

**PORT OF IBERIA DISTRICT
BOARD OF COMMISSIONERS
REGULAR MEETING - TUESDAY, OCTOBER 18, 2011
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, Danny J. David, Sr., at the Port of Iberia Administrative Office, on Tuesday, October 18, 2011, at 5:30 P.M.

In attendance were Commissioners Danny J. David, Sr., President, Raymond Bernard, Jr., Vice-President, Millie Martinez, Secretary-Treasurer, Mark Dore', and Mike Resweber.

Commissioners absent were Frank Minvielle and Gene Jefferies.

Also present were Roy Pontiff, Executive Director, Joanna D. Durke, Administrative Assistant, Holly Breaux, Secretary/Bookkeeper, and Ray Allain, Port Attorney.

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

I. APPROVAL OF MINUTES

On a motion by Commissioner Raymond Bernard, Jr., seconded by Commissioner Mark Dore', the Commission approved the minutes of the Regular meeting held on Tuesday, September 20, 2011.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

II. MR. DAVID MOORE AND MR. BRENDON DAVIS, FREYOU, MOORE AND ASSOCIATES, INC., TO ADDRESS THE COMMISSION REGARDING A REQUEST FOR A LETTER OF NO OBJECTION TO BACKFILL SLIP C-13 (PRIVATE SLIP) LEASED TO CAMERON INTERNATIONAL.

A motion was made by Commissioner Mike Resweber, seconded by Commissioner Raymond Bernard, Jr., to expand the Port of Iberia District Board of Commissioners Regular Meeting Agenda of Tuesday, October 18, 2011, to allow Mr. David Moore and Mr. Brendon Davis, Freyou, Moore and Associates, Inc., to address the Commission

regarding a request for a Letter of No Objection to backfill a private slip (Slip C-13) leased to Cameron International.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

Mr. David Moore, Freyou, Moore and Associates, Inc., addressed the Board regarding a joint application he is submitting on behalf of Cameron International relative to the backfill of Slip C-13 (private slip) at Cameron's Port location. The joint permit is being filed with the LA Dept. of Natural Resources and the U.S. Army of Corp of Engineers. As a formality, one of the requirements being requested by the agencies is that the Port provide a letter of no objection to the project. A copy of the joint permit, as well as a schematic drawing was presented for review. The property site where the proposed work is to be performed is owned by the Shea family. The purpose of the backfill (200ft long x 50ft wide) is for the land to be used for industrial land use purposes. Discussion ensued regarding the type of backfill to be used, as well as a main concern being expressed that there be no obstruction to the Commercial Canal or any other Port channels. Further discussion ensued with regards to Mr. David Moore submitting a plan to the Port of Iberia District regarding same.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Raymond Bernard, Jr., to approve and authorize the Executive Director to prepare and forward a Letter of No Objection to Mr. David Moore, Freyou, Moore and Associates, Inc., regarding the backfill of Slip C-13 (private slip owned by the Shea Family) leased to Cameron International, contingent upon Mr. David Moore submitting a plan to the Port of Iberia District relative to there being "no obstruction" and/or "no spillage" into the Commercial Canal or any other surrounding Port Channels.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

III. DISCUSS AND/OR DISTRIBUTE THE FOLLOWING:

- (a) Budget Summary For Three (3) Months Ending September, 2011.
- (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 Three (3) months ending September, 2011. A listing of bills to be paid for the month of October 2011 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 Raymond Bernard, Jr., seconded by Commissioner Mike Resweber, to approve and authorize the payment of bills for October 2011, and ratify those paid during the interim period.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

IV. DISCUSS PORT DEVELOPMENT & MAINTENANCE COMMITTEE RECOMMENDATIONS & FINDINGS FROM FRIDAY, OCTOBER 7, 2011 COMMITTEE MEETING:

Commissioner Mark Dore', Committee Chairman, reported to the Board the recommendations and findings from the Friday October 7, 2011 Committee Meeting.

