

The Board of Commissioners for the Pontchartrain Levee District met at its office on Monday, March 21, 2011, pursuant to due notice given to each member in due time, form and manner as follows:

March 18, 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, March 21, 2011 at the Lucher Office, Lucher, Louisiana.

Very truly yours,

Monica Salins,
Executive Director

Vice-President Mike Delaune called the meeting to order at 6:30 p.m. The following members were present: Messrs. Marty Poche, Jerry Savoy, L.C. Irvin, Allen St. Pierre, Mike Delaune and Ricky Bosco were present. Absent was President Steve Wilson.

Pontchartrain Levee District employees in attendance were: Monica Salins – Executive Director, Susan M. Sheets - Secretary to the Board, Kenneth Steib, Sr. – Levee Operations Superintendent and Dean Smith – Police Captain. Also in attendance were: Clinton Rouyea - External Accountant, Joe Sevario – Executive Assistant to the Board and Dwight Poirrier – PLD Legal Counsel. Special guest included: A.J. Domangue and Mona Nosari 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, Nedra Davis of PBS & J and Ashlyn Graves of Evans Graves and Associates.

Vice-President Delaune introduced the newest Commissioner, Mr. Ricky Bosco, representing St. Charles Parish and asked all guests to stand up one by one and introduce themselves and which respective project they are associated with.

Upon completion of introductions, a motion to approve the minutes of the Regular Board Meeting of February 21, 2011, was offered by Mr. Irvin and seconded by Mr. Bosco. Motion carried unanimously.

COMMITTEE REPORTS

The first item on the agenda was discussion relative to a resolution for participation in Levee Information Management System (LIMS) with the State of Louisiana (OCPR) and Southeast Levee Authorities. This presentation was passed while presentation set up.

Security/Safety Committee: Mr. Marty Poche reported on the security meeting held on March 15, 2011. There were no action items to report.

Equipment Committee: Mr. Marty Poche reported on the equipment meeting held on March 15, 2011. There were no action items to report.

Finance Committee: Mr. Jerry Savoy reported on the Finance meeting held on March 17, 2011. The following resolution was moved by Mr. Irvin, seconded by Mr. Delaune notifying the members of the Coastal Wetland Planning, Protection and Restoration Act (CWPPRA) Task Force and Technical Committee that the Commissioners of the Pontchartrain Levee District fully support the LaBranche Central Marsh Creation Project (R1-PO-01) and respectfully ask for a favorable vote to ensure its inclusion on the Final Priority Project List 21 (PPL 21).

WHEREAS: the restoration and sustainability of the LaBranche Wetlands is extremely important to the Pontchartrain Basin and the State of Louisiana because of anticipated benefits which include an increase in wetland habitat, an increase in storm buffer and hurricane protection, an increase in biological productivity, enhancements of water quality, and increase in aesthetic value; and,

WHEREAS: implementation of the LaBranche Central Marsh Creation Project (R1-PO-01), which is located east of Bayou LaBranche, west of the Pipeline Canal, and south of the CNIC railroad tracks, will result in the restoration of approximately 750 ac of wetlands and the enhancement of approximately 150 ac of existing wetlands; and

NOW, THEREFORE, BE IT RESOLVED, THAT WE THE COMMISSIONERS OF THE PONTCHARTRAIN LEVEE DISTRICT, do hereby notify the CWPPRA Task Force and Technical Committee to advise of our full support for the LaBranche Central Marsh Creation Project (R1-PO-01) and to ask for a favorable vote to ensure its inclusion on the Final PPL 21; and,

THEREFORE BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to members of the CWPPRA Technical Committee.

The foregoing resolution having been submitted to a vote thereon was as follows:

YEAS: 6 NAYS: 0 ABSENT: 1

The resolution passed. Mr. Poche then moved, seconded by Mr. Irvin to approve the expenses for the Annual Association of Levee Boards of Louisiana Workshop which will be held on May 5, & 6, 2011 in Baton Rouge. Motion carried unanimously and members were reminded regarding the new requirements concerning the Ethics Certification and notify Board Secretary as to their attendance. Next on the agenda was the Cooperative Endeavor Agreement with St. Charles Parish relative to the St. Rose Pump Stations. At this time, Mr. Bosco moved, seconded by Mr. Irvin to add 3 items to the agenda relative to this project. The motion to add carried unanimously. Mr. Bosco made a motion to allow the PLD Board President to execute the Cooperative Endeavor Agreement (CEA) specific to the Reach 1A-Reach 1B Pump Stations between Pontchartrain Levee District and St. Charles Parish, contingent upon St. Charles Parish Council adopting said CEA as presented here tonight before the PLD Board. This motion carried unanimously. Mr. Irvin moved, seconded by Mr. Bosco to authorize the Executive Director to set up an Escrow Account for the Reach 1A-Reach 1B Pump Stations in St. Charles Parish. This motion carried unanimously. Mr. Poche then moved, seconded by Mr. Bosco to authorize the Board Counsel to amend Evans-Graves agreement/contract to include the Reach 1A-Reach 1B Pump Station tasks specific to the CEA. This motion carried unanimously. Mr. St. Pierre then moved to approve the regular monthly invoices in the amount of \$37,116.30 as recommended by committee. This motion was seconded by Mr. Bosco 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 \$22,601.79 for the month of February 1, 2011 thru February 28, 2011 as recommended by committee. This motion carried unanimously. Lastly, Mr. Irvin moved, seconded by Mr. St. Pierre to approve the invoice from G.C.R. & Associates for computer technical support from January 1, 2011 through January 31, 2011 in the amount of \$4,082.50 as recommended by committee. This motion carried unanimously.

