

The Board of Commissioners for the Pontchartrain Levee District met at its office on Monday, September 19, 2011, pursuant to due notice given to each member in due time, form and manner as follows:

September 16, 2011

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 19, 2011 at the Lutchter Office, Lutchter, Louisiana.

Very truly yours,

Monica Salins,
Executive Director

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

Pontchartrain Levee District employees in attendance were: Messrs. Kenny Steib – Levee Operations Superintendent 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: Henry Picard of Burk Kleinpeter, Eric Poche of SJB Group, A.J. Domangue and Mona Nosari of G.C.R. & Associates, Les Waguespack of Shaw, Nathan Junius of Linfield, Hunter & Junius, Jake Lambert of G.S.A. & Associates, Jack Morgan of Evans-Graves Engineers, Josh Graham of Compliance Envirosystems, Billy Wall of OCPR, Bill Kline of CN Railroad, Scott Nesbit of NRP, Vyron Bernard of ABMB, Tommy Martin of SCG, Brian Newman of C-K Associates, LLC, Roger Short of PNK Designs Construction, Craig Barnette of Convent Marine, Durund Elzey of USACE, Bob Rowlette of Evan-Graves Engineers and Chris Williams of Moffatt & Nichols.

The Pledge of Allegiance was recited.

A motion to approve the minutes of the Regular Board Meeting of August 15, 2011, was offered by Mr. Irvin, seconded by Mr. Savoy and unanimously carried.

COMMITTEE REPORTS

Security/Safety Committee: Mr. Mike Delaune reported on the security meeting held on September 13, 2011. Mr. Savoy moved, seconded by Mr. Delaune to approve the Memorandum of Understanding between PLD and East Ascension Consolidated Gravity Drainage District (EACGDD), predicated on the final draft, final terms, review and approval by the PLD Board Counsel; further, once said predication has been approved by said counsel, Steve Wilson, PLD President, is authorized to execute said MOU as per the final terms and conditions as set forth by counsel, as recommended by committee of September 13, 2011. This motion carried unanimously.

Equipment Committee: Mr. Mike Delaune reported on the meeting held on September 13, 2011. There were no action items to report.

Finance Committee: Mr. Jerry Savoy reported on the Finance meeting held on September 15, 2011. Mr. Irvin moved, seconded by Mr. Poche to approve the CES proposal for Storm Culvert Evaluation Services, Phase 1, in the amount of \$28,725.00, predicated on the final draft, final terms and conditions, review and approval by the PLD Board Counsel; further, once said predication has been approved by said counsel, Steve Wilson, PLD President, is authorized to execute said MOU as per the final terms and conditions as set forth by counsel, as recommended by committee of September 15, 2011. This motion carried unanimously. Mr. Poche moved, seconded by Mr. Bosco to approve the regular monthly invoices in the amount of \$89,264.21 as recommended by committee. The motion carried unanimously. Mr. Irvin moved, seconded by Mr. Delaune to approve the invoice from G.C.R. and Associates for the 100 year protection in the amount of \$34,290.64 for the month of July 1, 2011 thru July 31, 2011 as recommended by committee. This motion carried unanimously. Mr. Irvin moved, seconded by Mr. Poche to approve the expenses for the Mississippi Valley Flood Control 76th Annual Meeting in New Orleans, Louisiana on December 8-10, 2011 as recommended by committee. This motion carried unanimously.

Personnel Committee: Mr. Marty Poche reported on the Personnel meeting which was held on September 15th, 2011. There were no action items to report. At this time, President Wilson addressed members regarding Civil Service and PLD's organization chart. President Wilson explained that the State was behind on updates relative to the organization chart and that these updates were necessary in order to move forward with the hiring within the Police Department. This matter would be further discussed at the next Personnel committee meeting.

STAFF REPORTS

At this time, updated 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 Wetlands

LETTERS OF NO OBJECTION

The following requests were presented to the Board for action:

At this time, President Wilson addressed the board and explained that a letter of no objection needed to be added to the agenda for consideration. Mr. Delaune moved, seconded by Mr. Irvin to add Letter of No Objection relative to Raven to the agenda. This motion carried unanimously.

