

The Board of Commissioners for the Pontchartrain Levee District met at its office on Monday, September 21, 2009, pursuant to due notice given to each member in due time, form and manner as follows:

September 18, 2009

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, September 21, 2009 at the Lucher Office, Lucher, Louisiana.

Very truly yours,

Monica Salins,
Executive Director

President Steve Wilson called the meeting to order at 6:09 p.m. The following members were present: Messrs. Bill Addison, Marty Poche, Allen St. Pierre, Jerry Savoy, L.C. Irvin and Steve Wilson. Absent was Mike Delaune.

Pontchartrain Levee District employees in attendance were: Messrs. Monica Salins - Executive Director, Kenny Steib, Sr. - Levee Board Operations Superintendent (Detailed), Norris Melancon - Levee Maintenance Superintendent (Detailed) 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: Mona Nosari and A.J. Domangue of G.C.R. & Associates, Henry Picard, III of Burk Kleinpeter, Inc., Misty Evans and Sarah Kemp of LA DOTD, Larry Ardoin with the Office of Coastal Restoration (OCPR), Les Waguespack and Jeff Pena of Shaw, Nathan Junius of Linfield, Hunter & Junius, Jake Lambert of G.S.A. & Associates, Ashlyn Graves, Jack Morgan and John Graves of Evans-Graves Engineers, Ted Fleming of Central Auction House and Stephen Truitt, East Bank Superintendent of St. Charles Parish Department of Public Works.

The Pledge of Allegiance was recited.

A motion to approve the minutes of the Regular Board Meeting of August 17, 2009 was offered by Mr. Poche, seconded by Mr. St. Pierre and unanimously carried.

COMMITTEE REPORTS

Finance Committee: Mr. Jerry Savoy reported on the Finance meeting held on September 15, 2009. Mr. Poche moved, seconded by Mr. St. Pierre to approve to authorize Board Attorney to move forward with the lease bid process, specific to: one (1) 80 acre lease in Ascension Parish and two (2) leases, 195 acres and 315 acres in St. Charles Parish, as recommended by committee. This motion carried unanimously. Next, Mr. Addison moved to approve the regular monthly invoices in the amount of \$50,463.64 as recommended by committee. This motion was seconded by Mr. St. Pierre and carried unanimously. Mr. Addison then moved, seconded by Mr. Poche to approve the invoice from G.C.R. & Associates in the amount of \$79,194.55 for the 100 year protection of the St.

Charles Parish, HPL portion of the LP&V project for the period of August 1, 2009 through August 31, 2009. This motion carried unanimously. Mr. St. Pierre moved, seconded by Mr. Irvin to approve the invoice from G.C.R. & Associates for Gustav and Ike FEMA Claims in the amount of \$293.30 for the period of July 1, 2009 thru July 31, 2009 as recommended by committee. This motion carried unanimously. Mr. Irvin then moved to approve the invoice from G.C.R. & Associates for computer technical support work in the amount of \$862.50 as recommended by committee. This motion was seconded by Mr. Addison and carried unanimously. Mr. Poche moved, seconded by Mr. Addison to approve the invoice from Board Attorney, Dwight Poirrier in the amount of \$3,726.10 as recommended by committee. This motion carried unanimously. Mr. Addison moved, seconded by Mr. St. Pierre to approve the expenses associated with the Annual Meetings of the Association of Levee Boards and Mississippi Valley Flood Control Association conferences to be held in New Orleans, Louisiana, from December 2-5, 2009 as recommended by committee. This motion carried unanimously. Mr. Addison moved, seconded by Mr. Poche to approve the purchase of two (2) additional fireproof file cabinets for the Administrative Office at a cost of \$2,429.00 each as recommended. The motion carried unanimously. Lastly, Mr. Addison moved, seconded by Mr. Poche to approve to authorize the Executive Director and Board Attorney to proceed with advertising for competitive bids, in accordance with LA R.S. 38:2212, et seq., pending receipt of final bid specification package from Evans Graves Engineers, Inc., for the Cross Bayou Pump Station, St. Charles Parish, Louisiana, said advertisement, plans and specifications and conditions approved by Colonel Alvin B. Lee, of the U.S. Army Corps of Engineers, New Orleans District by letter dated September 8, 2009, as recommended. This motion also carried unanimously.

