

AGENDA  
June 9, 2010 at 10:30 AM  
(Revised 6/8/10 at 9:40AM)

- I. Call to Order
- II. Pledge of Allegiance
- III. Roll Call
- IV. Consider approval of minutes for May 12, 2010 regular meeting
- V. Executive Director's Report
  - A. Northern Expansion**
    - 1) Slip B East Bulkhead, Phase #4, Part II (Angelette-Picciola)
    - 2) Slip B Asphalt Dudley Bernard Road, Phase 2 (Angelette-Picciola)
  - B. Airport Projects**
    - 1) Approach Lighting
    - 2) Airport Drainage Canal
    - 3) Pump Station Upgrade
  - C. FEMA Projects**
    - 1) Bathhouse
  - D. Port Security and Grant Projects**
    - 1) 400' Communications Tower and Foundation
    - 2) Phase II MDA – Camera networking improvements
    - 3) Multi-Agency Security Response Center
  - E. Other Port Projects**
    - 1) Martin Terminal Slip #1 Repairs
    - 2) L&L Dock#15 Bulkhead Repairs
  - F. LA 1 Highway Improvements**
  - G. Gulf of Mexico Oil Spill**
- VI. Committee Reports
  - A. Executive Committee
    - 1) Consider approving Intergovernmental Agreement with DOTD for LA 1 Phase II
    - 2) Consider approving a proposal to lease sites 106 and 107 in the Front Commercial Marina
    - 3) Consider approving Delmar lease amendment revising bulkhead design depth
    - 4) Consider approving the request from Delmar to lease a portion of the non-waterfront site 604
    - 5) Consider adopting a resolution regarding the Deepwater Drilling Moratorium
  - B. Permits & Waterways Committee
    - 1) Review permit application from Intrepid Exploration & Production, LLC
  - C. Construction & Development Committee
    - 1) Consider the Clear Lien Certificate from Coastal Dredging for the Dredging of Slip B
  - D. Finance Committee
    - 1) Consider payment of May invoices and recognize expenditures over \$10,000
    - 2) Consider approving January to May Financial Statements
    - 3) Consider out of state travel requests
- VII. Any other business
- VIII. Public Comment
- IX. Possible Executive Session
  - A. Discuss pending litigation defined as "Greater Lafourche Port Commission vs. James Construction LLC, et al, Suit No.105161 in Division E of the 17<sup>th</sup> JDC-Parish of Lafourche"
  - B. Discuss pending litigation defined as "Hornbeck Offshore Services, L.L.C. v. Kenneth Lee "Ken" Salazar, in his official capacity as Secretary, United States Department of the Interior; United States Department of the Interior; Robert "Bob" Abbey, in his official capacity as Acting Director, Minerals Management Service; and Mineral Management Service – United States District Court – Eastern District of Louisiana – Section 10-1663, Judge Sect. F Magistrate 2"
- X. Public Comment
- XI. Adjournment

#### Attachment

- A. The pending litigation more specifically defined as “Greater Lafourche Port Commission vs. James Construction LLC, et al, Suit No.105161 in Division E of the 17<sup>th</sup> JDC-Parish of Lafourche” may be discussed in an executive session.
- B. The pending litigation defined as “Hornbeck Offshore Services, L.L.C. v. Kenneth Lee “Ken” Salazar, in his official capacity as Secretary, United States Department of the Interior; United States Department of the Interior; Robert “Bob” Abbey, in his official capacity as Acting Director, Minerals Management Service; and Mineral Management Service – United States District Court – Eastern District of Louisiana – Section 10-1663, Judge Sect. F Magistrate 2”

OFFICIAL PROCEEDINGS OF THE GREATER LAFOURCHE PORT COMMISSION

June 9, 2010

The Board of Commissioners of the Greater Lafourche Port Commission met in regular session on Wednesday, June 9, 2010 at 10:30AM.

President Griffin called the meeting to order and Secretary Collins called roll.

