

Minutes of the Special Meeting of the Board of Commissioners of the Lake Charles Harbor and Terminal District held at 4:00 P.M., Wednesday, February 10, 2016 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:

Barbara M. McManus, President
Dudley R. Dixon, Secretary/Treasurer
Michael G. Eason, Assistant Secretary/Treasurer
Elcie J. Guillory, Commissioner
Walter M. Sanchez, Commissioner

Absent:

Daryl V. Burckel, Vice President
John LeBlanc, Commissioner

Also Present:

Bill Rase, Executive Director
Mike Dees, General Counsel
Jonathan Ringo, Assistant General Counsel
Michelle Bolen, Executive Administrative Assistant

Ms. McManus called the meeting to order at 4:00 P.M. and asked Mr. Dixon to give the invocation. Mr. Sanchez led the Board and audience in the Pledge of Allegiance.

Ms. McManus asked if there was any public comment regarding any items on the agenda. With no public comments to be heard the meeting continued.

-
1. Submission 2016 – 004 authorizing the Executive Director to enter into a Cooperative Endeavor Agreement (CEA) between the Lake Charles Harbor and Terminal District (Port) to convey to the City of Westlake (City) the area of land upon which exists water tower improvements and water plant improvements built by the City of Westlake (the Transfer); authorizing the Executive Director to also accept, on behalf of the Port, the transfer of any and all interest that the City may have, including, but not limited to, a permanent servitude for a road (“Title Interest”) in that portion of Sulphur Avenue laying east of Miller Avenue in the city limits of the City of Westlake, Parish of Calcasieu, State of Louisiana (“Road Area”) and, further, authorizing the Executive Director to take any and all action deemed necessary and appropriate by the Executive Director, on behalf of the Port, to accept the Transfer and Title Interest as well as take any action to assist and cooperate with the

City of Westlake or others for the Port to acquire the underlying title ownership of Road Area by any means deemed necessary, including expropriation, from any existing owners of the Road Area or others having any sort of title interest in the Road Area.

Mr. Sanchez offered a motion to adopt Resolution 2016 – 004 to authorize the Executive Director to enter into a Cooperative Endeavor Agreement (CEA) between the Lake Charles Harbor and Terminal District (Port) to convey to the City of Westlake (City) the area of land upon which exists water tower improvements and water plant improvements built by the City of Westlake (the Transfer); authorizing the Executive Director to also accept, on behalf of the Port, the transfer of any and all interest that the City may have, including, but not limited to, a permanent servitude for a road (“Title Interest”) in that portion of Sulphur Avenue laying east of Miller Avenue in the city limits of the City of Westlake, Parish of Calcasieu, State of Louisiana (“Road Area”) and, further, authorizing the Executive Director to take any and all action deemed necessary and appropriate by the Executive Director, on behalf of the Port, to accept the Transfer and Title Interest as well as take any action to assist and cooperate with the City of Westlake or others for the Port to acquire the underlying title ownership of Road Area by any means deemed necessary, including expropriation, from any existing owners of the Road Area or others having any sort of title interest in the Road Area. Mr. Eason seconded the motion and it carried unanimously.

2. Executive Session

- Suit against the Port of Lake Charles – Suit No. 2013-001091-14th JDC, State of LA.
- Suit against the Port of Lake Charles – Suit No. 2014-004268-14th JDC, State of LA.
- IFG Port Holding, LLC vs LCHTD – Case: 2:16-cv-00146 U S District Court, Western District of Louisiana, Lake Charles Division.

Ms. McManus asked for a motion to enter into Executive Session. Mr. Sanchez offered a motion to enter into Executive Session. Mr. Guillory seconded the motion and it carried unanimously. The Board entered into Executive Session at 4:12 p.m.

The Board returned from Executive Session at 4:51 p.m. Mr. Sanchez offered a motion to return to Regular Session. Mr. Eason seconded the motion and it carried unanimously. No action was taken in Executive Session.

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

There being no further business to come before the Board, Mr. Sanchez offered a motion to adjourn. Mr. Guillory seconded the motion and it carried unanimously. The meeting adjourned at 5:51 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.

BARBARA M.MCMANUS, President

ATTEST:

DUDLEY R. DIXON, Secretary/ Treasurer