

The Board of Commissioners for the Pontchartrain Levee District met at PLD Headquarters, 2069 Railroad Avenue, Litcher, LA 70071 on Monday, December 20, 2021, pursuant to notice given to each member in due time, form and manner as follows:

December 17, 2021

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 20, 2021 at Pontchartrain Levee District Headquarters, 2069 Railroad Avenue, Litcher, LA 70071.

Very truly yours,

Monica Salins Gorman,  
Executive Director

President Boudreaux called the meeting to order at 6:00 p.m. Monica Salins Gorman was asked to call the roll. Committee member present were: Senecca Boudreaux, Blaine J. Sheets, Matthew Butler, Allen J. St. Pierre, Sr., Leonard C. Irvin, Sr., Percy Hebert, Jr., Aaron Pourciau and Randy T. Clouatre, Sr. Absent was Claude A. "Trey" Granier, III.

The only Pontchartrain Levee District employee present was: Monica Salins Gorman- Executive Director. Also, in attendance: Dwight Poirrier – PLD Board Counsel and Joseph Sevario – Executive Assistant to the Board of Commissioners.

Recognition of guests included: Mona Nosari of Civix, Jack Morgan of Evans-Graves Engineers, Rene' Chopin and Chaz McGee of BKI, Senecca Toussant of La Terre Engineering, Dale Holley of ELOS, Nickie Monica of River Parishes Construction, Roy Glapion of the Beta Group, Kimberly Koehl and Nick Schexnayder of McKim & Creed, Jared Monceaux of Hartman, Rick Webre with St. James Parish, Mr. and Mrs. Kent Becnel of Grand Point, Representative Tony Bacala, Senator Ed Price and Speaker of the House Clay Schexnayder and his wife, Phoebe.

A motion to approve the minutes of the regular board meeting of November 15, 2021, was offered by Commissioner Clouatre, seconded by Commissioner Hebert. There were no objections, there were no public comments and the motion carried unanimously

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## COMMITTEE REPORTS

**Security/Safety Committee:** President Boudreaux called upon Vice President Sheets, Chairman of said committee, who noted that there was nothing to report from the Security/Safety Committee of December 14, 2021.

**Equipment Committee:** President Boudreaux called upon Commissioner Hebert, Chairman of said committee, who noted that there were no items to report from the Equipment Committee meeting held on December 14, 2021.

**Insurance Committee:** President Boudreaux called upon Commissioner Hebert, who noted there were a couple of items to report from the Insurance Committee meeting held on December 14, 2021.

The first item on the agenda was to approve the 2022 insurance renewal coverages as presented (General Liability, Auto, Property, Inland Marine, Crime & Cyber, Excess Crime, D&O, Law Enforcement and Excess) by IUL in the amount of \$442,439.87 and approve the Flood Insurance Coverage as recommended by committee on December 14, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Butler, seconded by Commissioner Irvin. There was no other discussion, there were no objections and the motion carried unanimously.

The next item on the agenda was to approve the 2022 Workers Compensation renewal coverage with LWCC in the amount of \$76,532.00 as recommended by committee on December 14, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Cloutre, seconded by Commissioner Irvin. There was no other discussion, there were no objections and the motion carried unanimously.

**Finance Committee:** President Boudreaux called upon Commissioner Butler, Chairman of the Finance Committee, who reported on the Finance Committee meeting held on December 16, 2021:

The first item on the agenda was to approve the Request for Proposals specific to Grant Management Services for the LWI- LA Hwy. 22 Project, namely La Terre Engineering, as requested by committee. Public Comments: None. Motion to approve said agenda item 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 on the agenda was to approve the regular monthly invoices in the amount of \$54,829.99 for the month of November 2021 as recommended by committee on December 16, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert, seconded by Commissioner St. Pierre. There was no other discussion, there were no objections and the motion carried unanimously.

The next item on the agenda was to approve the invoices from Civix totaling \$100,834.32 (this total represents 3 projects: LPV- \$9,958.94; Laurel Ridge - \$44,825.75 and WSLP- \$46,049.63) representing the fees from November 1 through November 30, 2021 as recommended by committee on December 16, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Pourciau, seconded by Commissioner Irvin. There was no other discussion, there were no objections and the motion carried unanimously.

