

**CYPRESS BLACK BAYOU RECREATION & WATER CONSERVATION DISTRICT
BOARD OF COMMISSIONERS**

Regular Meeting Minutes

December 14, 2022

A Meeting of the Board of Commissioners of Cypress Black Bayou Recreation and Water Conservation District, Bossier Parish, Louisiana was held on the 14th day of December, 2022, at 4:00 pm., in the Nature Center building, located at 135 Cypress Park Drive, Benton, Louisiana. The meeting was called to order by the President, Mr. Gary Wyche. The pledge of allegiance was led by Mr. Bigby. Chelle Carroll called the roll, with all members present as follows:

Walter Bigby
Jerry Fowler
Kelly Long

Gary Wyche
Robert Berry

Others present include Chelle Carroll, Office Administrator for the District; Alex Vozzella, Legal Counsel for the District.

Please see sign-in sheet for members of the public who were also present.

Motion was made by Mr. Bigby, seconded by Mr. Fowler to approve the minutes from the October 11, 2022 Regular Meeting.

Public comment was requested with none received.

Votes were cast, and the motion carried unanimously.

Executive Director's Report:

Mr. Berry stated that the fracking job with Hydroline started on Dec. 3 and went until Dec. 9. They pulled 240,000 barrels and the lake was actually up ¼ inch from when they started.

Mr. Berry stated that we will need to look at what we are charging for water.

Mr. Wyche asked for an update on the electrical in the RV area.

Mr. Berry stated that there are 4 more transformers to be set and then we will tie our lines in.

Non-Action Item:

Mr. Wyche announced the discussion of the 2022 and 2023 landowner fees.

Ms. Carroll gave an update on the 2022 fees that were sent to ODR.

Ms. Vozzella stated that we can send the 60 day notice from ODR for the 2023 delinquent fees on Jan. 1, 2023.

Public Hearing:

Mr. Wyche announced consideration to enter into a public hearing to amend the 2022 budget.

Mr. Berry excused himself and left the building.

Motion was made by Mr. Fowler, seconded by Mr. Bigby to enter into a public hearing to consider amending the 2022 budget.

Public comment was requested with none received.

Votes were cast, and the motion carried with Mr. Berry being absent.

Motion was made by Mr. Bigby, seconded by Ms. Long to enter back into the regular meeting.

Public comment was requested with none received.

Votes were cast, and the motion carried with Mr. Berry being absent.

Mr. Wyche announced entering into a public hearing to consider the 2023 proposed budget.

Motion was made by Ms. Long, seconded by Mr. Bigby to enter into a public hearing to consider the proposed 2023 budget.

Public comment was requested with none received.

Votes were cast, and the motion carried with Mr. Berry being absent.

Motion was made by Mr. Bigby, seconded by Ms. Long to enter back into the regular meeting.

Public comment was requested with none received.

Votes were cast, and the motion carried with Mr. Berry being absent.

Old Business: None

New Business:

Mr. Wyche announced the consideration and adoption of Resolution 2022-002 to amend the budget for the year 2022.

Mr. Morehart gave a summary of why it was amended.

Motion was made to approve Resolution 2022-002 that amends the budget for 2022 by Mr. Bigby and seconded by Mr. Fowler.

Public comment was requested with none received.

Votes were cast, and the motion carried as follows:

| | Yea | Nay | Absent |
|--------------|-----|-----|--------|
| Gary Wyche | X | | |
| Walt Bigby | X | | |
| Jerry Fowler | X | | |
| Kelly Long | X | | |
| Robert Berry | | | X |

Mr. Wyche announced the consideration and adoption of Resolution 2022-003 to approve the proposed budget for the year 2023.

Mr. Morehart stated that with inflation, the Board will have to look at increases in fees.

Motion was made to approve Resolution 2022-003 for the proposed budget for 2023 by Mr. Bigby and seconded by Ms. Long.

Public comment was requested with none received.

Votes were cast, and the motion carried as follows:

| | Yea | Nay | Absent |
|--------------|-----|-----|--------|
| Gary Wyche | X | | |
| Walt Bigby | X | | |
| Jerry Fowler | X | | |
| Kelly Long | X | | |
| Robert Berry | | | X |

After Mr. Berry came back into the building, Mr. Wyche announced the consideration to obtain a title opinion related to the District's mineral rights.

Mr. Wyche stated that Empressa was going to have a well drilled and they would be going under the lake so we need to discuss to see where the Board stands on this.

Mr. Bigby stated that his understanding was that the lake bed is ex appropriated and supposedly the landowner gets the minerals in perpetuity.

Mr. Berry stated that some the lake bed is ex appropriated, not all of it.

Ms. Vozzella stated that typically before a lease is granted, the oil and gas companies will have land people doing title research and they would contact the owner.

Motion was made by Mr. Bigby and seconded by Ms. Long to table this discussion on mineral rights.

Public comment was requested with none received.

Votes were cast, and the motion carried unanimously.

Mr. Wyche announced the consideration of implementing a fine/penalty schedule for certain types of violations of the District's rules and regulations.

Mr. Berry stated that there are currently two landowners who have done work without a permit and wanted to be consistent in the fine/penalty.

Mr. Fowler stated that a fine/penalty schedule is already listed in our policies and procedures.

Motion to remove this item from the agenda because we already have a fine/penalty schedule in place in our rules and regulations was made by Mr. Berry and seconded by Mr. Bigby.

Public comment was requested with none received.

Votes were cast, and the motion carried unanimously.

Executive Session:

Mr. Wyche announced entering into Executive Session to discuss matters protected by attorney client privilege.

Motion was made to go into Executive Session to discuss matters protected by attorney client privilege by Mr. Fowler and seconded by Mr. Bigby.

Public comment was requested with none received.

Votes were cast, and the motion carried unanimously.

Motion was made to enter back into the regular meeting by Mr. Bigby and seconded by Mr. Fowler.

Public comment was requested with none received.

Votes were cast, and the motion carried unanimously.

Adjournment

There being no further business to come before the Board, the meeting was adjourned by Mr. Bigby at approximately 5:30 pm.

GARY WYCHE, President
Cypress Black Bayou Recreation &
Water Conservation District

JERRY FOWLER, Secretary
Cypress Black Bayou Recreation &
Water Conservation District