

**PORT OF IBERIA DISTRICT
BOARD OF COMMISSIONERS
REGULAR MEETING - TUESDAY, FEBRUARY 28, 2012
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 the Board President, Raymond Bernard, Jr., at the Port of Iberia Administrative Office, on Tuesday, February 28, 2012, at 5:30 P.M.

In attendance were Commissioners Raymond Bernard, Jr., President, Millie Martinez, Vice-President, Frank Minvielle, Secretary-Treasurer, Gene Jefferies, Mark Dore', Mike Resweber, and Danny J. David, Sr.

There were no Commissioners absent.

Also present were Roy Pontiff, Executive Director, Joanna D. Durke, Administrative Assistant, Holly Breaux, Secretary/Bookkeeper, and Ray Allain, Port Attorney.

Thus, with a quorum being acknowledged, Commissioner Mark Dore' recited the opening prayer and Commissioner Raymond Bernard, Jr. recited the Pledge of Allegiance.

I. APPROVAL OF MINUTES

On a motion by Commissioner Frank Minvielle, seconded by Commissioner Gene Jefferies, the Commission approved the minutes of the Regular meeting held on Tuesday, January 17, 2012.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

On a motion by Commissioner Mark Dore', seconded by Commissioner Mike Resweber, the Commission approved the minutes of the Special meeting held on Friday, February 10, 2012.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

II. DISCUSS AND/OR DISTRIBUTE THE FOLLOWING:

- (a) Budget Summary For Seven (7) Months Ending January, 2012.**
- (b) Listing of Tenant Lease Billings.**
- (c) Listing of Boat Stall Lease Billings.**
- (d) Approve Payment of Bills & Checks Issued During Interim Period.**
- (e) Computer Summary of Lease Agreement Activity Sheet .**
- (f) Status of Invoices Report.**

The Executive Director presented the Budget Summary for Seven (7) months ending January, 2012. A listing of bills to be paid for the month of February 2012 was presented, and discussions were held with regards to the Budget Summary, Tenant Lease Billings, Boat Stall Lease Billings, Bills to Be Paid, Checks Issued During Interim, Lease Activity Sheet, and Status of Invoices.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Mark Dore', to approve and authorize the payment of bills for February 2012, and ratify those paid during the interim period.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

III. RATIFICATION OF RENEWAL OF CERTIFICATES OF DEPOSITS.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Mike Resweber, to approve and ratify the renewal of Certificate of Deposit Number 40000181307 which matured on January 24, 2012, with Iberia Bank for six (6) months at the rate of 0.40% and 0.40% A.P.Y.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

A motion was made by Commissioner Danny David, Sr., seconded by Commissioner Mike Resweber, to approve and ratify the renewal of Certificates of Deposit Numbers 40001342851 and 40001342878, which matured on January 31, 2012, with Iberia Bank, for Six (6) months at the rate of 0.40% and 0.40% A.P.Y.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

IV. MR. TERRY BAUGH, CFO, AND MR. STEVE HACKWORTH, SENIOR VICE-PRESIDENT, D & J CONSTRUCTION COMPANY, INC., TO ADDRESS THE COMMISSION REGARDING A LEASE AGREEMENT FOR TRACT "F-1" (15.14 ACRES) LOCATED ON THE PORT EXPANSION PROPERTY SITE (EARL B. WILSON ROAD).

(a) Authorize Board President to Execute Lease Agreement.

The Executive Director briefed the Board and indicated that he had been communicating with Mr. Steve Hackworth, Senior Vice-President, D & J Construction Company, Inc., since October of 2009. Upon Parker Drilling Offshore USA, L.L.C. decision to release Tract "F-1" (15.14 acres), the Executive Director notified D & J Construction of its possible availability. The Executive Director went on to state that D & J Construction is requesting a five (5) year primary term lease with two (2) - five year option periods.

