

MINUTES
OF THE
RED RIVER WATERWAY COMMISSION MEETING
JULY 21, 2010
10:00 AM
COMMISSION HEADQUARTERS
NATCHITOCHEs, LOUISIANA

1. **CALL TO ORDER**

The meeting of the Red River Waterway Commission was called to order by Acting Chairman, Mr. Nick Verret, in the Board Room of the Red River Waterway Commission Office located in Natchitoches, Louisiana.

2. **ROLL CALL & INTRODUCTION OF GUESTS**

Roll was called and a quorum was present. Others in attendance were asked to identify themselves.

Present: Acting Chairman Nicholas Verret, Commissioner Doug Brown, Commissioner Wayne Davis, Commissioner Marc Dupuy, Jr., Commissioner David L. Crutchfield, II, Commissioner Paul Fleming, Commissioner Randell Fletcher, Commissioner Andrew J. Hodges, III, Commissioner James F. Maxey, Commissioner Alvin Owens, Commissioner Rogers M. Prestridge, Commissioner Michael Simpson.

Absent: None

RRWC Staff Members Present: Mr. Ken Guidry - Executive Director, Mr. Randy Walters - Marketing Director, Mr. Mike Boydston - Operations & Maintenance Director, Mrs. Cathy Rushing - Executive Assistant, Mr. Colin Brown - Engineer Supervisor, Mr. Garland Brown - Real Estate Manager, Mr. Greg Upton - Legal Counsel.

Others Present: Mr. Rich Feibleman, Ms. Jackie Greer, Mr. Charles Hinton, Mrs. Jessica Broadway, Mr. Ken Juneau, Mr. Bob Munson, Mr. Rich Brontoli

3. **APPROVAL OF REVISED AGENDA**

By motion of Commissioner Prestridge, seconded by Commissioner Dupuy, the agenda was revised and unanimously approved. Comments from the public were called for, however, none were offered.

4. **APPROVAL OF MINUTES**

By motion of Commissioner Simpson, seconded by Commissioner Crutchfield, the minutes of the June 16, 2010 meeting were unanimously approved.

5. **TREASURER'S REPORT**

By motion of Commissioner Dupuy, seconded by Commissioner Crutchfield, the Expenditures, Financial Statements & Investment Reports for the month of June, 2010 were unanimously approved.

6. **COMMITTEE REPORTS**

a) **Contracts**

Approval of Change Order #1/Mary Magdeline Cemetery & Pool 5 Levee Berm Repairs - By motion of Commissioner Prestridge, seconded by Commissioner Brown, the Commission unanimously approved Change Order #1 for the Mary Magdeline Cemetery and Pool 5 Levee Berm Repair project for an increase of \$7,389.00 for measured quantities adjustment.

Approval of Revised Contract Limits/RRW-420/Blount Brothers Construction-Maintenance Contract - By motion of Commissioner Prestridge, seconded by Commissioner Maxey, the Commission unanimously approved the revised contracts limits for contract RRW-420/Blount Brothers Construction Maintenance Contract for an additional \$75,000 for dredging needs.

Approval of Supplemental Agreement No.3/RRW-524/Fort Randolph Interpretive Exhibits - By motion of Commissioner Prestridge, seconded by Commissioner Owens, the Commission unanimously approved the Supplement Agreement on contract RRW-524 for the Forts Randolph/Buhlow State Historic Site project for a time extension of an additional 100 days.

Authority to Restart Work at the Poland Recreation Area - By motion of Commissioner Prestridge, seconded by Commissioner Crutchfield, the Commission unanimously approved the order to restart work on the Poland Recreation Area which had been halted due to excessively high river levels causing delays.

NRCS Request - By motion of Commissioner Prestridge, seconded by Commissioner Davis, the Commission unanimously approved a request from the Natural Resources Conservation Service (NRCS), that the Commission enter into a Cooperative Agreement with NRCS, and the Caddo Soil and Water Conservation District whereby the RRWC shall serve as the administrator for the Red Bayou Irrigation Project, at no cost to the Commission.

b) **Land Management, Legal Affairs & Affirmative Action**

Consideration of Seismic Survey Permit Request - By motion of Commissioner Dupuy, seconded by Commissioner Hodges, the Commission unanimously approved the permit request from CGGVeritas to conduct seismic surveys on 4,217.2 acres in Pools 3 and 4 at a cost of \$15.00 per acre plus an additional \$10 per acre damages fee, or a total of \$105,430.00.

c) **Recreation**

Recreation Area Status Report - A prepared report was provided in the meeting packet. Mr. Mike Boydston reported that there had been 208,000 visitors in the District recreation areas during the month of June, 2010. He also reported on the various dredging activities currently underway.

d) **Ports** - No report

e) **Public Awareness & Marketing**

Marketing Update - A prepared report was provided in the meeting packet. Mr. Randy Walters reported that the staff is currently working on various 2011 budgeting issues in preparation of the 2012 BASSMASTERS

Classic to be held in the Shreveport/Bossier City area.

f) **Personnel** - No report

g) **Revenue, Banking & Budget** - No report

h) **Legislative** - Acting Chairman, Mr. Mick Verret reported on the passage of House Bill 302 which provides for some new disclosure requirements for certain boards and commissions including the Red River Waterway Commission, and calls for the posting of the list of current Commissioners, their length of service, their terms & expiration dates, their compensation levels and expenses, along with the posting of the monthly meeting minutes to be posted on the Boards and Commissions website, on a monthly basis.

