

The Board of Commissioners for the Pontchartrain Levee District met at PLD Headquarters, 2069 Railroad Avenue, Lutcher, LA 70071 on Monday, March 21, 2022, pursuant to notice given to each member in due time, form and manner as follows:

March 18, 2022

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 6:15 p.m. on Monday, March 21, 2022, at Pontchartrain Levee District Headquarters, 2069 Railroad Avenue, Lutcher, LA 70071.

Very truly yours,

Monica Salins Gorman,
Executive Director

President Boudreaux called the meeting to order at 6:20 p.m. Board members present were: Senecca Boudreaux, Matthew Butler, Allen J. St. Pierre, Sr., Leonard C. Irvin, Sr., Percy Hebert, Jr., Aaron Pourciau, Claude A. "Trey" Granier, III, Randy T. Clouatre, Sr. and Blaine J. Sheets. Absent: None.

Pontchartrain Levee District employee present was: Monica Salins Gorman- Executive Director and Kelly Poche- Administrative Assistant 6. Also, in attendance: Dwight Poirrier – PLD Board Counsel.

Monica Salins Gorman was asked for the recognition of guests. Recognition of guests included: Mona Nosari of Civix, Jack Morgan of Evans-Graves Engineers, Henry Picard, III and David Boyd of BKI, Seneca Toussant of La Terre Engineering, Ben Chadwick of Linfield, Hunter & Junius, John Troutman of CPRA, Kimberly Koehl of McKim & Creed, and Max Nassar of WSP.

A motion to approve the minutes of the regular board meeting of February 21, 2022, 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 March 15, 2022.

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 March 15, 2022.

Finance Committee: President Boudreaux called upon Commissioner Butler, Chairman of said committee, who noted there were a few items to report from the Finance Committee meeting held on Thursday, March 17, 2022, specifically:

The first item on the agenda was to approve to move the Thursday Committee Meeting for April 14, 2022 to Wednesday, April 13, 2022 as recommended and as so noted in committee on March 17, 2022. 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 revision to McKim & Creed's Task Order No. 5 for the design of LA 22 to include the addition of the remaining basic services and DOTD coordination in the amount of \$ 2,363,812,10 and authorize Board President to sign said task order; contingent upon approval from Office of Community Development as recommended and as so noted in committee on March 17, 2022. Public Comments: Ms. Kimberly Koehl and Mr. Seneca Toussant addressed members explaining said justification and procedures as advised by the usual procedures of OCD using LWI. Little discussion was had. Motion to approve said agenda item as presented was made by Commissioner Irvin, seconded by Commissioner Hebert. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda was to approve to authorize Board Counsel to negotiate the CEA with USGS for the Pass Manchac Hardened Gage in the amount of \$ 10,100.00 annually and authorize

Board President to sign said agreement as recommended and so noted in committee on March 17, 2022. Motion to approve said agenda item as presented was made by Commissioner Clouatre, seconded by Commissioner Pourciau. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda was to approve the regular monthly invoices in the amount of \$41,183.20 for the month of February 2022 as recommended and so noted in committee on March 17, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner St. Pierre and seconded by Commissioner Hebert. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda was to approve the invoices from Civix totaling \$64,048.40 (this total represents 3 projects: LPV- \$8,241.25; Laurel Ridge - \$36,089.41 and WSLP- \$19,717.74) representing the fees from February 1 through February 28, 2022 as recommended and so noted in committee on March 17, 2022. 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 \$4,748.01 for the West Shore Lake Pontchartrain Project as recommended by committee on March 17, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner St. Pierre, seconded by Commissioner Hebert. 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 in the amount of \$10,969.74 as recommended by committee on March 17, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Granier, seconded by Commissioner Pourciau. There was no other discussion, there were no objections and the motion carried unanimously.

Next 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 of \$20,443.03 as recommended by committee on March 17, 2022. 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 objections and the motion carried unanimously.

Next was to approve the invoice from McKim & Creed for the Louisiana Watershed Initiative- Hwy. 22 Gapping Project in the amount \$3,645.00 as recommended by committee on March 17, 2022. 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.

Next on the agenda was to approve the invoice from Burk Kleinpeter, Inc. in the amount of \$1,230.50 as recommended by committee on March 17, 2022. 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.

Next was to approve the invoice approve the invoice from Burk Kleinpeter, Inc. in the amount of \$50,057.94 for the Ascension Storm Surge as recommended and so noted in committee on March 17, 2022. 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.

Next on the agenda was to approve the invoice from Linfield, Hunter & Junius totaling \$14,667.50 for the Cross Bayou Pump Station Pipe Straps as recommended and so noted in committee on March 17, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Pourciau, 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 invoices from Linfield, Hunter & Junius totaling \$4,350.00 for the CN Railroad Swing Gate as recommended and so noted in committee on March 17, 2022. Public Comments: None. Motion to approve said agenda item as presented was made by Commissioner Pourciau, seconded by Vice President Sheets. There was no other discussion, there were no objections and the motion carried unanimously.

Next was to approve the invoice from Iberville Parish Council in the amount of \$586.46 as recommended and so noted in committee on March 17, 2022. Public Comments: None. Motion to approve said agenda item as presented was made by Commissioner Pourciau, seconded by Commissioner St. Pierre. There was no other discussion, there were no objections and the motion carried unanimously.

Personnel Committee: President Boudreaux called upon Commissioner Granier, Chairman of said committee, who noted that there was nothing to report from the Personnel Committee of March 17, 2022.

