

**MINUTES OF THE
SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY – EAST
BOARD MEETING
THURSDAY, NOVEMBER 20, 2014**

The regular monthly Board Meeting of the Southeast Louisiana Flood Protection Authority-East (Authority or SLFPA-E) was held on Thursday, November 20, 2014, in the Orleans Levee District Franklin Administrative Complex, 6920 Franklin Avenue, Meeting Room 201, New Orleans, Louisiana, after due legal notice of the meeting was sent to each Board member and the news media and posted.

Mr. Estopinal called the meeting to order at 9:30 a.m. and led in the pledge of allegiance.

The roll was called by Mr. Wittie and a quorum was present:

PRESENT:

Stephen V. Estopinal, President
Lambert J. Hassinger, Jr., Vice President
Louis E. Wittie, Secretary
Wilton P. Tilly, III, Treasurer
Jefferson M. Angers
Tyrone Ben
G. Paul Kemp
Richard A. Luettich, Jr.
Kelly J. McHugh

OPENING COMMENTS:

Mr. Estopinal introduced and welcomed Nyka Scott, the SLFPA-E's new Executive Counsel.

ADOPTION OF AGENDA:

A motion was offered by Mr. Hassinger, seconded by Mr. Tilly and unanimously approved, to adopt the agenda.

RESOLUTION NO. 11-20-14-01 – APPROVAL OF OCTOBER 16, 2014 BOARD MEETING MINUTES

On the motion of Mr. Wittie,
Seconded by Mr. Ben, 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 October 16, 2014.

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

YEAS: Mr. Angers, Mr. Ben, Mr. Hassinger, Mr. Kemp, Mr. Luetlich, Mr. McHugh,
Mr. Tilly and Mr. Wittie

NAYS: None

ABSENT: None

PUBLIC COMMENTS:

Carol Byram commented that the chaos after Hurricane Katrina was used to take private property along the 17th Street Canal and that the legislature was used to take more property. She requested that the Board allow the situation to be cleaned up by the courts.

Craig Berthold commented that a trial date had been set in the 17th Street Canal litigation for October 26th. He stated that the monies paid for legal fees thus far and the continuing fees for trial preparation are more than would have been needed to originally resolve the issue with the residents.

John Barry, former SLFPA-E Vice President, congratulated the Board on setting up a fund to receive monies from the litigation entitled "Southeast Louisiana Flood Protection Authority-East, et al. v. Tennessee Gas Pipeline Co., LLC, et al". He pointed out that the sum of \$50,000 may sound trivial; however, if this amount was extended on a linear foot basis over the State, it would equate to tens of billions of dollars. He commented that difficulties have been faced over the past year-and-a-half and that there is a potential for the issue to come up again in the next legislative session.

Mr. Hassinger asked Mr. Barry had he or his non-profit organization received money or were they owed money from the SLFPA-E's outside counsel in connection with the lawsuit or the political maneuvering during the last legislative session. Mr. Barry responded that the non-profit organization is classified "501-C-4" and that it does not reveal its contributors. He noted that there was no money owed.

COMMITTEE REPORTS:

Finance Committee: Mr. Tilly reported that the Finance Committee met on November 6th and discussed the following items:

- Certification of millage rates for the Orleans Levee District (O.L.D.) for calendar year 2015.
- Renewal healthcare coverage for O.L.D. employees and retirees.
- The proposed sale of the undeveloped property adjacent to the site on which the proposed East Jefferson Levee District (EJLD) consolidated facilities will be located. The Committee recommended that the intent to sell the property be advertised in order to determine interest by potential purchasers.

- Establishment of a dedicated account for the receipt of settlement monies from the litigation entitled “Southeast Louisiana Flood Protection Authority-East, et al. v. Tennessee Gas Pipeline Co., LLC, et al”.

Operations Committee: Mr. Wittie reported that the Operations Committee met on November 6th and discussed the following items:

- Issuance of a task order to URS for the removal of five abandoned valve pits from the floodside of the Michoud Canal Levee - The O.L.D. is attempting to determine whether the Sewerage and Water Board of New Orleans will cost share the project.
- Award of a contract to Clyde Construction for roadway repairs in the vicinity of floodgate EB-15 - Traffic is causing damage to the floodgate sill. Bids were solicited from six contractors and Cycle Construction’s bid in the amount of \$65,000 was the only bid received. The project budget is \$75,000.
- Issuance of a contract to RCL Architecture, LLC for study, design and construction administration for a new O.L.D. Police Building – The cost for the site study is \$14,000. The fees for design and construction administration will be governed by the State of Louisiana Office of Facility Planning and Control Fee Curve.
- Issuance of a task order to Dading, Marques to establish the right-of-way along the IHNC East Bank from the Almonaster Bridge to past the Elaine Street Wharf – The Port of New Orleans requested that the survey be accomplished and offered to share half the cost.

Legal Committee: Mr. Hassinger reported that the primary issue considered by the Legal Committee at its meeting earlier this date concerned the hiring of Executive Counsel.

CPRA: Mr. Hassinger advised that he was out of the State on the date of the CPRA meeting and, therefore, unable to attend the meeting.

