

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, June 28, 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:

Bill Rase, Port Director  
Michael K. Dees, General Counsel  
Jason Breaux, Financial Analyst  
Donald Brinkman, Director of Engineering, Maintenance and Development  
Channing Hayden, Director of Navigation/Security  
Dan Loughney, Director of Sales and Marketing  
Todd Henderson, Director of Operations  
Michelle Bolen, Executive Administrative Assistant

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

- 1. Approval of the May 24, 2010 Regular Meeting Minutes.  
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Mr. Darbone offered a motion to approve the May 24, 2010 Regular Meeting Minutes. Mr. Sanchez seconded the motion and it carried unanimously.

Mr. Rase introduced Mr. Todd Henderson as the Port's new Director of Operations. The Board welcomed Mr. Henderson. Mr. Rase also introduce Mr. Jason Breaux, Financial Analyst, who was sitting in for Richert Self, Director of Administration and Finance.

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2. Submission 2010 – 031 approving the Board of Commissioners Election of Officers.
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Mr. Abraham offered a motion to adopt Resolution 2010 – 031 to elect the following as Officers from July 1, 2010 – July 1, 2011:

Mr. Shaddock as President  
Mr. Sanchez as Vice President  
Mr. Herford as Secretary/Treasurer

Mr. Darbone stated an Assistant Secretary/Treasurer also needed to be elected. Mr. Abraham made a motion to nominate Mr. Hank. Mr. Darbone offered a motion to amend the original motion to adopt Resolution 2010 – 031 to include Mr. Hank in the position of Assistant Secretary/Treasurer. Mr. Abraham seconded the motion and it carried unanimously.

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3. Submission 2010 – 032 approving the *American Press* as the District's Official Journal.
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Mr. Sanchez offered a motion to adopt Resolution 2010 – 032 to approving the *American Press* as the District's Official Journal. Mr. Herford seconded the motion and it carried unanimously.

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4. Submission 2010 – 033 to approving the execution of a Schedule of Claim to Charles Taylor Adjusting for physical damages to the Shiploader boom at BT-1.
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Mr. Hank offered a motion to adopt Resolution 2010 – 033 to approve the execution of a Schedule of Claim to Charles Taylor Adjusting for physical damages to the Shiploader boom at BT-1. Mr. Shaddock seconded the motion and it carried unanimously.

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5. Submission 2010 – 034 approving a change order to re-route a duct bank as part of the New Shop and Office Project at BT-1.
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Mr. Herford offered a motion to adopt Resolution 2010 – 034 to approve a change order to re-route a duct bank as part of the New Shop and Office Project at Bt-1. Mr. Hank seconded the motion and it carried unanimously.

- 6. May 2010 Financials Briefing Note.  
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The Briefing Note on the May 2010 Financials was rendered to the Board and is on file in the Executive Offices.

- 7. 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.

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

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

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

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

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- 13. Monthly Staff report from the State Port Lobbyist.
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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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- 14. 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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- 15. 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

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 5:20 p.m.

The Board returned from Executive Session at 6:32 p.m. Ms. Barnett stated no action was taken in Executive Session.

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- 16. Other Matters which may properly come before the Board.
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There being no further business to come before the Board, Ms. Barnett asked for a motion to adjourn. Mr. Hank offered a motion to adjourn. Mr. Sanchez seconded the motion and it carried unanimously.

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.

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Kay C. Barnett, President

ATTEST:

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David J. Darbone, Secretary/ Treasurer