

AGENDA
August 10, 2011 at 10:30 AM
(Revised 8/8/2011 at 7:35 PM)

- I. Call to Order
- II. Pledge of Allegiance
- III. Roll Call
- IV. Consider approval of minutes for July 13, 2011 regular meeting
- V. Executive Director's Report
 - A. Northern Expansion**
 - 1. Slip C Bucket Dredge (Angelette-Picciola)
 - 2. Slip B Adam "Ted" Gisclair Roadway, Phase II (Picciola & Associates)
 - 3. Slip B 1871 LF Bulkhead (Picciola & Associates)
 - B. Airport Projects**
 - 1. Parallel Taxiway "A" South Paving
 - C. FEMA Projects**
 - 1. Flotation Canal Shoreline Protection
 - 2. Bathhouse
 - D. Port Security and Grant Projects**
 - 1. Telecommunication Infrastructure Project (2007)
 - 2. Camera Networking Improvements (2008)
 - 3. Multi-Agency Emergency Response/Operations Building (2009)
 - E. Other Port Projects**
 - 1. Martin Terminal Slip #1 Repairs
 - 2. Airport Maintenance Shop
 - F. LA 1 Highway Improvements Report**
 - G. Gulf of Mexico Oil Spill**
 - H. Corps Public Hearing regarding Barataria Basin Barrier Shoreline (BBBS) project**
 - I. Coastal Issues**
- VI. Committee Reports
 - A. Executive Committee**
 - 1. Consider approving the request from Production Management to renew Sublease with Newpark Environmental Management Company
 - 2. Consider approving the request from Rotorcraft for a Landlord Waiver
 - 3. Consider approving the accredited delegate for the 2011 AAPA Convention
 - 4. Consider approving the request from Allport Services
 - 5. Consider approving the renewal of the Adopt-A-Road program for LA 3090
 - B. Permits & Waterways Committee**
 - 1. Review permit applications from Badger Energy, Chevron Pipeline Co., and Delta Land Restoration
 - 2. Consider approving letter of support regarding the Leeville Boat Launch
 - C. Construction & Development Committee**
 - 1. Consider approving the lowest responsive bid for Parallel Taxiway "A" South Paving project
 - 2. Consider approving the Substantial Completion Certificate from Great Southern Dredge for the Flotation Canal Shoreline Protection project
 - 3. Consider approving the DOTD Replacement Sponsorship Agreement for the 2007 Port Security Grant
 - 4. Consider approving Change Order No. 3 from Ernest P. Breaux for the Telecommunication Buildings
 - D. Finance Committee**
 - 1. Consider payment of July invoices and recognize expenditures over \$10,000
 - 2. Consider approving July 2011 financial statements
 - 3. Consider approving Budget Amendment
 - 4. Consider out of state travel requests
- VII. Any other business
- VIII. Public Comment
- IX. Adjournment

OFFICIAL PROCEEDINGS OF THE GREATER LAFOURCHE PORT COMMISSION
August 10, 2011

The Board of Commissioners of the Greater Lafourche Port Commission met in regular session on Wednesday, August 10, 2011 at 10:30 AM.

President Griffin called the meeting to order and Vizier called roll.

ATTENDED: Chuckie Cheramie, Perry Gisclair, Jimmy Lafont, Donald Vizier, Larry Griffin, John Melancon Jr., Jimmy Guidry, and Ervin Bruce

ABSENT: Wilbert Collins

Upon motion by Perry Gisclair and second by John Melancon, the board unanimously approved the minutes for July 13, 2011 regular meeting.

Executive Director's Report

Northern Expansion – Engineer Larry Picciola reported that the contractor Berry Bros is on their fourth and final round for Slip C Bucket Dredge project. They are 71% completed with 50% of contract time elapsed. Work is expected to be complete by the end of August or mid-September. Engineer Joe Picciola reported that a pre-construction meeting was held last week with Phylway Construction Co. for Phase II Asphalt of the Adam “Ted” Gisclair Roadway project. The notice to proceed is scheduled on August 22nd and they will start with drainage and road base work. Engineer Joe Picciola reported that the contractor American Bridge is progressing well on Slip B 1871 LF Bulkhead project. They continue to install the lightweight aggregate, tie rods, and steel whaler beams. They are also installing clips for the timber cap on top of the sheet piles. The only slow down has been a few days of rain.

