

**MINUTES OF THE
SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY–EAST
BOARD MEETING
THURSDAY, MARCH 16, 2023**

The regular monthly Board Meeting of the Southeast Louisiana Flood Protection Authority-East (Authority or FPA) was held on March 16, 2023, 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. Noel 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:

K. Randall Noel, President
Roy M. Arrigo, Vice President
Jason P. Latiolais, Treasurer
Clay A. Cosse, Secretary
Thomas G. Fierke
Herbert I. Miller
Derek N. Rabb
William A. Settoon, Jr.

ABSENT:

Richard G. Duplantier, Jr.

ADOPTION OF AGENDA:

A motion was offered by Mr. Fierke, seconded by Mr. Settoon and unanimously adopted, to adopt the agenda.

RESOLUTION NO. 03-16-23-01 - APPROVAL OF THE MINUTES OF THE BOARD MEETING HELD ON FEBRUARY 16, 2023

On the motion of Mr. Rabb,
Seconded by Mr. Arrigo, 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 February 16, 2023.

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

YEAS: Mr. Arrigo, Mr. Cosse, Mr. Latiolais, Mr. Rabb and Mr. Settoon

NAYS: None

ABSTAINED: Mr. Fierke and Mr. Miller

ABSENT: Mr. Duplantier

SAFETY MINUTE:

Martin Eilers, Director of Risk and Project Management, explained that, as the FPA enters the peak of its operations and maintenance and storm preparation activities, the focus has been on safety topics and trainings. Heavy equipment and chain saw operation trainings were recently held. Lock out/tag out and confined space trainings for all crews are upcoming. Safety training will continue and topics will alternate as storm season approaches in order to ensure the safety of FPA workers and the general public.

OPENING COMMENTS BY PRESIDENT AND COMMISSIONERS:

Mr. Noel thanked the U.S. Army Corps of Engineers' (USACE) representatives for appearing before the Board regarding an important issue related to the FPA's mission. He noted that the FPA was receiving good advice regarding this critical situation and congratulated the USACE on the work thus far accomplished. He added that he looked forward to this issue being fixed in a rapid manner.

PUBLIC COMMENTS:

Candice Taylor, representing the New Orleans East Restoration Project, provided updates relative to the levee along Hayne Boulevard. Yesterday, crews performed grass cutting, weed eating and trash pickup along the Hayne Boulevard Levee in a manner that should be the standard. She advised that she and her husband were contacted by Stacy Gilmore, Public Information Director, and that they would work together to educate the community about trash pickup and other issues. She also advised that FPA staff, the State Representative and Councilman Thomas were contacted, and that due to a collaborative effort the truck that was near the railroad tracks was removed by Norfolk Southern within two days. She commented that everyone deserves to live in a safe, clean and healthy environment. She thanked the Board for listening and offered assistance when working with the community.

Kelli Chandler, Regional Director, advised that a contract amendment was finalized for a contractor to provide two grass cuts and three trash pickups along the Hayne Boulevard Levee.

PRESENTATIONS:

Update on the status of the pumps at the Permanent Canal Closures and Pumps (PCCP) by U.S. Army Corps of Engineers

Colonel Cullen A. Jones, P.E., PMP, 65th Commander & District Engineer, New Orleans District, USACE, provided an update on the progress of the work on the Permanent Canal Closures and Pumps (PCCP) pumps. He explained that the USACE is working alongside the FPA, Coastal Protection and Restoration Authority (CPRA) and the USACE's contractors to ensure the PCCP system is ready for the 2023 Hurricane

Season and that all echelons of the USACE are committed to delivering the 35-year design life for the PCCP pumps. Col. Jones noted that he briefed in person the Chief of Engineers, Lieutenant General Scott Spellmon, regarding this situation last week. In addition, the principal Deputy Assistant Secretary of the Army for Civil Works has been on-site visiting the USACE's progress. This issue has visibility at the USACE's highest echelons and the USACE is committed to deliver on its mission as charged.

Col. Jones explained that the PCCP project was delivered through a design-built contract by a joint venture (JV) consisting of Kiewit Louisiana Co., Traylor Bros. Inc., and the M.R. Pittman Group, LLC. Construction started in 2013 and the project was delivered in 2018. A design specification required a 35-year design life for the pumps and the project had to be designed with a level of adaptability to allow for increased drainage from the 17th Street and London Avenue outfall canals.

Col. Jones advised that in May of 2022, the USACE began working in conjunction with the FPA and CPRA to investigate the issues occurring at the London Avenue Canal PCCP (London PCCP). One of the pumps was shutting down due to overheating and, despite their efforts, the FPA and the contractors could not bring it back on line. Therefore, the pump was shut down and the USACE executed a contract to conduct investigations to determine the cause of the overheating. Initially, the issue was thought to be primarily due to differential settlement or the foundation settling in an uneven fashion causing the pump to get out of alignment. However, earlier this year after the contract was executed and the pump was exposed, the contractor found advanced corrosion well beyond the 35-year design life. Advanced corrosion was found on the lower diffuser bearing housing and a large number of the bolts were either missing or loose, which was the primary cause of failure.