- (a) Presentation by Jason Tieman, Director Maritime Solutions; Jennifer Medcalf, Vice-President Sales & Marketing, and Ashley Foreman, Account Executive on Port Vision, a Web-Based Service that Empowers Maritime Users with new Levels of Information and Knowledge about Vessel and Terminal Activities.**

A motion was made by Commissioner Mark Dore', seconded by Commissioner Raymond Bernard, Jr., to approve and authorize the following: {a} Take under advisement the information provided to the Port Development & Maintenance Committee relative to Port Vision - a web-based service that empowers maritime users with new levels of information and knowledge about vessel and terminal activities, in order for the Executive Director to gather additional information about the concept and gain more knowledge as it relates to Port operations, etcetera; and {b} Identify a Listing of Goals that the Port envisions it would like to achieve; and {c} Determine the Cost Benefit and Financial Justification.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

The Executive Director reported that after the Committee Meeting held on October 7,

2011, he contacted another company named Ship Tracks that provides a similar service as Port Vision. The Executive Director attempted to identify goals that the Port would like to achieve and compare it to the investment that would be necessary to utilize a service of this type. Some of the goals include, {1} Identify Port Tonnage Tracking; {2} Incident and/or Event History. This would categorize bulkhead damages, oil spills, speeding vessels, wake damage; and {3} Real Time Vessel Tracking within the Port. Real time captured events would definitely be beneficial to the Port of Iberia. Tug Boats, Barges, and other vessels could be identified using this tracking system method. The Executive Director indicated that the Port Vision system was able to offer the above mentioned items with the exception of the Tonnage Tracking System; however, he is unaware of any system that has developed a Tonnage Tracking System. The Executive Director mentioned that the Port of Morgan City and Port of *Fourchon* both have the Port Vision System in place.

The Executive Director went on to report that Ship Tracks is currently installed on his computer for a 14-day trial period. It is considerably less expensive than Port Vision. It would cost the Port \$250.00/month(which includes a \$100/monthly licensing fee for one user) or \$3,000.00/year. There is no contract involved. It would be on a month-to-month basis. It provides minimum reports which include the trackage of vessels in and out of the Port, and it also provides a report of all of the existing vessels (real time) within the Port at any time. Discussion ensued. The Executive Director will provide an update to the Board at their November monthly board meeting.

The Port Attorney indicated that it would be nice if the Port of Iberia were to have this type of system in place, as it would be beneficial from a legal standpoint.

(b) Discuss/Consider the Feasibility of Constructing a Multi-Purpose Conference/Commerce Center at the Port of Iberia.

Commissioner Mark Dore' reported that the Committee discussed the feasibility of constructing a Multi-Purpose Conference/ Commerce Center in an area located on property in the back of the Port Administrative Office. It was the consensus of the Committee to table this item due to the current economic conditions and not enough justification to substantiate this type of facility at this time.

The Executive Director made a few suggestions for the full Board to consider in the future. He asked the Board for their permission to pursue obtaining cost estimates for updating the Port's video and powerpoint presentation capabilities. It was the consensus of the Board to allow the Executive Director to obtain the cost estimates for upgrading the technology and report back his findings to them for their consideration. In addition, the Executive Director asked the Board that if in the future they would consider the possibility of an Elevated Operations System or a scaled-down version of a Multi-Purpose Conference/Commerce Center at the Port of Iberia in case of emergencies, etcetera.

IV. MR. JIM BRUGH, REGIONAL MANAGER & MR. JERRY FOWLER, CUSTOMER SERVICE MANAGER, LAWCO, TO ADDRESS THE COMMISSION REGARDING A WATERLINE RELOCATION AGREEMENT FOR THE PORT ROAD/RODERE LATERAL BRIDGE REPLACEMENT PROJECT.

Mr. Jerry Fowler, Customer Service Manager w/LAWCO reported that the Waterline Project involving Port Road/Rodere Canal is now complete. Mr. Fowler presented a Waterline Relocation Agreement for the Port Road/Rodere Lateral Bridge Replacement Project for review and approval. The parties to the Agreement are LAWCO, Port of Iberia District, and Gray Construction Corporation. The Iberia Parish Government has awarded this project to Gray Construction Corporation. LAWCO has received a payment from Gray Construction Company in the amount of \$13,884.00 in order for LAWCO to relocate the waterline. There is a 4" main waterline which is attached to the West side of the bridge. The 4" main will be relocated via directional bore, direct bury method and will not attach the new 4" waterline to the new Port Road/Rodere Lateral Bridge. LAWCO will contact any business and/or residents affected with regards to cutting the water off, etcetera. Mr. Fowler indicated that the project will commence sometime at the end of November 2011. Discussion ensued.

