

AGENDA
August 10, 2005

- I. Call to Order
- II. Pledge of Allegiance
- III. Roll Call
- IV. Consider July 13, 2005 Regular Meeting Minutes for approval
- V. Consider July 27, 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. Mooring Dolphins – Larry Picciola
 - iv. Slip A, Rowan Bulkhead Repairs – John Plaisance
 - v. Maritime Forest Ridge
 - 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
- VII. Committee Reports
 - A. Executive Committee
 - a. Consider approving Seawall Servitude and Release of Road Servitude proposal by Caillouet Land Corp.
 - B. Permits & Waterways Committee
 - a. Update on F/V Iron Man and F/V Capt. Jimmy
 - b. Public Notices:
 - i. Enervest Management Partners, Ltd. (3)
 - ii. Town of Golden Meadow
 - iii. Clarence Cheramie
 - C. Construction and Development Committee
 - a. Consider approving low bid for the Airport Runway Extension
 - b. Consider approving the Clear Lien Certificate from Aviations Systems Management for AWOS project
 - c. Consider approving the Clear Lien Certificate from Grand Isle Shipyard for the Shaping of MFR
 - D. Finance Committee
 - a. Consider payment of invoices and recognize Expenditures over \$10,000
 - b. Consider approving the July 2005 financial report
- VIII. Any other business
- IX. Public Comment
- X. 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*"
- XI. Public Comment
- XII. 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 "*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
August 10, 2005

The Board of Commissioners of the Greater Lafourche Port Commission met in regular session on Wednesday, August 10, 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, Ervin Bruce, Beau Martin, Chuckie Cheramie, and Wilbert Collins

ABSENT: None

Upon motion by John Melancon and second by Wilbert Collins, the board unanimously approved the regular meeting minutes of July 13, 2005.

Upon motion by Ervin Bruce and second by Harry Cheramie, the board unanimously approved the special meeting minutes of July 27, 2005.

Executive Director's Report

Northern Expansion Update – Engineer Joe Picciola reported that James Construction is on site driving piles and is close to the corner of Slip B and Flotation Canal for Bulkhead Project #1. He stated that the delay in the project is the arrival of sheet piles. Engineer Larry Picciola reported that for Slip B, West Bulkhead, Project #2 the notice to proceed was issued on August 4th. He stated that the contractor is getting ready to start mobilization and the sheet piles were being shipped on August 5th. The contractor will be installing deadman first then will proceed with the sheet piles. Engineer Larry Picciola reported that the notice to proceed for the Mooring Dolphins was July 28th. He stated that the dolphins are being fabricated in Houston and will be ready to install upon delivery. He estimates the delivery will be in the next 2-3 weeks. Engineer John Plaisance reported that the contractor for Slip A, Rowan Bulkhead Repairs is driving piles for deadman. He estimated completion by the end of September/early October. Director Falgout reported that proposals have been received to excavate an additional 30' wide section on the last 2,000 ft. of the Maritime Forest Ridge, and the low quote was Low Land Construction for \$19,500. He stated that when Low Land comes in to do the Mooring Dolphins they will bring the equipment to do the ridge at the same time. He reported that marsh plants were planted last month and the hard wooded plants will be planted later this fall. He stated that all the projects on the Maritime Forest Ridge is funded by outside sources such as NRCS, NOAA, DNR, and BTNEP.

Airport Update – Airport Manager, Mr. Hunter reported that the underground equipment and the antenna structure is scheduled to be installed next week for the NDB project. He stated that Lebros Construction began mobilization to construct the 800' access road to the future development site near the end of the runway. He stated that Picciola Engineers have surveyed the area for a drainage plan to install culverts. Director Falgout reported that the access road will ultimately go to the end of our property up to 1,600'. He reported that the oil company that is locating near our Airport may contribute to the cost of the road construction for access to their site. Mr. Hunter met with Rotorcraft to do soil samples on their proposed site. Cougar Airways, a Canadian group, is up and running at the Airport. He commended Jon on setting up Cougar Airways' communications system last week. Commissioner Chuckie Cheramie questioned if additional employees will be needed due to the increased workload, and Mr. Hunter replied that

one college student will possibly stay till the end of the year but additional workers will be needed eventually. Commissioner Martin recognized the different companies interested in locating at the Airport and questioned the number of helicopters that will operate there. Mr. Hunter stated that there should be a minimum of 20 helicopters operating at the Airport once all companies are operational. Commissioner Martin commended Mr. Hunter for the increased Airport activity. Director Falgout stated that Rotorcraft and the drilling rig property will not be subject to the FAA tax. Mr. Hunter stated that RFP's for different sections of property at the Airport and EGM Farm will be advertised next month.