Raven – request of August 18, 2011 through C-K Associates, LLC concerning permission to construct three (3) conveyor belts, one (1) concrete reclaim tunnel, four (4) concrete stacking tubes, and three (3) concrete support tubes within the facility, levee station 3475+00, at Convent, Louisiana, in St. James Parish. 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 15, 2011 and OCPR dated August 31, 2011 and reaffirmed by PLD. This motion carried unanimously.

City – Parish of East Baton Rouge – request of August 10, 2011 through SJB Group, LLC, concerning permission to install a new sewer system to serve the Nicholson-Bluebonnet corridor, between levee station 620+00 and 685+00, at Baton Rouge, Louisiana, in East Baton Rouge Parish. 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 7, 2011 and OCPR dated August 16, 2011 and reaffirmed by PLD. This motion carried unanimously.

Houmas House – request of August 5, 2011 through Professional Service Industries, Inc., concerning permission to drill two (2) soil borings, levee station 2944+00, at Burnside, Louisiana, in Ascension 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 August 22, 2011 and OCPR dated August 15, 2011 and reaffirmed by PLD. This motion carried unanimously.

St. John the Baptist Parish – request of August 30, 2011 to extend for an additional two (2) years LONO#100927120 for the construction of a multi-use path, between levee stations 4751+63 and 4915+00, at LaPlace, Louisiana, in St. John the Baptist Parish. Mr. Delaune moved, seconded by Mr. Bosco to grant a “Letter of No Objection” to this request. This motion carried unanimously.

Breckinridge Group – request of August 10, 2011 through SJB Group, LLC to modify LONO #10051756 requesting after the fact approval for the construction of a parking pad and fence, levee station 160+00, at Baton Rouge, Louisiana, in East Baton Rouge Parish. Mr. Irvin 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 August 5, 2011 and OCPR dated August 15, 2011 and reaffirmed by PLD. This motion carried unanimously.

Raven Energy, LLC – request of August 25, 2011 for the name change and transfer of the IC Rail Marine Terminal Company file in Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request. This motion carried unanimously.

Raven Energy, LLC – request of July 29, 2011 through C-K Associates, LLC, concerning permission construct two (2) additional rail tracks, and new maintenance road, relocate a drainage ditch, construct bases for the new tracks and to upgrade the sanitary sewer treatment unit within the IC Rail Marine Terminal facility, between levee station 3454+72 and 3487+23, 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 16, 2011 and OCPR dated September 1, 2011 and reaffirmed by PLD. This motion carried unanimously.

Town of Lutcher – request of July 7, 2011 through Environmental Engineering Services, Inc., concerning permission to renovate the existing raw water intake structure, levee station 4165+00, at Lutcher, 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 August 22, 2011 and OCPR dated July 8, 2011 and reaffirmed by PLD. This motion carried unanimously.

Town of Lutcher – request of July 29, 2011 through Eustis Engineering Services, LLC, concerning permission to drill one (1) soil boring at 407 East Jefferson Highway, levee station 4189+00, at Gramercy, 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 August 9, 2011 and OCPR dated August 2, 2011 and reaffirmed by PLD. This motion carried unanimously.

International Matex Tank Terminals (IMTT) – request of July 27, 2011 through Waldemar S. Nelson and Company, Inc., concerning permission to repair and upgrade existing roads on the floodside, protected side and crown, between levee station 5703+00 and 5720+98, at St. Rose, Louisiana, in St. Charles Parish. Mr. Bosco 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 25, 2011 and OCPR dated August 10, 2011 and reaffirmed by PLD. This motion carried unanimously.

Motiva Enterprises, LLC – request of August 5, 2011 through Eustis Engineering Services, LLC, concerning permission to drill one (1) soil boring, levee station 3079+00, at Convent, Louisiana, 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 August 22, 2011 and OCPR dated August 15, 2011 and reaffirmed by PLD. This motion carried unanimously with Mr. Wilson not voting on said matter.

