

AGENDA
February 10, 2010 at 10:30 AM
(Revised 2/9/10 at 10:15 AM)

- I. Call to Order
- II. Pledge of Allegiance
- III. Roll Call
- IV. Election of officers
 - A. President
 - B. Vice-President
 - C. Secretary
 - D. Treasurer
- V. Consider approval of minutes for January 13, 2010 regular meeting and January 27, 2010 special meeting
- VI. Executive Director's Report
 - A. Northern Expansion**
 - 1) Slip B Dredging, Phases 3 & 4 (J. Wayne Plaisance)
 - 2) Slip B East Bulkhead, Phase #4, Part II (Angelette-Picciola)
 - 3) Slip B Asphalt Dudley Bernard Road, Phase 2 (Angelette-Picciola)
 - B. Airport Projects**
 - 1) Localizer/DME (LPA Group)
 - 2) Approach Lighting
 - 3) Airport Drainage Canal
 - 4) Pump Station Upgrade
 - C. FEMA Projects**
 - 1) Bathhouse
 - 2) Beach Stabilization
 - D. Port Security and Grant Projects**
 - 1) Communications Tower
 - 2) LA 1 Project - Command and Control System Phase I MDA
 - 3) Phase II Maritime Domain Awareness
 - E. Other Port Projects**
 - 1) Martin Terminal Slip #1 Repairs (EDA Grant)
 - 2) LA 3090
 - 3) Highway Embankment Stabilization
 - F. LA 1 Highway Improvements**
- VII. Committee Reports
 - A. Executive Committee
 - 1) Consider approving the request from Deep Marine Technology to extend Right of First Refusal for site GLF620
 - 2) Consider approving Cooperative Endeavor Agreement with Lafourche Parish Government for the height zoning ordinance at the airport
 - 3) Consider approving request from Tiger Offshore or Chad Boudreaux to lease site GLF409
 - 4) Consider approving resolution stating intention to sell Non-Directional Beacon (NDB) site to DOTD following advertisement

B. Permits & Waterways Committee

- 1) Review permit applications from ExxonMobil Pipeline Company, Manti Operating Company, and Nicholls State University

C. Construction & Development Committee

- 1) Consider awarding the contract for the Bathhouse at the Public Boat Launch
- 2) Consider awarding the contract for the 400 ft Communications Tower
- 3) Consider approving Change Order No. 1 from Huey Stockstill for the Dudley Bernard Asphalt project
- 4) Consider proceeding with design and advertisement for the Beach Stabilization project

D. Finance Committee

- 1) Consider payment of January invoices and recognize expenditures over \$10,000

VIII. Any other business

IX. Public Comment

X. Possible Executive Session

- A. Discuss pending litigation defined as "Christopher Rogers vs. Sheriff of St. John the Baptist, et al, Suit No.113572 in Division E of the 17th JDC-Parish of St. John the Baptist"
- B. Discuss pending litigation defined as "Greater Lafourche Port Commission vs. James Construction LLC, et al, Suit No.105161 in Division E of the 17th JDC-Parish of Lafourche"

XI. Public Comment

XII. Adjournment

Attachment

- A. Discuss pending litigation defined as "Christopher Rogers vs. Sheriff of St. John the Baptist, et al, Suit No.113572 in Division E of the 17th JDC-Parish of St. John the Baptist"
- B. The pending litigation more specifically defined as "Greater Lafourche Port Commission vs. James Construction LLC, et al, Suit No.105161 in Division E of the 17th JDC-Parish of Lafourche" may be discussed in an executive session.

OFFICIAL PROCEEDINGS OF THE GREATER LAFOURCHE PORT COMMISSION

February 10, 2010

The Board of Commissioners of the Greater Lafourche Port Commission met in regular session on Wednesday, February 10, 2010 at 10:30AM.

President Griffin called the meeting to order and Secretary Collins called roll.

