

Minutes of the Regular Meeting of the Board of Commissioners of the Lake Charles Harbor and Terminal District held at 5:00 P.M., Monday, January 25, 2010, in the Board Room of the Port of Lake Charles located at 150 Marine Street, Lake Charles, Louisiana.

In attendance and constituting a quorum, were:

Kay C. Barnett, President
Mark T. Abraham, Vice President
David J. Darbone, Secretary/Treasurer
Harry C. Hank, Assistant Secretary/Treasurer
James L. Herford, Commissioner
Walt M. Sanchez, Commissioner
C. Wade Shaddock, Jr., Commissioner

Absent:

None

Also Present:

R. Adam McBride, Port Director
Michael K. Dees, General Counsel
Richert Self, Director of Administration and Finance
Donald Brinkman, Director of Engineering, Maintenance and Development
Bill Rase, Director of Operations
Dan Loughney, Director of Sales and Marketing
Michelle Bolen, Administrative Assistant

Ms. Barnett called the meeting to order at 5:00 P.M. Mr. Abraham gave the invocation and Mr. Herford led the Board and audience in the Pledge of Allegiance.

Ms. Barnett made a statement reminding the Public of the Port's procedure for the Public to address an agenda item to the Board.

- 1. Approval of the December 21, 2009 Regular Meeting Minutes.

Mr. Sanchez offered a motion to approve the December 21, 2009 Regular Meeting Minutes as written. Mr. Shaddock seconded the motion and it carried unanimously.

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2. Submission 2010 – 001 authorizing the Port Director to request the Corps of Engineers to conduct a Reconnaissance Study of the Calcasieu Ship Channel.
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Mr. Shaddock offered a motion to adopt Resolution 2010 – 001 to authorize the Port Director to request the Corps of Engineers to conduct a Reconnaissance Study of the Calcasieu Ship Channel. Mr. Darbone seconded the motion and it carried unanimously.

Mr. Hank stated he appreciated the effort Mr. Channing Hayden, Director of Navigation/Security, put toward writing the study in layman’s terms so the Board could understand it.

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3. Submission 2010 – 002 authorizing a settlement agreement with Vessel Management Services, Inc. and Crowley Maritime Corporation regarding damages done by the *M/V Pacific Reliance*.
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Mr. Darbone offered a motion to adopt Resolution 2010 – 002 to authorize a settlement agreement with Vessel Management Services, Inc. and Crowley Maritime Corporation regarding damages done by the *M/V Pacific Reliance*. Mr. Sanchez seconded the motion and it carried unanimously.

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4. Administrative, Audit and Personnel Committee
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The Committee met January 11 and 15, 2010 in Executive Session to conduct Port Director candidate interviews. No action was taken by the Committee in either meeting.

The Committee met January 19, 2020 in Executive Session to discuss the potential candidates for the position of Port Director. No action was taken in the meeting.

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5. Monthly Staff report from General Counsel.
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The General Counsel’s Monthly Staff Report was rendered to the Board and is on file in the Executive Offices.

- 6. Monthly Staff report from Director of Administration and Finance.

The Director of Administration and Finance's Monthly Staff Report was rendered to the Board and is on file in the Executive Offices.

- 7. Monthly Staff report from Director of Navigation and Security.

The Director of Navigation and Security's Monthly Staff Report was rendered to the Board and is on file in the Executive Offices.

- 8. Monthly Staff report from Director of Terminal Operations.

The Director of Terminal Operations' Monthly Staff Report was rendered to the Board and is on file in the Executive Offices.

- 9. Monthly Staff report from Director of Marketing and Trade Development.

The Director of Marketing and Trade Development's Monthly Staff Report was rendered to the Board and is on file in the Executive Offices.

- 10. Monthly Staff report from Director of Engineering, Maintenance, and Development.

The Director of Engineering, Maintenance, and Development's Monthly Staff Report was rendered to the Board and is on file in the Executive Offices.

- 11. Monthly Staff report from the State Port Lobbyist.

The State Port Lobbyist's Monthly Staff Report was rendered to the Board and is on file in the Executive Offices.

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12. Monthly Staff report from the National Port Lobbyist.
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The National Port Lobbyist's Monthly Staff Report was rendered to the Board and is on file in the Executive Offices.

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16. Executive Session.
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- a. West Cameron Port Authority Litigation
- b. Discussion of Potential Litigation with F. Miller and Sons, LLC., et al

Ms. Barnett stated there was one matter to add to the Executive Session section of the agenda before entering into Executive Session. The item to add is the discussion of the Port Director selection process. This item requires a unanimous vote from the Board in order to be added to the agenda. Mr. Shaddock offered a motion to add the Discussion of the Port Director selection process to the Executive Session section of the agenda. Mr. Sanchez seconded the motion and it carried unanimously. The Discussion of the Port Director selection process item was added to the agenda under the Executive Session section.

Mr. Shaddock offered a motion to enter into Executive Session. Mr. Sanchez seconded the motion and it carried unanimously. The Board entered into Executive Session at 5:18 p.m.

The Board returned from Executive Session at 6:10 p.m. Ms. Barnett stated no action was taken in Executive Session.

17. Other Matters which may properly come before the Board.

There being no further business to come before the Board, on a motion made by Mr. Hank seconded by Mr. Shaddock and approved unanimously among those present the meeting adjourned.

All discussions held on the above items were recorded on Compact Disc Number 1, and filed in the Executive Offices of the District.

Please note that when the votes are shown as unanimous, it is the policy of the Board that the President does not vote except in the event of a tie vote by the rest of the Board and/or unless otherwise indicated.

Kay C. Barnett, President

ATTEST:

David J. Darbone, Secretary/ Treasurer