Port Ship Service – request of August 12, 2011 through Gillen Engineering, LLC, concerning permission to drill one (1) soil boring, levee station 5904+40, at St. Rose, Louisiana, in St. Charles Parish. Mr. Boso 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 August 22, 2011 and OCPR dated August 15, 2011 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of August 18, 2011 concerning permission to install one (1) power pole at 4210 Belmont Lane, levee station 3902+00, 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 22, 2011 and OCPR dated August 19, 2011 and reaffirmed by PLD. This motion carried unanimously.

Michael Laiche – request of August 17, 2011 concerning permission to install an on-site wastewater treatment system at 3126 Metge Street, levee station 4034+00, at Paulina, 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 August 22, 2011 and OCPR dated August 19, 2011 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of August 16, 2011 concerning permission to install two (2) power poles and electric conductors (cables and grounds) at 123 Ponderosa Road, levee station 5679+00, at St. Rose, Louisiana, in St. Charles Parish. Mr. Bosco 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 August 22, 2011 and OCPR dated August 18, 2011 and reaffirmed by PLD. This motion carried unanimously.

Southern Natural Gas Company – request of July 22, 2011 concerning permission to replace a valve and pig trap on an existing 24-inch natural gas pipeline, levee station 1963+00, at Carville, 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 August 22, 2011 and OCPR dated August 2, 2011 and reaffirmed by PLD. This motion carried unanimously.

Ormet Corporation – request of August 1, 2011 concerning permission to excavate in order to repair a pipeline, modify a pipeline and to install a new 6-inch waterline, between levee station 2996+00 and 3021+03, at Burnside, Louisiana, in Ascension Parish. Mr. Bosco 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, 2011 and OCPR dated August 11, 2011 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC (Little Gypsy Plant) – request of July 21, 2011 concerning permission to install an oil water separator foundation, piles, auxiliary equipment and a discharge pipe tie-in, levee station 5144+00, at Norco, Louisiana, in St. Charles Parish. Mr. Bosco 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, 2011 and OCPR dated August 15, 2011 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of August 29, 2011 concerning permission to install one (1) power pole and its electric conductors at Eastbank Bridge Park , levee station 5565+00, at Destrehan, Louisiana, in St. Charles Parish. Mr. Bosco 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 31, 2011 and OCPR dated August 31, 2011 and reaffirmed by PLD. This motion carried unanimously.

Nalco Company – request of September 9, 2011 through Conestoga-Rovers & Associates, Inc., concerning permission to have Entergy install an overhead powerline, levee station 4385+00, at Garyville, Louisiana, in St. John the Baptist 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 30, 2011 and OCPR dated September 13, 2011 and reaffirmed by PLD. This motion carried unanimously.

Valero Refinery – St. Charles – request of August 23, 2011 concerning permission drill one (1) soil boring and to perform four (4) cone penetrometer tests, levee station 5367+68, at Good Hope, Louisiana, in St. James 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 August 31, 2011 and OCPR dated September 1, 2011 and reaffirmed by PLD. This motion carried unanimously.

Louisiana Department of Transportation and Development – request of August 22, 2011 concerning permission complete the overlay of LA 22, levee station 2712+00, at Darrow, Louisiana, in Ascension Parish. Mr. Irvin 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 30, 2011 and OCPR dated September 9, 2011 and reaffirmed by PLD. This motion carried unanimously.

ArcelorMittal LaPlace, LLC – request of July 15, 2011 through T.Baker Smith, LLC, concerning permission to maintain the stabilized bank as permitted by the emergency authorization; to maintain the access road that was originally authorized on a temporary basis; to clear, enlarge and maintain a previously authorized work area; to install and maintain foundations for an oxygen tank and two winch pads to install a temporary steel plate in an existing ditch; and to install and maintain a propane tank and nine portable structures, levee station 5010+00, at LaPlace, Louisiana, in St. John the Baptist Parish. 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 August 30, 2011 and OCPR dated September 9, 2011 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of August 10, 2011 concerning permission to replace two (2) power poles, install three power poles and directional bore underground power lines as part of the Valero pipe bridge replacement, between levee stations 5367+68 and 5372+93, in St. Charles Parish, Louisiana. Mr. Bosco 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 16, 2011 and OCPR dated September 14, 2011 and reaffirmed by PLD. This motion carried unanimously.