Port Security – Mr. Callais reported that Interstate is upgrading every Security Camera Site as equipment and parts are delivered. He stated that all 17 cameras are currently working at the Port, but there are still some issues with getting signals operating. Belle Pass cameras are currently out because of the solar panels and the rechargeable backup battery. Commissioner Melancon questioned the battery power, which Mr. Callais explained that there is more than enough battery power to backup the cameras. Commissioner Chuckie Cheramie questioned the time frame for being complete, which Mr. Callais estimated 2 weeks. He stated that October 14th is our 90-day end date, which should have 99% reliability of the system. There is also a 1-year warranty once we accept the system with the option to buy an extended warranty. Mr. Callais presented the footage from the floodgate cameras which he explained is being recorded and saved but will not be shown as live footage. The floodgate cameras will store data for 30 days, and have the capabilities of pulling certain time frames from the recordings. The RFP for the Airport Camera System will be re-advertised next week.

FEMA Updates – Mr. Breaux reported that Stranco is waiting to mobilize on site for the Wave Protection project. Engineer Plaisance has resubmitted an extension request to FEMA because the time frame of construction may overrun time allotted. Mr. Breaux reported that 12,458' of debris fence has been installed along LA 3090. The remaining 660' of fence is on hold until a test site is constructed. The project is currently 90% complete. He stated that the vertical poles are installed about 2 ½ ft in the natural soil. He reported that the Boat Launch at the Golden Meadow floodgate is substantially complete with a few punch list items and would recommend the board approve substantial completion at this time. Upon motion by Jimmy Lafont and second by John Melancon, the board unanimously approved the Certificate of Substantial Completion for the boat launch.

Highway Improvements – Director Falgout report that he received great news last month that impacts the funding for the highway project. Both the Highway Bill and the Energy Bill are going through Congress and the entire Congressional Delegation needs to be commended for their efforts. He reported that a total of \$60 million of new money has been approved from next year's Federal Transportation Bill. Senator Vitter had a press conference in Raceland to announce the \$60 million, and he also sent a letter to Governor Blanco stating that the Congressional Delegation secured the funds for Phase 1a and 2 and challenged the State to come up with additional funds necessary to complete the first 2 phases. He stated that within 6 yrs we could have an elevated highway from Golden Meadow to Fourchon, which may require another \$80,000 – \$1 million of extra funds from the State. He stated that the project will re-bid toward the end of the year. The secretary of DOTD is committed to the project and hopes to receive bids close to their original estimation. Commissioner Melancon requested that Director Falgout send a letter of gratitude to the Congressional Delegates thanking them for their efforts. Commissioner Martin reported that he attended the press conference yesterday. He stated that Senator Vitter expressed his thanks to the Commission and the LA 1 Coalition for the work and support given. He reported that Congress put language into a bill to name LA 1 the Billy Tauzin National Energy Corridor. Commissioner Martin expressed his opinion that LA 1 should be called Interstate 1-10 connecting the State to the rest of the nation's energy source. Director Falgout

