MINUTES OF JULY 21, 2009

THE STATE OF TEXAS §

COUNTY OF CHAMBERS §

WHEREAS, on the 21ST day of July, 2009 a regular meeting of the Board of Navigation and Canal Commissioners of the Chambers-Liberty Counties Navigation District was duly convened at the District's office at 211 Miller Street, Anahuac, Texas, and held in all respects in accordance with law, and to the extent required by law due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting, and a legally sufficient number of members of said District voted in the proper manner; that all other requirements and proceedings under the law incident to the proper adoption or passage of the following order, including publication, as required, has been duly fulfilled, carried out, and otherwise observed; and the following members were present, to wit:

Terry Haltom, Chair Billy Combs, Vice-Chair

James B. Sterling III, Secretary

Tommy Myzell, Member

Members absent: Allen Herrington, Member

Staff present: Mary Beth Stengler, General Manager

Claudia Sandoval, Administrative Assistant

Wayne Morris, Canal Superintendent

Guests present: George (Pudge) Willcox, Consultant

Chuck Settle, Espey Consultant

Kim McMurray, Entergy

Laura L. Wilson, Liberty County

Sue Hawthorne, Mayor Pro Tem, City of Anahuac

Gary VanDeventer, Security State Bank Guy R. Jackson, Mayor City of Anahuac

2009-07-01 Minutes: Motion was made by Combs, seconded by Sterling and unanimously passed to approve the minutes of June 16, 2009 and June 29, 2009.

2009-07-02 <u>Financial Reports:</u> Motion was made by Myzell, seconded by Combs and unanimously passed to approve the financial reports. Passed

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2009-07-03 <u>Status Ike repairs:</u> The Board was given a recap on the FEMA PWs totals and what we anticipate getting back from FEMA. As of now we are at the 90/10 reimbursement from FEMA. We are almost complete with the levee repair, as well as the canal debris clean up. In August we will begin the repairs on the gate structures.

2009-07-04 <u>Bank Depository Bids:</u> Next on the agenda was the bank depository bid. The only bid received was from Security State Bank and Mr. VanDeventer was present to answer any questions the Board may have.

2009-07-05 <u>Bank Deposit Contract:</u> Motion was made by Sterling, seconded by Combs and unanimously passed to execute the bank depository contract with Security State Bank. Passed

2009-07-06 Resolution Internet America: Motion was made by Sterling, seconded by Myzell and passed to execute the resolution number 2009-06 supporting the grant application by Internet America. Mr. Combs voted no on this resolution.

2009-07-07 <u>Economic Development Marina:</u> Next on the agenda was discussion concerning the proposal to obtain a grant from the U.S. Department of Commerce Economic Development Administration. The City has agreed to the interlocal agreement between the Anahuac Municipal Development District and the Navigation District, they haven't agreed to pay the \$5000 until more questions have been answered. Ms. Wilson initiated a conference call with Chuck Wimple who works with HGAC concerning this type of grant. Once an interlocal agreement is written, the Board stated General Manager Stengler has the authorization to execute the agreement.

2009-07-08 Region H water planning group: Pudge Willcox reported the consultants for Region H will be doing the plan amendments for the 2011 Regional Water Plan and we met with them last week.

2009-07-09 <u>TCEQ application-Carter CC.LTD.:</u> The Board wants to continue with opposing the application of Carter CC LTD for a proposed Texas Pollutant Discharge Elimination System (TPDES).

2009-07-10 Appoint Board of Equalization: Motion was made by Combs, seconded by Sterling and unanimously passed to appoint this Navigation Board as the Board of Equalization for 2009.

Passed

2009-07-11 <u>Board of Equalization:</u> Motion was made by Combs, seconded by Myzell and unanimously passed to set the Board of Equalization hearing for 3:00 pm on August 18, 2009. Passed

2009-07-12 <u>Executive Session:</u> The Board went into executive session at 4:30 pm to discuss personnel and the regular session was reconvened at 4:45 pm.
2009-07-13 <u>Lake levee rip rap:</u> Discussion was brought up concerning hardening the west lake levee with rip rap. Motion was made by Myzell, seconded by Combs and unanimously passed authorizing the General Manager to advertise for bids for rip rap placement and to take the best bid to put the levee back like it was. Passed
2009-07-14 <u>Water-City of Anahuac:</u> Wayne Morris, canal superintendent, stated the salt content in the lake is running between 25 and 27 grains per gallon. Mayor Jackson stated they would sacrifice and take the 25 grains, but first Wayne needed to visit with the Public Works Director to see if he agrees.
There being no further business or public comment, motion was made by Combs, seconded by Myzell and unanimously passed to adjourn. Passed
Accept this the 18 th day of August, 2009
Terry Haltom, Chair Attest:
James B. Sterling III, Secretary