Next was to approve the invoice from Dwight Poirrier, Board Attorney, in the amount of \$5,411.82 for the West Shore Lake Pontchartrain Project as recommended by committee on December 16, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert, seconded by Commissioner St. Pierre. There was no other discussion, there were no objections and the motion carried unanimously.

The next item on the agenda was to approve invoices from McKim & Creed for Laurel Ridge Levee Extension in the amount of \$6,380.16 as recommended by committee on December 16, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Clouatre, seconded by Vice President Sheets. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda was to approve the invoices from McKim & Creed for Bluff Swamp Control Structure – Fish Bayou in the amount of \$7,900.60 as recommended by committee on December 16, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert, seconded by Commissioner Irvin. There was no other discussion, there were no objections and the motion carried unanimously.

The next item on the agenda was to approve the invoice from McKim & Creed for the Louisiana Watershed Initiative Bayou Manchac Regional Conceptual Planning Project in the amount \$1,438.50 as recommended by committee on December 16, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Pourciau, seconded by Commissioner Irvin. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda was to approve the invoice from Burk Kleinpeter, Inc. in the amount of \$1,426.50 as recommended by committee on December 16, 2021. 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 objections and the motion carried unanimously.

The next item on the agenda was to approve the invoice from Linfield, Hunter & Junius for the PLD Administrative Complex Assessment post Hurricane Ida in the amount of \$1,287.50 as recommended by committee on December 16, 2021. 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 objections and the motion carried unanimously.

The next item on the agenda was to approve the invoice from Linfield, Hunter & Junius for Cross Bayou Pump Station Assessment in the amount of \$2,647.50 as recommended by committee on December 16, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Pourciau, seconded by Commissioner St. Pierre. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda was to approve the invoice from the St. James Parish Assessor for professional services rendered for appraisals of industrial plants in the amount of \$673.70 as recommended by committee on December 16, 2021. 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 objections and the motion carried unanimously.

The next item on the agenda was to approve the invoice from the Louisiana Emergency Preparedness Association for the 2022 Annual Membership Dues in the amount of \$250.00 as recommended by committee on December 16, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Clouatre, seconded by Commissioner Pourciau. There was no other discussion, there were no objections and the motion carried unanimously.

Next item on the agenda was to approve the invoice from Louisiana Cat in the amount of \$7,666.36 for the radiator repair and reseal of the pumps to the generator at the Maintenance Shop as recommended by committee on December 16, 2021. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert, seconded by Commissioner St. Pierre. There was no other discussion, there were no objections and the motion carried unanimously.

The next item on the agenda was to approve to allow the Executive Director to execute the transfer documents from Geneos Wealth Management to LPL Financial as recommended by committee on December 16, 2021. Public Comments: None. Motion to approve said agenda item was made by Vice President Sheets, seconded by Commissioner Irvin. There was no other discussion, there were no objections and the motion carried unanimously.

**Personnel Committee:** President Boudreaux called upon Commissioner Hebert, Vice Chairman of said committee, who noted that there was nothing to report from the Personnel Committee of December 16, 2021.

### **STAFF REPORTS**

**Executive Director LONO Report:** The Executive Director's report and LONO's issued were in the packet for the board members review. Monica Salins Gorman offered any assistance to any member having any questions or comments.

**Reports on Projects:** Reports were given for each of the following projects by the respective engineer and/or representative. Written reports were also in the board members packets.