Coastal Advisory Committee: Mr. Kemp advised that the Coastal Advisory Committee will meet tomorrow (November 21) at 9:30 a.m. Among the items to be discussed is the determination of the level of certainty for the 100-year design of the Hurricane and Storm Damage Risk Reduction System (HSDRRS) and understanding how it leads to studies on compartmentalization and ways to improve the 100-year level of risk reduction.

REGIONAL DIRECTOR’S REPORT: Robert Turner, SLFPA-E Regional Director, reviewed the highlights of the Regional Director’s Report (copy appended to minutes). Additional comments were provided as follows:

- All of the major complex structures are operational. An anomaly was recently noted when one of the vertical lift gates of the Seabrook Complex Structure was operated. The gate is operational; however, the anomaly is being investigated to ensure that no future problems will occur.

- LPV 03.2b.1 – Landside Runoff (adjacent to West Return Wall) – A final inspection of the project was held on November 18th with the exception of the issues revolving around the swale and additional embankment that must be built on the private property side of the swale. The U.S. Army Corps of Engineers (USACE) will award a contract for the construction of a one to one-and-a-half-foot lip levee between the swale and the private properties in order to prevent spillage during heavy rain events. A significant amount of volume will be available in the swale once the lip levee is constructed; therefore, no further problems are anticipated. It was noted that the lower areas within the swale would not be fully relieved by the construction of a spillway. Mr. Estopinal asked that Mr. Turner request that the USACE include a 100-year rainfall event when the calculations are performed.
- LPV 149 – Caernarvon Structure – The SLFPA-E contacted the USACE and CPRA concerning peeling paint. The USACE examined the paint at the Seabrook and IHNC Surge Barrier Structures, in addition to the Caernarvon Structure, and a report was generated. The floodside skin plate at the Caernarvon Structure must be repainted. In addition, touchup work must be done at the Seabrook Structure. The repainting at the Caernarvon Structure will require dewatering, which will impact navigation and cause a disruption of service to a marine facility located on the protected side of the structure. The USACE will attempt to coordinate the project with the owners of the marine facility.
- Armoring – The USACE is proceeding with armoring in St. Charles Parish. Right-of-entry has been requested from the O.L.D. for areas along the New Orleans Lakefront. The SLFPA-E is working with the CPRA to raise certain levees prior to the application of armoring. Elevations along the lakefront and other areas where the USACE will proceed with armoring without raising the levee are being verified in order to ensure the elevations are sufficient. A surveyor has been retained to profile the levees where elevations are being verified and the levees that are anticipated to be lifted. SLFPA-E and CPRA staff met to review some of the results of the CPRA's investigations. Elevations obtained by the USACE and the CPRA were compared to investigate settlement rates. Additional geotechnical analysis is anticipated to be done by the CPRA in order to determine how much height can be added to the levees and whether lifts must extend to the stability and wave berms. If a lift is to be constructed more than six-inches above the original construction grade, the USACE will probably require additional geotechnical analysis to ensure the limits of the foundation soils will not be exceeded and the factors of safety will be met. Therefore, further analysis may be required by the SLFPA-E. Mr. Turner proposed that the services of a firm be secured to assist with project management throughout the entire process to ensure that the projects are completed properly and timely. Once schedules and milestones are laid out with the assistance of the consulting firm, submittals can be requested from engineering firms for the preparation of plans and specifications. Meetings will be conducted with several of the SLFPA-E's Indefinite Delivery-Indefinite Quantity (ID-IQ) contractors to discuss the possibility of issuing a task order for project management services. Brett Herr with the USACE advised that USACE is comfortable with raising the levees six-inches without performing a stability analysis; however, if a levee is to be raised more than six-

inches, a stability analysis is required to demonstrate that the USACE's required factors of safety will be met. New soil borings may evidence that soil strengths have increased enough to allow a levee to be raised higher than six-inches without a great amount of additional work.

- Maxent Levee certification - The draft certification document has been completed and forwarded to FEMA for the Maxent Levee. A conference call was held with FEMA and the SLFPA-E's consultant on the levee certification project and it is anticipated that FEMA's comments on the draft document can be resolved without a great amount of difficulty within FEMA's timeframe.
- Forty Arpent Levee certification - Indications are that funding will not be obtained through the Interim Emergency Board for the construction of a proposed floodwall near the Violet Canal; therefore, an alternate funding source must be sought. Mr. Turner commented that if a determination is made that there is no funding to construct the floodwall, the Board may wish to stop the certification effort since the levee cannot be certified without its construction. If FEMA is not assured that the process is moving forward and the levee is not certified, the Digital Flood Insurance Rate Maps (DFIRMS) will be remapped for the Lower Ninth Ward of Orleans Parish and a vast majority of St. Bernard Parish located behind the Forty Arpent Levee. FEMA does not view an uncertified levee as a barrier. The Forty Arpent Levee is an interior levee that must be certified for rainfall events (not surge). Mr. Estopinal pointed out that the failure to certify the levee will cause a significant increase in the Base Flood Elevations (BFEs) for the Lower Ninth Ward and St. Bernard Parish. He requested that the Finance Committee investigate what must be done for a loan of the necessary funds from the Orleans Levee District (O.L.D.) to the Lake Borgne Basin Levee District (LBBLD) to complete the required work and to set up a mechanism for the repayment of the funds at a later date. He pointed out that not certifying the levee is not an option because too many citizens would be financially hurt and that the significant increase in flood insurance premiums that would take place if the levee is not certified is unacceptable. He asked that procedures commence to determine whether a loan can be accomplished legally and for setting up a future repayment mechanism, and that a plan be provided by SLFPA-E staff at the next Finance Committee meeting.
- Semi-annual Report - The first SLFPAE Semi Annual Report (SAR) on the HSDRRS was submitted to the CPRA in October. The report does not include the Mississippi River Levee. The CPRA submitted a single report that includes all entities with operations and maintenance responsibilities for the HSDDRS to the USACE prior to the October 31 deadline. A meeting has been requested with the USACE and CPRA to discuss the results of the SAR to ensure that all of the required data and information is being captured. The SAR must be completed in addition to the more detailed quarterly reports.

