PROCEEDINGS OF A REGULAR MEETING OF

**THE BOARD OF COMMISSIONERS OF**

**THE MORGAN CITY HARBOR AND TERMINAL DISTRICT**

**October 9, 2017**

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 October 9, 2017 at 5:00 p.m. Gary Duhon, Vice-President, convened the meeting with Commissioners, Joseph Cain, Thomas Ackel, Deborah Garber, Tim Matthews, Sr., Ben Adams, Adam Mayon and Lee Dragna in attendance. Duane Lodrigue was 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; Michael Knobloch, Knobloch Professional Services; Commanding Officer Mattern, United States Coast Guard (“USCG”); Clayton Breaud, GSE/Providence Engineering; Councilman Tamporella, City of Morgan City; Chris Fetters and Mike Lowe, GIS; 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 Mr. Dragna and seconded by Mr. Adams that the minutes of the Regular Meeting of September 11, 2017 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 September 2017 be received and accepted and that all invoices presented to the Board for the month of September 2017 be paid. Mr. Dragna seconded that motion, which carried unanimously.

Commander Mattern reported that: (i) there were 3,073 total transits in September, averaging 102 per day; (ii) Coast Guard has been participating in a lot of support efforts for hurricane relief.

Raymond Wade reported on behalf of Tim Connell that: (i) the dredge in Berwick Harbor dredge will continue to work for another three weeks and then head down River to remove the sand plug in the Channel.

Mike Knobloch reported that: (i) FY15 Port Security Grant project has been completed with $5,322 remaining to be spent on related projects, pending FEMA approval; (ii) FY16 Port Security Grant bid openings were held on October 3rd. Mrs. Garber moved that the following resolution be adopted, which was seconded by Mr. Dragna and carried unanimously.

**Resolution For Award of Projects**

WHEREAS, the Morgan City Harbor and Terminal District (“District) has received bids on October 3, 2017 at 12:00 p.m. for its (a) Video System Installation Project, District Project No: EMW-2016-PU-00236-IJ2VIDSYSINSTL (“VIDSYSINSTL”); (b) Special Systems Installation Project, District Project No: EMW-2016-PU-00236-IJ2SPECSYSINSTL (“SPECSYSINSTL”); (c) Emergency Radio Communications Equipment Cabling Project, District Project No: EMW-2016-PU-00236-IJ2CBLNG (“CBLNG”); and (d) Meteorological Stations Maintenance and Sustainability Project, District Project No: EMW-2016-PU-00236-IJ3MET (“MET”); and

WHEREAS, Knobloch Professional Services, L.L.C., the District’s Homeland Security consultant has recommended the award of the contracts for the (a) VIDSYSINSTL, (b) SPECSYSINSTL, and (c) CBLNG to the lowest qualified bidder: American Integration Contractors, LLC. and has recommend the award of the contract for the MET to the lowest qualified bidder: ENCOS, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Morgan City Harbor and Terminal District at a Regular Meeting, assembled on this 9th day of October, 2017, (a) that the Bid in the Amount of $66,845.00 by American Integration Contractors, LLC. for the VIDSYSINSTL be accepted and a contract be awarded to American Integration Contractors, LLC., (b) that the Bid in the Amount of $65,120.00 by American Integration Contractors, LLC. for the SPECSYSINSTL be accepted and a contract be awarded to American Integration Contractors, LLC., (c) that the Bid in the Amount of $38,301.12 by American Integration Contractors, LLC. for the CBLNG be accepted and a contract be awarded to American Integration Contractors, LLC., and (d) that the Bid in the Amount of $96,670.00 by ENCOS, Inc. for the MET be accepted and a contract be awarded to ENCOS, Inc.

BE IT FURTHER RESOLVED that Duane E. Lodrigue, President, and Raymond M. Wade, Executive Director, individually, be and is hereby authorized and directed to do any and all acts and things on behalf and in the name of the District that he deems necessary, proper, or that may be required in regards to the award and execution of said contracts.

He thanked Tim Mathern of Cypress Tech for assisting with the RFP process; (iii) TIGER Grant application is due on October 16th and INFRA Grant application is due on November 2nd. It was moved by Mr. Dragna and seconded by Mr. Mayon that the TIGER Grant application be submitted in the amount of $15 million with a match of $3 million subject to receiving matching funds from another local or state agency, and that the following resolution be adopted, which was unanimously approved.

**Resolution**

**BE IT RESOLVED** that the Board of Commissioners of the above, does hereby authorize the submission of a FY 2017 *Transportation Infrastructure Generating Economic Recovery* (TIGER) Discretionary Grant application to the US Department of Transportation (USDOT) for its proposed “Wharf Extension and Enhancement Project,” which is estimated to total $15,000,000; and, it, also, agrees to provide a twenty percent (20%) local match (estimated at $3,000,000) for the submitted FY 2016 TIGER Discretionary Grant project.

It was moved by Mr. Dragna and seconded by Mr. Mayon that the INFRA Grant application be submitted in the amount of $15 million with a match of $6 million subject to receiving matching funds from another local or state agency, and that the following resolution be adopted, which was unanimously approved.

