

On the motion of Mr. Barnes, Mr. Barry, Mr. Doody, Mr. Estopinal, Mr. Goins, Mr. Jackson, Mr. Losonsky, Mr. Pineda and Mr. Wittie, the following resolution was offered:

RESOLUTION #08-20-09-01

“A resolution recognizing the commitment and contributions of Ms. Abril Baloney Sutherland to the Southeast Louisiana Flood Protection Authority-East and to the citizens of Southeast Louisiana.”

WHEREAS, after the devastation resulting from Hurricane Katrina, the Southeast Louisiana Flood Protection Authority-East was created by the Louisiana State Legislature to provide regional flood protection for the Lake Pontchartrain Basin area; and

WHEREAS, due to her outstanding qualifications and professional experience Ms. Abril Baloney Sutherland was selected to serve as a founding member on the Board of the Southeast Louisiana Flood Protection Authority-East; and


WHEREAS, Ms. Sutherland has served the citizens of the region, and in particular St. John, St. Charles, Orleans, Jefferson and St. Bernard Parishes, striving to achieve the best flood protection possible; and

WHEREAS, Ms. Sutherland’s leadership as Vice President of the Board and as Chairperson of the Legal Committee has resulted in many positive achievements for the entire region.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East hereby expresses its gratitude and appreciation to Ms. Abril Baloney Sutherland for her dedication and contribution during her tenure as a Board member, Vice President and Chairman.

The foregoing was submitted to a vote, the vote thereon was as follows:
YEAS: Mr. Barnes, Mr. Barry, Mr. Doody, Mr. Estopinal, Mr. Goins, Mr. Jackson, Mr. Losonsky, Mr. Pineda and Mr. Wittie
NAYS: None
ABSENT: None

This resolution was declared adopted this twentieth day of August, 2009.
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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 20, 2009, held in New Orleans, LA, at which a quorum was present.


George Losonsky, PhD
Secretary

On the motion of Mr. Barnes, Mr. Barry, Mr. Doody, Mr. Estopinal, Mr. Goins, Mr. Jackson, Mr. Losonsky, Mr. Pineda and Mr. Wittie, the following resolution was offered:

RESOLUTION #08-20-09-02

"A resolution recognizing the commitment and contributions of Ms. Sara Lee St. Vincent to the Southeast Louisiana Flood Protection Authority-East and to the citizens of Southeast Louisiana."

WHEREAS, after the devastation resulting from Hurricane Katrina, the Southeast Louisiana Flood Protection Authority-East was created by the Louisiana State Legislature to provide regional flood protection for the Lake Pontchartrain Basin area; and

WHEREAS, due to her outstanding qualifications and professional experience Ms. Sara Lee St. Vincent was selected to serve as a founding member on the Board of the Southeast Louisiana Flood Protection Authority-East; and

WHEREAS, Ms. St. Vincent has served the citizens of the region, and in particular St. John, St. Charles, Orleans, Jefferson and St. Bernard Parishes, striving to achieve the best flood protection possible; and

WHEREAS, Ms. St. Vincent served as a member of the Finance Committee and contributed much time in the early days organizing the Authority.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East hereby expresses its gratitude and appreciation to Ms. Sara Lee St. Vincent for her dedication and contribution during her tenure as a Board member.

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

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

NAYS: None

ABSENT: None

This resolution was declared adopted this twentieth day of August, 2009.

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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 20, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary

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

RESOLUTION #08-20-09-03 – APPROVAL OF MINUTES

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East hereby approves the minutes of the Board Meeting held on July 16, 2009.

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

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

NAYS: None

ABSENT: None

This resolution was declared adopted this twentieth day of August, 2009.

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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 20, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary

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

RESOLUTION #08-20-09-04

WHEREAS, the Lake Pontchartrain Basin Foundation has developed a Pontchartrain Basin Multiple Lines of Defense Program, which articulates their strategy to secure the region's future; and

WHEREAS, said Pontchartrain Basin Multiple Lines of Defense Program includes seven restoration and three rebuilding projects.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East recognizes the value of the Lake Pontchartrain Basin Foundation's Pontchartrain Basin Multiple Lines of Defense Program toward improving flood protection systems in the region, and therefore the Southeast Louisiana Flood Protection Authority-East expresses its agreement with the principles of the program, and supports its implementation.

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

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

NAYS: None

ABSENT: None

This resolution was declared adopted this twentieth day of August, 2009.