Col. Jones explained that this discovery caused the USACE to execute two immediate actions, which are currently underway. First, the USACE issued a contract for repair of Pump No. 1 at the London PCCP to restore it to reliable service for the 2023 Hurricane Season. This repair is temporary since the USACE is determining the underlying cause for the corrosion and the best way to prevent its reoccurrence. Second, the USACE began coordinating with the JV contractor to execute an inspection of the remaining 16 pumps across all three PCCP stations. Inspections will be limited since only one set of 900 cfs stop logs and one set of 1,800 cfs stop logs are currently on-site. The stop logs are used to build a dam so that the structure can be dewatered and the inspections and repairs conducted. The contractor is fabricating an additional set of 1,800 cfs stop logs, which is anticipated to be on-site by March 27. The contractor will then be able to begin inspections and assessments of the 1,800 cfs pumps at both the 17th Street Canal PCCP (17th Street PCCP) and London PCCP.

Col. Jones noted that Pump No. 3 at the London PCCP exhibited elevated operating temperatures based on what was seen last year and is a priority for inspection once the additional 1,800 cfs stop logs are on-site.

Col. Jones advised that the JV contractor has been utilizing the available 900 cfs stop logs to conduct investigations at both the 17th Street and Orleans Avenue PCCP (Orleans PCCP). To-date, both the 900 cfs pumps at the 17th PCCP and two 900 cfs pumps at the Orleans PCCP have been inspected. At this point, none of the inspected pumps exhibit the level of corrosion discovered at the London PCCP; therefore, they have a low risk of corrosion related failure for the 2023 Hurricane Season and are being returned to service. Both of the pumps at the Orleans PCCP are either gone or completed temporary repairs (corrosion cleaned away, components repainted and lube line guards replaced) to ensure readiness and reliability for the 2023 Hurricane Season. One Orleans PCCP pump is undergoing temporary repairs and is expected back on-line on or about March 20th. At this point the contractor is moving to the London PCCP to inspect one its 900 cfs pumps.

Col. Jones explained that as the inspections, assessments and temporary repairs are conducted for the 2023 Hurricane Season, the USACE wants to ensure that it has contingency alternatives in place in the event the pumping capacity at any of the PCCP stations is less than the Sewerage and Water Board of New Orleans' (SWBNO) pumping discharge. USACE, FPA, CPRA and SWBNO representatives met to discuss contingency operations and adjusting operations to ensure continuity of pumping during a tropical storm event. The contingency alternatives, in the event a PCCP's pumping capacity is less than SWBNO discharge, include:

Alternative 1: Modified Operations

- London PCCP: Increase gate closure trigger from 3-ft. to 4.5-ft. and rising in Lake Pontchartrain.
- 17th Street PCCP: Increase gate closure trigger from 4-ft. to 5-ft. and rising in Lake Pontchartrain.
- Orleans PCCP: Increase gate closure trigger from 4-ft. to 5-ft. and rising in Lake Pontchartrain.

Alternative 2: Temporary Pump Support to augment the currently operating pumps

- Preliminary concept requiring design and geotechnical evaluation.
- Forty 25 cfs submersible hydraulic pumps (640 to 1,000 cfs of additional pump capacity).

Alternative 3: Combination of alternatives 1 and 2.

Col. Jones advised that the USACE coordinated with the Navy Supervisor of Salvage and Diving regarding bringing pumps on-site. The temporary pumps would be operated, maintained and utilized by the Navy Supervisor of Salvage and Diving in the event Alternate 2 is required. The USACE is also working directly with the FPA and SWBNO to provide modeling to ensure the best technical advice on adjusting pump operations during a tropical event should the pumping capacity drop below the discharge capacity.

Col. Jones addressed the path forward:

1. The USACE's goal is to complete the inspections and assessments, which will provide a better understanding of the overall condition and reliability of the system for the 2023 Hurricane Season.
2. Execute any repairs required to ensure reliability of the PCCP system for the 2023 Hurricane Season.
3. Determine the elements and factors that contributed to the advanced corrosion. Once the root cause is identified, to start executing a long-term corrective action plan after the 2023 Hurricane Season that would include repair or replacement of components, as required, in order to deliver the 35-year design life.

At the same time, the USACE will be finalizing the best approach(s) for contingency operations for the 2023 Hurricane Season should the pumping capacity fall below the discharge capacity of the local drainage agencies.

Col. Jones noted that outreach and engagement will be critical. As a part of this effort, the USACE developed a dashboard to provide stakeholders, partners and the public the status of the inspections and pumps in a regular, routine and transparent fashion. The USACE will continue to provide a running estimate working in conjunction with the FPA and CPRA to ensure the most recent status information.

Col. Jones expressed appreciation for the collaboration, communication and coordination between the FPA, CPRA and USACE, working alongside its contractors, so that this issue could be quickly addressed. He stated that once the issue was identified, the USACE went into action. Movement forward will continue with the USACE's entire vertical chain to ensure it has the means and methods to execute its efforts. The USACE Chief of Engineering and Construction will be on-site next week in order to have eyes on and ensure the USACE is moving in the right glide path. He stated that the FPA has the USACE's commitment to make this right.

