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MEETING MINUTES FOR
THE BOARD OF COMMERCE AND INDUSTRY
OF THE
LOUISIANA ECONOMIC DEVELOPMENT CORPORATION
HELD AT
LASALLE BUILDING
617 NORTH 3RD STREET
BATON ROUGE, LOUISIANA
ON THE 28TH DAY OF JUNE, 2017
COMMENCING AT 9:33 A.M.

REPORTED BY: ELICIA H. WOODWORTH, CCR



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MEETING MINUTES

1 **Appearances of Board Members Present:**

2 Robert Adley
3 Robert Barham
4 Mayor Glenn Brasseaux
5 Representative Thomas Carmody
6 Senator Norby Chabert
7 Yvette Cola
8 Major Coleman
9 Manual "Manny" Fajardo
10 Jerald Jones
11 Heather Malone
12 Senator Danny Martiny
13 Charles R. "Robby" Miller
14 Jan K. Moller
15 Scott Richard
16 Daniel Schexnaydre
17 Anne Villa
18 Bobby Williams, Jr.
19 Dr. Woodrow Wilson, Junior
20 Steve Windham

21 **Staff members present:**

22 Eric Burton
23 Paige Cauter
24 Kristen Cheng
25 Danielle Clapinski
26 Frank Favaloro
27 Brenda Guess
28 Richard House
29 Becky Lambert
30 Joyce Metoyer
31 Daria Vinning



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1 MR. WINDHAM:
2 Good morning, everyone. I'd like to
3 thank everyone for coming to the June 28th C&I Board
4 meeting.

5 If we can get Daria to call the roll.

6 MS. VINNING:
7 Robert Adley.

8 MR. ADLEY:
9 Here.

10 MS. VINNING:
11 Robert Barham.

12 MR. BARHAM:
13 Here.

14 MS. VINNING:
15 Representative Neil Abramson.
16 (No response.)

17 MS. VINNING:
18 Millie Atkins.
19 (No response.)

20 MS. VINNING:
21 Mayor Glenn Brasseaux.

22 MAYOR BRASSEAUX:
23 Here.

24 MS. VINNING:
25 Representative Thomas Carmody.



MEETING MINUTES

1 MR. CARMODY:
2 Present.
3 MS. VINNING:
4 Yvette Cola.
5 MS. COLA:
6 Present.
7 MS. VINNING:
8 Major Coleman.
9 MAJOR COLEMAN:
10 Here.
11 MS. INNING:
12 Rickey Fabra.
13 (No response.)
14 MS. VINNING:
15 Manny Fajardo.
16 (No response.)
17 MS. VINNING:
18 Jerald Jones.
19 MR. JONES:
20 Here.
21 MS. VINNING:
22 Heather Malone.
23 MS. MALONE:
24 Here.
25 MS. VINNING:



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MEETING MINUTES

1 Senator Danny Martiny.
2 MR. MARTINY:
3 Here.
4 MS. VINNING:
5 Robby Miller.
6 MR. MILLER:
7 Here.
8 MS. VINNING:
9 Jan Moller.
10 MR. MOLLER:
11 Here.
12 MS. VINNING:
13 Senator Norby Chabert.
14 MR. CHABERT:
15 Here.
16 MS. VINNING:
17 Anne Villa.
18 MS. VILLA:
19 Here.
20 MS. VINNING:
21 Scott Richard.
22 MR. RICHARD:
23 Here.
24 MS. VINNING:
25 Darrel Saizan.



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1 (No response.)
2 MS. VINNING:
3 Daniel Schexnaydre.
4 MR. SCHEXNAYDRE:
5 Here.
6 MS. VINNING:
7 Ronnie Slone.
8 (No response.)
9 MS. VINNING:
10 Bobby Williams.
11 MR. WILLIAMS:
12 Here.
13 MS. VINNING:
14 Steven Windham.
15 MR. WINDHAM:
16 Here.
17 MS. VINNING:
18 Dr. Woodrow Wilson, Junior.
19 DR. WILSON:
20 Here.
21 MS. VINNING:
22 Eighteen members. We have a quorum.
23 MR. WINDHAM:
24 Thank you, Daria.
25 With that, I would like to entertain a



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1 motion -- I'm assuming everyone's read the minutes from
2 the last meeting.

3 Entertain a motion to approve.

4 Made by Ms. Malone; seconded by
5 Representative Carmody.

6 All in favor, indicate with an "aye."

7 (Several members respond "aye.")

8 MR. WINDHAM:

9 All opposed with a "nay."

10 (No response.)

11 MR. WINDHAM:

12 Motion carries.

13 All right. First we have Quality Jobs
14 Program up. Mr. Burton.

15 MR. BURTON:

16 Good morning. I do have one deferral,
17 20141094, Danos & Curole Marine Contractors, LLC
18 requested yesterday to defer to a future Board date.

19 MR. WINDHAM:

20 All right. Thank you.

21 Please proceed.

22 MR. BURTON:

23 So that leaves two new applications.

24 20161045, Katoen Natie Louisiana, LLC, East Baton Rouge,
25 Parish; 20151116, Louisiana Roots, LLC in Orleans



1 Parish.

2 This concludes the new applications for
3 Quality Jobs.

4 MR. WINDHAM:

5 Thank you.

6 Are there any questions from the Board
7 members concerning these applications?

8 (No response.)

9 MR. WINDHAM:

10 Any comments from the public?

11 (No response.)

12 MR. WINDHAM:

13 Is there a motion to approve?

14 Made by Dr. Wilson; seconded by Robby
15 Miller.

16 All in favor, indicate with an "aye."

17 (Several members respond "aye.")

18 MR. WINDHAM:

19 All opposed with a "nay."

20 (No response.)

21 MR. WINDHAM:

22 Motion carries.

23 MR. BURTON:

24 Next will be our renewals for Quality
25 Jobs. I have five renewals. 20120760, Lipsey's, LLC in



1 East Baton Rouge Parish; 20120809, Union Pacific
2 Railroad Company in Rapides Parish; 20120810, Union
3 Pacific Railroad Company in Caddo Parish; 20120805,
4 Union Pacific Railroad Company in Pointe Coupee; and
5 20120807, Union Pacific Railroad Company in Jefferson
6 Parish.

7 This concludes the renewals.

8 MR. WINDHAM:

9 Are there any questions from the Board?

10 (No response.)

11 MR. WINDHAM:

12 Any comments from the public concerning
13 these applications?

14 (No response.)

15 MR. WINDHAM:

16 Is there a motion?

17 Made by Representative Carmody; seconded
18 by Major Slone (sic).

19 All in favor, indicate with an "aye.)

20 (Several members respond "aye.")

21 MR. WINDHAM:

22 All opposed with a "nay."

23 (No response.)

24 MR. WINDHAM:

25 Motion carries.



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MR. BURTON:

The next item will be our specials. I have one change in name only of the following contract: 20140785 from CSC Government Solutions, LLC, A CSRA Company to CSRA, LLC in Bossier Parish.

MR. WINDHAM:

Any questions from the Board concerning the name change?

(No response.)

MR. WINDHAM:

Comments from the public?

(No response.)

MR. WINDHAM:

There's a motion made by Ms. Malone; seconded by Major Coleman.

All in favor, indicate with an "aye."

(Several members respond "aye.")

MR. WINDHAM:

All opposed with a "nay."

(No response.)

MR. WINDHAM:

Motion carries.

MR. BURTON:

Next special is going to be a request in change of location only of the following contract:



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1 20140885, CSRA, LLC from 6300 East Texas Street, Bossier
2 City, Louisiana 71111 to 6310 East Texas Street, Bossier
3 City 71111, of course in Bossier Parish.

4 MR. WINDHAM:

5 Any questions from the Board?

6 (No response.)

7 MR. WINDHAM:

8 Comments from the public?

9 (No response.)

10 MR. WINDHAM:

11 Motion made by Representative Carmody;
12 seconded by Robert Adley.

13 All in favor, indicate with an "aye."

14 (Several members respond "aye.")

15 MR. WINDHAM:

16 All opposed with a "nay."

17 (No response.)

18 MR. WINDHAM:

19 Motion carries

20 MR. BURTON:

21 The last special for Quality Jobs is
22 going to be a request to cancel the following contract:
23 20141329, G.E.O. Heat Exchangers, LLC. Company
24 requested to cancel the project because they did not
25 meet all had program requirements, and that is in



1 Iberville Parish.

2 MR. WINDHAM:

3 Any comments or questions from the
4 Board?

5 (No response.)

6 MR. WINDHAM:

7 Comments from the public?

8 (No response.)

9 MR. WINDHAM:

10 Is there are a motion to approve?

11 Made by Mr. Fajardo; seconded by Mayor

12 Brasseaux.

13 All in favor, indicate with an "aye."

14 (Several members respond "aye.")

15 MR. WINDHAM:

16 All opposed with a "nay."

17 (No response.)

18 MR. WINDHAM:

19 Motion carries.

20 MR. BURTON:

21 This concludes Quality Jobs.

22 MR. WINDHAM:

23 Thank you, Mr. Burton.

24 Next we have the Restoration Tax

25 Abatement Program presented by Becky Lambert.



1 MS. LAMBERT:

2 Good morning. Today we have eight new
3 applications for a total investment of \$21,640,853.

4 The first one is 20131125, 628 Baronne
5 Street Development, LLC in Orleans; 20150135, 701 S.
6 Peters Development, LLC in Orleans; 20151346, Community
7 First Bank in Iberia; and 20151347, Community First
8 Bank, Iberia; 20110691, GG Projects, LLC in Orleans;
9 20120814, KM Group, LLC in Ouachita; 20141443, MILA
10 Investments, LLC in Orleans; and 20161903, Williams
11 Belfast, LLC in Orleans.

12 This concludes the reading of the new
13 applications.

14 MR. WINDHAM:

15 Are there any questions from the Board
16 concerning the applications for Restoration Tax
17 Abatement Program?

18 (No response.)

19 MR. WINDHAM:

20 Are there comments from the public
21 concerning Restoration Tax Abatement Programs?

22 (No response.)

23 MR. WINDHAM:

24 Is there a motion to approve?

25 Made by Major Coleman; seconded by Ms.



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1 Cola.

2 All in favor, indicate with an "aye."
3 (Several members respond "aye.")

4 MR. WINDHAM:

5 All opposed with a "nay."
6 (No response.)

7 MR. WINDHAM:

8 Motion carries.

9 MS. LAMBERT:

10 We have one renewal request for the
11 investment of 1.583-million for Application Number
12 20110176, Tessier Building, LLC in East Baton Rouge.

13 This concludes the renewal summary.

14 MR. WINDHAM:

15 Are there any questions concerning the
16 renewal?

17 (No response.)

18 MR. WINDHAM:

19 Comments from the public?

20 (No response.)

21 MR. WINDHAM:

22 Is there a motion to approve the
23 renewal?

24 Made by Dr. Wilson; seconded by Ms.
25 Malone.



1 All in favor, indicate with an "aye."

2 (Several members respond "aye.")

3 MR. WINDHAM:

4 All opposed with a "nay."

5 (No response.)

6 MR. WINDHAM:

7 Motion carries.

8 MS. LAMBERT:

9 We have two special requests. One is a
10 name change for Contract Number 20140791, formally named
11 Glenn Goss & Sally Goss. The new name is Pecan Street
12 Trust in Orleans Parish.

13 MR. WINDHAM:

14 Any questions from the Board concerning
15 the name change?

16 (No response.)

17 MR. WINDHAM:

18 Comments from the public?

19 (No response.)

20 MR. WINDHAM:

21 Is there a motion to approve the name
22 change?

23 Made by Senator Martiny; seconded by
24 Robby Miller.

25 All in favor, indicate with an "aye."



1 (Several members respond "aye.")

2 MR. WINDHAM:

3 All opposed with a "nay."

4 (No response.)

5 MR. WINDHAM:

6 Motion carries.

7 MS. LAMBERT:

8 Okay. And the last order of business
9 for RTA is a special request to rescind the Board
10 approval of an application. And as it states in your
11 packet, RTA Application 20140791, 4141 Bienville, LLC
12 was approved by the Board on April 26th, 2017. The
13 local governing authority issued a resolution
14 disapproving the application, which does not allow Board
15 action. However, it was mistakenly presented to the
16 Board for approval.

17 As required by statute, LED must receive
18 a resolution from the local governing authority
19 approving the Restoration Tax Abatement Program before
20 the Board can vote to approve an application.

21 The requested action is to rescind the
22 Board approval. And this actually was just a misreading
23 on my part. We rarely get a resolution that disapproves
24 something, but it has come, but it's been a rare
25 occasion that I strictly misread it.



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MR. WINDHAM:

All right. Thank you for bringing it to the Board's attention that we did not have approval to -- I mean, the authority to approve that.

Is there a motion to rescind the approval based on the facts in front of us?

Made by Robert Adley; seconded by Senator Martiny.

Are there any comments from the public?

(No response.)

MR. WINDHAM:

All in favor, indicate with an "aye."

(Several members respond "aye.")

MR. WINDHAM:

All opposed with a "nay."

(No response.)

MR. WINDHAM:

Motion carries.

Thank you, Ms. Lambert.

MS. LAMBERT:

All right.

MR. WINDHAM:

Next we have Enterprise Zone presented by Joyce Metoyer. Please step forward.

MS. METOYER:



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1 Good morning. I have 18 new
2 applications for EZ.

3 The first application is 20141196, 500
4 Laurel Development, LLC in East Baton Rouge Parish;
5 20140904, Affinity Health Group, LLC, Ouachita Parish;
6 201614 --

7 MR. WINDHAM:

8 Please stop right there.

9 Senator Adley.

10 MR. ADLEY:

11 I think it will be easier, if I can,
12 reviewing these, I had some questions about certain
13 ones, so when you hit them, I'd like to just clarify
14 that if I can.

15 The first one that you brought up, the
16 500 Laurel Development, I saw the creation of one job,
17 and when I saw the description of the business, it
18 simply said, "property management." Is that -- that's
19 what they do is just one person manages property and --

20 MS. METOYER:

21 I can look at the application to be
22 sure.

23 MR. ADLEY:

24 -- suggests the Enterprise Zone?

25 MS. METOYER:



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1 I can look at the application for you.

2 MR. WINDHAM:

3 Is there a representative from Affinity
4 Health here -- Laurel Development?

5 Yes, please step forward. Please
6 identify yourself for the record.

7 MR. NELSON:

8 I'm Dyke Nelson from Baton Rouge,
9 Louisiana 70808.

10 Yes, we have one job for -- and it was
11 created for the building. It was a historic building
12 designed by A. Hays Town. We got him designated as a
13 nationally-recognized historic architect. We have an
14 employee that we hired for the project that is full time
15 that manages that building. And so that's what --

16 MR. ADLEY:

17 But this is not a historic application.
18 This is for the Enterprise Zone.

19 MR. NELSON:

20 Correct. I mean, that was a part of it,
21 yes.

22 MR. ADLEY:

23 Okay. So I guess my question to staff,
24 as I ask these questions, I just want to find out these
25 that are being approved, are there any limits in place



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1 statutorily that limits simply for property management?

2 MS. METOYER:

3 As long as their NAICS code wasn't
4 excluded, they can apply as long as they meet all of the
5 requirements.

6 MR. ADLEY:

7 Okay. And then two more down, I see you
8 have a hair salon.

9 MR. WINDHAM:

10 Thank you, sir.

11 MR. ADLEY:

12 I assume that code is also included?

13 MS. METOYER:

14 You said a hair salon, sir?

15 MR. ADLEY:

16 That's what it says. It's a hair salon
17 it says. You get a haircut.

18 MS. METOYER:

19 I'm looking. I don't see that.

20 MR. ADLEY:

21 ASC, LLC.

22 MS. METOYER:

23 Oh, ASC, LLC.

24 Again, as long as their code, which
25 hasn't been excluded, as long as they meet the



1 requirements.

2 MR. ADLEY:

3 Okay.

4 MS. METOYER:

5 I would have to look at the application
6 to be certain, though, but the code have checked for
7 each application.

8 MR. ADLEY:

9 I'll just hit the others. I just want
10 to make sure before we go through this in globo o
11 approval.

12 The Going Yard, LLC in Natchitoches, the
13 Grand Hotel and then Hilton Hotel by Shastri, I guess it
14 is.

15 MS. METOYER:

16 Okay.

17 MR. ADLEY:

18 All of those I know comply with the
19 Enterprise Zone. How did we deal with the restaurants
20 and those hotels? Is that part exempted from the
21 exemption or not?

22 MS. METOYER:

23 As of July 1 20- -- wait. As of July 1,
24 2017 -- I'm sorry. I'm looking at the wrong thing.

25 MR. ADLEY:



1 Can you step up here? I see you shaking
2 your head.

3 MS. METOYER:

4 -- 2016, the extraordinary session, the
5 hotels were left out, but this is before that. These
6 advances were filed that year at the beginning. That
7 2014 or that 2012, that's the year it was filed in, so
8 they're allowed.

9 MR. ADLEY:

10 Okay. They're allowed under statute at
11 the time.

12 MS. METOYER:

13 Yes, sir.

14 MR. ADLEY:

15 And I guess the last one was the Raising
16 Cane's Restaurant. It list there business is all fast
17 food.

18 MS. METOYER:

19 Yes.

20 MR. ADLEY:

21 When was that -- is that still allowed
22 or was that taken out?

23 MS. METOYER:

24 That was excluded as of July 1 of 2015,
25 but these are 2014 applications, so they were allowed at



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1 that time.

2 MR. ADLEY:

3 Okay. Thank you.

4 MS. METOYER:

5 You're welcome.

6 MR. WINDHAM:

7 Please proceed, Ms. Metoyer.

8 MS. METOYER:

9 Okay. 20140904, Affinity Health Group,
10 Ouachita; 20161445, ASC, LLC, Ascension Parish;
11 20120850, Associated Terminals of St. Bernard, LLC, St.
12 Bernard Parish; 20150831, Beacon Hospital Management,
13 Incorporated, St. Tammany Parish; 20130180, Cajun Deep
14 Foundations, LLC, East Baton Rouge Parish; 20130118,
15 Cajun Industrial Design & Construction, LLC, West Baton
16 Rouge Parish; 20151294, Frisards Trucking Company,
17 Incorporated, St. James Parish; 20151485, Going Yard,
18 LLC, Lincoln Parish; 20130049, Gramercy Holdings 1, LLC,
19 St. James Parish; 20141066, Metalplate Galvanizing, LP,
20 Jefferson Parish; 20121268, Natchitoches Grand Hotel,
21 LLC, Natchitoches Parish; 20141079, Raising Cane's
22 Restaurants, LLC, Orleans Parish; 20141080, Raising
23 Cane's Restaurants LLC, Orleans Parish; 20141081,
24 Raising Cane's Restaurants, LLC, Jefferson Parish;
25 20160050, Shastri West Monroe, Incorporated, Ouachita



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1 Parish; 20141267, Shree Laxmi Narayan, LLC, Ascension
2 Parish; and 20141010, Wal-Mart, LLC D/B/A Neighborhood
3 Market, St. Mary Parish.

4 MR. WINDHAM:

5 Thank you, Ms. Metoyer.

6 Are there any questions -- other
7 questions from the Board concerning any of the
8 Enterprise Zone applications?

9 (No response.)

10 MR. WINDHAM:

11 Any comments from the public?

12 (No response.)

13 MR. WINDHAM:

14 Is there a motion to approve --
15 Please step forward and identify
16 yourself.

17 MR. BAGERT:

18 Good afternoon. I'm Broderick Bagert
19 with Together Louisiana, and just, first, before I get
20 into the specifics, I want to thank the Board and staff
21 for the timeliness with which this agenda was posted.
22 It was earlier than the week requirement, and the week
23 requirement was a new thing, so it was really helpful to
24 be able to have some notice on this.

