

On the motion of Mr. Barry,
Seconded by Mr. Jackson, the following resolution was offered:

**RESOLUTION NO. 02-17-11-01 - APPROVAL OF THE JANUARY 20,
2011 BOARD MEETING MINUTES**

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the minutes of the Board Meeting held on January 20, 2011.

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

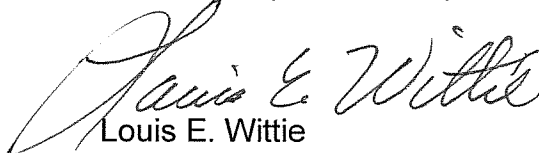
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Losonsky,
Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins

This resolution was declared adopted this 17th day of February, 2011.

.....
I hereby certify that the above and foregoing is a true and correct copy of a resolution duly adopted by the Southeast Louisiana Flood Protection Authority-East at its meeting of February 17, 2011, held in New Orleans, LA, at which a quorum was present.


Louis E. Wittie
Secretary

On the motion of Mr. Barry,
Seconded by Mr. Estopinal, the following resolution was offered:

**RESOLUTION NO. 02-17-11-02 - RENEWAL OF PUBLIC OFFICIALS LIABILITY
INSURANCE COVERAGE**

WHEREAS, the Southeast Louisiana Flood Protection Authority-East's (SLFPA-E) Public Officials Liability and Employment Practices Liability Insurance Coverage is due to expire on March 16, 2011; and

WHEREAS, a quotation for renewal of said coverage has been received from ACE through Arthur Gallagher Risk Management Services at an annual premium of \$57,492.75.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the renewal of Public Officials Liability and Employment Practices Liability Insurance Coverage with ACE at an annual premium of \$57,492.75 for a period of one year through Arthur Gallagher Risk Management Services.

BE IT FURTHER RESOLVED, that the SFLPA-E Regional Director is authorized 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:

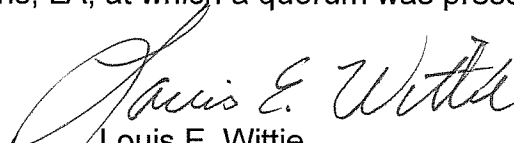
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Losonsky,
Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins

This resolution was declared adopted this 17th day of February, 2011.

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Louis E. Wittie
Secretary

On the motion of Mr. Barry,
Seconded by Mr. Estopinal, the following resolution was offered:

RESOLUTION NO. 02-17-11-03 - APPROVAL OF LEGAL INVOICES

WHEREAS, the legal invoices submitted to the Southeast Louisiana Flood Protection Authority-East (SLFPA-E), East Jefferson Levee District, Lake Borgne Basin Levee District and Orleans Levee District listed on the spreadsheet entitled "Legal Invoices Approved on February 17, 2011", have been reviewed and approved by the appropriate levee district Executive Director, the SLFPA-E Regional Director and the SLFPA-E General Counsel, Robert Lacour; and

WHEREAS, the aforementioned invoices were submitted to the members of the Legal Committee for review.

BE IT HEREBY RESOLVED, that the legal invoices listed on the spreadsheet entitled "Legal Invoices Approved on February 17, 2011" are hereby approved.

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

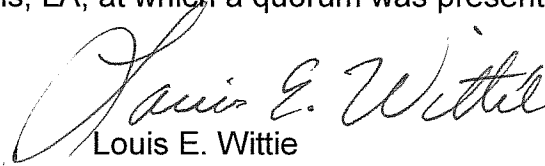
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Losonsky,
Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins

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Louis E. Wittie
Secretary

On the motion of Mr. Wittie,
Seconded by Mr. Estopinal, the following resolution was offered:

**RESOLUTION NO. 02-17-11-04 - EJLD LAKESHORE LINEAR PARK
EROSION PROTECTION PROJECT**

WHEREAS, the Southeast Louisiana Flood Protection Authority - East authorized the award of a contract to Hill Brothers Construction Company, Inc., in the amount of \$11,322,107.50 for the FEMA Lakeshore Linear Park Erosion Protection Project; and

