

**MINUTES OF THE
SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY–EAST
BOARD MEETING
THURSDAY, OCTOBER 17, 2019**

The regular monthly Board Meeting of the Southeast Louisiana Flood Protection Authority-East (Authority or FPA) was held on October 17, 2019, in the Franklin Avenue Administrative Complex, Meeting Room 201, 6920 Franklin Avenue, New Orleans, Louisiana, after due legal notice of the meeting was sent to each Board member and the news media and posted.

Mr. Miller called the meeting to order at 11:00 a.m. and led in the pledge of allegiance. Mr. Cosse called the roll and a quorum was present:

PRESENT:

Herbert I. Miller, President
Mark L. Morgan, Vice President
Clay A. Cosse, Secretary
Andrew J. Englande, Jr.
K. Randall Noel
Herbert T. Weysham, III

ABSENT:

Quentin D. Dastugue, Treasurer
Lambert J. Hassinger, Jr.
Jason P. Latiolais

ADOPTION OF AGENDA:

Mr. Morgan noted that the adoption of the resolution for the certification of the Orleans Levee District (O.L.D.) millage rates would probably need to be deferred until the end of the agenda since the assessment values were received earlier this morning from the Orleans Parish Assessor's Office and the millage calculations were in the process of being completed. A motion was offered by Mr. Noel, seconded by Mr. Morgan and unanimously adopted by the Board, to adopt the agenda.

**RESOLUTION NO. 10-17-19-01 –
APPROVAL OF SEPTEMBER 19, 2019 BOARD MEETING MINUTES**

On the motion of Mr. Noel,
Seconded by Mr. Morgan, 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 September 19, 2019.

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

YEAS: Mr. Cosse, Mr. Miller, Mr. Morgan, Mr. Noel and Mr. Weysam

NAYS: None

ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

ABSTAINED: Mr. Englande

EMPLOYEE RECOGNITION AND APPRECIATION

The Board recognized Sergeant Noel Sanders and Officer Tammy Canfield as the Co-Police Employees of the Month. Noel Sanders is a Police Sergeant-A and Tammy Canfield is a Police Officer 2-A with the Orleans Levee District Police Department.

On September 2, 2019, while on patrol, Sgt. Sanders observed a vehicle driving erratically on Lakeshore Drive. After alerting the vehicle to stop, it was discovered that the driver exhibited signs of severe medical distress. Sergeant Sanders immediately determined that the elderly woman was suffering from Hypoglycemia (Diabetic Shock). Officer Canfield arrived on the scene and was able to assist by keeping the woman stable and conscious until Emergency Medical Services arrived to perform advanced medical care. The actions of these officers enabled the victim to receive immediate and potentially lifesaving medical care, preventing serious bodily injury and loss of life.

Officer Canfield is certified through the American Heart Association and holds the certification of a Basin Life Support Instructor. Her certification covers basic life support and first aid. In 2018, Officer Canfield conducted a number of First Aid classes for FPA employees.

Sgt. Sanders and Officer Canfield were commended by the O.L.D. Police Leadership for exemplary performance and dedication to duty in this life saving event. Sgt. Sanders and Officer Canfield epitomize the core values of the FPA and are a tremendous asset to the FPA, the law enforcement community and the public.

Mr. Miller presented Certificates of Commendation to Sgt. Sanders and Officer Canfield and congratulated them on being selected as the Co-Police Employees of the Month.

The Board recognized Madriana Montes as the FPA's Employee of the Month. Ms. Montes joined the FPA as a Human Resource (HR) Analyst B in October 2018. She is assigned to the Operations Department to provide guidance in the creation of positions and hiring within the department. Ms. Montes has a great attitude working with the Operations Director and can be counted on to complete all of the steps required to get through the civil service process of advertising positions, forwarding the list of available candidates, scheduling the interviews, participating in the interviews, preparing the offer letters, processing the paperwork and scheduling the tests required for employment. Ms. Montes is always organized and always offers help to process the candidates in a timely manner. Ms. Montes has recently been tasked with helping with the possible placement of Lake Borgne Basin Levee District pump operators in other FPA positions.

The coordination and planning to make these transitions possible is greatly appreciated by the candidates and the Operations Department leadership.

O.L.D. Police leadership reports that Madriana is approachable, bright, eager to help and leads the organization in a respectful manner. Ms. Montes has applied employee placement strategies to acquire full time officers and reserve officers, and she has done an outstanding job organizing oral review boards, and in employee relations and employee orientations for new hires.

The FPA is fortunate to have Ms. Montes on its team and her contribution in the field of HR is invaluable to the success of the FPA and the accomplishment of its mission.

Mr. Miller presented a Certificate of Commendation to Ms. Montes and congratulated her on being selected as the FPA Employee of the Month.

OPENING COMMENTS BY PRESIDENT AND COMMISSIONERS:

None.

PRESENTATIONS:

None.

PUBLIC COMMENTS

Carol Byram, a resident of Orleans Parish, commented that she attended the Special Finance Committee meeting and thanked the Committee for recommending that the millage rates for Orleans Parish be rolled back. She stated that she still questions the justification of the high percentage paid by Orleans Parish taxpayers for much of the FPA's expenses. In 2017 the FPA received \$39 million from Orleans Parish taxpayers and used \$27 million for expenses. In the same year the FPA received less than \$2 million from St. Bernard Parish taxpayers for flood protection. This year the FPA apparently received \$44 million from Orleans Parish taxpayers and projects \$44 million in expenses. She stated that she realized that the increase includes a much needed future Orleans Parish project and expenses for the Hurricane and Storm Damage Risk Reduction System (HSDRRS) projects turned over by the U.S. Army Corps of Engineers' (USACE). She asked that the Board be provided a onetime detailed accounting on where these millions of dollars had been used in order to determine if it is really necessary or fair for Orleans Parish taxpayers to continue paying almost two-thirds of the expenses for the three-parish Authority.

