PROCEEDINGS OF A REGULAR MEETING OF

**THE BOARD OF COMMISSIONERS OF**

**THE MORGAN CITY HARBOR AND TERMINAL DISTRICT**

**February 13, 2017**

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 February 13, 2017 at 5:00 p.m. Duane Lodrigue, President, convened the meeting with Commissioners, Gary Duhon, Thomas Ackel, Tim Matthews, Sr., Joseph Cain, Ben Adams and Adam Mayon in attendance. Deborah Garber was absent. Also present at the meeting were Raymond Wade, Executive Director; Tori Henry, Office Manager; Cindy Cutrera, Manager of Economic Development; Gerard Bourgeois, Board Attorney; Michael Knobloch, Knobloch Professional Services; Captain Blake Welborn and Chief Clayton Franklin, United States Coast Guard (“USCG”); Clayton Breaud, GSE/Providence Engineering; Morgan City Mayor Grizzaffi and Councilmen Tamporella, Bias and Stephens; Chris Fetters, Mike Lowe, O’Neil Malborough, GIS; along with members of the media and general public.

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

It was moved by Mr. Duhon and seconded by Mr. Ackel that the minutes of the Regular Meeting of January 9, 2017 be approved and adopted, with said motion carrying unanimously.

It was moved by Mr. Ackel that the report of receipts and disbursements for the month of January, 2017 be received and accepted and that all invoices presented to the Board for the month of January, 2017 be paid. Mr. Matthews seconded that motion, which carried unanimously.

Captain Welborn reported that: (i) there will be two Change of Command ceremonies on June 15th, with Chief Franklin’s at 9:00 a.m. and MSU Morgan City/Houma at 11:00 a.m.; (ii) vessel transits are up 200 this month; (iii) there were (2) bridge strikes to the east side fendering system at the Bayou Boeuf rail bridge.

Raymond Wade reported on behalf of Tim Connell that the bid for the dredge in the Bay and Upper Bar Channel should be received by the end of next week and on site by mid-March. He also noted that we have sent letters to our Congressional delegation for additional monies for another demo in the Bar Channel.

Mike Knobloch reported that: (i) FY15 Port Security Grant project of maintenance on sustainability of the MET Stations has been delayed due to weather; (ii) FY16 Port Security Grant EHP #2 has still not been approved but RFP’s for projects approved through EHP #1 are ready to be released. Mr. Duhon moved to authorize advertisement of two RFP’s for Maintenance and Sustainability of PMCRCN and MET stations to be awarded at our April board meeting, which was seconded by Mr. Matthews and carried unanimously. (iii) On Friday he submitted the application for the FY16 Complex Coordinated Terrorist Attacks Grant Program (CCTAGP), which we applied within the “Captain of the Port” area, for a three year, $2 million grant and requires no match. (iv) He attended a 3-day workshop for activation of Emergency Operations Centers, with a mock EOC event on the 3rd day and will be attending a 3-day cyber security conference Cape Canaveral, FL next week; (v) He attended a presentation by Cuban Trade Delegation in New Orleans, which was the same presentation made in South Florida, that he, Ben Adams, Roland Shapley and Lee Babin attended. They were able to meet face to face with them after their presentation and obtained contact information for Cuban Embassy in Washington, DC as well as Cuban officials from Havana. Ben Adams also noted that the meeting in Florida with Cuban delegation is a good start.

Clay Breaud reported that: (i) a water service line was broken under 16” of concrete and 12” aggregate on the dock. Sealevel Construction was the lowest bidder at $16,470 and was able to complete the repairs in three days. (ii) There was a sink hole/wash out by the drain pipes on the land side. Norris & Boudreaux was the lowest bidder at $9,900 and was able to complete the repairs in 1 ½ days.

Cindy Cutrera reported that: (i) they had lots of meetings this month including meetings with CB&I to get an overview of the Atchafalaya to Terrebonne long distance sediment pipeline, a conference call with UNO to move forward on the economic development study grant, CWPPRA Task Force, O’neil Malborough for discussions on the Terrebonne Master Plan priorities, CPRA, Water Institute, Leslie Suazon of Ducks Unlimited and Continental Land, Bill Hidalgo and Tim Matte of St. Mary Levee District, EMR, Conrads and Bollinger before Mac testifying at Coastal Master Plan meeting, Sarah Bradley of Corps, CWPPRA regional planning team which was held in our EOC, Governor’s Advisory Commission, Gulf Coast Industrial Task Force, Barataria Terrebonne Estuary Management Conference at Nicholls and with St. Mary Economic Group. They also met with Jeff Corbino, Darrell Broussard and Damia Jackson with the Corps, who recommended a marsh creation project on Point au Fer using Atchafalaya dredged material. The program would pay the difference of the O&M funding for our dredging and the additional cost to send that material; but since it is in the Master Plan, the state would be asked to pay the cost share on this; (ii) Young Memorial contacted us to participate in a hazmat driving/table top exercise along with Ryder, which will be held at our EOC sometime in April. (iii) St. Mary Sheriff’s office, MSU and Morgan City Police Department have all held training at our facility this month.

