

The Board of Commissioners of the Pontchartrain Levee District met at its office on Monday, August 17, 2020, pursuant to due notice given to each member in due time, form and manner as follows:

“August 14, 2020

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 August 17, 2020 at the Lutch Office, Lutch, Louisiana.

Very truly yours,

Monica Salins Gorman  
Executive Director”

Monica Salins Gorman called the meeting to order at 6:03 p.m. The Pledge of Allegiance was recited. Ms. Bush was asked to call roll. The following members were present: Allen J. St. Pierre, Sr., Trey Granier, Percy Hebert, Jr., Blaine J. Sheets, Leonard C. Irvin, Matthew Butler, Randy Clouatre, and Senecca Boudreaux. Via teleconference was Ricky Bosco. Absent: None.

Pontchartrain Levee District employees in attendance were: Monica Salins Gorman – Executive Director, Mel D. Bush – Board Secretary and via teleconference – Matthew Arseneaux – PLD Police Captain. Also, in attendance at PLD HQ was Dwight Poirrier – PLD Board Counsel and Joseph Sevario – Executive Assistant to the Board of Commissioners. Guests included Chris Guidry of Oxy Chem.

Via teleconference, guests included: Jane Dufour of GCR and Sam Scholle of St. Charles Parish.

First was to approve the minutes of the regular board meeting of July 20, 2020. Public Comments: None. A motion to approve said item was offered by Commissioner Hebert, seconded by Commissioner Granier. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

## COMMITTEE REPORTS

**Security/Safety Committee:** Monica Salins Gorman called upon Vice President Sheets, Chairperson of said committee, who noted that there were no items to report from the Security/Safety Committee held on August 13, 2020.

**Equipment Committee:** Monica Salins Gorman called upon Commissioner St. Pierre, Chairperson of said committee, who noted that there were no items to report from the Equipment Committee held on August 13, 2020.

**Finance Committee:** Monica Salins Gorman called upon Commissioner Boudreaux who reported on the Finance Committee meeting held on August 13, 2020:

The first item on the finance agenda was to approve the regular monthly invoices in the amount of \$50,097.39 as recommended by committee on August 13, 2020. Public Comments: None. Motion to approve said agenda item was made by Vice President Sheets, seconded by Commissioner Hebert. There was no other discussion, there were no public comments, there were no objections, and the motion carried unanimously.

The next item was to approve the invoices from GCR, Inc. totaling 69,543.67 (this total represents 3 projects: LPV - \$3,637.50; Laurel Ridge - \$6,115.63; WSLP - \$59,790.54) said invoicing representing the fees from July 1, 2020 through July 31, 2020 as recommended by committee on August 13, 2020. Public Comments: None. Motion to approve said agenda item was made by Commissioner Clouatre, seconded by Commissioner Granier. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

The next item was to approve the invoice from GSA Consulting Engineers, Inc. in the amount of \$11,925.53 for Laurel Ridge Levee Extension as recommended by committee on August 13, 2020. Public Comments: None. Motion to approve said agenda item was made by Commissioner Vice President Sheets, seconded by Commissioner Hebert. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

Next item on the agenda was to approve the invoice from GSA Consulting Engineers, Inc. in the amount of \$4,023.95 for Bluff Swamp Control Structure as recommended by committee on August 13, 2020. Public Comments: None. Motion to approve said agenda item was made by Commissioner St. Pierre, seconded by Commissioner Irvin. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

Next item was to approve the invoice from Burk-Kleinpeter for West Shore-Lake Pontchartrain in the amount of \$12,146.75 for July 1, 2020 through July 31, 2020 as recommended by committee on August 13, 2020. Public Comments: None. Motion to approve said agenda item was made by Commissioner Irvin, seconded by Commissioner Hebert. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

Next item on the agenda was to approve the invoice from the GCR Inc. for computer technical support for July 2020 in the amount of \$115.00 as recommended by committee on August 13, 2020. Public Comments: None. Motion to approve said agenda item was made by Commissioner Granier, seconded by Commissioner Irvin. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

Next item was to approve the expenses for the 39<sup>th</sup> Annual Mississippi Valley Flood Control Association in Washington, DC to be held September 27-30, 2020 as recommended by committee on August 13, 2020. Public Comments: None. The motion to approve said agenda item was made by Commissioner Hebert, seconded by Vice President Sheets. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