ATTENDED: Chuckie Cheramie, Perry Gisclair, Jimmy Lafont, Donald Vizier, Wilbert Collins, John Melancon, Larry Griffin, and Ervin Bruce

ABSENT: None

President Griffin called for the election of officers. For the office of President, Larry Griffin was nominated by John Melancon and seconded by Wilbert Collins. Nominations were closed and Larry Griffin was elected President by unanimous roll call vote of 9 yeas. For the office of Vice President, Jimmy Lafont was nominated by Chuckie Cheramie and Donald Vizier was nominated by Wilbert Collins. Nominations were closed and Jimmy Lafont was elected Vice President by a roll call vote of 7 yeas by Cheramie, Gisclair, Lafont, Griffin, Melancon, Guidry, Bruce; and 2 votes for Mr. Vizier by Collins and Vizier. For the office of Secretary, Wilbert Collins was nominated by Larry Griffin. Nominations were closed and Wilbert Collins was elected Secretary by unanimous roll call vote of 9 yeas. For the office of Treasurer, John Melancon was nominated by Perry Gisclair. Nominations were closed and John Melancon was elected Treasurer by unanimous roll call vote of 9 yeas.

Upon motion by Perry Gisclair and second by Wilbert Collins, the board unanimously approved the minutes for January 13, 2010 regular meeting and January 27, 2010 special meeting.

Executive Director's Report

Director Chiasson congratulated the new officers on the election and looks forward to working with them. He also announced that on behalf of the staff he congratulated the Saints on winning the Super Bowl. Who Dat!

Northern Expansion – Engineer John Plaisance reported that the contractor left the project site the last week of December and returned last week for Slip B Dredging, Phases 3 & 4. The contract time ended on February 5th. The Port will retain liquidated damages of \$2,700 a day. Engineer Plaisance will report on the expected completion date by next meeting. There is approximately 2 weeks of dredging remaining. Commissioner Lafont questioned the liquidated damages if the money is set aside not to pay, which Engineer Plaisance replied that there was no invoice this month and the amount will be deducted from any future invoices received. Director Chiasson stated that if work is completed in 2 weeks, beginning March 1st those tenants should be able to start paying rent.

Engineer Larry Picciola reported that the Low Land has 180 ft. left of sheet piles to install for Slip B 1100' East Bulkhead, Phase 4. He stated that approximately 500 ft. of whaler beams have been installed with bumper pipes and they are beginning to install timber piles for the concrete deadman. He reported that the painting problems were on the land side with 18 pairs of sheets approximately 80 ft. This will be corrected either by the painter or Low Land during touch up painting.

Engineer Larry Picciola reported that the notice to proceed was issued on February 17th for Slip B Asphaltting Dudley Bernard Road. Commissioner Gisclair questioned the total amount of projects under construction, which Director Chiasson replied approximately \$10 million. Engineer Picciola reported that the change order later on the agenda is an increase of \$114,155 to overlay a portion of the Access Road using the same unit prices in the original specs.

Commissioner Melancon exited the meeting.

Airport Projects – Mr. Duet presented photos of the S.L. Leonard Miller Jr. Airport when it was purchased in 2001 compared to the 2009 photo of the Airport with the latest improvements. He stated that the Port constructed approximately \$20 million of improvements. This is a difference of a 4 passenger plane landing on the runway to currently a 20 passenger 75,000 lbs jet and we are not finished yet.

Mr. Duet reported that the contractor will be on site next week to do the ground inspection for the Localizer/DME project. The contractor currently has 5 days of work left with 15 days in the contract to complete the project. He stated that this is the first phase of three for a complete landing system. He reported that the second phase of the landing system is the Approach Lighting project. The pre-construction meeting will be scheduled in March to issue a notice to proceed. Mr. Duet reported that the excavator has cleaned approximately 2 miles of the Airport Drainage Canal with 1 mile remaining. This work will help drain from the Brenton Canal to Golden Meadow.

Mr. Breaux reported that the board awarded the Pump Station Upgrade to Dolphin Services last meeting for one new 36" pump and foundation. The contract documents are being processed. Commissioner Cheramie requested that the photos of the Airport before and after be published in the paper, which Director Chiasson replied it will be done.

FEMA Projects – Director Chiasson reported that later on the agenda is to award the Bathhouse contract. He reported that also later on the agenda is for the board to consider moving forward with the design and advertising of the Beach Stabilization project.

