

AGENDA
April 13, 2011 at 10:30 AM
(Revised 4/12/11 at 9:49AM)

- I. Call to Order
- II. Pledge of Allegiance
- III. Roll Call
- IV. Swearing in of newly elected board member
- V. Consider approval of minutes for March 10, 2011 regular meeting
- VI. Executive Director's Report
 - A. Northern Expansion**
 - 1. Slip C Bucket Dredge (Angelette-Picciola)
 - 2. Slip B Adam "Ted" Gisclair Roadway, Phase I(Picciola & Associates)
 - 3. Slip B 1871 LF Bulkhead (Picciola & Associates)
 - B. Airport Projects**
 - 1. Perimeter Fencing
 - 2. Taxilane Connector
 - C. FEMA Projects** – Flotation Canal Shoreline Protection
 - D. Port Security and Grant Projects**
 - 1. Communication Tower and Foundation (2007)
 - 2. Telecommunication Infrastructure Project (2007)
 - 3. Phase II MDA Camera networking improvements (2008)
 - 4. Multi-Agency Emergency Response/Operations Building (2009)
 - 5. Command, Control Communications for Multi-Agency Building (2010)
 - 6. TWIC Implementation (2011)
 - E. Other Port Projects**
 - 1. Martin Terminal Slip #1 Repairs
 - 2. N.J. Theriot Road Culvert Replacement
 - 3. Boat Lift Extensions
 - 4. Nerby Collins Marina Steel Bulkhead Repair
 - F. LA 1 Highway Improvements**
 - G. Gulf of Mexico Oil Spill**
- VII. Committee Reports
 - A. Executive Committee**
 - 1. Consider approving the request from Chris Moran regarding Port Fourchon Marina
 - 2. Consider approving the request from Golden Meadow Town Hall for an agreement to transfer ownership of wharf
 - 3. Consider advertising for the removal of the wharf in Bayou Lafourche near the Centroplex and requesting an Attorney General's opinion regarding same
 - 4. Consider approving the request from TMH Enterprises, Inc. to assign lease to Coastal Distributors, Fourchon
 - B. Permits & Waterways Committee**
 - 1. Consider approving low bid for removal of sunken vessel
 - 2. Review permit applications from Tennessee Gas Pipeline Company; BP America Production Company; and Houston Energy, LP
 - C. Construction & Development Committee**
 - 1. Consider adopting the DOTD resolution of Acceptance for Slip B 1100 LF Dredging & Flotation Canal
 - 2. Consider adopting the DOTD resolution in Compliance with Public Bid Law for Slip C Bucket Dredge
 - 3. Consider approving Change Order No. 1 from Sealevel for Slip B Adam Ted Gisclair Roadway
 - 4. Consider approving Substantial Completion Certificate from Sealevel for Slip B Adam Ted Gisclair Roadway
 - 5. Consider approving Change Order from Liberty Fence for the Perimeter Fencing project
 - 6. Consider approving the Substantial Completion Certificate from Liberty Fence for the Perimeter Fencing project
 - 7. Consider approving Change Order No. 1 from Byron Talbot for the Taxilane Connector
 - 8. Consider approving the Substantial Completion from Byron Talbot for the Taxilane Connector
 - 9. Consider approving the DOTD Sponsorship agreement for upgrades to the existing Automated Weather Observing System (AWOS)
 - D. Finance Committee**
 - 1. Consider payment of March invoices and recognize expenditures over \$10,000
 - 2. Consider approving the Louisiana Compliance Questionnaire
 - 3. Consider adopting the resolution to add John Melancon, Jr. to the operating bank account signature card at Capital One
 - 4. Consider approving out of state travel request
- VIII. Any other business
- IX. Public Comment
- X. Adjournment

OFFICIAL PROCEEDINGS OF THE GREATER LAFOURCHE PORT COMMISSION
April 13, 2011

The Board of Commissioners of the Greater Lafourche Port Commission met in regular session on Wednesday, April 13, 2011 at 10:30AM.

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

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

ABSENT: None

Port Attorney Bryce Autin performed the ceremonial administering of the oath of office for John Melancon, Jr.

Upon motion by Wilbert Collins and second by Ervin Bruce, the board unanimously approved the minutes for March 10, 2011 regular meeting.

Executive Director's Report

Northern Expansion – Engineer Larry Picciola reported that the contractor for Slip B 1100 LF Dredging and Flotation Canal project will submit in the next few weeks an additional request for the shells based on loss of production per day. Engineer Larry Picciola reported that the contracts for the Slip C Bucket Dredge project are being recorded. Once the contracts are returned, we will plan the preconstruction meeting to issue the notice to proceed.

