

MEETING MINUTES

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MEETING MINUTES FOR
THE BOARD OF COMMERCE AND INDUSTRY
OF THE
LOUISIANA ECONOMIC DEVELOPMENT CORPORATION
HELD AT
LASALLE BUILDING
617 NORTH 3RD STREET
BATON ROUGE, LOUISIANA
ON THE 21ST DAY OF FEBRUARY, 2017
COMMENCING AT 9:35 A.M.

REPORTED BY: ELICIA H. WOODWORTH, CCR



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1 **Appearances of Board Members Present:**

- 2 Representative Neil Abramson
3 Robert Adley
4 Millie Atkins
5 Robert Barham
6 Mayor Glenn Brasseaux
7 Representative Thomas Carmody
8 Yvette Cola
9 Major Coleman
10 Michelle Ridge for Senator Danny Martiny
11 Manual "Manny" Fajardo
12 Jerald Jones
13 Heather Malone
14 Charles R. "Robby" Miller
15 Jan K. Moller
16 Don Pierson
17 Scott Richard
18 Darrel J. Saizan, Junior
19 Daniel J. Shexnaydre, Jr.
20 Ronnie Slone
21 Dr. Woodrow Wilson, Junior
22 Steve Windham

23 **Staff members present:**

- 24 Eric Burton
25 Kristen Cheng
26 Danielle Clapinski
27 Frank Favaloro
28 Brenda Guess
29 Richard House
30 Becky Lambert
31 Joyce Metoyer
32 Mandi Mitchell
33 Shamelda Pete
34 Melissa Sorrell
35 Anne Villa



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MR. WINDHAM:

If everyone will take their seat, I will call this meeting to order.

Call the meeting of the Board of Commerce and Industry to order for the February 21st, 2017 meeting.

Ms. Sorrell, if you will call the roll.

MS. SORRELL:

Robert Adley.

MR. ADLEY:

Here.

MS. SORRELL:

Robert Barham.

MR. BARHAM:

Here.

MS. SORRELL:

Representative Abramson.

REPRESENTATIVE ABRAMSON:

Here.

MS. SORRELL:

Millie Atkins.

MS. ATKINS:

Here.

MS. SORRELL:

Mayor Brasseaux.



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1 **MAYOR BRASSEAU:**

2 Here.

3 **MS. SORRELL:**

4 Representative Carmody.

5 (No response.)

6 **MS. SORRELL:**

7 Yvette Cola.

8 **MS. COLA:**

9 Here.

10 **MS. SORRELL:**

11 Major Coleman.

12 **MAJOR COLEMAN:**

13 Here.

14 **MS. SORRELL:**

15 Ricky Fabra.

16 (No response.)

17 **MS. SORRELL:**

18 Manny Fajardo.

19 **MR. FAJARDO:**

20 Here.

21 **MS. SORRELL:**

22 Jerry Jones.

23 **MR. JONES:**

24 Here.

25 **MS. SORRELL:**



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1 Heather Malone.
2 MS. MALONE:
3 Here.
4 MS. SORRELL:
5 Senator Martiny.
6 MS. RIDGE:
7 Here.
8 MS. SORRELL:
9 Michelle.
10 Robby Miller.
11 MR. MILLER:
12 Here.
13 MS. SORRELL:
14 Jan Moller.
15 (No response.)
16 MS. SORRELL:
17 Senator Chabert.
18 (No response.)
19 MS. SORRELL:
20 Don Pierson.
21 SECRETARY PIERSON:
22 Present.
23 MS. SORRELL:
24 Scott Richard.
25 (No response.)



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1 MS. SORRELL:
2 Darrel Saizan.
3 (No response.)
4 MS. SORRELL:
5 Danny Schexnaydre.
6 MR. SHEXNAYDRE:
7 Here.
8 MS. SORRELL:
9 Ronnie Slone.
10 MR. SLONE:
11 Here.
12 MS. SORRELL:
13 Bobby Williams.
14 (No response.)
15 MS. SORRELL:
16 Steve Windham.
17 MR. WINDHAM:
18 Here.
19 MS. SORRELL:
20 Doctor Wilson.
21 DR. WILSON:
22 Here.
23 MS. SORRELL:
24 We have a quorum.
25 MR. WINDHAM:



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1 Thank you, Ms. Sorrell.

2 Hope everyone has had a chance to review
3 the minutes from our December 20th meeting, and I will
4 entertain a motion to approve.

5 MAJOR COLEMAN:

6 I'll so move, sir.

7 MR. WINDHAM:

8 Motion by Major Coleman; seconded by
9 Mayor Brasseaux.

10 All in favor, indicate with an "aye."
11 (Several members respond "aye.")

12 MR. WINDHAM:

13 All opposed with a "nay."

14 (No response.)

15 MR. WINDHAM:

16 The minutes are approved.

17 First, we have the Quality Jobs Program.
18 Mr. Burton.

19 MR. BURTON:

20 Good morning. We have four new
21 applications for Quality Jobs: 201751426, Denka
22 Performance Elastomer, LLC in St. John the Baptist;
23 20150912, Laitram, LLC in Jefferson Parish; 20150027,
24 USA Rail Terminals, LLC in West Baton Rouge Parish;
25 20141483, W-Industries of LA dba Control Concepts &



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1 Technology in Lafayette Parish.

2 This concludes the new applications for
3 Quality Jobs.

4 MR. WINDHAM:

5 Thank you, Mr. Burton.

6 Are there any comments from the public
7 regarding the Quality Jobs applicants?

8 MR. HONORE:

9 Yes, sir.

10 MR. WINDHAM:

11 Yes, sir. Please step forward and
12 identify yourself.

13 MR. HONORE:

14 I'm Russel Honore with GreenARMY.

15 Denka is currently under significant
16 investigation from the EPA and the LED (sic) for not
17 meeting police jury requirements. Matter of fact, the
18 whole processing plant is under review because they just
19 are not meeting requirements. I suggest the board take
20 a look at that and delay this particular application
21 until that's cleared up with the LDEQ and the EPA.

22 Thank you.

23 MS. WINDHAM:

24 Thank you, Mr. Honore.

25 Are there any questions of the board for



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1 Mr. Honore, General Honore?

2 (No response.)

3 MR. WINDHAM:

4 Staff, do you have any comments?

5 (No response.)

6 MR. BURTON:

7 If the board would like, we can defer
8 this one and get with the company and try to check the
9 records and then bring it back to the next board
10 meeting.

11 MR. WINDHAM:

12 All right. Is there a motion to defer
13 Denka?

14 Senator Adley move to defer. Is there a
15 second? By Major Coleman.

16 All in favor of the deferral of the
17 application until the next meeting for -- I'm sorry?

18 MR. BURTON:

19 Do we know if the business is present to
20 answer some of the questions?

21 MR. WINDHAM:

22 I'm sorry. Is someone here from Denka?
23 Please step forward and identify yourself.

24 MR. LAVASTIDA:

25 Morning. I'm Jorge Lavastida, plant



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1 manager with Denka Performance Elastomer.

2 MR. WINDHAM:

3 Ma'am?

4 MS. BOATNER:

5 Rhonda Boatner with Didier Consultants
6 representing Denka.

7 MR. WINDHAM:

8 Sir, do you have any information to --
9 do you have any questions? Do any of the board members
10 have any questions?

11 MR. ADLEY:

12 I guess you heard what was said. We
13 would just like to know what your response is for that.

14 MR. LAVASTIDA:

15 We're in compliance with all
16 environmental regulation from LDEQ and DPA. We have
17 voluntarily taken the steps to enter a administrative
18 order of consent to review submissions, and a lot of our
19 capital investment is going towards that program.

20 MR. ADLEY:

21 From the staff's perspective, I guess
22 you just need to verify that. That would be the reason
23 for deferral long enough to get that done?

24 MR. BURTON:

25 Well, it can be the board's decision on



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1 that because nothing in the application states anything
2 or the rules of the program about the environmental
3 qualities holding up the application.

4 MR. WINDHAM:

5 And I'd like to point out, too, that
6 this program is a jobs program, so even though the
7 expenditures are on the equipment, it's not related to
8 the benefits of the program. The reason I'm saying that
9 is that is under the new rules, if it's environmentally
10 required, that would not be eligible for an exemption,
11 but this is not an exemption related to those
12 expenditures. This is an exemption related to the
13 creation of the jobs.

14 MR. ADLEY:

15 But if the board decided to defer till
16 the next meeting just to confirm everything that we've
17 heard, that would not jeopardize their opportunity for
18 the Quality Jobs Program; is that correct?

19 MR. BURTON:

20 That is correct.

21 MR. WINDHAM:

22 Any other questions by the board
23 members?

24 (No response.)

25 MR. WINDHAM:



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1 All right. We have a motion on the
2 floor with a proper second.

3 All in favor of deferral, indicate with
4 an "aye."

5 (Several members respond "aye.")

6 MR. WINDHAM:

7 All opposed with a "nay."

8 MR. JONES:

9 Nay.

10 MR. WINDHAM:

11 Mr. Jones opposed.

12 Deferral of motion carries. Thank you.

13 So staff will get with you and get some
14 answers for the board and response to this.

15 MR. LAVASTIDA:

16 Thank you.

17 MR. WINDHAM:

18 Thank you.

19 All right. For the other ones, are
20 there any other questions, comments, observations?

21 (No response.)

22 MR. WINDHAM:

23 Is there a motion for approval?

24 Made by Dr. Wilson, seconded by

25 Mr. Slone.



1 All in favor, indicate with an "aye."

2 (Several members respond "aye.")

3 MR. WINDHAM:

4 All opposed with a "nay."

5 (No response.)

6 MR. WINDHAM:

7 Those are approved.

8 MR. BURTON:

9 The next item up is going to be the
10 renewals. We have 20111045, Gravois Aluminum Boats, LLC
11 in Iberia; 20110780, Halliburton Energy Services, Inc.
12 in Lafayette Parish; 20110035, Instrument and Valve
13 Services Company and Fisher-Rosemont Systems, Inc. in
14 Ascension Parish; 20120864, New Orleans Cold Storage and
15 Warehouse Company, LTD in Orleans Parish; 20111126,
16 Southern Precision, Inc. in St. Charles Parish.

17 This concludes the renewals for Quality
18 Jobs.

19 MR. WINDHAM:

20 Are there any comments from the public
21 concerning the renewals?

22 (No response.)

23 MR. WINDHAM:

24 Any questions from the board members?

25 (No response.)



MEETING MINUTES

1 MR. WINDHAM:
2 Is there a motion?
3 Representative Carmody; seconded by Mr.
4 Coleman.

5 All in favor, indicate with an "aye."
6 (Several members respond "aye.")

7 MR. WINDHAM:
8 All opposed with a "nay."
9 (No response.)

10 MR. WINDHAM:
11 Motion carries.

12 MR. BURTON:
13 The last item for Quality Jobs is going
14 to be the specials. We have two requests to add
15 additional affiliates to Schedule 1 of the following
16 contracts: 20110920, Valero Services, Inc. & Valero
17 Refining-New Orleans, LLC adding affiliate Diamond Green
18 Diesel, LLC in St. Charles Parish; 20110920, Valero
19 Services, Inc. & Valero Refining-New Orleans, LLC adding
20 affiliate Valero Partners Louisiana, LLC in St. Charles
21 Parish.

22 MR. WINDHAM:
23 Are there any comments from the public
24 regarding the additional affiliates?
25 (No response.)



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MR. WINDHAM:

Questions from the board?

(No response.)

MR. WINDHAM:

Is there a motion to approve the
addition?

Made by Mr. Slone; seconded by Dr.
Wilson.

All in favor, indicate with an "aye."
(Several members respond "aye.")

MR. WINDHAM:

All opposed with a "nay."

(No response.)

MR. WINDHAM:

Motion carries.

MR. BURTON:

We have one request to terminate the
following contract: Contract Number 060764, Hexion,
Inc. The company requested an early termination as of
March 10, 2016. Contract compliance has been
illustrated. This is in East Baton Rouge Parish.

MR. WINDHAM:

Can you explain what happens when a
contract is terminated for the Quality Jobs Program for
the board members?



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MR. BURTON:

Obviously Quality Jobs has a five-year contract with an option to renew for an additional five. In this scenario, the company decided to terminate early, so they'll receive no benefits past this date.

MR. WINDHAM:

All right. Motion by Mayor Brasseaux -- I'm sorry. Are there any comments from the public?

(No response.)

MR. WINDHAM:

Questions from the board members?

Motion has been made by Mayor Brasseaux; seconded by Representative Carmody.

All in favor, indicate with an "aye."

(Several members respond "aye.")

MR. WINDHAM:

All opposed with a "nay."

(No response.)

MR. WINDHAM:

Motion carries.

MR. BURTON:

The last item for Quality Jobs is a correction to a previously approved application. Contract 20111089 for IFG Port Holdings, LLC was approved by the December 20th Board of Commerce and



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1 Industry meeting. However, the contract effective date
2 presented to the board on 1/1 of '14 was incorrect and
3 should correctly be 5/1e on '14 as reflected by the
4 application received by LED.

5 MR. WINDHAM:

6 Any comments from the public concerning
7 change of date?

8 (No response.)

9 MR. WINDHAM:

10 Questions from the board members?

11 (No response.)

12 MR. WINDHAM:

13 Is there a motion?

14 Mr. Fajardo to approve; seconded by Mr.
15 Slone.

16 All in favor, indicate with an "aye."

17 (Several members respond "aye.")

18 MR. WINDHAM:

19 All opposed with a "nay."

20 (No response.)

21 MR. WINDHAM:

22 Motion carries.

23 Thank you, Mr. Burton.

24 MR. BURTON:

25 Thank you.



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MR. WINDHAM:

Now we'll do the Restoration Tax Abatement Program presented by Becky Lambert.

MS. LAMBERT:

Good morning. We have five new applications for consideration of approval. And just as an added note for any new members, this Restoration Tax Abatement Program is for local tax abatement on property taxes for the improvements to the structures that are being approved only: The first one is 20140995, DOTT LLC of Texas in Jefferson; 20160043, New Bridge Partners, LLC in Orleans; 20150051, The Jung, LLC; 201402251, Treme Market Branch, LLC in Orleans. Jung is also in Orleans Parish. And the last one is 20151818, Venyu Solutions, LLC in Caddo Parish.

This concludes the application for the Restoration Tax Abatement Program.

MR. WINDHAM:

Thank you, Ms. Lambert.

Are there any comments from the public regarding the Restoration Tax Abatement applicants?

(No response.)

MR. WINDHAM:

Any questions from the board members?

Mr. Abraham (sic), Representative



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1 Abraham (sic).

2 REPRESENTATIVE ABRAMSON:

3 Thank you. This is a local property
4 tax, so these businesses, because of this, are exempt
5 from paying those property taxes?

6 MS. LAMBERT:

7 Yes. For a five-year period, they're
8 exempt from paying the property tax portion, the
9 structure portion on their tax bill. It's the land and
10 the structure, and only on the structure are they
11 exempted or abated for a five-year period.

12 REPRESENTATIVE ABRAMSON:

13 Is there local government input on
14 approval of these?

15 MS. LAMBERT:

16 Absolutely. The local governing
17 authority receives all documentation from me, from LED,
18 once we receive them and they are aware. The local
19 governing authority and assessor in every parish
20 receives documentation from us and they have to provide
21 us a resolution in support of the project before it can
22 move forward to the board.

23 REPRESENTATIVE ABRAMSON:

24 And we received that on all of these?

25 MS. LAMBERT:



1 We have resolutions from every one of
2 them. They do not come to you without them.

3 MR. WINDHAM:

4 And Representative Abraham (sic), I'd
5 like to point out it's only on additional expenditures,
6 so it's not on previous value.

7 Yes, Representative Carmody.

8 REPRESENTATIVE CARMODY:

9 Yes, sir. Just to clarify, you said
10 that we had the documentation from each of these
11 governing entities, so I'm assuming that includes the
12 sheriff, the school board, the parish commission --

13 MS. LAMBERT:

14 No.

15 REPRESENTATIVE CARMODY:

16 -- or the police jury?

17 Can you tell me who --

18 MS. LAMBERT:

19 No. We have a resolution from the
20 governing authority that actually issues the approval
21 from each parish. From Orleans Parish, it happens to be
22 the New Orleans City Council. And as I said, the New
23 Orleans City Council and the Bureau of Treasury in
24 Orleans Parish, because they actually issue these, the
25 tax bill, and they request to be involved with that



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1 part. And, also, the assessor's office. I get calls
2 and questions at times, especially from parishes that
3 don't use this program regularly, and they ask for --
4 they ask a lot of questions, so they -- but they take it
5 to the board, to their board or their counsel and make
6 the decisions and issue a formal resolution allowing me
7 to move forward to you.

8 REPRESENTATIVE CARMODY:

9 Yes, ma'am. And very quickly since the
10 venue is in Caddo Parish and City of Shreveport, you
11 have a resolution from the city council in support of
12 this?

13 MS. LAMBERT:

14 Yes, sir.

15 REPRESENTATIVE CARMODY:

16 Thank you. Thank you.

17 MR. WINDHAM:

18 Representative Abraham (sic).

19 REPRESENTATIVE ABRAMSON:

20 Thank you. I just wanted to follow up.

21 It's only the New Orleans City Council
22 in Orleans Parish that is required to get the approval?

23 MS. LAMBERT:

24 Yes.

25 REPRESENTATIVE ABRAMSON:



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1 Because we have other entities that
2 actually collect local property taxes in Orleans Parish,
3 including the school board and other entities. Are you
4 saying that other entities that collect property taxes
5 don't have to give their approval for this?

6 MS. LAMBERT:

7 According to rules of the program, the
8 local governing authority is the only authority that has
9 to respond back to me. Now, how they receive approval
10 from their board or their authority, they may go into
11 different ways of getting additional approvals.

12 REPRESENTATIVE ABRAMSON:

13 But in terms of the state requirement,
14 we only require the local parishing authority and not
15 all entities that receive local property taxes to
16 approve it; correct?

17 MS. LAMBERT:

18 Correct.

19 REPRESENTATIVE ABRAMSON:

20 Thank you.

21 MR. WINDHAM:

22 Any additional questions or comments?

23 MR. HONORE:

24 Yes.

25 MR. WINDHAM:



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1 Sir, please step forward and identify
2 yourself.

3 MR. HONORE:

4 Russel Honore, sir.

5 I've been accused of my memory going
6 bad, but I thought the Governor's executive order,
7 sir...

8 MR. WINDHAM:

9 That is for the Industrial Tax Exemption
10 Program. This is the Restoration Tax Abatement Program,
11 which has to do with the rehabilitation of buildings,
12 facilities that are blighted that may be in a downtown
13 development district or an economic development
14 district.

15 MR. HONORE:

16 That was my question. So the Governor's
17 executive order did not cover this?

18 MR. WINDHAM:

19 No, sir, it does not.

20 MR. HONORE:

21 Thank you, sir.

22 MS. LAMBERT:

23 Correct.

24 MR. WINDHAM:

25 Representative Carmody motions for



1 approval; seconded by Ms. Cola.

2 All in favor, indicate with an "aye."

3 (Several members respond "aye.")

