

The Board of Commissioners of the Pontchartrain Levee District met at its office on Monday, December 21, 2020, pursuant to due notice given to each member in due time, form and manner as follows:

December 18, 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 December 21, 2020 at the Lutchet Office, Lutchet, Louisiana.

Very truly yours,

Monica Salins Gorman
Executive Director

President Bosco called the meeting to order at 6:00 p.m. The Pledge of Allegiance was recited. Ms. Bush was asked to call roll. The following members were present: Ricky Bosco, Allen J. St. Pierre, Sr., Percy Hebert, Jr., Blaine J. Sheets, Leonard C. Irvin, Sr., Matthew Butler, Randy Cloutre, Sr. and Senecca Boudreaux. Via teleconference was Claude “Trey” Granier. Absent: None.

Pontchartrain Levee District employees in attendance were: Monica Salins Gorman – Executive Director, Mel D. Bush – Board Secretary and Matthew Arseneaux – PLD Police Captain. Also, in attendance was Dwight Poirrier – PLD Board Counsel and Joseph Sevario – Executive Assistant to the Board of Commissioners.

Guests present included: David Boyd of BKI, Sam Scholle of St. Charles Parish, Nathan Junius of LH&J, Trey Simon of IUL and Kimberly Koehl of GSA. Via teleconference was Jane Dufour of Civix.

A motion to approve the minutes of the regular board meeting of November 16, 2020 was offered by Commissioner St. Pierre, seconded by Commissioner Cloutre. Public Comments:

None. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

A motion to approve the minutes of special board meeting of December 1, 2020 was offered by Vice President Sheets, seconded by Commissioner Irvin. Public Comments: None. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

COMMITTEE REPORTS

Security/Safety Committee: President Bosco called upon Vice President Sheets, Chairperson of said committee; who noted there was nothing to report on the Security/Safety Committee held on December 15, 2020.

Equipment Committee: President Bosco called upon Commissioner St. Pierre, Chairperson of said committee, who reported on the Equipment Committee held on December 15, 2020:

The first item was to approve the repair cost for the International Dump Truck #1 in the amount of \$8,792.75 as recommended by committee on December 15, 2020. Public Comments: None. A motion was offered by Vice President Sheets, seconded by Commissioner Irvin. There was no other discussion, there were no public comments, there were no objections and the motion carried unanimously.

Finance Committee: Commissioner Boudreaux reported on the Finance Committee meeting held on December 17, 2020:

The first item on the agenda was to approve to extend the hunting and trapping lease in St. Charles Parish between Pontchartrain Levee District and Beau Jones for an additional term of one (1) year, as recommended by committee on December 17, 2020. Public Comments: None. A motion was offered by Commissioner Clouatre, seconded by Commissioner Irvin. 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 7th Amendment to Contract for Inspection, Operation and Maintenance of the Cross Bayou Pump Station through BLD Services, L.L.C., for an additional one (1) year, beginning January 1, 2021 through December 31, 2021, and to approve PLD President to execute said contract as recommended by committee on December 17, 2020. Public Comments: None. A motion was offered 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.

The next item was to approve the 7th Amendment to Contract for Emergency Operation and Maintenance Services for the Cross Bayou Pump Station through BLD Services, L.L.C., for an additional one (1) year, beginning January 1, 2021 through December 31, 2021, and to approve PLD President to execute said contract as recommended by committee on December 17, 2020. Public Comments: None. A motion was offered by Commissioner Butler, seconded by Commissioner Hebert. There was no other discussion, there were no other public comments, there were no objections, and the motion carried unanimously.

The next item on the agenda was to approve to move to the full Board the WSP USA, Inc., proposal dated November 9, 2020, in the amount of \$75,783.00 and specific to the Cross Bayou Stormwater Pump Station Assessment as requested by St. Charles Parish Government and request that St. Charles Parish have representation at the PLD Board Meeting Monday, December 21, 2020, as recommended by committee on December 17, 2020. Public Comments: Mr. Sam Scholle of St. Charles Parish was present to answer questions or concerns from the PLD Board. Commissioner Boudreaux asked, "Why are we paying 100% of the assessment cost and not 50% as initially agreed?" After much discussion, a substitute motion was made by Commissioner Butler, seconded by Commissioner Irvin, to approve PLD reimbursing St. Charles Parish for their proposal as requested through their firm, WSP USA, Inc., in the amount of \$75,783.00, and having PLD represented by Linfield Hunter and Junius, in an amount not to exceed \$5,000.00, to meet WSP at the CBPS, participate in site visit, interact as necessary while representing PLD, review any draft and final report submitted by WSP, and for LH&J to provide the ultimate recommendation to PLD after said assessment report has been finalized. There was no other discussion, there were no other public comments, there were no objections, and the motion carried unanimously.

