

**PORT OF IBERIA DISTRICT
BOARD OF COMMISSIONERS
REGULAR MEETING – TUESDAY, MAY 16, 2017
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 Gene L. Jefferies, Board President, at the Port of Iberia Administrative Office, on Tuesday, May 16, 2017, at 5:37 P.M.

In attendance were Commissioners Gene L. Jefferies, President, Roy A. Pontiff, Vice-President, Elbridge “Smitty” Smith, III, Secretary-Treasurer, Danny J. David, Sr., and Larry Rader.

Commissioners Simieon d. Theodile and Mark Dore’ were 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 Larry G. Rader recited the opening prayer and the Pledge of Allegiance.

I. APPROVAL OF MINUTES – Regular Meeting, April 19, 2017.

On a motion by Commissioner Larry G. Rader, seconded by Commissioner Roy A. Pontiff, the Commission approved the minutes of the Regular Meeting held on April 19, 2017.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Danny J. David, Sr., and Larry Rader.

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore’.

And the motion was therefore passed on this the 16th day of May, 2017.

II. DISCUSS AND/OR DISTRIBUTE THE FOLLOWING:

(a) Budget Summary for Ten (10) Months Ending April 2017.

(b) Listing of Tenant Lease Billings.

(c) Listing of Boat Stall Lease Billings.

{1} Update on Port Attorney “Consent Judgement” Regarding Mr. Timothy Chesson & the Removal and Disposal of Submerged Sailboat in Marina Slip #5.

Port Attorney Ray Allain stated Mr. Kreig Breaux is in the process of preparing an agreement with Mr. Timothy Chesson. Once the agreement is signed the Port will be able to proceed with contracting the removal of the vessel.

A motion was made by Commissioner Elbridge “Smitty” Smith, III, seconded by Commissioner Danny J. David, Sr., to authorize the Executive Director to authorize the removal of vessel pending the receipt of a signed agreement with Mr. Timothy Chesson.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Danny J. David, Sr., and Larry Rader.

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore’.

And the motion was therefore passed on this the 16th day of May, 2017.

(d) Approve Payment of Bills & Checks Issued During Interim Period.

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge “Smitty” Smith, III, to approve and authorize the payment of bills for May 2017, and ratify those paid during the interim period.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Danny J. David, Sr., and Larry Rader.

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore’.

And the motion was therefore passed on this the 16th day of May, 2017.

(e) Computer Summary of Lease Agreement Activity Sheet.

III. MS. CHERI BLANCHARD, INDUSTRY SECTOR SPECIALIST/OIL & GAS, LOUISIANA WORKFORCE COMMISSION, TO ADDRESS THE BOARD AND PRESENT A POWER POINT PRESENTATION REGARDING A BUSINESS SERVICES PRESENTATION FOR LOUISIANA WORKFORCE COMMISSION.

Ms. Cheri Blanchard presented the Board with a PowerPoint presentation regarding business services for Louisiana Workforce Commission.

IV. DISCUSS EXECUTIVE DIRECTOR’S EMPLOYMENT AGREEMENT WITH THE PORT OF IBERIA REGARDING THE CURRENT TERM ENDING OCTOBER 31, 2017.

Commissioner Roy Pontiff suggested Commissioner Elbridge “Smitty” Smith, III, Chairman of the Finance Committee, begin negotiating an extension of the Executive

Director's contract and appoint one or two other Commissioners to meet with Mr. Craig Romero to discuss an extension to his Employment Agreement.

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Danny J. David, Sr., to authorize Commissioner Elbridge "Smitty" Smith, III, Chairman of the Finance Committee, to oversee a team of two Commissioners, of his choice along with himself, to meet with the Executive Director to negotiate an extension of the Employment Agreement for the Executive Director regarding the current term ending October 31, 2017 and then bring back to the Board for further review.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

V. DISCUSS FINANCE COMMITTEE RECOMMENDATIONS & FINDINGS FROM FRIDAY, MAY 12, 2017 COMMITTEE MEETING:

Commissioner Smitty Smith, Finance Committee Chairman provided the full Board with the recommendations and findings of the Friday, May 12, 2017 Finance Committee Meeting. Discussion ensued.