- a) West Shore-Lake Pontchartrain Hurricane Protection (Rene Chopin, IV, BKI)
- b) Laurel Ridge Levee Extension, Bluff Swamp & Spanish Lake Flood Risk Reduction, LA 22 Gapping Project (Kimberly Koehl, McKim & Creed)
- c) St. Charles Hurricane Protection Levee, Rights of Entries, Laurel Ridge Levee Extension, West Shore Lake Pontchartrain (Mona Nosari, Civix)

### **RIGHTS OF ENTRY**

**Department of the Army, Corps of Engineers, New Orleans District** – request of September 14, 2021, revised October 26, 2021 and December 8, 2021 from Todd Klock, Chief, Acquisition Branch, Real Estate Region South Division to Ms. Senecca Boudreaux, President of the Pontchartrain Levee District for a right-of-entry for a period of twenty-four (24) months, for access and to conduct surveys, soil borings, environmental and cultural resource investigations, and hazardous, toxic, and radiological wastes (HTRW) assessments in connection with Mississippi River and Tributaries (MR&T), Pontchartrain Levee District (PLD), Plaquemine Point Seepage, B/L Sta. 850+00 to B/L Sta. 1265+00, Iberville Parish, Louisiana, as per the Corps of Engineers right-of-way drawings entitled, “Mississippi River and

Tributaries (MR&T), Pontchartrain Levee District, Plaquemine Point Seepage, Right-of-Entry, Iberville Parish, Louisiana”, Sheet Identification Numbers R-01 through R-19, Cover Sheet dated December, 2021. Public Comments: None. Motion to approve said agenda item 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 Boudreaux wished her fellow board members and those visiting the Pontchartrain Levee District a happy, healthy and safe holiday season.

#### **OLD BUSINESS**

None.

#### **NEW BUSINESS**

There were several items for approval under New Business, being:

A motion to allow Senecca Boudreaux, President of the Pontchartrain Levee District, Board of Commissioners be and is hereby authorized and appointed as a signatory for the Pontchartrain Levee District to sign any and all documents including but not limited to, contracts, professional service contracts, employment agreements, bank statements, right-of-way agreements, and any other documents, agreements, and/or transactions which have been approved by the Board of Commissioners. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert, seconded by Commissioner Irvin. There was no other discussion, there were no objections and the motion carried unanimously.

A motion to allow Blaine J. Sheets, Vice President of the Pontchartrain Levee District, Board of Commissioners be and is hereby authorized and appointed as a signatory for the Pontchartrain Levee District to sign any and all documents including but not limited to, contracts, professional service contracts, employment agreements, bank statements, right-of-way agreements, and any other documents, agreements, and/or transactions which have been approved by the Board of Commissioners. Public Comments: None. Motion to approve said agenda item was made by Commissioner Clouatre, seconded by Commissioner Hebert. There was no other discussion, there were no objections and the motion carried unanimously.

### West Shore Lake Pontchartrain

Approve the Just Compensation for appropriation of Parcel 23-1 and 23-3 in connection WSLP-101 for the West Shore Lake Pontchartrain Hurricane and Storm Damage Risk Reduction Project based on the higher of the two (2) USACE reviewed and approved appraisals. Public Comments: None. Motion to approve said agenda item was made by Commissioner Butler, seconded by Commissioner Pourciau. There was no other discussion, there were no objections and the motion carried unanimously.

Approve the Just Compensation for acquisition of Parcels 2-D-5, 2-D-6, 3-F-1 & 3-F-2 in connection with the Access Roads Construction Contract for the West Shore Lake Pontchartrain Hurricane and Storm Damage Risk Reduction Project based on the higher of the two (2) USACE reviewed and approved appraisals. Public Comments: None. Motion to approve said agenda item was made by Commissioner Pourciau, seconded by Commissioner Irvin. There was no other discussion, there were no objections and the motion carried unanimously.

On the motion of Commissioner Clouatre, seconded by Commissioner Butler, the following resolution was adopted:

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 to purchase and/or expropriate additional real estate interest now or formerly owned by Nature Land Co., L.L.C.

