

Minutes of the Second Monthly Meeting of the Board of Commissioners of Consolidated Waterworks District No. 1, held April 17, 2017 at the District's Office, 8814 Main Street, Houma Louisiana.

Present: Al Badaux, President Stephen Hornsby
Clifton Stoufflet, Vice-President Vincent Celestin
Chester Voisin, Secretary Kenneth Pitre
David Mosely John Pizzolatto
Bobby Cockerham

There being a quorum present the meeting was called to order at 5:30 P.M., pursuant to proper notice in writing to each Board Member and posted in the manner required by law.

The meeting opened with a prayer led by Mr. Clifton Stoufflet, followed by the Pledge of Allegiance and Roll Call.

Upon motion by Mr. Bobby Cockerham, and seconded by Mr. Kenneth Pitre, the minutes of April 3, 2017 were unanimously adopted as written.

Upon motion by Mr. Chester Voisin, and seconded by Mr. Vincent Celestin, the Financial Report for March 2017 was unanimously accepted as presented.

Mr. David Waitz, with Waitz Engineering & Surveying, Inc., reported as follows:

1. *Project CIP-9-12-06, 12" Tunnel Blvd. Extension, 12" Mains on Liberty and Gabasse, and 8" Tie-in to Smith Lane*
Contract documents were delivered to our office on April 11, 2017, however, we are awaiting delivery of the Performance and Payment Bonds before we can transmit them to the District for further processing.

Mr. Clay Breaud, with Providence Engineering and Design, LLC, reported as follows.

1. *Project L-1-15-01, Waterline Replacement Under Intracoastal Waterway (Lower Bayou Blue)*
Waterline is complete. Substantial Completion inspection was held on April 4th. Minor punch list was derived (installation of signs, record drawings).

Mr. Gene Milford, III, Milford & Associates, Inc., reported as follows.

1. *Project CIP-1-14-02, 30" Water Transmission Line Hwy 90 From Bayou Blue to La Hwy 311*
Project is in clear lien period. The Amendment to the engineer agreement was resubmitted to staff on 4/4/17.

Mr. Walt Medley, All South Consulting Engineers, LLC, reported as follows:

1. *Project CIP-9-16-04, Waterline Replacement Along Bayou Blue Road, Bourg*
Waiting on staff for the citizens notification letter, the town hall meeting date/time and the GIS location of the existing 4" CI waterline. Once these items are received, engineer can initiate action on project.

The following bills were presented for payment.

Hancock Bank, Interest on Bonds	453,081.26
Calgon Carbon Corporation, GAC Replacement	197,340.00
Providence Engineering & Design, LLC, CIP Projects	1,005.19
David Waitz Engineering, Inc., CIP Project	15,363.32
Providence/GSE Associates, LLC, Local Project	1,657.15
IDModeling, Inc., L-12-16-04	4,111.00

It was moved by Mr. Chester Voisin, and seconded by Mr. Clifton Stoufflet, to approve the capital improvement bills of the District for payment as presented. The motion was unanimously adopted.

Three calls announced for public wishing to address the Board. None

Discussion ensued regarding Change Order No. 2 for Project CIP-1-14-02, 30" Waterline Along LA Hwy 90 from La Hwy 311 to La Hwy 316. Mr. John Pizzolatto asked Mr. Gene Milford why the Change Order still contains the reservation of rights statement by Byron E. Talbot Contractors, Inc. when the Board asked him to have Mr. Talbot remove it and put it in a separate document. Mr. David Norman, Legal Advisor, reported that the reservation of rights statement in a Change Order is unusual, however, it doesn't have any reflection or impact on the District's rights. After discussion, the Board directed Mr. Milford to bring the Change Order back to the contractor and ask him to remove the statement from the document; furthermore, the Board directed Mr. Milford to advise the contractor that he could put the reservation of rights in a separate letter to the Board. When asked if he understood what the Board wanted, Mr. Milford agreed that he did. It was moved by Mr. Kenneth Pitre, and seconded by Mr. Vincent Celestin, to table this item until a later date. The motion was unanimously adopted.