25 We wanted to ask about the Cajun Deep



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1 Foundations, and in particular to ask whether previous
2 contract terminations under the Enterprise Zone Program
3 are a factor in future approvals, and ask that because
4 it seems that Cajun -- and there are various Cajun
5 industries, Cajun Constructors, Cajun Industries, Cajun
6 Maritime, Cajun Deep Foundations, but that, if not all,
7 close to all of their previous Enterprise Zone
8 exemptions have been terminated presumably for some kind
9 of -- I don't know why. You know, we don't know why,
10 but that would raise the question why were those
11 terminated. If they terminated for noncompliance, is
12 that a factor in the staff's vetting? And, you know, if
13 not, we would urge it to be a factor in the Board's
14 vetting if there has been causes for concern in the
15 past.

16 MR. WINDHAM:

17 Certainly. Thank you, Mr. Bagert for
18 the question.

19 I believe if you look at the second
20 page, some of these programs, it says right there,
21 "Program requirements have been met, no additional jobs
22 anticipated," so in some cases, that's a reason for
23 termination. So I don't know what the reason for those
24 applications and those other entities that you referred
25 to are, but that's when the programs get terminated.



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1 And if we need to, we can get Ms. Clapinski to clarify
2 it a little bit.

3 MR. BAGERT:

4 Okay. How is that different from
5 completed? Because there's a category on the Fastlane
6 for completed. Is that different from termination or
7 not, and --

8 MS. METOYER:

9 There's a big difference in termination
10 and a cancelation. A cancelation is because you didn't
11 meet the requirements, you didn't file your paperwork,
12 you didn't meet it. But a termination is within the
13 rules and they have a right to and it doesn't stop them
14 from having another contract.

15 MR. BAGERT:

16 And then a completion is?

17 MS. METOYER:

18 Well, they're actually done. They're
19 just terming early and they filed all of their
20 paperwork. They're just not anticipating any new jobs
21 pretty much. That's usually their reason. But there's
22 nothing in the rule that says if I term this one, I
23 can't have another one. Even if we canceled someone,
24 they can still have a later contract.

25 MR. BAGERT:



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1 One more question on the Enterprise
2 Zone. The requirements of the rules or the rules in
3 this program require resolution from the local entities.
4 It's come to our attention that East Baton Rouge Parish
5 has not been doing project-specific resolutions, that
6 they have had a process of kind of internal discernment
7 without a public hearing and they send a notice of some
8 kind along with a resolution passed years ago that
9 allows them to set this process up.

10 We think it's illegal. We've told them
11 that. They've told us they've stopped doing it, but it
12 does raise the question of whether the staff requires
13 just some form of writing, a written notice, or a
14 resolution specific to the project at hand, and in part,
15 to urge scrutiny on that. I mean, with lots of parishes
16 coming through with lots of projects, we could see how,
17 you know, like the other one, that it would be missed
18 and taken as routine, but a very secretive and
19 problematic process in East Baton Rouge Parish has come
20 to light. It's a new administration. They're saying
21 they're going to change it, but we don't know whether
22 this is happening in other parishes where it's presented
23 as a resolution, but, in fact, what's being sent is
24 something short of a resolution because there's not been
25 a public notice, not been a public hearing, not been a



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1 record vote. It's been kind of a, "If there are no
2 objections, then we'll send this along."

3 We know this has happened consistently
4 in East Baton Rouge Parish. We don't know whether it's
5 happening in other parishes, but we urge the staff to
6 look into it as well.

7 MR. WINDHAM:

8 Ms. Clapinski, can you come up and
9 address that, please?

10 MS. CLAPINSKI:

11 Sure.

12 MR. WINDHAM:

13 Please identify yourself.

14 MS. CLAPINSKI:

15 Good morning. Danielle Clapinski, staff
16 attorney at LED.

17 The locals only need to provide a
18 resolution if the company chooses to select the sales
19 and use tax rebate as their capital investment. So you
20 have an option of either one and a half percent
21 investment tax credit or the sales and use tax rebate.

22 If they choose the sales and use tax
23 rebate option and the locals agree to the local sales
24 and use tax rebate, we need a resolution from the locals
25 for that to present at the Board at the time the



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1 contract comes for approval. I'm not aware of anything
2 other than a resolution. We do require a resolution
3 from the local governing authority to approve that. So
4 we can obviously take a closer look at EBR as they come
5 in in the future, but I'm not aware of anything being
6 allowed other than a resolution.

7 MR. WINDHAM:

8 And, Ms. Clapinski, that resolution is
9 for local participation on the sales tax refund?

10 MS. CLAPINSKI:

11 Correct, only. That's the only thing
12 that it does is allow the company to receive the local
13 sales and tax use rebate on their capital investment.

14 MR. WINDHAM:

15 So if the locals don't participate, that
16 does not prohibit the State from refunding its sales tax
17 dollars?

18 MS. CLAPINSKI:

19 That's correct.

20 MR. WINDHAM:

21 Mr. Bagert.

22 MR. BAGERT:

23 The practice of East Baton Rouge Parish
24 on their sales and use tax rebates has been to not have
25 a legally-approved resolution for specific project



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1 endorsement. It says clearly in their policy what they
2 do is they have the planning commission kind of vet
3 this, vet the applications. They are then distributed
4 to the metro council members and the mayor, and if there
5 are no objections, then a notice of project support is
6 submitted from the mayor to this board along with a
7 resolution passed several years ago governing the whole
8 process, but not a resolution specific to the project in
9 question, which is what the Board requires.

10 MR. WINDHAM:

11 So let me ask this: Is the sales tax
12 rebate at the local level germane to this Board?

13 MR. BAGERT:

14 Your rules say it is.

15 MR. WINDHAM:

16 Only for them to get a sales tax rebate
17 at the local level.

18 MR. BAGERT:

19 That's right.

20 MS. CLAPINSKI:

21 If I can, I will say that we can -- as
22 East Baton Rouge comes in, we'll take a closer look. We
23 have a contact at East Baton Rouge about providing
24 information on the Enterprise Zone Program and how it
25 works, so I do believe that they're taking a closer look



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1 at how that process works, but if we have some come in
2 we can obviously take a closer look at LED.

3 MR. BAGERT:

4 And part of it, I mean, we've gotten a
5 commitment from East Baton Rouge Parish that they won't
6 do this anymore, so we urge that, but also look at other
7 parishes whether they are -- it's something short of
8 what the rules require, which is a resolution specific
9 to the project.

10 Now, that's germane, obviously, in part
11 because of the Industrial Tax Exemption and how it came
12 across if we're looking at how these rules are
13 implemented and if they're implemented the way the
14 government has, you know, a public process, then we're
15 kind of back to the same implement process. So that's
16 why we would encourage the staff to look at if this
17 practice, which we know is happening in East Baton Rouge
18 Parish and we think is, you know, flatly against the
19 plan of government or the charter of East Baton Rouge
20 Parish, whether that's being pursued in other parishes
21 as well, but thank you.

22 MR. WINDHAM:

23 Thank you, Mr. Bagert.

24 Any other comments from the public
25 concerning the Enterprise Zone applications before us?



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1 (No response.)

2 MR. WINDHAM:

3 Is there a motion to approve them?

4 Made by Dr. Wilson; seconded by Ms.

5 Villa.

6 All in favor, indicate with an "aye."

7 (Several members respond "aye.")

8 MR. WINDHAM:

9 All opposed with a "nay."

10 (No response.)

11 MR. WINDHAM:

12 Motion carries.

13 Please proceed.

14 MS. METOYER:

15 Okay. I have the contract terminations
16 for Enterprise Zone. 201108945, MWIII Hospitality II,
17 LLC, East Baton Rouge Parish. Existing contract period
18 7/20/2011 through 7/19/2016. Requested term date
19 2/31/2015. The program requirements have been met and
20 no additional jobs are anticipated.

21 20110910, Ganga, LLC, Bossier Parish.
22 The existing contract period 8/5/2011 through 8/4/2016.
23 The requested term date is February 5th of 2014.
24 Program requirements have been met and no additional
25 jobs are anticipated.



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1 20121257, International Paper Company,
2 Natchitoches Parish. Existing contract date is January
3 1, 2013 through 12/31 of 2017. Requested term date is
4 June 30, 2015. The program requirements have been met
5 no additional jobs are anticipated.

6 20100891, Chartres Grill, LLC in Orleans
7 Parish. August 6, 2010 is the beginning date of the
8 contract to August 5th of 2015. The requested term date
9 is January 1 of 2015. The program requirements have
10 been met and no additional jobs are anticipated.

11 20110754, Turner Specialty Services,
12 LLC, East Baton Rouge Parish. The existing contract
13 date is May 25th of 2011 through May 24th of 2016. The
14 requested term date is December 31st of 2015. Program
15 requirements have been met no additional jobs are
16 anticipated.

17 20130290, WN Tower, LLC, East Baton
18 Rouge Parish. The existing contract period is July 1 of
19 2014 to -- actually, that's a typo -- to June 30 of
20 2019. Requested term date 12/31/2016. Program
21 requirements have been met. No additional jobs are
22 anticipated.

23 20090774, HRI Properties, LLC, Orleans
24 Parish, September 2nd -- I'm sorry. November 2nd, 2011
25 through November 1st of 2016 is the existing contract



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1 period. The requested term date is December 31 of 2015.
2 The program requirements have been met. No additional
3 jobs are anticipated.

4 20130797, Turner Industries Group, LLC,
5 West Baton Rouge Parish. 4/26/2013 is the beginning of
6 the contract through 4/25 of 2018. The request term
7 date is December 3rd, 2015. The program requirements
8 have been met. No additional jobs are anticipated.

9 20121025, Turner Industries Group, LLC,
10 East Baton Rouge Parish. August 10th of 2012 is the
11 beginning of the contract through August 9th of 2017.
12 The requested term date is December 31 of 2015. The
13 program requirements have been met. No additional jobs
14 are anticipated.

15 20111187, NMC Operating Company, LLC,
16 East Baton Rouge Parish. Existing contract period
17 December 12 of 2011 through December 11 of 2016. The
18 requested term date is June 11 of 2014. The program
19 requirements have been met. No additional jobs are
20 anticipated.

21 And the final termination is 20131270,
22 Halliburton Energy Services, Incorporated, Iberia
23 Parish. The existing contract dates are 11'15 of
24 2013 -- actually, the existing dates would be from 11/15
25 of '13 through 11/14 of '15. I have the wrong date



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1 here. The requested term date is May 15 of 2016. The
2 program requirements have been met and there are no
3 additional jobs anticipated.

4 MR. WINDHAM:

5 Thank you, Ms. Metoyer.

6 Are there any questions concerning the
7 terminations for the Enterprise Zone contracts in front
8 of us?

9 (No response.)

10 MR. WINDHAM:

11 Any comments from the public?

12 (No response.)

13 MR. WINDHAM:

14 Is there a motion to approve these?

15 Made by Ms. Malone; seconded by

16 Mr. Miller.

17 All in favor, indicate with an "aye."

18 (Several members respond "aye.")

19 MR. WINDHAM:

20 All opposed with a "nay."

21 (No response.)

22 MR. WINDHAM:

23 Motion carries.

24 Please proceed.

25 MS. METOYER:



1 For the contract cancelations, we have
2 one that wants to be deferred. They contacted me
3 yesterday. It's 20120968, Mortgage Contracting
4 Services, LLC in Lincoln Parish. They stated that they
5 will file all of their paperwork, so if they don't do
6 that, we will put them pack on the August agenda.

7 MR. WINDHAM:

8 All right.

9 MS. METOYER:

10 Okay. The first cancelation is
11 20080948, JPS Equipment, LLC, Rapides Parish, the
12 program requirements have not been met; 20120906,
13 Cochrane Tech, Incorporated, Lafayette Parish, the
14 program requirements have not been met; 20120418, Deep
15 Hole Drilling Services, St. Martin Parish, the program
16 requirements have not been met; 20110800, Family Asthma
17 Allergy and Immunology Clinic, LLC, Jefferson Parish,
18 the program requirements have not been met; 20141005,
19 Hammonds Transportation, LLC, Orleans Parish, the
20 program requirements have not been met; 20121074,
21 Laitram Machine Shop, LLC, Jefferson Parish, the program
22 requirements have not been met. The company requested
23 cancelation; 20130037, Prescriptions to Geaux,
24 Incorporated, East Baton Rouge Parish, the program
25 requirements have not been met; 20121029, Vance G.



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1 Misuraca, Jr., DDS, East Baton Rouge Parish, the program
2 requirements have not been met; 20110990, Taylor &
3 Willis CPA's, LLC, Jefferson Parish, the program
4 requirements have not been met; 20121070, WDG
5 Investments, LLC, Orleans Parish, the program
6 requirements have not been met; 20140220, WJMB Transport
7 2, LLC, Orleans Parish, the program requirements have
8 not been met; 20111002, Roofing Solutions, Ascension
9 Parish, the program requirements have not been met.

10 MR. WINDHAM:

11 Thank you, Ms. Metoyer.

12 Are there any questions from the Board
13 concerning the Enterprise Zone cancelations?

14 (No response.)

15 MR. WINDHAM:

16 Any comments from the public?

17 I'm sorry. You have a question?

18 MR. CHABERT:

19 Real quick. None of these cancelations
20 have been --

21 MS. METOYER:

22 No, sir.

23 MR. CHABERT:

24 -- previous non meeting of contractual
25 obligations?



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1 Thank you.

2 MS. METOYER:

3 And they are contracted repeatedly
4 before we actually put them on the agenda to be
5 canceled.

6 MR. CHABERT:

7 Thank you, Mr. Chairman.

8 MR. WINDHAM:

9 Certainly.

10 Are there any comments from the public
11 concerning cancelations?

12 Yes, Mr. Bagert, please step forward and
13 identify yourself.

14 MR. BAGERT:

15 Broderick Bagert, Together Louisiana.

16 And, again, not to belabor, this is in
17 the state's Fastlane database. There's no distinction
18 drawn between contracts that have been terminated and
19 contracts that have been canceled due to noncompliance.
20 They're both listed as terminated, so it makes it
21 difficult to distinguish whether something was
22 problematic or just kind of ran its course. You know,
23 we just looked up one that was canceled because of
24 noncompliance back in February and it's listed as
25 terminated, just like the ones that were just approved.



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1 So beginning to draw that distinction and going back in
2 the records to have that be reflected in public data
3 will help to know whether or not there has been a
4 problem with ones in the past. At this point, we're
5 unable to tell because they look the same.

6 MR. WINDHAM:

7 All right. Thank you.

8 Is there a motion to approve the
9 cancelations?

10 Ms. Malone; seconded by Dr. Wilson.

11 All in favor, indicate with an "aye."

12 (Several members respond "aye.")

13 MR. WINDHAM:

14 All opposed with a "nay."

15 (No response.)

16 MR. WINDHAM:

17 Motion carries.

18 Now we'll move on to the Industrial Tax
19 Exemption Program. To make the public aware and make
20 sure that the Board is aware, the rules became final as
21 of the 20th of this month, June 20th, the rules that
22 Mr. Adley and the rules committee so laboriously, with
23 the input from the public. We appreciate all of the
24 comments and participation from all of the Board
25 members, from the public, from the organizations, from



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1 the municipalities, everyone that put in the hard work,
2 and especially for the LED staff who worked very hard to
3 put together the rules. So those rules are on all of
4 the Board member's -- in front of all of the Board
5 members at their places. So keeping in mind all of
6 these applications are being processed under the new
7 rules. If there's any questions in your mind, you may
8 want to look at the rule, you know, as you ask that
9 question.

10 And we has Ms. Kristin Cheng to present
11 the Industrial Tax Exemption Program.

12 Please proceed.

13 MS. CHENG:

14 Good morning. I have 42 new
15 applications starting with the ones that have advanced
16 notification filed prior to the executive order being
17 issued on June 24th of 2015.

18 20141412, Arkema, Incorporated in St.
19 Charles Parish; 2016- --

20 MR. WINDHAM:

21 Ms. Cheng, as we proceed, if anyone has
22 any questions about specific ones, please push your
23 button in front of you.

24 And then, Mr. Adley, you have a question
25 about the first one?



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MR. ADLEY:

No. The third one.

MR. WINDHAM:

The third one. I'm sorry.

MS. CHENG:

20160033, Axiall, LLC in Iberville
Parish; 20150261, Barriere Constriction Company, LLC in
East Baton Rouge Parish.

MR. WINDHAM:

Mr. Adley.

MR. ADLEY:

That is for a hot mix plant?

MS. CHENG:

I am not sure.

MR. WINDHAM:

Is there a representative from Barriere
Construction?

Yes. Please step forward and identify
yourself so you can respond to the questions.

MR. SENDELMANN:

Robert Sengelmann with Barriere
Construction. I'm the group manager of the asphalt
plant.

It is a hot mix asphalt plant facility.

MR. ADLEY:



1 Used for blacktopping roads, I assume?

2 MR. SENNELMANN:

3 Yes, sir.

4 MR. ADLEY:

5 Let me ask the staff or maybe you can
6 help with this. Do you have any idea of how many
7 asphalt plants there are in Louisiana? Are you part of
8 some association that might be able to tell us that?

9 MR. SENNELMANN:

10 Yes, we are a member of the Louisiana
11 Asphalt Pavement Association. I do not know that
12 information off the top of my head.

13 MR. ADLEY:

14 And I'm just curious, if they qualify,
15 staff, for the Industrial Tax Exemption, why not all of
16 the asphalt plants just applying to avoid paying the
17 property tax; do you know?

18 MS. CHENG:

19 I'm not sure. It's up to the company to
20 apply.

21 MR. ADLEY:

22 I'm asking these questions because I
23 notice the asphalt plant, I notice the cement mixing
24 facility. I visited with the Governor's office to see
25 what position he would take on that and we do not



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1 believe that that is what was intended to be
2 manufacturing in Louisiana. So just for that reason,
3 even though these were filed prior to 6/24, the Board
4 still has the authority to either approve, disapprove,
5 whatever they would like to do. And so I just wanted to
6 clarify that it is what I thought it was, a hot mix
7 facility.

8 And so, Mr. Chairman, when you get to
9 your point of approving these things, there may be one
10 or two that I would ask you to pull out to at least let
11 this Board vote on whether or not they're going to
12 approve it.

13 MS. CHENG:

14 I do want to note that it does have a
15 manufacturing NAICS code assigned by the Louisiana
16 Workforce Commission.

17 MR. ADLEY:

18 I got that, ma'am, but I've got to tell
19 you, this Board has the authority -- from what I've been
20 told, the Board has the authority to approve whatever
21 they'd like.

22 I do not believe that a hot mix plant
23 nor cement mixing plants were ever intended to be part
24 of our manufacturing Industrial Tax Exemption. Albeit,
25 the Board may have done it in the past, I can tell you,



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1 I don't think that's our position. The Board can
2 certainly vote whatever they see fit. I get that.

3 And so I appreciate you filing the
4 application. I clearly understand that it gives you the
5 opportunity to avoid property taxes on the facility, but
6 there are a number of these facilities in the state, and
7 I've not seen any others filed for it and just don't
8 think it's something that's standard or should be
9 acceptable to the Board.

10 The manufacturing tax exemption that we
11 have was intended to better our job base and expand our
12 job base, and people who just, you know, have facilities
13 that are mixing -- together frankly could fall under the
14 description of manufacturing, but the Board has the
15 authority to determine which ones they think comply. At
16 least it's our position we don't think that cement and
17 asphalt is.