Mr. Bourgeois presented: (i) a standard office lease between the District and St. Mary Tourist Commission in the amount of $200 per month for three months, subject to any minor changes requested by tenant. Mr. Cain moved to authorize Mr. Lodrigue to execute said lease, which was seconded by Mr. Duhon and carried unanimously.

RESOLUTION

BE IT RESOLVED the Board of Commissioners of the Morgan City Harbor and Terminal District, the governing authority of said District, that Duane E. Lodrigue, President, be and is hereby authorized to sign a lease agreement with the St. Mary Parish Tourist Commission for the lease of approximately 500 square feet of office space located at 7327 Highway 182, Morgan City, Louisiana together with parking access areas.

BE IT FURTHER RESOLVED that Duane E. Lodrigue, 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 said lease and/or supplemental agreement with the St. Mary Parish Tourist Commission.

(ii) an engineering contract with GIS Engineering Group, as Chris Fetters and Mike Lowe have moved from to GIS Engineering, where Mr. Fetters manages the Ports and Harbors Group. Mr. O’Neil Malborough presented to the Board an overview of GIS’s services. Mr. Cain moved to authorize Mr. Lodrigue to enter into a contract with GIS Engineering in accordance with resolution presented, which was seconded by Mr. Duhon and carried unanimously.

RESOLUTION

A resolution providing for the execution of a consulting agreement for the Morgan City Harbor and Terminal District (“District”), designating the terms and conditions of the contract, and granting the authorization therefor.

WHEREAS, this Board of Commissioners (“Board”) is authorized by the provisions of LSA-R.S. 34:324 to “contract with the employ attorneys, clerks, engineers, deputy commissioners, superintendents, stevedores and other agents and employees and shall fix their compensation and terms of office or employments,” and,

WHEREAS, this Board, after due deliberation deems it necessary that a real and genuine necessity exist therefor, to contract with GIS Engineering, LLC. in connection with various matters related to navigation issues including managing sedimentation in the Atchafalaya River Channel with an emphasis on keeping the Channel at a deeper navigable depth for longer periods of time.

BE IT RESOLVED, that the President, Duane E. Lodrigue, be and is hereby authorized and directed to execute on behalf of the District, a consulting agreement with GIS Engineering, LLC. for the necessary service relative to the District, substantially in accordance with the terms and conditions of the consulting agreement presented this day.

Mr. Cain requested that a taskforce be formed to research dredging options, to include Mr. Cain, Mr. Adams and Mr. Duhon, with Mr. Adams being the chairman. After Mr. Bourgeois related open meetings issues with a committee, Mr. Lodrigue appointed Mr. Adams spokesman on dredging. Mr. Duhon moved to expend $15,000 for said research, along with Ancil Taylor, which was seconded by Mr. Cain, objected by Mr. Adams, but carried.

Mr. Bourgeois also reported that: (i) the Corps did remove Section 80, T16S, R12E from the Right of Entry for disposal area 1; (ii) at the January 19th Facility Planning and Control bond commission meeting, the $4.9 million remained in Priority 5 for the Governmental Operations and Emergency Center.

Mr. Lodrigue presented a Memorial Resolution in honor of Mr. Jerry A. Gauthier. Mr. Lodrigue, Mr. Duhon and Mr. Wade reiterated the many years Mr. Gauthier served this Port and this community. Motion was moved, seconded and carried unanimously.

