

MINUTES
OF THE
RED RIVER WATERWAY COMMISSION MEETING
NOVEMBER 14, 2012
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 Chair, Mr. Murphy LeDoux, 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 may have regarding the agenda. However, no comments were offered.

Present: Acting Chair, Mr. Murphy LeDoux, Commissioner Doug Brown, Commissioner Wayne Davis, Commissioner Marc Dupuy, Jr., Commissioner Randell Fletcher, Commissioner Andrew J. Hodges, III, Commissioner James F. Maxey, Commissioner Alvin Owens, Commissioner Rogers M. Prestridge.

Absent: Commissioner David L. Crutchfield, II, Commissioner Paul Fleming, Commissioner Michael Simpson

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

Others Present: Mr. John Tudor, Mr. Bill Johnson, Mr. Roy Holleman, Ms. Brooke Teddlie, Mr. Tom Phillips, Mr. Bob Munson

3. **APPROVAL OF REVISED AGENDA**

By motion of Commissioner Owens, seconded by Commissioner Hodges, 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 Prestridge, seconded by Commissioner Fletcher, the minutes of the October 17, 2012 meeting were unanimously approved.

5. **TREASURER'S REPORT**

By motion of Commissioner Dupuy, seconded by Commissioner Fletcher, the Expenditures, Financial Statements, Investment Reports, & Fund Balance Report for the month of October, 2012 were unanimously approved.

6. **COMMITTEE REPORTS**

a) **Contracts**

Request to Address the Commission by Mr. John Tudor - Mr. John Tudor addressed the Commission regarding a matter concerning the bid bond relative to a project his company had bid upon. There was no action taken on this matter at this time.

b) **Land Management, Legal Affairs & Affirmative Action** - No report

c) **Recreation**

Recreation Area Status Report - Mr. Mike Boydston reported that there had been 134,000 visitors to the District recreational facilities, as noted in the prepared report, provided in the meeting packets.

d) **Ports**

Approval of Cooperative Agreement/Benteler - By motion of Commissioner Hodges, seconded by Commissioner Davis, the Commission unanimously approved the Cooperative Endeavor Agreement with the Caddo-Bossier Port Commission relative to the Benteler project and the Executive Director was authorized to execute that document.

e) **Public Awareness & Marketing**

Approval of Cooperative Endeavor Agreement/CLEDA - By motion of Commissioner Owens, seconded by Commissioner Hodges, the Commission unanimously approved the Cooperative Endeavor Agreement with the CLEDA relative to funding for 2013.

Approval of Cooperative Endeavor Agreement/NLEP - By motion of Commissioner Owens, seconded by Commissioner Prestridge, the Commission unanimously approved the Cooperative Endeavor Agreement with the NLEP relative to funding for 2013.

Marketing Update - A prepared report was included in the meeting packet.

f) **Personnel** - No report

g) **Revenue, Banking & Budget**

Approval of 2012 Audit Letter of Engagement - By motion of Commissioner Hodges, seconded by Commissioner Davis, the Commission unanimously approved the 2012 Audit Letter of Engagement with the accounting firm of Carr, Riggs and Ingram and the Executive Director was authorized to execute that document. Commissioner Maxey called for a meeting of the Revenue, Banking and Budget Committee on November 28, 2012 at 5:00 pm at the Commission Headquarters to discuss the proposed employee health insurance benefits package and personnel salaries for the 2013 budget cycle.

h) **Legislative** - No report

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

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

meeting packet. Mr. Colin Brown gave a brief report regarding the current status of active projects.

9. **GENERAL COUNSEL REPORT** - No report
10. **CORPS OF ENGINEERS REPORT** - No report
11. **RED RIVER VALLEY ASSOCIATION** - No report
12. **OTHER BUSINESS** - At this time, by motion of Commissioner Hodges, seconded by Commissioner Dupuy, and unanimously approved, the agenda was amended to allow the Commission to enter into Executive Session to discuss the litigation issue regarding Tudor Construction. Comments were called for from the public. Mr. John Tudor requested that the Commission render a decision relative to this issue.
13. **EXECUTIVE SESSION**
As the suggestion of General Counsel, and by motion of Commissioner Owens, seconded by Commissioner Brown and unanimously approved, the guests were requested to exit the conference room and the Commission entered into Executive Session to discuss the following matter of litigation:

Tudor, Inc. vs Red River Waterway Commission
Docket No. 84,646-A
Tenth Judicial District Court

Immediately following Executive Session, by motion of Commissioner Prestridge, seconded by Commissioner Brown and unanimously approved, the Commission entered into Regular Session. There was no action taken regarding this matter. By motion of Commissioner Davis, seconded by Commissioner Owens, the Commission meeting resumed.
14. **COMMENTS FROM THE PUBLIC** - At this time, Mr. John Tudor addressed the Commission for a response as a result of the Executive Session. Commissioner Hodges responded that the Commission would vote on this matter in the next Contracts Committee meeting in December, 2012, and submit its response to Mr. Tudor at that time in writing.
15. **ADJOURNMENT**
There being no further business to conduct at this time, by motion of Commissioner Prestridge, seconded by Commissioner Hodges, and unanimously approved, the meeting was adjourned.

JAMES F. MAXEY
SECRETARY/TREASURER

MURPHY J. LeDOUX, JR.
ACTING CHAIR