

AGENDA
July 13, 2005

- I. Call to Order
- II. Pledge of Allegiance
- III. Roll Call
- IV. Consider June 8, 2005 Regular Meeting Minutes for approval
- V. Consider June 22, 2005 Special Meeting Minutes for approval
- VI. Executive Director's Report
 - A. **Northern Expansion Update**
 - a. **Construction status:**
 - i. Slip B, West Bulkhead, Project #1 – Joe Picciola
 - ii. Slip B, West Bulkhead, Project #2 – Larry Picciola
 - iii. Maritime Forest Ridge – Larry Picciola
 - iv. Mooring Dolphins – Larry Picciola
 - v. Slip A, Rowan Bulkhead Repairs – John Plaisance
 - B. **Airport Update**
 - a. Project status
 - C. **Port Security**
 - a. Security Camera System
 - D. **FEMA Updates**
 - a. Wave Protection
 - b. Debris Fence along LA 3090
 - c. Boat Launch
 - E. **Highway Improvements**
- VIII. Committee Reports
 - A. **Executive Committee**
 1. Consider approving the DNR/CRMS right of way agreement
 2. Consider the request from Doerle Properties to assign to Hydro-Carbon
 3. Consider settlement proposal in *Puebla* litigation
 - B. **Permits & Waterways Committee**
 - a. Update on F/V Iron Man and F/V Capt. Jimmy
 - b. Public Notices:
 - i. BP Pipeline, North America
 - ii. Chevron Pipeline Company
 - iii. James A. Whitson, Jr.
 - C. **Construction and Development Committee**
 - a. Consider resolution certifying compliance with public bids laws for the Bulkhead project #2
 - b. Consider approving the time extension request from Sealevel Construction
 - c. Consider advertising the sale of the Pontoon Excavator
 - d. Consider rejecting the RFP's for the Airport Gated Camera System
 - e. Consider approving the low bid for the bucket dredge and mitigation project
 - f. Consider approving the low bid for the hydraulic dredge and mitigation project
 - D. **Finance Committee**
 - a. Consider payment of invoices and recognize Expenditures over \$10,000
 - b. Consider approving the June 2005 financial report
- IX. Any other business
- X. Public Comment
- XI. Possible Executive Session
 - A. Discuss pending litigation defined as "*Rowan Companies, Inc. et al v. The Greater Lafourche Port Commission, et al, Civil Action No. 05-0030 – Sec. K – Magistrate 2*"
- XII. Public Comment
- XIII. Adjournment

Attachment

The following items may be discussed in an executive session:

- The pending litigation more specifically defined as "*Rowan Companies, Inc. and Rowan Marine Services, Inc. v. The Greater Lafourche Port Commission; J. Wayne Plaisance, Inc.; Continental Construction Company, Inc.; Eustis Engineering Co., Inc.; Vulcan Construction Materials, LP; Vulcan Materials Company; and Core Industries, Inc., Civil Action No. 05-0030 – Sec. K – Magistrate 2*"
- The pending litigation more specifically defined as "*Deanna Puebla v. Caillouet Land Corporation, Scottsdale Insurance Co., State of Louisiana and Greater Lafourche Port Commission, 17th JDC – Parish of Lafourche – Suit No. 99632 – Div. E*"
- The pending litigation more specifically defined as "*G&W Construction Co., Inc. v. Greater Lafourche Port Commission and J. Wayne Plaisance, Inc., 17th JDC – Parish of Lafourche – Suit No. 101666 – Div. E*"

OFFICIAL PROCEEDINGS OF THE GREATER LAFOURCHE PORT COMMISSION
July 13, 2005

The Board of Commissioners of the Greater Lafourche Port Commission met in regular session on Wednesday, July 13, 2005 at 10:30 AM.

President Vizier called the meeting to order, and Secretary Cheramie called the roll.

PRESENT: Donald Vizier, Jimmy Lafont, John Melancon, Harry Cheramie, Larry Griffin, Beau Martin, Chuckie Cheramie, and Wilbert Collins

ABSENT: Ervin Bruce

Upon motion by John Melancon and second by Wilbert Collins, the board unanimously approved the regular meeting minutes of June 8, 2005.

