

**PROCEEDINGS OF A REGULAR MEETING OF
THE BOARD OF COMMISSIONERS OF
THE MORGAN CITY HARBOR AND TERMINAL DISTRICT
December 13, 2021**

The Board of Commissioners (“Board”) of the Morgan City Harbor and Terminal District (“District”) met in regular session at the District’s office at 7327 Highway 182, Morgan City, Louisiana on December 13, 2021 at 5:00 p.m. Joseph Cain, President, convened the meeting with Commissioners, Peter Orlando, Ben Adams, Adam Mayon, Troy Lombardo, Steven Cornes and Matthew Tycer in attendance. Deborah Garber and Matthew Glover were absent. Also present in the meeting were Raymond Wade, Executive Director; Tori Henry, Office Manager; Cindy Cutrera, Economic Development Manager; Michael Knobloch, Knobloch Professional Services; Gerard Bourgeois, Board Attorney; Lieutenant Hayley Gipson, United States Coast Guard (“USCG”); Eric Matte, T. Baker Smith; Councilman Louis Tamporello, City of Morgan City; along with members of the general public.

The meeting was called to order and the presence of a quorum was noted. Raymond Wade led the invocation, and the Pledge of Allegiance was recited.

It was moved by Mr. Orlando and seconded by Mr. Lombardo that the minutes of the Regular Meeting of November 8, 2021 be approved and adopted, with said motion carrying unanimously.

It was moved by Mr. Mayon that the report of receipts and disbursements for the month of November, 2021 be received and accepted and that all invoices presented to the Board for the month of November, 2021 be paid. Mr. Cornes seconded that motion, which carried unanimously.

Tim Connell reported via teleconference that: (i) dredging in the Bay and Upper Bar is ongoing and expected to finish up mid-late January; (ii) dredging in Berwick Harbor moved to Tidewater Point and the GIWW then returned to the Harbor to remove the island, as much as possible, with surveying once complete. \$1.7 million of Atchafalaya River was put on that contract as a backup plan in case clean up was needed but doesn’t look like it will be used immediately in the area. (iii) We are pursuing additional funding in the workplan with four packages and should hear in March about funding. (iv) He has been in contact with CAMO about the proposed bypass to Stouts Pass and should hear something in the near future about the pipelines. He believes it should be a relatively easy transition since there is no structural modifications; and (v) work at the Bayou Boeuf guide wall continues with a revised expected completion of February 28, 2022. Mr. Bourgeois thanked Mr. Connell for his assistance with the Right of Entries with Avoca and Continental Land & Fur.

Lieutenant Hayley Gipson reported that: (i) transits increased again this month by 16% of total transits, with a total of 2,629 transits, averaging 87 per day through the VTS zone; (ii) there were four (4) groundings at Stouts Pass, so as soon as the Corps authorizes the new bypass, they will assist with placing buoys and issuing MSIB’s; and (iii) they continue to monitor the dredging by the bridges.

Michael Knobloch reported that: (i) we were notified that we were not recipients of the RAISE grant or Build Back Better Program grant; (ii) we were notified we will be receiving \$598,000 from the Louisiana Covid Relief for Ports Program for expenses and losses incurred due to COVID. Mr. Orlando moved to expand the agenda to include discussion of Cooperative Endeavor Agreement between the District and State of Louisiana, which was seconded by Mr. Mayon and carried unanimously after a roll call vote. After Mr. Cornes moving and Mr. Tycer seconding, the entire Board unanimously authorized Mr. Wade to enter into said agreement; and (iii) we were asked to submit a wish list to the State of Louisiana for possible funding through the federal government, which included ten (10) projects for a total of \$47 million.

Eric Matte reported that: (i) last week they completed field work for the Youngswood Yard Rehabilitation project and are completing construction documents; (ii) they are progressing with structural design calculations on the East Dock Expansion project; and (iii) they finalized wetland delineation for the Western Dock Development project, as well as sent permit requests for geotech borings to Corps, CPRA and St. Mary Levee District.

Cindy Cutrera reported that: (i) General Holland’s very positive response to our request for additional funding was sent to commissioners and Senator Kennedy is becoming very engaged in this process since receiving information from us; (ii) after the CPRA stakeholder zoom update on Increase Atchafalaya to Terrebonne project, we received comments from several attendees who found the answers very generic. Chip Kline and Bren Haas of CPRA have stated they will require increased contact and visibility with the stakeholders. We have requested a copy of the recorded meeting through

CPRA public request and will pass on once received; (iii) she and Mr. Wade are reviewing the draft strategic plan, and after finalized, Jeff Monroe will present to the board; (iv) in-person meetings have picked up again with Mr. Wade attending the WEDA Conference in Mobile where BRICE presented and she and Mr. Wade attending the Workboat Show in New Orleans where she participated in the LED booth with other ports. She also thanked Hayley Gipson for inviting our staff to the Coast Guard Eagles and Anchors shrimp boil.

