

**PORT OF IBERIA DISTRICT
BOARD OF COMMISSIONERS
REGULAR MEETING - TUESDAY, JANUARY 17, 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, January 17, 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 and Holly Breaux, Secretary/Bookkeeper.

Thus, with a quorum being acknowledged, Commissioner Danny J. David, Sr. recited the opening prayer and Commissioner Raymond Bernard, Jr. recited the Pledge of Allegiance.

I. APPROVAL OF MINUTES

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

II. PRESENTATION OF APPRECIATION PLAQUE TO 2011 BOARD PRESIDENT - COMMISSIONER DANNY J. DAVID, SR.

Commissioner Raymond Bernard, Jr., newly elected Board President for the year 2012, recognized and presented on behalf of the Board, an appreciation plaque to Commissioner Danny J. David, Sr., 2011 Board President.

III. DISCUSS/CONSIDER AUTHORIZING THE EXECUTIVE DIRECTOR TO NEGOTIATE A LEASE AGREEMENT WITH D & J CONSTRUCTION REGARDING TRACT F-1 (15.14 ACRES LOCATED ON EARL B. WILSON ROAD). THE LEASE AGREEMENT WILL HAVE A FIVE YEAR PRIMARY TERM AND TWO FIVE YEAR OPTIONS.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Danny J. David, Sr., to expand the Port of Iberia District Board of Commissioners Regular Meeting Agenda of Tuesday, January 17, 2012, to discuss/consider authorizing the Executive Director to negotiate a Lease Agreement with D & J Construction regarding Tract F-1 (15.14 acres located on Earl B. Wilson Road).

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 17th day of January 2012.

The Executive Director presented an email dated January 16, 2012 from Mr. Steve Hackworth, Senior Vice-President, D & J Construction, requesting to enter into a lease agreement with the Port of Iberia District on the property described as Tract "F-1" (15.14 acres located on Earl B. Wilson Rd.). D & J Construction is in the asphalt road construction business. D & J Construction would like a five (5) year primary term lease with two (2) five (5) year option renewal periods. The Executive Director indicated that it would be beneficial to the Port to lease Tracts "F-1" and "F-2" separately as more revenue will be realized. Discussion ensued.

A motion was made by Commissioner Mike Resweber, seconded by Commissioner Frank Minvielle, to authorize the Executive Director to negotiate a Lease Agreement between D & J Construction Company and the Port of Iberia District, regarding Tract F-1 (15.14 acres located on Earl B. Wilson Road), and bring back to the full Board for further 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 17th day of January 2012.

IV. DISCUSS AND/OR DISTRIBUTE THE FOLLOWING:

- (a) Budget Summary For Six (6) Months Ending December, 2011.**
- (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 Six (6) months ending December, 2011. A listing of bills to be paid for the month of January 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 Danny J. David, Sr., to approve and authorize the payment of bills for January 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 17th day of January 2012.

V. RATIFICATION OF RENEWAL OF CERTIFICATES OF DEPOSITS.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Mike Resweber, to approve and ratify the renewal of Certificates of Deposit Numbers 40000181021, 40000181056, 40000181072, and 40000181080, which matured on January 6, 2012, with Iberia Bank, for Six (6) 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: 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 17th day of January 2012.

VI. DISCUSS DAMAGED POWER & FIBER LINES REGARDING THE SECURITY CAMERA'S LOCATED AT FRANK'S CASING CREW & RENTAL TOOLS, INC.

The Executive Director provided the Board with a summary of the damage found by Royal Security Solutions, Inc. during a routine monthly inspection of the Port of Iberia Surveillance Camera System in November 2011. He explained that the fiber and power lines connected to the Port's south tower camera located at Frank's Casing Crew & Rental Tools, Inc. were found severely damaged. As a result, the camera is inoperable. Upon the Executive Director and Mr. Mickey Bellott, Royal Security Solutions, Inc., meeting with Mr. John Palmer, Port Facility Manager at Frank's Casing Crew & Rental Tools, Inc., it was resolved that the cause of the damage was the result of interference by either a contractor or an employee of Frank's Casing Crew & Rental Tools, Inc. when digging a new slip on the property to accommodate a rescue safety vessel.

