

OFFICIAL PROCEEDINGS  
ST. BERNARD PORT, HARBOR AND TERMINAL DISTRICT  
REGULAR MONTHLY MEETING – NOVEMBER 12, 2019

The Board of Commissioners of the St. Bernard Port, Harbor and Terminal District met in regular session on Tuesday, November 12, 2019, at 12:00 p.m. in the boardroom of its office located at 100 Port Boulevard, Chalmette, Louisiana.

After the Pledge of Allegiance, roll was called.

Members present were: Rev. Henry Ballard, Jr., President; Mr. William T. Bergeron, Vice President and Mr. Larry M. Aisola, Jr., Secretary. Absent were: Ms. Rachel L. Nunez, Treasurer and Mr. Harold J. Anderson, Commissioner.

Also present were Mr. Drew Heaphy, Executive Director; Ms. Denise Kraesig, Executive Assistant; Mr. Ross Gonzales, Director of Administration; Mr. Ted Roche, Director of Operations; Mr. Sal Cusimano, Research and Administrative Assistant; Mr. Ricky Melerine, Project Manager Assistant; Mr.'s Todd Fuller, Gary Poirrier and Zeljko Franks, Associated Terminals; Mr. Andrew Jacques, St. Bernard Economic Development Foundation; Mr. Mike Caparotta, Hienz & Macaluso; Mr. Mark Melancon, Intelligent Transportation Systems; Mr. Dean Nicoladis, N-Y & Associates; and Mr. Joseph DiFatta, St. Bernard Sheriff's Office.

President Ballard asked if there were any public comment in accordance with R.S. 42:14 (D). Not hearing from anyone, he continued with the meeting.

On motion of Mr. Aisola, seconded by Mr. Bergeron, and after asking for any public comment, the Board unanimously approved the minutes of the regular meeting held on October 8, 2019.

President Ballard recognized Mr. Caparotta who presented the Board with the Fiscal Year 2018-2019 Audit. The Board and Mr. Caparotta discussed the Audit. Mr. Caparotta stated the Port received an unmodified opinion and there were no matters to report. Mr. Caparotta and Mr. Heaphy thanked the Port staff for their help and assistance during the audit process.

On motion of Mr. Aisola, seconded by Mr. Bergeron, and after asking for any public comment, the Board unanimously approved the Fiscal Year 2018-2019 Audit.

On motion of Mr. Aisola, seconded by Mr. Bergeron, and after asking for any public comment, the Board unanimously approved a new lease with Danni Productions LLC for approximately 133,500 sq. ft. of laydown area located at 200 Marlin Drive and 4,500 sq. ft. of storage space located at 621 Bonita Drive, Building #64, Chalmette Terminal.

On motion of Mr. Aisola, seconded by Mr. Bergeron, and after asking for any public comment, the Board unanimously approved a new lease with Mark Shiffer Surveyors Inc. for approximately 180 sq. ft. of office space located on the second floor of the St. Bernard Port, Harbor and Terminal District's Administration/Security Complex.

On motion of Mr. Bergeron, seconded by Mr. Aisola, and after asking for any public comment, the Board unanimously approved to terminate the lease with Rain CII Carbon, LLC for 163,760 sq. ft. of laydown area, Yard 2, Chalmette Terminal; tenant needed additional area for one month instead of two.

On motion of Mr. Bergeron, seconded by Mr. Aisola, and after asking for any public comment, the Board unanimously approved a Consent Request for Sun Louisiana, LLC to construct proposed well, rock pad and structures for the Bowsprit Prospect No. 1 Well, Breton Sound Area, Block 1, St. Bernard LA.

