

**PORT OF IBERIA DISTRICT
BOARD OF COMMISSIONERS
REGULAR MEETING - TUESDAY, MAY 15, 2012
PORT ADMINISTRATIVE OFFICE - 5:30 P.M.
MINUTES**

The regular meeting of the Port of Iberia District Board of Commissioners was called to order by the Board President, Raymond Bernard, Jr., at the Port of Iberia Administrative Office, on Tuesday, May 15, 2012, at 5:30 P.M.

In attendance were Commissioners Raymond Bernard, Jr., President, Millie Martinez, Vice-President, Frank Minvielle, Secretary-Treasurer, Gene Jefferies, Mike Resweber, and Danny J. David, Sr.

Commissioner Mark Dore' was absent.

Also present were Roy Pontiff, Executive Director, Joanna D. Durke, Administrative Assistant, and Ray Allain, Port Attorney.

Thus, with a quorum being acknowledged, Commissioner Millie Martinez recited the opening prayer and Commissioner Raymond Bernard, Jr., recited the Pledge of Allegiance.

I. APPROVAL OF MINUTES

On a motion by Commissioner Frank Minvielle, seconded by Commissioner Gene Jefferies, the Commission approved the minutes of the Regular meeting held on Tuesday, April 17, 2012.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

II. DISCUSS AND/OR DISTRIBUTE THE FOLLOWING:

- (a) Budget Summary For Ten (10) Months Ending April, 2012.**
- (b) Listing of Tenant Lease Billings.**
- (c) Listing of Boat Stall Lease Billings.**
- (d) Approve Payment of Bills & Checks Issued During Interim Period.**
- (e) Computer Summary of Lease Agreement Activity Sheet .**
- (f) Status of Invoices Report.**

The Executive Director presented the Budget Summary for Ten (10) months ending April, 2012. A listing of bills to be paid for the month of May 2012 was presented, and

discussions were held with regards to the Budget Summary, Tenant Lease Billings, Boat Stall Lease Billings, Bills to Be Paid, Checks Issued During Interim, Lease Activity Sheet, and Status of Invoices.

A motion was made by Commissioner Danny David, Sr., seconded by Commissioner Mike Resweber, to approve and authorize the payment of bills for May 2012, and ratify those paid during the interim period.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

III. RATIFICATION OF RENEWAL OF CERTIFICATES OF DEPOSITS.

A motion was made by Commissioner Gene Jefferies, seconded by Commissioner Millie Martinez, to approve and ratify the renewal of Certificates of Deposit Number 20493, 20494, and 20495 which matured on April 11, 2012, with First National Bank of Jeanerette, for Six (6) months at the rate of 0.45% and 0.45% A.P.Y.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Mike Resweber, to approve and ratify the renewal of Certificate of Deposit Number 40001232516 which matured on April 14, 2012 with Iberia Bank, for Six (6) months at the rate of 0.40% and 0.40% A.P.Y.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

A motion was made by Commissioner Danny David, Sr., seconded by Commissioner Mike Resweber, to approve and ratify the renewal of Certificates of Deposit Numbers 40001378619, 40001378627, and 40001378635 which matured on April 26, 2012 with Iberia Bank, for Six (6) months at the rate of 0.35% and 0.35% A.P.Y.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

IV. DISCUSS FINANCE COMMITTEE RECOMMENDATIONS & FINDINGS FROM THURSDAY, MAY 10, 2012 COMMITTEE MEETING:

Commissioner Mike Resweber, Finance Committee Chairman, advised the Board members of the recommendations and findings from the Finance Committee meeting held on Thursday, May 10, 2012.

(a) Discuss and Consider FY 2012-2013 Budget.

A motion was made by Commissioner Mike Resweber, seconded by Commissioner Danny David, Sr., to accept and approve as presented the Port of Iberia District Fiscal Year 2012-2013 Budget, and motion further includes the acceptance and approval of the 2012-2013 proposed Advertising Budget (dated 4/18/12) submitted by Promotional Images in the amount of \$40,047.00.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

(b) Discuss and Consider the Recruitment Process, Engagement of a Human Resource Consulting Firm, and Applications for the Hiring of a new Executive Director due to the Current Executive Director Retiring December 31, 2012.

Commissioner Bernard indicated that the Executive Director submitted a letter dated May 10, 2012 to the Finance Committee, notifying the Board of his plans to retire effective December 31, 2012. As a result, it was the consensus of the Finance Committee to discuss and consider the recruitment process, engagement of a Human Resource Consulting Firm, and applications for the hiring of a new Executive Director at the Regular Monthly Board Meeting May 15, 2012.

