

The Board of Commissioners for the Pontchartrain Levee District met at its office on Monday, April 19, 2010, pursuant to due notice given to each member in due time, form and manner as follows:

April 16, 2010

Dear Sir:

You are hereby notified that a public meeting and 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, April 19, 2010 at the Lucher Office, Lucher, Louisiana.

Very truly yours,

Monica Salins,
Executive Director

President Steve Wilson called the meeting to order at 6:13 p.m. The following members were present: Messrs. Bill Addison, Marty Poche, Allen St. Pierre, Jerry Savoy, L.C. Irvin, Mike Delaune and Steve Wilson.

Pontchartrain Levee District employees in attendance were: Messrs. Kenny Steib – Levee Board Operations Superintendent, Norris Melancon – Levee Maintenance Superintendent and Susan M. Sheets - Secretary to the Board. Also in attendance were: Clinton Rouyea - External Accountant, Jimmy Smith - Maintenance Consultant, Joe Sevario – Executive Assistant to the Board and Dwight Poirrier – PLD Legal Counsel. Special guest included: A.J. Domangue and Mona Nosari of G.C.R. & Associates, Henry Picard, III. of BKI, John Monzon of OCP, Les Waguespack of Shaw, Nathan Junius of Linfield, Hunter & Junius, Jake Lambert of G.S.A. & Associates, Jack Morgan of Evans Graves Engineers, Eric Poche of SJB Group and Frank Stewart of Stewart Consulting Group and Hillary and Jay LeBlanc of Riva lake and Bert Gamble of Rio Bravo.

The Pledge of Allegiance was recited.

A motion to approve the minutes of the Regular Board Meeting of March 15, 2010, was offered by Mr. Savoy, seconded by Mr. Delaune and unanimously carried.

At this time, President Wilson asked to deviate from the agenda order and take up the Executive Session first in order to discuss two (2) legal issues. Mr. Irvin moved, seconded by Mr. Poche to deviate from the agenda order and go into Executive Session for approximately forty-five (45) minutes to discuss the two (2) legal matters. Executive Session began at 6:16 p.m. At 7:07 p.m., Mr. Delaune moved, seconded by Mr. Addison to return to the agenda and regular session. This motion carried unanimously. President Wilson explained that two (2) legal matters were discussed and one required action on part of the Board. Mr. Addison moved, seconded by Mr. Delaune and he resolved that the Pontchartrain Levee District, Board of Commissioners, does hereby ratify its previous agreement regarding the unitization of its gas lease with the Rio Bravo Oil Company affirming the support for an 82.5 acre unit. The motion carried unanimously.

COMMITTEE REPORTS

Finance Committee: Mr. Jerry Savoy reported on the Finance meeting held on April 13, 2010. Mr. Poche moved, seconded by Mr. Irvin to approve the regular monthly invoices in the amount of \$53,250.05 as recommended by committee. The motion carried unanimously. Mr. Delaune then moved, seconded by Mr. St. Pierre to approve the invoice from G.C.R. and Associates for the 100 year protection in the amount of \$22,227.02 as recommended by committee. This motion carried unanimously.

Equipment Committee: Mr. Mike Delaune reported on the meeting held on April 13, 2010. There were no action items to report.

Security/Safety Committee: Mr. Mike Delaune reported on the security meeting held on April 19, 2010. There were no action items to report.

Personnel Committee: Mr. Marty Poche reported on the Personnel meeting which was held on April 19, 2010. Mr. Savoy moved, seconded by Mr. Irvin to approve the merit increases for May for the following employees Nos. 199123, 184393, 184397 and 185678 on their respective anniversary dates and approval of said merit re-rate for employee #159909 as recommended by committee. This motion carried unanimously.

