

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

**RESOLUTION NO. 08-18-11-01 – APPROVAL OF JULY 21, 2011 AND  
AUGUST 4, 2011 MINUTES**

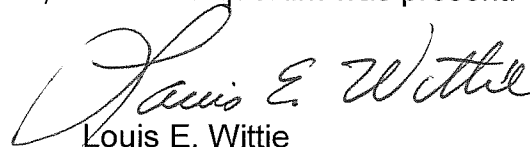
**BE IT HEREBY RESOLVED**, that the Southeast Louisiana Flood Protection Authority-East approves the minutes of the Board Meeting held on July 21, 2011 and the Special Board Meeting held on August 4, 2011.

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

YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and  
Mr. Wittie  
NAYS: None  
ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 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 August 18, 2011, held in New Orleans, LA, at which a quorum was present.

  
Louis E. Wittie  
Secretary

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

**RESOLUTION NO. 08-18-11-02 – AMENDMENT OF BY-LAWS**

**WHEREAS**, at a Regular Board Meeting held on December 17, 2009, the Southeast Louisiana Flood Protection Authority-East adopted revised Bylaws; and

**WHEREAS**, it is the intent of the Board to amend Article III, Section 8, of the By-Laws relative to the reimbursement of travel expenses.

**WHEREAS**, written notice of the intent to amend the Board's By-laws was given by placement on the agenda for the regular Board Meeting held on June 16, 2011.

**BE IT HEREBY RESOLVED**, that Article III, Section 8, of the By-Laws of the Board of Commissioners of the Southeast Louisiana Flood Protection Authority-East is hereby amended to read, as follows:

"F. Travel Expenses shall be paid in accordance with Louisiana Office of State Purchasing and Travel PPM 49 with the following exception, as modified by the Board from time to time.

1. When traveling for the purpose of conducting the business of the Southeast Louisiana Flood Protection Authority-East, Commissioners shall be reimbursed for properly documented travel expenses and mileage to and from the Commissioner's home or to and from the Commissioner's place of business at the time of the meeting. The President may adopt reasonable rules and policies to implement the reimbursements."

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

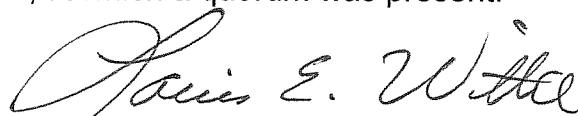
YEAS: Mr. Barnes, Mr. Barry, Mr. Doody, Mr. Estopinal, Mr. Pineda and Mr. Wittie

NAYS: Mr. Jackson

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 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 August 18, 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. Wittie, the following resolution was offered:

**RESOLUTION NO. 08-18-11-03 – HSDRRS ARMORING**

“A Resolution to urge and request the U.S. Army Corps of Engineers to extend its deadline of June 1, 2012, to complete the armoring of the HSDRRS”

**WHEREAS**, southeast Louisiana has twice in recent history suffered catastrophic loss of life, property damage and economic devastation due to flooding, first by Hurricane Betsy in 1965, and again on a far greater scale in 2005 by Hurricane Katrina; and

**WHEREAS**, in response to the devastation caused by Hurricane Katrina, the U.S. Congress authorized and appropriated funding for the U.S. Army Corps of Engineers (USACE) to design and construct the Greater New Orleans Hurricane and Storm Damage Risk Reduction System (HSDRRS) to strengthen and provide 100-year level of protection capable of withstanding the efforts of a storm having a one percent chance of occurring each year; and

**WHEREAS**, the failures of the flood protection system constructed subsequent to Hurricane Betsy that occurred during Hurricane Katrina demonstrated the critical importance for the system to be robust and resilient; and

**WHEREAS**, the U.S. Congress in the Fourth and Sixth Supplemental Appropriations provided funding to armor the critical elements of the HSDRRS to provide the resiliency required for the system to maintain its functionality even when subjected to forces greater than its intended design level; and

**WHEREAS**, the USACE provided the results of its alternative evaluation process and its recommended alternative to armor the HSDRRS to the State of Louisiana (the Non-Federal Sponsor) on June 6, 2011; and

**WHEREAS**, the State of Louisiana provided a written response to the USACE on June 24, 2011, expressing its disagreement with the materials and methodologies recommended by the USACE and recommending that additional alternatives be considered and evaluated; and

**WHEREAS**, the ability of local authorities to financially and physically operate and maintain the armoring is of essential importance; and

**WHEREAS**, the State, local flood protection authorities and levee districts have determined that more research and investigation is needed into the methodologies and materials recommended by the USACE in order to evaluate their adequacy, sustainability and economic viability for providing risk reduction under local environmental conditions, and for the results of this evaluation, along with potential alternatives, to be presented to the USACE so that the best possible, fully informed decisions can be reached; and

**WHEREAS**, authorities and authorizations provided under the Water Resources Development Act (WRDA) and the aforementioned supplemental appropriations do not specify a deadline for the delivery of armoring to the HSDRRS; however, the USACE has imposed a deadline of June 1, 2012, for the armoring to be put in place.