(a) Discuss and Consider FY 2017-2018 Budget.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Larry G. Rader to accept and approve as presented the Port of Iberia District Fiscal Year 2017 – 2018 Budget, and motion further includes the acceptance and approval of the 2017 – 2018 proposed Advertising Budget dated May 3, 2017 submitted by Promotional Images in the amount of \$60,500.00.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

(b) Discuss and Consider FY 2016-2017 Audit Engagement.

A motion was made by Commissioner Danny J. David, Sr., and seconded by Commissioner Roy A. Pontiff, that Broussard, Poche', L.L.P., be retained to

perform the Fiscal Year 2016 – 2017 year-end audit of the financial statements of the Port of Iberia District, for a maximum fee of \$29,000.00.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Danny J. David, Sr., and Larry Rader.

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore’.

And the motion was therefore passed on this the 16th day of May, 2017.

Commissioner Elbridge “Smitty” Smith, III stated a few others things were discussed at the Finance Committee Meeting that will be included in the budget. This year the Archer Group will be contacted to find out the cost involved for them to develop a Scope of Work and Deliverables regarding employee positions/salaries. Discussion also ensued regarding new technology for the Board Members.

VI. MR. GERALD GESSER, GESSER GROUP, APC TO ADDRESS THE BOARD ON:

- (a) **LA DOTD Port Construction & Development Priority Program:
State Project Number H.011756 (322) Port Improvements- Site Improvements – Tracts “K”, “L”, & “M”.
Infrastructure Improvements – Tract “K” (Phase II of SPN H.011756) (LOGAN INDUSTRIES INTERNATIONAL CORPORATION – TRACT “K” – 10.61 ACRES).
{1} Status Report.**

Mr. Gerald Gesser, Gesser Group, APC, reported several members from the Port of Iberia, Marc Berard, and himself met with DOTD representatives in the Port Office to present to DOTD the necessary documents for their review. DOTD requested additional clarification on several items presented. Mr. Gesser reported that Craig and himself would meet and discuss these items with Logan’s Safety Consultant. This meeting was held at the Port’s Administrative Office on Friday, May 5, 2017 with Mr. Dwayne Doucet and he will address in writing Logan’s Safety/Security need for these times.

- (b) **LA DOTD Port Construction & Development Priority Program:
State Project Number H.011756(321) Port Improvements - Site Improvements - Tracts “K”, “L”, & “M”.
Infrastructure Improvements - Tract “L” (Phase I of SPN H.011756) (RAM DESIGN, LLC - TRACT “L” - 18.13 ACRES).
{1} Status Report.**

Mr. Gerald Gesser, Gesser Group, APC, reported the project is complete as per the original contract documents. The tenant has requested assistance with the installation of his air compressor system in accordance with FEMA Codes. The Executive Director, with the assistance of his Staff, has submitted and requested of LA DOTD that this item

be approved for funding reimbursement all as part of the original budget. With the LA DOTD's approval, the Executive Director has instructed Mr. Gerald Gesser to prepare the required specifications to move this item forward.

Commissioner Roy A. Pontiff asked if the Board would be able to ask LA DOTD to fund the project for the berms. Executive Director said LA DOTD did not want to participate and would not fund the project. Discussion ensued and there was no action taken on the above agenda item.

(c) Update on the Maintenance and Repairs of the Central Gulf Shipyard Property Site Located at Tracts "A" & "B" and Lots 62 – 67.
{1} Status Report.

Mr. Gerald Gesser, Gesser Group, APC, reported a "Scope of Work" was done dated June 20, 2016 for the needed repairs, maintenance, and general clean-up of the Central Gulf Campus. On September 21, 2016 a cost estimate for the repairs, maintenance, and general clean-up was prepared for presentation to the Port Commission. It was determined that the repairs to the exterior of the main office (wood building) and the adjacent office (trailer) be performed at an approved budget of \$40,000.00.

{2} Discuss/Approve Certificate of Substantial Completion Regarding the Wood Office Building & Metal Trailer Office Repairs – (Kerne Construction, Inc.).

