

The Board of Commissioners for the Pontchartrain Levee District met at PLD Headquarters, 2069 Railroad Avenue, Litcher, Louisiana on Monday, September 16, 2024, pursuant to due notice given to each member in due time, form and manner as follows:

September 13, 2024

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 on Monday, September 16, 2024 at Pontchartrain Levee District Headquarters, 2069 Railroad Avenue, Litcher, Louisiana 70071.

Very truly yours,

Monica Salins Gorman,
Executive Director

Commissioner Butler, Finance Chair and Acting President in the absence of the president and vice president, called the meeting to order at 6:00 p.m. Board members present were: Matthew Butler, Randy T. Clouatre, Sr. , Wardell Irvin, Percy Hebert, Jr. and Aaron Pourciau. Absent: Allen St. Pierre, Sr., Blaine Sheets, Seneca Boudreaux, and Claude A. "Trey" Granier, III.

Pontchartrain Levee District employee present was Monica Salins Gorman- Executive Director and Kelly Poche- Administrative Assistant. 6, and Captain Matthew Arseneaux- PLD Police Department. Also, in attendance: Dwight Poirrier – PLD Board Counsel and Joseph Sevario, Executive Assistant to the Board of Commissioners of PLD.

Guests included: A.J. Domangue from Civix, Kimberly Koehl from McKim & Creed, Henry Picard from Burk Kleinpeter, Inc., John Troutman of CPRA, Sam Scholle of St. Charles Parish DPW.

The Pledge of Allegiance was recited.

A motion to approve the minutes of the regular board meeting of August 19, 2024 was offered by Commissioner Clouatre and seconded by Commissioner Hebert. There were no objections, there were no public comments, and the motion carried unanimously.

COMMITTEE REPORTS

Security/Safety Committee: Commissioner Buter called upon Commissioner Hebert, Co-Chairman of said committee, who noted that there was nothing to report from the Security/Safety Committee held on Monday, September 16, 2024.

Equipment Committee: Commissioner Butler called upon Commissioner Hebert, Co-Chairman of said committee, who noted that there was nothing to report from the Equipment Committee held on Monday, September 16, 2024.

Finance Committee: Commissioner Butler called upon Commissioner Pourciau, Co-Chairman of said committee, who noted there were several items to report from the Finance Committee meeting held on Monday, September 16, 2024, specifically:

The first item on the agenda was to approve the recommendation for Application of Payment No. 19 invoice to The Lemoine Company, LLC in the amount of \$1,275,114.94 for the Laurel Ridge Levee Extension Project and to authorize the PLD Board President to sign said application as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered 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 on the agenda was to approve a resolution and the Cooperative Endeavor Agreement for the Bayou Manchac Regional Flood Risk Reduction Permitting, FP&C Project No. 36-L13-24-02 from the Office of Facility Planning and Control, for the “State Cash” in the amount of \$120,000.00 and “Other” funds in the amount of \$40,000.00 (representing PLD’s 25% match) for a total funding amount of \$160,000.00, as well as a resolution for said project, and to allow PLD Board President to execute any and all necessary documents relative to this CEA as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered by Commissioner Clouatre 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 \$68,527.96 for August 2024 as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered 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 invoices from Civix totaling \$47,891.50 (this total represents 2 projects: LPV - \$20,22.27; WSLP - \$27,169.23) representing the fees from August 1, 2024 through August 31, 2024, as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered 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 on the agenda was to approve the invoice from Dwight Poirrier, Board Attorney, in the amount of \$2,976.20 for the West Shore-Lake Pontchartrain Project, as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered by Commissioner Clouatre 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 invoice from Dwight Poirrier, Board Attorney, in the amount of \$560.00 for the LA 22 Gapping Project as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered 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 on the agenda was to approve the invoice from McKim & Creed for the LA 22 Gapping Project Task Order No. 5 in the amount of \$48,702.44 as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered by Commissioner Clouatre 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 invoice from McKim & Creed for Laurel Ridge Levee Extension Project in the amount of \$21,621.04 as recommended as so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered 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 on the agenda was to approve the invoice from McKim & Creed for the Bayou Manchac Regional Risk Reduction Task Order No. 8 in the amount of \$106,566.25 as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered by Commissioner Cloutre 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 invoice from Burk Kleinpeter, Inc. for Task Order No. 9, West Shore-Lake Pontchartrain in the amount of \$1,970.00 as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered 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 on the agenda was to approve the invoices from Burk Kleinpeter, Inc. for the Ascension Storm Surge Protection Project in the amount of \$231,592.18 as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered by Commissioner Cloutre 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 invoice from La Terre Engineering for the LA 22 Gapping Project in the amount of \$31,811.25 as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered by Commissioner Irvin and 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 Central Auction House for the service annual fee in the amount of \$400.00 as recommended and so noted in committee on September 16, 2024. Public comments: None. Motion to approve said agenda item as presented was offered 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 on the agenda was to approve the request for a statement of no objection for the City of Baton Rouge dated August 7, 2024, through Carbo Landscape Architecture, concerning permission to install four (4) interpretive, educational signs at four locations along the Mississippi Riverfront in downtown Baton Rouge as recommended and so noted in committee on September 16,

2024. Public comments: None. Motion to approve said agenda item as presented was offered by Commissioner Clouatre and seconded by Commissioner Hebert. There was no other discussion, there were no objections and the motion carried unanimously.

Personnel Committee: Commissioner Butler called upon Commissioner Hebert, Chair of said committee who noted that there was nothing to report from the Personnel Committee held on Monday, September 16, 2024.