COMMITTEE REPORTS:

Finance Committee: In Mr. Dastugue's absence, the Finance Committee report was provided by Mr. Morgan. Mr. Morgan advised that the Finance Committee (Mr. Dastugue, Mr. Hassinger and Mr. Morgan) met on October 10th to discuss several

important issues regarding the certification of O.L.D. millage rates, including the roll back of millage rates and future roll forward options, and a financial overview of the O.L.D. that included revenue sources and costs. Staff developed an initial detailed overview of current and future budget requirements. It was pointed out at the Committee meeting that between \$44 million and \$50 million per year would be needed for O.L.D. maintenance, depending on the need and timing of future significant projects, such as levee lifts. The O.L.D. received almost \$44 million in revenue last year. The Committee recommended the FPA maintain the \$44 million revenue stream for calendar year 2020. Mr. Morgan pointed out that the O.L.D. had a small surplus of revenues last year and that revenues for the next year may be a little short. The millage rates will be calculated based on the values provided by the City of New Orleans and included in the resolution adopted by the Board.

Operations Committee: Mr. Morgan reported that the Operations Committee met prior to the Board meeting and considered the following:

- Extension of Indefinite Delivery-Indefinite Quantity (ID-IQ) Contracts for Facility Management Services and Construction Administration, Resident Inspection and other Inspection Services – Contracts were awarded last year for a one-year period. The Committee recommended that the Board approve a one-year extension of the contracts.
- Change Order No. 5 to the contract with Conhagen, Inc. for the Pump Stations 6 and 7 Repair Project (St. Bernard Parish) – Some unusual corrosion that was not of a critical nature was discovered during the project; however, as a good will gesture and because the project engineer advised that the corrosion would have to be addressed in the near future at a much greater cost, the Committee recommended that the Board approve Change Order No. 5.
- Increase of the not-to-exceed cost for the levee lift portion of ARM-05 (LPV 109.02a) – The project is approximately seven miles in length and was surveyed by the USACE at 300-ft. intervals. Upon completion of the work, the USACE's contractor surveyed the project at 100-ft. intervals and discovered a one-inch difference across the board; therefore, a change order was required in the amount of \$300,000 to address the difference. The FPA's Engineering staff agreed with the contractor's survey.
- Proposed Task Order with Linfield, Hunter and Junius for Bid Services, Construction Administration and Resident Inspection Services for the Floodgates W-33 and E-07 Train Derailment Repairs Project – The FPA will be reimbursed by the New Orleans Public Belt Railroad for this expense. The Committee recommended that the Board approve the Task Order.
- Change Order No. 6 to the contract with CM Combs Construction, LLC for the Franklin Administration Building and Warehouse Renovations Project – The total contract cost is approximately \$4.5 million. The Committee recommended that the Board approve Change Order No. 6. A tour of the renovated facility will be provided after the Board meeting.

- East Jefferson Foreshore Protection Pilot Projects – A presentation was provided to the Committee by Chris Humphreys, Director of Engineering. Three pilot projects are proposed for the purpose of determining the best solution for a long term fix. Discussions are on-going with the USACE regarding Federal responsibility for the costs of the repairs to the foreshore protection.
- Amendment of the FPA's request to the State of Louisiana Capital Outlay Program (COP) to fund certain FPA projects for Fiscal Year 2020-2021 – The Board adopted resolutions at the September 19th meeting to request COP funding for certain FPA and levee district projects. The FPA determined that COP funding should be requested for an additional project; therefore, the previously adopted resolution would be amended to include the additional project.

REPORT BY CHIEF ADMINISTRATIVE OFFICER:

Derek Boese, Chief Administrative Officer (CAO), provided the highlights of his report:

- Hurricane Preparedness – The FPA was making preparations relative to the disturbance in the vicinity of the Bay of Campeche. The decision was made to close the IHNC Surge Barrier Barge Gate, which was anticipated to be closed by 6 p.m. FPA crews were to begin closing low sill elevation floodgates along the Industrial canal at 1:00 p.m. An assessment would be made about 4:00 p.m. regarding additional floodgate closures along the Industrial Canal and the lakefront. The Bayou Bienvenue and Bayou Dupre Sector Gates were closed due to high tides and would remain closed for the duration of the event. Conditions were being monitored relative to the Caernarvon Sector Gate. Closures were coordinated with the Port of New Orleans, New Orleans Public Belt Railroad, U.S. Coast Guard (USCG), USACE and Coastal Protection and Restoration Authority (CPRA). The Permanent Canal Closures and Pumps (PCCP) stations were prepared to operate, if necessary. The Emergency Operations Center (EOC) was scheduled to operate at Level 2 starting at 1:00 p.m. It was noted that the Mississippi River was at elevation 7.6-ft. The FPA anticipated a very high tide event.
- Lake Borgne Basin Levee District (LBBLD) Pump Station Turnover – The turnover remained on track and positive. Property/Right-of-Way (ROW) identification was completed with no anticipated issues. The FPA's Executive Counsel was updating the draft Cooperative Endeavor Agreement (CEA) for St. Bernard Parish Government (SBPG) review based on the property/ROW and FPA access requirements. Construction projects were on schedule for completion prior to the January 1st. A joint FPA-SBPG HR meeting was held with all seven pump station operators to discuss job related options. SBPG was finalizing its operational details and staffing levels and would discuss this information with the operators who were interested in working for SBPG. The operators were requested to reach a decision by November 1st. Currently, two operators submitted retirement paperwork effective December 31st with the intention of going to work for SBPG and two operators have expressed their

intention to do so. FPA job options were being discussed with the remaining three operators.

- Engineering/Facilities – Responses to the Requests for Qualifications were under review for the Airport Floodwall Engineering Study and a selection is anticipated at the November Board meeting. Projects are being updated in Primavera by Engineering staff. Mr. Humphreys briefed the Operations Committee on the pilot project program to address the East Jefferson Foreshore Erosion. The Board will be requested to approve contracts for the pilot projects at the November meeting. The Finance Committee was briefed at its October 10th meeting about the long-term operations and maintenance (O&M) cost estimate for the O.L.D. The cost estimate, currently in the \$43 million to \$50 million range, is being finalized by the consultant. The next step is to look at the long-term estimate and establish reserves for large periodic projects. The second quarter inspection report is being finalized. The semi-annual inspection report is being submitted to the CPRA. The Franklin Complex Renovations were completed.
- HR/Employee Services – Open enrollment on the FPA benefits plan will take place from November 1 - 15. Employees were briefed on the changes for the upcoming year. The FPA continued its hiring push, especially with regards to the vacancies in Maintenance. FPA staff participated in the Bayou Steel job fair for laid-off employees. Transitions are on-going relative to the Maintenance regional reorganization. The training program continues to evolve. The creation of the Bayou Bienvenue high tide training program was being finalized for EOC and field staff. Operator certification for PCCP operators is under development.
- Public Outreach – FPA staff participated in the Jefferson Parish Coastal 101 Public Meeting on October 10th. The East Jefferson Levee District (EJLD) and Orleans Levee District Police Departments held successful Night Out Against Crime events on October 15th. The FPA provided briefings at the Emergency Preparedness Partnership Briefing (October 18th) and to the UNO Engineering Departments (October 22nd). A tour/briefing will be provided for USCG Rear Admiral Nadeau on October 30th.