STAFF REPORTS

Updated reports were given for each of the following projects by the respective engineer and/or representative:

- a) Amite River & Tributaries Bayou Manchac & Ecosystem
- b) West Shore-Lake Pontchartrain Hurricane Protection Project
- c) St. Charles Urban/Cross Bayou Pump Station
- d) Laurel Ridge Levee/Bayou Conway –Panama Canal
- e) Mississippi River Levee Multi-Use Trail
- f) St. Charles Hurricane Protection Levee
- g) LaBranche Wetlands – Frank Stewart

LETTERS OF NO OBJECTION

The following requests were presented to the Board for action:

St. Charles Borromeo Church – request dated March 16, 2010 concerning permission to park vehicles on the levee for their annual Little Red Church Food & Fun Festival scheduled for April 30th, May 1st & 2nd, 2010 and to employ officer(s) to supervise the parking on the levee to protect the integrity of our levee system in St. Charles Parish. Mr. Poche moved, seconded by Mr. Irvin to grant a “Letter of No Objection” to this request. This motion carried unanimously.

Entergy Louisiana, LLC – request of February 8, 2010, concerning permission to install two (2) poles and conductors at 40136 Highway 942 when the river stage is below elevation +14.0 feet at the Carrollton Gage, levee station 2949+74, at Darrow, Louisiana, in Ascension Parish. Mr. Delaune

moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated April 12, 2010 and OCPR dated April 1, 2010 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request dated February 8, 2010 and revised March 25, 2010 concerning permission to install eleven (11) poles, replace five (5) poles, remove fourteen (14) poles, install twelve (12) anchors and remove one (1) anchor at the future site of the Louisiana Sugar Refinery when the river stage is below elevation +13.0 feet at the Carrollton Gage, between levee stations 4195+76 and 4236+18, at Gramercy, Louisiana in St. James Parish. Mr. Poche moved, seconded by Mr. St. Pierre to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated March 31, 2010 and OCPR dated April 1, 2010 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request of March 3, 2010 concerning permission to install one (1) pole at 232 Pirate Drive when the river stage is below elevation +15.0 feet at the Carrollton Gage, levee station 5979+89, at St. Rose, Louisiana, in St. Charles Parish. Mr. Delaune moved, seconded by Mr. Addison to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated April 12, 2010 and OCPR dated March 11, 2010 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – request dated March 29, 2010 concerning permission to install one (1) power pole at 367 Redwood Street when the river stage is below elevation +15.0 feet at the Carrollton Gage, levee station 4888+00, at LaPlace, Louisiana, in St. John the Baptist Parish. Mr. St. Pierre moved, seconded by Mr. Poche to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated April 13, 2010 and OCPR dated April 1, 2010 and reaffirmed by PLD. This motion carried unanimously.

Entergy Gulf States Louisiana, LLC – request dated March 23, 2010 through T. Baker Smith, Inc. concerning permission to install one (1) power pole when the river stage is below +15.0 feet at the Carrollton Gage, levee station 1276+75, in Iberville Parish. Mr. Delaune moved, seconded by Mr. Irvin to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated April 7, 2010 and OCPR dated March 24, 2010 and reaffirmed by PLD. This motion carried unanimously.

CGB Marine Services – request of February 4, 2010 concerning permission to construct a walkway when the river stage is below elevation +15.0 feet at the Carrollton Gage, levee station 3243+80, at Central, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. St. Pierre to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated April 5, 2010 and OCPR dated February 11, 2010 and reaffirmed by PLD. This motion carried unanimously.

AT&T – request of January 21, 2010 concerning permission to directional bore 1268 feet of 300 pair copper cable along River Road when the river stage is below elevation +12.0 feet at the Carrollton Gage, between levee station 5722+20 and 5748+00, at St. Rose, Louisiana, in St. Charles Parish. Mr. Delaune moved, seconded by Mr. Addison to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated March 16, 2010 and OCPR dated January 28, 2010 and March 2, 2010 and reaffirmed by PLD. This motion carried unanimously.

AT & T – request of March 23, 2010 concerning permission to replace an existing utility pole and to perform an excavation to connect to an existing cable when the river stage is below +15.0 feet on the Carrollton Gage, levee station 5681+50, St. Rose, Louisiana in St. Charles Parish. Mr. Poche moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated April 5, 2010 and OCPR dated April 15, 2010 and reaffirmed by PLD. This motion carried unanimously.

