

MINUTES  
OF THE  
RED RIVER WATERWAY COMMISSION MEETING  
JUNE 15, 2011  
10:00 AM  
COMMISSION HEADQUARTERS  
NATCHITOCHE, LOUISIANA

1. **CALL TO ORDER**

The meeting of the Red River Waterway Commission was called to order by Acting Chairman, Mr. Nicholas Verret, in the Board Room of the Red River Waterway Commission Office located at 5941 Highway 1 By-Pass in Natchitoches, Louisiana.

2. **ROLL CALL, INTRODUCTION OF GUESTS, AND CALL FOR PUBLIC COMMENTS**

Roll was called and a quorum was present. Others in attendance were asked to identify themselves and offer any comments they made have with regard to the agenda. However, no comments were offered.

**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 Alvin Owens, Commissioner Rogers M. Prestridge, Commissioner Michael Simpson.

**Absent:** Commissioner James F. Maxey

**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. Luke Pearson - Real Estate Manager, Mr. Greg Upton - Legal Counsel.

**Others Present:** Ms. Sharon Balfour, Ms. Brooke Teddlie, Mr. Allen Sheppard, Mr. Rich Brontoli, Mrs. Robin Cosenza, Mr. Bob Munson, Mr. Rich Feibleman, Mr. Adam Janet.

3. **APPROVAL OF REVISED AGENDA**

By motion of Commissioner Owens, seconded by Commissioner Fletcher, 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 Dupuy, seconded by Commissioner Crutchfield, the minutes of the May 18, 2011 meeting were unanimously approved.

5. **TREASURER'S REPORT**

By motion of Commissioner Crutchfield, seconded by Commissioner Fletcher, the Expenditures, Financial Statements & Investment Reports for the month of May, 2011 were unanimously approved.

6. **COMMITTEE REPORTS**

a) **Contracts**

**Consideration of Bids/Additional Amenities-Central** - By motion of Commissioner Prestridge, seconded by Commissioner Fleming, the Commission unanimously approved award of the Additional Amenities-Central contract to Tudor, Inc., for a bid amount of \$217,000.00.

**Consideration of Approval of Dredging Contract/Pine Bluff Sand & Gravel** - By motion of Commissioner Prestridge, seconded by Commissioner Brown, the Commission unanimously approved award of a dredging contract to Pine Bluff Sand & Gravel for \$1,950.00 per dredging hour for the use of a 24 inch dredge, on an as needed basis, subject to no substantive changes to the contract requested by Pine Bluff Sand & Gravel.

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

**Authority to Award Bid Lease/Lock & Dam No. 2, Parcel C, Rapides Parish** - By motion of Commissioner Owens, seconded by Commissioner Crutchfield, the Commission approved, by a vote of seven (7) to three (3), award of a bid lease of 132.6 acres at Lock and Dam No. 2, Parcel C, in Rapides Parish to Mr. Steve Broussard at \$21.83 per acre per year, or \$20,050.00 for a five year term. A roll call vote was called for and taken as follows:

**AYES**

Commissioner James Douglas Brown  
Commissioner David L. Crutchfield, III  
Commissioner Marc Dupuy, Jr.  
Commissioner Randell A. Fletcher  
Commissioner Andrew J. Hodges  
Commissioner W. Alvin Owens  
Commissioner Michael Simpson

**NAYS**

Commissioner Wayne T. Davis  
Commissioner A. Paul Fleming  
Commissioner Rogers M. Prestridge

**Consideration of Request to Release Servitude/Pool 1, Tract 12, Gin Lake Realignment** - By motion of Commissioner Dupuy, seconded by Commissioner Simpson, the Commission approved by a vote of seven (7) to three (3), the release of servitude of 10.8 acres, less a 100 foot easement of river front property in Pool 1, Tract 12 at the Gin Lake Realignment, as per Commission policy regarding servitude releases. A roll call vote was called for and taken as follows:

**AYES**

Commissioner James Douglas Brown  
Commissioner David L. Crutchfield, III  
Commissioner Marc Dupuy, Jr.  
Commissioner Randell A. Fletcher  
Commissioner Andrew J. Hodges

**NAYS**

Commissioner Wayne T. Davis  
Commissioner A. Paul Fleming  
Commissioner Rogers M. Prestridge

Commissioner W. Alvin Owens  
Commissioner Michael Simpson

**Approval of Amendment No. 2 of the USACE Mitigation Agreement** - By motion of Commissioner Dupuy, seconded by Commissioner Crutchfield, the Commission unanimously approved Amendment No. 2 of the USACE Mitigation Agreement, to be executed by Commission Chair, Sherri LeBas, P.E.