reported that the Energy bill that is going through Congress anticipates over a 5-year period that Louisiana would receive \$540 million. He stated that 25% of these funds would go to the 19 parishes, which Lafourche would receive \$1.8 million per year. The 75% of these funds would go to the State. He stated that 23% of the overall money in the bill will go toward infrastructure that may fit into our highway project. He stated that no other organization in this state has spent the amount of money that the LA 1 Coalition has in lobbying these efforts and making this nation aware of the significance of our highway system. Mr. Boulet will be responsible for reminding the State of our efforts to get the monies needed for our highway project. The remainder of the funds will go towards coastal restoration. Director Falgout met with Rep. Pitre, Sen. Dupre, and Parish President Randolph to plan a strategy for these monies once they become available. Director Falgout announced that on Saturday, August 13th, the first Congressional Hearing held in Lafourche Parish will be at the Operations Building in Fourchon with the House of Resources Committee discussing the benefits of energy in the oil and gas industry. This is a further recognition of the significance of our area to the nations energy supply. He stated that Congressman Jindal and Melancon have been very active in arranging this hearing. Mr. Breaux reported that the existing LA 1 overlay in Golden Meadow and Leeville area should be complete by next week. He reported that the slow moving traffic is due to the scanning equipment used to analyze the surface. Commissioner Vizier questioned the narrow shoulders near Thomassie in Leeville, and Mr. Breaux replied that there is only a 4' shoulder possibly because of a waterline or for the curve.

Committee Reports

Executive Committee – Chairman Donald Vizier reported that the committee met on July 27, 2005 at the Operations Building in Fourchon. Present were Jimmy Lafont, John Melancon, and Harry Cheramie; Donald Vizier absent. The committee also met on August 8, 2005 at the Galliano Administration Building; all members were present. The Commission then discussed items that were discussed at the committee meetings.

President Vizier presented for the boards approval the Seawall Servitude and Release of Road Servitude proposal by Caillouet Land Corp. Director Falgout reported that Caillouet is interested in the Port and the Parish relinquishing to the Caillouets their servitudes near Chevron and the beach road, Caillouet will then give the Parish the servitude along Chevron road to the westward boundary of Caillouet property then toward the beach. The Port would receive the servitude of land along the beach for construction and maintenance of the wave protection project. He stated that this swapping agreement would allow the Parish or the Port to construct a fishing pier or other recreational projects. Mr. Autin reported that there are 3 documents that need to be executed. He stated that a few months back the board decided to reject the agreements proposed by Caillouet, but recently the Caillouets met with the Port and made some changes to move forward with the agreements. He stated that he wants to clarify that the property description is to the westward boundary of Caillouet property, include an acceptable indemnity provision, and insure that the Parish receives the same rights as their original agreement. Caillouet is reserving the right to permit any commercial/industrial use of their utilities and the right to permit any future construction of utilities for commercial/industrial use. Mr. Autin recommends the president to execute the agreements subject to those changes by general counsel. Director Falgout reported that Caillouet would allow for future utilities for recreational purposes only, but will negotiate the right for any utilities for industrial use. He stated that there is an alternate route for utilities by an underwater pipeline similar to the one that currently goes to Chevron. Commissioner Martin stated that he feels like this is a reasonable request to reserve their land right and if we move forward with improvements we have alternative routes. Commissioner Chuckie Cheramie disagreed with the arrangement and would like more time to

review. Director Falgout stated that Caillouet will not sign one document without agreement to all. He reported that the beach restoration project is ready to start and with the delay of approving these agreements it may result in litigation or delaying our contractor. Further discussion followed regarding postponing the approval of agreements. President Vizier stated that he was not in favor of giving up our rights. Commissioner Melancon made a motion to authorize President Vizier to execute the proposed Seawall Servitude and Release of Road Servitude agreements with the Caillouet Land Corp. conditioned upon the incorporation of the recommended amendments which are consistent with the Port's Strategic Plan. Commissioner Griffin seconded the motion, which was then open for discussion. Commissioner Martin expressed the importance of keeping a good relationship with our landowners and being able to build and maintain our project. The board then approved the agreements by 8 yeas and 1 nay vote by President Vizier.

Permits & Waterways Committee – Chairman Chuckie Cheramie reported that the committee met on July 27, 2005 at the Operations Building in Fourchon. Present were Chuckie Cheramie, and Jimmy Lafont; Donald Vizier and Beau Martin were absent. They also met on August 8, 2005 at the Administration Building in Galliano; all members were present. The Commission then discussed items that were discussed at the committee meetings.

Mr. Autin reported that the F/V Iron Man was served with our petition to seize the vessel and had until this afternoon to respond. The Capt. Jimmy had broken free from the clusters last week. We contacted the responsible parties but they didn't respond. Finding that the position and situation of the F/V Captain Jimmy in relation to the Leeville Bridge and given the active hurricane season, it was decided to relocate the F/V Captain Jimmy to a safe location north of the floodgates at the owner's risk and expense under authority of the governing state statute and Port Ordinance No. 25. Mr. Autin will continue to negotiate with parties and possibly take further legal action.