#### **WITNESSETH, THAT:**

**WHEREAS**, the U.S. Army Corps of Engineers, New Orleans District (USACE) has determined that certain additional 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 (WSLP) Hurricane and Storm Damage Risk Reduction Project, Access Roads D and F; and,

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

**WHEREAS**, on July 9, 2021 USACE requested additional real estate interest in connection with the Access Roads Construction Contract; and,

**WHEREAS**, portions of the additional real estate interest determined by USACE to be required for the construction of the Project in Access Roads D and F is across property now or formerly owned by Nature Land Co., L.L.C; and,

**WHEREAS**, the PLD has obtained two (2) appraisals prepared by two (2) licensed Appraisers and reviewed by a Review Appraiser for the valuation of the additional real estate interest which is described as Parcels 2-D-5, 2-D-6, 3-F-1, and 3-F-2, Road Easements, totaling .426 acres; and,

**WHEREAS**, the fair market value of the additional real estate interest to be acquired from Nature Land Co., L.L.C. for the WSLP Project is based on the higher of the two (2) reviewed and approved appraisals and establishes Just Compensation in the amount of \$304.00; and,

**WHEREAS**, with approval from the PLD Board for the Just Compensation, PLD will issue a Just Compensation Offer to Nature Land Co., L.L.C. for acquisition of the additional real estate interest for the WSLP Project;

**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. In the event that Nature Land Co., L.L.C. refuses to grant the required real estate interest and/or the amicable acquisition of the required real estate interest cannot be negotiated in a 30 day timeframe, the PLD will proceed to legally expropriate, prior to judgment, the required real estate interest, identified in Exhibit A, in accordance with the law;
2. That the President or Vice President of the Board of Commissioners of the Pontchartrain Levee District is hereby authorized to execute any and all documents necessary to complete said purchase and/or expropriation on behalf of PLD.

Public Comments: Dwight Poirrier informed members that this was an additional 20' for the pipeline corridors

The foregoing resolution was made a part of the record, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: Senecca Boudreaux, Matthew Butler, Randy Cloutre, Percy Hebert, Leonard C. Irvin, Sr., Aaron Pourciau, Allen J. St. Pierre, Sr., and Blaine J. Sheets

NAYS: None.

ABSENT: Claude A. Granier, III

Public Comments: Dwight Poirrier informed members that this was an additional 20' for the pipeline corridors.

There was no other discussion, there were no objections and the motion carried unanimously.



**Department of the Army, U.S. Army Corps of Engineers** - Authorization for Entry (AFE) pursuant to request of November 18, 2021, and amended December 2, 2021, from Todd M. Klock, Chief, Acquisition Branch, Real Estate Division, to Chip Kline, Chairman, Coastal Protection and Restoration Authority of Louisiana, and Senecca Boudreaux, President of the Pontchartrain Levee District, for right of entry with ingress and egress to conduct surveys and other investigations for the West Shore Lake Pontchartrain Hurricane and Storm Damage Risk Reduction Project, shown on the right of way drawings entitled, “West Shore Lake Pontchartrain, LA Hurricane and Storm Damage Risk Reduction Project, WSLP-103 Right of Entry for Surveys, Borings, HTRW/Cultural Resource Investigations, St. John the Baptist Parish, LA,” Map File Number H-8-XXXX, Sheet Identification Numbers G-001 through G-003 and C-001, dated September 2021, last revised November 2021, for a period of 12 months. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert, seconded by Commissioner St. Pierre. There was no other discussion, there were no objections and the motion carried unanimously.

**Department of the Army, U.S. Army Corps of Engineers** – Authorization for Entry (AFE) pursuant to request of October 21, 2019, and amended May 19, 2020, October 15, 2021, and November 30, 2021, from Todd M. Klock, Chief, Acquisition Branch, Real Estate Division, to Chip Kline, Chairman, Coastal Protection and Restoration Authority of Louisiana, and Ricky Bosco and Senecca Boudreaux, President of the Pontchartrain Levee District, for right of entry with ingress and egress, to conduct surveys and other investigations for West Shore Lake Pontchartrain (WSLP), Hurricane and Storm Damage Risk Reduction Project, St. James Parish Ring Levees, St. James Parish, Louisiana, shown on right of way drawings, entitled “West Shore Lake Pontchartrain, Louisiana, Hurricane and Storm Damage Risk Reduction Project, St. James Parish Ring Levees, Right of Entry for Surveys, Borings, HTRW, Environmental and Cultural Resources, St. James Parish, LA,” Map File Number H-8-48334, Sheet Identification Numbers R-01 through R-05, dated November 2019, last revised October 2021, for a period of 12 months. Public Comments: None. Motion to approve said agenda item was made by Commissioner Clouatre, seconded by Commissioner Pourciau. There was no other discussion, there were no objections and the motion carried unanimously.

