

**MINUTES OF THE  
SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY–EAST  
BOARD MEETING  
THURSDAY, MAY 16, 2024**

The regular monthly Board Meeting of the Southeast Louisiana Flood Protection Authority-East (Authority or FPA) was held on May 16, 2024, in the Franklin Avenue Administrative Complex, Meeting Room 201, 6920 Franklin Avenue, New Orleans, Louisiana, after due legal notice of the meeting was posted and sent to each Board member and the news media.

Mr. Cosse called the meeting to order at 10:10 a.m. and led the pledge of allegiance. Mr. Fierke called the roll and a quorum was present:

**PRESENT:**

Clay A. Cosse, President  
Roy M. Arrigo, Vice President  
Thomas G. Fierke, Secretary  
William A. Settoon, Jr., Treasurer  
Richard G. Duplantier, Jr.  
Herbert I. Miller  
K. Randall Noel  
Deborah M. Settoon

**ABSENT:**

Derek N. Rabb

**ADOPTION OF AGENDA:**

Mr. Miller offered a motion to amend the agenda to move Item 2 under New Business before the Regional Director's report. He advised that he needed to leave early and wanted to participate in the discussion of Item 2, which he had placed on the agenda. The motion to amend the agenda was seconded by Mr. Arrigo and unanimously adopted. The agenda as amended was approved.

**RESOLUTION NO. 05-16-24-01 - APPROVAL OF THE MINUTES OF THE BOARD MEETING HELD ON APRIL 18, 2024**

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On the motion of Mr. Fierke,  
Seconded by Mr. Noel, the following resolution was offered:

**BE IT HEREBY RESOLVED**, that the Southeast Louisiana Flood Protection Authority-East approves the Minutes of the Board Meeting held on April 18, 2024.

The foregoing was submitted to a vote; the vote thereon was as follows:

YEAS: Mr. Arrigo, Mr. Duplantier, Mr. Fierke, Mr. Miller, Mr. Noel, Ms. Settoon and Mr. Settoon

NAYS: None  
ABSENT: Mr. Rabb

**SAFETY MINUTE:**

Martin Eilers, Director of Risk and Project Management, reported that the Safety Department would be focusing on the dangers of working in elevated temperatures. Supervisors and crews will be educated on appropriate work-rest schedules, the implementation of said schedules, the signs of heat exhaustion and heat stress, and ways to combat these conditions.

Mr. Eilers advised that going forward the Safety Minute would also be provided by speakers from various departments who would address various facets of safety.

**OPENING COMMENTS BY PRESIDENT AND COMMISSIONERS:**

None.

**PUBLIC COMMENTS:**

Carol Byram, a resident of Orleans Parish, advised that she wanted to address a financial issue. She commented on the establishment of the FPA and the early governance of the Authority under former President Tim Doody. She commented that Mr. Doody had a plan that allowed residents of St. Bernard Parish to pay less than their share of flood protection costs. After leaving the Authority, Mr. Doody worked behind the scene convincing St. Bernard residents that they were the victims and paid more than their share. She commented that the concept of a flood protection authority included other parishes circling Lake Pontchartrain; however, those parishes wanted nothing to do with the Authority because of the perception that they would lose control of their flood protection tax dollars. The Legislature reassured them that this would not happen and that everyone would have to pay their share.

Ms. Byram stated that after Hurricane Katrina St. Bernard Parish was devastated and residents were slow to return. She said that she understood the reason St. Bernard needed help in the early years. However, it has been 17 years since Hurricane Katrina and she heard that St. Bernard is now the fastest growing parish. She stated that Orleans Parish taxpayers have a right to know how their taxes are being used. The range of millages paid by each parish is astounding. East Jefferson taxpayers paid over \$11 million, Orleans taxpayers paid over \$51 million and St. Bernard taxpayers paid \$2.8 million. She stated that Mr. Doody told Orleans taxpayers that they had to increase their millage rates by 7.5 mills, but did not ask St. Bernard taxpayers to raise their millage rates. Because Orleans taxpayers pay high millage rates, 65 percent of the FPA's administrative and other costs are paid by Orleans tax dollars. She stated that this rate (65 percent) needs to be lowered. She recommended that an auditor do a deep dive into exactly where these revenues are going. She commented about the use of East Jefferson and Orleans Levee District Police Officers in other areas because the