Commissioner Bernard presented to the Board a proposed timeline outlining a schedule he developed for the hiring process of a new Executive Director for review and discussion. Commissioner Bernard also presented an Agreement for Professional Services and Indemnity and Waiver Agreement from The HR Design Company, L.L.C. for further review and discussion. The Port Attorney is in the process of reviewing the aforementioned Agreements. Discussion ensued. It was the consensus of the Board that a tentative Special Board Meeting be scheduled for Thursday, June 7, 2012 at 12:00 p.m. to further discuss this matter and receive a presentation from The HR Design Company, L.L.C. regarding same.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Danny David, Sr., to proceed accordingly with the presented proposed timeline outlining a schedule for the hiring process to be followed for the search for a new Executive Director, and motion further approves and authorizes the Board President to execute the Agreement for Professional Services and Indemnity and Waiver Agreement from The HR Design Company, L.L.C., contingent upon the legal review and approval of the Port Attorney.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

(c) Discuss and Consider FY 2011-2012 Audit Engagement.

A motion was made by Commissioner Mike Resweber, and seconded by Commissioner Frank Minvielle, that Broussard, Poche', Lewis & Breaux, L.L.P., be retained to perform the fiscal year 2011-2012 year-end audit of the financial statements of the Port of Iberia District, for a maximum fee of \$25,000.00.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

V. REPORT FROM PROJECT ENGINEER MR. DAVID BOURQUE, PENSCO ON:

- (a) Louisiana Port Construction & Development Priority Program, Port Improvements Project - State Project Number 578-23-0019 for the Construction of a 75'x240' Building, Utilities, & Site Stabilization @ Lots 77-82 (All Points Equipment Company)**

{1} Discuss/Consider Engineer's Application for Payment #11.

Mr. David Bourque, Project Engineer presented a final engineering invoice relative to State Project Number 578-23-0019. The invoice includes the remaining balance for Basic Services, and the preparation of the Record Drawings and the Operation & Maintenance Manual.

The Executive Director publicly complemented Mr. Bourque and PENSCO for the outstanding performance and project representation throughout the entire project, and thanked Mr. Bourque for a job "well done".

A motion was made by Commissioner Danny David, Sr., seconded by Commissioner Mike Resweber, to approve and authorize payment of Request for Payment Number 11 (Invoice #12595) in the amount of \$37,896.94, to PENSICO for engineering services rendered (includes the preparation of the Record Drawings and Operations and Maintenance Manual) for the period October 1, 2011 thru April 30, 2012 on the Louisiana Port Construction & Development Priority Program, Port Improvements Project - State Project Number 578-23-0019, Site Stabilization, Building, and Utilities at Lots 77-82 (All Points Equipment), in accordance with the Contract dated April 20, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

VI. REPORT FROM PROJECT ARCHITECT MR. GERALD GESSER, GESSER GROUP, APC, ON:

(a) Update on Obtaining Cost Estimates Regarding Upgrading the Port's Technology on Port Video & Power Point Presentation.

At the April 17, 2012 regular monthly Board meeting, it was the consensus of the Board that Mr. Gesser analyze the two (2) proposals received on April 16, 2012 regarding upgrading the Port's Technology on Port Video & Power Point Presentation. As a result, the Project Architect presented correspondence dated May 14, 2012 to the Board regarding the POI Technology Services Proposal Analysis and Proposed Budget for review. Lengthy discussion ensued.

A motion was made by Commissioner Danny David, Sr., seconded by Commissioner Gene Jefferies, to table the decision process on the Agenda item relative to the Update on Obtaining Cost Estimates Regarding Upgrading the Port's Technology on Port Video & Power Point Presentation; and motion further acknowledges that the Board members will schedule a site visit to City Hall in New Iberia in an effort to view the technology system located on the 3rd floor to better understand the Proposal Analysis and technological concept as presented by the Project Architect.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

(b) Update on Research of Elevating the POI Administrative Office Building for Flood Mitigation Measures.

At the March 27, 2012 regular Board Meeting, a letter dated March 26, 2012 from Mr. Gesser was presented to the Board for review, regarding his research on elevating the POI Administrative Office Building for flood mitigation measures. It was the consensus of the Board to bring this topic to the appropriate Committee for further review and discussion; therefore, a Committee meeting will be scheduled in the future to discuss this matter.