Upon motion by Harry Cheramie and second by Chuckie Cheramie, the board unanimously approved the special meeting minutes of June 22, 2005.

Executive Director's Report

Economic Development & Public Affairs Position – Director Falgout reported that the Port's Director of Business Development resigned last month. The position has been redefined towards economic development grant writing, public relations, and publications. There were 43 applicants for the position. Mr. Henri Boulet was hired for the new position of Director of Economic Development and Public Affairs; he is at present time, the director of the Larose Civic Center. He has an extensive amount of experience with grant writing, special events, and newsletters. Henri Boulet thanked the board for the opportunity and looks forward to working with the board and staff toward the Port's future goals.

Northern Expansion Update – Engineer Joe Picciola reported that the contractor is continuing to install steel sheet piles along Slip B Bulkhead, Project #1. There has been approximately 1,300 linear feet of sheets installed. He stated that during the slight delay of receiving the complete order of sheet piles, the contractor will begin work on the deadman. The preliminary set of plans for Delmar's site improvements have been sent to Delmar for their review and approval. Discussion followed regarding testing the coats on the sheet piles. Mr. Neil Angelette with Larry J. Picciola Engineers reported that the contracts with Shavers-Whittle are signed and recorded for Slip B, Bulkhead, Project #2. He stated that the contracts along with today's approved resolution will be sent to DOTD. A pre-construction meeting will be scheduled next week. Mr. Angelette reported that the Shaping of the Maritime Forest Ridge is in the lien period and the As-Built drawings have been submitted. Director Falgout stated that the marsh apron planting has been completed by NRCS/BTNEP. He reported that in late fall/early winter they will plant the wooded plants. Commissioner Harry Cheramie questioned if the storms caused any damage on the ridge, which Mr. Breaux replied that there was no damage reported. Mr. Angelette reported that the contracts have been signed and recorded with Low Land for the Mooring Dolphin project. A pre-construction meeting will be scheduled next week. Engineer John Plaisance reported that construction should begin in two weeks for the Southwest Bulkhead Repairs on Slip A.

Airport Update – Executive Director Falgout reported that some companies are interested in locating at the Airport on the temporary site formerly leased by Tex Air Helicopters. He reported that the property is being advertised and proposals will be opened on July 18th. The administration is negotiating long-term development plans with Rotorcraft and pinpointing the exact location. This site will be advertised within the next few weeks. Director Falgout reported that the Airport Runway Extension is being advertised and will open bids on August 9th. He stated that FAA will fund the hard surfacing from 3,800' to 5,000' and the Port will fund the site prep and clearing to 6,500'. He reported

that if successful, next year's FAA funding will resurface the existing runway to 3,800' and the Port will fund the hard surfacing from 5,000' to 6,500'. Director Falgout stated that within 2 years we should be very close to having a complete and operational 6,500' runway. Commissioner Chuckie Cherie questioned the insurance on aircrafts that use our Airport, and Director Falgout replied that we have the same information that FAA has and will have Mr. Hunter investigate further.

Port Security – Mr. Jon Callais reported on a brief background of the Security Camera system. He stated that the project was set to be complete in August 2004. He expressed his disappointment in not having a finished product to date. He stated that Interstate Electronics is in Port today trying to complete and repair all the punch list items. Mr. Lloyd Francioni with Interstate addressed the commission regarding the problems with the camera system. He reported that there were some sub-contractor workmanship problems along with some technical problems, which has delayed the project from being complete. They are currently repairing and troubleshooting the problems and will continue until the system is working. Mr. Francioni stated that the current problem of damaged cables and wires are environmental issues, which are currently being addressed. He stated that the thermal camera at Belle Pass is being replaced today with a loaner camera. He is dedicated to complete the project until all 16 cameras are in full operation. The commissioners thanked Mr. Francioni for addressing their concerns and recommended that he attend the monthly meetings to update the commissioners of the progress of the project until the system is fully operational.

