

OFFICIAL PROCEEDING
OF
SOUTH LAFOURCHE LEVEE DISTRICT
MARCH 8, 2010

The Board of Commissioners of the South Lafourche Levee District met in a regular session at its regular meeting place, 17904 Highway 3235, Galliano, Louisiana, on Monday, March 8, 2010, at three (3:00) o'clock p.m., pursuant to the provisions of a notice of regular session duly promulgated and posted in accordance with the law.

The regular meeting for the month of March was called to order by President Ronald Callais. He directed the secretary to call roll.

Board members present: Ronald Callais
 Clarence "CJ" Marts, Jr.
 Lula Auenson
 Bob Faulk
 Roy Gisclair
 Monty Vegas
 Robert "Bobby" Eymard, Sr.
 Mitch Danos

Board members absent: Ernest J. "E.J." Gremillion

Also present were: Executive Secretary and General Manager Windell Curole; Administrative Assistant 5 Mary Punch; Clerical Assistant Amy Gisclair; Levee Maintenance Superintendent Jimmy Badeaux; Engineering Personnel Joe Picciola, Ben Hodson, Neil Angelette, Larry Picciola and John Plaisance; Attorney Bryce Autin; North Lafourche Conservation Levee and Drainage District Dwayne Bourgeois; NRCS Garrett Thomassie; All South Consulting Engineers Steve Smith; Corps personnel Joey Wagner and Bill Foret; and news media.

READING OF THE MINUTES

The minutes of the February 8, 2009 Regular Meeting were approved unanimously upon a motion of Roy Gisclair and seconded by Monty Vegas.

PRESIDENT'S REPORT

President Ronald Callais reminded the board members of the upcoming ALBL Workshop which will include the hurricane levee school this year. It will be held on May 6 and 7, 2010, and members are asked to get with Administrative Assistant Mary Punch if they plan to attend.

President Callais thanked the board for attending the Press Conference with Governor Bobby Jindal on February 24th. The conference was well attended and we are pleased to have money provided for levee improvements.

AUDIENCE COMMENTS

There were no comments from the audience.

GENERAL MANAGER'S REPORT

PROFESSIONAL SERVICES AGREEMENTS – PICCIOLA & ASSOCIATES

General Manager Windell Curole announced that attorney Bryce Autin had reviewed the professional services agreements submitted by Picciola & Associates for E-South levee improvements and B-South/A-West levee improvements, and recommended the board authorize President Callais to sign the agreements.

Moved Bob Faulk, seconded by Mitch Danos and unanimously carried, the board authorized President Ronald Callais to sign the Professional Services Agreements submitted by Picciola & Associates and reviewed by Board Attorney Bryce Autin for Section E-South Levee Improvements and B-South/A-West Levee Improvements.

GOVERNOR'S VISIT

Mr. Curole presented a slide show which contained photos of the recent press conference with Governor Bobby Jindal in which a grant for \$19.8M was signed for the Larose to Golden Meadow Hurricane levee improvements. Mr. Curole stated that additional right-of-ways were needed for raising the levees and showed slides of the areas where these right-of-ways would be taken.

MEETING WITH SENATOR VITTER – FEMA LEGISLATION

Mr. Curole presented new legislation authored by Senator David Vitter for levee recertification. If passed, this bill "will prevent changes to the current FEMA flood insurance rate maps from being implemented in areas where there is an active effort under way to fix levees." In doing so, this will block massive insurance premium increases during the levee repairs. This legislation would give us seven years to bring our levees up to Corps' standard.

MEETING WITH LL&G

Engineers and attorneys for LL&G and SLLD, as well as Mr. Curole and President Callais, attended a meeting with LL&G staff to discuss outstanding items by the contractor. LL&G has \$3M in claims for the construction of the lock. The meeting went well and we are hopeful that all issues will be resolved.

SURFACE WATER ISSUES

Mr. Curole presented an Attorney General's Opinion on selling surface water to the board. He explained that whether water comes from a canal or from the bayou, you must obtain permission from the State before you sell it.

GARRETT THOMASSIE PLANT LAB

Mr. Curole explained that many levees in New Orleans overtopped during Katrina. One key element for protection against scouring is a good grass cover. Mr. Garrett Thomassie explained a proposed study using various methods of grass plantings that could be used in areas where grass is difficult to grow.

CORPS' REQUEST FOR ROE – COMPREHENSIVE EVALUATION OF PROJECT DATUMS (CEPD)

The Corps has submitted a request for right-of-entry for project datum. Mr. Curole stated that this request does not require a board motion and that permission has previously been granted.