ATTENDED: Chuckie Cheramie, Perry Gisclair, Jimmy Lafont, Donald Vizier, Wilbert Collins, John Melancon, Larry Griffin, Jimmy Guidry, and Ervin Bruce

ABSENT: None

Upon motion by Donald Vizier and second by Wilbert Collins, the board unanimously approved the minutes for May 12, 2010 regular meeting.

**Executive Director's Report**

Northern Expansion – Engineer Larry Picciola reported that construction is going well for Slip B East Bulkhead, Phase 4, Part III. The contractor has installed all timber piles and there are 6 deadman left to pour. They have started the touch up painting with 100 ft. already primed weather permitted they should be complete in 2 weeks. Director Chiasson requested an update on the dredging portion, which Mr. Picciola replied that the plans are being finalized and should be sent to DOTD next week for approval. Engineer Larry Picciola reported that the contractor is on site for the Slip B Asphalt Dudley Bernard Road, Phase 2. The contractor will be asphaltting three 2 inch lifts. They have already done the first lift. They are currently asphaltting the second lift then they will do the driveways and finish with the last 2 inch lift. The project should be complete next week weather permitted.

Airport Projects – Jason Duet reported that the Approach Lighting project is nearing completion date of June 17<sup>th</sup>. He reported that the excavator has 3,200 ft. remaining on the Airport Drainage Canal Sweeping project. Davie Breaux reported that the contractor has removed the existing foundation for the Pump Station Upgrade project. The contractor has driven the pilings for the discharge pipe. They are currently driving pilings for the pump. The new pump should be in place within 30 days.

FEMA Projects – Director Chiasson reported that there is no update on the progress of the Bathhouse project worksheet. We are still waiting on FEMA for the new location and elevation. President Griffin questioned what we are doing in the meantime, which Mr. Chiasson replied there are port-o-lets in place.

Port Security and Grant Projects – Laurie Swanson reported that the compression tests on the timber piles were done last week for the 400' Communications Tower and Foundation project. The compression test for the H-piles will begin tomorrow and we should have results next week to determine the time extension needed for testing. April Danos reported that the site survey for the Cameral Networking Improvements for Phase II MDA was complete last week. The contractor is currently working on the design plans. Ms. Danos reported that we received 8 engineer proposals for the Multi-Agency Security Response Center which are being evaluated. Director Chiasson questioned when the evaluation will be complete, which Ms. Danos replied by next week then we will proceed with interviews for the top 3 proposals.

Other Port Projects – Director Chiasson reported that Angelette-Picciola has finalized the design for the Martin Slip #1 Bulkhead Repairs. The estimate has doubled in cost of the budgeted funds. At this point, we will meet with the tenant to discuss options to remedy this extra cost which should take place in the next few weeks. Mr. Breaux reported that there is a small section of bumpers left to install for the

L&L Dock#15 Bulkhead Repairs. Once installed, the contractor will continue working on the second half of replacing the bulkhead.

LA 1 Highway Improvements – Mr. Henri Boulet reported the percentage of completion of Phase 1A of the LA 1 Project as of May 31<sup>st</sup> was 49.4%, with 64% time elapsed. The completion percentage has not yet been adjusted upward by DOTD for the contractors stockpiled precast materials, but it will be later this month. Concerning proposed legislation to grant free passage for residents living south of the bridge, this legislation is still waiting to be heard by the Senate Transportation Committee. The Coalition remains against amending the toll rate schedule in any way, because tolls would likely have to rise on thousands of other highway users.

Moving on to Phase 2: Updating you on Right-of-Way (R/W) acquisition work, DOTD informed me that out of 21 R/W ownerships within the Phase II project area, 9 have now been acquired, 2 are in closing, 7 are being negotiated, 2 are on hold pending R/W map revisions necessitated by changes on the re-located Bollinger Canal, and one is pending in court. Concerning the contract to modify R/W maps at the southern end of Phase II due to the relocation of the Bollinger Canal, DOTD expects to receive FHWA authorization on this contract with Wilbur Smith Engineers within 2 weeks, and plans to issue a notice to proceed thereafter. That contract time is 270 days. The pre-construction geotechnical work is proceeding. 9 marsh borings and 34 cone petro meter tests are scheduled for this month. The cone petro meter tests save the state money by not having to do as many borings. Concerning securing the \$4 million needed for design Phase II segment, I am continuing to monitor legislative approval of \$80 million of uncommitted LRA recovery funds which will be administered by the LA Dept. of Economic Development as grants. The Coalition will be scheduling a meeting with Secretary Moret upon that legislative approval, to request these funds.