Personnel Committee: Mr. Marty Poche reported on the Personnel meeting which was held on March 17, 2011. Mr. Savoy moved, seconded by Mr. Irvin to approve the merit increases for April 2011, namely employee Nos. 1161, 12522, 5153, 11011, 20999, and 20123, on their respective anniversary dates as recommended by committee. This motion carried unanimously. Mr. St. Pierre then moved, seconded by Mr. Savoy to approve to post and fill one (1) Police Officer 2 position with the PLD Police Department as recommended by committee. This motion also carried unanimously.

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

LETTERS OF NO OBJECTION

The following requests were presented to the Board for action:

St. Charles Borromeo Church – request of February 18, 2011 concerning permission to park vehicles on the levee for their Little Red Church Food & Fun Festival scheduled for April 29th, April 20th and May 1st, 2011, Destrehan, Louisiana, in St. Charles Parish. Mr. Bosco moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request and reaffirmed by PLD. This motion carried unanimously.

Evergreen Baptist Church – request of February 11, 2011 concerning permission to use the levee to carry out the Reenactment of the “Crucifixion of Jesus Christ” on Good Friday, April 22, 2011, Convent, Louisiana. Mr. Irvin moved, seconded by Mr. Poche to grant a “Letter of No Objection” to this request and reaffirmed by PLD. This motion carried unanimously.

Syngenta Crop Protection, Inc. (St. Gabriel Plant) – request of March 1, 2011 through Eagle Environmental Services, Inc. concerning permission to install cathodic protection groundbeds, near levee station 1510+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 March 3, 2011 and OCPR dated March 9, 2011 and reaffirmed by PLD. This motion carried unanimously.

Motiva Enterprises, LLC – request of February 10, 2011 concerning permission to drive piles to replace old wooden piles with new steel piles, near levee station 5334+96, at Norco, 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 March 17, 2011 and OCPR dated February 15, 2011 and reaffirmed by PLD. This motion carried unanimously.

Valero St. Charles Refining Company – request of February 23, 2011 through Wink Engineering, Inc. concerning permission to drill one (1) soil boring on the centerline of the levee, and drill one soil boring on the protected side of the levee, near levee station 5371+13, at Norco, 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 March 9, 2011 and OCPR dated March 4, 2011 and reaffirmed by PLD. This motion carried unanimously.

Motiva Enterprises, LLC – request of December 22, 2010 through C-K Associates, LLC concerning permission to perform the Bayou Trepagnier Operable Unit 1 Remediation work on the flood side of the St. Charles Hurricane Protection Levee, near levee station 5+85, at Norco, Louisiana 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 March 1, 2011 and OCPR dated January 24, 2011 and reaffirmed by PLD. This motion carried unanimously.

Mildred Bailey – request of February 9, 2011 concerning permission to perform excavations for two parallel trenches, foundation footings, a modad and a propane tank at the Bailey Home Site, between levee station 830+00 and 840+00, at Sunshine, 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 February 24, 2011 and OCPR dated February 15, 2011 and reaffirmed by PLD. This motion carried unanimously.

St. James Parish Government – request of February 15, 2011 concerning permission to construct a new communications tower, near levee station 3720+00, at Convent, Louisiana, in St. James Parish. 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 February 24, 2011 and OCPR dated March 4, 2011 and reaffirmed by PLD. This motion carried unanimously.

Irvin Porter – request of March 14, 2011 concerning permission to excavate utilities and a septic system, near levee station 1088+00, at Sunshine, 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 March 17, 2011 and OCPR dated March 18, 2011 and reaffirmed by PLD. This motion carried unanimously.

