

AGENDA  
August 11, 1999

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. Approval of minutes of July 14, 1999
- V. Executive Director's Report
  - A. E-Slip Expansion Updates
    - 1. 2<sup>nd</sup> Leg
    - 2. 3<sup>rd</sup> Leg
  - B. Fourchon Bridge
  - C. Northern Expansion Update
  - D. FEMA Damage Repairs
    - 1. Stone Jetties
    - 2. Offshore Breakwaters
    - 3. Belle Pass Dredging
  - E. Highway Improvements
  - F. OCS Revenue Sharing Update
- VI. Committee Reports:
  - A. Executive:
    - 1. Millennium Port Authority Appointment
    - 2. Proposed Wisner Lease
    - 3. Resolution authorizing an agreement and designation of person authorized to sign documents from DOTD for project No. 578-29-0009 Leg III E-Slip Development
    - 4. Resolution authorizing Executive Director to advertise and open bids on October 6, 1999 for State Project No. 737-29-0100 (LA -1 Asphaltic Concrete Shoulders in Golden Meadow)
    - 5. Request to accept substantial completion on E-Slip Bulkhead Extension, 2<sup>nd</sup> Leg Project (L. L. & G)
  - B. Legal, Permits, & Waterways:
    - 1. Letter of No Objection  
None
  - C. Construction & Development
    - 1. Request from ERA Aviation, Inc. to enter into sublease with Rowan Marine Services
    - 2. Request by Larose Scrap to terminate lease
    - 3. Request by Martin Terminal to lease Larose Scrap site
    - 4. Request by BYU Rentals/BYU Groceries to expand
  - D. Finance:
    - 1. Approval of Invoices and recognize following expenditures of over \$10,000:

|                                   |              |
|-----------------------------------|--------------|
| 1. Johnson Brothers Corporation   | \$191,724.67 |
| 2. Johnson Brothers Corporation   | \$ 79,989.60 |
| 3. South Lafourche Levee District | \$ 10,687.35 |
| 4. J.D. Fields & Company          | \$ 36,782.90 |
| 5. L. L. & G Construction, Inc.   | \$ 78,487.92 |
    - 2. Finance Report
  - E. Personnel:
- VII. Any other business
- VIII. Adjournment

# OFFICIAL PROCEEDINGS OF THE GREATER LAFOURCHE PORT COMMISSION

August 11, 1999

The Board of Commissioners of the Greater Lafourche Port Commission met in regular session in the Conference Room of the Commission Administration Building in Galliano, Louisiana on Wednesday, August 11, 1999 at 10:30 AM pursuant to the provision of due notice in writing to each and every member thereof and duly posted in the manner prescribed by law.

President Crosby called the meeting to order and requested that Board Member Terrebonne call the roll.

**PRESENT:** Rodney Terrebonne, Vinton Crosby, Johnny Melancon, Ervin Bruce, Larry Griffin, Donald Vizier, Dudley Bernard and Wilbert Collins, Sr.

**ABSENT:** Harrison Cheramie, Jr.

Also present were Ted M. Falgout, Executive Director; Davie J. Breaux, Assistant Director; Loulan Pitre, Port Attorney; Joe Picciola, Larry Picciola and John Plaisance, Port Engineers; and Cindy F. Dufrene, Port Secretary.

President Crosby led in the recitation of the Pledge of Allegiance.

Upon motion by Donald Vizier, seconded by Rodney Terrebonne and unanimously passed, the minutes of the July 14, 1999 Board Meeting was approved.

President Crosby then called upon Executive Director Ted Falgout for his report.

## EXECUTIVE DIRECTOR'S REPORT:

Director Falgout called upon project engineer Larry Picciola for his report on the E-Slip Bulkhead Extension 2<sup>nd</sup> Leg. Mr. Picciola reported that L. L. & G. Construction completed the project on time and recommends substantial completion subject to final inspection with Assistant Director Davie Breaux. Director Falgout stated that the request will be addressed by the Executive Committee in their report.

In connection with the Deep Draft Berthing area, Mr. Picciola reported that Weeks Marine, Inc. completed the inspection of the bulkheads and have located 16 damaged areas on the Deep Draft Berthing Facility, 2 damaged areas on Baroid's bulkhead and no damage on the 1<sup>st</sup> leg of the E-Slip. A video was taken of approximately six damaged areas and a report on the method of repair will be given to Director Falgout by next week. Discussion followed. Board Member Melancon expressed concern of possible damaged areas which may have been caused by dredging to the rest of the bulkheads at the Port. Director Falgout stated that an inspection will be done to the most recently built bulkhead and if there are signs of damage then they would proceed to further inspect the other bulkheads. Board Member Vizier suggested the Commission hire another diver to inspect the bulkhead in the Deep Draft Berthing Facility to identify the damaged areas and possibly any other

damaged areas which may have been missed on the first inspection. Director Falgout stated it would be worth sending another diver to inspect the bulkhead to give further assurance to the Board that they have been thoroughly inspected.

