

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, July 25, 2011, 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:

- Walter M. Sanchez, President
- Harry C. Hank, Vice President
- John L. LeBlanc, Secretary/Treasurer
- Elcie J. Guillory, Assistant Secretary/Treasurer
- Daryl V. Burckel, Commissioner
- Barbara M. McManus, Commissioner

Absent:

None

Also Present:

- Bill Rase, Port Director
- Michael K. Dees, General Counsel
- Jason Breau, Financial Analyst
- Todd Henderson, Director of Operations
- Dan Loughney, Director of Marketing and Trade Development
- Michelle Bolen, Executive Administrative Assistant

Mr. Sanchez called the meeting to order at 5:00 P.M. and asked Mr. LeBlanc to give the invocation. Ms. McManus led the Board and audience in the Pledge of Allegiance.

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

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1. Submission 2011 – 045 recognizing Commissioner Ms. Kay C. Barnett.
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Mr. Sanchez called Ms. Kay C. Barnett and Mr. C Wade Shaddock, Jr. to the podium where he stated that almost 9 years ago the Port was in a crisis. There was a crisis in leadership and a crisis in the confidence of the general public in the way this Board was run. The Legislative Delegation recognized that it had to send a strong message that those days were over and that this Port was moving in a new direction with new vision and new leadership. Their most tangible step in doing that was selecting Board members for this Port. The public expected, this Port needed and the legislature found people with strong character, diverse experience and well documented histories of public service. Tonight the Board would like to say thank you to two of those Board members – Kay C. Barnett and C. Wade Shaddock. They have exhausted their allowed terms. That term is appropriate.

They worked tirelessly with this Board to reorganize the Port to hire a new Port Director, and most importantly to restore the confidence of the public in the way that this Port operated. They have each served this Board in multiple capacities, including as President. When he came on this Board they were incredibly generous to help him figure out the difference between BT-1 and BT-2. They were wonderful mentors over the last two years and great friends. They have served this City and this Port well. He stated they have his deepest thanks and the thanks of every Board member that has served with them and every staff member who has worked with them over the last eight years. It is their opportunity to say thanks to them and to recognize them for the service they provided to the Port.

Mr. Sanchez presented a plaque to Ms. Barnett thanking her for her service to the Port. Mr. Sanchez also presented Mr. Shaddock a plaque thanking him as well for his service.

Mr. Sanchez read the two Resolutions commending Kay C. Barnett and C. Wade Shaddock, Jr. for their service to the Port and community.

Mr. Burckel offered a motion to adopt Resolution 2011 – 045 commending Kay C. Barnett for her service to the District and the community as Commissioner from May 29, 2003 until June 24, 2011 and President of the Board of Commissioners from July 1, 2005 – June 30, 2006 as well as July 1, 2009 until June 30, 2010. Mr. Hank seconded the motion and it carried unanimously.

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- 2. Submission 2011 – 045 recognizing Commissioner Mr. C. Wade Shaddock, Jr.
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Mr. LeBlanc offered a motion to adopt Resolution 2011 – 046 commending C. Wade Shaddock, Jr. for his service to the District and the community as Commissioner from May 29, 2003 until June 24, 2011 and President of the Board of Commissioners from July 1, 2010 – June 30, 2011 as well. Ms. McManus seconded the motion and it carried unanimously.

Ms. Barnett stated it has been an honor and a privilege to serve on the Board of Commissioners for the Lake Charles Harbor and Terminal District. Working with them as a team has been one of those most incredible experiences of her life. She does realize there will be life after the Port. But it was an experience at a time when as a group, with the Administration, they took on the Port of Lake Charles with a sense of urgency and moved forward in futuring it together. Always in their mind was economic development, jobs, what is right for the people of this area, and what is right for the Port. She has been honored to have served in this capacity and it has been great working with everyone and hopes to be able to work with them in the future.

Mr. Shaddock thanked the Board and stated he appreciated the presentations and will treasure them because this time has been most rewarding and challenging. When they came on the Board eight years ago, he did not know what he did not know about the

maritime industry. The little bit he does know now is that it is very complex and, challenging and takes a lot of dedicated work and expertise.

They were on the precipice of quite a cliff eight years ago. They were going bankrupt. Fortunately they have had outstanding Port Directors and staff with Dennis Stine, Adam McBride and now Bill Rase heading the staff. That is where the rubber meets the road and they are the ones who have moved the Port forward. Also customers have helped them move forward, making the Port the number 11 or 12 in the nation. He expects in the near future the Port will be in the single digits. They have brought in billions of dollars of investments and thousands of jobs.

He also stated it has been great working with the Commissioners. He thinks they have a great future because he knows they are all people of character. That is what matters.

Mr. Hank stated he appreciated both of them and their tenure on the Board. Everything that was said tonight was heartfelt by each one of the Board and wished them the best of luck in all of their endeavors.

Mr. Guillory stated he has enjoyed working with both of them. They are two wonderful people to work with. The past few months that he has been here, not one time did he go to them for information that they did not give it to him, with a smile. He appreciates that. He was a legislator then and they went through a lot to revamp the Board. They did everything that was expected to put this Port back on the right track.

3. Approval of the June 20, 2011 Special Meeting Minutes.

Mr. LeBlanc offered a motion to approve the June 22, 2011 Special Meeting Minutes. Mr. Hank seconded the motion and it carried unanimously.

4. Submission 2011 – 047 authorizing the Port to enter into a professional services agreement with Shaw Environmental & Infrastructure.

Ms. McManus offered a motion to adopt Resolution 2011 – 047to authorize the Port to enter into a professional services agreement with Shaw Environmental & Infrastructure. Mr. Guillory seconded the motion and it carried unanimously.

5. Administration, Audit and Personnel Committee.

The Committee met on July 20, 2011 to discuss the District’s Forecast II.

Mr. Self gave a presentation on the District's Forecast II and it will be presented to the Board at the July 25, 2011 Regular meeting.

- 6. Port Director Quarterly Expenses Briefing Note.

The Briefing Note on the Port Director's Quarterly Expenses was rendered to the Board and is on file in the Executive Offices.

- 7. Forecast II Briefing Note.

The Briefing Note on the District Forecast II was rendered to the Board and is on file in the Executive Offices.

- 8. Monthly Staff report from General Counsel.

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

- 9. 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.

- 10. 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.

- 11. 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.

- 12. 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.

- 13. 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.

- 14. 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.

- 15. Monthly Staff report from the National Port Lobbyist.

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

- 16. Executive Session.

Mr. Sanchez asked for a motion to enter into Executive Session. Mr. Guillory offered a motion to enter into Executive Session. Ms. McManus seconded the motion and it carried unanimously.

The Board entered into Executive Session at 5:30 p.m. to discuss the item below.

- a. PNK (Lake Charles), LLC vs. Lake Charles Harbor and Terminal District; 14th Judicial District Court; Parish of Calcasieu; State of Louisiana, Case No. : 2010-5508; Division: A

The Board Returned from Executive Session at 6:11 p.m. 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, Mr. Sanchez asked for a motion to adjourn. Ms. McManus offered a motion to adjourn. Mr. Burckel seconded the motion and it carried unanimously. The meeting adjourned at 6:11 p.m.

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.

WALTER M. SANCHEZ, President

ATTEST:

JOHN L. LEBLANC, Secretary/ Treasurer