

**PORT OF IBERIA DISTRICT
BOARD OF COMMISSIONERS
REGULAR MEETING - TUESDAY, JULY 21, 2015
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 Danny J. David, Sr., Board President, at the Port of Iberia Administrative Office, on Tuesday, July 21, 2015, at 5:30 P.M.

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

Commissioner Mark Dore' was absent.

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 Elbridge "Smitty" Smith III recited the opening prayer and the Pledge of Allegiance.

I. APPROVAL OF MINUTES – REGULAR MEETING JUNE 23, 2015.

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, June 23, 2015.

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

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

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

II. DISCUSS AND/OR DISTRIBUTE THE FOLLOWING:

- (a) Budget Summary for Twelve (12) Months Ending June 2015.
- (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.

A motion was made by Commissioner Larry G. Rader, seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of bills for June 2015, and ratify those paid during the interim period.

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

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

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

III. MR. NICHOLAS LaROCCA, JR., TO ADDRESS THE BOARD REGARDING THE ANNOUNCEMENT OF HIS CANDIDACY FOR DISTRICT JUDGE 16TH JUDICIAL DISTRICT, DIVISION D.

Mr. Nicholas LaRocca, Jr., addressed the Board and announced his candidacy for District Judge 16th Judicial District, Division D, which consists of St. Mary, St. Martin, and Iberia Parishes. The vacancy of this seat was created due to the death of Judge James McClelland. Mr. LaRocca is one of three candidates seeking to fill the vacant seat. Mr. LaRocca provided the Board with a recap of his background and experiences which he feels he is the best qualified and most experienced to be elected as the next Judge for the 16th Judicial District Division "D".

IV. MR. GERALD GESSER, GESSER GROUP, APC TO ADDRESS THE BOARD REGARDING THE POI ADMINISTRATIVE OFFICE BUILDING MAINTENANCE REPAIRS ANALYSIS.

{1} Update on Request for Proposals.

{2} Discuss/Approve Gesser Group APC Invoice.

Mr. Gerald Gesser, Gesser Group, APC presented a copy of the Request for Proposals for the POI Administrative Office Building Maintenance Repairs Project. The sealed proposals will be received on Monday, August 3, 2015 at Two (2:00) O'Clock P.M. at the POI Administrative Office. Mr. Gesser indicated that to date, three (3) local General Contractors have requested "RFP" documents.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of Invoice for Architectural Services Number 1 in the amount of \$3,000.00 to Gesser Group, APC regarding the Port of Iberia Administrative Office Building Maintenance Repairs Project, in accordance with the Agreement Between Owner & Architect dated July 1, 2015.

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

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

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

V. 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} Advertisement for Bids.

{2} Pre-Bid Meeting Thursday, August 6, 2015.

{3} Bid Opening Thursday, August 13, 2015.

Mr. Marc Berard, BH&A, presented a copy of the Advertisement for Bids for the POI Timber Bulkhead Extension Project for review (publication dates: July 17th, July 26th, and August 5th, 2015. It is also noted that the Advertisement is posted electronically on centralbidding.com. Sealed bids will be received on Thursday, August 13, 2015 at Ten(10:00) O'Clock a.m. at the POI Administrative Office. A Pre-Bid conference will be held on Thursday, August 6, 2015 at Ten(10:00) O'Clock a.m. also at the POI Administrative Office.

- (b) Update on Port Project Consisting Primarily of Drainage Improvements and Roadside Cleanup Along Major Roadways Within the Port.**

{1} Update on Drainage Improvements along Lewis Street.

{2} Discuss/Approve BH&A Invoices – Lewis Street Drainage Imp.

{3} Status of Executive Director and Port Attorney Negotiations & Drafting of Cooperative Endeavor Agreement for Joint Venture b/t the POI District and the Iberia Parish Government for Drainage Improvements Primarily to Curtis Lane and a Portion of Port Road.

Mr. Berard reported that the drainage improvements along Lewis Street have been completed with the exception of two (2) culverts which need to be adjusted. The Iberia Parish Public Works Department's excavator is in the process of being repaired. The culvert work will continue once the repairs are made to the excavator.