Mr. Arrigo thanked the USACE for its response on this issue. He asked about the length of time to repair Pump No. 1 at the London PCCP compared to the repair of the other PCCP pumps. Col. Jones reiterated that advanced corrosion was found on the lower diffuser bearing at Pump No. 1 and the bolts were either missing or loose, which was the primary cause of the pump's failure. Therefore, these parts were removed, sent to the pump manufacturer and are currently undergoing a refit, including sandblasting and repainting, so that the components can be brought back and reassembled. The corrosion discovered at the 17th Street PCCP and Orleans PCCP was not at the same level as Pump No. 1 at the London PCCP and the bolts were still tight at these locations. Therefore, at the Orleans PCCP, out of an abundance of caution, the JV contractor will remove the corrosion, repaint the components and replace the lube line guard so that the pump is ready and reliable. He reiterated that the corrosion is at differing levels throughout the PCCP stations. The USACE's goal is to conduct the inspections and assessments to understand the scope of the problem and then execute immediate interim repairs required for the 2023 Hurricane Season. The

USACE will be poised to get back into these systems at the end of the hurricane season and implement a permanent fix. The USACE's current efforts are to ensure reliability for the 2023 Hurricane Season and understand the underlying root of the corrosion in order to implement a permanent corrective fix.

Mr. Settoon asked about the missing bolts at Pump No. 1 at the London PCCP. Col. Jones responded that the bolts were in place upon manufacturing and construction. The USACE ascertained from the initial reports that as the advanced corrosion approached the bolt holes, it caused them to loosen and walk out, and then caused the failure of the loader fuser bearing housing.

Mr. Settoon asked about the lead time to acquire and install temporary pumps. Col. Jones responded that deployment of temporary pumps can be from one to two weeks. He noted that during the Hurricane Ian response in Florida with close coordination pumps from the Navy Supervisor of Salvage and Diving were on-site within 96 hours of notification and issuance of funds. The PCCP issue was identified early and the USACE is already coordinating with the Navy Supervisor of Salvage and Driving and working with the FPA to identify the early trigger point at the three PCCP stations in the event this contingency is needed.

Mr. Miller thanked Col. Jones for his presentation and the USACE's assistance. He commented that after looking at the data, if one of the pumps is down at either the 17th Street or London PCCP, pumping could still meet the discharge capacity. Col. Jones responded that the adaptability built into the PCCP stations enable the USACE/FPA to deal with a pump down; however, the USACE wants to assess the entire system and have contingency plans in place in the event operations must be modified or additional pumps provided.

Mr. Miller commented about operating the pumps in a manner to increase capacity. Col. Jones responded that the USACE's New Orleans District will be executing modeling to provide technical assistance and recommendations to the FPA and SWBNO so that they can match pumping capacities during a tropical event.

Mr. Rabb asked about frequency in regards to the USACE's inspection and assessment program. Col. Jones advised that the contractor is dewatering the structures to conduct visual inspections and assess reliability for the 2023 Hurricane Season. The USACE is leveraging its technical centers of excellence throughout its organization; e.g., Paint Technology Center, Welding and Metallurgy Technical Center of Excellence from the Portland District, Corrosion Protection and Prevention and Cathodic Protection Center of Excellence from the Mobile District, and elements from the U.S. Army Engineer Research and Development Center (ERDC). Additional corrosion reports were done on this issue. All this information will be brought together to determine the root cause of the issue, enable function of the PCCP system through the 2023 Hurricane Season and have a plan in place to execute a permanent fix.

Mr. Fierke inquired about JV contractor's contract pump warranties. Col. Jones responded the USACE is currently looking at the system provided by the JV contractor and the corrosion analysis stating it would execute and operate at a 35-year design life, which was not the case with Pump No. 1 at the London PCCP. The USACE is determining the root cause of the corrosion to understand whether it is due to design or other conditions that are contributing to the issue. Once the root cause is determined, the USACE will work with the JV contractor to ensure that the system is ready for the 2023 Hurricane Season and to deliver the 35-year design life. He stated, regardless, the USACE will be here to make sure this happens.

Mr. Noel noted that coordination will be needed between the JV contractor and FPA staff who are doing regular maintenance at the PCCP stations. He inquired about oversight of the JV contractor. Col. Jones explained that USACE teammates are on the ground working with the JV contractor as it executes this effort. Working with the FPA, additional USACE NOD augmentation was identified in order to continue support and execute these efforts, as required, at an accelerated rate. FPA staff will work through its chain of command should issues be identified. Morning coordination meetings are being held to ensure everyone knows what everyone else is doing. Given the fact that the PCCP stations are operating sites while the inspections, assessments and repairs are being accomplished, continued cross talk at all levels is critical.

Mr. Noel asked who would pay for the permanent fix. Col. Jones responded that this issue would be transparent to the FPA. Once the USACE ascertains the root cause of the advanced corrosion, it will work with the JV contractor on a path forward. The USACE is already looking at ways and means to ensure it has funds available to execute these efforts and ensure it delivers on the 35-year design life. Mr. Noel informed the Board that since the pumps have a 35-year design life, the FPA must be prepared to do what is necessary at the end of the 35 years (e.g., setting aside reserves). Col. Jones commented that it would be prudent for the Board to consider and project what would be required for the rehabilitation and recapitalization of this infrastructure after about three decades.

