

June 20, 2016

The regular monthly meeting of the Board of Commissioners of the Bayou Lafourche Fresh Water District was held on Monday, June 20, 2016 at 5:00 p.m. at the Water District office, 1016 St. Mary Street, Thibodaux, LA

Present were: Hugh Caffery, Chairman
Greg Nolan, Secretary/Treasurer
Jake Giardina
Francis Richard
Eli Miles, Jr.
Ray Mayet
Chris Domangue
Donald Schwab

Absent: Gene Harrell, Judge Edward "Jimmy" Gaidry, Lance Authement, Ron Animashaun

Also present: Dustin Rabalais, T. Baker Smith; Barry Marionneaux, Attorney; Jason Kennedy
Alma Robichaux, BTNEP; Henry Templet; Hattie Templet; Ayad Taofik
Ben Malbrough, Executive Director; Jana Langley, Administrative Assistant

Moved by Commissioner Donald Schwab, seconded by Commissioner Eli Miles, Jr. to dispense with the reading of the minutes, and approve the minutes of May 16, 2016. Motion carried unanimously.

Moved by Commissioner Greg Nolan, seconded by Commissioner Ray Mayet to approve the accounts payable for May. Motion carried unanimously.

Moved by Commissioner Chris Domangue, seconded by Commissioner Eli Miles, Jr. to approve the finance report for May. Motion carried unanimously.

Mr. Malbrough reported that Pump #4 has been completely installed, and is back up and running. We are back to maintaining the bayou to its previous elevation. We got our surveyor to go back out and take some cross sections once we were able to elevate the bayou when the pump came back. Terracon is in the process of doing that analysis, and we are expecting to have a report in the next week or two.

Mr. Malbrough advised that the bayou crew is still working in the Paincourtville and Plattenville area cleaning the debris from the tornado that hit those areas. The grappler on one of the machines is being refurbished. We should be finished in that area in a month or so.

Mr. Malbrough stated that we started spraying herbicides for the water hyacinths in partnership with Lafourche Parish. We started at the Valentine Bridge and we are up to Theriot Canal on both sides of the bayou. Lafourche Parish purchased the herbicides, and we are applying it.

Mr. Dustin Rabalais, T. Baker Smith, reported that the Phase 2 and Phase 2a dredge project is on contract day 341, and have 109 days remaining. He advised that disposal sites 1-4 are complete, and disposal sites 5 and 6 100% of the material has been delivered. He gave an update on disposal site 7 and 8, which are in Phase 2a.

Mr. Malbrough advised that the District took six CIAP representatives from several states for a site visit of the dredge project. The representatives were really impressed with the operation.

Mr. Malbrough reported that the construction agreement with Union Pacific is complete, and they have agreed to all the changes that Barry and he recommended to them.

Moved by Commissioner Greg Nolan, seconded by Commissioner Eli Miles, Jr. and unanimously approved to execute the construction agreement between Bayou Lafourche Fresh Water District and Union Pacific Railroad for the train bridge for a total estimated cost not to exceed \$4,958,208.72.

Mr. Malbrough advised that construction of the saltwater control structure in Lockport is going as per the schedule. He advised that Pay Request #1 from the contractor was at 45 days, and the state had not paid us yet. There was a delay due to a clerical error in the documentation from the engineer. Mr. Malbrough stated that the district paid Pay Request #1.

Moved by Commissioner Donald Schwab, seconded by Commissioner Ray Mayet to approve a loan from the general fund to the dredge/CIAP fund to issue a check in the amount of \$652,881.19 for Pay Request #1 on the saltwater control structure project. The district will reimburse the general fund when the money is received from the state. Motion carried unanimously.

Chairman Hugh Caffery advised that the district is planning on installing a guardrail at the saltwater control structure. Mr. Malbrough stated that he talked to DOTD and preliminary conversations was that if we want it done any time remotely soon we will have to do it ourselves.