### Laurel Ridge Levee Extension

Approve the Just Compensation for acquisition of right of way for Laurel Ridge Levee Extension Parcels 1-1, F-1, 2-1, 2-2, CP2, SS6, SS7, SS8, 3-1, SS5, 3-2, 6-1, 6-2, 7-1, SS2, and SS3 based on compensation determined by appraised value and authorize the President of the Board of Commissioners for the Pontchartrain Levee District to sign any and all documents required for the transfer of Parcels 1-1, F-1, 2-1, 2-2, CP2, SS6, SS7, SS8, 3-1, SS5, 3-2, 6-1, 6-2, 7-1, SS2, and SS3 to the Pontchartrain Levee District. Public Comments: None. Motion to approve said agenda item was made by Commissioner Butler, seconded by Commissioner Irvin. There was no other discussion, there were no objections and the motion carried unanimously.

On the motion of Commissioner Clouatre, seconded by Vice President Sheets, the following resolution was adopted:

#### **RESOLUTION**

A resolution by the Board of Commissioners of the Pontchartrain Levee District to purchase and or/expropriate Parcels 1-2, 1-3, and CP3 now or formerly owned by The Wildwood Trust required to complete the Laurel Ridge Levee Extension Project in Ascension Parish, Louisiana

#### **WITNESSETH, THAT:**

**WHEREAS**, on March 6, 2018, the Pontchartrain Levee District (“PLD”) and East Ascension Gravity Drainage District (“EAGDD”) executed an Intergovernmental Agreement for the construction of the Laurel Ridge Levee Extension Project in Ascension, Louisiana (“Project”).

**WHEREAS**, the PLD has the obligation to provide all real estate, right of way, expropriation, title reports, and any other services related to the acquisition of the real property required to complete the Project, including properties necessary for the levee, any structures or component parts, including appurtenances, mitigation monitoring easements, and flowage easements.

**WHEREAS**, portions of the real property determined to be required for the construction of the Project is across property now or formerly owned by The Wildwood Trust identified as Parcels 1-2, 1-3, and CP3; and,

**WHEREAS**, on November 12, 2021 PLD made a Just Compensation Offer to The Wildwood Trust for acquisition of real property required for the Project; and,

**WHEREAS**, the Just Compensation Offer in the amount of \$36,568.00 was the fair market value of required real estate interest to be acquired from The Wildwood Trust for the Project based on the higher of the two (2) appraisals prepared by two (2) licensed Appraisers; and,

**WHEREAS**, the PLD has informed the landowner if amicable acquisition of required real estate interest cannot be negotiated 30 days from delivery of the Just Compensation Offer, PLD will have no alternative other than to acquire the required real property through expropriation in accordance with the law;

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Pontchartrain Levee District, in regular session assembled, that:

1. In the event that the required real property for Parcels 1-2, 1-3, and CP3 cannot be acquired amicably, the PLD will proceed to legally expropriate, prior to judgment, the required real property, identified in Exhibit A, in accordance with the law;
2. That the President or Vice President of the Board of Commissioners of the Pontchartrain Levee District is hereby authorized to execute any and all documents necessary to complete said purchase and/or expropriation on behalf of PLD.

The foregoing resolution was made a part of the record, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: Senecca Boudreaux, Matthew Butler, Randy Clouatre, Percy Hebert, Leonard C. Irvin, Sr., Aaron Pourciau, Allen J. St. Pierre, Sr., and Blaine J. Sheets

NAYS: None

ABSENT: Claude A. Granier, III

There was no other discussion, there were no objections and the motion carried unanimously.

### **ADJOURNMENT**

Commissioner Irvin moved, seconded by Vice President Sheets to adjourn. The motion carried unanimously and meeting adjourned at 6:36 p.m.

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Monica Salins Gorman,  
Executive Director

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Senecca Boudreaux, President  
Pontchartrain Levee District