

The Board of Commissioners for the Pontchartrain Levee District met at its office on Monday, May 20, 2013, pursuant to due notice given to each member in due time, form and manner as follows:

May 17, 2013

Dear Sir:

You are hereby notified that 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, May 20, 2013 at the Lutcher Office, Lutcher, Louisiana.

Very truly yours,

Monica Salins,
Executive Director

President Steve Wilson called the meeting to order at 6:05 p.m. The following members were present: Messrs. Steve Wilson, Marty Poche, L.C. Irvin, Jerry Savoy, and Ms. Alice Fredlund. Absent were: Mike Delaune, Ricky Bosco and Allen St. Pierre. *Quorum with President Wilson voting on all matters.

Pontchartrain Levee District employees in attendance were: Messrs. Monica Salins – Executive Director, Dean Smith – Police Captain and Susan M. Sheets - Secretary to the Board. Also in attendance was: Dwight Poirrier – PLD Legal Counsel, Clinton Rouyea – External Accountant and Joe Sevario – Executive Assistant to the Board. Special guest included: A.J. Domangue of G.C.R. & Associates, Stephen Braquet of Linfield, Hunter & Junius, Jake Lambert of G.S.A. & Associates, Jack Morgan of Evans-Graves Engineers, Chris Williams of Moffatt & Nichol, Rhonda Braud of CPRA and Les Waguespack of C.B.&I.

The Pledge of Allegiance was recited.

A motion to approve the minutes of the minutes of the regular board meeting of April 16, 2013 was offered by Mr. Savoy, seconded by Mr. Irvin and carried unanimously.

COMMITTEE REPORTS

Security/Safety Committee: Mr. Marty Poche reported on the security meeting held on May 16, 2013. There were no action items to report.

Equipment Committee: Mr. Marty Poche reported on the meeting held on May 14, 2013. There were no action items to report.

Finance Committee: Mr. Jerry Savoy reported on the Finance meeting held on May 16, 2013. Mr. Savoy opened discussion relative to one of the sub-contractors regarding the survey work. Brief discussion as had. Mr. Poche then moved to approve the elevation survey proposal for St. Charles Parish as per Louisiana Revised Statute 38:301 and amend said proposal and put BFM as sub-contractor to provide survey work. This motion was seconded by Mr. Irvin and carried

unanimously. Mr. Irvin then moved, seconded by Ms. Fredlund to authorize Board President, Mr. Wilson, to move forward and sign said agreement as amended with G.C.R. & Associates in the amount of \$106,111.00 relative to elevation survey as required by the State of Louisiana. This motion carried unanimously. Mr. Irvin then moved, seconded by Mr. Poche to approve to re-advertise and initiate bidding process for the Lake Martin area lease as recommended by committee. This motion carried unanimously. Ms. Fredlund moved to approve the regular monthly invoices in the amount of \$46,979.58 as recommended by committee. This motion was seconded by Mr. Irvin and carried unanimously. Mr. Poche moved, seconded by Mr. Irvin to approve the invoices from G.C.R. and Associates for the St. Charles Parish Hurricane Protection 100 year protection in the amount of \$13,186.70 for the month of April 1, 2013 through April 30, 2013 as recommended by committee. This motion carried unanimously. Mr. Irvin moved, seconded by Ms. Fredlund to approve the invoice from GCR & Associates in the amount of \$1,784.37 for computer technical support for the month of April 2013 as recommended by committee. Motion carried unanimously.

Personnel Committee: Ms. Fredlund reported on the Personnel meeting which was held on May 16, 2013. There were no action items to report.

STAFF REPORTS

Written 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) St. Charles Hurricane Protection Levee
- f) LaBranche Wetlands
- g) Maintenance Shop Update

*At this time, President Wilson requested a brief recess. Meeting was recessed at 6:45 p.m. At 6:47 p.m., meeting re-convened.