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 updated members on a few matters and offered her assistance if any of the board members had any questions and feel free to 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, LWI project Hwy. 22 and the Bayou Manchac Regional Conceptual Planning project (Kimberly Koehl)
- 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/VICE PRESIDENT REMARKS

Commissioner Pourciau requested to address those present for President Boudreaux who wanted to express her sincere thanks to Monica, Mr. Kenneth and the entire maintenance crew for the great job they did to ensure that all necessary safety precautions were taken to prepare for Hurricane Francine.

OLD BUSINESS

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-8-48288, Sheet Identification Nos. R-01, R-02, and R-03, dated May 29, 2019, last revised September 9, 2020. Public comments: None. There was no other discussion, there were no objections and the motion carried unanimously.

On the motion of Commissioner Clouatre, seconded by Commissioner Pourciau, 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-8-48288, Sheet Identification Nos. R-01, R-02, and R-03, dated May 29, 2019, last revised September 9, 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-8-48288, Sheet Identification Nos. R-01, R-02, and R-03, dated May 29, 2019, last revised September 9, 2020, and as requested by USACE, via letters dated June 27, 2019, August 1, 2019, October 9, 2019, December 19, 2019, January 13, 2020, January 24, 2020, February 3, 2020, September 9, 2020, and June 4, 2024 from Todd M. Klock, Chief, Acquisition Branch, to Mr. Chip Kline and Mr. Gordon Dove, Chairman, Coastal Protection and Restoration Authority of Louisiana (CPRA), and Mr. Ricky Bosco and Ms. Senecca Boudreaux, 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 Temporary Work Area Easements as shown on the USACE right-of-way drawings; and,

WHEREAS on October 21, 2019, the Board of Commissioners of the Pontchartrain Levee District, in regular session assembled, appropriated Temporary Work Area Easements as well as perpetual easements for the Project; and,

WHEREAS the Temporary Work Area Easements appropriated for the Project were for a period of five years beginning on the date the resolution was adopted and expire on October 20, 2024; and,

WHEREAS work is not yet complete and USACE has requested a one (1) year extension of the Temporary Work Area Easements; and,

WHEREAS, a “Temporary Work Area Easement (extension)” is a temporary easement and right-of-way in, on, over, and across the following described land, for a period of one (1) year, beginning with date the previously appropriated temporary easement expires, for use by the United States, its representatives, agents, and contractors as a work area, including the right to deposit fill, spoil and waste material thereon, move, store and remove equipment and supplies, and erect and remove temporary structures on the land and to perform any other work necessary and incident to the construction of the Project, together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions, and any other vegetation, structures, or obstacles within the limits of the right-of-way; reserving, however, to the landowners, their heirs and assigns, all such rights and privileges as may be used without interfering with or abridging the rights and easement hereby acquired; 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 identified as a Temporary Work Area Easement as shown on USACE right-of-way drawings, Map File No. H-8-48288, Sheet Identification Nos. R-01, R-02, and R-03, dated May 29, 2019, last revised September 9, 2020, attached hereto as EXHIBIT A, as requested by USACE via letters dated June 27, 2019, August 1, 2019, October 9, 2019, December 19, 2019, January 13, 2020,

January 24, 2020, February 3, 2020, September 9, 2020, and June 4, 2024 to Mr. Chip Kline and Mr. Gordon Dove, Chairman, Coastal Protection and Restoration Authority of Louisiana (CPRA), and Mr. Ricky Bosco and Ms. Senecca Boudreaux, President, Pontchartrain Levee District (PLD); collectively attached hereto as EXHIBIT B, said lands being limited to the Temporary Work Area Easements 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, West Shore Lake Pontchartrain, Louisiana Hurricane and Storm Damage Risk Reduction Project, St. John the Baptist Parish, Louisiana, dated October 15, 2019, last revised August 21, 2024, prepared by Stephen P. Flynn, P.L.S. of Riverlands Surveying Company, collectively attached hereto as EXHIBIT C, is hereby appropriated for a term or one year as defined above 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. Senecca Boudreaux, 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 and any remaining portions of property covered under the requested right of entry that PLD has obtained the necessary rights for.

BE IT FURTHER RESOLVED, that a copy of USACE right-of-way drawings, Map File No. H-8-48288, 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 made a part of the record, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: Wardell Irvin, Percy Hebert, Jr., Matthew Butler, Aaron Pourciau and Randy Clouatre, Sr.

NAYS: None.

ABSENT: Blaine Sheets, Claude Granier, III, Senecca Boudreaux and Allen St. Pierre, Sr.

This resolution was declared adopted the 16th day of September, 2024.

NEW BUSINESS

Next, Commissioner Butler requested to add an item to the agenda specific to the Louisiana Compliance Questionnaire as approval is necessary for the PLD FY 2023-2024 audit. Public comments: None. A motion to add said agenda item as presented was offered by Commissioner Pourciau and seconded by Commissioner Clouatre. There was no other discussion, there were no objections and the motion carried unanimously.

Commissioner Butler then moved to approve the Louisiana Compliance Questionnaire for the PLD FY 2023-2024 as a required part of the financial audit of Louisiana state and local government agencies. Public Comments: None. Said 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.

ADJOURNMENT

The final motion was a motion to adjourn. Said motion was made by Commissioner Hebert and seconded by Commissioner Clouatre. The motion carried unanimously, and the meeting adjourned at 6:34 p.m.

Monica Salins Gorman,
Executive Director

Matthew Butler,
Acting President/Finance Chair