

THE ENGLAND ECONOMIC AND INDUSTRIAL DEVELOPMENT DISTRICT
BOARD OF COMMISSIONERS **REGULAR SESSION AUGUST 28, 2014**

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, August 28, 2014 at 5:16 p.m.**

There were present: Bart Jones, Chairman; Scott Linzay, Vice-Chairman; Mike Johnson, Secretary/Treasurer; William Barron, Brady Baudin, Richard Bushnell, Dennis Frazier and Curman Gaines.

Also present were: Members of the England Authority staff and legal counsel.

Absent: Charlie DeWitt, Charlie Weems

Commissioner Gaines gave the invocation and Commissioner Baudin led the Pledge of Allegiance.

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

Chairman Jones asked for a motion to approve consent calendar for items #1 through #4 and items #6 through Item #17.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to approve consent calendar for items #1 through #4 and items #6 through Item #17.

The Chair called for any comments from the public. There being none, a vote was called and motion carried.

MOTION TO APPROVE MINUTES OF JULY 24, 2014, REGULAR BOARD MEETING.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to approve minutes of July 24, 2014, regular board meeting. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **061-2014**

MOTION TO APPROVE PAYMENT OF ATTORNEY'S BILL TO PROVOSTY, SADLER, DELAUNAY, FIORENZA & SOBEL FOR THE MONTH OF JULY, 2014.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to approve payment of attorney's bill to Provosty, Sadler, deLaunay, Fiorenza & Sobel for the month of June, 2014. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **062-2014**

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO EXECUTE CONCESSION/LEASE AGREEMENT WITH RED RIVER BANK FOR THE PROVISION OF AUTOMATED TELLER MACHINE (ATM) SERVICES AT THE JAMES L. MEYER COMMERCIAL TERMINAL.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to authorize Executive Director to execute concession/lease agreement with Red River Bank for the provision of automated teller machine (ATM) services at the James L. Meyer Commercial Terminal.

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO EXECUTE LEASE AGREEMENT BETWEEN EEIDD AND THE UNITED STATES OF AMERICA FOR BUILDING #1707.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to authorize Executive Director to execute lease agreement between EEIDD and the United States of American for Building #1707. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **064-2014**

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MOTION AUTHORIZING EXECUTIVE DIRECTOR TO EXECUTE TRACK SUPPLEMENTAL AGREEMENT BETWEEN UNION PACIFIC RAILROAD COMPANY AND THE EEIDD TO MODIFY AGREEMENT DATED SEPTEMBER 9, 2004 TO ADD TRACK 763 AND OTHER MATTERS WITH RESPECT THERETO.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, authorizing Executive Director to execute Track Supplemental Agreement between Union Pacific Railroad Company and the EEIDD to modify agreement dated September 9, 2004 to add Track 763 and other matters with respect thereto. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **066-2014**

MOTION AUTHORIZING EXECUTIVE DIRECTOR TO EXECUTE AGREEMENT AND CONSENT TO JOINT USE OF TRACK BETWEEN UNION PACIFIC RAILROAD COMPANY, EEIDD AND CALVARY INDUSTRIES, INC. TO ADD TRACK 763 AND OTHER MATTERS WITH RESPECT THERETO.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, authorizing Executive Director to execute Agreement and Consent to Joint Use of Track between Union Pacific Railroad Company, EEIDD and Calvary Industries, Inc. to add Track 763 and other matters with respect thereto. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **067-2014**

MOTION AUTHORIZING EXECUTIVE DIRECTOR TO EXECUTE AGREEMENT AND CONSENT TO JOINT USE OF TRACK BETWEEN UNION PACIFIC RAILROAD COMPANY, EEIDD AND PLASTIPAK PACKAGING, INC. TO ADD TRACK 763 AND OTHER MATTERS WITH RESPECT THERETO.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, authorizing Executive Director to execute Agreement and Consent to Joint Use of Track between Union Pacific Railroad Company, EEIDD and Plastipak Packaging, Inc. to add Track 763 and other matters with respect thereto. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **068-2014**

MOTION AUTHORIZING EXECUTIVE DIRECTOR TO EXECUTE AMENDMENT #1 TO INDUSTRY SPUR TRACK LEASE AGREEMENT BETWEEN EEIDD, PLASTIPAK PACKAGING, INC., AND CALVARY INDUSTRIES, INC. TO ADD TRACK 763 AND OTHER MATTERS WITH RESPECT THERETO.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, authorizing Executive Director to execute Amendment #1 to Industry Spur Track Lease Agreement between EEIDD, Plastipak Packaging, Inc., and Calvary Industries, Inc. to add Track 763 and other matters with respect thereto. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **069-2014**

MOTION AUTHORIZING EXECUTIVE DIRECTOR TO ACCEPT DONATION OF PREDIAL SERVITUDE AND RAIL TRACK IMPROVEMENT THEREON FROM CALVARY INDUSTRIES, INC. TO EEIDD TO ADD TRACK 763 AND OTHER MATTERS WITH RESPECT THERETO.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, authorizing Executive Director to accept donation of Predial Servitude and rail track improvement thereon from Calvary Industries, Inc. to EEIDD to add Track 763 and other matters with respect thereto. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **070-2014**

MOTION TO ADOPT RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR TO EXECUTE SPONSOR/STATE AGREEMENT #H.010957 BETWEEN THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT AND THE EEIDD FOR WILDLIFE HAZARD REMOVAL PHASE I IN THE AMOUNT OF \$45,000.00.