FEMA Updates – Mr. Breaux reported that the notice to proceed is scheduled for July 18th for the Wave Protection project. The Port is negotiating an agreement with the Caillouet Land Corporation for landside access. Mr. Breaux stated that the Debris Fence along LA 3090 is continuing with 11,500' of vertical piles and 10,000' of horizontal timbers installed. The contractor is working on 6 additional sites to improve the project near the water tower with possible fill material. The project is estimated to be complete in 3 weeks. He reported that the contractor has completed the shaping and slope of the boat launch in Golden Meadow. The limestone and concrete mats will be installed next week.

Highway Improvements – Director Falgout reported that the bids for the construction of the elevated highway project came in \$100 million over budget. DOTD is working to re-structure the project and possibly re-bid in different phases. He stated that DOTD would like a commitment from the Port to increase the hydraulic dredging requirement by 200,000 cu. yds. which represents approximately \$800,000 more in dredging cost to the Port. DOTD would also like the Port to consider providing a 25-acre site at the end of Slip B at no charge for a staging area for the contractor. The Port would retain any improvements such as soil stabilization and bulkhead. The August 2008 deadline will remain in effect for the construction of the elevated bridge; however, DOTD is extending the time of completion by 1 year for the section from the elevated bridge to Fourchon. Commissioner Martin questioned if tolls can be collected before the project is complete, and Mr. Falgout replied that DOTD has discussed this possibility which was at first objected upon, but the Federal Highway Administration stated that you can collect tolls once the project begins. Commissioner Martin also questioned if the Parish could also partner with the Port to fund the increased dredging amount, and Mr. Falgout replied that the Parish supports the project and is planning to contribute to Phase 2 of the highway project. He stated that the Port's contribution focuses on the mitigation and dredging responsibilities. Commissioner Collins made a motion to lease a 25-acre site at no cost and increase the hydraulic dredging amount to approximately \$1 million. The motion was second by John Melancon then opened for discussion. Commissioner Martin requested that we find other partners to help with this extra cost. Commissioner Melancon withdrew his second and Commissioner Lafont then seconded the motion. The board unanimously approved to commit to DOTD's request.

Director Falgout reported on the six vessels that collided into the Leeville Bridge due to Tropical Storm Cindy. He explained that 4 vessels actually went under the bridge by breaking their booms, which resulted in 1 vessel sinking. The other 2 vessels stayed lodged against the bridge. He stated that two M-I tugs were able to assist the Port in clearing the waterway. Commissioner Chuckie Cherie

recommended that we send a letter of thanks to M-I for assisting the Port in removing the vessels. President Vizier discussed the possibility of a temporary bridge in an emergency that the bridge is severely damaged. Commissioner Martin commended the Harbor Police for securing the 2 abandoned vessels prior to the storm that have been a focus of the Port. The board then discussed the possibility of creating an ordinance to secure vessels at docking facilities both north and south of the Leeville Bridge prior to storms.

Committee Reports

Executive Committee – Chairman Donald Vizier reported that the committee met on June 22, 2005 at the Operations Building in Fourchon. Present were Donald Vizier, Jimmy Lafont, John Melancon, and Harry Cheramie. The committee also met on July 11, 2005 at the Galliano Administration Building; all members were present. The Commission then discussed items that were discussed at the committee meetings.

Upon motion by Chuckie Cheramie and second by Wilbert Collins, the board unanimously approved the DNR/CRMS Right of Way agreement and authorized Director Falgout to execute it. Director Falgout reported that this agreement is a statewide effort throughout coastal Louisiana to monitor land loss. He stated that this right of way is for a site in our mitigation area in Port Fourchon.

Upon motion by John Melancon and second by Harry Cheramie, the board unanimously approved the assignment from Doerle Properties, LLC to Hydro-Carbon Specialist, Inc. (Site 208) and authorized President Vizier to execute assignment.