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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 20, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary

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

RESOLUTION #08-20-09-05 – AMENDMENT OF BYLAWS

WHEREAS, the Bylaws of the Board of Commissioners of the Southeast Louisiana Flood Protection Authority-East states under Article IV, Section 5 – Duties of the Secretary that the Secretary is empowered “(1) To attest to any official document of the board with his/her signature and, when required, with the impress of the board's official seal.”

WHEREAS, the Secretary may from time to time be unavailable to attest to official documents that may be needed for an immediate purpose.

BE IT HEREBY RESOLVED, that the Bylaws of the Board of Commissioners of the Southeast Louisiana Flood Protection Authority-East are hereby amended to include the following provision under Article IV, Section 3 – Duties of the President:

(9) The President shall on behalf of the Secretary attest to any official document of the board with his/her signature and, when required, with the impress of the board's official seal in the absence of the Secretary when such document is needed for an immediate purpose.

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

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

This resolution was declared adopted this twentieth day of August, 2009.

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George Losonsky, PhD
Secretary

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

RESOLUTION #08-20-09-06 – TO AMEND RESOLUTION #05-21-09-08

WHEREAS, the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) issued a Request for Qualifications for special legal services to supplement its previously approved list of attorneys and law firms to provide legal services on an as needed basis for the SLFPA-E and levee districts under its jurisdiction; and

WHEREAS, by Resolution No. 05-21-09-08 the Board approved the selection of the firm of Panzeca & D'Angelo, L.L.C. for a contract to provide complex real estate litigation services; and

WHEREAS, subsequent to the adoption of Resolution 05-21-09-08, the SLFPA-E was advised that Mr. Panzeca had retired and that the firm would be continued as Gregory G. D'Angelo and Associates.

BE IT HEREBY RESOLVED, that Resolution No. 05-21-09-08 is hereby amended to substitute Gregory G. D'Angelo and Associates in lieu of Panzeca & D'Angelo, L.L.C. in each instance where said name appears in the resolution.

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

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

This resolution was declared adopted this twentieth day of August, 2009.

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George Losonsky, PhD
Secretary

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

RESOLUTION #08-20-09-07

WHEREAS, Kyle Graham of the Coastal Protection and Restoration Authority has prepared a draft letter to the Congressional delegation outlining concerns and proposed solutions associated with implementing hurricane/flood protection and coastal restoration activities in Louisiana.

BE IT HEREBY RESOLVED, that the members of the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) authorize the President of the SLFPA-E to sign and submit a letter in support of the above-mentioned concerns and solutions to Kyle Graham and Garrett Graves, Chairman of the Coastal Protection and Restoration Authority.

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

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

NAYS: None

ABSENT: Mr. Barnes

This resolution was declared adopted this twentieth day of August, 2009.

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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 20, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary

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

RESOLUTION #08-20-09-08 – UNO SERVITUDE AND RIGHT-OF-ENTRY

WHEREAS, the London Avenue to IHNC Lake Pontchartrain, Orleans Parish, LPV 104.02 Project includes construction and improvements to the levees surrounding the University of New Orleans campus; and

WHEREAS, a Servitude and Right-of-Entry is required between the Orleans Levee District and Board of Supervisors of the Louisiana State University and Agricultural and Mechanical College, on behalf of the University of New Orleans, for the construction of said project; and

WHEREAS, Counsel to the Authority will review the final form of the Servitude and Right-of-Entry.

BE IT HEREBY RESOLVED, That the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) approves the Servitude and Right-of-Entry between the Orleans Levee District and the Board of Supervisors of the Louisiana State University and Agricultural and Mechanical College.

BE IT FURTHER RESOLVED, That the Orleans Levee District Executive Director is hereby authorized to execute the aforementioned Servitude and Right-of-Entry, subject to the approval of the Counsel to the Authority.

BE IT FURTHER RESOLVED, That the Southeast Louisiana Flood Protection Authority-East expresses its appreciation to the University of New Orleans and the Board of Supervisors of the Louisiana State University and Agricultural and Mechanical College for their cooperation and assistance in granting this Servitude and Right of Entry for this vital flood protection project.

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

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

NAYS: None

ABSENT: Mr. Barnes

This resolution was declared adopted this twentieth day of August, 2009.