*****Application for Payment Kerne Construction, Inc.**

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 the Certificate of Substantial Completion for Central Gulf Office Building wood office building & metal trailer office repairs effective May 17, 2017 at 12:01 am; and motion further acknowledges that the 45-day Clear-Lien Period will commence upon the date of the Recordation of the Certificate with the Iberia Parish Clerk of Court's Office.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of Invoice Number 1249 in the amount of \$19,326.00 to Kerne Construction, Inc. for labor and materials completed as per contract for old Central Gulf Office buildings dated April 4, 2017.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Danny J. David, Sr., and Larry Rader.

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore’.

And the motion was therefore passed on this the 16th day of May, 2017.

{3} Discuss/Approve Certificate of Substantial Completion Regarding the Electrical Meter/Breaker Panel Service Repairs – (Dixie Electric, Inc.).

*****Application for Payment Dixie Electric, Inc.**

Administrative Assistant Joanna Durke stated the contracts for Kern Construction, Inc. and Tilden A. Bonin Contractor, Inc. were recorded but the contract for Dixie Electric, Inc. was not complete. Port Attorney Ray Allain stated Substantial Completion should be delayed until the contract is signed and recorded.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Larry G. Rader to approve and authorize the payment of Invoice Number 007510 in the amount of \$2,164.00 to Dixie Electric, Inc. for the repairs to Central Gulf Office, service performed 10/19/16 to allow Entergy to energize office service per proposal 2016-0241; contingent upon the execution and recordation of the Contract.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Danny J. David, Sr., and Larry Rader.

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore’.

And the motion was therefore passed on this the 16th day of May, 2017.

{4} Discuss/Approve Certificate of Substantial Completion Regarding the Wood Building and Metal Trailer Exterior Painting – (Tilden A. Bonin Contractor, Inc.).

*****Application for Payment Tilden A. Bonin Contractor, Inc.**

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Danny J. David, Sr., to approve and authorize the Board President to execute the Certificate of Substantial Completion for Central Gulf Office Building wood office building & metal trailer office repairs effective May 17, 2017 at 12:01 am; and motion further acknowledges that the 45-day Clear-Lien Period will commence upon the date of the Recordation of the Certificate with the Iberia Parish Clerk of Court’s Office.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Roy A. Pontiff to approve and authorize the payment of Invoice Number 10025 in the amount of \$15,400.00 to Tilden A. Bonin Contractor, Inc. for work completed at the Central Gulf Location; as per contract dated April 4, 2017.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

{5} Discuss/Approve Invoice for Architectural Services Gesser Group, APC.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Larry G. Rader to approve and authorize the payment of Invoice Number 01-CGF-M&R in the amount of \$3,100.00 to Gesser Group, APC, for Architectural Services provided for the Central Gulf Building repairs.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

VII. REPORT FROM MR. JOHN CHARPENTIER, BERARD, HABETZ AND ASSOCIATES, INC., ON:

- (a) Port TIF Port Project which Includes 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.

{1} Discuss/Approve Berard, Habetz & Associates, Inc. Invoices.

A motion was made by Commissioner Larry G. Rader, seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of Invoice Number 217108 for the period thru April 2, 2017, in the amount of \$10,763.68 to Berard, Habetz & Associates, Inc. for Engineering Services regarding The Bayou Companies Facility Improvements Project (TIF Funding), in accordance with the Standard Form of Agreement Between Owner and Engineer for Professional Services regarding construction improvements to The Bayou Companies facility at the Port of Iberia; approved by the full Board on July 21, 2015.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize the payment of Invoice Number 217124 for the period February 6, 2017 thru March 19, 2017, in the amount of \$1,258.50 to Berard, Habetz & Associates, Inc. for Additional Services regarding The Bayou Companies Facility Improvements Project (TIF Funding), in accordance with the Standard Form of Agreement Between Owner and Engineer for Professional Services regarding construction improvements to The Bayou Companies facility at the Port of Iberia; approved by the full Board on July 21, 2015.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

A motion was made by Commissioner Larry G. Rader, seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of Invoice Number 217137 for the period March 20, 2017 thru March 26, 2017, in the amount of \$300.00 to Berard, Habetz & Associates, Inc. for Additional Services regarding The Bayou Companies Facility Improvements Project (TIF Funding), in accordance with the Standard Form of Agreement Between Owner and Engineer for Professional Services regarding construction improvements to The Bayou Companies facility at the Port of Iberia; approved by the full Board on July 21, 2015.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

Executive Director Craig Romero asked Mr. John Charpentier if there was any money left over from the project. Mr. John Charpentier stated he would check and get back to Mr. Craig Romero.