4 MR. WINDHAM:

5 All opposed with a "nay."

6 (No response.)

7 MR. WINDHAM:

8 Motion carries.

9 Thank you, Ms. Lambert.

10 Next we have Ms. Metoyer to present the
11 Enterprise Zone Program.

12 MS. METOYER:

13 I have an application that was requested
14 to be deferred until the April meeting. That's
15 20151855, Performance Contractors, Incorporated in EBR
16 Parish, so we actually have 14 new applications.

17 MR. WINDHAM:

18 All right. Thank you, Ms. Metoyer. If
19 you'll proceed. I don't think we need a motion to
20 remove it.

21 MS. METOYER:

22 Okay. The first application is
23 20150023, Elmer Candy Corporation, Tangipahoa Parish;
24 20130119, GSTVBR, LLC, doing business as Launch Media,
25 East Baton Rouge Parish; 20150874, Hospital Housekeeping



MEETING MINUTES

1 Systems, LLC, Rapides Parish; 20150875, Hospital
2 Housekeeping Systems, LLC, Caddo Parish; 20140917,
3 Johnny Sanchez, LLC, Orleans Parish; 20140985 RR Hotel
4 Partners, LLC, doing business as Home2 Suites Lafayette
5 in Lafayette Parish; 20141542, Shaya Restaurant, LLC,
6 Orleans Parish; 20141085, The Greater New Orleans
7 Foundation, Orleans Parish; 20141116, Walmart Louisiana,
8 LLC, doing business as Neighborhood Market, Ouachita
9 Parish; 20141114, Walmart Louisiana, LLC, doing business
10 as Neighborhood Market, Caddo Parish; 20141113, Walmart
11 Louisiana, LLC, doing business as Neighborhood Walmart,
12 St. Tammany Parish; 20141112, Walmart Louisiana, LLC,
13 doing business as Neighborhood Market, EBR Parish;
14 20141271, Walmart Louisiana, LLC, doing business as
15 Neighborhood Market, Jefferson Parish; and 20141232,
16 Walmart Louisiana, doing business as Supercenter in
17 Caddo Parish.

18 MR. WINDHAM:

19 Ms. Metoyer, can you point out for the
20 board members that may not know why Walmart, which is a
21 retail activity, is availed the opportunity of the
22 Enterprise Zone benefits?

23 MS. METOYER:

24 Because they were actually excluded as
25 of 7/1/2015, and all of these applications were filed --



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MEETING MINUTES

1 I'm sorry. All of these advances were filed in 2014.

2 MR. WINDHAM:

3 So these are for advances that were
4 filed prior to the changing of --

5 MS. METOYER:

6 The advance met the clock and governs
7 that particular project and they weren't excluded.

8 MR. WINDHAM:

9 Thank you.

10 So normally we wouldn't see retail
11 activities and these are the ones that are coming in at
12 the tail of the process. And I believe the same thing
13 for the restaurant?

14 MS. CLAPINSKI:

15 Yes.

16 MS. METOYER:

17 Yes.

18 MR. WINDHAM:

19 Restaurants and retail activities are
20 not, in the future, unless they're advances still
21 pending.

22 MS. METOYER:

23 There could be because these are back in
24 contracts. There a couple of restaurants in here, too.
25 Johnny Sanchez and Shaya, those are restaurants.



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MR. WINDHAM:

All right. I just want to make sure that our representatives know when they changed the law, then we're not ignoring it.

Any comments from the public concerning the Enterprise Zone Applications before us?

(No response.)

MR. WINDHAM:

Any comments from the board members?

(No response.)

MR. WINDHAM:

Is there a motion to approve?

Made by Ms. Atkins; second by Dr. Wilson.

All in favor, indicate with an "aye."

(Several members respond "aye.")

MR. WINDHAM:

All opposed with a "nay."

(No response.)

MR. WINDHAM:

Motion carries.

Ms. Metoyer.

MS. METOYER:

Yes. We have eight terminations:
20130226, Plains Marketing, LP, St. James Parish. The



MEETING MINUTES

1 existing contract period is 3/8/2013 to 3/7/2018. Their
2 requested term date is September 7, 2015. All of the
3 hiring requirements were met and no additional jobs are
4 anticipated. 20121115, Dyke Nelson Architecture, LLC,
5 East Baton Rouge Parish. The existing contract period
6 is 9/25/12 to 9/24/2017, requested term date, June 30,
7 2015. Again, the hiring requirements were met, no
8 additional jobs are anticipated. 20120797, Raising Cane
9 Restaurants, LLC, St. Bernard Parish. Existing contract
10 period 4/26/2012 to 4/25/2017. Requested term date is
11 April 25th, 2015. Hiring requirements have been met, no
12 additional jobs are anticipated. 20120247, W.R. Grace &
13 Company, Calcasieu Parish. Existing contract period
14 5/1/2013 to 4/30/2018. Requested term date, October
15 31st, 2015. The hiring requirements were met, no
16 additional jobs are anticipated. 20111085, Borgne
17 Restaurant, LLC, Orleans Parish. Existing contract
18 period November 15, 2011 to November 14 of 2016. The
19 requested term date is January 1, 2015. The hiring
20 requirements were met. No additional jobs are
21 anticipated. 20101107, Rapides Healthcare System, LLC,
22 Rapides Parish, and the contract period was February 1,
23 2011 to January 31 of 2016. The requested term date is
24 July 31 of 2013. The requirements were met, no
25 additional jobs are anticipated. 20100935, Notami



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1 Hospitals of Louisiana, Incorporated, St. Tammany
2 Parish. Existing contract period, October 29, 2010 to
3 October 28th, 2015. Requested term date April 28th,
4 2013. The hiring requirements were met, no additional
5 jobs anticipated. And 20100936, University Healthcare
6 Systems, LLC, Orleans Parish. Existing contract period
7 10/29/10 to 10/28/2015. Requested term date, April 28,
8 2013 and no additional jobs are anticipated.

9 MR. WINDHAM:

10 Thank you, Ms. Metoyer.

11 Are there any comments from the public
12 concerning the contract cancelations?

13 MS. METOYER:

14 Terminations.

15 MR. WINDHAM:

16 Terminations. I'm sorry. Terminations.

17 (No response.)

18 MR. WINDHAM:

19 Any questions from the board members?

20 President Miller.

21 MR. MILLER:

22 Just I think we've asked this before,
23 but just for more clarification. When the date has 2015
24 and 2013, we go -- the governing authority goes back and
25 catches up those abatements or whatever, if there were



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1 any given, from 2013 through 2016, whenever this --

2 MS. METOYER:

3 Are you asking if there's a recouping of
4 the benefits? No, sir, not for terminations.

5 MR. MILLER:

6 So it ended on 2013. They're just
7 coming here now in '17 to get this terminated?

8 MS. METOYER:

9 Yes. There's nothing in the rules that
10 says they have to request it.

11 MR. MILLER:

12 So there was no rebate or tax abatement
13 or anything else --

14 MS. METOYER:

15 If they got their benefits --

16 MR. MILLER:

17 -- after '13? After '13 in this case.

18 MS. METOYER:

19 The rules allow them to term contracts
20 after 30 months and they met all of the requirements and
21 filed all of the forms.

22 MR. WINDHAM:

23 Ms. Clapinski?

24 MS. CLAPINSKI:

25 Sure. Just to clarify, this is another



1 jobs creation the department has, so there are two
2 benefits. There is a per job credit, and there's also
3 either the investment tax credit or the sales and use
4 tax rebate on the capital expenditures.

5 Basically what's happened here is the
6 company met their requirements. They have received the
7 benefits on the jobs they have created as well as
8 capital expenditures they have performed, but there's no
9 longer any projected benefits going forward, so they
10 won't -- if they cancel and they create jobs past that,
11 there's no benefit at that point, but they do keep the
12 benefits they've received, but they have met the
13 requirements of the program.

14 MS. METOYER:

15 If they term. I'm sorry.

16 MS. CLAPINSKI:

17 Correct.

18 MS. METOYER:

19 There's a big difference in terming and
20 cancel.

21 MS. CLAPINSKI:

22 That's correct.

23 MS. METOYER:

24 If you cancel, everything's goes back to
25 the state, but these are terminations. I do have one



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1 cancelation.

2 MR. WINDHAM:

3 All right. Thank you.

4 Any other questions by the board
5 members?

6 There's a motion by Mayor Brasseaux to
7 approve; seconded by Ms. Heather Malone.

8 All in favor, indicate with an "aye."

9 (Several members respond "aye.")

10 MR. WINDHAM:

11 All opposed with a "nay."

12 (No response.)

13 MR. WINDHAM:

14 Motion carries.

15 Ms. Metoyer.

16 MS. METOYER:

17 Okay. I have one contract cancelation.

18 It's 20111146, Dolphin Services, LLC in Terrebonne
19 Parish. The company did not meet the EZ requirements
20 and they requested cancelation, and whatever benefits
21 they received will be recouped from the state.

22 MR. WINDHAM:

23 So the Department of Revenue or
24 whomever --

25 MS. METOYER:



1 I will be notifying them today or
2 tomorrow.

3 MR. WINDHAM:

4 All right. Any comments from the public
5 concerning the cancelation of Dolphin Services'
6 contract?

7 (No response.)

8 MR. WINDHAM:

9 Questions from the board members?

10 (No response.)

11 MR. WINDHAM:

12 Is there a motion? Made by Mr. Fajardo.
13 Is there a second? By President Miller.

14 All in favor, indicate with an "aye."

15 (Several members respond "aye.")

16 MR. WINDHAM:

17 All opposed with a "nay."

18 (No response.)

19 MR. WINDHAM:

20 Motion carries.

21 Ms. Metoyer.

22 MS. METOYER:

23 I have a request to add an additional
24 owner to an existing contract. It's 20071374, Stirling
25 Properties, LLC. The new LLC member is Slidell



1 Development Company, LLC. This is in St. Tammany
2 Parish.

3 MR. WINDHAM:

4 And the purpose of adding a member is?

5 MS. METOYER:

6 Usually is for sales and use tax or ITC
7 benefits.

8 MR. WINDHAM:

9 Okay.

10 MS. METOYER:

11 Yes, sir.

12 MR. WINDHAM:

13 Any comments from the public concerning
14 the addition of a member to an Enterprise Zone Program?

15 (No response.)

16 MR. WINDHAM:

17 Questions or comments from the board?

18 (No response.)

19 MR. WINDHAM:

20 Is there a motion? Made by Mr. Slone;
21 seconded by Dr. Miller (sic).

22 All in favor, indicate with an "aye."

23 (Several members respond "aye.")

24 MR. WINDHAM:

25 All opposed with a "nay."



MEETING MINUTES

1 (No response.)

2 MR. WINDHAM:

3 Motion carries.

4 MS. METOYER:

5 That concludes the Enterprise Zone.

6 MR. WINDHAM:

7 Thank you, Ms. Metoyer.

8 Next we have Ms. Kristin Cheng for the
9 Industrial Tax Exemption Program.

10 MS. CHENG:

11 Good morning.

12 MR. WINDHAM:

13 Good morning. We have 16 new
14 applications.

15 MS. CHENG:

16 Sixteen new applications. They all had
17 advances filed prior to the issue of the executive order
18 of June 24, 2016.

19 MR. WINDHAM:

20 So none of these would be subject to the
21 executive order?

22 MS. CHENG:

23 That's correct.

24 MR. WINDHAM:

25 Mr. Adley?



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1 MR. ADLEY:

2 Before we take all of them, the very
3 last one, Tri-State Industries, is the only one on the
4 list that has companies that did not add any jobs in
5 their application and it's new.

6 MS. CHENG:

7 They do have -- they have four new jobs.
8 They have zero construction jobs.

9 MR. ADLEY:

10 Oh, I found it. I'm sorry. I missed
11 it.

12 MS. CHENG:

13 It's usually because of the workers at
14 the company --

15 MR. ADLEY:

16 I guess the one I should be looking at
17 is BASF that did the construction jobs. Am I reading
18 that right?

19 MS. CHENG:

20 That is correct.

21 MS. ADLEY:

22 So when they make -- I understand under
23 the old rules there was no requirement for jobs, but do
24 y'all ask them at all or they just say it's no
25 requirement, so we're not putting anything down? I



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1 mean, I assume there's going to some am jobs that's
2 created.

3 MS. CHENG:

4 I did ask them and they said it was a
5 retention project or something like that. It's on the
6 application. Hold on.

7 MR. WINDHAM:

8 Do we have a representative from BASF?

9 MR. YURA:

10 Yes, sir.

11 MR. WINDHAM:

12 Can we please step forward, identify
13 yourself? There may be questions.

14 MR. YURA:

15 Good morning. I'm Tom Yura. I'm the
16 site general manager for the BASF Geismar facility.

17 MR. WINDHAM:

18 Can you say your name again?

19 MR. YURA:

20 Tom Yura, Y-u-r-a.

21 MR. WINDHAM:

22 Yura. All right. Thank you, Mr. Yura.

23 MR. YURA:

24 Sure.

25 MR. WINDHAM:



1 Mr. Adley, do you have a question?

2 MR. ADLEY:

3 We were just curious. I noticed the
4 construction jobs. I didn't see any new jobs. I'm just
5 curious. I understand we're not required to offer up
6 any or even put any in your application. I'm just
7 curious, are there any new jobs associated with it?

8 MR. YURA:

9 Sure. I guess if you look at the
10 applications for the new ones that you have, you want me
11 to go ahead and address all of them at the same time?

12 MR. ADLEY:

13 Yeah. That's what I'm looking at. It's
14 zero all of the way down.

15 MR. YURA:

16 Sure. Sure. So those are five
17 different; right, those are five different applications
18 for five different jobs. So if you look at the first
19 one, the 20140230, that is one for a compressed
20 reliability project for compressed air. So if you look
21 at it, for us, that is a key reliability project to
22 ensure that all of the installations that we have
23 running at the plant will be able to continue to run.
24 All right. So construction jobs, yes, there are
25 construction jobs that go on. For me, this is a base



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1 infrastructure project that keeps things --

2 MR. ADLEY:

3 So those are more additions to the
4 plant?

5 MR. YURA:

6 Well, one is. One is not. The next one
7 that you look on the list, the 45-million, that is our
8 new methylenes plant, and so when we're working with the
9 LED, we can always choose which program we want to be
10 in; right? We can go quality jobs; we can go ITEP. So
11 for this one, we decided to work the state on the ITEP
12 program. This was a brand new facility that we put in.

13 MR. ADLEY:

14 But if you had a chance to go with
15 Quality Jobs, there were obviously some jobs coming with
16 this one.

17 MR. YURA:

18 Sure.

19 MR. ADLEY:

20 How many were there?

21 MR. YURA:

22 For the methylenes plant, I don't want
23 to lie to you, sir, so I wouldn't want to tell you what
24 number. We'd have to go back and look that those
25 numbers.



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MEETING MINUTES

1 REPRESENTATIVE CARMODY:

2 What about an estimate?

3 MR. YURA:

4 Estimate, sure.

5 REPRESENTATIVE CARMODY:

6 Ballpark.

7 MR. YURA:

8 Ballpark, you're looking at plus or
9 minus 20.

10 MR. ADLEY:

11 And then the other three, are they
12 additions or --

13 MR. YURA:

14 So the next one, which is our BDO
15 expansion, that is a 20 percent capacity expansion in
16 one of our existing facilities, so what those is,
17 although it didn't add any new operators to that, what
18 it did is it allows us to increase our capacity, which
19 makes us globally competitive. So, for me, from a
20 retention perspective, this is a big one because we have
21 production in other parts of the world. If I can have
22 our Geismar facility producing even more, then I look at
23 downturn in markets. I look at growing our market.
24 This keeps my facility moving. It was a substantial
25 investment; right, that we wound up putting in.



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1 MR. WINDHAM:

2 Mr. Yura, if I may, on the methylene
3 project, all of those are BASF employees?

4 MR. YURA:

5 Yes, sir. That is correct.

6 MR. WINDHAM:

7 Thank you.

8 MR. YURA:

9 And then if I move down to the next one
10 on the list, that is an NVP, normal Vinylpyrrolidone.
11 That is an intervenient that is produced, so that's also
12 a large -- or relative, money wise, that's a small
13 expansion when you look at it, but what that will do,
14 that will provide an intermediate that will go then to
15 another plant in another set of production to help that
16 business grow as well.

17 So what this does is this continues to,
18 I will say, add meat to us, continue to bulk us up and
19 makes us a more viable site to continue to grow in our
20 region and it continues to provide more and more
21 employment, longer term and protect the jobs that we
22 have today because I've got to be viable against my
23 competition. I've got to be viable against -- we
24 produce in other regions of the word.

25 MR. WINDHAM:



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1 Any questions for Mr. Yura?

2 Representative Abraham (sic)?

3 REPRESENTATIVE ABRAMSON:

4 How many jobs do you believe that you
5 retained as a result of this investment that you would
6 have otherwise lost?

7 MR. YURA:

8 That is a good question. Again, if you
9 look at ballpark -- and I'd be happy to go ahead and
10 talk about the general job growth we've had at the
11 Geismar plant site and just look at complete --

12 REPRESENTATIVE ABRAMSON:

13 I guess let me just ask do you believe
14 that you've retained jobs that you would have otherwise
15 lost?

16 MR. YURA:

17 Oh, absolutely. Absolutely. Because if
18 you look at any of the products, if you look at BDO, BDO
19 is produced in Japan, it's produced in China, it's
20 produced in Europe, it's produced here. Because of our
21 natural gas pricing, right, it gives us a competitive
22 advantage so that when there's a downturn in the market,
23 you always look at the broad portfolio across the
24 company to determine where we're most cost competitive.

25 REPRESENTATIVE ABRAMSON:



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1 Other than these, does BASF have any
2 other applications that have been submitted after the
3 Governor's order?

4 MR. YURA:

5 After the Governor's -- no, sir. That
6 I'm aware of.

7 REPRESENTATIVE ABRAMSON:

8 These are the last ones that the company
9 has?

10 MR. YURA:

11 Yes, sir.

12 MR. WINDHAM:

13 Mr. Moller.

14 MR. MOLLER:

15 Would your company have made those
16 investments if there wasn't a potential 10-year break on
17 property taxes?

18 MR. YURA:

19 In some of the these cases, the answer
20 would be no, because that would be a deciding factor
21 when you start looking at all things being equal.

22 Again, when we have the capabilities to invest globally,
23 my job; right, is as a supplier for the Geismar sit and
24 to bring investment here to the state. For me, I've got
25 to have every possible tool in my arsenal that the LED



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1 gives me to be globally competitive because you will
2 always look at does it make more sense to expand in
3 Region A or Region B. We do the economic analysis, and
4 these incentives that you allow us to have in which we
5 return ongoing, consistent job growth. We continue to
6 return sales tax, now utilities tax and now inventory
7 tax; right? These are key things that help me fight for
8 investment and be globally competitive.

9 MR. ADLEY:

10 I assume most of the different regions
11 that you just referenced are located somewhere inside
12 that natural gas supply that gives that competitive
13 edge; is that a fair statement, or -- when you said
14 "regions," can you kind of tell me what that is, where
15 that is?