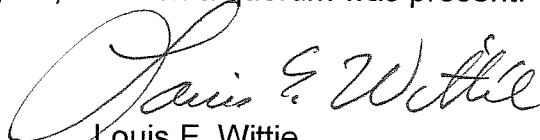
**BE IT HEREBY RESOLVED**, that the Southeast Louisiana Flood Protection Authority-East urges and requests the U.S. Army Corps of Engineers to extend its deadline of June 1, 2012, to complete the armoring for the HSDRRS so that all methods and alternatives can be considered and evaluated and the system can be made as resilient as possible to protect the lives, property and economic welfare of the citizens of southeast Louisiana.

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

YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and Mr. Wittie  
NAYS: None  
ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 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 August 18, 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. Wittie, the following resolution was offered:

**RESOLUTION NO. 08-18-11-04**

**WHEREAS**, the Bohemia Spillway was created in 1926 for the purpose of reducing the potential river-induced flooding to metropolitan New Orleans; and

**WHEREAS**, the reconnecting of the Mississippi River to the Louisiana coast is a necessity for the long term sustainability of the metropolitan New Orleans area and southeast Louisiana; and

**WHEREAS**, during high Mississippi River periods, the Bohemia Spillway regularly experiences overbank flows, which mimic natural processes that historically built and sustained coastal Louisiana for 7,000 years; and

**WHEREAS**, the area is one of the few locations in coastal Louisiana that has experienced little wetland loss and appears to be self-sustaining; and

**WHEREAS**, the 2011 high water event breached and severely eroded a section of earthen oil field service road paralleling the Mississippi River in the Bohemia Spillway; and

**WHEREAS**, the eroded road is used regularly to support the Sundown Oil and Gas Facility located in the Bohemia Spillway; and

**WHEREAS**, the eroded road section greatly enhanced riverine flows benefiting nearby coast wetlands.

**BE IT HEREBY RESOLVED**, that to enhance the sustainability of this portion of southeast Louisiana, the Southeast Louisiana Flood Protection Authority-East recommends that the State of Louisiana consider partnering with the Sundown Oil and Gas Facility (Eland Energy, Inc) to replace the eroded earthen service road with a single lane, elevated bridge (causeway) to avoid interfering with natural overflows from the Mississippi River into the Bohemia Spillway and adjacent coast.

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

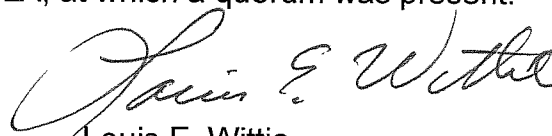
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 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 August 18, 2011, held in New Orleans, LA, at which a quorum was present.



Louis E. Wittie  
Secretary

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

**RESOLUTION NO. 08-18-11-05 – LOUISIANA COMPLIANCE  
QUESTIONNAIRES**

**WHEREAS**, Section 327.08 of the Louisiana Governmental Audit Guide (the Guide) specifies that the Louisiana Compliance Questionnaire is a required part of any audit of Louisiana; and

**WHEREAS**, the Guide further specifies that the responses contained in the questionnaire should be reviewed by the governing body and approved in an open meeting.

**BE IT HEREBY RESOLVED**, that the Southeast Louisiana Flood Protection Authority-East approves the representations made by management in the Louisiana Compliance Questionnaires for the Southeast Louisiana Flood Protection Authority-East (SLFPAE), the Orleans Levee District, the East Jefferson Levee District and the Lake Borgne Basin Levee District for the fiscal year ending June 30, 2011.

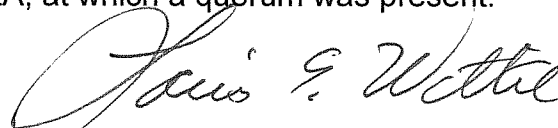
**BE IT FURTHER RESOLVED**, that the SLFPA-E President, SLFPA-E Secretary and SLFPA-E Treasurer are authorized to sign the Louisiana Compliance Questionnaires.

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

YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and Mr. Wittie  
NAYS: None  
ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 2011.

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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 August 18, 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. 08-18-11-06 – 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 August 18, 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 August 18, 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. Pineda and  
Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 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 August 18, 2011, held in New Orleans, LA, at which a quorum was present.