(b) Update on Intersection Improvements to the Corner of David Berard Road/Weeks Island Road.

{1} Update on Project.

Mr. John Charpentier, Berard, Habetz and Associates, reported the Intersection was split into three phases. Phases I and II have been poured. The contractor is currently working on Phase III. On Phase III, the sub-basin has been excavated, the limestone has been installed, the reinforcement steel will soon be added.

{2} Discuss/Approve Contractor Pay App No. 2.

A motion was made by Commissioner Larry G. Rader, seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of Contractor Pay Application No. 2 in the amount of \$48,936.85 to Glenn Lege Construction for the Intersection Improvements to the Corner of David Berard Road/Weeks Island Road for work accomplished from April 1, 2017 thru April 30, 2017 in accordance with contract dated January 17, 2017.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

{3} Discuss/Consider Change Order Number 1.

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize Change Order Number 1 regarding Port TIF Port Project for the Contractor to perform work beyond the scope of work that is required in the contract documents as it relates to the addition of \$7,038.12; motion further adds Nine (9) contract days to complete this work; motion further stipulates the Change Order reflects the "revised" total

contract working days to 94 days; and motion further stipulates that the total revised contract amount is \$198,736.12; and the motion further authorizes the Board President to execute said Change Order Number 1 in accordance with the contract dated January 17, 2017.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

{4} Discuss/Approve Berard, Habetz & Associates, Inc. Invoices.

A motion was made by Commissioner Larry G. Rader, seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of Invoice Number 217103 in the amount of \$3,091.96 to Berard, Habetz & Associates, Inc. for the professional services rendered thru April 2, 2017 regarding Intersection Improvements to the Corner of David J. Berard Road/Weeks Island Road; in accordance with the contract dated July 19, 2016.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of Invoice Number 217104 in the amount of \$9,832.19 to Berard, Habetz & Associates, Inc. for the additional services rendered February 6, 2017 thru March 19, 2017 regarding Intersection Improvements to the Corner of David J. Berard Road/Weeks Island Road; in accordance with the contract dated July 19, 2016.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

A motion was made by Commissioner Larry G. Rader, seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of

Invoice Number 217138 in the amount of \$11,274.70 to Berard, Habetz & Associates, Inc. for the additional services rendered March 20, 2017 thru April 16, 2017 regarding Intersection Improvements to the Corner of David J. Berard Road/Weeks Island Road; in accordance with the contract dated July 19, 2016.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

(c) **Miscellaneous Project Updates.**

{1} **Discuss/Approve Berard, Habetz & Associates, Inc. Invoice.**

A motion was made by Commissioner Roy A. Pontiff; seconded by Commissioner Elbridge "Smitty" Smith, III to approve and authorize the payment of Invoice Number 217106 in the amount of \$3,480.00 to Berard, Habetz & Associates, Inc. for Professional Services rendered from February 6, 2017 thru March 19, 2017; in accordance w/ "Master Services Agreement" approved by the Board January 20, 2015, regarding professional services rendered.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

Mr. Ray Allain, Port Attorney, reported he has the old drawings from the Berard Property from 2008. Mr. Marc Berard, Berard, Habetz & Associates will provide Mr. Ray Allain with the updated drawings.

VIII. REPORT FROM MR. ZACK AUTIN, P.E. OF GIS ENGINEERING, LLC ON:

(a) **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} **Update on Construction of Bulkhead 12B.**

Mr. Zack Autin, GIS Engineering, LLC, reported over the last month the helical anchors and sheet piles are an on-going installation. A PowerPoint Presentation was presented to the Board.

