

TENSAS BASIN LEVEE DISTRICT
SEPTEMBER 09, 2014

The Board of Commissioners of the Tensas Basin Levee District met for its regular meeting Tuesday, at 9:30 A. M. in its office located at 505 District Drive Monroe, Louisiana.

Mr. Drew Keahey, President, called the meeting to order and requested the Secretary call roll with the following present and answering: Mr. Drew Keahey, President, Caldwell Parish; Mr. Rodney Hutchins, Vice President, Catahoula Parish; Mr. James P. Mayo, Mr. Charles Venable and Mike Calloway, Ouachita Parish; Ms. Ramona N. Haire and Mr. Robert Neal Harwell, Richland Parish; and Mr. Ashley Peters, Franklin Parish. Absent: Mr. Shelton Ruffin, West Carroll Parish; Mr. Harlon Nobles, LaSalle Parish and Mr. Venoy Kinnaird, Morehouse Parish.

Others in attendance were: Mr. Ryan McMillion and Mr. Melvin Hicks, Department of Transportation and Development, Monroe, La.; Steve Tew, Monroe, La., Attorney, Tensas Basin Levee District; Mr. Johnny Trisler and Mr. Tracy Hilburn, Maintenance Supervisors, Tensas Basin Levee District; Mr. Brandon Waggoner, Levee District Police; Mr. Rick Carter, Farmerville, La.; Diane and Rabon Fisher, Downsville, La.; Mr. Adron Gardner, Deville, La.; Mr. Parson Belgard, Deville, La.; Mr. Robert Rayburn, Lafayette, La.; Mr. Jimmie Belgard, Deville, La.; John and Minnie Cross, Pineville, La.; Ms. Patricia Herrington, Winnsboro, La.; Ms. Debbie Lawrence, Winnsboro, La.; Mr. Richard Melder, Pineville, La; Mr. Joe Daenen, Pineville, La.; Gary and Sandra Wiley, Deville, La.; Mr. Marlin Ryder, Deville, La.; Mr. Donnie Wiley, Deville, La. and Mr. Robert Jones, Eros, La..

Commissioner Rodney Hutchins opened the meeting with prayer.

The following resolution was introduced by Commissioner Ramona N. Haire, seconded by Commissioner Robert Neal Harwell, and passed unanimously by the Board of Commissioners of the Tensas Basin Levee District, after President Drew Keahey called for public comments and there were none, to-wit:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Tensas Basin Levee District does hereby declare that the reading of the minutes of the regular meeting held August 12, 2014 is hereby dispensed with and declared approved as published in the official journal of this board, The Richland Beacon News.

Virginia Caviness
Secretary

Drew Keahey
President

The following resolution was introduced by Commissioner Mike Calloway, seconded by Commissioner Charles Venable and passed unanimously by the Board of Commissioners of the Tensas Basin Levee District, after President Drew Keahey called for public comments and there were none, to-wit:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Tensas Basin Levee District does hereby approve all bills approved by the claims committee for August, 2014.

Virginia Caviness
Secretary

Drew Keahey
President

The following resolution was introduced by Commissioner James P. Mayo, seconded by Commissioner Rodney Hutchins, and passed unanimously by the Board of Commissioners of the Tensas Basin Levee District, after President Drew Keahey called for public comments and there were none, to-wit:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Tensas Basin Levee District, in due, legal and regular session convened does hereby adopt the following:

OPERATING AND MAINTENANCE AGREEMENT

BEFORE ME, the undersigned Notary Public, personally came and appeared:

OUACHITA PARISH POLICE JURY, a political subdivision of the State of Louisiana
Acting herein through its President, Shane Smiley, duly authorized to act, and

CITY OF MONROE, a political subdivision of the State of Louisiana, acting herein
Through its Mayor, James E. Mayo, duly authorized so to act, and

TENSAS BASIN LEVEE BOARD, a political subdivision of the State of Louisiana,
Acting through its President, Drew Keahey, duly authorized so to act,

Who stated and declared as follows, to-wit:

WHEREAS, the Ouachita Parish Police Jury and the City of Monroe are joint local sponsors of the Chauvin Basin Pumping Station Project and currently own, operate and maintain the Chauvin Basin Pumping Station located north of Monroe and adjacent to the Ouachita River Levee, and;

WHEREAS, the Ouachita Parish Police Jury and the City of Monroe desire to retain the services of the Tensas Basin Levee Board to operate and maintain said pumping station in consideration of the public benefit to be received from a consolidated levee management and pumping system in the Ouachita River Valley.

NOW, THEREFORE: THE PARTIES DO HEREBY CONGTRACT AND AGREE:

I.