16 MR. YURA:

17 Regions. Yes, sir.

18 MR. ADLEY:

19 You mentioned inside your regions.

20 MR. YURA:

21 Right. So for us within a region for me
22 is a business will produce in the region of Asia, will
23 produce in the region of Europe, will produce in the
24 region of North, South America. So in my region; right,
25 North, South America, natural gas can give me an



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1 advantage. When I compete against other regions,
2 meaning North America or Asia, because many of the raw
3 materials from Asia will come from coal and from more
4 expensive raw materials, I can have a competitive
5 advantage when the delta between oil and natural gas is
6 large.

7 Now that oil and natural gas is much
8 tighter, the difference in raw material advantage goes
9 much smaller, and once that becomes much smaller,
10 incentive programs --

11 MR. ADLEY:

12 I get that. What I'm trying to find out
13 is the geographic location of these regions. I mean, I
14 assume geographically for your plant they really need to
15 be somewhere associated nearby to some supply,
16 particularly pipelines somewhere. Is that a fair
17 statement?

18 MR. YURA:

19 It depends, sir. Many of these products
20 are globally moved. I can produce products, and, in
21 fact, one of the products that I have the expansion for,
22 the NVP. Today, we're producing it and loading it in
23 ISO containers and we're actually shipping that to
24 China. So many of these products, if the competitive
25 advantage is strong enough, allows me to export to other



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1 regions that normally we would import in.

2 MR. ADLEY:

3 I got it. Thank you very much.

4 MR. WINDHAM:

5 All right. Thank you, Mr. Yura.

6 Any other questions?

7 I'm sorry. Yes, Mr. Richard.

8 MR. RICHARD:

9 Not for Mr. Yura.

10 MR. WINDHAM:

11 Oh, not for Mr. Yura. All right.

12 Any other questions for Mr. Yura?

13 (No response.)

14 MR. WINDHAM:

15 All right. Thank you Mr. Yura.

16 All right. With that, Ms. Cheng, if
17 you'll proceed.

18 MS. CHENG:

19 Did he have a question for me?

20 MR. WINDHAM:

21 I'm sorry. Scott, is yours in general
22 or a specific?

23 MR. RICHARD:

24 It's a question in regards to the two
25 large projects in Calcasieu Parish.



MEETING MINUTES

1 MR. WINDHAM:
2 Okay. Can we wait until we get to
3 those?

4 MR. RICHARD:
5 Yes.

6 MR. WINDHAM:
7 All right. Ms. Cheng, if you'll
8 proceed.

9 MS. CHENG:
10 20140230, BASF Corporation in Ascension
11 Parish; 20141553, BASF Corporation in Ascension Parish;
12 20150293, BASF Corporation in Ascension Parish;
13 20151372, BASF Corporation in Ascension Parish;
14 20171096, BASF Corporation in Ascension Parish;
15 20121342, Entergy Louisiana, LLC - Ninemile Point in
16 Jefferson Parish; 20151305, Entergy New Orleans, Inc. -
17 A B Patterson Solar Plant in Orleans Parish; 20151086,
18 LACC, LLC US in Calcasieu Parish; 20151087, Lotte
19 Chemical Louisiana, LLC in Calcasieu Parish; 20130436,
20 Marathon Petroleum Company, LP in St. John the Baptist
21 Parish; 20150126, Monroe Iron & Metal Company,
22 Incorporated, dba Auto Shred of LA, Ouachita Parish;
23 20141270, Performance Energy Services, LLC in Terrebonne
24 Parish; 20141612, Performance Energy Services, LLC in
25 Jefferson Parish; 20141070, Shintech Louisiana, LLC in



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1 Iberville Parish; 20130358A, Shintech Louisiana, LLC in
2 West Baton Rouge Parish; and 20141475, Tri-State
3 Industries of Louisiana, LLC in Rapides Parish.

4 MR. WINDHAM:

5 Thank you, Ms. Cheng.

6 We have some questions concerning some
7 of these applications.

8 Mr. Richard.

9 MR. RICHARD:

10 Thank you, Mr. Chairman.

11 While we certainly are excited about the
12 economic boom going on in Calcasieu Parish, in regards
13 the these two large projects, just last week the
14 Calcasieu Parish School Board had to issue a bond to
15 work towards adding new classrooms at 11 schools in the
16 district to address the overcrowding in many of their
17 schools. I'm just curious, have these two business
18 entities had any conversations with the local school
19 officials or other local government bodies to address
20 some of the strain on the infrastructure with the
21 movement of these projects going forward? And, again,
22 it's not an effort to be critical of the massive
23 economic development going on in Calcasieu. That's
24 probably a shining star in the nation right now, but
25 it's an observation as a member of this board in regards



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1 to the executive order and the effort to have local
2 government more involved in those discussions.

3 MR. WINDHAM:

4 Are there any members from LAC or Lotte
5 Chemical Corporation, please step forward.

6 Secretary Pierson.

7 SECRETARY PIERSON:

8 If I may speak while they approach just
9 to help maybe provide some context and some background
10 to the board. Calcasieu Parish is a very dynamic
11 environment today under some great leadership over there
12 at the city and parish level. Mayor Roach lead the
13 community back from Rita, and they've long had what we
14 call a "GO Group" that is working to make sure that law
15 enforcement, traffic, schools, industry, all of the
16 elements that come with this massive investment that
17 they're experiencing there are addressed and coordinated
18 to the best of their ability. So we are very aware that
19 Sasol and a number of other companies are in these kinds
20 of conversations.

21 I want to yield the floor and let Lotte
22 and LACC speak for themselves, but I do want the board
23 to know that there are very sophisticated and
24 coordinated efforts to deal with more short-term growth
25 that they happen comes with this massive construction



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1 boom and then what happens when that boom is over and
2 how the community is left in a well-organized manner to
3 proceed forward.

4 MR. WINDHAM:

5 Thank you, Mr. Pierson.

6 Gentlemen, please justify yourself, tell
7 us who you represent.

8 MR. ROCK:

9 My name is Jim Rock and I'm a site
10 executive director for Lotte. Not Latte.

11 MR. WINDHAM:

12 I'm sorry.

13 MR. ROCK:

14 I get that all of the time. Lotte
15 Chemical Corporation and LACC.

16 MR. WINDHAM:

17 Both of them? Okay.

18 BRODERICK:

19 Jesse Broderick with SumIT Credit,
20 assisting Mr. Rock.

21 MR. WINDHAM:

22 I believe -- can you respond to
23 Mr. Richard's question?

24 MR. ROCK:

25 Yeah. I believe the question had to do



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1 with the local school board, and we have been in contact
2 with the school board --

3 MR. ADLEY:

4 Can you get a little closer to the mic?
5 Thank you.

6 MR. RICK:

7 Oh, I'm sorry.

8 And we have had discussions with the
9 school board superintendent, Karl Bruchhaus, who is
10 somebody I've known for probably 10 or 15 years, and
11 also with the police juries and other chambers. We were
12 recently granted the Enterprise Zone with the Calcasieu
13 police jury and about two weeks ago.

14 MR. BRODERICK:

15 I just wanted to point out that we do --
16 and I don't know if you've got it in your package -- we
17 do have letters from the alliance. You know, their
18 comment is, "We're not opposed to the approval of this
19 project," and it is signed by the school board and the
20 police jury.

21 MR. RICHARD:

22 Yes, sir. Thank you for explaining
23 that. My intent was not to be critical at all. It was
24 to get on the record as we move forward with the new
25 requirements and rules that there's probably some things



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1 that other parishes and other areas of the state can
2 learn from the process that you-all have set up in
3 Calcasieu Parish --

4 MR. BRODERICK:

5 Yes, sir.

6 MR. RICHARD:

7 -- in regards to your conversations and
8 your negotiations with local governmental bodies on how
9 to integrate these massive projects and not overwhelm
10 the basic infrastructure that government provides in
11 regards to basic safety with the police force and your
12 school system for education.

13 Thank you for being here today.

14 MR. WINDHAM:

15 Thank you, gentlemen.

16 Do any other board members have any
17 questions for Mr. Rock or Jesse?

18 (No response.)

19 MR. WINDHAM:

20 All right. Thank you, gentlemen.

21 Are there any other questions regarding
22 any of the applications just --

23 MR. HONORE:

24 Yes, sir.

25 MR. WINDHAM:



MEETING MINUTES

1 All right. Are there any comments from
2 the board?

3 (No response.)

4 MR. WINDHAM:

5 Please step forward and identify
6 yourself.

7 MR. HONORE:

8 Russel Honore. I guess as an individual
9 citizen, the type there would be fundamental issue that
10 I have with continue to improve these very programs
11 right here, while they look good on paper, they're not
12 turning around to the grater good of the public in this
13 very parish that has a school system that can't support
14 the children. The state's broke, trying to find
15 318-million. Last year, you gave Sasol over 2-billion
16 in this very parish. We've got a fundamental issue here
17 that we need the board of LED to look at. The heyday of
18 giving away tax exemptions when we can't build schools
19 is fundamentally broke. At some point in time, the
20 Governor's going to have to start working for the
21 people. And my objection, sir, is the continuation of
22 this type of tax exemption when we've got schools that
23 are not properly supported in the parish with all of
24 this economic development, if the system was working woe
25 wouldn't have this problem. This is the reason you were



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1 created, and it's not working.

2 MR. WINDHAM:

3 Thank you, Mr. Honore.

4 I believe we were going to have a set of
5 rules that are -- first we had to executive order.
6 These were applications that were filed prior to the
7 executive order being enforced. We have the executive
8 order, and all applications that come following that
9 executive order are subject to that executive order.
10 This rules committee that was headed up by Mr. Robert
11 Adley and this entire board has taken great steps, along
12 with the Governor's office and with input from the
13 public, to develop a set of rules that will help to
14 address your concerns. Those rules will be presented at
15 the end of this meeting or toward the end of this
16 meeting.

17 MR. HONORE:

18 Thank you.

19 Mr. --

20 MR. BAGERT:

21 Bagert.

22 MR. WINDHAM:

23 -- Bagert, please step forward and
24 identify yourself.

25 MS. CHENG:



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1 Mr. Windham, I just wanted to note that
2 these were advances filed before the executive order,
3 but the applications may have come in after.

4 MR. WINDHAM:

5 Thank you for that correction. I'm am
6 so sorry. It's for advances that were filed prior to
7 the executive order, which is what we are under.

8 MR. BAGERT:

9 I'm Broderick Bagert with Together
10 Louisiana. I think everyone should have a report we've
11 done, which includes some general analysis of the ITEP
12 exemption issued last year along with some specific
13 analysis of exemptions that are before you today. I'd
14 like, if it's okay, to include some comments that go
15 beyond just these so I'm not coming back and forth, but
16 I can --

17 MR. WINDHAM:

18 Let's stick just to these specific.

19 MR. BAGERT:

20 All right. So these raise a concern
21 that we don't think is adequately addressed in the
22 rules, and we just heard it play out. If the
23 requirement to create or retain jobs is interpreted to
24 mean that any investment that is where the investment is
25 related to jobs is justified as creating or retaining



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1 jobs, then that requirement to create jobs will be
2 entirely meaningless. The stipulation ought to be that
3 the exemption itself is necessary for the underlying
4 investment to take place.

5 So one thing that we anticipated when
6 the executive order comes into force for advances filed
7 after the date of the executive order, every company
8 that is not creating any net new number of jobs, the
9 same investments that they need to run their company are
10 going to be related by their own accounting to the
11 retention of jobs, and we won't have any change in
12 what's happened in the Industrial Tax Exemption this
13 far, so this is not an unusual thing.

14 There are standards that programs across
15 the country put in place for how you distinguish
16 ordinary investments that would happen anyway and
17 investments that would generally create jobs or
18 instances where, for a specific reason, the company is
19 considering moving and there's a direct location in
20 place, and under those circumstances, you can talk
21 meaningfully about the retention of jobs. But this kind
22 of blanket assumption that if you're making an
23 investment that's important for your company that is
24 creating or retention of jobs is going to render the
25 jobs requirement of the executive order meaningless. So



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1 I say that as a blanket is something to look at going
2 forward.

3 MR. WINDHAM:

4 And I have a question related to that.
5 Do you have sources of those programs that show this
6 board, the public, how it's done in other states that
7 you can get us?

8 MR. BAGERT:

9 We do. And, actually, you do, too. In
10 the Quality Jobs Program, any element that has a sort of
11 more rigorous assessment of whether jobs are actually
12 created, so there are examples both in this state and
13 others that we will gladly get to you before the next
14 meeting.

15 MR. WINDHAM:

16 All right. I'd appreciate that just for
17 my edification.

18 Any questions for Mr. Bagert?

19 MR. ADLEY:

20 Before he leaves, I just want to clarify
21 one thing. I clearly understand your comments about the
22 retention issue, but let me tell you from the Governor's
23 office that he viewed retention as an issue that's
24 important, but important to the degree that it requires
25 a whole lot more explanation than we ever had before. I



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1 think it's also important to note that inside the new
2 rules, which will not only be this board asking about
3 retention or new jobs, it's going to be the local
4 government who is going to be granting, for all
5 practical purposes, what property tax exemption that
6 they get.

7 I would like to hope and think that the
8 local government will make their decision based upon
9 what's in the best interest for them and the creation of
10 jobs in their parish. So albeit it has a retention
11 piece in it, it still involves local government who's
12 going to have to make that final decision about what's
13 in their best interest because it is their tax dollars
14 that we're giving up.

15 MR. BAGERT:

16 Well, and we think the local input
17 requirement, as we'll here later on, is absolutely
18 fundamental, and the reason why this program was going
19 so out of control was the disconnect between the
20 location of the authority granting the exemptions and
21 the location of where the exemptions are felt.

22 MR. ADLEY:

23 I will tell you --

24 MR. BAGERT:

25 If there -- go ahead.



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1 MR. ADLEY:

2 I want to tell you, Broderick, that as
3 y'all participate in the process, we appreciate
4 everything that y'all have done, but I would just ask
5 everybody to remember we have taken steps, huge steps,
6 beyond where this state has ever been before on this
7 issue. The debate between the retention and the new,
8 when local government is now at the table, to me, is
9 more important.

10 MR. BAGERT:

11 We have taken them in principle and they
12 have heroic, courageous and historic steps, but steps
13 taken in principle don't necessarily amount to changes
14 in fact unless they are enforced with real teeth. And I
15 think that's the place where we're at between steps
16 having been taken in principle and those being enforced
17 in fact. And part --

18 MR. ADLEY:

19 And real teeth is now the local
20 government. I mean, they clear -- this state has
21 historically pretty much shown its position where it
22 will be on these things. Locals have not. That's where
23 your teeth is. The locals will have absolute final say
24 on what goes on in their parish as what they are willing
25 to give up.



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1 MR. BAGERT:

2 And, again, we think that's and
3 extremely important and one part of a maybe three-part
4 plank.

5 Here's the reality though: Nobody wants
6 to say no to major employers when they're asking for
7 something. We don't. Y'all are okay saying no to us,
8 but not to major employers when there's a specific
9 instance; right. Any -- the members of this board, just
10 like the members of local bodies, don't have the ability
11 to independently verify retention claims. You don't
12 have the ability to go see if, in fact, that this is
13 truly related to an investment that otherwise without
14 this exemption wouldn't be made and without being made
15 would leave the state.

16 With that being the case, all we have is
17 the company sitting before you, and that is, without
18 those criteria being in place to say here is what we're
19 going to count as retention and here is what we're going
20 to count as job creation, it opens a large loophole
21 through which we could have the retention --

22 MR. ADLEY:

23 I get you, but for the record, this
24 state, for all practical purposes, is giving away
25 10-year exemption. That's what we've always done with



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1 no say so from local government whatsoever. And the
2 piece that you failed to share with this board is that
3 we met some middle grounds that we thought were very
4 important. Instead of this full 10-year deal that
5 everybody's had, the first five at 100 percent, we
6 capped with rules going forward those renewals at 80
7 percent. That's \$500-million back to local government,
8 and without them saying a word. And I don't know how
9 much more you can really do then. I mean, it's there.
10 And those are the numbers. And so as we work through
11 this process, when you've been historically doing it one
12 way for so long, I mean, it's just so far you can go and
13 you do the very best. And the Governor has taken huge
14 steps and I'm going to defend what he has done here.
15 Clearly I said in the meetings with him when businesses,
16 when they talk about retention, his view of retention
17 is, I think he's going to say, does that mean the
18 plant's going to shut down? It's not just necessarily
19 retention. It's more about, you know, is it absolutely
20 required to keep it here.

21 MR. BAGERT:

22 So and that's our intent. We see the
23 executive order has got four planks. One is that the
24 investment should have -- or the exemption should be
25 related to job creation or genuine job retention. The



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1 second is that miscellaneous capital additions are no
2 longer eligible. The third is local input, and the
3 fourth is the second year, the renewal should be three
4 years instead of five. Of those, the three years
5 instead of five is, you know, virtually statutory in
6 place.

7 The other three all require proactive
8 action to implement. MCAs can be just tucked into
9 advanced notices, and without some means to distinguish
10 what were previously MCAs and now are tucked into
11 advanced notices, you're going to get in place of the
12 advanced notices that have MCAs inside of them. Without
13 some way to distinguish between investments that
14 generally are about job creation or retention versus
15 ordinary investments that are going to be presented, and
16 in some general, philosophical way, any investment in a
17 Capital Enterprise is about jobs retention sort of if
18 investments weren't made, so they're not off base
19 without having more clear standards established in
20 saying, "Sure it's related to jobs retention," just like
21 any investment in a capitalist company is going to be
22 related to jobs retention.

23 So we're saying in order to fulfill the
24 historic and courageous executive order, they're going
25 to need to be some specific measures put in place that



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1 allow these judgments to be made. Otherwise, we think
2 it will end up looking like a lot like we did in the
3 last --

4 MR. ADLEY:

5 And that's very possible, but moving
6 forward on the rules committee, we can certainly look at
7 that, but sooner or later, we need to adopt some rules.
8 And every time we put some out here and you come with
9 more changes, it's that further down the road we get
10 before we ever adopt what you say are massive steps
11 forward.

12 MR. BAGERT:

13 So what --

14 MR. ADLEY:

15 The rules committee continues to meet,
16 but each time you bring something out here to finally
17 get it on the books wanting another little piece here
18 and another little piece there, I'm just telling you it
19 delays the process. It's just the way the process
20 works. You're under the Administrative Procedures Act,
21 and each time you do that, you just continue to delay,
22 for whatever it's worth.

23 MR. BAGERT:

24 Well, we've been raising these concerns
25 consistently since the beginning of this process, and



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1 so --

2 MR. WINDHAM:

3 Yes, sir. We have been listening to
4 you, Mr. Bagert.

5 Secretary Pierson, I believe you have a...

6 SECRETARY PIERSON:

7 Just a moment of clarification. Part of
8 my responsibilities as a leader is to provide some
9 indication, and you said the word "Quality Jobs." I
10 think it's variety important for everyone here to know
11 that we are on completely different buckets. You see us
12 turn the pages of our agenda up here, and when we do
13 that, we're moving from one program to another program
14 to another program, and so largely your comments, and
15 I'll respond to those later on, are about our Industrial
16 Tax Exemption Program. But programs like Quality Jobs
17 don't yield any money at all until there's an audit,
18 until it's proven that the company employed more people,
19 then they get their benefit relative to what their
20 improved performance is. Every one of these programs is
21 governed by contracts, by audits and by performance
22 requirements, and I want to continue to make that point.
23 That point was weak in our previous Industrial Tax
24 Exemption Program, and that remedy has been afforded by
25 our Governor's executive order to finally provide for



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1 that accountability at the front end of that program
2 where they declare what it is that the local entities
3 are going to get in terms of their participation in the
4 program and in terms of jobs and investment.