Mr. Terry Baugh, CFO, addressed the Board and indicated that D & J Construction has been in business for 45 years, and is based in West Monroe, Louisiana. D & J Construction is currently a second generation family-owned highway construction business, which also manufactures hot mix asphalt. The current ownership has been in effect since 1986. There are currently 75 employees which operate primarily in the Northeast quadrant of the State of Louisiana; However, D & J Construction is licensed to operate in five (5) states throughout the South. D & J Construction has completed projects in Louisiana, Arkansas, and Mississippi. Currently, D & J Construction operates three (3) fixed Asphalt Plants in Louisiana (West Monroe, Harrisonburg, Alexandria). A portable Asphalt Plant is also operating near Tullelligh, Louisiana.

Mr. Baugh indicated that the company's goal is to lease Tract "F-1" and use as another potential property site to accommodate its portable Asphalt Plant. Recent research performed indicated that the Port of Iberia region would be a good area to expand in if D & J Construction were to venture outside its standard market area. When conditions are favorable, D & J Construction plans to locate its portable Asphalt Plant as well as a retail stone yard. It was noted that materials will be received by barge. It was also noted that the Asphalt Plant is governed by EPA rules and regulations. Discussion ensued.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Frank Minville, to approve and authorize the Board President to execute a Lease Agreement between D & J Construction Company, Inc., and the Port of Iberia District regarding Tract "F-1" (15.14 acres) located on the Port Expansion Property Site (Earl B. Wilson Road), contingent upon the Executive Director and Port Attorney's review and approval.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

V. REPORT FROM MR. MARK ROMERO, BROWN & BROWN OF LOUISIANA, INC., ON: POI'S ANNUAL RENEWAL (APRIL 1, 2012) OF PORT INSURANCE POLICIES (PROPERTY, BOILER & MACHINERY, PROTECTION & INDEMNITY, GENERAL LIABILITY, WORKERS' COMPENSATION, PUBLIC OFFICIALS LIABILITY & EMPLOYMENT PRACTICES LIABILITY, SURETY BOND, & FLOOD) FOR 2012-2013.

Mr. Mark Romero, CIC, Executive Vice-President, PCL of Brown & Brown of Louisiana, Inc., presented a Premium Comparison & Summary Commercial Insurance Proposal Spreadsheet (2011-2012 vs. 2012-2013) to the Board for review and discussion.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Mike Resweber, to accept Mr. Mark Romero, Executive Vice-President, Brown & Brown of Louisiana, Inc. Insurance Proposal presented for the Policy Term April 1, 2012 to April 1, 2013 regarding the POI'S annual renewal (April 1, 2012) Of Port Insurance Policies (Property, Boiler & Machinery, Protection & Indemnity, General Liability, Workers' Compensation, Public Officials Liability & Employment Practices Liability, Surety Bond, & Flood).

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

VI. UPDATE ON DAMAGED POWER & FIBER LINES REGARDING THE SECURITY CAMERA'S LOCATED AT FRANK'S CASING CREW & RENTAL TOOLS, INC.
(a) Authorize Board President to execute an Amendment to Security Easement between Frank's Casing Crew & Rental Tools, Inc. & the POI Regarding the Port's Surveillance Cameras.

The Executive Director recently met with Mr. John Palmer, Frank's Casing Crew & Rental Tools, Inc. Mr. Palmer, on behalf of Frank's Casing Crew & Rental Tools, Inc., did accept the responsibility for the repairs of the damaged power and fiber lines relative to the Port's Security Camera's located at the South Tower. However, Mr. Palmer has requested if the repairs could be made with their own in-house labor and equipment. The fiscal responsibility would also be borne by Frank's Casing Crew & Rental Tools, Inc. The Executive Director feels that it would be feasible to have Mr. Mickey Bellott, Royal Security Solutions, Inc., supervise and inspect the work being performed. The Executive Director asked the Board for approval to compensate Mr. Bellott for the supervision and inspections of the work. The Executive Director presented an Amendment to Security Easement (prepared by the Port Attorney), which also depicts an aerial photograph of the re-routing of the existing fiber lines for review. Discussion ensued.