Announcement of the receipt of settlement funds from the litigation entitled “Southeast Louisiana Flood Protection Authority-East, et al. v. Tennessee Gas Pipeline Co., LLC, et al., E.D. La. No. 13-5410”, discussion of the creation of a dedicated account for said funds and what coastal restoration project to fund.

Mr. Estopinal explained that the Finance Committee recommended the creation of a dedicated account to receive settlement monies from the lawsuit “Southeast Louisiana Flood Protection Authority-East, et al. v. Tennessee Gas Pipeline Co., LLC, et al., E.D. La. No. 13-5410”. The funds deposited in the account must be used for coastal restoration or flood protection. The Board will look to the Coastal Advisory Committee for recommendations regarding dispensing the funds. The attorneys waived fees from the first settlement. Future settlement monies will be deposited in an account set up by the attorneys and the attorneys will dispense monies less the attorneys’ fees to the SLFPA-E. The attorneys’ contingency fee is on a sliding scale dependent upon the amount of the settlement.

**RESOLUTION NO. 11-20-14-02 –
ESTABLISHMENT OF A DEDICATED CAPITAL ONE BANK ACCOUNT**

On the motion of Mr. Tilly,
Seconded by Mr. Ben, the following resolution was offered:

WHEREAS, the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) filed litigation entitled “Southeast Louisiana Flood Protection Authority-East, et al. v. Tennessee Gas Pipeline Co., LLC, et al., E.D. La. No. 13-5410”; and

WHEREAS, there is a need to establish a dedicated bank account for the receipt of monies received as a result of the aforementioned litigation; and

WHEREAS, the monies deposited in the dedicated account shall be restricted to coastal restoration and flood protection; and

WHEREAS, the signatories for the dedicated account shall be the Officers of the Board and the SLFPA-E Regional Director.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the establishment of a dedicated account at Capital One Bank for the receipt of monies received from the litigation entitled “Southeast Louisiana Flood Protection Authority-East, et al. v. Tennessee Gas Pipeline Co., LLC, et al., E.D. La. No. 13-5410”.

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

YEAS: Mr. Angers, Mr. Ben, Mr. Hassinger, Mr. Kemp, Mr. Luettich, Mr. McHugh,
Mr. Tilly and Mr. Wittie

NAYS: None

ABSENT: None

RESOLUTION NO. 11-20-14-03 – SALE OF SURPLUS PROPERTY

Mr. Estopinal explained that the process described in the resolution before the Board must be used in order to dispense property that is no longer needed. The appraisals will not be updated until written notice is provided by an interested potential purchaser. The two parcels were originally appraised at \$300,000 and \$186,000. The updated appraised values will become the minimum asking prices for the two parcels. The parcels will be auctioned and sold to the highest bidder subject to the bid being above the minimum asking price. He anticipated that it may take up to a year before the parcels are auctioned to allow time for interested purchasers to get funding in place.

On the motion of Mr. Hassinger,
Seconded by Mr. Tilly, the following resolution was offered:

WHEREAS, the East Jefferson Levee District (EJLD) recently acquired certain lands from the City of New Orleans by and through the New Orleans Aviation Board (NOAB) for the construction of a safehouse and consolidated facilities; and

WHEREAS, the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) has determined that: 1) Lots 1 thru 26, Lot 27-A, and Lot 29-A, Square 3, Kendale Park Subdivision, Kenner, Jefferson Parish, Louisiana, and 2) Lots 1 thru 12, 13-A and 15-A, Square 4, Kendale Park Subdivision, Kenner, Jefferson Parish, Louisiana, to be surplus property; and

WHEREAS, it is the intent of the SLFPA-E and EJLD that the aforementioned lots be sold in two parcels and that the procedures required for the sale of the properties, which shall include an update of the most recent appraisals of the properties, commence upon receipt of written notification from a party interested in purchasing one or both of the parcels; and

WHEREAS, the sale of one or both parcels shall be conducted by the Sheriff for Jefferson Parish.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the advertisement of notice of the intent to proceed with the sale of two parcels of land, the first parcel consisting of Lots 1 thru 26, Lot 27-A, and Lot 29-A, Square 3, Kendale Park Subdivision, Kenner, Jefferson Parish, Louisiana, and the second parcel consisting of Lots 1 thru 12, 13-A and 15-A, Square 4, Kendale Park Subdivision, Kenner, Jefferson Parish, Louisiana, upon receipt of written notice from an interest purchaser.

