OFFICIAL PROCEEDINGS

ST. BERNARD PORT, HARBOR AND TERMINAL DISTRICT

REGULAR MONTHLY MEETING – APRIL 14, 2015

The Board of Commissioners of the St. Bernard Port, Harbor and Terminal District met in regular session on Tuesday, April 14, 2015, at 12:00 noon in the boardroom of its office located at 100 Port Boulevard, Chalmette, Louisiana.

After the Pledge of Allegiance, roll was called.

Members present were: Mr. Harold J. Anderson, President; Mr. Elton J. LeBlanc, Vice President; Rev. Henry Ballard, Jr., Commissioner and Ms. Cheri C. Quigley, Commissioner. Absent was Mr. P. James DiFatta, Secretary/Treasurer. Also present were Dr. Robert Scafidel, Executive Director; Ms. Denise Kraesig, Executive Assistant; Mr. Drew Heaphy, Director of Administration; Mr. Jerry Graves, Director of Operations; Mr. Ted Roche, Project Manager; Mr. Zeljko Franks, Associated Terminals of St. Bernard; Mr. Jim Simmons, N-Y & Associates and Mr. Bill Hyland.

The Board congratulated Ms. Quigley on the birth of her twins.

President Anderson asked if there were any public comments in accordance with R.S. 42:5(D). Not hearing from anyone, he continued with the meeting.

On motion of Mr. LeBlanc, seconded by Ms. Quigley, and after asking for any public comment, the Board unanimously approved the minutes of the regular meeting held on March 10, 2015.

The Board recognized Mr. Hyland and Dr. Scafidel who reported to the Board on the Puertos Canarios and how signing a Memorandum of Agreement with the port will expand opportunities for both ports on many levels i.e., knowledge, cargo, intern exchange opportunities, etc.

On motion of Mr. LeBlanc, seconded by Rev. Ballard, and after asking for any public comment, the Board unanimously approved a Memorandum of Agreement between the St. Bernard Port and Puertos Canarios.

On motion of Mr. LeBlanc, seconded by Rev. Ballard, and after asking for any public comment, the Board unanimously approved to waive the Personal Guaranty for the Kearney Companies, Inc. relating to their lease approved at the March 10, 2015 board meeting.

On motion of Rev. Ballard, seconded by Ms. Quigley, and after asking for any public comment, the Board unanimously approved Change Order No. 1 for Command Construction Co., LLC relating to the Chalmette Slip Drainage Improvements project. An overrun of $24,429.00 and 8 (eight) additional contract days.

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On motion of Ms. Quigley, seconded by Mr. LeBlanc, and after asking for any public comment, the Board unanimously approved Substantial Completion for Command Construction Co., LLC relating to the Chalmette Slip Drainage Improvements project.

On motion of Rev. Ballard, seconded by Ms. Quigley, and after asking for any public comment, the Board unanimously approved the following Resolution for the 2nd Amendment of the Cooperative Endeavor Agreement with the Division of Administration, Facility Planning and Control, for the Rehabilitation of Dock #1 Section A Seawall project (No. 36-P20-12-01):

Parish of St. Bernard

FP&C Project No. 36-P20-12-01

RESOLUTION

ST. BERNARD PORT, HARBOR AND TERMINAL DISTRICT

WHEREAS, the St. Bernard Port, Harbor and Terminal District of the State of Louisiana recognizes the granting by the State of Louisiana funds to improve the Port of St. Bernard; Rehabilitation of Dock #1 Section A Seawall, Planning and Construction (St. Bernard), FP&C Project No. 36-P20-12-01, and

WHEREAS, the economic development of the entire area will be enhanced, and benefit the Parish of St. Bernard and the State of Louisiana, and

WHEREAS, the Board of Commissioners of the St. Bernard Port, Harbor and Terminal District acting as the governing authority of said District, empowers its Executive Director to sign the Cooperative Endeavor Agreement 2nd Amendment between the State of Louisiana, Division of Administration, Office of Facility Planning and Control and the St. Bernard Port, Harbor and Terminal District for Rehabilitation of Dock #1 Section A Seawall, Planning and Construction (St. Bernard), FP&C Project No. 36-P20-12-01, and

NOW THEREFORE BE IT RESOLVED, that the Executive Director is further authorized and empowered, for and on behalf of the District and in its name to take any other action and sign request for State disbursements and any other documents which he may deem appropriate .