VII. REPORT FROM MR. O'NEIL MALBROUGH, SHAW COASTAL, INC., ON:

**(a) LA DOTD Port Construction & Development Priority Program:
State Project Number 578-23-0018 Port-Site Bulkhead Relocation Phase II A-(for the AGMAC Bulkhead Relocation & Design Project (Public Property)).**

{1} Update on the Advertisement for Bid.

{2} Consent to Construction and Right-of-Way Entry Form:

*****Chart Energy & Chemicals, Inc.**

*****Dynamic Industries, Inc.**

Mr. Glenn Ledet, Shaw Coastal, Inc., presented an email dated May 14, 2012 relative to a "revised" advertising, bidding, and award schedule for the AGMAC Port-Site Bulkhead Relocation Phase II-A Project. Mr. Ledet reported that Dynamic Industries, Inc., has executed the Consent to Construction and Right-of-Way Agreement; however, Chart Energy & Chemicals, Inc. has only given a verbal agreement. The POI is waiting for the originals to be returned to the POI for the Board President to execute accordingly. The Advertisement for Bid is scheduled to commence on Monday, May 21, 2012. The bid opening is scheduled for Friday, June 15, 2012.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Gene Jefferies, to approve and authorize payment of Invoice Number 678349-R8-00501 in the amount of \$344.00, to Shaw Coastal, Inc., for the period April 1, 2012 thru April 30, 2012 (Not reimb to POI by DOTD), regarding AGMAC Project Management, in accordance with the contract between the POI and Shaw Coastal, Inc., dated September 3, 2002 and Amendment Number 10 (Project Management) dated December 20, 2011.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

(b) Status of the AGMAC Project.

{1} Update on "Stand-Alone" Opinions of Probable Cost of the Environmental Component (portion of Project that is repairing the existing channels) of AGMAC, Incidental Storm Surge

Protection of AGMAC, and General Navigation Features of AGMAC.

Mr. Ledet reported that Mr. O'Neil Malbrough and the Executive Director recently met with Senator Fred Mills, and Mr. Garret Graves, CPRA, and presented the "Stand-Alone" Cost Estimate and also discussed the AGMAC Project. The Executive Director indicated that emphasis was made on securing the additional \$8 Million in Capital Outlay funding in order for the Port to complete Phase I of the Bulkhead Relocation Project (total of \$18 Million). The Executive Director is hopeful that the Capital Outlay funds will be released in September of 2012. If the funds are released during this time frame, the Port anticipates also receiving the second phase of Port Priority funds which would mean that the 2nd & 3rd phases could be bid out while the Port has a contract in place for the 1st phase of the project. The Executive Director plans on scheduling a meeting in the near future with LA DOTD representatives to provide them with a briefing of the "Stand Alone" Cost Estimate to keep them informed because they are the non-federal sponsor for this Project.

A motion was made by Commissioner Gene Jefferies, seconded by Commissioner Millie Martinez, to approve and authorize payment of Invoice Number 678348-R8-00501 in the amount of \$6,645.00, to Shaw Coastal, Inc., for the period February 1, 2012 thru April 30, 2012 (Not reimb to POI by DOTD), regarding AGMAC Project Management (Stand Alone Cost Re-evaluation), in accordance with the contract between the POI and Shaw Coastal, Inc., dated September 3, 2002 and Amendment Number 10 (Project Management) dated December 20, 2011.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

(c) Update on Maintenance Dredging of Slip C-8:

{1} Discuss/Consider Contractor's Application for Payment #2.

Mr. Glenn Ledet, Shaw Coastal, Inc., reported that there was no Contractor's Application for Payment #2 to be presented; however, it is anticipated that the request for payment will be presented at the regular June 19, 2012 Board meeting.

{2} Discuss/Consider Change Order Number 1.

Mr. Ledet reported that the contractor has completed the maintenance dredging of Slip C-8. The contractor dredged 19,840 cubic yards of material. Mr. Ledet presented Change Order Number 1 dated May 9, 2012 for review and consideration. The purpose of Change Order Number 1 relates to two items: {a} A reduction in the dredge quantity of 4,278 cubic yards (original bid quantity 24,118 cubic yards) at a unit price of \$6.43/cubic yard equals a reduction in cost of \$27,507.54; and {b} An increase in the amount of \$17,753.28 to account for four (4) additional contract days (\$4,438.32/day) due to the excessive trash and debris encountered while maintenance dredging Slip C-8. Originally, the Contractor's Project Schedule allowed for 30 days of maintenance dredging. Therefore, Change Order

Number 1 results in a deduction of \$9,754.26, with the total adjusted project cost totaling \$345,218.88 (original contract price was \$354,973.14).