  
Louis E. Wittie  
Secretary

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

**RESOLUTION NO. 08-18-11-07 – LEGAL ACTIONS**

**BE IT RESOLVED**, in accordance with discussions held in Executive Session, the Southeast Louisiana Flood Protection Authority-East hereby:

- Ratifies the Settlement Agreement dated effective July 22, 2011 by and between the Orleans Levee District (appearing therein through the Southeast Louisiana Flood Protection Authority-East) on the one hand and Paul Favret on the other hand relating to (among other things) Tract 85 in the Bohemia Spillway and that civil action filed in the 25th Judicial District Court of Plaquemines by Paul Favret under Docket No. 54-124 (the "Settlement Agreement") executed on August 17, 2011 by President Timothy P. Doody; and
- Authorizes President Timothy P. Doody 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; and
- Approves keeping the terms of this Settlement Agreement confidential as further provided therein.

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

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

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 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 August 18, 2011, held in New Orleans, LA, at which a quorum was present.



Louis E. Wittie  
Secretary

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

**RESOLUTION NO. 08-18-11-08 – LEGAL ACTIONS**

**BE IT RESOLVED**, in accordance with discussions held in Executive Session, the Southeast Louisiana Flood Protection Authority-East hereby:

- Ratifies the Settlement Agreement dated effective July 22, 2011 by and between the Orleans Levee District (appearing therein through the Southeast Louisiana Flood Protection Authority-East) on the one hand and Carolyn L. Graham on the other hand relating to (among other things) Tract 85 in the Bohemia Spillway and that civil action filed in the 25th Judicial District Court of Plaquemines by Carolyn L. Graham under Docket No. 54-144 (the "Settlement Agreement") executed on August 17, 2011 by President Timothy P. Doody; and
- Authorizes President Timothy P. Doody 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; and
- Approves keeping the terms of this Settlement Agreement confidential as further provided therein.

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

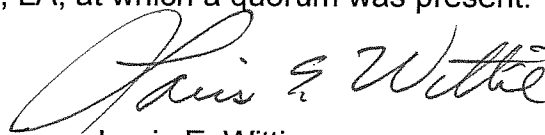
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and  
Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 2011.

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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 August 18, 2011, held in New Orleans, LA, at which a quorum was present.



Louis E. Wittie  
Secretary

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

**RESOLUTION NO. 08-18-11-09 – LEGAL ACTIONS**

**BE IT RESOLVED**, in accordance with discussions held in Executive Session, the Southeast Louisiana Flood Protection Authority-East hereby:

- Ratifies the Settlement Agreement dated effective July 22, 2011 by and between the Orleans Levee District (appearing therein through the Southeast Louisiana Flood Protection Authority-East) on the one hand and Ernest Gibson, III on the other hand relating to (among other things) Tract 85 in the Bohemia Spillway and that civil action filed in the 25th Judicial District Court of Plaquemines by Gayle Gibson Thompson and Ernest Gibson, III under Docket No. 54-375 (the "Settlement Agreement") executed on August 17, 2011 by President Timothy P. Doody; and
- Authorizes President Timothy P. Doody 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; and
- Approves keeping the terms of this Settlement Agreement confidential as further provided therein.

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

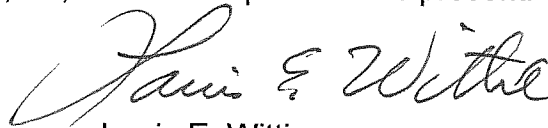
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and  
Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 2011.

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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 August 18, 2011, held in New Orleans, LA, at which a quorum was present.



Louis E. Wittie  
Secretary

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

**RESOLUTION NO. 08-18-11-10 – LEGAL ACTIONS**

**BE IT RESOLVED**, in accordance with discussions held in Executive Session, the Southeast Louisiana Flood Protection Authority-East hereby:

- Ratifies the Settlement Agreement dated effective July 22, 2011 by and between the Orleans Levee District (appearing therein through the Southeast Louisiana Flood Protection Authority-East) on the one hand and Gayle Gibson Thompson on the other hand relating to (among other things) Tract 85 in the Bohemia Spillway and that civil action filed in the 25th Judicial District Court of Plaquemines by Gayle Gibson Thompson and Ernest Gibson, III under Docket No. 54-375 (the "Settlement Agreement") executed on August 17, 2011 by President Timothy P. Doody; and
- Authorizes President Timothy P. Doody 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;
- Approves keeping the terms of this Settlement Agreement confidential as further provided therein.