18 So whenever you get ready to that.

19 MR. WINDHAM:

20 Thank you, Mr. Adley, I'll pull this one
21 to the side and we'll vote on it separately.

22 MR. SENNELMANN:

23 Thank you.

24 MR. WINDHAM:

25 Any other questions for the gentleman?



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1 (No response.)

2 MR. WINDHAM:

3 Thank you, sir.

4 Please proceed.

5 MS. CHENG:

6 20141440, BASF Corporation in Ascension

7 Parish.

8 MR. ADLEY:

9 Can we stop there?

10 MR. WINDHAM:

11 Can you stop at that one?

12 MR. ADLEY:

13 The description under BASF, it said it
14 was to construct something. I'm trying to find out what
15 that was for.

16 MR. WINDHAM:

17 Is there a representative from BASF?

18 Please step forward.

19 MR. ADLEY:

20 The word "was" caught my attention. I'm
21 trying to find out if it was constructed and what was
22 "it."

23 MR. BAILEY:

24 I'm John Bailey. I'm the site
25 controller for the BASF site in Geismar, Louisiana.



1 This particular project was a brand new
2 greenfield plant to make a new specialty amine to sell
3 to the chemical market.

4 MR. ADLEY:

5 But it was constructed. You're
6 application said it was to be constructed. It is
7 constructed.

8 MR. BAILEY:

9 It is constructed. It was started up
10 last year, very end of last year.

11 MR. ADLEY:

12 Okay. Thank you.

13 MR. WINDHAM:

14 Thank you, sir.

15 Any other questions for the gentleman?

16 (No response.)

17 MS. CHENG:

18 20160266, Beaed of Louisiana in St.
19 Charles Parish; 20160663, Boise Packaging & Newsprint,
20 LLC in Beauregard Parish; 20160664, Boise Packaging &
21 Newsprint in Beauregard Parish; 20121300A, CF Industries
22 Nitrogen, LLC in Ascension Parish; 20121300B, CF
23 Industries Nitrogen, LLC in Ascension Parish; 20151744
24 Cornerstone Chemical Company in Jefferson Parish;
25 20151745, Cornerstone Chemical Company in Jefferson



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1 Parish; 20151426, Denka Performance Elastomer, LLC in
2 St. John the Baptist Parish.

3 MR. WINDHAM:

4 Ms. Cheng, Mr. Adley, I believe we have
5 a question.

6 MR. ADLEY:

7 Denka, their application simply says
8 "expansion." We don't know what it is for. Is there
9 somebody here that can tell us what was that for?

10 MR. WINDHAM:

11 Is there a representative from Denka?

12 Yes, sir. Please step forward and
13 identify yourself and answer a couple questions for us.

14 MR. JASSEL:

15 My name is Richard Jassel. I'm the
16 account manager with Denka in LaPlace.

17 MR. ADLEY:

18 The application stated it was an
19 expansion, but it didn't clearly identify what it was
20 and what that expansion was and how it related to the
21 manufacturing process.

22 MR. JASSEL:

23 Well, I expected some other
24 representatives here, a consulting group for BP to be
25 present.



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1 Basically my understanding is we are
2 doing a major capital investment in the existing plant,
3 primarily a major investment in emissions control, and
4 our goal is to increase production at the plant.

5 MR. ADLEY:

6 I got you.

7 The requirements for the emission
8 control, is it under some EPA or environmental
9 guideline? How did that come about?

10 MR. JASSEL:

11 My understanding is -- and this is, as I
12 said, I'm from the accounting group. It's not my area
13 of expertise, the environmental, but my understanding is
14 is the companies wish to basically lower emissions just,
15 you know, as their -- for goodwill.

16 MR. ADLEY:

17 But it's -- you're not doing it under
18 some government regulation or requirement?

19 MR. JASSEL:

20 I do not know that is an absolute
21 requirement. That's an area I'm really not qualified to
22 speak to. I can get more information and return.

23 MR. ADLEY:

24 Does the staff know -- the reason I'm
25 asking the question, obviously we got the new rules.



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1 The new rules explicitly say and prohibit the tax
2 exemption for anything that is required to maintain the
3 environment, which also means we have the ability to do
4 that here.

5 Is there some way to find out for me,
6 sir, at some point?

7 MR. JASSEL:

8 We can certainly get an answer to that.

9 MR. ADLEY:

10 And I would ask you to mark this one, if
11 you will, and we can come back.

12 Thank you.

13 MR. JASSEL:

14 All right. You're welcome.

15 MR. WINDHAM:

16 Thank you.

17 I believe we have a representative also
18 from Didier. She may be able to answer some of the
19 questions.

20 MS. BOATNER:

21 Rhonda Boatner with Didier Consultants
22 representing Denka.

23 Yes, this was a voluntary emissions on
24 the part of the company. They do want to reduce their
25 emissions to be in compliance, but, actually, be below



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1 the compliance. They don't want -- they've done it
2 voluntarily, so it is part of their -- they weren't
3 issued a summons or issued a warning or anything.

4 MR. ADLEY:

5 Okay. There's not some statutes saying
6 that's the law that you had to comply with?

7 MS. BOATNER:

8 Right. Right.

9 MR. ADLEY:

10 Okay. Thank you, ma'am.
11 You can take that one off.

12 MR. WINDHAM:

13 I'm sorry. Mr. Miller has a question.

14 MR. MILLER:

15 Just out of curiosity, how many new jobs
16 and how many people are working there right now?

17 MS. BOATNER:

18 Actually, the facility was owned by
19 DuPont and Denka bought them in September of 2016 and
20 they retained, I think, 329 jobs. I can go back and
21 find out for sure, but they retained the jobs and they
22 have created some net new jobs, probably about 15.

23 MR. MILLER:

24 So they retained 300-plus jobs?

25 MS. BOATNER:



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Correct.

MR. MILLER:

Thank you.

MR. WINDHAM:

Please proceed.

MS. CHENG:

20130142, Equilon Enterprises, LLC D/B/A
Shell Oil Products US in St. Charles Parish; 20130142A,
Equilon Enterprises, LLC D/B/A Shell Oil Products US in
St. Charles Parish; 20170982A --

MR. WINDHAM:

Ms. Cheng.

MS. CHENG:

Yes?

MR. WINDHAM:

I believe we have a question.

MR. ADLEY:

This is for the FlightSafety
International, Inc?

MS. CHENG:

Yes.

MR. WINDHAM:

Is there a representative from
FlightSafety International, Inc. with us?

MR. ADLEY:



1 When I read the application, it simply
2 said it was a flight simulator.

3 MS. CHENG:

4 Yes. So they own a flight simulator at
5 Metro Aviation. I believe that's in Bossier Parish as
6 well. Well, it has to be.

7 MR. ADLEY:

8 So I'm curious how they fit into
9 manufacturing.

10 MS. CHENG:

11 It's part of their manufacturing, part
12 of Metro Aviation's manufacturing process in their
13 helicopter manufacturing.

14 MR. ADLEY:

15 I still don't get it. I understand the
16 manufacturing of helicopters, but the manufacturing of
17 parts for helicopters, I'm trying to understand how a
18 flight simulation or a flight simulator is actually part
19 of the process of manufacturing.

20 MS. CHENG:

21 I believe it's -- Metro Aviation is a
22 manufacturer, and at the time, anything at the site can
23 be covered by the Industrial Tax Exemption.

24 MR. ADLEY:

25 I want to ask you to mark that one for



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1 me.

2 MR. WINDHAM:

3 All right.

4 Ms. Cheng.

5 A.

6 MS. CHENG:

7 20160034, Georgia Gulf Lake Charles, LLC
8 in Calcasieu Parish; 20140858, Hexion, Inc. in Ascension
9 Parish; 20171706, Honeywell International in Ascension
10 Parish.

11 MR. WINDHAM:

12 Ms. Cheng.

13 MR. ADLEY:

14 I'm just looking in the application of
15 my colleague here. They have been able to pull it up on
16 these little machines, and, but, it says, "the use of
17 flight safety equipment." They put it as
18 nonmanufacturing, so it's clearly not part of the
19 manufacturing. It's just in the past, everything that
20 was on the property, y'all allowed.

21 MS. CHENG:

22 Yes.

23 MR. ADLEY:

24 But it's not part of manufacturing by
25 their own application.



MEETING MINUTES

1 MS. CHENG:

2 Okay.

3 MR. ADLEY:

4 Thank you.

5 MR. WINDHAM:

6 Ms. Cheng.

7 MS. CHENG:

8 20151706, Honeywell International in
9 Ascension Parish; 20152008, Marathon Petroleum Company,
10 LP in St. John the Baptist Parish; 20152013, Marathon
11 Petroleum Company, LP in St. John the Baptist Parish.

12 MR. WINDHAM:

13 Ms. Cheng, I think we have a question.

14 MR. ADLEY:

15 Right before Marathon, you had
16 Honeywell.

17 MS. CHENG:

18 Yes, sir.

19 MR. ADLEY:

20 And it simply said a lab expansion. I
21 just want to know what part of the manufacturing process
22 it is.

23 MR. WINDHAM:

24 Is there a representative from Honeywell
25 with us?



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1 Please step forward and identify
2 yourself.

3 MR.

4 Mike Duhon, plant controller at
5 Honeywell.

6 The lab's for -- I'm sorry. The lab's
7 for, we manufacture and test all of our quality of our
8 products in the units.

9 MR. ADLEY:

10 I got you.

11 And so the test is part of the
12 manufacturing process?

13 MR.

14 Yes.

15 MR. ADLEY:

16 Okay. Thank you.

17 MR.

18 You're welcome.

19 MR. WINDHAM:

20 Thank you, sir.

21 Please proceed, Ms. Cheng.

22 Mr. ADLEY:

23 And then Marathon. Do we have a
24 representative from Marathon?

25 Please step forward.



1 MR. ADLEY:
2 You have about eight applications.

3 MR. WINDHAM:
4 Please identify yourself.

5 MR. KRZYZAK:
6 Stephen Krzyzak, tax analyst, Marathon.

7 MR. ADLEY:
8 In your first application, you simply
9 said "capital addition," but you didn't say what they
10 were.

11 MR. KRZYZAK:
12 What was the number for that?

13 MS. CHENG:
14 20152080.

15 MR. ADLEY:
16 20152008.

17 MS. CHENG:
18 Sorry.

19 MR. KRZYZAK:
20 Okay. Basically what that project is,
21 it was to replace valves, install reactor feed nozzles
22 and install electric generator at the plant.

23 MR. ADLEY:
24 Okay. And then the next one, 20152013,
25 you just said "miscellaneous safety." What is that?



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1 MR.

2 Okay. So that was for a process safety
3 management system. Basically what we did was we
4 implemented a new system to make the plants safer and
5 cut down on accidents.

6 MR. ADLEY:

7 And the safety isn't part of the process
8 of manufacturing or was it just for the safety of the
9 plant in general?

10 MR. KRZYZAK:

11 It's safety in general.

12 MR. ADLEY:

13 I'm going ask you to mark that one.

14 MR. WINDHAM:

15 That's the second one?

16 MR. ADLEY:

17 Then 20141607, you called it pipeline
18 construction.

19 MR. KRZYZAK:

20 What was that number again?

21 MR. ADLEY:

22 20141607.

23 MR. KRZYZAK:

24 20141607. Okay. Yes, 20141607 is it's
25 expansion profitability to transport butane to the



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1 Garyville refinery.

2 MR. ADLEY:

3 I'm sorry. Say that again.

4 MR. KRZYZAK:

5 It allows us to transfer butane to the
6 Garyville refinery.

7 MR. ADLEY:

8 So it's a direct connection straight
9 into the refinery as part of the process?

10 MR. KRZYZAK:

11 That is correct.

12 MR. ADLEY:

13 It's not going around the facility or
14 going beyond the facility, straight in and it ends
15 there?

16 MR. KRZYZAK:

17 It's going straight in the refinery.

18 MR. ADLEY:

19 Okay. Thank you.

20 And then the next one is 20152009, you
21 simply said "plant upgrades." Can you tell me what that
22 was?

23 MR. KRZYZAK:

24 The plant upgrades were to -- basically
25 what we did was we had a substation replacement program



1 that we ended up replacing some of the substation
2 equipment and we installed some tank fire and fall
3 protection systems. So it's basically to increase
4 reliability and efficiencies at the plant.

5 MR. ADLEY:

6 Is that part of the manufacturing
7 process?

8 MR. KRZYZAK:

9 The substation replacement, yes.

10 MR. ADLEY:

11 And 20141308.

12 MR. KRZYZAK:

13 Yes.

14 MR. ADLEY:

15 I think you used the words "to make it
16 compliant."

17 MR. KRZYZAK:

18 The project was executed to allow
19 Marathon to meet the new Tier 3 motor vehicle emissions
20 and standards. So basically it allows us to stay in
21 business.

22 MR. ADLEY:

23 Mr. Chairman, I'd ask you to mark that
24 one for me.

25 MR. WINDHAM:



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1 Can I ask you a question on that one?

2 MR. KRZYZAK:

3 Sure.

4 MR. WINDHAM:

5 You said it's to make it compliant, is
6 that to make the product complaint or the facility?

7 MR. KRZYZAK:

8 Oh, I would have to get back to you on
9 that. I'm not 100 percent sure.

10 MR. WINDHAM:

11 Yes, sir. Please step forward.

12 MR. WILLIAMS:

13 Tom Williams, property tax manager.

14 This makes it so it's EPA compliant.

15 This makes it basically where the product is EPA
16 compliant Tier 3 diesel, fuel and gasoline.

17 MR. ADLEY:

18 A product.

19 MR. WILLIAMS:

20 It's a product.

21 MR. WINDHAM:

22 It's not to get any of your emissions or
23 anything in the facility in compliance. It's for a
24 product that you're putting an additive or take
25 something out of it to make sure the product you're



1 putting into the public to the market is compliant?

2 MR. KRZYZAK:

3 That's totally correct. It's EPA
4 mandated.

5 MR. WINDHAM:

6 Thank you.

7 Mr. Adley, you still want to hold that
8 one aside?

9 MR. ADLEY:

10 No.

11 And the last one for Marathon was
12 20172012, and you simply showed the purchase of computer
13 equipment. I'm just trying to find out if that's part
14 of the front office or if that is part of the
15 manufacturing process.

16 MR. KRZYZAK:

17 It's part of the manufacturing process.
18 It allows us to be able to run the plant efficiently.

19 MR. ADLEY:

20 Okay. Thank you.

21 MR. WINDHAM:

22 So within Marathon, we have one that
23 we're going to pull aside.

24 MR. ADLEY:

25 Yes.



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MR. WINDHAM:

That's 2013. Thanks.

Ms. Cheng, please proceed.

MS. CHENG:

I don't know where I left off.

MR. WINDHAM:

Why don't you start over with the
Marathon.

MS. CHENG:

Okay.

20152008, Marathon Petroleum Company LP
in St. John the Baptist Parish; 20172013, Marathon
Petroleum Company LP in St. John the Baptist Parish;
20152028, Marathon Petroleum Company LP; 20141607,
Marathon Petroleum LP in St. John the Baptist Parish;
20172009, Marathon Petroleum LP in St. John the Baptist
Parish; 20141308, Marathon Petroleum Company LP in St.
John the Baptist Parish; 20131404, Marathon Petroleum
Company LP in St. John the Baptist Parish; and 20152012,
Marathon Petroleum Company LP in St. John the Baptist
Parish; 20170266, Matheson Tri-Gas, Inc. in Calcasieu
Parish; 20172035, Mechanical Equipment Company, Inc. in
St. Tammany Parish; 20150980, Mosaic Fertilizer, LLC in
St. James Parish; 20151124, Mosaic Fertilizer, LLC in
St. James Parish; 20151125, Mosaic Fertilizer, LLC in



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1 St. James Parish; 20161175 Newpark Drilling Fluids, LLC
2 in Lafourche Parish; 20140147A, Roseburg Forest Products
3 Partnership in Lincoln Parish.

4 MR. WINDHAM:

5 Ms. Cheng, I believe we have a question
6 for that.

7 Mr. Adley.

8 MR. WINDHAM:

9 The application says it did about three
10 things, one was a cost of relocation of a press from
11 Oxford, Mississippi. The second was the expand of
12 warehouse and shipping docks, and the third was to
13 extend a roadway and add -- I think -- so can someone
14 tell me how all of that is part of the process of
15 manufacturing? I'm particularly interested in it
16 created exemption for relocation of your equipment from
17 one place to another.

18 MS. CHENG:

19 That's allowed because it's used
20 equipment from out of state. So Louisiana property tax
21 has not been paid on it.

22 MR. ADLEY:

23 I got that, but what we're voting on now
24 is whether or not we're going to allow an exemption for
25 that property tax.



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1 MS. CHENG:

2 I believe the exemption would be for the
3 press.

4 MR. ADLEY:

5 Not the relocation?

6 MS. CHENG:

7 No. There is no property tax on
8 relocation.

9 MR. ADLEY:

10 And then the expansion on the warehouse
11 and the shipping docks, I guess that's --

12 MS. CLIMER:

13 My name is Peggy Climer. I'm the plant
14 controller for that facility.

15 We had to completely remodel the
16 physical facility because of the size and the pneumatic
17 line. We had a line to produce particle board and a
18 line to laminate that particle board, and this was an
19 additional line. So it increased the size of the
20 facility by quite a lot, so we had to relocate the
21 shipping area and we had to completely redesign the
22 facility to accommodate that new press.

23 MR. ADLEY:

24 And I assume that's where the roadway
25 came into place?



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MS. CLIMER:

Right. We had to move the roadway where the two go around to the new slipping dock.

MR. ADLEY:

Thank you, ma'am.

MR. WINDHAM:

Thank you.

Any other questions by Board members?

(No response.)

MS. CHENG:

And 20161466, Southern Foods Group, LLC in Tangipahoa Parish.

MR. WINDHAM:

Thank you, Ms. Cheng.

For the new applications where the advances were filed prior to June 24th, the executive order, also the governor's executive order, within that area, are there any comments from the public for any of those applications?

(No response.)

MR. WINDHAM:

Now, we're going to -- I'm sorry. Mr. Bagert, please step forward.

MR. BAGERT:

Are these the ones that have been pulled



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1 out or the block of them?

2 MR. WINDHAM:

3 No. Within those, we are pulling out
4 Barriere Construction, Denka Performance Elastomers and
5 one of the Marathon Petroleum.

6 MS. CHENG:

7 We weren't pulling out Denka.

8 MR. ADLEY:

9 We pulled out -- I asked you to set
10 aside three, ma'am. I asked to set aside three.

11 MR. WINDHAM:

12 I believe it was Barriere --

13 MR. ADLEY:

14 FlightSafety and the Marathon 20152013
15 that dealt with safety around the plant.

16 MR. WINDHAM:

17 So we'll pull those three out.

18 Any questions from the Board for any of
19 those applications other than what may have already been
20 asked?

21 MR. ADLEY:

22 What I'm attempting to do is, if you
23 want to --

24 MR. WINDHAM:

25 Wait.



1 MR. ADLEY:

2 If you want to adopt all of the others
3 in globo as you normally do, that's fine, but I want to
4 at least you record the Governor's vote on those three.

5 MR. WINDHAM:

6 Representative Carmody.

7 MR. CARMODY:

8 Let me go ahead and make that motion in
9 globo with the exception of those three so we can move
10 forward. I have some questions.

11 MR. WINDHAM:

12 Is there a second?

13 Seconded by Ms. Cola.

14 All in favor -- I'm sorry. You have
15 questions other than those three?

16 MR. BAGERT:

17 Yes. I have a question on one of the
18 one that is being considered in globo.

19 MR. WINDHAM:

20 All right. Please step forward.

21 MR. BAGERT:

22 One of the applications is for Hexion in
23 Ascension Parish, number 20140858. The project start
24 date on this was September the 15th, 2014. The project
25 end date was December 22nd, 2015. It has -- 554 days



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1 have transpired since the project end date. That is in
2 violation of one of the rules that says that, "The Board
3 shall not consider for tax exemption any manufacturing
4 establishment or addition once such establishment or
5 addition has been in operation for a period of six
6 months unless the assessor in the parish in which the
7 establishment or the addition is located certifies in
8 writing that says that the establishment or addition was
9 not in the tax rolls." So we wanted to make sure that
10 that had been received.