Lake Borgne Basin Levee District had no police personnel. She asked that the Board make solving this financial problem one of its priorities. Ms. Byram suggested having a visual to show the disparities and added that Commissioner Arrigo did about a hundred videos during the early years trying to show certain things.

## **PRESENTATIONS:**

1. None

**Motion to amend the Board's Bylaws under Article IV Officers Section 3.1 (Duties of the President) by adding the following: "(j) The President may delegate the appointing authority authorized under Section (f) of this article to the Regional Director only, or in the absence of a Regional Director to the Human Resources Director only, subject to the provisions of Article VI Section 5 below."**

A motion was offered by Mr. Miller to amend the Bylaws under Article IV Officers Section 3.1 (Duties of the President) by adding the following: "(j) The President may delegate the appointing authority authorized under Section (f) of this article to the Regional Director only, or in the absence of a Regional Director to the Human Resources Director only, subject to the provisions of Article VI Section 5 below." The motion was seconded by Mr. Arrigo.

Mr. Miller explained his reason for offering the proposed amendment was three-fold:

- 1) The role of an appointing authority is to issue letters of appointment to all new hires, and sign for all promotions and all disciplinary actions, including termination of employment for cause. If a disciplinary action is not properly written or not written by the appointing authority, the FPA would lose any appeal at any level (Civil Service or a court of law). Appointing authorities are restricted by Civil Service rules for classified employees. Classified employees must submit an application for a position, meeting the qualifications for the job and then be interviewed. Interviews are done by a department head or manager who makes a recommendation to the appointing authority. An appointing authority is the last line of defense against improper hiring of an individual that may be conflicted out.
- 2) The question of having multiple appointing authorities was addressed by Civil Service. Civil Service advised that it was advantageous for a multi-member appointing authority, such as a board or commission, to delegate appointing authority to a single individual. An agency should prove appointing authority at every appeal hearing because the employee can raise lack of appointing authority at any time even at the Court of Appeal. Failure to do so will result in the reversal of the decision and the commission will be required to reverse the action and pay back pay with interest and attorney's fees. At the May 14<sup>th</sup> Legal Committee meeting, it was pointed out that the Police Department has special requirements for employees. The same can be said for other departments. There is a greater risk of policies not being consistently applied and disciplinary actions not being properly documented with multiple appointing authorities.

3) The Bylaws state that the President is the appointing authority. However, he/she has always delegated appointing authority. Currently, appointing authority can be delegated to anyone (a classified employee, an unclassified employee or a consultant). A bill was working its way through the legislature that would allow the Governor to name the Board President from among the Commissioners. Mr. Miller asked, if this bill passed, could the Governor or any future Governor appoint a Board President with the understanding that a particular employee or a consultant favored by the Governor be given appointing authority? He stated that the Board could prevent this by amending its Bylaws to be specific as to whom appointing authority can be delegated. Department heads report to one person—the Regional Director. The Regional Director is the only person with responsibility for the overall operation and maintenance of the FPA. The proposed amendment provided for the interim appointment of the Human Resource (HR) Director as the appointing authority in the absence of the Regional Director. The HR Director, while not having fiduciary responsibility, would be the person most familiar with Civil Service requirements.

Mr. Duplantier stated that for the last few years appointing authority was delegated by the President to the Regional Director. He stated that this had worked well and to the Board's advantage. Therefore, it should be codified into the Board's Bylaws. He stated that there are too many problems that could happen if the Board has a President who is selected by the Governor. The Board should be wary and can control its own fate by making this decision.

