

**PROCEEDINGS OF A REGULAR MEETING OF  
THE BOARD OF COMMISSIONERS OF  
THE MORGAN CITY HARBOR AND TERMINAL DISTRICT  
June 13, 2022**

The Board of Commissioners (“Board”) of the Morgan City Harbor and Terminal District (“District”) met in regular session at the District’s office at 7327 Highway 182, Morgan City, Louisiana on June 13, 2022 at 5:00 p.m. Joseph Cain, President, convened the meeting with Commissioners, Pete Orlando, Adam Mayon, Troy Lombardo, Steven Cornes, Matthew Glover and Matthew Tycer in attendance. Deborah Garber and Ben Adams were absent. Also present in the meeting were Raymond Wade, Executive Director; Cindy Cutrera, Economic Development Manager; Tori Henry, Office Manager; Michael Knobloch, Knobloch Professional Services; Gerard Bourgeois, Board Attorney; Lieutenant Hayley Gipson, United States Coast Guard (“USCG”); Councilman Louis Tamporello, City of Morgan City; Eric Matte, T. Baker Smith; O’Neil Malbrough GIS Engineering; along with members of the general public.

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

It was moved by Mr. Tycer and seconded by Mr. Glover that the minutes of the Regular Meeting of May 9, 2022 be approved and adopted, with said motion carrying unanimously.

It was moved by Mr. Glover that the report of receipts and disbursements for the month of May, 2022 be received and accepted and that all invoices presented to the Board for the month of May, 2022 be paid. Mr. Tycer seconded that motion, which carried unanimously.

Councilman Tamporello acknowledged the Port staff for their hard work on the Atchafalaya/Red River round table event and noted the great turnout for our city.

Tim Connell reported via teleconference that: (i) based on the latest surveys once the river drops out, we will be awarding a contract in late summer; (ii) due to not receiving additional workplan funding, we won’t be able to dredge Bayous Chene, Black & Boeuf to its project depth and width; (iii) the Brice contract ceiling amount has been increased to \$34 million, which will allow us to continue to write task orders against the current contract, at the current prices through August 31, 2023. Mr. Connell noted that this dredging is working, even though we don’t have the width we’d like, we will keep working at it; (iv) With the alternate route of Little Island Pass now closed to commercial navigation, it has really stepped up the need for dredging in Stouts Pass and Old River Locks dewatering; and (v) the Bayou Boeuf lock repairs are now complete.

Lieutenant Hayley Gipson reported: (i) a slight decrease in total transits from last year, averaging 73 transits per day through the VTS zone, for a total of 2,268; (ii) they will begin to lift high water restrictions this week, based on river trends falling below 4.5’; and (iii) a temporary safety zone has been set, blocking off Little Island Pass, Riverside Pass and Middle Island Pass, because of the five active pipelines.

Michael Knobloch reported that: (i) we submitted our Port Security Grant application today in the amount of \$2.5 million for five separate projects; (ii) we submitted our US Department of Transportation’s (USDOT’s) FY 2022 INFRA grant application on May 23<sup>rd</sup> for \$10 million to complete Phase 3B of the Western Dock Expansion project; and (iii) House Bill 150 was approved by the Senate and is now on the Governor’s desk awaiting his signature.

Charles Brittingham reported via teleconference that: (i) there was no additional workplan funding outside the \$14.23 million that was included in the FY2022 Omnibus and \$2.066 million in reallocated disaster supplemental funding; and (ii) \$10 million was included in the FY2023 President’s budget for O&M.

Eric Matte reported: (i) A preconstruction meeting was held with Patriot Construction and Notice to Proceed was issued on June 20<sup>th</sup>, with a 90-day construction period; (ii) they should have construction documents for the East Dock Project wrapped up by the end of the month; and (iii) they are working on the permits punch lists for the West Dock Project.