The Executive Director further explained that after review of the Servitude Agreement between Frank's Casing Crew & Rental Tools, Inc. and the Port of Iberia, the Port Attorney

has determined that the responsibility for the repair of damages to these lines is that of Frank's Casing Crew & Rental Tools, Inc. considering that the cables were in the proper location and depth. It is noted that the Easement calls for an 18" depth and the lines were at a minimum of 18" in that area.

Mr. Mickey Bellott, Royal Security Solutions, Inc., was also in attendance, available to answer technical questions regarding the matter. Mr. Bellott presented to the Board a proposal dated January 6, 2012 for the cost of repairing these damaged lines, in the amount of \$5,850.00. Lengthy discussion ensued.

A motion was made by Commissioner Frank Minvielle, and seconded by Commissioner Mark Dore', to authorize the Executive Director to negotiate with Frank's Casing Crew & Rental Tools, Inc., an amicable solution for 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., and motion further authorizes that the Executive Director bring back his findings to the full Board for further review and discussion.

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 17th day of January 2012.

VII. Report from Project Engineer Mr. David Bourque, PENSICO 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.**

Mr. David Bourque, Project Engineer, reported that he has received information from both the contractor and the crane manufacturer regarding the modifications required to alter the two 20-ton cranes at All Points Equipment Company. Mr. Bourque indicated that in order for the cranes to accommodate the tenant's operational needs for product assembly, the cable drums of the hoists will be rotated 90 degrees from their current orientation. This will allow a greater tolerance for out of vertical cable operation. The repair work will take anywhere from six to eight weeks, considering that the cranes will have to be removed, shipped to Texas for repair and then shipped back for installation and inspection.

Mr. Bourque stated that he, along with the Executive Director, met with LA DOTD on January 12, 2012 to discuss the item with them in the form of a change order and received their approval and agreement to participate. According to Mr. Bourque, the contractor has already ordered the equipment and once approved by the Board, will begin the repair work on the cranes. Once the cranes are installed, a few issues remain such as laying

limestone down in areas and replacing a stained ceiling tile in one of the building's offices. Board President Raymond Bernard, Jr. questioned Mr. Bourque about the effect of the repair work time on the tenant. Mr. Bourque commented that the tenant is not able to use the building until the cranes are repaired and installed. Discussion ensued.

{2} Status of Tenant Letter Regarding Site Stabilization.

The Project Engineer reported at the Regular Meeting on December 20, 2011 that one main area (50' wide x approximately 200' long) between an existing building and the canal does not possess the 12" of limestone that the project specifications called for. At this meeting, the Port Attorney suggested that the Port request a letter from the tenant stipulating that the 9" of limestone in this particular area is acceptable.

As per the Port Attorney's suggestion, Mr. Bourque stated that Pensco has since proposed a letter, which will be signed by the tenant, stating that the tenant accepts the reduced capacity in this particular area of concern.

{3} Discuss/Approve Change Order Number 5.

Mr. David Bourque, Project Engineer, presented Change Order Number 5 to retrofit the two 20-ton cranes to accommodate the tenant's operational needs at a cost of \$29,400.00. This sum includes the labor and materials needed to remove two 20-ton Detroit hoists to be shipped back to the factory for retrofitting and then reinstalled and inspected.

A motion was made by Commissioner Gene Jefferies Jr., seconded by Commissioner Mark Dore', to approve and authorize the Board President to execute Change Order Number Five regarding State Project Number 578-23-0019 for the Construction of a 75' x 240' Building, Utilities, & Site Stabilization @ Lots 77-82 (All Points Equipment Company), in which said Change Order is at the request of the tenant and the POI to retrofit the two (2) 20-Ton Cranes to accommodate All Points Equipment Company operational needs for product assembly, and motion further acknowledges that the cable drums of the hoists will be rotated 90 degrees to their current orientation allowing a greater tolerance for out of vertical cable operation; and motion further approves that the amount of the Project cost overrun for the addition is \$29,400.00; with the revised contract amount at \$2,326,748.63 all contingent upon the review and approval of the LA DOTD.

