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Alexandria International Airport

The England Economic and Industrial Development District Board of Commissioners

Regular Session
September 27, 2001

The England Economic and Industrial Development District met in Regular Session at the England Authority Board Room, 1611 Arnold Drive, England Industrial Airpark and Community, Alexandria, Louisiana, on Thursday, September 27, 2001, at 4:30 p.m. (Central Standard Time).

There were present: Mr. Michael Tudor, Chairman; Mr. Martin Johnson, Vice Chairman; Mr. Kit Provine, Mr. Hank Bruser, Mr. Richard Bushnell, Mr. Elwood Carroll, Mr. Charles Waites, Mr. Wayne Denley, Mr. Wayne Miller and Ms. Bridgett Brown.

Absent: None

Also present were: Mr. Jon Grafton, Executive Director, members of the England Authority staff, legal counsel, and members of the public, press and media.

Mr. Tudor asked that we observe a few moments of silence. Rev. Joe Green led in the invocation. Commissioner Charles Waites led the Pledge of Allegiance.

The England Economic and Industrial Development District was duly convened as the governing authority of said District by Mr. Michael Tudor, Chairman, who then stated that the England Economic and Industrial Development District was ready for the transaction of business.

The Chair asked for a unanimous consent to move the \$4.50 PFC issue to top of agenda for consideration. There being no objections, it was so ordered.

MOTION AUTHORIZING THE IMPLEMENTATION OF A \$4.50 PASSENGER FACILITY CHARGE AT ALEXANDRIA INTERNATIONAL AIRPORT
Motion by Ms. Brown, seconded by Mr. Bushnell authorizing the implementation of a \$4.50 passenger facility charge at Alexandria International Airport. On vote, motion carried. 113-2001

ELECTION OF CHAIR

Mr. Tudor called for nominations. Ms. Brown, seconded by Mr. Bruser, moved for the election of Mr. Johnson. The Chair hearing no further nominations closed nominations. By unanimous vote, Mr. Johnson was elected. 114-2001

ELECTION OF VICE-CHAIR

Mr. Johnson called for nominations. Ms. Brown, seconded by Mr. Bushnell, moved for the election of Mr. Tudor. The Chair hearing no further nominations, closed nominations. By unanimous vote, Mr. Tudor was elected. 115-2001

ELECTION OF SECRETARY/TREASURER

Mr. Johnson called for nominations. Ms. Brown, seconded by Mr. Bushnell, moved for the election of Mr. Provine. The Chair hearing no further nominations, closed nominations. By unanimous vote, Mr. Provine was elected. 116-2001

MOTION TO APPROVE MINUTES

Motion by Mr. Tudor, seconded by Ms. Brown to approve the Minutes from the August 23, 2001, Regular Board Meeting. On vote, motion carried. 117-2001

MOTION TO APPROVE PAYMENT OF ATTORNEYS' BILL

Motion by Mr. Brown, seconded by Mr. Tudor to approve payment of attorney bill for the month of August, 2001. On vote, motion carried. 118-2001

MOTION TO RENEW CONTRACT WITH RAPIDES PARISH SHERIFF'S DEPARTMENT FOR SECURITY SERVICE AT ENGLAND AIRPARK AND AUTHORIZING THE EXECUTIVE DIRECTOR TO SIGN ALL DOCUMENTS THERETO.

Motion by Mr. Bushnell, seconded by Ms. Brown to renew contract with Rapides Parish Sheriff's Department for security service at England Airpark and authorizing the Executive Director to sign all documents thereto. On vote, motion carried. 119-2001

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO SIGN AMENDMENT TO LEASE BETWEEN U.S. MARSHALS SERVICE AND EEIDD.

Motion by Mr. Bushnell, seconded by Ms. Brown to authorize Executive Director to sign amendment to lease between U.S. Marshals service and EEIDD. On vote, motion carried. 120-2001

MOTION AUTHORIZING EXECUTIVE DIRECTOR TO SIGN LEASE BETWEEN FOOTHILLS ENGINEERING CONSULTANTS, INC., AND EEIDD.

