

**PORT OF IBERIA DISTRICT
BOARD OF COMMISSIONERS
REGULAR MEETING - TUESDAY, SEPTEMBER 20, 2016
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 Roy A. Pontiff, Secretary-Treasurer, at the Port of Iberia Administrative Office, on Tuesday, September 20, 2016, at 5:36 P.M.

In attendance were Commissioners Roy A. Pontiff, Secretary-Treasurer, Elbridge "Smitty" Smith, III, Simieon d. Theodile and Mark Dore'.

Commissioners absent were Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

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, August 16, 2016.

On a motion by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile, the Commission approved the minutes of the Regular Meeting held on August 16, 2016.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

II. DISCUSS AND/OR DISTRIBUTE THE FOLLOWING:

- (a) Budget Summary for Two (2) Months Ending August 2016.**
- (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.**

A motion was made by Commissioner Mark Dore', seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize the payment of bills for August 2016, and ratify those paid during the interim period.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

III. RATIFICATION AND RENWAL OF CERTIFICATE OF DEPOSIT.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile to approve and ratify the renewal of Certificate of Deposit Number 1144084 (Diamond Offshore Company Security Deposit), which matured on August 18, 2016 with Iberia Bank, for 12 months at the rate of .40% and .40% A.P.Y.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

IV. CAPTAIN CLAY HIGGINS TO ADDRESS THE BOARD REGARDING THE ANNOUNCEMENT OF HIS CAANDIDACY FOR U.S. CONGRESSMAN FOR THE 3RD CONGRESSIONAL DISTRICT.

Captain Clay Higgins addressed the Board regarding the upcoming election for U.S. Congressman for the 3rd Congressional District. The election is going to be held on Tuesday, November 8, 2016. Captain Higgins stated that he is not a politician; however, he is a 13 year street cop and is now a Deputy Marshall for Lafayette. He expressed to the Board that he would appreciate their consideration and support.

V. MR. PATRICK BROUSSARD, IBERIA PARISH LEVEE, HURRICANE, AND CONSERVATION DISTRICT, TO ADDRESS THE BOARD REGARDING THE DISTRICT'S ANNUAL REPORT.

Mr. Patrick Broussard, Iberia Parish Levee, Hurricane, and Conservation District, presented to the Board a Spreadsheet summarizing the Iberia Parish Levee District General Fund –Budget for year ending June 30, 2016 after year-end adustments, as well as a Budgetary Comparison Schedule for the year ended June 30, 2016 from the Iberia Parish Levee, Hurricane, and Conservation District's Audit Report reflecting expenditures and revenue.

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} Update on Construction Project.

Mr. Gerald Gesser, Gesser Group, APC reported that the warehouse was accepted as substantially complete and we are in the middle of the 45-day clear lien period. The Tenant intends to move in on October 3, 2016. The office building is progressing well and should be finished within the next few weeks.

{2} Update on Substantial Completion – Building “A” Warehouse Only (45-Day Lien Period).

There was no action taken on the above agenda item.

{3} Discuss/Approve Contractor’s Application for Payment #8.

A motion was made by Commissioner Mark Dore’, seconded by Commissioner Elbridge “Smitty” Smith, III, to approve and authorize the payment of Contractor’s Application for Payment #8 in the amount of \$222,707.36 to JC Construction LLC for the work performed August 17, 2016 thru September 20, 2016 regarding State Project Number H.011756 (322) Port Improvements – Site Infrastructure Improvements – Tract “K” (10.61 acres) (Phase II of SPN H.011756) Logan Industries International Corporation; in accordance with the contract dated January 22, 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: Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Mark Dore’.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

{4} Discuss/Approve Contractor’s Proposed Change Order No. 11.

A motion was made by Commissioner Elbridge “Smitty” Smith, III, seconded by Commissioner Simieon d. Theodile, to approve and authorize Change Order Number 11 regarding 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) as it relates to an addition of Twenty-Three (23) Contract days due to adverse weather conditions for the month of August 2016; and motion further stipulates the Change Order reflects the “revised” total contract working days to 284 days and the motion further authorizes the Board President to execute said Change Order Number 11 in accordance with the contract dated January 22, 2016; and motion further stipulates that the total revised contract amount is \$4,053,738.60; and motion further stipulates that Change Order Number 11 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: Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Mark Dore’.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

{5} Discuss/Approve Gesser Group Invoice Number 12.