Concerning securing construction funding for Phase II, the state has initially denied our request to provide a match of \$150 million so that we could proceed with submitting a grant request later this summer to the U.S. DOTD for the other \$150 million. The Governor's Office has stated that due to the legislature having final approval of the state's annual construction budget, his office cannot obligate funds so far into the future as this grant requires. The Coalition will be looking at other potential sources, and possibly returning to the state with a smaller request.

On other large bridge projects in the area, the Caminada Bay Bridge is now 8% complete and the new Bayou Lafourche Lift-Span Bridge in Larose is 20% complete. Finally, the Houma-Thibodaux's Metropolitan Transportation Plan for 2035 as it relates to anticipated transportation volume and needed highway improvements along the LA 1 Corridor was adopted after requests by the LA 1 Coalition to better forecast traffic counts along the LA 1 Corridor, that more accurately affect traffic volume.

Commissioner Cheramie stated that he doesn't agree with the Coalition not supporting the residents below the bridge not paying the toll it is mean and wrong. The Coalition is not going down everyday yet especially now with what is going on the people who are working there and trawling who have to cross the bridge everyday should not have to pay. It is wrong not to support the bill. Mr. Henri replied that he understands the concern and if it is a true impact of the oil spill there needs to be a way to make a claim to BP. Commissioner Cheramie replied no, the LA 1 Coalition should have to pay for these people. Commissioner Vizier disagrees with Mr. Cheramie and stated that the Coalition is doing a good job and we all agree that the Governor should pay but that is not going to happen. He stated that if we allow Grand Isle residents out of the tolls it will affect the bond and the people north will have to put up the difference.

Gulf of Mexico Oil Spill - Director Chiasson reported that on Friday, June 11<sup>th</sup> at 4:00 pm at the Port's Administration Building there will be a group of legislators headed by Senator Chabert along with Parish President, tenants, and himself to discuss the oil spill and most importantly the moratorium and the effect to the Port, the Parish, and the State. Director Chiasson then updated the board on the oil spill activities derived from BP contractors and put into the Port's C-4 command and control system. There are 2 skimmers in Belle Pass at all times monitoring the oil, 9 skimmers outside of Belle Pass to make sure no oil comes into the pass, vessel decontamination operations continue on an as needed basis. The

booming operations are as follows: 74,000 ft. of boom has been deployed with 50,000 ft. available. There is 245,000 ft. of absorbent boom deployed along the marsh line in Port going north in Devils Bay, Havoline Canal, and in Lake Raccourci toward Timbalier Bay. Once complete, they will start maintenance and replacing any booms necessary. There is 63,000 ft. of absorbent boom available. There have been over 26,000 bags of contaminated debris picked up along the beach in the 12 mile stretch between Elmer's Island and Belle Pass. The contractors continue to open the boom in the Havoline Canal as needed for vessel traffic. There have been some oiled pelicans and birds picked up and brought into Grand Isle and Plaquemines Parish to be cleaned. There were a few birds and one porpoise found dead. The dead animals found here are minimal. Commissioner Vizier questioned if the oil killed the porpoise, which Director Chiasson replied yes. He stated that there has not been a large amount of oil in Port in the last 10-12 days however there has been in Grand Isle which we believe is where it came from.

Director Chiasson reported that there are 110 vessels from the area that have been chartered through the Vessels of Opportunity (VOO) program to help with the cleanup working mostly in the Gulf and Timbalier Bay. There are approximately 793 personnel working the oil spill in this area with 393 on the water and 275 on the beach.