Engineer Joe Picciola reported that the Adam “Ted” Gisclair Roadway – Phase I is complete. There is a change order and substantial completion certificate on the agenda for approval. The change order is a deduct of \$21,084.43. Engineer Joe Picciola reported that the contractor is on site for Slip B 1871 LF Bulkhead project. They are driving piles for the concrete deadman which they have 4 completed. They completed the access road and plan on having another crane on site in the next few weeks. The steel sheets are being painted in Florida which they expect a delivery by mid-May.

Airport Projects – Joe Wheeler reported that the Perimeter Fencing project and the Taxilane Connector projects are both complete with change orders and substantial completion certificates on the agenda for approval. He reported that the aircraft activity for March was 600 operations. Collins requested an update on the new maintenance building, which Mr. Breaux replied that Picciola and Associates are working on a detailed sketch to present to the fire marshal to apply for a permit. It is moving forward.

FEMA Projects – Engineer Larry Picciola reported that the contractor is on site for the Flotation Canal Shoreline Protection project. The contractor has completed the 2 fish dips and installed 2 barges of rocks.

Port Security and Grant Projects – Engineer Shawn Keller reported that the results from the third inspection report of the Communication Tower and Foundation were received. The contractor is working to resolve the discrepancies which should be complete in a month. They will fabricate the angle member to rectify one of the problems. In regards to the Telecommunication Infrastructure project, the contractor has installed the electrical duct bank, the steel platform railings, and service pole. The contractor plans to de-mobe while we procure the 2 new communications shelters. The mandatory pre bid is April 26th and the bid opening for the shelters is May 2nd.

April Danos reported that in regards to the Camera Networking Improvements, the supplier delivered equipment yesterday. We are in the process of executing the contracts with Prime Controls for the installation and expect to issue the notice to proceed within the next 2 weeks. In regards to the Multi-Agency Emergency Response/Operations Building, we are still reviewing the special needs for the

building. The Command, Control Communications for Multi-Agency Building will be the equipment installed in the building. We are preparing for the grant for TWIC Implementation. The consultant is meeting with tenants of Part 105 facilities to gather information to prepare a budget. Chiasson stated that they didn't announce the breakdown of who will get the 2011 grant funds however it was announced that the total funds will be \$250 million for Port Security Grants.

Other Port Projects – Engineer Larry Picciola reported that the contractor has excavated behind the existing sheets to install aggregate for the Martin Terminal Bulkhead Repairs project. The sheet piles are on site waiting to be painted. The project is moving along. In regards to the N.J. Theriot Road Culvert Replacement, the contractor milled out a 25' section yesterday and should be placing the asphalt today to be complete.

Engineer John Plaisance reported that the Boat Lift Extensions are complete and the substantial completion certificate will be presented at the next meeting. In regards to the Nerby Collins Marina Steel Bulkhead Repair, the low bidder Kostmayer has extended their bid until the end of April due to the pending lawsuit. Gisclair questioned the length of the vessel for the Front Marina boat lift, which Mr. Breaux replied that he is getting quotes for a 30' vessel and a 40' vessel.

LA 1 Highway Improvements – Henri Boulet reported that as of March 31st Phase 1A of the LA 1 project between Port Fourchon and Leeville was 85.5% complete, with 85% of time elapsed. Moving on to Phase II, the geotechnical work in the 8.3 mile R/O/W which this commission along with Lafourche Parish Council generously agreed to underwrite, all land borings and land cone penetrometer tests have been completed. All 57 marsh borings have been completed. 235 of 364 marsh cone penetrometer tests have been completed. They are working on the other 129. DOTD has now formally accepted the construction & relocated Bollinger Canal layout that was previously approved by ConocoPhillips. Wilbur Smith is continuing work on the canal and mitigation plans. Tapping and testing some remaining unidentified pipes in the relocated Bollinger Canal vicinity began yesterday. Wilbur Smith is continuing progress on the revised pipeline mapping in the R/O/W.

Concerning funding for Design of Segment A which is from Highway 3235 south of the Apache Dock to outside the SLLD system, DOTD has produced a project schedule indicating that they need \$2 million in funding in the 2012-2013 fiscal year from the Capital Outlay Program to proceed with design of this \$43 million structure. The Coalition met with the Governor's Office in support of this DOTD request. The Governor's Office challenged the Coalition to obtain a letter of support from 9 legislators in the Bayou Region delegation of Lafourche, Terrebonne, and Grand Isle, stating that this was the region's most significant transportation need. Through several meetings and discussions, Boulet was able to secure all 9 signatures for that letter of support.