11 And then it also appears to be in
12 violation of another, the advanced notification. This
13 becomes void if new application is received within 12
14 months of the estimated project end date. So those two
15 things are concerning.

16 And another is this piece of property
17 has been in operation and functioning since December of
18 2015 and why that has not been submitted to an assessor.
19 It's gone now all of the year of 2016 and is rolled
20 again in the -- the status of these properties where, I
21 guess, the exemption is so expected that they deem
22 appropriate or it's deemed appropriate to not --
23 apparently not disclose it on their LAT 5 or their LAT
24 5A. That's the list of properties that are taxable, and
25 the LAT 5A are the ones that they have that are not



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1 taxable. So it raises concerns when investments are
2 operating for this long without they're either being
3 disclosed or having received an exemption.

4 So those are questions we would like to
5 understand before this is approved.

6 MS. CHENG:

7 The application was actually filed in
8 June of 2015 and it was before the six months required
9 to have to get a statement from the assessor. There
10 were questions of the company from me about the
11 application, so that's why it hasn't been brought until
12 now.

13 MR. ADLEY:

14 I think you raised an interesting point.
15 If they finished the construction in 2015, then they
16 obviously bought the property, I guess, in 2014 and
17 started the construction, the moment you own the
18 property, you're liable for the property tax.

19 And you're shaking your head no. You're
20 not liable for property taxes unless you get an
21 exemption?

22 MS. CLAPINSKI:

23 I'm not...

24 MR. WINDHAM:

25 Okay. So the question is, if we sit



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1 here in 2017 and nothing was ever filed with the
2 assessor.

3 MS. CHENG:

4 The assessor can go back three years in
5 tax if an application is not received or approved or
6 filed. So they can go back and collect that if not --

7 MR. ADLEY:

8 So are you telling us that the standard
9 procedure is that the assessors just sit on it until we
10 take some action? Is that --

11 MS. CHENG:

12 I'm not -- the assessors would have to
13 answer that.

14 MR. BAGERT:

15 The assessors don't know this property
16 exist.

17 MS. CHENG:

18 They do.

19 MR. BAGERT:

20 We've asked them. The assessor
21 association said there's property that hasn't been
22 disclosed to us.

23 MR. ADLEY:

24 If we pass this today, does that mean
25 that the property tax that would have been paid in 2014



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1 or '15, that the company will no longer be liable for
2 that?

3 MS. CHENG:

4 They would have started paying taxes on
5 it last year, 2016.

6 MR. ADLEY:

7 No, ma'am. If you buy a property, once
8 you buy the property, you start building something, you
9 assess property.

10 MS. CHENG:

11 The land is ineligible, so it could be
12 assets that are on the property. It has nothing to do
13 with the property. Land is ineligible.

14 MR. ADLEY:

15 Okay. Property tax includes property,
16 ma'am, and it includes -- it includes all of the
17 facilities on the property and the equipment on the
18 property. I'm trying to find out if the passage of this
19 today is -- he's raised an interesting point. If no one
20 filed with the assessor to at least tell them the
21 property is there and if the assessor can go back three
22 years clearly and do whatever he wants to do, I'm trying
23 to find out if we pass this today, does that mean that
24 this company that never filed anything now is not
25 obligated for anything it was supposed to have done in



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1 2014 or '15 or '16?

2 MR. WINDHAM:

3 Can one of the attorneys answer that?

4 Because I'd have to look to the assessors to see what
5 their responsibility and legal obligations are. I don't
6 know that we can answer that as a Board.

7 MR. ADLEY:

8 Yeah, but we're fixing to approve an
9 application, and if we are going to approve an
10 application that allows for this company not to -- to be
11 free and clear of filing whatever they needed to file.

12 MS. CLAPINSKI:

13 Sure.

14 So when they bought the property in
15 2014, the land and anything on it that was not under
16 exemption, property tax has been paid upon. This is for
17 the new additions and improvements to that. I do
18 believe that --

19 Kristin, what would be the contract
20 effective date on this?

21 MS. CHENG:

22 December of 2015.

23 MS. CLAPINSKI:

24 So the contract effective date would be
25 December of 2015. That would start the first five-year



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1 period. So that is correct. So once they pay the
2 property tax on the item, it's no longer eligible for
3 exemption under an ITEP contract. So this contract
4 would go back to December 31st of 2015. It would cover
5 2015, and now 2017 would be the first two years. It
6 would continue on for three years, and there would be an
7 opportunity for renewal at the end that first five-year
8 period.

9 MR. ADLEY:

10 I got that. So what you just said is is
11 that property tax was paid on the property --

12 MS. CLAPINSKI:

13 No. On the land itself and any of
14 buildings when they purchased it is not under exemption,
15 yes, sir.

16 MR. ADLEY:

17 That's what you said at the beginning,
18 that they paid the property tax on the property.

19 MS. CLAPINSKI:

20 The land itself, yes.

21 MR. ADLEY:

22 And this gentleman says the assessor
23 says that's not so. So how do you know that it's been
24 paid? It's simply --

25 MS. CLAPINSKI:



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1 No. I do believe that the assessor
2 knows the land is there. I think what he's saying is
3 the assessor doesn't know the improvements that are
4 placed upon that land are there.

5 MR. ADLEY:

6 Okay. Thank you.

7 MR. BAGERT:

8 And I remember this is one part of three
9 parts of the concern. One is we don't know anywhere in
10 law where it says you don't need to disclose otherwise
11 taxable property to the assessor on the LAT 5 or your
12 LAT 5A if you hope you're going to get an exemption, and
13 that that is apparently a practice where property that
14 exists is not being disclosed to the assessor because
15 they anticipate action on behalf of this Board and this
16 Governor. Just seems to be a very unusual practice and
17 one that, from the conversations we've had with the
18 assessor's association and specific assessors of which
19 they were not aware. I mean, they don't go out and
20 audit all of these companies. They rely upon their
21 disclosures on two forms, the LAT 5 and the LAT 5A. The
22 LAT 5 covers the exempt property. The LAT 5A covers
23 these exemptions. It's not here and it's not there and
24 it exists in kind of limbo with the full expectation
25 that this Board will grant an exemption and to have it



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1 go, you know, not one year, that it turns over into 2015
2 and 2016, but two seems to be something that's not
3 provided for as far as we understand it in the rules or
4 laws of this state.

5 MR. WINDHAM:

6 Ms. Cheng.

7 MS. CHENG:

8 The assessor does receive a copy of the
9 advance when it's filed, and when the application is
10 filed, they also receive a copy of the application, the
11 exact one that we have. So they're aware of the
12 property.

13 MR. WINDHAM:

14 And I know from my experiences of
15 working there, we send all of the advances to all of the
16 assessors. We put them on notice that this is out
17 there. So from there, they have the documentation to
18 know that something is in process and have the ability
19 to go and check it out for themselves.

20 MR. BAGERT:

21 Yeah. This was -- with the quantity of
22 exemptions that come through, what they rely upon for
23 their taxable property are the documents they receive
24 toward that end, the LAT 5 and the LAT 5A. That would
25 mean they go cross check PDF documents to see which ones



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1 are not listed in there and see if it perhaps -- I mean,
2 you know, it just was a real surprise to them that there
3 was property.

4 Now, again, that's one of three points.

5 MR. WINDHAM:

6 Now, what's the second point?

7 MR. BAGERT:

8 The second point is that the standard
9 for the six months is not when the application was
10 received. It's when this Board considers it. So the
11 rule again, Section 517, "The Board shall not consider
12 for tax exemption any manufacturer establishment or
13 addition thereto once such establishment or addition has
14 been in operation for a period of six months unless the
15 assessor of the parish in which the establishment or
16 addition is located certifies in writing that said
17 establishment or addition is not on the taxable rolls."

18 It speaks to this point. Right? The
19 intent of the rule was to say, "We don't want property
20 just sitting out there that assessors may not be aware
21 of, and so we're going to require that if a certain
22 period of time elapses, this Board can't approve an
23 exemption unless we have certification in writing from
24 the assessor that says 'This property is not on the tax
25 rolls'" so that they know that there's property in the



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1 parish that is in this limbo period.

2 That is not when the application was
3 received. It's when this Board acts. So they may have
4 sent an application back in April, but this advanced
5 notice -- I'm sorry -- the completion of the project was
6 in December of 2015. We're now in June of 2017, so
7 we're, you know, well, well beyond the six-month period
8 that this Board can act without having the written
9 certification from the assessor that this is not on the
10 rolls.

11 MR. WINDHAM:

12 All right. Thank you.

13 Ms. Cheng, do you have anything to add?

14 MS. CHENG:

15 The application is due 90 days from
16 completion and they can --

17 MR. WINDHAM:

18 Of the project?

19 MS. CHENG:

20 Of the project, and they can request an
21 extension to file their application due to or in the
22 rules in Section 503(c). Number 2 is the deadline for
23 filing the application may be extended pursuant to 553.
24 If they get it in before the six months of completion,
25 they don't need a statement from the assessor saying



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1 that it hasn't been taxed.

2 MR. WINDHAM:

3 All right. Thank you.

4 MR. BAGERT:

5 And we have this filed?

6 MS. CHENG:

7 This application was filed. It was
8 filed on June 22nd of 2015.

9 MR. BAGERT:

10 The request for extension?

11 MS. CHENG:

12 Yes. It's by e-mail.

13 MR. WINDHAM:

14 Jimmy, I believe -- are you representing
15 Hexion.

16 MR. LEONARD:

17 No, sir. I'd like to make a comment,
18 though, please.

19 MR. WINDHAM:

20 What is your third point? I'm sorry,
21 Mr. Bagert.

22 MR. BAGERT:

23 That on two points, we think this
24 exemption is in violation of those rules. Around the
25 time period that's elapsed since the advance was



1 submitted, the time period that has elapsed since the
2 project completion has occurred. We think other issue
3 of disclosure of property is a real troubling thing
4 that's broader than the specific rules. But on those
5 two points, to act in a way that appears to contradict
6 the rules could be construed as arbitrary and
7 capricious.

8 MR. WINDHAM:

9 Thank you.

10 Mr. Leonard, please step forward and
11 identify yourself if you have a statement.

12 MR. LEONARD:

13 Mr. Chairman, members of the Board, I am
14 Jimmy Leonard with Advantous Consulting. I am not here
15 representing Hexion. I am here to make a statement
16 regarding process on property tax reporting. I know
17 that that has been coming into question and may have
18 some impact on decisions made today.

19 I'd like for everybody to understand
20 property tax is assessed on January 1 of every calendar
21 year. If you purchase something, if you purchase a new
22 piece of equipment on January 2nd, it is reportable on
23 January 1 of the following year. Okay? The reports are
24 typically due -- every jurisdiction has different date
25 requirements, and Orleans stands independent and on its



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1 own, but typically a company is required to file a form
2 LAT 5, which includes all of your taxable property that
3 you own, and when I say "property," the LAT 5 is only
4 for your furniture, fixtures and equipment. All right?
5 You are not required on in April of every year to report
6 your real estate, which would be your buildings. And
7 your land is typically picked up in the conveyance
8 transaction as to what the value you paid for on the
9 land. The assessor picks that up in his own process.

10 The LAT 5A is designed specifically for
11 the exempt of property, and that LAT 5A is due at the
12 exact same time as the LAT5. So every company that's
13 utilizing the Industrial Tax Exemption Program has an
14 annual filing obligation to the assessor in April of
15 every year to report that property which is deemed
16 taxable and that property which is deemed exempt.

17 I cannot speak for all of my colleagues
18 and peers or companies out there, but on the LAT 5A, if
19 there is an application that is pending, that property
20 gets listed as per the exact lined-item detail as you
21 see on the application with "application pending."
22 There's a column for the contract number. So if you
23 have equipment that's been exempted, on the LAT 5A form,
24 you list all of the equipment, you put your contract
25 number and the year and then it's pending. You put



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1 "pending" so that there is clearly a communication with
2 the assessor's office and there's also a vehicle for
3 companies to communicate with the assessor's office that
4 which is outstanding has yet to be approved.

5 There are rules in place in the
6 exemption program that if the property goes too far, you
7 have to go get a letter from the assessor to let LED
8 know that LED is not bringing property to you which has
9 been placed on the taxable rolls, because if property
10 goes on taxable rolls, we cannot seek an exemption from
11 you guys on that.

12 Furthermore, the LAT 5 and 5A are a
13 legal requirement, but not to the point to where you
14 have to file a form. If a company fails to submit the
15 LAT 5 or 5A form, the assessor has the full authority to
16 assess the fair market value on the property that he or
17 she identifies on your land. And if you do not file
18 your LAT 5 or 5A, you lose your legal appellate rights
19 to contest that valuation. So there's a very, I would
20 say, serious risk for a company to not properly
21 communicate or file through the 5 or 5A.

22 Now, I can't speak for how everybody
23 does their business, can't speak for what's being done
24 by the assessors or not, but please understand that
25 there is a process and a procedure for filing property



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1 taxes with adequate communication relating to this
2 program.

3 MR. WINDHAM:

4 Thank you, Mr. Leonard.

5 Are there any questions from any of the
6 Board members of Mr. Leonard?

7 (No response.)

8 MR. WINDHAM:

9 Thank you, Jimmy.

10 MR. LEONARD:

11 Sure.

12 MR. WINDHAM:

13 Please, sir, step forward and identify
14 yourself.

15 MR. BRODERICK:

16 Jesse Broderick with SumIT Credit.

17 As well, I'd just like add one comment
18 to what Jimmy explained, and that is when you're talking
19 about real property, that is something that is not
20 reported on the LAT 5, so if a company constructs a new
21 building and it's a manufacturing, you know, if would
22 not go on the LAT 5 or the LA -- it would go on the LAT
23 5A if it is exempt, but real property is not reportable.
24 That is something that is the responsibility of the
25 assessor to come out and assess. And so that's an



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1 instance where you might have something that is not
2 reported because it's not required to be reported. So I
3 just wanted to make that point.

4 MR. WINDHAM:

5 As a taxable piece of property.

6 MR. BRODERICK:

7 As a taxable piece of property.

8 MR. WINDHAM:

9 But it is reported on the exemption, the
10 LAT 5A if there is an exemption on that specific
11 building.

12 MR. BRODERICK:

13 Right. That's correct. So I just
14 wanted to point that out that if this particular
15 contract deals with real property, it would not have
16 been reported on either one of those reports. I mean,
17 it should have been reported on the LAT 5A, but if it's
18 taxable, it would not have been reported at all.

19 MR. WINDHAM:

20 Are there any questions by the Board
21 members?

22 (No response.)

23 MR. WINDHAM:

24 All right. Any or comments from the
25 public?



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1 Ms. Villa.

2 MS. VILLA:

3 I was just going to ask Kristin to just
4 reconfirm that, according to the rules, LED received an
5 extension request for the application --

6 MS. CHENG:

7 Yes.

8 MS. VILLA:

9 -- to be filed, of which was received
10 within the six-month period at the end of construction?

11 MS. CHENG:

12 Yes.

13 MS. VILLA:

14 Okay. Thank you.

15 MR. WINDHAM:

16 Thank you, Ms. Villa.

17 I believe that there is also interest in
18 deferring one of the applications. Ms. Villa.

19 MS. VILLA:

20 Well, I thought we were going to take
21 these, except for this.

22 MR. WINDHAM:

23 I'm sorry.

24 Is there any -- motion had been made, I
25 believe. Yes, Representative Carmody.



1 All right. All in favor of approving
2 these applications that were filed prior to June 24th of
3 2016 with an advanced notification filing except for
4 those three, please indicate with an "aye."

5 (Several members respond "aye.")

6 MR. WINDHAM:

7 All opposed with a "nay."

8 (No response.)

9 MR. WINDHAM:

10 Motion carries.

11 So now we will take each one of those
12 individually.

13 Barriere Construction.

14 MR. ADLEY:

15 This is the one that was for the hot mix
16 plant, and we represent the Governor's office, I want to
17 make sure we're allowed the opportunity to vote no on
18 this application.

19 MR. WINDHAM:

20 Okay. Thank you, Mr. Adley.

21 Is there a motion to approve the
22 Barriere Construction application for Industrial Tax
23 Exemption?

24 Motion's made by Mr. Jones; seconded by
25 ms. Cola.



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1 All in favor, indicate with an "aye."
2 (Several members respond "aye.")

3 MR. WINDHAM:

4 All opposed with a "nay."

5 MR. ADLEY:

6 Nay.

7 MR. BAGERT:

8 I'm sorry. I'd like --

9 MR. WINDHAM:

10 Motion carries.

11 MR. BAGERT:

12 This is Barriere?

13 MR. WINDHAM:

14 Yes.

15 MR. BAGERT:

16 I'm sorry.

17 MR. WINDHAM:

18 I'm sorry. I don't know if there was a
19 call for public comment.

20 MR. BAGERT:

21 And it's not -- this isn't -- we don't
22 want to waste the Board's time.

23 This property, again, has been submitted
24 400 -- the application was submitted, at least according
25 to the State's records, on...



MEETING MINUTES

1 MS. CHENG:
2 December 19th of 2016.

3 MR. BAGERT:
4 December 19th of 2016.

5 MS. CHENG:
6 No. October. I'm sorry.

7 MR. BAGERT:
8 This is to do with the advance notice
9 that anything that's been in -- where the property has
10 been in operations for longer than six months requires a
11 notice directly from the assessor certifying it's not on
12 the tax rolls. This has been in operation for 424 days.
13 Does LED have that notice from the assessor?

14 MS. CHENG:
15 The project was complete in April, on
16 April 30th of 2016. The application was received on
17 October 19th of 2016. That was within the six months,
18 so I don't have a statement.

19 MR. BAGERT:
20 The standard is not when the application
21 was received. It's when the Board acts.

22 MS. CHENG:
23 That's the policy of the department.
24 We've always done it from when the application's
25 received.



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1 MR. BAGERT:

2 I'll just read the rules again. "The
3 Board shall not consider for tax exemption any
4 manufacturing establishment that has been in operation
5 for a period of six months." It subjects the Board and
6 the State to significant liability for interpreting it
7 to mean when the application was received when it
8 clearly says, "The Board shall not consider."

9 So the question again, just like the
10 last one is, is there, in fact, a letter from the
11 assessor certifying that to be the case? This is well
12 beyond the six months they think.

13 MR. WINDHAM:

14 I think, Mr. Bagert -- Ms. Cheng would
15 you like to respond to that?

16 MS. CHENG:

17 I believe the rule's referring to if the
18 property is eligible for the Board to consider, and it
19 is eligibility because property tax hasn't been paid at
20 that point of the application being filed.

21 MR. WINDHAM:

22 Thank you.

23 Okay. Mr. Adley.

24 MR. ADLEY:

25 Mr. Chairman, let me ask if this is the



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1 last voice, this last vote, we had an objection. I'll
2 ask for a rollcall vote on that so we could have a clear
3 record on all three of these, please.