The next item was to approve the Proposed Engineering Task Order No. 2, to develop Round 1 project applications for funding for the Bayou Boyle project, as per GSA Project No. 2020-11, (in conjunction with the IGA between Pontchartrain Levee District and the City of Gonzales for the Louisiana Watershed Initiative Application), and to authorizing PLD President, Ricky Bosco to execute said task order, as recommended by committee on December 17, 2020. Public Comments: Dwight Poirrier stated that the IGA from the City of Gonzales has not been received yet and nothing will be released until received. A motion was offered by Commissioner Irvin, seconded by Commissioner Clouatre. There was no other discussion, there were no other public comments, there were no objections, and the motion carried unanimously.

The next item on the agenda was to approve the Professional Services Agreement for Right of Way Acquisition and Program Management Services between Pontchartrain Levee District and MB3 d/b/a Civix effective January 20, 2021 and extend for a period of two (2) years, in the amount of \$500,000.00, and to approve PLD President Ricky Bosco to execute said agreement, as recommended by committee on December 17, 2020. Public Comments: None. A motion was offered by Commissioner Hebert, seconded by Commissioner Vice President Sheets. There was no other discussion, there were no other public comments and the motion carried unanimously.

The next item on the agenda was to approve the regular monthly invoices in the amount of \$41,705.30 as recommended by committee on December 17, 2020. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert, seconded by Commissioner Butler. There was no other discussion, there were no public comments, there were no objections, and the motion carried unanimously.

The next item on the agenda was to approve the invoices from Civix, Inc. formerly GCR, totaling \$91,764.03 (this total represents 3 projects: LPV - \$6,027.85; Laurel Ridge - \$523.75 and WSLP - \$85,212.43) said invoicing representing the fees from November 1, 2020 through November 30, 2020 as recommended by committee on December 17, 2020. Public Comments: None. Motion was made by Commissioner Irvin, seconded by Commissioner Butler. There was no other discussion, 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 \$5,956.50 for Task Order No. 1 (Hwy. 22 project) for Louisiana Watershed Initiative as recommended by committee on December 17, 2020. Public Comments: None. Motion was made by Commissioner Cloutre, seconded by Vice President Sheets. There was no other discussion, there were no objections and the motion carried unanimously.

The next item was to approve the invoice from Burk-Kleinpeter in the amount of \$2,715.25 for West Shore Task Order No. 9 as recommended by committee on December 17, 2020. Public Comments: None. Motion was made by Commissioner Irvin, seconded by Commissioner Hebert. There was no other discussion, there were no objections and the motion carried unanimously.

The next item was to approve the invoice from Civix for computer technical support for the month of November 2020 in the amount of \$862.50 as recommended by committee on December 17, 2020. Public Comments: None. A motion was offered by Commissioner Irvin, seconded by Commissioner Butler. There was no other discussion, there were no objections and the motion carried unanimously.

The next item was to approve the invoice from Louisiana Emergency Preparedness for 2021 Membership Dues in the amount of \$250.00 as recommended by committee on December 17, 2020. Public Comments: None. A motion was offered by Commissioner Cloutre, seconded by Commissioner Irvin. There was no other discussion, there were no objections and the motion carried unanimously.

The next item was to approve the invoice from the Iberville Parish Council dated November 16, 2020 in the amount of \$665.24 for the appraisals of industrial plants as recommended by committee on December 17, 2020. Public Comments: None. A motion was offered was offered by Vice President Sheets, seconded by Commissioner Hebert. There was no other discussion, there were no objections and the motion carried unanimously.

The next item was to approve the invoice from the Iberville Parish Council dated December 8, 2020 in the amount of \$79.11 for the appraisals of industrial plants as recommended by committee on December 17, 2020. Public Comments: None. A motion was

offered by Commissioner Irvin, seconded by Vice President Sheets. There was no other discussion, there were no objections and the motion carried unanimously.

The next item was to approve the invoice from the St. James Parish Sheriff's Office dated November 10, 2020 in the amount of \$216.05 for legal fees (Praxair, Inc.) as recommended by committee on December 17, 2020. Public Comments: None. A motion was offered by Commissioner Granier, seconded by Commissioner Butler. There was no other discussion, there were no objections and the motion carried unanimously.

The next item was to approve the invoice from the St. James Parish Sheriff's Office dated December 14, 2020 in the amount of \$255.84 for legal fees (Praxair, Inc.) as recommended by committee on December 17, 2020. Public Comments: None. A motion was offered by Commissioner Cloutre, seconded by Commissioner St. Pierre. There was no other discussion, there were no objections and the motion carried unanimously.

The next item was to approve the invoice from the St. James Parish Assessor's Office dated November 10, 2020 in the amount of \$819.25 for appraisal of industrial plants as recommended by committee on December 17, 2020. Public Comments: None. A motion was offered by Commissioner Irvin, seconded by Commissioner Hebert. There was no other discussion, there were no objections and the motion carried unanimously.