The Tensas Basin Levee Board shall operate and maintain the Chauvin Pumping Station located adjacent to the Ouachita River Levee immediately north of the City of Monroe beginning September 9, 2014.

II.

The Tensas Basin Levee Board shall provide sufficient competent and qualified personnel to monitor the activity of the station to insure that the station is operated efficiently and properly and in accord with the operating instructions set forth by the U. S. Army Corps of Engineers and the manufacturers of said pumps.

III.

The Tensas Basin Levee Board shall provide trained personnel skilled in the operation and management of pumping stations to perform the duties set forth under this contract.

IV.

The cost of utilities and the cost of major repairs to the pumping station shall be borne equally by the City of Monroe and the Ouachita Parish Police Jury. Major repairs shall be repairs which cost more than Two Thousand (\$2,000.00) Dollars to complete.

V.

All repairs which cost less than Two Thousand (\$2,000.00) Dollars and the cost of all personnel and other labor costs associated with the operation and maintenance services to be provided by the Tensas Basin Levee Board shall be borne solely by the Tensas Basin Levee Board.

VI.

The decision to operate the Chauvin Pumping Station shall be a joint decision of the representatives of the Ouachita Parish Police Jury, the City of Monroe, and Tensas Basin Levee Board.

VII.

Should at any time, a majority of the representative of the two agencies set forth above not agree on whether or not pumping activity shall be initiated and/or ceased, then the decision of the Ouachita Parish Police Jury through its President shall be controlling.

VIII.

This Agreement shall continue in effect for a period of ten (10) years, subject to the right of Tensas Basin Levee Board or the City of Monroe and the Ouachita Parish Police Jury to terminate same by thirty (30) days' written notice to the other party.

IX.

In the event of an emergency declared by the President of the Ouachita Parish Police Jury Under the provisions of the Louisiana Homeland Security and Emergency Assistance and Disaster Act, i.e., LSA-R.S. 29:721, et seq., then and in that event all operation and maintenance Of the Chauvin Pump Station shall be subject to the direction and control of the President of the Ouachita Parish Police Jury as set forth therein, during the duration of the emergency declaration.

X.

Should the President of the Tensas Basin Levee District determine that a flood emergency requires all Tensas Basin Levee District personnel for a flood fight, the City of Monroe and The Ouachita Parish Police Jury shall make available personnel of the City of Monroe and Ouachita Parish Police Jury to operate the Chauvin Basin Pumping Station Project. Tensas Basin personnel will instruct the City of Monroe and Ouachita Parish Police Jury personnel on proper pump operation and will monitor pump operations to insure compliance with operating procedures set forth in the Operation and Maintenance Manuel for the Chauvin Basin Pumping Station Project.

XI.

The City of Monroe and Ouachita Parish Police Jury agree that the Tensas Basin Levee District shall be no liability or responsibility for injury or damage to person or property incurred in connection with the exercise of responsibilities, assumed by the Tensas Basin Levee District as a result of the within Agreement. The City of Monroe and Ouachita Parish Police Jury further agree to hold Tensas Basin Levee District harmless from any such liability and to fully indemnify and defend it from same.

WITNESSES:

Printed Name: _____

Printed Name: _____

TENSAS BASIN LEVEE BOARD
BY

DREW KEAHEY, President

Notary Public

(Printed Name, Notary/Bar Roll No.)

THIS AGREEMENT executed on this ____ day of _____, 2014.

WITNESSES:

Printed Name: _____

Printed Name: _____

CITY OF MONROE
BY:

JAMES E. MAYO, Mayor

Notary Public

(Printed Name, Notary/Bar Roll No.)

THIS AGREEMENT executed on this ____ day of _____, 2014.

WITNESSES:

Printed Name: _____

Printed Name: _____

OUACHITA PARISH POLICE JURY
BY:

SHANE SMILEY, President

Notary Public

(Printed Name, Notary/Bar Roll No.)

AND

OPERATING AND MAINTENANCE AGREEMENT

BEFORE ME, the undersigned Notary Public, personally came and appeared:

OUACHITA PARISH POLICE JURY, a political subdivision of the State of Louisiana
Acting herein through its President, Shane Smiley, duly authorized to act, and

TENSAS BASIN LEVEE BOARD, a political subdivision of the State of Louisiana,
Acting through its President, Drew Keahey, duly authorized so to act,

Who stated and declared as follows, to-wit:

WHEREAS, the Ouachita Parish Police Jury is the local sponsor of the Rive Styxx Pumping Station Project and currently own, operate and maintain the River Styxx Pumping Station located north of Monroe and adjacent to the Ouachita River Levee, and;

WHEREAS, the Ouachita Parish Police Jury desires to retain the services of the Tensas Basin Levee Board to operate and maintain said pumping station in consideration of the public benefit to be received from a consolidated levee management and pumping system in the Ouachita River Valley.