BE IT FURTHER RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the sale of the aforementioned two parcels of land in accordance with the appropriate statutes.

BE IT FURTHER RESOLVED, that the SLFPA-E President or the EJLD Director is hereby authorized to sign any and all documents necessary to accomplish the above.

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

YEAS: Mr. Angers, Mr. Ben, Mr. Hassinger, Mr. Kemp, Mr. Luettich, Mr. McHugh,

Mr. Tilly and Mr. Wittie
NAYS: None
ABSENT: None

RESOLUTION 11-20-14-04 - ADOPT MILLAGE RATES FOR THE YEAR 2015 AND CERTIFY THE LEVY OF THE THREE MILLAGE RATES TO THE CITY OF NEW ORLEANS FOR THE PURPOSE OF ASSESSING AND COLLECTION OF THE THREE TAXES

Mr. Estopinal asked for comments on the certification of the millage rates.

Gary Rauber, a resident of Orleans Parish, commented that because of exemptions property taxes are only assessed on about 35 percent of the property in the City of New Orleans. He added that property values are skyrocketing and that properties are being reassessed every two years. He explained that he owns a parcel of property on Lake Catherine that is located outside of flood protection; however, he is still assessed millage for flood protection. He asked that the Board consider reducing the millage rates.

Mr. Tilly advised that the Finance Committee considered the certification of millage rates for calendar year 2015 and recommended that the millage rates remain the same as the prior year.

Jim Bollinger, O.L.D. Comptroller, recommended that the same rates be assessed for calendar year 2015 that were assessed for calendar year 2014. The assessed values have increased in the City of New Orleans about 6.75 percent from a year ago, which would yield approximately \$1 million for the General Fund and \$1 million for the Special Levee Improvement Fund. The Board will be approached this year to set aside over \$1 million annually to fund retiree health and life insurance benefits. The O.L.D. has been recording a liability for the past six years for the actuarial cost of future health benefits; however, this liability has not been funded. Therefore, the budget for next year will be \$1.3 million higher than the previous year's budget in order to fund this future benefit. In addition, the O.L.D. has not yet begun to feel the real impact of the additional operation and maintenance expenses for the new and expanded HSDRRS. He pointed out that maintenance costs will increase as the system ages. The budget includes a four percent pay increase for employees. This is the last year of a four year quadrennial assessment period; therefore, the millage rates certified for calendar year 2015 define the maximum allowable rates for the next four years. The Board will have an opportunity to assess the environment next year to determine whether any of the uncertainties have changed. Questions remain regarding the local cost share for the HSDRRS and the outstanding Office of Community Development notes.

The resolution was read in full by Mr. Estopinal and a roll call vote was conducted by Mr. Wittie.

On the motion of Mr. Tilly,
Seconded by Mr. Hassinger, the following resolution was offered:

BE IT RESOLVED that the Southeast Louisiana Flood Protection Authority – East (“the Authority”), acting as the governing authority of the Orleans Levee District, that:

Section 1. Millage to be levied in 2015. The following millages are adopted and levied for the tax year 2015 on all property subject to taxation within the portion of Orleans Parish located on the East Bank of the Mississippi River, by the Orleans Levee District:

General Tax	5.46 mills
Special Levee Improvement Tax (SLIP Tax)	5.46 mills
Maintenance Tax	<u>0.75 mills</u>
Total Millage	<u>11.67 mills</u>

The General Tax is authorized by Article 6 Section 39(A) of the Constitution.

The Special Levee Improvement Tax is authorized by the Special Election of November 19, 1983.

The Maintenance Tax is authorized by the Special Election of March 5, 1974 and imposed by the District’s Resolution No. 1-081899.

Section 2. Statement of Total Millage to be levied. A total of 11.67 mills shall be levied in 2015.

Section 3. The Authority, acting for the District, hereby certifies the annual levy of the General Tax, the SLIP Tax and the Maintenance Tax to the Council of the City of New Orleans for the purpose of causing the three taxes to be entered on the assessment rolls of said City for the tax year 2015, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and enforced and collected by The City’s Finance Department in the manner and under the conditions and with interest and penalties prescribed by law for City taxes; and such monies, the ad valorem taxes including interest and penalties connected therewith, thus collected shall be paid to the District as provided by law for the tax year 2015.

Section 4. Further Action. The President of the Authority or the Executive Director of the District is and they are hereby authorized and empowered to execute any and all documents necessary to accomplish the above purposes.

The foregoing resolution was read in full, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: Mr. Angers, Mr. Ben, Mr. Hassinger, Mr. Kemp, Mr. Luettich, Mr. Tilly and Mr. Wittie

NAYS: None

ABSTAINED: Mr. McHugh

ABSENT: None

RESOLUTION NO. 11-20-14-05 – RENEWAL OF O.L.D. HEALTH PLAN COVERAGE

Gerry Gillen, O.L.D. Executive Director, advised that the renewal rates were received from the Office of Group Benefits. Total premiums are anticipated to decrease about 14 percent. The premium share paid by retirees will be reduced on average about two percent. Active employees will continue to pay the same share of premiums as last year.

