

AGENDA
October 11, 2006

- I. Call to Order
- II. Pledge of Allegiance
- III. Roll Call
- IV. Consider September 6, 2006 Regular Meeting Minutes for approval
- V. Consider September 27, 2006 Special Meeting Minutes for approval
- VI. Executive Director's Report
 - A. **Presentation of Harbor Police Awards**
 - B. **Northern Expansion Update**
 - 1) Construction Status:
 - a. Slip B, West Bulkhead, Project #1 – Joe Picciola
 - b. Slip B, West Bulkhead, Project #2 – Larry Picciola
 - c. Slip B, Dredging – Joe Picciola
 - C. **Airport Update**
 - 1) Project Status
 - D. **FEMA Update**
 - 1) Wave Protection/Debris Fence Repairs
 - 2) Katrina FEMA Claims
 - E. **Highway Improvements Update**
- VII. Committee Reports
 - A. Executive Committee
 - 1) Consider approving the proposal from InterMoor for property along Slip B
 - 2) Consider approving the proposal from US Liquids of LA for property along Slip B
 - 3) Consider approving Magnum Mud Equipment Co.'s Act of De-Immobilization
 - 4) Consider approving request from Boudreaux's Contractors
 - 5) Consider entering agreement with Fire Central for provision of dispatch services in accordance with Fire Central proposal of 10/5/06
 - 6) Consider amending Ordinance No. 53
 - 7) Consider supporting the creation of the Beachfront Development District
 - 8) Reconsider the 49% subleasing lease provision
 - B. Permits & Waterways Committee
 - 1) Permits:
 - a. Louisiana Delta Farms
 - b. Enbridge Pipeline Louisiana Intrastate, LLC
 - c. Louisiana Delta Farms
 - C. Construction & Development Committee
 - 1) Consider approving the resolution to file concursus petition for James Construction bulkhead project
 - 2) Consider approving Change Order No. 2 from Shavers Whittle for Northern Expansion Bulkhead Project
 - 3) Consider accepting the Clear Lien Certificate from United Dredging for Leeville Bucket Dredge No. 1 Project
 - 4) Consider accepting the Clear Lien Certificate from United Dredging for Leeville Bucket Dredge No. 2 Project
 - 5) Consider approving the Substantial Completion request from Phylway for Phase II – Extension to 6500'
 - 6) Consider accepting the Clear Lien Certificate from Phylway for Phase I – Extension to 5,000'
 - 7) Consider approving the Change Order No. 1 from Bertucci for Breakwater Repairs
 - 8) Consider approving the Substantial Completion request from Bertucci for Breakwater Repairs
 - 9) Consider approving the Substantial Completion Certificate from Interstate Electronic Systems for the Port Camera System
 - D. Finance Committee
 - 1) Consider payment of invoices and recognize expenditures over \$10,000
 - 2) Consider approving the financial reports for August and September 2006
 - 3) Consider approving the out of state travel requests
- VIII. Any other business
- IX. Public Comment
- X. Adjournment

Attachment

The pending litigation more specifically defined as "*David Dardar, et al vs. Greater Lafourche Port Commission, Suit No. 102,795-17th JDC-Parish of Lafourche*" may be discussed in an executive session.

OFFICIAL PROCEEDINGS OF THE GREATER LAFOURCHE PORT COMMISSION
October 11, 2006

The Board of Commissioners of the Greater Lafourche Port Commission met in regular session on Wednesday, October 11, 2006 at 10:30 AM.

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

PRESENT: Chuckie Cheramie, Harry Cheramie, Jimmy Lafont, Donald Vizier, Larry Griffin, John Melancon, and Ervin Bruce

ABSENT: Wilbert Collins and Beau Martin

Upon motion by Ervin Bruce and second by John Melancon, the board unanimously approved the September 6, 2006 Regular Meeting Minutes.

Upon motion by Chuckie Cheramie and second by Harry Cheramie, the board unanimously approved the September 27, 2006 Special Meeting Minutes.