RIGHTS OF ENTRY

At this time, Mr. St. Pierre moved to add three right of entries to the agenda for consideration. This motion was seconded by Mr. Poche and carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – letter request of February 11, 2011, from Linda LaBure, Chief of Real Estate Division, U.S. Army Corps of Engineers to the Pontchartrain Levee District for right-of-entry for a period of 24 months or until completion of work to perform environmental investigations and hazardous, toxic and radioactive waste (HTRW) assessments in connection with the Mississippi River Levees, Duncan Point Seepage Berm Project, Baseline Stations B/L Sta. 604+00 to B/L Sta. 642+00, East Baton Rouge Parish, Louisiana, as per drawings entitled “Mississippi River Levees, Louisiana, East Bank Levee, Pontchartrain Levee District, Sta. 604+00 to Sta. 642+00, Right of Entry for Surveys, Soil Borings, Cultural Resources Investigating & HTRW Assessments, East Baton Rouge Parish, Louisiana” dated February 4, 2011, Sheet Identification RE-01, said grant of right-of-entry predicated upon notifying affected landowners and obtaining right-of-entry/letters of no objection where applicable. Mr. Irvin moved, seconded by Mr. St. Pierre to grant request as presented. This motion carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – letter request of February 15, 2011, from Linda LaBure, Chief of Real Estate Division, U.S. Army Corps of Engineers to the Pontchartrain Levee District for right-of-entry for a period of 24 months or until completion of work to perform environmental investigations and hazardous, toxic and radioactive waste (HTRW) assessments in connection with the Mississippi River Levees, Duncan Point Seepage Berm Project and other Mississippi River Levee repairs, East Baton Rouge Parish, Louisiana, as per drawings entitled “Flood Control, Mississippi River and Tributaries, Louisiana, Pontchartrain Levee District, Right of Entry for Surveys, Soil Borings, Cultural Resources Investigating & HTRW Assessments, East Baton Rouge Parish, Louisiana” dated February 7, 2011, Sheet Identification RE-01, said grant of right-of-entry predicated upon notifying affected landowners and obtaining right-of-entry/letters of no objection where applicable. Mr. Poche moved, seconded by Mr. Irvin to grant said request. This motion also carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – letter request of February 7, 2011, from Linda LaBure, Chief of Real Estate Division, U.S. Army Corps of Engineers to the Pontchartrain Levee District for right-of-entry for a period of 24 months or until completion of work to perform environmental investigations and hazardous, toxic and radioactive waste (HTRW) assessments in connection with the Mississippi River Levees, Duncan Point Seepage Berm and Road Relocation Project, Baseline Stations (B/L Sta.) 175+00 to 210+00, East Baton Rouge Parish, Louisiana, as per drawings entitled “Mississippi River Levees, Left Descending Bank, Mile 225.9 to 225.0, Duncan Point Seepage Berm and Road Relocation, East Baton Rouge Parish” dated January 28, 2011, File Number H-8-47513, said grant of right-of-entry predicated upon notifying affected landowners and obtaining right-of-entry/letters of no objection where applicable. Mr. Bosco moved, seconded by Mr. Savoy to grant said right of entry. This motion carried unanimously.

PRESIDENT'S REMARKS

At this time, Mr. Poche moved, seconded by Mr. Savoy to approve the expenses for the 9th Annual Coastal Mayor's conference in association with the Association of Levee Boards of Louisiana Conference in Grand Isle, Louisiana on April 28-30, 2011. This motion carried unanimously.

OLD BUSINESS

Board Attorney, Mr. Poirrier, gave a brief update relative to the Nucor and Pinnacle agreements.

NEW BUSINESS

The following resolution was offered by Mr. Savoy and seconded by Mr. St. Pierre:

WHEREAS, the Legislature of the State of Louisiana has requested all state governing boards, agencies political subdivisions to adopt a budget for each fiscal year, and;

WHEREAS, the Board of Commissioners for the Pontchartrain Levee District, in order to be in compliance with Acts 1985, No. 785, effective July 22, 1985 (LA R.S. 38:318) and to honor the request and intent of the Legislature, and;

WHEREAS, the major mission of said district is to maintain the east bank Mississippi River levee system as defined in LA R.S. 38:291 (L), to insure the levee integrity and capability, to safely understand river stages and hurricane tidal surges, and;

WHEREAS, said District's additional purpose is to construct or support construction by others of new or enhanced levels of protection, to anticipate weaknesses in the levee system in order to avoid flooding caused by high river stages or hurricane tidal surges, and;

WHEREAS, careful consideration has been given to the assets and liabilities of the Pontchartrain Levee District, and;

WHEREAS, considering taxing revenues and other income and reviewing the anticipated expenditures of said District,

NOW, THEREFORE, with the recommendations of the Administrative Staff of the Pontchartrain Levee District, the following budget for the fiscal year ending June 30, 2012 be adopted:

SEE ADDENDUM "A"

Anyone having any objection to the foregoing budget should contact the Board Office in Lusher, Louisiana and a public hearing will be scheduled.

The resolution to adopt the budget carried unanimously and is therefore adopted.

PUBLIC COMMENTS

There were no public comments.

ADJOURNMENT

At this time, Mr. Bosco moved, seconded by Mr. Savoy to adjourn. The motion carried unanimously and President Delaune declared the meeting adjourned at 7:24 p.m.

Susan M. Sheets, Secretary

**Mike Delaune, Vice-President
Pontchartrain Levee District**