

The Board of Commissioners for the Pontchartrain Levee District met at its office on Monday, November 16, 2009, pursuant to due notice given to each member in due time, form and manner as follows:

November 13, 2009

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, November 16, 2009 at the Lucher Office, Lucher, Louisiana.

Very truly yours,

Monica Salins,
Executive Director

President Steve Wilson called the meeting to order at 6:10 p.m. The following members were present: Messrs. Bill Addison, Marty Poche, Allen St. Pierre, Jerry Savoy, L.C. Irvin and Steve Wilson. Absent was Mike Delaune.

Pontchartrain Levee District employees in attendance were: Messrs. Monica Salins - Executive Director, Kenny Steib, Sr. – Levee Board Operations Superintendent (Detailed) and Norris Melancon – Levee Maintenance Superintendent (Detailed). Also in attendance were: Clinton Rouyea - External Accountant, Jimmy Smith - Maintenance Consultant, Joe Sevario – Executive Assistant to the Board and Dwight Poirrier – PLD Legal Counsel. Special guest included: Mona Nosari and A.J. Domangue of G.C.R. & Associates, Henry Picard, III of Burk Kleinpeter, Inc., Jeff Pena of Shaw, Jake Lambert of Glenn Shaheen & Associates, Jack Morgan of Evans-Graves Engineers, Eric Poche of SJB Group, Chad Dumas of C-K & Associates, LLC, and members of the Bonnet Carre' Rod & Gun Club, specifically Craig Becnel, Richard Erickson and Russel Hymel.

The Pledge of Allegiance was recited.

A motion to approve the minutes of the Regular Board Meeting of October 19, 2009 was offered by Mr. St. Pierre, seconded by Mr. Savoy and unanimously carried.

COMMITTEE REPORTS

Finance Committee: Mr. Jerry Savoy reported on the Finance meeting held on November 10, 2009. Mr. Poche moved, seconded by Mr. Addison to approve the regular monthly invoices in the amount of \$38,333.00 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 in the amount of \$46,975.03 for the 100 year protection of the St. Charles Parish Hurricane Protection Levee portion of the LP&V project for the period of October 1, 2009 through October 31, 2009. This motion carried unanimously. Mr. Irvin moved, seconded by Mr. Poche to approve the invoice from G.C.R. & Associates for computer technical support in the amount of \$1,322.50 for the period of September 1, 2009 through September 30, 2009 as recommended by committee. This motion carried unanimously. Mr. Addison then moved to approve the invoice from Board Attorney, Dwight

Poirrier in the amount of \$3,974.08 for the period of October 1, 2009 through October 31, 2009 as recommended by committee. This motion was seconded by Mr. Irvin and carried unanimously. Mr. Addison moved, seconded by Mr. St. Pierre to approve the invoice from the Association of Levee Boards of Louisiana in the amount of \$2,000.00, representing the 2010 annual dues, as recommended by committee. This motion carried unanimously. Mr. Addison moved, seconded by Mr. Poche to approve the invoice from St. James Assessor's Office for professional services for mapping in the amount of \$461.12 as recommended. The motion carried unanimously. Lastly, Mr. Poche moved, seconded by Mr. St. Pierre to approve to expenses for the annual AGA Fall Conference on December 2nd and December 3rd, 2009, in Baton Rouge as recommended. This motion also carried unanimously.

Equipment Committee: Mr. Savoy reported on the meeting held on November 10, 2009. There were no action items to report.

Security/Safety Committee: Mr. Poche reported on the Security/Safety meeting held on November 12, 2009. There were no action items to report.

Personnel Committee: Mr. Marty Poche reported on the Personnel meeting which was held on November 12, 2009. Mr. Savoy moved, seconded by Mr. Irvin to approve the merit increase for employees #003659, #161707, #174969, #181555, #181587, #174975 and # 199567 on their respective anniversary dates as recommended by committee. The motion carried unanimously. Mr. Irvin moved, seconded by Mr. St. Pierre to defer the merit increase for employee # 174995 at this time and re-evaluate this employee in six (6) months. The motion carried unanimously.

STAFF REPORTS

Updates and project status reports were provided for each of the following projects by the respective engineer and/or representative:

- a) Amite River & Tributaries Bayou Manchac & Ecosystem- Mr. Jeff Pena with Shaw
- b) West Shore Lake Pontchartrain Hurricane Protection Project- Mr. Henry Picard with BKI
- c) Laurel Ridge Levee/Bayou Conway –Panama Canal— Mr. Jake Lambert of GSA
- d) Mississippi River Bike Trail- Mr. Eric Poche with SJB Group
- e) St. Charles Hurricane Protection Levee- Mr. A.J. Domangue of GCR & Associates
- f) St. Charles Urban Flood Control/Cross Bayou Pump Station- Mr. Jack Morgan with Evans-Graves

LETTERS OF NO OBJECTION

Louisiana Sugar Refinery – request of October 6, 2009 concerning permission to expand the refinery which consist of a new process building, dryer building, cooling tower, multiple conditioning silos and new roadways, between levee stations 4210+00 and 4220+00, at Gramercy, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. Addison 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 November 6, 2009 and OCPR dated October 19, 2009, and reaffirmed by PLD. This motion carried unanimously.

* At this time, President Wilson wished to state into the record that he abstains from this request due to his employment with Shell/Motiva*

Motiva Enterprises, LLC - request of June 24, 2009 concerning permission for a pilot test on the Upper Reach of Bayou Trepagnier which includes the solidification of sediments in bayou, work activities include delivery of materials for construction of staging areas, access roads and sediment/soil solidification, excavation and capping of solidified material, between levee station 5+00 and 9+00, at Norco, Louisiana in St. Charles Parish. Mr. Addison 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 November 12, 2009 and OCPR dated June 29, 2009, and reaffirmed by PLD. This motion carried unanimously.

