

**PROCEEDINGS OF A REGULAR MEETING OF
THE BOARD OF COMMISSIONERS OF
THE MORGAN CITY HARBOR AND TERMINAL DISTRICT
December 12, 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 December 12, 2022 at 5:00 p.m. Joseph Cain, President, convened the meeting with Commissioners, Pete Orlando, Deborah Garber, Ben Adams, Adam Mayon, Troy Lombardo, Steven Cornes, Matthew Glover and Matthew Tycer in attendance. 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; LT Jenelle Piche and Timothy Spence, United States Coast Guard (“USCG”); Eric Matte, T. Baker Smith; 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. Cornes that the minutes of the Regular Meeting of November 14, 2022 be approved and adopted, with said motion carrying unanimously.

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

Tim Connell reported via teleconference that: (i) Manson’s *RM White* will be on site in January, starting around station 900 in the lower bar, moving up. Mr. Wade noted the preconstruction call will be held on Thursday; (ii) Crosby will be onsite in January in Bayou Chene and if contract stays as is, we will have a 300’ W x 20’ D channel all the way through; (iii) Brice continues to work the Bar channel, with funding through August of 2023 and the Corps actively pursuing action through SBA for another similar contract. He noted the latest surveys are “quite remarkable”; and (iv) Stouts Pass is holding up despite a small area around MM113 but are keeping an eye on it.

LT Jenelle reported that: (i) 2,299 total transits in November, averaging 76 transits per day through the VTS zone; and (ii) there was only one grounding at Stouts Pass since our last meeting, but thinking their track line was off.

Michael Knobloch reported that: (i) we have been in contact with MARAD since our last meeting regarding our PIDP award and will be having a few site visits and submitting commitment letters soon; (ii) we were in contact with Congressman Higgins’ office verifying our community project funding request was still in the appropriations bill.

Charles Brittingham reported via teleconference that he fully expects Congress to pass an Omnibus Spending package by December 23rd.

Eric Matte presented Balancing Change Order No. 1, reducing the quantity of stone. Mr. Tycer motioned to accept said change order as presented by engineer, which was seconded by Mr. Mayon and carried unanimously. He also reported that: (i) a preconstruction meeting with Sealevel Construction was held for the East Dock project, with construction to begin after the new year; and (ii) during the MARAD call, it was learned an additional scope of work is needed to complete the NEPA process.

Cindy Cutrera reported that: (i) ethics and sexual harassment trainings must be completed by December 31st; (ii) tomorrow GICA and CPRA will hold a stakeholder meeting to provide an update on the Convey Atchafalaya project; (iii) Mac will provide updates to St Mary Parish, Berwick and Morgan City Councils; (iv) we received the 1st draft of the tariff and because we are moving from an operational port to a hybrid port, there is a lot of language that can be removed and legal will need to review; and (v) we have added an additional Port District page on our website that includes our legal description and facilities map that provides an interactive map of facilities located on waterways within our District and along our federally authorized project. She encouraged commissioners to review the page and provide comments.

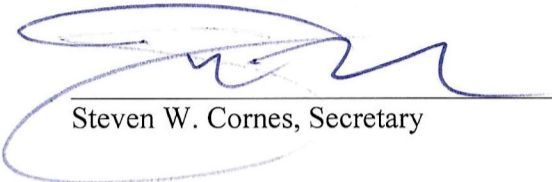
Gerard Bourgeois reported that: (i) St. Mary Levee District would like to lease a boat bay on Youngs Road. Mr. Orlando moved to authorized said lease in the amount of \$500 per month, which was seconded by Mr. Adams and carried unanimously; and (ii) Mr. Orlando moved to approve Payment Application No. 5 to Patriot Construction in the amount of \$13,232,86, and that it be held until lien has been lifted. Mr. Mayon seconded said motion and it carried unanimously.

Mr. Cain nominated Peter Orlando, President; Mr. Cornes nominated Ben Adams, Vice-President; Mr. Orlando nominated Deborah Garber, Treasurer; Mr. Tycer nominated Steven Cornes, Secretary to the Board of Commissioners. With no further nominations, the nominations were accepted unanimously.

After Motion of Mr. Orlando, second of Mr. Tycer, and unanimous rollcall vote, the Board entered into Executive Session to discuss its suit against Providence Engineering & Environmental Group, LLC and Patriot Construction and Industrial, LLC for Youngswood yard failure. After the Executive Session ended, it was moved by Mr. Cornes and seconded by Mr. Mayon that the Board return to Regular Session, which carried unanimously.

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

Attest:



Steven W. Cornes, Secretary