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

YEAS: 4

NAYS: 0

ABSTAINING: 0

ABSENT: 1

And this resolution was declared adopted on this the 14th day of April, 2015.

/s/ P. James DiFatta, Treasure/Secretary

On motion of Rev. Ballard, seconded by Mr. LeBlanc, and after asking for any public comment, the Board unanimously approved the following Resolution authorizing the Executive Director to sign and approve all documents necessary for the submittal of the Tiger Grant Application:

RESOLUTION

ST. BERNARD PORT, HARBOR AND TERMINAL DISTRICT

Robert J. Scafidel, Ed.D., Executive Director, is hereby named the Authorized Representative for the St. Bernard Port, Harbor and Terminal District and has the authority to sign and approve all documents that are necessary for the submittal of the 2015 TIGER Grant application.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

Yeas: 4

Nays: 0

Absent: 1

Abstaining: 0

This resolution was declared duly adopted on the 14th day of April 14, 2015.

/s/ P. James DiFatta, Treasure/Secretary

President Anderson recognized Mr. Heaphy who gave the Finance Report. Mr. Heaphy reported on the operating and capital budgets, professional services and Lessees Arrears. He also presented Budget Revision FY 2014/2015 and Budget FY 2015/2016, which will be up for adoption at the May 2015 meeting.

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President Anderson recognized Dr. Scafidel who gave the Executive Director’s Report. Dr. Scafidel and Mr. Roche discussed with the Board completed and future construction projects. Dr. Scafidel informed the Board that the Millage will up for adoption at the May 2015 meeting and also reminded the Board of their requirement to fill out the Personal Disclosure form and submit them by May 15, 2015. He also updated the Board on the TIGER Grant, Dr. Richardson’s update of the Economic Development Study of the Port for the TIGER Grant application and the achievement of three employees, Ryan Fayard, Heath Ragas and Jason LaFontaine, Sr. receiving their HVAC Technician Certification through the Port’s Continuing Education Policy. President Anderson thanked Dr. Scafidel for his report.

On motion of Mr. LeBlanc, seconded by Rev. Ballard, and after asking for any public comment, the Board unanimously approved to enter Executive Session at 12:56 p.m. to discuss litigation relating to the expropriation of the Violet Dock Port and perform the scheduled Performance Evaluation of the Executive Director.

On motion of Mr. LeBlanc, seconded by Rev. Ballard, the Board unanimously approved to reconvene Regular Session at 1:32 p.m.

On motion of Mr. LeBlanc, seconded by Rev. Ballard, the Board discussed the Performance Evaluation of the Executive Director.

On substitute motion by Rev. Ballard, seconded by Mr. LeBlanc, and after asking for any public comment, the Board unanimously approved the Board will not perform a Performance Evaluation of the Executive Director in 2015, but will use the Evaluation form as a gauge to evaluate during the year and conduct the Performance Evaluation prior to his 2016 anniversary date.

On motion of Mr. LeBlanc, seconded by Ms. Quigley, the Board discussed to amend the Executive Director’s Contract of Employment, approved by the Board on February 12, 2008.

On substitute motion of Mr. LeBlanc, seconded by Ms. Quigley, and after asking for any public comment, the Board unanimously approved to amend the Executive Director’s Contract of Employment, approved by the Board on February 2008 to extend its term for two (2) years ending 6/30/2017.

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President Anderson asked if there were any Old Business. Not hearing from anyone, he continued with the meeting.

President Anderson asked if there were any New Business. Not hearing from anyone, he continued with the meeting.

On motion of Mr. LeBlanc, seconded by Rev. Ballard, the meeting was adjourned.

/s/ P. James DiFatta, Secretary/Treasurer