Supporting our case for needed funding, NOAA completed an additional Inundation Analysis on the lowest 5% elevation sections of the highway between Golden Meadow and Leeville. The results estimate sea water inundation of these sections average of 30 times per year by 2030. By 2050, these same areas of LA 1 are projected to be inundated an average of 280 times a year at higher tides. Not just wanting to rely on federal scientist's estimates, the Coalition engaged the same private corporation which produced inundation maps for Entergy's \$4 million study last year titled *Building a Resilient Energy Gulf Coast* to see if their scientists would reach similar conclusions about future inundation of LA 1. The maps produced show very similar results. It shows the low elevations of existing LA 1 which will be inundated monthly in 2030 by tidal activity. While the areas look small here, there are some sections ½ mile long which State Police would likely close or restrict passage through in convoys, basically disturbing the normal flow of commerce. By 2050, the entire segment between Golden Meadow and Leeville will be flooded repeatedly. We have conveyed this data to the Governor's Office, the Commissioner of Administration's Office, and the DOTD Secretary stressing that existing LA 1 has limited years, based on both government and private sector models, to serve the state in a dependable manner.

On other significant highway projects in the area as of March 14th, the new Bayou Lafourche Lift-Span Bridge at Larose is 43.4% complete, the Prospect Street Bridge in Houma is 32% complete, and the Caminada Bay Bridge is 49% complete.

Cheremie questioned if there was ever a study done on how the toll and the new bridge has affected the business or loss of business in Leeville and Grand Isle, which Mr. Boulet replied not that he knows of. Cheremie then requested that the LA 1 Coalition do a study on percentage of business loss in the area due to the bridge. Mr. Boulet stated that he will present that request to his board. Griffin questioned the completion date of Phase 1A, which Mr. Boulet replied September 26th which is based on no storm delays this summer. Vizier questioned if the bridge could be opened if a storm comes, which Mr. Boulet replied that they may try if it is deemed safe with all railings installed and all equipment off of the bridge. We will push for them to open as soon as they could.

Gulf of Mexico Oil Spill – Chiasson reported on the cleanup on the beach. The head count is 50-55 people on the beach; 70-75 people working water ops; 20 office personnel; totaling 150 per day working cleanup. There are small amounts of waste recovered on the beach. They continue to monitor East Timbalier, West Timbalier, and Castet Island. As weather and tides come in there continues to be more tar mats uncovered and cleanup on the beach is expected for the next few months. We continue to submit and receive reimbursements for the increased cost of operations mainly for Harbor Police security. To date over \$570,000 received. In regards to loss of revenues, to date we are at \$2.7 million. We have been discussing the court approved short form filing for action with Transocean. We plan to have a special meeting on Monday, April 18th at 3:30 PM to discuss in executive session our options of filing any law suits if we wish to do so.

Chiasson stated that on April 18th the US House of Natural Resources Committee will be holding a hearing at the Houma Civic Center at 9AM to listen to the community and businesses impacted by the oil spill, rig explosion, and the de facto moratorium. He stated that everyone is encouraged to attend to show support for our region, fishing, and the oil and gas industry.

There have been 10 deepwater permits issued by the BOEM which are as followed: Feb 28th Noble Energy; Mar 11th BHP Billiton; Mar 18th ATP Oil & Gas; Mar 22nd ExxonMobil; Mar 24th Chevron; Mar 25th Statoil; Mar 30th Shell; Apr 1st ENI Petroleum; Apr 7th Murphy Exploration & Production; and Apr 8th Statoil. He stated that all 10 will be serviced out of Port Fourchon which is progress of moving forward to get back to where we were before the spill. The only new permit on this list that was not active prior to the oil spill was the one issued to Shell on March 30th. All the others were for activities permitted prior to the oil spill. If we all recall 33 rigs were shut down last May by the moratorium, we are now at 10. We are on our way but nowhere near the activities we saw prior to the oil spill. We will continue to struggle through this and that is the importance of us being at these hearings and going to Washington to continue fighting for our area. Guidry questioned how many rigs started work, which Chiasson replied that to his knowledge none of the rigs are on location starting production yet. He stated that since these permits have been issued, we have seen a rise in traffic with more equipment coming in to be staged which is the first step of preparation before rigs are on location. Cheremie questioned the count on shallow drilling rigs, which Chiasson replied there are 49 permits. There are 40 shallow draft rigs in the Gulf which prior to the oil spill there were 70 rigs.