Commissioner Lafont stated that he heard Director Chiasson on Channel 8 presenting a well delivered message. He would like to see if possible the Director and Port President go to Washington and get a meeting or hearing with these facts for them to understand how this moratorium will affect the businesses in this area because we will all go out of business. We need to do something and the message needs to get out quick. Director Chiasson stated that in your packet there is a copy of the articles from interviews he has done. He stated that we do have the ear of the media now and they are calling to hear about the moratorium and they are trying to get the American public to understand how it will affect them in the future. They may not see it today, but they will be effected they will see it when the price for gas goes up. He is trying to send out that message every time he is interviewed on the moratorium and the dramatic effects it will have on the amount of jobs lost. It is estimated that it will be up to 100,000 jobs lost if it goes on for 6 months. As far as a group going to Washington, that has not happened, the group that planned to go Friday was not able to get the meetings with the appropriate people to discuss the moratorium and the effects. The meeting will happen sooner or later. He stated that right now there is a group of local public officials formulating our message to present to Washington. We do have a lobbyist in Washington that he has been in constant contact with daily to advise us on a plan of action.

Commissioner Cheramie requested that we post the numbers on our website for the trawlers and fisherman to call for the VOO program, which Director Chiasson replied that it is already on our website under our latest updates page. Commissioner Gisclair stated that when this disaster happened a USCG stated that there was no leak and it was secure needless to say we found out differently. It went from 1,000 barrels to 5,000 barrels, then to 12,000 barrels and now up to 19,000 barrels on up. The commercial fisheries took a hit first with the oyster fishermen, then the crabbers, and shrimpers, and all other fishermen. It was a day by day situation regarding the area closures. He disagreed with some closures some areas could still be opened on the east and west sides. He has not received any documentation of the water samples that determined these closures. The VOO programs has some vessels working and some are not and even for the vessels that are working this is not where they want to be they want to be fishing. He has stressed to the Wildlife and Fisheries that they not only have a plan to close areas but also have a daily monitoring system for areas to open. The VOO program is a great program which supplements income. After all the zones were closed, here comes the drilling moratorium. The oil spill affected the fisheries and some businesses but when the moratorium was announced it hit Port Fourchon where 90% of drilling is serviced out of Fourchon. We are now talking about lost jobs, companies going overseas, and businesses losing revenue. The Parish will lose sales tax. This is far worse than anyone can imagine. We need to say our prayers at night to stop this, to stop the oil, stop the moratorium, and at the same time remember the families of 11 people who lost their lives. Wish for the best.

Director Chiasson reported that last week the Port sent out a tenant survey on how this moratorium will affect business in Fourchon. We have not received responses from all the tenants however we did receive some back. The information we are getting from the tenants is not good. We are going to be in a dire situation if this moratorium continues. We have a few tenants present to acknowledge how this will affect them. But first as we discussed at the committee meeting on Monday night, our executive staff is working on being proactive on what we can do to cut back ourselves and assist our tenants at this time. It is important to do that to help the tenants and maintain a good relationship with them. We already have supervisors of each department looking where cuts can be made to protect the jobs of the 39 Port employees who are dependent on the Port. We have a lot of projects and money going out but on our projects we need to choose the right projects to do with the grant funding we have knowing that the projects we complete will have local jobs impacted.

On the tenant survey, the consequences are lengthy, the jobs that can be lost are large, and the possibility of 50% of employees losing jobs in Fourchon is heartbreaking. Director Chiasson recognized Mr. Daniel Lafont from C-Port to address the board. Mr. Lafont stated his comments are personal. He has been working in sales for 28 years in Fourchon and concerned that businesses are here to make money and if not here they will go somewhere else which is what we need to stop. Many companies are trying to make approaches however it is important for this Commission to do the same not just for companies in Fourchon but the gas station, florist shops, etc. that will all be affected. He has never seen a slow down imposed by the federal government and doesn't believe it is legal to stop companies that have not done anything wrong. It is important as an elected body to encourage everyone you know to contact our representatives by letters and phone calls because they count numbers. We don't want to see our way of life change. He then thanked the board for their consideration and trying to help the companies.

