission had previously voted to reject the lowest bid because of an error in their bid form and the second to lowest bid because of discrepancies in their bid they submitted. The Commission had voted to award the project to the third lowest bidder (Coastal Bridge, LLC). The second lowest bidder filed suit and obtained an injunction. It went to court on August 1, 2016 and after hearing all

of the evidence, the judge ruled that the Port of Iberia is required to rebid the project. The Port Attorney recommended to the Commission to consider rejecting all bids and readvertise the project for the 12B bulkhead.

**A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile, to reject all bids received on May 6, 2016 for Phase III of State Project Number 578-23-0018/h.009021(323) Port-Site Bulkhead Relocation Project Phase II A – Bulkhead 12B (POI Public Dock – Port Canal) Project; and motion further authorizes the POI and GIS ENGINEERING, LLC to proceed with the re-advertisement for bids on the Project; all pursuant to the court's ruling of August 12, 2016.**

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

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

**Nays: None.**

**Absent at Voting: Larry G. Rader and Mark Dore'.**

**And the motion was therefore passed on this the 16th day of August, 2016.**

Mr. Zack Autin reported that if the advertisement would be published on Wednesday, August 24, 2016, the bid opening would be scheduled for Friday, September 30, 2016.

- (b) Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads {1, 6, & 7} (Private Property).**
  - {1} Discuss/Consider Amendment No. 2 to GIS Engineering, LLC Contract.**

Mr. Zack Autin reported that at the May 2016 Board meeting, the Board granted permission for GIS to proceed with the preliminary design of Bulkheads 6 & 7 as they had proposed in the study and report phase. At the July 2016 Board meeting, the Board granted permission for GIS to proceed with the preliminary design of Bulkhead 1. The original contract for GIS was drafted for an estimated construction cost of \$1,000,000.00; however as it was determined in the Study and Report phase, due to the proximity of the future channel to Bulkheads 6 & 7, the estimated cost of construction is \$3,066,500.00. Their engineering fee is based off of this cost of construction. Therefore, Amendment No. 2 is in the amount of \$203,503.00 for Basic Services and \$50,880.00 in Additional Services, for a total amendment to the contract for \$254,383.00. This will get us through the design, bidding, and construction phases. This amendment brings the total contract value for all of the private bulkheads to \$783,038.90.

**A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile, to authorize the Board President to execute Amendment Number 2 to the Agreement for Professional Services (dated February 16, 2016) for the AGMAC Port-Site Bulkhead Relocation Project – Phase II-B (Private Bulkheads) for an increase in the contract total of \$254,383.00; bringing the total contract value for all of the private bulkheads to \$783,038.90.**

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

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

**Nays:** None.

**Absent at Voting:** Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{2} Update on Preliminary Design of Bulkheads 1, 6, & 7.**

Representatives from GIS Engineering met with the owner of Bulkhead 1, Jimmy Shea, on August 3, 2016. During this meeting it was agreed to replace the 700 feet of riprap along his bank with a short loadout bulkhead of the same cost. The engineer's opinion of probable cost for this work is \$500,000.00, bringing the total opinion of probable cost for the project to \$3,066,500.00. This is the same amount that was used in the Capital Outlay expenditures and budget numbers.

**A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith, III, to accept the recommendation by GIS Engineering, LLC regarding the construction of a short load out bulkhead (Bulkhead No. 1), along with piles, eliminate the erosion control component, and in the Right-of-Way Agreement (Jimmy Shea, Owner) add a Hold Harmless provision regarding future erosion of the tenants property.**

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

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

**Nays:** None.

**Absent at Voting:** Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**(c) Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads {11, 13, & 14} (Private Property).**

**{1} Update on Construction of Bulkheads 11, 13, & 14.**

Mr. Zack Autin, GIS Engineering, reported that the contractor is working on installing the sheet piling. They have installed all of the anchors and finished testing.

**{2} Discuss/Approve Contractor Pay App No. 2.**

**A motion was made by Commissioner Elbridge "Smitty" Smith, III, and seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of Contractor Payment Application Number 2 in the amount of \$86,887.00 to Coastal Bridge, LLC. for the Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads {1, 6, 7, 11, 13, and 14} (Private Property) for the period July 1, 2016 thru July 31, 2016 in accordance with contract dated April 27, 2016; 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:** Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Danny J. David, Sr.

**Nays:** None.

**Absent at Voting:** Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**{3} Discuss/Approve GIS Engineering, LLC Invoice.**

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Roy A. Pontiff, to approve and authorize the payment of Invoice Number 70000125 in the amount of \$27,503.52 to GIS Engineering, LLC for the period July 2016 which includes coordination of Change Order 1, construction administration and oversight, site visits, processing of submittals and contractor payment applications, monthly construction progress meeting with tenants and contractor, and resident project representation.