A motion was made by Commissioner Mark Dore’, seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of Invoice Number 12 in the amount of \$2,302.30 to Gesser Group, APC; for architectural services rendered regarding 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); in accordance with the contract dated August 26, 2015.

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

Yeas: Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Mark Dore’.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

{6} Discuss/Approve Gesser Group Additional Services Invoice Number AS-17-LI.

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Mark Dore’, to approve and authorize the payment of Invoice Number AS-17-LI in the amount of \$1,320.00 to Gesser Group, APC; to cover the Flood Elevation & Flood Elevation Certificates performed by Berard, Habetz, & Associates, Inc. for the period August 8, 2016; regarding 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); in accordance with the contract dated August 26, 2015.

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

Yeas: Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Mark Dore’.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

{7} Discuss/Approve Gesser Group Additional Services Invoice Number AS-18-LI.

A motion was made by Commissioner Mark Dore’, seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of Invoice Number AS-18-LI in the amount of \$539.00 to Gesser Group, APC; for Engineering Inspections performed by Berard, Habetz, & Associates, Inc. for the period July 25, 2016 thru August 7, 2016; regarding 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); in accordance with the contract dated August 26, 2015.

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

Yeas: Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Mark Dore’.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

(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} Update on Construction Project (64% Complete)

Mr. Gerald Gesser, Gesser Group APC, reported the project should be finished within the next 45 – 60 days.

{2} Discuss/Approve Contractor’s Application for Payment #5.

A motion was made by Commissioner Simieon d. Theodile seconded by

Commissioner Elbridge "Smitty" Smith, III to approve and authorize the payment of Contractor's Application for Payment #5 in the amount of \$141,504.52 to Thomson Brothers Construction for the work performed August 13, 2016 thru September 16, 2016; State Project Number H.011756 (321) Port Improvements – Site Infrastructure Improvements – Tract "L" (Phase I of SPN H.011756) RAM Design (18.13 acres); in accordance w/contract dated March 10, 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: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

{3} Discuss/Consider Change Order No. 8.

A motion was made by Commissioner Mark Dore', and seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize Change Order Number 8, regarding 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) as it relates to the addition of Nineteen (19) Contract days due to adverse weather conditions for the month of August 2016; and motion further stipulates the Change Order reflects the "revised" total contract working days to 211 days; and the revised Contract amount is \$2,687,493.77; and the motion further authorizes the Board President to execute said Change Order Number 8 in accordance with the contract dated March 10, 2016; and motion further stipulates that Change Order Number 8 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: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

{4} Discuss/Approve Gesser Group Invoice Number 8.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Mark Dore', to approve and authorize the payment of Invoice Number 8 in the amount of \$6,875.00 to Gesser Group, APC for 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), in accordance with the Contract dated August 26, 2015.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

{5} Discuss/Approve Gesser Group Additional Services Invoice Number AS-12-RD.

A motion was made by Commissioner Elbridge "Smitty" Smith, seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of Invoice Number AS-12-RD in the amount of \$1,320.00 to Gesser Group, APC for additional services to cover Flood Elevation and Flood Elevation Certificates performed by Berard, Habetz & Associates, Inc. for the period August 8, 2016; regarding 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), in accordance with the Contract dated August 26, 2015.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

{6} Discuss/Approve Gesser Group Additional Services Invoice Number AS-13-RD.