Chairman Hugh Caffery asked who would design and build the guardrail, and Mr. Malbrough answered he would check on it. A discussion was held regarding liability concerns to the district if we install the guardrail on our own. Chairman Caffery requested that Barry and Ben work out something regarding the guardrail, and come back to the board with advice on what to do.

Chairman Hugh Caffery advised that the port commission cleared out derelict boats from the Intracoastal Canal to Fourchon. He advised that there are nine derelict boats just up to Lockport. He stated that if we could get these boats cleaned up, it would be a big benefit to the community. Commissioner Jake Giardina suggested making a yearly inspection from Donaldsonville to down south to check for any derelict boats. Mr. Malbrough stated that it should be done more often than that.

Chairman Hugh Caffery advised that the 2015 fiscal year-end audit report will be postponed until the July meeting.

Commissioner Ray Mayet read the resolution for the millage rate of 2.06 mills for tax year 2016 for Terrebonne Parish. Moved by Commissioner Ray Mayet, seconded by Commissioner Francis Richard and unanimously approved to adopt the resolution for the millage rate of 2.06 mills for the tax year 2016 for Terrebonne Parish.

Mr. Malbrough reported that we went through the selection process, and selected Royal Engineers to do the weir removal analysis, and recommended approval of the agreement.

Moved by Commissioner Chris Domangue, seconded by Commissioner Jake Giardina to approve the professional services contract with Royal Engineers & Consultants in an amount not to exceed

\$44,000.00 for Task 1 of the weir removal analysis, which will get us to a decision of whether or not we want to move forward with the final design of the weir removal. Motion carried unanimously.

Mr. Malbrough advised that everything has been vetted with the landowners on either side of the bayou for the temporary aqua dam demonstration. We are just waiting to see when the company will be able to do the demonstration.

Mr. Malbrough advised that David Sagona, whose True Value Hardware business was completely destroyed in the tornado in Paincourtville, is requesting a permit to prevent erosion behind his building.

Moved by Commissioner Francis Richard, seconded by Commissioner Greg Nolan to approve the permit application for David Sagona, 6188 Hwy. 1, Paincourtville, LA to put some crushed rock on top of the bank edge right behind his building to prevent erosion. Motion carried unanimously.

Mr. Malbrough advised that he got a call from a representative with LSU regarding a major water hyacinth issue in one of their lakes. LSU has offered to enter into an intergovernmental agreement with us to loan our resources to them at no cost to us. They will reimburse us for the full cost of operating the equipment. LSU has offered to put the operators up in a hotel. The harvester will unload the water hyacinths on the bank, and LSU will load and haul off the water hyacinth.

Commissioner Jake Giardina asked about them using herbicides, and Mr. Malbrough answered they do not want to kill it because the biomass will sink to the bottom and create a bigger issue.

Moved by Commissioner Jake Giardina, seconded by Commissioner Eli Miles, Jr. and unanimously approved to enter into an intergovernmental agreement with LSU to use one of the district's harvesters and operators to remove water hyacinths from one of the lakes owned by LSU, which is located right off campus. LSU will reimburse the district for the full cost of operating the equipment.

Mr. Malbrough reported that the capital outlay bill has left the Senate and will go back to the House for concurrence for a total to date of \$765,000.00.

Chairman Hugh Caffery stated that there will be no executive session.

Chairman Hugh Caffery asked for any public comments. Mr. Jason Kennedy advised that they signed the contract for the pump station project, and they are 50% complete with the research of existing records and data. They are setting up meetings with CPRA to get land rights records research.

Mr. Henry Templet, Board member for the Friends of Bayou Lafourche, commented that they are accepting resumes' for the director position.

Moved by Commissioner Jake Giardina, seconded by Commissioner Donald Schwab and unanimously approved the meeting adjourned at 6:10 p.m.

Hugh Caffery, Chairman

Greg Nolan, Secretary/Treasurer

