PROCEEDINGS OF A REGULAR MEETING OF

**THE BOARD OF COMMISSIONERS OF**

**THE MORGAN CITY HARBOR AND TERMINAL DISTRICT**

**March 12, 2018**

The Board of Commissioners (“Board”) of the Morgan City Harbor and Terminal District (“District”) met in regular session at the District’s office at 7327 Highway 182, Morgan City, Louisiana on March 12, 2018 at 5:00 p.m. Gary Duhon, Vice-President, convened the meeting with Commissioners Deborah Garber, Thomas Ackel, Joseph Cain, Tim Matthews, Sr. and Adam Mayon in attendance. Duane Lodrigue, Ben Adams and Lee Dragna were absent. Also present at the meeting were Raymond Wade, Executive Director; Tori Henry, Office Manager; Cindy Cutrera, Manager of Economic Development; Gerard Bourgeois, Board Attorney; Commander Heather Mattern, United States Coast Guard (“USCG”); Tim Connell, U. S. Army Corps of Engineers; Tom Podany, Waterborne Commerce Statistics Center; Clay Breaud, GSE/Providence Engineering; Councilman Tamporella, City of Morgan City; along with members of the media and general public.

The meeting was called to order and the presence of a quorum was noted. Mr. Wade led the invocation and the Pledge of Allegiance was recited.

It was moved by Mrs. Garber and seconded by Mr. Matthews that the minutes of the Regular Meeting of February 12, 2018 be approved and adopted, with said motion carrying unanimously.

It was moved by Mrs. Garber that the report of receipts and disbursements for the month of February 2018 be received and accepted and that all invoices presented to the Board for the month of February 2018 be paid. Mr. Cain seconded that motion, which carried unanimously.

Commander Mattern reported that: (i) the Towing Vessel Industry Day was successful, with over 100 people attending from 40 different companies; (ii) there are restrictions in place due to the high water, as well as Bayou Boeuf locks being closed and MM99 becoming a sensitive area.

Tim Connell reported that: (i) with the FY19 Corps budget almost doubling to $12,675,000, this will be the first time in several years we will have a complete channel of 250’ wide and 20’ deep; (ii) they have four supplemental packages out due to the impacts from Hurricane Harvey but have not heard anything on the requested supplemental funds yet; (iii) the draft RFP package for the Special Purpose Dredge procurement is out for internal review and comments are coming in.

Tom Podany provided the commissioners a short presentation on under-reporting of tonnage and data confidentiality. He also agreed that someone from his office would meet with the Channel users to help them enter information easier.

Mike Knobloch reported that (i) FY16 Port Security Grant three installation projects are almost completed and the two maintenance projects are ongoing; (ii) FY18 Port Security Grant funding has not been announced yet but he did have to submit a justification packet to our program analyst, as some members of Congress are wanting to do away with the program; (iii) he, along with Mac, Cindy, Tori, Lester and Les participated in our quarterly drill/training as per our facility security plan; (iv) we were not awarded TIGER funding this year, as only one Port in Louisiana was. He believes the reason is because our project has not gone through the NEPA process.

Clay Breaud reported that he received the final pricing from Coastal Volute and believes the highest priority item is to replace system #1 with a 2-ton two stage unit, replace duct work and install three dehumidifiers at a cost of $44,785. Mr. Wade advised him that our commissioners need more time to digest the information and it will be discussed at next month’s meeting.

Mac Wade reported on behalf of GIS that they are still awaiting the exemption from DNR from the State’s beneficial use requirements; which has been previously given to the Corps.

Cindy Cutrera reported that: (i) our stakeholder meeting held today was very well attended and she believes there is a much better working relationship with Waterborne Commerce group; (ii) She attended the National Waterways Conference Legislative Summit in DC last week and was able to visit with high ranking Corps officials including Eddie Belk, Tom Simonite, Bill Shuster, Alex Hurgott and RD James. There was lots of talk about cost sharing, streamling permitting, and the MRT budget; (iii) She and Mac have been working with several groups on the WRDA 16 pilot program including CPRA, AVOCA, Point Au Fer and Wildlife and Fisheries to submit three proposals, due tonight at 11:00 p.m.

