

AGENDA  
NOVEMBER 8, 2000

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. Consider October 11, 2000 Regular Meeting Minutes for approval
- V. Executive Director's Report
  - A. E-Slip Expansion Updates
    - 1. 2<sup>nd</sup> leg
    - 2. 3<sup>rd</sup> leg
  - B. Northern Expansion Update
  - C. Highway Improvements
  - D. Millennium Port Update
  - E. Bayou Clean Up
- VI. Committee Reports
  - A. Executive Committee:
    - 1. Authorize execution of Amendment of Lease Agreement with Caillouet Land Corporation (Corridor Tract Lease)
    - 2. Resolution certifying compliance with public bid laws for SPN 578-29-0015
  - B. Legal, Permits & Waterways Committee:
    - 1. Letters of No Objection
      - i. Bois D'Arc Offshore LTD
    - 2. Demand by Enviro Ventures, Inc. – POSSIBLE EXECUTIVE SESSION
    - 3. Authorize litigation against Armortec, Inc. – POSSIBLE EXECUTIVE SESSION
  - C. Construction & Development Committee:
    - 1. Request from OSS to lease property
    - 2. Request from ERA to lease property
    - 3. Change order No. 1 – SPN 578-29-0015
    - 4. Renewal request from Air Logistics, LLC
    - 5. Request from ASCO
  - D. Finance Committee:
    - 1. Consider payment of Invoices and recognize Expenditures over \$10,000
    - 2. Consider October 2000 Financial Statement for approval
  - E. Personnel Committee:
- VII. Any other business
- VIII. Adjournment

OFFICIAL PROCEEDINGS OF THE GREATER LAFOURCHE PORT COMMISSION  
November 8, 2000

The Board of Commissioners of the Greater Lafourche Port Commission met in regular session in the Conference Room of the Administration Building in Galliano Louisiana on Wednesday, November 8, 2000 at 10:30 AM pursuant to the provision of due notice in writing to each and every member thereof and duly posted in the manner prescribed by law.

Vice-President Melancon called the meeting to order and requested that Secretary Terrebonne call the roll.

PRESENT: Johnny Melancon, Rodney Terrebonne, Larry Griffin, Chester Cheramie, Harry Cheramie, Donald Vizier, Ervin Bruce, and Wilbert Collins

ABSENT: Dudley Bernard

Also present were Ted M. Falgout, Executive Director; Loulan Pitre, Port Attorney; Larry Picciola, Joe Picciola, and John Plaisance, Port Engineers; Davie Breau, Assistant Director; Susan Martin, Accountant Administrator, and Addie Callais, Administrative Specialist.

Vice-President Melancon led in the recitation of the Pledge of Allegiance.

Vice-President Melancon recognized the new Board members present at the meeting – Mr. Chuckie Cheramie, Mr. Jimmy “T-Jim” Lafont, and Mr. Harry Cheramie.

Upon motion by Larry Griffin and second by Wilbert Collins, the Board of Commissioners unanimously approved the minutes from the October 11, 2000 Regular Meeting.

EXECUTIVE DIRECTOR’S REPORT:

E-Slip Expansion Updates

2<sup>nd</sup> Leg – Project Engineer Larry Picciola reported that after the last meeting, he and Director Falgout reviewed Duphil’s bid. They also addressed local divers to give them an opportunity to give a price on this work. Three local companies submitted bids, and Duphil resubmitted its bid after making a few changes suggested by Project Engineer Larry Picciola. Duphil’s bid was by far the lowest; thus, Mr. Picciola can proceed with the project, having been granted prior approval to do so by the Board.

3<sup>rd</sup> Leg – Project Engineer Joe Picciola reported that the bulkhead is very close to being complete with 95% of the total project being finished. The dredging of this portion of the project is completed and in the Lien period.

Northern Expansion – Project Engineer John Plaisance reported that plans and specs are being reviewed by DOTD and EDA. Upon approval, the project will be ready to be bid.