President Vizier presented to the board the settlement proposal in the Puebla litigation. Director Falgout stated that this is regarding the alleged mishap at the beach along our restoration project. The other parties involved are the Caillouet Land Corp. and the State. It is recommended that the Port Commission pay a maximum of \$2,000 each to settle the case. Upon motion by Chuckie Cheramie and second by Wilbert Collins, the board unanimously approved to pay a maximum of \$2,000.

Permits & Waterways Committee – Chairman Chuckie Cheramie reported that the committee met on June 22, 2005 at the Operations Building in Fourchon. Present were Chuckie Cheramie, Jimmy Lafont, and Donald Vizier; Beau Martin was absent. They also met on July 11, 2005 at the Administration Building in Galliano; Beau Martin was present. The Commission then discussed items that were discussed at the committee meetings

Director Falgout reported that a petition to seize the F/V Iron Man has been filed. He also stated that he received a letter from the owner of the F/V Capt. Jimmy requesting cooperation with the Port for time to move the vessel. He explained the 3 options to proceed with the owner of the Capt. Jimmy are to present a deadline, proceed with a lawsuit, or the Port remove the vessel and have the owner sign a waiver agreement. The board recommended proceeding with all 3 options.

Chairman Cheramie presented to the board the permits by BP Pipeline North America, Chevron Pipeline Company, and James A. Whitson, Jr. The board has no objection for these permits therefore no action was taken. Commissioner Chuckie Cheramie excused himself from the meeting.

Construction & Development – Commissioner Griffin reported that the committee met on June 22, 2005 at the Operations Building in Fourchon. Present were Ervin Bruce, Larry Griffin, Donald Vizier, and Wilbert Collins. The board also met on July 11, 2005 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 Larry Griffin and second by Jimmy Lafont, the board unanimously approved the resolution certifying compliance with public bid laws for the Bulkhead Project #2 in the Northern Expansion area.

Upon motion by Larry Griffin and second by Wilbert Collins, the board unanimously approved to reject the time extension request from Sea Level Construction Company for the Debris Fence project with the recommendation to process the delays at the completion of the project.

Upon motion by John Melancon and second by Harry Cheramie, the board unanimously approved to advertise the sale of the 1995 Pontoon Excavator.

Upon motion by Wilbert Collins and second by Jimmy Lafont, the board unanimously approved to reject the RFP's for the Airport Gated Camera System that will be re-bid at a later date.

Upon motion by Larry Griffin and second by Wilbert Collins, the board unanimously approved to table the bids for the Hydraulic and Bucket Dredging and Marsh Creation projects in Leeville.

Finance Committee - Chairman John Melancon reported that the committee met on June 22, 2005 at the Operations Building in Fourchon. Present were John Melancon, Larry Griffin, Donald Vizier, and Wilbert Collins. They also met on July 11, 2005 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 June 2005 invoices.

Upon motion by John Melancon and second by Larry Griffin, the board unanimously approved the June 2005 financial report.

President Vizier opened the floor for any other business. Commissioner Martin questioned the status of employee Wilson Picou returning back to his previous position with same benefits and duties. He also stated that the one-year anniversary of the accident is approaching and would like to avoid any litigation if this matter is not handled properly. Director Falgout stated that they will meet to resolve this personnel issue.

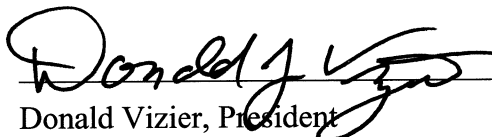
Mr. Breaux reported that Congressman Jindal and Hunt Downer toured the Port on Friday in regards to Homeland Security funding.


Mr. Callais reported that the quotes for the cameras on the floodgates are below \$10,000 and if the board does not object, he will move forward in purchasing the cameras. The board had no objection.

Possible Executive Session – Director Falgout reported that a meeting was scheduled with Rowan yesterday, which was cancelled; therefore no action is needed to be taken at this time.

Upon motion by Larry Griffin and second by Beau Martin, the board unanimously approved to adjourn the meeting.

ATTEST:


Donald Vizier, President


Harry Cheramie, Secretary