Cindy Cutrera reported that: (i) we held our MARAD event on June 7-8, with 75 attendees from Atchafalaya and Red River Ports, regional and economic development agencies, Department of Agriculture, DOTD, LED, SUSTA, MARAD, Colonel Murphy and Pat Hemphill of USACE and Jon McVay from Brice. We also had representatives from Senators Cassidy and Kennedy’s offices and Representative Clay Higgins office. Each Port was able to speak about their ports and what they have to offer. We have sent out thank you’s to all who participated and asked for comments to be sent back.

We have had a lot of positive feedback so far and appreciate our commissioners support, especially those attending. Frank McCormick of Waterways Journal attended the ribbon cutting and will publish an article about the event in their next edition and Mac and Cindy will be on KWBJ discussing the event later in the week. She noted that it truly was a team effort to make it such a success, which Mr. Wade and others reiterated.

Gerard Bourgeois presented: (i) Audit Engagement Letters from Darnall, Sikes, Gardes & Frederick for annual audit services and services due to Statewide Agreed Upon Procedures (SAUP). Mr. Orlando moved that Mr. Cain be authorized to execute engagement letters for services, which was seconded by Mr. Cornes and carried unanimously. (ii) A mooring ordinance that gives the Executive Director authority to have vessels moved or removed before a dredge arrives to a particular location. and (iii) Right of Entries (ROE) with the Corps of Engineers for disposal areas for Bayou Chene and Atchafalaya River dredging for a period of two (2) years. Mr. Mayon moved that Mr. Cain be authorized to execute said ROE and that the following resolution be adopted, which was seconded by Mr. Tycer and carried unanimously.

#### RESOLUTION

A resolution authorizing the Morgan City Harbor and Terminal District ("District") to grant to the United States the rights of entry (ROEs) for disposal easements for the Atchafalaya River and Bayous Chene, Boeuf, and Black Navigation Project.

BE IT RESOLVED, that Joseph E. Cain, President, be authorized and directed to grant on behalf of the Morgan City Harbor and Terminal District ("District") in favor of the United States Corps of Engineers ("Corps"), their representatives, agents and contractors, to construct, operate and maintain a dredged material disposal areas, including the full right of ingress and egress; to construct dikes; to deposit dredged, excavated and sediment material thereon; to accomplish any alterations of contours on said land for the purpose of accommodating the deposit of dredged material as necessary in connection with the construction, improvement, maintenance and operation of the Atchafalaya River and Bayou Chene, Boeuf and Black, Louisiana Project, as authorized by the Act of Congress approved 13 August 1968 (Public Law 90-483); and is further authorized to execute all corresponding agreements with landowners concerning Corps designated Disposal Areas I, G, 1A, 1B, 3, 5A, and 6 and transfer of the same to the Corps.

BE IT FURTHER RESOLVED that Joseph E. Cain, President, be authorized and directed to do any and all act and things necessary, proper, or that may be required to carry out and accomplish the transactions contemplated with regards to the above-mentioned tracts.

Mr. Bourgeois also reported that: (iv) the Board is required to select an official journal annually. Mr. Cornes moved that the following resolution be adopted, designating the Morgan City Review as its official Journal, which was seconded by Mr. Tycer and carried unanimously.

#### RESOLUTION

A Resolution designating the Daily Review as the official journal of the Morgan City Harbor and Terminal District

WHEREAS, Louisiana Revised Statute 43:171 requires the Morgan City Harbor and Terminal District to designate an official journal for publications of the proceedings of its board and such financial statements required by and furnished to the legislative auditor.

WHEREAS, the Board of Commissioners of the Morgan City Harbor and Terminal District ("District") finds that the Morgan City Review, a newspaper in Morgan City, meets all the requirements for its designation as the official journal of the District.

Accordingly,

BE IT RESOLVED, that the Morgan City Review, a newspaper being published in Morgan City, Louisiana, is designated and selected as the official journal of the District.

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

Attest:

  
Steven W. Cornes, Secretary