A motion was made by Commissioner Mike Resweber, and seconded by Commissioner Frank Minvielle, to approve and authorize the Board President to execute the Amendment to Security Easement with Frank's Casing Crew & Rental Tools, Inc., relative to the repairs to the damaged power and fiber lines regarding the Port's Security Camera's (South Tower) located at Frank's Casing Crew & Rental Tools, Inc., with Frank's Casing Crew & Rental Tools, Inc. providing the in-house labor and equipment, as well as the financial costs associated with the repairs; and motion further authorizes the Executive Director to engage Mr. Mickey Bellott, Royal Security Solutions, Inc. to provide the supervision of the work and perform the necessary inspections, with the Port being responsible for the payment to Royal Security Solutions, Inc. for the supervision and inspections.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

VII. Report from Project Engineer Mr. David Bourque, PENSCO on:

- (a) Louisiana Port Construction & Development Priority Program, Port Improvements Project - State Project Number 578-23-0019 for the Construction of a 75'x240' Building, Utilities, & Site Stabilization @ Lots 77-82 (All Points Equipment Company)

{1} Overhead Crane Operation.

The Project Engineer spoke to Mr. Kyle Fremin with Gaffey Cranes (crane supplier) recently, and the manufacturer is scheduled to ship the parts necessary to retrofit the cranes on March 9, 2012. The parts should arrive on March 12, 2012, and the retrofit is scheduled to be completed on March 16, 2012.

{2} Status of Tenant Letter Regarding Site Stabilization.

The Project Engineer presented a letter dated January 16, 2012 regarding the site stabilization on this project. As previously discussed, one main area (50' wide x 300' long) between an existing building (Bldg. #2) and the canal does not possess the 12" of limestone that the project specifications called for. Three (3) test holes were dug in the area revealing limestone thicknesses of 7 ½", 6", and 7 ½". Due to contractor error in grade preparation, the maximum limestone thickness which can be installed is 9". Any additional thickness in this area would cause drainage problems adjacent to the building. The axle capacity of the site stabilization with 12" of limestone is 52.5 tons. The testing lab has determined that the reduced axle capacity for 9" of limestone is 30 tons.

A meeting was held recently with representatives of All Points Equipment regarding the reduced axle capacity of the site stabilization in this 50' by 300' area. All Points Equipment Company representatives agreed to accept the reduced axle capacity in this particular

area, and furthermore attested to the acceptance by signing the January 16, 2012 letter below PENSCO's signature line.

{3} Discuss Project Acceptance - (Punch List Items).

*****Additional Limestone to be Installed.**

*****Replacement of stained ceiling tile in office.**

*****Change Order Number 5 work being performed.**

The Project Engineer reported that the additional limestone was installed on February 13, 2012. The down spouts will be raised in the near future due to the increased height with the placement of the additional limestone. The ceiling tile has been replaced in the office area. It is anticipated that Change Order Number 6 will be presented at the March regular Board meeting, which will include adjustment of the quantities, etcetera. The Project Engineer is in the process of preparing the "As Built" Record Drawings and the Operation & Maintenance Manual in order to forward to the LA DOTD.

(b) Update on Potential Construction of a Rail Spur to Excalibar Minerals.

The Project Engineer had nothing to report on this Agenda item.

VIII. Report from Project Architect Mr. Gerald Gesser, Gesser Group, APC, On:

(a) Update on Obtaining Cost Estimates Regarding Upgrading the Port's Technology on Port Video & Power Point Presentation.

(b) Update on Research of Elevating the POI Administrative Office Building for Flood Mitigation Measures.

The Project Architect reported to the Board that he had nothing to report on the above Agenda items; However, he plans on providing the Board with proposals at their March 2012 Board meeting.

IX. Report from Mr. O'Neil Malbrough, Shaw Coastal, Inc., on:

**(a) LA DOTD Port Construction & Development Priority Program:
State Project Number 578-23-0018 Port-Site Bulkhead Relocation Phase II A-(for the AGMAC Bulkhead Relocation & Design Project (Public Property).**

{1} Update on the Advertisement for Bid - Status of LA DOTD Resolution Requesting Authority to Advertise with Contingency.