Airport Projects – Joe Wheeler, Airport Manager, reported that later on the agenda for approval is the lowest responsive bid from LA Contracting for the Parallel Taxiway “A” South Paving project in the amount of \$4.31 million. He also reported that there were 1402 operations at the Airport for July which is an increase of 500 from the previous month.

FEMA Projects – Engineer Larry Picciola reported that the Flotation Canal Shoreline Protection project is complete and the substantial completion certificate is later on the agenda for approval. He stated that he is in the process of finalizing quantities and there will be a change order which will be a deduct to consider at the next meeting. The contractor did request additional compensation because of the high river flooding but there was no justification for this request. Director Chett Chiasson stated that he is happy to report that we have received approval from FEMA and the State to change the location of the Bathhouse. We will be moving forward with finalizing the plans and specs to go out for bid in the next few months to have project completed by end of April before summer. Vizier questioned how many years have we been working on this, which Chiasson replied that this was since Gustav in 2008. Gisclair questioned if we have the exact location, which Chiasson replied it is not on the presentation today however it is approximately 300 ft from the original location in the third parking section. He stated that the reason for the move is that the bathhouse needed to be elevated to 16 ft with access ramps around the building. The original foot print was not large enough to accommodate the new building. Mr. Davie Breaux stated that it will be closer to the handicap fishing wharf.

Port Security and Grant Projects – Engineer Shawn Keller reported that the 2 buildings were delivered last week for the Telecommunication Infrastructure Project. The contractor did make modifications to the steel grading to accommodate the shelters and also needed a larger crane to install the buildings with the weight difference. There is a change order later on the agenda for an increase of \$9,500 for the larger crane along with additional days due the delivery delay and installation of the shelters. She reported that there will be a final change order for the interior electrical design and modifications to the ice bridge and railings. Mrs. April Danos reported that later on the agenda for approval is the DOTD Replacement Agreement for the 2007 Port Security Grant for an additional \$26,000.

Danos stated that the contractor started the installation of boxes on site for the Camera Networking Improvements project. There have been discussions with tenants to install their cameras on the tower or buildings. The contractor's work trailer will be moved from Galliano to Fourchon this week. Within the next few months, cameras should be on line. Regarding the RFQ for the Video Management System, there were 4 quotes received. After the evaluation process, the recommended vendor is Converjint Technologies at \$20,137.66.

The architect is making final adjustments on the floor plan for the Multi-Agency Emergency Response/Operations Building. We hope to have it ready for the board's review at the next committee meeting.

Other Port Projects – Engineer Larry Picciola reported that the contractor Low Land Construction has been delayed due to weather and the painting issues for the Martin Slip #1 Bulkhead Repairs. He stated that on Monday the barge delivered the 70' sheets which they will begin installing. There have been a few obstructions below ground of fuel lines and pilings that will cause minimal cost adjustments. As problems are found they are correcting them so there should be no delays. Chiasson stated that he visited the site yesterday and there were 7 more sheet piles left to install. Picciola reported that as soon as they are finished E&L Enterprises is ready to begin the other side.

Breaux reported that the plans for the Airport Maintenance Shop have been submitted to the Fire Marshal and the Parish Permitting Office for review before advertising. Gisclair questioned if we plan to use material on site, which Breaux replied yes. We did get quotes for moving the material to elevate the area for the foundation.