A motion was made by Commissioner Gene L. Jefferies, seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize payment of Invoice Number 215297 in the amount of \$1,998.50, to Berard, Habetz & Associates, Inc., for the period May 18, 2015 through June 14, 2015 for professional services rendered for engineering services to manage, coordinate and provide construction observation and surveying for the drainage improvements along Lewis Street, all 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: Danny J. David, Sr., Larry G. Rader, Gene L. Jefferies, Roy A. Pontiff,
Elbridge "Smitty" Smith, III, and Simieon D. Theodile.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Gene L. Jefferies, to approve and authorize payment of Invoice Number 215331 in the amount of \$1,799.00, to Berard, Habetz & Associates, Inc., for the period June 15, 2015 through June 22, 2015 for professional services rendered for engineering services to manage, coordinate and provide construction observation and surveying for the drainage improvements along Lewis Street, all 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: Danny J. David, Sr., Larry G. Rader, Gene L. Jefferies, Roy A. Pontiff,
Elbridge "Smitty" Smith, III, and Simieon D. Theodile.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

(c) Update on (the following relates to Agenda item (b) above):

{1} Executive Director Making a Request to the Iberia Parish Council Regarding a Port TIF Priority Project to Include 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.

***Status of Intergovernmental Agreement (IPC Legal Dept. Preparing).

A copy of Iberia Parish Council Resolution Number 2015-177 adopted on Wednesday, June 10, 2015 was presented for review. The Resolution requests an Amendment to the 2015 Economic Development District No. 1 Fund Budget to rededicate bond proceeds for drainage/infrastructure improvements at the Port of Iberia and further authorizes the Iberia Parish President and the Iberia Parish Council Chairman to execute the Intergovernmental Agreement for said project.

The Executive Director met with Mr. Andrew Shealy with the Iberia Parish District Attorney's Office and he is also the Iberia Parish Council's Legal Advisor. Mr. Shealy is in the process of preparing the Intergovernmental Agreement.

{2} Discuss/Consider a Standard Form of Agreement Between Owner and Engineer for Professional Services Regarding Construction Improvements to The Bayou Companies Facility at The Port of Iberia (Under Port Attorney Review).

The Administrative Assistant presented an extract from the minutes of the January 20, 2015 Regular Monthly Board Meeting. At said meeting, it was the consensus of the Board to not enter into a Standard Form of Agreement between Owner and Engineer for Professional Services regarding construction improvements to The Bayou Companies Facility at the Port of Iberia at that time. A motion was passed at that meeting which included language that if the Port were successful in being approved for TIF Funding, that the Board would then discuss entering into a Professional Services Agreement with BH&A regarding same. The Port Attorney has reviewed and approved the Contract.

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize the Board President to execute a Standard Form of Agreement Between Owner and Engineer for Professional Services regarding construction improvements to The Bayou Companies facility at the Port of Iberia; and motion further stipulates that the funding for the project and engineering services will be provided by the Iberia Parish Economic Development District No. 1 (TIF District).

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

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

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

- (d) **Update on Berard, Habetz, & Associates, Inc. obtaining Cost Estimates for Infrastructure Improvements Regarding Tract "F-1" (15.14 acres) on the Port Expansion Phase I Property Site, with Improvements to be Determined by the Tenant Chart Energy & Chemicals, Inc.**

{1} Abandonment of Michael Lopresto Road Located at the Port of Iberia and Executive Director Making a Request to the Iberia Parish Government & Iberia Parish Council to Abandon Same Road.

Mr. Berard reported that the Iberia Parish Planning & Zoning voted to present the request for the abandonment of Michael Lopresto Road to the Iberia Parish Council for further review and approval.

(e) All Points Equipment Status of Light Pole Installation and Feeder.

{1} Discuss/Approve BH&A Invoice.

Mr. Berard reported that the light pole has been installed and the lighting equipment has been delivered. In addition, the manufacture will supply LED Lights at no additional cost to the POI.

