

The Board of Commissioners for the Pontchartrain Levee District met at its office on Monday, September 27, 2010, pursuant to due notice given to each member in due time, form and manner as follows:

September 24, 2010

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, September 27, 2010 at the Lutchter Office, Lutchter, Louisiana.

Very truly yours,

Monica Salins,  
Executive Director

Vice-President Mike Delaune called the meeting to order at 6:15 p.m. The following members were present: Messrs. Marty Poche, Jerry Savoy, Allen St. Pierre, L.C. Irvin and Mike Delaune. Absent were Tony Cunningham and Steve Wilson at roll call.

Pontchartrain Levee District employees in attendance were: Messrs. Monica Salins – Executive Director and Susan M. Sheets - Secretary to the Board. 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 of G.C.R. & Associates, Les Waguespack of Shaw, Henry Picard, III of BKI, Steve Braquete and Anthony Goodgion of Linfield, Hunter & Junius, Jake Lambert of GSA Consulting Engineers, Jack Morgan of Evans-Graves Engineers, Inc., David McDonald and Patrick McKinney of LBC Baton Rouge, Eric Poche of SJB Group, LLC Matthew Keller of ERM, John Wahl of Quiver Construction, Jack Thompson of Louisiana Sugar, LLC and Brian Harrison of Imperial Sugar Co.

The Pledge of Allegiance was recited.

A motion to approve the minutes of the Regular Board Meeting of August 16, 2010, was offered by Mr. Savoy, seconded by Mr. St. Pierre and unanimously carried.

## COMMITTEE REPORTS

**Security/Safety Committee:** Mr. Mike Delaune reported on the security meeting held on September 21, 2010. There were no action items to report.

**Equipment Committee:** Mr. Mike Delaune reported on the meeting held on September 21, 2010. Mr. Poche moved, seconded by Mr. Irvin to approve to task Linfield, Hunter & Junius, Inc. to review prior maintenance plan, to coordinate and discuss with Mr. Steib and Mr. LeBlanc repairs to the PLD Maintenance Shop roof, as well as, to review the electrical system and to research funding avenues as recommended by committee. This motion carried unanimously.

**Finance Committee:** Mr. Allen St. Pierre reported on the Finance meeting held on September 23, 2010. Mr. Savoy moved, seconded by Mr. Irvin to approve the regular monthly invoices in the amount of \$78,579.24 as recommended by committee. The motion carried unanimously. Mr. Delaune moved, seconded by Mr. Savoy to approve the invoice from G.C.R. and Associates for the St. Charles Parish Hurricane Protection 100 year protection in the amount of \$20,234.64 as recommended by committee. This motion carried unanimously. Mr. Savoy moved, seconded by Mr. Poche to approve the invoice from the National Waterways Conference, Inc. for the annual dues in the amount of \$1,305.00 as recommended by committee. The motion carried unanimously. Mr. Irvin then moved to approve the invoice from Hienz & Macaluso, LLC for the audit services for the fiscal year ending June 30, 2010 as recommended. This motion as seconded by Mr. Delaune and also carried unanimously. Lastly, Mr. Poche moved, seconded by Mr. Delaune to approve to maintain the services of Hienz & Malcaluso for another three (3) year period, if so approved through the Legislative Auditor, as recommended by committee. This motion carried unanimously.

**Personnel Committee:** Mr. Marty Poche reported on the Personnel meeting which was held on September 23, 2010. Mr. St. Pierre moved, seconded by Mr. Irvin to approve the merit increases for October regarding PLD Employee Nos. 2360, 9608, 47125, and 199898, on their respective anniversary dates, as recommended by committee. This motion carried unanimously.

**Bonfire Committee:** Mr. Marty Poche reported on the Bonfire meeting which was held on September 23, 2010. Mr. Delaune moved, seconded by Mr. Savoy to approve the 2010 Bonfire Season Guidelines as recommended by committee. This motion carried unanimously. Mr. Delaune then offered a substitute motion to approve to extend the current contract of the Executive Director through December 1, 2015 and the compensation of the Executive Director be adjusted to reflect the state average for levee district directors, said annual salary to reflect \$115,315.00, effective immediately, as per the terms and conditions set forth in a new contract to be prepared by PLD Board Counsel as recommended by committee. This motion was seconded by Mr. Irvin and carried unanimously.

## **STAFF REPORTS**

Updated reports were given for each of the following projects by the respective engineer and/or representative: \*Mr. Wilson took has seat at the table and chaired the meeting from this point.