Mr. Morgan inquired about whether the FPA was being too conservative when closing floodgates since some of the closures impact businesses. Mr. Boese responded that the FPA was striking a balance and that staff notifies all stakeholders well before the closures. He pointed out that there would be some impact; however, depending on the storm track and tides, he anticipated that the gates would begin reopening sometime tomorrow night.

Wilma Heaton commented, speaking as the FPA's representative on the Lakefront Management Authority, that she realized the awesome responsibility involved in closing the floodgates. She explained that closing three of the floodgates that were under consideration would completely shut down all of the businesses located along Lakeshore Drive and urged that the gates be closed only if their closure was critical. She offered to allow the Lakefront Management Authority to be invoiced for overtime, if necessary, for the gate crew to close the three floodgates. Mr. Boese advised that the

floodgates referenced by Ms. Heaton are Floodgates L-2, L-3 and L-4. In addition, Floodgate L-5 is located on Lakeshore Drive. Floodgates L-2 and L-3 provide access to the Orleans Marina. He explained that Floodgate L-4 would likely be the first gate to be closed; however, a decision had not yet been made and the earliest closure would not likely take place until tomorrow morning.

Mr. Morgan commented that the information to be provided in future Primavera reports would allow Board members to question project costs and not be caught by surprise relative to cost increases. Mr. Boese commented on the transparency and visibility that would be provided by the reports.

Mr. Morgan inquired about the effort started three years ago to standardize benefits and employees' cost share percentages across the levee districts. Mr. Boese responded that benefits for all FPA employees will be standardized as of the new calendar year and that the transition to 20% employee / 80% FPA cost share would be completed.

Mr. Miller asked whether Board action would be required for the transfer of property and R/W's to SBPG. Mr. Boese responded that the Board must approve the CEA for the property transfer. Mr. Miller asked that, if possible, the CEA be ready for approval at the November meeting, since the December meeting may possibly be cancelled. Mr. Miller suggested that the FPA offer to lend the three pump station operators who are not seeking employment with SBPG to SBPG should they be needed to operate the pump stations, subject to the reimbursement by SBPG of their salaries to the FPA while under assignment. He pointed out that the positions of these individuals should remain protected while under assignment. Mr. Boese replied that this need would be accommodated should it arise.

NEW BUSINESS:

RESOLUTION NO. 10-17-19-11 - ADOPTION OF ORLEANS LEVEE DISTRICT MILLAGE RATES FOR CALENDAR YEAR 2020

Mr. Miller advised that the FPA received the assessment values from the Orleans Parish Assessor's Office earlier in the morning and that a substitute resolution was distributed to Board members that included the millage rates. A motion was offered by Mr. Englande and seconded by Mr. Morgan to accept the substitute resolution for discussion. No objection was offered by the Board. Mr. Miller read aloud the substitute resolution in its entirety.

Mr. Noel asked would the portion of the Special Levee Improvement Tax to be dedicated and used for the operation and maintenance of the non-revenue producing assets remain at .61 mills. Kelli Chandler, Director of Finance, replied, yes, and explained that in accordance with an agreement between the O.L.D. (Flood Protection Division) and the Lakefront Management Authority (Manager of the Non-Flood Protection Assets) the millage would remain at .61 mills. Mr. Noel inquired about the higher property assessment values resulting in increased revenues. Ms. Chandler

responded that there would be no net impact because the O.L.D. would collect the same revenues as last year and turn over the same amount of revenues to the Lakefront Management Authority. Mr. Miller pointed out that the resolution before the Board noted that .61 mills would be turned over to the Lakefront Management Authority for calendar year 2020. Ms. Chandler agreed that the .61 mills would need to be recalculated in order to achieve the same amount of revenues for calendar year 2020 as was received in calendar year 2019. Wilma Heaton, Director of Governmental Affairs and Chair of the Lakefront Management Authority Board, advised that the .61 mills produced approximately \$1.9 million of revenues in 2019. She pointed out that the calculations are not perfect since there is no buffer for any uncollected debt. The proposition presented to the voters segregated the dedication and use of .61 mills of the Special Levee Improvement Tax for the operation and maintenance of the O.L.D. non-revenue producing assets.

There was a brief discussion on how the resolution before the Board should be amended relative to the verbiage regarding the proceeds of the Special Levee Improvement Tax to be dedicated and used for the non-revenue producing assets in calendar year 2020.

Mr. Noel offered a motion, seconded by Mr. Cosse and unanimously adopted, to table the resolution before the Board until later in the meeting in order to provide sufficient time to recalculate the new millage rate, in lieu of .61 mills, for the operation and maintenance of the non-revenue producing assets for calendar year 2020. Mr. Morgan suggested that another term be used in lieu of “non-revenue producing assets”.

Motion to designate the location of the official domicile of the Southeast Louisiana Flood Protection Authority-East at the Franklin Avenue Complex, 6920 Franklin Avenue, New Orleans, Louisiana 70122, effective September 19, 2019.

Mr. Miller explained that the motion to designate the location of the FPA’s official domicile was deferred by the Board at its September 17th meeting. The Board discussed at its September meeting whether it would be in the FPA’s best interest to move its official domicile to the FPA’s facility located in Kenner.

Michelle White, Executive Counsel, advised, in response to a question asked at the September 17th meeting, that there is no prohibition to moving the FPA’s domicile to the Kenner facility. The Board’s Bylaws specify that the FPA can be domiciled anywhere within its territorial jurisdiction (East Bank of Orleans and Jefferson Parishes and St. Bernard Parish). In addition, she researched the lawsuits filed against the FPA since the regionalization and there was only one instance in which the FPA was sued without the O.L.D. also being named; however, prior to the suit being brought to completion, the O.L.D. was added as an additional defendant.

Mr. Morgan requested that the motion be deferred since Mr. Hassinger, the Commissioner who suggested the alternate location, was not present to provide additional insight on this issue.

