

A G E N D A

REGULAR MONTHLY MEETING

September 17, 1979

1. Call to Order
2. Roll Call
3. Approval of Minutes of Regular Meeting of August 13, 1979
Approval of Minutes of Pre-Bid Meeting of August 13, 1979
Approval of Minutes of Special Meeting of August 20, 1979
Approval of Minutes of Special Meeting of August 27, 1979
4. Financial Report
5. Consideration of Bids received for Seafood Industry Sites 1 and 2
6. Approval of Payment of August Billings
7. Letters of No Objection
8. Election of Vice President
9. Executive Director's Report
 - A. Administrative Assistant
 - B. LWLFC Letter
 - C. Bonding Commission
 - D. CEIP Letter
 - E. Slip and Land Owner Committees
 - F. Marker Light, poles, Little Lake
 - G. Salary Increases
 - H. Railroad Study (HUD)
10. Ordinances 25 and 34
11. Any other business to come before board
12. Adjournment

OFFICIAL PROCEEDINGS OF THE GREATER LAFOUCHE PORT COMMISSION

SEPTEMBER 17, 1979

The Greater Lafourche Port Commission of the State of Louisiana met in regular session in the Conference Room of the Commission Administration Building in Galliano, Louisiana, on Monday, September 17, 1979 at 3:00 P.M. pursuant to the provision of due notice given in writing to each and every member thereof, and duly posted in the manner provided by law.

There were present: Harrison Cheramie, Jr., Tomey Doucet, Nerby Collins, Reed Danos, Roland Guidry, Ted Martin.

There were absent: Andrew Martin and Pye Theriot.

In the absence of the President, the Secretary, Harrison Cheramie, Jr., convened the meeting and announced the purpose of the meeting in accordance with the aforesaid written notice and then stated that the Commission was ready for the transaction of business.

The floor was opened for nominations for the office of Vice President. Roland Guidry Was nominated by Nerby Collins. Reed Danos was nominated by Ted Martin. It was moved by Ted Martin, seconded by Tomey Doucet that the nominations be closed.

In view of the fact that only six board members were present, it was moved by Tomey Doucet, seconded by Ted Martin, and said motion being duly passed, that election of the vice president be postponed until the next regular board meeting.

On motion of Tomey Doucet, a second by Ted Martin, and unanimously passed, the minutes of the regular meeting of August 13, 1979, the pre-bid meeting of August 13, 1979, the special meeting of August 20, 1979, and the special meeting of August 27, 1979, were all approved.

The motion of Treasurer, Tomey Doucet, a second by Reed Danos, and the unanimous consent of the Board approved the Financial Statement for August 1979 as follows:

PREVIOUS BALANCE		\$568,042.53
<u>Receipts:</u>		
Dowell	\$7,295.00	
Golden Meadow Oil Co.	1,495.75	
Martin Fuel	1,479.50	
South Lafourche Levee District	600.00	
LOOP, Inc.	852.30	
Ad Valorem Taxes	21,161.73	
Dos Gris Seafood	850.00	
Interest on C.D.'s	770.55	
Odeco	12,963.04	
State Bank - C.D.	100,000.00	
Salary Deductions	<u>1,521.04</u>	
TOTAL RECEIPTS		\$148,988.91
TOTAL		<u>\$717,031.44</u>

Disbursements:

Salaries	\$6,979.00	
Office Maintenance	1,393.76	
Building Maintenance	297.76	
General Maintenance	1,332.55	
Utilities	337.02	
Telephone	262.83	
Auto - Fuel	737.97	
Auto - Parts & Repair	717.97	
Harbor Police	255.80	
Tool Allowance	100.00	
Travel	736.29	
Per Diem	240.00	
Advertising	34.58	
Hospitalization Insurance - Agency	150.44	
State Retirement - Employee	1,051.12	
Federal W. H.	792.30	
Insurance	1,446.00	
Bank Charges	13.20	
Interest	720.00	
Certificate of Indebtedness	12,000.00	
Miscellaneous	160.15	
C. D. Purchases - State Bank	<u>100,000.00</u>	
TOTAL DISBURSEMENTS		\$131,145.74
BALANCE 8-31-79		<u>\$585,885.70</u>

