

1 **MINUTES OF THE SPECIAL CALL MEETING OF THE**
2 **SABINE RIVER AUTHORITY**
3 **STATE OF LOUISIANA**
4 **BOARD OF COMMISSIONERS**
5 **PENDLETON BRIDGE OFFICE**
6 **15091 TEXAS HIGHWAY**
7 **MANY, LA**
8 **10:00AM TUESDAY, JUNE 2ND, 2009**
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11 **MEMBERS PRESENT:** **Mr. Larry Kelly, Chairman**
12 **Mr. Ned Goodeaux, Secretary**
13 **Mr. Norman Arbuckle**
14 **Mr. C.A. Burgess**
15 **Mr. Robert Conyer**
16 **Mr. Daniel Cupit**
17 **Mr. Carlton Gibson**
18 **Mrs. Estella Scott**
19 **Mr. Kermie Valentine**
20 **Mr. Stanley Vidrine**
21 **Mr. Bobby Williams**

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23 **MEMBERS ABSENT:** **Mr. Therman Nash**
24 **Mr. Stephen Racca**

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26 **OTHERS PRESENT:** **Jim Pratt, Executive Director-SRA, Many, LA**
27 **Becky Anderson, Adm Asst 5-SRA, Many, LA**
28 **Mike Carr, Fac Maint Mgr 3-SRA, Many, LA**
29 **Carl Chance, IT Mgnt Consult-SRA, Many, LA**
30 **Kellie Ferguson, Adm Prog Dir3-SRA, Many, LA**

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32 **There were four visitors.**
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34 Mr. Kelly called the meeting to order. Mr. Pratt offered the Prayer and Mr. Kelly
35 led the Pledge of Allegiance. The roll was called and it was noted that Mr. Nash and Mr.
36 Racca were absent. A quorum was established.

37 Mr. Kelly asked for a motion to adopt the agenda. **Mr. Cupit moved, seconded**
38 **by Mr. Williams to adopt the agenda as circulated. Motion carried unanimously.**

39 PUBLIC COMMENTS: None.

40 OLD BUSINESS: Item #1-Industrial Water Sales Contract-SRD: Mr. Pratt stated
41 that in order to review and discuss the contract, it would be better to review the document
42 page by page. He asked if there were any questions concerning Article I-Definitions.
43 Mr. Goodeaux asked about Section #6, should tornados be added to the list. Mr. Pratt
44 stated that “force majeure” means “acts of God” so that seems to cover all areas. He
45 continued that in Section #9 Point of Delivery has two blanks one for the latitude and the
46 other for the longitude where the water is to be made available to the customer and has to
47 be customer specific. He asked if there were any questions about Article #2. Discussion
48 arose concerning the specific pump pressure. Mr. Carr explained this only applied to the

1 customers who receive water via the pipeline. Mr. Pratt asked if there were any questions
2 about Article #3-Term. Discussion explained that the contract would be retroactive back
3 to January 1, 2009 which would be approximately \$777,243.71 in revenue. Continuing
4 onto Article #4-Payment. Question arose about disputed billing and Mrs. Ferguson stated
5 that in the past, staff was able to work things out. Article #5-Rates Mr. Carr explained
6 that there was a formula used to calculate the rate per 1,000 gallons of water. Article #6-
7 Assignment, Sale and Transfer referring that the agreement could not be assigned, sold or
8 transferred without the written consent of the Authority. Article #7-Quality of Water.
9 Article #8-Customer's Obligations which deals with evidence of meter calibration which
10 should be supplied to SRA upon demand. Article #9-Authority's Obligations which set
11 up the WS Fund where SRA will put 50% of the net revenue into an account for
12 maintenance and improvements to the canal system. Article #10-Limitation of Liability.
13 Article #11-Miscellaneous, Section #7-regulation of water sales. Mr. Pratt stated that
14 Staff had worked diligently for the past six months along with legal counsel to get all
15 parties to agree to the terms of the contract. (See attached copy) After some discussion,
16 **Mr. Williams moved, seconded by Mr. Burgess to approve the Industrial Water**
17 **Sales contract for the Diversion Canal Customers and to authorize the Executive**
18 **Director to execute these contracts on behalf of the Board. Roll Call Vote: YEAS:**
19 **Arbuckle, Burgess Conyer, Cupit, Gibson, Goodeaux, Scott, Valentine, Vidrine,**
20 **Williams and Kelly. NAYS: None. Motion carried unanimously.**

21 With no further business to discuss, Mr. Kelly asked for a motion to
22 adjourn. **Mr. Goodeaux moved, seconded by Mr. Arbuckle to adjourn. Motion**
23 **carried. Meeting adjourned at 10:50 am.**

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LARRY KELLY, CHAIRMAN

STEPHEN RACCA, VICE-CHAIRMAN

NED GOODEAUX, SECRETARY