Mac Wade also reported that: (i) He attended the PAL Conference, where they had a video conference with Senator Cassidy and he was able to the thank the senator for the additional funding we received; (ii) He presented pictures of debris the Dredge Borinquen is encountering, along with drone footage of islands created from dredged material.

Gerard Bourgeois presented: (i) an amendment to Contract of Lease involving LHE, Inc., confirming the current term of the Lease expires May 31, 2021 and provides additional renewal terms and rent. Mr. Mayon moved to authorize Mr. Lodrigue to execute said amendment, which was seconded by Mrs Garber and carried unanimously.

**RESOLUTION**

BE IT RESOLVED by the Morgan City Harbor and Terminal District (“District”), the governing authority of said District, that Duane E. Lodrigue, President; be and is hereby authorized to sign an act entitled “Amendment to Contract of Lease” between LHE, Inc. (successor in interest to Elizabeth Reine Ellzey, et al), and the Morgan City Harbor and Terminal District agreeing that the current terms expires May 31, 2021, and providing for four (4) additional five (5) year option terms, which amendment shall be accepted by Baker Hughes Oilfield Operations, LLC and on such other terms as provided therein. Duane E. Lodrigue is hereby authorized and empowered to do all things necessary in the premises, pertaining to said amendment of contract of lease with the LHE, Inc.

(ii) A renewal and extension of Rebel/Lawrence/City lease for the extension terms, which was moved by Mrs. Garber, seconded by Mr. Mayon and carried unanimously.

# **RESOLUTION**

BE IT RESOLVED, that, in consideration of the monthly rental and other good consideration, Raymond M. Wade, Executive Director, be authorized and directed to execute on behalf of the Morgan City Harbor and Terminal District ("District"), written requests to extend the March 1, 1996, lease between The City of Morgan City, Rebel Land Corporation and Robert E. Lawrence as lessor and Tidewater Marine, Inc., as lessee, as amended by an Amendment to Surface Lease effective February 10, 1998 (“Lease”) for an additional term, or through December 31, 2023.

(iii) Ordinance No. 56 for adoption of the 2018 millage by the district, with no change from last year. It was moved by Mr. Ackel and seconded by Mr. Matthews that Ordinance No. 56, providing a rate of 4.48 mills, be adopted. Motion carried unanimously.

**ORDINANCE NO. 56**

An Ordinance levying and imposing a tax on all the property subject to taxation in

the Morgan City Harbor and Terminal District, State of Louisiana, for the year 2018

for the purpose of paying the administrative, operative and maintenance expenses of

the Board in said District.

**SECTION 1, BE IT ORDAINED**, by the Board of Commissioners of the Morgan City Harbor and Terminal District, a political subdivision of the State of Louisiana, acting as the governing authority of said Harbor and Terminal District; in regular session convened, that under and by virtue of the Authority of the Louisiana Revised Statutes of 1950 LSA-R.S. 34:329, as amended and Art. 7, Sec. 23 of the Louisiana Constitution of 1974, that the following millage(s) are hereby levied on the 2018 tax roll on all property subject to taxation by the Morgan City Harbor and Terminal District:

MILLAGE

**administrative, operative, and maintenance expenses 4.48 mills**

(Tax for: e.g. General Alimony, Library, Maintenance)

**SECTION 2, BE IT FURTHER ORDAINED** that the proper administrative officials of the Parish of St. Mary, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2018, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

**SECTION 3, BE IT FURTHER ORDAINED** that all Ordinance or parts of Ordinance in conflict herewith be and the same are hereby repealed, and this Ordinance shall take effect upon its adoption, the public welfare so demanding.

With no further business to come before the Board, the meeting was adjourned.

Attest:

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