Next item was to approve the following 408 Endorsement as recommended by committee on August 13, 2020:

1. **REG Geismar, LLC** – request of July 29, 2020 through Duplantis Design Group, concerning permission to perform various proposed improvements within the existing industrial plant site, adjacent undeveloped areas, and the adjacent Mississippi River levee and batture will include but are not limited to, a capacity increase for renewable diesel, a new tank farm, rail yard expansion docking facility,

and associated piping and support infrastructure, on the left descending Mississippi River levee, vicinity of second order levee station 2293+67.4, in Geismar, Louisiana, in Ascension Parish

**Public Comments:** Commissioner Randy Clouatre abstained. Said motion to approve the endorsement was made by Vice President Sheets, seconded by Commissioner Granier. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

**Personnel Committee:** Monica Salins Gorman called upon Commissioner Granier, Chairperson of said committee, who noted there were no items to report on the Personnel Committee meeting held on August 13, 2020.

#### **STAFF REPORTS**

**Executive Director Report:** The Executive Director's report was in the packet for review. Mrs. Gorman offered her assistance to any of the board members should they have any questions or comments concerning the LONO report within their packets.

**Reports on Projects:** Said written reports were within the board member packets for each of the following projects provided by the respective engineer and/or representative:

- a) West Shore-Lake Pontchartrain Hurricane Protection
- b) St. James/Ascension Storm Surge Project
- c) Laurel Ridge Levee/Bayou Conway-Panama Canal/Hwy.22
- d) Bluff Swamp & Spanish Lake Flood Risk Reduction
- e) St. Charles Hurricane Protection Levee – Jane Dufour, GCR

#### **RIGHTS OF ENTRY**

None.

## **PRESIDENT'S REMARKS**

Welcome L. C. Irvin back to the Board and welcome to the two (2) new board members.

## **OLD BUSINESS**

None.

## **NEW BUSINESS**

Motion – Louisiana Compliance Questionnaire for Fiscal Year Audit Ending June 30, 2020. Public Comments: None. A motion was offered by Commissioner Granier and seconded by Commissioner Boudreaux that a request by the Legislative Auditor to complete the Louisiana Compliance Questionnaire for Audit Engagements of Governmental Entities by the governing body is hereby completed and adopted by the Board of Commissioners of the Pontchartrain Levee District. The motion carried unanimously.

Next, was a resolution specific to the West Shore Lake Pontchartrain Project appropriations:

On the motion of Commissioner Granier, seconded by Commissioner Clouatre, the following Resolution was adopted:

## **RESOLUTION**

A Resolution by the Board of Commissioners of the Pontchartrain Levee District and on behalf of the Coastal Protection and Restoration Authority Board of Louisiana providing for the appropriation under the constitution and laws of the State of Louisiana of lands, easements, servitudes and rights-of-way required for construction of West Shore Lake Pontchartrain Hurricane and Storm Damage Risk Reduction Project, St. Charles and St. John the Baptist Parishes, Louisiana as shown on U.S. Army Corps of Engineers, New Orleans District, Map File No. H-8-48286, Sheet Identification Nos. R-001, R-002, R-004, R-005, R-022, and R-023, dated January 2020, last revised July 22, 2020.

**WITNESSETH, THAT:**

**WHEREAS**, the U.S. Army Corps of Engineers, New Orleans District (USACE) has determined that certain lands, easements, servitudes and rights-of-way situated in the Parish of St. John, State of Louisiana are required for the construction of the West Shore Lake Pontchartrain Hurricane and Storm Damage Risk Reduction Project (Project), St. John the Baptist and St. Charles Parishes, Louisiana as shown on USACE right-of-way drawings, Map File No. H-8-48286, Sheet Identification Nos. R-001, R-002, R-004, R-005, R-022, and R-023, dated January 2020, last revised July 22, 2020, and as requested by USACE, via letters dated January 24, 2020, April 30, 2020, June 12, 2020, and July 24, 2020 from Todd M. Klock, Chief, Acquisition Branch, to Mr. Chip Kline, Chairman of the Coastal Protection and Restoration Authority of Louisiana (CPRA), and Mr. Ricky Bosco, President, Pontchartrain Levee District (PLD); and,