{2} Discuss/Approve Contractor Pay App No. 5.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Roy A. Pontiff, to approve and authorize the payment of Contractor Pay Application No. 5 in the amount of \$732,169.15 to Larry Doiron, LLC. for the 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) for work accomplished from April 1, 2017 thru April 30, 2017 in accordance with contract dated November 15, 2016; and motion further stipulates that the Payment Request be forwarded to the LA Department of Transportation & Development for review and approval.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

{3} Discuss/Approve GIS Engineering, LLC Invoice.

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize the payment of Invoice Number 70000428 in the amount of \$26,563.87 to GIS Engineering, LLC for the period April 2017 which includes review and processing of submittals, pay app #3, RFIs, site visits, and resident project representation; in accordance with the contract dated March 1, 2016.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

**(b) Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads
{1, 6, & 7} (Private Property).**

{1} Update on Contract Award.

Mr. Zack Autin, GIS Engineering, LLC, reported they are recommended award of the contract to the lowest bidder, Sealevel Construction, in the amount of \$2,268,389.20 pending legal review. As of the meeting, the Port Attorney and the insurance representative for the Contractor are working to obtain the correct insurance documents. Mr. Ray Allain, Port Attorney, stated the General Conditions promulgated

by LA DOTD contained language that leaves the Port vulnerable because it requires a Certificate of Insurance and it has been discussed on many occasions in the past that Certificates of Insurance are not binding and have no use to the Port. The language was modified a few years ago to require that the Contractor has Endorsement showing the Port was an additional insured, requiring 30-day notice prior to cancellation, and waiving subrogation and providing full indemnity. Those provisions have been in prior bulkhead contracts. The DOTD provisions that were downloaded for this project are inadequate and not consistent to what was done in the past. Mr. Ray Allain stated the Port will not be able to demand endorsements or copies of the policies, which our provisions require.

- (c) **Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads {11, 13, & 14} (Private Property).**
 - {1} **Update on Construction of Bulkheads 11, 13, & 14.**

Mr. Zack Autin, GIS Engineering, LLC, reported all Three (3) bulkheads are complete; however, Bulkhead 11 was damaged. Executive Director Craig Romero reported there was live video of the barge that damaged Bulkhead 11. Mr. Oneil Malbrough, GIS Engineering, LLC, reported there were pictures taken of the damage. Mr. Zack Autin reported the name of the barge is the "Citation". Mr. Oneil Malbrough stated Bulkhead 11 was the only part of the project that a right of way was obtained for. When this was done, the Tenant was given inspection rights. When the project is finished GIS Engineering, LLA would have to meet with the landowner before he takes over the bulkhead. This has not happened yet. A final inspection with DOTD was conducted on Tuesday, May 2, 2017. Everything went well and they were happy with the construction. The Contractor has successfully completed the punch list items and at this time GIS Engineering, LLC would like to recommend final acceptance of the project pending review by the private owner for Bulkhead 11. This will relieve the Contractor of his responsibility to rebuild, repair, restore, and make good, without additional expense to the Port of Iberia, all injury or damage to any portion of the work, without compensation as detailed in the Contract Documents, effective this meeting date (Tuesday, May 16, 2017). They will also be eligible for the 5% retainage for the project.

{2} Discuss/Approve Final Acceptance.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Roy A. Pontiff, to adopt the following:

RESOLUTION – FINAL PROJECT ACCEPTANCE

STATE PROJECT NO. 737-99-0069/H.006846 (Phase I)
PARISH OF IBERIA

RESOLUTION

WHEREAS, the Port of Iberia District Board of Commissioners contracted with Coastal Bridge Company, LLC to complete State Project No. 737-99-0069/H.006846 (Phase I) in accordance with the current bid laws of the State of Louisiana, including, but not limited to R.S. 38:2211, et seq; and

WHEREAS, the contract between the Port of Iberia District Board of Commissioners and Coastal Bridge Company, LLC has been successfully completed (Bulkhead 11, 13, 14); and

WHEREAS, it is noted that a final inspection was conducted by the LA DOTD on Tuesday, May 2, 2017; and

WHEREAS, it is further noted that Bulkhead 11 has sustained damage due to a 3rd Party and requires the Owners Acceptance of the Project for Bulkhead 11 by the Tenant.

