

**PROCEEDINGS OF A REGULAR MEETING OF
THE BOARD OF COMMISSIONERS OF
THE MORGAN CITY HARBOR AND TERMINAL DISTRICT
October 9, 2023**

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 October 9, 2023 at 5:00 p.m. Pete Orlando, President, convened the meeting with Commissioners, Ben Adams, Steven Cornes, Joseph Cain, Deborah Garber, Adam Mayon, Troy Lombardo and Matthew Tycer in attendance. Matthew Glover was absent. Also present in the meeting were Raymond Wade, Executive Director; Tori Henry, Office Manager; Cindy Cutrera, Economic Development Manager, Michael Knobloch, Knobloch Professional Services; Gerard Bourgeois, Board Attorney; Timothy Spence, United States Coast Guard (“USCG”); Eric Matte, T. Baker Smith; Councilman Louis Tamporello, City of Morgan City; Craig Roussel, Bollinger Shipyard; Bill Blanchard, 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. Lombardo and seconded by Mr. Tycer that the minutes of the regular meeting of September 11, 2023 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 September, 2023 be received and accepted and that all invoices presented to the Board for the month of September, 2023 be paid. Mr. Cornes seconded that motion, which carried unanimously.

Timothy Spence reported 2,627 total transits in September through the VTS zone, at an average of 88 per day. He noted that since the Algiers and Harvey Locks are closed for repairs, a huge increase of traffic is expected in the VTS zone.

Raymond Wade reported on behalf of Timothy Connell that: (i) the Great Lakes cutterhead dredge for the lower bar channel should be on site Thursday; (ii) the new \$40 million, 4-year contract for Brice’s Dredge *Arulag* has been signed, but will not be used until current funding is spent; and (iii) the *Crosby Dredger* continues to work Bayou Chene with another dredge to arrive next week.

Michael Knobloch reported that: (i) the NOAA grants web portal that we will use to receive the Community Project Funding of \$200,000 is currently down until November 1st; (ii) we were awarded \$3,320,000 from the US Marine Highways Program for equipment; (iii) we are still awaiting word on funding from the FY23 PIDP and INFRA grants; and (iv) he will be attending the Havanna Cuba fair, along with Cuban American Transportation Services (CATS). He also thanked Congressman Graves and his staff for assisting with the necessary paperwork.

Charles Brittingham reported that: (i) the big news in Washington, DC is the speaker of the House was ousted; and (ii) we are still waiting for Congress to put a spending packet together.

Eric Matte reported that: (i) they will begin pouring concrete next week and expect job completion by the end of November; and (ii) West Dock permits are still under review, with the NEPA process to begin in 2nd quarter 2024. He also presented: (i) Sealevel Construction’s Payment Application No. 7 in the amount of \$96,107.51 and No. 8 in the amount of \$515,486.15 with Mr. Tycer moving for payments, seconded by Mr. Mayon and carried unanimously; and (ii) Change Order No. 1 in the amount of \$221,997.00, which was moved by Mr. Tycer, seconded by Mr. Mayon and carried unanimously.

Cindy Cutrera reported that: (i) she attended the LIDEA Conference and Breakbulk Conference; (ii) she and Mac attended the Business Network Offshore Wind Conference where it was confirmed we will be a part of the Port Tour during the 2024 International Conference; and (iii) Mac was the guest speaker today at AIC, where he gave an update on the Port.

Gerard Bourgeois presented: (i) Louisiana Compliance Questionnaire, which was moved for authorization by Mrs. Garber, seconded by Mr. Lombardo and carried unanimously; (ii) in anticipation of receiving the cooperative endeavor agreement from Facilities and Planning for our *Warehouse Infrastructure Improvements* project, it was moved by Mr. Cornes, seconded by Mr. Mayon and carried unanimously that Mr. Wade be authorized to execute said agreement, in substantially the same form as sample presented, between the District and the State of Louisiana and that the following resolution be adopted.

RESOLUTION

A resolution providing for the Morgan City Harbor and Terminal District (“District”) to enter into an agreement with Facility Planning and Control and for designation of agent.

BE IT RESOLVED by the Board of Commissioners of the Morgan City Harbor and Terminal District ("District") that Raymond M. Wade, Executive Director, is hereby designated Authorized Representative for the District in regards to the Louisiana Division of Administration, Facility Planning and Control for its FP&C Project No. 36-P15-23-02 Warehouse Infrastructure Improvements (Fire Suppression System), Planning and Construction (St. Mary) and is further authorized and empowered on behalf of the District to enter into the requisite Cooperative Endeavor Agreement with said Facility Planning and Control;

(iii) in anticipation of receiving the cooperative endeavor agreement from Facilities and Planning for our *Bulkheading, State Drydock Repair, and Related Dredging, Planning and Construction* project, (a) it was moved by Mr. Cornes, seconded by Mr. Mayon and carried unanimously that Mr. Wade be authorized to execute said agreement(s), substantially in accord with draft presented, between the District and the State of Louisiana and that the following resolution be adopted.

RESOLUTION

A resolution providing for the Morgan City Harbor and Terminal District ("District") to enter into an agreement with Facility Planning and Control and for designation of agent.

BE IT RESOLVED by the Board of Commissioners of the Morgan City Harbor and Terminal District ("District") that Raymond M. Wade, Executive Director, is hereby designated Authorized Representative for the District in regards to the Louisiana Division of Administration, Facility Planning and Control for its FP&C Project No. 36-P15-23-01 Dock Expansion - Bulkheading, State Drydock Repair, and Related Dredging, Planning and Construction (St. Mary) Project and is further authorized and empowered on behalf of the District to enter into the requisite Cooperative Endeavor Agreement with said Facility Planning and Control;

(b) An Indemnification Agreement between the District and Bollinger Shipyards, where Mr. Adams moved to authorize Mr. Orlando to execute said agreement, which was seconded by Mr. Cornes and carried unanimously. (c) An Engineering Agreement between the District and GIS Engineering, where Mr. Adams moved to authorize Mr. Orlando to execute said agreement, which was seconded by Mr. Mayon and carried unanimously. (d) A Servitude Agreement between the District and Bollinger Shipyards Lockport for dredging of certain water bottoms, where Mr. Adams moved to authorize Mr. Orlando to execute said agreement, which was seconded by Mr. Mayon and carried unanimously. And (e) A Servitude Agreement between the District and Bollinger Shipyards Lockport for the construction, establishment, repair and/or maintenance of a bulkhead system for bank protection, a servitude and right-way over, under and across the following described property in the Parish of St. Mary, Louisiana, where Mr. Adams moved to authorize Mr. Orlando to execute said agreement, which was seconded by Mr. Mayon and carried unanimously.

Gerard Bourgeois also reported: (iv) the Corps sent over the annual disposal area Right of Entries for 2024 but skipped some of the areas so he will follow up with them; (v) Baker Hughes sent over their renewal notice on Baker Hughes Point for another five years and indicated they wanted to extend past 2028; and (vi) we should be receiving a court date on the Youngwood yard failure suit soon.

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

Attest:



Steven W. Cornes, Secretary