A motion was made by Commissioner Mike Resweber, seconded by Commissioner Danny David, Sr., to accept and approve Change Order Number 1 for the Maintenance Dredging of Slip C-8 Project which includes the following: {a} A reduction in the dredge quantity of 4,278 cubic yards (original bid quantity 24,118 cubic yards) at a unit price of \$6.43/cubic yard equals a reduction in cost of \$27,507.54; and {b} An increase in the amount of \$17,753.28 to account for four (4) additional contract days (\$4,438.32/day) due to the excessive trash and debris encountered while maintenance dredging Slip C-8; and motion further stipulates that Change Order Number 1 results in a deduction of \$9,754.26, with the total adjusted project cost totaling \$345,218.88 (original contract price was \$354,973.14), all in accordance with the Construction Contract dated January 18, 2012.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

{3} Discuss/Consider Gonsoulin Farms, L.L.C. Invoice for Slip C-8 Pumping Cost.

Mr. Ledet presented an invoice dated May 8, 2012 from Gonsoulin Farms, L.L.C. to the Port of Iberia in the amount of \$6,375.00 relative to pumping costs Mr. Ricky Gonsoulin encountered on Slip C-8. Mr. Gonsoulin's breakdown of the invoice assesses the POI \$5,525.00 for the discharging cost of excess water due to an insufficient drainage plan. This dollar amount equates to an average cost for the daily rate of pump rental at \$325.00/day, number of operational days prior to April 4, 2012 (12) and heavy rain events on April 2nd, 4th, 5th, 17th, and 24th, 2012. In addition, Mr. Gonsoulin assessed the POI for labor/service/fuel at \$50/day for 17 days (\$850.00).

Mr. Ledet also presented to the Board a letter dated May 10, 2012 from Shaw Coastal, Inc. to the POI which provided an overview of Mr. Gonsoulin's invoice and sequence of events regarding same. While Shaw's letter does recommend that Gonsoulin Farms be compensated for the costs of discharging some excess effluent water from the Slip C-8 Maintenance Dredging Project, they do not agree with the total of \$6,375.00 and takes exception only recommending compensation of pump rental and labor to service the pump for eight (8) days from March 19, 2012 thru March 26, 2012. This would include accepting the daily cost of \$375.00 (\$325.00 for pump rental & \$50 for labor) which would equal a total cost of \$3,000.00. Mr. O'Neil Malbrough, Shaw Coastal, Inc., indicated that Mr. Gonsoulin never rented any type of pump equipment from a company, he just contacted rental places for an estimate of a pump rental rate, etcetera. Mr. Gonsoulin is requesting that the Port rent his existing pump for the days where he alleges he pumped effluent

water. To date, Mr. Gonsoulin has not responded to Shaw Coastal's letter with regards to the discrepancy of the invoice.

Commissioner Bernard questioned if the Port is responsible for the expenses incurred by Mr. Ricky Gonsoulin regarding this matter. The Port Attorney explained that the contract between the POI and the contractor does include provisions which stipulate that the contractor would be responsible for any damages incurred by the contractor. However, the Port Attorney feels that this is a unique situation due to the fact that the flooding was caused by a very strong southerly wind which caused the tides to rise and flooding to occur. Therefore, this constitutes an "act of God" or "forced majeure" (an event that is a result of the elements of nature, as opposed to one caused by human behavior). The contractor is not responsible for the consequences of "forced majeure". Lengthy discussion ensued and this Agenda item was tabled until a response is received from Mr. Gonsoulin which would allow the Board additional time to review and discuss this matter further.

{4} Discuss/Consider Substantial Completion of Project.

Mr. Glenn Ledet reported that there are two (2) punch list items remaining to be performed. The items include removal of the concrete form work on the concrete caps of 24" RCP, and the removal of the debris pile located at LeBlanc Marine's property site. Upon satisfactorily completing the aforementioned items and expiration of the 45-day lien period, a Clear Lien Certificate will be obtained and the release of the retainage payment being withheld to the contractor will be processed.

A motion was made by Commissioner Frank Minvielle, seconded by Commissioner Mike Resweber, to accept and approve the Certificate of Substantial Completion dated May 10, 2012 as presented, for the Maintenance Dredging of Slip C-8 Project in accordance with the construction contract between Orion Construction, LP and the Port of Iberia District dated January 18, 2012; and motion further acknowledges that the 45-day lien period will commence upon recordation of the Certificate with the Iberia Parish Clerk of Court's Office.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'

And the motion was therefore passed on this the 15th day of May 2012.