ALLAIN-LEBRETON AGREEMENT

Mr. Curole announced that the agreement was close to being finalized. Attorney Bryce Autin added that the only item left was to obtain maps for attaching to the document. Mr. Curole requested the board authorize President Callais to sign the agreement when the map is ready.

Moved by Monty Vegas, seconded by Mitch Danos and unanimously accepted, the board gave authorization for President Ronald Callais to sign the Allain-LeBreton agreement once it is finalized.

FY2011 BUDGET

Mr. Curole presented the FY2011 budget to the board and explained that this budget would start July 1, 2010 and end June 30, 2011. He pointed out that over the past few years the operation and maintenance costs have nearly doubled. He explained that the Levee District employees more personnel than in previous years, maintenance has increased, and we are also building levees. He also presented a cost summary that shows how much the Levee District has received in sales and property taxes. Mr. Curole added that the budget could be amended at anytime, but that approval was needed from the board so that it could be submitted to the State.

Moved by Lula Auenson, seconded by Roy Gisclair, and unanimously accepted, the board approved the submittal of the FY2011 budget to the State as presented.

ENGINEERING REPORT

OFFICE OF PUBLIC WORKS

No one was in attendance from the Office of Public Works.

CORPS OF ENGINEERS

Corps of Engineers Joey Wagner reported on the following projects:

- C-North earthen levee work will be turned over to the Levee District on Monday. The current elevation is 12.2 ft.
- LOOP Floodgate – crews are taking soil borings and surveys, and these should be finalized for plans and specifications this week.
- Larose Floodwall – we finished the test value engineering (TVE) studies and will inform the board of the results.
- Golden Meadow Pump Station Wall – we are still on schedule to start construction in June or July.
- Crawfish Farms project is 78% complete and we will be doing an 80% inspection in the next couple of weeks with levee board personnel.
- Post Authorization Change Report – we have some alternatives that we are moving forward with. We will get clarification on the 100 year storm, but as of now we cannot release any information.
- Rehab Work – we provided a cost-share agreement to the State last week. It's now in the hands of CPRA. They should be forwarding it to the Levee District soon for President Callais' signature.

Mr. Curole added that Col. Al Lee will be leaving the New Orleans district and going to headquarters in DC next year. Issues that were discussed in Friday's meeting will be funneled up to that area and we are hoping for a positive response. The Corps will be working on the Caminada headland which will be beneficial to us as a barrier of protection. This project should start in a couple years. Mr. Wagner stated that Friday's meeting with Col. Lee was very productive. He mentioned that Col. Lee's replacement would be from North Carolina and that he'd like to bring the new Colonel to this area to see firsthand what we are dealing with. Mr. Wagner also noted that a major problem with getting grass to grow is the high levels of salinity.

PROJECT ENGINEERS

PICCIOLA & ASSOCIATES

Program Manager Ben Hodson gave the following report:

- **Leon Theriot Lock Completion Phase**
We met with LL&G and their attorney on February 25th to discuss all claims. We are currently responding to multiple claims issued by the contractor.

- **LT Lock - Elevation of South Floodgate**

The contractor has completed elevating the gates. The east gate has been sand blasted and primed and the contractor has begun sand blasting the west gate. We are scheduled to inspect and mark the east gate for repairs on Wednesday of this week.

Dolphin submitted a price of \$168,931.00 to repair the damage to the upper hinge assembly bolts. A change order to authorize this work is on the agenda for approval. Mr. Curole added that the boat company who caused the damage would be responsible for paying for the repairs.

Moved by Bob Faulk, seconded by Lula Auenson and unanimously carried, the board approved Change Order No. 1 in the amount of \$168,931 to repair the damage to the upper hinge assembly bolts.

Dolphin submitted a price of \$45,810.00 to install cover plates over the hinge corners on the new concrete structure. A change order to authorize this work is on the agenda for approval.

The board questioned whether a lower price could be obtained through bidding. Mr. Curole recommended the board authorize President Callais to approve the lowest quotes not to exceed \$45,810.

Moved by Bob Faulk, seconded by Roy Gisclair and unanimously carried, the board gave President Ronald Callais authority to receive quotes of no more than \$45,810.00 to install cover plates over the hinge corners on the new concrete structure of the Leon Theriot Lock.

Dolphin Services has submitted Pay Request No. 2 in the amount of \$195,407.69 and we recommend payment.

Moved by Monty Vegas, seconded by Lula Auenson and unanimously carried, the board approved Pay Request No. 2 in the amount of \$195,407.69 to Dolphin Services.