5 So just to wrap up, because you brought
6 Quality Jobs into your discussion, I want people to know
7 these are very carefully audited programs, and we'll
8 talk about philosophies a --

9 MR. BAGERT:

10 And, Mr. Pierson --

11 MR. WINDHAM:

12 I want to point out --

13 MR. BAGERT:

14 May I just ask Mr. Pierson real quickly.
15 Mr. Windham raised the question are there examples in
16 other states where there is the kind of rigorous vetting
17 to separate wheat from chaff in terms of genuine job
18 creation and retention. Job retention and creation.
19 You don't even have to go that far. You have them
20 inside of some programs that are under your purview,
21 Quality Jobs being one of them. So it's a separate
22 bucket, but the example or one example of the kind of
23 more rigorous vetting to genually establish whether jobs
24 are being established. Is it that that would be the one
25 that should be used wholesale? No, we don't think so,



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1 but if you're saying that there will be that kind of
2 auditing and vetting of the Industrial Tax Exemption
3 Program, that's exactly what we think would be needed to
4 have the executive order be implemented in its fullest.

5 MR. WINDHAM:

6 Let me clarify what I was saying. You
7 said that there are examples in other states that
8 quantify the necessity of the retention activity. The
9 Quality Jobs program is a creation program, so you can't
10 lean to that and say that Quality Jobs provides this
11 staff, this board or the people the aspect of how other
12 states determine whether or not something is in fact a
13 retention activity. So that's all I'm for as related to
14 retention.

15 MR. BAGERT:

16 Oh, yeah.

17 MR. WINDHAM:

18 The second thing I want to point out is
19 we are moving with the work of this board, this
20 Governor, the rules committee, we are moving now from
21 what you call principle to fact. By changing the rules,
22 we are taking those steps. So if you'll just hold on
23 for a little while, at the end of this meeting, we will
24 go over the rules that will take principle to fact.
25 Those will be the new rules moving forward.



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MEETING MINUTES

1 MAJOR COLEMAN:

2 Mr. Chairman, I have one question.

3 MR. WINDHAM:

4 Yes, Major Coleman.

5 MAJOR COLEMAN:

6 Yes. Where have you-all been the last
7 20 years? Why now? I mean, it's been screwed up for
8 years, so why now? We're trying to fix it. Where have
9 you been? Answer the question.

10 MR. BAGERT:

11 People say that -- any time a, quote,
12 test historical injustice has been in place for a long
13 time, there are people saying, "Well, we've always done
14 it that way," and anytime there are those circumstances,
15 there are people who say, "Well, maybe that's case, but
16 that doesn't mean we need do it that way going forward."

17 We're the first to say, on behalf of the
18 citizens of this state, we have all been asleep for 83
19 years, ever since Governor Richard Leche snuck a
20 constitutional amendment that's got no precedent in
21 comparison to anywhere in the county into a vote of the
22 people tucked behind the exemption for churches and the
23 homestead exemption. It was about nine lines of text
24 that granted the state board the authority to give
25 exemptions at the local level. We think that what the



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1 Governor did eight months ago this month was a huge move
2 to start rectifying that, and we think it is going to
3 take the effort of this board and the community and the
4 legerity of the Governor a lot of continued rigorous
5 effort getting into the details in order to correct
6 what's been the case for the last 80 years.

7 So, you know, where have we been?
8 Asleep. Where are we now? Awake. And we think that it
9 is going to take an effort in partnership to make it
10 happen.

11 MR. WINDHAM:

12 Any other comments or questions?

13 MR. ADLEY:

14 I want to clarify, I threw out a number
15 of 500-million, and I've got some of my legislative
16 friends here, so when I pull out a number like that, I
17 want to tell you where it came from so there's no
18 misinterpretation of what was said.

19 It would be worth 500-million today if
20 you cap the current amount of ITEP that you had in place
21 at the 20 percent would be about 500-million. I think
22 that's where that number comes from.

23 MR. WINDHAM:

24 And that's over a 10-year period, not
25 just in one year. That's over a 10-year period.



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1 MR. BAGERT:

2 That would be the last two years of
3 exemption --

4 MR. ADLEY:

5 No, that's not over a 10-year period.
6 That's your annualized -- I believe that's your
7 annualized number that's being removed from local
8 government every year from the property tax.

9 MS. COLA:

10 Just a word, please.

11 MR. WINDHAM:

12 Yes, Ms. Cola.

13 MS. COLA:

14 Just a few comments to for you, sir.

15 I agree. I think we all have been at
16 some level asleep at the wheel, and I guess what comes
17 to my mind is that I know the board and the committee
18 has been working very hard to try to fix some of the
19 things that we know are broken and I think that we all
20 can agree upon that. I think what's troubling to me is
21 that you want instant change, but you were willing to
22 deal with a broken system for many, many years. I don't
23 think that -- I can speak for me. I don't want to speak
24 on behalf of the board. I think that we all want
25 change. What we want strategic, well-thought-out



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1 change, and whatever goes through or however this
2 process ends, we know that it won't be perfect and I
3 think that we've taken your comments to heart and we've
4 tried to integrate that into the rules that you'll hear
5 later on this afternoon. And I think Senator Adley said
6 it, our ears are always open for how we can make this
7 thing better. But I think that for the demands I'm
8 feeling of make this right now is probably just as
9 unfair as the changes that you were not willing to deal
10 with for years past when it was previously broken.

11 So what I'm going to ask of you, sir, is
12 that you afford us the time and give us the confidence
13 that we want to make this thing right and give us the
14 opportunity to do just that.

15 MR. BAGERT:

16 Well, if anything in my statements was
17 taken to indicate an expectation that you make this
18 right right now, I think that was either miscommunicated
19 or misconstrued because what the message was is we
20 anticipate several specific areas that in the future
21 will be essential to determining whether the goal of
22 this board, this department and this governor are
23 implementing. One of them being whether there is teeth
24 behind what retention means. The other being whether
25 there are MCAs. So that is not at all a "When do we



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1 want it," you know, "Right now." We're actually saying
2 please look ahead to the conversation that just happened
3 and imagine that happening again and again and again
4 without some clear, distinguishing criteria to separate
5 job retention from ordinary investments that anybody
6 would need to make just to keep their activity going.

7 So we want to work with you. We don't
8 have unreasonable expectations about timing, but we do
9 know that if there is nothing to distinguish the past --
10 you know, to the extent we have things to distinguish
11 the past from the future, we'll have change. To the
12 extent we don't, we won't. We think we are beginning to
13 see some real measures that there's local input in some
14 way, that there's three years instead of five on the
15 second term. That -- there's no way to distinguish what
16 counts as job retention is one way where the past -- the
17 future could look a lot like the past unless we start
18 creating some ways to head that off.

19 MR. WINDHAM:

20 Thank you, Mr. Broderick, Mr. Bagert.
21 Mr. Miller, President Miller.

22 MR. MILLER:

23 Yield.

24 MR. WINDHAM:

25 All right. Any other comments from the



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1 public regarding the applications that are in front of
2 us? Please step forward, identify yourself and tell us
3 who you represent.

4 MS. WASCOM:

5 I'm Kathy Wascom. I represent Louisiana
6 Environmental Action Network. I got up to speak because
7 the question was asked where have you been all of these
8 years.

9 MR. WINDHAM:

10 Wait, though. Specific to these
11 applications, do you have any comments?

12 MS. WASCOM:

13 Okay. No, sir, other than I think I was
14 there at the original Shintech hearing, oh, I don't
15 know, maybe 20 years ago, but we do have -- we did do a
16 lien, since it's environmental organization. We hired
17 an economics firm, ECONorthwest. We did a whole
18 evaluation of the Industrial Tax Exemption probably
19 about 20 years ago, which says essentially the same
20 thing. So that -- people have been not been asleep.

21 MR. WINDHAM:

22 So this related specifically to
23 Shintech?

24 MR. WASCOM:

25 Thank you for during the conversation.



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1 No, but the same things were brought up during the
2 original Shintech hearing as are now.

3 Thank you.

4 MR. WINDHAM:

5 Thank you, Ms. Wascom.

6 Sir, something specific to these
7 applications in front of us?

8 MR. HONORE:

9 Sir, my recommendation that all actions
10 to give any more exemptions and/or extensions be delayed
11 in this body until the state is no longer broke. We
12 cannot continue to give away any type of exemptions to
13 any company. Our state is broke. We've driven the
14 truck in the ditch. We cannot continue to give away any
15 type of revenue from the state. The book is broke.

16 I with worked with the governor for 37
17 years. If I overspent the money, I could be
18 court-martialed. I'm not asking that to happen to this
19 body, but this state government is broke. We've got a
20 special session going on. This should be stopped now.
21 We should suspend this program, continue to review it so
22 y'all can meet monthly, but suspend any further actions
23 that would give away any type of exemptions. Our
24 schools are broke; our roads are broke.

25 Thank you.



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MR. WINDHAM:

Thank you.

Any questions or comments? Yes, Mr. Adley.

MR. ADLEY:

Unless you have more comments, I'd like to make a motion, unless you have anymore comments.

MR. WINDHAM:

Any other comments concerning these applications?

Mr. Adley.

MR. ADLEY:

Is she...

MR. WINDHAM:

Oh, I'm sorry. Another comment concerning these applications in front of us?

MS. COLLINS:

Yes. How are you this morning?

MR. WINDHAM:

Please identify yourself.

MS. COLLINS:

I'm Dawn Collins. I'm a member of East Baton Rouge School Board.

MR. WINDHAM:

And which applications are you



1 addressing?

2 MS. COLLINS:

3 All of them.

4 MR. WINDHAM:

5 Okay.

6 MS. COLLINS:

7 Brief comment.

8 I want to first start off by saying I
9 appreciate the committee's efforts. I also have great
10 appreciation for our Governor John Bel Edwards. I
11 campaigned very hard for him personally, but I would
12 just like to put on everyone's mind that as we have
13 convened for a special session here at State Capitol --
14 or at the State Capitol, rather, to fix huge budget
15 gaps, this is an opportunity -- and I know that many of
16 your hearts feel the same, but I think it just needs to
17 still be said. This is an opportunity to right some
18 wrongs that have come about for the past 83 years.

19 MR. WINDHAM:

20 So may interrupt just for a second?

21 So which application does this apply to?

22 MS. COLLINS:

23 All of them.

24 MR. SLONE:

25 There's no Baton Rouge applications.



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1 MR. WINDHAM:

2 There's no Baton Rouge applications on
3 here.

4 MS. COLLINS:

5 I'm speaking as a school board member
6 that's a member of Louisiana State School Board
7 Association.

8 MR. WINDHAM:

9 I believe -- and I could be wrong, but
10 when we get to the section for the rules changes would
11 be the appropriate time for you to make your comments.
12 Not -- these are specific on these applications.

13 MS. COLLINS:

14 Thank you for your time. I just wanted
15 to put on everyone's heart that this is an opportunity
16 to right wrongs.

17 MR. WINDHAM:

18 All right. Look forward to you coming
19 back at the appropriate time.

20 MS. COLLINS:

21 I have another meeting to go to, so I
22 thank you for your time.

23 MR. WINDHAM:

24 All right. Thank you.

25 All right. Mr. Adley.



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MEETING MINUTES

1 MR. ADLEY:

2 I'm going to make a motion,
3 Mr. Chairman. Before I do, I just wanted to make some
4 comments. Comments had been made, if you'll follow the
5 agenda today, when you get down to the new MCA
6 applications filed after June the 24th, you're going get
7 an opportunity to see firsthand how these new rules
8 work, and I think you'll be very pleased with what you
9 see.

10 The problem is we cannot just simply
11 reject and delay on all of these today is that before
12 this Governor came in office, commitments were made to
13 people, and those commitments, albeit we agree or
14 disagree with them, they were commitments made in the
15 name of Louisiana. And if we start making changes, that
16 makes it appear that Louisiana has violated its word
17 would do us more harm than any good we could accomplish
18 with the delay. That is what we believe. And I think
19 that's true. And LED has made that very clear to the
20 Governor that you just simply cannot tarnish the words
21 of Louisiana. Albeit we disagree, when people enter
22 into contracts other people did before us, but those
23 agreements we have to honor. But going forward, we
24 clearly can make changes, and if you'll be patient, I
25 think when you get on down in the agenda, you're going



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1 to see some of those changes beginning to take place and
2 they're pretty extensive.

3 So with that, Mr. Chairman, I would ask
4 that we move to approve in globo this list of ITEP
5 applications filed prior to June 24th.

6 MR. JONES:

7 Second.

8 MR. WINDHAM:

9 Seconded by Mr. Jones. Motion made by
10 Mr. Adley.

11 Are there any further comments from the
12 public specifically to these applications?

13 (No response.)

14 MR. WINDHAM:

15 Are there any questions or comments from
16 the board?

17 (No response.)

18 MR. WINDHAM:

19 All in favor, indicate with "aye."

20 (Several members respond "aye.")

21 MR. WINDHAM:

22 All opposed with a "nay."

23 (No response.)

24 MR. WINDHAM:

25 Motion carries.



1 Ms. Cheng.

2 MS. CHENG:

3 Okay. We have six applications that
4 were filed without advance notifications after the
5 Governor's executive order. I do want to mention that
6 20161569, Motiva Enterprises, St. James has been
7 withdrawn by the company.

8 MR. WINDHAM:

9 Thank you. Let me ask this real
10 quickly. Why are these being presented to us?

11 MS. CHENG:

12 These are being presented because they
13 have been presented to LED and the board can take action
14 on them as LED cannot hold them.

15 MR. WINDHAM:

16 Because we don't have rules in place
17 that will allow you to hold them?

18 MS. CHENG:

19 Correct.

20 MR. WINDHAM:

21 So based upon the fact that the
22 executive order does not allow for miscellaneous capital
23 additions failed after that date, I will entertain a
24 motion to deny these.

25 Motion by Mr. Moller.



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1 MR. ADLEY:

2 Before you do that. Yeah, I'll second
3 it, but before you do that, I want to clarify something.

4 MR. WINDHAM:

5 Seconded by Mr. Adley.

6 MR. ADLEY:

7 The rules don't necessarily require that
8 they will keep all of these to themselves. I mean, only
9 the board, as I understood it from Mr. House, that only
10 the board could make the decision to deny things, so
11 they will come to us in the future, but I wanted you --
12 this is the place in the agenda, Mr. Broderick, Together
13 Louisiana, that I wanted you to see. These are
14 applications that came after the 24th and they have no
15 jobs associated with them and --

16 MR. WINDHAM:

17 And they're miscellaneous capital
18 additions.

19 MR. ADLEY:

20 -- therefore, we disapprove them.

21 MR. WINDHAM:

22 Mr. House.

23 MR. HOUSE:

24 Richard House, Louisiana Economic
25 Development.



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1 Let me add one things to what Senator
2 Adley said. When you pass -- ultimately pass the new
3 rules, which are being considered today and as part of
4 the administrative process, when you pass these new
5 rules, they provide exactly what you're talking about
6 with respect to miscellaneous capital additions, which
7 is basically those would be few and far between. Once
8 that's in the rules for this body, then the staff will
9 not be presenting these any longer.

10 Any questions about that?

11 MR. WINDHAM:

12 Any questions from any of the board
13 members concerning Mr. House's statement --
14 interpretation of the rules?

15 (No response.)

16 MR. WINDHAM:

17 All right. There's a motion on the
18 floor. There's a second.

19 Are there any comments from the public
20 concerning the motion to deny miscellaneous capital
21 additions filed after June 24th?

22 (No response.)

23 MR. WINDHAM:

24 Are any of the companies in here who
25 would like to make comments related to miscellaneous



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1 capital addition applications filed after June 24th, the
2 effective date of the executive order?

3 (No response.)

4 MR. WINDHAM:

5 Are there any questions, comments or
6 observations from any of the board members concerning
7 miscellaneous capital additions applications filed after
8 the effective date, June 24th, of the executive order?

9 (No response.)

10 MR. WINDHAM:

11 All in favor of denial, indicate with an
12 "aye."

13 (Several members respond "aye.")

14 MR. WINDHAM:

15 All opposed?

16 (No response.)

17 MR. WINDHAM:

18 Motion carries.

19 MS. CHENG:

20 There are 117 renewals, and these were
21 all filed timely.

22 MR. WINDHAM:

23 All right. I believe Mr. Adley wants to
24 make a motion related to this prior to any questions
25 being made.



MEETING MINUTES

1 MR. ADLEY:

2 These are all prior to June the 24th?

3 MR. WINDHAM:

4 And they are renewals.

5 MR. ADLEY:

6 And they are renewals. And I want to
7 make a motion to adopt and approve all of them in globo
8 after questions to I think there's three or four of the
9 companies that actually decreased the number of jobs
10 from the time they got the original application, which
11 is simply ask them to tell us why we saw a reduction in
12 jobs so that we can at least gather that information.
13 And I think there's three of them, Chand, Entergy --

14 MR. WINDHAM:

15 Wait. Now, there's a motion, then we'll
16 have the questions, Mr. Adley.

17 There's a motion on the floor to approve
18 them in globo; seconded by Mr. Jones.

19 Now we'll proceed to questions.

20 Questions by board members related to specific
21 applications. Please begin, Mr. Adley.

22 MR. ADLEY:

23 There were just three companies. I'm
24 proud the say so all of you can hear it, there were only
25 22 applications that saw a reduction in jobs out of 117.



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1 I think that's a positive step forward, and those 22
2 consisted of like three companies making up all of the
3 applications.

4 So Chand, there's a decrease, small
5 number, but I'd just like to know why we went through a
6 decrease for them. And Entergy, if you will share with
7 us the same thing. And Hexion. Am I saying that right,
8 H-e-x-i-o-n?

9 MS. CHENG:

10 Hexion.

11 MR. WINDHAM:

12 Is there a representative from Chand,
13 Hexion and Entergy? Please step forward.

14 MR. ROUSSEL:

15 My name is Craig Roussel. I'm the CAO
16 of Bollinger Shipyards, which owns Chand.

17 The reduction of jobs was just a timing
18 issue from when one of our government contracts ended
19 till the time we pick up another one. The head count
20 goes up three or four periodically.

21 MR. ADLEY:

22 I noticed it's only a three-job
23 reduction. I just wanted to know why.

24 MR. ROUSELL:

25 Yeah. We're running ads now to hire



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1 five new people, so it's kind of just typical of the
2 business.