4 MR. WINDHAM:

5 Certainly. All right.

6 Ms. Daria, can you do a rollcall vote on
7 the first application for Barriere Construction?

8 MS. VINNING:

9 Robert Adley.

10 MR. ADLEY:

11 No.

12 MS. VINNING:

13 Robert Barham.

14 MR. BARHAM:

15 Yes.

16 MS. VINNING:

17 Mayor Glenn Brasseaux.

18 MAYOR BRASSEAUX:

19 Yes.

20 MS. VINNING:

21 Representative Thomas Carmody.

22 MR. CARMODY:

23 Yes.

24 MS. VINNING:

25 Yvette Cola.



MEETING MINUTES

1 MS. COLA:
2 Yes.
3 MS. VINNING:
4 Major Coleman.
5 MAJOR COLEMAN:
6 Yes.
7 MS. VINNING:
8 Manny Fajardo.
9 MR. FAJARDO:
10 Yes.
11 MS. VINNING:
12 Jerald Jones.
13 MR. JONES:
14 Yes.
15 MS. VINNING:
16 Heather Malone.
17 MS. MALONE:
18 Yes.
19 MS. VINNING:
20 Senator Danny Martiny.
21 MR. MARTINY:
22 Yes.
23 MS. VINNING:
24 Robby Miller.
25 MR. MILLER:



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MEETING MINUTES

1 Yes.

2 MS. VINNING:

3 Jan Moller.

4 MR. MOLLER:

5 No.

6 MS. VINNING:

7 Senator Norby Chabert.

8 MR. WINDHAM:

9 He stepped out.

10 MS. VINNING:

11 Anne Villa.

12 MS. VILLA:

13 Yes.

14 MS. VINNING:

15 Scott Richard.

16 MR. RICHARD:

17 No.

18 MS. VINNING:

19 Danny Schexnaydre.

20 (No response.)

21 MS. VINNING:

22 Bobby Williams, Junior.

23 MR. WILLIAMS:

24 Yes.

25 MS. VINNING:



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Steven Windham.

MR. WINDHAM:
Yes.

MS. VINNING:
Dr. Woodrow Wilson, Junior.

DR. WILSON:
Yes.

MS. VINNING:
We have 14 yes's and three no's.

MR. WINDHAM:
Thank you.

MR. WINDHAM:
Say it again, ma'am.

MR. WINDHAM:
Fourteen yeses and three nos.
With that, the motion carries.
All right. Onto the next one, which is
FlightSafety International. I believe Ms. Villa --

MS. VILLA:
Yes. Mr. Chairman, I would respectfully
ask that that his application be deferred till the next
board meeting so that we can have a company
representative come because it's highly likely that
these flight simulators are used in the manufacturing
process as testing prior to the final manufacturing of



1 an aircraft. So I respectfully ask for deferral.

2 MR. WINDHAM:

3 All right. Motion has been made by
4 Representative Carmody; seconded by Ms. Villa.

5 Any objection to the deferral of the
6 FlightSafety International application?

7 (No response.)

8 MR. WINDHAM:

9 With no objection, it's deferred.
10 So then the final one is Marathon,
11 Number 20152013, Marathon Petroleum Company.

12 Please step forward, sir.

13 MR. T. WILLIAMS:

14 Yes. Tom Williams, the property tax
15 manager, and I just want to make a clarification on this
16 one here. What this is basically is we put
17 blast-resistant modules, meters, valves and stuff to
18 keep all of our refinery people, keep all of our people
19 safe as they're operating the refinery. That's a big
20 thing. Safety is number one with us. When everybody
21 shows up for work, we want them to go home safe. That's
22 the reason for these processes.

23 They're self-mandated. We do this all
24 of the time because, as you know, operating a refinery
25 is very, very dangerous. So that's what we're doing.



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1 That's what this project is about. So I just want to
2 clarify that and make sure.

3 MR. WINDHAM:

4 Thank you.

5 All right. I think Mr. Adley has a
6 question.

7 MR. ADLEY:

8 I think the impression maybe I got from
9 prior testimony is just general safety around the plant.
10 I saw people with bars and the like, but you're talking
11 about valve, pipe and that sort of thing, which are two
12 different issues, is it not?

13 MR. T. WILLIAMS:

14 Yes, sir.

15 MR. ADLEY:

16 If that's what this is for, then I
17 wouldn't object to that.

18 MR. T. WILLIAMS:

19 Absolutely. Try to keep away from
20 explosions and to keep everybody safe.

21 MR. WINDHAM:

22 I'll take that as a motion, Mr. Adley;
23 seconded by Mr. Jones.

24 Any other comments from the public
25 concerning this application by Marathon?



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1 (No response.)

2 MR. WINDHAM:

3 Questions from the Board?

4 (No response.)

5 MR. WINDHAM:

6 All in favor, indicate with an "aye."

7 (Several members respond "aye.")

8 MR. WINDHAM:

9 All opposed with a "nay."

10 (No response.)

11 MR. WINDHAM:

12 Motion carries.

13 MS. CHENG:

14 I have three applications that were MCAs
15 filed last year prior to the executive order on 6/24.
16 They have no advance notification, but they were filed
17 prior to the executive order, so on June 24th of '16.

18 MR. WINDHAM:

19 All right. Mr. Adley.

20 MR. ADLEY:

21 The first one, the description said it
22 was for cleaning the area, so I'm trying to find out
23 what really went on.

24 MR. WINDHAM:

25 I'm sorry. We're on CellXion, LLC.



1 CellXion, no advanced notification, Number 20161171.

2 MR. ADLEY:

3 Is somebody here that can --

4 MR. WINDHAM:

5 Is there a representative from CellXion,
6 LLC?

7 (No response.)

8 MR. WINDHAM:

9 No representatives?

10 MR. BRODERICK:

11 My name, again, is Jesse Broderick,
12 SumIT Credits. We don't specifically represent them in
13 this incentive. We do with other incentives, and I will
14 be speaking with them later today, so I would ask the
15 Board if they would defer this application till the next
16 Board meeting.

17 MR. ADLEY:

18 I would so move.

19 MR. WINDHAM:

20 Motion made to defer this application by
21 CellXion, LLC by Mr. Adley; seconded by Ms. Villa.

22 Any objection?

23 (No response.)

24 MR. WINDHAM:

25 Approved.



1 MS. CHENG:

2 That was 20161171 CellXion, LLC D/B/A
3 Sabre Industries CellXion, Bossier Parish.

4 20161256, GEO Specialty Chemicals, Inc.
5 in Morehouse Parish.

6 MR. ADLEY:

7 There was no description with that
8 either. Can someone tell me what was that about?

9 MR. WINDHAM:

10 Representative from DEO Specialty
11 Chemicals with us today?

12 Mr. Zatarain, please identify yourself.

13 MR. ZATARAIN:

14 I'm Chuck Zatarain. I represent GEO
15 Specialty Chemicals with this application.

16 This is miscellaneous capital addition
17 that was timely and properly filed before the executive
18 order, and it lists maybe 15 or so capital items that
19 were purchased at the time.

20 MR. ADLEY:

21 So you want to tell us what they were?
22 I didn't see them in your application.

23 MR. ZATARAIN:

24 Oh, okay. It should have been a part of
25 the application.



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1 There was a mechanical treatment system,
2 glass-lined reducer replacement, dry alloy evolution
3 replacement, reactor 2, titanium onside shield,
4 transformer. That's part of the application. You may
5 not have got it, but there was detailed list of it.

6 MR. ADLEY:

7 We're looking at it again up here, but
8 we don't see that.

9 MR. ZATARAIN:

10 Sure.

11 MR. ADLEY:

12 But all of these items are part of the
13 manufacturing process?

14 MR. ZATARAIN:

15 Yes. Sure.

16 MR. ADLEY:

17 I don't know how it got left -- I don't
18 know how we missed it, but thank you very much.

19 MR. ZATARAIN:

20 Yes, sir.

21 MR. WINDHAM:

22 Any other questions for Mr. Zatarain?

23 (No response.)

24 MR. WINDHAM:

25 Mr. Zatarain, thank you.



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1 MR. ADLEY:
2 I have the same question for PHH
3 Monomers. Is that you again?

4 MR. ZATARAIN:
5 Yes, sir.

6 MR. ADLEY:
7 Okay.

8 MR. ZATARAIN:
9 The application has all of the details
10 of every item that was purchased.

11 MR. ADLEY:
12 Just rattle off three or four of them
13 just so we'll --

14 MR. ZATARAIN:
15 Yeah. There's fiberglass shelter,
16 Rosemount transmitter, Dricon safety equipment,
17 foundations and engineering costs, equipment rental,
18 clerical services. It's standard capital for
19 miscellaneous capital additions.

20 MR. ADLEY:
21 And the equipment rental, that falls
22 inside of the ITEP?

23 MS. CHENG:
24 That would be part of the --

25 MR. ZATARAIN:



1 It's a capital cost. The exemptions
2 cover all of the capital costs.

3 MR. ADLEY:

4 We've been through this many times. I
5 understand the difference between capitalize and take
6 immediate reductions. I get that. Paperclips and
7 desks, I get that. I know what it is.

8 Under the old rules. It's not going to
9 be under the new rules, as you probably know.

10 MR. ZATARAIN:

11 I do understand that, sir.

12 MR. ADLEY:

13 Thank you very much.

14 MR. WINDHAM:

15 Any other questions by any of the Board
16 members for PHH Monomers?

17 (No response.)

18 MR. WINDHAM:

19 Any comments from the public?

20 MR. BAGERT:

21 Broderick Bagert, Together Louisiana.

22 The new rules apply to this exemption.
23 It's a miscellaneous capital addition with no jobs at
24 the completed manufacturing entity. In that case, the
25 new rules apply.



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1 Section 505 of the new rules, Part B
2 says, "Miscellaneous capital additions which had pending
3 contractural applications on June 24th, 2016," that is
4 to say they were submitted before June 24th, 2016, "and
5 which provide for new jobs at the completed
6 manufacturing establishment shall be considered by the
7 Board."

8 Section C says, "Miscellaneous capital
9 additions which did not have a pending contractural
10 application as of June 24th or those with pending
11 applications as of June 24th, 2016, but do not provide
12 for new jobs are not eligible for property tax
13 exemption."

14 A miscellaneous capital addition, if it
15 did not create new jobs at the completed facility, even
16 if it was submitted before June 24th, explicitly in the
17 executive order, explicitly in the rules, is not
18 eligible for exemption.

19 MR. ADLEY:

20 Mr. House, can you possibly address
21 this for us, this issue, and find out -- this is listed
22 under items filed prior to --

23 MS. CHENG:

24 These are --

25 MR. ADLEY:



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1 Bear with me.

2 MS. CHENG:

3 Okay.

4 MR. ADLEY:

5 These are listed immediate items file
6 prior to June 24th, but he is, in his interpretation,
7 believes that the new rules we have adopted applies to
8 these, and I need to get your comment for us.

9 MR. HOUSE:

10 Both the new rules and the executive
11 order apply to these and he's correct. Unless it has a
12 new job at the manufacturing facility as a miscellaneous
13 capital addition, it is not eligible.

14 MR. ADLEY:

15 So if there are no jobs created with it,
16 under the new rules, they would not be approved, so now
17 that the rules are adopted, is there a reason why this
18 is still on the agenda?

19 MS. CHENG:

20 These were pending applications as of
21 June 24th of 2016. We can't hold them at LED because
22 they were filed. The Board has to take action on them.

23 MR. ADLEY:

24 Because, according to you, Mr. House,
25 they would not be in compliance with the Governor's



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1 executive order that requires jobs for no advanced
2 notice; is that...

3 MR. HOUSE:

4 Neither the Governor's executive order
5 or the rules that were promulgated on June 20th, 2017.

6 MS. CHENG:

7 I do want to point out that two of them
8 do have new jobs.

9 MR. ADLEY:

10 I'm sorry?

11 MS. CHENG:

12 Two of them have new jobs. I just
13 wanted to point that out.

14 MR. ADLEY:

15 I got that, but there are a number of
16 them that do not.

17 MS. CHENG:

18 We're dealing with these three.

19 MR. ADLEY:

20 I got it, but this one's got zero. I
21 see zero jobs, PHH Monomers, zero.

22 MS. CHENG:

23 Like I said, we cannot hold onto them at
24 LED. The Board has to take action.

25 MR. ADLEY:



1 That's okay. I got you.

2 MS. CHENG:

3 All right.

4 MR. ADLEY:

5 So I would, when you take your vote,
6 we've deferred one, and if I can, there's a new job
7 created, I guess, with GEO. I would like to move for
8 approval of that, and then I would like to move for
9 disapproval of PHH.

10 MR. WINDHAM:

11 All right. Thank you, Mr. Adley.

12 MS. CHENG:

13 Can I say something?

14 PHH Monomers actually just owns the
15 property there. The employees --

16 MR. WINDHAM:

17 Is there a representative -- Mr.
18 Zatarain.

19 MS. CHENG:

20 I believe there were jobs created, but
21 they're owned by Eagle II.

22 MR. ZATARAIN:

23 Chuck Zatarain again.

24 Maybe two meetings ago, y'all may
25 remember if you were there, that PPG Industries in



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1 Calcasieu Parish sold a part of its plant to Axiall,
2 which put those assets in what they Eagle US II, LLC.
3 If you remember, we had split to exemptions up and we
4 had transfers of exemptions.

5 PHH Monomers was owned by PPG, now owned
6 by Axiall, which was purchased by Westlake Chemical. So
7 now I'm dealing with Westlake Chemical on this, but PHH
8 just has assets. They didn't have employees. PPG's
9 employees at the plant, maintained them, but those
10 assets, for whatever reason PPG did years ago, put them
11 in a separate company with no employees. But PPG is
12 still there and Axiall is still there in Calcasieu
13 Parish, so that entity has employees, but there are
14 thousands of employees at that site servicing this
15 equipment.

16 MR. ADLEY:

17 I got that, but the rules require
18 creation of a job to get your exemption.

19 How do we get around that? I'm asking
20 staff. Somebody...

21 MR. ZATARAIN:

22 If you want to defer it to give me two
23 months to work it out, because this is the first time
24 this has come up.

25 MR. ADLEY:



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1 Mr. Chairman, if I can, I'll move for
2 approval for GEO, and then once that's done, I'll move
3 to defer PHH.

4 MR. WINDHAM:

5 All right. With the motion to approve
6 GEO, is there a second?

7 Seconded by Representative Carmody.

8 Are there any other comments or
9 questions from the Board?

10 (No response.)

11 MR. WINDHAM:

12 Any other comments from the public
13 concerning GEO Specialty Chemicals?

14 (No response.)

15 MR. WINDHAM:

16 All in favor, indicate with an "aye."

17 (Several members respond "aye.")

18 MR. WINDHAM:

19 All opposed with a "nay."

20 (No response.)

21 MR. WINDHAM:

22 Motion carries.

23 So the motion has been made by Mr. Adley
24 to defer PHH Monomers. Any objections? Seconded by
25 Representative Carmody.



1 (No response.)

2 MR. WINDHAM:

3 No objections. That one is deferred.

4 MS. CHENG:

5 I don't believe I read these into the
6 record.

7 20161256, GEO Specialty Chemicals, Inc.
8 in Morehouse; and 20161257, PHH Monomers, LLC in
9 Calcasieu Parish.

10 MR. WINDHAM:

11 Thank you, Ms. Cheng.

12 Two of those have been deferred. GEO
13 has been approved.

14 Please proceed.

15 MS. CHENG:

16 These are the same type of applications.
17 They were filed prior to the executive order, but these
18 were deferred from your last meeting in April.

19 MR. ADLEY:

20 What was the reason for the deferral?

21 MS. CHENG:

22 Because they showed no jobs.

23 MR. ADLEY:

24 I'm sorry?

25 MS. CHENG:



1 They showed no jobs and you deferred
2 them to allow the company representatives to be present.

3 MR. WINDHAM:

4 Correct.

5 MR. ADLEY:

6 To come back and show jobs, and when
7 they came back, one company shows a creation, Great Raft
8 Brewing; is that correct?

9 MS. CHENG:

10 Yes. They have three new jobs.

11 MR. ADLEY:

12 Created three new jobs. The remainder
13 created none and you gave them the opportunity to come
14 back and show otherwise.

15 MS. CHENG:

16 I did.

17 MR. WINDHAM:

18 Yes.

19 Mr. Miller, I believe you have a
20 question.

21 MR. MILLER:

22 Mr. Adley just asked it.

23 MR. WINDHAM:

24 Okay. With that, I think, Ms. Cheng,
25 /KH*EPBG you need to read those into the record?



1 MS. CHENG:

2 Yes.

3 MR. WINDHAM:

4 If we can have representatives be ready
5 for each one of these companies as she reads them.

6 MS. CHENG:

7 20160946, CertainTeed Corporation in
8 Calcasieu Parish; 20160945, CertainTeed Corporation
9 Roofing Products in Caddo Parish; 20160966, Great Raft
10 Brewing in Caddo Parish; 20161275, Southern Recycling,
11 LLC in Orleans Parish; and 20161002, Stolthaven New
12 Orleans, LLC in Plaquemines Parish.

13 MR. WINDHAM:

14 Is there a representative from
15 CertainTeed Corporation?

16 Please step forward and identify
17 yourself.

18 MR. HALL:

19 My name is Andrew Hall. I'm here to
20 represent CertainTeed.

21 We came -- we knew about two other
22 applications. We came to speak to those. We don't have
23 the applications in front of us for the 2016. If we can
24 see those, the two representatives can speak to exactly
25 what took place.



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MR. WINDHAM:

Is there someone here from Great Raft
Brewing?

Please step forward, sir.

I'm going to give you a chance to review
those and just move along.

MR. ADLEY:

Let me move for approval. Mr. Chairman,
if I can, let me move for approval of Great Raft as they
created three jobs. The ones that are in question are
the ones that created zero, so if we can get that one
out of the way and deal with the others.

MR. WINDHAM:

All right. Motion made by Mr. Adley;
seconded by Dr. Wilson.

Any questions or comments from the
Board?

Major Coleman.

MAJOR COLEMAN:

On the brewery, it has three new jobs,
but no salaries, so they have zero salaries, but three
new jobs.

MR. ADLEY:

Why is that?

MS. CHENG:



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1 We have it. I must have just not -- it
2 must not have gotten into the system. They do have --
3 there are salaries. They're not paying them nothing.

4 MR. WINDHAM:

5 We do have to get paid nowadays; right?

6 MAJOR COLEMAN:

7 They want to cover those employees.

8 MR. WINDHAM:

9 Mr. Coleman, does that satisfy you?

10 MAJOR COLEMAN:

11 Yes. Yes.

12 MR. ADLEY:

13 Thank you. That was a good catch. I
14 want to thank you. That was a good catch. They
15 obviously work for the legislature also, huh, Danny?

16 MR. WINDHAM:

17 Or this Board.

18 Any other questions from the Board?

19 (No response.)

20 MR. WINDHAM:

21 Any comments from the public concerning
22 Great Raft Brewing?

23 (No response.)

24 MR. WINDHAM:

25 All in favor --



1 MR. ADLEY:

2 Have them bring in samples. They get
3 free beer, but they don't work for free.

4 MR. WINDHAM:

5 All in favor, indicate with an "aye."
6 (Several members respond "aye.")

7 MR. WINDHAM:

8 All opposed with a "nay."
9 (No response.)

10 Mr. WINDHAM:

11 Motion carries.

12 Thank you, sir.

13 Southern Recycling, Mr. Leonard, please
14 step forward and identify yourself.

15 MR. LEONARD:

16 Yes, sir. Mr. Chairman, members of the
17 Board, Jimmy Leonard with Advantous Consulting. I want
18 to thank y'all for the deferral on the application last
19 Board meeting. We did go back and take a look to see
20 whether or not we could just confirm the numbers. We
21 cannot come back to you with any job creation. I would
22 like to go on record that this application was filed on
23 March the 31st of 2016 for assets and purchases that
24 were made and placed in service for 2015, and it's taken
25 a while to get here today.