In connection with Leg III, E-Slip Expansion, Director Falgout called upon project engineer Joe Picciola for his report. Mr. Picciola reported that the contractor, Johnson Brothers, is nearing completion. He has all his pipe bumpers and steel sheet piles in and is currently installing the wood cap and drainage culverts. The project should be completed by the end of August. He requested the Board pass a resolution re-authorizing advertisement for bid on Phase II of this project. Bid opening for Phase II and Phase III will be scheduled for September 2, 1999. Upon motion by Johnny Melancon, seconded by Larry Griffin and unanimously passed, the Board of Commissioners does hereby authorize the following resolution:

WHEREAS, the Greater Lafourche Port Commission has submitted an application for funding of the LEG III E-SLIP DEVELOPMENT port improvement project under the Port Construction and Development Priority Program; and

WHEREAS, the State's share of the project funds has been made available and the Greater Lafourche Port Commission has available its local matching share of the project funds in an amount of not less than ten 10% percent; and

WHEREAS, at the request of the Greater Lafourche Port Commission, Picciola & Associates has prepared plans and specifications for said project, which plans and specifications are designated by State Project No. 578-29-0011.

WHEREAS, the Greater Lafourche Port Commission has reviewed the finals plans, specifications and cost estimate and accepts them as submitted and certified to by the Port's Consulting Engineer and the Department of Transportation & Development has reviewed the final plans, specifications, and cost estimate and had determined that they comply with the scope of the project and the requirements of the Port Construction and Development Priority Program; and

WHEREAS, all necessary servitudes, rights of way, spoil disposal areas, rights of ingress and egress and the means thereof have been acquired by the Greater Lafourche Port Commission and the titles thereto are valid and indefeasible; and

WHEREAS, the Greater Lafourche Port Commission has obtained all necessary permits required for the construction of this project; and

WHEREAS, the Greater Lafourche Port Commission has agreed to accomplish all necessary utilities, fence and other facilities relocations and alterations made necessary by this project; and

WHEREAS, the Official Journal for the Greater Lafourche Port Commission is The Daily Comet whose mailing address is P.O. Box 5238, Thibodaux, LA 70302 and whose telephone number is 1-800-256-1305; and

WHEREAS, the Greater Lafourche Port Commission desires to advertise for competitive bids, in accordance with LRS 38:2212, et. seq., for the award of a contract in the name of the Greater Lafourche Port Commission and furnish engineering services during the progress of the work.

NOW, THEREFORE, BE IT RESOLVED by the Greater Lafourche Port Commission, in regular session, assembled on this 11<sup>th</sup> day of August, 1999, that the Department of Transportation and Development be and hereby is requested to authorize the Greater Lafourche Port Commission to advertise for competitive bids in accordance with LRS 38:2212, et. seq., for the award of a contract in the name of the Greater Lafourche Port Commission, covering the aforesaid improvements, and furnish engineering services during the progress of the work.

BE IT FURTHER RESOLVED, that the Department of Transportation & Development be and hereby is assured that all necessary servitudes, rights of way, rights of ingress and egress and the means thereof have been obtained by the Greater Lafourche Port Commission, and the titles thereto are valid and indefeasible and the Greater Lafourche Port Commission expressly agrees to defend any action for the failure of any servitude, right of way, right of ingress or egress, and the Greater Lafourche Port Commission does hereby assume complete responsibility for providing engineering services during construction and for the maintenance and upkeep of the project after construction.

BE IT FURTHER RESOLVED that the Department of Transportation and Development be and hereby is assured that all required permits have been obtained by the Greater Lafourche Port Commission.

BE IT FURTHER RESOLVED that the Department of Transportation and Development be and hereby is assured that the Greater Lafourche Port Commission has available its local matching funds in an amount not less than ten (10%) percent of the construction cost to insure construction of this project.

BE IT FURTHER RESOLVED that the Greater Lafourche Port Commission will and hereby does assume complete responsibility for all utilities, fence, and other facilities relocations and alterations made necessary by this project.