NOW, THEREFORE: THE PARTIES DO HEREBY CONGTRACT AND AGREE:

I.

The Tensas Basin Levee Board shall operate and maintain the River Styxx Pumping Station located adjacent to the Ouachita River Levee immediately north of the City of Monroe beginning September 9, 2014.

II.

The Tensas Basin Levee Board shall provide sufficient competent and qualified personnel to monitor the activity of the station to insure that the station is operated efficiently and properly and in accord with the operating instructions set forth by the U. S. Army Corps of Engineers and the manufacturers of said pumps.

III.

The Tensas Basin Levee Board shall provide trained personnel skilled in the operation and management of pumping stations to perform the duties set forth under this contract.

IV.

The cost of utilities and the cost of major repairs to the pumping station shall be borne by the Ouachita Parish Police Jury. Major repairs shall be repairs which cost more than Two Thousand (\$2,000.00) Dollars to complete.

V.

All repairs which cost less than Two Thousand (\$2,000.00) Dollars and the cost of all personnel and other labor costs associated with the operation and maintenance services to be provided by the Tensas Basin Levee Board shall be borne solely by the Tensas Basin Levee Board.

VI.

The decision to operate the River Styxx Pumping Station shall be a joint decision of the representatives of the Ouachita Parish Police Jury and Tensas Basin Levee Board.

VII.

Should at any time, a majority of the representative of the two agencies set forth above not agree on whether or not pumping activity shall be initiated and/or ceased, then the decision of the Ouachita Parish Police Jury through its President shall be controlling.

VIII.

This Agreement shall continue in effect for a period of ten (10) years, subject to the right of Tensas Basin Levee Board or the Ouachita Parish Police Jury to terminate same by thirty (30) days' written notice to the other party.

IX.

In the event of an emergency declared by the President of the Ouachita Parish Police Jury Under the provisions of the Louisiana Homeland Security and Emergency Assistance and Disaster Act, i.e., LSA-R.S. 29:721, et seq., then and in that event all operation and maintenance Of the Chauvin Pump Station shall be subject to the direction and control of the President of the Ouachita Parish Police Jury as set forth therein, during the duration of the emergency declaration.

X.

Should the President of the Tensas Basin Levee District determine that a flood emergency requires all Tensas Basin Levee District personnel for a flood fight, the Ouachita Parish Police Jury shall make available personnel of the Ouachita Parish Police Jury to operate the River Styxx Pumping Station Project. Tensas Basin personnel will instruct the Ouachita Parish Police Jury personnel on proper pump operation and will monitor pump operations to insure compliance with operating procedures set forth in the Operation and Maintenance Manuel for the River Styxx Pumping Station Project.

XI.

The Ouachita Parish Police Jury agree that the Tensas Basin Levee District shall be no liability or responsibility for injury or damage to person or property incurred in connection with the exercise of responsibilities, assumed by the Tensas Basin Levee District as a result of the within Agreement. The Ouachita Parish Police Jury further agree to hold Tensas Basin Levee District harmless from any such liability and to fully indemnify and defend it from same.

WITNESSES:

Printed Name: _____

Printed Name: _____

TENSAS BASIN LEVEE BOARD

BY

DREW KEAHEY, President

Notary Public

(Printed Name, Notary/Bar Roll No.)

THIS AGREEMENT executed on this ____day of _____, 2014.

WITNESSES:

Printed Name: _____

Printed Name: _____

OUACHITA PARISH POLICE JURY

BY:

SHANE SMILEY, President

Notary Public

(Printed Name, Notary/Bar Roll No.)

BE IT FURTHER RESOLVED, that the Board of Commissioners of the Tensas Basin Levee District does hereby authorize and instruct Mr. Drew Keahey, President, is hereby authorized to execute aforesaid Operation and Maintenance Agreements with the City of Monroe and/or the Ouachita Parish Police Jury.

Virginia Caviness
Secretary

Drew Keahey
President

The following resolution was introduced by Commissioner Rodney Hutchins, seconded by Commissioner Robert Neal Harwell, and passed unanimously by the Board of Commissioners of the Tensas Basin Levee District, after President Drew Keahey called for public comments and there were none, to-wit:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Tensas Basin Levee District does authorize the transfer of campsite SB6B from Vera Paul George to Danny J. Paul.

Virginia Caviness
Secretary

Drew Keahey
President

The following resolution was introduced by Commissioner Rodney Hutchins, seconded by Commissioner Charles Venable, and passed unanimously by the Board of Commissioners of the Tensas Basin Levee District, after President Drew Keahey called for public comments and there were none, to-wit:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Tensas Basin Levee District does authorize the transfer of campsite SB7A from Murling Miller to Michael Miller.

