

**AGENDA**  
**SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY– EAST**  
**BOARD MEETING**

**THURSDAY, DECEMBER 15, 2011 – 9:30 A.M.**

**LOCATION: ROOM 116 OF THE NUNEZ COMMUNITY COLLEGE AUDITORIUM**  
**WITHIN THE ARTS, SCIENCE AND TECHNOLOGY BUILDING,**  
**3700 FENELON STREET, CHALMETTE, LOUISIANA, 70043**

**I. Call to Order**

**II. Pledge of Allegiance**

**III. Roll Call**

**IV. Opening Comments: President Timothy Doody**

**V. Motion to adopt Agenda**

**VI. Motion to approve Minutes of the Public Hearing and Board Meeting held on November 17, 2011**

**VII. Presentations:**

1. Update on LaBranche Wetlands Projects.
2. Co-located Mississippi River Levees – U.S. Army Corps of Engineers
3. Update on the seismic field work - Dr. Juan Lorenzo.

**VIII. Public Comments: 2 minute limit per person. A public comment period shall also be allowed at any point in the meeting prior to action on an agenda item upon which a vote is to be taken.**

**IX. New Business (Orleans Levee District):**

1. Motion to authorize the renewal of United Healthcare Plan “M60-P”, the United Healthcare Vision Plan and the Crescent Dental Care Plan, through the Besselman Little Agency, for a period of one year, commencing on January 1, 2012 and ending on December 31, 2012, for Orleans Levee District employees.

**X. Committee Reports:**

1. Finance Committee: Chair Estopinal
2. Operations Committee: Chair Wittie
3. Legal Committee: Chair Barry
4. Engineering Advisory Committee: Chair Jackson
5. CPRA/Governmental Affairs: John Barry
6. Coastal Advisory Committee: Chair Kemp

**XI. Report by SLFPA-E Regional Director**

## **XII. Executive Session:**

1. Status Report on Lonatro, et al v. Orleans Levee District, et al, No. 11-357, Section J(5), U. S. District Court, Eastern District of Louisiana.
2. *Succession of Helen Katz, wife of/and Sam Mermelstein v. Board of Levee Commissioners of the Orleans Levee District of the State of Louisiana*, No. 55-314, 25<sup>th</sup> Judicial District for the Parish of Plaquemines, State of Louisiana, Division “B”.
3. *Board of Commissioners of the Southeast Louisiana Flood Protection Authority – East on Behalf of the Orleans Levee District v. Louisiana Department of Natural Resources*, No. 561-776, 19<sup>th</sup> Judicial District Court for the Parish of East Baton Rouge, State of Louisiana, Section 21.
4. *Union Title Guarantee Company, Inc. By and Through Its Court-Appointed Liquidators v. Board of Levee Commissioners of the Orleans Levee District*, Docket No. 52-856, Division A, 25<sup>th</sup> Judicial District Court for the Parish of Plaquemines, State of Louisiana.
5. *Board of Commissioners of the Orleans Levee District v. Louisiana Department of Natural Resources through its Secretary Scott A. Angelle and Union Title Guarantee Company, Inc. by and through its Court-Appointed Liquidators*, Docket No. 537,924, Division 24, 19<sup>th</sup> Judicial District Court for the Parish of East Baton Rouge, State of Louisiana.
6. *Union Title Guarantee Company, Inc. by and through its Court-Appointed Liquidators v. Louisiana Department of Natural Resources, through its Secretary Scott A. Angelle*, No. 561565, 19<sup>th</sup> Judicial District for the Parish of East Baton Rouge, State of Louisiana, Section 25.
7. *Board of Commissioners of the Southeast Louisiana Flood Protection Authority – East on Behalf of the Orleans Levee District v. Louisiana Department of Natural Resources*, No. 562122, 19<sup>th</sup> Judicial District Court for the Parish of East Baton Rouge, State of Louisiana, Section 22.
8. *Isabella Stevens Conner v. Board of Levee Commissioners of the Orleans Levee District*, Docket No. 52-539, Division B, 25<sup>th</sup> Judicial District Court for the Parish of Plaquemines, State of Louisiana.
9. United States of America v. 6.17 Acres of Land, More or Less, Situated in Parish of St. Charles, State of Louisiana and Saint Charles Land Company II. L.L.C., et al. (Master Case) C.A. No. 10-4569 United States District Court, Eastern District of Louisiana, Sec. C, Div. 2, c/w Civil Action No. 11-0128 (Member Case).