LETTERS OF NO OBJECTION

The following requests were presented to the Board for action:

President Wilson stated that there were three (3) requests to add and consider to the agenda. Mr. Poche moved, seconded by Mr. Irvin to add these requests to the agenda. The motion to add these requests carried unanimously and they were taken up first.

Valero St. Charles – request of May 7, 2013 through Eustis Engineering, concerning permission to drill three (3) soil borings, levee station 5348+00, Norco, Louisiana, in St. Charles Parish. Mr. Irvin moved, seconded by Mr. Savoy to grant a “Letter of No Objection” of USACE dated May 20, 2013 and CPRA dated May 15, 2013 and reaffirmed by PLD. This motion carried unanimously.

Bunge North America – request of April 15, 2013, through H&K Engineering, concerning permission to install seven (7) capped case piles for the Tank 5011 foundation, levee station 5640+00, Destrehan, Louisiana, in St. Charles Parish. Ms. Fredlund moved, seconded by Mr. Poche to grant a “Letter of No Objection” of USACE dated May 20, 2013 and CPRA dated May 15, 2013 and reaffirmed by PLD. This motion carried unanimously.

Energy Transfer Partners, LP – request of May 7, 2013, through Eustis Engineering, concerning permission to drill two (2) soil borings, levee stations 4588+00 and 5443+00, St. John the Baptist and St. Charles Parishes. Mr. Irvin moved, seconded by Ms. Fredlund to grant a “Letter of No Objection” of USACE dated May 20, 2013 and CPRA dated May 15, 2013 and reaffirmed by PLD. This motion carried unanimously.

Methanex – request of May 6, 2013 through Mammoet and Eustis Engineering Services, LLC, concerning permission to drill a soil boring on the centerline and to drill a soil boring on the flood side, levee station 2245+00, Geismar, Louisiana, in Ascension Parish. Mr. Savoy moved, seconded by Mr. Irvin to grant a “Letter of No Objection” of USACE dated May 8, 2013 and CPRA dated May 9, 2013 and reaffirmed by PLD. This motion carried unanimously.

Reagent – request of April 15, 2013 through Conestoga Rovers, concerning permission to drill eight (8) soil borings, levee station 2194+00, at Geismar, Louisiana, in Ascension Parish. Mr. Savoy moved, seconded by Mr. Irvin to grant a “Letter of No Objection” of USACE dated May 2, 2013 and CPRA dated April 26, 2013 and reaffirmed by PLD. This motion carried unanimously.

Spectra Energy – request of April 19, 2013 through GeoEngineers, Inc., concerning permission to drill two (2) soil borings and perform one (1) cone penetrometer test on the flood side, and to drill two (2) soil borings and perform one (1) cone penetrometer test on the protected side, levee station 3147+00, in St. James Parish, Louisiana. Mr. Poche moved, seconded by Ms. Fredlund to grant a “Letter of No Objection” of USACE dated April 30, 2013 and CPRA dated May 9, 2013 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request to replace a power pole at Brown Road, levee station 2895+00, at Darrow, Louisiana, in Ascension Parish. Mr. Irvin moved, seconded by Mr. Savoy to grant a “Letter of No Objection” of USACE dated May 8, 2013 and CPRA dated May 9, 2013 and reaffirmed by PLD. This motion carried unanimously.

St. James Parish – request of May 8, 2013 concerning permission to construct a building at 5144 Highway 44, levee station 3785+00, at Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Ms. Fredlund to grant a “Letter of No Objection” of USACE dated May 10, 2013 and CPRA dated May 14, 2013 and reaffirmed by PLD. This motion carried unanimously.

Wampold Companies – request of April 10, 2013 through Engineering Associates, Inc., concerning permission to drill two (2) soil borings/temporary monitoring wells, levee station 3+00, at Baton Rouge, Louisiana, in East Baton Rouge Parish. Ms. Fredlund moved, seconded by Mr. Savoy to grant a “Letter of No Objection” of USACE dated May 2, 2013 and CPRA dated April 26, 2013 and reaffirmed by PLD. This motion carried unanimously.