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1 MR. ADLEY:

2 I feel like I need to at least point out
3 that this requirement on the jobs is because there was
4 no advance notice given. In other words, you just kind
5 of went out there on your own and didn't tell anybody
6 what you were doing and that while it's tied to, at
7 least from the Governor's perspective, to ensure the
8 creation of jobs.

9 We do appreciate -- I do appreciate you
10 taking the time to go back and look and see and being
11 forthright with us and let us know that none were
12 created.

13 I can tell you, at the appropriate time,
14 Mr. Chairman, I want to make sure that the Governor's
15 office is recorded voting no on these or make the
16 appropriate motion to reject these, whichever you
17 prefer, on the four that did not create any jobs.

18 MR. WINDHAM:

19 All right.

20 MR. LEONARD:

21 Just for the record, everyone, this
22 operation was not one that is the size that would have
23 been spending more than \$5-million a year on capital
24 expenditures, which, at the time, would have been the
25 advanced notification process. And they had routinely



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1 filed by March 31st of each year, the miscellaneous
2 capital addition applications, as the process existed at
3 the time, in order to cover the capital expenditures
4 they needed to make in order to run their business and
5 certainly grow the business.

6 At the time that --

7 MR. ADLEY:

8 But nothing prohibited you from giving
9 advanced notice if you wanted to. The 5-million was not
10 a guideline. It was an exception to use, but they could
11 have clearly, if they just wanted to volunteer to give
12 the advanced notice, they could have done that, could
13 they have not?

14 MR. LEONARD:

15 Sure.

16 MR. ADLEY:

17 Okay.

18 MR. WINDHAM:

19 Any other questions from the Board
20 concerning Southern Recycling?

21 (No response.)

22 MR. WINDHAM:

23 All right. Thank you, Mr. Leonard.

24 MR. LEONARD:

25 Yes. Thank you.



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1 MR. WINDHAM:
2 Stolthaven New Orleans, is there a
3 representative here?

4 Please step forward and identify
5 yourself.

6 MR. WATSON:
7 I'm Jason Watson with Industrial
8 Evaluations Services representing Stolthaven New
9 Orleans.

10 And we went back to the company after
11 the last meeting to confirm the new jobs, and there
12 actually were three new jobs that were created. And we
13 have the unemployment tax reports to corroborate that.
14 We just got these yesterday, so I haven't provided these
15 to Kristin yet, but I guess I would request that it be
16 continued to the next meeting so we can provide that
17 information to Kristin.

18 MR. ADLEY:
19 Let me move to defer that, Stolthaven --
20 is that...

21 Mr. WATSON:
22 Yes, sir.

23 MR. WINDHAM:
24 Motion made by Mr. Adley to defer;
25 seconded by Mayor Brasseaux to defer.



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1 All in favor indicate with an -- I'm
2 sorry. Comments from the publics concerning the
3 deferral?

4 (No response.)

5 MR. WINDHAM:

6 Questions or comments from the Board
7 concerning the deferral?

8 (No response.)

9 MR. WINDHAM:

10 All in favor, indicate with an "aye."
11 (Several members respond "aye.")

12 MR. WINDHAM:

13 All opposed with a "nay."

14 (No response.)

15 MR. WINDHAM:

16 Motion carries.

17 Now, is the gentleman with CertainTeed
18 prepared?

19 MR. HALL:

20 My name is Andrew hall. We came
21 prepared to speak to 2017 applications, so we know that
22 those added jobs. We don't have the information to
23 speak on these prior applications, so we would ask to
24 have it deferred and go back and research these specific
25 applications and projects and if jobs were created.



1 MR. ADLEY:

2 I'll make that motion, but I want to
3 point out so the Board knows, this will be the second
4 time that they deferred these to give you an opportunity
5 to do that.

6 MR. HALL:

7 Thank you.

8 MR. WINDHAM:

9 All right. Is there a second for that?
10 Made by Senator Martiny.
11 Any other questions concerning
12 CertainTeed?

13 MR. JONES:

14 Mr. Chairman, this is for vote; right?

15 MR. WINDHAM:

16 Yes, this is for vote.

17 All in favor, indicate with an "aye."

18 (Several members respond "aye.")

19 MR. WINDHAM:

20 All opposed with a "nay."

21 (No response.)

22 MR. WINDHAM:

23 Motion carries.

24 So the one we will be voting on is
25 Southern Recycling, and I have struggled with this one



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1 as I read it because when I read the rules that became
2 effective on the 20th, it says in Section 505,
3 "Miscellaneous renewal" -- I'm sorry. 505(B),
4 "Miscellaneous capital additions which had pending
5 contractual applications on June 24th, 2016 and which
6 provide for new jobs at the completed manufacturing
7 establishment shall be considered by the board."

8 And C goes on to say, "Miscellaneous
9 capital additions which did not have a pending
10 contractual application as of June 24th, 2016 or those
11 with pending applications as of June 24th, 2016, but do
12 not provide for new jobs are not eligible for property
13 tax exemption."

14 So I want to point that out to all of
15 the members, the audience and the companies and the
16 consultants that these are the rules that we're working
17 under.

18 Ms. Cheng.

19 MS. CHENG:

20 I do have the payroll for the three jobs
21 for Great Raft Brewing, Inc., and it's \$80,000 annual
22 for the three jobs total.

23 MR. WINDHAM:

24 Thank you for the record.

25 So there is a motion related to Southern



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1 Recycling --

2 MR. ADLEY:

3 To reject.

4 MR. WINDHAM:

5 Motion made by Mr. Adley to reject
6 Southern Recycling; second by Dr. Wilson.

7 Any comments from the public concerning
8 Southern Recycling?

9 Please step forward and identify
10 yourself.

11 MR. CAGE:

12 Good morning. Edgar Cage with Together
13 Louisiana.

14 I'm having difficulty to understand why
15 do we need to go through the process to reject it when
16 the rules and executive order clearly states that it
17 shouldn't even be considered? So I think that this does
18 not comply with the new rules, which this committee,
19 this Board came up with and approved, was a long and
20 arduous process, but we got to a point now where we are
21 and we got rules. And these are not fake rules. The
22 executive order is not a fake executive order. Let's
23 live with the spirit of what's in it. And this
24 application should be rejected based on the rules.

25 We can't keep waffling whether we're



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1 going apply the rules or not. It shouldn't even be on
2 the agenda, but let's outright reject it. I don't
3 understand why you even have to go through a vote
4 process, but maybe you could explain that to me.

5 MR. WINDHAM:

6 Representative Carmody.

7 MR. CARMODY:

8 Yes, sir, Mr. Chairman, thank you.

9 Could Mr. House come to the table for a
10 second, please? I can ask my question while you're
11 walking there, but I'm assuming that the staff has
12 received these applications, and they had to do their
13 due diligence and bring them before the Board for us to
14 take some action so that they can communicate back to
15 the applicant what the decision was. However, I
16 understand the gentleman's point is, if these don't
17 comply with the current rules, would they not be
18 receiving as part of their application a denial letter
19 explaining that, "These are the new rules. You don't
20 fall under the parameters that would allow for
21 consideration of the Board, and, therefore, your
22 application is being returned," and not have to go
23 through this part of the process?

24 MR. HOUSE:

25 Both of you are correct, but bear in



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1 mind, the new rules went into effect eight days ago. So
2 under the new rules, it's going to operate going
3 forward. Previously, we had the executive order, and
4 the Board, by and large, has followed the executive
5 order since June 24th of last year. So but the Board,
6 the staff, believed that the Board, until it had the new
7 rules in, it was proper to submit these to the board.
8 But, as I said before, without repeating what everyone
9 said, both you and the gentleman who previously, I think
10 are correct about that.

11 MR. CARMODY:

12 So we're basically just finishing our
13 business with these applications that were pending?

14 MR. HOUSE:

15 I think these were on the agenda of the
16 last meeting and they were deferred to this meeting;
17 therefore, that's why I believe they're still on the
18 agenda. Certainly that's a reason.

19 MR. CARMODY:

20 Thank you, Mr. House. Thank you,
21 Mr. Chairman.

22 MR. WINDHAM:

23 Certainly.

24 And I will point out, I've had
25 conversations with staff to get a feel for how many



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1 MCAs, because we may see a few more in the future
2 because there are a number of them that have been in the
3 process where information may or has been requested, but
4 it has not been responded to, so there's some lingering,
5 some untied knots out there that I'd like to clear up,
6 and I know that they're working on clearing those up.
7 So, again, we may see some more MCAs on there just
8 because they were out there. After that, the letters
9 should be going out saying, "MCAs are not eligible for
10 this program. Thank you for your application."

11 MR. JONES:

12 Call for question.

13 MR. ADLEY:

14 Before you do, just for the record, for
15 the Board, I'm receiving this notice from the division,
16 particularly with this company, so that you understand,
17 that this company does get and has gotten about
18 \$4-million in sales tax breaks from the State of
19 Louisiana. So it's not like they're not getting
20 anything from us for whatever they do. It's just that
21 you don't get the ITEP for the non-creation of jobs.
22 That's bottom line.

23 MR. WINDHAM:

24 All right. With that said, question has
25 been called.



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1 All in favor of rejecting Southern
2 Recycling, indicate with an "aye."

3 (Several members respond "aye.")

4 MR. WINDHAM:

5 All opposed with a "nay."

6 (No response.)

7 MR. WINDHAM:

8 Southern Recycling's application has
9 been rejected.

10 Please proceed.

11 MS. CHENG:

12 This concludes the new application
13 portion of the Industrial Tax Exemption agenda.

14 Now, we have 17 new MCA applications, 16
15 of them were deferred from the April meeting. You
16 requested that companies provide timing of their
17 projects because they did create new jobs.

18 MR. WINDHAM:

19 All right. Please proceed.

20 MS. CHENG:

21 20170213, Gardner Denver Thomas in
22 Ouachita Parish.

23 MR. WINDHAM:

24 Mr. Adley?

25 MR. ADLEY:



1 On Gardner, their description was that
2 they just acquired stuff throughout the plant. Can
3 somebody just tell us what that was about?

4 MR. WINDHAM:

5 Is there a representative from Gardner
6 Denver Thomas with us?

7 (No response.)

8 MR. ADLEY:

9 There's no one here and no jobs either.

10 MS. CHENG:

11 Yeah. And it was filed after the last
12 Board meeting or before that, so it never made that
13 agenda. That's why...

14 And it was before -- this was created
15 before the new rules, so it just has to have action
16 taken on it.

17 MR. ADLEY:

18 There's no one here?

19 MS. CHENG:

20 It does not look like it.

21 MR. ADLEY:

22 I wans to move to reject.

23 MR. WINDHAM:

24 Mr. Adley has moved to reject; seconded
25 by Mr. Williams.



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1 Any questions or comments from the
2 public?

3 (No response.)

4 MR. WINDHAM:

5 Questions from the Board?

6 (No response.)

7 MR. WINDHAM:

8 All in favor of rejection, please
9 indicate with an "aye."

10 (Several members respond "aye.")

11 MR. WINDHAM:

12 Motion carries.

13 MS. CHENG:

14 I have two down here on the second
15 section that have requested -- the company has requested
16 to defer them to the next meeting.

17 MR. WINDHAM:

18 Okay.

19 MS. CHENG:

20 It's 20170187, ASH Industries in
21 Lafayette Parish and 20170083, Shield Pack, LLC,
22 Ouachita Parish.

23 MR. WINDHAM:

24 Any objection to the deferral of these
25 applications?



1 (No response.)

2 MR. ADLEY:

3 I'm just curious, what's the reason? I
4 mean, they're showing new jobs now, so what's the
5 reason?

6 MS. CHENG:

7 They may not have been able to attend
8 today. It might not have worked with their schedule.

9 MR. ADLEY:

10 Okay.

11 MS. CHENG:

12 They didn't give me a specific reason.

13 MR. WINDHAM:

14 The challenge of this, though, is the
15 application is filed after June 24th.

16 All right. Is there a motion to defer
17 these?

18 I'm sorry.

19 MR. BAGERT:

20 I'm sorry. Yeah. I'll wait till the
21 motion.

22 MR. WINDHAM:

23 Is there a motion to defer these two
24 until the next meeting?

25 MR. ADLEY:



1 So moved, and that will be the second
2 time.

3 MR. WINDHAM:

4 Made by Mr. Adley; seconded by Senator
5 Martiny.

6 Any opposition --

7 MR. BAGERT:

8 I'd like to just speak to it.

9 Again, we're just using up time. These
10 are not allowed under the executive order. They're
11 miscellaneous capital additions submitted after the
12 executive order was signed June 24th, 2016. The rules
13 state very clearly that jobs is not a criteria in that
14 case. There are no more miscellaneous capital additions
15 or exemptions submitted without an advanced notice.
16 That's not a category of eligible exemptions.

17 So to defer it means, you know, you've
18 got to come back up here. You know, it's just not
19 allowed under the rules. And we understand, you know,
20 in the process of rules being finally promulgated, why
21 there's some we need to work through and it's time on
22 everybody's part, but now the rules are promulgated.
23 These are spoken to in the executive order in the rules.
24 It's an MCA submitted after the executive order was
25 filed. We shouldn't do another deferral when it's fate



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1 is spoken to. Specifically they're no longer an
2 eligible exemption, and that ought to be the case for
3 all of the ones that are underneath here. They're just
4 not eligible exemptions.

5 MR. WINDHAM:

6 Mr. House, can you respond to this or
7 explain it again?

8 MR. ADLEY:

9 This is the group that we had at the
10 last meeting that you told us was in violation at that
11 time, but the Board decided to just defer?

12 MR. HOUSE:

13 At the last meeting, I don't know if I
14 used the term "violation," but these are not -- this is
15 the group that I advised you not to consider because
16 they did not fall within what was permissible under the
17 executive order. Now, they do not fall within what was
18 permissible under the executive order and the rules that
19 were promulgated on June 20th. And my advice to you at
20 that time was not to consider it, but you considered
21 them anyway.

22 MR. ADLEY:

23 And your advice is still the same today?

24 MR. HOUSE:

25 Yes, it is. And then there are a



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1 variety of policy reasons that go into why that advice
2 was made, which I explained to you at the last meeting,
3 because there does have to be a time for a cut off, and
4 in my experience, whether in government or in business,
5 whenever you set deadlines, they're always good reasons
6 for that exception. But there'll be equally good
7 reasons, if you were to allow all of these, then there
8 will be some other people that come up and say, "Well, I
9 wasn't in that group because I did this or that."

10 And I know that in connection with some
11 things, the Department of Economic Development, we're
12 fighting lawsuits that go back to 2005 legislation
13 terminating and starting something else in 2006.

14 So that's my advice.

15 MR. ADLEY:

16 Mr. House, Mr. Chairman, if I can, I
17 don't know if we adopted the motion to defer those first
18 two.

19 MR. WINDHAM:

20 Mr. Martiny has withdrawn his second.

21 MR. ADLEY:

22 Okay. Did I make that? Who made that?

23 MR. WINDHAM:

24 You did.

25 MR. WINDHAM:



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1 I'm going to withdraw the motion, and I
2 would like to make a motion now to reject all of these
3 as they are not in compliance.

4 DR. WILSON:

5 Second.

6 MR. WINDHAM:

7 Motion has been made by Mr. Adley to
8 reject them; seconded by Dr. Wilson.

9 Any questions from the Board concerning
10 that?

11 (No response.)

12 MR. WINDHAM:

13 Comments from the public?

14 Please step forward and identify
15 yourself.

16 MS. BOATNER:

17 Rhonda Boatner with Didier Consultants.
18 I'm representing ASH Industries and Shield Pack,
19 20170187 and 20170083.

20 ASH Industries made the investment in
21 early 2016 prior to the executive order and were not
22 required, if you look at the amount, to submit an
23 advanced notification. They have created jobs. The
24 reason he's not here today is he is getting the approval
25 from the local authorities, from the school board, the



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1 sheriff and their parish governing authority. He's
2 trying to follow the spirit of the law. They have
3 created jobs, they've made an investment. I just ask
4 that you at least allow him to come and plead his case
5 when he has that information from the local authorities.

6 MR. ADLEY:

7 I might add, ma'am, it's clearly up to
8 the Board to make that decision.

9 MS. BOATNER:

10 Okay.

11 MR. ADLEY:

12 I'm going follow the lead of our legal
13 counsel, who told us at our last meeting we shouldn't do
14 this, and he's told us again we shouldn't do this for
15 the very reason you've just described. There will be an
16 ongoing list of those who said, "Let me just plead my
17 case."

18 MS. BOATNER:

19 Okay.

20 MR. ADLEY:

21 You either complied with it or they
22 didn't, and it doesn't comply with the executive order
23 nor the rules. So at least I want to hold to my motion
24 to reject them all.

25 MS. BOATNER:



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1 I understand. I just wanted you to
2 understand that this company made their investment early
3 on. It's a small company, and they did create jobs.

4 MR. ADLEY:

5 I got it. Thank you very much.

6 MR. WINDHAM:

7 Thank you, Ms. Boatner.

8 MR. ADLEY:

9 Thanks for the jobs.

10 MR. WINDHAM:

11 Mr. Jones.

12 MR. JONES:

13 Ms. Boatner, are these two different
14 companies or the same?

15 MS. BOATNER:

16 They are two different companies. I'm
17 sorry. I didn't address the other one because they're
18 going to be denied. But the Shield Pack, the
19 representative could not be here today. They had
20 projects that was in -- a project that was in phases.
21 So if the first project yielded good profits, then they
22 would continue on with the additional expansion, and so
23 that's what this second, this advance -- I mean, this
24 application is for is the second part of their project.
25 And it occurred in 2016 as well prior to the issuance of



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1 the executive order, and so that -- she's not able to be
2 here today and ask that it be deferred so that she
3 could, too, make her -- plead her case. And it did
4 create jobs as well.

5 Any other questions?

6 MR. WINDHAM:

7 Thank you.

8 Sir, please step forward and identify
9 yourself.

10 MR. HALL:

11 My name is Andrew Hall representing
12 CertainTeed.

13 Following along the same lines, the
14 projects that are within CertainTeed's were created
15 early 2016. They did create jobs. We understand your
16 position, but wanted to make that point clear that jobs
17 were created and they were put in place in early 2016,
18 well before this executive order.

19 MR. WINDHAM:

20 Any questions from any of the Board
21 members for Mr. Hall?

22 (No response.)

23 MR. WINDHAM:

24 Thank you.

25 Any other questions or comments from the



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1 public?

2 Sir, please step forward.

3 MR. MURPHY.

4 Phil Murphy from Calumet Specialty
5 Products. I believe I'm on this list here.

6 We started these projects in 2015 and
7 they were completed in early 2016. We created 102 jobs
8 over that time period. We filed the application, and
9 these were under the \$5-million threshold. So under
10 past practices, we filed the applications, and I believe
11 we were deferred from the last session. So that was,
12 again, prior to the new rule post.

13 MR. WINDHAM:

14 Senator Martiny.

15 MR. MARTINY:

16 My question is really for Mr. House.
17 I'm assuming -- I wasn't here for the last meeting. I'm
18 assuming none of the testimony has any affect on the
19 opinions that you've given us? It's still the same?

20 Mr. HOUSE:

21 It's still the same opinion.

22 MR. MARTINY:

23 Thank you.

24 MR. WINDHAM:

25 Thank you, sir.



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1 Any other comments from the public?
2 Please step forward and identify
3 yourself.

4 MR. COYLE:

5 Steven Coyle, Hunt Forest Products.

6 As we are addressing the Board, I'd like
7 to thank you for all of the prior decades that we've
8 done business with LED and with the Board.

