

The Board of Commissioners for the Pontchartrain Levee District met at its office on Monday, July 23, 2012, pursuant to due notice given to each member in due time, form and manner as follows:

July 20, 2012

Dear Sir:

You are hereby notified that a public meeting and the next Regular Board Meeting of the Board of Commissioners for the Pontchartrain Levee District will be held at 5:30 p.m. on Monday, June 23, 2012 at the Lutcher Office, Lutcher, Louisiana.

Very truly yours,

Monica Salins,
Executive Director

President Steve Wilson called the meeting to order at 6:15 p.m. The following members were present: Messrs. Ricky, Bosco, L.C. Irvin, Marty Poche, Allen St. Pierre, Jerry Savoy, and Steve Wilson. Absent was Mike Delaune.

Pontchartrain Levee District employees in attendance were: Messrs. Monica Salins – Executive Director, Dean Smith – Police Captain, Dwight Poirrier – Legal Counsel, and Susan M. Sheets - Secretary to the Board. Also in attendance were: Clinton Rouyea - External Accountant and Joe Sevario – Executive Assistant to the Board. Special guest included: A.J. Domangue of G.C.R. & Associates, Henry Picard, III. of BKI, Les Waguespack of Shaw, Nathan Junius of Linfield, Hunter & Junius, Jake Lambert of G.S.A., Lauren Diamattia and Rhonda Braud of CPRA, Brian Harrison of ISC, Chris Williams of Moffatt &, Nichol, Jack Morgan of Evans-Graves Engineers, Butch Browning from the Fire Marshall's Office, Ashley Price of ERM and Larry Ardoin.

The Pledge of Allegiance was recited.

A motion to approve the minutes of the Regular Board Meeting of June 18, 2012 was offered by Mr. St. Pierre, seconded by Mr. Savoy and unanimously carried.

COMMITTEE REPORTS

Security/Safety Committee: Mr. Marty Poche reported on the security meeting held on July 17, 2012. There were no action items to report. President Wilson requested that Captain Smith update his PLD radio.

Equipment Committee: Mr. Marty Poche reported on the meeting held on July 17, 2012. There were no action items to report.

Finance Committee: Mr. Jerry Savoy reported on the Finance meeting held on July 19, 2012. Mr. St. Pierre moved, seconded by Mr. Poche to approve the regular monthly invoices in the amount of \$63,169.98 as recommended by committee. The motion carried unanimously. Mr. Bosco then moved, seconded by Mr. St. Pierre to approve the invoice from G.C.R. and Associates for the St. Charles Parish Hurricane Protection 100 year protection in the amount of \$14,792.18 for the period of

May 1, 2012 through May 31, 2012 and \$22,478.75 for the period of June 1, 2012 through June 30, 2012 as recommended by committee. This motion carried unanimously. Mr. Irvin moved, seconded by Mr. St. Poche to approve invoices from Methods, Inc. for the annual software license fee for direct deposit, progress, budgetary and payroll in the amount of \$6,150.00 and annual hardware fee in the amount of \$2,071.00 as recommended by committee. This motion carried unanimously.

Personnel Committee: Mr. Marty Poche reported on the Personnel Committee held on July 19, 2012. There were no action items to report.

LETTERS OF NO OBJECTION

The following requests were presented to the Board for action:

Entergy Services, Inc. (Little Gypsy) – request of June 28, 2012 through Three Fold Consultants, LLC, concerning permission to remove sludge from an existing pond, levee station 5154+00, at Montz, Louisiana, in St. Charles Parish. Mr. Bosco moved, seconded by Mr. Poche to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated July 16, 2012 and CPRA dated July 19, 2012 and reaffirmed by PLD. This motion carried unanimously.

Valero –St. Charles Refinery – request of June 11, 2012 through Keystone Engineering Inc., concerning permission to perform maintenance dredging in order to free two grounded barges, levee station 5395+00, in St. Charles Parish, Louisiana. Mr. Irvin moved, seconded by Mr. St. Pierre to remove this item from the agenda. This motion to remove said item carried unanimously.

Convent Marine Terminal – request of June 22, 2012 through Eustis Engineering Services, LLC, concerning permission to drill two (2) soil borings and to perform five (5) cone penetrometer tests at the facility, between levee stations 3458+00 and 3481+00, at Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. Irvin to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated July 10, 2012 and CPRA dated July 11, 2012 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of July 19, 2012 concerning permission to install one (1) power pole west of West 19th Street, levee station 4594+00, at Reserve, Louisiana, in St. John the Baptist Parish. Mr. St. Pierre moved, seconded by Mr. Bosco to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated July 19, 2012 and CPRA dated July 19, 2012 and reaffirmed by PLD. This motion carried unanimously.

