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, September 23, 2024 in the Boardroom of the Port of Lake Charles located at 1611 West Sallier St., Lake Charles, Louisiana.

In attendance and constituting a quorum, were:

Mary Jo Bayles, Vice President

John M. Cradure, Secretary/Treasurer

Jonathan L. Johnson, Assistant Secretary/Treasurer

Cheyenne Boudreaux, Commissioner

Thomas L. Lorenzi, Commissioner

Julie Miller, Commissioner

Absent:

Kevin D. Guidry, President

Also Present:

Richert Self, Executive Director

Jon Ringo, Executive Counsel

Cameron Landry, Director of Administration and Finance

Channing Hayden, Director of Navigation

Nick Pestello, Director of Engineering and Maintenance

Todd Henderson, Director of Operations

Therrance Chretien, Director of Cargo and Trade Development

Michelle Bolen, Executive Administrative Assistant

Ms. Bayles called the meeting to order at 5:01 P.M.

Mr. Cradure gave the invocation. Mr. Boudreaux led the Board and audience in the Pledge of Allegiance.

Ms. Bayles made a statement reminding the public of the Port’s procedure for the public to address an agenda item to the Board.

Ms. Bayles introduced the newest Board member, Ms. Julie Miller.

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1. Approval of the August 26, 2024 Regular Meeting Minutes.

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Mr. Johnson offered a motion to approve the August 26, 2024 Regular Meeting Minutes. Mr. Lorenzi seconded the motion and it carried unanimously.

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2. Submission 2024 – 034 approving an amendment of the 2024 Operating Budget for the Lake Charles Harbor and Terminal District.

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Mr. Boudreaux offered a motion to adopt Resolution 2024 – 034 to approve an amendment of the 2024 Operating Budget for the Lake Charles Harbor and Terminal District. Mr. Lorenzi seconded the motion and it carried unanimously.

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3. Submission 2024 – 035 authorizing the Executive Director to enter into an agreement with Oracle for the implementation and license subscription of their NetSuite software, and to amend the capital budget.

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Mr. Johnson offered a motion to adopt Resolution 2024 – 035 to authorize the Executive Director to enter into an agreement with Oracle for the implementation and license subscription of their NetSuite software, and to amend the capital budget. Mr. Cradure seconded the motion and it carried unanimously.

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4. Submission 2024 – 036 authorizing the District to enter into a professional service agreement with Meyer & Associates, Inc. for design services for the Industrial Canal Bulk Grain Facility and to amend the 2024 capital budget.

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Mr. Cradure offered a motion to adopt Resolution 2024 – 036 to authorize the District to enter into a professional service agreement with Meyer & Associates, Inc. for design services for the Industrial Canal Bulk Grain Facility and to amend the 2024 capital budget. Mr. Lorenzi seconded the motion and it carried unanimously.

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5. Submission 2024 – 037 authorizing the Executive Director to enter into a professional services agreement with Lanier & Associates Consulting Engineers for the Berth 7 Fender Rehabilitation at City Docks and to amend the 2024 capital budget.

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Mr. Lorenzi offered a motion to adopt Resolution 2024 – 037 to authorize the Executive Director to enter into a professional services agreement with Lanier & Associates Consulting Engineers for the Berth 7 Fender Rehabilitation at City Docks and to amend the 2024 capital budget. Ms. Miller seconded the motion and it carried unanimously.

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6. Submission 2024 – 038 accepting the lowest responsive bid of Alfred Palma, LLC in the amount of $1,399,724 for the base bid plus a contingency in the amount of $280,000 for a total of $1,679,724 for the Berth 15B Fender Repairs at City Docks and to amend the 2024 capital budget.

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Mr. Boudreaux offered a motion to adopt Resolution 2024 – 038 to accept the lowest responsive bid of Alfred Palma, LLC in the amount of $1,399,724 for the base bid plus a contingency in the amount of $280,000 for a total of $1,679,724 for the Berth 15B Fender Repairs at City Docks and to amend the 2024 capital budget. Mr. Johnson seconded the motion and it carried unanimously.

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7. Submission 2024 – 039 accepting the best value proposal of Liebherr, USA Co. in the amount of $17,325,818.40 for two (2) bulk material handling portal mounted mobile harbor cranes, plus a contingency in the amount of $600,000 for a total of $17,925,818.40, and to amend the 2024 capital budget.

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Mr. Johnson offered a motion to adopt Resolution 2024 – 039 to accept the best value proposal of Liebherr, USA Co. in the amount of $17,325,818.40 for two (2) bulk material handling portal mounted mobile harbor cranes, plus a contingency in the amount of $600,000 for a total of $17,925,818.40, and to amend the 2024 capital budget. Mr. Lorenzi seconded the motion and it carried unanimously.

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8. August 2024 Financials Briefing Note.

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The August 2024 Financials Briefing Note was rendered to the Board and is on file in the Executive Offices.

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9. FEMA/GOHSEP Briefing Note.

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The FEMA/GOHSEP Briefing Note was rendered to the Board and is on file in the Executive Offices.

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10. Monthly Staff report from Director of Administration and Finance.

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

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11. Monthly Staff report from Director of Navigation.

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The Director of Navigation’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 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.

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13. Monthly Staff report from Director of Cargo and Trade Development.

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The Director of Cargo and Trade Development’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 Director of Engineering, Maintenance and Development.

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The Director of Engineering, Maintenance and Development’s 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 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 Federal Port Lobbyist.

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The Federal Lobbyist’s Monthly Staff Report was rendered to the Board and is on file in the Executive Offices.

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

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There were no other matters to be discussed.

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18. Executive Session and appropriate action in any of the following matters:

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Ms. Bayles asked for a motion and second to enter into Executive Session.

Mr. Johnson offered a motion to enter into Executive Session. Mr. Cradure seconded the motion and it carried unanimously. The Board entered into Executive Session at 5:20 p.m.

* + IFG Port Holding, LLC vs LCHTD – Case: 2:16-cv-00146 U S District Court, Western District of Louisiana, Lake Charles Division.
  + Turning Basin Site Remediation – Dynamic Industries, Inc.
  + Damage to Berth 15 – Southern Ionics.

The Board returned from Executive Session at 5:51 p.m.

Ms. Bayles stated no action was taken in Executive Session.

Ms. Bayles said there were two items for the Board to act upon after Executive Session.

Mr. Johnson offered a motion to adopt Resolution 2024 – 040 to authorize the engagement of outside counsel to represent the District in the matter of IFG Port Holdings, LLC. Vs LCHTD Case No. 2:16-cv-146. Mr. Cradure seconded the motion and it carried unanimously.

Mr. Lorenzi offered a motion to adopt Resolution 2024 – 041 to authorize the settlement of a suit against Southern Ionics, Lake Charles Stevedores and J. J. Flanagan Stevedores for damage to Berth 15B. Mr. Boudreaux seconded the motion and it carried unanimously.

There being no further business to come before the Board, Ms. Bayles asked for a motion to adjourn. Mr. Lorenzi offered a motion to adjourn. Mr. Boudreaux seconded the motion and it carried unanimously. The meeting adjourned at 6:16 p.m.

All discussions held on the above items were recorded using the FTR Gold recording program.

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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MARY JO BAYLES, Vice President

ATTEST:

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JOHN M. CRADURE, Secretary/ Treasurer