LA 1 Highway Improvements Report – Director Chiasson reported on the following in the absence of Mr. Boulet. As of July 31st, Phase 1A (Port Fourchon–Leeville) was 97% complete with 91% of the time elapsed. The contractor's latest estimate of a completion date is September 11th, but the DOTD Engineer overseeing the project has cautioned that with the work remaining this date may be early. On July 23rd and 24th Lafourche Fire District III did conduct training on the Phase 1A segment certifying 29 firefighters in High Angle Rope Rescue. In regards to modifying the toll collection system with cash/credit/debit collection machines, DOTD is finalizing a task order to a consultant to prepare plans and specifications. Moving on to a Phase II update, the geotechnical contractor, Ardaman and Associates, has submitted the boring logs to DOTD for review. They have just 16 cone penetrometer test left to complete. The right of way (R/O/W) acquisition status has not changed. DOTD is waiting on the revisions in the plans necessitated by the relocation of the Bollinger Canal before acquiring the R/O/W from the 3 most southern property owners. Concerning funding for construction of the Phase II Segment A, the LA 1 Coalition is still working on trying to secure a state commitment of \$15 million. Henri will work on other matching funds and the application to the TIGER III Grant Program after a state commitment is secured. The TIGER III grant application is due in October. On other highway projects in the area as of July 14th, the new Bayou Lafourche Lift-Span Bridge at Larose is 55% complete with 71% of the time elapsed, the Caminada Bay Bridge is 72% complete with 54% of time elapsed with completion date estimated to be December 12, 2011.

Gulf of Mexico Oil Spill – Chiasson reported that there is still minimal work taking place on the beach and East and West Timbalier Islands and Timbalier Bay. There is limited access to some areas due to bird nesting. In regards to the permitting issues, there is still a slowdown in the issuance of permits. There have been 25 unique wells permitted in deepwater however 16 of those permits already were permitted prior to the moratorium therefore there is only 9 unique new wells. This breakdown shows that the numbers are still not as good as expected. Another thing to look at is new wells permitted between February and June. The comparison by year: 2006 there were 42 permits issued; in 2007 there were 41 permits issued, in 2008 there were 31 issued, in 2009 there were 32 issued, in 2010 there were 35 issued and in 2011 there were 15. The Gulf Economic Survival Team (GEST) along with DNR Secretary Scott Angelle are still working with BOEM on all these issues and making some headway but permitting is still slow.

Lafont stated that if all the rigs went back drilling how many jobs would that create, which Chiasson replied that from the study done it shows that by 2012 the amount of jobs would be 230,000. Chiasson stated that we have a jobs problem in this country along with a revenue problem and the oil and gas industry can generate jobs and revenue to us it is a no brainer but to Washington it is another story.

Corps Public Hearing regarding Barataria Basin Barrier Shoreline (BBBS) project – Chiasson reported that this project is a Corps project about \$440 million of shoreline restoration, dune and marsh creation in

the Caminada Headland area. The major item of the public hearing held a few weeks ago was to discuss issues of what happens to the land when this project is complete will the Corps receive an easement from landowners and then the newly created restored land revert back to the landowners or will it become state or federal lands and the public would have access. This project is also coupled with the state project which is the Caminada Headland project of \$140 million that would start at the eastern jetty of Belle Pass going east. The Corps would then take over and continue going east. Gisclair stated that everyone at the hearing was concerned with dune and marsh restoration, the protection in rocks at Bay Champagne, the protection of Port Fourchon, and creating barrier islands. He felt that everyone wanted to see if another facet could be shown in this project as recreation and public access once this project is complete. This could be an easement or if the property is taken and turned over to someone else.

Coastal Issues – Simone Maloz with Restore or Retreat (ROR) made a presentation to the board. She reported that the BBBS project is a very complex project. The whole Lafourche shoreline is a priority for ROR and a main aspect of ROR is to make sure that all ongoing and future projects are collaborating with each other so that we understand what is going on. The Corps project is a huge investment into Lafourche Parish with nearly \$500 million. The smaller project which is the states' Caminada Headland project is expected to bid in March 2012. The state already has \$70 million for this project and is on the NRDA list for an additional \$70 million. The Corps project is the goal for the future however the state's project is the "now" project. The Caminada project is currently 15% of design complete and the engineers are working aggressively to complete. She stated that the recreation aspect is tricky for all shoreline projects and the Caminada and Lafourche shoreline is a precedence setting case with spending public money to access or restore private lands. It becomes very complicated and things may need to change including laws. The state has a potential of \$500 million of projects to move forward with the Caminada Headland project listed on their priority list. The Bayou Lafourche project is also a state priority with \$20 million of additional funds committed from CEAP to enhance the pump stations for better water flow down the bayou. Recently there was also an announcement that the Caminada project also received \$300,000 from CEAP funds.