A motion was made by Commissioner Mike Resweber, seconded by Commissioner Danny David, Sr., to approve and authorize payment of Invoice Number 1247289-R8-00511 in the amount of \$4,128.00 (for Resident Inspector), to Shaw Environmental, Inc., for the period March 31, 2012 thru April 30, 2012 regarding the Maintenance

Dredging of Slip C-8 Project located at the POI, in accordance with the contract between the POI and Shaw Environmental & Infrastructure dated April 19, 2011.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

(d) Report on Port Millennium Expansion Phase II Project.

Mr. Ledet indicated that the Preliminary Survey and Geotechnical Reports have been submitted to Shaw Coastal, Inc. Shaw Coastal has reviewed and provided the necessary comments accordingly. Shaw Coastal is moving forward with the study and report phase, along with the preliminary design of the project. The study, report, and preliminary design are approximately 25% -30% complete. Mr. Ledet anticipates presentation of the preliminary design of the Plans and Specifications at the Board's regular meeting to be held on June 19, 2012.

A motion was made by Commissioner Gene Jefferies, seconded by Commissioner Millie Martinez, to approve and authorize payment of Invoice Number 1246948-R8-00541 in the amount of \$68,000.00 (Basic Services) to Shaw Coastal, Inc., for the period April 1, 2012 thru April 30, 2012 regarding the Port of Iberia District Port Millennium Expansion Phase II Project, in accordance with the contract between the POI and Shaw Coastal, Inc. dated January 17, 2012.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

VIII. REPORT FROM EXECUTIVE DIRECTOR ON:

(a) Dr. Jim Richardson, LSU, Economic Report on the Impact the Port of Iberia has on Acadiana and the State of Louisiana.

The Executive Director reported that he met this meeting date with Dr. Richardson. Due to unforeseen medical circumstances, the Economic Report on the impact the Port of Iberia has on Acadiana and the State of Louisiana has been delayed. Dr. Richardson plans to have the Economic Report for the regular Board meeting on June 19, 2012.

(b) Status of the Repairs being Performed by Frank's Casing Crew & Rental Tools, Inc. Regarding the Damaged Power & Fiber Lines of the Port's Security Camera's Located at Frank's Casing Crew & Rental Tools, Inc.

The Executive Director reported that a DSL Modem is in the process of being ordered from A T & T in order for Mr. Mickey Bellott, Royal Security Solutions, Inc. to commence the work to be performed.

(c) Iberia Parish Government Bridge Replacement Project.

The Executive Director reported that Gray Construction Company has been awarded the replacement of the David Duboin bridge at Commercial Canal, in addition to the bridge at Port Road and Commercial Canal. The first bridge to be replaced will be the David Duboin bridge. It is anticipated that the closure of Lewis Street will transpire in mid June 2012 for 60 working days while the bridge is being replaced. It is noted that a portion of David Duboin will be closed for 120 working days. The Executive Director has requested weekly updates from the Iberia Parish Government Public Works Department, in order for the Port Administrative Office to notify Port businesses, in an effort to keep the businesses informed. The replacement of the Port Road bridge will not commence until the David Duboin bridge replacement work has been completed.

(d) Report on Port Millennium Expansion Phase II Project.

{1} Navigation Servitude, Drainage Easement, & Right-of-Way from the Shea Family with Regards to a Barricade Placement between the end of the Road and Slip C-8.

The Port Attorney reported that the Navigation Servitude, Drainage Easement & Iberia Parish Right-of-Way Agreements have been executed by the Shea family.

{2} Status of Iberia Parish Government's Drainage Easement & Right-of-Way from Sterling Sugar with Regards to the Construction of a Cul-de-Sac.

*****Status of Cooperative Endeavor Agreement b/t POI & the Iberia Parish Government.**

The Executive Director reported that Sterling Sugar has executed the Right-of-Way documents accordingly.

The Executive Director indicated that Mr. Dean Wattigny, legal representative for the Iberia Parish Government was not aware of the CEA to be prepared. Mr. Wattigny, did however, prepare the Parish servitudes. The Executive Director asked the Port Attorney if he would like to prepare the CEA in an effort to expedite the matter. It was the consensus of the Board that the Port Attorney prepare the CEA in the event Mr. Wattigny is not available to prepare the CEA document in a timely manner.