- **CIAP – Small Dredge (Lafourche Parish)**

Dredging will not start until next month due to a breakdown of equipment.

J. WAYNE PLAISANCE, INC.

Engineer John Plaisance reported the following:

- **Pump Station No. 1**

Blanchard Contractors has submitted Change Order No. 4 in the amount of \$19,603.20 to install five additional hatches; one for each discharge pipe. We recommended the board accept this change.

Moved by Roy Gisclair, seconded by Mitch Danos and unanimously carried, the board approved Change Order No. 4 in the amount of \$19,603.20 to install five additional hatches; one for each discharge pipe.

Blanchard Contractors has submitted Pay Request No. 4 for \$17,642.88 and we recommend board approval.

Moved by Lula Auenson, seconded by Bob Faulk and unanimously carried, the board approved Pay Request No. 4 in the amount of \$17,642.88 to Blanchard Contractors.

Blanchard is finished with the project and we recommend signing the Certificate of Substantial Completion to start the clear lien process.

Moved by Monty Vegas, seconded by Clarence Marts and unanimously carried, the board authorized President Ronald Callais to sign the Certificate of Substantial Completion.

- **The East Golden Meadow Retention project**
We have submitted the permit request to DNR. We have the right-of-way drawings prepared and ready for review with Mr. Curole and Mr. Autin.

LEVEE IMPROVEMENTS – ANGELETTE-PICCIOLA, LLC

Engineer Neil Angelette reported the following:

- **Section A-East – Raising to +16’ (Present elevation is 13’)**
Weeks Marine, Inc. is proceeding with this project which is nearing substantial completion. We are recommending approval of Pay Request No. 25 for \$38,826.53.

Moved by Bob Faulk, seconded by Roy Gisclair and unanimously carried, the board approved Pay Request No. 25 for \$38,826.53.

- **Section D-South – Raising to +13.5’**
Manson Gulf, LLC is proceeding with this project which is scheduled to be complete by the middle of 2010. We are recommending approval of Pay Request No. 12 for \$231,479.26.

Moved by Lula Auenson, seconded by Monty Vegas and unanimously carried, the board approved Pay Request No. 12 for \$231,479.26.

- **Section C-North Pipeline Walls – Raising to 15’ (Present elevation is 8,8 & 9’)**
We are working with the Corps of Engineers, State of Louisiana and pipeline companies on the review of this project. We will begin advertising for bids as soon as the District is comfortable with the reviews from the agencies and companies involved.

- **Section E-North – Raising to +13’ (Present elevation is 10’)**
We have completed the right-of-way maps showing the locations where additional right-of-ways will be needed for the increased flood protection. We are proceeding with the design for the levee improvements in this area and anticipate having plans and specifications complete in about two months.

- **C-South and B-North Levee Improvements**
We are working on the design for a bucket dredge project to provide additional material to raise these levees up to + 13' for C-South and + 14' for B-North. We have completed the right-of-way maps showing the locations where additional right-of-ways will be needed for the increased flood protection. Plans and specifications for this project will be complete in about two months.

- **Larose Intracoastal Floodwall**
We are working with the Levee District and the Corps of Engineers to develop possible flood protection improvements for the floodwall area.

LEGAL, PERMITS, AND RIGHT-OF-WAYS COMMITTEE REPORT

Chairman Mitch Danos announced that eight permit requests were received for review and none interfered with the levee.

On a motion of Mitch Danos, seconded by Bob Faulk and unanimously carried, the board approved Letters of No Objection for the following requests:

1. **PLAINS PIPELINE, LP**
CUP NO: P20100089
LOCATION: Lafourche Parish, LA; Located junction of Hwy 3235 (S. Alex Plaisance Blvd) & Texas Road (NW Corner) in Golden Meadow, LA 70357; Lat 29 22 26.87 Long -90 15 44.75 S6 T20S R22E.
DESCRIPTION: Plains Pipeline LP (Plains) proposed actions to inspect and repair a 12” diameter liquids pipeline near the hurricane protection levee west of the town of

Golden Meadow, Lafourche Parish, Louisiana. Plains has identified a problem with the coating of the pipeline approximately 10' from the landward side of the toe of the levee sheet piling and proposes to excavate a trench to examine and recoat the pipe with epoxy fiberglass wrap. Proposed trench dimensions are 70'L x 4'W (trench bottom width) x 24'W (trench top width) x 5'D at 2:1 side slope. A backhoe and/or mini-excavator will be required to dig the trench and access the pipe. Plains will either excavate the trench in short lengths to avoid the need for trench support or will support the pipe in the trench bottom with sandbags if a long trench excavation is needed. Excavated material will be staged on the north side of the trench to allow access from the driveway on the south side, and will be redeposited following recoating of the pipe. Backfill materials will be compacted and graded to pre-project elevations. Waste material will be properly contained and disposed off-site. The site will be accessed from a commercial driveway off Hwy LA 3235. The project will impact approximately 181 cu yds (0.04 ac) of developed land in the Louisiana Coastal Zone. No impacts to wetlands are anticipated.

