

OFFICIAL PROCEEDINGS OF THE GREATER LAFOURCHE PORT COMMISSION

The regular monthly meeting of the Greater Lafourche Port Commission was held pursuant to written notice to all members at the domicile of the Commission on October 9, 1962 at 12:00 o'clock Noon.

The roll was called and members present were:

A.O. Rappelet
Daize Cheramie
Euzebe Chouest
Felton Galiano
Earl Angelle
Robert Champagne
Leo Theriot
Jessie Guidry

Members absent were:

Guilmo Pitre

Also present were: Stanley L. Perry, Attorney; Mr. Wayne Plaisance, Consulting Engineer; Mr. Forest Callais, Sr., Inspector for the State Licensing Board for Contractors; and Mr. John Brady, Mayor Jack Egle, of Golden Meadow, and Mr. Jimmy Boulet arrived later.

Upon motion of Jessie Guidry, seconded by Earl Angelle, and unanimously carried, it was moved that the reading of the minutes of the previous meeting be dispensed.

The first order of business to come before the board was the opening of the sealed bids for the daming of the South West Canal at Leeville and the Daming of Bayou Fourchon at the Gulf of Mexico. Before the bids were opened, President Rappelet submitted a letter to the board which read as follows:

To the Members of the Greater Lafourche Port Commission:
In view of the fact that the Louisiana Construction and Material Co., in which I have an interest, and who this day submitted a bid on the daming of the South West Canal at Leeville near the approach to the bridge and the daming of Bayou Fourchon at the Gulf of Mexico, said bids to be opened this day, I wish to inform this board that the following an opinion from the Attorney General's Office, and also a recommendation following a telephone conversation with the office of the Supervisor of Public Funds, it becomes my duty to inform you that I have to refrain from participating in the voting or presiding as president during the consideration of this matter, and that I, in no way want to use my influence because of my position as president of this board in your voting decision of the aforesaid matter.

Therefore, I must recuse myself in this transaction, and therefore I am recusing myself as the Presiding officer and as a member of the board until this matter is disposed of.

By: /s/ A.O. Rappelet
President

Following this letter the President then submitted a letter from the First Assistance Attorney General, Carroll Buck which read as follows:

Mr. A.O. Rappelet
State Senator
P.O. Box 217
Galliano, Louisiana

Dear Mr. Rappelet:

The following is in answer to your telephone request for an opinion today.

You state that you are President of the Greater Lafourche Port Commission (R.S. 34:165; et seq.), and that the Commission will receive bids for a certain project on October 9, 1962. You contemplate submitting a bid on behalf of a corporation, of which you are either owner or stockholder, and you wish to know whether the Commission could accept such a bid and award a contract to your company under the circumstances.

R.S. 14:140 in part provides a criminal penalty for any public official to use his power or position as such to secure any expenditure of public funds to himself or to any corporation of which he is an officer, stockholder or director, and when such expenditure of such funds are made, this shall be presumptive evidence that such power has been used to influence the board.

This office has repeatedly held that the only way this presumptive statute may be rebutted is for such a member of a board to refrain from participating in any way in the transaction and in not voting for or against such a position. In short, such an officer should let it be known to the Commission that if such a contract is awarded, this should not be based in any way upon his influence as a member of the board.

We find nothing in the Greater Lafourche Port Commission Law, which of itself prohibits a member having any interest in contracts which may be awarded in connection with the business of the Port. The influence statute above referred to in our opinion may be applicable whether it is an advertisement for bids or not, because the Commission itself would be required to evaluate the bids and this may lead to some sort of favoritism whether deliberate or inadvertently.

Sincerely yours,

Carroll Buck
First Assistant Attorney General

CB: jc

President Rappelet then left the room and vice-president Leo J. Theriot Presided.

The following bids were submitted:

M-& G Towing Company, Inc.

Pass Fourchon Project

Earth Fill Dam	\$ <u>52,000.00</u>	Lump Sum
Clam Shell	\$ <u>5.30</u>	per cubic yd
Alternate: Clam Shell	\$ <u>6,215.00</u>	Lump Sum

Leeville, Louisiana Project

Earth Fill Dam	\$ <u>5,100.00</u>	Lump Sum
Clam Shell	\$ <u>5.30</u>	per cubic yd
Alternate: Clam Shell	\$ <u>2,100.00</u>	Lump Sum

Coastal Dragline, Inc.