{3} Update on the Tax Incremental Finance District (TIF) Revenues.

The Executive Director reported that the POI has received a check from the Iberia Parish Government in the amount of \$2.5 Million.

(e) Update on Environmental Compliance Solutions, LLC, Operations:

- {1} Status of LA DEQ Undersecretary Memo of No Further Action Necessary.**
- {2} Board President Execution of a Cancellation of Lease Agreement between Environmental Compliance Solutions, LLC & the POI Regarding Tract "I-2" (2.0 Acres), Located @ Port Expansion Property Site.**
- {3} Board President Execution of a Lease Agreement between the POI & Iberia Aggregates & Construction Materials L.L.C. Regarding Tract "I-2" (2.0 Acres), Located @ Port Expansion Property Site.**

The Executive Director presented a copy of a facsimile dated May 8, 2012 from the LA DEQ which notifies the Port that the ECS property site (Tract "I-2"), has been remediated to the full satisfaction of the LDEQ. An Enforcement Division Memo to the File dated May 4, 2012 was also presented regarding same. The Board President can now execute the necessary Cancellation of Lease and new Lease Agreement regarding "Tract I-2" accordingly.

(f) CHART ENERGY & CHEMICALS, INC., FACILITY & IMPROVEMENTS EXPANSION LOCATED ON TRACTS "B1 & B2" (19.550 acres) @ the Port of Iberia: (Weld Testing and Training Facility).

The Executive Director presented an email dated April 19, 2012 from Mr. Vince Perez, Project Manager with Chart Energy & Chemicals, Inc. regarding a Weld Testing and Training Facility Chart plans on constructing. The metal building will be 30' wide x 50' long, (1,500 square feet). It will be attached to the new Bay 6 addition. The area will be utilized for testing welders and training welders on various weld processes. BH&A is the engineering firm and BET is the general contractor for the project. Schematic drawings were presented as supporting documentation.

(g) MAMMOET USA SOUTH, INC.:

- {1} Discuss/Consider Authorization for Executive Director to Negotiate Lease Agreement Amendment No. 1 Regarding Lots 8R-13R (6.140 acres) @ the POI.**
- {2} Discuss/Consider Authorization for the Submission of an Application to the LA DOTD for Port Construction and Development Priority Funds for the Construction of a Loadout Bulkhead.**

The Executive Director reported that Mammoet USA South is one of the Port's existing tenants that will be affected by the extension of Slip C-8 Channel. Mammoet will actually lose 1.07 acres of property with the Port Millennium Expansion Phase II Project; however, the tenant will also gain approximately 3/4 acre of waterfront property. Preliminary discussions are ongoing with regards

to an amendment to the tenant's existing lease. In addition, Mammoet would like a bulkhead and an exclusive slip constructed on the property site. This would enable the tenant to offload and load their equipment onto barges for transportation to other ports throughout the country. The Executive Director would like approval to move forwards with the submission of a Port Priority Application to the LA DOTD for Port Construction & Development Priority funding for the construction of a loadout bulkhead on behalf of Mammoet. It was noted that June 1, 2012 is the deadline for the next round of applications to be reviewed by the LA DOTD. The Executive Director also asked the Board for approval to authorize Shaw Coastal, Inc. to develop and submit the application accordingly.

A motion was made by Commissioner Mike Resweber, seconded by Commissioner Danny David, Sr., to authorize the Executive Director to negotiate a First Amendment to Lease Agreement between Mammoet USA South and the Port of Iberia District regarding Lots 8R-13R (6.140 acres); and motion further authorizes the Executive Director to engage and work with Shaw Coastal, Inc. for the development and submission of the Application to the LA DOTD for Port Construction & Development Priority Funds for the construction of a Loadout Bulkhead on behalf of the Port's tenant Mammoet USA South.

This motion having been submitted to a vote, the vote thereon was as follows:

Yeas: Raymond Bernard, Jr., Millie Martinez, Frank Minvielle, Gene Jefferies, Mike Resweber and Danny J. David, Sr.

Nays: None.

Absent at Voting: Mark Dore'.

And the motion was therefore passed on this the 15th day of May 2012.

(h) ANNOUNCEMENTS.

There were no announcements made.

IX. ADJOURNMENT

On a motion made by Commissioner Frank Minvielle, and unanimously seconded by the Board of Commissioners, the meeting was adjourned at 6:35 p.m.



SECRETARY-TREASURER



PRESIDENT