9 We are not warehouseers. We are not
10 Boise Cascade. We're a small company, started in 1977,
11 317 plant employees right now, manufacturing hardwood
12 lumber and plywood. We have location in Grant Parish
13 and in Lasalle Parish. We currently have a payroll of
14 \$17-million. Raw materials were purchased, \$42-million.
15 Supplies and services, \$11-million. Service taxes,
16 360,000; property taxes, 670,000; sales and use taxes,
17 969,000.

18 We wanted to address the Board and
19 object to the order. I know y'all have already heard
20 this probably many times before. We did have a project
21 or several projects that created 28 jobs. Not a big
22 deal, I guess, to some companies. The 3-million-5 is a
23 big deal to Hunt Forest Products.

24 We continue to produce plywood in good
25 faith. The touch exemptions were expected and usually



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1 are approved unanimously, and we have no problem ever of
2 doing these. Yes, we did sign in. Yes, we did go on
3 Fastlane. We did the processing after the fact. We
4 didn't know what was going on.

5 I looked at the e-mails. I saw it.
6 That's the first time I had seen it. We felt like the
7 notification was not good. We did not know
8 particularly -- I know it was on your website from the
9 Governor's office. We do not figure nor do we feel that
10 that's adequate notice.

11 We also respectfully request refund of
12 the application fees for both of these projects in the
13 amount of \$4,436, and also \$1,602. If you're not going
14 to approve the project anyway, why even accept an MCA as
15 a verifiable product. It's not -- it's not right. We
16 feel like we should be refunded of these in good faith.
17 We filed in good faith. There was no way we're going to
18 be approved, so, therefore, we should get a refund.

19 That's as a motion, sir.

20 MR. WINDHAM:

21 Thank you, sir.

22 Any other comments from the public --
23 I'm sorry. Any questions?

24 MS. CHENG:

25 Application fees are non-refundable



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1 per -- what is it? It's in the statute somewhere.

2 MR. WINDHAM:

3 Okay. Ms. Cheng, that may have been the
4 wrong time to say that. Timing is everything.

5 MR. COYLE:

6 I request the statute to be deferred.

7 MR. WINDHAM:

8 Are there any questions for gentleman
9 from the Board?

10 (No response.)

11 MR. WINDHAM:

12 We do appreciate your investment and the
13 jobs you created in the State. Please don't get us
14 wrong, but these rules -- again, as I read them and as
15 I've spoken with Mr. House and looked at them and
16 everything, the rules are now effective. They were
17 effective on the 20th, and the rules are the rules. I
18 mean, that gets right down to it, the bottom line.

19 MR. COYLE:

20 I understand.

21 Normally, business, when I saw the note,
22 it has a small asteric on the website for Fastlane,
23 that's the first time I'd ever seen it, and it said to
24 refer to executive order. My understanding in normal
25 business practices would have been an executive order



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1 would have been applied for the next year's MCA, which
2 would have been 2017. So I feel like the 2016 should
3 still applied and accepted by the Board and by the
4 Governor. Apparently, that was not that case.

5 MR. WINDHAM:

6 Thank you.

7 MR. COYLE:

8 We do protest.

9 MR. ADLEY:

10 Just so that the Board and everyone
11 clearly understands, it almost makes it sound like
12 nobody knew what was happening. I want to point out two
13 things. We just came off of a year of public meetings,
14 going through those rules and the executive order. It
15 was not some asteric on some website. There were public
16 meetings for a year, and I went through all of these
17 things. Whether or not the Board accepts the MCAS, at
18 the end of the day, the final approval sits on the
19 Governor's desk, and he issued an executive order that
20 said, "I will not sign these." And that was made public
21 a year ago and public meetings have been held since and
22 now a new set of rules are in place. So it has been
23 going on for a while.

24 I apologize it got past you, but it has
25 been very, very public for a long, extended period of



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1 time.

2 Thank you.

3 MR. WINDHAM:

4 Thank you, Mr. Adley.

5 Anymore questions -- I'm sorry --
6 comments from the public?

7 (No response.)

8 MR. WINDHAM:

9 Any questions by the Board members?

10 (No response.)

11 MR. WINDHAM:

12 Motion has been made to reject all of
13 the applications except for two that have been deferred.

14 MR. ADLEY:

15 No.

16 MR. WINDHAM:

17 I believe two of them are deferred.

18 MR. ADLEY:

19 We withdrew those motions.

20 MR. WINDHAM:

21 I'm sorry. We withdrew those motions
22 for the deferrals.

23 So the motion has been made to reject
24 all of the applications -- I'm sorry -- all of the MCAs
25 where the application was filed after June 24th, 2016



1 and which were deferred from the April 26th meeting.

2 All in favor of rejection, indicate with
3 an "aye."

4 (Several members respond "aye.")

5 MR. WINDHAM:

6 All opposed with a "nay."

7 Let's do a rollcall, please, Daria.

8 MS. VINNING:

9 Robert Adley.

10 MR. ADLEY:

11 Yes.

12 MS. VINNING:

13 Robert Barham.

14 MR. BARHAM:

15 No.

16 MS. VINNING:

17 Mayor Glenn Brasseaux.

18 MAYOR BRASSEAUX:

19 Yes.

20 MS. VINNING:

21 Representative Thomas Carmody.

22 MR. CARMODY:

23 Yes.

24 MS. VINNING:

25 Yvette Cola.



MEETING MINUTES

1 MS. COLA:
2 Yes.
3 MS. VINNING:
4 Major Coleman.
5 (No response.)
6 MS. VINNING:
7 Manny Fajardo.
8 MR. FAJARDO:
9 Yes.
10 MS. VINNING:
11 Jerald Jones.
12 MR. JONES:
13 No.
14 MS. VINNING:
15 Heather Malone.
16 MS. MALONE:
17 Yes.
18 MS. VINNING:
19 Senator Danny Martiny.
20 MR. MARTINY:
21 Yes.
22 MS. VINNING:
23 Robby Miller.
24 MR. MILLER:
25 Yes.



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MEETING MINUTES

1 MS. VINNING:
2 Jan Moller.
3 MR. MOLLER:
4 Yes.
5 MS. VINNING:
6 Senator Norby Chabert.
7 (No response.)
8 MS. VINNING:
9 Anne Villa.
10 MS. VILLA:
11 Yes.
12 MS. VINNING:
13 Scott Richard.
14 MR. RICHARD:
15 Yes.
16 MS. VINNING:
17 Danny Schexnaydre.
18 (No response.)
19 MS. VINNING:
20 Bobby Williams, Junior.
21 MR. WILLIAMS:
22 Yes.
23 MS. VINNING:
24 Steven Windham.
25 MR. WINDHAM:



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1 I want to make a statement as I vote
2 yes.

3 We vote yes based on the rules that
4 became effective 20 days ago -- eight days ago -- I'm
5 sorry -- on the 20th.

6 MS. VINNING:

7 Dr. Woodrow Wilson, Junior.

8 DR. WILSON:

9 Yes.

10 MS. VINNING:

11 Did I say Major Coleman?

12 MR. WINDHAM:

13 He had to leave.

14 MS. VINNING:

15 I have 14 yes's and two no's.

16 MR. WINDHAM:

17 Motion carries.

18 All of these that were filed after June
19 24th, 2016 are rejected.

20 MS. CHENG:

21 That completes the MCA portion of the
22 ITEP application -- or agenda.

23 I have 17 --

24 MR. WINDHAM:

25 On the MCAs, let me ask one question,



1 because I know that y'all were doing some research. The
2 other MCAs that are currently in the file system, were
3 you able to get some sort of inventory about what may be
4 out there still that we will see some more of?

5 MS. CHENG:

6 We have about 40 of them.

7 MR. WINDHAM:

8 About 40. Okay.

9 These are the application that we had
10 in-house for miscellaneous capital additions that
11 came --

12 MS. CHENG:

13 Prior to the executive order.

14 MR. WINDHAM:

15 So these MCAs in the future will be
16 applications that were filed prior to June 24th and
17 there were some questions that either the company had to
18 answer or someone had some more work to do on these. So
19 the Board will see MCAs in the future. Don't be
20 shocked.

21 MS. CHENG:

22 We have 19 timely renewals --

23 MR. WINDHAM:

24 I'm sorry. Wait.

25 Mr. Richard.



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1 MR. RICHARD:

2 Thank you, Mr. Chairman.

3 With all of the discussion that we just
4 had, the Administrative Procedures Act and promulgation
5 of administrative rules is a pretty obscure process
6 outside of this building, and I would hope, and in my
7 conversations with LED staff, that we, the LED, make a
8 special effort to publicize the fact that the rules have
9 been finally promulgated and these are the final rules
10 to ensure that we don't have as much confusion and
11 miscommunication, if there were any, or just absence of
12 knowledge of the fact that the rules have finally been
13 promulgated and are available and that LED works with
14 our folks and our businesses entities across the State
15 of Louisiana to make a special effort to make sure that
16 they're aware that the rules are final.

17 Thank you.

18 MR. WINDHAM:

19 Thank you, Mr. Richard.

20 Please proceed, Ms. Cheng.

21 MS. CHENG:

22 We have 19 timely renewals. These are
23 advances filed with their original application.

24 20081188, CF Industries, Inc. in
25 Ascension Parish; 20071264, CF Industries, Inc. --



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MR. WINDHAM:

Excuse me, Ms. Cheng.
Mr. Adley.

MR. ADLEY:

Just so we're clear, these are advanced
notices and did not require the creation of jobs?

MR. WINDHAM:

These are renewals.

MS. CHENG:

These are renewals.

MR. WINDHAM:

These are renewals from when we already
had our original contracts in place. They came up.
They're up for renewal now.

MS. CHENG:

They were approved five years ago.

MR. ADLEY:

All prior to 6/24; is that what these
are?

MS. CHENG:

Five years ago. They were approved five
years ago.

MR. WINDHAM:

Ones that had advances and ones that had
no advances, which were miscellaneous capital additions.



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1 MS. CHENG:
2 20071224, CF Industries, Inc. in
3 Ascension Parish; 20100919, Great Southern Galvanizing,
4 Inc. D/B/A Great States Galvanizing, East Baton Rouge
5 Parish; 20100024, Halliburton Energy Services, Inc. in
6 Bossier Parish; 20100024A, Halliburton Energy Services,
7 Inc. in Bossier Parish.

8 MR. ADLEY:
9 Can we stop for those two?

10 MR. WINDHAM:
11 Wait. Hold on.
12 Representative Carmody.

13 MR. CARMODY:
14 I'll refer to Mr. Adley until after.

15 MR. ADLEY:
16 The two with -- the first two -- well,
17 the only two, I guess, Halliburton, the first one is for
18 blended powder cement. The second one is for a security
19 system. I just want someone to -- I need to understand
20 how the blended powder cement is manufacturing and how
21 the security system is part of the process. I'm very
22 familiar with Halliburton, so I don't know anything that
23 needs protection blending cement, but I'm interested.

24 MR. LEBLEU:
25 Okay. Good morning. My name is Doug



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1 Lebleu. I represent Halliburton Energy Services.

2 These specialty-blended cement, the best
3 way to describe it would be a just-in-time manufacturing
4 process. Halliburton receives from its engineers a
5 formula how to prepare a very specific powdered cement
6 that will be used in securing the casing for a wellhead.
7 Now, this particular blend, they have over 125 different
8 raw materials that end up in this specialty-blended
9 cement, and so these operations have been approved in
10 the past.

11 MR. ADLEY:

12 This is not just for general
13 construction purposes?

14 MR. LEBLEU:

15 No, sir. It's for a very specific well.

16 MR. ADLEY:

17 Down-hole protection around the casing.

18 MR. LEBLEU:

19 Exactly.

20 MR. ADLEY:

21 Okay. Thank you.

22 MR. WINDHAM:

23 Thank you, Mr. Lebleu.

24 MR. JONES:

25 What about the security system?



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1 MR. LEBLEU:

2 The security system, the security system
3 was part of the facility. It was put in place to
4 provide security for the operation.

5 MR. ADLEY:

6 So the security is clearly not part of
7 the manufacturing process of the powdered cement.

8 MR. LEBLEU:

9 That's correct.

10 MR. ADLEY:

11 Now, I assume, staff, because it came
12 before June the 24th, what y'all have told us in the
13 past is you've made obligations to these companies for
14 their renewal, so we basically grandfathered them in.
15 Over the objection of some of us, I might add, but this
16 falls in that category? Mr. House, is that correct?

17 MR. HOUSE:

18 The rules cover this now as well that
19 went into effect on June 20th, and the basis of the
20 rules comes from the fact that these renewals are all
21 based on an original contract that was determined by due
22 process and order of this Board, and that original
23 contract provided for a five-year renewal. Period. It
24 doesn't have any grounds in it for renewal or anything
25 in that nature. So you are renewing the original



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1 contract.

2 Now, if you want to make inquiries into
3 whether or not something is the manufacturing process as
4 that manufacturing process was defined at the time that
5 the contract was entered into, you're certainly free to
6 do that. You're certainly free to ask whatever
7 questions you want to ask, but these contracts are all
8 very definitely provided for in the rules where a
9 subject matter of much discussion and are consistent
10 with the commitments the Department of Economic
11 Development has made over a long period of time in many
12 different administrations of different governors.

13 MR. ADLEY:

14 Okay. So with that said, Mr. Chairman,
15 this first group, I would ask that you would pull out
16 the one dealing with security systems as the individual
17 testified had nothing to do with the manufacturing
18 process.

19 MS. CHENG:

20 It was part of the site, and everything
21 at a manufacturing --

22 MR. ADLEY:

23 Ma'am, the guy that representatives them
24 just told us it's not part of the manufacturing process.

25 MR. WINDHAM:



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1 Is it the \$600,000 or the \$9-million?

2 MR. ADLEY:

3 That's the security system.

4 MR. WINDHAM:

5 So which application is it, Mr. Adley?

6 24A?

7 MR. ADLEY:

8 20100024A, yes.

9 MR. WINDHAM:

10 Thank you.

11 All right. It's out.

12 Please proceed.

13 MS. CHENG:

14 20101168, PBF Holding Company, LLC in
15 St. Bernard Parish; 20100207A, Shintech Louisiana, LLC
16 in Iberville Parish; 20110114, Shintech Louisiana, LLC
17 in Iberville Parish; and 20110116, Shintech Louisiana in
18 Iberville Parish.

19 MR. WINDHAM:

20 All right. Are there any questions for
21 any of these applications by any Board members?

22 Yes. I'm sorry. Representative
23 Carmody.

24 MR. CARMODY:

25 That's all right. I think, Mr. House,



1 you don't have to get up, but I just want to make sure
2 that the Board is clear. These are renewals of the five
3 years that was originally granted that had an additional
4 five years as opposed to what the Governor's executive
5 order was in that the second renewal would be limited to
6 three years at 80 percent of the value. This is at 100
7 percent for a second five years.

8 MR. HOUSE:

9 Yes.

10 MR. CARMODY:

11 Thank you, sir.

12 MR. WINDHAM:

13 Thank you, Representative Carmody.

14 Mr. Adley.

15 MR. ADLEY:

16 Again, as he explained in the rules
17 applying to this, whatever it is out there has got to be
18 a part of the process of manufacturing, and that being
19 the case, I would certainly move and be favorable to
20 approving in globo all of them except for the one that
21 deals with the security system.

22 MR. WINDHAM:

23 All right. Is there a second for that
24 motion?

25 Made by Representative Carmody.



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1 Any questions from the Board?

2 (No response.)

3 MR. WINDHAM:

4 Comments from the public concerning the
5 in globo.

6 Mr. Lebleu.

7 MR. ADLEY:

8 Let's get those adopted, if we can, in
9 globo, and then we'll deal with this.

10 MR. LEBLEU:

11 Thank you.

12 MR. WINDHAM:

13 Okay.

14 All right. All in favor, indicate with
15 an "aye."

16 (Several members respond "aye.")

17 MR. WINDHAM:

18 All opposed with a "nay."

19 (No response.)

20 MR. WINDHAM:

21 Motion carries.

22 All of those are approved.

23 The one, Halliburton, for the security
24 systems renewal, questions, comments.

25 MR. LEBLEU:



1 I have the copy of the advanced
2 notification that filed -- I'm sorry -- the affidavit of
3 final cost for Application Number 20100024A regarding
4 the security system, of total application of \$660,251,
5 approximately \$55,000 was the cost of the security
6 systems. And I'd like to clarify what you're asking,
7 Mr. Adley, do you want those security systems removed
8 from exemption?

9 MR. ADLEY:

10 The rules require that it be part of the
11 manufacturing process. And the security system --
12 earlier we heard from one company that the security
13 systems were their valves and check valves and so forth,
14 part of the manufacturing. That certainly is part of
15 the exemption. If it's just a security system of guards
16 and alarms and that kind of thing --

17 Mr. LEBLEU:

18 Yes.

19 MR. ADLEY:

20 -- is not part of the process. If part
21 of what you have here is actually part of the process, I
22 think it would be appropriate to remove those parts that
23 are not part of the process out and ask for the
24 exemption for those that are.

25 MR. LEBLEU:



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1 Okay. Let me ask staff a staff a
2 question real quick.

3 Would you want us to file a revised
4 affidavit, AFC on this?

5 MS. CLAPINSKI:

6 Probably have to.

7 MR. LEBLEU:

8 Probably. Okay. All right. We'll deal
9 with it with staff.

10 MR. JONES:

11 I move to defer.

12 MR. WINDHAM:

13 Motion has been made by Mr. Jones to
14 defer action; seconded by Representative Carmody.

15 Any objection to deferral?

16 (No response.)

17 MS. CHENG:

18 Can I say something?

19 MR. WINDHAM:

20 Sure.

21 MS. CHENG:

22 Of these renewals, there are probably
23 other assets that are not manufacturing. They were
24 allowed at the time because everything at the
25 manufacturing site was allowed at the time; therefore,



1 the security system was allowed on the original
2 application.

3 MR. WINDHAM:

4 I was going to bring that up during the
5 discussion.

6 As I read the rules that we currently
7 have in place, Mr. Adley, it says, "Eligibility of
8 applicant" -- it's under Section 29(B), "Eligibility of
9 the applicant and the property renewal of the exemption
10 will be reviewed by the Board using the same criteria
11 that was used for in the initial contract and based upon
12 facts and circumstances existing at the time the renewal
13 application is considered."

14 MR. HOUSE:

15 Yes. I think that as a matter of
16 contract law, you have to use what was in effect at the
17 time that these were approved. And you also have to be
18 aware of the fact that there's at least one appeals
19 court case out there, the Bunge case, which was decided
20 during the time period that a lot of these renewals were
21 initially approved, which basically said that the Board
22 was well within its discretion to include what it
23 reasonably wanted to include in that manufacturing
24 process.

25 So bear that in mind when you're looking



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1 at these. We're not talking about new criteria for new
2 contracts. We're still talking about these contracts
3 that were in effect and the renewal of those contracts
4 and the fact that there are no conditions for renewal in
5 these contracts. So, therefore, at least in my opinion,
6 you have to go back to the reasons why the exemption was
7 granted to begin with as your criteria for whether or
8 not you renew them.

9 MR. JONES:

10 Mr. Chairman, I withdraw my motion to
11 defer and substitute a motion to approve.

12 MR. WINDHAM:

13 All right. The deferral has been
14 withdrawn. I'm assuming Mr. Carmody withdrew his
15 second.

16 MR. CARMODY:

17 Yes, sir.

18 MR. WINDHAM:

19 Motion has been now made to accept all
20 of these by Mr. Jones -- this one by Mr. Jones; seconded
21 by Mr. Fajardo.

22 Any further discussion on the renewals
23 of these?

24 MR. JONES:

25 Of this.



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1 MR. WINDHAM:

2 Of this. I'm sorry. Of this. Using
3 improper pronoun.

4 Any comments from the public?

5 Yes, please, Mr. Leonard, step forward.

6 MR. LEONARD:

7 Mr. Chairman, members of the Board,
8 would you please, or maybe I was -- I didn't hear it.
9 Did you read the new rules Section 501(B)?