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Motion by **Mr. Linzay**, second by **Mr. Johnson**, to adopt resolution authorizing Executive Director to execute Sponsor/State Agreement #H.010957 between the Louisiana Department of Transportation and Development and the EEIDD for Wildlife Hazard Removal Phase I in the amount of \$45,000.00. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **071-2014**

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO ADVERTISE FOR REQUEST FOR PROPOSALS (RFP'S) FOR GAS AND DIESEL FOR CONSUMPTION BY ENGLAND AUTHORITY VEHICLES AND EQUIPMENT.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to authorize Executive Director to advertise for request for proposals (RFP's) for Gas and Diesel for consumption by England Authority Vehicles and Equipment. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **072-2014**

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO EXECUTE A MEMORANDUM OF AGREEMENT BETWEEN FORT POLK FIRE & EMERGENCY SERVICES DIVISION AND THE EEIDD FOR MUTUAL AID AGREEMENT REGARDING FIRE AND RESCUE SERVICES.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to authorize Executive Director to execute a Memorandum of Agreement between Fort Polk Fire & Emergency Services Division and the EEIDD for Mutual Aid Agreement regarding fire and rescue services. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **073-2014**

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO EXECUTE CONTRACT WITH KAOUGH & JONES ELECTRIC, COMPANY, FOR THE AIRFIELD SIGNAGE REPLACEMENT (PHASE 2 OF AIRPORT ELECTRICAL REHABILITATION) IN THE AMOUNT OF \$657,630.40, SUBJECT TO FUNDING AND SUBJECT TO THE RECEIPT OF ALL PROPER AND NECESSARY BID DOCUMENTS.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to authorize Executive Director to execute contract with Kaough & Jones Electric, Company, for the Airfield Signage Replacement (Phase 2 of Airport Electrical Rehabilitation) in the amount of \$657,630.40, subject to funding and subject to the receipt of all proper and necessary bid documents. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **074-2014**

MOTION AUTHORIZING EXECUTIVE DIRECTOR TO EXECUTE FEDERAL AVIATION ADMINISTRATION GRANT OFFER ACCEPTING SAID GRANT TO ACQUIRE AIRCRAFT RESCUE & FIRE FIGHTING VEHICLE AND REHABILITATE TAXIWAY B IN THE AMOUNT OF \$1,301,942.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, authorizing Executive Director to Execute Federal Aviation Administration grant offer accepting said grant to Acquire Aircraft Rescue & Fire Fighting Vehicle and Rehabilitate Taxiway B in the amount of \$1,301,942. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **075-2014**

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO ADVERTISE FOR BIDS FOR "CLEARING AND GRUBBING" FOR WILDLIFE HAZARD MITIGATION.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to authorize Executive Director to advertise for bids for "Clearing and Grubbing" for Wildlife Hazard Mitigation. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **076-2014**

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MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO PURCHASE 6.6 ACRES/CREDITS FROM DELTA LAND SERVICES, L.L.C., IN THE AMOUNT OF \$87,450 AS REQUIRED BY THE ARMY CORP OF ENGINEERS FOR THE MITIGATION OF 3.2 ACRES OF JURISDICTIONAL WETLANDS LOCATED WITHIN THE OBSTACLE REMOVAL PROJECT AREA AT THE APPROACH END OF RUNWAY 14.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to authorize Executive Director to purchase 6.6 Acres/Credits from Delta Land Services, L.L.C., in the amount of \$87,450 as required by the Army Corp of Engineers for the mitigation of 3.2 acres of Jurisdictional wetlands located within the Obstacle Removal Project Area at the approach end of Runway 14. The Chair called for any comments from the public. There being none, a vote was called and motion carried. **077-2014**

MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR AND EEIDD COUNSEL TO USE ALL LEGAL MEANS NECESSARY TO RECOVER UNPAID PAST DUE RENT, PENALTIES, INTEREST, AND ANY OTHER DAMAGES RELATED TO THE LEASE OF PREMISES EXECUTED BETWEEN DAVID DOTY D/B/A/ TACTICAL ADVANTAGE AND EEIDD.

Motion by **Mr. Linzay**, second by **Mr. Johnson**, to authorize Executive Director and EEIDD Counsel to use all legal means necessary to recover unpaid past due rent, penalties, interest, and any other damages related to the lease of premises executed between David Doty d/b/a Tactical Advantage and EEIDD.

The Chair called for any comments by the public. There being none, Chairman Jones requested a roll call vote:

Mr. Barron - Yea
Mr. Baudin - Yea
Mr. Bushnell - Yea
Mr. DeWitt - Absent
Mr. Frazier - Yea
Mr. Gaines - Yea
Mr. Johnson - Abstain
Mr. Jones - Yea
Mr. Linzay - Yea
Mr. Weems - Absent

Yea - 7
Nay - 0
Abstain - 1
Absent - 2

By unanimous vote, motion passed. **065-2014**

ADDITIONS TO AGENDA
(By unanimous vote)

- F. Comments by Legal counsel - N/A**
- G. Comments or Questions by Commissioners - N/A**

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H. **Staff Report** – Mr. Grafton briefed board on the following:

- a. **Financial Report:** 8.33% through fiscal year. Have collected 7.61% of our revenues and expended 9.37% of budget.
- b. **Air Traffic Report:** Commercial Air down 3% in July. In August, there will be more activity due to Army rotation.

There being no further business to come before the Board, meeting was adjourned at **5:35 p.m.**

Bart Jones, Chairman

*England Economic and Industrial Development District
Board of Commissioners*

Mike Johnson, Secretary/Treasurer

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