Mr. O'Neil Malbrough, Shaw Coastal, Inc., reported that a meeting has been scheduled for Wednesday, March 7, 2012 with representatives of Chart Energy & Chemicals and Dynamic Industries to discuss the Consent to Construction and Right of Entry Form regarding the work to be performed for the AGMAC Bulkhead Relocation Project.

Mr. Malbrough reported that the Executive Director and he met with officials of the LA DOTD on February 7, 2012 to discuss the advertisement for bid. It was determined that the bid opening for Phase I of Phase IIA of the project will be scheduled around Tuesday, May 15, 2012. The intention behind this concept, is that while a contractor would be

performing the work for Phase I, the second phase of funding may be committed by the LA DOTD for Phase II of the project. Thus, the Port could possibly realize a cost savings as it relates to mobilization and demobilization.

The Executive Director reported that on Wednesday, February 29, 2012, he will be attending a public hearing of the Joint Legislative Committee on Transportation, Highways, and Public Works, in which the LA DOTD will be presenting its priority list of projects for 2012-2013. The POI's second phase of Phase II-A will be presented at this public hearing.

{2} Response to Comments from the LA DOTD Regarding the Plans & Specifications.

Mr. Malbrough reported that the comments have been answered accordingly and have also been approved by the LA DOTD.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Mike Resweber, to approve and authorize payment of Invoice Number 671543-R8-00501 in the amount of \$11,726.00, to Shaw Coastal, Inc., for the period December 31, 2011 thru January 27, 2012 (100% reimb to POI by DOTD), regarding the AGMAC Bulkhead Relocation & Design Phase IIA Project, in accordance with the contract between the POI and Shaw Coastal, Inc., dated September 3, 2002 and Amendment Number 10 (Project Management) dated December 20, 2011.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

(b) Status of the AGMAC Project.

{1} LA CPRA Request for "Stand-Alone" Opinions of Probable Cost of the Environmental Component (portion of Project that is repairing the existing channels) of AGMAC, Incidental Storm Surge Protection of AGMAC, and General Navigation Features of AGMAC.

Mr. Malbrough reported that he is in the process of completing the Opinion of Probable Costs, and plans to meet with the Executive Director on Friday, March 2, 2012 to discuss. Commissioner Mike Resweber questioned Mr. Malbrough if the plans to armor the bank were still in the plans. Mr. Malbrough indicated that the bank of Freshwater Bayou will be armored with limestone and/or rip-rap; However, the Weeks Island side will not be armored. A portion of the lower section of Commercial Canal will be dredged and brought to Weeks Bay. This will be classified as an environmental restoration project. Discussion ensued and there was no action taken.

(c) Maintenance Dredging of Slip C-8:

{1} Notice to Proceed - February 6, 2012.

A copy of the Notice to Proceed, dated February 6, 2012, to Orion Construction, LP was presented for review. The pre-construction meeting was held on February 8, 2012, and the construction commenced on February 16, 2012. To date, the contractor has staked out and installed the silt fencing for the disposal site and has also commenced the clearing and grubbing in the area of the disposal site. As per the Plans & Specifications the contractor was to provide a "Disposal Plan". In addition, the contractor was responsible for designing the "Disposal Pit" and the levee. The contractor has provided the drawings to Shaw Coastal, Inc. The Executive Director questioned Mr. Malbrough if there was going to be an earthen berm next to the fabric being installed. Mr. Malbrough responded that there will be an earthen berm to prevent the rain run-off from the levee inside the fabric. It is anticipated that the dredging component of the project will take approximately three (3) weeks.

(d) Port's General Permit for Channel Maintenance and Bulkhead Construction.

{1} Discuss/Consider a Request to the LA DNR to Submit a Copy of all Permit Applications to the POI for Comment, Relative to any Work to be Performed on the AGMAC Route from the Port to the Gulf of Mexico.