Upon recommendation of staff, it was moved by Mr. Kenneth Pitre, and seconded by Mr. Stephen Hornsby, to adopt the following Resolution:

A Resolution authorizing the execution of Amendment #1 to the Engineering Agreement for Project #CIP-1-14-02, filed for record on 4/28/14, Entry #1452387, in the Terrebonne Parish Clerk of Court's Office, and

WHEREAS, Consolidated Waterworks District No. 1 has entered into an Engineering Agreement with Milford & Associates, Inc., to perform engineering services for the project identified as "30-inch Water Transmission Main along US Hwy 90 from Bayou Blue to LA 311", Project #CIP-1-14-02, and

WHEREAS, the Owner has changed the scope of work for this project, and

WHEREAS, the Engineer, Milford & Associates, Inc., has a reallocation of \$110,637.44 from various additional services funds and an increase of \$41,440.00 to the line item of Project Representative to \$273,617.44 (see attached Exhibit "H"), and

THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Consolidated Waterworks District No. 1, does hereby authorize the duly authorized and empowered President, Al Badeaux, to execute Amendment No. 1 to the Engineering Contract with Milford & Associates, Inc., for Project No. CIP-1-14-02;

THERE WAS RECORDED:

YEAS: 7

NAYS: 1 (Voisin)

NOT VOTING: 1

ABSENT: 0

The Chairman declared the resolution adopted this 17th day of April, 2017.

Upon recommendation of staff, it was moved by Mr. John Pizzolatto, and seconded by Mr. Chester Voisin, to adopt the following Resolution:

A Resolution providing for the acceptance of work performed by LA Contracting Enterprise, LLC in accordance with the Certificate of Substantial Completion for the CWWD#1 Project No. L-1-15-01, Waterline Replacement under the Gulf Intracoastal Waterway adjacent to Ferry Road (Lower Bayou Blue), Terrebonne Parish, Louisiana.

WHEREAS, by contract dated October 18, 2016, the Board of Commissioners of Consolidated Waterworks District No. 1 did award a contract to LA Contracting Enterprise, LLC for the CWWD#1 Project No. L-1-15-01, Waterline Replacement under the Gulf Intracoastal Waterway adjacent to Ferry Road (Lower Bayou Blue), Terrebonne Parish, Louisiana, as will be seen by reference to said contract which is recorded under Entry No. 1518951 of the records of Terrebonne Parish, and

WHEREAS, the work performed under this contract has been inspected by authorized representatives of the Owner, Engineer and Contractor.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Consolidated Waterworks District No. 1, Terrebonne Parish, Louisiana, does hereby accept the work performed in accordance with the Certificate of Substantial Completion, effective as of the date of recording of this Resolution and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract under Entry No. 1518951 of the records of the records of Terrebonne Parish, Louisiana.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be recorded in the office of the Clerk of Court of Terrebonne Parish to commence a 45-day clear lien period, and

BE IT FURTHER RESOLVED that the Administration is authorized to make payment of retainage upon the presentation of evidence that all punch list items have been completed and accepted and upon the presentation of a Clear Lien Certificate.

THERE WAS RECORDED:

YEAS: 8

NAYS: 0

ABSENT AND NOT VOTING: 1

The President declared the Resolution adopted this 17th day of April, 2017.

It was moved by Mr. Chester Voisin, and seconded by Mr. Bobby Cockerham, to require Engineers to provide any documents to be discussed at a Board Meeting to staff six business days prior to the meeting to allow time for staff and legal review. The motion was unanimously adopted.

It was moved by Mr. Kenneth Pitre, and seconded by Mr. Stephen Hornsby, that the Staff be authorized to advertise for a Public Hearing to be held June 5, 2017 on the ensuing budget of Consolidated Waterworks District No. 1 for fiscal year July 1, 2017 to June 30, 2018. The motion was unanimously adopted.

It was moved by Mr. John Pizzolatto, and seconded by Mr. Bobby Cockerham, to enter into Executive Session to discuss threatened litigation pursuant to demand letters from and to Byron E. Talbot Contractors, Inc. regarding Project CIP-1-14-02. The motion was unanimously adopted.

It was moved by Mr. Clifton Stoufflet, and seconded by Mr. David Mosely to return to the regular order of business. The motion was unanimously adopted.

At 7:10 P.M, there being no further business to come before the Board, it was moved by Mr. Clifton Stoufflet, and seconded by Mr. David Mosely, that this meeting adjourn. The motion was unanimously adopted.

Secretary

President