2. CHEVRON USA INC

CUP NO: P20100109

LOCATION: Lafourche Parish, LA; Approximately 3 miles southeasterly from Port Fourchon, in Block 1 and 3 of the Bay Marchand area; the POB for the pipeline is Lat 29° 06' 12.833"N, Long 90° 09' 04.232"W, and the POE is Lat 29° 04' 25.944"N, Long. 90° 10' 19.608"W.

DESCRIPTION: Proposed installation and maintenance of one 6-inch pipeline (12,788') in the Gulf of Mexico, Approximately 5,321 cubic yards of material will be temporarily displaced by jetting for the pipeline installation. Approximately 755 cu yds of sandbag material will be used for pipeline crossing, No dredge for access will be necessary. *Approximately 1.76 acres of unvegetated waterbottom will be temporarily impacted by this project.

3. CHEVRON USA INC

CUP NO: P20100042

LOCATION: Lafourche Parish, LA; Approximately 7.7 miles southwesterly from Lafitte, LA. The POB for the flow line and the well are at Lat 29° 34' 25"N, Long 90° 08' 16"W and the POE is Lat 29° 34' 32"N and Long 90° 10' 24"W. A midway bore site is at Lat 29° 34' 28"N, Long 90° 09' 26"W; Section 25, T17S-R22E, and section 28, 29 and 30, T17S-R23E.

DESCRIPTION: Proposed installation of a 6" flow line ($\pm 11,348'$), a 22' x 24' heater platform, a 26' x 26' separator platform, and 5' x 100' walkway to serve the existing Rigolets Well No. 001. The flow line will be bored a minimum of 5.0' below existing mud line and will terminate at an existing Hilcorp Facility. Also proposed are three 50' x 50' temporary workspaces to construct a 10' x 10' x 8' pit area at each bore entry and exit site. Approximately 90 cubic yards of native material will be temporarily displaced at the bore sites. *Approximately 0.13 acres of unvegetated water bottom, and approximately 0.06 acres of developed upland will be temporarily impacted by the proposed projects.

4. TERREBONNE LEVEE AND CONSERVATION DISTRICT

CUP NO: P20071138 (REVISED)

LOCATION: Lafourche Parish, LA, Lat. 29° 25' 05.26"N and Long. 90° 26' 55.06"W Section 17 & 20; T19S-R20E; Pointe-Aux-Chenes, L

DESCRIPTION: Proposed construction of approx. 1,104' of the first lift of the Bayou Pointe Aux Chenes levee system. Approx. 15,545 cu yds of hauled-in material and approx 111 cu yds of crushed stone will be required for levee construction. No excavation or other fill will be required. *Approximately 2.15 acres of marsh may be impacted by the proposed project. The revision will not increase any impacts.

REVISION 1: Proposed installation of 24" diameter x 240' long Prestressed Concrete Cylinder Pressure Pipe (PCCP) and Sluice Gate Assembly beneath the levee on the Terrebonne Parish side of Bayou Pointe-Aux-Chenes, west of LA Hwy 665. The sluice gate assembly shall be constructed on the protected side of the First Lift Levee System.

The sluice gate assembly shall remain in an open position at all time to provide drainage flow from the area south of the proposed levee. When high water conditions are impacted, the sluice gate shall be closed.

5. TRAM INVESTMENTS INC

CUP NO: P20100034

LOCATION: Lafourche Parish, LA, Lat. 29° 28' 42"N and Long. 90° 19' 12"W Section 20; T18S-R21E; Section 21, T18S-R21E.

DESCRIPTION: Proposed construction at a ± 360 bulkhead along Bayou Lafourche in Galliano. A 250' x 40' area of the bayou will be dredged so that approximately 1,300 cubic yards of fill can be placed behind the proposed bulkhead. *Approximately 0.37 acres of unvegetated water bottom will be impacted by this proposed project.