On the motion of Mr. Hassinger,
Seconded by Mr. Tilly, the following resolution was offered:

WHEREAS, the Orleans Levee District's (O.L.D.) healthcare coverage with the Office of Group Benefits is renewed annually commencing on January 1st of each year; and

WHEREAS, OGB provided quotes for six Health Plan options with variable premiums at an estimated total annual of cost of \$2,147,489.36 with the Orleans Levee District paying an estimated \$1,762,703.44 towards the total premium and employees and retirees paying approximately 18% of the total premium.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the renewal of healthcare coverage with the Office of Group Benefits as stated above for a period of one year, commencing on January 1, 2015 and ending on December 31, 2015.

BE IT FURTHER RESOLVED, that the O.L.D. Executive Director is authorized to execute 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. Angers, Mr. Ben, Mr. Hassinger, Mr. Kemp, Mr. Luettich, Mr. McHugh,
Mr. Tilly and Mr. Wittie

NAYS: None

ABSENT: None

RESOLUTION NO. 11-20-14-06 – CONTRACT WITH RCL ARCHITECTURE, LLC FOR CONSTRUCTION OF NEW POLICE BUILDING

Mr. Gillen explained that the Board previously authorized the selection of RCL Architecture, LLC for the construction of a new police building and the negotiation of fees for the project. The Board is requested to authorize the execution of a contract with the fee structure described in the resolution before the Board. Upon completion of the site study, the Board will be requested to approve the selection of a site.

On the motion of Mr. Wittie,
Seconded by Mr. Hassinger, the following resolution was offered:

WHEREAS, the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) approved the selection of RCL Architecture, LLC to provide Professional Architectural and Engineering Services associated with the site study, demolition of the existing Police Building, and construction of a new Police Building; and

WHEREAS, the Orleans Levee District (O.L.D.) negotiated a fee for a site study in the amount of \$14,000 and compensation for design and construction administration using the State of Louisiana Facility Planning and Control fee curve.

BE IT HEREBY RESOLVED, that the SLFPA-E approves the execution of a contract with RCL Architecture, LLC, subject to review and approval by Executive Counsel, with a fee of \$14,000 for a site study and compensation for the design and construction administration using the State of Louisiana Facility Planning and Control fee curve.

BE IT FURTHER RESOLVED, that the O.L.D. Executive Director is authorized to execute the aforementioned contract, task orders 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. Angers, Mr. Ben, Mr. Hassinger, Mr. Kemp, Mr. Luettich, Mr. McHugh, Mr. Tilly and Mr. Wittie

NAYS: None

ABSENT: None

RESOLUTION NO. 11-20-14-07 – ROADWAY REPAIRS AT FLOODGATE EB-15

Mr. Gillen explained that bids were solicited from six potential bidders and only one response was received. The roadway approach to Floodgate EB-15 is on Port of New Orleans property. The roadway immediately adjacent to the floodgate threshold has deteriorated and truck traffic is impacting the floodgate sill. The Port has been asked to participate in funding the project; however, a response has not yet been received.

On the motion of Mr. Wittie,

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

WHEREAS, the Clarence Henry asphalt roadway located on Mississippi River Port of New Orleans property has deteriorated within the right-of-way for Floodgate EB-15 to the point that trucks using the roadway are damaging the seal plate of the floodgate and possibly the floodgate foundation making the floodgate difficult to close; and

WHEREAS, informal bids were requested from six contractors; and

WHEREAS, the only contractor responding to the request for bids was Cycle Construction, LLC with a bid in the amount of \$65,000; and

WHEREAS, funding for this project is available from the FY 2015 Special Levee Improvement Fund Budget.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the award of a contract to Cycle Construction, LLC in the amount of \$65,000, and the establishment of a budget in the amount of \$75,000 to include contingencies, for the roadway repairs at Floodgate EB-15.

BE IT FURTHER RESOLVED, that the O.L.D. Executive Director is authorized to execute the above contract with Cycle Construction, LLC, and any and all documents required to accomplish the above.

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

YEAS: Mr. Angers, Mr. Ben, Mr. Hassinger, Mr. Kemp, Mr. Luettich, Mr. McHugh, Mr. Tilly and Mr. Wittie

NAYS: None

ABSENT: None

RESOLUTION NO. 11-20-14-08 – RIGHT-OF-WAY SURVEY OF IHNC EAST SIDE AND GIWW NORTHSIDE LEVEES

Mr. Gillen advised that the Port of New Orleans anticipates leasing property in the area and requested that the right-of-way on the IHNC east side and GIWW north side levees be established and recorded. The Port will participate in the cost of the survey on a 50 percent basis.

Mr. Estopinal noted that this process is required in order to document levee district rights-of-way. He advised that one of the tasks given to Ms. Scott concerns an inventory of properties owned by the O.L.D. An initial review shows that the levee district owns 219 properties. The properties will be located, the reason for ownership reviewed and a determination made whether any of the properties can be returned to commerce.