A motion was made by Commissioner Raymond Bernard, Jr., seconded by Commissioner Mark Dore', to approve and authorize the Executive Director to execute the Louisiana Water Company (LAWCO) Waterline Relocation Agreement between LAWCO, Port of Iberia District, and Gray Construction Corporation regarding the Port Road/Rodere Lateral Bridge Replacement Project as presented.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

V. CONVEYANCE NOTIFICATION, AREA OF INVESTIGATION #3, THE BAYOU COMPANIES:

*****Status of Providence Engineering & Environmental Group, LLC Additional Sampling and Re-Evaluating the Property Site for a Criteria Called "Non-Industrial", etcetera.**

The Executive Director reported that Mr. Jimmy Shea had previously indicated that not all the issues have been resolved regarding the Conveyance Notification, Area of Investigation #3, The Bayou Companies. Additional investigations have been performed, and Mr. Shea has been waiting for the LA DEQ to respond. Mr. Shea has been out of town, and the Executive Director will schedule a meeting in the near future with Mr. Shea in order to receive an update.

VI. REPORT FROM PROJECT ENGINEER MR. DAVID BOURQUE, PENSICO 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} Update on Substantial Completion & Punch List Items.

The Project Engineer reported that the date of Substantial Completion was October 12, 2011, and the document was executed by all parties this meeting date. The Punch List items dated October 3, 2011 was also presented for review. The 45-day lien period will commence once the Substantial Completion is recorded with the Iberia Parish Clerk of Court's Office. Discussion ensued with regards to when the tenant (All Points) may be able to occupy the site. The Project Engineer indicated that he has received the Fire Marshal's approval.

{2} Contractor Request for Payment Number 8.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Mike Resweber, to approve and authorize Contractor's Application for Payment Number 8 in the amount of \$57,429.24, to Quality Concrete Contractors, Inc., for the period September 7, 2011 thru October 4, 2011 in accordance with the contract dated November 8, 2010, regarding State Project Number 578-23-0019 for the Construction of a 75'x240' Building, Utilities, & Site Stabilization @ Lots 77-82 Phase II (All Points Equipment Company); and motion further stipulates that the Payment Request be forwarded to the LA Department of Transportation & Development for review and approval.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

{3} Engineer's Request for Payment Numbers 10.

A motion was made by Commissioner Raymond Bernard, Jr., seconded by Commissioner Millie Martinez, to approve and authorize payment of Request for Payment Number 10 (Invoice #12464) in the amount of \$13,705.00, to PENSICO for engineering services rendered for the period September 1, 2011 thru September 30, 2011 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: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

{4} Geotechnical Testing Approval of Invoice.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Raymond Bernard, Jr., to approve and authorize payment of Invoice Number 36-18796 in the amount of \$703.00, to Louisiana Testing & Inspection Inc., regarding services rendered for September 2011 for State Project Number 578-23-0019 for the Construction of a 75'x240' Building, Utilities, & Site Stabilization @ Lots 77-82 Phase II (All Points Equipment Company).

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

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

(a) POI Administrative Office Soffit Repairs.

The Project Architect reported that the general contractor, Acadiane' Renovations, Ltd., has basically completed the project with the exception of some gutter work that needs to be performed. Progress Payment Number 1 (invoice # 11-465) in the amount of \$7,370.00 was presented for review. The Project Architect asked the Board to approve \$6,000.00 now and the remaining balance due when the work has been completed and approved by the Executive Director.