STAFF REPORTS

Executive Director LONO Report: The Executive Director's report and LONO's issued were in the packet for the board members review. Ms. Gorman offered that if any of the board members have any questions they could email or contact her directly. Commissioner Butler commented on his recent trip to D.C. with Vice President Sheets, Joe Sevario and Dwight Poirrier, noting the successful reception and enthusiasm from the congressional delegation. Commissioner Butler also thanked Dwight Poirrier for his lead role and knowledge and expertise on the projects and the delivery to the congressional delegation.

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 and the Ascension Parish Storm Surge Protection Project (David Boyd, BKI)
- b) Laurel Ridge Levee Extension, Fish Bayou Structure project and LWI projects, specifically Hwy. 22 and the Bayou Manchac Regional Conceptual Planning project (Kimberly Koehl, McKim & Creed)

- c) St. Charles Hurricane Protection Levee Matters, Mainline River Levee (MRL) Right of Entries, Laurel Ridge Levee Extension project and the West Shore-Lake Pontchartrain project (Mona Nosari, Civix)

RIGHTS OF ENTRY

None.

PRESIDENT'S REMARKS

None.

OLD BUSINESS

None.

NEW BUSINESS

West Shore Lake Pontchartrain HSDRRS Project

Approve the Just Compensation for appropriation of Parcels 2-G-1 & 2-G-2 in connection 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 as presented was made by Commissioner Pourciau, seconded by Commissioner Butler. There was no other discussion, there were no objections and this motion carried unanimously.

Laurel Ridge Levee Extension Project

Approve the Just Compensation for acquisition of right of way for the Laurel Ridge Levee Extension Project for Parcels 9-1, 9-2, SS1, 9-3, 9-4, and 9-5 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 9-1, 9-2, SS1, 9-3, 9-4, and 9-5 to the Pontchartrain Levee District. Public Comments: None. Motion to approve said agenda item as presented was made by Commissioner Clouatre, seconded by Vice President Sheets. There was no other discussion, there were no objections and this motion carried unanimously.

A Resolution by the Board of Commissioners of the Pontchartrain Levee District to purchase and or/expropriate Parcels 4-2 and 4-2-C-1 now or formerly owned by The Wildwood Trust, et al required to complete the Laurel Ridge Levee Extension Project in Ascension Parish, Louisiana. Public Comments: None. There was no other discussion, there were no objections and this motion carried unanimously.

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

RESOLUTION

A Resolution by the Board of Commissioners of the Pontchartrain Levee District to purchase and or/expropriate Parcels 4-2 and 4-2-C-1 now or formerly owned by The Wildwood Trust, et al 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 are across property now or formerly owned by The Wildwood Trust, et al identified as Parcels 4-2 and 4-2-C-1; and,

WHEREAS, on March 10, 2022 PLD made Just Compensation Offers to The Wildwood Trust, et al for acquisition of real property required for the Project; and,

WHEREAS, the Just Compensation Offers in the total amount of \$25,443.00 was the fair market value of required real estate interest to be acquired from The Wildwood Trust, et al 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 landowners if amicable acquisition of required real estate interest cannot be negotiated 30 days from delivery of the Just Compensation Offers or if the landowners decline to take the necessary curative steps and the required real estate cannot be amicably acquired, 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 4-2 and 4-2-C-1 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 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, Claude Granier, Percy Hebert, Leonard Irvin, Aaron Pourciau, Blaine Sheets and Allen J. St. Pierre, Sr.

NAYS: None.

ABSENT: None.

Motion carried unanimously.

This resolution was declared adopted the 21st day of March, 2022.

Next on the agenda was to Adopt Fiscal Year Budget Ending June 30, 2023. Public Comments: None. There was no other discussion, there were no objections and this resolution carried unanimously.

The following resolution was offered by Commissioner Granier and seconded by Vice President Sheets:

WHEREAS, the Legislature of the State of Louisiana has requested all state governing boards, agencies political subdivisions to adopt a budget for each fiscal year, and;

WHEREAS, the Board of Commissioners for the Pontchartrain Levee District, in order to be in compliance with Acts 1985, No. 785, effective July 22, 1985 (LA R.S. 38:318) and to honor the request and intent of the Legislature, and;

WHEREAS, the major mission of said district is to maintain the east bank Mississippi River levee system as defined in LA R.S. 38:291 (L), to insure the levee integrity and capability, to safely understand river stages and hurricane tidal surges, and;

WHEREAS, said District's additional purpose is to construct or support construction by others of new or enhanced levels of protection, to anticipate weaknesses in the levee system in order to avoid flooding caused by high river stages or hurricane tidal surges, and;

WHEREAS, careful consideration has been given to the assets and liabilities of the Pontchartrain Levee District, and;

WHEREAS, considering taxing revenues and other income and reviewing the anticipated expenditures of said District,

NOW, THEREFORE, with the recommendations of the Administrative Staff of the Pontchartrain Levee District, the following budget for the fiscal year ending June 30, 2023 be adopted:

SEE ADDENDUM "A"

Anyone having any objection to the foregoing budget should contact the Levee Board Office in Litcher, Louisiana and a public hearing will be scheduled.

The resolution to adopt the budget carried unanimously and is therefore adopted.

ADJOURNMENT

Commissioner Pourciau moved, seconded by Commissioner Granier to adjourn. The motion carried unanimously and meeting adjourned at 6:55 p.m.

Monica Salins Gorman,
Executive Director

Senecca Boudreaux, President