Highway Improvements – Roy Francis reported that the Land Legacy Act Issues were passed instead of CARA. However, an amendment called Commerce, State and Justice was added to the appropriations bill in which \$28 million this year should be received by the State of Louisiana. Of that total, 23% can be used for Infrastructure. He also reported that a request for \$70 million of capital outlay funds was submitted to the state to help repair the Leeville Bridge.

Millennium Port Update – Director Falgout reported that he will be making a formal presentation to the Millennium Port Board on Tuesday, November 14, 2000, that will tie-in the major modes of transportation and environmental projects and hopefully bring this all together into a conceptual plan from which the state could benefit. Discussions on this matter have been had with the Acting Director of the Millennium Port Authority, with the Terrebonne delegation, with the intermodal airport concept developers, and with the South Louisiana Port Commission. The Authority will be asked to initiate a reconnaissance study to evaluate the different alternatives in Coastal Louisiana for a major transportation and environmental conceptual plan.

Bayou Clean Up – Director Falgout reported that the project is proceeding well. The Contractor was doing a first lift on LA 308 and would pass over the area again with a second lift. He also reported that in the spring, planting is planned to reinforce the area built-up by the Bayou Clean Up project. Board Member Melancon informed Asst. Director Breaux that he was alerted to extreme erosion around the Bayou Centropex. Asst. Director Breaux informed Board Member Melancon that the contractor is planning to address the area in question.

## COMMITTEE REPORTS

### Executive

Vice-President Melancon presented an Amendment of Lease Agreement to the Board for their consideration. Attorney Pitre explained that earlier this year, the Board had settled some issues with Caillouet Land Corporation and had authorized execution of a settlement agreement. That agreement provided that the Corridor Tract Lease be amended in accordance with an exhibit attached to the agreement. Upon motion by Donald Vizier and second by Ervin Bruce, the board unanimously authorized execution of an Amendment of the Corridor Tract Lease Agreement with the Caillouet Land Corporation.

Vice-President Melancon presented a resolution certifying compliance with public bid laws for SPN 578-29-0015 to the Board for their consideration. Director Falgout explained that this is a standard resolution that certifies that the Commission has complied with the public bid laws for this project. Upon motion by Chester Cheramie and second by Harry Cheramie, the board unanimously adopted the resolution.

Vice-President Melancon presented a right of entry to the Board for their consideration. Director Falgout reported that the Corps is ready to move forward with the Port Fourchon Navigation Project, and this is one of the last documents needed to do so. This document will designate spoil areas and grant a right of entry so that the Corps can do this job. Upon motion by Larry Griffin and second by Chester Cheramie, the board unanimously approved issuing the right of entry and authorized Executive Director Ted M. Falgout to execute the document.

#### Construction & Development

Chairman Ervin Bruce presented for the board's consideration a request from Offshore Support Services to lease property in the Northern Expansion. Director Falgout reported that Mr. Roger White had attended the Commission's Committee meeting on Monday and presented a request to lease the property that runs along the Eastern side of Slip A, along the Flotation Canal, and the Western side of Slip B. It is approximately 82 acres of property. OSS is willing to pay an Implementation fee in the amount of one month's rental to hold the lease. Upon motion by Chester Cheramie and second by Wilbert Collins, the board unanimously approved OSS's request to lease property in the Northern Expansion and authorized Executive Director Ted M. Falgout to execute said lease.

Chairman Bruce presented for the board's consideration a request from ERA to lease property along N.J. Theriot Road in the Northern Expansion. Director Falgout explained to the board the area to which ERA would like to locate to expand their existing operations. Upon motion by Harry Cheramie and second by Donald Vizier, the board unanimously approved ERA's request to lease property in the Northern Expansion.

Chairman Bruce presented for the board's consideration Change Order No. 1 for SPN 578-29-0015. Director Falgout reported that the change order reduces the total cost of the project by \$8,847.70. Upon motion by Chester Cheramie and second by Wilbert Collins, the board unanimously accepted the Change Order.