A motion was made by Commissioner Raymond Bernard, Jr., seconded by Commissioner Millie Martinez, to approve and authorize the payment of Progress Payment Number 1 - Invoice No. 11-465 in the amount of \$6,000.00 to Acadiane' Renovations, Ltd regarding the Port of Iberia Administrative Office Soffit Repairs Project; and motion further approves and authorizes the remaining balance (\$1,470.00) to be paid on said project once the "punch list" items have been completed and the Executive Director has approved the work performed.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

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

- (a) **LA DOTD Port Construction & Development Priority Program:
State Project Number 578-23-0018/H.009021 Port-Site Bulkhead
Relocation Phase IIA- (for the AGMAC Bulkhead Relocation & Design
Project (Public Property)).**
- {1} Status of the LA DOTD's, Release of the \$8 Million in Capital
Outlay Funding to the POI, to Supplement the Current Port Priority
Funding Allocation in Order to Commence the Port Site Bulkhead
Relocation Phase II-A Project (AGMAC).**
- {2} Update on the Advertisement for Bid.**

Mr. O'Neil Malbrough, Shaw Coastal, Inc., presented a letter dated October 13, 2011 to the Board regarding the advertisement and bidding for the AGMAC Port of Iberia Bulkhead Relocation & Design Project. On July 11, 2011 DOTD granted the POI \$4,083,732 for Fiscal Year 2011-2012 (FY 11-12) for Phase 2A (publicly-owned property) of the Bulkhead Relocation Project with the remaining \$3,476,262 becoming available in the future. The first step in advertising and bidding the project through the Port Priority Program is to prioritize the bulkheads in Phase 2A for construction in FY 11-12 and the remaining construction for the future phase. In addition, the POI should make a formal request for State Project Numbers from the LA DOTD for both of the construction contracts.

Shaw Coastal, Inc., recommends that the POI prioritize all of the Dynamic Industries Bulkheads: (Bulkhead #3 {Canal}), (Bulkhead #4 {Slip}) and Bulkhead #4a {Slip}) of Phase 2A as a base bid, and the Chart Chemicals Bulkhead #2 as an additive alternate bid for construction with the funding in FY 11-12. In addition, the remaining bulkhead, POI Public Dock Bulkhead #12 shall be in the future phase of construction when the balance of the funding becomes available. Discussion ensued.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Mike Resweber, to approve the Shaw Coastal, Inc. Recommendation Letter dated October 13, 2011 regarding the advertisement and bidding for the LA DOTD Port Construction & Development Priority Program State Project Number 578-23-0018/H.009021 Port-Site Bulkhead Relocation Phase IIA- (for the AGMAC Bulkhead Relocation & Design Project (Public Property)); and motion further authorizes the prioritization of the following bulkheads: All of the Dynamic Industries Bulkheads:(Bulkhead #3{Canal}) (Bulkhead #4 {Slip}) and Bulkhead #4a {Slip}) of Phase 2A as a base bid, and the Chart Chemicals Bulkhead #2 as an additive alternate bid for construction with the funding in FY 11-12; and motion further authorizes Shaw Coastal, Inc. to forward a letter to the LA DOTD on behalf of the Port of Iberia District requesting two project numbers for both of the construction contracts.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

A motion was made by Commissioner Millie Martinez, seconded by Commissioner Mike Resweber, to approve and authorize payment of Invoice Number 635396-R8-00501 in the amount of \$4,405.35, to Shaw Coastal, Inc., for the period September 1, 2011 thru September 30, 2011 (100% reimb to POI by DOTD), regarding the AGMAC Bulkhead Relocation & Design Phase IIA Project, in accordance with the contract between the POI and Shaw Coastal, Inc., dated September 3, 2002 and Amendment Number 9 (Project Management) dated December 21, 2010.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

Discussion ensued with regards to the LA Legislative Delegation's significant role played in saving the funding for the AGMAC Bulkheads. The Board is extremely appreciative of everything the Delegation did to continue to support the Port's efforts in moving this vital project forwards during these trying economic times. It was the consensus of the Board that the Executive Director prepare a letter of recognition to the LA Legislative Delegation with the Board President's signature, thanking them for their diligent efforts in successfully protecting the State funding allocated for the Port's AGMAC Deepening Project.

(b) Status of AGMAC Project.

*****LA CPRA Review of the MCASE Cost Estimate.**

Discussion ensued and there was no action taken on this item.