Port Security and Grant Projects – Mrs. Danos reported that the bids for the Communication Tower were received and reviewed. It is later on the agenda to award. She reported that the Command and Control System is under construction and expect implementation on site February 23rd. The Phase II Maritime Domain Awareness which is the upgrade of cameras is pending FEMA's award of the project.

Other Port Projects – Director Chiasson reported that the engineer is working on the design for Martin Terminal Slip #1 Repairs. He reported that Barriere has been delayed due to the weather to overlay LA 3090. He stated that as soon as they are able to be on site it will only take 7-10 days to complete. Commissioner Guidry stated that some camp owners were concerned that the patching work was the complete project, which Director Chiasson replied that it is not the end result. DOTD designed the project to patch the roadway then do the complete overlay. Mr. Breaux reported that he is still trying to schedule with DOTD to use equipment for the remaining repairs needed for the Highway Embankment Stabilization project.

LA 1 Highway Improvements – Mr. Henri Boulet reported that the percentage of completion of Phase 1A of the LA 1 Project as of Jan. 31st was 41%, with 58% of the contract time elapsed. In January, DOTD received an updated scheduling forecast for this project indicating a revised finishing date of November 30, 2011. The recently installed camera put in place to catch any violators who attempt to run the toll has captured images of some vehicles dangerously driving opposite traffic flow. He asked the CCCD to forward these images to the appropriate law officials for review and prosecution on all highway safety violations. Moving on to Phase 2, except for the two southern-most landowners, DOTD reported yesterday that all right of way ("r/w") offers will have been made by Feb. 12th. Because some of the offers involved relocations, and the relocation offer must be made at the same time as the acquisition offer, finding comparable relocation sites took some extended time. The revised r/w from the two southern-most landowners include not having to totally relocate the Bollinger Canal will be known after finalized maps are produced. This revised r/w work is being performed by Wilbur Smith Engineers with contracts under review at DOTD's legal department. Concerning the Geotechnical work, the contract with Ardaman & Associates, Inc. has all signatures except one, who is a senior level DOTD official who must approve contracts over \$500,000. The LA 1 Project manager expects DOTD to issue a notice to proceed to Ardaman and Associates within a week. Concerning the TIGER grant submitted by the Coalition for \$300 million of stimulus funds, He expects to learn those results by close of business next

Wednesday. In the last month we had two federal agencies contact the USDOT on behalf of our application, which is good. In the mean time, the Coalition is continuing to monitor funding opportunities in the administration's budget and an overdue 5-year federal highway bill. Along with Senator Landrieu's office, the Coalition had a meeting with US Department of Energy representatives this past month in Washington on the long promised Economic Analysis, and we are moving forward with their suggestions at having the University of Lafayette's NIMSAT Institute perform the bulk of the study. Next week a delegation from that institute will tour the LA 1 Corridor. In other highway project news in our area, the new \$50 million Caminada Bay Bridge is now 3% complete and the new Bayou Lafourche Bridge at Larose is 10% complete. Finally, Mr. Boulet reported the data on traffic flow on the Tomey Doucet Bridge in Leeville that was presented to the Louisiana Transportation Authority last month. The first slide shows that revenue is averaging about 80% of what was projected back in 2005 when the bonds were sold. While we all know the economy slowed down nationally, the good news is that if the toll collections continue to average 80% of forecast, the debt coverage requirements will be met, and the \$18 million debt service reserve fund that was set-up will not have to be tapped into. When one looks at the 2008 and 2009 deepwater discoveries in the Gulf announced by MMS, supporting the exploration & production work for these discoveries out of Port Fourchon should support increased traffic in the coming years.

Commissioner Cheramie stated that none of the kiosk locations are open at night to pay for the tolls and also on weekends the businesses are closed. People are unable to pay for tolls since these places are closed. There should be a place open 24 hours a day. Mr. Boulet stated that there is a 24 hr. kiosk machine open in Golden Meadow; however, he will talk to DOTD about other business staying open. He stated that people do have 96 hrs. to pay if some places are closed.