Equipment Committee: President Wilson reported on the meeting held on September 15, 2009. President Wilson advised there were no action items to report.

Insurance Committee: President Wilson reported on the meeting held on September 15, 2009. There were no action items. Commissioner Savoy advised that the applications are being submitted for review to secure coverage for 2010. The Executive Director advised that an update would be given at next month's committee meetings outlining PLD's options for coverage.

Security/Safety Committee: President Wilson reported on the security meeting held on September 17, 2009. There were no action items to report.

Personnel Committee: Mr. Marty Poche reported on the Personnel meeting which was held on September 17, 2009. Mr. St. Pierre moved, seconded by Mr. Savoy to approve the merit increase for employees #2360, #9608 and # 199898 on their respective anniversary dates as recommended by committee. The motion carried unanimously. The next item on the agenda was merit increase for employee #47125 involving an employee on sick leave. The Executive Director advised that said employee had excessive sick leave and was recommended for re-evaluation in six (6) months. Mr. Irvin moved, seconded by Mr. Addison to defer merit increase at this time for said employee and re-evaluation be completed in six months. The motion carried unanimously.

Bonfire Committee: Mr. Marty Poche reported on the Bonfire meeting which was held on September 17, 2009. Mr. Savoy moved, seconded by Mr. Irvin to approve the 2009 Bonfire Season Guidelines as presented and recommended. The motion carried unanimously.

STAFF REPORTS

A report on the Hurricane Protection Levee Project was presented by Ms. Nosari of G.C.R & Associates. Updates were given for each of the following projects by the respective engineer and/or representative:

- a) Amite River & Tributaries Bayou Manchac & Ecosystem--- Les Waguespack
 - i. Next PDT Meeting to be on October 1st at 1:30 p.m. at the Shaw Bldg. in Baton Rouge
- b) West Shore--- Henry Picard
- c) Laurel Ridge Levee/Bayou Conway –Panama Canal--- Jake Lambert
- d) Lake Pontchartrain and Vicinity, Louisiana Project North of Airline Highway, St. Charles Parish---Mona Nosari
- e) St. Charles Urban/ Cross Bayou Pump Station---Jack Morgan
 - i. Final plans and specifications approved by Colonel Alvin Lee;
 - ii. Final plans and specifications need to be provided to Randall Withers for final approval;
 - iii. Once LA DOTD issues the ‘No Objection’ for PLD to proceed, the PLD will coordinate with Central Auction House, Evans-Graves Engineering, LA DOTD and PLD Legal Counsel, Dwight Poirrier, to proceed with advertising said station in accordance with law.

LETTERS OF NO OBJECTION

The following requests were presented to the Board for action:

United Way of St. Charles – request of August 7, 2009 to park cars for the annual campaign kickoff on October 1, 2009, St. Charles Parish. Mr. Savoy moved, seconded by Mr. Addison to grant a "NO OBJECTION" to this request. The motion carried unanimously.

NWH America’s Inc. - request dated August 12, 2009 concerning permission to drill four (4) soil borings, levee station 620+64, in East Baton Rouge Parish. Mr. Addison moved, seconded by Mr. Savoy to grant a "NO OBJECTION" to this request as per letters of no objection from the Department of the Army, Corps of Engineers, New Orleans District dated August 26, 2009 and the Louisiana Department of Transportation and Development dated August 17, 2009. The motion carried unanimously.

Shell Pipeline Co. LP – request dated August 11, 2009 concerning permission to repair pipeline valves, levee station 5662+00, at Destrehan, Louisiana, St. Charles Parish. Mr. Savoy moved, seconded by Mr. Poche to grant a "NO OBJECTION" to this request as per letters of no objection from the Department of the Army, Corps of Engineers, New Orleans District dated August 19, 2009 and the Louisiana Department of Transportation and Development dated August 19, 2009. The motion carried unanimously.