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Mark Dore', to approve and authorize the payment of Invoice Number AS-13-RD in the amount of \$2,088.35 to Gesser Group, APC for additional services to cover engineering inspections performed by Berard, Habetz & Associates, Inc. for the period July 25, 2016 thru August 7, 2016; regarding 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), in accordance with the Contract dated August 26, 2015.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

**Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.
And the motion was therefore passed on this the 20th day of September, 2016.**

{7} Discuss/Approve Gesser Group Additional Services Invoice Number AS-14-RD.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of Invoice Number AS-14-RD in the amount of \$2,777.50 to Gesser Group, APC for additional services to cover engineering inspections performed by Berard, Habetz & Associates, Inc. for the period August 8, 2016 thru August 21, 2016; regarding 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), in accordance with the Contract dated August 26, 2015.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

**Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.
And the motion was therefore passed on this the 20th day of September, 2016.**

{8} Discuss Electrical Right-of-Way:

******Discuss/Consider Rescinding the Resolution Adopted on June 21, 2016 Whereby Entergy Louisiana, LLC was Granted the Approval of a Right-of-Way Instrument to Service 3101 David Berard Road (RAM Designs Tract "L" (18.13 Acres) at the Port of Iberia Millennium Expansion Phase II Property Site.**

Mr. Gerald Gesser, Gesser Group APC, reported that on June 21, 2016 the Commission approved a Right-of-Way for Entergy to service Tract "L" (RAM Design). The Executive Director indicated that it was originally planned for Entergy to service both the RAM and Logan property sites; however, after meeting with Cleco, there were some issues between the tenant (RAM Design) and Cleco which were trying to be resolved. The tenant (RAM Design) has resolved those issues with CLECO. Mr. Romero stated Entergy is completely aware and understands what occurred.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Simieon d. Theodile to "Resind" the Resolution adopted by the POI District Board

of Commissioners on June 21, 2016 whereby Entergy Louisiana, LLC was Granted the Approval of a Right-of-Way Instrument to Service 3101 David Berard Road (RAM Designs Tract "L" (18.13 Acres) at the Port of Iberia Millennium Expansion Phase II Property Site.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

******Discuss/Consider CLECO Power, LLC Underground Servitude Agreement Regarding Primary Electrical Utilities to Service 3101 David Berard Road (RAM Designs Tract "L" (18.13 Acres) at the Port of Iberia Millennium Expansion Phase II Property Site.**

The Port Attorney has reviewed and approved the CLECO Power, LLC Underground Servitude Agreement regarding primary electrical utilities to service 3101 David Berard Road (RAM Designs Tract "L" (18.13 Acres) at the Port of Iberia Millennium Expansion Phase II Property Site.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Elbridge "Smitty" Smith, III that the following be adopted:

**RESOLUTION
BOARD OF COMMISSIONERS
PORT OF IBERIA DISTRICT**

A meeting of the Board of Commissioners of the PORT OF IBERIA DISTRICT was held on the 20th day of SEPTEMBER, 2016 at New Iberia, Louisiana.

Upon motion duly made, seconded and approved, it was

RESOLVED that LARRY G. RADER, Board President, be and is hereby authorized to execute and sign on behalf of the PORT OF IBERIA DISTRICT, appearing through its governing authority, the Board of Commissioners, an Underground Servitude Agreement for CLECO POWER LLC regarding Primary Electrical Utilities to 3101 David Berard Road (RAM DESIGNS TRACT "L" (18.13 acres)), at the Port of Iberia Millennium Expansion Phase II Property Site.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark

Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the Resolution was therefore adopted on this the 20th day of September, 2016.

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

Executive Director Craig Romero stated we have two (2) potential tenants as of right now, All Points Equipment and Omega. All Points Equipment wants part of the yard and a First Right of Refusal. Port Commissioner Roy Pontiff and Executive Director Craig Romero worked up some numbers for All Points. Omega will need about $\frac{3}{4}$ of the yard. Mr. Gerald Gesser stated all he wanted to address now was the painting, the roof on the trailer, and the inside ceiling in the trailer. On the wood office building, it would be the exterior treatment, which includes painting, changing rotten wood, and changing the gutters.