WHEREAS, a revision is needed to the fencing specifications in order to protect the public during the period of construction; and

WHEREAS, the new fencing specifications include a six foot chain link fence topped with one foot of barbed wire at an additional cost of \$269,505.00; and

WHEREAS, the additional cost for the aforementioned six foot fence will bring the total cost of the contract to \$11,591,612.00.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) approves the revised fencing specifications for the FEMA Lakeshore Linear Park Erosion Protection Project at an additional contract cost of \$269,505.00.

BE IT FURTHER RESOLVED, that the SLFPA-E Regional Director and/or East Jefferson Levee District Executive Director are authorized to sign any and all documents necessary to accomplish the above.

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

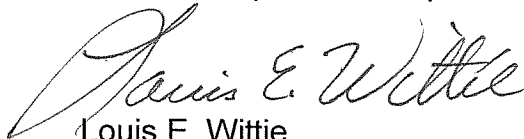
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Losonsky,
Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins

This resolution was declared adopted this 17th day of February, 2011.

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Louis E. Wittie
Secretary

On the motion of Mr. Wittie,
Seconded by Mr. Losonsky, the following resolution was offered:

RESOLUTION NO. 02-17-11-05 - FRANKLIN AVENUE ADMINISTRATION BUILDING

WHEREAS, the Franklin Avenue Administration Building was occupied in the mid-1980's by the Orleans Levee District; and

WHEREAS, the building requires refurbishment and upgrades to the HVAC system, ceiling, walls, flooring and restrooms; and

WHEREAS, a Request for Qualifications (RFQ) for architectural services was advertised and Statements of Qualifications were received, evaluated, and a short list of four firms were interviewed by a selection committee; and

WHEREAS, the selection committee brought its recommendation to the Operations Committee at its meeting held on February 3, 2011 and the Operations Committee concurred with the recommendation of the selection of the firm of RCL Architecture, LLC.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the selection of the firm of RCL Architecture, LLC and authorizes the O.L.D. Executive Director to negotiate a contract with said firm for the subject design work.

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

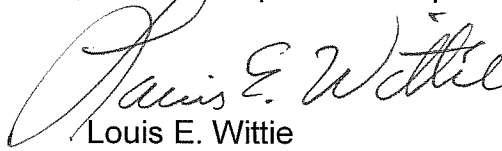
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Losonsky,
Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins

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Louis E. Wittie
Secretary

On the motion of Mr. Wittie,
Seconded by Mr. Estopinal, the following resolution was offered:

RESOLUTION NO. 02-17-11-06 - AUTHORIZING EXECUTION OF SUPPLEMENTAL AND INCLUSIVE TEMPORARY CONSTRUCTION EASEMENT, HOLD HARMLESS AND INDEMNITY AGREEMENT BY AND BETWEEN LBBLD AND MERAUX FOUNDATION

WHEREAS, on March 19, 2010, the Lake Borgne Basin Levee District (LBBLD) entered into "Temporary Construction Easement, Hold Harmless and Indemnity Agreement" (Agreement #1) with the Meraux Foundation relative to the use of certain property located on the south side of the Violet Canal in connection with the Violet Canal Maintenance Dredging Project allowing for the disposal of approximately 6,000 cubic yards of dredge material from the Violet Canal; and

WHEREAS, said Violet Canal Maintenance Dredging Project was completed on April 23, 2010; and

WHEREAS, the Supplemental and Inclusive Temporary Construction Easement, Hold Harmless and Indemnity Agreement (Supplemental Agreement) is being confectioned to address Phase 2 of the Violet Canal Maintenance Dredging Project; and

WHEREAS, the Supplemental Agreement revokes, reiterates and applies the terms of Agreement #1 and allows for the disposal of approximately 20,000 cubic yards of dredge material from the Violet Canal in the same location as identified in Agreement #1.