Mr. Miller commented on SCADA (Supervisory Control and Data Acquisition) and the other monitoring systems that allow the early detection of issues. Col. Jones noted that coordination and rapid notification by Ms. Chandler and her team to the USACE so that it could come in and together conduct the investigation is a credit to the FPA.

Mr. Noel congratulated the USACE on the manner in which it handled the public side of this situation as well as its expeditious handling of this issue.

Col. Jones reiterated that the USACE will make sure, working in conjunction with the FPA and CPRA, that the PCCP system is ready for the 2023 Hurricane Season and that the USACE will deliver the 35-year design life.

REPORT BY REGIONAL DIRECTOR:

Kelli Chandler, Regional Director, provided the Regional Director's Report:

- Mississippi River Level: As of March 15th, the river was at 12.2 feet at the Carrollton Gage, which was over the 11-foot trigger; therefore, the FPA was in Stage 1 Flood Fight. Inspections increased along the river. The river is projected to be above 11 feet until the end of March and then drop below 11 feet.
- Human Resources (HR): The special entrance rate (SER) for police officers was approved by the Civil Service Commission and implemented at the last pay period (18 officers received a pay increase). Short Term Disability is being provided at no cost to employees, which is part of the effort to hire and retain employees. The new employee on-boarding process is being automated through ADP to allow individuals to fill out paperwork and accomplish other tasks on-line. An employee engagement initiative was implemented in which HR staff reach out to employees at 30, 60 and 90-day intervals for follow up and to ensure they are receiving necessary training and supplies.
- Levee District Police: Thomas Harrington, Superintendent of Police, is reviewing the Levee District Police Departments and their needs relative to patrols, miles to be covered and equipment. He is developing a strategic plan to employ officers in the most efficient way and developed zones.
- Insurance Renewals on April 1st: Coverage changes and premium increases will be reported to the Board next month. FPA staff will meet with Arthur J. Gallagher Risk Management Services next week to discuss coverages and expectations.

COMMITTEE REPORTS:

Finance Committee: Mr. Latiolais reported that the Committee met prior to the Board meeting and discussed the following:

- The proposed Fiscal Year (FY) 2024 Budgets for FPA and levee districts, which were recommended for Board approval;
- The Budget to Actual Report for 2nd Quarter of FY 2023;
- The proposed authorization of the Louisiana State Mineral Board and the Office of Mineral Resources relative to the nomination, advertisement and execution of a mineral lease, which was recommended for Board approval.
- The proposed Intergovernmental Agreement between the FPA, on behalf of the Orleans Levee District, and the Lakefront Management Authority for the sale of three trucks, which was recommended for Board approval.

Operations Committee: The Committee did not meet in the month of March; therefore, there was no report.

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

Legal Committee: Due to the absence of Mr. Duplantier, Mr. Arrigo chaired the Legal Committee, which met prior to the Board meeting. He reported that Executive Counsel provided a review of upcoming hearing dates.

NEW BUSINESS:

RESOLUTION NO. 03-16-23-02 - APPROVAL OF FY 2024 BUDGET FOR THE SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY – EAST

On the motion of Mr. Miller,
Seconded by Mr. Latiolais, the following resolution was offered:

WHEREAS, the Southeast Louisiana Flood Protection Authority-East has reviewed financial projections for Fiscal Year Ending June 30, 2024, including estimated operating revenues and expenditures; and

WHEREAS, funding in the following amounts is required as detailed by the line item budget for Fiscal Year Ending June 30, 2024:

TWELVE MONTHS ENDING JUNE 30, 2024 BUDGETS

	GENERAL FUND	CAPITAL PROJECTS	COMBINED
REVENUES			
Intergovernmental Revenue			
Revenue from Lake Borgne	977,900		977,900
Revenue from East Jefferson	3,728,700		3,728,700
Revenue from Orleans	7,395,700		7,395,700
Interest Income	26,000		26,000
Misc. Revenue	128,280		128,280
Total Revenue	12,256,580		12,256,580
EXPENSES			
Personnel Services	7,416,500		7,416,500
Training and Travel	178,300		178,300
Professional Services	160,000		160,000
Contractual Services	3,667,600		3,667,600
Materials and Supplies	252,200		252,200
Equipment Purchases	262,500		262,500
Other Charges	15,200		15,200
Project Related Cost (MMCI)	-	220,000	220,000

Total Expenses	11,952,300	220,000	12,172,300
CHANGES IN FUND BALANCES	304,280	(220,000)	84,280
FUND BALANCES, BEGINNING OF YEAR	4,169,796	(630,000)	3,539,796
FUND BALANCES AT END OF YEAR	4,474,076	(850,000)	3,624,076

WHEREAS, the Southeast Louisiana Flood Protection Authority - East is mandated to submit an approved budget by April 1, 2023, to the Joint Legislative Committee on the Budget and other various oversight authorities; and

WHEREAS, the Finance Committee at its meeting held on March 16, 2023, reviewed the Southeast Louisiana Flood Protection Authority East General Fund Budget for the Fiscal Year Ending June 30, 2024.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the General Fund Budget for the Fiscal Year Ending June 30, 2024.