Methanex – request of July 12, 2012 through Gulf South Engineering and Testing, Inc., concerning permission to drill four (4) soil borings on the protected side and to drill two (2) soil borings, levee station 2245+00, at Geismar, Louisiana, in Ascension Parish. Mr. Irvin moved, seconded by Mr. Bosco to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated July 16, 2012 and CPRA dated July 17, 2012 and reaffirmed by PLD. This motion carried unanimously.

Valero – St. Charles Refinery – request of June 14, 2012 through Pelican Energy Consultants, LLC, concerning permission to construct a pump pad as part of the Naphtha Circuit, levee station 5372+00,

at Good Hope, Louisiana, in St. Charles Parish. Mr. Bosco moved, seconded by Mr. St. Pierre to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated July 17, 2012 and CPRA dated June 27, 2012 and reaffirmed by PLD. This motion carried unanimously.

Marathon Petroleum Company, LP – request of June 12, 2012 concerning permission to drill two (2) soil borings, levee station 4540+00, at Garyville, Louisiana, in St. John the Baptist Parish. Mr. St. Pierre moved, seconded by Mr. Poche to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 29, 2012 and CPRA dated June 13, 2012 and reaffirmed by PLD. This motion carried unanimously.

Shell Chemical, LP – request of July 3, 2012 through Eustis Engineering Services, LLC, concerning permission to drill one (1) soil boring on the crown, one (1) soil boring on the batture and to drill three (3) soil borings in the river, levee station 2365+00, at Geismar, Louisiana, in Ascension Parish. Mr. Irvin moved, seconded by Mr. Bosco to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated July 10, 2012 and CPRA dated July 11, 2012 and reaffirmed by PLD. This motion carried unanimously.

IMTT – Geismar – request of June 27, 2012 concerning permission to install a guy anchor for an existing pole, levee station 2347+00, at Geismar, Louisiana, in Ascension Parish. Mr. Irvin moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated July 5, 2012 and CPRA dated July 11, 2012 and reaffirmed by PLD. This motion carried unanimously.

Enterprise Products Operating LP – request of June 15, 2012 through Morris P. Hebert, Inc., concerning permission to excavate to perform pipeline maintenance work on the floodside toe, and to excavate approximately 25 feet from the protected side levee toe, levee station 2426+00, in Ascension Parish, Louisiana. Mr. Savoy moved, seconded by Mr. Irvin to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated July 11, 2012 and CPRA dated June 20, 2012 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of July 3, 2012 concerning permission to replace one (1) power pole at 10016 River Road, levee station 5907+00, at St. Rose, Louisiana, in St. Charles Parish. Mr. Bosco moved, seconded by Mr. St. Pierre to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated July 10, 2012 and CPRA dated July 11, 2012 and reaffirmed by PLD. This motion carried unanimously.

Louisiana Sugar Refining – request of May 30, 2012 concerning permission to perform an excavation, levee station 4223+00 at Gramercy, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 22, 2012 and CPRA dated June 8, 2012 and reaffirmed by PLD. This motion carried unanimously.

AT & T – request of June 22, 2012 through Byers Engineering, concerning permission to trench 379 feet of 300 pair copper cable at Helvetia Road, levee station 3330+00, at Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. Irvin to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE

dated June 29, 2012 and CPRA dated June 28, 2012 and reaffirmed by PLD. This motion carried unanimously.

AT & T – request of May 22, 2012 concerning permission to bury a fiber and copper cable at the Gillis Long Military Camp entrance, levee station 1893+00, at St. Gabriel, Louisiana, in Iberville Parish. Mr. Savoy moved, seconded by Mr. Irvin to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 29, 2012 and CPRA dated May 24, 2012 and reaffirmed by PLD. This motion carried unanimously.

Nucor Steel – request of June 12, 2012 concerning permission to modify existing letter of no objection #12031931, requesting approval for revision to their original plans which includes drilling one (1) cone penetration test on the levee crown, one (1) cone penetration test on the floodside and one (1) cone penetration test on the protected side, levee station 3351+80, in St. James Parish, Louisiana. Mr. Poche moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 20, 2012 and CPRA dated June 28, 2012 and reaffirmed by PLD. This motion carried unanimously.

Marathon Petroleum Company LP – request of March 2, 2012 and revised May 25, 2012 concerning permission to install a wick drain, swales, containment dikes and an access road, levee station 4502+00, at Garyville, Louisiana, in St. John the Baptist Parish. Mr. St. Pierre moved, seconded by Mr. Bosco to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 22, 2012 and CPRA dated March 6, 2012 and reaffirmed by PLD. This motion carried unanimously.