Mr. Fierke stated that the Bylaws provide that the President shall be the chief executive. The proposed amendment limits this overall provision; therefore, he opposed it.

There were no further comments. A roll call vote was conducted and the motion failed with Mr. Arrigo, Mr. Duplantier, Mr. Miller and Mr. Noel voting yea, and Mr. Cosse, Mr. Fierke, Ms. Settoon and Mr. Settoon voting nay. The vote was four yeas and four nays; six favorable votes are required to amend the Board's Bylaws.

#### **REPORT BY REGIONAL DIRECTOR:**

Kelli Chandler, Regional Director, provided the following report:

- **Mississippi River** – The river was expected to remain above 11 feet until June 2. The FPA and U.S. Army Corps of Engineers (USACE) were in Phase I Flood Fight. Inspections of the river levees were taking place twice each week.
- **Storm (Hurricane Season) Preparations** –  
All USACE annual inspections were completed. The USACE was very complimentary of the system.  
The approval of the Comprehensive Emergency Management Plan (CEMP) was on the Board agenda.

A table top exercise was scheduled to be held on May 21. Commissioners were invited to attend the exercise.

The New Orleans pre-hurricane season press conference was scheduled for May 28. The FPA's public service announcement (PSA) was being finalized.

The FPA was continuing its coordination with federal, state and local officials.

- **IHNC Surge Barrier Barge Gate Update** – A video was shown of a tug boat closing the Barge Gate. Swinging the gate closed takes about 30 minutes; however, sinking the Barge Gate takes a whole day. The Barge Gate will remain closed for the hurricane season. The repairs were in progress.
- **Permanent Canal Closures and Pumps (PCCP) Update** –

Ms. Chandler advised that she attended the Coastal Protection and Restoration Authority (CPRA) Board meeting on May 15<sup>th</sup>. Colonel Cullen Jones, Commander and District Engineer, USACE New Orleans District, and a member of the Joint Venture (JV) provided an update on the PCCP repairs to the CPRA Board.

The target date for completion is June 1. The target date is dependent upon the receipt of parts. Current schedule:

17<sup>th</sup> Street PCCP - Pump #1 – Reassembly almost complete. Testing to be conducted on May 18-19.

London Avenue PCCP - Pump #2 – Reassembly by mid next week.

London Avenue PCCP - Pump #5 – Reassembly by the end of next week.

17<sup>th</sup> Street PCCP - Pump #4 – Parts are due by May 22 and reassembly by May 30.

The manufacturer of the pumps (Patterson Pumps), confirmed that all of the pumps will perform as designed and were ready for hurricane season.

Mr. Settoon asked how long does it take to disassemble a pump. Ms. Chandler responded, including the placement of stoplogs, it takes a couple of weeks.

Mr. Noel inquired about the capacity at the London Avenue and 17<sup>th</sup> Street PCCPs. Ms. Chandler explained that the London Avenue and 17<sup>th</sup> Street PCCPs have extra capacity. All of the pumps will be online at the London Avenue PCCP by June 1. One pump may not be online by June 1 at the 17<sup>th</sup> Street PCCP; however, the pump station will still meet the required capacity.

Ms. Settoon asked about USACE feedback regarding the Board's request to not do any pump repairs during hurricane season. Ms. Chandler replied that the USACE agreed not to do any further work on the pumps during hurricane season. The JV was pre-ordering parts for the remainder of the pumps in order to be prepared to accomplish the remainder of the work during the next off season.

Mr. Fierke asked about the green space restoration and the pump station basement cracks repairs. Ms. Chandler advised that the JV was working on both the restoration and the repairs.

### **COMMITTEE REPORTS:**

**Finance Committee:** Mr. Settoon reported that the Finance Committee met prior to the Board meeting. The Committee received a presentation from the Regional Finance Director concerning the budget for the first three quarters of Fiscal Year (FY) 2024. Everything was in order and the FPA has ample funds in the Louisiana Asset Management Pool (LAMP) and Edward Jones accounts. The Committee also received a presentation by Richard Kernion with Edward Jones. The Committee agreed with the recommendation made by Mr. Kernion to reinvest \$5 million from a bond that matured and to move \$10 million from the LAMP account to the Edward Jones account for investment. These monies will be invested in long term bonds (less than three years) with other nuances. The investments will lock in interest rates under the expectation that LAMP interest rates will fall as national interest rates fall.