Chairman Bruce presented for the board's consideration a renewal request from Air Logistics. Director Falgout explained that Air Logistics would like to expand and relocate from their present facilities in the Port to property along N.J. Theriot Road. Air Logistics' current lease is set to expire on November 30, 2000. They are willing to enter into their five-year option provided that the board consent to the immediate termination of said lease when the property along N.J. Theriot becomes available. Air Logistics also would like the Commission to restrict the construction in the vicinity of the heliports so that the overall safety of the companies operating at the port is not jeopardized. Asst. Director Breaux is working with them to better determine what their needs are. Upon motion by Wilbert Collins and second by Larry Griffin, the board unanimously approved Air Logistics' request to provide for renewal of their current lease with immediate termination when the expansion property becomes available.

Chairman Bruce presented for the board's consideration a request from ASCO to tear down the old Banana Dock warehouse located on its property. It has been in place for over 30 years and has deteriorated considerably. ASCO may use some of the superstructure to construct a new warehouse elsewhere on the facility site. The Committee does not want the slab to be torn-up or removed. Director Falgout said that if

ASCO chooses to reconstruct the warehouse on the facility, there is no problem. If not, the superstructure must be handed over to the Port so that it can be put out for bid and sold. Board Member Vizier reported that he and Asst. Director Breaux had gone inspect the building and he feels that there are some things that could possibly be salvaged once it is torn down. Upon motion by Donald Vizier and second by Wilbert Collins, the board unanimously approved ASCO's request to tear down the warehouse provided that if ASCO does not reuse the superstructure on the existing property, they dismantle it in a usable way and give the Commission the opportunity to take possession of it and use it as it sees fit.

Chairman Bruce presented for board discussion the possibility of putting electrical hook-ups in the Nerby Collins Fishermen's Marina. Director Falgout reported that information has been gathered on this request, and the estimated cost would be about \$14,000. This would provide twelve boxes with four hook-ups each located at all the wharves and along the back dock of the Marina. Upon motion by Larry Griffin and second by Ervin Bruce, the board unanimously approved soliciting for quotes on this project.

#### Finance

Chairman Donald Vizier presented for the board's approval the invoices for the month of October, 2000 and recognized the expenditures over \$10,000. Upon motion by Donald Vizier and second by Chester Cheramie, the board unanimously approved payment of the invoices.

Chairman Donald Vizier presented for the board's approval the October 2000 Financial Statement. Upon motion by Donald Vizier and second by Wilbert Collins, the board unanimously approved October's Financial Statement.

#### Personnel

Chairman Johnny Melancon reported that there are no personnel issues before the board.

#### Legal, Permits, & Waterways

Chairman Larry Griffin presented for the board's consideration a request for a letter of no objection from Bois D'Arc Offshore, Ltd. Upon motion by Larry Griffin and second by Harry Cheramie, the board unanimously approved issuing a letter of no objection.

Chairman Larry Griffin presented for the board's consideration the need to authorize litigation against Armortec, Inc. Director Falgout reported that Armortec is the company that created the A-Jaxes along the beach. They had issued a warranty for the A-Jaxes, and there are now approximately 50 A-Jaxes that are damaged. The Commission had been negotiating with Armortec to claim the rights granted it in the warranty. Things have not been proceeding well, so Director Falgout proposed that the Commission file a lawsuit concerning this issue. Upon motion by Larry Griffin and second by Ervin Bruce, the board unanimously approved filing suit against Armortec, Inc.