A motion was made by Commissioner Gene L. Jefferies, seconded by Commissioner Larry G. Rader, to approve and authorize payment of invoice Number 215328 in the amount of \$200.00, to Berard, Habetz and Associates, Inc., for the period from June 22, 2015 through June 28, 2015 for professional services rendered regarding the light pole installation and feeder located at the POI Public Dock (All Points Equipment) area; 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: Danny J. David, Sr., Larry G. Rader, Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, and Simieon D. Theodile.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

(f) LA DOTD Port Construction & Development Priority Program Regarding Approval to use Previously Committed Funds Remaining from State Project Number 578-23-0019 (approximately \$170,464.00) for the Construction of a Stabilized Laydown Yard on Tract "L" of the Millennium Expansion Phase II Property Site.

{1} Executive Director Negotiations for a Lease Amendment to Ram Design, LLC Lease Agreement Regarding Site Stabilization on Tract "L" of the Millennium Expansion Phase II Property Site.

{2} BH&A Request for Proposals Regarding Site Stabilization (Tract "L") Project.

{3} Discuss/Approve BH&A Invoice.

The Executive Director reported that Ram Design is currently operating at a different location; however, negotiations are ongoing as to whether Ram Design will remain at that location or stabilize Tract "L" on the Millennium Expansion Phase II Property Site. Mr. Marc Berard indicated that the Request for Proposals regarding the Site Stabilization Project have been prepared in the event Ram Design wants to proceed with the project on Tract "L".

Commissioner Roy Pontiff asked the Executive Director for an update as it relates to Dynamic Industries expressing an interest in a "First Right of Refusal" on Tract "K" or Tract "L" located on the POI Millennium Expansion Phase II Property Site.

The Executive Director indicated that Dynamic Industries has only inquired about the availability of the property. Dynamic has been awarded two (2) of the projects they were pursuing; however, they are waiting to hear if they will be awarded the Magnolia LNG Project before determining if additional property will be necessary.

A motion was made by Commissioner Larry G. Rader, seconded by Commissioner Roy A. Pontiff, to approve and authorize payment of Invoice Number 215330 in the amount of \$272.50, to Berard, Habetz & Associates, Inc., for the period May 18, 2015 through June 7, 2015 for professional services rendered regarding providing the "Revised" Request for Proposal (RFP) and coordination with the LA DOTD for facility improvements to RAM Design located on Tract "L" of the POI Millennium Expansion Phase II Property Site.

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

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

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

VI. REPORT FROM MR. O'NEIL MALBROUGH & MR. DUSTIN MALBROUGH, CB&I, ON:

**(a) LA DOTD Port Construction & Development Priority Program:
Phase I of State Project Number 578-23-0018/H.009021(321) Port-Site Bulkhead Relocation Phase II A-(for the AGMAC Bulkhead Relocation & Design Project (Public Property).**

{1} Status of Dynamic Site Bulkheads 3, 4, and 4A and Chart Energy & Chemical Bulkhead 2.

◆ Status of Final Acceptance of Project Contingent Upon the Receipt of the Necessary Approvals.

Mr. O'Neil Malbrough, CB&I reported that the LA DOTD performed their final inspection as scheduled (5/20/15) and did not have any objections to final acceptance of the project. CB&I's final acceptance is pending the approval of Change Order Number 8 and the Contractor Request for Payment Number 20.

{2} Status of Contractor Request For Payment #20 (Final Payment - Retainage):

Mr. Malbrough provided a "recap" indicating that Coastal Bridge's attorneys are in negotiations with the Port Attorney over the assessment of liquidated damages in the amount of \$183,750.00. CB&I recommends approval of Contractor Request for Payment #20 (Change Order #8) in the amount of \$58,965.93, which includes the remaining retainage available for payment to the Contractor less the assessment of liquidated damages.

The Port Attorney indicated that the approval of Request for Payment Number 20 was contingent upon the language being acceptable with the full reservation of rights. The Port Attorney reiterated that the Change Order Number 8 as it was originally proposed required that the contractor sign off that they released all claims. This was not acceptable to Coastal Bridge and they wanted to reserve all claims. The Port Attorney explained that what has been negotiated is the payment of the full amount due to the contractor with a full reservation on behalf of both parties (POI & Coastal Bridge) to make additional claims. In other words, the Port of Iberia would not release its rights to claim delay damages and the contractor would not release their rights to additional claims for damages. Lengthy discussion ensued.