Rock Schexnaydre – request of September 7, 2011 concerning permission to construct a swimming pool at 161 Avenue of Oaks, levee station 271+00, at Destrehan, 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 September 15, 2011 and OCPR dated September 13, 2011 and reaffirmed by PLD. This motion carried unanimously.

St. Michael’s Church – request of August 15, 2011 concerning permission to host a 5K Walk/Run event on October 2, 2011 and to place signs at the base of levee to advertise the fair festivities, at Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request. This motion carried unanimously.

(Ratification of Verbal ‘Interim’ LONO) PNK Partnership - As per a meeting held at the Pontchartrain Levee District Headquarters this 26th day of August, 2011, in cooperation with Amy Powell, Operations Manager-Operations Division, U.S. Army Corps of Engineers, New Orleans District and in cooperation with Billy Wall, Engineer, Office of Coastal Protection and Restoration, an ‘interim’ Letter of No Objection was issued specific to:

- a. Any and all work at the PNK Support Facility/Central Plant, i.e. Mechanical, Electric, and Plumbing (MEP) rough-in, Pre-Engineered Metal Buildings (PEMB), as per the request from NRP dated August 16, 2011, may commence this date;
- b. Installation of underground site utilities from the newly re-routed River Road/Gardere Roundabout to the PNK Support Facility/Central Plant, may commence this date;
- c. Any surface parking lot utilities, including but not limited to, fill and compacted sub-base may commence this date, specifically between the areas of "New" River Road and "Old" River Road;
- d. Installation of the auger cast pile caps at the hotel, the parking garage, the tower crane foundations and the elevator foundations on the protected side (landside) of the levee may commence this date;
- e. Erection of the tower crane on the protected side of the levee (landside), specific to Tower Crane No. 3 and Tower Crane No. 4 may commence this date; and
- f. The concrete pour over the 'barge deck,' (floodside/batture) as submitted in the original Regulatory permit, as shown on drawing No. NA-821, "Transverse Site Section," dated 10/2009, may commence this date.

All subject to the provisions referenced in the 'Interim' LONO issued on August 26, 2011, as well as, and made a part hereof, all of the items and provisions referenced/addressed in the April 6, 2011, letter issued by these parties is extended as of August 26, 2011 and is made a part hereof of this 'interim' approval. Mr. Savoy moved, seconded by Mr. Poche to grant a "Letter of No Objection" to this request. This motion carried unanimously.