A motion was offered by Mr. Noel, seconded by Mr. Morgan and unanimously adopted, to table the motion to the November 21st Board meeting.

RESOLUTION NO. 10-17-19-02 - EXTENSION OF STATE AGENCY MINERAL LEASE NOS. 21700 and 21701 BETWEEN ORLEANS LEVEE DISTRICT AND SIX PINES EXPLORATION, LLC, ET AL

Ms. White explained that the lease extension before the Board is similar to an extension that was approved several months ago. The property, which is owned by the O.L.D, is under two oil, gas and mineral leases that will soon expire; however, exploration activity is on-going and there is an intention to drill a test well. The lessee requested a two-year extension of the leases. The O.L.D. would be paid the annual rental for the two-year period (\$8,625.00 and \$33,000.00 per annum).

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

WHEREAS, on December 14, 2016, the Louisiana State Mineral and Energy Board, on behalf of Orleans Levee District, as lessor, granted to and in favor of K-Exploration Co., as lessee, those certain Leases for Oil, Gas and Other Liquid or Gaseous Minerals, being State Agency Lease Nos. 21700 and 21701, said leases being recorded among the records of Plaquemines Parish, Louisiana, in Conveyance Book 1372, at Pages 1 and 16, under File Number 2017-00000066 and 2017-00000067, on January 4, 2017, respectively; and

WHEREAS, said State Agency Lease Nos. 21700 and 21701 are now owned of record by Six Pines Exploration, LLC, et al; and

WHEREAS, the current Primary Terms as recited in Paragraphs 2 of said State Agency Lease Nos. 21700 and 21701, are Three (3) years, expiring on December 14, 2019; and

WHEREAS, Six Pines Exploration, LLC, et al, has requested the Orleans Levee District grant a two-year extension of the Primary Terms of said State Agency Lease Nos. 21700 and 21701, and the Orleans Levee District has determined same to be in its best interest.

BE IT HEREBY RESOLVED, for and in consideration of the sums of eight thousand six hundred twenty five and NO/100ths (\$8,625.00) dollars and thirty three thousand and NO/100ths (\$33,000.00) dollars, being the total amount of the rental payments due annually under the terms of said State Agency Lease Nos. 21700 and 21701, respectively, the Southeast Louisiana Flood Protection Authority – East (FPA) approves the extension of the Primary Terms, as recited in Paragraphs 2 of said State Agency Lease Nos. 20700 and 20701, from the original three (3) year terms to five (5) year terms, and authorizes the FPA Chief Administrative Officer to execute said documents and any and all other documents necessary to carry out the above.

The foregoing was submitted to a vote, the vote thereon was as follows:
YEAS: Mr. Cosse, Mr. Englande, Mr. Morgan, Mr. Noel and Mr. Weysham
NAYS: None
ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

**RESOLUTION NO. 10-17-19-03 - ID-IQ CONTRACTS FOR FACILITIES
MANAGEMENT SERVICES**

Mr. Morgan advised that the Operations Committee considered the one-year extension of the ID-IQ contracts and recommended that the Board approve the extension. Mr. Humphreys read the list of consultants and the corresponding services as provided in the resolution.

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

WHEREAS, by Resolution No. 11-29-18-13, the Southeast Louisiana Flood Protection Authority-East (FPA) approved the selection of the following firms to provide Facilities Management Services as indicated on an indefinite delivery-indefinite quantity (ID-IQ) basis with Not-To-Exceed values as follows:

Support Services (Total Not-to-Exceed \$1,000,000) – ECM Consultants, Inc., Linfield, Hunter & Junius, Inc., Meyer Engineers, LLC and Sizeler-Thompson-Brown Architects

Environmental Services (Total Not-to-Exceed \$500,000) – ECM Consultants, Inc., Evans-Graves Engineers, and Linfield, Hunter & Junius, Inc.

Drainage Design Services (Total Not-to-Exceed \$500,000) – Evans-Graves Engineers, LLC, Linfield, Hunter & Junius, Inc. and Richard C. Lambert Consultants, LLC

HVAC Maintenance Services (Total Not-to-Exceed \$500,000) – Linfield, Hunter & Junius, Inc. and Pivotal Engineering, LLC

Water Maintenance Services (Total Not-to-Exceed \$500,000) – Digital Engineering, Linfield, Hunter & Junius, Inc. and Meyer Engineers, LLC

Electrical Support Services (Total Not-to-Exceed \$500,000) – Linfield, Hunter & Junius, Inc. and Pivotal Engineering, LLC

Testing Services (Total Not-to-Exceed \$500,000) – Linfield, Hunter & Junius, Inc. and Professional Service Industries

WHEREAS, the aforementioned ID-IQ Contracts were for an initial term of one year with two one-year options to renew said Contracts; and

WHEREAS, the FPA wishes to exercise the first one-year renewal option thereby extending the aforementioned ID-IQ contract for a one-year period; and

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the extension of the aforementioned current ID-IQ contracts for Facility Management Services for a one-year period, and authorizes the FPA Chief Administrative Officer, or in his absence the Director of Engineering, to sign any and all documents necessary to carry out the above.

BE IT FURTHER RESOLVED, that the FPA Chief Administrative Officer is authorized to negotiate the ID-IQ Contracts with the approved Consultants and to execute the final ID-IQ Contracts with said Consultants.

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

YEAS: Mr. Cosse, Mr. Englande, Mr. Morgan, Mr. Noel and Mr. Weysham

NAYS: None

ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

RESOLUTION NO. 10-17-19-04 - ID-IQ CONTRACTS FOR CONSTRUCTION ADMINISTRATION, RESIDENT INSPECTION AND OTHER INSPECTION SERVICES

Mr. Humphreys read the list of consultants included in the resolution with ID-IQ contracts for Construction Administration, Resident Inspection and other Inspection Services. Mr. Morgan advised that the Operations Committee recommended that the Board approve a one-year extension of the ID-IQ contracts.