She then reported on the state master plan meeting that she attended last night. They basically wanted input on where the study should go and how to prioritize projects and determine where to spend future funds. We have the potential in the next 50 years to have anywhere between \$20 billion and \$50 billion which would be \$400 million a year to \$1 billion a year. So they are optimistic that we will have the monies for projects however we need to make sure that the plans are in place so we know how we will spend the money. Chiasson stated that currently on the books there is nothing and we have \$250 billion worth of projects that need to be done so the \$20 to \$50 billion in the future starts the beginning of the hard decisions to determine which projects to do. He stated our concern and our community's concern is that the state says we are a working coast and it is imperative to keep that a priority.

Maloz stated that when the state first came out with this master plan after Hurricane Katrina/Rita it was conceptual of the areas that needed to be restored. The current master plan is breaking it down to specific projects. Before it was more eco-system based and now they added business and industry element. There are 414 projects on the list which they will put through a modeling system and prioritization to come up with a list to unveil in January at a public meeting in Houma. Finally, she is coordinating with Chiasson the use of the Port's conference room to bring the Governor's Advisory Commission meet and tour the port.

She reported that the comments for the BBBS project were due on Monday. They did come out with a draft construction report and a draft EIS study and hoping to go to construction in 2013. They are not even close to 15% of design engineer so we need to get involved with that project to make sure that the money that the state is spending of \$140 million for the Caminada Headland project is accepted by the Corps because the Corps does not have accept the funds or the design and engineering.

Chiasson stated that the state is looking to fast track this project so we need to do our FEMA beach restoration project as soon as possible because of the timeline. After speaking to our engineer on the beach project, we will look at doing our own environmental work such as borings in the area of the boudin bags so we know there is nothing there. If anything is found during this work, we would obviously present that to BP for reimbursement and have them clean it up. If nothing is found, we would move forward with the project.

Maloz recalled a question from Cheramie regarding West Belle Pass, which she stated that those are the kinds of things that we have to stay on top of with project managers even the smallest items to make sure

they understand all the different projects going on along the shoreline. Griffin stated that the possibility of using state funds to build shoreline for a private entity would really be wrong, which Maloz replied that after some research on how they define a shoreline which is determined during high mean water level in winter months is a very complicated and complex subject. Lafont stated that with the importance of this project for protection it is now time to get the legislature involved to protect the people, which Maloz replied that the Corps said at the meeting that recreation is not under their purview. It is always someone else's responsibility and we need to find out who is really responsible to make decisions. The original project was authorized for protection which doesn't mean you can't have that thought of recreation. She stated that one suggestion at the meeting was for comprehensive easements, which again makes it complicated with land rights and public funds. At the end of the day, this project will force us to the table for an answer. Lafont stated that there was never a recreational component in this project and now with new legislators we can maybe pass bills to protect the citizens without hurting or delaying the projects. We are spending millions on private lands it will protect the coast however the landowners are in the position that they don't want any recreational component in the project. Maloz stated that she believes that the state is ready to make those tough decisions. The Bayou Lafourche project had issues with landowners building structures and bulkheads along the bayou which the state did come in to make those tough decisions with the landowners. With the state's master plan list of projects, there will be tough decisions that will need to be made before construction.

Chiasson reported that with the help of Maloz and Archie Chiasson he did submit for NRDA funding to extend the breakwaters eastward to Bay Champagne which is a \$15 to \$20 million project. Maloz stated that NRDA evaluates all submissions and comes up with a list of projects then they determine what projects will be funded. She stated that the BBBS report did call the Port Commission out felt that the breakwaters were an unnatural structure and did not have all the benefits that they thought which just implies that not everyone supports breakwaters.

President Griffin recognized the new chairman for the South Lafourche Beachfront Development District (SLBDD) Mr. Ricky Cheramie. Mr. Cheramie stated that the Fourchon beach is a diamond in the rough for this Parish. The recreational component for this project would create a new economic engine for the Parish. It would attract tourist and help with the burden of paying for the toll on the bridge. A lot of people want to look at only 2 landowners along the beach however we have 3 landowners which is the public. We have the sea shore. One landowner says there is no sea shore that it is 10 yards out into the Gulf during the summer time. He stated that he went out a few years ago and measured what was the legal description of the sea shore and there was from 10 yards to 60 yards of beach that belongs to the people. It is very important that this board help the SLBDD let the state and Corps know that we want a recreational component to this project. The idea that you can't have protection and recreation to the beach is absurd. You can have people enjoying the beach, bringing more business to local companies, increase the land values, be an asset to Leeville and Golden Meadow, and it is something we need here. The Port Commission along with the Administration, Parish Council, Sheriff, District Attorney, and Fire District can make it happen if we stick together. He then thanked the board and asked for the continued support in this matter and access to the beach.