RIGHTS OF ENTRY

At this time, President Wilson explained that a right of entry needed to be added to the agenda for consideration. Mr. Savoy moved, seconded by Mr. Irvin to add said right of entry to the agenda. The motion to add carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – request of September 16, 2011 from Linda C. LaBure, Chief of Real Estate Division, to Garret Graves, Chairman of the Coastal Protection and Restoration Authority of Louisiana and Steve Wilson, President of the Pontchartrain Levee District for right-of-entry for a period of twelve (12) months or until completion of the work to install Turf Reinforcement Mat (TRM) in connection with the Lake Pontchartrain and Vicinity, St. Charles Parish Hurricane Protection Levee (HPL), Levee Reach 2B, LPV-4.2B, as per drawing entitled "Lake Pontchartrain and Vicinity, Louisiana Project, North of Airline Highway, St. Charles Parish, TRM Test Section, Right of Way, Sheet Identification RO-1 dated April 13, 2009. Mr. Bosco moved, seconded by Mr. Delaune to grant said request as presented. This motion carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – request of September 9, 2011, from Linda C. LaBure, Chief of Real Estate Division, to Garret Graves, Chairman of the Coastal Protection and Restoration Authority of Louisiana and Steve Wilson, President of the Pontchartrain Levee District for confirmation of existing right-of-entry which will now require an extension for a period of twelve (12) months or until completion of the work in connection with the Lake Pontchartrain and Vicinity, St. Charles Parish Hurricane Protection Levee (HPL), Reach 1B Access Road, LPV-4.2B, as per drawing entitled “Lake Pontchartrain and Vicinity, St. Charles Parish Hurricane Protection Levee (HPL), Reach 1B Access Road, Request For Construction , Sheet Identification C-1 dated September 2011. Mr. Bosco moved, seconded by Mr. Poche to grant request as presented. This motion carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – request of September 8, revised September 19, 2011 from Linda C. LaBure, Chief of Real Estate Division, to Steve Wilson, President, Board of Commissioners of the Pontchartrain Levee District for right-of-entry for a period of 24 months or until completion of the work in connection with the Mississippi River Levee, Duncan Point Seepage Berm and Road Relocation Project, Baseline Station (B/L Sta.) 175+00 to B/L Sta. 210+00, East Baton Rouge Parish, Louisiana, as per drawings entitled “Mississippi River, Left Descending Bank, Mile 225.9 to 225.0, Duncan Point Seepage Berm and Road Relocation, East Baton Rouge Parish, LA, Pontchartrain Levee District,” File Number H-8-47217, Sheet Identification Numbers RE-01, RE-02, RE-03A, RE-04, RE-05, and RE-06A, dated July 13, 2011, last revised August 30, 2011, excluding lands owned by the United States of America. Authorization for entry is predicated upon receiving executed Intergovernmental Agreements from the Greater Baton Rouge Port Commission, the Recreation and Park Commission of the Parish of East Baton Rouge, the Amite River Basin Water and Drainage Conservation District and a project permit from the Louisiana Department of Transportation & Development. Mr. Delaune moved, seconded by Mr. Irvin to grant request as presented. This motion carried unanimously.

PRESIDENT’S REMARKS

President Wilson shared an award of Certificate of Appreciation from the Department of the Army to the Pontchartrain Levee District. This distinguished honor was presented by Micheal J. Walsh, Major General USA Commanding to President Steve Wilson for “...exceptional achievement in support of the Mississippi Valley Division in the execution of the Hurricane and Storm Damage Risk Reduction System mission. The Pontchartrain Levee District Team’s knowledge, skills, personal sacrifice, professionalism, competence, and initiative were valuable assets to the success of the Hurricane and Storm Damage Risk Reduction System projects in Southeast Louisiana. This partnership is in keeping with the finest traditions of public service and reflects great credit upon the Pontchartrain Levee District, the U.S. Army Corps of Engineers, and the United States Army.” President Wilson expressed what an honor this award was and he wanted to particularly extend his appreciation to Levee Board Operations Superintendent, Kenneth Steib, Sr., and the entire PLD Staff for all of their dedication and loyalty.

On the motion of Mr. DeLaune seconded by Mr. Savoy the following resolution was offered:

“A Resolution to urge and request the U.S. Army Corps of Engineers to extend its deadline of June 1, 2012, to complete the armoring of the HSDRRS”

WHEREAS, southeast Louisiana has twice in recent history suffered catastrophic loss of life, property damage and economic devastation due to flooding, first by Hurricane Betsy in 1965, and again on a far greater scale in 2005 by Hurricane Katrina; and

WHEREAS, in response to the devastation caused by Hurricane Katrina, the U.S. Congress authorized and appropriated funding for the U.S. Army Corps of Engineers (USACE) to design and construct the Greater New Orleans Hurricane and Storm Damage Risk Reduction System (HSDRRS) to strengthen and provide 100-year level of protection capable of withstanding the efforts of a storm having a one percent chance of occurring each year; and

WHEREAS, the failures of the flood protection system constructed subsequent to Hurricane Betsy that occurred during Hurricane Katrina demonstrated the critical importance for the system to be robust and resilient; and

WHEREAS, the U.S. Congress in the Fourth and Sixth Supplemental Appropriations provided funding to armor the critical elements of the HSDRRS to provide the resiliency required for the system to maintain its functionality even when subjected to forces greater than its intended design level; and