BE IT HEREBY RESOLVED, that the LBBLD Executive Director and/or the SLFPA-E Regional Director are authorized to execute the Supplemental Agreement by and between Lake Borgne Basin Levee District and the Meraux Foundation.

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

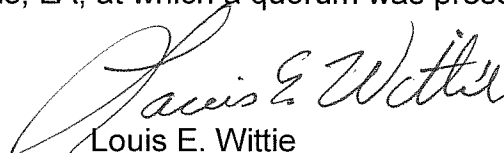
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Losonsky,
Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins

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Louis E. Wittie
Secretary

On the motion of Mr. Wittie,
Seconded by Mr. Barry, the following resolution was offered:

**RESOLUTION NO. 02-17-11-07 - COR01 STATE PROJECT NO. 579-44-0001,
VIOLET CANAL CLOSURE STRUCTURE IMPROVEMENTS (PHASE 7)**

WHEREAS, Act 203 of the 2007 Regular Session of the Louisiana Legislature appropriated funding for the Hurricane Flood Protection, Construction and Development Program and designated the Louisiana Department of Transportation and Development (LADOTD) as the recipient of said funding; and

WHEREAS, a maximum of \$5,000,000 of this funding was designated for the Forty Arpent Levee Project and a Cooperative Endeavor Agreement setting forth the terms for administering the Project was executed between LADOTD and the Lake Borgne Basin Levee District (LBBLD) for the State Project No. 579-44-0001 Forty Arpent Levee; and

WHEREAS, the LBBLD advertised and received bids for State Project No. 579-44-0001, Violet Canal Closure Structure Improvements (Phase 7); and

WHEREAS, the Southeast Louisiana Flood Protection Authority-East by Resolution No. 07-15-10-06 authorized the award of a contract in the amount of \$793,793.00 to Barriere Construction Co., LLC the lowest responsive and responsible bidder pursuant to Louisiana law, for State Project No. 579-44-0001, Violet Canal Closure Structure Improvements (Phase 7) and authorized the SLFPA-E Regional Director and the LBBLD Executive Director to execute all minor change orders costing under \$20,000; and

WHEREAS, Barriere Construction Co., LLC is unable to place the rip rap and temporary erosion control as required by the contract due to the inability to transport the material to the project location because of the ongoing USACE Bayou Dupre Control Structure Project; and

WHEREAS, Barriere Construction Co., LLC was instructed to plant additional grass seed as a temporary measure to stop erosion; and

WHEREAS, Change Order No. 1 (COR01) to the aforementioned contract was submitted by Barriere Construction Co., LLC, which subtracts \$119,879.00 from the contract price for the temporary erosion control and rip rap, and adds \$4,608.00 to the contract price for the additional seeding and fertilizer; and

WHEREAS, the LADOTD Project Engineer & Administrator have approved said change order.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves Change Order No. 1 (COR01) submitted by Barriere Construction Co., LLC, for State Project No. 579-44-0001, Violet Canal Closure Structure Improvements (Phase 7), and authorizes the SLFPA-E Regional Director or the LBBLD Executive Director to execute said change order.

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

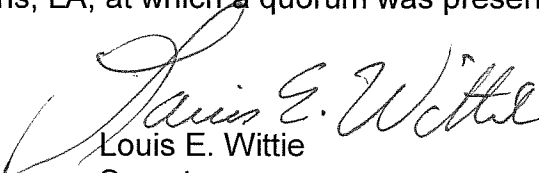
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Losonsky,
Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins

This resolution was declared adopted this 17th day of February, 2011.