Committee Reports

Executive Committee - Chairman Griffin reported that the committee met on January 27, 2010 at the Operations Building in Fourchon. Present was Larry Griffin, Jimmy Lafont, and Wilbert Collins. John Melancon was absent. The commissioner also met on February 8, 2010 at the Administration Building in Galliano. All members were present. The Commission then discussed items that were discussed at the committee meetings.

Upon motion by Chuckie Cheramie and second by Perry Gisclair, the board unanimously approved the request from Deep Marine Technology to extend the Right of First Refusal for a site further north and allow the same implementation fee already paid to go toward this extension.

Upon motion by Jimmy Guidry and second by Ervin Bruce, the board unanimously approved the Cooperative Endeavor Agreement with Lafourche Parish Government for the height zoning ordinance at the Airport. Director Chiasson stated that this agreement will alert the parish permitting department to inform the Port when someone applies for a permit to build at a certain height elevation.

President Griffin presented for the board's consideration to vote on either the request from Tiger Offshore or Chad Boudreaux to lease site GLF409. Director Chiasson stated that Tiger Offshore's proposal is to develop the site to expand their services and Mr. Boudreaux's proposal for the site is to develop the site and sublease to clients. Commissioner Gisclair stated that it was the Executive Committee's recommendation to approve Tiger Offshore's proposal. Upon motion by Jimmy Guidry and second by Ervin Bruce, the board unanimously approved the request from Tiger Offshore to lease site GLF409 a 3.21 acre tract of land on the corner of N.J. Theriot Road and Dudley Bernard Road.

President Griffin presented for the board's consideration the resolution stating intention to sell Non-Directional Beacon (NDB) site to DOTD following advertisement. Director Chiasson stated that this property is for the LA 1 Phase II project. Mr. Duet stated that we built the Distance Measuring Equipment (DME) which replaces the NDB system therefore it is no longer needed. Mr. Autin stated that as required by law, the Port has to advertise our intention to sell this property to DOTD for 30 days. He also stated that the board may need to have a special meeting in March to approve the sale. Upon motion by Wilbert Collins to advertise the Port's intention to sell the NDB site to DOTD was seconded

by Jimmy Guidry, the floor was open for discussion. Commissioner Vizier questioned if we are advertising to sell to the public, which Mr. Autin replied no we are selling to DOTD. The board then voted which resulted in all yeas.

Permits & Waterways Committee – Chairman Cheramie reported that the committee met on January 27, 2010 at the Operations Building in Fourchon. Present were Chuckie Cheramie, Perry Gisclair, Jimmy Lafont and Larry Griffin. The committee also met on February 8, 2010 at the Administration Building in Galliano. All members were present. The Commission then discussed items that were discussed at the committee meetings.

Chairman Cheramie presented for the board's review the permit applications by ExxonMobil Pipeline Company, Manti Operating Company, and Nicholls State University.

Construction & Development Committee - Chairman Bruce reported that the committee met on January 27, 2010 at the Operations Building in Galliano. Present were Ervin Bruce, Donald Vizier, and Larry Griffin. John Melancon was absent. The committee also met on February 8, 2010 at the Administration Building in Galliano. All members were present. Commission then discussed items that were discussed at the committee meetings.

Chairman Bruce presented for the board's consideration awarding the contract for the Bathhouse at the Public Boat Launch. Director Chiasson stated that the recommendation of the committee is to approve the second lowest bidder Gen-Con, Inc. being that there were concerns regarding the subcontractor of the lowest bidder Volute. He stated that it is also the recommendation of Engineer Picciola to award to Gen-Con. Upon motion by Ervin Bruce and second by Chuckie Cheramie, the board awarded the contract to Gen-Con, Inc. for the Bathhouse Repair at the Public Boat Launch in the amount of \$98,397.00. The vote resulted in 7 yeas, 1 nay by Gisclair and 1 absent by Melancon.

Upon motion by Ervin Bruce and second by Wilbert Collins, the board unanimously awarded the contract to Adesta, LLC for the 400 ft. Communications Tower project in the amount of \$1,544,935.00.