NOW, THEREFORE, BE IT RESOLVED by the Port of Iberia District Board of Commissioners, in Regular session, assembled on this 16TH day of May, 2017, the contract for Bulkhead 11, 13, & 14 is hereby accepted by the Port of Iberia District Board of Commissioners effective Tuesday, May 16, 2017.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Danny J. David, Sr., and Larry Rader.

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore’.

And the Resolution was therefore adopted on this the 16th day of May, 2017.

{3} Discuss/Approve Change Order Number 3 (Balancing Change Order).

A motion was made by Commissioner Roy A. Pontiff, seconded by Commissioner Elbridge “Smitty” Smith, III, to approve and authorize Change Order Number 3 (Balancing Change Order) regarding Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads {11, 13, & 14} (Private Property) as it relates to the deduction of \$23,421.68; motion further stipulates that the total revised contract amount is \$2,950,825.82; and the motion further authorizes the Board President to execute said Change Order Number 3 (Balancing Change Order) in accordance with the contract dated April 27, 2017.

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

Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge “Smitty” Smith, III, Danny J. David, Sr., and Larry Rader.

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

{4} Discuss/Approve Contractor Pay App No. 11.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, and seconded by Commissioner Roy A. Pontiff, to approve and authorize the payment of Contractor Payment Application Number 11 in the amount of \$102,128.15 to Coastal Bridge, LLC. for the Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads {1, 6, 7, 11, 13, and 14} (Private Property) for the period April 1, 2017 thru April 30, 2017 in accordance with contract dated April 27, 2016; and motion further stipulates that the Payment Request be forwarded to the LA Department of Transportation & Development for review and approval.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

{5} Discuss/Approve Contractor Pay App No. 12 (Retainage).

A motion was made by Commissioner Roy A. Pontiff, and seconded by Commissioner Danny J. David, Sr., to approve and authorize the payment of Contractor Payment Application Number 12 (Retainage) in the amount of \$147,541.29 to Coastal Bridge, LLC. for the Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads {1, 6, 7, 11, 13, and 14} (Private Property) for the period April 1, 2017 thru April 30, 2017 in accordance with contract dated April 27, 2016; and motion further stipulates that the Payment Request be forwarded to the LA Department of Transportation & Development for review and approval.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

{6} Update on Private Bulkhead 14 Damages.

Executive Director Craig Romero reported he has spoken to both barge companies (Florida Marine and Marquette Transportation). Administrative Assistant Joanna Durke is in the process of working with Mr. Ben LeBlanc, LeBlanc Marine, LLC, for him to break up the quote and give separate quotes for each damage. Both barge companies are in agreement to pay for the damage.

{7} Discuss/Approve GIS Engineering, LLC Invoice.

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Larry G. Rader, to approve and authorize the payment of Invoice Number 70000430 in the amount of \$9,085.45 to GIS Engineering, LLC for the period April 2017 which includes construction administration and oversight, site visits, processing of submittals, and contractor payment applications, and resident project representation; in accordance with the contract dated February 16, 2016 and Amendment #3 dated November 15, 2016.

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

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

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

- (d) Port-Site Bulkhead Relocation Project Phase II-B (Phase II) – Private Bulkhead 11B (Private Property).**
{1} Update on Final Design of Bulkhead 11B.

Mr. Zack Autin, GIS Engineering, LLC, reported they have been coordinating with the owner of Bulkhead 11 and the Port on his current fender system. Any modifications or additions to his fender system they would suggest are added to the scope of the project. GIS Engineering will continue to work with the Port and the bulkhead owner to come up with a system that the owner will be content with and is cost effective to the Port.

- (e) Status of the Louisiana Port Construction & Development Priority Program SPN H.011928 "East & West Yard Expansion & Site Improvements Project (Transfer of Ownership of a Building Located on Tract "A" (28.567 acres) Located on the Port Expansion Phase I Property Site.**

There was no update on the above agenda item.

- (f) Update on the 2017-2018 Capital Outlay Application.**

Mr. Oneil Malbrough, GIS Engineering, LLC, reported the hearing for HB2 should be beginning soon.

- (g) **AGMAC Project General Engineering and Consulting Services:**
{1} Update on Status of AGMAC Project.

