

The Board of Commissioners for the Pontchartrain Levee District met at its office on Monday, June 20, 2011, pursuant to due notice given to each member in due time, form and manner as follows:

June 17, 2011

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 6:00 p.m. on Monday, June 20, 2011 at the Lutcher Office, Lutcher, Louisiana.

Very truly yours,

Monica Salins,
Executive Director

President Steve Wilson called the meeting to order at 6:02 p.m. The following members were present: Messrs. Marty Poche, Jerry Savoy, L.C. Irvin, Allen St. Pierre, Steve Wilson and Ricky Bosco. Absent was Mike Delaune.

Pontchartrain Levee District employee in attendance was: Monica Salins – Executive Director, Susan M. Sheets - Secretary to the Board. Also in attendance were: Joe Sevario – Executive Assistant to the Board and Dwight Poirrier – PLD Legal Counsel. Special guests included: A.J. Domangue of G.C.R. & Associates, Les Waguespack of Shaw, Nathan Junius of Linfield, Hunter & Junius, Henry Picard, III. of Burk Kleinpeter, Eric Poche of SJB Group, Jack Morgan of Evans-Graves and Associates, Josh Graham of Compliance Enviro Systems, Paul Tschirky and Jonathan Hird and Chris Williams of Moffatt & Nichol, Lance LaPlace of LaPlace Consulting, Jake Lambert of GSA, Rhonda Braud and Billy Wall of OCPR, Gregg Fell of NRP and Tommy Martin and Frank Stuart of Stuart Consulting Group.

The Pledge of Allegiance was led by Mr. Irvin. Mr. St. Pierre made a motion to approve the minutes of the Regular Board Meeting of May 16, 2011. This motion was seconded by Mr. Bosco and carried unanimously.

COMMITTEE REPORTS

Security/Safety Committee: Mr. Marty Poche reported on the security meeting held on June 14, 2011. There were no action items to report.

Equipment Committee: Mr. Marty Poche reported on the equipment meeting held on June 14, 2011. There were no action items to report.

Finance Committee: Mr. Jerry Savoy reported on the Finance meeting held on June 16, 2011. Mr. Poche moved, seconded by Mr. St. Pierre to approve the Cooperative Endeavor Agreement between PLD and East Ascension Consolidated Gravity Drainage District specific to the cost share of the non-federal portions and authorize President Wilson to sign said contract as recommended by committee. This motion carried unanimously. Mr. Bosco then moved, seconded by Mr. Poche to approve the Professional Services contract between PLD and Stuart Consulting Group, Inc. for the

2011 Mississippi River Flood Fight at Farr Park (a/k/a Duncan Point), contract not to exceed \$75,000.00 and to authorize President Wilson to sign said contract as recommended by committee. This motion carried unanimously. Mr. Irvin moved, seconded by Mr. St. Pierre to adopt the PLD extension of the Declaration for Public State Emergency due to flood stages, or an additional 30 days, extension from May 28, 2011 through June 27, 2011 as recommended by committee. This motion carried unanimously. Mr. Bosco moved, seconded by Mr. Poche to approve to prepare and finalize the Professional Services contract with Stuart Consulting Group, Inc. for project management, monitoring debris removal and culvert assessment and to authorize President Wilson to sign said contracts as recommended by committee. The motion carried unanimously. Mr. St. Pierre moved to approve the regular monthly invoices in the amount of \$88,090.12 as recommended by committee. This motion was seconded by Mr. Irvin and carried unanimously. Mr. Poche then moved, seconded by Mr. Bosco to approve the invoice from G.C.R. and Associates for the St. Charles Parish Hurricane Protection 100 year protection in the amount of \$24,057.13 for the month of May 1, 2011 thru May 31, 2011 as recommended by committee. This motion carried unanimously. Mr. St. Pierre then moved, seconded by Mr. Irvin to approve the invoice from G.C.R. & Associates for the annual website development fee in the amount of \$60.00 as recommended by committee. The motion carried unanimously. Mr. Poche moved, seconded by Mr. Bosco to approve the invoice from GCR & Associates for Computer Technical Support for the month of April 1, 2011 through April 30, 2011 in the amount of \$931.72 as recommended by committee. The motion carried unanimously. Lastly, Mr. Irvin moved, seconded by Mr. Poche to approve the invoice from Mississippi Valley Flood Control Association in the amount of \$3,860.00 for the Fiscal Year 2012 Association Dues as recommended by committee. This motion carried unanimously.

Personnel Committee: Mr. Marty Poche reported on the Personnel meeting which was held on June 16, 2011. There were no action items.

STAFF REPORTS

Reports were given for each of the following projects by the respective engineer and/or representative:

- a) Amite River & Tributaries Bayou Manchac & Ecosystem
- b) West Shore-Lake Pontchartrain Hurricane Protection Project
- c) St. Charles Urban/Cross Bayou Pump Station
- d) Laurel Ridge Levee/Bayou Conway –Panama Canal
- e) Mississippi River Levee Multi-Use Trail
- f) St. Charles Hurricane Protection Levee
- g) LaBranche Shoreline Protection Project

At 6:49 p.m., Mr. Irvin left the meeting not feeling well.