Mosaic Fertilizer – request of April 11, 2013 concerning permission to upgrade the existing septic system at the Uncle Sam recreation building, levee station 3493+00, at Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Ms. Fredlund to grant a “Letter of No Objection” of USACE dated April 18, 2013 and CPRA dated May 1, 2013 and reaffirmed by PLD. This motion carried unanimously.

CPRA – request of April 23, 2013 through Sigma Consulting Group, Inc. and GeoEngineers, Inc., concerning permission to drill twelve (12) soil borings, between levee stations 97+00 and 102+00, at Baton Rouge, Louisiana, in East Baton Rouge Parish. Ms. Fredlund moved, seconded by Mr. Savoy to grant a “Letter of No Objection” of USACE dated April 30, 2013 and CPRA dated May 15, 2013 and reaffirmed by PLD. This motion carried unanimously.

Methanex – request of May 13, 2013 through Jacobs Engineering, concerning permission to construct a heavy haul road and bridge and transport approximately 80 vessels, between levee station 2240+50 and 2255+00, and to fill and reroute the “New River” drain and construct a new methane plant, at Geismar, Louisiana, in Ascension Parish. Mr. Savoy moved, seconded by Mr. Irvin to grant a “Letter of No Objection” of USACE dated May 13, 2013 and CPRA dated May 16, 2013 and reaffirmed by PLD. This motion carried unanimously.

St. James Parish – request of December 18, 2012 through SJB Group, LLC, concerning permission to construct the St. James Levee Trail, Phase 2-A and 2-B, between levee station 4073+64 and 4094+76 and 4195+67 and 4210+00, at Paulina, & Gramercy, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. Savoy to grant a “Letter of No Objection” of USACE dated February 21, 2013 and CPRA dated March 7, 2013 and reaffirmed by PLD. This motion carried unanimously.

Baton Rouge Paddle Club – request of January 24, 2013 concerning permission to hold the Big River Regional Paddle Race on July 6, 2013 in East Baton Rouge Parish. Ms. Fredlund moved, seconded by Mr. Irvin to grant a “Letter of No Objection”. This motion carried unanimously.

Sprint – request of April 25, 2013 through R. David Constructors concerning permission to revise original letter of no objection 13041546 which includes driving 112 feet long piles as opposed to 95 feet long piles for a new communication tower, levee station 3079+00, at Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Ms. Fredlund to grant a “Letter of No Objection” of USACE dated May 2, 2013 and CPRA dated May 15, 2013 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of January 10, 2013 and April 4, 2013 concerning permission to install a power pole with conductor at 10214 Highway 44, at Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Ms. Fredlund to grant a “Letter of No Objection” of USACE dated April 11, 2013 and CPRA dated May 8, 2013 and reaffirmed by PLD. This motion carried unanimously.

Cox Communications – request of April 1, 2013 concerning permission to bore a coaxial along Highway 942, between levee station 2896+00 and 2945+00, near Darrow, Louisiana, in Ascension Parish. Mr. Irvin moved, seconded by Mr. Savoy to grant a “Letter of No Objection” of USACE dated April 18, 2013 and CPRA dated May 1, 2013 and reaffirmed by PLD. This motion carried unanimously.

Dedra Lumar – request of April 10, 2013 concerning permission to construct a snow ball stand and parking lot at 104 East 17th Street, levee station 4712+00, at Reserve, Louisiana, in St. John the Baptist Parish. Mr. Savoy moved, seconded by Mr. Poche to grant a “Letter of No Objection” of USACE dated April 19, 2013 and CPRA dated April 11, 2013 and reaffirmed by PLD. This motion carried unanimously.

Mack Energy – request of April 22, 2013 concerning permission to extend letter of no objection 10051758 for an additional two (2) years until May 2015. Mr. Irvin moved, seconded by Mr. Poche to grant a “Letter of No Objection”. This motion carried unanimously.

