

---

**MINUTES OF REGULAR MEETING OF THE  
LONG BEACH WATER MANAGEMENT DISTRICT  
APRIL 29, 2024**

---

The regular meeting of the Long Beach Water Management District was convened on Monday, April 29, 2024, at the Law Offices of Dukes, Keating, Hatten, McRaney, Blum, P.A.

On roll call, the following Commissioners were found to be present:

David W. Marshall  
Brett Mallette  
Mary Ladner

Also present were Sarah McLellan and Ben Benvenuti with Covington Civil and Environmental and general counsel, Je'Nell Blum with the law firm of Dukes, Keating, Hatten, McRaney, Blum, P.A. See copy of the public sign-in sheet attached hereto as **Exhibit "1"**.

A quorum of Commissioners was found to be present.

The Notice of Meeting was entered, which was posted prior to the meeting. A copy of this notice is attached hereto as **Exhibit "2"**.

Upon Motion duly made by Commissioner Ladner, seconded by Commissioner Marshall and unanimously carried, the Agenda for the April 29, 2024 meeting was adopted. A copy of the April 29, 2024 Agenda is attached hereto as **Exhibit "3"**.

A discussion was held regarding old business as it relates to the chemical spray project for Canal 2/3. The Commissioners decided that the discussion for awarding the Chemical Spray Project would be tabled until the engineers have conducted a site review to determine the need for spraying the Canal.

Upon Motion duly made by Commissioner Marshall, seconded by Commissioner Ladner, and unanimously carried, the Minutes of the Regular Meeting of March 21, 2024 were approved. A copy of the Minutes for March 21, 2024 is attached hereto as **Exhibit "4"**.

Upon Motion duly made by Commissioner Marshall, seconded by Commissioner Ladner, and unanimously carried, the Docket of Claims for April 29, 2024, was approved. A copy of the Docket of Claims is attached hereto as **Exhibit "5"**.

Upon Motion duly made by Commissioner Ladner, seconded by Commissioner Marshall, and unanimously carried, the Resolution for Attorneys Fees for the period of March 20, 2024 through April 25, 2024 was approved, see Resolution attached hereto as **Exhibit "6"**.

A discussion was held regarding the Canal No. 1 Improvement Project. Upon Motion duly made by Commissioner Marshall, seconded by Commissioner Ladner, and unanimously carried, the Resolution Approving Request for Advance or Reimbursement and Authorizing and Directing Chairman to Execute on Behalf of the Long Beach Water Management District for the Canal No. 1 Improvement Project. See Resolution attached hereto as **Exhibit "7"**; and

A discussion was held regarding Canal No. 1 Improvement Project. Sarah McLellan with Covington provided an update stating that once approved, Pay Application No. 5, SF 270 Form, and Engineer's invoice will be submitted to NRCS for reimbursement. Sarah further stated that Change Order No. 1 to add low water crossings, 3 riprap areas, and address unforeseen subbase conditions at Kux Road as well as extend the contract time by 75 days was approved by the NRCS. Sarah further stated that Change Order No. 1 would increase the contract amount by the amount of Eight Hundred Seventy-One Thousand, Six Hundred Seventy-Five and 00/100 Dollars (\$871,675.00). Sarah further discussed that there is currently a Mississippi Power pole conflict within the project area at station 49+00 which will need to be relocated. They are waiting to find out what the relocation costs will be from Mississippi Power. See Project Status Report attached hereto as **Exhibit "8"**.

Upon Motion duly made by Commissioner Ladner, seconded by Commissioner Marshall, and unanimously carried, the Resolution Approving Change Order No. 1 with JLB Contractors, LLC for the Canal No. 1 Improvement Project was approved. See Resolution attached hereto as **Exhibit "9"**; and


Further discussion was held regarding the Canal No. 1 Project, more specifically, the fate of Kux Road upon the completion of the Canal Improvement Project. The Commissioners requested that Sarah and Ben reach out to the City of Long Beach, Road Department, to obtain information pertaining to the City taking over maintenance and control of the new section of Kux Road. No further action was taken.


A discussion was held regarding the status of the Maintenance Plan for Canal No. 1 and Canal 2/3 as required by the USACE. Sarah with Covington stated that the USACE has provided an updated OMRRR Manual and the USACE has requested that the LBWMD review the Manual and provide any comments. See Report attached hereto as **Exhibit "8"**.

The next meeting of the Long Beach Water Management District was scheduled to be held on Thursday, May 16, 2024.

There being no further business to come before the meeting, and upon Motion duly made by Commissioner Ladner, seconded by Commissioner Marshall, and unanimously carried, the meeting of the LBWMD was adjourned.

  
Brett Mallette

  
David W. Marshall

  
Mary Ladner

J:\WP51\User9\817.0000 LBWMD\817.103\Minutes\2024\April 29, 2024.wpd