Executive Director's Report

Presentation of Harbor Police Awards – Sgt. Troy Dufrene read the incident report regarding Harbor Police Officer Jason Plaisance and Officer Brent Constransitch who responded to a report of two persons down and unconscious at a facility in Port Fourchon. Once on scene, the Officers observed a male subject lying on top of a tote tank and learned of another male subject inside the tank; both appeared to be rendered unconscious by unknown toxic fumes inside the tank. Both Officers donned their issued gas masks to proceed to remove the two subjects from the area while putting them in great danger from the unknown toxic substance. Both subjects were stabilized by Lafourche Ambulance District personnel and transported to Our Lady of the Sea Hospital for further medical treatment. Officer Plaisance and Officer Constransitch were also transported to Our Lady of The Sea Hospital where they were treated and later released. The Officers later learned the tank was used at an offshore oil facility producing Hydrogen Sulfide; commonly know as H₂S, a potentially lethal substance. Director of Security, Mr. Jon Callais presented the Safety Award and Lifesaving Metal to both harbor police officers. President Vizier complimented both officers for a job well done.

Northern Expansion Update – Engineer Joe Picciola reported that James Construction is substantially complete and in the lien period for Slip B, West Bulkhead, Project #1. He stated that the lien period ends Thursday, October 12, 2006. There are two possible liens filed for this project and there is a resolution on the agenda for approval to protect the Port's interest in the settlement for this project.

Engineer Larry Picciola reported that the contractor has approximately 700' of the bulkhead painted for Slip B, West Bulkhead, Project #2. He reported that they are continuing to weld the bumper pipe. Director Falgout reported that Mr. Picciola is also working on filing the documents to apply for a permit to construct the gaps in the Maritime Forest Ridge which will create fresh water ponds to enhance the ridge. This will protect the ridge and be more attractant for the birds in the area.

Engineer Joe Picciola reported that Mike Hooks, Inc. has completed dredging in Slip B, Flotation Canal, and the Front Marina for the FEMA Dredging project. They will be working in Slip A this weekend and then will move to Bayou Lafourche. He reported that the Harbor Police along with Mike Hooks are working together to move vessels in Slip A. Director Falgout questioned how far the dredge will go into Bayou Lafourche, which Mr. Picciola responded that it will turn south to the end of the Corp project. Director Falgout questioned how the material is stacking onto the Maritime Forest Ridge, which Mr. Breaux replied that with the cross levees that were built the material is stacking up well. Engineer Picciola stated that since they are doing sweep dredging the material should stack up minimal

with the cross levees. Director Falgout stated that we had the side levees reconstructed high because the spoil will be light material and cross levees were built every several feet to capture the spoil.

Airport Update – Mr. Breaux reported that the clear lien certificate was received for Phase I which was the extension to 5,000'. He reported that we have received the substantial completion certificate for Phase II which is the extension to 6,500'. There is ongoing construction for Phase III which is the electrical and lighting project along the runway. He reported that Phase IV the runway strengthening to 75,000 lbs. is being advertised with bid opening on November 7th.

FEMA Update – Mr. Chiasson reported that he has submitted a request for a 6 month extension for the Wave Protection project. This will allow us to complete the project once the bridge is repaired. He stated that the Governor's Office of Homeland Security reviewed our appeal for FEMA to fund the repairs to the Debris Fence and we are waiting their response. The Port will begin some of the repair work with the original contractor to do a test project and if all goes well we will have an agreement with Sealevel to fix the damaged areas of the fence.

Mr. Chiasson reported that in addition to the FEMA Dredging project previously discussed, the project worksheet also allows the Port to do the shaping of the spoil on the ridge with the allocated amount of \$1.5 million. He reported that Lebros has completed the wharfs in the Front Marina and has moved to the Nerby Collins Marina. Centaur is in their last phase for the repairs to the Fourchon Bridge. Centaur has also placed the steel sheets for the HOS Port Bulkhead repairs and should be complete within the next few days. Mr. Chiasson reported that Stranco has ordered the materials to repair the Fourchon Marina Bulkhead which should take 3 weeks for delivery. He reported that the State has an extension to do the Debris Removal projects until December 31st. Since we may not meet that deadline for the beach debris project, Mr. Chiasson will submit a request for an extension to do the Dune Restoration on the beach. Bertucci has completed the repairs to the Breakwaters and a change order and the substantial completion are on the agenda for approval.