BE IT FURTHER RESOLVED that the Greater Lafourche Port Commission does hereby save and hold harmless the Department of Transportation and Development against any loss or damage of any kind incident to or occasioned by activities undertaken in pursuance of this agreement and expressly agrees to defend any suit brought against the Department of Transportation and Development, and pay any judgement which may result from said suit as it relates to this project.

In reference to the Fourchon Bridge Repair, Director Falgout called upon project engineer Mike Badeaux for his report. Mr. Badeaux reported that the contractors are assembling the steel trusses. Once the steel trusses are in place, they will begin to remove the existing deck, at which time both lanes of the bridge will have to be shut down. The contractors have proceeded with some of the concrete repair work and are awaiting authorization from the Board to fix the remaining areas at an additional cost of \$110,000. Director Falgout stated that Chevron USA has agreed to pay half of the concrete repair cost if the Commission puts in the remainder. Upon motion by Donald Vizier,

seconded by Wilbert Collins and unanimously passed, the Board of Commissioners does hereby authorize Badeaux and Associates to address all of those areas of the concrete repair work for the additional cost of \$110,000. Mr. Badeaux also identified the need for an additional \$35,000 of steel repair. Director Falgout asked Mr. Badeaux to elaborate. Mr. Badeaux stated that the steel is experiencing corrosion and metal loss in some areas and that once the deck is removed they may identify more spots which would need to be upgraded and that as of now, this is a conservative estimate of the cost of repair. Discussion followed. Mr. Badeaux stated the bridge will be closed after Labor Day for approximately three weeks to work on the deck. Discussion followed.

In reference to the Northern Expansion, Director Falgout reported that he's met with the Corps of Engineers and the Department of Natural Resources and various other agencies that comment on the permit and have provided them with the additional information and drawings that they have requested. It's probable that the Commission may have the permit in hand prior to October.

In connection with the Breakwater Repairs & Jetty Repairs, Director Falgout called upon project engineer Joe Picciola for his report. Mr. Picciola reported he issued a notice to proceed on August 4<sup>th</sup> to the contractor, Johnny F Smith Truck and Dragline Service, and they were on site that day. The contractor is working on the jetty system picking up rocks which have fallen off and placing them back on top. After this has been done, they will proceed to work on the breakwaters. They will be placing the stone breakwaters first. The forms are being built for the ajax blocks and will soon be poured with cement. The contractor needs about 30 days to provide enough ajax blocks to begin placing them at the breakwaters. Discussion followed.

In reference to the FEMA Project, Belle Pass Dredging, Director Falgout stated that Project Engineer, John Plaisance, is prepared with the cross sections to do the dredging and is waiting for word of the pipelines being removed and relocated. Chevron is still waiting for approval of their permit to lower the pipeline to 75 ft. Mr. Falgout stated he is still working closely with Chevron and other environmental agencies's on getting the permit. These agencies are assessing the environmental damages of lowering the pipeline to 75 ft. instead of 35 ft. Chevron has re-submitted information that will provide WL&F with enough information to determine, if in fact they will object to lowering the pipeline to 75 ft.

In connection with the Environmental Impact Statement for the section of highway from Golden Meadow to Port Fourchon, Mr. Falgout reported the EIS is progressing.

In reference to the Feasibility Study, from Larose to U.S. Highway 90, Director Falgout stated that DOTD is holding a Public Hearing on this stretch of highway on August 19<sup>th</sup> at the Larose Civic Center at 6:00 PM. This section has attracted some interest from Terrebonne Parish and their Chamber has gone on record as supporting the LA 24 route, which will be beneficial to Terrebonne Parish.

In reference to the shoulder overlay on LA 1 from Golden Meadow to LA Seafood, Director Falgout reported the Port is constructing this project and it will be funded by DOTD. The bid opening is scheduled for October 6, 1999.

In reference to OCS Revenue Sharing, Director Falgout reported the bill is proceeding along in the House and Senate side. The bill is planned to go to the floor as soon as the August recess is over.

EXECUTIVE COMMITTEE:

Vinton Crosby, Chairman  
Dudley Bernard, Member  
Harrison Cheramie, Jr., Member  
Donald Vizier, Member

President Crosby stated that the Executive Committee received 6 applications for the Millennium Port Authority appointment. The Committee will look over the applications and make a recommendation to the board by the next meeting.

President Crosby stated the Committee is still negotiating with the Wisner Advisory Committee on the surface lease for the Northern Expansion. The committee should have a recommendation to the board at the next meeting.