MEMORIAL RESOLUTION

*WHEREAS, Almighty GOD, in HIS infinite wisdom, bestowed sixty-five years of earthly life upon JERRY A. GAUTHIER, who departed this earth on January 27, 2017.*

*WHEREAS, JERRY A. GAUTHIER is survived by his wife, Martha (Martie) Trosclair Gauthier, and two children namely, Renee’ Gauthier Tardiff and Jason Gauthier.*

*WHEREAS, JERRY A. GAUTHIER was an active member of Word of Life Family Church in Patterson, Louisiana; and made many civic and community contributions to our area.*

*WHEREAS, JERRY A. GAUTHIER served on the Board of Commissions for the Morgan City Harbor and Terminal district from 2007 through 2016 including various officer positions from 2010 through 2016.*

*WHEREAS, JERRY A. GAUTHIER served at Vice President of Oceaneering International, Inc. Americas’ Region, where he worked for 30 years and past President of Association of Diving Contractors International.*

*THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Morgan City Harbor and Terminal District and its entire staff, to a person, regret and lament that JERRY A. GAUTHIER, our friend, our colleague and trusted adviser, has been taken from our midst.*

*BE IT FURTHER RESOLVED that the Commissioners and staff of the Port Commission extend their heartfelt sympathy to JERRY A. GAUTHIER’s wife, Martie Gauthier, and Mr. Gauthier’s children, Renee’ Gauthier Tardiff and Jason Gauthier; 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 February, 2017, be presented to JERRY A. GAUTHIER’s family and that this resolution occupy a separate page of the minutes of this session and out of respect for JERRY A. GAUTHIER, this meeting be adjourned.*

*ADOPTED: February 13, 2017*

Attest:

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Thomas Ackel, Secretary

It was moved by Mr. Cain and seconded by Mr. Duhon that the following Resolution be adopted:

RESOLUTION

BE IT RESOLVED the Board of Commissioners of the Morgan City Harbor and Terminal District, the governing authority of said District, that Duane E. Lodrigue, President, be and is hereby authorized to sign a lease agreement with the St. Mary Parish Tourist Commission for the lease of approximately 500 square feet of office space located at 7327 Highway 182, Morgan City, Louisiana together with parking access areas.

BE IT FURTHER RESOLVED that Duane E. Lodrigue, 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 said lease and/or supplemental agreement with the St. Mary Parish Tourist Commission.

WHERE UPON the motion was put to a vote and the vote thereon was as follows:

YEAS: Duane Lodrigue, Gary Duhon, Thomas Ackel, Joseph Cain, Tim Matthews, Sr., Ben Adams

NAYS: n/a

ABSENT AND NOT VOTING: Deborah Garber

And the Resolution was declared adopted on this 13th day of February, 2017.

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CERTIFICATE

I, hereby certify that the above and foregoing Resolution is a true and exact copy adopted at a regular meeting of the Morgan City Harbor and Terminal District on the 13th day of February, 2017, in which a quorum was present and voting, and that the Resolution adopted is still in effect and has not been rescinded or modified and that is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal of the Morgan City Harbor and Terminal District this day of February, 2017.

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THOMAS M. ACKEL, Secretary

It was moved by Mr. Cain and seconded by Mr. Duhon that the following Resolution be adopted:

RESOLUTION

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WHEREAS, this Board of Commissioners (“Board”) is authorized by the provisions of LSA-R.S. 34:324 to “contract with the employ attorneys, clerks, engineers, deputy commissioners, superintendents, stevedores and other agents and employees and shall fix their compensation and terms of office or employments,” and,

WHEREAS, this Board, after due deliberation deems it necessary that a real and genuine necessity exist therefor, to contract with GIS Engineering, LLC. in connection with various matters related to navigation issues including managing sedimentation in the Atchafalaya River Channel with an emphasis on keeping the Channel at a deeper navigable depth for longer periods of time.

BE IT RESOLVED, that the President, Duane E. Lodrigue, be and is hereby authorized and directed to execute on behalf of the District, a consulting agreement with GIS Engineering, LLC. for the necessary service relative to the District, substantially in accordance with the terms and conditions of the consulting agreement presented this day.

WHERE UPON the motion was put to a vote and the vote thereon was as follows:

YEAS: Duane Lodrigue, Gary Duhon, Thomas Ackel, Joseph Cain, Tim Matthews, Sr., Ben Adams

NAYS: n/a

ABSENT AND NOT VOTING: Deborah Garber

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THOMAS M. ACKEL, Secretary

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*BE IT FURTHER RESOLVED that the Commissioners and staff of the Port Commission extend their heartfelt sympathy to JERRY A. GAUTHIER’s wife, Martie Gauthier, and Mr. Gauthier’s children, Renee’ Gauthier Tardiff and Jason Gauthier; and*

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*ADOPTED: February 13, 2017*

*Board of Commissioners of the Staff of the Morgan City Harbor and*

*Morgan City Harbor and Terminal District: Terminal District:*

*Thomas Ackel Deborah Garber Raymond Wade, Executive Director*

*Tim Matthews, Sr. Joseph Cain*

*Duane Lodrigue Gary Duhon Cindy Cutrera, Economic Director*

*Ben Adams Adam Mayon Tori Henry, Office Manager*