Pass Fourchon Project

Earth Fill Dam	\$ <u>49,263.58</u>	Lump Sum
Clam Shell	\$ <u>5.16</u>	per cubic yd.
Alternate: Clam Shell	\$ <u>5,269.40</u>	Lump Sum

Leeville, Louisiana Project

Earth Fill Dam	\$ <u>5,261.43</u>	Lump Sum
Clam Shell	\$ <u>5.19</u>	Per cubic yd.
Alternate: Clam Shell	\$ <u>1,981.90</u>	Lump Sum

Louisiana Construction & Material Company

Pass Fourchon Project

Earth Fill Dam	\$ <u>38,864.84</u>	Lump Sum
Clam Shell	\$ <u>4.84</u>	per cubic yd.
Alternate: Clam Shell	\$ <u>4,864.64</u>	Lump Sum

Leeville, Louisiana Project

Earth Fill Dam	\$ <u>3,864.00</u>	Lump Sum
Clam Shell	\$ <u>4.84</u>	per cubic yd.
Alternate: Clam Shell	\$ <u>1,454.64</u>	Lump Sum

After discussion upon motion of Robert Champagne, seconded by Earl Angelle it was moved the following proposed resolution be adopted.

BE IT RESOLVED: That the Greater Lafourche Port Commission enter into a contract with Louisiana Construction & Material Company under the terms and conditions as outlined in its bid submitted on October 9, 1962 entitled (Pass Fourchon & Leeville Project) and in accordance with plans and specification of said project prepared by J. Wayne Plaisance, Consultant Engineer.

BE IT FURTHER RESOLVED: That the Vice-President of the Greater Lafourche Port Commission, or in his absence the Secretary, or in his absence the Treasurer, be authorized and empowered to enter into said contract on behalf of this body.

Those favoring were: Daize Cheramie, Leo Theriot, Robert Champagne, Felton Galiano, Jessie Guidry, Euzebe Chouest, and Earl Angelle.

Those opposing were: None

Members absent were: Guilmo Pitre and A.O. Rappolet

A majority of the members favoring the proposed motion, the same was declared adopted.

The Consultant Engineer, Mr. Wayne Plaisance, stated that in his opinion the bid received from Louisiana Construction & Material Company was fundamentally in accordance with general contract work of the character in question.

Immediately following President Rappolet returned as Presiding Officer.

Sealed bids for the Pick-Up truck were then opened.

The Bids read as follows:

Metairie Ford, Inc.

Type of Passenger Car or Truck:

Ford 1/2 ton Pick-Up

122 in W Base

Flare side body

FOB factory list price- 6 cyl. basis

V-8 extra

Freight to

Handling Charges by Manufacturer

\$ 1,476.00

\$ 83.60

\$ 99.50

\$ 7.00

Extra Equipment at Fleet or Net Cost Itemized Below:

Rear Bumper

Rec. Heater & Defroster

\$ 17.000

\$ 39.75

No Federal Tax

No F D A F

\$ 1,722.85

Cliff's Motor Company, Inc.

1963 Dodge Truck New
8 cylinder- 318 Cu. Disc. Pick-Up 1/2 ton
122" Wheel Base- Sweeptline- 3/4 ton Steel Body
5 tires & wheels- 2 rear 6 ply tires
Rear Spring Heavy duty
Heater & Defroster
2 front and 2 rear shockabsorbers
Signal Lights & Indicator
Dual Rear View Mirrors
Rear Bumper Bar
Double Windshield Wiper

TOTAL:	2,349.85
Less discount	<u>331.85</u>
	2,018.00
Sale Tax	<u>40.36</u>
	2,058.36

F.O.B. Galliano, Louisiana
Terms 30 days

Cliff's Motor Company, Inc.

