

Minutes of the meeting of the **North Lafourche Conservation, Levee & Drainage District Finance and Priority Committee Meeting**

Date: **Tuesday, August 21, 2018**

A meeting of the Finance & Priority Committee of the North Lafourche Conservation, Levee and Drainage District was called to order by Chairman Kenney Matherne at 5:02 PM on Tuesday, August 21, 2018. The meeting was held at the District's office at 3862 Highway 1 in Raceland. The Chairman called roll. Members present were: Matherne, Louis Andolsek, Adley Peltier, and Joni Tuck. Ad hoc non-voting member Cory Kief was absent. Also present were: NLLD Executive Director Dwayne Bourgeois; NLLD Project Manager Arthur Ostheimer; NLLD Administrative Assistant Madonna Viguerie, NLLD Field Coordinator Glenn Bourgeois; Commissioners Rodney Foret, Darcy Kiffe, Elmo Pitre, and Robert Pitre; Attorney Pat Amedee; and members of the public.

Review of the Accounts Payable Report: The Director asked the committee to consider the Payables Report as provided and advised that they were each provided with a copy of the District's Visa bill. He noted that the total of the payables of \$1.4M is close again to last month's record high. He pointed out the following items: Adrian J. Chauvin Building Contractor for work at this facility, Donald Borne and Leon Borne Jr. for the value of timber that was destroyed on the Zeller-Larousse project, Dwayne's Glass & Mirror Works, Inc. for the final payment on the windows, but holding the check until a few items are completed, LA Machinery for non-fault repairs, and Louisiana Lift and Equipment for the purchase of a forklift through State Contract.

He highlighted the following construction items as having engineer recommendations for payment: LA Contracting Enterprise, LLC, Low Land Construction, Onshore Materials, LLC, Sealevel Construction, Inc., Shavers-Whittle Construction, LLC, and Womack and Sons Construction Group, Inc. The Director stated that all of the bills are in order and he recommended that all of the bills from the Payables Report be paid.

Motion was made by A. Peltier, seconded by J. Tuck, for approval and recommendation of the Payables Report to the Board as presented by the Director. On call for discussion, Commissioner Andolsek asked if there were any liens filed on any of the NLLD projects. The Director explained that this was going to be reported in the Regular Board meeting that follows this committee meeting, but instead presented the information in this committee meeting. The Director stated that some liens were filed regarding the Claudet Return and A2 Project. He explained that there is strict protocol to follow and the bond holder is ultimately liable for the liens. He added that until the District receives a Clear Lien Certificate, the retainage is held but the liens do not apply to these payments. Attorney Pat Amedee stated that the liens the District is aware of applies to the project with Womack. He added that two liens were filed and there may be a third lien to be filed. He explained that under the law, it is not the District's business yet because there is a bond on the project, but if there wasn't a bond in place, the District would hold the monies. Attorney Amedee added that once accepting the project as substantially complete and that is filed with the Clerk of Court, the 45 day period starts and other material vendors can come forward and file their liens. At the end of the 45 day period, the District can file suit against the bonding company, the contractor, and all of the

claimants. Attorney Amedee stated that the District is postured where it is supposed to be since being made aware of the liens a couple of months back. There have been conversations with Womack and their bonding company and the bonding company has all confidence that Womack will finish the job and everybody is going to get paid. From the District's perspective, legally everything has been done to see the project through to completion and the engineer has continued making recommendations as the project proceeded. With no further discussion or public comment, the motion passed unanimously.

The Chairman called for public comment; there being none, motion for adjournment was made by J. Tuck, seconded by L. Andolsek and the meeting was adjourned at 5:09 PM.

/s/ Cory Kief, President

/s/ Dwayne Bourgeois, Director