Mr. Settoon commended the Superintendent of Police and the Police Department for their work on Mother's Day. The Lakefront was very peaceful. An ambulance was parked at Shelter 1 in the event it was needed. Noise ordinance signs were posted.

**Operations Committee:** Mr. Fierke reported that the Operations Committee met on May 14. The Committee recommended that the Board approve the CEMP and the issuance of a Task Order to N-Y Associates, Inc., for Construction Administration and Inspection Services for the 40 Arpent Sheetpile Wall Rehabilitation Project Phase I. The Committee discussed the Lakeshore Drive Reconfiguration Project.

**Legal Committee:** In Mr. Rabb's absence, Mr. Fierke reported that the Legal Committee met on May 14 and was chaired by Mr. Rabb. The Committee recommended that the Board approve continuing the retention of Burglass and Tankersley, LLC, for legal services for the Robert case. The litigation was anticipated to take more than one year to resolve; however, in accordance with the Attorney General's (AG) current guidance, the firm can only be retained for one year periods.

**Coastal and Technical Committee:** The Coastal and Technical Committee did not meet in the month of May; therefore, there was no report.

### **NEW BUSINESS:**

**RESOLUTION NO. 05-16-24-02 - TO AUTHORIZE THE PUBLIC SALE OF THE FORMER EAST JEFFERSON LEVEE DISTRICT ADMINISTRATION BUILDING LOCATED AT 203 PLAUCHE COURT IN JEFFERSON, LA**

Ms. Chandler explained that the proposed resolution for the sale of the former East Jefferson Levee District (EJLD) Administration Building was tabled by the Board at its last meeting in order to clarify certain information. The AG's office advised FPA staff that a real estate agent can be used to market the property and advertise the sale. However, the real estate agent can only be paid an hourly rate and not a commission. The property must be auctioned through a third party public auction or a Sheriff's sale.

Ms. Settoon reminded everyone that Jefferson Parish recommended that a Sheriff's sale not be used because the property is in good condition. The property should be publicly marketed. Ms. Chandler advised that the FPA will have a real estate agent market the property; however, the sale must be through an auction process. Ms. Settoon pointed out that Jefferson Parish preferred a public auction as opposed to a Sheriff's auction.

On the motion of Mr. Duplantier,  
Seconded by Mr. Fierke, the following resolution was offered:

**WHEREAS**, the construction of the East Jefferson Levee District (EJLD) Safe Room and Consolidated Facility located at 1100 Rev. Richard Wilson Drive, Kenner, LA, was completed and occupied by EJLD administrative, maintenance and police personnel in March 2019; and

**WHEREAS**, the former Administration Building located at 203 Plauche Court, Jefferson, LA, is no longer needed for the administration, operation or maintenance of the EJLD, and has been determined to be surplus property; and

**WHEREAS**, the sale of the building and land bearing municipal address 203 Plauche Court, Jefferson, LA, shall be by Public Auction in accordance with the appropriate statutes; and

**WHEREAS**, the EJLD would receive the proceeds from the sale of the aforementioned surplus property, minus the sale expenses relating to the Public Auction.

**BE IT HEREBY RESOLVED**, that the Southeast Louisiana Flood Protection Authority-East approves the sale of the former EJLD Administration Building and land bearing municipal address 203 Plauche Court, Jefferson, LA, in accordance with the appropriate statutes.

**BE IT FURTHER RESOLVED**, that the FPA Regional Director, or in his/her absence the Director of Engineering, is hereby authorized to execute any and all other documents necessary to accomplish the above.