Chairman Larry Griffin presented for the board's consideration a demand by Enviro Ventures, Inc. Attorney Pitre reported that conversations have transpired between him and Mr. Carl Chauvin, attorney for Enviro Ventures. He suggested that the

Commission go into Executive Session but allow Mr. Chauvin to address the board before they do. Mr. Chauvin reported that his client was informed that before any construction could commence on his leased properties, he must get in touch with Equilon because the MARS pipeline runs under the property along LA 3090. Equilon required Enviro Ventures to spend about \$100,000 to be able to access the property. Enviro is unwilling to spend this amount and requests to be released from their lease and have a certain amount of the rentals returned. Director Falgout asked Mr. Chauvin whether if Equilon came up with a proposal that was less inhibitive to Enviro Ventures, his client would consider remaining on the property. Mr. Chauvin said that possibility would be entertained, but probably was unlikely.

Upon motion by Donald Vizier, second by Wilbert Collins and upon a roll call vote, the board unanimously approved entering into an Executive Session.

Harry Cheramie	Yes
P.T. Terrebonne	Yes
Wilbert Collins	Yes
Johnny Melancon	Yes
Ervin Bruce	Yes
Donald Vizier	Yes
Chester Cheramie	Yes
Larry Griffin	Yes
Dudley Bernard	Absent

Upon motion by Wilbert Collins and second by Larry Griffin, the board unanimously approved returning to regular session. Director Falgout reported that Attorney Pitre has the authority to negotiate on behalf of the Commission, and if it is the Commission's will, he will continue to proceed on this matter.

Chairman Griffin recognized Mr. Harry Cheramie who recommended that whenever letters go out to people with sunken vessels, a map be included to help them find their way to the Leeville Graveyard.

#### Any other business

Board member Donald Vizier asked whether the Fisherman's Committee had ever been appointed. Vice-President Melancon reported that he had not appointed the committee. Board member Vizier said that he would like to wait until the new board takes office in January to appoint this new committee.

Donald Callais, a member of the audience, addressed the Commission questioning whether the rumor that Chuckie Cheramie could not serve on the board was true. Attorney Pitre said that there is nothing in his possession that proves that Mr. Cheramie could not take office. Mr. Cheramie has requested an Ethics ruling and has been fully advised of the laws regarding his situation.

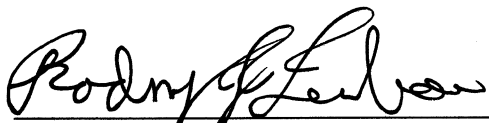
Board member Vizier questioned whether Mr. Jimmy Lafont would be sworn in as soon as the election results become official. Director Falgout reported that perhaps at the next Committee meeting, a special meeting could be called to swear him in.

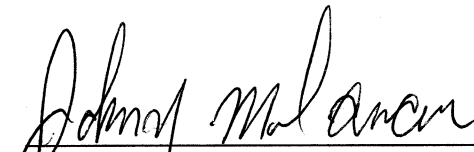
Vice-President Melancon recognized Leslie McVeigh with Senator Mike Robichaux's office in reference to the request to the Attorney General's office regarding

whether or not Pass Fourchon was public or private land. The parish is interested in leasing this area to create a Beachfront Development district. Ms. McVeigh reported that Senator Robichaux's office had requested an opinion from the Attorney General and had been told that no determination could be made from the information provided but that more research would need to be done. Director Falgout said that more research would require a lot of money, and unless the parish or local delegation asks the Attorney General to spend this money, he probably will not. However, state law allows a parish council to create a beachfront development district. Attorney Pitre said that Councilman Lorraine asked him to draft an ordinance to create this district. Approximately two weeks ago, Councilman Lorraine asked Attorney Pitre to address the council on this issue, which he did. He said that every time the issue came before the council, the vote was deferred. Ms. McVeigh said that Senator Robichaux's office is willing to facilitate a meeting between the Wisner Trust and the Caillouet Land Corporation to facilitate an agreement, if necessary.

Upon motion by Larry Griffin and second by Rodney Terrebonne, the board unanimously approved adjourning the meeting.

ATTEST:

  
Rodney Terrebonne, Secretary

  
Johnny Melancon, Vice-President