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

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

**Nays:** None.

**Absent at Voting:** Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

- (d) **Status of the Louisiana Port Construction & Development Priority Program SPN H.011928 "East & West Yard Expansion & Site Improvements Project (the Purchase of a Building Located on Tract "A" (28.567 acres) Located on the Port Expansion Phase I Property Site, as well as Infrastructure Improvements to the Existing Building on Tract "A").**

Mr. Zack Autin reported there was no update on the above Agenda item.

- (e) **Update on Reapplying for the Port of Iberia District's USACE Standard Permit NO. MVN-1997-03709-WY and Extension of the Port of Iberia District's LA DNR Coastal Use Permit No. P20100265 (Amended) for:**

- {1} Port of Iberia Proposed Maintenance Dredging & Bulkhead Installation & Maintenance. (T13 & 14S – R6E); Rodere, Commercial & Port Canals, Iberia Parish, LA**

Mr. Zack Autin reported that the LA DNR returned a second round of comments on August 9, 2016. The comments were addressed and then submitted to the LA DNR. Bookkeeper/Secretary Tracy Domingue sent the request from NOAA for a completion report in reference to the AGMAC permit for their nautical charting efforts. GIS is working on this report and will submit it as soon as possible.

**(f) AGMAC Project General Engineering and Consulting Services:**

**{1} Update on Status of AGMAC Project.**

Mr. Oneil Malbrough reported Ms. Keely McGibboney, Legislative Assistant with U.S. Congressman Charles Boustany's office, provided a very good update on everything he wanted to say about AGMAC.

**{2} Update on Surveying and Cost Estimate of Existing Loadout Slips to be Dredged.**

Mr. Oneil Malbrough reported at last month's meeting that the Commission asked GIS to prepare a cost estimate for the dredging of the existing loadout slips at the Dynamic East Yard Slip off of Port Canal, Dynamic West Yard Slip off of Rodere Canal, and also the Omega Slip C-12. These three (3) loadout slips have silted in since originally being dredged.

Mr. Malbrough presented to the Board this meeting date, Options 1 and 2. Option 1 is having a place in the Port to put the spoil and Option 2 is having the spoil hauled off. All three sites would be bucket dredged. Option 1 is to dredge to -16' at the Dynamic East yard and -20' at the Omega and Dynamic West yard and stockpile somewhere in the Port (\$705,812.50 – 62,500 CY); Option 1A is to dredge to -20' at all sites and stockpile somewhere in the Port (809,600.00 – 72,000 CY); Option 2 is to dredge to -16' at Dynamic East yard and -20' at Omega and Dynamic West yard and haul off site (\$1,214,687.50 – 62,500 CY). Option 2a is to dredge to -20' at all sites and haul off site. (\$1,394,950.00 – 72,000 CY). Discussion ensued and there was no action taken on this Agenda item.

**{3} Discuss/Consider Amendment No. 1 to GIS Engineering, LLC Contract.**

Mr. Oneil Malbrough reported at the May 2016 Board meeting, that the Board had previously granted permission for GIS to proceed with the renewal and reapplication of the General Maintenance Permit for the Port that was set to expire this year. This required applying for an extension of the LA DNR Permit set to expire in May 2016, which was timely completed, and also a Joint Application (USACE and DNR) of a new permit including to include modifications and updates to the existing permit drawings. This process is still underway and is on schedule for the November 2016 deadline. The total cost of this task is \$24,277.50. In addition, GIS also performed Hydrographic Surveying of the previously mentioned dredging of three loadout slips in the Port. The cost of these services was \$7,360.00. Therefore, Amendment Number 1 is in the amount of \$32,137.50 which would increase the upset limit of the contract to \$82,137.50. This amount will get GIS through the rest of the year on their General Engineering Services Contract.

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Danny J. David, Sr., to approve and authorize the Board President to execute Amendment Number 1 to the GIS Engineering, LLC AGMAC General Engineering & Consulting Services Contract (dated January 20, 2016) in the amount of \$32,137.50 bringing the total upset limit to \$82,137.50 which includes Hydrographic Surveying of the dredging of the existing loadout slips at the Dynamic East and West Yards and also Omega, and for renewal and reapplication of the General Maintenance Permit for the Port (USACE and DNR).

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

#### **IX. REPORT FROM PORT ATTORNEY ON:**

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

Executive Director Craig Romero reported a representative for Mr. Henry Gammon, Mr. Eric Munding, contacted him regarding the AWS property site. Mr. Munding indicated that Mr. Henry Gammon, AWS, wants to pay for the remediation cost. Mr. Romero stated he would contact Kourco to get a cost of how much the environmental clean up is. Mr. Romero reported there is minimal contamination to the soil.

##### **(b) Central Gulf Shipyard Lease Agreement & Collection of Unpaid Rental.**

Port Attorney Ray Allain recommended we take Central Gulf off the Agenda for next month. He reported the company is bankrupt. We have abandoned any collection efforts.