On the motion of Mr. Wittie,

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

WHEREAS, the Orleans Levee District (O.L.D.) with cooperation of the Port of New Orleans wishes to establish the rights-of-way for the IHNC east side and GIWW north side levees from the Almonaster Bridge south and eastward to the Elaine Street Wharf; and

WHEREAS, the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) entered into an Indefinite Delivery-Indefinite Quantity (ID-IQ) contract with Dading, Marques and Associates, LLC for professional surveying services; and

WHEREAS, Dading, Marques and Associates, LLC has submitted a proposal in the amount of \$9,950 for the survey and drawings of the to-be-determined rights-of-way; and

WHEREAS, the Port of New Orleans has committed to sharing the cost of the survey on a 50% basis through a Cooperative Endeavor Agreement with the Orleans Levee District.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the O.L.D. Executive Director to execute the aforementioned Cooperative Endeavor Agreement (CEA) with the Port of New Orleans, subject to approval of the CEA by the SLFPA-E Executive Counsel, and a task order with Dading, Marques and Associates, LLC for the required surveying services.

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

YEAS: Mr. Angers, Mr. Ben, Mr. Hassinger, Mr. Kemp, Mr. Luettich, Mr. McHugh, Mr. Tilly and Mr. Wittie

NAYS: None

ABSENT: None

RESOLUTION NO. 11-20-14-09 - RECOGNITION OF MRS. GLORIA SAMUELS UPON HER RETIREMENT FROM THE ORLEANS LEVEE DISTRICT

Mr. Estopinal commended Mrs. Samuels for her dedication and informed the Board that Mrs. Samuels slept in her car after Hurricane Katrina to assure that she was available to process paychecks for O.L.D. employees. Mrs. Samuels performed a great amount of extra work with no extra pay when called upon for assistance by the SLFPA-E.

Mr. Estopinal presented Mrs. Samuels with a plaque with the resolution of appreciation.

On the motion of Mr. Mr. Angers, Mr. Ben, Mr. Estopinal, Mr. Hassinger, Mr. Kemp, Mr. Luettich, Mr. McHugh, Mr. Tilly and Mr. Wittie, the following resolution was offered:

WHEREAS, Mrs. Samuels was employed by the Orleans Levee District on February 25, 1981, as an Accountant II and advanced to the position of Accountant Manager 2; and

WHEREAS, in the position of Accountant Manager 2, Mrs. Samuels served immediately under the Orleans Levee District Comptroller and played an important and vital role in the financial management of the Orleans Levee District and the Southeast Louisiana Flood Protection Authority; and

WHEREAS, Mrs. Samuels' many years of hard work provided her with a wealth of knowledge and familiarity with the organization and the financial administration of the District and the Authority; and

WHEREAS, Mrs. Samuels made many personal sacrifices and was a key employee spending many long and arduous hours with her fellow employees performing the work required for the recovery of the Orleans Levee District after Hurricane Katrina; and

WHEREAS, after the establishment of the Southeast Louisiana Flood Protection Authority-East, Mrs. Samuels readily and graciously accepted and performed numerous financial management and administrative responsibilities when called upon in order to supplement and assist the Authority's meager staff; and

WHEREAS, Mrs. Samuels retired from the Orleans Levee District on October 31, 2014 after over thirty-three years of devoted public service.

BE IT HEREBY RESOLVED, that the Board of Commissioners of the Southeast Louisiana Flood Protection Authority-East does hereby express its deepest appreciation to Mrs. Gloria Samuels for her dedication and distinguished public service and congratulates and offers Mrs. Samuels its best wishes on her retirement from the Orleans Levee District.

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

YEAS: Mr. Angers, Mr. Ben, Mr. Estopinal, Mr. Hassinger, Mr. Kemp,
Mr. Luettich, Mr. McHugh, Mr. Tilly and Mr. Wittie

NAYS: None

ABSENT: None

Mr. Angers commented on his absence due to his daughter's recent critical illness and thanked the Commissioners, staff and members of the public and press who have prayed and helped his family through this very difficult time.

The next regular monthly Board meeting will be held on December 18, 2014 and hosted by the LBBLD.

There was no further business; therefore, the meeting was adjourned at 10:50 a.m.

SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY – EAST

REGIONAL DIRECTOR'S REPORT

Nov. 20, 2014

HSDRRS Project Status Update

IHNC-02 – Lake Borgne Surge Barrier Complex The Orleans Levee District (OLD) and its Complex Structures crew continue to exercise gate components in the Surge Barrier Complex. The maintenance is current, the structure is adequately staffed and all gate systems are fully operational. Divers under contract to the OLD are available if needed during the remaining 2014 Hurricane Season.

All three current meters at the Sector Gate have been damaged; something struck one of the meters and two others experienced electrical problems. One meter has been repaired and the Army Corps of Engineers is seeking funding for extensive repairs to the other two. They will be reinstalled when all are repaired.

IHNC-01 – Seabrook Complex The OLD continues to regularly exercise and maintain this structure. It, too, is adequately staffed, well-maintained and fully operational.

LPV-03.2b.1- Landside Runoff The final inspection was held Nov. 18, 2014. Turf establishment and erosion must still be addressed by the contractor, while final site grading and construction of a lip levee adjacent to the swale will be done under a new contract to be awarded Dec. 12.