Lions Water Treatment Plant – request dated August 5 2009 concerning permission to drill one soil boring, levee station 4586+65, near Reserve, Louisiana, in St. John the Baptist Parish. Mr. St. Pierre moved, seconded by Mr. Irvin to grant a "NO OBJECTION" to this request as per letters of no objection from the Department of the Army, Corps of Engineers, New Orleans District dated August 26, 2009 and the Louisiana Department of Transportation and Development dated August 11, 2009. The motion carried unanimously.

Delta Terminals Services, LLC – request dated June 8, 2009 and July 28, 2009 through T. Baker Smith, concerning modifications to LONO#07121760, levee station 2281+00, at Geismar, Louisiana, in Ascension Parish. Mr. Savoy moved, seconded by Mr. Irvin to grant a "NO OBJECTION" to this request as per letters of no objection from the Department of the Army, Corps of Engineers, New Orleans District dated August 26, 2009 and the Louisiana Department of Transportation and Development dated July 27, 2009. The motion carried unanimously.

Entergy Services, Inc. – request dated June 10, 2009 through URS Corporation, concerning permission to drill an additional ten (10) soil borings in connection with LONO # 09072045, between levee station 3336+50 and 3445+00, at Convent, Louisiana, in St. James Parish. Mr. Poche moved, seconded by Mr. Addison to grant a "NO OBJECTION" to this request as per letters of no objection from the Department of the Army, Corps of Engineers, New Orleans District dated August 27, 2009 and the Louisiana Department of Transportation and Development. The motion carried unanimously.

Entergy Louisiana, LLC - request dated December 15, 2008 and August 25, 2009, concerning permission to raise an overhead primary and replace five power poles in order to accommodate the new Valero overhead pipe rack, between levee station 5343+88 and 5350+75, at Norco, Louisiana, in St. Charles Parish. Mr. St. Pierre moved, seconded by Mr. Addison to grant a "NO OBJECTION" to this request as per letters of no objection from the Department of the Army, Corps of Engineers, New Orleans District dated September 1, 2009 and the Louisiana Department of Transportation and Development dated December 15, 2008. The motion carried unanimously.

Entergy Gulf States Louisiana, LLC - request dated August 27, 2009 through T. Baker Smith, Inc. concerning permission to drive 35 wooden power poles, between levee station 33+50 and 44+75, in East Baton Rouge Parish. Mr. Addison moved, seconded by Mr. Savoy to grant a "NO OBJECTION" to this request as per letters of no objection from the Department of the Army, Corps of Engineers, New Orleans District dated September 1, 2009 and the Louisiana Department of Transportation and Development dated September 3, 2009. The motion carried unanimously. **Mr. Addison requested that he be notified by an Entergy representative prior to the driving of these piles so that he may witness these actions**

AT&T – request dated September 9, 2009 concerning permission to three (3) new poles and a new aerial telephone cable to accommodate the work being performed by the Corps of Engineers at Bayou Trepagnier, levee station 0+10, at Norco, Louisiana, in St. Charles Parish. Mr. Poche moved, seconded by Mr. St. Pierre to grant a "NO OBJECTION" to this request as per letters of no objection from the Department of the Army, Corps of Engineers, New Orleans District dated September 11, 2009 and the Louisiana Department of Transportation and Development dated September 15, 2009. The motion carried unanimously.