Commissioner C. Cheramie questioned if the guard will remain once the bridge work is complete, which Director Falgout replied that the Port will hold off on opening the bridge until we have the debris cleared on the parish right of way for access to the beach. He stated that Chevron will probably move the guard back to their facility. He stated that the public access to the beach will be by the main road and will not go across the barges and turn on Wisner property. President Vizier questioned the timeframe of clearing the right of way to the beach, which Director Falgout replied that we will work toward clearing the debris before the bridge repair work is complete. Commissioner Melancon questioned the number of pilings that were changed on the bridge, which Mr. Chiasson replied that there were no pilings changed and the contractor added pilings. He stated that they are currently putting man-size rip rap to protect the pilings. President Vizier stated that he inspected the bridge a week ago and he was very pleased with the repair job.

Highway Improvements Update – Mr. Henri Boulet with the LA 1 Coalition reported that there was an article in the Lafourche Gazette stating that the State has been able to secure funding for Phase I-A and will be let out to bid on December 13th. By the time this is under construction, you will see \$350 million of improvements in the Leeville and Fourchon area. He stated that they put forth a focused effort to convey to the Governor how important it is to get this done. The bids are expected to come in between \$100-\$125 million for this 6.8 mile phase. Normally a contract would be signed 30-60 days after the bids come in, but DOTD is saying that because of the type of construction it will require that once the contract is signed they be given 3-6 months to get everything ready. This is end on end construction and they may need to have some construction equipment manufactured.

The LA 1 Coalition has refocused their efforts to Phase II of the highway project. There is some hope that by the end of this year there will be another bill in Washington that may include this phase. They have conveyed to all the Congressional Delegation on how important Phase II is because without it we cannot get to Phase I. He reported that they are continuing to move on the State effort as well to match 20%.

He stated that tomorrow the LA 1 Coalition will co-host the State Joint Committee on Coastal Restoration and Flood Protection at the Port Administration Building to discuss the needs of our area.

We all want the highest protection levee that we can get and will support the South Lafourche Levee District to protect the entire energy corridor to the north. The Coalition and the Port will also sponsor the LRA Board of Directors who will be meeting in Houma on Thursday and will be touring the Port on Friday. This will be a great opportunity for them to see and evaluate our request for funds which is worthwhile for our economic growth. The Coalition has also worked to broaden the support for lease operations in Fourchon by meeting with large support production companies to join the Coalition. Finally, it is very important that traffic counts keep going on which will help support our bonds to be on schedule. President Vizier questioned the current traffic count, which Mr. Boulet reported that last month the count was 7,400 per day which has come down a little from the summer time high. This is still substantially higher than DOTD was predicting. Director Falgout stated that after August historically there is a substantial dip in traffic from 15%-20%, but that hasn't happened. In September 2006 compared to September 2005, the counts are close to 1,000 vehicles a day more than last year. This reflects the increased activity of the oil and gas industry in the Gulf of Mexico.

Commissioner C. Cheramie questioned the new 1200' waterline that is being installed under the Leeville Bridge, which Mr. Larry Picciola stated that they are drilling from the foot of the Leeville Bridge in front of Gail's Bait shop to the new road. He stated that they bored the waterline and as they were pulling back the pipe the pipe busted and it wasn't able to give them any water. The Water District notified them to find a new source of water. They are currently boring a new hole for the waterline.

Committee Reports

Executive Committee - Chairman Donald Vizier reported that the committee met on September 27, 2006 at the Port Operations Building in Fourchon. Present were Donald Vizier, Jimmy Lafont, John Melancon, and Harry Cheramie. The committee also met on October 9, 2006 at the Administration Building in Galliano. All members were present. The Commission then discussed items that were discussed at the committee meetings.