(c) Update on Application for USACE and LA DNR General Permit for Channel Maintenance and Bulkhead Construction.

Mr. O'Neil Malbrough reported that he has received the "Final" Permit from the LA DNR. The USACE Permit has been reviewed by the Engineering Department and additional information is needed relative to geotechnical information for the bulkhead permit. Mr. Malbrough plans on meeting with a representative of the Engineering Department of the USACE in the near future to discuss. Discussion ensued.

A motion was made by Commissioner Millie Martinez, seconded by Commissioner Raymond Bernard, Jr., to approve and authorize payment of Invoice Number 635397-R8-00501 in the amount of \$658.00, to Shaw Coastal, Inc., for the period September 1, 2011 thru September 30, 2011 (not reimb to POI by DOTD), regarding the Port's General Permit for Channel Maintenance and Bulkhead Construction, in accordance with the contract between the POI and Shaw Coastal, Inc., dated September 3, 2002 and Amendment Number 9 (Project Management) dated December 21, 2010.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

(d) Maintenance Dredging of Slip C-8:

{1} Update on Advertisement for Bid.

Mr. Malbrough reported that the plans and specifications have been ready in order to go out for bid on this project. The project is being held up because of the delays of the issuance of the Port's General Permit for Channel Maintenance and Bulkhead Construction.

A motion was made by Commissioner Raymond Bernard, Jr., seconded by Commissioner Mike Resweber, to authorize the Executive Director and Mr. O'Neil Malbrough, Shaw Coastal, Inc. to go out for the Advertisement for Bid on the Port of Iberia District Maintenance Dredging of Slip C-8 Project, contingent upon the issuance of the USACE General Permit for Channel Maintenance and Bulkhead Construction to the Port of Iberia District.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

(e) Central Gulf Shipyard, L.L.C. (Lots 62-67 & Tract A & B Located at POI Public Dock (10.520 acres):

{1} Update on Advertisement for Bids - September 16, 2011 on the 160' x 70' 1800 Ton Dry Dock & Slip C-2 Modifications.

Mr. O'Neil Malbrough indicated that the lowest responsible bid received for the Central Gulf Shipyard, L.L.C. Dredging Project was in the amount of \$310,800.00. The budgeted construction amount for this Project is \$230,000.00. The Executive Director reported that Central Gulf would like the Port to reject the bids because the bid price exceeds the funds available for the project; however, Central Gulf does not want to terminate the project, but instead would like the Port to revisit the project before the Permit expires on November 16, 2012. Discussion ensued and it was the consensus of the Board that the Port revisit the bidding process for the project on or before the Commission's regular monthly Board meeting to be held on August 21, 2012. This would suffice as the final date for the Port to authorize bidding the project out. The Executive Director reiterated to the Board that if Central Gulf decides to terminate the project in the future, they would be responsible for reimbursing the Port for all of the engineering fees associated with the project.

A motion was made by Commissioner Raymond Bernard, Jr., seconded by Commissioner Mark Dore', to reject the five (5) bids received on September 16, 2011 on the Central Gulf Shipyard, L.L.C. Dredging Project because the bid price exceeded the funds available for the project.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

{2} Update on History/Timeline of the Project Relative to Unforeseen Circumstances and/or Substantial Changes.

Mr. O'Neil Malbrough presented a Project Timeline dated October 18, 2011 on the Central Gulf Dredging Project relative to the unforeseen circumstances and/or substantial changes to the Project. The original engineering budget for this project in the amount of \$25,000.00 has been exceeded due to the dynamics of the project and the major permitting issues encountered. The cost to date is \$37,479.65. The additional expenses is due to the fact that the permitting effort was larger than originally estimated, a Jurisdictional Determination was not originally anticipated (USACE requested this & cost was \$8,000), and the project was publically advertised and bid twice requiring plans and specifications in lieu of three quotes. Discussion ensued.