Mr. Verret also reported that there is a restructuring proposal currently under consideration for the Louisiana Department of Transportation and Development. However, this should have no real affect on the day to day operations of the Red River Waterway Commission.

7. **EXECUTIVE DIRECTOR'S REPORT** - Mr. Kenneth P. Guidry reported that he and Mr Greg Upton had attended a meeting with members of the Louisiana Department of Natural Resources to discuss Water Use Permit procedures and operations. He pointed out that DNR is in the process of preparing their own version of the permit document and bring the Mineral Board into that process. Mr. Greg Upton noted that there was some discussions in that meeting regarding the continue involvement of the Red River Waterway Commission in the permitting process. However, the Red River Waterway Commission was instructed in that meeting to continue with its current process regarding that matter until further notice. There was some further discussions held regarding this matter with no actions required and none taken. Mr. Guidry also reported that House Bill 1486 has been signed by the governor.
8. **STATUS OF RIGHTS-OF-WAY/ENGINEERING REPORT** - Prepared reports were provided in the meeting packets. Mr. Colin Brown reported that there had been some minor weather related damages occur at the Ft. Randolph project but those repairs are being taken care of by the Office of State Parks. An exact opening date of that facility has not yet been set, pending the completion of the exhibits. Also, given the Commission action taken this date, Mr. Brown stated that he will issue a Notice to Restart to the contractor on the Poland Recreational Facility project.
9. **GENERAL COUNSEL REPORT** - Mr. Greg Upton reported that the trial for the litigation issue between Headwaters, Inc., and the Red River Parish Port is set for December, 2010. The Red River Parish Port has issued an offer to settle, however, as of this date, there has been no response from Headwaters, Inc., regarding that offer.
10. **CORPS OF ENGINEERS REPORT** - Mr. Rich Feibleman reported on the following issues:
 - The COE has posted the advertisement for bids for the Socot Revetment & Ben Routh Reinforcement project. It is anticipated that award of a contract for the project will be issued in September, 2010.
 - There have been five locations sited on the river upstream of Alexandria, Louisiana, where the trench fill revetment foreshore has not eroded as anticipated through natural forces. It is anticipated that the COE will be able to advertise and award a contract for that project during the current FY, to address those situations and clear out those foreshore areas.
11. **RED RIVER VALLEY ASSOCIATION** - Mr. Rich Brontoli reported on the following items:
 - The Red River Navigation Committee met the previous week to discuss river maintenance issues to be addressed as a result of the high river conditions. The Coast Guard is currently addressing those maintenance issues. There will most likely be some dredging issues below Lock & Dam #1 if the Mississippi River drops after the high river levels.
 - Mr. Brontoli will be giving a presentation regarding the federal Operations and Maintenance Budget issues on August 13, 2010, in Rosedale, Mississippi as a part of the Mississippi River Commission river inspection and public meeting program.
 - A copy of the official 2008 J. Bennett Johnston Waterway tonnage report as compared to the McClelland-Kerr Waterway in Arkansas/Oklahoma tonnage reports as related to O&M funding issues. Mr. Brontoli pointed out that the current readings for the J. Bennett Johnston Waterway should be significantly increase for 2009 and 2010, thus surpassing the McClelland-Kerr Waterway in tonnage.
 - Senate mark-ups for FY2011 included \$12 million for O&M and \$7 million for construction general. The House indicates that they will support those figures.
12. **OTHER BUSINESS** - None
13. **COMMENTS FROM THE PUBLIC** - None
14. **RECESS**

At this time, by motion of Commissioner Maxey, seconded by Commissioner Owens, and unanimously approved, the meeting recessed for lunch and the Secretary/Treasurer was authorized to pay for the meals of the Commissioners and their guests out of the funds of the District.
15. **ADJOURNMENT**

The meeting reconvened immediately following lunch, however, there being no further business to conduct at this time, by motion of Commissioner Maxey, seconded by Commissioner Simpson, and unanimously approved, the meeting was adjourned.

JAMES F. MAXEY
SECRETARY/TREASURER

NICHOLAS F. VERRET, JR.
ACTING CHAIRMAN