1962 Dodge Truck Demonstrator; 4,000 miles
8 cylinder- 318 Cu. Disc. Pick-Up 1/2 ton
122" Wheel Base- Sweeptline 3/4 ton steel body
Tires 760-15 White Wall
Left Outside Mirror
Rear Spring Heavy Duty
Signal light- 2 windshield wipers
4 shockabsorbers
Radio and inside cab lights
Rear bumper and trailer hitch

TOTAL:	1,661.00
Louisiana Sale Tax	<u>33.22</u>
	1,694.22

Guidry Motors:

C100- 1/2 Ton Pick-Up Truck
V-8 Engine
Signal Lights
Rear Bumper
Heater
Dual Mirrors
7 Foot Bed
6 Ply. Tires Rear

Delivered Price (Including Tax and License)

TOTAL: \$2,176.93

Lafourche Motor Company, Inc.

1962 International 1/2 ton Pick-Up truck.

Chassis & Cab	\$2,009.00
Directional signal lights	20.75
Heater & Defroster	63.00
Right hand mirror	8.30
6 ply tire on rear wheels (Truck Type)	<u>10.00</u>
TOTAL:	\$2,111.05
Preparation & Delivery	50.00
Freight Charges	136.10
Excise Tax	<u>159.62</u>
	\$2,456.77
Plus 2% Sales Tax	<u>40.77</u>
	\$2,497.54
Discount	<u>418.25</u>
DELIVERED PRICE	\$2,079.29

Stone Motors Inc.

Listed below is our bid on a 1963 Chevrolet as per your specifications:

	\$1,970.47
Less Federal Tax	<u>149.00</u>
if applicable	\$1,821.47

Drexler Motor Company, Inc.

We propose to furnish you with One- Only V-8 Ford F-100 with 122" wheel base and a 8 ft. steel body with all of the specifications given.

Price-----	\$1,981.65
2 c/o Louisiana State Sales Tax	<u>39.63</u>
TOTAL:	\$2,021.28

If exempted from Federal Excise Tax deduct \$152.24

Prices good for 30 days from date.

Lockport Sales & Service, Inc.

1963 Ford F-100 1/2 ton Pick-Up (new)

292 Cu. in V-8 Engine 160 H.P.
930 670 X 15 4-Ply Tires Front and Spare
(2) 670 X 15 6-Ply Tires Rear only
Heater & Defroster
Short Rear Bumper
Front & Rear Shock Absorbers
Double Windshield Wipers
Turn Indicators
Double Rear-View Side Mirrors
1/2 ton rating with 3/4 ton all Steel Styleside Body

For sum of-----	\$1,745.41
2% State Sales Tax	34.91
Total Cash Price	<u>\$1,780.32</u>

This price does not include Federal Excise Tax, and the Commission will be requested to sign an exemption form for us to obtain the tax rebate.

Upon motion of Earl Angelle, seconded by Robert Champagne and unanimously carried it was,

RESOLVED:⁵⁴ that the Greater Lafourche Port Commission award the contract for the Pick-Up truck to Stone Motors, Inc. in Golden Meadow, 1/2 Louisiana.

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

YEAS: A.O. Rappelet, Daize Cheramie, Euzebe Chouest, Felton Galiano, Earl Angelle, Robert Champagne, Leo Theriot and Jessie Guidry.

NAYS: None.

ABSENT: Guilmo Pitre

And this resolution was declared adopted on this, the 9th day of October, 1962.

At that time, Mr. John Brady, Mr. John A. Egle and Mr. Jimmy Boulet advised the board that inquiries had been made concerning the possible location in this area of a manufacturing concern, and these gentlemen inquired into the possibility of invoking the State Industrial Inducement Law to provide plant facilities. President Rappelet informed the gentlemen that the Port Commission had been inquiring into this problem and have been advised by the Louisiana Department of Commerce and Industry that the Port Commission would be eligible under the State's Industrial Inducement Act. President Rappelet further advised these gentlemen that this body would do everything within its power to provide plant facilities under the Inducement Act for any proposed Industrial location in this area.

There being no further business to come before the Board upon motion by Daize Cheramie, seconded by Euzebe Chouest and unanimously carried the meeting was adjourned.

ATTEST:



President

Secretary