

The Board of Commissioners for the Pontchartrain Levee District met at its office on Monday, November 17, 2014, pursuant to due notice given to each member in due time, form and manner as follows:

November 14, 2014

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, November 17, 2014 at the Lutchter Office, Lutchter, Louisiana.

Very truly yours,

Monica Salins,
Executive Director

President Steve Wilson called the meeting to order at 6:04 p.m. The following members were present: Messrs. Henry Baptiste, Ricky Bosco, Percy Hebert, Jr., L.C. Irvin, Marty J. Poche, Allen J. St. Pierre, Sr., Jerry Savoy and Steve Wilson. Absent was Pat Bell.

Pontchartrain Levee District employees in attendance were: Messrs. Monica Salins – Executive Director, Dean Smith – Police Captain, Kenny Steib, Sr. – Levee Board Operations Superintendent 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, Nathan Junius 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, Hamid Alizadeh of C.B.I., Henry Picard, III. of BKI, Terri Dupre of Meyers Engineering and Steve Cali of Cali and LaPlace Engineering.

The Pledge of Allegiance was recited.

A motion to approve the minutes of the minutes of the regular board meeting of October 20, 2014 was offered by Mr. Hebert, seconded by Mr. Baptiste and carried unanimously.

COMMITTEE REPORTS

Security/Safety Committee: Mr. Marty Poche reported on the security meeting held on November 13, 2014. There were no action items to report.

Equipment Committee: Mr. Marty Poche reported on the meeting held on November 13, 2014. There were no action items to report.

Finance Committee: Mr. Jerry Savoy reported on the Finance meeting held on November 13, 2014. Mr. St. Pierre moved, seconded by Mr. Bosco to approve the regular monthly invoices in the amount of \$62,209.41 as recommended by committee. This motion carried unanimously. Mr. Poche moved, seconded by Mr. Irvin to approve the invoices from G.C.R. and Associates in the

amount of \$19,865.09 for the month of October 1 through October 31, 2014 as recommended by committee. This motion carried unanimously. Mr. Bosco moved, seconded by Mr. Hebert to approve the invoice from Louisiana Emergency Preparedness Association for the 2015 membership dues in the amount of \$600.00 as recommended by committee. Motion carried unanimously.

Personnel Committee: Mr. Allen St. Pierre reported on the Personnel meeting which was held on November 13, 2014. 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) West Shore-Lake Pontchartrain Hurricane Protection Project
- b) St. Charles Urban/Cross Bayou Pump Station
- c) Laurel Ridge Levee/Bayou Conway –Panama Canal
- d) St. Charles Hurricane Protection Levee
- e) LaBranche Wetlands

RIGHTS OF ENTRY

None.

PRESIDENT'S REMARKS

President Wilson reminded members about the upcoming conferences in New Orleans and asked members to notify Board Secretary as to their attendance.

OLD BUSINESS

None

NEW BUSINESS

At this time a motion was offered by Mr. Bosco, seconded by Mr. Baptiste, the Pontchartrain Levee District (PLD) adopted the following resolution at their Regular Board Meeting held on November 17, 2014 whereat a quorum of said board was present and voting.

A RESOLUTION OPPOSING THE PROPOSED EXPANSION OF FEDERAL CONTROL BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY (USEPA) AND THE U.S. ARMY CORPS OF ENGINEERS (USACE) REGARDING THE SCOPE OF THEIR REGULATORY AUTHORITY UNDER THE CLEAN WATER ACT (CWA)

WHEREAS, the United States Environmental Protection Agency (USEPA) and the United States Army Corp of Engineers (USACE) have chosen to selectively interpret various Supreme Court decisions related to the jurisdictional authority of the Clean Water Act (CWA) in order to develop a new rule to define “waters of the United States” that will vastly expand the jurisdictional authority of the Federal Clean Water Act (CWA), entitled “Definition of ‘Waters of the United States’ Under the Clean Water Act”; and

WHEREAS, the U.S. Supreme Court previously reprimanded these agencies for over-reaching their authority and Congress has expressed concern with this effort to re-define the scope of federal power under the Clean Water Act;

WHEREAS, the rule change proposed by the USEPA and the USACE would subject almost all physical areas with a connection to downstream navigable waters, including features such as ditches, natural or man-made ponds, and flood plains, to the jurisdiction of the Clean Water Act; and

WHEREAS, the proposed rule, if adopted, would infringe upon the sovereignty of state(s) to appropriately regulate waters of the state(s); and

WHEREAS, the PLD remains a strong advocate for ensuring the health of our water resources while realizing it is impractical for the federal government to regulate every small water feature that may have some tenuous connection to a body of water miles away currently defined as “navigable”; and

WHEREAS, expanding federal regulation in this manner will continue and worsen an unacceptable level of uncertainty in the 404 permitting process, increase permitting and mitigation costs for the PLD, and have a significant negative impact on the cost of Flood Protection infrastructure construction and maintenance; and

NOW, THEREFORE, BE IT RESOLVED by the Pontchartrain Levee District, in regular session held on November 17, 2014, by unanimous vote, hereby opposes additional regulations that have been proposed by the EPA to expand the current definition of “Waters of the United States” and to increase federal oversight and enforcement with respect to the Clean Water Act and Waters of the United States.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Environmental Protection Agency, the Army Corps of Engineers, and the entire Louisiana Congressional delegation.

This Resolution declared adopted on the 17th day of November 2014.

At this time an update was given by Mr. Lambert regarding the Alligator Bayou Project.

PUBLIC COMMENTS

None.

ADJOURNMENT

At this time, Mr. Poche moved, seconded by Mr. Baptiste to adjourn. The motion carried unanimously and President Wilson declared the meeting adjourned at 7:01 p.m.

Susan M. Sheets, Secretary

**Steve Wilson, President
Pontchartrain Levee District**