

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, February 25, 2013 in the Board Room of the Port of Lake Charles located at 751 Bayou Pines, Suite A, Lake Charles, Louisiana.

In attendance and constituting a quorum, were:

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

Absent:

None

Also Present:

- Bill Rase, Executive Director
- Mike Dees, General Counsel
- Richert Self, Director of Administration and Finance
- Channing Hayden, Director of Navigation/ Security
- Todd Henderson, Director of Operations
- Dan Loughney, Director of Marketing and Trade Development
- Donald Brinkman, Director of Engineering, Maintenance and Development
- Michelle Bolen, Executive Administrative Assistant

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

Mr. Hank 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. Approval of the January 28, 2013 Regular Meeting Minutes.
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Mr. Sanchez offered a motion to approve the January 28, 2013 Regular Meeting Minutes. Ms. McManus seconded the motion and it carried unanimously.

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2. Submission 2013 – 010 accepting the only responsive bid of L.M. Daigle Oil Distributors, LLC to supply motor fuel.
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Mr. LeBlanc offered a motion to adopt Resolution 2013 – 010 to accept the only responsive bid of L.M. Daigle Oil Distributors, LLC to supply motor fuel. Dr. Burckel seconded the motion and it carried unanimously.

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3. Submission 2013 – 011 accepting the only responsive bid of Mack Manufacturing, Inc. for a new grapple bucket.
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Dr. Burckel offered a motion to adopt Resolution 2013 – 011 to accept the only responsive bid of Mack Manufacturing, Inc. for a new grapple bucket. Ms. McManus seconded the motion and it carried unanimously.

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4. Submission 2013 – 012 authorizing the Executive Director to approve a change order related to the Bulk Terminal No. 1 New Stacker and Reclaimers Equipment and Electrical Supply and Installation project under contract with Alfred Palma, LLC.
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Mr. Dixon offered a motion to adopt Resolution 2013 – 012 to authorize the Executive Director to approve a change order related to the Bulk Terminal No. 1 New Stacker and Reclaimers Equipment and Electrical Supply and Installation project under contract with Alfred Palma, LLC. Dr. Burckel seconded the motion and it carried unanimously.

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5. Submission 2013 – 013 accepting the lowest responsive bid of Marshland Equipment Rentals in the amount of \$115,000 for the Clearing and Grubbing of Dredge Material Placement Area No. 6.
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Mr. Sanchez offered a motion to adopt Resolution 2013 – 013 to accept the lowest responsive bid of Marshland Equipment Rentals in the amount of \$115,000 for the Clearing and Grubbing of Dredge Material Placement Area No. 6. Ms. McManus seconded the motion and it carried unanimously.

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6. Submission 2013 – 014 approving a SWLA Task Force for Growth and Opportunity Cooperative Endeavor Agreement with the GO Group.
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Mr. Guillory offered a motion to adopt Resolution 2013 – 014 to approve a SWLA Task Force for Growth and Opportunity Cooperative Endeavor Agreement with the GO Group. Ms. McManus seconded the motion and it carried unanimously.

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7. Submission 2013 – 015 authorizing an Intergovernmental Cooperative Agreement with the LADOTD, City of Lake Charles, Calcasieu Parish Police Jury, Southwest Louisiana Convention and Visitors Bureau, McNeese State University, SOWELA and the Calcasieu Parish School Board relative to the sharing of head tax and room tax revenues from the future \$500 million Ameristar Gaming Resort Development(Ameristar) for partial funding of certain I-210/Cove Lane road improvements to make possible the orderly and efficient operation and maintenance of Ameristar and its 700 room hotel and related resort amenities.
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Mr. LeBlanc offered a motion to adopt Resolution 2013 – 015 to authorize an Intergovernmental Cooperative Agreement with the LADOTD, City of Lake Charles, Calcasieu Parish Police Jury, Southwest Louisiana Convention and Visitors Bureau, McNeese State University, SOWELA and the Calcasieu Parish School Board relative to the sharing of head tax and room tax revenues from the future \$500 million Ameristar Gaming Resort Development(Ameristar) for partial funding of certain I-210/Cove Lane road improvements to make possible the orderly and efficient operation and maintenance of Ameristar and its 700 room hotel and related resort amenities. Dr. Burckel seconded the motion and it carried unanimously.

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8. Submission 2013 – 016 ratifying and authorizing an Amended and Restated Surface Lease and a Real Estate Lease Option Agreement with Cameron LNG, LLC.
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Ms. McManus offered a motion to adopt Resolution 2013 – 016 to ratify and authorize an Amended and Restated Surface Lease and a Real Estate Lease Option Agreement with Cameron LNG, LLC. Mr. Dixon seconded the motion and it carried unanimously.

- 9. January 2013 Financials Briefing Note.  
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The Briefing Note concerning the January 2013 Financials was rendered to the Board and is on file in the Executive Offices.

- 10. 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.

- 11. 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.

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

- 13. 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.

- 14. 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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15. 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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16. 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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17. Executive Session.  
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- a. Threatened litigation in writing by the *M/V Advantage* relating to possible damages at Berth 6.
- b. Threatened litigation related to the Bag House Lease termination.

Mr. Hank asked for a motion to enter into Executive Session. Mr. Sanchez offered a motion to enter into Executive Session. Mr. LeBlanc seconded the motion and it carried unanimously. The Board entered into Executive Session at 5:19 p.m.

The Board returned from Executive Session at 6:32 p.m. No action was taken in Executive Session.

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18. Other Matters which may properly come before the Board.  
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There being no further business to come before the Board, Mr. Hank asked for a motion to adjourn. Mr. Sanchez offered a motion to adjourn. Ms. McManus seconded the motion and it carried unanimously. The meeting adjourned at 6:33 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.

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H.C. HANK, President

ATTEST:

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ELCIE J. GUILLORY, Secretary/ Treasurer