Chairman Vizier presented for the board's consideration the proposal from InterMoor for property along Slip B. Director Falgout stated that InterMoor is a substantial company doing work in the Gulf of Mexico and is oil and gas related with mostly deepwater activity. They are currently working out of Fourchon as a tenant and would like to expand their operations. They are requesting 1,200' of waterfront property for \$72,876.90 a month which includes improvement rental. Upon motion by Larry Griffin and second by Chuckie Cheramie, the board unanimously approved the lease and authorized President Vizier to execute it.

Chairman Vizier presented for the board's consideration the proposal from US Liquids of LA for property along Slip B. Director Falgout stated that this request is for property adjacent to InterMoor's request. It contains 600' of waterfront property and US Liquids is also requesting a Right of First Refusal for an additional 600' on the remaining property along Slip B. Upon motion by John Melancon and second by Ervin Bruce, the board unanimously approved and authorized President Vizier to execute the lease and right of first refusal.

Chairman Vizier presented for the board's consideration the request from Magnum Mud Equipment Co.'s Act of De-Immobilization. Director Falgout stated that the company originally brought in a trailer as a permanent improvement in which the Port executed an act of immobilization. They recently built a new building and want to remove the trailer. Upon motion by Harry Cheramie and second by Jimmy Lafont, the board unanimously approved Magnum Mud Equipment Co.'s Act of De-Immobilization and authorized Director Falgout to execute it.

Upon motion by John Melancon and second by Jimmy Lafont, the board unanimously approved the request from Boudreaux's Contractors to rent property to Smith Services and do additional improvements to their site.

Upon motion by Larry Griffin and second by Ervin Bruce, the board unanimously approved entering into an agreement with Fire Central for provision of dispatch services in accordance with Fire Central proposal of 10/5/06. Director Falgout was authorized to execute said agreement.

Chairman Vizier presented for the board's consideration amending Ordinance No. 53. Director Falgout stated that the beach activities have changed since this ordinance was created. Historically, when the ordinance was passed we had access roads on the north side of the beach stabilization project which provided access both east and west to the beach side. We no longer have an alternative route and this amendment would allow vehicles to travel the area in front of the bags subject to 1971 Right of Way by the Parish from the Caillouet Land Corporation. The amendment will also make this ordinance not apply to the land covered by the 1971 Right of Way. The following amendment to Ordinance No. 53 was presented by, John Melancon who moved its adoption, and was seconded by Larry Griffin:

ORDINANCE NO. 53 (Amended)

AN ORDINANCE PROHIBITING ALL MOTORIZED VEHICLES, GLASS CONTAINERS AND RIDING ANIMALS ON THE CEMENT REVETMENT, WITHIN THE ENTIRE SHORELINE STABILIZATION PROJECT AT PORT FOURCHON, LOUISIANA; PROHIBITING THE DISCHARGE OF FIREARMS, AND THE OPERATION OF MOTORCYCLES, TRAIL-BIKES, MINI-BIKES, MOTOR SCOOTERS, DUNE BUGGIES, 3-WHEELERS, 4-WHEELERS OR ANY OTHER OFF ROAD VEHICLE ON THE BEACH FROM THUNDER BAYOU TO BELLE PASS; BEING INAPPLICABLE TO THAT AREA SUBJECT TO THE MAY 18, 1971 RIGHT OF WAY DEED GRANTED TO THE LAFOURCHE PARISH POLICE JURY BY THE CAILLOUET LAND CORPORATION; ESTABLISHING ADMINISTRATION AND CONTROL THEREOF; AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

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

Section 1. That the Board of Commissioners of the Greater Lafourche Port Commission does hereby prohibit all motorized vehicles, glass containers and riding animals on the cement revetment within the entire shoreline stabilization project at Port Fourchon, Louisiana.

Section 2. That the Board of Commissioners of the Greater Lafourche Port Commission does hereby prohibit the discharge of firearms, and the operation of motorcycles, trail bikes, mini-bikes, motor scooters, dune buggies, 3-wheelers, 4-wheelers or any other off road vehicles on the beach from Thunder Bayou to Belle Pass.

Section 3. Any person violating any provision of this amended ordinance shall, upon conviction, be fined not more than Five Hundred Dollars (\$500.00), or imprisoned for not more than six (6) months in jail, or both, in the discretion of the court having jurisdiction.