**WHEREAS**, the Coastal Protection and Restoration Authority Board of Louisiana and PLD, as Non-Federal Sponsors of the Project, have the responsibility for providing all lands, easements, servitudes, and rights-of-way determined by USACE to be required for the construction of the Project; and,

**WHEREAS** the Project requires Road Easement(s) as shown on the USACE right-of-way drawings; and,

**WHEREAS**, a “Road Easement” is a perpetual and assignable easement and right-of-way in, on over and across the following described land for the location, construction, operation, maintenance, alteration and replacement of a road and appurtenances thereto; together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions and other vegetation, structures, or obstacles within the limits of the right-of-way; reserving, however, to the owners, their heirs and assigns, the right to cross over or under the right-of-way as access to their adjoining land; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines; and,

**WHEREAS**, the constitution and laws of the State of Louisiana law provide that levee districts are authorized to appropriate needed lands for levee, drainage, flood and hurricane protection purposes;

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Pontchartrain Levee District, in regular session assembled, for and on behalf of PLD and the Coastal Protection and Restoration Authority Board of Louisiana, that:

1. That portion of the lands situated in the Parish of St. John on the east side of the Mississippi River as shown on USACE right-of-way drawings, Map File No. H-8-48286, Sheet Identification Nos. R-001, R-002, R-004, R-005, R-022, and R-023, dated January 2020, last revised July 22, 2020, attached hereto as EXHIBIT A, as requested by USACE via letters dated January 24, 2020, April 30, 2020, June 12, 2020, and July 24, 2020 from Todd M. Klock, Chief, Acquisition Branch, to Mr. Chip Kline, Chairman of CPRA, and Mr. Ricky Bosco, President, PLD, collectively attached hereto as EXHIBIT B, said lands being limited to the Road Easement(s) described in the attached legal descriptions, prepared by Stephen P. Flynn, P.L.S., and shown on the attached survey, described as Right of Way Map of Stockpile 1 and Access Road J from Airline Highway North to the Southwest Proposed Levee Right of Way, West Shore Lake Pontchartrain, Louisiana Hurricane and Storm Damage Risk Reduction Project, St. John the Baptist Parish, Louisiana, dated October 15, 2019, and revised July 13, 2020, prepared by Stephen P. Flynn, P.L.S. of Riverlands Surveying Company, collectively attached hereto as EXHIBIT C, is hereby appropriated in accordance with the provisions of the constitution and laws of the State of Louisiana.
2. The acquisition of said easements shall be in the name of the Pontchartrain Levee District.
3. Ricky Bosco, President of the Board of Commissioners for PLD, is hereby authorized to approve, sign and issue the Authorization for Entry for the requested right of entry, including right of ingress and egress, to the United States of America for the construction of the Project upon the lands herein appropriated.

**BE IT FURTHER RESOLVED**, that a copy of USACE right-of-way drawings, Map File No. H-8-48286, referenced above shall be kept on file in the offices of PLD for the review and/or copying by any affected property owner or any other interested person.

**BE IT FURTHER RESOLVED**, that this resolution shall be published in the official journal of the PLD in the manner prescribed by law.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution shall be furnished to each known property owner of record affected thereby, by certified mail, return receipt requested.

**BE IT FURTHER RESOLVED**, that the compensation due the affected landowner(s) as determined in accordance with applicable law shall be paid within one year of the date of this resolution.

The foregoing resolution was read in full, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: Ricky Bosco, Blaine Sheets, Matthew Butler, Senecca Boudreaux, Trey Granier, Percy Hebert , Allen St. Pierre, Sr., Randy Clouatre and L.C. Irvin, Sr.

NAYS: None.

ABSENT: None.

The resolution carried unanimously.

#### **ADJOURNMENT**

Commissioner Boudreaux moved, seconded by Commissioner Clouatre to adjourn. The motion carried unanimously and meeting adjourned at 6:34 p.m.

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Mel D. Bush, Board Secretary

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Monica Salins Gorman, Executive Director  
for Ricky Bosco, President PLD