Director Chiasson stated that we will also need to negotiate with the landowners of the Port to see what steps can be made to ensure we have business here in the future. All 33 rigs affected were being serviced out of Port Fourchon which is a direct impact to the Port and the tenants.

Commissioner Melancon stated that from news media and newspapers this is a bad situation and it gets worse every day. This is a disaster we will overcome but not sure how long it will last. Hope that it stops soon so we can get back our seafood industry and drilling and go back to our good way of life that has been taken away. This will affect the schools and the Sheriff's department. The Port generates more taxes than anywhere else in our Parish. He is unsure of what more we can do to fight this battle. The staff here has not slacked off a bit to keep the oil off the beaches and congratulated them on a job well done. We are fighting a war and he hopes that everyone sticks together to overcome this.

Director Chiasson stated that 9 of the top 10 tax payers in Lafourche Parish have facilities in Port Fourchon. It does have a drastic effect on the services to this Parish, for the community, and even the school system. It will affect our children which is heartbreaking. This is the point we are trying to get the President to understand. We will overcome this and win this battle.

Commissioner Gisclair stated that Hornbeck Offshore has filed a suit with the US District Court against the Secretary of US Dept. of Interior and Acting Director of MMS for blocking the moratorium. It states that the Dept. of Interior acted outside of legal authority for issuing an industry wide shut down. He stated that later we may have to consider this as well and file a suit. Director Chiasson stated that he has already spoken to Mr. Autin and our lobbyist in Washington regarding this suit. We are monitoring the situation but we need to gather more information before we take this type of step.

## **Committee Reports**

Executive Committee - Chairman Griffin reported that the committee met on May 26, 2010 at the Administration Building in Galliano. Present was Larry Griffin, John Melancon, Jimmy Lafont and Wilbert Collins. The commission also met on June 7, 2010 at the Administration Building in Galliano. All members were present. The Commission then discussed items that were discussed at the committee meetings.

Upon motion by Wilbert Collins and second by Perry Gisclair, the board unanimously approved the Intergovernmental Agreement between DOTD and GLPC supplementing the 2010 Lafourche Parish Government's contribution of \$1,200,000 for the Engineering and Design of Phase II of the LA 1 Project, with a Port Commission contribution of \$50,000.

President Griffin presented for the board's consideration approving a proposal to lease sites 106 and 107 in the Front Commercial Marina. Director Chiasson stated that there is a request to lease this site for the same purpose as a seafood dock. Mr. Autin stated that Mr. Hung Huynh with H&A Seafood is interested in this lease and opening a seafood dock, making investments to the property including an ice house and freezers. He understands the oil spill situation but is still ready to enter into an agreement. Upon motion by Wilbert Collins, second by John Melancon, the floor was open to discussion. Commissioner Melancon questioned the time period he has to sign the lease is it 90 days or 6 months, which Mr. Autin replied that we normally give 30 days to sign the lease. Commissioner Collins questioned if he starts paying at the time he signs the lease, which Mr. Autin replied yes. The board then voted which resulted in all yeas.

Upon motion by Jimmy Lafont and second by Ervin Bruce, the board voted to approve the Delmar lease amendment revising the bulkhead depth from a -26 ft. to -30 ft. which resulted in 8 yeas and 1 nay by Gisclair.

Upon motion by Wilbert Collins and second by Jimmy Guidry, the board unanimously approved the request from Delmar to lease a portion of the non-waterfront site 604. Director Chiasson stated that Delmar's facility is full and they wish to use this property for temporary storage for one year.

Upon motion by Chuckie Cheramie and second by Ervin Bruce, the board unanimously adopted the resolution regarding the Deepwater Drilling Moratorium when summarized states that the GLPC strenuously objects to the current six month moratorium and urges Mr. President and Secretary Salazar to instead consider a more temporary halt on exploration and production not to exceed thirty days. Director Chiasson read the full resolution out loud.

Permits & Waterways Committee - Chairman Cheramie reported that the committee met on May 26, 2010 at the Administration Building in Galliano. Present were Larry Griffin, Perry Gisclair, Chuckie Cheramie, and Jimmy Lafont. The committee also met on June 7, 2010 at the Administration Building in Galliano. Perry Gisclair was absent. The Commission then discussed items that were discussed at the committee meetings.