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

YEAS: Mr. Arrigo, Mr. Cosse, Mr. Fierke, Mr. Latiolais, Mr. Miller, Mr. Rabb and Mr. Settoon

NAYS: None

ABSENT: Mr. Duplantier

RESOLUTION NO. 03-16-23-03 - APPROVAL OF FY 2024 BUDGET FOR THE SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY – EAST ON BEHALF OF THE EAST JEFFERSON LEVEE DISTRICT

On the motion of Mr. Miller,

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

WHEREAS, the Southeast Louisiana Flood Protection Authority-East on behalf of the East Jefferson Levee District (EJLD) has reviewed financial projections for Fiscal Year Ending June 30, 2024, including estimated operating revenues and expenditures; and

WHEREAS, funding in the following amounts is required as detailed by the line item budget for Fiscal Year Ending June 30, 2024:

TWELVE MONTHS ENDING JUNE 30, 2024 BUDGETS

	GENERAL FUND	CAPITAL PROJECTS	COMBINED
REVENUES			

Ad Valorem Taxes	10,999,400	-	10,999,400
Intergovernmental Revenue	417,000	-	417,000
Interest Income	525,000	-	525,000
Misc. Revenue	104,200	-	104,200
Total Revenue	12,045,600	-	12,045,600
EXPENSES			
Personnel Services	3,857,000	-	3,857,000
Training and Travel	23,000	-	23,000
Professional Services	75,000	-	75,000
Contractual Services	1,141,250	-	1,141,250
Materials and Supplies	641,700	-	641,700
Equipment	1,092,100	-	1,092,100
Other Charges	467,600	-	467,600
Cost Sharing	3,728,700	-	3,728,700
Project Related Costs (MMCI)	-	8,895,000	8,895,000
Total Expenses	11,026,350	8,895,000	19,921,350
Income Before Other Sources (Uses)	1,019,250	(8,895,000)	(7,875,750)
Sources/Uses	85,000	-	85,000
Insurance Proceeds			
Gain/Loss on Fixed Assets			
CHANGES IN FUND BALANCES	1,104,250	(8,895,000)	(7,790,750)
FUND BALANCES, BEGINNING OF YEAR	29,757,605	(10,029,200)	19,728,405
FUND BALANCES AT END OF YEAR - UNRESERVED	30,861,855	(18,924,200)	11,937,655

WHEREAS, the East Jefferson Levee District is mandated to submit an approved budget by April 1, 2023, to the Joint Legislative Committee on the Budget and other various oversight authorities; and

WHEREAS, the Finance Committee at its meeting held on March 16, 2023, reviewed the East Jefferson Levee District General Fund Budget for the Fiscal Year Ending June 30, 2024.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority - East approves the General Fund Budget of the East Jefferson Levee District for the Fiscal Year Ending June 30, 2024.

The foregoing was submitted to a vote; the vote thereon was as follows:
 YEAS: Mr. Arrigo, Mr. Cosse, Mr. Fierke, Mr. Latiolais, Mr. Miller, Mr. Rabb and
 Mr. Settoon

NAYS: None

ABSENT: Mr. Duplantier

**RESOLUTION NO. 03-16-23-04 - APPROVAL OF FY 2024 BUDGET FOR THE
 SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY – EAST ON BEHALF
 OF THE ORLEANS LEVEE DISTRICT**

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

WHEREAS, the Southeast Louisiana Flood Protection Authority-East on behalf of the Orleans Levee District (OLD) has reviewed financial projections for Fiscal Year Ending June 30, 2024, including estimated operating revenues and expenditures; and

WHEREAS, funding in the following amounts is required as detailed by the line item budget for Fiscal Year Ending June 30, 2024:

TWELVE MONTHS ENDING JUNE 30, 2024 BUDGETS

	GENERAL FUND	SLIP FUND	COMBINED
REVENUES			
Ad Valorem Taxes	22,161,000	19,484,600	41,645,600
Intergovernmental Revenue	1,093,900	-	1,093,900
Revenue from Lake Borgne	461,700	-	461,700
Mineral Revenue	963,900	-	963,900
Interest Income	750,000	1,706,500	2,456,500
Misc. Revenue	1,872,400	-	1,872,400
Total Revenue	27,302,900	21,191,100	48,494,000
EXPENSES			
Personnel Services	12,089,300	-	12,089,300
Training and Travel	44,000	-	44,000
Professional Services	250,000	-	250,000
Contractual Services	6,335,200	-	6,335,200
Materials and Supplies	2,266,600	-	2,266,600
Equipment	3,408,100	-	3,408,100
Other Charges	923,865	795,600	1,719,465
Cost Sharing	7,395,800	-	7,395,800
MMCI Services	-	41,745,100	41,745,100

