

**MINUTES OF THE
SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY – EAST
SPECIAL BOARD MEETING
THURSDAY, FEBRUARY 5, 2015**

The Special Board Meeting of the Southeast Louisiana Flood Protection Authority-East (Authority or SLFPA-E) was held on Thursday, February 5, 2015, in Orleans Levee District Meeting Room 221, Franklin Administrative Complex, 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. Estopinal called the meeting to order at 9:40 a.m. and led in the pledge of allegiance.

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

PRESENT:

Stephen V. Estopinal, President
Louis E. Wittie, Secretary
Wilton P. Tilly, III, Treasurer
Jefferson M. Angers
Tyrone Ben
G. Paul Kemp
Kelly J. McHugh

ABSENT:

Lambert J. Hassinger, Jr., Vice President
Richard A. Luettich, Jr.

OPENING COMMENTS:

Mr. Estopinal explained that the reason the Special Meeting was called is because of the emergency condition that has developed in the Lake Borgne Basin Levee District with the desperate need for additional funding. The single purpose of this meeting is to place a request for an ad valorem tax on the May ballot on an emergency basis. He commented on the need to better educate the public on the necessity for this request.

ADOPTION OF AGENDA:

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

PUBLIC COMMENTS:

None.

NEW BUSINESS:

The following resolution was offered by Mr. Ben and seconded by Mr. Wittie:

RESOLUTION NO. 02-05-15-01

A resolution ordering and calling a special election to be held in the Lake Borgne Basin Levee District, Louisiana, to authorize the levy of a special tax therein; making application to the State Bond Commission; and providing for other matters in connection therewith.

WHEREAS, the voters of the District defeated the Millage Proposition at an election held on December 6, 2014, and

WHEREAS, an emergency exists in order to permit the District to timely perform maintenance and improvements necessary to maintain the integrity of the District's flood defense system beginning in the year 2016.

THEREFORE BE IT RESOLVED by the Board of Commissioners of the Southeast Louisiana Flood Protection Authority-East, Louisiana (the "Governing Authority"), acting as the governing authority of the Lake Borgne Basin Levee District, Louisiana (the "District"), that:

SECTION 1. Determination of an Emergency. This Governing Authority hereby determines that an emergency exists in order to permit the District to timely perform maintenance and improvements necessary to maintain the integrity of the District's flood defense system.

SECTION 2. Election Call. Subject to the approval of the State Bond Commission, and under the authority conferred by Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, the applicable provisions of Chapter 5 and Chapter 6-A of the Louisiana Election Code, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the District on **SATURDAY, MAY 2, 2015**, between the hours of seven o'clock (7:00) a.m. and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:

**PROPOSITION
(MILLAGE)**

Shall the Lake Borgne Basin Levee District (the "District"), levy and collect a special ad valorem tax of seven and one half (7.5) mills on all property subject to taxation within the District (an estimated \$2,591,000 reasonably expected at this time to be collected from the

levy of the tax for an entire year), for a period of thirty (30) years, beginning with the year 2015 and ending with the year 2044, for the purpose of Constructing and maintaining necessary levees, levee drainage, flood protection, hurricane flood protection and all other purposes incidental thereto which tax may be used as security for bonds or other evidences of indebtedness to be used to pay the costs of such projects?

SECTION 3. Publication of Notice of Election. A Notice of Special Election shall be published in "*The Times Picayune*", a newspaper published in New Orleans, Louisiana and "*The St. Bernard Voice*", a newspaper published in Arabi, Louisiana, being the official journals of the District, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

SECTION 4. Canvass. This Governing Authority shall meet at the St. Bernard Parish Council Chambers, 8201 W. Judge Perez Drive, Chalmette, Louisiana, on **THURSDAY, JUNE 18, 2015**, at **NINE-THIRTY O'CLOCK (9:30) A.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election.

SECTION 5. Polling Places. The polling places set forth in the aforesaid Notice of Special Election are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

SECTION 6. Election Commissioners; Voting Machines. The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held on Thursday, June 18, 2015, as provided in Section 4 hereof. All registered voters in the District will be entitled to vote at the special election, and voting machines shall be used.

SECTION 7. Authorization of Officers. The Secretary of the Governing Authority is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the President and/or Secretary of the Governing Authority are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election.

SECTION 8. Furnishing Election Call to Election Officials. Certified copies of this resolution shall be forwarded to the Secretary of State, the Clerk of Court and *Ex-Officio* Parish Custodian of Voting Machines of St. Bernard Parish and the Registrar of Voters of St. Bernard Parish, as notification of the special election, in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 9. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the special election as herein provided, and in the event said election carries, for further consent and authority to levy and collect the special tax provided for therein. A certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of this Governing Authority, together with a request for the prompt consideration and approval of this application.

SECTION 10. Additional Notice Requirement. This Governing Authority made the announcement with respect to the adoption of this resolution required by La. R.S. 42:19.1, at its public meeting on Thursday, December 18, 2014 and published said announcement in the Official Journals on Wednesday, December 24, 2014 (Times Picayune) and Friday, December 26, 2014 (St. Bernard Voice).

This resolution having been submitted to a vote, the vote thereon was as follows:

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

NAYS: None

ABSENT: Mr. Hassinger and Mr. Luettich

And the resolution was declared adopted on this, the 5th day of February, 2015.