LETTERS OF NO OBJECTION

It was noted for the record that President Wilson would be voting on all matters.

St. John the Baptist Parish – request of June 6, 2011 to sponsor the annual “Salute to our Veterans” and place a flagpole on the levee as part of their tribute, in Reserve, LA on Sunday, July 3, 2011 at 9:00 p.m. Mr. St. Pierre moved, seconded by Mr. Poche to grant a “Letter of No Objection” to this request. This motion carried unanimously.

Louisiana Department of Transportation Development – request of March 29, 2011 concerning permission to widen the roadway and perform subsurface drainage on LA 50 between LA 48 and the ICG Railroad Crossing, levee station 5821+29, in St. Charles Parish (all excavation work within 500 feet while the stage of the river is below elevation +13.0 and all excavation work beyond 500 feet while the stage of the river is below +15.0 feet on the Carrollton gage). Mr. Bosco 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 May 10, 2011 and OCPR dated April 21, 2011 and reaffirmed by PLD. This motion carried unanimously.

Port of South Louisiana – request of August 27, 2010 concerning permission to construct the Maritime Security Operations Center, levee station 4627+00, at Reserve, Louisiana, in St. John the Baptist Parish (all excavation work and piles are driven when the river is below elevation +15.0 feet). 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 April 8, 2011 and OCPR dated April 27, 2011 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of April 4, 2011 concerning permission to replace four (4) power poles as part of the Iron Man Substation fiber attachment, between levee station 5100+00 and 5110+00, at Montz, Louisiana, in St. John the Baptist (all power pole work when the river is below +13.0 feet). 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 May 9, 2011 and OCPR dated April 18, 2011 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of March 28, 2011 concerning permission to install two (2) power poles at 110 Highway 628, levee station 5029+50, at LaPlace, Louisiana, in St. John the Baptist Parish (all power pole work when the river is below +15.0 feet). 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 April 21, 2011 and OCPR dated March 31, 2011 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of February 25, 2011 concerning permission to install one (1) power pole at 151 East 5th Street, levee station 4687+00, at Reserve, Louisiana, in St. John the Baptist Parish (all work when the river is below +15.0 feet). Mr. St. Pierre 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 April 22, 2011 and OCPR dated March 4, 2011 and reaffirmed by PLD. This motion carried unanimously.

Total Petrochemicals USA, Inc. – request of April 12, 2011 concerning permission to construct rail improvements, levee station 2075+00, at Carville, Louisiana, in Iberville Parish (all excavation work when the river is below +15.0 feet). Mr. Savoy 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 May 2, 2011 and OCPR dated April 21, 2011 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of February 25, 2011 concerning permission to replace four (4) power poles at 6618 Highway 44 (Ory Street), levee station 3569+00, at Convent, Louisiana, in St. James Parish (all power pole work when the river is below +14.0 feet). 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 April 22, 2011 and OCPR dated March 4, 2011 and reaffirmed by PLD. This motion carried unanimously.

AT&T – request of March 4, 2011 through Byers Engineering on behalf of Valero concerning permission to install one (1) utility pole anchor along the west side of Highway 48 (River Road), levee station 5391+33.4, at New Sarpy, Louisiana, in St. Charles Parish (all work when the river is below +14.0 feet). Mr. Bosco 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 April 22, 2011 and OCPR dated March 4, 2011 and reaffirmed by PLD. This motion carried unanimously.

Nucor Steel Corporation – request of May 5, 2011 through URS Corporation concerning permission to extend letter of no objection #09061538 for an additional three (3) years, Convent, Louisiana, in St. James Parish (all work when the river is below +14.0 feet). Mr. Poche 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 May 22, 2009 and LA DOTD dated January 27, 2009 and reaffirmed by PLD. This motion carried unanimously.

Nucor Steel Corporation – request of April 14, 2011 through URS Corporation concerning permission to install four (4) mooring dolphins, levee station 3316.00, near Convent, Louisiana in St. James Parish (all piles are driven when the river is below +15.0 feet). 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 May 25, 2011 and OCPR dated April 20, 2011 and reaffirmed by PLD. This motion carried unanimously.

Mosaic Phosphates Company – request of May 3, 2011 concerning permission to perform excavation and piping installation at the Uncle Sam Plant, levee station 3513+00, at Uncle Sam, Louisiana, in St. James Parish (all excavation work when the river is below +14.0 feet). 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 13, 2011 and OCPR dated June 16, 2011 and reaffirmed by PLD. This motion carried unanimously.

AEP River Operations – request of February 15, 2011 through Richard Wright & Associates, Inc. concerning permission to modify an existing barge fleeting operation, between levee station 3739+00 and 3794+00, at Convent, Louisiana, in St. James Parish (all work when the river is below +15.0 feet). Mr. Poche 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 May 12, 2011 and OCPR dated June 14, 2011 and reaffirmed by PLD. This motion carried unanimously.