Mr. Malbrough reported that the Executive Director and he met with Mr. Karl Morgan, Administrator, LA Dept. of Natural Resources, Office of Coastal Management, recently and provided information relative to Mr. Ben Leblanc, President, Leblanc Marine, L.L.C., using the Port's General Permit to perform maintenance dredging of LeBlanc Marine's slip to remove approximately 6,450 cubic yards of sediment. A letter dated February 14, 2012 from Mr. Morgan notified the Port that it has been determined that the maintenance dredging is authorized under the provisions of Coastal Use Permit P20100265 (amended). Furthermore, the placement of the spoil material is exempt and no further authorization is required. In addition, the use of the material to develop the port facilities is in compliance with the beneficial use aspect of the referenced permit. The Executive Director indicated that Mr. LeBlanc commenced the maintenance dredging on Monday, February 27, 2012.

Discussion ensued with regards to making a request to the LA DNR to submit a copy of all permit applications to the POI for comment, relative to any work to be performed on the AGMAC route from the Port to the Gulf of Mexico. Mr. Malbrough has spoken with the LA DNR regarding same. The Port of Iberia has been placed on the appropriate mailing list, as well as via email notifications.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Millie Martinez, to approve and authorize payment of Invoice Number #643328-R8-00501 in the amount of \$1,280.00, to Shaw Coastal, Inc., for the period November 26, 2011 thru December 30, 2011 (not reimb to POI by DOTD), regarding the Port's General Permit for Channel Maintenance and Bulkhead Construction, in accordance with the

contract between the POI and Shaw Coastal, Inc., dated September 3, 2002 and Amendment Number 9 (Project Management) dated December 21, 2010.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

A motion was made by Commissioner Gene Jefferies, seconded by Commissioner Millie Martinez, to approve and authorize payment of Invoice Number #671544-R8-00501 in the amount of \$1,467.00, to Shaw Coastal, Inc., for the period December 31, 2011 thru January 27, 2012 (not reimb to POI by DOTD), regarding the Port's General Permit for Channel Maintenance and Bulkhead Construction, in accordance with the contract between the POI and Shaw Coastal, Inc., dated September 3, 2002 and Amendment Number 10 (Project Management) dated December 20, 2011.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

X. Report From Executive Director On:

- (a) Discuss/Consider a Request by Mr. Ben LeBlanc, President, LeBlanc Marine, LLC., Regarding Approval for a Lease Agreement on Tract "N" (11.36 acres) Located on the Newly Acquired Property to be Developed for the POI Millennium Expansion Phase II Project.

The Executive Director presented a preliminary schematic drawing (plat), dated November 2, 2010 (by PENSCO) depicting the subdivision of the 107.5 acres to be developed for the Port Millennium Expansion Phase II Project. Mr. Ben LeBlanc, LeBlanc Marine, LLC needs to expand his business operations and would like to lease Tract "N" (11.36 acres) on the newly acquired property site.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Gene Jefferies, to authorize the Executive Director to enter into negotiations with Mr. Ben LeBlanc, President, LeBlanc Marine, LLC a Lease Agreement for Tract "N" (11.36 acres) located on the newly acquired Port property site to be developed for the Port Millennium Expansion Phase II Project, and motion further acknowledges that the proposed Lease Agreement be brought to the full Board for review and discussion at the March 2012 regular Board meeting.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

(b) Discuss/Consider the Purchase of Two (2) Additional Port Surveillance Cameras for the Port's Security Surveillance System.