Total Expenses	32,712,865	42,540,700	75,253,565
Income Before Other Sources (Uses)	(5,409,965)	(21,349,600)	(26,759,565)
Sources/Uses	150,000	-	150,000
Transfer to Other Agencies			
Gain/Loss on Fixed Assets			
CHANGES IN FUND BALANCES	(5,259,965)	(21,349,600)	(26,609,565)
FUND BALANCES, BEGINNING OF YEAR (per audit)	34,253,312	(10,731,029)	23,522,283
FUND BALANCES AT END OF YEAR - UNRESERVED	28,993,347	(32,080,629)	(3,087,282)

WHEREAS, the O.L.D. is mandated to submit an approved budget by April 1, 2023, to the Joint Legislative Committee on the Budget and other various oversight authorities; and

WHEREAS, the Finance Committee at its meeting held on March 16, 2023, reviewed the O.L.D. General Fund and SLIP Fund Budget for the Fiscal Year Ending June 30, 2024.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the General Fund and SLIP Fund Budget of the Orleans Levee District for the Fiscal Year Ending June 30, 2024.

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

YEAS: Mr. Arrigo, Mr. Cosse, Mr. Fierke, Mr. Latiolais, Mr. Miller, Mr. Rabb and Mr. Settoon

NAYS: None

ABSENT: Mr. Duplantier

RESOLUTION NO. 03-16-23-05 - APPROVAL OF FY 2024 BUDGET FOR THE SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY – EAST ON BEHALF OF THE LAKE BORGNE BASIN LEVEE DISTRICT

On the motion of Mr. Fierke,

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

WHEREAS, the Southeast Louisiana Flood Protection Authority-East on behalf of the Lake Borgne Basin Levee District (LBBLD) has reviewed financial projections for Fiscal Year Ending June 30, 2024, including estimated operating revenues and expenditures; and

WHEREAS, funding in the following amounts is required as detailed by the line item budget for Fiscal Year Ending June 30, 2024:

TWELVE MONTHS ENDING JUNE 30, 2024 BUDGETS

	GENERAL FUND	CAPITAL PROJECTS	COMBINED
REVENUES			
Ad Valorem Taxes	2,784,100	-	2,784,100
Intergovernmental Revenue	163,000	-	163,000
Interest Income	40,000	-	40,000
Misc. Revenue	20,000	-	20,000
Total Revenue	3,007,100	-	3,007,100
EXPENSES			
Personnel Services	967,200	-	967,200
Training and Travel	-	-	-
Professional Services	30,000	-	30,000
Contractual Services	227,500	-	227,500
Materials and Supplies	156,200	-	156,200
Equipment	300,000	-	300,000
Other Charges	51,300	-	51,300
Cost Sharing	1,439,500	-	1,439,500
Project Related Costs (MMCI)	-	3,005,500	3,005,500
Total Expenses	3,171,700	3,005,500	6,177,200
Income Before Other Sources (Uses)	(164,600)	(3,005,500)	(3,170,100)
Sources/Uses	80,000		80,000
CHANGES IN FUND BALANCES	(84,600)		(84,600)
FUND BALANCES, BEGINNING OF YEAR	(768,620)		(768,620)
FUND BALANCES AT END OF YEAR - UNRESERVED	(853,220)	(3,005,500)	(3,858,720)

WHEREAS, the LBBLD is mandated to submit an approved budget by April 1, 2023, to the Joint Legislative Committee on the Budget and other various oversight authorities; and

WHEREAS, the Finance Committee at its meeting held on March 16, 2023, reviewed the LBBLD General Fund Budget for the Fiscal Year Ending June 30, 2024.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority - East approves the General Fund Budget of the Lake Borgne Basin Levee District for the Fiscal Year Ending June 30, 2024.

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

YEAS: Mr. Arrigo, Mr. Cosse, Mr. Fierke, Mr. Latiolais, Mr. Miller, Mr. Rabb and Mr. Settoon

NAYS: None

ABSENT: Mr. Duplantier

RESOLUTION NO. 03-16-23-06 - REQUESTING AND AUTHORIZING THE STATE MINERAL BOARD TO LEASE LANDS OWNED BY LEVEE DISTRICTS WITHIN THE JURISDICTION OF THE SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY-EAST (FPA) FOR THE DEVELOPMENT AND PRODUCTION OF MINERALS

Mr. Settoon asked did the Orleans Levee District receive other revenues from the Bohemia Spillway. Mr. Noel replied, yes.

On the motion of Mr. Fierke,

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

WHEREAS, the Orleans Levee District (O.L.D.) holds a mineral interest in and under immovable property in Plaquemines Parish as described in Exhibit “1” and attached hereto and made a part hereof; and

WHEREAS pursuant to La. R.S. 30:152, the Southeast Louisiana Flood Protection Authority-East (FPA), as the governing authority of the O.L.D., may lease lands for the development and production of minerals on lands owned by the O.L.D.; and

WHEREAS, upon the request and authorization of the FPA, and in accordance with LA.R.S. 30:153, et seq., the FPA, by resolution, requests and authorizes the State Mineral Board to nominate on behalf of the O.L.D. for state agency mineral lease the mineral interest the O.L.D. may hold in and under the immovable property described in Exhibit “1” and

WHEREAS, the FPA does hereby direct and authorize the Louisiana State Mineral Board and the Office of Mineral Resources to accept nominations, advertise for, accept and award bids, and execute all oil, gas and mineral leases pertaining to the interest the O.L.D. may hold in or under the immovable property described in the attached Exhibit “1”.