Entergy Gulf States Louisiana, LLC – request of May 21, 2012 through Woodson Inc., concerning permission to install one (1) new power pole near River Road, levee station 2244+50, near Geismar, Louisiana, in Ascension Parish. Mr. Savoy moved, seconded by Mr. Irvin to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 14, 2012 and CPRA dated May 23, 2012 and reaffirmed by PLD. This motion carried unanimously.

St. Charles Parish – request of May 21 2012 through Campo Designs Architects, concerning permission to excavate for and construct a foundation and install a concrete/steel/brick entrance sign at the intersection of South Destrehan Avenue and Highway 48(River Road), levee station 5545+50, in St. Charles Parish, Louisiana. Mr. Bosco moved, seconded by Mr. St. Pierre to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 20, 2012 and CPRA dated June 1, 2012 and reaffirmed by PLD. This motion carried unanimously.

Honeywell (Apollo Project) – request of June 14, 2012 through Eustis Engineering Services, LLC, concerning permission to drill three (3) soil borings, levee station 2151+00, 2155+00 and 2164+00, at Geismar, Louisiana, in Ascension Parish. Mr. Savoy moved, seconded by Mr. Irvin to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 20, 2012 and CPRA dated June 21, 2012 and reaffirmed by PLD. This motion carried unanimously.

Manresa House of Retreats – request of June 11, 2012 through Holly and Smith Architects, APAC, concerning permission to construct a new reconciliation building on the campus of Manresa, levee station 3708+00, at Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 12, 2012 and CPRA dated June 21, 2012 and reaffirmed by PLD. This motion carried unanimously.

Marathon Petroleum Company, LP – request of June 13, 2012 concerning permission to install piping, piping supports and electrical duct banks in support of the Tank 500-15 construction, between levee stations 4509+00 and 4526+00, at Garyville, Louisiana, in St. John the Baptist Parish. Mr. St. Pierre moved, seconded by Mr. Poche to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 18, 2012 and CPRA dated June 20, 2012 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana LLC – request of June 12, 2012 concerning permission to install one (1) new guy and anchor, levee station 3330+00, in St. James Parish, Louisiana. Mr. Poche moved, seconded by Mr. Bosco to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 12, 2012 and CPRA dated June 13, 2012 and reaffirmed by PLD. This motion carried unanimously.

City of Baton Rouge/East Baton Rouge Parish – request of June 20, 2011, revised September 23, 2011 and May 5, 2012 through CH2M Hill, Inc., concerning permission to install the South Wastewater Treatment Plant-Phase II Control and Wastewater Facilities Program, Sewer Effluent Line, levee station 621+00, at Gardere, Louisiana, in East Baton Rouge Parish. Mr. Irvin moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated June 26, 2012 and CPRA dated July 27, 2011 and June 28, 2012 and reaffirmed by PLD. This motion carried unanimously.

RIGHTS OF ENTRY

Department of the Army, Corps of Engineers, New Orleans District – request of June 12, 2012 from Linda C. LaBure, New Orleans District Real Estate Chief, Real Estate Region South Division, to Garrett Graves, Chairman, Coastal Protection and Restoration Authority of Louisiana and Steve C. Wilson, President of the Pontchartrain Levee District for a right-of entry for a period of two (2) years or until completion of the installation of the High Performance Turf Reinforcing Mat (HPTRM) on LPV-05.2B, Levee Reach 2B, St. Charles Parish, Louisiana, as per drawings entitled “Lake Pontchartrain and Vicinity, Hurricane and Storm Damage Risk Reduction System (HSDRRS), Levee Armoring-Reach 2B, From B/L Station 148+35.60 to B/L Station 198+35.60, St. Charles Parish, Louisiana, Right of Way,” Sheet Identification Numbers R-01 through R-05, File Number X-8-X, dated May 23, 2012. Mr. Poche moved, seconded by Mr. Bosco to grant said request as presented. This motion carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – request of July 3, 2012 from Linda C. LaBure, New Orleans District Real Estate Chief, Real Estate Region South Division, to Steve C. Wilson, President of the Pontchartrain Levee District for right-of-entry for a period of one (1) year or until completion of the surveys, soil borings, environmental and cultural resource investigations and HTRW assessments in connection with the Mississippi River Levees, Manchac

Levee Enlargement and Slope Pavement Project, Item M-216.2 to M-214-L, Levee Stations 638+00 to 794+00, East Baton Rouge and Iberville Parishes, Louisiana as per drawing entitled "Bear Industries Property, Right of Entry Request for Access Route and Site Investigation," dated July 2, 2012. Mr. Irvin moved, seconded by Mr. Savoy to grant said request as presented. This motion carried unanimously.