Section 4. The provisions of this ordinance shall not apply to that area subject to the May 18, 1971 Right of Way Deed granted to the Lafourche Parish Police Jury by the Caillouet Land Corporation.

This amended ordinance, having been submitted in writing, having been read and adopted by sections at a public meeting of the Commission, was then submitted to an official vote as a whole; the vote resulted in 7 yeas and 2 absent.

Chairman Vizier presented for the board's consideration to support the creation of the Beachfront Development District by the Lafourche Parish Council. Councilman Brent Callais explained the procedure that the Parish was following to establish this district at the committee meeting. Director Falgout reminded the commissioners that this is something that the Port wanted to obtain on its own but legislation failed. The Parish has the right and is prepared to establish the district. The Port is prepared to immediately dress up the cement bags that cross the right of way to provide access across the bags so they will not be an impediment to the beach. Mr. Callais stated that he requested a District Attorney's opinion last month which should be ready by this week for the Port and the Caillouet Land Corp. to remove their obstructions from the right of way to the beach. Mr. Callais stated that Caillouet will be notified to remove their pilings on the east side of the right of way. By end of the month, they are hoping to have all obstructions removed. Mr. Callais reported that by January, he is hoping to have

the district created and the board appointed to start development on the beach. He stated that this resolution of support from the Commission will help to obtain more support from the Parish Council. He stated that it would be an appointed board with District 8 Councilman, District 9 Councilman, Parish President, Town of Golden Meadow, and the Port Commission each appointing one board member. He stated that an elected official will be able to serve on the board. He reported that this was proposed to the Parish Council last night and will be voted on October 24th. Commissioner Griffin requested to be present if and when the pilings are removed from the east side of the beach. Upon motion by Harry Cheramie and second by Larry Griffin, the board unanimously supported the creation of the Lafourche Parish Beachfront Development District.

Upon motion by John Melancon and second by Donald Vizier, the board tabled discussing the 49% subleasing provision. Commissioner Melancon stated that he asked to place this on the agenda and realized that there are other alterations that he would like to include in this discussion.

Permits & Waterways Committee - Chairman Chuckie Cheramie reported that the committee met on September 27, 2006 at the Operations Building in Fourchon. Present were Chuckie Cheramie, Jimmy Lafont, Donald Vizier, and Beau Martin. The committee also met on October 9, 2006 at the Administration Building in Galliano. Beau Martin was absent. The Commission then discussed items that were discussed at the committee meetings.

Chairman Chuckie Cheramie presented to the board the permits by Louisiana Delta Farms, Enbridge Pipeline Louisiana Intrastate, LLC, and Louisiana Delta Farms. Director Falgout explained that both permits from LA Delta Farms are for future mitigated activities to provide shoreline protection from the oil and gas operations. He stated that Lake Salvador is threatening to wash into the Intracoastal Waterway and a large section of marsh on the north side of Clovelly Canal is opening into Little Lake. The two permits would build a rock revetment to protect and the monies would come from the oil and gas companies doing work in that area.

Construction and Development Committee - Chairman Bruce reported that the committee met on September 27, 2006 at the Operations Building in Fourchon. Present were Ervin Bruce, Larry Griffin, Donald Vizier, and Wilbert Collins. The committee also met on October 9, 2006 at the Administration Building in Galliano. Wilbert Collins 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 resolution to file concursus petition for the James Construction Bulkhead project (SPN578-29-0016 (321)).

Upon motion by Chuckie Cheramie and second by Jimmy Lafont, the board unanimously approved Change Order No. 2 from Shavers Whittle for Northern Expansion Slip B Bulkhead Project #2 in the amount of \$2,733.00 to tie in the existing beams to the new beams which includes a 22 day extension. Director Falgout was authorized to execute the change order.

Upon motion by John Melancon and second by Ervin Bruce, the board unanimously accepted the Clear Lien Certificate from United Dredging for Leeville Bucket Dredge No. 1 Project.