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Mark Dore' to approve and authorize a budget in an amount not to exceed \$40,000.00 for renovations to the Central Gulf Office and the Trailer at the Central Gulf location at the Port of Iberia as presented by Gesser Group APC to perform exterior repairs.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

{1} Discuss/Approve Contractor's Invoice No. 1220.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Simieon d. Theodile to approve and authorize the payment of Invoice No. 1220 to Kerne Construction, Inc. in the amount of \$940.00 for labor and materials to install four new turbine roof vents at the old Central Gulf Office at the Port of Iberia; and motion further states that the payment be taken from the \$40,000.00 approved budget for renovations to the Central Gulf Office, leaving the remaining balance of \$39,060.00 for the project.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

VII. 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} Discuss/Approve Berard, Habetz, & Associates, Inc. Invoice.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Simieon d. Theodile to approve and authorize the payment of Invoice Number 216414 in the amount of \$165.00 to Berard, Habetz & Associates, Inc. for professional services rendered from May 16, 2016 thru August 7, 2016 for POI Bulkhead (Additional Services), regarding extending the existing Bulkhead at Slip 1A and "Wash-Outs" located at Various Gate Slip Entrances, in accordance with the contract dated August 8, 2014.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

- (b) Update on 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} Update on Project.

Mr. Marc Berard, Berard, Habetz, & Associates, Inc. reported that the project is about 60% complete. The rail spurs are complete, the parking lot is about 40% complete, the fencing is about 50% complete, and the drainage is about 60% complete.

{2} Discuss/Approve Contractor's Application for Payment #6.

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Mark Dore', to approve and authorize the payment of Contractor's Application for Payment #6 in the amount of \$105,462.35 to Southern Constructors, LLC for the work performed August 1, 2016 thru August 31, 2016; regarding 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; in accordance w/contract dated February 11, 2016.

This motion having been submitted to a vote, the vote thereon was as follows:
Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.
And the motion was therefore passed on this the 20th day of September, 2016.

{3} Discuss/Approve Change Order Number 4.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Simieon d. Theodile to approve and authorize Change Order Number 4 regarding 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 as it relates to an increase in the amount of \$10,963.59 to install additional materials to reinforce the sub-base; the motion also adds Forty-five (45) Contract days due to adverse weather conditions; and motion further stipulates the Change Order reflects the "revised" total contract working days to 165 days and motion further stipulates that the total revised contract amount is \$1,234,851.47; and the motion further authorizes the Board President to execute said Change Order Number 4 in accordance with the contract dated February 11, 2016.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.
And the motion was therefore passed on this the 20th day of September, 2016.

{4} Discuss/Approve Change Order Number 5.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Elbridge "Smitty" Smith, III to approve and authorize Change Order Number 5 regarding 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 as it relates to an increase in the amount of \$4,817.93 for additional work related to private utility conflicts as per Item Number 15 on the Application for Payment; and motion further stipulates that the total revised contract amount is \$1,239,669.40; and the motion further authorizes the Board President to execute said Change Order Number 5 in accordance with the contract dated February 11, 2016.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

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

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Mark Dore', to approve and authorize the payment of Invoice Number 216370 for the period July 25, 2016 thru August 7, 2016, in the amount of \$2,186.50 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: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Simieon d. Theodile to approve and authorize the payment of Invoice Number 216393 for the period August 8, 2016 thru August 21, 2016, in the amount of \$3,500.50 to Berard, Habetz & Associates, Inc. for additional services relating to the RPR Inspection regarding The Bayou Companies Facility Improvements Project (TIF Funding), in accordance with the contract approved by the full Board on July 21, 2015.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

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

Mr. Marc Berard, Berard, Habetz, and Associates, Inc. presented to the Board an Opinion of Probable Cost (dated September 15, 2016) from the Final Design for the

Intersection Improvements to David J. Berard Road and Hwy 83, along with a Schematic Drawing. Mr. Berard reported that they were finished designing the project and were ready to go out for bid. During the design of the project, additional drainage work needed to be done. The first estimate was \$194,896.00 and with the additional drainage the estimate went up to \$219,724.00. The budget for this project was using the remaining money from the TIF Natural Gas Extension Project (\$193,000.00) and a motion was passed by the Commissioners in a previous monthly meeting to add an amount not to exceed \$200,000.00 more to the project with Port Funds.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Elbridge "Smitty" Smith, III to approve and authorize Berard, Habetz and Associates, Inc. to proceed with the advertisement for bids for the project regarding Update on Intersection Improvements to the Corner of David Berard Road/Weeks Island Road; and motion further authorizes that the overall budget for this project not exceed \$219,724.00.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