The Executive Director briefed the Board regarding a few violations which have occurred recently on the Port's property, and the Port's existing surveillance camera was unable to capture due to the location of the violation. The Executive Director presented the Board with a proposal dated February 10, 2012 from Royal Security Solutions, Inc., in the amount of \$2,231.00. This amount includes the installation of two (2) additional cameras to the Port's Security Surveillance System. One camera would provide security for the Port's parking lot and road, and the other camera would provide security for the road along the Port's Marina. The Maintenance Agreement will increase by \$30.00 (\$15.00/camera) to \$345.00/month. Commissioner Frank Minvielle expressed his concern, and he feels that this is an ongoing major problem and he strongly recommends the purchase of the additional security surveillance cameras. It was the consensus of the Board to move forwards and not delay the purchase and installation.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Mark Dore', to accept and approve the proposal dated February 10, 2012 in the amount of \$2,231.00, from Royal Security Solutions, Inc. regarding the purchase of two (2) additional Port Surveillance Cameras for the Port's Security Surveillance System to be installed at the POI Administrative Office Parking Lot and Road, and also at the road alongside the Port's Marina; and motion further authorizes that the monthly Maintenance Agreement fee in the amount of \$315.00 be increased by \$30.00 (\$15.00/camera) to \$345.00 a month accordingly.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

(c) Chart Energy & Chemicals Facility & Improvements Expansion Located on Tracts B1 & B2 (19.550 acres) @ the Port of Iberia (Laydown Yard).

The Executive Director presented schematic drawings depicting the Laydown Yard at Chart Energy & Chemicals. This is another improvement which will be made as part of the \$5.2 Million Expansion Project Chart embarked on recently. The expansion to Chart's building is nearing completion and the laying of the underground utilities is in the process of being performed. The Executive Director pointed out that the Laydown Yard is very well designed, and Berard, Habetz and Associates is the designing engineer. Chart Energy & Chemicals will provide the Port with "As Built" Drawings once the project is complete.

(d) Replacement & Installation of the 7 ½ Ton Commercial Grade Puron Heat Pump Outdoor Unit for the POI Administrative Office Building.

The Executive Director reported that the 7 ½ Ton Commercial Grade Puron Heat Pump Outdoor Unit for the POI Administrative Office Building has been installed and is working properly. An invoice was presented for payment in the amount of \$4,200.00.

Commissioner Danny David, Sr., clarified his "Nay" vote from the Special Meeting held on February 10, 2012 regarding this matter. His "Nay" vote by no means reflected that he was against the Port Administrative Staff having air or heat in the Port Administrative Office. The "Nay" vote was due to the fact that he needed more information with regards to "SEER" & "ERR". Commissioner David wanted to feel confident that he was basing his decision on comparing "Apples to Apples" with the equipment which was bid on. Commissioner David researched the matter and he advised the Board that a "SEER" is a seasonal rating, and an "ERR" is a traditional rating. In addition, he indicated that an 11 "ERR" equals a 13 "SEER". **A motion was made by Commissioner Gene Jefferies, seconded by Commissioner Millie Martinez, to approve and authorize payment of Invoice Number 36334 in the amount of \$4,200.00 to Darryl Labiche A/C for the replacement and installation of the 7 ½ Ton (13 SEER) Carrier Commercial Grade Puron Heat Pump Outdoor Unit for the Port Administrative Office Building.**

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.

And the motion was therefore passed on this the 28th day of February 2012.

(e) Iberia Parish Government Bridge Replacement Project.

The Executive Director had nothing to report on this Agenda item.

(f) Report on Port Millennium Expansion Phase II Project.

{1} Status of Board President Executing the Professional Services Contract with Shaw Coastal, Inc., for Design/Project Management.

The Executive Director reported that the Board President will execute the Professional Services Contract with Shaw Coastal, Inc. for the Design/Project Management of the Port Millennium Expansion Phase II Project this meeting date.

{2} Discuss/Approve Navigation Servitude, Drainage Easement, & Right-of-Way from the Shea Family with Regards to a Barricade Placement between the end of the Road and Slip C-8.

The Executive Director indicated that negotiations are ongoing with the Shea Family regarding the Navigation Servitude, Drainage Easement, & Right-of-Way with regards to a barricade placement between the end of the Road and Slip C-8.

{3} Discuss Status of Iberia Parish Government's Drainage Easement & Right-of-Way from Sterling Sugar with Regards to the Construction of a Cul-de-Sac.

