

The Board of Commissioners for the Pontchartrain Levee District met at PLD Headquarters, 2069 Railroad Avenue, Lutcher, LA 70071 on Monday September 26th, 2022, pursuant to notice given to each member in due time, form and manner as follows:

September 23, 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 6:00 p.m. on Monday, September 26, 2022, at Pontchartrain Levee District Headquarters, 2069 Railroad Avenue, Lutcher, LA 70071.

Very truly yours,

Monica Salins Gorman,
Executive Director

Vice President Sheets called the meeting to order at 6:02 p.m. Board members present were: Matthew Butler, Randy Clouatre, Sr., Leonard C. Irvin, Sr., Blaine J. Sheets, Claude A. “Trey” Granier, III (arrived at 6:05 p.m.), Aaron Pourciau and Percy Hebert, Jr. Absent: Senecca Boudreaux and Allen St. Pierre, Sr.

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

Monica Salins Gorman was asked for the recognition of guests. Recognition of guests included: A.J. Domangue of Civix, Jack Morgan of Evans-Graves Engineers, Henry Picard, III of BKI, Sam Scholle of St. Charles Parish, Kimberly Koehl of McKim & Creed, John Troutman of CPRA, Senecca Toussant with La Terre Engineering, Max Nassar with WSP, Lance Laplace with Quality Engineers, Nickie Monica with River Parishes Construction, Ricky Davis with D. Hayes, LLC, Seth Bradley with Dewberry, Blake Roussel with St. James Parish Operations, and Trey Simon with IUL.

A motion to approve the minutes of the regular board meeting of August 15, 2022, was offered by Commissioner Hebert and seconded by Commissioner Irvin. There were no objections, there were no public comments and the motion carried unanimously.

COMMITTEE REPORTS

Security/Safety Committee: Vice President Sheets called upon Commissioner Hebert, Co-Chairman of said committee, who noted that there was nothing to report from the Security/Safety Committee of Tuesday, September 13, 2022.

Equipment Committee: Vice President Sheets called upon Commissioner Hebert, Chairman of said committee, who noted that there was one item on the agenda:

The only item was to approve the additional costs of \$1,233.84 for repairs necessary to tractor number 47 as recommended and so noted in committee on September 13, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Butler and seconded by Commissioner Pourciau. There was no other discussion, there were no objections and the motion carried unanimously.

Finance Committee: Vice President Sheets called upon Commissioner Butler, Chairman of said committee, who noted there were several items to report from the Finance Committee meeting held on Wednesday, September 14, 2022, specifically:

The first item on the agenda was to approve the Cooperative Endeavor Agreement from Capital Outlay for the Amite River Diversion Canal Weir Planning and Construction – FP&C Project No. 36-L13-22-01 and authorize Board President, Senecca Boudreaux to sign said agreement as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Clouatre and 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 resolution designating an individual to act on behalf of PLD, in all matters pertaining to the Amite River Diversion Canal Weir Project, including certifying requests for state disbursements as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Pourciau, 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 to advertise the Notice for Solicitation of Qualifications for Borrow Pit Approval for Laurel Ridge Levee Extension Project as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert and 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 regular monthly invoices in the amount of \$54,619.01 for August 2022 and as recommended and so noted in committee on September 14, 2022. 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 was to approve the invoices from Civix totaling \$65,356.75 (this total represents 3 projects: LPV - \$27,690.25; Laurel Ridge - \$20,259.43 and WSLP - \$17,407.07) representing the fees from August 1, 2022 through August 31, 2022 as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Pourciau, seconded by Commissioner Granier. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda was to approve the invoice from Dwight Poirrier, Board Attorney, in the amount of \$5,857.32 for the West Shore Lake Pontchartrain Project as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item as presented was made by Commissioner Hebert and 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 Fish Bayou in the amount of \$12,212.25 as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item as presented was made by Commissioner Clouatre and 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 Louisiana Watershed Initiative- Hwy. 22 Gapping Project in the amount of \$5,308.87 as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item as presented was made by Commissioner Hebert and seconded by Commissioner Granier. There was no other discussion, there were no objections and the motion carried unanimously.