Commissioner Roy A. Pontiff asked we leave Central Gulf on one more month and gather more information before taking it off the Agenda.

##### **(c) LBC Port Judgement/Collection of Money due the Port of Iberia.**

Port Attorney Ray Allain reported that the Port has instructed Mr. Kreig Breaux to proceed with collection efforts. He initiated that process by sending a Certified Letter to LBC Port. He was contacted by someone from the company. They made an offer of a lump sum payment of \$10,000.00 to resolve the claim that we have. The judgement that we have is \$49,000.00 plus interest and attorney fees. The total owed is \$82,000.00. Mr. Ray Allain reported Mr. Kreig Breaux is ready to develop a collection plan if we would like him to proceed.

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Danny J. David, Sr., to authorize Mr. Kreig Breaux to initiate collections against LBC Port.

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

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

Nays: None.

Absent at Voting: Larry G. Rader and Mark Dore'.

And the motion was therefore passed on this the 16th day of August, 2016.

**X. REPORT FROM EXECUTIVE DIRECTOR ON:**

- (a) **Update on Chart Energy & Chemicals, Inc. Seventh Amendment to Lease Agreement to be Prepared Regarding Tract "F-1" (15.14 acres) of the POI Millennium Expansion Phase I Property Site.**

The Administrative Assistant reported that the Seventh Amendment has been completed. It was sent to Mr. Phil Robertson with Chart and he will forward it to their legal department for review.

- (b) **Discuss/Consider Ninth Amendment of Lease Agreement b/t the Port of Iberia District and Dynamic Industries, Inc. Regarding the Acquisition of an Existing Fabrication Bldg on Tract "A" (28.56 Acres).**

Administrative Assistant Joanna Durke reported that Mr. Emile Dumesnil, Dynamic Industries, Inc. has the Amendment and he is waiting for the appraisal before he moves forward.

- (c) **Update on an Agreement b/t the Port of Iberia District and Moreno Properties Two, LLC. Regarding Approximately 106 Acres of Available Property located at the Dynamic Industries West Yard (former Unifab Site).**

- {1} **Executive Director Negotiations with Prospective Tenants Regarding Available Property located at the Dynamic Industries West Yard (former Unifab Site); Contingent Upon the Receipt of the Necessary Approvals.**

Executive Director Craig Romero reported that the caretaker of the property called him and Goldman Sachs will exercise its right to take possession of the property at some point in the near future. Coldwell Banker is maintaining the property. A firm out of Dallas was hired to do the marketing on the property.

- (d) **Update on Appraisal Report in Summary Format Being Prepared by John A. Foti, MAI, with John A. Foti & Associates on the Following:**

- {1} **6005 Port Road (Former West Yard Dynamic Industries).**

- {2} Dynamic East Yard Located on David Berard Road.
- {3} Henry Bernard Property Located Behind the POI Administrative Office.

Executive Director Craig Romero reported that Mr. John Foti would be out of state until August 25, 2016. Once he comes back he would complete all three appraisals within a week.

**(e) Executive Director's Monthly Report.**

Executive Director Craig Romero reported on August 16, 2016 he had a group of five (5) people from Cleco visit the office as a result of the Department of Economic Development who had spoken at our last meeting about site readiness. They are able to help with located utilities and infrastructure needs.

On August 17, 2016, Mr. Romero will go and speak to a drilling contractor who is looking at moving stuff in from another country. They are very curious about the Foreign Trade Zone. Mr. Romero has been talking to the Port of South Louisiana regarding same.

On Friday, August 19, 2016 a representative from Bloomberg News will visit the Port and Executive Director Craig Romero. Mr. Romero will take the representative around the Port to visit with Mr. Emile Dumesnil with Dynamic, Mr. Evan Russell with Bayou Companies, Breaux Brothers in Loreauville, and also Jimmy Gravois with Metal Shark.

Commissioner Roy A. Pontiff commended the Executive Director and the staff on the Taylor Barras, Speaker of the House reception held on Thursday, August 11, 2016. Executive Director Craig Romero thanked Mr. Oneil Malbrough, Mr. Marc Berard, and Mr. Gerald Gesser for contributing to the reception.

**(f) Announcements.**

- \*\*\*AAPA Annual Convention – Sunday, October 23 – Wednesday, October 26, 2016 – New Orleans, LA
- \*\*\*Bayou Companies Ribbon Cutting Ceremony Wednesday, August 24, 2016.

**XI. ADJOURNMENT.**

On a motion made by Commissioner Roy A. Pontiff, and seconded by Commissioner Elbridge "Smitty" Smith, III the meeting was adjourned at 7:55 p.m.

  
SECRETARY-TREASURER

  
PRESIDENT