On the motion of Mr. Morgan,

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

WHEREAS, by Resolution No 11-29-18-12, the Southeast Louisiana Flood Protection Authority-East (FPA) approved the selection of the following consultants and entered into Indefinite Delivery-Indefinite Quantity (ID-IQ) Contracts with said consultants to provide Construction Administration, Resident Inspection and other Inspection Services on an indefinite delivery-indefinite quantity (ID-IQ) basis:

AIMS Group
Burk Kleinpeter, Inc.
Design Engineering, Inc.
ECM Consultants
Meyer Engineers, LTD
NY & Associates

WHEREAS, the aforementioned ID-IQ Contracts have a total Not-To-Exceed Value of \$500,000 and were for an initial term of one year with two one-year renewal options; and

WHEREAS, the FPA wishes to exercise the first one-year renewal option thereby extending the aforementioned ID-IQ contracts for a one-year period; and

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the extension of the aforementioned current ID-IQ Contracts for Construction Administration, Resident Inspection and other Inspection

Services for a one-year period, and authorizes the FPA Chief Administrative Officer, or in his absence the Director of Engineering, 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. Cosse, Mr. Englande, Mr. Morgan, Mr. Noel and Mr. Weysham

NAYS: None

ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

RESOLUTION NO. 10-17-19-05 - APPROVAL OF CHANGE ORDER TO THE CONTRACT FOR REPAIRS TO LBBLD PUMP STATIONS 6 AND 7

Mr. Miller explained that Change Order No. 5 addresses repairs and the lining of pipes in Pump Stations 6 and 7, which would be less expensive to accomplish at this time. If the repairs are done in three to four years, the potential cost could be \$500,000. Although the pump stations will be turned over to St. Bernard Parish Government, the issue arose during the FPA's control of the pump stations.

On the motion of Mr. Morgan,

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

WHEREAS, by Resolution No. 07-19-18-05, the Southeast Louisiana Flood Protection Authority-East (FPA) awarded a contract to Conhagen, Inc., in the amount of \$1,263,000.00 for repairs to Pump Stations 6 and 7 in St. Bernard Parish; and

WHEREAS, Change Orders 1 thru 4 were executed at a total cost of \$94,867.60 to provide for unforeseen pump repair items discovered after commencement of the project, increasing the total contract amount to \$1,357,867.60; and

WHEREAS, while repairing the discharge pipe supports, the contractor discovered corrosion to the interior pipe coating and structural corrosion and damage to the discharge bell stiffener pipe, requiring an additional Change Order (No. 5) to the contract since these required repairs are outside of the original scope of the construction contract; and

WHEREAS, the total cost for Change Order No. 5 is \$109,154.00, increasing the total contract amount to \$1,467,021.60.

WHEREAS, funding for the original contract amount shall be provided by FEMA; and

WHEREAS, discussions are ongoing with FEMA regarding funding for Change Orders No. 1 thru 5; however, at this time indications are that only a portion of Change Orders 1 thru 4 may be approved for FEMA funding and that the remaining amounts in addition to Change Order No. 5 must be funded by the Lake Borgne Basin Levee District; and

WHEREAS, funding for the aforementioned project is not budgeted for in the FY 2020 budget for LBBLD, but the budget will be amended if needed to provide the necessary funding.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the execution of Change Order No. 5 in the amount of \$109,154.00 to the contract with Conhagen, Inc., for the Pump Station 6 and Pump Station 7 Repair Project, increasing the total contract amount to \$1,467,021.60, and authorizes the FPA Chief Administrative Officer, or in his absence the Director of Engineering, to execute said Change 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. Cosse, Mr. Englande, Mr. Morgan, Mr. Noel and Mr. Weysham

NAYS: None

ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

RESOLUTION NO. 10-17-19-06 - INCREASE IN COST FOR LEVEE LIFT PORTION OF ARM-05 (LPV-109.02a)

Mr. Morgan explained that levee lifts are periodically required to maintain the level of flood protection and are the responsibility of the levee districts. The USACE agreed to include the lifting of LPV 109.02a in its armoring project, subject to the O.L.D. providing the funding for the levee lift portion of the work. The USACE survey was done at 300-ft. intervals. Upon completion of the project the contractor surveyed at 100-ft. intervals and determined that there was a one-inch difference. The O.L.D. initially provided a total of \$10 million for LPV 109.02a; however, the FPA requested that \$3.5 million of this funding be reapplied to the LPV 111.1 project. An additional amount of \$307,000 is needed for the LPV 109.02 project for the additional fill material.

On the motion of Mr. Morgan,

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

WHEREAS, by Resolution No. 09-15-16-08, the Southeast Louisiana Flood Protection Authority-East (FPA) approved the execution of a Memorandum of Agreement (MOA) authorizing the U.S. Army Corps of Engineers (USACE) to construct the LPV 109.02a (ARM 05) and LPV 111.01 (ARM 09) levee lift projects in conjunction with the armoring of the levees, with the Orleans Levee District (O.L.D.) responsible for the cost of the levee lift portion of the projects; and

WHEREAS, by Resolution No. 02-16-17-06, the FPA amended the above resolution, in accordance with the USACE's initial estimates, to provide a not-to-exceed cost of \$4 million for the construction of the levee lift portion of ARM-05 (LPV 109.02a), and authorized the O.L.D. to transfer said funding in accordance with the MOA; and

WHEREAS, by Resolutions Nos. 11-16-17-05 and 05-17-18-07, the FPA authorized amendments to Resolution No. 09-15-16-08 to increase the not-to-exceed cost for

the levee lift portion of the ARM-05 (LPV 109.02a) project by an additional \$6 million (\$3 million at each increase), for a total not-to-exceed cost of \$10 million, and authorized the O.L.D. to transfer a total of \$6 million of additional funding for the project; and

WHEREAS, by Resolution No. 05-16-19-06, the FPA amended Resolution 09-15-16-08 to decrease the not-to-exceed cost for the levee lift portion of ARM-05 to \$6.5 million and authorized the reapplication of \$3.5 million from the ARM-05 (LPV 109.02a) project to the ARM-09 (LVP 111.01) project in order to lift an additional four miles of the levee to design grade; and

WHEREAS, the USACE advised that an additional \$307,000 will be needed for the construction of the levee lift portion of ARM-05 (LPV 109.02) due to the overrun of the embankment quantity; and

WHEREAS, the USACE will refund any monies transferred for the aforementioned projects that is not needed for the construction of the levee lifts; and

WHEREAS, funding is provided for in budget line item BPROJ028 ARM-09 Additional Raise Material.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the amendment of Resolution No. 09-15-16-08 to increase the not-to-exceed cost for the construction of the levee lift portion of the ARM-05 (LPV109.02a) levee lift/armoring project to \$6,807,000 (an increase of \$307,000).