RECAPITULATION

State Bank & Trust Co.	\$ 33,364.07	
State Bank & Trust Co. C.D.'s	400,000.00	
Raceland Bank & Trust Co.	2,421.63	
Raceland Bank & Trust Co. C. D.	50,000.00	
South Lafourche Bank & Trust C.D.	100,000.00	
Petty Cash	<u>100.00</u>	
TOTAL		<u>\$585,885.70</u>

Discussion then followed regarding consideration for bids received for Seafood Industry Sites #1 and #2. Board Member, Tomey Doucet, stated that only ^{one} bid was received, that being from Belle Pass Seafood.

On motion of Tomey Doucet, seconded by Ted Martin, and unanimously passed, the base bid of \$1,000.00 per month by Belle Pass Seafood was accepted. Ted Falgout explained that only the base bid would be accepted; the terms and provisions of the lease will be negotiated with Belle Pass Seafood at a later date.

Upon the motion of Reed Danos, a second by Nerby Collins, the unanimous consent of the Board, the payment of all invoices received during the month was approved.

Approval of issuance of letters of no objection to the following applicants was given on the motion of Roland Guidry, seconded by Ted Martin, and the unanimous consent of the Board:

Flynn Energy Corp.
 Columbia Gulf Transmission Co.
 Exxon Company, USA
 Williams Exploration Co.
 Union Oil Company of California
 Alzed J. Autin
 Texas Gas Exploration Corp.
 Bayou Lands Exploration Co., Inc.
 Texaco, Inc.
 LOOP, Inc.
 Gulf Oil Exploration and Production Co.

On motion of Tomey Doucet, seconded by Nerby Collins, the following resolution was adopted by the following vote:

6 Yeas
 0 Nays
 1 Absent

RESOLVED that the Greater Lafourche Port Commission be placed on record as opposing the erection of the sixty foot wide floodgates in Bayou Lafourche at Golden Meadow and Larose, as porposed by the U. S. Corps of Engineers, in connection with the South Lafourche Hurricane Protection Levee.

BE IT FURTHER RESOLVED that the Greater Lafourche Port Commission believes that the proposed width of sixty feet with a fifty six foot opening is too narrow and would not allow the passage of the larger vessels which now use Bayou Lafourche not only as an evacuation route during hurricanes, but also as an outlet to the Gulf of Mexico, from the Intracoastal Waterway.

BE IT FURTHER RESOLVED that the Greater Lafourche Port Commission urges the Corps of Engineers to reconsider the proposed floodgate width and erect floodgates with a width of eighty feet and seventy six foot opening. This would be in keeping with the continued use of Bayou Lafourche by the larger vessels as stated above.

BE IT FURTHER RESOLVED that the Greater Lafourche Port Commission hereby urges all boat companies, oil companies, residents of South Lafourche, and all other interested and concerned parties to write to the Corps of Engineers protesting the proposed sixty foot wide floodgates and requesting that eighty foot wide floodgates be erected in connection with the South Lafourche Hurricane Levee.

The unanimous approval of the Board was received upon the Executive Director's report that he had hired Karyn Horst as Administrative Assistant according to Civil Service guidelines.

Mr. Falgout also reported to the Board that he had received a reply from the Wildlife and Fisheries Commission concerning his inquiry as to whether or not permits were required to pull drilling barges through lakes. He informed the members of the Board that the Wildlife and Fisheries Commission required no permits, the Coast Guard only if the lake had a navigable channel with a restricted width which may be exceeded by the tow; and the Corps of Engineers only if dredging is to be done while moving the barge. In essence, there is no agency which gets involved with the pulling of drilling barges through lakes with unmarked channels. A discussion ensued as to what this agency could legally do to restrict the movement of these barges through unmarked channels and causing damage to the water bottoms. With a motion by Nerby Collins, a second by Ted Martin, and the unanimous approval of the board, Executive Director Ted Falgout was authorized to check with various agencies and officials to see exactly what this agency can legally do in this matter.