Chairman Cheramie presented to the board the permits by Enervest Management Partners, Ltd., Town of Golden Meadow, and Clarence Cheramie. The board has no objection for these permits therefore no action was taken.

Construction & Development – Commissioner Griffin reported that the committee met on July 27, 2005 at the Operations Building in Fourchon. Present were Ervin Bruce, Larry Griffin, and Wilbert Collins; Donald Vizier was absent. The board also met on August 8, 2005 at the Administration Building in Galliano; Larry Griffin was absent. The Commission then discussed items that were discussed at the committee meetings.

Chairman Bruce presented to the board the low bid for the Airport Runway Extension. Mr. Breaux reported that the apparent low bidder is Phylway Construction, LLC which will be held until FAA funding is locked in. Mr. Hixson with the LPA Group addressed the board to explain the several bid additives for this project to take advantage of any additional potential funding from FAA at year end. He stated that the base bid is partially FAA funded with \$1.8 million, which includes building a 1,200' extension along with 1,500' of site preparation for future bid. The additive is to widen the runway by 25 ft., which will be re-striped next year as a 100' wide runway. FAA suggested a maximum funding level of \$2.3 – \$2.4 million, therefore, LPA set budget scenarios to provide for the base bid and the widening. Director Falgout proposed that if the Port is willing to add \$168,000 to our budgeted \$832,000 then the Port would be in the position to obtain the maximum federal funding to build Bid Scenario #3, which includes the base extension to 1200', site preparations, and the 25 ft. widening. Upon motion by Harry Cheramie and second by Chuckie Cheramie, the board unanimously approved to fund an additional \$168,000 to negotiate with FAA for additional federal funding for the Airport Runway Extension project.

Upon motion by Chuckie Cheramie and second by Wilbert Collins, the board unanimously approved the Clear Lien Certificate from Aviations Systems Management for AWOS project.

Upon motion by Jimmy Lafont and second by Larry Griffin, the board unanimously approved the Clear Lien Certificate from Grand Isle Shipyard for the Shaping of Maritime Forest Ridge.

Finance Committee - Chairman John Melancon reported that the committee met on July 27, 2005 at the Operations Building in Fourchon. Present were John Melancon, Larry Griffin, and Wilbert Collins; Donald Vizier was absent. They also met on August 8, 2005 at the Administration Building in Galliano; Larry Griffin was absent. The Commission then discussed items that were discussed at the committee meetings.

Upon motion by John Melancon and second by Ervin Bruce, the board unanimously approved the payment of invoices for July 2005.

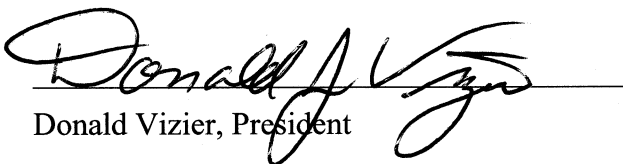
Upon motion by John Melancon and second by Larry Griffin, the board unanimously approved the July 2005 financial report.

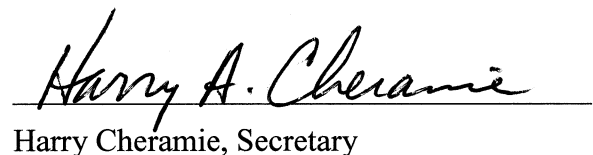
President Vizier opened for floor for any other business. Mr. Roland Guidry congratulated the board for the growth and development of the Port and he was proud to have been apart of the board. He stated that it is good to have the congressional delegation and the port working together. He is involved currently in mapping the State and all the districts with GIS programs and offered his services to the board.

Director Falgout reported that there is nothing to report regarding the Rowan litigation therefore no executive session is needed.

Upon motion by Larry Griffin and second by Ervin Bruce, the board unanimously adjourned the meeting.

ATTEST:


Donald Vizier, President


Harry Cheramie, Secretary

August 10, 2005