Upon motion by Larry Griffin and second by Chuckie Cheramie, the board unanimously accepted the Clear Lien Certificate from United Dredging for Leeville Bucket Dredge No. 2 Project.

Upon motion by John Melancon and second by Larry Griffin, the board unanimously approved the Substantial Completion Certificate from Phylway for Phase II – Runway Extension to 6,500' and authorized Director Falgout to execute certificate.

Upon motion by Harry Cheramie and second by Jimmy Lafont, the board unanimously accepted the Clear Lien Certificate from Phylway for Phase I – Runway Extension to 5,000'.

Upon motion by Harry Cheramie and second by Ervin Bruce, the board unanimously approved the Change Order No. 1 from Bertucci in the amount of \$7,095.00 for Breakwater Repairs and authorized Director Falgout to execute it.

Upon motion by John Melancon and second by Chuckie Cheramie, the board unanimously approved the Substantial Completion Certificate from Bertucci for Breakwater Repairs and authorized Director Falgout to execute certificate.

Upon motion by Chuckie Cheramie and second by Jimmy Lafont, the board unanimously approved the Substantial Completion Certificate from Interstate Electronic Systems for the Port Security Camera System and authorized Director Falgout execute certificate.

Finance Committee – Chairman John Melancon reported that the committee met on September 27, 2006 at the Operations Building in Fourchon. Present were John Melancon, Larry Griffin, Wilbert Collins, and Donald Vizier. The committee also met on October 9, 2006 at the Administration Building in Galliano. Wilbert Collins was absent. The Commission then discussed items that were discussed at the committee meetings.

Upon motion by John Melancon and second by Larry Griffin, the board then approved the September invoices which resulted in 6 yeas, 2 absent, and 1 abstain by Chuckie Cheramie.

Upon motion by John Melancon and second by Chuckie Cheramie, the board unanimously approved the financial reports for August and September 2006.

Upon motion by John Melancon and second by Chuckie Cheramie, the board unanimously approved the out of state travel request by Chett Chiasson to attend the AAPA Manager Seminar in Memphis, TN.

Chairman Melancon reminded all the commissioners to notify Mr. Rome of any items that they would like to include in the budget.

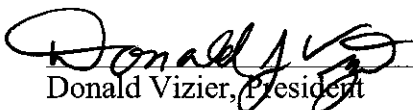
President Vizier opened the floor for any other business. Commissioner Lafont requested that the Port consider hosting the first annual Lafourche Parish Maritime Seminar at the Administration Building in Galliano on October 27, 2006 from 3:30 pm – 5:15 pm. There was no objection to this request.

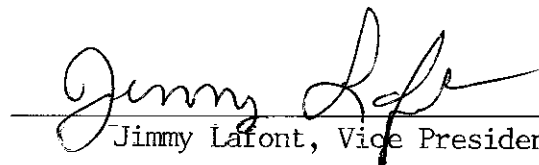
Commissioner Chuckie Cheramie stated that he talked with Mr. Bill Falgout who is the son of Mr. Wollen Falgout one of the people who originally signed for the creation of the Port Commission. Mr. Falgout requested that the Port honor his father in some way and Commissioner C. Cheramie suggested naming the Operations Building in Fourchon the Rappelet, Bernard, & Falgout Building. The board will take this under consideration.

President Vizier opened the floor for any public comment. Mr. Roland Guidry addressed the board and congratulated all the candidates. He stated that next week the State is sponsoring the Clean Gulf Conference at the Morial Convention Center on October 17, 18, and 19. He stated that he reviews the reports of all the oil and gas spills in the area and many reports come from Fourchon. He recommended that the harbor police officers remind the oil companies of the importance of being more careful while fueling up vessels. There has been an increase of oil spills in Fourchon within the last few months. Director Falgout stated that it could be due to the increased activity at the Port. Mr. Guidry congratulated the Commission on the increased activity at the Port and the new highway construction is the best thing that could ever happen.

Upon motion by Larry Griffin and second by Chuckie Cheramie, the board adjourned the regular meeting.

ATTEST:


Donald Vizier, President


Jimmy Lafont, Vice President