

MINUTES OF
AUGUST 18, 2009

THE STATE OF TEXAS §

COUNTY OF CHAMBERS §

WHEREAS, on the 18th day of August, 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
James B. Sterling III, Secretary
Tommy Myzell, Member
Allen Herrington, Member

Member absent: Billy Combs

Staff present: Mary Beth Stengler, General Manager
 Claudia Sandoval, Administrative Assistant
 Wayne Morris, Canal Superintendent

Guests present: Chuck Settle, Espey Consultants
 Charles Eastland, FEMA PA, Debris
 Wes Kruger, WaterBorne Education Center
 George Willcox, Consultant

2009-08-01 Minutes: Motion was made by Myzell, seconded by Sterling and unanimously passed to approve the minutes of July 21st, 2009. Passed

2009-08-02 Financial Reports: Motion was made by Sterling, seconded by Myzell and unanimously passed to approve the financial reports. Passed

2009-08-03 Ike status: Charles Eastland stated the cost to FEMA for debris removal on behalf of the Navigation District was less than \$10.00 per yard, where other costs in the county was over \$20.00 per yard. Discussion was brought up concerning the debris that is in the Lake. Debris removal is eligible through FEMA, and the GLO is willing to enter into an interlocal agreement with the District to have this debris removed, at no cost to the

District. There are well heads the contractor will need to be made aware of. The employees of the District will begin putting the gate structures in. Wayne will have two crews going. We received the bids on rip rap placement for the west levee.

2009-08-04 Resolution – Loren D. Stark Company: Motion was made by Myzell, seconded by Herrington and unanimously passed to execute the resolution to amend and restate such resolution pursuant to the provisions of the Texas Business Corporation Act. Passed

2009-08-05 Economic Development: General Manager Stengler reported the initial \$5000 has been sent to the Archer Group.

2009-08-06 Waterfowl water: Discussion was brought up concerning the availability of water for waterfowl. Unless we get an abundance of rainfall, we are still holding the maximum amount of salt in the lake that the City of Anahuac and Trinity Bay Conservation District feels they can treat. We still have time before duck season begins. Motion was made by Myzell, seconded by Sterling and unanimously passed to increase the fee for waterfowl to \$40.00 per acre, which will be water twice. Passed

2009-08-07 Dredging projects: Pudge Willcox reported he has been meeting with representatives of the Corps of Engineers and they are working on the feasibility of having Cedar Bayou and Anahuac dredged under the same contract. They plan to have the bid award date in March 2010. Placement area # 6 will have to be raised three feet. The Port of Houston has placement area 16 off the Houston Ship Channel that we can use. The four open bay areas are being eliminated because of oysters. There is now a dredge material management plan that has to be done for the next 20 years. In the plan would be raising placement area # 6, using area #16 and utilize the 52 acres we received from the Jennings. There is also the \$1.996 million we received with the help from Congressman Poe that will be at our disposal. Motion was made by Sterling, seconded by Myzell and unanimously passed to send a letter to Congressman Poe thanking him for his help in receiving this money. Passed

2009-08-08 Public Comments: Pudge Willcox stated with regard to the water for Trinity Bay Conservation District and the City of Anahuac, there is nowhere in our contract where we have to send them a certain quality of water. Mr. Willcox stated the water in the lake today meets state health requirements for municipal water and before we lose this \$40,000 in duck water, we need to crank the canal up and pump this water. The State Health Department is not going to say anything to anyone. Canal Superintendent Wayne Morris mentioned the City of Anahuac and Trinity Bay Conservation District has stated they do not want water that has salinity over 300 parts per million. According to Mr. Willcox the maximum is 350 parts per million.

There being no further business, or public comment, motion was made by Sterling, seconded by Myzell and unanimously passed to adjourn.
Passed

Accept this the 15th day of September, 2009.

Terry Haltom, Chair

Attest:

James B. Sterling III, Secretary