- (d) Discuss/Approve Berard, Habetz, & Associates, Inc. Engineering Services Invoice in Accordance with BH&A Master Services Agreement.**

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Elbridge "Smitty" Smith, III, to approve and authorize the payment of Invoice Number 216395 in the amount of \$1,160.00 to Berard, Habetz, and Associates, Inc. for professional services rendered from July 25, 2016 to August 21, 2016 regarding engineering services to assist Nabors Drilling, MTT (Gas Service) and address drainage issues at the Port of Iberia; 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: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

VIII. REPORT FROM MR. JAY LEBLANC, P.E., CB&I, ON:

- (a) 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} Power Point Presentation on Const. of Bulkhead 12A.**

Mr. Jay Leblanc, CB&I, reported that a substantial completion inspection was performed on August 25, 2016 on the project. The substantial completion report was submitted to be approved at tonight's September 20, 2016 Board meeting.

- {2} Discuss/Approve Contractor Request for Payment Application
Number 14.**

A motion was made by Commissioner Mark Dore', and seconded by Commissioner Simieon d. Theodile, to approve and authorize the payment of Contractor Payment Application Number 14 in the amount of \$578,831.99 to Coastal Bridge, LLC. for the Port Site-Bulkhead Relocation Phase II A Project (Bulkhead 12A – Public Dock), SPN 578-23-0018/H.009021 (322) for the period August 1, 2016 thru August 31, 2016 in accordance with contract dated May 7, 2015; 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: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

- {3} Discuss/Consider Certificate of Substantial Completion.**

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Mark Dore' to accept and approve Substantial Completion of the Project regarding 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)); in accordance with the contract dated May 7, 2015; and motion further acknowledges that the 45-day Clear Lien Period will commence once the Substantial Completion has been recorded with the Iberia Parish Clerk of Court's Office.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

{4} Discuss/Approve CB&I Invoice.

A motion was made by Commissioner Mark Dore', and seconded by Commissioner Simieon d. Theodile, to approve and authorize payment of Invoice Number 222655 in the amount of \$32,854.75 to CB&I Coastal, Inc. (f/k/a Shaw Coastal, Inc.), for the period August 1, 2016 thru August 31, 2016 (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: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

IX. 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 Re-Advertisement to Re-bid the Project.

Mr. Zack Autin, GIS Engineering, LLC., reported the project was advertised for re-bid on August 24, 2016. A pre-bid meeting on held on September 13, 2016 and there were 25 attendees. The bid opening is currently scheduled for Wednesday, September 28, 2016 at 11:00 AM at the POI Administrative Office.

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

{1} Update on Preliminary Design of Bulkheads 1, 6, & 7.

Mr. Zack Autin, GIS Engineering, LLC., presented a PowerPoint presentation. GIS has been working on the preliminary design of these three (3) bulkheads over the past month and they are ready to present their results to the Board this meeting date. Without contingency, the estimate of construction cost is \$2,737,664.50. With a 20% contingency the cost is \$3,285,197.40. GIS will have a more accurate estimate after final design.

{2} Update on Status of Right of Entry from Owner of Bulkhead No. 1.

Mr. Zack Autin, GIS Engineering, LLC., reported GIS has been working with the Port Attorney over the last month to draft a Right-of-Entry and Consent to Construction that holds the Port harmless for any potential damage that could befall upon the existing timber bulkhead due to the future deepening of Rodere Canal. This document has been finalized and the Owner is currently reviewing it.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Elbridge "Smitty" Smith, III to approve and authorize GIS Engineering, LLC to proceed with the final design of Private Bulkheads 1, 6, & 7 contingent upon the execution of the Right-of-Entry by all parties and the LA DOTD approval with an upset limit not to exceed \$3,285,197.40.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