A motion was made by Commissioner Larry G. Rader, seconded by Commissioner Simieon d. Theodile, to approve and authorize full payment of the Balance due under the existing contract regarding LA DOTD Port Construction & Development Priority Program: Phase I of State Project Number 578-23-0018/H.009021(321) Port-Site Bulkhead Relocation Phase II A-(for the AGMAC Bulkhead Relocation & Design Project (Public Property) (Bulkheads 2 thru 4A), to Coastal Bridge, LLC regarding Request for Payment Number 20 (Retainage), contingent upon the approval of the final language by the Port Attorney.

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

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

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

{3} Status of Work being Performed by Coastal Bridge Company, LLC and the POI District Regarding Additional Work at Bulkhead Number 2, in Excess of the Original Scope of Services in the Amount of \$22,977.48, and Notice to Proceed Granted to Contractor July 20, 2015.

A copy of the Notice to Proceed that was issued to Coastal Bridge, LLC to commence the additional work at Bulhead 2 (Chart Energy & Chemicals) on July 20, 2015 with the completion of the work being July 31, 2015 was presented for review. The contractor has commenced the additional work and the contractor plans on meeting the July 31, 2015 completion date.

In addition, a copy of the Letter Agreement between Owner and Contractor regarding the additional work dated June 3, 2015 was also presented. It is noted that the Scope of Work outlines the requested extra work in excess of the original scope of services of the Port Improvements Port Site Bulkhead Relocations Phase II-A, Bulkheads 2-4A Project executed on February 6, 2013. The additional work to be provided on Bulkhead #2 includes: {1} grinding off all rust; {2} chipping of coal tar epoxy on the fabricated cap

plates and two (2) mooring bits; {3} refinishing the cap plate with approved coal tar epoxy; and {4} welding approximately fifty (50) 2-inch plates to cover holes that resulted from the removal of the old timber fenders.

**(b) 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} Status of Construction on Bulkhead 12A:
Presentation on Discovery of Existing Sheet Pile Wall and
Geophysical Locating Services Performed by QRI.**

{2} Discuss/Approve CB&I Invoice.

Mr. O'Neil Malbrough provided a "recap" of the project indicating that construction was initiated on June 8, 2015. The contractor has mobilized, removed the existing timber fenders, and started cutting holes in the existing bulkhead. As an "update", Mr. Malbrough stated that the contractor has finished cutting holes in the existing sheet pile wall and is currently constructing the template to drive helical anchors. While cutting holes, the contractor discovered an existing sheet pile wall running perpendicular to the existing bulkhead while cutting holes for helical anchor installations.

Mr. Malbrough then presented a Power Point Presentation depicting the location of the existing sheet pile wall at Bulkhead 12A (Commercial Canal – POI Public Dock). The affected area is at proposed anchors 197 and 198, and the extent and purpose of the sheet pile wall was unknown. A Geophysical Survey was performed by Quaternary Resource Investigations, LLC (QRI). QRI utilized a combination of non-destructive methods to locate the existing sheet pile to the best of their ability without disturbing the existing concrete slab. The two methods used included Electromagnetic Induction and Ground Penetrating Radar. Electromagnetic Induction was inconclusive due to the amount of steel in the surrounding area; however, using the Ground Penetrating Radar, QRI was able to locate the sheets 3.5 feet beneath the surface of the concrete slab for a distance of approximately 9.5 feet from the face of the existing bulkhead. The costs for QRI to perform the stated work did not exceed \$3,000.00.

CB&I has requested an estimate for removal from the contractor. In addition, CB&I is currently developing alternatives in lieu of removal. Lengthy discussion ensued.

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith III, to approve and authorize payment of Invoice Number 2197755-R8-00541 in the amount of \$28,073.17, to CB&I Coastal, Inc., (f/k/a Shaw Coastal Inc.), for the period June 1, 2015 through June 30, 2015 (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: Danny J. David, Sr., Larry G. Rader, Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, and Simieon D. Theodile.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

- (c) **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} LA DOTD Correspondence dated July 7, 2015.