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 17th day of January 2012.

{4} Discuss Project Acceptance.

The Project Engineer reported that we cannot proceed with Project Acceptance until the cranes are in place and operating properly. He also indicated that there will likely be one

more change order to adjust the quantities and release the retainage (5%).

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

Mr. Scott Richard, Facility Manager, addressed the Board with the status of the potential construction of a rail spur to Excalibar Minerals. He reported that the company's corporate office is currently evaluating if such a project is economically feasible for this location, based on volume and area rail rates. Mr. Richard noted that the port facility is limited, at this time, to strictly truck and barge activity along the Gulf Coast. The construction of a rail spur, he explained, would allow Excalibar Minerals access to inland rig activity throughout the entire United States.

President Raymond Bernard, Jr. informed Mr. Richard of an upcoming meeting of the Iberia Parish Council on February 1, 2012. At this meeting, he and Commissioners Millie Martinez and Danny J. David, Sr. will present to the Council a list of upcoming port projects for 2012, thus mentioning the construction of this rail spur as a potential economic development project. Bernard asked Mr. Richard for information on the estimated impact of this project, such as the increase in percentage of business, the amount of added tonnage and the number of new hires expected. Mr. Richard will submit this information to the Executive Director prior to the Parish Council meeting.

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.

The Project Architect reported that he met with the Executive Director on the requirements needed regarding the technology upgrade for the Port of Iberia Administrative Office. He stated upon the Executive Director's approval, he anticipates releasing the Requests for Proposals in two weeks.

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

Mr. Gesser stated that he plans to soon present a spreadsheet to the Board, showing alternate methods and estimates in cost of elevating the office.

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

Mr. Malbrough announced to the Board that two comments were received today from the LA DOTD regarding State Project Number 578-23-0018. According to these comments,

Mr. Malbrough stated that once minor revisions are made to two line items, the documents will be in compliance with the Port Priority Program and we will therefore be ready to advertise for bid.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Millie Martinez, to approve and authorize payment of Invoice Number 643327-R8-00501 in the amount of \$25,270.00, to Shaw Coastal, Inc., for the period November 26, 2011 thru December 30, 2011 (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 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 17th day of January 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 Shaw Coastal, Inc. is currently preparing the cost estimate as per the request of Mr. Garret Graves, LA CPRA.

(c) Maintenance Dredging of Slip C-8:

- {1} Notice of Award & Status of Contract Documents.**

Mr. Malbrough presented a letter dated January 10, 2012 which notified Orion Construction, LP of the Notice of Award regarding the Slip C-8 Maintenance Dredging Project at the Port of Iberia. Upon receipt of the signed contract from Orion Construction, LP, the Port of Iberia will execute said contract and Shaw Coastal, Inc. will issue the Notice to Proceed on this project.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Gene Jefferies, to approve and authorize payment of Invoice Number 1175844-R8-00511 in the amount of \$432.00 (for Additional Services - Surveying), to Shaw Environmental, Inc., for the period November 23, 2011 thru December 30, 2011, regarding the Maintenance Dredging of Slip C-8 Project located at the POI, in accordance with the contract between the POI and Shaw Environmental & Infrastructure dated April 19, 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 17th day of January 2012.

X. Report From Executive Director On:

- (a) Authorize Board President to Execute a new Agricultural Lease (existing Lease Agr. expires 01/31/12) between W. C. Lanie & Sons, Inc. & the Port of Iberia District Regarding 50 acre tract @ the POI.**

The Executive Director reported that the existing Agricultural Lease Agreement between W.C. Lanie & Sons, Inc. and the Port of Iberia District, regarding the 50 acre tract located at the Port of Iberia, will expire on January 31, 2012. The Executive Director has negotiated with the tenant a five (5) year Lease at \$130.00/acre per year.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Frank Minvielle, to approve and authorize the Board President to execute a new Agricultural Lease Agreement (existing Lease expires 1/31/12) between W. C. Lanie & Sons, Inc. and the Port of Iberia District regarding the 50 acre tract located at the Port of Iberia.