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Louis E. Wittie
Secretary

On the motion of Mr. Wittie,
Seconded by Mr. Estopinal, the following resolution was offered:

RESOLUTION NO. 02-17-11-08 - LBBLD- AUTHORIZATION TO EXECUTE CONTRACT WITH WALDEMAR S. NELSON AND COMPANY, INC. FOR CONSULTING SERVICES FOR PREPARATION OF PLANS AND SPECIFICATIONS TO ADDRESS SEEPAGE ISSUES AT PUMP STATION #2 AND #3 (PHASE ONE)

WHEREAS, the Lake Borgne Basin Levee District (LBBLD) issued a Request for Qualifications (RFQ) for engineering consulting services for the preparation of plans and specifications to address seepage issues at Pump Stations #2 and #3; and

WHEREAS, the selection committee recommended the firm Waldemar S. Nelson and Company, Inc. to provide the aforementioned engineering consulting services; and

WHEREAS, Resolution No. 12-16-10-14 authorized the LBBLD Executive Director to develop a scope of work and negotiate a contract with Waldemar S. Nelson and Company, Inc. for consulting engineering services for the preparation of plans and specifications to address seepage at Pump Stations #2 and #3: and

WHEREAS, it has been determined that due to the complexity of the work the design portions of this project should be divided into two phases; and

WHEREAS, the first phase will provide sound engineering parameters necessary to provide a robust and resilient design in an attempt to remedy the current seepage and eliminate future seepage problems in the levee section; and

WHEREAS, Waldemar S. Nelson and Company, Inc. has submitted a proposal for phase one, titled LBBLD Repairs Flowage PS #2 & 3.

BE IT HEREBY RESOLVED, that the LBBLD Executive Director is authorized to enter into a contract with Waldemar S. Nelson and Company, Inc. for consulting engineering services for the preparation of plans and specifications to address seepage issues at Pump Stations #2 and #3, Phase One at a negotiated amount not to exceed \$42,000.00.

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

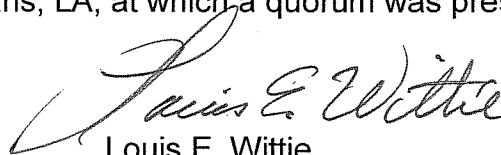
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Losonsky,
Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins

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Louis E. Wittie
Secretary

On the motion of Mr. Pineda,
Seconded by Mr. Barry, the following resolution was offered:

RESOLUTION NO. 02-17-11-09 - LEGAL ACTION

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East hereby approves following the recommendation of legal counsel provided in Executive Session this date relative to the following litigation:

- Billie A. Breuille v. Board of Levee Commissioners of the Orleans Levee District, Docket No. 53-207, Division A, 25th Judicial District Court for the Parish of Plaquemines, State of Louisiana
- Clarence F. Favret, III v. Board of Levee Commissioners of the Orleans Levee District, Docket No. 53-951, Division B, 25th Judicial District Court for the Parish of Plaquemines, State of Louisiana
- Carolyn L. Graham v. Board of Levee Commissioners of the Orleans Levee District, Docket No. 54-144, Division B, 25th Judicial District Court for the Parish of Plaquemines, State of Louisiana
- Paul Favret, III v. Board of Levee Commissioners of the Orleans Levee District, Docket No. 54-124, Division B, 25th Judicial District Court for the Parish of Plaquemines, State of Louisiana
- Montgomery E. Favret v. Board of Levee Commissioners of the Orleans Levee District, Docket No. 54-135, Division A, 25th Judicial District Court for the Parish of Plaquemines, State of Louisiana
- Gayle Gibson Thompson and Ernest Gibson, III v. Board of Levee Commissioners of the Orleans Levee District, Docket No. 54-375, Division A, 25th Judicial District Court for the Parish of Plaquemines, State of Louisiana

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

YEAS: Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Losonsky,
Mr. Pineda and Mr. Wittie

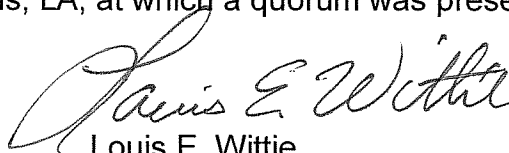
NAYS: None

ABSTAINED: Mr. Barnes

ABSENT: Mr. Goins

This resolution was declared adopted this 17th day of February, 2011.

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Louis E. Wittie
Secretary