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

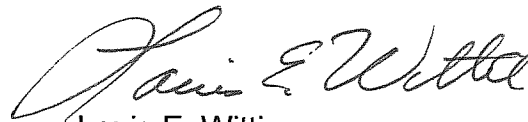
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and  
Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 2011.

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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 August 18, 2011, held in New Orleans, LA, at which a quorum was present.



Louis E. Wittie  
Secretary

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

**RESOLUTION NO. 08-18-11-11 – LEGAL ACTIONS**

**BE IT RESOLVED**, in accordance with discussions held in Executive Session, the Southeast Louisiana Flood Protection Authority-East hereby:

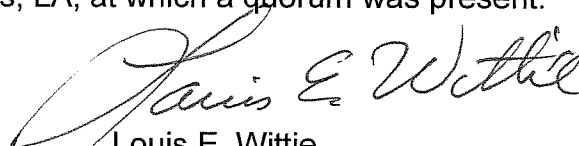
- Ratifies the Settlement Agreement dated effective July 22, 2011 by and between the Orleans Levee District (appearing therein through the Southeast Louisiana Flood Protection Authority-East) on the one hand and Montgomery Favret on the other hand relating to (among other things) Tract 85 in the Bohemia Spillway and that civil action filed in the 25th Judicial District Court of Plaquemines by Montgomery Favret under Docket No. 54-135 (the "Settlement Agreement") executed on August 17, 2011 by President Timothy P. Doody; and
- Authorizes President Timothy P. Doody 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; and
- Approves keeping the terms of this Settlement Agreement confidential as further provided therein.

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

YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and  
Mr. Wittie  
NAYS: None  
ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 2011.

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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 August 18, 2011, held in New Orleans, LA, at which a quorum was present.

  
Louis E. Wittie  
Secretary

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

**RESOLUTION NO. 08-18-11-12 – O.L.D. POLICE DEPARTMENT**

**WHEREAS**, by Resolution No. 06-16-11-03 the Southeast Louisiana Flood Protection Authority-East approved payment by the Orleans Levee District Flood Protection Division for the full Orleans Levee District (O.L.D.) police force for a sixty-two day period, commencing on July 1, 2011 and ending on August 31, 2011; and

**WHEREAS**, a thirty day extension is required for the execution of a Cooperative Endeavor Agreement between the SLFPA-E, on behalf of the O.L.D., and the Non-Flood Protection Asset Management Authority for the transfer and acceptance of police personnel, equipment and facility maintenance and to complete said transfer.

**BE IT HEREBY RESOLVED**, that the Southeast Louisiana Flood Protection Authority-East approves the payment by the Orleans Levee District Flood Protection Division for the full Orleans Levee District police force for an additional thirty day period, commencing on September 1, 2011 and ending on September 30, 2011.

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

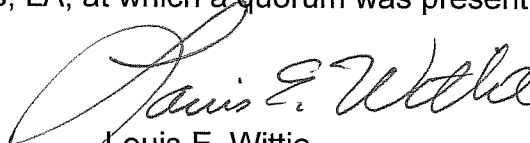
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 2011.

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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 August 18, 2011, held in New Orleans, LA, at which a quorum was present.

  
Louis E. Wittie  
Secretary

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

**RESOLUTION NO. 08-18-11-13 – POLICE FORCE TRANSFER**

**WHEREAS**, Act 363 of 2011 (House Bill 475) requires the Orleans Levee District to maintain a minimum police force of 24 officers to provide security for Lakeshore Drive and other flood assets located within the jurisdiction of the Orleans Levee District; and

**WHEREAS**, Louisiana Attorney General Opinion No. 06-0129 allows for the transfer of the Orleans Levee District police from the Non-Flood Protection Asset Management Authority to the Orleans Levee District.

**BE IT HEREBY RESOLVED**, that the Southeast Louisiana Flood Protection Authority- East (SLFPA-E) approves the execution of a Memorandum of Understanding between the SLFPA-E, on behalf of the Orleans Levee District, and the Non-Flood Protection Asset Management Authority for the acceptance of police personnel, equipment and facility maintenance.

**BE IT FURTHER RESOLVED**, that the SLFPA-E President is hereby authorized to execute the aforementioned Memorandum of Understanding.

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

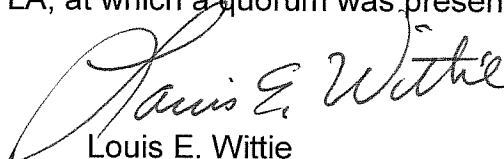
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 18th day of August, 2011.

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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 August 18, 2011, held in New Orleans, LA, at which a quorum was present.

  
Louis E. Wittie  
Secretary