- 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 Restoration

Mr. Delaune moved, seconded by Mr. Savoy to add three (3) items to the agenda relative to the AR&T, MR Multi Use Trail and LaBranche Shoreline Restoration projects. The motion carried unanimously.

Mr. Poche moved, seconded by Mr. Irvin to authorize President Wilson to execute an amendment to the Shaw contract, regarding the AR&T, Bayou Manchac, specific to alternative funding subject to receipt, review and approval of said amendment by PLD Board Counsel. The motion carried unanimously.

Mr. St. Pierre then moved, seconded by Mr. Poche to approve the proposal of the SJB Group regarding the MR Multi Use Trail, to act as a liaison for the Pontchartrain Levee District and initiate meetings with representatives of each of the six (6) parishes to discuss the project, future options, and to assist the parishes with possible funding opportunities, under a new contract not to exceed \$50,000.00 for a period of one (1) year upon receipt of a Notice to Proceed from PLD. The motion carried unanimously.

Mr. Irvin moved, seconded by Mr. Savoy to authorize President Wilson to sign the Planning Assistance to States Agreement (PAS) between the Department of the Army and the Pontchartrain Levee District for LaBranche Wetland Planning Level Assessment Study. Motion carried unanimously.

## **LETTERS OF NO OBJECTION**

The following requests were presented to the Board for action:

At this time, Mr. Poche moved, seconded by Mr. Delaune to add a request for a letter of no objection from Berard Transportation, Inc. The motion carried unanimously.

**Berard Transportation, Inc.**- request of September 1, 2010 through Richard Wright to cross the levee at the Barber Bros. ramp to transport equipment. Mr. Delaune 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 September 27, 2010 and OCPR dated September 27, 2010 and reaffirmed by PLD. The motion carried unanimously.

**Multisport Fitness, LLC** –request of August 12, 2010 to use the levee in the River Road/Farr Park area just south of Baton Rouge for the Voo Du Duathlons on October 31, 2010. Mr. Irvin moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request.

**Quiver Construction** – request of November 11, 2009 through Leonard Chauvin, P.E., P.L.S. concerning permission to construct a borrow pit, between levee station 3724+55 and 3751+77, in St. James Parish, Louisiana. Mr. Poche moved, seconded by Mr. Delaune 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 16, 2010 and OCPR dated November 18, 2009 and reaffirmed by PLD. This motion carried unanimously.

**International Matex Tank Terminals** – request of September 16, 2010 through Lanier & Associates Engineers, concerning permission to remove an existing barge dock, to construct and install a new fire water platform and to install three new breasting dolphins and one tripod dolphin, levee station 5709+10, at St. Rose, Louisiana, in St. Charles Parish. Mr. St Pierre 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 15, 2010 and OCPR dated September 23, 2010 and reaffirmed by PLD. This motion carried unanimously.

**International Matex Tank Terminals** – request of May 28, 2010 through Lanier & Associates Engineers, concerning permission to construct a new piperack, transformer platform, and skid platforms, between levee station 5715+00 and 5727+00, at St. Rose, Louisiana, in St. Charles Parish. Mr. Delaune 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 July 28, 2010 and OCPR dated September 2, 2010 and reaffirmed by PLD. This motion carried unanimously.

**Port of South Louisiana** – request of September 14, 2010 concerning permission to dredge sand and stockpile the sand on the batture, levee station 4665+00, at Reserve, Louisiana, in St. John the Baptist Parish. 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 September 16, 2010 and OCPR dated September 23, 2010 and reaffirmed by PLD. This motion carried unanimously.

**St. John the Baptist Parish** - request of July 22, 2010 through Meyer Engineers, Ltd., concerning permission to construct a multi-use path, between levee station 4751+63 and 4915+00, at LaPlace, Louisiana, in St. John the Baptist Parish. 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 September 3, 2010 and OCPR dated September 22, 2010 and reaffirmed by PLD. This motion carried unanimously.

**Entergy Louisiana, LLC** – request of May 18, 2010 for revision to their original letter of no objection #10031523 which includes installing three power poles along the Lake Pontchartrain and Vicinity Hurricane Protection levee, North of Airline Highway, St. Charles Parish, at New Sarpy, Louisiana, in St. Charles Parish and to install the aerial powerline across the adjacent sheet pile, vicinity of levee station 145+00, instead of the adjacent levee, at levee station 142+41.3 as originally proposed. Mr. Delaune 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 June 11, 2010 and OCPR dated September 22, 2010 and reaffirmed by PLD. This motion carried unanimously.