Upon motion by Ervin Bruce and second by Wilbert Collins, the board unanimously approved Change Order No. 1 from Huey Stockstill for the Dudley Bernard Asphalt project (SPN578-29-0017(323)) an increase of \$114,155.00 to asphalt a portion of the Access Road in Port Fourchon.

Upon motion by Ervin Bruce and second by Perry Gisclair, the board unanimously approved proceeding with the design and advertisement for the Beach Stabilization project. Director Chiasson stated that he will continue to work with FEMA to get this project funded however we need to begin the repair work on the beach while we continue to work with FEMA.

Finance Committee - Commissioner Guidry reported that the committee met on January 27, 2010 at the Operations Building in Fourchon. Present was Jimmy Guidry, Larry Griffin, and Wilbert Collins. John Melancon was absent. The committee also met on February 8, 2010 at the Administration Building in Galliano. Jimmy Guidry was absent. The Commission then discussed items that were discussed at the committee meetings.

Upon motion by Jimmy Guidry and second by Wilbert Collins, the board unanimously approved the payment of January invoices and recognized expenditures over \$10,000.

President Griffin opened the floor for any other business. Director Chiasson stated that it was recommended at the committee meeting that the Port send a letter to the Dept. of Motor Vehicles to support keeping the office open in Golden Meadow since it is rumored that the office may be closing in March. He stated that the Port will send a letter in support of keeping the office open.

President Griffin opened the floor for public comment. Mr. Al Danos with the South Lafourche Beachfront Development District ("SLBDD") addressed the board. Mr. Danos stated that the SLBDD is continuing the work on the state seashore concept by building support to promote this. He talked to Wisner regarding opening the beach every weekend this summer. Ms. Norman with Wisner did bring this in front of the board however no action was taken yet. She will attend the SLBDD meeting tonight. He stated the Attorney Loulan Pitre is also working on a proposal with the Caillouet Land Corporation

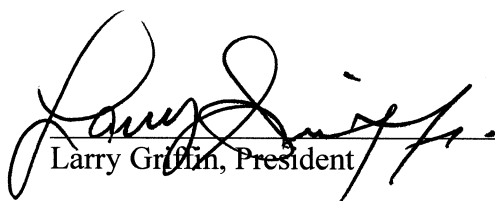
to swap the present right of way with access east and west of that area. He asked the Port to consider also working on the right of way to get to the beach safely and open up the road to the beach. He then invited the board to attend the SLBDD meeting tonight at 6 pm.

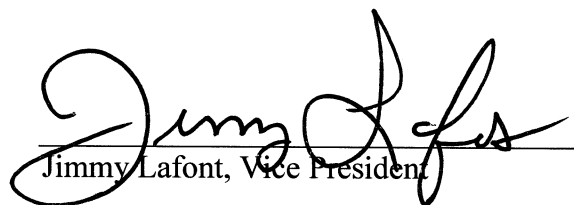
President Griffin presented to the board to enter into an Executive Session. Mr. Autin recommended the executive session to update the board on the litigation defined as "*Christopher Rogers vs. Sheriff of St. John the Baptist, et al, Suit No.113572 in Division E of the 17th JDC-Parish of St. John the Baptist*". A two-thirds roll call vote was taken which resulted in 8 yeas by Cheramie, Gisclair, Lafont, Vizier, Collins, Griffin, Guidry, Bruce and 1 absent by Melancon. When the board returned from executive session, Commissioner Wilbert Collins made the motion authorizing Executive Director Chett Chiasson to negotiate and approve a settlement of the following lawsuit for an amount not to exceed \$5,000.00 inclusive of legal fees. "*Christopher Rogers vs. Sheriff of St. John the Baptist, et al, Suit No.113572 in Division E of the 17th JDC-Parish of St. John the Baptist*" The motion was seconded by Ervin Bruce and unanimously approved.

Upon motion by Jimmy Lafont and second by Jimmy Guidry, the board adjourned the regular meeting.

President Griffin stated that what brings people together is working together as a team. He stated that we have a good team here on the board and a good staff all working together which is why we are successful. He also thanked the public for attending.

ATTEST:


Larry Griffin, President


Jimmy Lafont, Vice President