Committee Reports

Executive Committee - The committee met on July 27, 2011 at the Operations Building in Fourchon. Present was Chairman Larry Griffin, Jimmy Lafont, Wilbert Collins, and Perry Gisclair. The committee also met on August 8, 2011 at the Administration Building in Galliano with all members present.

Upon motion by Jimmy Lafont and second by John Melancon, the board unanimously approved the request from Production Management Industries to renew the Sublease with Newpark Environmental Management Company on lease site GLF354.

Upon motion by John Melancon, and second by Perry Gisclair, the board unanimously approved the request from Rotorcraft Leasing Co. for a Landlord Waiver subject to the changes recommended by Port Attorney.

Upon motion by Jimmy Lafont and second by Jimmy Guidry, the board unanimously approved the accredited delegate for the 2011 AAPA Convention to be Director Chett Chiasson with alternate being President Larry Griffin.

President Griffin presented for the board's consideration approving the request from Allport Services. Chiasson reported that Allport has requested a deferral of improvement rent from July 1st to December 31, 2011. He then explained the options for the board with the exception of not approving the request are to either approve the request for deferral from July to December and/or approve the deferral with additional language to show proof of investment of \$250,000 on the site and/or with added language that at any time during the primary term if Allport decides to terminate the lease they have to make us whole in the amount of \$250,000. The additional language is to protect the public interest of this lease. Upon motion by Jimmy Guidry to approve the request with the combined additional language which was second by John Melancon, the floor was open to discussion. Gisclair stated that Allport's letter states that they have commitments from companies that want to be on their site and one-third of their yard is not developed they would need to add limestone and develop housing to accommodate them and that is why they are requesting this deferral. If we approve this deferral with the assurance that they will develop the site with the \$250,000 he sees no problem and if they do develop their site they are not leaving. Chiasson stated that this will be an Amendment of Lease. Griffin questioned if language will be included if they leave, which Chiasson stated that if they invest in their site and they leave the Port will receive compensation for the deferral rent. Guidry questioned if they only put in a portion of the investment and leave, which Chiasson replied with the added language we would be made whole. Vizier stated that if they spend the \$250,000 of improvements we are not forgiving that amount it is just to help them out along the way the deferred amount will be added onto the lease with interest, which Chiasson replied yes. Port Attorney Bryce Autin stated that as long as they are here for 10 year primary term it is a break even for the Port Commission. The concern is if they leave before the 10 years so the Port has insurance that the deferred amount is paid and improvements are on the ground. Gisclair stated that we did this for them in the past and the additional language was not included. They have already started paying back with interest from the first time. They have \$3.5 million of improvements spent on the site already. We are just deferring their payment for them to improve their site and they will pay it back. They are not leaving. Cheramie stated that he is all for making this legal because about a year ago the Port gave a \$20,000 break for a tenant to improve their site and they left. He agrees with adding additional language to cover the Port's interest is best. Anybody can leave at any time, but the past request from Port Fourchon Marina was the same issue. Autin requested that Guidry remove his motion and Melancon remove his second since it was unclear, which both agreed. Upon motion by Perry Gisclair and second by John Melancon, the board unanimously approved the request from Allport Services, LLC to amend their Lease GLF616 to provide for a deferral of improvement rent for six months from July 1, 2011 to December 31, 2011 conditioned on Allport constructing at least \$250,000 worth of improvements upon the premises during July 1, 2011 to December 31, 2011.

Upon motion by Jimmy Lafont and second by Ervin Bruce, the board unanimously approved the renewal of the Adopt-A-Road program for LA 3090 for 2 years.