**Nalco Chemical Company** – request of September 10, 2010 through Eustis Engineering Services, LLC, concerning permission to drill four soil borings, near Garyville, Louisiana, in St. John the Baptist Parish. 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 September 24, 2010 and OCPR dated September 16, 2010 and reaffirmed by PLD. This motion carried unanimously.

**Lower River Marine, Inc.** – request of August 6, 2010 concerning permission to drill four soil borings, levee station 5900+00, at St. Rose, Louisiana, in St. Charles Parish. Mr. Delaune 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 August 18, 2010 and OCPR dated August 12, 2010 and reaffirmed by PLD. This motion carried unanimously.

**Marathon Petroleum Company, LLC** – request of July 2, 2010 concerning permission to install cathodic protection for Dock No. 3, levee station 4515+00, at Garyville, Louisiana, in St. John the Baptist Parish. Mr. St. Pierre moved, seconded by Mr. Delaune 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 August 19, 2010 and OCPR dated September 2, 2010 and reaffirmed by PLD. This motion carried unanimously.

**AT&T** – request of August 12, 2010 through Byers Engineering concerning permission to directional bore a fiber optic cable at 10348 Highway 44, levee station 3146+00, at Convent, Louisiana, in 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 August 13, 2010 and OCPR dated August 24, 2010 and reaffirmed by PLD. This motion carried unanimously.

**Rain CII Carbon** – request of August 24, 2010 through Ardaman and Associates, Inc. concerning permission to drill four soil borings, levee station 4260+00, at Gramercy, Louisiana, in St. James Parish. 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 August 30, 2010 and OCPR dated August 24, 2010 and reaffirmed by PLD. This motion carried unanimously.

**Imperial Sugar Company** – request of August 16, 2010 through ERM, Inc. concerning permission to install forty two soil borings/temporary monitoring wells and install six soil borings on the batture, between levee station 4210+00 and 4240+00, near Gramercy, Louisiana, in 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 August 25, 2010 and OCPR dated August 24, 2010 and reaffirmed by PLD. This motion carried unanimously.

**AT&T** – request of September 13, 2010 through Byers Engineering concerning permission to replace three existing power poles at 3338 Highway 44, levee station 3985+40, at Paulina, 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 September 15, 2010 and OCPR dated September 14, 2010 and reaffirmed by PLD. This motion carried unanimously.

**Entergy Louisiana, LLC** – request of September 1, 2010 concerning permission to install one power pole at the corner of Highway 628 and Azalea Drive, levee station 4930+00, at LaPlace, Louisiana, in St. John the Baptist Parish. 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 September 7, 2010 and OCPR dated September 8, 2010 and reaffirmed by PLD. This motion carried unanimously.

**Syngenta Crop Protection, Inc.** – request of August 20, 2010 through Layne Christensen Company concerning permission to drill a water well approximately 260 feet on the protected side, levee station 1520+30, at St. Gabriel, Louisiana, in Iberville Parish. Mr. Savoy moved, seconded by Mr. Delaune 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 3, 2010 and OCPR dated September 14, 2010 and reaffirmed by PLD. This motion carried unanimously.

**AT&T** – request of September 20, 2010 concerning permission to bury a fiber optic cable along LA Highway 75 from Monticello Drive to the Plaquemine Ferry landing, between levee station 185+00 and 1474+00, in Iberville Parish, Louisiana. Mr. Irvin 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 September 23, 2010 and OCPR dated September 22, 2010 and reaffirmed by PLD. This motion carried unanimously.

**LBC Baton Rouge** – request of January 29, 2010 for revision to their original letter of no objection #09101980 requesting approval for revision to their original plans which includes excavating across the road instead of directionally drilling the casings as originally proposed, between levee station 1268+50 and 1383+50, 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 September 13, 2010 and OCPR dated September 23, 2010 and reaffirmed by PLD. This motion carried unanimously.

### **RIGHTS OF ENTRY**

None.

### **PRESIDENT’S REMARKS**

President Wilson announced that Colonel Edward Fleming would be at the PLD Headquarters in the morning at 8:30 a.m. and invited any members available to attend.

### **OLD BUSINESS**

None.

### **NEW BUSINESS**

None.

### **PUBLIC COMMENTS**

Billy Wahl of OCPR addressed the Board relative to requests for rights of entry.

### **ADJOURNMENT**

At this time, Mr. Savoy moved, seconded by Mr. Delaune to adjourn. The motion carried unanimously and President Wilson declared the meeting adjourned at 7:29 p.m.

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**Susan M. Sheets, Secretary**

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