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 17th day of January 2012.

- (b) Discuss/Consider Parker Drilling Offshore USA, LLC Request to POI for 1st Amendment of Lease Agreement Releasing Tract F-1 (15.14 acres) and Portion (½) of Existing Slip and Continue to Lease Tract F-2 (10 acres) with Exclusive use of Channel P2-D.**

The Executive Director reported that the primary term of the existing Lease Agreement between Parker Drilling Offshore USA, LLC and the Port of Iberia District ends on January 31, 2012 on Tracts "F-1" and "F-2". The tenant currently has four (4) five (5) year renewal options available commencing on February 1, 2012. An email dated January 3, 2012 from Mr. Toby Begnaud, Parker Drilling Offshore USA, LLC, was presented for review. According to this email, the tenant is requesting an Amendment to its current Lease Agreement which will release Tract "F-1" (15.14 acres) and Portion (½) of Existing Slip. However, the tenant wishes to continue to lease Tract "F-2" (10 acres) with exclusive use of Channel P2-D at \$28,500.00/year.

A motion was made by Commissioner Millie Martinez, seconded by Commissioner Mike Resweber, to approve and authorize the Board President to execute a First Amendment of Lease Agreement between Parker Drilling Offshore USA, and the Port of Iberia District, regarding the tenant releasing Tract "F-1" (15.14 acres) and Portion (½) of Existing Slip and with the tenant continuing to Lease Tract "F-2" (10 acres) with Exclusive use of Channel P2-D.

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 17th day of January 2012.

(c) **Iberia Parish Government Bridge Replacement Project.**

The Executive Director stated that there is nothing to report on this agenda item.

(d) **Report on Port Millennium Expansion Phase II Project.**

{1} Status of Executive Director Negotiating a Professional Services Contract with Shaw Coastal, Inc., for Design/Project Management.

The Executive Director reported that he, along with the Port Attorney, is currently reviewing a draft of a Professional Services Contract with Shaw Coastal, Inc. for Design/Project Management. The Executive Director asked that the Board grant authorization to the Board President to execute this contract contingent upon legal review from the Port Attorney as well as review and approval by the Executive Director.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Mark Dore', to approve and authorize the Board President to execute the Professional Services Contract between Shaw Coastal, Inc. and the Port of Iberia District, for the design/project management of the Port Millennium Expansion Phase II Project; all contingent upon the legal review and approval of the Port Attorney and the Executive Director.

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 17th day of January 2012.

{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 reported that he continues to negotiate with members of the Shea Family for an additional navigational servitude, drainage easement and right-of-way.

{3} Discuss/Approve Drainage Easement & Right-of-Way from Sterling Sugar with Regards to the Construction of a Cul-de-Sac.

The Executive Director stated that the Port Attorney has communicated with Mr. Eric Duplantis, D.A. Office, regarding the Right-of-Way, considering that it is a Parish Right-of-Way. Mr. Duplantis has confirmed that his office will prepare this Agreement.

{4} Update on the Tax Incremental Finance District (TIF) Revenues.

The Executive Director reported that the Economic Development District No. 1 will meet on January 18, 2012 and will consider an ordinance placing the \$10M Bond Issue on the agenda at the State Bond Commission Meeting, scheduled for January 19, 2012. This agenda item will issue \$10M in bonds to the Iberia Parish Council, Economic Development District No. 1 for certain economic development projects, dedicating 25% within the area of the Port of Iberia and 25% within the area of the Port's Millennium Project (or to other economic development projects within the District if the Port does not commence construction on said Millennium Project on or before December 31, 2012).