LPV-109.02a – Levee Enlargement for South Point to CXS Railroad and US 11 and US 90 Floodgates The NCC was issued on July 31, 2014. A final exercising of the sluice gates at four drainage structures remains to be scheduled.

LPV-111 – CSX RR to Michoud Canal Turf must still be established on the recently raised sections. The east end of the project must still be regraded. The NCC was issued Nov. 6.

LPV-144 – Bayou Dupre . A site meeting was held with the bearing manufacturer on Oct. 29, 2014, but no conclusive cause of the vibrations in the hinge assembly of both gate leafs was determined. Alternatives considered for a path forward include: shaving the plates that hold the top bearing to increase clearances, and changing to greased bearings for the hinge assemblies.

LPV-145,146 & 148.02 These three projects were inspected by the Non-Federal Sponsor (NFS) and the Corps in August, resulting in a Corps-issued Task Order to repair hog damage, address settlement around access ramps and mow LPV-145. A follow-up site inspection was held Sept.30, 2014. The NCCs for 146 and 148.02 were received on Sept. 16, 2014.

Sealing the gaps around the foundations of all three floodgates in LPV-145 will be done under a new task order and is the last item to be corrected before the NCC, which is now scheduled for Jan. 23.

LPV-145A – Bayou Bienvenue Bridge Bridge approach “bent” pilings and fender pilings are being driven. Periodic closures of Bayou Bienvenue are required throughout November for pile driving near the channel. The entire project won’t be complete until the 2015 hurricane season.

LPV-148.02A Safe Room at St. Mary’s Pump Station The contractor has mobilized on site and work is underway. Project completion is scheduled for April of 2015

LPV-149 – Caernarvon Structure The Corps will repaint the Sector Gate leafs to address peeling paint problems discovered after issuance of the NCC. In order to repaint, the structure must be dewatered after the 2014 Hurricane season. The dewatering will temporarily impact navigation in the area, but dates and other details of the closure aren’t yet available. Additionally, the Corps is looking into our request to replace machinery pit hatch covers.

LPV-150 Utility Crossings/Jib Crane Pad/Bypass Ramp Repair The Corps will begin in January to replace utility crossing pads along access road. They are also preparing plans and specifications for the Emergency Bypass Road at Highway 46, as well as for replacing jib cranes and building parking pads at Bayou Dupre.

LPV-151 St. Bernard T-Wall Damage/Erosion/ Lightning Repair Work on the LPV 146 and LPV 148.02 reaches is complete.

LPV-153 Bayou Dupre & Caernarvon Sector Gate Needles The contract for manufacture of additional dewatering needles for Bayou Dupre and Caernarvon is scheduled to be awarded Jan. 9.

OFC-07 London Avenue and 17th Street Remediation The work along the London Ave Canal will be completed when the concrete cap along Reach 35B is placed later this month. The NCC for this project is currently scheduled for June 2015 to allow for adequate turf establishment.

OFC-08 17th Street Canal Bank Stabilization The contractor is placing stone, and completion is expected in January.

Permanent Canal Closures and Pumps (PCCP) Please check the New Orleans District web site www.mvn.usace.army.mil/missions/hsdrrs/pccp.aspx for details and regular updates on this last major HSDRRS perimeter project.

Armoring The first system-wide armoring installation contracts are scheduled to be awarded in December 2014. The two initial contracts will armor levees in St. Charles Parish. The Corps has submitted to the OLD two Right-of-Entry requests in preparation for armoring the metro New Orleans lakefront levees and LPV-108 in Orleans Parish; plans and specifications for the lakefront levee work (ARM-03) is under review by the OLD.

The SLFPA-E, SLFPA-W and CPRA continue to pursue raising some levees at local cost before they are armored in order to save millions of dollars in future armoring replacement costs. In a recent meeting with the CPRA, we developed a near-term path forward for designing levee lifts prior to armoring. We have awarded a contract for preliminary land survey work that includes profiling of levees in both the East Jefferson and Orleans levee districts. We are also investigating using an ID-IQ contract for project management support for what could total up to \$40 million in levee lift construction.

SBPS-07 – Repairs to LBBLD Pump Stations #2 and # 3 Work is progressing at Pump Station #3.

Mississippi River Projects

Jefferson Heights Work on the first half of this levee-raising project in East Jefferson should be complete in December. About 90% of the levee in this first phase of this project, which includes 4.2 miles of river levee between the Orleans Parish line to Orchard Road, has been raised and seeded with Bermuda grass. The all-weather access path is also 90% complete, and tree removal is finished. The permanent ramps at Monticello and the S&WB are also complete.

The second half of the levee project is 4.5 miles long, running from Orchard Road in River Ridge to the St. Charles Parish line. This downriver phase of work won't start until the contractor completes the first phase.

Carrollton Project All levee enlargement work in Orleans Parish is complete, and only site cleaning remains. A final inspection was held July 16, 2014, and the Corps is preparing a response letter to address some remaining OLD concerns. The Corps is scheduled to provide its response next week.