A motion was made by Commissioner Mike Resweber, seconded by Commissioner Raymond Bernard, Jr., to approve and amend the Engineering Budget previously adopted from \$25,000.00 to \$37,500.00 for the Central Gulf Shipyard, L.L.C. Dredging Project; and motion further authorizes that payment be made to Shaw Coastal, Inc., for all invoices submitted to the Port of Iberia District for the Central Gulf Shipyard, L.L.C. Project not to exceed \$37,500.00.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

IX. REPORT FROM EXECUTIVE DIRECTOR ON:

(a) Discuss Potential Construction of a Rail Spur to Excalibar Minerals.

The Executive Director reported that the negotiations are ongoing relative to the potential construction of a rail spur to Excalibar Minerals. Mr. David Bourque, PENSCO, is currently preparing the cost estimates regarding same.

(b) Iberia Parish Government Bridge Replacement Project.

The Executive Director presented an email dated October 18, 2011 from Mr. Kevin Hagerich, Iberia Parish Government Public Works Director, regarding the Iberia Parish Government Bridge Replacement Project. The bridge on Port Road at Rodere Canal is currently being worked on, and running on schedule. The next bridge to be repaired is on Port Road at Rodere Lateral (by Unifab). The work is scheduled to commence sometime in December 2011 on that bridge.

- (c) **Report on Port Millennium Expansion Phase II Project.**
{1} **Update on the U.S. Dept. Of Commerce Economic Development Administration (EDA) Application for Supplemental Funding Assistance of a Port Improvement Project as it Relates to the TIF Allocated Funding to the POI District.**

The Executive Director reported that the EDA Application in the amount of \$1.4 Million was submitted to the EDA on September 14, 2011. The Port should receive a response by the end of October or beginning of November 2011.

- {2} **Update on the Delta Regional Authority (DRA) Application for Supplemental Funding Assistance of a Port Improvement Project as it Relates to the TIF Allocated Funding to the POI District.**
*****Authorize the Executive Director to Execute the Necessary Documentation Regarding the DRA Grant Approval Funding in the Amount of \$114,648.00.**

The Executive Director presented a letter dated October 4, 2011 from the DRA which notified the Port that the DRA has approved the Port's application for States' Economic Development Assistance Program (SEDAP) funding in the amount of \$114,648.00. It is noted that the Port had applied for \$334,000.00.

A motion was made by Commissioner Mark Dore', seconded by Commissioner Mike Resweber, to authorize the Executive Director to execute the necessary documentation regarding the Delta Regional Authority (DRA) Grant approval funding to the Port of Iberia District in the amount of \$114,648.00 for LA-10176 Port of Iberia Phase II Millennium Expansion Project.

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

Yeas: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

Nays: None.

Absent at Voting: Frank Minvielle and Gene Jefferies.

And the motion was therefore passed on this the 18th day of October 2011.

- {3} **Update from Port Attorney on Navigation & Road Servitude from the Shea Family with Regards to the Construction of a Cul-de-Sac & Barricade Placement between the end of the Road and Slip C-8.**

The Executive Director and Mr. Jimmy Shea plan to meet in the near future to commence discussions on the servitude.

- (d) **Update on Environmental Compliance Solutions, LLC, Operations:**
{1} **Status of Tract "I-2": Clean Environmental Phase I; Evidence ECS Compliance w/LA DEQ Compliance Order Issued; Property Site Clean & Acceptable.**
{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 Port Attorney spoke with Mr. George Bevan this meeting date. Mr. Bevan is in the process of negotiating with two different environmental companies with regards to the Phase II being performed relative to the soil sampling around each wash rack sump identified in the Phase I Environmental, in an effort to determine if any contamination may exist. Environmental Compliance Solutions has paid their lease payment through December 31, 2011.

- (e) Update on the Port TIF Priority Projects Submitted to the Iberia Parish Council.

The Executive Director reported that he spoke with Iberia Parish President Ernest Freyou, and Iberia Parish Government plans to go before the LA Bond Commission (\$10 Million bond issue) sometime in December 2011.

- (f) Discuss/Consider Adoption of a Resolution for the Submission of a Joint Capital Outlay Application by the Port of Iberia District, City of New Iberia, and the Iberia Parish Government for Funding to Install Lighting at the Interchanges of LA 675 (Jefferson Island Road), La Highway 14 (Center Street), and Lewis Street.

