

PORT COMMISSION MINUTES
March 2, 2009

Be it remembered that a special meeting of the Port Commission of the City of Long Beach, Mississippi, was begun and held in the IT trailer at the Temporary City Hall FEMA complex located immediately south of the Central Fire Station, 645 Klondyke Road in said City at 5:30 p.m., on Monday, March 02, 2009, and the same being the time and place fixed by the Port Commission in accordance with the Laws of Mississippi in relation to the holding of a special meeting.

There were present and in attendance on said Port Commission and at the meeting the following named persons: Commission President Phil Kies, Vice President James Hancock, Secretary Barbara Reed, Commissioners Vernon Ehlers, Mike Spruill, Kaye Couvillon, Charles Purchner, Chuck Ryan, Steve Nicosia, Port Attorney Bryan Vonder Bruegge, Harbormaster Calvin Poupart, and Deputy City Clerk Stacey Dahl.

There being a sufficient number of duly appointed commissioners present to constitute a quorum, the following proceedings were had and done.

Commissioner Kies called the meeting to order whereupon; Commissioner Hancock made motion seconded by Commissioner Ehlers and unanimously carried to spread the notice of special meeting upon the minutes of this meeting in words and figures as follows:

PORT COMMISSION MINUTES
March 2, 2009

City of Long Beach

BOARD OF ALDERMEN

Allen D. Holder, Jr. - At Large
Charlie Boggs - Ward 1
Richard Notter - Ward 2
Richard Burton - Ward 3
Joe McNary - Ward 4
Mark Lishen - Ward 5
Carolyn Anderson - Ward 6



WILLIAM SKELLIE, JR.
MAYOR

CITY CLERK
TAX COLLECTOR
Rebecca E. Schruff

CITY ATTORNEY
Frank R. McCreary, III

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

TO THE CHIEF OF POLICE OR ANY LAWFUL OFFICER OF THE CITY OF
LONG BEACH, MISSISSIPPI:

GREETINGS:

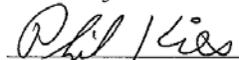
THIS IS TO COMMAND YOU TO NOTIFY Port Commission Members James Hancock, Vernon Ehlers, Steve Nicosia, Charles Purchner, Barbara Reed, Kaye Couvillon, Chuck Ryan, and Mike Spruill, Port Attorney Bryan VonderBruegge, Minutes Clerk Stacey Dahl, and Harbormaster Calvin Poupart, all of the City of Long Beach, Mississippi, that a special meeting of the Long Beach Port Commission has been called and ordered to be held on Monday, March 2, 2009, at 5:30 o'clock PM at the IT Building located adjacent to the Central Fire Station, 645 Klondyke Road, in said City for the purpose of transacting important business of the Port Commission as follows:

To consider and take action on the following:

1. Insurance Requirements as Stated In Current Berthing Agreement
2. Pier Repairs

And you are to have this Notice of Special Meeting then and there with the endorsement of its service on the above named officers and persons who could be found personally at least three (3) hours before the time and date fixed for the special meeting aforesaid.

WITNESS MY SIGNATURE, this
26th day of February, 2009



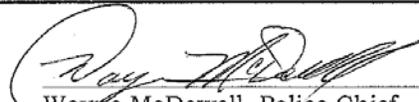
Phil Kies, President

PORT COMMISSION MINUTES
March 2, 2009

STATE OF MISSISSIPPI
 COUNTY OF HARRISON
 CITY OF LONG BEACH

I, the undersigned Chief of Police of the City of Long Beach, Mississippi, hereby certify that I have served the within notice of Special Meeting of the Long Beach Port Commission of the City of Long Beach, Mississippi, by delivering a true and correct copy thereof personally to the following named persons at least three (3) hours prior to the time fixed for said special meeting, viz:

NAME OF PERSON SERVED	DATE	TIME
<i>Harold Dobb</i>	<i>2/26/09</i>	<i>1:42 PM</i>
<i>John Kelly</i>	<i>2/26/09</i>	<i>2:00 pm</i>
<i>Greg (for Chuck)</i>	<i>2-26-09</i>	<i>14:10</i>
<i>John Fisher (FOR CALVIN)</i>	<i>2-26-09</i>	<i>14:15</i>
<i>Mary Harsesh</i>	<i>2-26-09</i>	<i>2:25</i>
<i>Steve Nesin</i>	<i>2-26-09</i>	<i>14:51</i>
<i>Gene Brundage</i>	<i>2-26-09</i>	<i>3:43</i>
<i>Elaine Phley (Vernon)</i>	<i>2/26/09</i>	<i>4:20</i>
<i>Reg Nicozia</i>	<i>2/26/09</i>	<i>5:00</i>
<i>Fran Spill</i>	<i>2/26/09</i>	<i>5:05</i>


 Wayne McDowell, Police Chief

BY: *Glenn Couder* 105
 Patrolman

The commission recognized Mr. Calvin Foster, Sawyer-Foster Insurance Group (SFIG), and extensive discussion was held regarding the current Harbor Berthing Agreement; specifically:

- 10. Liability Insurance: Boat Owner agrees to provide liability insurance on their vessel in the amount of \$300,000.00. Boat Owner shall name the Long Beach Port Commission and the City of Long Beach as additional insureds on said policy and shall provide written proof of such insurance (i.e., such as declarations page), prior to placing vessel in harbor under the initial berthing lease and by January 1st of each year thereafter and upon request of any official of the Long Beach**

PORT COMMISSION MINUTES
March 2, 2009

Harbor. Said proof of insurance shall provide proof of liability limits and the named insureds therein.

Considerable discussion was held regarding the requirement of naming the Port Commission/City of Long Beach as additional insureds on insurance policy's and liability insurance amounts on recreational boats versus commercial boats. Mr. Foster assured the commission that the City's insurance policy would not be impacted at all if the provision requiring the naming of the lessor as the additional insured was deleted from the berthing agreement. In addition, discussion was held regarding the amount of liability insurance needed on commercial boats.

After extensive discussion and based on information obtained from Mr. Calvin Foster, Insurance Agent, Commissioner Hancock made motion seconded by Commissioner Spruill and unanimously carried to revise the Berthing Agreement as follows:

10.(A) Liability Insurance for vessels engaged in recreational activities: Boat Owner agrees to provide liability insurance on their vessel in the amount of \$300,000.00. It is desirable (but not required) for the Boat Owner to name the Long Beach Port Commission and the City of Long Beach as additional insureds on said policy. Boat Owner shall provide written proof of such insurance (i.e., such as declarations page), prior to placing vessel in harbor under the initial berthing lease and by January 1st of each year thereafter and upon request of any official of the Long Beach Harbor. Said proof of insurance shall provide proof of liability limits and, the named insureds therein.

10.(B) Liability Insurance for vessels engaged in commercial activities: Boat Owner agrees to provide liability insurance on their vessel in the amount of \$500,000.00. Boat Owner shall name the Long Beach Port Commission and the City of Long Beach as additional insureds on said policy and shall provide written proof of such insurance (i.e., such as declarations page), prior to placing vessel in harbor under the initial berthing lease and by January 1st of each year thereafter and upon request of any official of the Long Beach Harbor. Said proof of insurance shall provide proof of liability limits and the named insureds therein.

There came on for discussion various pier repairs at the Harbor and the three (3) quotes that were received from Mr. Bob White, Mr. Mike Decorte, and Gibson Maintenance, LLC. After considerable discussion, Commissioner Purchner made motion seconded by Commissioner Nicosia and unanimously carried to table the approval of pier repair until the March 19, 2009, meeting of the Port Commission and invite the aforesaid contractors to attend the March, 2009, meeting for clarification and bid discussion.

PORT COMMISSION MINUTES
March 2, 2009

There being no further business allowed under the rules of this special meeting, Commissioner Hancock made motion seconded by Commissioner Ryan and unanimously carried to adjourn until the next regular meeting in due course.

APPROVED:

PHIL KIES, PRESIDENT

DATE

ATTEST:

STACEY DAHL, DEPUTY CITY CLERK