Chairman Cheramie presented the permit application from Intrepid Exploration & Production, LLC and requested that a letter be sent that we are not in favor of the amount of prop washing in this application.

Commissioner Gisclair questioned a public notice on a sunken vessel located in Leeville at Griffin's Marina. He stated that someone is interested in renting that dock space and something needs to be done with this vessel. This has been there since May and normally we wait 30 days from when the owner receives the letter however he would like to see if something can be done sooner to move this vessel. Chief Jon Callais replied that this incident was reported on May 11<sup>th</sup> with the letter hand delivered on June 5th after repeated attempts. We customarily give 30 days before any action is taken however since the report was filed the vessel has flipped over. He is unsure of the legal ramifications if the Port takes action to lift the vessel prior to the 30 days allowed. Mr. Autin recommended adding this item to the agenda if the board wishes to further discuss. Upon motion by Perry Gisclair and second by Wilbert Collins, the board unanimously approved adding the sunken vessel located at Griffin's Marina to the agenda. Mr. Autin then stated that under the ordinance the Port can take action only if there is a safety concern. We can re-evaluate that condition to determine if we legally have authority to take action. Commissioner Cheramie stated that he saw the photos of the vessel flipped and recommends proceeding if it is legal and have a special meeting to remove this vessel. Mr. Breaux stated that if it is flipped with a potential oil leak we can contact EPA or DEQ to take action to prevent a possible oil spill. President Griffin questioned if it is not moored can the Harbor Police add ropes to the vessel, which Chief Callais

replied that has already been done. Commissioner Gisclair requested that we keep in touch with Griffin's Marina with the status of the vessel.

Construction & Development Committee - Chairman Bruce reported that the committee met on May 26, 2010 at the Administration Building in Galliano. Present were Ervin Bruce, Larry Griffin, Donald Vizier, and John Melancon. The committee also met on June 7, 2010 at the Administration Building in Galliano. All members were present. Commission then discussed items that were discussed at the committee meetings.

Chairman Bruce presented for the board's consideration approving the Clear Lien Certificate from Coastal Dredging for the Dredging of Slip B. Mr. Autin stated that there are no liens against the project therefore the board can approve acknowledging this certificate however there is some punch list items that have not been done as of yet. We have not received the final invoice and if the work is not done timely we can hold the funds out of the final invoice which does not affect approving this certificate. Upon motion by Jimmy Lafont and second by Jimmy Guidry, the board unanimously approved the Clear Lien Certificate from Coastal Dredging for the Dredging of Slip B.

Finance Committee - Chairman Melancon reported that the committee met on May 26, 2010 at the Administration Building in Galliano. Present was John Melancon, Larry Griffin, Jimmy Guidry, and Wilbert Collins. The committee also met on June 7, 2010 at the Administration Building in Galliano. All members were present. The Commission then discussed items that were discussed at the committee meetings.

Upon motion by John Melancon and second by Wilbert Collins, the board unanimously approved the payment of May invoices and recognized expenditures over \$10,000.

Upon motion by John Melancon and second by Wilbert Collins, the board unanimously approved the January to May Financial Statements.

Chairman Melancon requested to pull from the agenda the consideration of out of state travel requests since the request was withdrawn. President Griffin made a motion to cancel the Commissioners trip to the AAPA Convention in Nova Scotia and all out of state travel for the Commissioners for the next 6 months unless it is an emergency with the exception of any Washington DC trips, the motion was then seconded by Perry Gisclair, the board then voted which resulted in 8 yeas and 1 nay by Collins.