The next item was to approve the invoice from McKim & Creed for Laurel Ridge Levee Extension in the amount of \$10,136.70 as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item as presented was made by Commissioner Granier and 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 Louisiana Watershed Initiative Bayou Manchac Project -Snagging/Clearing – Phase 1 in the amount of \$1,564.50 as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert and 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 McKim & Creed for Louisiana Watershed Initiative Bayou Manchac Project – Regional Detention Project – Phase 2 as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Pourciau and seconded by Commissioner Cloutre. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda as to approve the invoice from Civix for August 2022 for computer technical support in the amount of \$730.50 as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Granier and seconded by Commissioner Pourciau. 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 Central Auction House, LTD for the annual fee in the amount of \$400.00 as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Irvin and seconded by Commissioner Cloutre. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda was to approve the statement of no objection (408) for Gulf South Pipeline request of August 19, 2022, concerning permission to remove three existing 20-inch diameter pipeline and install 2 new 30-inch diameter pipelines beneath the Mississippi River Levee, levee station 2353+63, in Ascension Parish as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Granier and 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 statement of no objection (408) for Linde, Inc. request of August 19, 2022, through CK Associates, concerning permission to construct the Linde Geismar ASU/ Utility Island Project, levee station 2286+91, at Geismar, Louisiana, in Ascension, Parish.

Public Comments: None. Motion to approve said agenda item was made by Commissioner Irvin and seconded by Commissioner Granier. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda was to approve the statement of no objection (408) for Gulf South Pipeline request of August 24, 2022, concerning permission to remove an existing 6-inch diameter and install a new 6-inch diameter pipeline beneath the Mississippi River, levee station 3624+24, in St. James Parish. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert and seconded by Commissioner Pourciau. There was no other discussion, there were no objections and the motion carried unanimously.

The next item on the agenda was to approve the statement of no objection (408) for Marathon Petroleum request of September 2, 2022, concerning permission to transport two process reactors from transport barges, levee station 4553+644, at Garyville, Louisiana, in St. John the Baptist Parish. Public Comments: None. Motion to approve said agenda item was made by Commissioner Clouatre and 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 to pay all invoices on September 20, 2022 due to the change of the regular monthly board meeting as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Hebert and seconded by Commissioner Pourciau. There was no other discussion, there were no objections and the motion carried unanimously.

Lastly, was to approve to ratify the moving of the Monday, September 19, 2022 board meeting to Monday, September 26, 2022 as recommended and so noted in committee on September 14, 2022. Public Comments: None. Motion to approve said agenda item was made by Commissioner Clouatre and seconded by Commissioner Pourciau. There was no other discussion, there were no objections and the motion carried unanimously.

Personnel Committee: Vice President Sheets called upon Commissioner Granier, Chairman of said committee, who noted that there was nothing to report.

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.

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 (Henry Picard, III, 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 (A.J. Domangue, Civix)

RIGHTS OF ENTRY

None.

PRESIDENT'S REMARKS

None.

OLD BUSINESS

None.

NEW BUSINESS

West Shore Lake Pontchartrain HSDRRS Project

Next on the agenda was to approve the Preliminary Injunction Agreement, Consent Preliminary Injunction, and the Joint Motion for Consent Preliminary Injunction between the State of Louisiana, Coastal Protection and Restoration Authority ("CPRA") and Nicholas A. Lasseigne, III, d/b/a Nick's Shooting Range and Gun Shop a/k/a Nick's Gun Shop and Shooting Range ("Nick's") with the Board of Commissioners for the Pontchartrain Levee District, being a third-party beneficiary of said agreements and to allow Special Counsel Dwight Poirrier to sign any and all documents required to move forward with said agreements and to issue the Authorization for Entry for the construction of WSLP-110. Motion to approve said agenda item was made by Commissioner Hebert, seconded by Commissioner Irvin. Public Comments: None. There was no other discussion, there were no objections and the motion carried unanimously.

Laurel Ridge Levee Extension Project

The next item on the agenda was Executive Session – Laurel Ridge Levee Extension Project – Litigation and Discussion of Path Forward. Motion to go into Executive Session for approximately 30 minutes was made by Commissioner Clouatre, seconded by Commissioner Pourciau. Public Comments: None. There was no other discussion, there were no objections and the motion carried unanimously and the tape was turned off at 6:39 p.m. At approximately 6:45 p.m., the tape was turned on and a motion to return to the regular agenda was made by Commissioner Clouatre, seconded by Commissioner Granier. Public Comments: None. There was no other discussion, there were no objections and the motion carried unanimously.

Next on the agenda was to approve to authorize and direct the Laurel Ridge Levee Extension real estate team to negotiate the terms of acquisition with affected landowners, subject to the terms and conditions as discussed to acquire the necessary right of way/real estate for Laurel Ridge Levee Extension as recommended in committee and executive session. Motion to approve said agenda item was made by Commissioner Hebert, seconded by Commissioner Clouatre. Public Comments: None. There was no other discussion, there were no objections and the motion carried unanimously.

ADJOURNMENT

Commissioner Butler, seconded by Commissioner Pourciau to adjourn. The motion carried unanimously, and the meeting adjourned at 6:46 p.m.

Monica Salins Gorman,
Executive Director

Blaine J. Sheets, Vice President
Pontchartrain Levee District