Shell Chemical LP – request of February 18, 2011 concerning permission to remove Bent #23 structure, two (2) dolphins and the old deflection structure, levee station 2363+00, levee station 2363+00, in Ascension Parish, Louisiana (all work when the river is below +15.0 feet). Mr. Savoy 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 May 24, 2011 and OCPR dated June 14, 2011 and reaffirmed by PLD. This motion carried unanimously.

Louisiana Department of Transportation & Development – request of May 19, 2011 concerning permission to repair a culvert cross drain on LA 628, levee station 4995+00, at LaPlace, Louisiana, in St. John the Baptist Parish (all excavation work when the river is below +15.0 feet). 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 May 25, 2011 and OCPR dated May 19, 2011 and reaffirmed by PLD. This motion carried unanimously.

Nalco Company – request of May 23, 2011 concerning permission to expand an existing chemical plant infrastructure and production capabilities, levee station 4387+00, at Garyville, Louisiana, in St. John the Baptist Parish (all excavation work and piles driven when the river is below +15.0 feet). 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 May 16, 2011 and OCPR dated June 6, 2011 and reaffirmed by PLD. This motion carried unanimously.

Nalco Company – request of May 16, 2011 through C.A.S.E. concerning permission to permanently repair a leak on an existing 10-inch effluent pipe, levee station 4393+00, at Garyville, Louisiana, in St. John the Baptist Parish (all excavation work when the river is below +15.0 feet). 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 14, 2011 and OCPR dated June 1, 2011 and reaffirmed by PLD. This motion carried unanimously.

TPKB, LLC – request of May 26, 2011 through SJB Group, LLC concerning permission to extend letter of no objection #10051756 for an additional six months (6), in East Baton Rouge Parish (all work when the river is below 11.0 feet). 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 February 8, 2010 and OCPR dated April 29, 2010 and reaffirmed by PLD. This motion carried unanimously.

Valero Refining-New Orleans, LLC – request of March 4, 2011 requesting approval for revisions to their original letter of no objection #11022116 which includes replacing two existing utility poles, installing two (2) new utility poles and installing the utility ducts by jack and bore methods instead of the previously approved open trench method, at New Sarpy, Louisiana, in St. Charles Parish (all utility poles and the utility ducts when the river is below +11.0 feet). Mr. Bosco 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 May 20, 2011 and OCPR dated June 3, 2011 and reaffirmed by PLD. This motion carried unanimously.

Impala Warehousing (US) LLC – request of June 2, 2011 for the name change of Burnside Bulk Marine Terminal in Ascension Parish (a/k/a Ormet) *new permits will need to be submitted, approved and issued. This was on agenda for information only.

RIGHTS OF ENTRY

Department of the Army, Corps of Engineers, New Orleans District – request of May 6, 2009, revised August 14, 2009, revised January 21, 2011 and further revised May 26, 2011 from Linda C. LaBure, Chief of Real Estate Division, to Garret Graves, Chairman of the Coastal Protection and Restoration Authority of Louisiana and Steve Wilson, President of the Pontchartrain Levee District for right-of-entry for extended limits of work for a period of three (3) years or until completion of the

work in connection with the Lake Pontchartrain Louisiana & Vicinity (LPV), North of Airline Highway, St. Charles Parish, Cross Bayou Drainage Structure – Phase 2, LPV-07b., as per drawing entitled “Lake Pontchartrain and Vicinity Louisiana Project, North of Airline Highway, St. Charles Parish, Cross Bayou Drainage Structure – Phase 2, LPV- 07b.2, Right of Way, ROW Plate”, file number H-8-46885, Sheet Identification No. C-101 dated, April 30, 2009, revised August 14, 2009, revised January 14, 2011 and May 17, 2011. Following discussion, Mr. Bosco moved, seconded by Mr. Poche to grant request as presented. This motion carried unanimously.

PRESIDENT’S REMARKS

None.

OLD BUSINESS

None.

NEW BUSINESS

The following tax resolution was offered by Mr. Savoy and seconded by Mr. Poche:

BE IT RESOLVED, that the following millage are hereby levied on the 2011 tax roll on all property subject to taxation by the Pontchartrain Levee District:

MILLAGE

General Fund Millage

3.52 mills

BE IT FURTHER RESOLVED, that the proper administrative officials of the Parishes of St. Charles, St. John the Baptist, St. James, Ascension, Iberville, and East Baton Rouge, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said parishes for the year 2011, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by 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: 5 NAYS: 0 ABSTAINED: 0 ABSENT: 2

Mr. Savoy then moved, seconded by Mr. Bosco to approve the Regular Board Meeting Schedule for Fiscal Year ending June 30, 2012 as follows:

The third Monday of each month except January, which is the third Tuesday 6:00 p.m., Lutchter Office.

2011: July 18; August 15; September 19; October 17; November 21; December 19;
2012: January 17; February 20; March 19; April 16; May 21; June 18

This motion carried unanimously.

PUBLIC COMMENTS

None

ADJOURNMENT

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

Susan M. Sheets, Secretary

**Steve Wilson - President
Pontchartrain Levee District**