A letter dated July 7, 2015 from the LA DOTD regarding State Project Number 578-23-0018/H.009021 Port Improvements Port-Site Bulkhead Relocations Phase II-A (Revised) was presented for review. The letter stipulates that the 2015 Regular Session of the Louisiana Legislature has provided funding for the Port Construction & Development Priority Program to be distributed accordingly to the prioritized list of projects adopted by the Joint Committee on Transportation, Highways and Public Works. The State's funding amount for FY 2015-2016 is \$3,176,997.00. The letter also indicates that a total of \$10,736,997 has now been made available for the Port-Site Bulkhead Relocations Phase II-A (Revised) Project and Louisiana's funding share has been totally satisfied. (It is noted that this dollar amount was based on an estimated construction cost of \$11,929,997.00). It is further noted that the LA DOTD must review plans and specifications and issue authorization before advertising for bid can be scheduled. Lengthy discussion ensued regarding various alternatives as it relates to moving forward with the Project.

- (d) **Port-Site Bulkhead Relocation Phase II B- Private Bulkheads {1, 6, 7, 11, 13, and 14} (Private Property).**

{1} Status of CB&I Coastal, Inc. Engineering Contract Proposal for Design and Construction Related Services.

The Port Attorney indicated that he has approved the CB&I Coastal, Inc. Engineering Contract Proposal for Design and Construction Related Services for the Port-Site Bulkhead Relocation Phase II B – Private Bulkheads {1,6,7,11,13,and 14} {Private Property} and the Board President may now execute the Contract documents.

- (e) **Status of West Yard Expansion Project.**

Mr. Malbrough reported that the property has been divided into three (3) smaller

parcels. Negotiations are progressing and an estimate for rehabilitation of the existing building structures was provided on July 1, 2015.

(f) Status of the AGMAC Project.

The Executive Director invited Representative Taylor Barras, District 48, to address the Board regarding the request in the Capital Outlay Bill for State funding of the AGMAC. Representative Barras is a member of the Ways and Means Committee. He explained to the Board the Capital Outlay Process and the various stages in which the priorities are determined, etcetera. Representative Barras presented a copy of an excerpt of House Bill Number 2 (page 33 of 206) as it relates to the AGMAC Project. Lengthy discussion ensued.

VII. REPORT FROM PORT ATTORNEY ON:

(a) POI vs. LBC Port, LLC in Iberia Docket No. 124906.

◆ Suit to Cancel Lease.

The Port Attorney reported that a default judgement has been obtained against LBC Port, LLC for the balance owed to the Port of Iberia. The judgement has been recorded and there is a 30-day appeal delay waiting period before the judgement can be executed on.

VIII. REPORT FROM EXECUTIVE DIRECTOR ON:

(a) Evaluation of Earl B. Wilson Road Intersection and Cost Estimate (Chart Energy & Chemicals Request – Mr. Eddie Clay).

The Executive Director indicated to the Board that this Agenda item will be brought to the August regular monthly Board meeting for review and discussion.

(b) Discuss Underground/Overhead Utilities on the Millennium Expansion Phase II Property Site being Leased by the Tenant Ram Design LLC.

The Executive Director reported that Entergy is currently in the process of preparing the cost estimate for underground/overhead utilities on the Millennium Expansion Phase II Property Site being leased by the tenant Ram Design, LLC.

The Executive Director also reported that CLECO had previously provided their proposal regarding same.

(c) Update on the Natural Gas Right-of-Way for System Improvements/Additions for both the Regular Station (20'x20') as well as the Main Line Atmos Energy will run from the Station Down David Berard Road (Port Millennium Expansion Phase I & II Property Sites) (Atmos Energy Preparing Right-of-Way for the Port Attorney to Review and Advise).

(d) Update on Meeting with Diamond B. Construction Officials and Atmos Energy Officials Regarding Natural Gas at the Port of Iberia Millennium Expansion Phase I & II Property Sites.

{1} Atmos Agreement.

{2} Executive Director Negotiations for the Construction/Installation of Natural Gas Line to Diamond B. Construction (Tract "i-1") Located on Port Millennium Expansion Phase I Property Site.

The Administrative Assistant reported that an invoice has been received from Atmos Energy in the amount of \$485,680.00 for the tap reactivation of the Tennessee Gas Pipeline (Mixon Road Station) installation of 5,200'+ 6" gas main line.

The Port Attorney indicated that the Port will not be able to provide payment of the Atmos invoice until all of the necessary Agreements have been signed.