A motion was made by Commissioner Mark Dore', seconded by Mike Resweber, that the following be adopted:

**PORT OF IBERIA DISTRICT
BOARD OF COMMISSIONERS
RESOLUTION**

A Resolution Authorizing the Submission of an Application for Grant Funding from the State Capital Outlay Program for the Installation of Street Lighting at U.S. 90 at its Intersections with LA. 675 (Jefferson Island Road), LA. 14 (Center Street), and Lewis Street, which Project is to be shared by the City of New Iberia and the Port of Iberia District.

WHEREAS, the Port of Iberia District (the "District") is a political subdivision of the State of Louisiana, created under the provisions of Act 128 of 1938 (the "District Act"); and

WHEREAS, the Port of Iberia District Board of Commissioners duly convened at its regular meeting on September 20, 2011; and

WHEREAS, the Port of Iberia District encompasses a 2,000 acre industrial and manufacturing site surrounding a man-made Port complex, which accesses the Gulf Intra-coastal Waterway and the Gulf of Mexico through its own Commercial Canal and has access to the Mississippi River through major ports in Baton Rouge and New Orleans; and

WHEREAS, the City of New Iberia is centrally located in Iberia Parish between Lafayette and Morgan City with a population of 30,617 citizens; and

WHEREAS, main entrances into the City of New Iberia from U.S. 90 are via LA. 675 (Jefferson Island Road), LA. 14 (Center Street) and Lewis Street; and

WHEREAS, while LA. 675 (Jefferson Island Road) and LA. 14 (Center Street) access the City of New Iberia at its west side and centrally, respectively, Lewis Street accesses the City at its east side and also provides access to the Port of Iberia District; and

WHEREAS, a major thoroughfare to enter the Port of Iberia District and its industrial complex is via the Lewis interchange; and

WHEREAS, the interchanges have enhanced the flow of traffic as these entrances are heavily traveled on a daily basis, with industrial-type traffic generated on a 24 hour basis at the Lewis Street access; and

WHEREAS, lighting at these interchanges would further enhance traffic safety in these areas due to the flow of heavy traffic associated with these interchanges; and

WHEREAS, the City of New Iberia, the Port of Iberia District, and the Iberia Parish Government wish to submit a joint application for grant funding through the Louisiana State Capital Outlay Program for the purpose of installing lighting at the aforementioned interchanges on U.S. 90.

NOW, THEREFORE, BE IT RESOLVED, that the Port of Iberia District Board of Commissioners does hereby authorize the submission of an application for grant funding from the State Capital Outlay Program for the installation of street lighting at U.S. 90 at its intersections with LA. 675 (Jefferson Island Road), LA. 14 (Center Street), and Lewis Street.

BE IT FURTHER RESOLVED, that copies of the Resolution shall be forwarded to the City of New Iberia, the Iberia Parish Government, the Iberia Parish Council, and the Iberia Parish Legislative Delegation for their support and consideration.

BE IT FURTHER RESOLVED, that the Iberia Parish Government Parish

President is hereby authorized to execute said application and to submit same on behalf of the Port of Iberia District.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Port of Iberia District Board of Commissioners.

This Resolution having been submitted to a vote, the vote thereon was as follows:
YEAS: Danny J. David, Sr., Raymond Bernard, Jr., Millie Martinez, Mark Dore', and Mike Resweber.

NAYS: None.

ABSENT AT VOTING: Frank Minvielle and Gene Jefferies.

And the Resolution was declared adopted this 18th day of October, 2011.

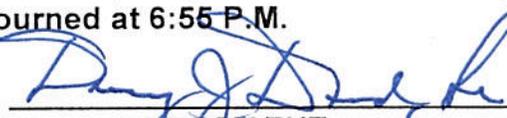
(g) Announcements.

***State of LA Division of Administration - Boards & Commissions Database Letter dated October 10, 2011.

X. ADJOURNMENT.

On a motion by Commissioner Raymond Bernard, Jr., and seconded by Commissioner Mark Dore', the meeting was adjourned at 6:55 P.M.


SECRETARY-TREASURER


PRESIDENT