AT&T – request of October 1, 2009 concerning permission to directionally bore 690 feet of telephone cable, between levee stations 3161+00 and 3167+50, 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 November 10, 2009 and OCPR dated October 13, 2009, and reaffirmed by PLD. This motion carried unanimously.

Perry Verret Investments, LLC – request of September 30, 2009 through Lanier & Associates Consulting Engineers, Inc. concerning permission to install and maintain a barge fleeting operation with four (4) anchor piles, four (4) chains and four (4) buoys, near levee station 256+71, at Baton Rouge, Louisiana, in East Baton Rouge Parish. Mr. Addison 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 September 17, 2009 and OCPR dated November 5, 2009, and reaffirmed by PLD. This motion carried unanimously.

IC RailMarine Terminal – request of April 23, 2009 through PPM Consultants, Inc., concerning permission to install two (2) 130,000 barrel tanks and the associated piping, a rail car loading platform and a lined pond, near levee station 3481+49, 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 July 13, 2009 and OCPR dated November 5, 2009, and reaffirmed by PLD. This motion carried unanimously.

IC RailMarine Terminal – request of October 16, 2009 through Eustis Engineering, concerning permission to drill five (5) soil borings for a proposed storage pad no. 3, four (4) at a depth of 15 feet and one (1) at a depth of 100 feet, and an additional twenty-four (24) borings for the rehabilitation of storage pad nos. 1 and 2 at a depth of 15 feet each, near levee station 3476+30, at Convent, Louisiana, 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 October 20, 2009 and OCPR dated October 20, 2009, and reaffirmed by PLD. This motion carried unanimously.

Ancient Domain, Inc. - request of November 9, 2009 for an extension of one (1) year from the original PLD Letter of No Objection #08063032 which expired on June 30, 2009, concerning permission to install and maintain four (4) pile-supported trusses, two (2) ship breasting dolphins, four (4) ship mooring dolphins, eight (8) pile-supported towers, two (2) floating barge docks with monopiles, and a shuttle conveyor tower for a ship and barge dock to transfer bulk material and liquids, near levee station 3168+85.51, at Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. Addison to grant said extension but only until July 1, 2010, being one (1) year from the previous expiration date of June 30, 2009. This motion carried unanimously.

RIGHTS OF ENTRY

Department of the Army, Corps of Engineers, New Orleans District – request of April 23, 2009 and revised July 30, 2009, from Linda C. LaBure, Chief of Real Estate Division, to Garret Graves, Chairman of the Coastal Protection and Restoration Authority to Steven C. Wilson, President of the Pontchartrain Levee District of Louisiana for right-of-entry in connection with the Lake Pontchartrain and Vicinity (LPV), Louisiana Project, North of Airline Highway, St. Charles Parish, Goodhope Floodwall – Phase 2, LPV-06c.2, as per drawings entitled “Lake Pontchartrain and Vicinity (LPV), Louisiana Project, North of Airline Highway, St. Charles Parish, Goodhope Floodwall – Phase 2, LPV-06c.2, Right of Way”, File No. H-4-46802, drawings G-001, C-101 and C-102, dated April 17, 2009, and revised July 25, 2009, predicated upon Board Attorney review and approval of Authorization for Entry. Mr. Addison moved, seconded by Mr. Irvin to grant request as presented, subject to Board Attorney approval and release. This motion carried unanimously.

PRESIDENT’S REMARKS

None.

OLD BUSINESS

Opening of sealed bids for leases in Ascension and St. Charles Parishes. At this time, Dwight Poirrier opened the three (3) sealed envelopes turned in to PLD Headquarters for consideration. The first envelope was for St. Charles Parish Lease No. 1, being approximately 352± acres, received from the Bonnet Carre Gun and Rod Club for a 3-year term, \$4,000.00 per year, totaling a bid of \$12,000.00 for the full term of the St. Charles Parish Lease No. 1; the second envelope was for St. Charles Parish Lease No. 2, being approximately 173± acres, received from the Bonnet Carre Gun and Rod Club, for a 3-year term at \$475 per year, totaling a bid of \$1,425.00 for the full term of St. Charles Parish Lease No. 2; and last envelope was for the Ascension Parish Lease, being approximately 80 ± acres, received from Coy Moran for a term of 3 years, \$676.27 per year, totaling a bid of \$2,028.81 for the full term of the Ascension Parish lease.

At this time, Mr. Poche moved to add an item to the agenda. This motion was seconded by Mr. Irvin and carried unanimously. Mr. Poche moved, seconded by Mr. Irvin to accept the bids as presented, contingent upon the Bonnet Carre Gun and Rod Club and Mr. Coy Moran complying with all provisions of the proposed leases for St. Charles Lease Nos. 1 and 2, and Ascension Parish Lease. Only upon compliance of all provisions within said leases, to be determined by the PLD Board Attorney Dwight Poirrier, said leases to become effective January 1, 2010.

At this time, Mr. Addison moved, seconded by Mr. Poche to add another item to the agenda. This motion carried unanimously. Mr. Poche moved, seconded by Mr. Irvin to allow PLD President, Steve Wilson to execute an Intergovernmental Agreement between the Pontchartrain Levee District and St. James Parish specific to the levee toe drainage issues that drain at Grand Point Road and La. Hwy. 3125.

NEW BUSINESS

PUBLIC COMMENTS

ADJOURNMENT

At this time, Mr. Addison moved, seconded by Mr. Irvin to adjourn. The motion carried unanimously and President Wilson declared the meeting adjourned at 7:27 p.m.

/s/ Monica T. Salins
Monica T. Salins, Acting Secretary

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