President Crosby presented a resolution for adoption authorizing an agreement and designating Executive Director, Ted M. Falgout, to execute documents from DOTD for project No. 578-29-0009, Leg III, E-Slip Development. Upon motion by Johnny Melancon, seconded by Larry Griffin and unanimously passed, the Board of Commissioners does hereby adopt the following resolution:

A Resolution authorizing the Greater Lafourche Port Commission to enter into an agreement with the State of Louisiana, Department of Transportation and Development under the Louisiana Port Construction and Development Priority Program for assistance in the implementation of a port improvement project; providing for the necessary documentation of the need for the port improvement; and providing for other matters in connection therewith.

WHEREAS, the Greater Lafourche Port Commission has a need for port improvements; and

WHEREAS, the Greater Lafourche Port Commission has reviewed the agreement for Leg III E-Slip Development and agrees with said agreement; and,

WHEREAS, the Greater Lafourche Port Commission has applied for State matching funds pursuant to Chapter 47 of Title 34 of the Louisiana Revised Statutes of 1950, as amended to implement a project to improve its port operation and the Greater Lafourche Port Commission is fully aware of its obligations under said Statute; and

WHEREAS, the Greater Lafourche Port Commission is a political body duly organized and existing under the laws of the State of Louisiana and is eligible to apply for funds under said Statute; and

WHEREAS, the State has made funds available pursuant to the above Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Greater Lafourche Port Commission as follows:

Section 1. That the Greater Lafourche Port Commission acknowledges that an application was submitted to the Louisiana Port Construction and Development Priority Program.

Section 2. That at the appropriate time and upon approval of funding assistance and prior to commencement of work on the project the Greater Lafourche Port Commission agrees to execute a Project Agreement and a Statement of Sponsorship pursuant to the Statute and hereby authorizes and empowers its Executive Director, Ted M. Falgout, to enter into an execute said agreement with the Louisiana Department of Transportation & Development.

Section 3. That Ted M. Falgout, Executive Director, is hereby designated Authorized Representative for the Greater Lafourche Port Commission to represent the port with regards to the receipt of funds from the Louisiana Port Construction and Development Priority Program for a port improvement project.

Section 4. That said Authorized Representative shall have the authority to sign and approve all documents that are necessary under the circumstances to accomplish the above project.

President Crosby presented a resolution for adoption authorizing Director Falgout to execute a Cooperative Endeavor Agreement with the State of Louisiana, Department of Economic Development to assist in the removal and/or relocation of pipelines owned by Chevron Pipeline Company and Tennessee Gas Pipeline Company. Upon motion by Johnny Melancon, seconded by Larry Griffin and unanimously passed, the Board of Commissioners does hereby authorize its Executive Director, Ted M. Falgout, to execute a Cooperative Endeavor Agreement with The State of Louisiana, Department of Economic Development, to assist in the removal and/or relocation of pipelines owned by Chevron Pipeline Company and Tennessee Gas Pipeline Company.

President Crosby presented a recommendation by Larry Picciola, Inc. for substantial completion on E-Slip Bulkhead Extension, 2nd Leg Project. Upon motion by Dudley Bernard, seconded by Ervin Bruce and unanimously passed, the Board of Commissioners does hereby accept substantial completion on the E-Slip Bulkhead Extension, 2<sup>nd</sup> Leg Project.

President Crosby presented a resolution for adoption authorizing Director Falgout, to advertise and open bids for State Project No. 737-29-0100, LA 1 Asphaltic Concrete Shoulders in Golden Meadow, on October 6, 1999. Upon motion by Dudley Bernard, seconded by Donald Vizier and unanimously passed, the Board of Commissioners does hereby authorize Director Falgout to advertise and open bids for State Project No. 737-29-0100, LA 1 Asphaltic Concrete Shoulders in Golden Meadow, on October 6, 1999.

#### LEGAL PERMITS & WATERWAYS:

Larry Griffin, Chairman  
Wilbert Collins, Sr., Member  
Ervin Bruce, Member

Chairman Griffin stated the committee did not receive any letters of no objection.

Chairman Griffin stated the committee met with a representative of Billy Tauzin's office and the Coast Guard concerning the east-west channel (channel from Havoline Canal to the Houma Navigational Channel). Director Falgout stated that under the direction of Congressman Tauzin, Congress gave authorization to the Coast Guard to mark this channel. The Coast Guard will use the same scope of services being used in Matagorie Bay, TX, a similar channel which Congress authorized to be marked by the Coast Guard. They are working towards having the channel marked within the next three weeks.