3 MR. ADLEY:

4 Thank you.

5 MR. WINDHAM:

6 Thank you, Mr. Roussel.

7 Please identify yourself and who you
8 represent.

9 MR. MIKE:

10 Mike (inaudible), tax counsel with
11 Entergy.

12 And the actual number of jobs, I have
13 another handout here with the updated numbers. The
14 applications show the number of jobs just for the legal
15 entity as opposed to any affiliates, any contractors on
16 site, so the new numbers that actually is an
17 improvement.

18 MR. ADLEY:

19 I'm just trying to understand. For your
20 different locations with the applications?

21 MR. MIKE:

22 Correct.

23 MR. ADLEY:

24 Many of them just saw a reduction.

25 There weren't many. I'm just trying to find out what



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1 happened. For instance, in Calcasieu where we've seen
2 all of the activity. Is it Calcasieu I'm looking at?
3 Yeah, Calcasieu. Entergy now saw a reduction from 160
4 to 149. I'm just curious what happened.

5 MR. <<<>>>.

6 We did go through some attrition in
7 improvements and efficiency throughout the company maybe
8 three or four years ago. That would lead to some
9 reduction. However, again, we wanted to provide some
10 additional information that shows what the total
11 number --

12 MR. ADLEY:

13 I want the board to understand. They're
14 sitting there having to answer the question because they
15 actually gave us some jobs when they came in. Under the
16 old rules, they didn't have to give any at all, so one
17 of predicament the Governor found himself is how could
18 we penalize those that actually offered up jobs
19 voluntarily going in, and those that didn't, approve
20 those that didn't and then those that came in and now
21 may be a little less than what they were. I mean,
22 realistically, we're putting ourselves in a position to
23 disapprove those. So, again, that's where we at least
24 found ourselves where we were.

25 I thank you very much.



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1 Hexion. Is there someone from Hexion?

2 MR. WINDHAM:

3 Hexion?

4 MR. ADLEY:

5 They went wept from 50 to 16. That's a
6 pretty substantial...

7 MR. WINDHAM:

8 Thank you, sir.

9 Are there any representatives from
10 Hexion?

11 MR. ADLEY:

12 Staff, do y'all know anything about them
13 at all?

14 MS. CHENG:

15 They were notified to be here, but I
16 can...

17 MR. WINDHAM:

18 Are there any other questions concerning
19 any of the applications and Mr. Adley's motion? Are
20 there any comments from the public concerning these
21 applications?

22 Please step forward and identify
23 yourself. Tell me which ones you are addressing.

24 MR. BAGERT:

25 I've got a question for the staff, and



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1 maybe it's to ask it and then deal with it later on, but
2 we also ran the jobs changes numbers, but had different
3 numbers on the initiation date, and it says year one of
4 the application. Is that one year into the exemption or
5 is that when they applied? Because we did just look
6 back at the number of jobs that each entity had when
7 they applied, and sometimes it's the same number and
8 sometimes it's a different number. Sometimes that shift
9 makes the company look worse, but sometimes it makes
10 them look better, and we wouldn't want to unfairly, you
11 know, construe anyone. So that could be something to
12 look at as to understand that.

13 MR. WINDHAM:

14 I'll ask the staff to get with you after
15 the meeting and determine the answers to that to make
16 sure that we're all dealing apples to apples.

17 MS. CHENG:

18 Hexion did, in their renewal
19 application, state that current employment at the site
20 only includes 15 because the collapse of the upstream
21 oil and gas business starting in mid-2014 and resulting
22 in historically low oil and gas prices has reduced the
23 demand for resin, so they were energy related.

24 MR. WINDHAM:

25 So they were energy related, that's what



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1 they were?

2 MS. CHENG:

3 Yes.

4 MR. ADLEY:

5 Mr. Chairman, the boardwalk, which is
6 the pipelines, I assume you're going to take the MCAs,
7 the whole 117, and get them all at the same time? Is
8 that what that is?

9 MR. WINDHAM:

10 Yes.

11 MR. ADLEY:

12 Is there somebody here from Boardwalk
13 just to tell us? I assume yours is energy related also.

14 MR. WINDHAM:

15 Is there a representative from
16 Boardwalk?

17 Please step forward and identify
18 yourself.

19 MR. THIBODEAUX:

20 Good morning. Rod Thibodeaux. I'm the
21 director of engineering and construction for Boardwalk
22 Louisiana Midstream.

23 MR. RHODES:

24 Dusty Rhodes, property tax manager for
25 Boardwalk.



1 MR. ADLEY:

2 You saw some reduction from when you
3 went in. Can you just give me an explanation of what
4 happened? I mean, it's a pipeline business, so I assume
5 it's related to the decline in the energy field. I
6 would be more comfortable if you could tell me more
7 specifically because I know FERC and others implement
8 and regulate what you do. So I'm curious.

9 MR. THIBODEAUX:

10 Yes. In our business, it's really
11 cyclical based on energy costs. I mean, natural gas
12 prices go down, so do storage and transportation. As
13 those prices modulate, we increase people that's doing
14 business for us and also increase employment.

15 MR. ADLEY:

16 Thank you.

17 Mr. Chairman, just two other companies
18 to ask about.

19 MR. WINDHAM:

20 Thank you, gentlemen.

21 MR. ADLEY:

22 From Eagle.

23 MR. WINDHAM:

24 From Eagle. Please step forward and
25 identify yourself.



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1 MR. ADLEY:

2 I mean, it's a pretty big drop in jobs,
3 1,242 down to 1,115.

4 MR. ZATARAIN:

5 Mr. Chairman, Mr. Adley, if you
6 recall --

7 MR. WINDHAM:

8 Please identify yourself.

9 MR.

10 Oh, I'm sorry. I'm Chuck Zatarain. I
11 was here before the board the last three or four
12 meetings, including the last meeting. We had PPG
13 Industry renewals came up at that time. I explained
14 then that part of the PPG plant was sold, actually sold
15 to Eagle.

16 MR. ADLEY:

17 That was part of the transfer?

18 MR. ZATARAIN:

19 Exactly. That all of four of the
20 transfers of the companies did not come up the last
21 time, so this is the jobs that were transferred into the
22 Eagle Group. In fact, over the last five years, the
23 combined plant has increased jobs with PPG and Eagle.

24 MR. ADLEY:

25 I got it. I remember from the last



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1 meeting now.

2 Thank you very much.

3 MR. WINDHAM:

4 Thank you, Mr. Zatarain.

5 MR. ZATARAIN:

6 Yes, sir.

7 MR. WINDHAM:

8 One more?

9 MR. ADLEY:

10 One more. UTLX. I don't know who that
11 is. From Rapides Parish.

12 MR. WINDHAM:

13 UTLX representative, please step
14 forward.

15 MR. ADLEY:

16 581 to 385.

17 MR. RYDER:

18 Mr. Chairman, I'm Gary Ryder, chief
19 plant engineer, UTLX Manufacturing.

20 MR. THAMES:

21 Chris Thames, controller for UTLX
22 Manufacturing.

23 MR. RYDER:

24 We are manufacturing railroad tank cars,
25 and as much, we are very much oil and gas related,



1 natural gas products and bi-products and the chemical
2 corridor going South, the Calcasieu basin areas. As
3 those markets go down, so does our demand for railcars.

4 This particular application went in with
5 about 589 jobs once completed. We've averaged over 715
6 jobs during the last 20 quarters, which was the first
7 five years of the renewal.

8 We're now getting that impact in
9 production going down in the oil and gas business and
10 demand for our railcars corresponding, with decreasing
11 our production and manpower dropping accordingly.

12 MR. WINDHAM:

13 Mr. Adley.

14 MR. ADLEY:

15 Thank you very much.

16 MR. THIBODEAUX:

17 Thank you.

18 MR. WINDHAM:

19 Thank you, gentlemen.

20 MR. ADLEY:

21 I don't have any others unless other
22 members do. At some point, I would move for approval in
23 globo of 117.

24 MR. WINDHAM:

25 All right. I think we're already had



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1 the motion made by Mr. Adley and seconded by Mr. Jones.

2 Are there any other applications on this
3 list that any of the board members have questions about?

4 (No response.)

5 MR. WINDHAM:

6 No further comments from the public
7 regarding any of the applications for this motion?

8 (No response.)

9 MR. WINDHAM:

10 All in favor indicate with an "aye."
11 (Several members respond "aye.")

12 MR. WINDHAM:

13 All opposed with a "nay."

14 (No response.)

15 MR. WINDHAM:

16 Motion carries.

17 Ms. Cheng.

18 MS. CHENG:

19 I have two late renewals: 20100898,
20 Blade Dynamics, LP in Orleans Parish. The initial
21 contract expired 7/31 of '16. We received their renewal
22 request on 6/21 of '16. And 20120803, US Corrugated,
23 Inc. in Ouachita Parish. Their contract expired on
24 12/13 of '15, and we received their late renewal on 11/7
25 of '16.



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1 MR. WINDHAM:

2 Are there representatives from those two
3 companies in the audience? Please step forward,
4 identify yourself. I think there will be questions
5 regarding late renewals.

6 MR. GREEN:

7 Thank you. My name is Joseph Green. I
8 am the vice president of finance for US Corrugated.

9 MR. WINDHAM:

10 Mr. Green?

11 MR. GREEN:

12 Yes, sir.

13 MR. WINDHAM:

14 All right. I believe in the past board
15 meetings, these have been restricted by a year for each
16 month that they were late.

17 MS. CHENG:

18 We only penalize one year for --

19 MR. ADLEY:

20 I think what we have done in the past
21 that we determined that all of these tax breaks are for
22 you and for your benefit, and when you are late, what
23 the board has now done with all of others is to reduce
24 that period of time, which is under the guidelines of
25 what is given it can do, by one year, which is basically



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1 a 20 percent reduction in what the exemption would have
2 been over the four or five-year period of time. Because
3 we have done that with everyone else and that is how
4 we've handled it, I would move that we do the same with
5 this one. The benefit really rests with them.

6 MR. WINDHAM:

7 Representative Abraham (sic).

8 REPRESENTATIVE ABRAMSON:

9 We haven't asked why he was late.

10 MR. WINDHAM:

11 Okay. That was the next question.

12 MR. GREEN:

13 There was some confusion on our end.

14 The original contract was granted to an organization
15 that we purchased their assets, which the contract was
16 transferred to us. The original contract application
17 was filed a year late from my understanding, and, thus,
18 the original term was only four years instead of five.
19 So when the we were expecting to renew it after five
20 years from when it took effect and not after the four
21 years from the original contract. I believe that's
22 correct.

23 So just some clerical confusion on our
24 end. Obviously we're a smaller business compared to a
25 lot of the ones you talk about here today. The amount



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1 of this contract is the bulk of what it was granted over
2 the 10 years, so this contract is certainly important to
3 us and we wouldn't have obviously let it slip if not for
4 an oversight, but I understand what you've done in the
5 past, and if that's what you feel is appropriate here,
6 we'll accept that.

7 REPRESENTATIVE ABRAMSON:

8 When did you acquire the company, before
9 or after the original due renewal date?

10 MR. GREEN:

11 Before the original renewal date. We
12 purchased the assets in the Summer of 2013.

13 REPRESENTATIVE ABRAMSON:

14 All right. Thank you.

15 MR. WINDHAM:

16 All right. Mr. Adley made a motion that
17 we reduce this by one year. Is there a second?

18 MR. SLONE:

19 Second.

20 MR. WINDHAM:

21 Seconded by Mr. Slone.

22 Any discussion from the board members?

23 MS. CHENG:

24 Is this for both of the late renewals?

25 MR. WINDHAM:



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1 I'm sorry?

2 MS. CHENG:

3 Is this for both of the late renewals?

4 MR. ADLEY:

5 Yes.

6 MR. WINDHAM:

7 Do we have a representative from the
8 other company or do you represent both?

9 MR. GREEN:

10 No. Just US Corrugated.

11 MR. WINDHAM:

12 Just US Corrugated. Okay.

13 Is there anyone from Blade Dynamics?

14 (No response.)

15 MR. WINDHAM:

16 I'll entertain a mention for them to be
17 deferred until they have a chance to explain or do you
18 want to apply it to both of them?

19 MR. ADLEY:

20 Excuse me. I think what we have done in
21 the past -- let me back up and make a motion solely for
22 the one company that is here so that we'll have the
23 opportunity to reject the other one altogether. I mean,
24 that's what we have done. Those that do not show, we
25 simply don't take any action, just reject it, so



1 certainly wouldn't be fair to grant them what you had
2 the courage to come here for.

3 So this motion would alloy solely --

4 MR. WINDHAM:

5 All right. So we'll take them up
6 separately.

7 Blade, seconded by Mr. Slone, I believe
8 still.

9 Any further comments from the public?

10 MS. CHENG:

11 This is US Corrugated.

12 MR. WINDHAM:

13 Sorry. US Corrugated. I apologize.

14 All in favor, indicated an "aye."

15 (Several members respond "aye.")

16 MR. WINDHAM:

17 All opposed with a "nay."

18 (No response.)

19 MR. WINDHAM:

20 Motion carries, one year restriction.

21 MR. GREEN:

22 Thank you.

23 MR. WINDHAM:

24 Or one year shorter term.

25 All right. Concerning the other one, I



1 believe Secretary Pierson is making a motion to --

2 SECRETARY PIERSON:

3 Well, I'd like to a at least make a
4 point of information that Blade is housed at the Michaud
5 Assembly Facility in New Orleans East. There have been
6 some near-tornado damage over there and they've got
7 their hands full, so I'd like to ask for them to be
8 deferred on today's topic.

9 MR. WINDHAM:

10 Seconded by Representative Carmody.

11 All in favor, indicate with an "aye."

12 (Several members respond "aye.")

13 MR. WINDHAM:

14 All opposed with a "nay."

15 (No response.)

16 MR. WINDHAM:

17 That one is deferred.

18 Ms. Cheng.

19 MS. CHENG:

20 Okay. I have eight changes in location
21 only: NovelAire Technologies, LLC, Contracts 20100405,
22 20130169 and 20140187. The previous location was 10132
23 Mammoth Avenue, Baton Rouge, Louisiana 70814 in East
24 Baton Rouge Parish. The new location is 9927 Perdue
25 Avenue, Baton Rouge, Louisiana 7814 in East Baton Rouge



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1 Parish. NovelTech, LLC, Contracts 20090507 and
2 20130168, previous location 10132 Mammoth Avenue, Baton
3 rouge, Louisiana 70814 East Baton Rouge Parish. The new
4 location is 9927 S. Perdue Avenue, Baton Rouge,
5 Louisiana 70814 East Baton Rouge Parish.

6 I do want to mentions these are being
7 done because we did a site inspection and realized they
8 have two locations with two different addresses and all
9 of the original contracts only had one address, so this
10 is housekeeping on that to get --

11 MR. WINDHAM:

12 Part of our due diligence in making sure
13 that we know.

14 MS. CHENG:

15 Yes. So we found out that they were
16 actually at two different sites. This is housekeeping
17 that needs to be done to correct the contacts.

18 MR. WINDHAM:

19 All right.

20 MR. ADLEY:

21 I'm curious. How is it that Halliburton
22 would transfer from St. Martin to Lafayette?

23 MS. CHENG:

24 Okay. So I have Halliburton Energy
25 Services, Inc., 20090121, 20110128 and 20150371, 1187



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1 Evangeline Thruway, Broussard, Louisiana 70518 in St.
2 Martin Parish moving to 700 West Pont des Mouton Road in
3 Lafayette, Louisiana 70507 in Lafayette Parish. I
4 believe the St. Martin location has closed, and these
5 assets that were at the St. Martin location are being
6 moved to the Lafayette location.

7 MR. ADLEY:

8 So under the new rule, what happens if
9 that occurs, we move from one parish to the other?

10 MR. WINDHAM:

11 Ms. Clapinski?

12 MR. ADLEY:

13 I remember some discussion. I just want
14 to know how we deal with that.

15 MS. CLAPINSKI:

16 Yes, sir. Good morning. Danielle
17 Clapinski, staff attorney for LED.

18 Under the new rules, if it's a contract
19 that falls under post-executive order rules, then the
20 company will have to receive approval from the local
21 parish officials to the parish in which it's moving.

22 MR. ADLEY:

23 So leaving St. Martin, they would
24 clearly still have to go to Lafayette Parish to get
25 approval to continue with the ITEP. Okay.



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1 MS. CLAPINSKI:

2 Yes, sir.

3 REPRESENTATIVE ABRAMSON:

4 What happens to the tax exemption that
5 the local parish was giving up? Do they go back on the
6 books? Is that part of that rule?

7 MS. CLAPINSKI:

8 I think what happens is if the assets
9 are moving, then they're being removed from one parish
10 into another, so there would be no property tax in the
11 parish it's moving from. The assets are no longer
12 there. The new parish and their local governing
13 officials will have to go through the same process and
14 make a determination on whether they would like to give
15 the exemption as well.

16 REPRESENTATIVE ABRAMSON:

17 Okay. Thank you.

18 MR. WINDHAM:

19 Any more?

20 MS. CHENG:

21 Those are the only change in locations.

22 MR. WINDHAM:

23 All right. Are there any comments from
24 the public regarding changes in location?

25 (No response.)



MEETING MINUTES

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MR. WINDHAM:

Any comments from the board?

(No response.)

MR. WINDHAM:

Is there a motion to approve the change
in locations?

Made by Dr. Miller (sic); seconded by
Mr. Moller.

All in favor, indicate with an "aye."
(Several members respond "aye.")

MR. WINDHAM:

All opposed with a "nay."

(No response.)

MR. WINDHAM:

Motion carries.

MS. CHENG:

I have 19 contract transfers. These all
of Noranda Alumina, LLC's active contracts. They were
purchased by Gramercy Holdings, LLC. They're actually
in St. John the Baptist and in St. James Parish.

MR. WINDHAM:

I do not believe you need to read all of
the numbers out. We'll just make sure that they're in
the records for those transfers.

Are there any questions, comments from



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1 the board members concerning transfers?

2 (No response.)

3 MR. WINDHAM:

4 Comments from the public concerning
5 transfers of Noranda to Gramercy Holdings?

6 (No response.)

7 MR. WINDHAM:

8 Is there a motion?

9 Mr. Slone makes a motion to approve the
10 transfer. President miller makes the second.

11 All in favor, indicate with an "aye."

12 (Several members respond "aye.")

13 MR. WINDHAM:

14 All opposed, "nay."

15 (No response.)

16 MR. WINDHAM:

17 Motion carries.

18 MS. CHENG:

19 We have five partial transfers of tax
20 exemption: NovelAire Technologies, LLC, Contract
21 20140999A, NovelAire Technologies, LLC retains 17,390 in
22 East Baton Rouge Parish and NovelTech, LLC receives
23 80,647 in East Baton Rouge Parish. Halliburton Energy
24 Services, Contract 20080134, Halliburton Energy Services
25 in St. Martin Parish retains 833,251. Halliburton



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1 Energy Services in Lafayette receives 3,701,533.
2 Halliburton Energy Services, Inc., Contract 20080879,
3 Halliburton in St. Martin retains 74,926. Halliburton
4 Energy Services in Lafayette receives 1,322,288.
5 Halliburton Energy Services, Contract 20140319,
6 Halliburton in St. Martin retains 45,227. Halliburton
7 in Lafayette receives 320,168. Halliburton Energy
8 Services, Inc., Contract 20160794, Halliburton in St.
9 Martin retains 7,115. Halliburton in Lafayette receives
10 271,789 in Lafayette.