Permits & Waterways Committee - The committee met on July 27, 2011 at the Operations Building in Fourchon. Present was Chairman Chuckie Cheramie, Jimmy Lafont, Larry Griffin, and Perry Gisclair. The committee also met on August 8, 2011 at the Administration Building in Galliano with all members present.

Chairman Cheramie presented for the board's review the permit applications from Badger Energy, Chevron Pipeline Co., and Delta Land Restoration.

Upon motion by Chuckie Cheramie and second by John Melancon, the board unanimously approved sending a letter of support to the Lafourche Parish Government regarding the Leeville Boat Launch. Chiasson stated that DOTD's R/O/W for the old Leeville Bridge is now open and the Parish had discussions with the State regarding that site. The state verbally committed to transfer that R/O/W to the Parish with further discussion of finding funds from Wildlife and Fisheries or other organizations to construct a public boat launch on that R/O/W.

Lafont questioned the Badger permit and how we know if it started and if anything will be changed from our letter we sent. Chiasson stated that the project has not been done yet and Archie Chiasson with the Lafourche Coastal Zone Management (CZM) also sent a letter stating the same concerns. DNR responded to CZM which Archie Chiasson requested that Badger bucket dredge the area and create embankment for beneficial uses. The prop washing originally in the permit is not beneficial. DNR is working on correcting that.

Construction & Development Committee - The committee met on July 27, 2011 at the Operations Building in Fourchon. Present was Chairman Ervin Bruce, Donald Vizier, John Melancon Jr. and Larry Griffin. The committee also met on August 8, 2011 at the Administration Building in Galliano with Vizier absent.

Upon motion by Ervin Bruce and second by John Melancon, the board unanimously approved the lowest responsive bid from LA Contracting Enterprise for the Parallel Taxiway "A" South Paving project in the amount of \$4,314,684.00 contingent on FAA agreeing to fund at least \$1.7 million.

Upon motion by Ervin Bruce and second by Perry Gisclair, the board unanimously approved the Substantial Completion Certificate dated July 22, 2011 from Great Southern Dredge for the Flotation Canal Shoreline Protection project.

Upon motion by Ervin Bruce and second by John Melancon, the board unanimously approved the DOTD Replacement Sponsorship Agreement for the 2007 Port Security Grant. Chiasson stated that this is an increase of \$26,000 from DOTD to cover our match.

Upon motion by Ervin Bruce and second by Chuckie Cheramie, the board unanimously approved Change Order No. 3 from Ernest P. Breaux Electrical an increase of \$9,532.61 with 45 additional contract days for the Telecommunication Buildings project.

Finance Committee - The committee met on July 27, 2011 at the Operation Building in Fourchon. Present was Chairman Jimmy Guidry, Wilbert Collins, John Melancon Jr., and Larry Griffin. The committee met on August 8, 2011 at the Administration Building in Galliano with all members present.

Upon motion by Jimmy Guidry and second by John Melancon, the board unanimously approved the payment of July invoices and recognized expenditures over \$10,000.

Upon motion by Jimmy Guidry and second by Perry Gisclair, the board unanimously approved the July 2011 financial statements.

Chairman Guidry presented for the board's consideration to approve the Budget Amendment. Mr. Rome reported that for the first 6 months of 2011 revenues were reduced by 30% of basic rental. He stated that in the 2011 budget this was not included. The amendment would bring the financials back in line with actual. The reduction involves the gross revenues of \$1,559,998.62, the reduction in landowner payment of \$296,102.79 with a net revenue reduction totaling \$1,263,895.83. Upon motion by Chuckie Cheramie and second by Jimmy Guidry, the board unanimously approved the 2011 Budget Amendment of net revenue reduction totaling \$1,263,895.83.

Upon motion by Jimmy Guidry and second by Chuckie Cheramie, the board unanimously approved the out of state travel requests from Chett Chiasson, Wilbert Collins, and Perry Gisclair to attend the GPAA Fall Meeting in Alabama on November 9th.

President Griffin open the floor for public comment. Mr. Jimmy Cantrelle addressed the board and announced his candidacy for Lafourche Parish President.

Upon motion by Jimmy Lafont and second by Chuckie Cheramie, the board adjourned the regular meeting.

ATTEST:


Jimmy Lafont, Vice President


Wilbert Collins, Secretary