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

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Elbridge "Smitty" Smith, III to approve and authorize the payment of Invoice Number 70000152 in the amount of \$16,197.00 to GIS Engineering, LLC for the period July 2016 which includes preliminary design of Bulkheads 6 & 7, preliminary design report, preliminary drawings, and specifications outline; in accordance with the contract dated February 16, 2016 and Amendment #2 dated August 16, 2016.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Simieon d. Theodile to approve and authorize the payment of Invoice Number 70000153 in the amount of \$28,207.50 to GIS Engineering, LLC for the period August 2016 which includes preliminary design of Bulkheads 1, 6, & 7, preliminary design report, preliminary drawings, specifications outline, and

design meeting with owner of Bulkhead 1 (Jimmy Shea); in accordance with the contract dated February 16, 2016 and Amendment #2 dated August 16, 2016. This motion having been submitted to a vote, the vote thereon was as follows:
Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.
And the motion was therefore passed on this the 20th day of September, 2016.

(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, presented the Board with a PowerPoint Presentation.

{2} Update on Status of Right of Entry from Owner of Bulkhead No. 11.

Mr. Zack Autin, GIS Engineering, LLC., reported that he has been working with the Port Attorney to draft a Right-of-Entry and Consent to Construction that includes the servitude language and information received from the U.S. Corps of Engineers. This document is complete and they are in the process of scheduling a meeting with the Owner of this bulkhead.

{3} Discuss/Approve Contractor Pay App No. 3.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, and seconded by Commissioner Mark Dore', to approve and authorize the payment of Contractor Payment Application Number 3 in the amount of \$400,538.05 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 August 1, 2016 thru August 31, 2016 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: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.
And the motion was therefore passed on this the 20th day of September, 2016.

{4} Discuss/Consider Change Order No. 2.

A motion was made by Commissioner Simieon d. Theodile, seconded by Commissioner Mark Dore' to accept and approve Change Order Number 2

regarding Port-Site Bulkhead Relocation Project Phase II B – Private Bulkheads {1, 6, 7, 11, 13, and 14} (Private Property) as it relates to an increase in the amount of \$142,050.00 to extend the southern section of Bulkhead 11 out into Slip C-8 by 10ft from that proposed on the original plans to match the water depth at the face of the portion of Bulkhead 11 along Commercial Canal where the tenant previously moored his boats; motion further authorizes the addition of ten (10) working days to the contract; the Change Order reflects the “revised” total contract working days to 210 days and the motion further authorizes the Board President to execute said Change Order Number 2 in accordance with the contract dated April 27, 2016; and motion further acknowledges that the revised contract amount is \$2,974,247.50; contingent upon Right-of-Entry signed; and motion further stipulates that Change Order Number 2 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: Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Mark Dore’.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

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

A motion was made by Commissioner Elbridge “Smitty” Smith, III, seconded by Commissioner Mark Dore’, to approve and authorize the payment of Invoice Number 70000154 in the amount of \$26,345.08 to GIS Engineering, LLC for the period August 2016 which includes construction administration and oversight, site visits, submittal, NCR, RFI, and contractor payment application processing, monthly construction progress meeting with tenants and contractor, resident project representation; in accordance with the contract dated February 16, 2016 and Amendment #2 dated August 16, 2016.

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

Yeas: Roy A. Pontiff, Elbridge “Smitty” Smith, III, Simieon d. Theodile, and Mark Dore’.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

- (d) Status of the Louisiana Port Construction & Development Priority Program SPN H.011928 “East & West Yard Expansion & Site Improvements Project (the Purchase of a Building Located on Tract “A” (28.567 acres) Located on the Port Expansion Phase I Property

Site, as well as Infrastructure Improvements to the Existing Building on Tract "A".

There was no action taken on the above agenda item.

- (e) **Update on Reapplying for the Port of Iberia District's USACE Standard Permit NO. MVN-1997-03709-WY and Extension of the Port of Iberia District's LA DNR Coastal Use Permit No. P20100265 (Amended) for:**

- {1} **Port of Iberia Proposed Maintenance Dredging & Bulkhead Installation & Maintenance. (T13 & 14S – R6E); Rodere, Commercial & Port Canals, Iberia Parish, LA**

Mr. Zack Autin, GIS Engineering, LLC., reported the Joint Permit Application has been processed by the LADNR and sent to the USACE for approval. Mr. Zack and Mr. Oneil have a meeting scheduled with Mr. Darrell Barbara and the Project Manager assigned to this Permit Application, Mr. Johnny Duplantis, at the Corps office in New Orleans on Tuesday, September 27 at 10:00 AM. GIS has submitted their response to the NOAA completion report request on this permit, letting them know that the work is not complete and we are currently in the process of renewing the permit through November 2021.