Shell Chemical Company – request of January 26, 2012, September 10, 2012 and February 13, 2013, through Keystone Engineering, Inc., concerning permission to excavate for proposed underground 16-inch HDPE firewater pipeline and associated piping and foundations at an existing pump station, between levee station 2360+00 and 2372+00, at Geismar, Louisiana, in Ascension Parish. Mr. Savoy moved, seconded by Mr. Irvin to grant a “Letter of No Objection” of USACE dated April 19, 2013 and CPRA dated June 1, 2012 and April 26, 2013 and reaffirmed by PLD. This motion carried unanimously.

Nucor – request of May 5, 2013 to extend modification letter of no objection 09061538 for one (1) year in St. James Parish. Mr. Poche moved, seconded by Ms. Fredlund to grant a “Letter of No Objection”. This motion carried unanimously.

Olin Chlor Alkali – request of May 15, 2013 concerning permission to extend letter of no objection 12052167 for one (1) year in Iberville Parish. Ms. Fredlund moved, seconded by Mr. Irvin to grant a “Letter of No Objection”. This motion carried unanimously.

Louisiana State University – request of March 5, 2013 through Grace & Hebert Architects, APAC, concerning permission to construct a new student Athletic Complex, levee station 90+00, at Baton Rouge, Louisiana, in East Baton Rouge Parish. Ms. Fredlund moved, seconded by Mr. Poche to grant a “Letter of No Objection” of USACE dated April 30, 2013 and CPRA dated March 27, 2013 and reaffirmed by PLD. This motion carried unanimously.

Berard Transportation, Inc. – request of February 25, 2013 and April 8, 2013 concerning permission to transport vessels at the Barber Brothers’ Waterloo site, levee station 2235+00, at Geismar, Louisiana, in Ascension Parish. Mr. Savoy moved, seconded by Mr. Irvin to grant a “Letter of No Objection” of USACE dated April 25, 2013 and CPRA dated May 8, 2013 and reaffirmed by PLD. This motion carried unanimously.

Baton Rouge City/Parish Department of Public Works – request of May 17, 2013 concerning permission to extend letter of no objection 111017129 for one (1) year in East Baton Rouge Parish. Ms. Fredlund moved, seconded by Mr. Irvin to grant a “Letter of No Objection”. This motion carried unanimously.

St. Charles Parish Department of Public Works – request of February 21, 2013 concerning permission to install approximately 355 linear feet of waterline along LA 628, between levee station 5029+00 and 5031+00, in St. Charles and St. John the Baptist Parishes. Mr. Irvin moved, seconded by Mr. Savoy to grant a “Letter of No Objection” of USACE dated May 13, 2013 and CPRA dated March 25, 2013 and April 24, 2013 and reaffirmed by PLD. This motion carried unanimously.

RIGHTS OF ENTRY

Department of the Army, Corps of Engineers, New Orleans District – request of April 10, 2013, revised April 24, 2013 from Linda C. LaBure, New Orleans District Real Estate Chief, Real Estate Region South Division to Steve Wilson, President of the Pontchartrain Levee District for a right-of-entry for a period of one-year to conduct soil borings, surveys, environmental and cultural resource investigations, hazardous, toxic, and radioactive waste (HTRW) assessments, in connection with the Mississippi River Levees, St. Gabriel Levee Enlargement Project, Baseline Stations 1445+00 to 1598+00, River Mile 201 to 198.6L, Iberville Parish, Louisiana, as per the Corps maps entitled “St. Gabriel Levee Enlargement, Right of Entry For Investigation Plan, Iberville Parish, Louisiana”, Sheet Identification Numbers C-01 through C-03, dated March 6, 2013. Said grant of right-of-entry is predicated on the Pontchartrain Levee District acquiring the requested Project Permit from La DOTD. Ms. Fredlund moved, seconded by Mr. Irvin to approve said request as presented. This motion carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District - request of March 20, 2013, revised May 8, 2013 from Linda C. LaBure, New Orleans District Real Estate Chief, Real Estate Region South Division, to Garret 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 one-year to conduct soil borings, surveys, environmental and cultural resource investigations, hazardous, toxic, and radioactive waste (HTRW) assessments, in connection with the West Shore Lake Pontchartrain Hurricane and Storm Damage Risk Reduction System Project, including ingress and egress of the areas to be surveyed as shown on the Corps drawings entitled “West Shore Lake Pontchartrain,” which consists of an overview drawing of the survey areas and five (5) drawings designated as Area 1, Area 2, Area 3, Area 4, and Area 5, undated. Said grant of right-of-entry is predicated on notification of private landowners pursuant to Louisiana State Legislative Act 182 (Revised Statute 38:301) (D). Mr. Savoy moved, seconded by Mr. Poche to approve said request as presented. The motion carried unanimously.