10 MR. WINDHAM:

11 529(B).

12 MR. LEONARD:

13 No, sir. 501(B).

14 MR. WINDHAM:

15 I read 529(B).

16 MR. LEONARD:

17 May I read 501(B) to the Board, please?

18 The purpose, Section 501 is "Statement
19 of Purpose," and A is "New rules." It says,

20 "Applicability of prior rules, just as the Board is

21 promoting job growth and economic development and

22 extending fairness to communities, the Board is

23 promoting fairness to manufacturers who have acted in

24 accordance with prior rule. Contracts for the

25 Industrial Property Tax exemption and the renewal of the



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1 exemption in projects found to be pending as defined by
2 the executive order are to be treated fairly under the
3 rules that were in place at the time the contracts and
4 prior to the new rules. Louisiana honors its
5 commitments and the rules governing the existing
6 contracts and applications not subject to the new rules
7 and are interpreted in order to promote fairness and
8 commitment. Therefore, only those applications with
9 advanced notification form filed after June 24, 2016 are
10 subject to the 2017 rule changes."

11 MR. WINDHAM:

12 Thank you.

13 MR. LEONARD:

14 Thank y'all.

15 MR. WINDHAM:

16 All right. Motion's on the floor for
17 approval of this one.

18 All in favor, indicate with an "aye."

19 (Several members respond "aye.")

20 MR. WINDHAM:

21 All opposed with a "nay."

22 (No response.)

23 MR. WINDHAM:

24 Motion carries. All right. No advanced
25 notification filed MCA, which were MCAs with the



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1 original application. Ms. Cheng.

2 MS. CHENG:

3 20120494, CB&I Walker, LLC in Livingston
4 Parish; 20120532, CF Industries, Inc. in Ascension
5 Parish; 20120533, CF Industries, Inc. in Ascension
6 Parish; 20120534, CF Industries, Inc. in Ascension
7 Parish.

8 MR. WINDHAM:

9 I'm sorry.

10 MR. ADLEY:

11 Just trying to save us some time here.
12 Richard, these are in the same
13 grandfathered group?

14 MR. HOUSE:

15 They're renewals; right?

16 MS. CHENG:

17 Yes.

18 MR. ADLEY:

19 Yes.

20 MR. HOUSE:

21 Yes.

22 MR. ADLEY:

23 Okay. Thank you.

24 MS. CHENG:

25 20120535, Dolese Bros. Company, Inc. in



1 St. Helena Parish; 20120436, Dolese Brothers Company,
2 Inc. in East Feliciana Parish; 20120022, Dubroc Machine,
3 LLC in St. Martin Parish; 20120434, Franklin Press, Inc.
4 in East Baton Rouge Parish; 20120355, Shaw Alloy Piping
5 Products, LLC in Caddo Parish; and 20120274, Shintech
6 Louisiana, LLC in East Baton Rouge Parish.

7 MR. ADLEY:

8 Just a statement for the record, because
9 they fall into the grandfathered group, meaning that you
10 had agreements with prior to this date, I do want the
11 record to reflect this concept of getting industrial tax
12 exemption for the mixing of concrete, the Governor will
13 not be in support of that in the future, just not part
14 of it. It's not manufacturing in our eyes of what it is
15 supposed to be doing. I want to make that clear because
16 you've got two of them here that are just that.

17 MR. WINDHAM:

18 Thank you, Mr. Adley.

19 Is there a motion to approve these
20 renewals?

21 Made by Representative Carmody; seconded
22 by Ms. Villa.

23 Any comments from the public concerning
24 the renewal of these applications -- I mean, of these
25 contracts?



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1 (No response.)

2 MR. WINDHAM:

3 All in favor, indicate with an "aye."

4 (Several members respond "aye.")

5 MR. WINDHAM:

6 All opposed with a "nay."

7 (No response.)

8 MR. WINDHAM:

9 Motion carries.

10 MS. CHENG:

11 I have 15 late renewal requests. BP
12 Lubricants has contacted me and requested that we defer
13 their two late renewals, 20120574 and 20120575.

14 MR. WINDHAM:

15 Okay. Is there a motion to approve the
16 deferral of those two?

17 Made by Mr. Jones; seconded by Dr.
18 Wilson.

19 All in favor? Any opposition?

20 (No response.)

21 MR. WINDHAM:

22 Motion carries. No opposition.

23 MS. CHENG:

24 20110686, Farm Credit Leasing Services
25 Corporation in Richland Parish. Their initial contract



1 expired on 12/13 of '16. Their late renewal was
2 received 4/5 of '17.

3 2010- -- did you want to take these one
4 by one?

5 MR. WINDHAM:

6 I think you can read them all because I
7 believe what will probably happen is one of my
8 colleagues will make a motion to restrict them by one
9 year, and so I believe that you can -- unless -- please.

10 MR. ADLEY:

11 For those that haven't been here, you
12 only have three choices here. It's either approve the
13 full five years or approve it with some penalty or
14 totally deny the request. That's the only three choices
15 we have. And what this Board has done on every one of
16 these is to reduce the five-year period to four, which
17 is a 20 percent penalty for being late with their
18 request.

19 If we could, Mr. Chairman, I would move
20 that we do the same thing here with all of these that we
21 have done in the past and reduce them to four years,
22 except for the two you asked to be deferred.

23 MR. WINDHAM:

24 Motion has been made to reduce all of
25 these by one year for eligible contracts, and it's been



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1 made by Mr. Adley and seconded by Mr. Richard.

2 Are there any comments -- except for
3 those two that have already been deferred properly.

4 Are there going to be comments from the
5 public concerning any of these?

6 Ms. Cheng, you can read them into the
7 record for us.

8 MS. CHENG:

9 20100036, Procter & Gamble Manufacturing
10 in Rapides Parish; 20101187, Procter & Gamble
11 Manufacturing in Rapides Parish; 20110153, Taminco US,
12 LLC in Iberville Parish; 20100221, Hydra Tech Systems,
13 Inc. in Ouachita Parish; 20140932, Claymar Construction
14 II in Livingston Parish; 20080178B, Coca-Cola Company
15 D/B/A Coca-Cola North America in East Baton Rouge
16 Parish; 20110273, Hunt Forest Products, LLC in Grant
17 Parish; 20120364, Hunt Forest Products, LLC in Grant
18 Parish; 20120342, Louisiana Generating, LLC in Pointe
19 Coupee Parish; 20140856, Mallard Machine Service, LLC in
20 Terrebonne Parish; 20120671, New Industries, LLC in St.
21 Mary Parish; 20120513, Steel Forgings, Inc. in Caddo
22 Parish; 20120557, Williams C. New Development Company,
23 LLC in St. Mary Parish; and 20120672, Williams C. New
24 Interests, LLC in St. Mary Parish.

25 MR. WINDHAM:



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1 All right. Motion has been made,
2 seconded. Comments have been requested.

3 All in favor, indicate with an "aye."
4 (Several members respond "aye.")

5 MR. WINDHAM:

6 All opposed with a "nay."
7 (No response.)

8 MR. WINDHAM:

9 Motion carries. One year. Restricted
10 by one year.

11 MS. CHENG:

12 Okay. I have seven change in name
13 requests.

14 Danos & Curole Marine Contractors, LLC,
15 Contracts 20171094 and 20141094A are requesting to
16 change to Danos, LLC in Ascension Parish; William C. New
17 Development, LLC, Contracts 050981, 050732A, 20120557,
18 20140399 and 20150788 are changing their name to William
19 C. New Interests, LLC in St. Mary Parish.

20 MR. WINDHAM:

21 Motion has been made by Representative
22 Carmody and seconded by Dr. Wilson to approve the name
23 change only.

24 Any comments from the public?

25 (No response.)



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MR. WINDHAM:
Questions from the Board?
(No response.)
Mr. WINDHAM:
All in favor, indicate with an "aye."
(Several members respond "aye.")
MR. WINDHAM:
All opposed with a "nay."
(No response.)
MR. WINDHAM:
Motion carries.
MS. CHENG:
I have two contract transfers. German Pellets Louisiana, LLC, Contract 20150484 is being transferred to LaSalle BioEnergy, LLC in LaSalle Parish, and Louisiana Pellets, Inc., 20121272, is being transferred to LaSalle BioEnergy, LLC in LaSalle Parish.
MR. WINDHAM:
Ms. Malone made the motion to approve the transfer of exemption, and Mayor Brasseaux seconded.
Any comments from the public?
(No response.)
MR. WINDHAM:
Questions from the Board?
(No response.)



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MR. WINDHAM:

All in favor, indicate with an "aye."

(Several members respond "aye.")

MR. WINDHAM:

All opposed with a "nay.")

(No response.)

MR. WINDHAM:

Motion carries.

MS. CHENG:

I have six partial transfer requests.

Bollinger Amelia Repair, LLC, Contract
20071385, Bollinger Amelia Repair, LLC in St. Mary is
retaining \$69,586 in assets, and they're being
transferred \$11,488 of assets is being transferred to
Bollinger Shipyards, LLC in Harvey, Jefferson Parish.

MR. WINDHAM:

So that tells us that the total contract
is around \$80,000; it's just being split up and
transferred?

MS. CHENG:

Yes, sir.

MR. WINDHAM:

Thank you.

MS. CHENG:

Bollinger Fourchon, LLC, Contract



1 20140025, Bollinger Fourchon at Norman Doucet Drive is
2 retaining \$896,819 and the Norman Doucet Drive location
3 in -- \$15,569,540 of assets is being transferred to
4 Bollinger Fourchon, LLC at Adam Ted Gisclair Road.

5 Bollinger Larose, LLC, Contract 062522
6 in Lafourche Parish is retaining \$672,309 in assets at
7 that location and is transferring \$358,402 in assets to
8 Bollinger Shipyards, LLC Harvey in Jefferson Parish.

9 Bollinger Larose, LLC, 201006118 in
10 Lafourche Parish is retaining \$1,344,565 at that
11 location and it is transferring \$156,895 to Bollinger
12 Shipyards, LLC in Amelia in St. Mary Parish.

13 Bollinger Larose, LLC, Contract 20140244
14 is retaining \$247,870 at it's Bollinger Larose location
15 in Lafourche Parish and is transferring \$58,539 in
16 assets to Bollinger Fourchon, LLC in Lafourche at Adam
17 Ted Gisclair Road.

18 Bollinger Shipyards Lockport, LLC,
19 Contract 20110287 is receiving \$4,458,570 at its
20 Lafourche location and it's transferring \$28,050 to
21 Bollinger Fourchon, LLC in Lafourche at Adam Ted
22 Gisclair Road.

23 MR. WINDHAM:

24 All right. Are there any questions from
25 the public?



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1 Motion made by Ms. Villa; seconded by
2 Dr. Wilson to approve the partial transfers.

3 Any comments?

4 (No response.)

5 MR. WINDHAM:

6 All in favor, indicate with an "aye."

7 (Several members respond "aye.")

8 MR. WINDHAM:

9 All opposed with a "nay."

10 (No response.)

11 MR. WINDHAM:

12 Motion carries.

13 MS. CHENG:

14 And I have four special requests that
15 were deferred from the April Board meeting because they
16 requested an extension in time to receive their
17 approvals from the local governing authorities for
18 contract continuations.

19 MR. WINDHAM:

20 Did they receive their approvals?

21 MS. CHENG:

22 They did.

23 MR. WINDHAM:

24 Mr. Lebleu, those are your people, I
25 believe?



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Good.

MS. CHENG:

Halliburton Energy Services, Contracts
20100024 and 20100024A in Bossier Parish, and
Halliburton Energy Services, Contract 2008133 and
20080781 in Plaquemines Parish.

MR. WINDHAM:

Is there a motion?

Yes, there is, by Representative
Carmody; second by Ms. Malone.

Any questions or comments regarding
these continuations? Everyone remembers what they were
about, I believe.

All in favor, indicate with an "aye."

(Several members respond "aye.")

MR. WINDHAM:

All opposed with a "nay."

(No response.)

MR. WINDHAM:

Motion carries.

MS. CHENG:

And this concludes the Industrial Tax
Exemption portion of the agenda.

MR. WINDHAM:

Good job, Ms. Cheng.



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1 MS. CHENG:

2 Thank you.

3 MR. WINDHAM:

4 So we have election of officers.

5 Mr. Adley, I think you had a question.

6 MR. ADLEY:

7 I think Robby had a motion.

8 MR. WINDHAM:

9 I'm sorry.

10 MR. MILLER:

11 In order to move this along, I make a
12 motion that we continue with the same officers for this
13 term, then we can do it right and just keep the time
14 going instead of doing it now and then again in a couple
15 few months, just a few months.

16 MR. WINDHAM:

17 All right.

18 MR. CARMODY:

19 I move to close the nominations.

20 MR. WINDHAM:

21 Seconded by Representative Carmody,
22 third by Dr. Wilson.

23 All in favor, indicate with an "aye."

24 (Several members respond "aye.")

25 MR. WINDHAM:



1 All opposed with a "nay."

2 (No response.)

3 MR. WINDHAM:

4 Motion carries.

5 Ms. Villa.

6 Ms. VILLA:

7 Good afternoon. Thank you, Mr.

8 Chairman, fellow Board members. The Secretary regrets
9 not being able to attend today, but I do welcome the
10 opportunity to serve as his designee to the Board for
11 today's meeting. I haven't -- he's been here at every
12 meeting for the past year or so, so it's an honor to be
13 here again with you guys sitting up here.

14 First, I'd like to publicly -- the
15 Secretary and I would like to publicly acknowledge the
16 hard work this Board has done this past year updating
17 the ITEP rules to conform with the executive orders
18 issued by the Governor a year ago. More importantly,
19 LED's legal team, who has guided us along the way
20 through this process with Mr. Richard House and Ms.
21 Danielle Clapinski. It's been a long road, but it's
22 been very transparent, and I'm very proud of the team
23 that we've assembled here at this Board and with the LED
24 staff and team as well. So I wanted to publicly
25 acknowledge you-all for that.



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1 I also want to take a minute just to
2 update the board on several recent project announcements
3 the Governor and the Secretary have made since we last
4 met.

5 Louisiana Machinery Company announced a
6 New Iberia facility that they're going to be retaining
7 130 jobs at their site and they're going to be adding 60
8 jobs to expand its New Iberia operations. It's also
9 known as Louisiana CAT. The company rebuilds and
10 services engine and related equipment for marine, oil
11 and gas industry and utility companies at the Port of
12 Iberia.

13 Graphic Packaging and DHL have a
14 \$274-million expansion in the Northeast, in Northeast
15 Louisiana. Graphic Packaging will retain its 800 jobs
16 and they project to create 93 new jobs for a
17 1.27-million square foot converting logistics center in
18 Monroe. It's a huge facility, if you can grasp your
19 hand around a 1.27-million square foot facility is.

20 Also, Mauser announced an industrial
21 packaging project in Ascension Parish. They're going to
22 resolve about a \$10-million capital investment with 75
23 new direct and indirect jobs in Geismar.

24 Noranda Bauxite, which has been brought
25 in front of this board in the past, they're going to be



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1 relocating their headquarter jobs here at the Gramercy
2 facility, and they're going to create 65 new direct
3 jobs, of which 15 are those headquarter jobs. It's an
4 investment of 35-million to expand and upgrade its
5 refinery in St. James.

6 There's a couple of projects that LED
7 has been very proud to be a part of that we've have
8 announced. We launched the Louisiana Business
9 Connection, which was a website helping small businesses
10 in Louisiana and matching them with large projects and
11 we're connecting them with those larger primary
12 companies in the state so that large and small
13 businesses operating within Louisiana may register at no
14 cost and discover contracting opportunities with each
15 other.

16 The platform enhances opportunities to
17 disadvantage business enterprises owned by minorities,
18 women and veterans to secure work with prime contractors
19 and large industrial operations in the state.

20 As of the middle of June, we had 72
21 prime contractors and 644 small business vendors seeking
22 to prequalify and secure businesses with major
23 industries and construction contractors. So this was a
24 major initiative that we had for this past year, and one
25 that we're very proud to be a part of.



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1 In addition, we launched the Louisiana
2 Business Startup Program for veterans in partnership
3 with Louisiana Department of Veterans Affairs, the
4 Louisiana National Guard, Louisiana Business and
5 Technology Center and LSU's Executive Education
6 Department. We created the Louisiana Veterans
7 Entrepreneurship Program, which boosts business
8 opportunities for Louisiana veterans as they leave
9 active duty.

10 The Louisiana Veteran focuses -- we call
11 it the LVEP, focuses both short-term with an intensive
12 boot camp at the outset and then long-term with ongoing
13 counseling from small business partners. It was
14 developed through this partnership, and the program will
15 train an estimated 108 participants in the first year
16 and our goals is to target at least 30 percent of those
17 participant launching the business and collectively
18 raising at least 5-million in startup capital.

19 A long-term goal for the program is to
20 create 100 new jobs to newly-formed businesses operated
21 by LVEP-trained veteran.

22 And also a ranking was released about a
23 month and a half ago, which ranked Louisiana as Number
24 10 in Site Selection Economic Development, and this is
25 called the Prosperity Cup Top 10 Ranking. And



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1 previously Louisiana was ranked 11 in 2016, so we did
2 move up one slot. And this is Louisiana's seventh top
3 10 showing in the past nine years and the Prosperity
4 Cup, which was previously known as the Top Competitive
5 States Ranking.

6 And just I would be remised if I didn't
7 mention anything about session since it was a large part
8 of our responsibilities the past few months. We did
9 have a couple of changes to our programs that are
10 administered by this Board. The Enterprise Zone has a
11 new sunset date, which was extended to July 1st of 2020,
12 and then we had a few changes to Quality Jobs. And we
13 can look at LED's website for all of the changes, but
14 basically it changed the job requirements, the salary
15 requirement or the hourly rate requirements for those
16 Quality Jobs and expanded its use of additional
17 industries.

18 So if you would, just check our website
19 for additional information regarding all of the changes
20 for Quality Jobs.

21 And that's all I have for this
22 afternoon.

23 MR. WINDHAM:

24 Thank you, Ms. Villa.

25 Is there a motion to adjourn?



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MEETING MINUTES

1 I'm sorry. Mr. Jones.
2 Your light's on the motion to --
3 MR. JONES.
4 I'll move to adjourn.
5 MR. WINDHAM:
6 Seconded by Ms. Cola.
7 All in favor, indicate with an "aye."
8 (Several members respond "aye.")
9 MR. WINDHAM:
10 All opposed.
11 (No response.)
12 MR. WINDHAM:
13 Meeting's adjourned.
14 (Meeting concludes at 12:21 p.m.)

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1 REPORTER'S CERTIFICATE:

2 I, ELICIA H. WOODWORTH, Certified Court
3 Reporter in and for the State of Louisiana, as the
4 officer before whom this meeting for the Board of
5 Commerce and Industry of the Louisiana Economic
6 Development Corporation, do hereby certify that this
7 meeting was reported by me in the stenotype reporting
8 method, was prepared and transcribed by me or under my
9 personal direction and supervision, and is a true and
10 correct transcript to the best of my ability and
11 understanding;

12 That the transcript has been prepared in
13 compliance with transcript format required by statute or
14 by rules of the board, that I have acted in compliance
15 with the prohibition on contractual relationships, as
16 defined by Louisiana Code of Civil Procedure Article
17 1434 and in rules and advisory opinions of the board;

18 That I am not related to counsel or to the
19 parties herein, nor am I otherwise interested in the
20 outcome of this matter.

21 Dated this 21st day of July, 2017.

22

23

24

25

ELICIA H. WOODWORTH, CCR

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