In other action, on the motion of Roland Guidry, a second by Reed Danos, and unanimous board approval, Executive Director Falgout was authorized to pay \$200,000.00 to the State Treasury as a payment on the 1970 bonds as agreed with the State Bonding Commission.

Mr. Falgout also informed the Board that he had received a letter from Mr. Jim Robie, Director of CEIP in Washington, D.C. which indicated that the \$500,000 necessary to complete the project need not come from CEIP but from whatever source we want. In essence what Mr. Robie stated is that the State money is good for the remainder of the project, and the State can issue the \$1.6 million grant without worry that the project will not be completed. He also told the Board that the letter was addressed to Mr. Fischer and he has been apprised of this. A discussion followed as to what was delaying the receipt of the money from the State since they had the money. On the recommendation of member Roland Guidry, and with complete board approval, Mr. Falgout was authorized to prepare a letter for board member signatures, addressed to Mr. Fischer with copies to CEIP asking what is causing the delay in receiving this grant since all regulations have been complied with.

The Executive Director also told of the Landowner Committee meeting with the landowners and obtaining their agreement to the proposed work, and of the Slip Committee meeting with the engineers and their modification to the "T" slip.

He also reported that the marker light which was broken will be repaired shortly, as all materials to do the job are in, but the inclement weather has been holding up the repairs. He also informed the board that Mack Picou, Harbor Police Superintendent, staked poles in Little Lake to Bayou Gros Beck in the area where the marker pilings were knocked down and the fishermen were having a navigational problem. He also told them that the main light at Bayou Gros Beck was bent and needed to be repaired. He also told the members that some of those pilings should be pulled out and replaced with buoys.

A discussion followed as to the cost of replacing the pilings with buoys, how many would be needed and where to place them. After this discussion, upon the motion of Nerby Collins and a second by Reed Danos, and the unanimous consent of the board, the Executive Director was authorized to proceed on an emergency basis to purchase and place buoys in the Little Lake - Raccouri area, in order to alleviate the dangerous situation which now exists with the broken pilings.

Upon the motion of Nerby Collins and a second by Ted Martin, with unanimous consent of the board, the Executive Director was authorized to proceed on an emergency basis also to have the main light in the Bayou Gros Beck area repaired and have the marker pilings which were replaced with buoys removed.

A motion by Reed Danos, seconded by Nerby Collins, with unanimous board approval increased the salaries of this agency's unclassified employees ten per cent, the same as was granted by the Civil Service Commission to all classified employees effective September 1.

Continuing his report, Mr. Falgout informed the members of the board that he had received another letter from HUD informing him that the commission would not have to repay the \$75,000 advanced the commission in 1966 for the construction of a railroad.

In bringing the board up-to-date on the Bayou Lafourche Clean Up Program, Mr. Falgout informed the board that Solid Waste would begin picking up the trash which has been accumulated on the west bank of Bayou beginning Wednesday. He indicated that this had not been done as of yet because the elements were not right, i.e. the east wind and high tide pushing the trash on the west bank.

He further indicated that the cost of this would be \$450. per day for a 20-yd. truck, and \$400. per day for a 16 yard truck. A discussion followed, and he was authorized to contact Solid Waste to use a 16-yd. truck in this clean up project.

In other business, Mr. Falgout also informed the board that the LL&E levee which the Port maintains and which was just repaired as a result of Hurricane Bob, has again been damaged by Hurricane Frederick and needs to be repaired once again. The area to be repaired as of today is approximately fifty feet wide and six feet deep; however, the longer we wait to do these repairs, the larger the cut will be. A lengthy discussion followed as to exactly how this levee could be repaired that would be of a more permanent nature, cost of this, and taking solid material from the opposite bank, and getting land owner approval to do this. The motion of Ted Martin, second of Tomey Doucet, and unanimous board approval authorized Executive Director Ted Falgout to proceed on an emergency basis to have the levee repaired.