Internal Affairs

Non-Federal Levee Certification A certification report for the Maxent Levee was submitted to FEMA in September. In a Nov. 19 teleconference with FEMA to discuss the agency's response, they had only three comments. Teleconference participants agreed that there will be no difficulty in addressing the three. Our consultant will make the recommended changes and resubmit the report to FEMA. We expect accreditation to be forthcoming.

The results of geotechnical investigations of the Forty Arpent Levee indicate that there are no substantial levee stability issues remaining. Our consultant is awaiting additional survey data to complete the design of a proposed new floodwall near the Violet Canal. Neither LBBLD's request for \$2 million in state capital outlay funds nor the request for help from the state's Interim Emergency Board were successful. Meetings have been held with both Orleans and St. Bernard government officials concerning the urgency of this project, and both parties are looking for funding sources

Warranty Paint Repairs In response to our concerns about peeling paint on newly-built complex structures, the U.S. Army Engineering Research and Development Center (ERDC) has determined that no additional painting is required at the GIWW Sector Gate; however, the Corps will make spot repairs at the Seabrook Structure and repaint gate leafs at the Caernarvon Structure.

Semi Annual Report (SAR) The first SLFPAE Semi Annual Report (SAR) was submitted to the CPRA in October. The CPRA combined our SAR with similar reports filed by other entities that have O&M responsibilities for other parts of the LPV project. The CPRA submitted a single report to the Corps prior to the Oct. 31 deadline.

We have requested a meeting with the Corps and CPRA to discuss the initial SAR to discuss lessons learned and consider revisions to report format.

Risk Assessment RFP The RFP for the CDBG-funded Risk Assessment project received two submissions, and a review committee has been appointed to conduct interviews within the next month.

Training The OLD's Complex Structure Team continues to evolve its training program, becoming ever more familiar with the operation and maintenance of HSDRRS complex gated navigational structures. A task order to review alternatives for automated asset management software was awarded to ID-IQ consultant Moffat & Nichols, and their work is underway.

Emergency Preparedness The Mississippi River, now around elevation. 3.0', is expected to drop to near 2.5' by the end of the month.

Hurricane Season Preparation The final 2014 Hurricane Season RNA tour of the IHNC/GIWW with the Coast Guard and USACE was held Nov. 19.

Complex Structures All navigation gates are in working order and maintenance is up to date.

New Contracts:

The Estopinal Group – Media Relations Coordination and Dissemination of Public Information – 10/21/14 – 6/30/15 – Not to exceed \$20,000.

Meetings and Items of Note:

The SLFPAE Coastal Advisory Committee will meet on Nov. 21, 2014 at 9:30am, at the SLFPAE Board meeting room at the Orleans Levee District (Upstairs) Room 221 at 6920 Franklin Ave., New Orleans.

The Governor’s Advisory Commission is scheduled for December 3, 2014 at 9:30am, at UNO’s Homer Hitt Alumni Center.

Levee District Construction Projects:

Project	District	Status	Comments
Seawall Steps Erosion – Phase 1B	OLD	Complete	Final inspection complete
Floodgate & Floodwall Repairs	OLD	96% complete	
MRT and IHNC Vegetation Removal	OLD	0% complete	Work begins in November
Seawall Steps Erosion Phase 4&5	OLD	62% complete	
Lakeshore Seawall Street Lights – Reach 2	OLD	Complete	Waiting for Harper Electric to power up lights
Florida Avenue Levee Repairs	OLD	90% Complete	Waiting for grass to become established
Seawall Steps Erosion Phase 2B	OLD		Contract signatures pending

Levee District Project Designs and Studies

Project	District	Comments
Outfall Canals Erosion	OLD	Study complete; design 0% complete
Lakefront Seawall Area Reach , 4&5	OLD	Design complete; construction administration 60%
Lakefront Seawall Area Reach 2B	OLD	Design complete; construction administration 0% complete
Floodgate Seal Repairs	OLD	Design complete; construction administration 96% complete
IHNC St. Claude Bridge Drainage	OLD	Design 80% complete
Lakefront Levee Slope Drainage Reach 4	OLD	Survey complete; design 80% complete
Citrus Lakefront Levee Survey at Intersections	OLD	Survey complete; design 0% complete
Bayou St. John Adaptive Water Management Plan	OLD	Plan 0% complete
Citrus Lakefront Levee Railroad Drainage Study	OLD	Investigation complete
Lakefront Seawall Area Reach 1A-4C	OLD	Design 0% complete
Phase 1 for engine upgrades at Pump Stations	LBBLD	95% designs received, comment resolution ongoing
Phase 1 for Safe Room Design HMGP approved by FEMA	LBBLD	Phase 2 approval received from FEMA Region 6 & GOHSEP; anticipate Phase 2 funds for construction soon
Pump Station #6 pump repair and hangers at P.S. #7	LBBLD	P&S complete; advertise when erosion control project is complete
Pump Station #6 Erosion Repair	LBBLD	P&S complete; preparing to advertise
Safe house & Consolidated Facility	EJLD	Waggonner and Ball has completed Design Development and the documents have been sent to the cost estimator. Revised submittals were sent to the City of Kenner on Nov. 7th. We anticipate the EJLD PUD, Resub and Street Alienation Applications will be on the Planning Commission Agenda for the December meeting.