**c) Recreation**

**Recreation Area Status Report** - A prepared report was provided in the meeting packet. Commissioner Crutchfield reported that the Dragon Boat races held last month in the downtown, Alexandria/Pineville area were a huge success with no incidents. Mr. Mike Boydston noted that there had been 218,000 visitors to the District recreation areas in May, 2011.

**d) Ports**

**Approval of Request for O & M Matching Funds/Red River Parish Port** - By motion of Commissioner Fleming, seconded by Commissioner Prestridge, the Commission unanimously approved the expenditure of \$40,000 in matching funds to the Red River Parish Port for operation and maintenance expenses.

**e) Public Awareness & Marketing**

**Marketing Update** - A prepared report was provided in the meeting packet. Commissioner Owens reported that CLECO was the recipient of the Edison Award this year and added that KJA had contributed material in support of that endeavor.

**f) Personnel** - No report

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

**h) Legislative** - Acting Chair, Mr. Verret reported on the following items:

- House Bill 321 regarding the authority to sell water from Lake Bistineau passed through the house committee in June 1 and will go to the Full House.
- House Concurrent Resolution 13 requiring that Arkansas comply with the terms and conditions of the Red River Compact relative to the Ouachita River Basin has passed through the House committee on May 18, and passed the Full House on May 23. It will go before the Senate for action.

7. **EXECUTIVE DIRECTOR'S REPORT** - No report

8. **STATUS OF RIGHTS-OF-WAY/ENGINEERING REPORT** - Prepared reports were provided.

9. **GENERAL COUNSEL REPORT** - Mr. Greg Upton reported that the Attorney General has declined to render an opinion regarding signs along the Red River.

10. **CORPS OF ENGINEERS REPORT** - Mr. Rich Feibleman reported that the COE has received its work plan for Fiscal Year 2011 which included \$5.987 million for Construction General. He added that approximately \$1 million of that amount was expended for the Poland Access Road under Continuing Resolution. The remainder of those funds will be divided among the acquisition of new mitigation lands, issues relative to existing mitigation lands, and the continuation of hydraulic design studies, particularly between the O.K. Allen bridge and the downtown bridges in the Alexandria/Pineville area.

Commissioner Fleming asked if some of those funds could be used for dredging purposes. Mr. Feibleman explained that funds designated as construction general funds cannot be used for maintenance issues, and vice versa.

11. **RED RIVER VALLEY ASSOCIATION** - Mr. Rich Brontoli reported on the following items:

- The House Sub-Committee on Energy and Water is currently working on a COE budget for 2012.
- Emergency Supplemental funding possibilities are uncertain at this point.
- The only concerns at present are some sandbars below Lock and Dam #2. There may be some areas of concern below Lock and Dam #1 as the Mississippi River falls off.
- The Navigation Committee will meet at 10:30 am, June 22, 2011 in the RRWC board room.

12. **OTHER BUSINESS** - None

13. **COMMENTS FROM THE PUBLIC** - Ms. Sharon Balfour presented comments regarding Mississippi River flooding and dredging issues. She noted that other Emergency Supplemental Funding issues under consideration are related to damages due to flooding and recent major tornado activities.

14. **EXECUTIVE SESSION** - By motion of Commissioner Prestridge, seconded by Commissioner Owens and unanimously approved, the Commission recessed for five minutes before entering into Executive Session to discuss the following matters of litigation:

**Morgan's Landing, Inc.**  
**10<sup>th</sup> Judicial District Court**  
**Suit # 77390-B**  
**Natchitoches Parish, Louisiana**

Immediately following Executive Session, by motion of Commissioner Prestridge, seconded by Commissioner Dupuy and unanimously approved, the Commission entered into Regular Session.

By motion of Commissioner Fleming, seconded by Commissioner Dupuy and unanimously approved, Legal Counsel, Mark Roberts was instructed to issue a letter to the legal counsel for the Morgan family, indicating the Commission's rejection of the settlement offer as outlined in correspondence received from Mr. Robert Morgan, dated May 30, 2011, and copy appropriately.

15. **RECESS** - At this time, by motion of Commissioner Prestridge, seconded by Commissioner Fleming, 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.

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

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JAMES F. MAXEY  
SECRETARY/TREASURER

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NICHOLAS F. VERRET, JR.  
ACTING CHAIRMAN