(e) Update on Request from Captain Kimilie Reed, U.S. Department of the Army Regarding Looking at the Feasibility of Berthing a U.S. Army Vessel for the Purpose of Conducting a Disaster Response Exercise.

The Executive Director reported that a date has not been confirmed regarding the U.S. Department of the Army berthing a U.S. Army Vessel for the purpose of conducting a disaster response exercise at the Port of Iberia. The Executive Director continues to receive monthly updates from Captain Reed.

(f) Update on Port Construction & Development Priority Program Site Stabilization, Buildings, Bulkheading, and Utilities at Tracts K, L, M, State Project Number H.011756:

{1} LA DOTD Letter Dated July 7, 2015.

A letter dated July 7, 2015 from the LA DOTD, regarding the aforementioned Project, was presented for review. The letter states that the 2015 Regular Session of the Louisiana Legislature has provided funding for the Port Construction and Development Priority Program to be distributed according to the prioritized list of projects adopted by the Joint Legislative Committee on Transportation, Highways and Public Works.

In addition, the letter goes on to say that unfortunately the funding level authorized by the Legislature was not sufficient to provide funding for the Project. As per Act No. 18 of the 2006 Regular Session, the Port's Project will retain its place on the prioritized list of projects and receive a higher priority over newly recommended projects in the next fiscal year.

The Administrative Assistant indicated that the first installment to the Port for this project is anticipated to be in the year 2017.

(g) Iberia Parish Levee, Hurricane, and Conservation District Expenses Incurred as of June 30, 2015 in Accordance with Intergovernmental Agreement:

{1} Funding Allocation.

Mr. Ray Fremin, Jr., Executive Director of the Iberia Parish Levee, Hurricane, and Conservation District, presented a detailed report of the revenues/expenditures as of June 30, 2015, in accordance with Section II. of the Intergovernmental Agreement with the Port of Iberia District dated November 18, 2013. In addition, a letter dated July 10, 2015 from Mr. Fremin, was presented which requests the funding allocation in the amount of \$50,000 be made as approved in the POI's Fiscal Year Budget for 2015-2016. Mr. Fremin thanked the Board for its help and participation. He indicated that it is greatly appreciated.

(h) 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.

The Executive Director reported that he has been speaking with Mr. Mike Moreno and Mr. Moreno's financial institution, in addition to consulting with the Port Attorney regarding the different scenarios in an effort to possibly move forwards with the 106 acre parcel.

The Executive Director indicated that there are two (2) prospective tenants which would like to sign Lease Agreements for a portion of the property (approximately 35%).

(i) Executive Director's Monthly Report.

The Executive Director reported to the Board various items he has been working on. Discussion ensued.

(j) Announcements.

***GPAA Fall Meeting –September 22-25,2015 – Point Clear, Alabama.

IX. EXPANSION OF AGENDA:

A motion was made by Commissioner Elbridge "Smitty" Smith III, and seconded by Commissioner Larry G. Rader, to expand the Port of Iberia District Board of Commissioners regular monthly Board meeting of Tuesday, July 21, 2015 to discuss having a Special Commission Meeting to invite the Legislative Delegation to address the Board regarding an update on the status of the Capital Outlay Funding for the AGMAC Project.

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

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

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

A motion was made by Commissioner Roy A. Pontiff and unanimously seconded by the Board of Commissioners to schedule a Special Meeting of the POI District Board of Commissioners (preferably before the next State Bond Commission Meeting) and invite the Legislative Delegation to address the Board regarding an update and their advice/input on the status of the Capital Outlay Funding for the AGMAC Project; and motion further stipulates that the concerns the Board has regarding the Capital Outlay Funding for the Port's AGMAC Project be brought before the August 2015 Meeting of the State Bond Commission for discussion/funding of the AGMAC Project.

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

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

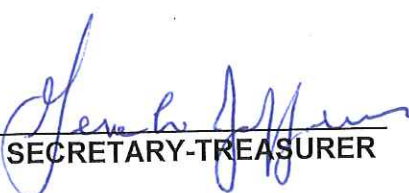
Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 21st day of July, 2015.

X. ADJOURNMENT.

On a motion made by Commissioner Roy A. Pontiff, seconded by Commissioner Larry G. Rader, the meeting was adjourned at 7:45 p.m.


SECRETARY-TREASURER


PRESIDENT