**Resolution**

**BE IT RESOLVED** that the Board of Commissioners of the above, does hereby authorize the submission of a FY 2017-2018 *Infrastructure For Rebuilding America* (INFRA) Grant application to the US Department of Transportation (USDOT) for its proposed “Wharf Extension and Enhancement Project,” which is estimated to total $15,000,000; and, it, also, agrees to provide a forty percent (40%) local match (estimated at $6,000,000) for the submitted FY 2017-2018 INFRA Grant project.

Clay Breaud reported that: (i) the thermostats have been changed out and air balance testing completed. Once he evaluates the balance report, he will report back with the results.

Chris Fetters reported that: (i) they received a request from DNR for a water bottom assessment but were able to obtain a waiver from Wildlife & Fisheries; (ii) DNR and Office of Conservation had a meeting today regarding our beneficial use. Pending the outcome, he will request a meeting with Commissioner Ayo, who has the ability to give us an exemption on beneficial use.

Cindy Cutrera reported that: (i) we had about 35 people present at our stakeholder meeting this afternoon, including Jay Vicknair from Senator Kennedy’s office; (ii) Senator Norby Chabert sits on the CPRA board and is constantly asking why there is no model of the Atchafalaya River, along with Windell Curole who questions why they are not looking at the Atchafalaya River as a means of beneficial use of dredged material; (iii) she and Mac attended the National Waterways Conference, where about 28 Corps officials attended and presented that the battle for O&M funding will continue with less funding and more people at the table; (iv) other coastal restoration opportunity meetings this month were with Avoca and the Water Institute, who will prepare a summary of what they can do as a nonprofit, as they are very influential with CPRA.

Charles Brittingham reported that: (i) on September 11th federal agencies submitted their FY19 budget to OMB. They will be reaching out to the different agencies for feedback, and he will tell the story of the Port of Morgan City and our lack of a 20’ channel. (ii) Congress is working under a continuing resolution through December; (iii) he will be working with the congressional delegation to make sure they understand that by funding the Port of Morgan City $6.5 million, they are only giving us a half of a channel.

Gerard Bourgeois introduced Jennifer Reasoner of Bourgeois Law, who will be assisting the Port as counsel, along with Bill Bourgeois.

Jennifer Reasoner presented: (i) a one-year maintenance contract between the District and Morgan City Stevedores to maintain the dock equipment and Dredge John Wayne. Mr. Dragna moved the authorize said contract, which was seconded by Mr. Adams and carried unanimously.

Gerard Bourgeois presented: (i) a standardized cooperative endeavor agreement to be used when other local, state or governmental agencies obtain use of our equipment and/or building, who are considered our Homeland Security partners and/or who with the District’s mission. Mr. Dragna moved to authorize Mr. Lodrigue to enter into said agreement(s), which was seconded by Mr. Adams and carried unanimously. (ii) a standard Right of Entry with the Corps of Engineers for disposal areas G and 3 (Continental Land); B and I (State of Louisiana); 2,5,5a; 6 (Avoca Island) and 1A. Mr. Dragna moved to authorize Mr. Lodrigue to execute said Right of Entry, which was seconded by Mr. Matthews and carried unanimously.

**RESOLUTION**

A resolution authorizing the Morgan City Harbor and Terminal District (“District”) to grant to the United States the rights of entry (ROEs) for disposal easements for the Atchafalaya River and Bayous Chene, Boeuf, and Black Navigation Project.

BE IT RESOLVED, that Duane E. Lodrigue, President, be authorized and directed to grant on behalf of the Morgan City Harbor and Terminal District (“District”) in favor of the United States Corps of Engineers (“Corps”), their representatives, agents and contractors, to construct, operate and maintain a dredged material disposal areas, including the full right of ingress and egress; to construct dikes; to deposit dredged, excavated and sediment material thereon; to accomplish any alterations of contours on said land for the purpose of accommodating the deposit of dredged material as necessary in connection with the construction, improvement, maintenance and operation of the Atchafalaya River and Bayou Chene, Boeuf and Black, Louisiana Project, as authorized by the Act of Congress approved 13 August 1968 (Public Law 90-483), and to execute all corresponding agreements with landowners concerning Corps designated Disposal Areas I, G, 1A, 3, 5a, 6 and open water north of 5a in Avoca Lake and transfer of the same to the Corps.

BE IT FURTHER RESOLVED, Duane E. Lodrigue, President, be authorized and directed to do any and all act and things necessary, proper, or that may be required to carry out and accomplish the transactions contemplated with regards to the above-mentioned tracts.

Mr. Bourgeois also reported that one bid was received on the agitation dredge pumps, but was above the engineers estimate and did not have a corporate resolution attached to the bid; both of which were grounds to reject the bid. Mr. Dragna moved to reject the bid, which was seconded by Mr. Mayon and carried unanimously. Mr. Dragna also moved to re-advertise the bid with pump delivery time of 9 months and extending the response time to thirty days after the last advertisement. Mr. Mayon seconded said motion, which carried unanimously.

Mr. Dragna noted that since Mr. Bourgeois will be less available to the Port, he has provided each commissioner with a resume of an attorney who represents the Drainage District. Mr. Cain reiterated that Mr. Bourgeois has been affiliated with the Port for twenty-one years and confirmed with Mr. Bourgeois that he would be available to assist Mrs. Reasoner when needed. Mr. Cain also noted that he would like to see the District use local services.

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

Attest:

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