Entergy Louisiana, LLC – a modification request for LONO# 10031534 requesting approval for revisions to their original plans which includes a directional bore to replace the existing 4-inch conduit and a waiver request to continue drilling when the river stage is above elevation +11.0 feet. . As per letter dated March 22, 2010 the Corps has approved the waiver request to +12.0 feet on the Carrollton Gage, levee station 3118+00, in St. James Parish Louisiana. Mr. Poche moved, seconded by Mr. St. Pierre to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth in the Letters of No Objection of USACE dated March 3, 2010 and March 22, 1020 and OCPR dated February 23, 2010 and April 7, 2010 and reaffirmed by PLD. This motion carried unanimously.

Mammoet USA, Inc. – to request an extension for an additional year on letters of no objection #09032321 which is the transport of four (4) vessels and #09042032 which is for the construction of temporary roads and bridges for unloading and transporting the Hydrocracker Unit at Valero St. Charles Refinery. The reason for the extension is that the work is not complete for these letters of no objection and no work can be done until the river goes down below +11.0 feet. Mr. Delaune moved, seconded by Mr. Irvin to grant a “Letter of No Objection” extension for these request and reaffirmed by PLD. This motion carried unanimously.

Extex Operating Company – request of April 13, 2010 concerning permission to relocate the piperack and 6 line bundle at station 145+71 in connection with the Good Hope Floodwall Project - Contract LPV 06C.2 in St. Charles Parish. The 6 lines included in the relocation plan are 1 – 3” schedule 80 gas line, 1- 3” schedule 80 high pressure production line, 1- 3” schedule 80 test line, 1- 6” schedule 80 bulk line, 1- 4” schedule 80 high pressure gas line (2” schedule 80 at the rack) and 1- 6” schedule 80 water disposal line. Additionally, a 1” electrical conduit will be included on the rack for the AT&T phone/cable line. ***This Letter of No Objection will be released to Extex Operating Company upon receipt of a fully executed cost reimbursement agreement between Corps of Engineers and Extex Operating Company, agreeing to the reimbursement cost associated with said pipeline relocation.*** Mr. Delaune moved, seconded by Mr. Savoy to grant a “Letter of No Objection” to this request, per the requirements and prohibitions set forth and reaffirmed by PLD. This motion carried unanimously.

RIGHTS OF ENTRY

Department of the Army, Corps of Engineers, New Orleans District – request of April 27, 2009, revised May 18, 2009, June 15, 2009, November 5, 2010, December 17, 2009, and last revised February 11, 2009 from Linda C. LaBure, Chief of Real Estate Division, to Garret Graves, Chairman of the Coastal Protection and Restoration Authority of Louisiana and Steve Wilson, President of the Pontchartrain Levee District for right-of-entry for a period of three (3) years or until completion of construction in connection with the Lake Pontchartrain and Vicinity, Louisiana Project, North of Airline Highway, St. Charles Parish, Louisiana, Illinois Central Railroad Gate, Phase 2, LPV-06f.2 as per drawings entitled “Lake Pontchartrain and Vicinity, Louisiana Project, North of Airline

Highway, St. Charles Parish, Illinois Central Railroad Gate, Phase 2, LPV-06f.2, File No. H-4-46804, Sheet Identifications C-104 dated May 5, 2009, revised February 3, 2010 and C-105 dated May 5, 2009, revised October 28, 2009, December 8, 2009, and February 3, 2010. This right of entry is predicated upon execution of a temporary road and staging area right of entry from the City of New Orleans, and/or through the New Orleans Aviation Board to the Pontchartrain Levee District and an executed agreement between the Corps of Engineers and Illinois Central Railroad Company for costs associated with engineering review and flagman required during construction. Mr. Delaune moved, seconded by Mr. Irvin to grant right of entry as requested. This motion carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – right of entry request through Natural Resources Conservation Service dated April 8, 2010 to conduct survey work, cultural resources work, geotechnical investigations, and/or biological surveys at sites which are located on your property with the PO-75 LaBranche East Marsh Creation Habitat Enhancement and associated work area boundaries. This right of entry shall be effective for twenty-four (24) months from date of approval. Mr. Delaune moved, seconded by Mr. Addison to grant right of entry as requested predicated on PLD counsel providing correct map. This motion carried unanimously.