At this time, Mr. Falgout asked a member of the audience, Webb Chouest of the South Lafourche Levee District to explain the floodgate system previously discussed. Mr. Chouest indicated that as it is now set up by the Corps of Engineers, the width is sixty feet, with fenders of two feet on each side, which would leave a clearance area of fifty six feet. He indicated that the Levee District was going to ask that the gates be widened to eighty feet with fenders of two to four feet on each side, and this would give a clearance of approximately seventy two feet. This latter clearance would be more appropriate.

He further indicated that there would be an approximate 40% increase in the cost of the project if this were done, and it would delay the project probably six to eight months. Construction is scheduled to begin in March 1980. When asked if any projections had been made as to what the size of the head of water would be going through a restriction of fifty six feet with the tide moving at a normal rate, he replied that the Corps had never answered that question.

Due to an omission by the District Attorney's office in the original Ordinance 25, the following ordinance was presented by Ted Martin, who moved its adoption, and was seconded by Nerby Collins:

ORDINANCE NO. 25

AN ORDINANCE MAKING IT UNLAWFUL TO ABANDON ANY VESSEL, BARGE OR OTHER FLOATING OR SUNKEN CRAFT WITH THE JURISDICTION OF THE PORT; ALSO MAKING IT UNLAWFUL TO LEAVE UNATTENDED ANY VESSEL, BARGE, OR OTHER FLOATING OR SUNKEN CRAFT MOORED OR DOCKED WITHIN THE JURISDICTION OF THE PORT WHEN IT INTERFERES WITH THE NORMAL OPERATIONS OF THE PORT; TO FURTHER ESTABLISH A PROCEDURE FOR THE REMOVAL OR SEIZURE OF ABANDONED OR UNATTENDED VESSELS; AND TO PROVIDE PENALTIES FOR VIOLATION OF ANY OF THE SECTIONS OF THIS ORDINANCE.

BE IT ORDAINED, by the Board of Commissioners of the Greater Lafourche Port Commission that:

Section 1. It shall be unlawful for any person, firm, partnership and/or corporation to abandon any vessel, barge or other floating or sunken craft moored or docked within the jurisdiction of the Port.

Section 2. Any vessel, barge, or other floating or sunken craft abandoned within the jurisdiction of the Port may be moved or seized by the Port Commission at the owner's expense. Recoverable cost will include without limitation attorney's fees, legal advertisement, docking fees, and surveillance fees when deemed necessary by the Commission.

Section 3. A vessel, barge, or other floating or sunken craft will be deemed abandoned after being left unattended for five days. The registered owner or last known owner of said vessel shall be notified by registered mail and if said owner fails to comply with the notice to remove the vessel within five days or the owner cannot be located, the vessel shall be subject to seizure and disposition in accordance with the terms of this ordinance.

Section 4. Vessels moved or seized under this ordinance shall be detained at the expense and risk and responsibility of the owner.

Section 5. Notwithstanding any provision of this ordinance to the contrary any vessel, barge, or other floating or sunken craft left unattended within the jurisdiction of the Port may be moved immediately and without notice when it interferes with the normal operations of the Port.

Section 6. Any vessel, barge, or other floating or sunken craft left unattended and moved or seized under the provisions of this ordinance shall be at the owner's expense; and the Port Commission its officers and equipment

used to enforce the ordinance will be held without liability.

Section 7. Any person violating any of the provisions of this ordinance shall on conviction be fined not more than \$500.00 or imprisoned for not more than six months in parish prison or both.

Section 8. This ordinance shall take effect on and be enforceable on after the 8th day of October, 1979.

Section 9. That if any clause, sentence, paragraph, or portion of this ordinance shall for any reason be declared illegal or unconstitutional such declaration shall not effect the validity of any other sections, sentence, paragraph, or portion of this ordinance which shall remain in full force and effect.

Section 10. That all ordinances or parts of ordinances in conflict are inconsistent herewith be and the same are, hereby repealed. Specifically this ordinance supercedes and repeals Ordinance No. 25 of the Lafourche Parish Port Commission (1974).