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

Mr. Oneil Malbrough, GIS Engineering, LLC, reported the Senate passed the draft of the WRRDA bill.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Elbridge "Smitty" Smith, III to authorize GIS Engineering, LLC as the Port of Iberia District's Agent to develop the 2017–2018 Capital Outlay Application due on November 1, 2016; and further discuss the application at the October 18, 2016 Regular Monthly Board Meeting.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

- {2} **Discuss/Approve GIS Engineering, LLC Invoices.**

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile to approve and authorize the payment of Invoice Number 70000155 in the amount of \$12,918.25 to GIS Engineering, LLC for the period August 1, 2016 thru August 31, 2016 for project coordination, download NOAA chart report and maps, revise permit drawings, and make new PDF's; in accordance with the contract effective date of January 20, 2016 and

Amendment Number 1 dated August 16, 2016.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Simieon d. Theodile to approve and authorize the payment of Invoice Number 70000157 in the amount of \$4,902.50 to GIS Engineering, LLC for the period August 1, 2016 thru August 31, 2016 for surveying of public barge loadout areas coordination and coordination with tenants, coordination with USACE on ROW documents, and replying to comments and changes by DNR and calculating quantities for updating permit; in accordance with the contract effective date of January 20, 2016 and amendment number 1 dated August 16, 2016.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile to approve and authorize the payment of Invoice Number 70000156 in the amount of \$6,542.50 to GIS Engineering, LLC for the period July 1, 2016 thru July 31, 2016 for permit application preparation, preparation of responses to the LDNR comments, USACE coordination and prep for meeting at POI regarding path forward for remaining bulkheads; in accordance with the contract effective date of January 20, 2016 and amendment number 1 dated August 16, 2016.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

X. REPORT FROM PORT ATTORNEY ON:

- (a) AWS Lease Agreement & Collection of Unpaid Rental.**

Port Attorney Ray Allain reported he got notice AWS wanted to increase their offer to \$32,500.00 plus they would pay for the soil dig up and disposal of the contaminated soil, which is about \$8,000.00. He stated they are about \$108,000.00 short of what AWS owes the POI. Commissioner Elbridge "Smitty" Smith, III stated since we are dealing with public funds we can't just dismiss it and take an offer like this. He stated he thinks we need to go after to what is due the public and see what we can get. Commissioner Elbridge "Smitty" Smith, III is against accepting the offer. Port Attorney Ray Allain stated he agrees with Mr. Smith. AWS has a contractual obligation even though they are not occupying the property. It was a consensus of the Board to not accept the offer of \$32,500.00 from AWS. Executive Director Craig Romero will call Erich Munding to let him know the Boards decision.

(b) Central Gulf Shipyard Lease Agreement & Collection of Unpaid Rental.

Port Attorney Ray Allain reported he thinks we should obtain a judgement by default against Central Gulf.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Simieon d. Theodile to authorize the Port Attorney to file a suit against Central Gulf Shipyard to recover the balance owed for Lease Agreement with the Port of Iberia District.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.

And the motion was therefore passed on this the 20th day of September, 2016.

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

Port Attorney Ray Allain reported after the discussion from last month that LBC Port's offer wasn't sufficient, Mr. Allain informed Mr. Kreig Breaux that he should reject it and let him know that the Port of Iberia would proceed accordingly. Mr. Kreig Breaux is preparing judgement interrogatories which he will serve on LBC Port this week to collect information. Based on what he finds in the interrogatories Mr. Kreig Breaux will schedule to rule LBC Port into court under oath to answer questions about their assets and liabilities. Collections will be formally initiated this week.