Personnel Committee: President Bosco called upon Commissioner Butler, representing the Chairperson of said committee, who reported on the Personnel Committee meeting held on December 17, 2020:

The first item on the agenda was to approve to instruct the Executive Director to fill the PLD HR Analyst C, classified position, posting in house, for a period not to exceed ten (10) days, then proceed with LA Department o State Civil Service (LA DSC) eligibility, interviewing and screening; and once said in house position has been filled, then proceed to fill the vacant administrative, classified position, posting on the LA DSCS website (posting externally), as per LA DSCS eligibility, interviewing and screening, all as recommended by committee on December 17, 2020. Public Comments: None. Motion was made by Vice President Sheets, seconded by Commissioner St. Pierre. There was no other discussion, there were no objections and the motion carried unanimously.

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 – David Boyd, BKI
- b) St. James/Ascension Storm Surge Project – David Boyd, BKI
- c) Laurel Ridge Levee/Bayou Conway-Panama Canal/Hwy.22 – Kimberly Koehl, GSA
- d) Bluff Swamp & Spanish Lake Flood Risk Reduction – Kimberly Koehl, GSA
- e) St. Charles HPL/Westshore Real Estate Updates – Jane Dufour, Civix

RIGHTS OF ENTRY

Department of the Army, Corps of Engineers, New Orleans District – request of October 26, 2020, from Todd Klock, Chief, Acquisition Branch, Real Estate Division to Mr. Ricky Bosco, President of the Pontchartrain Levee District for a right-of-entry for a period of one (1) year, beginning January 1, 2021 and ending December 31, 2021, for access and vehicle parking in connection with annual maintenance dredging at various deep and shallow draft crossings located in East Baton Rouge, Iberville, Ascension, St. James, and St. Charles Parishes, Louisiana, as shown on drawings entitled, “Red Eye Crossing ROE, Sardine Point Crossing ROE, Medora Crossing ROE, Granada Crossing ROE, Bayou Goula Crossing ROE, Alhambra Crossing ROE, Philadelphia/81 Mile Point Crossing ROE, Smoke Bend Crossing ROE, Rich Bend/Belmont Crossing ROE and Fairview Crossing ROE,” dated November 2009.

Public Comments: None. Motion was made by Commissioner Clouatre, seconded by Commissioner Butler. There was no other discussion, there were no objections and the motion carried unanimously.

PRESIDENT'S REMARKS

President Bosco thanked all for coming to the meeting and wished everyone a safe and happy holiday season.

OLD BUSINESS

None.

NEW BUSINESS

RESOLUTION

Resolution of Appropriation for Access Roads A & B

On the motion of Commissioner Clouatre, seconded by Commissioner Granier, 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-003, R-004, R-005, R-006, R-007, R-008, and R-009 dated January 2020, last revised December 7, 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 H-8-48286, Sheet Identification Nos. R-001, R-002, R-003, R-004, R-005, R-006, R-007, R-008, and R-009 dated January 2020, last revised December 7, 2020, as requested by USACE, via letters dated January 24, 2020, April 30, 2020, June 12, 2020, July 24, 2020, August 20, 2020, September 28, 2020, December 3, 2020, and December 9, 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 Easements 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-003, R-004, R-005, R-006, R-007, R-008, and R-009 dated January 2020, last revised December 7, 2020, attached hereto as EXHIBIT A, as requested by USACE via letters dated January 24, 2020, April 30, 2020, June 12, 2020, July 24, 2020, August 20, 2020, September 28, 2020, December 3, 2020, and

December 9, 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 Easements described in the attached legal descriptions, prepared by Stephen P. Flynn, P.L.S., and shown on the attached surveys, described as Right of Way Map of Access Road A from Airline Highway North across various lands to reach WSLP-114, West Shore Lake Pontchartrain, Louisiana Hurricane and Storm Damage Risk Reduction Project, St. John the Baptist Parish, Louisiana, dated December 10 , 2020, and Right of Way Map for Access Road B from Airline Highway North across various lands to reach WSLP-109, West Shore Lake Pontchartrain, Louisiana Hurricane and Storm Damage Risk Reduction Project, St. John the Baptist Parish, Louisiana, dated October 29, 2020, 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 landowners 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: Randy Clouatre, Allen St. Pierre, Sr., Senecca Boudreaux, Matthew Butler, Blaine Sheets, Percy Hebert, L.C. Irvin, Claude “Trey” Granier and Ricky Bosco

NAYS: None.

ABSENT: None.

Public Comments: None. There was no other discussion. There were no objections and the motion carried unanimously.

This resolution was declared adopted the 21st day of December, 2020.

ADJOURNMENT

Vice President Sheets moved, seconded by Commissioner Granier to adjourn. The motion carried unanimously and meeting adjourned at 6:49 p.m.

Mel D. Bush, Board Secretary

Ricky Bosco, President
Pontchartrain Levee District