11 MR. WINDHAM:

12 Thank you, Ms. Cheng.

13 Now, can you explain just for the board
14 members how the transfers work versus the change in
15 location?

16 MS. CHENG:

17 Okay. These are partial transfers
18 because only portions of the existing contracts have
19 been moved to the new location, not the entire contract.

20 MR. WINDHAM:

21 So is it safe to assume that the St.
22 Martin facility transferred some of the contracts in
23 their entirety?

24 MS. CHENG:

25 Yes.



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1 MR. WINDHAM:

2 And then they sent some of the assets
3 that were under exemption. Under one contract, they
4 sent a part of those assets to Lafayette Parish?

5 MS. CHENG:

6 That is correct.

7 MR. WINDHAM:

8 I think that makes it clear for the
9 board members just in case?

10 (No response.)

11 MR. WINDHAM:

12 All right. Are there any questions from
13 the board members?

14 Mr. Miller.

15 MR. MILLER:

16 I'm cheating and looking ahead, the
17 cancelation of contract said Halliburton has 20080134
18 that's -- so they're canceling just the St. Martin
19 piece, so it's no longer going to exist?

20 MS. CHENG:

21 Correct. That is correct.

22 MR. MILLER:

23 Thank you.

24 MR. WINDHAM:

25 Is there a motion?



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1 MR. SLONE:

2 Just a question. Sort of look back, we
3 had the change in location and then all of a sudden
4 we've got a partial transfer. Shouldn't some of that
5 match up, if you will?

6 MS. CHENG:

7 So some contracts, everything that was
8 on that contract moved to the new location, but these
9 partial transfers, they were separate contracts where
10 only part of the assets went to Lafayette and the rest
11 stayed in St. Martin they're all separate contracts, so
12 they won't match up necessarily.

13 MR. SLONE:

14 Okay. Thank you.

15 MR. WINDHAM:

16 Any other questions?

17 (No response.)

18 MR. WINDHAM:

19 Motion by Dr. Miller. I'm sorry. Dr.
20 Wilson.

21 Is there a second?

22 By Mr. Schexnaydre.

23 Any comments from the public concerning
24 the partial transfers?

25 (No response.)



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1 MR. WINDHAM:
2 Questions, comments from the board?
3 (No response.)
4 MR. WINDHAM:
5 All in favor, indicate with an "aye."
6 (Several members respond "aye.")
7 MR. WINDHAM:
8 All opposed with a "nay."
9 (No response.)
10 MR. WINDHAM:
11 Motion carries.
12 MS. CHENG:
13 I have 14 cancelations of contracts:
14 Gesipa Fasteners, these are all of their active
15 contracts. The facility was closed in December of 2016
16 in Caddo Parish. The company requests cancelation.
17 Halliburton --
18 MR. WINDHAM:
19 We are going to take -- I don't think
20 you need to read all of these. Basically Gesipa is
21 closing out and shut down in Caddo Parish.
22 MS. CHENG:
23 Yes.
24 And Halliburton Energy Services,
25 20080134, 20080879, 20120265, 20140319 and 20160794.



1 The facility has been closed in St. Martin Parish and
2 the company is requesting cancelation.

3 MR. WINDHAM:

4 All right. Motion by Representative
5 Carmody; seconded by Ms. Heather Malone.

6 Any comments from the public concerning
7 the cancelation of these contracts?

8 (No response.)

9 MR. WINDHAM:

10 Any questions from the board?

11 (No response.)

12 MR. WINDHAM:

13 All in favor, indicate with an "aye."

14 (Several members respond "aye.")

15 MR. WINDHAM:

16 All opposed with a "nay."

17 (No response.)

18 MR. WINDHAM:

19 Motion carries.

20 That concludes the Industrial Tax
21 Exemption Program. Thank you, Ms. Cheng.

22 MS. CHENG:

23 Thank you.

24 MR. WINDHAM:

25 Next we will have review of proposed



MEETING MINUTES

1 changes to ITEP Notice of Intent. Ms. Clapinski, you
2 are on deck.

3 MS. CLAPINSKI:

4 I'm up.

5 Good morning. Danielle Clapinski, and I
6 believe you-all received with your bode packet a version
7 of the rules that contains some changes that LED staff
8 and the department recommended making. There was a
9 rules committee meeting that was held last Wednesday
10 where there were a couple additional changes that were
11 made. I believe everyone received this morning.

12 Melissa, is that correct?

13 MR. ADLEY:

14 So you clarify for them what we're
15 looking at. The things in red, those are already been
16 adopted. That's what was adopted in the last set of
17 rules or not?

18 MS. CLAPINSKI:

19 No, sir. So everything that is in black
20 is how the Notice of Intent was published in November
21 2016 based upon the recommended changes of the rules
22 commit and the board.

23 MR. ADLEY:

24 I got you. The ones in red were the
25 recommendations. Now I remember. The ones in red were



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1 the recommendation that came from LED after your public
2 hearing.

3 MS. CLAPINSKI:

4 Yes, sir.

5 MR. ADLEY:

6 And the ones in yellow are the ones that
7 came, and when we had an addition meeting for more
8 public comments and additional changes. Is that...

9 MS. CLAPINSKI:

10 I don't think it's in yellow. I think
11 that --

12 MR. ADLEY:

13 I printed mine out in yellow.

14 MR. JONES:

15 Mr. Chairman, there are some of us that
16 don't have colorized versions at all, so the color
17 discussion, while interesting, is not technically
18 helpful.

19 MS. CLAPINSKI:

20 Striked through and underlined versions.

21 MR. WINDHAM:

22 All right. So we have striked through
23 and underlined versions, Mr. Adley.

24 Ms. Clapinski.

25 MS. CLAPINSKI:



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1 I think the version that y'all received
2 this morning represents the changes recommended by LED
3 based upon public testimony and written comments and
4 those adopted at the rules committee meeting last week.
5 So it's a combination of all of these that's before the
6 board.

7 MR. WINDHAM:

8 So, Mr. Adley, as rules chairman, we'll
9 receive your reports and recommendations, and then we'll
10 have comments from the public. We have a number of blue
11 cards up here. Then I believe we'll have comments and
12 questions from the board.

13 MS. CLAPINSKI:

14 You want me to go through them?

15 MR. ADLEY:

16 Either way. It doesn't make any
17 difference. I'll give it a shot and you can kind of
18 correct me.

19 MS. CLAPINSKI:

20 Okay. Yes, sir.

21 MR. ADLEY:

22 If you look at the first page, those
23 items in red --

24 MR. WINDHAM:

25 We don't have the color.



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1 MS. CLAPINSKI:

2 Striked through and underlined. Yes,
3 sir.

4 MR. ADLEY:

5 All right. Under Section 501(A) -- (B),
6 there was some language in there. If you'll look at the
7 very last sentence, they want to make it very clear
8 everything that we have said is going to be held true.
9 So everything prior to June 24th under the old rules.
10 And just above that, you'll notice that executive order,
11 they corrected that. They put in both executive orders.
12 John Bel had done one, then two, and industry wanted to
13 make sure that we were very clear that we were going to
14 do what we had promised to do, and so we put those
15 changes in.

16 If you'll look on the second page under
17 the definition of manufacturing, there were some
18 recommended changes. We had tied most of it back to
19 custom fabrication and machinery. There are some
20 industries that require custom work, but it's a whole
21 lot more manual labor, so they wanted to make sure that,
22 like ship building and the like, we wanted to make sure
23 we covered that, and so that's the change in
24 manufacturing on Page 2.

25 There was nothing on Page 3. And then I



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1 guess what would be Page 4, your attachment fee. Am I
2 at the right place?

3 MS. CLAPINSKI:

4 Yes, sir.

5 MR. ADLEY:

6 Okay. If you'll go down to Item 2, the
7 Exhibit B that's going to be required consisting of
8 resolutions adopted by parish governing authority, they
9 wanted to make sure that if you have -- you have other
10 taxing bodies underneath the jury, for instance, that
11 the jury appoints people to. The same for the sheriff
12 or the municipality that's involved. Industry wanted to
13 make sure that we had language in there to make it clear
14 that they were also speaking for them so we didn't end
15 up with this huge mishmash of -- a great example, up
16 there where Representative Carmody are, there's the -- I
17 live on the lake. They have a lake commission, and they
18 have -- they have a taxing body. They collect taxes,
19 but all of the people that serve there are appointed by
20 the various, by the parish and others. We wanted to
21 make it clear that what the parish did affected them,
22 too so that you didn't have this mishmash, so that was
23 adopted.

24 The next big issue, I think, was down at
25 Item 3(b). Come right on down the page. You'll see



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1 Exhibit B(a) then little (i), two little (ii), (iii) and
2 then you'll see (b), and this is what happened if a
3 local entity does not take action, the way we had it in
4 the rules were that was effectively saying no. The
5 Governor's office and others wanted to make sure that if
6 we gave local government a seat at the table, we wanted
7 them to take some action, put them in place somehow.
8 Chairman Windham came up with the idea that if they took
9 no action over a period of 120 days, not 90 now, that
10 was in the rules, but over a period of 120 days,
11 whatever action was taken by the other taxing bodies,
12 the average of that action is what that body would be
13 stuck with on their exemptions. I don't foresee that,
14 frankly, ever happening because politically what happens
15 is I think if you're sitting back home and the other
16 bodies start taking action and you do nothing, this kind
17 of puts you in a position to have to do something.

18 Some of the discussion we had around
19 that rule was about, "Well, why don't we just say 100
20 percent?" Together Louisiana wanted to say like 50
21 percent. We thought if we got to just a fixed amount,
22 we were basically getting back to where we are today,
23 take no action and there it is. If you tie them all
24 together, you're having your own peers putting pressure
25 on each other for them to take some action. So we



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1 thought that what Mr. Windham recommended was a good
2 idea and we adopted that.

3 And then if you'll move to the next
4 page, under Miscellaneous Capital Additions, this was
5 another provision that some of the industry wanted to
6 make clear, that the MCAs prior to June the 24th were
7 under the old rules, and so we agreed to do that.
8 That's what we've been telling people we would do and so
9 we adopted that one.

10 And I think, members, those are the
11 total changes after the public hearing and after a
12 second meeting with the public and the rules committee.
13 We think that's -- albeit there's been comment we have
14 to go further and keep moving, I think it's a continual
15 process, but at some point, we're now hopefully ready to
16 adopt these and then publish them, put them on notice
17 and get them before the appropriate committees and the
18 legislature.

19 MR. WINDHAM:

20 Thank you, Mr. Adley. And your
21 recommendation on these rule is?

22 MR. ADLEY:

23 To approve, adopt these recommended
24 changes that we've just discussed.

25 MR. WINDHAM:



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1 So I'll take that as a motion, and
2 seconded by Mr. Slone.

3 MR. MOLLER:

4 Are we voting on this.

5 MR. WINDHAM:

6 No, we're not voting. We're just
7 getting it on the record that we've got a motion and a
8 second, and then we'll open it up for comments.

9 So there's a second by Mr. Moller I
10 believe.

11 MR. MOLLER:

12 Okay. I'm making it.

13 MR. WINDHAM:

14 Okay. So there's a second by
15 Mr. Moller. And with that, I will open it up to
16 questions from the board members first.

17 MR. WINDHAM:

18 Are there any questions?

19 Yes, Representative Abraham (sic).

20 REPRESENTATIVE ABRAMSON:

21 Mr. Adley, on Page 3 right above Section
22 503, since I don't have a colored copy either, I'm
23 looking at the margin, and it appears that there's a red
24 line slash, which indicates some change was made, but
25 there's no red line version in the -- was something



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1 deleted?

2 MS. CLAPINSKI:

3 No. I think that the word "site" was
4 accidentally bolded. That's what the change is, and we'll
5 remove that when we move forward.

6 REPRESENTATIVE ABRAMSON:

7 Okay. On the second page, I guess it's
8 Page 4, Mr. Adley described how they came up with the
9 parish bodies and I guess the municipal bodies, so we
10 have, for example, a parish governing authority, which
11 is now going to make the decision for all taxing
12 authorities within that.

13 MR. ADLEY:

14 No.

15 REPRESENTATIVE ABRAMSON:

16 Explain to me how that works and what's
17 considered the --

18 MR. ADLEY:

19 Under Exhibit B, they're going to have
20 to have, I think it's a letter from the sheriff,
21 resolution from the jury, resolution from the school
22 board and the effected municipality, each one of them.
23 Each one of them can take action in any manner that they
24 see fit. The point was that if one of them or all of
25 them choose to do nothing, how do you deal with that?



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1 How do you, let's say, the sheriff said, "Look, I'm
2 going to give them 100 percent exemption," and the jury
3 said, "I want to give them 50 percent," and the city
4 said, "Yeah, I'll go along with that," and then the
5 school board said, "Well, I'm not doing anything," but
6 took no action, didn't pass any resolution, deny,
7 nothing. Just took no action. They've got 120 days to
8 do that. If they took no action, they would be granted
9 the average between that 50 percent and that 100 percent
10 in the exemption.

11 REPRESENTATIVE ABRAMSON:

12 That wasn't my question at this point,
13 but that's a good question for me to ask at this point.

14 How do you determine the average?
15 Because, at least in Orleans Parish, different taxing
16 authorities, whether it could be -- the sheriff doesn't
17 have taxing authority in our area, but between the
18 school board, for example, and the city council, they
19 have different percentages of millages. It's not --

20 MR. WINDHAM:

21 Mr. Abraham (sic), it's not related to
22 the millages. It's related to how much of 100 percent
23 they are participating. So if the entity -- I'll just
24 grab the numbers. If one entity decides to participate
25 at 100 percent, the other entity decides to participate



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1 at 80 percent, there's only two in that case, because
2 there could be up to four, there's only two in that
3 case, then the average of those 180 is 90. And the
4 number of years would also apply. So if one says --

5 REPRESENTATIVE ABRAMSON:

6 I got it.

7 MR. WINDHAM:

8 It's just mathematical average trying to
9 get them a little something.

10 REPRESENTATIVE ABRAMSON:

11 If all four of them participate, you
12 just take the average?

13 MR. WINDHAM:

14 No. It's the number.

15 REPRESENTATIVE ABRAMSON:

16 It's whatever the number each of them
17 agree to?

18 MR. WINDHAM:

19 And if all four of them do not respond,
20 the average of zero is zero.

21 REPRESENTATIVE ABRAMSON:

22 And if each one of them comes up with a
23 different percentage that they'll --

24 MR. WINDHAM:

25 That's okay.



1 REPRESENTATIVE ABRAMSON:

2 And going back to my original question,
3 I see that there's four entities that have locally the
4 right to have input, the parish governing authority, the
5 school board, the municipality and the sheriff. Now, as
6 Mr. Adley mentioned, sometimes there's other entities
7 that have taxing authorities. You mentioned something
8 in your area that's the --

9 MR. ADLEY:

10 We made a change to try to make sure
11 that the entities that, let's say, as you know and I
12 know, the jury, they have some board out there governing
13 something, or maybe --

14 REPRESENTATIVE ABRAMSON:

15 I get that. I know where you're going,
16 and here's my question: How do you determine whether
17 something is going to be a parish governing authority, a
18 parish body or a municipal body?

19 MR. ADLEY:

20 I think you have to look at how the body
21 was created, how they were appointed. I think they're
22 going to -- I think clearly the jury will know what --

23 MR. WINDHAM:

24 Mr. Abraham (sic), I believe that would
25 be like the city if it's in the parish. If it's out of



1 the parish, there is no municipality.

2 REPRESENTATIVE ABRAMSON:

3 I'm just suggesting to you it might not
4 be clearcut because we created at the state level a
5 whole bunch of local taxing authorities that then allow
6 various appointments. I'm just expressing a concern.
7 Unless the staff feels very comfortable with that. It
8 may not be clear who's a parish authority and who's a
9 municipal authority.

10 MS. CLAPINSKI:

11 I think the reason this change was done
12 was the question came up if you only have four speaking,
13 what happens to the other millages for those others
14 perhaps that weren't given a more definitive in the
15 executive order and in the rules. We are going to have
16 to get from these different bodies the amount of
17 millages in the state body and find a way as we do this
18 to move forward.

19 REPRESENTATIVE ABRAMSON:

20 I think we're going to have to classify
21 who the municipal body is and parish body that these
22 governing authorities are speaking for because I'm not
23 sure its the same in every location or that it's very
24 clear.

25 MR. WINDHAM:



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1 We can look to the tax commission to
2 answer those questions. I mean, is that something the
3 tax commission would know?

4 REPRESENTATIVE ABRAMSON:

5 I just see a whole bunch of questions
6 coming up.

7 SECRETARY PIERSON:

8 I want to be clear that I understand
9 your question. So you have townships, you have cities
10 and then you have maybe some areas that are
11 unincorporated.

12 REPRESENTATIVE ABRAMSON:

13 You might have a fire department, you
14 might have --

15 SECRETARY PIERSON:

16 Yes. We specifically talked about in
17 terms of executive order that we couldn't deal with 17
18 millage collectors, so levee districts and fire
19 districts, water districts, it would become too complex
20 to deal with.

21 REPRESENTATIVE ABRAMSON:

22 I understand.

23 SECRETARY PIERSON:

24 So we categorized all of those other
25 groups as either being under the parish governing



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1 authority or the municipal governing authority.

2 REPRESENTATIVE ABRAMSON:

3 I'm just concerned that there may be
4 question as to all of the these different entities in
5 different areas as to which they fall under. They fall
6 under the parish governing or the municipal, and if the
7 parish governing authority and municipal authority take
8 different positions or don't respond at all, how do you
9 take into account that taxing entity that is left off
10 the list? And I'm not so sure with 64 parishes and --
11 I'm not sure that's clear. I could be wrong. I just
12 want to raise the concern so that --

13 SECRETARY PIERSON:

14 No. That helps to better understand
15 your question. Yes, sir.

16 MR. ADLEY:

17 I appreciate what you're saying. I'm
18 trying to sit here in some language that I could clarify
19 it even better, but the way I'm reading it, if they're
20 sitting outside the municipality, they're in the parish,
21 then the parish will make that call. And if they're
22 sitting inside the municipality -- now, this, adopting
23 this language specifically for I think the industry said
24 they wanted to make sure that they had somebody to go
25 talk to.



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1 MS. CLAPINSKI:

2 I think it's clarifying just to -- I
3 think the concern was is there any exemption, does
4 anyone speak for the rest of them if there's no way to
5 incorporate them into one of these bodies.

6 REPRESENTATIVE ABRAMSON:

7 I think somebody's going to speak for
8 them. I'm just not sure which one is speaking for them,
9 and I think we want to make that clear.

10 MS. CLAPINSKI:

11 I think that LED will work with the
12 assessors.

13 MR. ADLEY:

14 I feel like it is because it does say
15 inside the municipality. I get it if the municipality
16 is inside the parish. I get that, but I think the way
17 they've written it, I mean, if I were to interpret it,
18 the municipality is going to have the make that decision
19 for those that are inside the municipality. I mean,
20 that's way I read it.