President Griffin recognized Al Danos with the South Lafourche Beachfront Development District (SLBDD). Danos stated that they continue to monitor the beach activities. He invited the board to their meeting tonight at the S.L. Library at 6PM. He stated that SLBDD new Chairman Ricky Cheremie wanted him to thank the board for all the support given over the years. Vizier stated that Mr. Danos is resigning his position in June, which Danos replied that was correct. His term expires in June and he requested to not be re-appointed. Mr. Ricky Cheremie was elected as Chairman of the SLBDD and will continue attending the Port meetings. Vizier announced that the Port is seeking a person to represent the Port Commission on the SLBDD and if anyone is willing to serve please contact our office. Vizier questioned if Danos thinks the beach will open this summer, which Danos replied that it will be discussed tonight at the meeting. Gisclair thanked Mr. Danos for his years of service on the SLBDD, which Danos replied that it was a pleasure working on the SLBDD and enjoyed working with the Port and staff.

Committee Reports

Executive Committee - The committee met on April 11, 2011 at the Administration Building in Galliano. Present was Larry Griffin, Jimmy Lafont, Wilbert Collins, and Perry Gisclair.

President Griffin presented for the board's approval the request from Chris Moran regarding Port Fourchon Marina. Chiasson stated that this was discussed on Monday night regarding all improvements to the site and the request from BP that all activities taking place are valid and in accordance with the lease. Upon motion by Perry Gisclair and second by John Melancon, Jr., the board unanimously confirmed that the activities outlined in the request are authorized under the lease agreement. Vizier questioned if anyone has inspected the site, which Chiasson stated that he and Mr. Breaux both did monitor that all activities are valid.

Upon motion by Jimmy Guidry and second by Wilbert Collins, the board unanimously approved to transfer ownership of the wharf located on the batture of 313 North Bayou Drive to the Golden Meadow Town Hall.

Chairman Griffin presented for the board's consideration advertising for the removal of the wharf in Bayou Lafourche near the Centroplex and requesting an Attorney General's opinion regarding the same. Mr. Autin gave a brief history of the two wharves mentioned today. The Port built them in 1980's or 1990's with a verbal agreement from the owner of the batture which were the Town of Golden Meadow and the American Legion. The agreement didn't have duration in writing. The law states that as long as you have approval or consent of landowner the person that built the improvement still owns the improvement. But at anytime the landowner can give you 90 days notice to remove the improvement or they take ownership of it. We have this same issue with all the wharves built by the Port. Regarding the Bayou Centroplex wharf, yesterday we received a letter from the landowner's attorney giving the Port 90 days notice to remove the wharf. We have several options: 1) pay a contractor to remove the wharf; 2) do nothing and at the end of the 90 days the landowner will have the option to take ownership of the wharf; or 3) renounce the 90 day time period and the landowner has the option for ownership now which eliminates any risk by the Port within that 90 day period. Upon motion by Chuckie Cheramie to take no action, with no second the motion failed. Upon motion by John Melancon, Jr. and second by Wilbert Collins, the board unanimously agreed to renounce the wharf and two 3 pile clusters in front of the Bayou Centroplex to the present owner of the property LOOP Realty, Inc. and waive its right to the 90 day written notice of removal.

Upon motion by Wilbert Collins and second by Chuckie Cheramie, the board unanimously approved the request from TMH Enterprises, Inc. to assign lease to Coastal Distributors, Fourchon.

Upon motion by John Melancon and second by Perry Gisclair, the board unanimously approved to add to the agenda the request from GOL Docks, LLC. Mr. Autin reported that GOL Docks is wholly owned by GOL Holdings and they wish to transfer the interest of owners from GOL Holdings to GOL Docks. Upon motion by Perry Gisclair and second by Ervin Bruce, the board unanimously approved to transfer the interest of owners from GOL Holdings, LLC to GOL Docks, LLC.

Permits & Waterways Committee - The committee met on April 11, 2011 at the Administration Building in Galliano. Present was Chairman Chuckie Cheramie, Jimmy Lafont, Perry Gisclair, and Larry Griffin.

Chairman Cheramie presented for the board's consideration the low bid for removal of sunken vessel. Chiasson stated that Anders Construction from Harvey was the low bid at \$19,400.00. There were some questions regarding insurance, pollution, and how they plan to remove the vessel. Mr. Breaux spoke to the contractor who has a USCG removal plan in place and will provide a copy to us before removal. The plan is to also have divers on staff and possibly lift the vessel and move it to a dry dock and remove all equipment and dispose of the vessel. Upon motion by Chuckie Cheramie to approve the low bid of \$19,400.00 by Anders Construction which was second by Wilbert Collins, the floor was open to discussion. Vizier questioned if the vessel is not able to be pumped out what are his plans, which Chiasson replied that if that happens he will still remove all equipment and lift the vessel. The board then voted which resulted in all yeas.