RIGHTS OF ENTRY

Department of the Army, Corps of Engineers, New Orleans District – request of March 16, 2009 from Linda C. LaBure to the Pontchartrain Levee District for right-of-entry for construction for a period of 3 years or until completion of construction in connection with the **Lake Pontchartrain and Vicinity, Louisiana Project, North of Airline Highway, St. Charles Parish, Floodwall under I-310, LPV-06e.2** as per drawings entitled “Lake Pontchartrain, Louisiana and Vicinity Hurricane Protection, North of Airline Highway, St. Charles Parish, I-310 Floodwall, LPV-06e.2, Right of Way Drawings”, file number H-8-46751, dated January 13, 2009, Sheet Identification R-01 thru R-05, ***said grant of right-of-entry predicated upon PLD receiving a project permit from DOTD.*** Mr. Addison moved, seconded by Mr. St. Pierre to grant said right of entry as requested, with predication as set forth herein and presented. This motion carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – request of February 20, 2009, revised June 12, 2009, last revised June 19, 2009 from Linda C. LaBure to the Pontchartrain Levee District for right-of-entry ***outside of existing PLD right-of-way*** only for construction for a period of 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, Reach 2B From Goodhope To Cross Bayou-Phase-2, LPV 05.2B** as per drawings entitled “Lake Pontchartrain and Vicinity, Louisiana Project, North of Airline Highway, St. Charles Parish, Levee - Reach 2B From Goodhope To Cross Bayou – Phase-2, LPV 05.2B” dated June 2, 2009, File Number H-8-46877, Sheet Identification R-01 through R-04, ***said grant of right-of-entry predicated upon acquiring ROW from Gore, St. Charles, LLC and Metro Investment, LLC.*** Mr. Addison moved, seconded by Mr. Poche to grant said right of entry as requested, with predication as set forth herein, and presented. This motion carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – request received via email dated September 18, 2009, on behalf of Linda LaBure addressed to the Pontchartrain Levee District and CPRA for right of entry to conduct **surveys, soil borings, environmental and cultural resource investigations and Hazardous, Toxic and Radioactive Waster (HTRW) assessments** in connection with the LPV, Louisiana Project, North of Airline Highway, St. Charles Parish Levee - Reach 1A from Cross Bayou to St. Rose and Gulf South Floodwall – Phase 2, LPV – 4.2A project, as delineated on the enclosed drawings entitled “Lake Pontchartrain and Vicinity, Louisiana Project, North of Airline Highway, St. Charles Parish, Levee – Reach 1A from Cross Bayou to St. Rose and Gulf South Floodwall – Phase 2, LPV – 04.2A,” ***Sheet Identification RE-01, dated August 21, 2009, File Number H-8-46877,*** (Almedia U-turn expansion) ***said right of entry predicated upon PLD receiving the original request, original drawing(s), receipt and review by PLD consultant for accuracy, permit from LA DOTD and any and all other factors necessary for PLD to process.*** Mr. Addison moved, seconded by Mr. St. Pierre to grant request ***for a period of twelve (12) months.*** This motion also carried unanimously.

At this time, Mr. Addison moved, seconded by Mr. Poche to add a request from the Corps of Engineers to the agenda. This motion carried unanimously.

Department of the Army, Corps of Engineers, New Orleans District – request of April 3, 2009, revised June 12, 2009, July 24, 2009 and last revised September 21, 2009 from Linda C. LaBure to Garret Graves, CPRA, and Steve Wilson, Pontchartrain in Levee District for right-of-entry for construction for a period of 3 years or until completion of construction in connection with the **Lake Pontchartrain and Vicinity, Louisiana Project, North of Airline Highway, St. Charles Parish, Reach 2A, Shell Pipeline to Goodhope and Shell Pipeline Floodwall Replacement, LPV-05.2A**, as per drawings entitled “Lake Pontchartrain and Vicinity, Louisiana Project, North of Airline Highway, St. Charles Parish, Reach 2A, Shell Pipeline to Goodhope and Shell Pipeline Floodwall Replacement, LPV-05.2A, Right of Way Drawings”, file number H-8-46877, dated December 12, 2008, revised May 2, 2009, May 26, 2009 and July 8, 2009, Sheet Identification Nos. R-01 through R-05, said Sheet No. R-04, Bridge Easement Detail, File Number H-8-46877 last revised by the U.S. Army Corps of Engineers on September 21, 2009 by to reflect a change in the depiction of the existing right-of-way of U.S. 61 (Airline Highway), *said grant of right-of-entry predicated upon GCR’s review of revised Sheet R-04 and PLD receiving consent from landowners and leaseholders.* Mr. Savoy moved, seconded by Mr. Poche to grant said right of entry for construction as requested and set forth herein. This motion carried unanimously.

PRESIDENT’S REMARKS

None.

OLD BUSINESS

None.

NEW BUSINESS

None.

PUBLIC COMMENTS

None.

ADJOURNMENT

At this time, Mr. Addison moved, seconded by Mr. Irvin to adjourn. The motion carried unanimously and President Wilson declared the meeting adjourned at 7:19 p.m.

/s/ Susan M. Sheets,

Susan M. Sheets, Secretary

/s/ Steve C. Wilson

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