President Ballard informed the Board that Request for Proposals were received in the Port office on Tuesday, October 29, 2019, at 2 p.m. for the leasing of 6301 Paris Road, Chalmette, Louisiana. The Proposals were as follows;

<u>Name</u>	<u>Amount</u>
St. Bernard Eco-Tourism	\$3,000 per month/\$36,000 per year
Zeljko Franks	No Bid
Brad Robin	No Bid
Chad Neill	No Bid

On motion of Mr. Bergeron, seconded by Mr. Aisola, and after asking for any public comment, the Board unanimously approved to award the proposal to St. Bernard Eco-Tourism with the terms of \$3,000 per month/\$36,000 per year and authorized the Executive Director to negotiate the lease provisions.

President Ballard informed the Board that Request for Bids were received in the Port office on Tuesday, September 24, 2019, at 2 p.m. relating to the Warehouse 1 Re-Sheeting project. The Bids were as follows

<u>Name</u>	<u>Amount</u>
Delvalle Services	\$253,853.60
Boasso Construction	No Response
Industrial Roofing	No Response

On motion of Mr. Bergeron, seconded by Mr. Aisola, and after asking for any public comment, the Board unanimously approved to award the Bid to Delvalle Services in the amount of \$253,853.60.

President Ballard recognized Mr. Gonzales who gave the Finance Report. Mr. Gonzales discussed the Operating and Capital Budgets, Professional Services Summary and Lessees' Arrears. The Board discussed the Finance Report. President Ballard thanked Mr. Gonzales for his report.

President Ballard recognized Mr. Heaphy who gave the Executive Director's Report. Mr. Heaphy discussed the impending American Sugar Refining and Boasso Global leases and the Port's Christmas Open House in December. Mr. Heaphy then recognized Mr. Roche who gave the construction report on current and future projects. The Board discussed the Executive Director's Report. President Ballard thanked Mr. Heaphy for his report.

On motion of Mr. Aisola, seconded by Mr. Anderson, and after asking for any public comment, the Board unanimously approved authorization for the Executive Director to enter into a professional services contract with Intelligent Transportation Systems LLC (ITS) to provide design, installation, and maintenance of the Port's security system to include hardware, software and network communications, not to exceed \$571,500.00. Port Security Grant Program #EMW-2018-PU-00022.

On motion of Mr. Aisola, seconded by Mr. Anderson, and after asking for any public comment, the Board unanimously approved the following resolution authorizing the Executive Director to sign and perform all duties and administration relating to the Delta Regional Authority Grant:

#### RESOLUTION

WHEREAS, the Delta Regional Authority (hereinafter "DRA") was created by Congress by the Delta Regional Authority Act of 2000, as amended, as a federal/state partnership now comprised of 252 counties and parishes within the eight states of Alabama, Arkansas, Illinois, Kentucky, Louisiana, Mississippi, Missouri and Tennessee in order to remedy severe and chronic economic distress by stimulating economic development and fostering partnerships that will have a positive impact on the Delta Region's economy;

WHEREAS, the St. Bernard Port, Harbor and Terminal District, acting by and through its Board of Commissioners proposes to apply for a award with DRA for the Fiscal Year 2013 federal award program cycle;

WHEREAS, DRA requires that a person be designated, appointed, and given the authority to perform certain duties and administration of said award for and on behalf of the Awardee;

WHEREAS, the Board of Commissioners of the St. Bernard Port, Harbor and Terminal District met in a regular session on November 12, 2019 whereby at least three members were present, constituting a quorum;

WHEREAS, Drew M. Heaphy, Executive Director is designated and appointed to perform all duties and administration of said award;

WHEREAS, the St. Bernard Port, Harbor and Terminal District will provide additional funds in the amount of \$250,000.; and

WHEREAS, in the event of an administration change, the new Executive Director shall continue to have such authority under this Resolution.