(e) Update on Environmental Compliance Solutions, LLC, Operations:

- {1} Status of Tract "I-2": Clean Environmental Phase I; Evidence ECS Compliance w/LA DEQ Compliance Order Issued; Property Site Clean & Acceptable.**
- {2} 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.**
- {3} 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 reported that the Port Attorney has made several attempts to contact Mr. George Bevan, ECS, and has been unable to communicate with him and therefore does not have a report for this meeting. Lengthy discussion ensued. The Board President suggested that the Port Attorney present Mr. Bevan with a formal "demand" letter to ensure compliance from the tenant.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Frank Minvielle, to authorize the Port Attorney to prepare and forward a "Demand" Letter to Mr. George Bevan, Environmental Compliance Solutions, LLC regarding Tract "I-2" (2.0 acres) located at the Port Expansion Property Site.

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 17th day of January 2012.

(f) Discuss/Consider CLECO Right-of-Way (Underground Servitude Agreement) - Chart Energy & Chemicals, Inc.

As a result of the \$4M improvements being made to the Port of Iberia's property by Chart Energy & Chemicals, Inc., additional power was required. The Right-of-Way Agreement will allow Cleco Power, LLC to run additional power underground to an existing building in

an effort to accommodate welding stations, etcetera. The Executive Director reported that he has been on site to observe the location. He has met with an engineer to ensure proper depth requirements and asked that the Board authorize the Board President to execute this Right-of-Way Agreement. He stated that the Port Attorney has also reviewed and accepted this agreement.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Frank Minvielle, to approve and authorize the Board President to execute the CLECO Power LLC Underground Servitude Agreement regarding Chart Energy & Chemicals, Inc., and motion further acknowledges that the Port Attorney has reviewed and approved the Underground Servitude Agreement as presented.

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 17th day of January 2012.

- (g) Discuss/Consider Authorization for Board President to Execute a Second Amendment to Surface Lease between the Port of Iberia District and The Bayou Companies, L.L.C. Regarding Tract 1B (3.956 acres) at the Port of Iberia.**

The Port Attorney has reviewed the Second Amendment to Surface Lease between the POI District and The Bayou Companies, L.L.C. regarding Tract 1B (3.956 acres) at the Port of Iberia and has approved the Agreement.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Mike Resweber, to approve and authorize the Board President to execute a Second Amendment to Surface Lease between the Port of Iberia District and The Bayou Companies, L.L.C. regarding Tract 1B (3.956 acres) at the Port of Iberia.

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 17th day of January 2012.

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

The Executive Director reported that Commissioner Gene Jefferies has completed the Training Course and received a certificate from the Louisiana Board of Ethics, now joining the Port Attorney and Commissioner Raymond Bernard, Jr.

- (i) Announcements.**

*****Commission Financial Disclosure.**

The Board was provided a blank "Newly Revised" Personal Financial Disclosure Statement Form "Tier 2.1", along with a copy of Act 472 from the 2008 Regular Session, which relates to the form. The completed form is due from each Board member by May 15, 2012.

***Discuss/Consider Rescheduling the February 21, 2012 Regular Board Meeting Date due to the Mardi Gras Holiday.

The February 2012 Regular Board Meeting is currently scheduled for February 21, 2012, which falls on the Mardi Gras Holiday. The Executive Director suggested to the Board that the meeting be delayed by one week and rescheduled for February 28, 2012.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Gene Jefferies, to reschedule the Port of Iberia District Board of Commissioners regular monthly Board meeting from Tuesday, February 21, 2012 to Tuesday, February 28, 2012 due to the observance of the Mardi Gras Holiday.

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 17th day of January 2012.

***Ports Association of Louisiana 29th Annual Conference
March 7-9, 2012 - Lake Charles, Louisiana.

XI. ADJOURNMENT

On a motion made by Commissioner Frank Minvielle, and unanimously seconded, the meeting was adjourned at 6:30 p.m.


SECRETARY-TREASURER


PRESIDENT