Department of Agriculture, Natural Resources Conservation Service (NRCS) – request of March 22, 2012 to conduct survey work, cultural resources work, geotechnical investigations and/or biological surveys at sites that are located on your property within the PO-75 LaBranche East Marsh Creation Habitat Enhancement and associated work area boundaries. These sites are located in the portion of your property in St. Charles Parish, Louisiana, including all sites located within your property delineated on the attached property ownership map. Mr. Savoy moved, seconded by Mr. Bosco to grant said request as presented. This motion carried unanimously.

PRESIDENT'S REMARKS

President Wilson advised members that the Mississippi River Commission Low Water Inspection was scheduled for July 24, 2012 at 9:00 a.m. in Houma, Louisiana. Members were asked to inform the Board Secretary as to their attendance so travel arrangements could be made.

OLD BUSINESS

None.

NEW BUSINESS

The resolution was moved by Mr. Savoy, seconded by Mr. Irvin.

BE IT RESOLVED, by the Pontchartrain Levee District of the Parishes of St. Charles, St. John the Baptist, St. James, Ascension, Iberville, and East Baton Rouge, Louisiana, in a public meeting held on 23rd, July, 2012, which requirements of Article VII, Section 23(C) of the Louisiana Constitution and R.S. 47:1705(B), that the following **adjusted** millage rates be and they are hereby levied upon the dollar of the assessed valuation of all property subject to ad valorem taxation within said Parish for the year 2012, for the purpose of raising revenue:

MILLAGE

General Fund Millage

3.47 mills

BE IT FURTHER RESOLVED that the Assessor of the Parishes of St. Charles, St. John the Baptist, St. James, Ascension, Iberville and East Baton Rouge, shall extend upon the assessment roll for the year 2012 the taxes herein levied, and the tax collector of said Parish shall collect and remit the same to said taxing authority in accordance with law.

The foregoing resolution was read in full, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: 6 NAYS: 0 ABSTAINED: 0 ABSENT: 1

The resolution was moved by Mr. Bosco, seconded by Mr. St. Pierre.

BE IT RESOLVED, by the Pontchartrain Levee District of the Parishes of St. Charles, St. John the Baptist, St. James, Ascension, Iberville, and East Baton Rouge, Louisiana, in a public meeting held on 23rd, July, 2012, which meeting was conducted in accordance with the Open Meetings Law and the additional requirements of Article VII, Section 23(C) of the Louisiana Constitution and R.S. 47:1705(B), that the taxing district voted to increase the millage rate(s), but not in excess of the prior year's maximum rate(s), on all taxable property shown on the official assessment roll for the year 2012, and when collected, the revenues from said taxes shall be used only for the specific purposes for which said taxes have been levied. Said millage rate(s) are:

	<u>Adjusted Rate</u>	<u>2012 Levy</u>
<u>General Fund Millage</u>	<u>3.47 mills</u>	<u>3.52 mills</u>

BE IT FURTHER RESOLVED that the Assessor of the Parishes of St. Charles, St. John the Baptist, St. James, Ascension, Iberville and East Baton Rouge, shall extend upon the assessment roll for the year 2012 the taxes herein levied, and the tax collector of said Parish shall collect and remit the same to said taxing authority in accordance with law.

The foregoing resolution was read in full, the roll was called on the adoption thereof, and the resolution was adopted by no less than two-thirds of the total membership of the taxing authority voting in favor as required by Article VII, Section 23(C) of the Louisiana Constitution and R.S. 47:1705(B). The votes were:

YEAS: 6 NAYS: 0 ABSTAINED: 0 ABSENT: 1

Mr. Savoy moved, seconded by Mr. St. Pierre to enter into the Temporary Easement, Servitude and Right of Way Agreement for the LaBranche East Marsh Creation Pilot Project PO-75 in St. Charles Parish between PLD and the Office of Coastal Protection and Restoration and allow President Steve Wilson to sign and execute same. This motion carried unanimously.

PUBLIC COMMENTS

President Wilson announced that the grand opening of Pinnacle would be announced soon and further advised that opening was expected by Labor Day.

ADJOURNMENT

At this time, Mr. St. Pierre moved, seconded by Mr. Bosco to adjourn. The motion carried unanimously and President Wilson declared the meeting adjourned at 7:14 p.m.

Susan M. Sheets, Secretary

**Steve C. Wilson, President
Pontchartrain Levee District**