BE IT FURTHER RESOLVED, that the Orleans Levee District is hereby authorized to transfer an additional \$307,000 for the construction of the levee lift portion of ARM-05 (LPV 109.02a), in accordance with the Memorandum of Agreement.

BE IT FURTHER RESOLVED, that the FPA Chief Administrative Officer, or in his 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. Cosse, Mr. Englande, Mr. Morgan, Mr. Noel and Mr. Weysam

NAYS: None

ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

RESOLUTION NO. 10-17-19-07 - TASK ORDER WITH LINFIELD, HUNTER AND JUNIUS, INC. FOR FLOODGATE W-33 AND E-07 REPAIRS

Mr. Morgan explained that the FPA retained Linfield, Hunter and Junius to design the repairs to the damages to Floodgates W-33 and E-07 caused by train derailments. The proposed Task Order under consideration by the Board is for Bid Services, Construction Administration and Resident Inspection Services. The costs of these services will be reimbursed by the New Orleans Public Belt Railroad.

Mr. Miller reminded Commissioners and the public that an open house tour of the Franklin Complex Facility would be conducted immediately after the meeting.

On the motion of Mr. Morgan,
Seconded by Mr. Englande, the following resolution was offered:

WHEREAS, Floodgate W-33, located on the west side of the Industrial Canal directly under the I-10 high rise, was damaged as a result of a train derailment that occurred on January 13, 2019; and Floodgate E-07, located on the east side of the Industrial Canal directly under the I-10 high rise, was damaged as a result of a train derailment that occurred on January 10, 2019; and

WHEREAS, the repair plans for the aforementioned floodgates repairs have been coordinated with the U.S. Army Corps of Engineers, Coastal Protection and Restoration Authority and the New Orleans Public Belt Railroad; and

WHEREAS, Task Order No. 12-02-02 was issued to Linfield, Hunter and Junius, Inc., with a not-to-exceed amount of \$65,494.89 for the design of the repairs to Floodgates W-33 and E-07, and subsequently amended to include the design of a temporary closure structure for Floodgate W-33 in the event of a storm event, increasing the not-to-exceed cost of the Task Order to \$89,842.63; and

WHEREAS, by Resolution No. 04-18-19-06, the Southeast Louisiana Flood Protection Authority-East (FPA) authorized the advertisement for bids for the repairs to Floodgates W-33 and E-07; and

WHEREAS, Linfield, Hunter and Junius submitted a proposal for Bid Services, Construction Administration and Resident Inspection Services with a total not-to-exceed cost of \$104,495.38.

WHEREAS, funding for the aforementioned services is provided by reimbursement from the New Orleans Public Belt Railroad.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the issuance of a Task Order to Linfield, Hunter and Junius, Inc., for Bid Services, Construction Administration and Resident Inspection Services with a total not-to-exceed cost of \$104,495.38 for the Floodgates W-33 and E-07 Train Derailment Repairs, and authorizes the FPA Chief Administrative Officer, and in his absence the Director of Engineering, to execute said Task Order and any and all items necessary to carry out the above.

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

YEAS: Mr. Cosse, Mr. Englande, Mr. Morgan, Mr. Noel and Mr. Weysham

NAYS: None

ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

RESOLUTION NO. 10-17-19-08 - FRANKLIN ADMINISTRATION BUILDING AND WAREHOUSE RENOVATIONS - OLD PROJECT NO. 24769

Mr. Morgan advised that the Operations Committee reviewed Change Order No. 6, which is the final change order for the project and addresses floor patching and miscellaneous items.

On the motion of Mr. Morgan,
Seconded by Mr. Englande, the following resolution was offered:

WHEREAS, by Resolution No. 08-16-18-06, the Southeast Louisiana Flood Protection Authority-East (FPA) authorized the execution of a contract in the amount of \$4,058,000.00 to CM Combs Construction, LLC for the Base Bid and Alternate No. 1 of the Orleans Levee District (O.L.D.) Franklin Administration Building and Warehouse Renovations Project; and

WHEREAS, during the course of construction, the following Change Orders were approved for deductions, additions or changes required for the project:

Change Order No. 1 - \$ (19,163.00)

Change Order No. 2 - \$ 56,896.00

Change Order No. 3 - \$ 280,116.00

Change Order No. 4 - \$ 22,985.00

Change Order No. 5 - \$ 49,601.00

WHEREAS, the current revised contract amount, including Change Orders Nos. 1 thru 5, is \$4,448,435.00; and

WHEREAS, Change Order No. 6 in the amount of \$77,607.00 is required for additional work and changes needed to complete the renovation project; and

WHEREAS, funding is provided for in budget line item BPROJ015 Franklin Facility Back Flow Preventer.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the issuance of Change Order No. 6 in the amount of \$77,607.00 to the contract with CM Combs Construction, LLC for the Franklin Administration Building and Warehouse Renovations Project, thus increasing the total contract amount for the project to \$4,526,042.00, and authorizes the FPA Chief Administrative Officer, and in his absence the Director of Engineering, 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. Cosse, Mr. Englande, Mr. Morgan, Mr. Noel and Mr. Weysham

NAYS: None

ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

RESOLUTION NO.10-17-19-09 - AUTHORIZE THE FPA TO APPLY TO THE USACE FOR FUNDING UNDER WRRDA SECTION 7001 FOR A FEASIBILITY STUDY RELATING TO IMPROVING THE FLOOD PROTECTION FROM LEVEE OVERTOPPING TO 200-YEAR AND 500- YEAR LEVELS

Mr. Miller explained that a substitute resolution that included minor changes to the initial draft resolution was distributed to the Board. Mr. Morgan noted that the substitute resolution allows greater flexibility for the USACE to consider features, such as oyster

reefs, trees and offshore surge protection, to accomplish the 500-year level of protection, in lieu of simply raising levees and changing structures. A motion was offered by Mr. Morgan, second by Mr. Englande and unanimously adopted, to accept the substitute resolution for discussion.