/s/
Secretary

/s/
President

EXHIBIT "A"

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a resolution adopted by the Board of Commissioners of the Southeast Louisiana Flood Protection Authority-East, Louisiana (the "Governing Authority"), acting as the governing authority of the Lake Borgne Basin Levee District, Louisiana (the "District"), on February 5, 2015, NOTICE IS HEREBY GIVEN that a special election will be held within the District on **SATURDAY, MAY 2, 2015**, and that at the said election there will be submitted to all registered voters in the District qualified and entitled to vote at the said election under the Constitution and

Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to-wit:

**PROPOSITION
(MILLAGE)**

Shall the Lake Borgne Basin Levee District (the “District”), levy and collect a special ad valorem tax of seven and one half (7.5) mills on all property subject to taxation within the District (an estimated \$2,591,000 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of thirty (30) years, beginning with the year 2015 and ending with the year 2044, for the purpose of Constructing and maintaining necessary levees, levee drainage, flood protection, hurricane flood protection and all other purposes incidental thereto which tax may be used as security for bonds or other evidences of indebtedness to be used to pay the costs of such projects?

The said special election will be held at the following polling places situated within the District, which polls will open at seven o'clock (7:00) a.m., and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to-wit:

POLLING PLACES	
Precinct	Location
0010	Arabi Elementary School Cafeteria, 7200 Alexander Avenue, Arabi
0011	Arabi Elementary School Cafeteria, 7200 Alexander Avenue, Arabi
0012	Arabi Elementary School Cafeteria, 7200 Alexander Avenue, Arabi
0013	Arabi Elementary School Cafeteria, 7200 Alexander Avenue, Arabi
0014	Andrew Jackson Middle School Lobby, 201 Eighth St, Chalmette
0015	Andrew Jackson Middle School Lobby, 201 Eighth St, Chalmette
0016	Andrew Jackson Middle School Lobby, 201 Eighth St, Chalmette
0017	Andrew Jackson Middle School Lobby, 201 Eighth St, Chalmette
0020	Chalmette Elementary School Cafeteria, 75 E. Chalmette Circle, Chalmette
0021	Chalmette Elementary School Cafeteria, 75 E. Chalmette Circle, Chalmette
0022	Nunez College Gym, 3700 Lafontaine Street, Chalmette

POLLING PLACES	
Precinct	Location
0023	Chalmette Elementary School Cafeteria, 75 E. Chalmette Circle, Chalmette
0024	Nunez College Gym, 3700 Lafontaine Street, Chalmette
0025	Nunez College Gym, 3700 Lafontaine Street, Chalmette
0030	Chalmette High School - Lacoste Campus Cafeteria, 1101 E. Judge Perez Drive, Chalmette
0031	Chalmette High School Cafeteria, 1100 E. Judge Perez Drive, Chalmette
0032	Chalmette High School - Lacoste Campus Cafeteria, 1101 E. Judge Perez Drive, Chalmette
0032A	Chalmette High School - Lacoste Campus Cafeteria, 1101 E. Judge Perez Drive, Chalmette
0033	Chalmette High School Cafeteria, 1100 E. Judge Perez Drive, Chalmette
0034	Chalmette High School Cafeteria, 1100 E. Judge Perez Drive, Chalmette
0035	Chalmette High School Cafeteria, 1100 E. Judge Perez Drive, Chalmette
0040	Joe Davies Elementary School, 4101 Mistrot Drive, Meraux
0041	Joe Davies Elementary School, 4101 Mistrot Drive, Meraux
0042	Joe Davies Elementary School, 4101 Mistrot Drive, Meraux
0042A	Joe Davies Elementary School, 4101 Mistrot Drive, Meraux
0043	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0044	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0045	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0046	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0050	W. Smith Elementary School, 6701 E. St. Bernard Hwy., Violet
0051	W. Smith Elementary School, 6701 E. St. Bernard Hwy., Violet
0052	W. Smith Elementary School, 6701 E. St. Bernard Hwy., Violet
0053	W. Smith Elementary School, 6701 E. St. Bernard Hwy., Violet

POLLING PLACES	
Precinct	Location
0054	J. F. Gauthier Elementary School Cafeteria, 1200 E. La. Hwy 46, St. Bernard
0055	J. F. Gauthier Elementary School Cafeteria, 1200 E. La. Hwy 46, St. Bernard
0056	J. F. Gauthier Elementary School Cafeteria, 1200 E. La. Hwy 46, St. Bernard
0057	J. F. Gauthier Elementary School Cafeteria, 1200 E. La. Hwy 46, St. Bernard
0058	J. F. Gauthier Elementary School Cafeteria, 1200 E. La. Hwy 46, St. Bernard

The polling places set forth above are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

Notice is further given that a portion of the monies collected from the tax described in the Proposition shall be remitted to certain state and statewide retirement systems in the manner required by law.

The said special election will be held in accordance with the applicable provisions of Chapter 5 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and **NOTICE IS HEREBY FURTHER GIVEN** that the Governing Authority will meet at the St. Bernard Parish Council Chambers, 8201 W. Judge Perez Drive, Chalmette, Louisiana, on **THURSDAY, JUNE 18, 2015, at NINE-THIRTY O'CLOCK (9:30) A.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the District are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at New Orleans, Louisiana, on this, the 5th day of February, 2015.

ATTEST:

/s/
Secretary

/s/
President

Mr. Kemp announced that the Coastal Advisory Committee will meet at 9:00 a.m. on Friday, February 20, 2015, at which time the Committee will discuss proposals for the continuation of additional studies on surge analysis. He invited the members of the Board to attend the meeting.

Mr. Estopinal thanked everyone for taking the time to attend the Special Board Meeting. He stressed that it is vital that the SLFPA-E move forward with this effort.

There was no further business; therefore, the meeting was adjourned at 9:50 a.m.