XI. REPORT FROM EXECUTIVE DIRECTOR ON:

- (a) Update on Chart Energy & Chemicals, Inc. Seventh Amendment to Lease Agreement to be Prepared Regarding Tract "F-1" (15.14 acres) of the POI Millennium Expansion Phase I Property Site.**

Administrative Assistant Joanna Durke reported she would get with Port Attorney Ray Allain regarding the Seventh Amendment. Chart Energy & Chemicals has a couple of questions. Chart has paid the whole invoice that was sent to them.

- (b) Discuss/Consider Ninth Amendment of Lease Agreement b/t the Port of Iberia District and Dynamic Industries, Inc. Regarding the Acquisition of an Existing Fabrication Bldg on Tract "A" (28.56 Acres).**

Administrative Assistant Joanna Durke stated Mr. Emile Dumesnil with Dynamic is waiting on John Foti's appraisal before they sign to see if the numbers need to be changed. Executive Director Craig Romero stated we did get the appraisal and he would talk to Mr. Emile with Dynamic to see how he wants to go forward since the appraisal came in lower than he had anticipated.

- (c) 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.**

Executive Director Craig Romero reported the property went to Sheriff's Sale Wednesday September 14, 2016. The appraisal the Port of Iberia had done came in at \$8.3M, the bidding started at \$8.4M.

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

- {1} 6005 Port Road (Former West Yard Dynamic Industries).**
- {2} Dynamic East Yard Located on David Berard Road.**
- {3} Henry Bernard Property Located Behind the POI Administrative Office.**

Executive Director Craig Romero reported we received the appraisals for both Dynamic properties.

- (e) Grant Application in Accordance with the US Department of Homeland Security Fiscal Year 2016 Port Security Grant Program for the POI.**

- {1} Discuss/Approve MARSEC Corporation Invoice No. 1611.**

A motion was made by Commissioner Elbridge "Smitty" Smith, III, seconded by Commissioner Simieon d. Theodile to approve and authorize the payment of Invoice Number 1611 in the amount of \$6,000.00 to MARSEC Corporation for the

preparation and submittal of the Port Security Grant in accordance with the U.S. Department of Homeland Security Fiscal Year 2016 Port Security Grant Program; in accordance with the proposal number 1630 dated March 22, 2016.

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

Yeas: Roy A. Pontiff, Elbridge "Smitty" Smith, III, Simieon d. Theodile, and Mark Dore'.

Nays: None.

Absent at Voting: Larry G. Rader, Gene L. Jefferies, and Danny J. David, Sr.
And the motion was therefore passed on this the 20th day of September, 2016.

(f) Executive Director's Monthly Report.

Mr. Mike Flash stated to the Board because of two (2) of the Port of Iberia's projects, Dixie Electric was able to employ four (4) laid off oil field workers into full time employment.

Commissioner Roy Pontiff asked Executive Director Craig Romero now that Mr. Lory Segura has retired, has Mr. Craig Romero considered entering into a contractual relationship with Robert Bingham. Mr. Romero stated he was going to have the conversation with Port Attorney Ray Allain. Mr. Romero stated because of the nature of what he is doing he was concerned, from a risk management standpoint, of the exposure of the Port having Mr. Robert as a contract employee.

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

(g) Announcements.

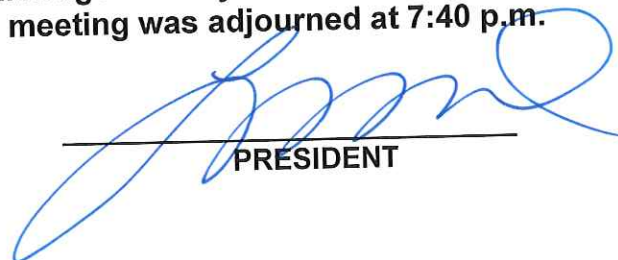
***AAPA Annual Convention – Sunday, October 23 – Wednesday, October 26, 2016 – New Orleans, LA

XII. ADJOURNMENT.

On a motion made by Commissioner Elbridge "Smitty" Smith, III, and seconded by Commissioner Simieon d. Theodile the meeting was adjourned at 7:40 p.m.



SECRETARY-TREASURER



PRESIDENT