Mr. Miller advised that the New Orleans Advocate published a very good article by Mark Schleifstein concerning this issue. He explained that the HSDRRS currently provides protection from overtopping from an event with a one percent chance of occurrence in a given year (100-year event). In addition, most of the levees are protected from failure from overtopping during a 500-year event (.2% chance of occurrence in a given year). The armoring of the HSDRRS levees prevents levee failure should they be overtopped and is an additional level of protection for levee stabilization; however, it does not prevent the overtopping of levees in an event greater than a 100-year storm. Should the levees be overtopped, significant flooding could occur in the communities protected by the HSDRRS. The purpose of the resolution before the Board is to start a discussion on the determination of costs to protect communities from overtopping during 200-year and 500-year events and to determine the benefits that would accrue by not having communities flood during those events. If the benefit-cost ratio is 1.0, it is theoretically a financially feasible project. A study by the USACE must be authorized by Congress through the Section 7001 program. The FPA is requesting that discussions be started with the USACE. The FPA would also start working to gain the support of the local communities (East Jefferson, Orleans and St. Bernard Parishes) and the FPA-West.

Mr. Miller stated that he did not have any preconceived notions about the best way for accomplishing this purpose. He requested that the Board adopt the resolution and ask the USACE to study the issues and find the least expensive, most cost-effective alternatives for providing added protection for the citizens within the FPA's jurisdiction. He pointed out that Hurricane Barry was a warning that the Mississippi River Levee did not provide the level of protection that was previously thought and concerns were expressed by different agencies in the State of Mississippi about the potential impacts of opening the Bonnet Carre Spillway. The FPA does not have estimates for the cost of the study or for the improvements. The USACE is being requested to do the report since it is the government's engineer. Upon completion the USACE's report would be presented to Congress for consideration.

On the motion of Mr. Morgan,
Seconded by Mr. Englande, the following resolution was offered:

WHEREAS, the Water Resources Reform and Development Act (WRRDA) of 2014 is the primary legislation by which Congress authorizes the U.S. Army Corps of Engineers' (USACE) key civil works missions, including navigation, flood risk management and environmental restoration and WRRDA Section 7001 provides for the submission of proposals for funding from non-Federal interests for proposed feasibility studies and proposed modifications to projects or studies that require Congressional authorization; and

WHEREAS, the Board of Commissioners for the Southeast Louisiana Flood Protection Authority - East (FPA) proposes to study the feasibility of improving the flood protection against levee overtopping for areas under its jurisdiction to 200-year and 500-year levels; and

WHEREAS, the feasibility study of the sort proposed by SLFPAE may be eligible for funding under WRRDA Section 7001; and

THEREFORE BE IT HEREBY RESOLVED, the Board of Commissioners of the Southeast Louisiana Flood Protection Authority - East (FPA) authorizes the preparation and submittal of a proposal for funding under WRRDA Section 7001 to conduct a feasibility study to: 1.) determine the costs to improve the flood protection against levee overtopping for areas under the jurisdiction of the FPA to 200-year and 500-year protection levels and 2.) determine the benefit to cost ratio for improving flood protection against levee overtopping to the 200-year and 500-year levels;

BE IT FURTHER RESOLVED, the Board authorizes the Board President and members of the Government Relations Committee to initiate discussions with the USACE regarding the feasibility study and further authorizes the President of the Board and Government Relations Committee to contact other non-Federal interests to offer resolutions of support for this effort.

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

YEAS: Mr. Cosse, Mr. Englande, Mr. Morgan, Mr. Noel and Mr. Weysham

NAYS: None

ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

RESOLUTION NO. 10-17-19-10 - SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY-EAST CAPITAL OUTLAY PROGRAM FUNDING REQUEST

Mr. Morgan explained that the Board adopted a resolution at the September 17th meeting to request COP funding for one project (Surge Barrier Public Safety and Educational/Visitors Center) for the FPA. The FPA determined that COP funding should be requested for a second project (Terrorism Prevention and Emergency Response Command Center, Security Cameras and Perimeter Fencing). Therefore, the resolution before the Board amends the previous resolution to include the second project. Mr. Boese added that the command center, security cameras and perimeter fencing are part of the program for security upgrades for critical infrastructure that the FPA has been working on over the past year. The FPA is pursuing Federal grant money for this effort and realized that COP funding should also be requested.

On the motion of Mr. Morgan,

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

WHEREAS, the State of Louisiana Capital Outlay Program (COP) funding applications are required to be submitted by November 1, 2019, with a Resolution requesting sponsor funding; and

WHEREAS, the Southeast Louisiana Flood Protection Authority-East (FPA) has projects that require funding from the COP in order to initiate design and/or construction phases of said projects; and

WHEREAS, the FPA wishes to amend and restate Resolution No. 09-19-19-03 in order to request COP funding for an additional item.

BE IT HEREBY RESOLVED, that the FPA by this Resolution formally requests the State of Louisiana COP to fund the following FPA projects for Fiscal Year 2020-2021 in the amounts shown:

A. TERRORISM PREVENTION AND EMERGENCY RESPONSE COMMAND CENTER, SECURITY CAMERAS AND PERIMETER FENCING - \$2,200,000

B. SURGE BARRIER PUBLIC SAFETY AND EDUCATIONAL/VISITORS CENTER COMPLEX- \$1,250,000

BE IT FURTHER RESOLVED, that the FPA does hereby certify, in accordance with the State Capital Outlay Act, the following:

1. There is no bond funding, other than State general obligation bond funding, sufficient to fund the above Capital Outlay request.
2. All local options for funding for this Capital Outlay request through taxation, special assessments, loans, bonds, or other resources have been considered and rejected as not being feasible or readily acceptable at this time.
3. There is no revenue source for these non-recurring project appropriations.
4. No surplus and/or unobligated funds are available.

BE IT FURTHER RESOLVED, that the FPA is committed to providing a local project match to the extent it is economically able to for the amounts required/recommended and necessary by the State.

BE IT FURTHER RESOLVED, that the FPA Chief Administrative Officer be authorized to sign any and all documents necessary to accomplish the above.

BE IT FURTHER RESOLVED, that the FPA Chief Administrative Officer is hereby authorized and designated to act on behalf of FPA in all matters pertaining to each of the aforementioned projects for which Capital Outlay funds are being requested including requests for State disbursements.

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

YEAS: Mr. Cosse, Mr. Englande, Mr. Morgan, Mr. Noel and Mr. Weysham

NAYS: None

ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

RESOLUTION NO. 10-17-19-11 - ADOPTION OF ORLEANS LEVEE DISTRICT MILLAGE RATES FOR CALENDAR YEAR 2020

A motion was offered by Mr. Noel, seconded by Mr. Morgan and unanimously adopted, for the Board to take from the table the resolution for the adoption and certification of millage rates for the Orleans Levee District for calendar year 2020, and to amend Paragraph 6 of the resolution to change .61 mills to .46 mills and Paragraph 3 to add the words "Lakefront Management Authority" at the end of the paragraph. It was noted that the resolution had been read in its entirety earlier in the meeting.