21 MS. CLAPINSKI:

22 Yes, sir, that was the intent.

23 REPRESENTATIVE ABRAMSON:

24 It doesn't say inside. It says, "On
25 behalf of the parish and all parish bodies who



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1 receive" --

2 MR. ADLEY:

3 I think why don't you do it this way.
4 This will be a simple way to do it. If you put the
5 "parish governing authority" where you got in paren
6 "speaking on behalf of the parish and all parish bodies
7 who receive millages," outside the boundaries of the
8 affected municipality. And then you've got the next
9 language that says that the municipality speaks for
10 them, and then I think you've got it very clear. There
11 wouldn't be any confusion then.

12 MS. CLAPINSKI:

13 Sure.

14 MR. WINDHAM:

15 So I will take that as a motion to make
16 a change to the rules made by Mr. Abraham (sic) -- I
17 mean, made by -- seconded by Mr. Adley.

18 All in favor of the amendment for that.

19 MR. BAGERT:

20 I'd like to speak on that.

21 MR. WINDHAM:

22 Okay. Certainly.

23 MR. BAGERT:

24 Just so you're not wasting your time.

25 MR. WINDHAM:



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1 Please identify yourself.

2 MR. BAGERT:

3 Broderick Bagert, Together Louisiana.

4 And this is really just a technical
5 observation. It is more complicated than that. Take
6 the Capital Area Transit System. They are a political
7 subdivision of the state with taxing authority over the
8 parish, but have a millage inside of the cities. Would
9 they be considered a parish entity or a municipal
10 entity?

11 MR. ADLEY:

12 I think if you added that language, if
13 they're located inside the municipality, the
14 municipality is going to make that call.

15 MR. BAGERT:

16 But they're also located inside of the
17 parish.

18 MR. WINDHAM:

19 From an accounting perspective, I would
20 argue that if it's two different items, if it's two
21 different amounts, that they're going to get two
22 different amounts. It's math. We're trying not to make
23 this complicated. If the parish says 80 and municipal
24 says 100, well, then they're not going to receive any of
25 the taxes from the municipality and they we will receive



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1 20 percent from the parish. So when the assessor or
2 whoever the single tax collector is goes to distribute
3 the money, he's going to get to a bottom line and say
4 this is how much money is there.

5 MR. ADLEY:

6 Look, Broderick, I'm -- if we say in the
7 rules that if they're inside the municipality, the
8 municipality speaks for them. You can't --

9 MR. BAGERT:

10 They're also inside of the parish and
11 inside the municipality.

12 MR. ADLEY:

13 At some point I hope you get you a set
14 of rule to do what you want to do, but about 100 years
15 from now when you get there, put it in front of the
16 Administrative Procedures Act, Broderick.

17 MR. BAGERT:

18 We have no dog in that hunt. I was just
19 trying --

20 MR. ADLEY:

21 That's good. Before your dogs bite, let
22 us get this thing done and let you go back to hunting.

23 MR. WINDHAM:

24 Are there any other comments from the
25 public regarding this amendment?



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1 (No response.)

2 MR. WINDHAM:

3 Are there any questions from the board
4 concerning this amendment?

5 (No response.)

6 MR. WINDHAM:

7 Staff has the amendment?

8 MS. CLAPINSKI:

9 Yes, sir.

10 MR. WINDHAM:

11 All in favor of this amendment, please
12 indicate with an "aye."

13 (Several members respond "aye.")

14 MR. WINDHAM:

15 All opposed with a "nay."

16 (No response.)

17 MR. WINDHAM:

18 The amendment for municipality versus
19 parish --

20 MS. CLAPINSKI:

21 Implying that it must be outside of the
22 boundary of affected municipality in order for the
23 parish to speak on that millage if they have any.

24 MR. WINDHAM:

25 Thank you.



1 I believe you had another one,
2 Representative Abraham (sic), concerning the
3 mathematical averages?

4 REPRESENTATIVE ABRAMSON:

5 No. I think that Mr. Adley answered the
6 question previously. Thank you.

7 MR. WINDHAM:

8 All right. Thank you.

9 Are there any comments, any other
10 comments from the board?

11 Mr. Moller.

12 MR. MOLLER:

13 I would propose, since this language
14 about the 120 days represents a compromise and it's
15 obviously designed to encourage municipalities to
16 participate, that we add to the rules a requirement that
17 LED post this information on its website within 24 hours
18 of notifying the local authorities.

19 MS. CLAPINSKI:

20 I'm sorry. Can you repeat that for me?

21 MR. WINDHAM:

22 Can you repeat that and verify it?

23 MR. MOLLER:

24 That LED post on its website the
25 information about the exemptions within 24 hours of that



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1 information being sent to the local authorities.

2 MR. WINDHAM:

3 I think the steps may be backwards.

4 MS. CLAPINSKI:

5 We always sent it to the locals.

6 MR. WINDHAM:

7 I believe that the locals are going to
8 have this in one of their meetings, so they would notify
9 us, the state and the public, that they have this
10 meeting. So you're asking that that notification from
11 them be received by LED --

12 MR. MOLLER:

13 No.

14 MR. WINDHAM:

15 -- and then posted on LED's website?

16 MR. ADLEY:

17 Mr. Chairman, for what it's worth, this
18 provision along with three or four others that Together
19 Louisiana had brought to the Governor's office, this is
20 a provision that we actually think is a good provision.
21 I had told that meetings occur with Mr. House, LED, no
22 one in LED had no objections to that. Anything that we
23 can do to create more transparency in this process, we
24 thought was a good idea. So when I, just last night, I
25 was presented with we should support this particular



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1 amendment, so at least on his behalf, I want to do that.
2 Unless, I mean, this is simply saying that LED would
3 publish you are going to be working directly hand in
4 hand with the locals. That's the way I understand it.

5 MR. HOUSE:

6 That's correct. I think that in the
7 amendment you're going to have to require that notice be
8 given to LED and local government, and then LED should
9 have -- they have three working days to post it.

10 MR. MOLLER:

11 Okay.

12 MR. HOUSE:

13 How is that?

14 MR. MOLLER:

15 Yeah. The intent is is that when this
16 120 day clock starts ticking, that they're -- that it's
17 publicly noticed and people and citizens can come in if
18 they want to weigh in and see what amount of tax dollars
19 are proposed to be exempted, that they would have the
20 ability to see that information, that everybody knows
21 that the clock is ticking.

22 MR. HOUSE:

23 What I understand that we have here is
24 that we're talking about the request that for local
25 authorities request by an applicant or by a company that



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1 local authorities consider the exemption.

2 MR. MOLLER:

3 Correct.

4 MR. HOUSE:

5 That's now Exhibit B. Exhibit B is what
6 comes out of that. So there's been a request. That
7 request should be given, if it goes to local
8 authorities, it needs to go to LED. LED would then have
9 three working days to post it.

10 MR. MOLLER:

11 Correct. Yeah.

12 MS. CLAPINSKI:

13 Then I think we'll need an amendment to
14 change it to also require that LED be copied on the
15 request to locals because right now there is no
16 stipulation that.

17 REPRESENTATIVE CARMODY:

18 Quick question. I mean, any of those
19 entities, whether they're parish, sheriff -- well,
20 parish or municipality, that request is going to have to
21 be on the agenda for that body, and it would seem like
22 that would be the official notice that at least the
23 consideration was being given. And if that information
24 is being provided back to LED, then at least y'all would
25 know that it's there now. I guess you'd have to wait



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1 until after the meeting to see if they acted upon it.
2 Then the 120 days, I guess at that point, begins.

3 MS. CLAPINSKI:

4 I think the start of 120 days comes
5 prior to it being placed on the agenda. That's the date
6 that we need to memorialize.

7 MR. ADLEY:

8 I think they're looking for some
9 centralized location where state would I think kind of
10 track what was happening.

11 MR. WINDHAM:

12 That is for the request made by the
13 company, by the applicant.

14 MR. JONES:

15 Mr. Chairman.

16 MR. WINDHAM:

17 Mr. Jones.

18 MR. JONES:

19 I'm trying to think mechanically how
20 that's going to happen. The company is going to send
21 the request to the local authorities and CC LED on that
22 request, and that is what will be then posted on the LED
23 website? Is that where we're going?

24 MR. MOLLER:

25 That's the intent, yes.



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1 MR. JONES:

2 Okay. So the request that goes to the
3 local authorities may or may not be what ends up being
4 ultimately proved by the local authorities.

5 MR. WINDHAM:

6 You are correct.

7 MR. JONES:

8 So although we want the local businesses
9 to work with the local government, and in the interest
10 of transparency I understand, but we're basically
11 putting those negotiations in the public.

12 MR. MOLLER:

13 It gives the public a chance to weigh in
14 once that 120 day clock starts ticking.

15 MR. JONES:

16 It's going -- I think it's going to have
17 a chilling effect on negotiations. I think what you've
18 now done is made it very difficult to reach agreement
19 with local authority if in fact a company's going to
20 have to negotiate in public, but maybe that's the goal.

21 MR. HOUSE:

22 We're in more experienced deals moving
23 forward in different ways at different times, and so you
24 may in fact have an understanding before you ever even
25 make this request.



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1 MR. JONES:

2 And, Mr. House, that's exactly what I
3 was thinking, but I have a feeling if a company did that
4 and it came to this board, this board could be roundly
5 criticized for doing that because if they have those
6 negotiations with the local government before it showed
7 up on the LED website, I have a feeling there would be
8 criticism from this board. I hope you're right and I'm
9 wrong, but I'm not sure.

10 MR. HOUSE:

11 I don't know how to respond to that.

12 MR. WINDHAM:

13 Mr. Moller.

14 MR. MOLLER:

15 I mean, I have a motion I think.

16 MR. WINDHAM:

17 So to clarify the motion, the motion is
18 to post within three days of receipt the request from
19 the company made to the locals for participation in the
20 Industrial Tax Exemption Program.

21 MR. MOLLER:

22 Three working days.

23 MR. WINDHAM:

24 Three working days.

25 Is there a second?



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1 Seconded by Mr. Richard. Didn't see you
2 back there.

3 Any comments from the public concerning
4 this amendment to the rules?

5 Please step forward and identify
6 yourself.

7 MR. CAGE:

8 Thank you very much. Mr. Edward Cage.
9 I'm with Together Louisiana. I just have a question,
10 information, clarification.

11 Why can't the application be submitted
12 to LED like it is now and why can't they tell us that
13 this application meets the criteria of the ITEP program
14 before it's forwarded to a local entity? Because there
15 may be some component or aspects that you are relying
16 upon or forcing the local entity to know what all of the
17 rules are and all of the I's dotted and the T's crossed.
18 And then once it meet that criteria, then LED sends it
19 to the local entity and that's when the time starts.
20 Just clarification.

21 MS. CLAPINSKI:

22 I think the issue with that is that when
23 these negotiations occur, there's often a lot of
24 confidentiality, at least in the beginning parts of
25 these negotiations, and the company is not necessarily



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1 on record before they decide whether they want their
2 name out there prior to that. So you're requiring them
3 to file with LED before they have any idea that they may
4 be entitled to anything or everything, and I think
5 that's a concern from the company perspective of that
6 identification that early in the process.

7 SECRETARY PIERSON:

8 The way I understood his question was
9 just to prevent projects that don't meet the standards
10 from reaching the local communities, and I would believe
11 the LED staff would correctly screen a project before it
12 was forwarded. If it came to make application for the
13 Industrial Tax Exemption, it would have to meet certain
14 standards, such as manufacturing definition, et cetera,
15 and if it failed to meet those, it would never go out to
16 the locals.

17 MR. CAGE:

18 Absolutely. That's --

19 MR. WINDHAM:

20 Mr. Cage, the process is the company is
21 filing advanced notification before the application, so
22 if an advance comes into this staff, this staff says,
23 "Well, you don't make anything." You know, "You're a
24 service industry operation, so you don't qualify for the
25 Industrial Tax Exemption Program anyway," so none of



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1 those letters would be necessary. Nothing would proceed
2 after that for the Industrial Tax Exemption Program.

3 MR. CAGE:

4 Okay. I just don't want the local
5 entities to have the responsibility of determining
6 whether a project meets to criteria or not.

7 MR. WINDHAM:

8 That would never -- I don't think that
9 will happen.

10 MR. ADLEY:

11 Let me make a suggestion. The clock
12 doesn't start really ticking on the 120 days until the
13 request for that resolution is made, and the way this
14 works, it still goes through LED back to them. So the
15 clock, as far as the clock's concerned, that's when it
16 starts. This just gives you an opportunity to see in
17 some aggregated space what's happening.

18 MR. JONES:

19 Mr. Chairman.

20 MR. WINDHAM:

21 Yes, Mr. Jones.

22 MR. JONES:

23 Point of information, going back to
24 Mr. House's point, which I think is a really good one,
25 as a practical matter, when these companies are trying



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1 to figure out whether they're going to come to Louisiana
2 or not and whether they consider this program is
3 beneficial to them or not, it would seem to me that
4 there has to be some preliminary discussions with the
5 local government now before they even -- maybe before
6 they even come to LED. They may have some familiarity
7 with the program, they've read the program, they know
8 how it works, they understand, but now we've got to
9 figure out am I going to get 50 percent, 100 percent,
10 what is it going to be. So if those discussions with
11 the -- if I were representing a company, I would suggest
12 to them they go talk to St. James Parish first before
13 you get too far down this road.

14 I would hope that this board would
15 encourage that rather than discourage it because,
16 otherwise, it's very difficult for these companies to
17 adequately determine whether this benefit is of any
18 benefit at all. So I guess what I'm taking my concern
19 that I expressed to Mr. House and bringing it to this
20 board and want to make me clear on the record, at least
21 in legislative history, that we are not discouraging
22 those preliminary discussions with local government. I
23 don't want this formal notice to become somehow a sacred
24 cow that things can't happen until it's filed. Is that
25 what...



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MEETING MINUTES

1 MR. MOLLER:

2 That's not the intent.

3 MR. JONES:

4 Good.

5 MR. MOLLER:

6 They wouldn't discourage those
7 conversations from happening.

8 MR. JONES:

9 You see what I'm saying, though? They
10 may go to -- they may go to, ABC Parish and ABC Parish
11 says, "We're not giving you exemption for nothing," and
12 they say, "Okay. Fine. We're going to go to the
13 neighbor." You know, then there's no need for advance
14 even.

15 MR. ADLEY:

16 Look, I think you're right and I think
17 pragmatically that's exactly what's going to happen.
18 And then the local government is probably going to say,
19 "Well, we're not really quite qualified to get there,"
20 so it's going to end up going to LED. LED is going to
21 get it. They're going to get a package put together and
22 then it's going back, and then that request, if there's
23 ever going to be a request if a resolution is going to
24 occur. Than at that point, it hits the website.

25 I mean, that's what -- you know, we're



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1 the only state in America that does it other than that.

2 MR. WINDHAM:

3 All right.

4 MR. ADLEY:

5 And they all seem to do fine, and I
6 think we'll work our way through that, too. I do. I
7 think that's the way it's going to work.

8 MR. WINDHAM:

9 Any other comments concerning this
10 amendment?

11 Mr. Richard.

12 MR. RICHARD:

13 I'm making my way up to the mic.

14 Just a quick note for the record, I
15 think what you're seeing as we work through these
16 processes, our parishes, like West Feliciana that every
17 governmental entity in their parish recently announced
18 in The Morning Advocate that they're all going to give
19 100 percent as far as this process goes. So it's going
20 to create a lot of competition amongst local government
21 bodies, and that's probably a good thing.

22 MR. WINDHAM:

23 Thank you.

24 Ms. Wascom, now is the appropriate time.

25 Please identify yourself.



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1 MS. WASCOM:

2 I'm Kathy Wascom. I'm representing
3 myself.

4 Right now I currently serve on a board
5 that has taxing authority in East Baton Rouge Parish, so
6 as I understand what's going on, the Metro Council, if
7 the Metro Council decides they're going to issue a 50
8 percent tax exemption, then the library or the school
9 board or the -- I mean, the library or the rec or
10 whatever would also abide by the 50 percent under this
11 scenario?

12 MR. WINDHAM:

13 Yes, ma'am.

14 MS. WASCOM:

15 Okay. So will each, as the applications
16 come, will there be anything done or will it have to be
17 done locally that says the parish will lose or the
18 parish will not take in like 50-million or the school
19 board will not take in 26-million? Will it be divided
20 so that people could actually see how much they are
21 giving away in tax exemptions? The actual amount seems
22 to be concrete to people as we would go to the Metro
23 Council to ask for our millage. Our millages are all
24 approved by Metro Council before they go to the people.
25 So I was trying to see if there would be an easy way for



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MEETING MINUTES

1 people to understand in actual numbers, you know, from
2 the school board.

3 MR. ADLEY:

4 It seems to me that whatever your
5 millage is, now, let's just say that the, say your
6 millage generated \$50,000 a year for the library or
7 100,000. That's a better number. It generate 100,000
8 and the municipality says, "We grant 100 percent of the
9 ITEP for the first five years." Under the rules, they
10 can only grant 80 percent for the second five. Up to
11 100 percent of 80. So whatever you're collecting at 100
12 percent, you know what that number is. If they say,
13 "We're going to do 50 percent," whatever you're
14 collecting, 50 percent of it is -- it's a pretty easy
15 calculation for you to know on the other side is what
16 I'm saying. It's really not very complicated.

17 MS. WASCOM:

18 Mr. Adley, I just didn't know how this
19 would be presented to the people, the parish and the
20 school board and the sheriff's office. We're actually
21 going to have to do the numbers because I think
22 particularly at the school board, that actually having
23 the numbers year by year will let folks know how they
24 want the school board to vote. If they're going to lose
25 \$15-million and, say, in October, or, say, this year a



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1 tax election will be coming up. So that the public is
2 actually going to want to know how they're going to
3 vote, what is being, you know, not taken in and is it
4 worth it. So, I mean, that's going to be their
5 judgment.

6 MR. WINDHAM:

7 Representative Carmody.

8 REPRESENTATIVE CARMODY:

9 Very quickly. I just want to make sure
10 that I understood what you're saying.

11 As opposed to that entity providing
12 resolution saying that, "We're offering a percentage,"
13 you would like within that resolution to state the
14 dollar amount that they are basically saying that the
15 entity would not be receiving for those years that --

16 MS. WASCOM:

17 Yes, sir. I just think it would be
18 easier for folks to understand. We see the numbers
19 here, but I don't know if you're going to a school or a
20 meeting and they're going to vote on a resolution.
21 Folks need to know how much money they're not going to
22 be taking in, and then they're also going to be voting
23 as we do millages. They're going to go to Metro Council
24 millages and they're also going to be voting on taxes to
25 support the schools. So that if you have an actual



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1 concrete number, it's just easier to understand that
2 that number -- and we have these numbers here and we
3 have them year by year. So I think for the general
4 public, it's just easier to understand a concrete
5 number.

6 MR. WINDHAM:

7 I believe as Mr. Adley said, it's not
8 going to be a rocket science-type environment. I'll
9 just grab some numbers out the air. Let's say the
10 entire exemption is \$90,000. There are three entities
11 that share equally. That would be 30,000 per entity.
12 If one entity says, "Okay. We're willing to give up 10
13 percent," well, 10 percent of 30,000 is 3,000.
14 Therefore, we will collect 27,000.