Mr. Oneil Malbrough, GIS Engineering, LLC, reported they have gotten approval from DOTD on the Bigler bulkhead to reimburse for the LITE testing.

- {2} Update on Bulkhead No. 15 (Bigler Properties) Bulkhead Relocation.**

Mr. Zack Autin, GIS Engineering, LLC, reported Eustis Engineering was hired to perform LITE testing and some minor excavation behind the bulkhead to determine the tieback system. This work was performed on Thursday, May 11, 2017. GIS Engineering had an Engineer overseeing them during the process. The sheet piling was determined to be 30' long with a concrete dead man tie-back system. GIS Engineering, LLC is working to analyze the data to determine if the bulkhead needs to be replaced.

- {3} Discuss/Approve GIS Engineering, LLC Invoice.**

A motion was made by Commissioner Danny J. David, Sr., seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize the payment of Invoice Number 70000427 in the amount of \$5,067.50 to GIS Engineering, LLC for the period April 2017 for the General Engineering Services Contract including preparation and meeting with DOTD and the Corps on Bulkhead 15 and Oneil's meeting with Congressman Higgins on Funding for the AGMAC limited reevaluation study, in accordance with the contract effective date of January 20, 2016 and Amendment No. 2 dated December 20, 2016.

This motion having been submitted to a vote, the vote thereon was as follows:
Yeas: Gene L. Jefferies, Roy A. Pontiff, Elbridge "Smitty" Smith, III, Danny J. David, Sr., and Larry Rader.

Nays: None.

Absent at Voting: Simieon d. Theodile and Mark Dore'.

And the motion was therefore passed on this the 16th day of May, 2017.

IX. REPORT FROM PORT ATTORNEY ON:

- (a) **AWS Lease Agreement & Collection of Unpaid Rental.**
(b) **Central Gulf Shipyard Lease Agreement & Collection of Unpaid Rental.**

*****Status of Filing a Judgement by Default**

- (c) **LBC Port Judgement/Collection of Money due the Port of Iberia.**

Discussion ensued and there was no action taken on the above agenda items.

X. REPORT FROM EXECUTIVE DIRECTOR ON:

(a) Update on Letter of Intent Between the Port of Iberia District and Goldman Sachs Regarding the Purchase of Approximately 106.72 Acres of Available Property located at 6005 Port Road (former Dynamic Ind. West Yard Site).

{1} Executive Director Negotiations with Prospective Tenants Regarding Available Property located at the former Dynamic Industries West Yard; Contingent Upon the Receipt of the Necessary Approvals.

Executive Director Craig Romero reported an offer was communicated through Mr. Hammy Davis on the Dynamic West Yard.

(b) Update on Appraisal Report in Summary Format Being Prepared by John A. Foti, MAI, with John A. Foti & Associates on the Following:

{1} Henry Bernard Property Located Behind the POI Administrative Office.

Executive Director Craig Romero reported an appraisal was submitted to the Port recently. Mr. Craig Romero and Port Attorney Ray Allain will get together to talk about the appraisal.

(c) Executive Director's Monthly Report.

Executive Director Craig Romero reported there was a meeting held on Monday, May 15, 2017 with Congressman Clay Higgins and Colonel Clancy at the Port Administrative Office; Mayor Freddie Decort, Mayor Thomas Nelson from St. Martinville, Mayor Brad Clifton from Loreauville, Mayor Blakely from Delcambre, Iberia Parish President Richard, Tax Assessor Ricky Huval, Superintendent of Iberia Parish Schools Dale Henderson, Sheriff Mike Couvillion from Vermillion Parish, Bubba Broussard from Broussard Brothers, Representative Blake Miguez, and a few other people were also in attendance regarding an update on the AGMAC project.

Mr. Craig Romero reported he had two (2) companies that would like to have the AWS building.

The Fuel Tax was voted out 9 to 7 for a \$.17 additional fuel tax was voted out of the House Committee and will be going to the House Floor for consideration.

(d) Announcements.

XI. ADJOURNMENT.

On a motion made by Commissioner Roy A. Pontiff, and seconded by Commissioner Elbridge "Smitty" Smith, III the meeting was adjourned at 7:55 p.m.



SECRETARY-TREASURER



VICE-PRESIDENT