Motion by Ms. Brown, seconded by Mr. Bushnell authorizing Executive Director to sign lease between Foothills Engineering Consultants, Inc., and EEIDD. On vote, motion carried. 121-2001

MOTION AUTHORIZING EXECUTIVE DIRECTOR TO SIGN LEASE BETWEEN LIBERTY BAPTIST CHURCH AND EEIDD.

Motion by Ms. Brown, seconded by Mr. Bushnell authorizing Executive Director to sign lease between Liberty Baptist Church and EEIDD. On vote, motion carried. 122-2001

MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE THIRD AMENDED COOPERATIVE ENDEAVOR AGREEMENT BETWEEN THE STATE OF LOUISIANA AND THE EEIDD FOR ENGLAND AIRPARK GOLF COURSE, PLANNING AND CONSTRUCTION, AND AUTHORIZING THE EXECUTIVE DIRECTOR TO ACT ON MATTERS PERTAINING TO THIS PROJECT, INCLUDING CERTIFYING REQUESTS FOR STATE DISBURSEMENTS.

Motion by Mr. Carroll, seconded by Ms. Brown authorizing the Executive Director to execute Third Amended Cooperative Endeavor Agreement between the State of Louisiana and the EEIDD for

England Airpark Golf Course, Planning and Construction, and authorizing the Executive Director to act on matters pertaining to this project, including certifying requests for State disbursements. On vote, motion carried. 123-2001

TO HEAR A REPORT FROM MR. PROVOSTY CONCERNING REIMBURSEMENT OF EMPLOYEE LEGAL FEES SUBMITTED FOR PAYMENT.

Mr. Provosty presented a report that stated that legal bills of attorney Mike Small filed on behalf of Mr. Ducote and Mr. Grafton, are reasonable and that this Board has the discretion to pay attorney's bill. It is our further opinion, a bill submitted by Mr. Mike Johnson in further representation of Mr. Grafton is appropriate and reasonable and the Board has the authority to authorize payment of that bill. We would ask that the issue of Mr. Lemoine's bill concerning Mr. Brewer and Mr. Hair be deferred until Attorney General's opinion concerning Mr. Hair's situation.

The Chair recognized Mr. Tudor. Motion made by Mr. Tudor, seconded by Ms. Brown to add the following item to the agenda:

1. Motion to authorize legal counsel to request a legal opinion from the Attorney General of Louisiana on legality of reimbursement by the England Economic and Industrial Development District of the attorney's fees incurred by the Director of Operations, Ronnie Hair, arising out of the investigation into violations of the Louisiana Clean Air Act.

By unanimous vote the item was added to the agenda.

The Chair recognized Ms. Brown. Motion by Ms. Brown, seconded by Mr. Tudor to add the following item to the agenda:

1. Motion to authorize payment of legal services submitted by Mr. Small and Mr. Johnson on behalf of Mr. Ducote and Mr. Grafton.

By unanimous vote the item was added to the agenda.

MOTION TO AUTHORIZE LEGAL COUNSEL TO REQUEST A LEGAL OPINION FROM THE ATTORNEY GENERAL OF LOUISIANA ON LEGALITY OF REIMBURSEMENT BY THE ENGLAND ECONOMIC AND INDUSTRIAL DEVELOPMENT DISTRICT OF THE ATTORNEY'S FEES INCURRED BY THE DIRECTOR OF OPERATIONS, RONNIE HAIR, ARISING OUT OF THE INVESTIGATION INTO VIOLATIONS OF THE LOUISIANA CLEAN AIR ACT.

Motion by Mr. Tudor, seconded by Ms. Brown to authorize legal counsel to request a legal opinion from the Attorney General of Louisiana on legality of reimbursement by the England Economic and Industrial Development District of the attorney's fees incurred by the Director of Operations, Ronnie Hair, arising out of the investigation into violations of the Louisiana Clean Air Act. On vote, motion carried. 124-2001

MOTION TO AUTHORIZE PAYMENT OF LEGAL SERVICES SUBMITTED BY MR. SMALL AND MR. JOHNSON ON BEHALF OF MR. DUCOTE AND MR. GRAFTON.