The foregoing was submitted to a vote; the vote thereon was as follows:

YEAS: Mr. Arrigo, Mr. Duplantier, Mr. Fierke, Mr. Miller, Mr. Noel, Ms. Settoon and Mr. Settoon

NAYS: None

ABSENT: Mr. Rabb

A motion was offered by Mr. Fierke, seconded by Mr. Arrigo and unanimously adopted, to remove Item XIII.2 (Executive Session – Robert, Joseph et al versus State of Louisiana) from the agenda.

**RESOLUTION NO. 05-16-24-03 - LEGAL SERVICES OF BURGLASS & TANKERSLEY, LLC – JOSEPH ROBERT V. STATE OF LA**

Mr. Fierke advised that the Legal Committee recommended that the Board retain the legal services of Burglass and Tankersley for the litigation entitled, “Robert, Joseph et al. versus State of Louisiana et al., Civil District Court for the Parish of Orleans, No. 2016-09374, Division F, Section 14”. Burglass and Tankersley provided representation for the FPA in this litigation for several years. The FPA was happy with the firm’s services. Changing firms at this point in time would be expensive.

On the motion of Ms. Settoon,  
Seconded by Mr. Fierke, the following resolution was offered:

**WHEREAS**, the Southeast Louisiana Flood Protection Authority-East (FPA) has been named as a defendant in the litigation entitled, “Robert, Joseph et al. versus State of Louisiana et al., Civil District Court for the Parish of Orleans, No. 2016-09374, Division F, Section 14”; and

**WHEREAS**, a real necessity existed to retain the services of Burglass and Tankersley for legal representation in the litigation entitled, “Robert, Joseph et al. versus State of Louisiana et al., Civil District Court for the Parish of Orleans, No. 2016-09374, Division F, Section 14”, which resulted in the FPA’s adoption of Resolution No. 11-29-18-08 on November 29, 2018, for the retention of said services; and

**WHEREAS**, the FPA appealed the decision of the Civil District Court for the Parish of Orleans that granted class action certification for the aforementioned litigation to the Louisiana Court of Appeal, Fourth Circuit; and

**WHEREAS**, the FPA by Resolution No. 06-15-23-05 approved a budget for legal services rendered by Tankersley and Burglass, LLC, during the appeal process through the Louisiana Supreme Court; and

**WHEREAS**, the Louisiana Supreme Court upheld the decision of the Civil District Court to grant class action certification for said litigation; and

**WHEREAS**, a real necessity exists to retain the services of Burglass and Tankersley to continue legal representation in the litigation entitled, “Robert, Joseph et al. versus State of Louisiana et al., Civil District Court for the Parish of Orleans, No. 2016-09374, Division F, Section 14”; and

**WHEREAS**, Burglass and Tankersley, LLC, shall be compensated at the rate of \$225.00 per hour for legal services provided for an appeal, or writ application, filed with the Louisiana Supreme Court from January 1, 2024 through February 15, 2024 for attorneys Andre Gaudin, Craig Canizaro, Chris Tankersley, Scott Gaspard, and



Greg Fahrenholt, which said attorneys have experience of 10 or more years in the practice of law, and compensated at a rate of \$60.00 per hour for paralegal services, and said rates are pursuant to the Louisiana Attorney General's Maximum Hourly Fee Schedule of February 8, 2016; and

<b>Rate</b>	<b>Description</b>
\$225.00 per hour	For attorneys having experience of 10 or more in the practice of law
\$175.00 per hour	For attorneys having experience of 5-10 years in the practice of law
\$150.00 per hour	For attorneys having experience of 3-5 years in the practice of law
\$125.00 per hour	For attorneys having experience of less than 3 years in the practice of law
\$60.00 per hour	For Paralegal Services
\$40.00 per hour	For Law Clerk Services