6. SWIFT ENERGY OPERATING LLC

CUP NO: P20071029 (REVISED)

LOCATION: Lafourche Parish, LA; Approximately 15.5 miles east of Golden Meadow, LA; POB: La 29° 24' 15"N / Long -89° 59' 10"W; POE Lat 29° 24' 10"N / Long -90° 02' 12"W.

DESCRIPTION: Proposed installation of approximately 27,019' of one 12' pipeline to be jetted a minimum of 3' below the water bottom and construction of a 50' x 50' platform with a 50' bridge connecting to an existing platform. Approximately 8,006 cu yds of water bottom material will be temporarily displaced and approximately 6 cu yds of sandbags will be required during pipeline installation. *Approximately 1.2 acres of water bottom habitat may be impacted by the proposed project.

REVISION 1: Requested to extend the initiation time period of this proposed activity. Approximately 24 cubic yards of sandbags will be required during pipeline installation.

7. SWIFT ENERGY OPERATING LLC

CUP NO: P20100004

LOCATION: Lafourche Parish, LA; Rosco Prospect @ Lat 29° 24' 04"N / Long 90° 03' 03"W (NAD 83); X=2,408,415' / Y=269,238' (NAD 27; Rosco Prospect Alt. @ Lat 29° 24' 05"N / Long 90° 03' 54"W (NAD 83); X=2,409,212 / Y=269,298' (NAD 27); Begin Maintenance Dredging @ Lat 29° 23' 48.07"N / Long 90° 02' 09.41"W; End Maintenance Dredge @ Lat 29° 24' 02.89"N / Long 90° 03' 04.25"W; Section 28,29,32 and 33 T19S R24E; Bay De Chene Field; Located approximately 13.3 miles east of Golden Meadow, LA

DESCRIPTION: Proposed maintenance dredging of a 70' x 6,104' channel, two (2) 160' x 345' slips and installation of a drilling to serve the Rosco Prospect and Rosco Prospect Alt. Upon successful completion of the wells, 7' x 16' well head protector structures will be installed. Approximately 10,653 cubic yards of native material will be dredge and spread so as not to decrease the water bottom by more than 0.5' and 778 cubic yards of native material will be excavated and backfilled as a result of lowering pipelines. No other dredge or fill required. *Approximately 27.0 cubic yards of non-vegetated water bottoms may be impacted as a result of this proposed activity.

8. CHEVRON USA INC

CUP NO: P20100108

LOCATION: Lafourche Parish, LA; Approximately 2.3 miles southeasterly from Port Fourchon, in Bay Marchand Area Block 3; the POB for the line is Lat 29° 05' 03.536"N, Long 90° 09' 49.167"W, and the POE is Lat 29° 05' 08.587"N, Long 90° 09' 52.432"W.

DESCRIPTION: Proposed installation and maintenance of one 4-inch gas pipeline (749') in the Gulf of Mexico. Approximately 341 cubic yards of material will be temporarily displaced by jetting for the pipeline installation. Approximately 139 cubic yards of sandbag material will be used for pipeline crossing. No dredging for access will be necessary.

BOARD ATTORNEY

Attorney Bryce Autin reported he is currently working on the following items:

- Almost ready to start notifying landowners for right-of-ways.
- Finalizing the Allain-LeBreton agreement.
- Retrieving payment for damages to floodgate
- Finalizing items with LL&G

FINANCE COMMITTEE

INVOICES

Chairman Roy Gisclair announced that the Finance Committee had reviewed the invoices. He advised that the invoices were in order and recommended they be paid.

On a motion of Roy Gisclair, seconded by Bobby Eymard and unanimously carried, the board approved the payment of the invoices as presented.

PERSONNEL COMMITTEE

Chairman Monty Vegas announced that due to greater job responsibilities and Civil Service approval, the Committee agreed to reallocate Levee Maintenance Superintendent Jimmy Badeaux to the position of Levee Board Operations Superintendent.

On a motion by Monty Vegas, seconded by Mitch Danos and unanimously carried, the board approved the title change of Levee Maintenance Superintendent to Levee Board Operations Superintendent for Mr. Jimmy Badeaux.

OLD BUSINESS

There was no old business.

NEW BUSINESS

Jimmy Badeaux reported that he had checked with boat operators using the lock and was told that they had no problems with seeing the red and green lights. Also, Mr. Badeaux stated they would be adding cleats to the seals inside the lock on both ends so smaller boats can tie up when necessary.

With no further business to discuss, the board unanimously adjourned the meeting.

/s/Ronald Callais, President

/s/Windell A. Curole, Executive Secretary