PROCEEDINGS OF A REGULAR MEETING OF

**THE BOARD OF COMMISSIONERS OF**

**THE MORGAN CITY HARBOR AND TERMINAL DISTRICT**

**June 10, 2020**

The Board of Commissioners (“Board”) of the Morgan City Harbor and Terminal District (“District”) met in regular session via teleconference on June 10, 2020 at 5:00 p.m. Raymond Wade, Executive Director, convened the meeting with Commissioners Joseph Cain, Lee Dragna, Tim Matthews, Sr., Pete Orlando and Steven Cornes in attendance. Ben Adams, Adam Mayon, Deborah Garber and Troy Lombardo were absent. Also present in the meeting were Tori Henry, Office Manager; Cindy Cutrera, Manager of Economic Development; Gerard Bourgeois & Jennifer Reasoner, Board Attorneys; Commander Heather Mattern, United States Coast Guard (“USCG”); Tim Connell, United States Army Corps of Engineers (USACE); Michael Knobloch, Knobloch Professional Services; Bryan Breaud, GSE/Providence Engineering; Charles Brittingham, Cassidy & Associates; along with members of the general public.

The meeting was called to order and the presence of a quorum was noted.

It was moved by Mr. Orlando and seconded by Mr. Dragna that the minutes of the Regular Meeting of May 11, 2020 be approved and adopted, with said motion carrying unanimously.

It was moved by Mr. Mayon that the report of receipts and disbursements for the month of May, 2020 be received and accepted and that all invoices presented to the Board for the month of May, 2020 be paid. Mr. Dragna seconded that motion, which carried unanimously.

Tim Connell reported that: (i) Inland’s task order for Berwick Harbor should begin in August at a cost of $3.5-$3.7 million initially; (ii) MM142 is showing significant shoaling on most recent surveys and they are hoping to have a dredge sometime this summer; (iii) Brice is working its new task order and is showing continued improvement in operations; (iv) the new contractor has begun work on the Bayou Boeuf guide wall project; (v) Bayou Chene needs $25 million for a dredge but there is no funding available; (vi) the Dredge Hurley will leave Conrad’s dock and do its test work at 20 Grande; (vii) he reiterated that FY20/21 budget for the River is only $4.43 million, which is a major problem; and (viii) he advised that R360 has applied for a permit as a disposal site.

Heather Mattern reported that: (i) they have been monitoring the lock closures due to work, and have been able to clear the traffic fairly quickly; (ii) they will assist the Corps in whatever they need to get the Dredge Hurley to 20 Grand Point; (iii) they are seeing a large improvement at Stouts Pass due to the recent dredging; (iv) she praised the maritime industry for their proactive approach during Tropical Storm Cristobal; and (v) she thanked the maritime community for their support during her time here in Morgan City and gave details for her change of command on June 26th. Commander Ben Russell will be at our next board meeting, along with Executive Officer Beth Newton. Mr. Wade and Mr. Cain thanked her, along with Mr. Tamporella on behalf of the City of Morgan City, for her dedication during her tenure, as she had a lot of things to overcome.

Michael Knobloch reported that: (i) we applied for both the U.S. Dept. of Transportations’ Port Infrastructure Development Program (PIDP) Grant in the amount of $3,751,185.60 with a 20% match of $750,237.12 and the U.S. Dept. of Transportations’ Better Utilizing Investments to Leverage Development (BUILD) Grant application in the amount of $1,371,600.60 with a 20% match of $274,320; and (ii) KMS Safety is currently conducting our Facility Security Plan (FSP).

Bryan Breaud reported that: (i) Youngswood Yard Rehabilitation project kick-off and pre-construction meeting with Patriot Construction and Intermoor was held on June 3rd. The time of the contract is 80 days, with expected substantial completion on September 2nd.

Charles Brittingham reported that: (i) they are working with AAPA and other organizations on getting Seaport eligibility for CARES ACT funding in future COVID-19 supplemental appropriations. A possible 4th supplemental focusing on infrastructure policy and operations and maintenance funding could be passed; and (ii) Senate Appropriators are looking to mark up their Energy and Water Appropriations Bill in the next two weeks, followed by House the 2nd or 3rd week of July.

Cindy Cutrera reported: (i) we hosted our first virtual Hurricane Preparedness Meeting with over 130 participants; (ii) we hosted National Weather Service conference calls and participated in Corps Navigation Restoration conference calls due to Tropical Storm Cristobal; (iii) we continue to monitor COVID-19 and the different phases of reopening, as well as continue to participate in bi-weekly conference calls with MARAD; and (iv) we continue to have have bi-weekly conference calls with Charles Brittingham and have been working with him on information for the incoming General of the Mississippi River Commission.

Gerard Bourgeois reported (i) Baker Hughes requested to vacate its lease at the Youngs Road facility, effective July 31st. Mr. Wade reported that they made attempts to keep Baker Hughes but they were intent on the move and the $100,000 offered seemed a good deal. Mr. Orlando moved to authorize Mr. Cain to execute the lease amendment providing for early termination, which was seconded by Mr. Cornes, carried with all in favor, excepting Mr. Dragna who abstained from the vote.

**RESOLUTION**

A resolution providing for the Morgan City Harbor and Terminal District (“District” and “Lessor”) to amend the sublease agreement signed with Baker Hughes Oilfield Operations, LLC, successor by conversion to Baker Hughes Oilfield Operations, Inc. (“Lessee”) for portions of its 800 Youngs Road, Morgan City, LA. facility.

WHEREAS, Lessor and Lessee entered into that certain Sublease of Property (“Lease”), made effective December 1, 2013;

WHEREAS, the Lessor and Lessee did enter the Lease for an initial term of sixty (60) months beginning on December 1, 2013, which was renewed on or before December 1, 2018 for an additional 60 months;

WHEREAS, in consideration of Lessee’s payment of ONE HUNDRED THOUSAND AND 00/100 ($100,000.00) to Lessor, Lessor and Lessee agree to amend and modify said Lease such that it will terminate no earlier than July 31, 2020.

NOW, THEREFORE, BE IT RESOLVED by the District in consideration of Lessee’s payment of ONE HUNDRED THOUSAND AND No/100 ($100,000.00) DOLLARS to Lessor, Lessor agrees to terminate the Lease on July 31, 2020 or later.

BE IT FURTHER RESOLVED that its President, Joseph E. Cain, be and is hereby authorized and directed to do any and all acts and things on behalf and in the name of the District that he deems necessary, proper, or that may be required to carry out to accomplish the intent of the transaction.

(ii) presented the Amendment No. 1 to Engineering Agreement for Youngswood Yard Improvements for additional fees as a result of Change Order No. 1, and Mr. Dragna moved to authorize Mr. Wade to execute Amendment No. 1, which was seconded by Mr. Cornes and carried unanimously; (iii) presented request for authority to publicly bid all equipment that is estimated to cost in excess of $10,000 and needed for the damaged NOAA Met Station, approximately $60,000 worth of equipment, which request was moved for approval by Mr. Dragna seconded by Mr. Orlando and carried unanimously; and (iv) We have had several conversations with landowners for additional Berwick Bay disposal options, which most likely wouldn’t happen this dredge cycle, but would eventually. Mr. Wade and Mr. Dragna would have more information at our next meeting for the Board.

With no further business to come before the Board, the meeting was adjourned.

Attest:

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Timothy Matthews, Sr., Secretary