**WHEREAS**, Burglass and Tankersley, LLC, shall be compensated at the rate of \$300.00 per hour for legal services commencing February 16, 2024 for attorneys Andre Gaudin, Craig Canizaro, Chris Tankersley, Scott Gaspard, and Greg Fahrenholt, which said attorneys have experience of 10 or more years in the practice of law, and compensated at a rate of \$80.00 per hour for paralegal services, which said rates are pursuant to and in compliance with the Louisiana Attorney General's Maximum Hourly Fee Schedule of February 16, 2024, and

<b>Rate</b>	<b>Description</b>
\$350.00 per hour	For attorneys having experience of 10 or more in the practice of law
\$275.00 per hour	For attorneys having experience of 5-10 years in the practice of law
\$225.00 per hour	For attorneys having experience of 3-5 years in the practice of law
\$175.00 per hour	For attorneys having experience of less than 3 years in the practice of law
\$80.00 per hour	For Paralegal Services

**WHEREAS**, the date and term of the contract commences on January 1, 2024 and ends on December 31, 2024; and

**WHEREAS**, the Board ratifies for payment all legal services and representation performed by Burglass and Tankersley, LLC, from January 1, 2024 to May 16, 2024 in the litigation entitled, "Robert, Joseph et al. versus State of Louisiana et al., Civil District Court for the Parish of Orleans, No. 2016-09374, Division F, Section 14"; and

**WHEREAS**, the Board grants authority to the Board Secretary to amend this resolution to comply with the requirements of the Louisiana Attorney General's Office without further Board approval; and

**WHEREAS**, the total of all sums payable under this contract and any extensions of this contract until a final verdict, settlement, or dismissal is reached, including all appeal work, fees and reimbursement of expenses, shall not exceed \$330,050.00; and

**WHEREAS**, the scope of this legal representation does not involve federal claims; and

**WHEREAS**, this resolution shall take effect immediately.

**BE IT HEREBY RESOLVED**, that the Southeast Louisiana Flood Protection Authority-East, pursuant to R.S. 42:262, does hereby retain and employ the firm of Burglass and Tankersley, LLC, as special counsel to represent the FPA as needed in the litigation entitled, "Robert, Joseph et al. versus State of Louisiana et al., Civil District Court for the Parish of Orleans, No. 2016-09374, Division F, Section 14".

**BE IT FURTHER RESOLVED**, that the Southeast Louisiana Flood Protection Authority-East authorizes Executive Counsel to retain the firm of Burglass and Tankersley, LLC, to represent the FPA on said litigation, and that the Regional Director, or in his/her absence the Director of Engineering, is authorized to execute said contract with Burglass and Tankersley, LLC.

**BE IT FURTHER RESOLVED**, that this Resolution and the proposed contract described herein be submitted to the Attorney General for the State of Louisiana for approval.

The foregoing was submitted to a vote; the vote thereon was as follows:

YEAS: Mr. Arrigo, Mr. Duplantier, Mr. Fierke, Mr. Miller, Mr. Noel, Ms. Settoon and Mr. Settoon

NAYS: None

ABSENT: Mr. Rabb

#### **RESOLUTION NO. 05-16-24-04 - APPROVAL OF 2024 COMPREHENSIVE EMERGENCY MANAGEMENT PLAN**

Mr. Fierke advised that the Operations Committee recommended that the Board approve the CEMP.

On the motion of Mr. Fierke,

Seconded by Mr. Noel, the following resolution was offered:

**WHEREAS**, LA R.S. 38:319, mandates that the Board of Commissioners of each Levee District prepare a written procedures manual to be used during periods of emergency to facilitate the immediate and orderly actions of each board during an emergency; and

**WHEREAS**, in compliance with the aforementioned statute, the Southeast Louisiana Flood Protection Authority-East (FPA) staff prepared the 2024 Comprehensive Emergency Management Plan (CEMP).

**BE IT HEREBY RESOLVED**, that the FPA adopts the 2024 Comprehensive Emergency Management Plan, and authorizes all actions under said Plan.