President Griffin opened the floor for any other business. Ms. Cathy Norman with Wisner addressed the board. She stated that as a landowner we are in partnership with what effects the Port. She requested a copy of the drilling moratorium resolution to give to their lobbyist and offered her assistance with anything needed to move forward with ending this moratorium. Mr. Al Danos with the South Lafourche Beachfront Development District (SLBDD) thanked the board members for attending the Caillouet permit hearing last week. Unfortunately Caillouet did get the permit with restrictions such as having multiple openings in the pier to allow vehicles to pass thru. He stated that DNR has requested him to coordinate with the Port and the Parish to install sand fencing along the dune area on the Caillouet property in the future with a condition that the Caillouet's contribute. He invited the board to the SLBDD meeting tonight which they will finish discussing their strategic plan.

Commissioner Lafont stated that at the hearing it was stated that a fishing pier will be put over the Parish right of way and questioned if this is still in the permit, which Mr. Danos replied yes. The Parish did object to that however DNR did issue the permit regardless. Commissioner Vizier stated that DNR requested a fence to protect the dunes, which Mr. Danos replied that it is not a condition but DNR requested that we consider installing a fence to mark the dune area. Director Chiasson stated that with all the work on the beach with the cleanup and the projects to close off the breaches it is best that the landowners have direct contact with BP rather than the Parish or the Port Commission being in the middle. Ms. Norman stated that there is a meeting tomorrow with BP and the USCG to present to them the protocol of their property behind the beach. She appreciates the support Wisner has received from the Parish and the Port Commission to keep the beach secure during this busy time.

President Griffin opened the floor for public comment. Ms. Angela Arceneaux Terrebonne addressed the board. She previously wrote a letter to the editor in the *Lafourche Gazette* regarding employees being



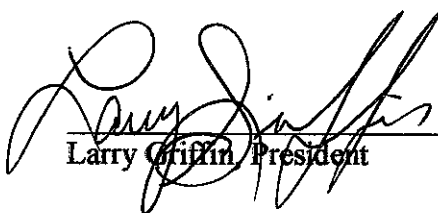
hired by companies from BP for oil spill cleanup. She then read the full article to the board. She explained her son's personal experience with being hired by one company then fired and rejected from another company because supposedly he did not have the required documentation and now being out of work. She stated that her son did have the correct certification however the 3<sup>rd</sup> parties that BP is contracting with are basically double dipping making employees pay extra for classes and drug screening to get hired from one company to another. She requested as elected officials to make this known to BP and accepts any help she can get with resolving this issue. Commissioner Collins stated that most people that are hired don't know where they are going or what's going on. President Griffin stated that there is also a lot of out of state people out there working on the beach taking local people's jobs where more of the local people can be working which is how it should be.

Director Chiasson stated that at our Emergency Operations Center (EOC) in Fourchon there is a BP person that he will bring Ms. Terrebonne's message to. We also meet with the head of the O'Brien Group everyday who is the lead contractor hiring people and/or the 3<sup>rd</sup> parties. There are things we can do but we are not sure what will happen but we will bring the message to them. Commissioner Vizier stated that he talked to the Ashland Company who is hiring people to work and stated that BP's safety hours are working 40 minutes with 20 minute breaks in an area that is not contaminated however in areas that are contaminated it is reversed 20 minutes working and 40 minute breaks. He stated that he will also bring this message to their attention.

President Griffin presented to the board to enter into an Executive Session. Mr. Autin recommended the executive session to update the board on the litigation defined as "*Greater Lafourche Port Commission vs. James Construction LLC, et al, Suit No.105161 in Division E of the 17<sup>th</sup> JDC-Parish of Lafourche*". Upon motion by Chuckie Cheramie and second by Wilbert Collins, a two-thirds roll call vote was taken which resulted in 9 yeas by Cheramie, Gisclair, Lafont, Vizier, Collins, Melancon, Griffin, Guidry, and Bruce. The board then returned from the session. Upon motion by Larry Griffin and second by Chuckie Cheramie, the board voted to authorize Executive Director Chett Chiasson to negotiate a settlement of all claims made by James Construction against the Port Commission for the amount not to exceed \$276,650.00 which resulted in 8 yeas and 1 nay by Vizier.

Upon motion by Jimmy Lafont and second by John Melancon, the board adjourned the regular meeting.

ATTEST:

  
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Larry Griffin, President

  
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Wilbert Collins, Secretary