**(Revised language of previously authorized Right of Entry
approved by the Board on January 19, 2010)**

Department of the Army, Corps of Engineers, New Orleans District – right of entry request of December 14, 2009, revised January 14, 2010 and last revised March 31, 2010 from Linda C. LaBure, Chief of Real Estate Division, to Steven C. Wilson, President of the Pontchartrain Levee District for right-of-entry for a period of one (1) year to construct an interim seepage protection measure with compacted fill material in connection with the Mississippi River Levees, Duncan Point Seepage Berm and Interim Repair Project, baseline stations 175+00 to 200+00, East Baton Rouge Parish, Louisiana as per map entitled “Mississippi River Levees, Left Descending Bank, Mile 225.9 to 225.0, Duncan Point Seepage Berm and Road Relocation, East Baton Rouge Parish, Louisiana, Pontchartrain Levee District, Request for Right of Entry,” file number H-8-47217, sheet identification number R-02, dated December 5, 2009. Release of the Authorization of Entry to the Corps of Engineers is predicated upon obtaining a project permit from the DOTD and notification to landowner. Mr. Poche moved, seconded by Mr. Addison to grant right of entry as requested. Motion carried unanimously.

PRESIDENT’S REMARKS

President Wilson briefly discussed the Corps of Engineers Partnering Conference in Baton Rouge on May 17-18, 2010. Mr. Savoy moved, seconded by Mr. Addison to approve expenses for said conference. This motion carried unanimously. President Wilson announced the Mississippi River Trail Feasibility Study community Meeting conducted by SJB Group on Monday, April 26, 2010 at the Lucher Town Hall from 6:30 p.m. to 8:30 p.m.

OLD BUSINESS

Executive Session was taken up earlier in the meeting. At this time, Mr. Savoy moved to add an item to the agenda relative to the Police Captain vacancy. This motion to add the item was seconded by Mr. Irvin and carried unanimously. Discussion was had relative to the vacancy and the need to post and fill said slot. Mr. Savoy moved to direct the Executive Director to proceed per Civil Service process and post for PLD Police Captain position minimum of seven (7) business days, interview qualified candidates with Security Chair and Co-Chair, proceed with pre-hiring process on a candidate is preferred and present the recommended candidate to full Board for action. This motion was seconded by Mr. Irvin and carried unanimously. President Wilson also asked the Executive Director to research and see if there are any MEO 1 positions open and also opened discussion relative to part-time help for the office staff. Discussion was had.

NEW BUSINESS

The following resolution was offered by Mr. Leonard "LC" Irvin and seconded by Mr. Marty Poche :

WHEREAS, **Harrington J. "Harry" Deslatte, Sr.** served as Mobile Equipment Operator for the Board of Commissioners of the Pontchartrain Levee District from November 5, 1964 until October 1, 1975; and

WHEREAS, **Harrington J. "Harry" Deslatte, Sr.** served diligently and with distinction; and,

WHEREAS, the Board of Commissioners of the Pontchartrain Levee District benefitted greatly from the maintenance work of **Harrington J. "Harry" Deslatte, Sr.**; and,

WHEREAS, the Board of Commissioners of the Pontchartrain Levee District are grateful to have had such a dedicated employee; and,

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Pontchartrain Levee District do hereby extend heartfelt condolences to the family and friends of **Harrington J. "Harry" Deslatte** upon his death on April 6, 2010; and,

BE IT FURTHER RESOLVED that this resolution be spread upon the permanent records of this Board and that a certified copy thereof be forwarded to the family of **Harrington J. "Harry" Deslatte, Sr.**

The resolution thereon was submitted to a vote, the vote was as follows:

YEA: William Addison, Michael DeLaune, Leonard "LC" Irvin, Marty Poche, Allen St. Pierre, Sr., Jerry Savoy and Steve Wilson

NAY: None

ABSENT: None

The resolution was declared adopted.

Mr. Savoy stated that committee meetings switched further explaining that Finance meeting would be moved to Thursdays instead.

PUBLIC COMMENTS

Mr. Warren Torres asked to be placed on the agenda but was not present.

ADJOURNMENT

At this time, Mr. Savoy moved, seconded by Mr. Delaune to adjourn. The motion carried unanimously and President Wilson declared the meeting adjourned at 8:45 p.m.

/s/ Susan M. Sheets

Susan M. Sheets, Secretary

/s/ Steve C. Wilson

**Steve C. Wilson, President
Pontchartrain Levee District**