WHEREAS, the USACE provided the results of its alternative evaluation process and its recommended alternative to armor the HSDRRS to the State of Louisiana (the Non-Federal Sponsor) on June 6, 2011; and

WHEREAS, the State of Louisiana provided a written response to the USACE on June 24, 2011, expressing its disagreement with the materials and methodologies recommended by the USACE and recommending that additional alternatives be considered and evaluated; and

WHEREAS, the ability of local authorities to financially and physically operate and maintain the armoring is of essential importance; and

WHEREAS, the State, local flood protection authorities and levee districts have determined that more research and investigation is needed into the methodologies and materials recommended by the USACE in order to evaluate their adequacy, sustainability and economic viability for providing risk reduction under local environmental conditions, and for the results of this evaluation, along with potential alternatives, to be presented to the USACE so that the best possible, fully informed decisions can be reached; and

WHEREAS, authorities and authorizations provided under the Water Resources Development Act (WRDA) and the aforementioned supplemental appropriations do not specify a deadline for the delivery of armoring to the HSDRRS; however, the USACE has imposed a deadline of June 1, 2012, for the armoring to be put in place.

BE IT HEREBY RESOLVED, that the Pontchartrain Levee District urges and requests the U.S. Army Corps of Engineers to extend its deadline of June 1, 2012, to complete the armoring for the HSDRRS so that all methods and alternatives can be considered and evaluated and the system can be made as resilient as possible to protect the lives, property and economic welfare of the citizens of southeast Louisiana.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Bosco, DeLaune, Irvin, Poche, Savoy, and Wilson

NAYS: None

ABSENT: St. Pierre

This resolution was declared adopted this 19TH day of September, 2011.

OLD BUSINESS

None

NEW BUSINESS

Under new business, the Board discussed the following Intergovernmental Agreements:

Mr. Savoy moved, seconded by Mr. Irvin to approve the Intergovernmental Agreement between the Pontchartrain Levee District and the Greater Baton Rouge Port Commission, as prepared by PLD Board Counsel, and to authorize the PLD President to execute said agreement for the acquisition of 2-year temporary work area easements identified as Tract Nos. CE-1-5 and CE-1-7 and a perpetual flood protection levee easement identified as Tract No. CE-1-6, as required by the U.S. Army Corps of Engineers for construction of the Duncan Point Seepage Berm and Road Relocation Project, East Baton Rouge Parish. The motion carried.

Mr. Savoy moved, seconded by Mr. Delaune to approve the Intergovernmental Agreement between the Pontchartrain Levee District and the BREC Recreation and Park Commission of the Parish of East Baton Rouge, as prepared by PLD Board Counsel, and to authorize the PLD President to execute said agreement for the acquisition of a perpetual flood protection levee easement identified as Tract No. CE-1-1, a perpetual utility easement identified as CE-1-2, and 2-year temporary work area easements identified as Tract Nos. CE-1-3 and CE-1-4, as required by the U.S. Army Corps of Engineers for construction of the Duncan Point Seepage Berm and Road Relocation Project, East Baton Rouge Parish. The motion carried.

Mr. Savoy moved, seconded by Mr. Bosco to approve the Intergovernmental Agreement between the Pontchartrain Levee District and the Amite River Basin Water & Drainage Conservation District, as prepared by PLD Board Counsel, and to authorize the PLD President to execute said agreement for the acquisition of a 2-year temporary work area easement for borrow identified as Tract No. CE-2-1 and a 2-year temporary access road easement identified as Tract No. CE-2-2, including the right of access across the Kansas City Southern Railroad tracks and right-of-way, as required by the U.S. Army Corps of Engineers for construction of the Duncan Point Seepage Berm and Road Relocation Project, East Baton Rouge Parish. The motion carried.

PUBLIC COMMENTS

There were no public comments.

ADJOURNMENT

At this time, Mr. Irvin moved, seconded by Mr. Savoy to adjourn. The motion carried unanimously and President Wilson declared the meeting adjourned at 7:32 p.m.

Susan M. Sheets, Secretary

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