PRESIDENT’S REMARKS

President Wilson presented the amendment No. 1 for the Cooperative Endeavor Agreement between PLD and East Baton Rouge Parish for the bikepath. Ms. Fredlund moved, seconded by Mr. Irvin to approve said amendment. The motion carried unanimously. Next, Mr. Poche moved, seconded by Mr. Savoy to approve the Cooperative Endeavor Agreement between PLD and St. James Parish for the bikepath. The motion also carried unanimously.

OLD BUSINESS

None.

NEW BUSINESS

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

WHEREAS, the National Flood Insurance Program (NFIP) was established through the National Flood Insurance Act of 1968 in the wake of the extensive damage along the Gulf Coast caused by Hurricane Betsy to provide affordable flood insurance in exchange for communities using FEMA generated and specified Flood Insurance Rate Maps (FIRMs) as the basis for floodplain management by the participating communities; and

WHEREAS, for the past 45 years, communities and homeowners in South Louisiana and numerous other states have dutifully complied with all requirements of the NFIP and continually sought to improve their protection against riverine and hurricane/storm-related flooding; and

WHEREAS, the NFIP was revised and reauthorized by Congress in 2012 through the passage of the Biggert-Waters Flood Insurance Reform Act (BW-12) such that the public's trust and reliance on the program to provide affordable flood insurance protection for prior investments in their homes and business' was essentially discontinued with no practical alternative provided. Passage of BW-12 immediately devalued the investments made in all properties. The proposed changes to the NFIP instituted in the BW-12 jeopardize the fundamental mission and purpose of the NFIP;

NOW THEREFORE, BE IT RESOLVED that the Pontchartrain Levee District stands in support of efforts by CPRA and other coastal parishes to enact common-sense reforms to the NFIP to ensure the economic sustainability of families and small businesses in south Louisiana;

THEREFORE, BE IT FURTHER RESOLVED, the Pontchartrain Levee District hereby opposes the implementation of the BW-12 in any manner that would hold property owners responsible for increased risks for which they played no part; and

NOW THEREFORE, BE IT FURTHER RESOLVED that the Pontchartrain Levee District hereby urges and requests that FEMA fulfill its promise to revise flood-risk maps to take locally built levees into consideration in order to avoid overstating the flood risks in certain areas and causing subsequent unfair and unaffordable increases in flood insurance premiums.

The resolution carried unanimously.

PUBLIC COMMENTS

Under public comments, President Wilson reminded members about the Change of Command ceremony to be held on Thursday, May, 23, 2013 beginning at 10:00 a.m. President Wilson showed the plaques he would be presenting to Colonel Fleming on behalf of PLD and ALBL at the farewell reception to be held on Wednesday, May 22, 2013. Also, President Wilson announced the upcoming meeting with East Baton Rouge Parish in an attempt to define jurisdictional boundaries of PLD.

ADJOURNMENT

At this time, Mr. Poche moved, seconded by Mr. Savoy to adjourn. The motion carried unanimously and President Wilson declared the meeting adjourned at 7:11 p.m.

Susan M. Sheets, Secretary

**Steve Wilson, President
Pontchartrain Levee District**