Motion by Ms. Brown, seconded by Mr. Tudor, to authorize payment of legal services submitted by Mr. Small and Mr. Johnson on behalf of Mr. Ducote and Mr. Grafton. On vote, motion carried. 125-2001

MOTION TO CONSIDER SETTING NEW HOURLY RATES FOR ENGLAND AUTHORITY LEGAL COUNSEL AND TO TAKE APPROPRIATE ACTION THEREON.

Motion by Ms. Brown, seconded by Mr. Bushnell to set new hourly rates for England Authority Legal Counsel. On vote, motion carried. 126-2001

MOTION TO SET FEES FOR PRODUCTION OF MATERIALS PURSUANT TO PUBLIC RECORDS REQUEST.

Motion by Ms. Brown, seconded by Mr. Carroll to set fees for production of materials pursuant to public records request. On vote, motion carried. 127-2001

The Chair next called for item 16: Pursuant to request by Ms. Brown to discuss DBE program performed by Charbonnet and Associates. Ms. Brown indicated her dissatisfaction with the performance of the contract. Indicated receiving numerous complaints from the community.

Motion by Ms. Brown, seconded by Mr. Bushnell to add the following item to the agenda:

1. Motion to terminate professional services contract with Charbonnet and Associates for DBE work with the EEIDD in accordance with contract.

By unanimous vote the item was added to the agenda.

MOTION TO TERMINATE PROFESSIONAL SERVICES CONTRACT WITH CHARBONNET AND ASSOCIATES FOR DBE WORK WITH THE EEIDD IN ACCORDANCE WITH CONTRACT.

Motion by Ms. Brown, second by Mr. Tudor, to terminate professional services contract with Charbonnet and Associates for DBE work with the EEIDD in accordance with contract. The Chair called for any discussion. Ms. Brown reiterated her dissatisfaction. Mr. Wayne Woods, Charbonnet and Associates, addressed the board concerning their accomplishments. On vote, motion carried. 128-2001

The Chair recognized Mr. Bruser. Motion made by Mr. Bruser, seconded by Ms. Brown to add the following item to the agenda:

1. Motion authorizing the Executive Director to execute a letter of commendation to Charbonnet & Associates for their professional services rendered under their contract for DBE services at England Airpark and expressing the England Authority's appreciation for their assistance.

By unanimous vote the item was added to the agenda.

MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A LETTER OF COMMENDATION TO CHARBONNET & ASSOCIATES FOR THEIR PROFESSIONAL SERVICES RENDERED UNDER THEIR CONTRACT FOR DBE SERVICES AT ENGLAND AIRPARK AND EXPRESSING THE ENGLAND AUTHORITY'S APPRECIATION FOR THEIR ASSISTANCE.

Motion by Mr. Bruser, second by Ms. Brown, to authorize the Executive Director to execute a letter of commendation to Charbonnet & Associates for their professional services rendered under their contract for DBE services at England Airpark and expressing the England Authority's appreciation for their assistance. On vote, motion carried. 129-2001

TO HEAR COMMENTS FROM SCOTT GAMMEL CONCERNING INTRA-STATE AIR SERVICE.

Mr. Gammel presented comments concerning intra-state air service.

ADDITIONS TO THE AGENDA

Motion by Mr. Tudor, seconded by Mr. Bushnell to add the following items to the agenda:

1. Motion to authorize Executive Director to execute Federal Grant Agreement to construct new terminal building area complex - Phase IV, in the amount of \$1,461,139.00.

2. Motion to authorize Executive Director to execute Federal Grant Agreement for Phase I to construct Taxiway B (partial design engineering) in the amount of \$530,900.00.

3. Motion to authorize Executive Director to execute contract with URS to design modifications to hangar doors as requested by Pride.

4. Motion adopting AEX air travel initiative proposal as presented and recommended by staff.

By unanimous vote the items were added to the agenda.

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO EXECUTE FEDERAL GRANT AGREEMENT TO CONSTRUCT NEW TERMINAL BUILDING AREA COMPLEX - PHASE IV, IN THE AMOUNT OF \$1,461,139.00.