The Executive Director reported that this matter has been assigned to the District Attorney's Office for preparation of the Drainage Easement and Right-of-Way from Sterling Sugar with regards to the construction of a Cul-de-Sac.

**{4} Update on the Tax Incremental Finance District (TIF) Revenues.
***Bond Commission Meeting - January 19, 2012.**

The Executive Director presented an extract of the January 19, 2012 meeting of the State Bond Commission (Iberia Parish Council, Economic Development District No. 1) which approved the TIF revenues subject to the Bond Ordinance to be adopted by the District containing R.S. 39:1430 as the authority to issue the Bonds. The Executive Director spoke with Mr. Jason Akers, Bonding Attorney, and Mr. Akers will prepare the Cooperative Endeavor Agreement to be considered by the Iberia Parish Government and the Port of Iberia District for the transfer of the funds. The transfer of the funds is scheduled to occur sometime in March 2012.

- (g) **Update on Environmental Compliance Solutions, LLC, Operations:**
- {1} Report on Port Attorney "Demand" Letter to ECS.**
 - {2} Status of Tract "I-2": Clean Environmental Phase I; Evidence ECS Compliance w/LA DEQ Compliance Order Issued; Property Site Clean & Acceptable.**
 - {3} Board President Execution of a Cancellation of Lease Agreement between Environmental Compliance Solutions, LLC & the POI Regarding Tract "I-2" (2.0 Acres), Located @ Port Expansion Property Site.**
 - {4} Board President Execution of a Lease Agreement between the POI & Iberia Aggregates & Construction Materials L.L.C. Regarding Tract "I-2" (2.0 Acres), Located @ Port Expansion Property Site.**

The Executive Director received a verbal report from EDI Environmental Services that the Phase II analysis performed on Tract "I-2" is complete and the property site is clean. A written report regarding same will be provided to the Executive Director in the near future. In addition, the Executive Director will receive documentation regarding the evidence that ECS complied with the LA DEQ Compliance Order previously issued. The Executive Director has spoken with Mr. James Stein, Iberia Aggregates & Construction Materials, L.L.C., and the Port Attorney has spoken with Mr. George Bevan, ECS. Both of the tenants are prepared to execute the necessary documentation as referenced in item {3} and {4} reflected above. The anticipated effective date to be reflected in the documents is March 1, 2012.

(h) Update on Revised Statute 42:1170 Governmental Ethics Education & Training.

Commissioners Danny David, Sr., Mark Dore', and Millie Martinez have successfully completed the one hour training course for the 2012 Ethics Training for Public Servants. Copies of the Louisiana Board of Ethics Certificates for the three Board members was presented for review.

(i) Announcements.

*****Gulf Ports Association of the Americas (GPAA) Spring Meeting April 25-27, Port of Brownsville, Texas.**

*****Discuss/Consider Rescheduling the March 20, 2012 Regular Board Meeting Date due to AAPA Legislative Seminar - Washington, D.C.**

The March 2012 Regular Board Meeting is currently scheduled for March 20, 2012, which coincides with the AAPA Legislative Seminar being held in Washington, D.C. It is the 100th year celebration, and the Executive Director has been asked to attend. The Executive Director made a request to the Board that the meeting be delayed by one week and rescheduled for Tuesday, March 27, 2012.

A motion was made by Commissioner Millie Martinez, seconded by Commissioner Frank Minvielle, to reschedule the Port of Iberia District Board of Commissioners regular monthly Board meeting from Tuesday, March 20, 2012 to Tuesday, March 27, 2012 due to the Executive Director attending the AAPA Legislative Seminar 100th year celebration being held in Washington, D.C.

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

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mark Dore', Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: None.


And the motion was therefore passed on this the 28th day of February 2012.

XI. ADJOURNMENT

On a motion made by Commissioner Mike Resweber, and unanimously seconded by the full Board, the meeting was adjourned at 6:45 p.m.



SECRETARY-TREASURER



PRESIDENT