15 MS. WASCOM:

16 It will be -- what you're saying,
17 Mr. Windham, is that it will be incumbent upon the
18 school board, the sheriff, the Metro Council, the
19 library, rec, CATS, to do their own numbers.

20 MR. WINDHAM:

21 Well, for each application, though. The
22 application, I'm assuming if Mr. Jones represented a
23 company, he's going to come in and he's going to do -- I
24 would assume.

25 MR. JONES:



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1 Well, I think the reality is the numbers
2 at the beginning are estimates. They're not even real
3 numbers. This plant doesn't exist. You don't know
4 whether it's 100-million or 200-million. You don't know
5 until after it's built. If it's never built, it will
6 be -- they won't lose anything. It will just be the
7 increment that they get will be reduced. The additional
8 amount, the base doesn't change on any of this. These
9 are all future projects.

10 MS. WASCOM:

11 It is, but a lot of these companies I
12 see have been having tax exemptions for quite a long
13 time, so it's not exactly a new company coming in. So
14 if they are real numbers here on these pages --

15 MR. JONES:

16 I understand, but you understand on this
17 program is a forward-looking program, and so the -- I
18 may come in and estimate my project as a \$100-million
19 project and it may end up being 75-million. I may have
20 done some amazing engineering. So the numbers you are
21 going to get are going to be at best estimates, and
22 certainly nothing you should budget, because until the
23 money's in the bank, nothing's there. So I think the
24 concern is one -- I understand the concern, but I think
25 the Chairman is correct that the math is not complicated



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1 and it will not be meaningful until the project is
2 completed.

3 MR. ADLEY:

4 And, look, Mr. Jones is correct, and I
5 want to point out to you one of the major reasons for
6 doing what we're doing at the request of you and many
7 others was to engage local government to research and
8 make their own decisions. Every one of you have
9 different millages, every one of you have different ways
10 you do things, and the state cannot step in and say this
11 is what it's going to be for you. You're going to have
12 to make that call yourself.

13 REPRESENTATIVE CARMODY:

14 Mr. Adley, and I think as part of the
15 transparency and the public input, that that would be
16 where the public would come forward and say, "I know
17 this body today is consider this. Do we have at least
18 an idea of what amount of property taxes within our
19 jurisdiction to apply to the millage were affected?"

20 MR. ADLEY:

21 They will do that inside those meetings.
22 They will.

23 MS. WASCOM:

24 That was really when I got up here, it
25 was really for clarification how this is going to work,



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1 and so it will be incumbent really upon the local taxing
2 districts to do their own math. And so that's where we
3 are going to be.

4 MR. WINDHAM:

5 Correct.

6 MS. WASCOM:

7 Thank you.

8 MR. WINDHAM:

9 All right. There's a motion on the
10 floor.

11 Yes, another comment. Please step
12 forward and identify yourself.

13 MR. CAGE:

14 Edward Cage with Together Louisiana.

15 I just want to make it clear. I was
16 just asking for a point of clarification. Not opposing
17 this motion. We support this motion because as it's
18 stated, it will stimulate, encourage and start local
19 input and local dialog, which is what the intent of what
20 we would like to see, so thank you.

21 MR. WINDHAM:

22 Thank you, Mr. Cage.

23 Motion on floor; second.

24 Any other comments on the floor

25 regarding this amendment to require the posting of the



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1 request by the company within three days of receipt,
2 three working days. I'm sorry. Three days. Three
3 working days.

4 All in favor of the motion, indicate
5 with an "aye."

6 (Several members respond "aye.")

7 MR. WINDHAM:

8 All opposed with a "nay."

9 (No response.)

10 MR. WINDHAM:

11 Motion carries.

12 Are there any other comments, amendments
13 from the board?

14 (No response.)

15 MR. WINDHAM:

16 I believe there's a motion from
17 Mr. Adley and I believe it's been seconded by Mr. Moller
18 to accept these rules.

19 I will open the floor up for comment
20 from the public. I have a number of blue cards, and so
21 I think for the concern of time, if a comments are
22 already made, you can waive. You'll agree to?

23 So first I have Ms. Ann Dunn,
24 "Representing myself and Together Louisiana." Questions
25 or comments concerning the proposed rule changes.



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1 MS. DUNN:

2 To give some context for my comments, I
3 should tell you that my concerns arise from my
4 experience in state and local government. I served as a
5 drafter of legislation and legislative rules for the
6 House of Representatives for 40 years, and I serve
7 currently on the committee of Louisiana State Law
8 Institute that's revising local government laws.

9 This experience has taught me and made
10 really dear to my heart the necessity to protect the
11 processes and procedures of representative democracy.

12 I want to thank the board and the rules
13 committee for the work they have done, particularly to
14 implement the really historic executive of Governor
15 Edwards that we're all really proud of.

16 This morning I want to just talk about
17 one part of this rule. It's the procedure for local
18 input on the tax exemption process. I strongly urge the
19 board to return to its own original proposed rule that
20 would require submission of a resolution of support by
21 the local governing body as a process by which a local
22 government would establish its support or opposition to
23 an exemption. The present proposed rule essentially
24 provides that no action by a governing body constitutes
25 approval.



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1 MR. ADLEY:

2 To a degree.

3 MS. DUNN:

4 But those that don't act, they're
5 approving it based on what the other bodies approve. If
6 none of them took action, it would be approved at 100
7 percent I assume.

8 MR. ADLEY:

9 No. No, it would not. If none of them
10 took taction, it would be the average of what exemption
11 they granted. So if they took no action in that 120
12 days, it would be zero.

13 MS. DUNN:

14 Oh, okay.

15 MR. ADLEY:

16 It would be zero. And, look, I want to
17 say this to you, and most of these people don't know who
18 you. I happened to have served with you when you were
19 over there drafting up bills. You did incredible work
20 over at the legislation and I want to thank you for
21 that.

22 And, also, want to thank you for your
23 continued participation. Rarely do we find someone
24 that's got as much knowledge and skill as you have to
25 keep plugging away at it, and I want to thank you for



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1 that.

2 I will tell you, in this case, if they
3 all don't do anything, it's going to be zero.

4 MS. DUNN:

5 Okay.

6 MR. ADLEY:

7 We wanted them to be engaged and do the
8 best we could to find a way to make them get engaged.
9 That's why we accepted the idea of the Chairman of just
10 they know that their peers are going to be sitting out
11 there. So if the sheriff decides to do one thing and
12 the parish decides to do one thing and the school board
13 is setting there doing nothing and they're left with,
14 "Oh, my goodness, I'm going to get the average of
15 whatever these guys do," I think they're going to take
16 -- we want affirmative action from them. We do. But if
17 all of them do nothing, it's zero.

18 MS. DUNN:

19 Well, my point is just that. If the
20 municipal governing authority, the parish governing
21 authority, whatever it may be, takes no action because
22 that constitutes approval and they basically then can
23 avoid voting on a contingency issue, which we know
24 elected officials sometimes like to be able to not take
25 that vote.



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1 MR. ADLEY:

2 I don't think it works quite like that.
3 If a resolution is presented, say, a parish commissioner
4 puts forward a resolution to grant a certain exemption
5 for a certain entity and then the parish actually takes
6 a vote and rejects it, they've taken action. Although
7 it may be zero, they've taken action. Then the average
8 provision will not apply to them. If they don't do
9 anything --

10 MS. DUNN:

11 Then it would be approval.

12 MR. ADLEY:

13 -- it would be the average of what the
14 other entities did. If they sit there and do absolutely
15 nothing, that's correct.

16 MS. DUNN:

17 That's right. Well, that concerns me
18 because I think our system is set up to be able to hold
19 those local government officials accountable, and they
20 won't have taken an action for which they are
21 accountable.

22 MR. ADLEY:

23 And I think that's more of a reason to
24 hold them accountable than anything else. You will
25 simply say to them, "If you're not willing to do your



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1 job," I think they're going to get rid of those fellows.

2 MS. DUNN:

3 Well, goodness knows this is a great
4 improvement, but I do have this concern and wanted to
5 raise it.

6 As a sideline, earlier when
7 Representative Abramson asked the question about the
8 Restoration Tax Credit and how they went about that,
9 that statute has quite a bit of detail about the local
10 governing authority notifying all of the tax recipient
11 bodies having a public hearing, accepting their input
12 and then voting. And so it's a lot more specific.
13 Sometimes more words help, and it may be a situation --

14 MR. ADLEY:

15 That's very helpful.

16 MS. DUNN:

17 -- where more words are needed. So I
18 just urge you to go back to your original motion of a
19 resolution. I think that's much more straightforward
20 and much more understandable to voters.

21 MR. ADLEY:

22 I will tell you, we -- from the
23 Governor's perspective, we argued it back and forth for
24 a good while to come to this conclusion thinking this
25 was the best way to get some kind of action. We did. I



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1 will tell you, I'm the one who argued that they're
2 elected officials. They ought to be held accountable.
3 If they don't want to take any action to take it to
4 zero, that's their business. I lost that argument. The
5 Governor and the legal counsel both made very good
6 arguments about making the local government take some
7 affirmative steps, and if you're not going to take any
8 step, you are going to get stuck with what somebody else
9 did.

10 MS. DUNN:

11 Well, perhaps it will have ultimately
12 the same effect that would be, you know.

13 MR. ADLEY:

14 We'll see.

15 MS. DUNN:

16 It does have the look of a compromise.
17 But, anyway, I just think that -- I'll just say that and
18 end with that. I think that's the way a deliberative
19 democracy is supposed to work, and I think it would be a
20 better way to go.

21 Thanks.

22 MR. WINDHAM:

23 Thank you, Ms. Dunn.

24 Next we have Kenton Cooper.

25 MR. COOPER:



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1 I'll waive.
2 MR. WINDHAM:
3 Russel Honore.
4 Gone.
5 John Parker.
6 MR. PARKER:
7 I'll waive.
8 MR. WINDHAM:
9 Earl Motsenrocker.
10 MR. MOTSENROCKER:
11 I'll waive.
12 MR. WINDHAM:
13 Is that correct?
14 MR. MOTSENROCKER:
15 It was close.
16 MR. WINDHAM:
17 I'll get with you afterword and find out
18 how to say it.
19 MR. WINDHAM:
20 Jane Webb.
21 MS. WEBB:
22 I'll waive.
23 MR. WINDHAM:
24 Gary Meitz (spelled phonetically).
25 MR. MEITZ:



MEETING MINUTES

1 Yes. I'll waive.

2 MR. WINDHAM:

3 Edward Cage.

4 MR. CAGE:

5 Waive.

6 MR. WINDHAM:

7 That's all the blue cards that I have or
8 blue papers that I have.

9 Are there any other comments from the
10 public regarding these rules that are presented before
11 this board for adopting by Mr. Adley and seconded by
12 Mr. Moller?

13 Please step forward and identify
14 yourself.

15 MR. JACKSON:

16 Good afternoon. My name is Isaac
17 Jackson, Junior. I used to sit in these same chairs
18 when I was counsel for the mineral board.

19 I want to congratulate y'all on doing an
20 excellent job today. This, as many folk have said, this
21 is the way our government ought to work, and it's a
22 shame that it's coming to this, but y'all are charged
23 with a very, very vital duty. At this time, when our
24 state is broke, we should not be just willy-nilly giving
25 away tax exemptions or not allowing our local entities



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1 to be able to survive.

2 There's some other things that I want to
3 talk about later on with other bodies, but this one has
4 done its job today, and we would love y'all to keep
5 doing it. I just wanted to say that. Okay. I've
6 worked with some of you guys before. Some of you are
7 former legislator; some of you are present legislator.

8 Okay. I have some other things that I
9 know are essentially giveaways that are not giveaways of
10 the tax dollars. They're giveaways of responsibility
11 for cleanup and all of that kind of stuff, and, you
12 know, that's not y'all's responsibility and I'm carrying
13 that out in other ways up to the extent I can. But when
14 I see people doing a good job, I want to congratulate
15 them. I've kept my mouth shut, and I want to thank
16 y'all for listening to Together Louisiana. I appreciate
17 it.

18 MR. WINDHAM:

19 And thank you, Mr. Jackson.

20 Any additional comments from the public?

21 (No response.)

22 MR. WINDHAM:

23 From the board?

24 Mr. Abramson, Representative Abramson.

25 REPRESENTATIVE ABRAMSON:



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1 Just a point of order. The motion
2 currently before Mr. Adley, which was made before the
3 several amendments, I'm assuming that we're going take
4 up as a motion to adopt the rules as amended today?

5 MR. WINDHAM:

6 Yes. I'm sorry. I'm new to this side
7 of it, not near the experience that you guys have.

8 So the motion is to adopt as amended the
9 rules in front of us. Seconded by Mr. Moller.

10 All in favor of the motion, indicate
11 with "aye."

12 (Several members respond "aye.")

13 MR. WINDHAM:

14 All opposed with a "nay."

15 (No response.)

16 MR. WINDHAM:

17 Motion carries.

18 Next on our agenda is the election of
19 officers. I believe that it's been requested that that
20 be deferred until the next meeting. If there's no
21 problems with me continuing and running the meeting at
22 the next meeting, I'll be the Chairman. I'll just pull
23 that from the agenda.

24 We have comments from our illustrious
25 Secretary Don Pierson.



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1 SECRETARY PIERSON:

2 Speaking to you today as a member of
3 this board, but essentially as your executive director
4 over the staff that puts together the rules and
5 implements the programs that are given to us by the
6 legislature and by the Governor, I feel incumbent to
7 make some remarks to you today just so that we continue
8 to have a very clear understanding and direction of
9 where we're going.

10 I regret at General Honore is not here
11 with us. I would very much like to have been able to
12 face to face a little bit of his conversation with him.
13 I have an extraordinary amount of respect for his
14 leadership, his accomplishments and what he represents,
15 but I would have to bring to his attention, and you,
16 sir, Mr. Jackson, that the state is not broke. I don't
17 want my staff to leave the room because they think they
18 won't get a payroll check at the next payroll date.
19 Certainly we have some fiscal challenges out there, and
20 we're going to meet those.

21 And General Honore also said he would be
22 court-martialed if he overspent his budget, and we don't
23 do that in Louisiana. In fact, over at the legislature
24 right now, we're working out how we live within our
25 means, and we don't over spend. Can't say the same



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1 thing for our federal government. We've got a huge
2 national debt, but we don't have a huge Louisiana debt.
3 And so I would take issue with the idea that we're
4 broke.

5 Mr. Bagert, I would -- and in also
6 speaking back to a point that General Honore made about
7 our school systems, their needs for funding. Certainly
8 this is how we make our school system stronger, by
9 attracting industry, by building jobs and investment in
10 our communities. And if General Honore will meet me in
11 three, six months in Calcasieu Parish, he's going to see
12 amazing schools that have been built. But if you
13 correlate -- and I challenge Mr. Bagert to do this --
14 where industrial tax exemptions have been issued in our
15 state and correlate that with the educational systems in
16 those areas, you're going to find that industry and
17 school systems are great partners. And, again, I want
18 to issue that as a challenge to look in that direction.

19 I'm a bit concerned when I'm provided
20 information like this that's widely being distributed to
21 the media, and then I just don't agree with it. It
22 states that the ship is not turning, I think that this
23 body has given great evidence that things are changing.
24 Speaking to \$4.9-billion in exemptions. That's a huge
25 number. I respect that, but it's also a look at your



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1 future. First of all, do not equate that 4.9-billion
2 provided in exemptions will occur. A number of these
3 projects won't make. They have the ability and
4 framework to try to move forward, but some of these
5 projects are based on additional negotiations out there
6 that may or may not come to fruition. But regardless of
7 whether they do or not, this large number is an example
8 of tremendous investment being paid in your state today,
9 bringing thousands of construction jobs, bringing
10 millions of payroll dollars, bringing thousands of
11 permanent jobs to Louisiana. So when I see that we have
12 a record number of exemptions, that's because we have a
13 record number of projects and we've got a record that we
14 can be proud of moving into the future.

15 Specifically to this 4.9, represented in
16 that are Sabine Pass LNG's \$19-billion project, Cheniere
17 Energy, much of Sasol's \$11-billion project, two Venture
18 Global LNG projects, 8.5-billion and 4.25-billion.
19 We're the envy of the notion. Most states would just do
20 cartwheels to get investments like this in their
21 community.

22 So we are all here at LED and from the
23 Governor's office through this board opposed to
24 corporate welfare. We get that. But we are dedicated
25 to growing a vibrant economy in our state. We're going



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1 to do that with accountability, with transparency and
2 with making prudent investment decisions that require
3 performance and in contracts in audits of those
4 contracts as these benefits are awarded.

5 So I would speak to the record of saying
6 that here we're in a state with 135-billion in capital
7 investment projects that have been announced since 2012,
8 65-billion of that coming out the ground right now in
9 construction, engineering and permitting. We've got a
10 lot to be proud of, and without our Industrial Tax
11 Exemption Program, our competitiveness would fall from
12 being one of the leading states in the nation. Not the
13 number one. Near the top where we want to be to number
14 44. You would be turning off the very faucet that can
15 build our future. We don't have to look far out this
16 window to see Exxon Mobil Refinery.

17 This 10-year look at an exemption is the
18 beginning of a 30 or 40-year project. When you plant a
19 garden, when you plant an orchard, you don't get your
20 return on day one. You get your return over time.
21 That's the direction that we are seeking to take the
22 state. And we are appreciative of all of the dialog
23 from Together Louisiana, from our business communities
24 that's represented here in various groups and from the
25 citizens. So I look at today as a great thing, a step



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1 forward, a prudent, responsible, accountable step
2 forward, but we have a lot to celebrate in Louisiana.

3 That concludes my remarks.

4 MR. WINDHAM:

5 Thank you, Mr. Secretary.

6 Any other questions, comments,
7 observations from the board?

8 (No response.)

9 MR. WINDHAM:

10 I'll entertain a motion for adjournment.
11 Made by Mr. Slone; second by President
12 Miller.

13 Any objection?

14 (No response.)

15 MR. WINDHAM:

16 Motion carries.

17 (Meeting concludes at 12:20 p.m.)
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1 REPORTER'S CERTIFICATE:

2 I, ELICIA H. WOODWORTH, Certified Court
3 Reporter in and for the State of Louisiana, as the
4 officer before whom this meeting for the Board of
5 Commerce and Industry of the Louisiana Economic
6 Development Corporation, do hereby certify that this
7 meeting was reported by me in the stenotype reporting
8 method, was prepared and transcribed by me or under my
9 personal direction and supervision, and is a true and
10 correct transcript to the best of my ability and
11 understanding;

12 That the transcript has been prepared in
13 compliance with transcript format required by statute or
14 by rules of the board, that I have acted in compliance
15 with the prohibition on contractual relationships, as
16 defined by Louisiana Code of Civil Procedure Article
17 1434 and in rules and advisory opinions of the board;

18 That I am not related to counsel or to the
19 parties herein, nor am I otherwise interested in the
20 outcome of this matter.

21 Dated this 28th day of March, 2017.

22

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