**BE IT FURTHER RESOLVED**, that the Board adopts the 2024 CEMP as a document that will be utilized to provide guidance for responding to emergencies and operating the Hurricane Storm Surge Risk Reduction System and Mississippi River Levee System at their optimum capacity as and when necessary.

**BE IT FURTHER RESOLVED**, that the Board recognizes that as with any document of this magnitude, changes may be necessary to improve its functionality and these changes will be incorporated as necessary.

**BE IT FURTHER RESOLVED**, that the FPA Regional Director, or in his/her absence the Director of Engineering, is hereby authorized to sign any and all documents necessary to carry out the above.

The foregoing was submitted to a vote; the vote thereon was as follows:

YEAS: Mr. Arrigo, Mr. Duplantier, Mr. Fierke, Mr. Miller, Mr. Noel, Ms. Settoon and Mr. Settoon

NAYS: None

ABSENT: Mr. Rabb

**RESOLUTION NO. 05-16-24-05 - 40 ARPENT SHEETPILE WALL REHABILITATION PROJECT PHASE I – CONSTRUCTION ADMINISTRATION AND INSPECTION**

Mr. Fierke advised that the Operations Committee recommended that the Board approve the issuance of the proposed Task Order to N-Y Associates, Inc.

On the motion of Mr. Miller,

Seconded by Mr. Fierke, the following resolution was offered:

**WHEREAS**, the Southeast Louisiana Flood Protection Authority-East (FPA) entered into an Indefinite Delivery-Indefinite Quantity (ID-IQ) contract with N-Y Associates, Inc., to provide Civil Engineering Services on an as needed basis; and

**WHEREAS**, the FPA issued a task order to N-Y Associates, Inc., for the design of the 40 Arpent Sheetpile Wall Rehabilitation Project Phase I; and

**WHEREAS**, the FPA by Resolution No. 04-18-24-05 approved the award of the contract to Baker Pile Driving and Site Work, LLC, in the amount of \$1,951,240.60 for the construction of said project; and

**WHEREAS**, N-Y Associates, Inc., provided a proposal dated April 9, 2024, for Construction Administration Services in the total amount of \$90,692.00, and a proposal dated May 8, 2024, for Inspection Services in the total amount of \$182,400.00 for the aforementioned project; and

**WHEREAS**, funding for the said services is included in Budget Line Number 10 LBBLD.

**BE IT HEREBY RESOLVED**, that the Southeast Louisiana Flood Protection Authority-East approves the issuance of a task order to N-Y Associates, Inc., in the total amount of \$273,092.00 (Construction Administration \$90,692.00 and Inspection Services \$182,400.00) for the 40 Arpent Sheetpile Wall Rehabilitation Project Phase I.

**BE IT FURTHER RESOLVED**, that the FPA Regional Director, or in his/her absence the Director of Engineering, is hereby authorized to execute the above mentioned task order, and any and all other documents necessary to accomplish the above.

The foregoing was submitted to a vote; the vote thereon was as follows:

YEAS: Mr. Arrigo, Mr. Duplantier, Mr. Fierke, Mr. Miller, Mr. Noel, Ms. Settoon and Mr. Settoon

NAYS: None

ABSENT: Mr. Rabb

**EXECUTIVE SESSION:**

1. State of Louisiana through the Coastal Protection and Restoration Authority Board and Coastal Protection Restoration Authority v. United States Department of the Army, United States District Court, Eastern District of Louisiana, Case 2:24-cv-01075-NJB-DPC.

A motion was offered by Mr. Fierke, seconded by Mr. Arrigo and unanimously adopted, for the Board to convene in Executive Session to discuss Item 1 listed under Executive Session. The Board convened in Executive Session at 10:49 a.m.

A motion was offered by Mr. Settoon, seconded by Ms. Settoon and unanimously adopted, for the Board to reconvene in regular session (11:18 a.m.).

Mr. Cosse advised that no action was taken in the Executive Session.

The next regular monthly meeting of the Board will be held on June 20, 2024.

There was no further business; therefore, the meeting was adjourned at 11:20 a.m.