BE IT HEREBY RESOLVED, the Southeast Louisiana Flood Protection Authority-East, requests and authorizes the State Mineral Board to nominate, on behalf of the O.L.D., for state agency mineral lease the mineral interest the O.L.D. may hold in and under the immovable property described in Exhibit “1”.

BE IT FURTHER RESOLVED, the FPA does hereby direct and authorize the Louisiana State Mineral Board and the Office of Mineral Resources to accept nominations, advertise for, accept and award bids, and execute all oil, gas and mineral leases pertaining to the interest the O.L.D. may hold in or under the immovable property described in the attached Exhibit "1".

BE IT FURTHER RESOLVED, that the President of the FPA or the Regional Director is authorized to execute any and all documents necessary to accomplish the above.

BE IF FURTHER RESOLVED, that a certified copy of this resolution shall be sent to the Mineral Board of the State of Louisiana.

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

YEAS: Mr. Arrigo, Mr. Cosse, Mr. Fierke, Mr. Latiolais, Mr. Miller, Mr. Rabb and Mr. Settoon

NAYS: None

ABSENT: Mr. Duplantier

RESOLUTION NO. 03-16-23-07 - A RESOLUTION OF THE SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY- EAST AUTHORIZING THE FPA PRESIDENT OR THE FPA REGIONAL DIRECTOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE FPA ON BEHALF OF THE ORLEANS LEVEE DISTRICT AND THE LAKEFRONT MANAGEMENT AUTHORITY

On the motion of Mr. Fierke,

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

WHEREAS, the Orleans Levee District (O.L.D.) has determined that it no longer needs the following vehicles:

2000 Ford F150 Truck (VIN 1FTZX1724YNB88228) – TK3055
2003 Ford F150 Truck (VIN 1FTRX17W33NB25469) – TK3085
2004 Ford F150 Truck (VIN 2FTRX17W24CA21773) – TK3007

WHEREAS, La. R.S. 33:1321, *et. seq.*, allows the O.L.D. to sell movable property to another political subdivision or state agency without the necessity of public auction; and

WHEREAS, the Lakefront Management Authority (LMA) is a political subdivision of the State of Louisiana and has expressed interest in purchasing the vehicles; and

WHEREAS, the vehicles have an average, fair market value as follows:

2000 Ford F150 Truck (VIN 1FTZX1724YNB88228)	\$1,864
2003 Ford F150 Truck (VIN 1FTRX17W33NB25469)	\$3,991
2004 Ford F150 Truck (VIN 2FTRX17W24CA21773)	\$3,250

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East (FPA) hereby agrees to the execution of an Intergovernmental Agreement between O.L.D. and LMA for the sale of the following vehicles:

2000 Ford F150 Truck (VIN 1FTZX1724YNB88228)	\$1,864
2003 Ford F150 Truck (VIN 1FTRX17W33NB25469)	\$3,991
2004 Ford F150 Truck (VIN 2FTRX17W24CA21773)	\$3,250

BE IT FURTHER RESOLVED, that the FPA President or FPA Regional Director, on behalf of O.L.D., is authorized to execute any and all documentation to effectuate the aforementioned Intergovernmental Agreement.

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

YEAS: Mr. Arrigo, Mr. Cosse, Mr. Fierke, Mr. Latiolais, Mr. Miller, Mr. Rabb and Mr. Settoon

NAYS: None

ABSENT: Mr. Duplantier

Update on responses received to Request for Information (RFI) for Police Detail Administration.

Ms. Chandler advised that the Request for Information (RFI) was issued and two responses were received. Superintendent Harrington met with the Police Captains and detail coordinators to evaluate the responses. One response was favored over the other response. A demonstration will be done for any officer that wishes to attend. After the demonstration a recommendation will be made for the Board.

Mr. Noel commented that he looked at the two responses and that a decision was made to allow a month for review. Next month the Board will vote on adopting one of the responses.

Mr. Rabb asked would a matrix be provided to the Board relative to the two responses in order to allow a better understanding relative to the choice. Mr. Noel advised that he was provided a document that showed the differential between the two companies. One of the companies provided several services that were not provided by the other company. Mr. Rabb asked that he be provided with a copy of the document.

Ms. Chandler explained that the third party administration of the police details is at no cost to the FPA or levee districts. Mr. Noel added that the providers cover insurance and expenses for details.

RESOLUTION NO. 03-16-23-08 - TO JOIN THE ATTORNEY GENERAL OF LOUISIANA IN LITIGATION AGAINST FEMA TO CHALLENGE RISK RATING 2.0

Mr. Noel explained that he attended an Association of Levee Boards of Louisiana (ALBL) meeting during which Liz Murrill, Solicitor General of Louisiana, Office of the Attorney General (AG), gave a two-hour presentation that included all of the fallacies and issues related to FEMA's Risk Rating 2.0; e.g., non-compliance with the Freedom of Information Act (FOIA), no approval process, and FEMA does not share how the rates were done. Ms. Murrill pointed out that 80 percent of the policies with rate increases are in Louisiana. The ALBL voted unanimously to join the AG's suit to

challenge Risk Rating 2.0. Levee district presidents were charged with making their boards aware of this issue and obtaining their support. The AG is also reaching for support outside of the levee districts; e.g., realtors, builders, banks, and anyone affected by the substantive premium increases.