This ordinance having been submitted in writing, having been read and adopted by sections at a public meeting of said commission was then submitted to an official vote as a whole, the vote thereon being as follows:

YEAS: Six (6)

NAYS: None (0)

ABSENT: Two (2)
One (1) Vacancy

And the ordinance was declared adopted on this 17th day of September, 1979.

The following Ordinance was presented by Roland Guidry who moved its adoption, and was seconded by Reed Danos.

ORDINANCE NO. 34

AN ORDINANCE REGULATING THE MANNER OF DOCKING VESSELS WITHIN
THE JURISDICTION OF THE LAFOURCHE PARISH PORT COMMISSION;
AND TO PROVIDE PENALTIES FOR VIOLATIONS OF THIS ORDINANCE

BE IT ORDAINED; by the Board of Commissioners of the Greater Lafourche Port Commission that:

Section 1. It shall be unlawful for any person, firm, partnership, and/or corporation to dock a vessel in any manner, other than bow first within the commercial marina.

Section 2. The docking of vessels in areas outside of the commercial marina shall be accomplished in the manner specifically designated by the Greater Lafourche Port Commission; and it shall be unlawful for any person, firm, partnership, and/or corporation to dock a vessel in any manner other than that designated by the Greater Lafourche Port Commission.

Section 3. Any person violating any of the provisions of Section 1 or 2 of this ordinance shall on first conviction be fined not more than \$500.00 or imprisoned for not more than six months in parish prison or both.

Section 4. This ordinance shall take effect on and be enforceable on after the 8th day of October, 1979.

Section 5. That if any clause, sentence, paragraph, or portion of this ordinance shall for any reason be declared illegal or unconstitutional such declaration shall not effect the validity of any other sections, sentence, paragraph, or portion of this ordinance which shall remain in full force and effect.

This ordinance having been submitted in writing, having been read and adopted by sections at a public meeting of said commission was then submitted to an official vote as a whole, the vote thereon being as follows:

YEAS: Six (6)

NAYS: None (0)

ABSENT: Two (2)
One (1) Vacancy

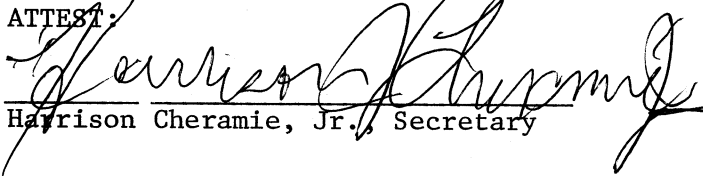
And the ordinance was declared adopted on this 17th day of September, 1979.

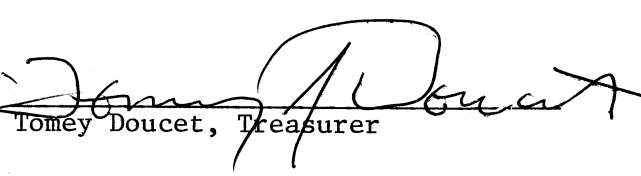
Member Roland Guidry read to the Board a letter received this date from the Constantine Land Trust asking for the removal from their property of the barges which have the bridge pedestal on them. A discussion followed this, and Executive Director Falgout was authorized to get an opinion from the District Attorney as to whether or not the Port Commission was legally bound to remove these barges, since they do not belong to the Commission and were not put there by the commission, however the pedestal upon them does belong to the Commission. The placement of the barges on this property occurred during a previous administration by a private company owned by the president of the commission at the time. The property on which the barges are placed was leased by the Commission at the time. Mr. Falgout was also authorized to get a cost estimate on removing the barges.

Engineer Larry Picciola asked to have a jetty committee appointed to work with his firm on the jetty improvements. Secretary, Harrison Cheramie, Jr., acting president, appointed Tomey Doucet, Reed Danos, Ted Martin to serve on this committee, along with the President, Pye Theriot, who is a member of all committees.

No further business coming before the board, a motion by Roland Guidry, seconded by Nerby Collins, and unanimous approval adjourned the meeting.

ATTEST:


Harrison Cheramie, Jr., Secretary


Tomey Doucet, Treasurer