## **XIII. New Business:**

### **A. Southeast Louisiana Flood Protection Authority-East (SLFPA-E):**

1. Motion to authorize SLFPA-E General Counsel, T. Robert Lacour, to request and obtain an Attorney General’s opinion relative to Revised Statute 38:219.

2. Motion to approve the assignment of the Contract for Secondment of Employees with Haskoning, Inc. to Furgo Consultants, Inc., for the development of a Storm Forecasting Module, a Levee Strength Module and a Decision Support Module for the Levee Information Management System.
3. Motion to request that the Coastal Zone Management Division allow the SLPFA-E to review and comment on any permit application pertaining to road repairs in the Bohemia Spillway, and that the State and Parish call for a road that will not inhibit future flow of river water through the Bohemia Spillway at the site of the current crevasse.
4. Motion to request the Office of Coastal Restoration and Protection Master Plan team to use the LACPR "Critical Landscape Features" analysis and designations – prior to obtaining specific ADCIRC model results – as an initial screening criterion to flag and support project alternatives that are most likely to reduce storm surge flood risk.
5. Motion to approve the legal invoices listed on the spreadsheet entitled "Legal Invoices Approved on December 15, 2011".

**B. East Jefferson Levee District (EJLD):**

1. Motion to renew the following insurance coverages for a one year period commencing on or about January 1, 2012, through Arthur J. Gallagher Risk Management Services, Inc.: Property Insurance from Allianz at a premium of \$13,571, Inland Marine Insurance from Allianz at a premium of \$13,521, Law Enforcement Liability Insurance from the Darwin Group at a premium of \$35,223.30, Worker's Comp Insurance from LWCC at an estimated premium of \$105,990, Pollution Insurance from Ironshore at a premium of \$11,025 and Accident Policy from ACE at a premium of \$1,200.

**C. Orleans Levee District (O.L.D.):**

1. Motion to authorize the procurement of Umbrella Insurance coverage from Lexington Insurance Company at an annual premium of \$62,357.40, for a one year period commencing on January 1, 2012, through Arthur J. Gallagher Risk Management Services, Inc.
2. Motion to approve the confecting of a Supplemental Agreement to the Engineering Agreement with Design Engineering, Inc., for the Lakeshore Drive Erosion Protection Design Phase and Bidding Phase for Reach 1 and Reaches 4 and 5 in the amount of \$413,864.30, and to authorize the O.L.D. Executive Director to execute said Supplemental Agreement.
3. Motion to ratify the Settlement Agreement executed on December 2, 2011, between the Orleans Levee District (through the SLFPA-E) and Clarence Favret relating to (among other things) Tract 85 in the Bohemia Spillway and the civil action filed in the 25th Judicial District Court of Plaquemines by Paul Favret under Docket No. 53-951, and to authorize the SLFPA-E President and the Authority's outside counsel, Gordon, Arata, McCollam, Duplantis & Eagan, L.L.C., to execute any and all further necessary documents subject to approval of the Authority's General Counsel.

**D. Lake Borgne Basin Levee District (LBBLD):**

1. Motion to adopt a resolution declaring the results of a special tax election held on Saturday, October 22, 2011, to renew a special ad valorem tax of three (3) mills on all property subject to taxation within the LBBLD for thirty years beginning in the year 2015 and ending with the year 2044 pursuant to Title 18, Chapter 6-A of the Louisiana Revised Statutes of 1950 as amended for the purposes of constructing and maintaining necessary levees, levee drainage, flood protection, hurricane and flood protection projects and all other purposes incidental thereto, approving a proces verbal and proclamation of the canvass of the votes cast in said election and other matters in connection therewith.
2. Motion to renew Worker's Comp Insurance from LWCC at an estimated premium of \$88,802 and Pollution Insurance coverage from Ironshore at a premium of \$19,293.75 for a one year period commencing on or about January 1, 2012, through Arthur J. Gallagher Risk Management Services, Inc.

**XIV. Announcement of next Board Meeting – January 19, 2012 hosted by EJLD**

**XV. Adjourn**

ANYONE WISHING TO ADDRESS THE BOARD MUST FILL OUT A SPEAKER'S CARD PRIOR TO THE MEETING

In accordance with the American with Disabilities Act, if you need special assistance, please contact Bob Turner at (504) 355-4100, describing the assistance that is necessary.

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