Mr. Miller stated that he sent the Commissioners a report prepared by the Association of Flood Protection Managers and the Pew Research Center, which showed that the increases should not have been very significant in Louisiana (few people having increasing over \$100 a year) based on their understanding of the criteria for Risk Rating 2.0. However, the experience has been different and significant increases were experienced and will continue. He supported the proposed resolution and inquired about potential expenses to be incurred by the FPA from a legal standpoint.

Mr. Noel responded that the AG is handling the litigation and the AG's office may reach out to the FPA's Executive Counsel and staff for assistance. The AG could not find any potential liability that the FPA would incur. The AG will seek declarations and documentation to prove that the region within the FPA's current flood protection system should not be experiencing significant premium increases. Ms. Murrill had mentioned filing the suit within two to three weeks. The new rates were effective April, 2023, for existing policy holders and the prior year for new policy holders. Risk Rating 2.0 has a 18 percent glide slope (18 percent annual increments) for existing policy holders. The new policies exhibit the total increase that policy holders will experience after all increments are implemented. Total increases of 60 to 120 percent are being experienced.

Mr. Noel advised that he looked at the authorization for the actuary used by FEMA to build the rates and that the actuary used Katrina losses to build rates since these were the only losses experienced behind the Hurricane and Storm Damage Risk Reduction System (HSDRRS).

Mr. Fierke asked would the proposed litigation be effective. Mr. Noel responded that the two-hour presentation by the AG's staff essentially noted that there had been no court ruling that FEMA acted in good faith, or that it answered the FOIA requests or requests for information from Congress. Thus far, no one has brought FEMA before a federal judge. Ms. Chandler advised that multiple people or entities, such as the ALBL, have submitted FOIA requests. The AG is seeking an injunction to force FEMA to return to the original floodplain rates until it provides justification for rate increases.

Mr. Fierke asked about coordination with GNO, Inc., which has several hundred partners. Mr. Noel responded that he contacted Peter Waggoner, Public Policy Manager for GNO, Inc., and that he was excited about the prospect of the litigation going to federal court and would reach out to Ms. Murrill.

Mr. Miller stated that he understood that Risk Rating 2.0 was based on six criteria and that the criteria had not been made known. He pointed out that the use of Katrina damages should be fought since they would not be repeated due to the HSDRRS and

other improvements made internally. Mr. Fierke advised that the FEMA presentation provided at an ALBL meeting included a briefing on the six criteria (e.g., distance from water, type of water, etc.) and that past losses were not included on the chart provided in the presentation.

On the motion of Mr. Miller,
Seconded by Mr. Arrigo, the following resolution was offered:

WHEREAS, the Federal Emergency Management Agency (FEMA) “is updating the National Flood Insurance Program’s (NFIP) risk rating methodology through the implementation of a new pricing methodology,” titled “Risk Rating 2.0: Equity in Action”;

WHEREAS, FEMA states that Risk Rating 2.0’s “methodology leverages industry best practices and cutting-edge technology to enable FEMA to deliver rates that are actuarially sound, equitable, easier to understand and better reflect a property’s flood risk;

WHEREAS, the Southeast Louisiana Flood Protection Authority-East has grave concerns about the soundness of Risk Rating 2.0’s underlying methodology, its failure to properly take into account any of the numerous improvements Louisiana’s Levee Boards have made to the flood protection systems, and its catastrophic effect on Louisiana’s flood insurance rates and the ability of Louisiana’s homeowners to purchase flood insurance;

WHEREAS, the Association of Levee Boards of Louisiana, members of both the Louisiana legislature and the federal legislature, members of state government, numerous Parish Presidents and their Councils, and many other entities in Louisiana and around the nation have repeatedly raised their concerns to FEMA, have asked FEMA for documentation showing FEMA’s underlying methodology, and have been passed from one federal office to the next without receiving any meaningful answers to their questions or any documents showing FEMA’s underlying methodology;

WHEREAS, FEMA has denied the efforts of the Association of Levee Boards of Louisiana and others to protect their interests, the interests of their members, the interests of many Louisiana industries, and the interests of Louisiana citizens, making what is supposed to be “Equity in Action” an inequitable program across the entire State of Louisiana;

NOW, THEREFORE, BE IT RESOLVED that the Southeast Louisiana Flood Protection Authority-East joins the Attorney General of Louisiana in litigation against FEMA to challenge Risk Rating 2.0.

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

YEAS: Mr. Arrigo, Mr. Fierke, Mr. Latiolais, Mr. Miller, Mr. Rabb and Mr. Settoon

NAYS: Mr. Cosse

ABSENT: Mr. Duplantier

The next regular monthly meeting of the Board will be held on April 20, 2023 in the St. Bernard Parish Council Chambers, St. Bernard Parish Government Complex.

There was no further business; therefore, the meeting was adjourned at 11:58 a.m.