Ms. White read aloud the amended Paragraph 6 of the resolution, to-wit:

"WHEREAS, the Authority has determined that the following ad valorem tax millage rates must be levied on the 2020 tax rolls on all property subject to taxation by the Orleans Levee District in order to meet the needs of the District:

General Tax – 4.35 Mills

Maintenance Tax - .75 Mills

Special Levee Improvement Tax – 5.1 Mills with the proceeds of .46 Mills to be dedicated and used for the operation and maintenance of the non-revenue producing assets"

Ms. White advised that based on Mr. Morgan's input, Paragraph 3 was also slightly amended. She then read the amended Paragraph 3, to-wit:

"WHEREAS, the Proposition for the November 6, 2012 Special Election for the extension and rededication of the Special Levee Improvement Tax specified that the revenues or proceeds of 0.61 of the 6.07 Mills shall be dedicated and used for the operation and maintenance of the non-revenue producing assets not directly related to drainage or flood protection of the Lakefront Management Authority; and"

Mr. Miller pointed out that the change of the millage rate to .46 mills would provide the same revenue that was received last year for the maintenance of the non-revenue producing assets. He also noted that there were still some assessments that were under appeal to the City and that the results of the appeals may slightly lower the assessed values and in turn lower the O.L.D.'s revenues. The maximum number is about two percent. He advised that he received assurances from the FPA's Finance Director that, if necessary, the O.L.D. would be able to absorb the two percent reduction. A slight reduction may occur when the City finalizes its assessment rolls.

Mr. Miller noted that Mr. Hassinger and Mr. Dastugue were very much in favor of the FPA rolling back the O.L.D.'s millage rates, and that although he had not spoken to Mr. Latiolais, he felt that he would be in favor of the roll back as well.

Mr. Noel asked, should revenues decrease due to the results of the appeals, could the Board revisit this issue. Mr. Morgan explained that the calculated millage rates are based on the receipt of \$44 million in revenues. If two percent is lost as a result of the appeals, approximately \$43.4 million would be received and should be sufficient until the issue can be addressed next year.

A roll call vote was conducted on the adoption of the resolution as amended with Mr. Morgan, Mr. Miller, Mr. Weysham, Mr. Englande, Mr. Noel and Mr. Cosse voting yea.

There were no nays or abstentions. Mr. Hassinger, Mr. Dastugue and Mr. Latiolais were absent.

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

**RESOLUTION NO. 10-17-19-11 - ADOPTION OF ORLEANS LEVEE DISTRICT
MILLAGE RATES FOR CALENDAR YEAR 2020**

WHEREAS, the reassessment of property subject to taxation within the geographic boundaries of the Orleans Levee District (the “District”), the portion of Orleans Parish located on the East Bank of the Mississippi River, made during 2019 as completed for use for tax year 2020 resulted in more assessed valuation than that assessed in 2019; and

WHEREAS, the following ad valorem taxes are levied by the Southeast Louisiana Flood Protection Authority-East (the “Authority”) acting as the governing authority of the Orleans Levee District:

The “**General Tax**” authorized by Article 6 Section 39 (A) of the Louisiana Constitution.

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

The “**Special Levee Improvement Tax**” authorized by the Special Election of November 6, 2012.

WHEREAS, the Proposition for the November 6, 2012 Special Election for the extension and rededication of the Special Levee Improvement Tax specified that the revenues or proceeds of 0.61 of the 6.07 Mills shall be dedicated and used for the operation and maintenance of the non-revenue producing assets not directly related to drainage or flood protection of the Lakefront Management Authority; and

WHEREAS, the following millage rates were adopted by the Authority on behalf of the Orleans Levee District and levied on the 2019 tax rolls: General Tax – 5.46 Mills, Maintenance Tax - .75 Mills and Special Levee Improvement Tax – 6.07 Mills, or a total of 12.28 Mills; and

WHEREAS, in accordance with the provisions of Article 7, Section 23 (B) of the Louisiana Constitution of 1974, as amended, and La. R. S. 47:1705 B., the following adjusted ad valorem tax millage rates would generate the same collection of ad valorem taxes in 2020 as were collected in the year preceding the reassessment (2019):

General Tax - 4.35 Mills
Maintenance Tax - .75 Mills
Special Levee Improvement Tax – 5.1 Mills

WHEREAS, the Authority has determined that the following ad valorem tax millage rates must be levied on the 2020 tax rolls on all property subject to taxation by the Orleans Levee District in order to meet the needs of the District:

General Tax – 4.35 Mills

Maintenance Tax - .75 Mills

Special Levee Improvement Tax – 5.1 Mills with the proceeds of .46 Mills to be dedicated and used for the operation and maintenance of the non-revenue producing assets

BE IT HEREBY RESOLVED, by the Southeast Louisiana Flood Protection Authority – East, acting as the governing authority of the Orleans Levee District, that:

Section 1. Millage to be levied in 2020. The following millages are adopted and levied for the tax year 2020 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 – 4.35 Mills

Maintenance Tax - .75 Mills

Special Levee Improvement Tax – 5.1 Mills

SECTION 2. Statement of Total Millage to be Levied. A total of 10.2 mills shall be levied in 2020 for the General Tax, the Maintenance Tax and the Special Levee Improvement Tax.

SECTION 3. Certification of Levy. The Authority acting for the District hereby certifies the annual levy of the General Tax, the Maintenance Tax and the Special Levee Improvement Tax to the Council of the City of New Orleans for the purpose of causing the three taxes to be entered on the tax rolls of said City and collected by its 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 2020.

SECTION 4. Further Actions. The President of the Authority or Chief Administrative Officer for the Authority 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. Cosse, Mr. Englande, Mr. Miller, Mr. Morgan, Mr. Noel and Mr. Weysham

NAYS: None

ABSTAINED: None

ABSENT: Mr. Dastugue, Mr. Hassinger and Mr. Latiolais

The next regular monthly meeting of the Board will be held on November 21, 2019 at the Franklin Avenue Administrative Complex.

There was no further business; therefore, the meeting was adjourned.