Chairman Cheramie presented for the board's review the permit applications from Tennessee Gas Pipeline Company; BP America Production Company; and Houston Energy, LP. Cheramie requested that Chiasson send a letter to the state that we are not in favor of removing the Hesco baskets for the BP after-the-fact permit.

Construction & Development Committee - The committee met on April 11, 2011 at the Administration Building in Galliano. Present was Chairman Ervin Bruce, Donald Vizier, John Melancon Jr. and Larry Griffin.

Upon motion by Perry Gisclair and second by Wilbert Collins, the board unanimously adopted the DOTD resolution of Acceptance for Slip B 1100 LF Dredging & Flotation Canal.

Upon motion by John Melancon and second by Ervin Bruce, the board unanimously adopted the DOTD resolution in Compliance with Public Bid Laws for Slip C Bucket Dredge.

Upon motion by Perry Gisclair and second by Wilbert Collins, the board unanimously approved Change Order No. 1 from Sealevel Construction a decrease of \$21,084.43 for Adam "Ted" Gisclair Roadway Phase I project.

Upon motion by Ervin Bruce and second by John Melancon, the board unanimously approved the Substantial Completion Certificate from Sealevel Construction for Adam "Ted" Gisclair Roadway Phase I project.

Upon motion by Ervin Bruce and second by Perry Gisclair, the board unanimously approved Change Order No. 1 from Liberty Fence & Supply a decrease of \$44,461.27 with 21 additional calendar days for the Perimeter Fencing project.

Upon motion by Jimmy Guidry and second by Ervin Bruce, the board unanimously approved the Substantial Completion Certificate from Liberty Fence & Supply for the Perimeter Fencing project.

Upon motion by John Melancon and second by Ervin Bruce, the board unanimously approved Change Order No. 1 from Byron Talbot an increase of \$23,619.85 for the Taxilane Connector.

Upon motion by Ervin Bruce and second by John Melancon, the board unanimously approved the Substantial Completion from Byron Talbot for the Taxilane Connector.

Upon motion by Ervin Bruce and second by Jimmy Guidry, the board unanimously approved the DOTD Sponsorship agreement for upgrades to the existing Automated Weather Observing System (AWOS).

Finance Committee - The committee met on April 11, 2011 at the Administration Building in Galliano. Present was Chairman Jimmy Guidry, Wilbert Collins, John Melancon Jr. and Larry Griffin.

Upon motion by Jimmy Guidry and second by Wilbert Collins, the board unanimously approved payment of March invoices and recognized expenditures over \$10,000.

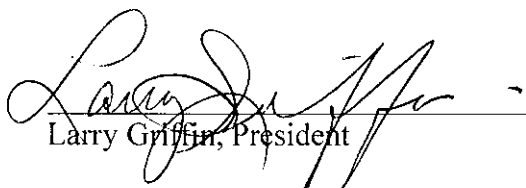
Upon motion by John Melancon and second by Wilbert Collins, the board unanimously approved the Louisiana Compliance Questionnaire as required for the 2010 Audit for Government Entities.

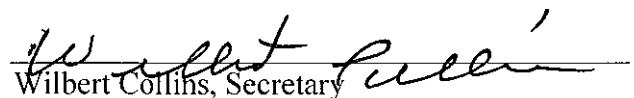
Upon motion by Wilbert Collins and second by Jimmy Guidry, the board unanimously adopted the resolution to add John Melancon, Jr. to the operating bank account signature card at Capital One.

Upon motion by Jimmy Guidry and second by Wilbert Collins, the board unanimously approved the out of state travel requests by Chett Chiasson to attend the Offshore Technology Conference in Texas on May 2nd; Commissioners Griffin, Collins, and Vizier to attend the AAPA Commissioners Seminar in Mississippi on May 16th; April Danos to attend the AAPA Port Operations IT Seminar and IT Committee Meetings in California on June 6th; Davie Breaux to attend the AAPA Public Relations Seminar in Georgia on June 20th; and Joe Wheeler to attend the Loretta Scott Accreditation/Certification Academy in Virginia on July 24th.

Upon motion by Jimmy Lafont and second by Ervin Bruce, the board adjourned the regular meeting.

ATTEST:


Larry Griffin, President


Wilbert Collins, Secretary