Mr. Wade expressed his appreciation for support of the Board to his staff and noted that we have had a great 1st half of the year. He also reminded commissioners of ethics and sexual harassment trainings which must be completed by December 31st.

Mr. Bourgeois reported that: (i) Providence has requested a 30-day extension for answers on the Youngswood damages suit; (ii) we presented a Purchase Agreement for Transfer of Property to HB Young Foundation and are awaiting their response; (iii) A Right of Entry (ROE) with the Corps of Engineers for disposal easements for the Atchafalaya River and Bayous Chene, Boeuf, and Black Navigation Project. It was moved by Mr. Tycer and seconded by Mr. Lombardo that Mr. Cain be authorized to execute said ROE, related landowner agreements and the following resolution be adopted, which motion carried unanimously.

RESOLUTION

A resolution authorizing the Morgan City Harbor and Terminal District (“District”) to grant to the United States the rights of entry (ROEs) for disposal easements for the Atchafalaya River and Bayous Chene, Boeuf, and Black Navigation Project.

BE IT RESOLVED, that Joseph E. Cain, President, be authorized and directed to grant on behalf of the Morgan City Harbor and Terminal District (“District”) in favor of the United States Corps of Engineers (“Corps”), their representatives, agents and contractors, to construct, operate and maintain a dredged material disposal areas, including the full right of ingress and egress; to construct dikes; to deposit dredged, excavated and sediment material thereon; to accomplish any alterations of contours on said land for the purpose of accommodating the deposit of dredged material as necessary in connection with the construction, improvement, maintenance and operation of the Atchafalaya River and Bayou Chene, Boeuf and Black, Louisiana Project, as authorized by the Act of Congress approved 13 August 1968 (Public Law 90-483), and to execute all corresponding agreements with landowners concerning Corps designated Disposal Areas I, G, 1A, 3, 5A, and 6 and transfer of the same to the Corps.

BE IT FURTHER RESOLVED, Joseph E. Cain, President, be authorized and directed to do any and all act and things necessary, proper, or that may be required to carry out and accomplish the transactions contemplated with regards to the above-mentioned tracts.

Mr. Tycer nominated the current officers of the Board of Commissioners, namely, Joseph Cain, President; Peter Orlando, Vice President, Deborah Garber, Treasurer; Steven Cornes, Secretary, for re-election to their post for an additional year. With no further nominations offered, Mr. Lombardo seconded the nomination of the current officers and said motion carried unanimously.

(iv) A Memorial Resolution in honor of Mr. Thomas “Matt” Ackel. Mr. Wade reiterated the many years Mr. Ackel served this Port and this community. Mr. Cornes moved and Mr. Tycer seconded, along with the entire Board, the adoption of the following resolution:

MEMORIAL RESOLUTION

WHEREAS, Almighty GOD, in HIS infinite wisdom, bestowed seventy-three years of earthly life upon THOMAS MATTHEW “MATT” ACKEL, who departed this earth on November 30, 2021.

WHEREAS, THOMAS MATTHEW “MATT” ACKEL is survived by his wife, Jackie Bland Ackel; his children, Krist Thronburg and husband Joshua of Wylie, Texas, Samantha Munn and husband Joey of Hattiesburg, MS; and his grandchildren, Katie and Avery Thornburg and Zelma and Maximus Munn.

WHEREAS, THOMAS MATTHEW “MATT” ACKEL will be remembered as having a great love for his family, always ready to lend a hand, and as an instrumental member of the Morgan City Harbor and Terminal District’s Board of Commissioners, for eleven years, American Petroleum Institute and the Atchafalaya River Coalition.

WHEREAS, THOMAS MATTHEW “MATT” ACKEL started work after college as a wireline operator, then as a mud engineer for Baroid, and then for 31 years worked for ExxonMobil in various positions, including retiring as a production supervisor.

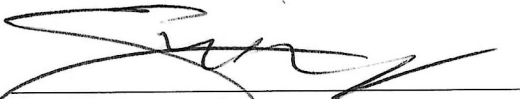
THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Morgan City Harbor and Terminal District and its entire staff, regret and lament that THOMAS MATTHEW "MATT" ACKEL, has been taken from our midst.

BE IT FURTHER RESOLVED that the Commissioners and staff of the Port Commission extend their heartfelt sympathy to THOMAS MATTHEW "MATT" ACKEL's family; and

BE IT FURTHER RESOLVED that a copy of this Resolution, adopted in regular session by the Board of Commissioners of the Port Commission on the 13th day of December, 2021, be presented to THOMAS MATTHEW "MATT" ACKEL's family.

With there being no further business to come before the Board and in respect for Mr. Ackel, the meeting was adjourned.

Attest:


Steven Cornes, Secretary