Virginia Caviness
Secretary

Drew Keahey
President

The following resolution was introduced by Commissioner Robert Neal Harwell, seconded by Commissioner Rodney Hutchins, and passed unanimously by the Board of Commissioners of the Tensas Basin Levee District, after President Drew Keahey called for public comments and there were none, to-wit:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Tensas Basin Levee District does authorize the transfer of campsite SB13 from Vance Gardner to Brett Gardner.

Virginia Caviness
Secretary

Drew Keahey
President

The following resolution was introduced by Commissioner Rodney Hutchins, seconded by Commissioner Robert Neal Harwell, and passed unanimously by the Board of Commissioners of the Tensas Basin Levee District, after President Drew Keahey called for public comments and there were none, to-wit:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Tensas Basin Levee District does authorize the transfer of campsite SB14 from David Wayne Tassin to Angela Tassin.

Virginia Caviness
Secretary

Drew Keahey
President

The following resolution was introduced by Commissioner Rodney Hutchins, seconded by Commissioner Robert Neal Harwell, and passed unanimously by the Board of Commissioners of the Tensas Basin Levee District, after President Drew Keahey called for public comments and there were none, to-wit:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Tensas Basin Levee District does authorize the transfer of campsite WBS8 from Justin C. Gates to Annie Gates.

Virginia Caviness
Secretary

Drew Keahey
President

The following resolution was introduced by Commissioner Rodney Hutchins, seconded by Commissioner Robert Neal Harwell, and passed unanimously by the Board of Commissioners of the Tensas Basin Levee District, after President Drew Keahey called for public comments and there were none, to-wit:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Tensas Basin Levee District does authorize the transfer of campsite WBS16 from Jimmy Nugent to Carolyn Nugent.

Virginia Caviness
Secretary

Drew Keahey
President

President Drew Keahey reviewed the 2013-2014 annual Agreed-Upon Procedures Report compiled by Mr. John L. McKowen, CPA, Baton Rouge, Louisiana which stated under corrective action no exceptions noted. Mr. Keahey also reviewed the Annual Financial Statements compiled by Ms. Zoe Meeks, CPA, Rayville, La.

The following resolution was introduced by Commissioner Mike Calloway, seconded by Commissioner Ramona N. Haire, and passed unanimously by the Board of Commissioners of the Tensas Basin Levee District, after President Drew Keahey called for public comments and there were none, to-wit:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that the certain hunting lease by Mike Davidson, 3250 Magnolia Drive, Rayville, La. 71269 is hereby revoked due to lack of payment of annual lease in the amount of \$619.53 for a period of five years commencing May 14, 2013 and ending May 13, 2018 on the following described property, to-wit:

NE ¼ of NE ¼, Section 15, Township 12 North, Range 9 East, containing 39.97 acres,
in Franklin Parish, Louisiana.

BE IT FURTHER RESOLVED that the Board of Commissioners of the Tensas Basin Levee District does hereby authorize the President and Secretary to advertise for bids for surface leasing for hunting purposes the following described property with lease commencing October 14, 2014 and ending April 01, 2019:

NE ¼ OF NE ¼, Section 15, Township 12North, Range 9 East, containing 39.97 acres
More or less, Franklin Parish, Louisiana.

BE IT FURTHER RESOLVED that bids shall be received up until 7:30 A. M., October 14, 2014 at 708 Julia Street, Suite 101B, Rayville, La. and P. O. Box 68, Rayville, La. 71269; and up until 9:30 A. M., October 14, 2014 at 505 District Drive, Monroe, La. 71202-6862, at which time bids shall be opened and read aloud.

Virginia Caviness
Secretary

Drew Keahey
President

Financial reports were reviewed and discussed after President Keahey called for public comments and there were none.

President Keahey called for public comments. Mr. Jimmie Belgard, Mr. Rick Carter, Mr. Rabon Fisher, Mr. Adron Gardner, Mr. Parson Belgard, Mrs. Diane Fisher, Mrs. Minnie Cross and Mr. John Cross individually addressed the Board of Commissioners expressing their concern of the campsite lease increases. They also requested some of the property shown as waterfront be checked again as some is shown as waterfront when it is not. They questioned the burn ban implemented and was advised by Mr. Steve Tew, Attorney, they can have an outside fire for cooking purposes and can burn fallen tree limbs just use common sense when burning outside.

President Drew Keahey declared that there being no further business to come before the Board of Commissioners of the Tensas Basin Levee District at this time, the meeting is adjourned.

Virginia Caviness
Secretary

Drew Keahey
President