#### CONSTRUCTION & DEVELOPMENT:

Dudley Bernard, Chairman  
Rodney Terrebonne, Member  
Larry Griffin, Member

Chairman Bernard stated the Committee received a request from ERA Aviation, Inc. to enter into a sublease with Rowan Marine Services. Upon motion by Dudley Bernard, seconded by Larry Griffin and unanimously passed, the Board of Commissioners does hereby authorize request from ERA Aviation, Inc. to enter into a sublease with Rowan Marine Services.

Chairman Bernard stated the Committee received a request from Larose Scrap & Salvage, Inc. to terminate lease agreement with the Port Commission and received a request from Martin Terminal, Inc. to lease Larose Scrap & Salvage, Inc. site from the Port Commission. Upon motion by Dudley Bernard, seconded by Donald Vizier and unanimously passed, the Board of Commissioners does hereby authorize request from Larose Scrap & Salvage, Inc. to terminate lease agreement with the Port Commission and hereby authorizes Martin Terminal, Inc. to lease Larose Scrap & Salvage, Inc. site from the Port Commission.

Chairman Bernard stated the Committee received a request from BYU Rentals to expand their business on their site. Director Falgout stated the request came in this morning and the committee has not had an opportunity to review it. He stated that BYU wishes to expand their business by adding a washeteria, a 3 bay car wash and a 40 site RV camping area. He suggest the Commission approve the 3 bay car wash and the washeteria at this time and request drawings and additional information on the RV camping site for review for possible approval at the next meeting. Upon motion by Dudley Bernard, seconded by Rodney Terrebonne and unanimously passed, the Board of Commissioners does hereby approve at this time the request by BYU Rentals to expand their business by adding a washeteria and a 3 bay car wash. They will further discuss the addition of the 40 site RV camping area for possible approval at the next meeting.

#### FINANCE COMMITTEE:

Donald Vizier, Chairman  
Harrison Cheramie, Jr., Member  
Johnny Melancon, Member

Chairman Donald Vizier presented the invoices for July, 1999 and the expenditures over \$10,000 for



approval. Upon motion by Donald Vizier, seconded by Ervin Bruce, and unanimously passed, the Board of Commissioners does hereby approve the invoices for July, 1999 and recognizes the following expenditures over \$10,000:

- |    |                               |              |
|----|-------------------------------|--------------|
| 1. | Johnson Brothers Corporation  | \$191,724.67 |
| 2. | Johnson Brothers Corporation  | \$ 79,989.60 |
| 3. | South Lafourche Levee Dist.   | \$ 10,687.35 |
| 4. | J.D. Fields & Company         | \$ 36,782.90 |
| 5. | L. L. & G. Construction, Inc. | \$ 78,487.92 |

Chairman Vizier presented the Financial Report for July, 1999. Upon motion by Donald Vizier, seconded by Dudley Bernard, and unanimously passed, the Board of Commissioners does hereby approve the Financial Report for July, 1999.

PERSONNEL COMMITTEE:

Johnny Melancon, Chairman  
Rodney Terrebonne, Member  
Ervin Bruce, Member

Chairman Melancon presented a resolution for approval which would allow the Port Attorney, Loulan Pitre, to request an opinion from the Attorney General as to whether the Greater Lafourche Port Commission may legally provide health insurance to its Commissioners. Upon motion by Johnny Melancon, seconded by Donald Vizier and unanimously passed, the Board of Commissioners does hereby adopt a resolution allowing the Port Attorney, Loulan Pitre, to request an opinion from the Attorney General as to whether the Greater Lafourche Port Commission may legally provide health insurance to its Commissioners.

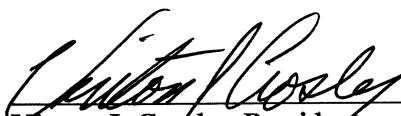
ANY OTHER BUSINESS

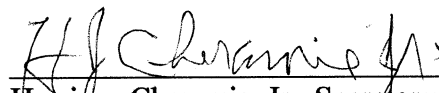
President Crosby recognized the following guest in the audience:

Bubba Townsend - candidate for Lafourche Parish President  
Chris Bollinger - candidate for State Senator, District 20  
Peggy Bagala - President of La Reflection du Bayou

Upon motion by Larry Griffin, seconded by Dudley Bernard and unanimously passed, the Board Meeting adjourned.

ATTEST:

  
Vinton J. Crosby, President

  
Harrison Cheramie, Jr., Secretary