Motion by Ms. Brown, seconded by Mr. Bushnell to authorize Executive Director to execute Federal Grant Agreement to construct new Terminal Building area complex - Phase IV, in the amount of \$1,461,139.00. On vote, motion carried. 130-2001

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO EXECUTE FEDERAL GRANT AGREEMENT FOR PHASE I TO CONSTRUCT TAXIWAY B (PARTIAL DESIGN ENGINEERING) IN THE AMOUNT OF \$530,900.00. Motion by Mr. Bushnell, seconded by Ms. Brown to authorize Executive Director to execute Federal Grant Agreement for Phase I to construct Taxiway B (partial design engineering) in the amount of \$530,900.00. On vote, motion carried. 131-2001

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO EXECUTE CONTRACT WITH URS TO DESIGN MODIFICATIONS TO HANGAR DOORS AS REQUESTED BY PRIDE.

Motion by Ms. Brown, seconded by Mr. Tudor to authorize Executive Director to execute contract with URS to design modifications to hangar doors as requested by Pride. Ms. Brown, seconded by Mr. Tudor, moved to amend motion to authorize staff and legal counsel to negotiate and present to the Board for a vote, a Contract between URS and EEIDD for design modifications to hangar doors for Pride. On vote, the amendment carried. On vote, the amended motion carried. 132-2001

MOTION ADOPTING AEX AIR TRAVEL INITIATIVE PROPOSAL AS PRESENTED AND RECOMMENDED BY STAFF.

Motion by Mr. Miller, seconded by Ms. Brown to adopt AEX air travel initiative proposal as presented and recommended by staff. Mr. Grafton presented report concerning this matter. There was discussion concerning the parking aspect of the proposal. On vote, motion carried. 133-2001.

On motion by Ms. Brown, second by Mr. Carroll, to add comments from commissioners and public to the agenda. On vote, the motion was unanimously adopted.

The Chair recognized Mr. Rosenfeld to present comments concerning presentation date of design of new hotel to the EEIDD. The board heard from Mr. Provosty concerning this matter.

On motion of Ms. Brown, second by Mr. Bruser, it was moved that the following be added to the agenda:

1. Motion to extend presentation date of plans to EEIDD to 10/25/01 concerning new hotel project. On vote the motion was unanimously adopted.

MOTION EXTENDING PRESENTATION DATE OF EXTERIOR PLANS TO EEIDD TO 10/25/01 CONCERNING NEW HOTEL PROJECT.

On motion of Mr. Bruser, second by Ms. Brown, to extend presentation date of exterior plans to EEIDD to 10/25/01 concerning new hotel project. On vote, motion carried. 1342001

The Chair next recognized Mr. Karl Comeaux and Mr. Frank Rice. The gentlemen proposed that the board adopt a resolution prepared by Mr. Comeaux and Mr. Rice and present it to the board.

On motion of Mr. Bruser, second by Ms. Brown, it was moved that the following item be added to the agenda:

1. Motion to have the EEIDD acknowledge Cenla FTZ, Inc., a non-profit corporation, as its designated representative to provide support to the Foreign-Trade Zone Corporation in connection with the procurement of foreign trade zone status for the Airpark. On vote, the motion was unanimously adopted.

MOTION TO HAVE THE EEIDD ACKNOWLEDGE CENLA FTZ, INC., A NON-PROFIT CORPORATION, AS ITS DESIGNATED REPRESENTATIVE TO PROVIDE SUPPORT TO THE FOREIGN-TRADE ZONE CORPORATION IN CONNECTION WITH THE PROCUREMENT OF FOREIGN TRADE ZONE STATUS FOR THE AIRPARK.

Motion by Mr. Bruser, second by Ms. Brown, to have the EEIDD acknowledge Cenla FTZ, Inc., a non-profit corporation, as its designated representative to provide support to the foreign trade zone corporation in connection with the procurement of foreign trade zone status for the airpark. The Chair called for any discussion. Comments were made by Mr. Rice and various board members. Mr. Tudor moved to table the motion, second by Mr. Miller. The Chair called for vote. On vote, the motion to table carried.

There being no further business to come before the Board, the meeting was adjourned.

Martin W. Johnson, Chairman
England Economic and Industrial Development District
Board of Commissioners

C. E. Provine, Secretary/Treasurer
England Economic and Industrial Development District
Board of Commissioners