NOW THEREFORE, BE IT RESOLVED THAT, Drew M. Heaphy, Executive Director, be and is hereby designated and appointed to perform on behalf of the St. Bernard Port, Harbor and Terminal District and has the authority to make those acts and assume any and all duties in dealing with the award with DRA for the Fiscal Year - 2019 federal award program cycle;

THAT, Drew M. Heaphy, Executive Director, is hereby authorized to execute and submit any and all documents including, but not limited to, applications, award closing documents, request for funds, status reports to DRA for the Fiscal Year – 2019 federal award program cycle; award;

THAT, in the event of an administration change, the new Executive Director shall continue to have such authority under this Resolution.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

Yeas: 3  
Nays: 0  
Absent: 2  
Abstaining: 0

The resolution was declared to be adopted on this 12th day of November, 2019.

/s/ Larry M. Aisola, Jr., Secretary

On motion of Mr. Aisola, seconded by Mr. Bergeron, and after asking for any public comment, the Board unanimously approved the following resolution for the Executive Director to enter into a professional services contract with N-Y and Associates for engineering services relating to the Delta Regional Authority Grant, not to exceed \$54,771.00.

On motion of Mr. Aisola, seconded by Mr. Anderson, and after asking for any public comment, the Board unanimously approved the following authorizing the Executive Director to sign the Intergovernmental Reimbursement Agreement with the State of Louisiana, Department of Transportation and Development for the Melvin Perez Parkway Transit Shed & Truck Staging Area project and be the Authorized Representative:

STATE PROJECT NO H.014183  
PARISH OF ST. BERNARD

## RESOLUTION

### St. Bernard Port, Harbor and Terminal District

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

WHEREAS, the St. Bernard Port, Harbor and Terminal District has a need for port improvements; and

WHEREAS, the St. Bernard Port, Harbor and Terminal District has reviewed the application for Melvin Perez Parkway Transit Shed & Truck Staging Area and agrees with said agreement; and

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

WHEREAS, the St. Bernard Port, Harbor and Terminal District is a political body duly organized and existing under the laws of the State of Louisiana and is eligible to apply for funds under said Statute; and

WHEREAS, currently, no funds have been made available by the State for construction of the project; and

WHEREAS, the Sponsor desires to utilize its own funds for the construction of this Project and to be reimbursed by the Port Construction and Development Priority Program once funding becomes available, in accordance with R.S. 34:3457.

NOW, THEREFORE, BE IT RESOLVED by the St. Bernard Port, Harbor and Terminal District as follows:

Section 1. That St. Bernard Port, Harbor and Terminal District acknowledges that an application was submitted to the Louisiana Port Construction and Development Priority Program.

Section 2. That at the appropriate time and prior to commencement of work on the project St. Bernard Port, Harbor and Terminal District agrees to execute a Project Agreement and a Statement of Sponsorship pursuant to the Statute and hereby authorizes and empowers Drew Heaphy, Executive Director to enter into and execute said agreement with the Louisiana Department of Transportation and Development.

Section 3. That Drew Heaphy, Executive Director is hereby Authorized Representative for St. Bernard Port, Harbor and Terminal District to represent the port with regards to the receipt of funds from the Louisiana Port Construction and Development Priority Program for a port improvement project.

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

Larry M. Aisola, Jr., Secretary

Henry Ballard, Jr., President

Regular Monthly Meeting  
November 12, 2019  
Page 7

On motion of Mr. Aisola, seconded by Mr. Bergeron, and after asking for any public comment, the Board unanimously approved authorization for the Executive Director to enter into a purchase agreement with Chalmette Vista, Inc. for the purchase of 8951 W. St. Bernard Highway & 9001 W. St. Bernard Highway Lot X and Lot X-3-A, Chalmette Vista, Chalmette, Louisiana for the purchase price of \$1,823,000.00.

President Ballard asked if there was any Old Business, not hearing from anyone, he continued with the meeting.

President Ballard asked if there was any New Business. not hearing from anyone, he continued with the meeting.

On motion of Mr. Aisola, seconded by Mr. Bergeron, the meeting was adjourned.

/s/ Larry M. Aisola, Jr., Secretary