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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 20, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary

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

**RESOLUTION #08-20-09-09 – SERVITUDES AND RIGHTS-OF-ENTRY
FOR LPV 109.02, LPV 111.01 AND LPV 111.02**

WHEREAS, temporary construction and permanent servitudes and rights-of-entry are required from the U.S. Fish and Wildlife Service and private land owners for the construction of Lake Pontchartrain and Vicinity (LPV) Hurricane Protection Projects LPV 109.02a, Southpoint to CSX Railroad Floodgate, and LPV 111.01 and LPV 111.02, extending from the CSX Railroad Floodgate to Pump Station No. 15 on the GIWW; and

WHEREAS, Counsel to the Authority will review the final form of the temporary construction and permanent servitudes.

BE IT HEREBY RESOLVED, That the Southeast Louisiana Flood Protection Authority-East approves and authorizes the execution by the Orleans Levee District Executive Director of the temporary construction and permanent servitudes with the U.S. Fish and Wildlife Service and private land owners and rights-of-entry, upon approval by the Counsel to the Authority, required to construct LPV 109.02a, LPV 111.01 and LPV 111.02.

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

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

This resolution was declared adopted this twentieth day of August, 2009.

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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 20, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary

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

RESOLUTION #08-20-09-10

**ACT TO REVOKE AND CORRECT RESOLUTION #R-154-90 ADOPTED
BY THE BOARD OF COMMISSIONERS OF THE LAKE BORGNE
BASIN LEVEE DISTRICT ON NOVEMBER 20, 1990**

WHEREAS, in 1990, the St. Bernard Fire Department sought to construct a fire station in Verret, Louisiana, on Lot A, a portion of section 92, T14S-R14E (17,593.23 sq. ft.) as shown on the map prepared by Eugene I. Estopinal, L.S., dated August 20, 1990, and revised August 28, 1990; said property being at the time encumbered by a right-of-way interest in favor of the Lake Borgne Basin Levee District;

WHEREAS, the fire station construction matter came for hearing during a regular meeting of the Board of Commissioners of the Lake Borgne Basin Levee District held in their office in Violet, Louisiana, on November 20, 1990;

WHEREAS, during the November 20, 1990 meeting, two resolutions were voted on and adopted by the Board of Commissioners: 1) Resolution #R-154-90, recorded in the Parish of St. Bernard in COB 491, Folio 539, and 2) Resolution #R-155-90;

WHEREAS, Resolution #R-154-90 was adopted in order to affect a relinquishment by the Lake Borgne Basin Levee District of the right-of-way interest to the aforementioned property sought by the St. Bernard Fire Department in order to construct its fire station;

WHEREAS, Resolution #R-155-90 was adopted and acknowledges that, subject to certain conditions, the Lake Borgne Basin Levee District had no objection to the issuance of a permit in connection with the proposed construction of the fire station;

WHEREAS, as shown by the attached respective affidavits of George E. Lopez and Daniel S. Caluda, Sr., in adopting the aforementioned resolutions, it was the Board majority's intention to only relinquish its right-of-way interest to the aforementioned property necessary for construction of a fire station; it was never the Board majority's intention to relinquish any additional right-of-way interests to any other properties in the vicinity acquired by the appropriation resolution of April 14, 1970 or otherwise;

BE IT HEREBY RESOLVED, that, to the extent that Resolution #R-154-90 can be interpreted as having the Lake Borgne Basin Levee District relinquishing any right-of-way interests in addition to that concerning the above-described property on which the St. Bernard Fire Station was constructed, that the Lake Borgne Basin Levee District, through its governing authority, the Board of Commissioners of the Southeast Louisiana Flood Protection Authority-East, does now revoke and/or correct Resolution #R-154-90 to reflect the Board of Commissioners' true majority intent to relinquish, on behalf of the


Lake Borgne Basin Levee District, only the right-of-way interest to the above-described property on which the St. Bernard Fire Department Station was built, and nothing else.

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

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

This resolution was declared adopted this twentieth day of August, 2009.

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 20, 2009, held in New Orleans, Louisiana, at which a quorum was present.



George Losonsky, PhD
Secretary

This twentieth day of August, 2009 in New Orleans, Louisiana.

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

RESOLUTION #08-20-09-11 – STATE PROJECT NO. DSR 087-05-054K, DSR 087-05-058K BLUE BIRD AND ARTILLERY DITCH PROJECT

WHEREAS, the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) adopted Resolution No. 03-19-09-20, which authorized the execution of an agreement with the United States Department of Agriculture, Natural Resources Conservation Service (NRCS) for the Blue Bird Ditch (DSR 087-05-054K) and the Artillery Ditch (DSR 087-05-058K) Project; and

WHEREAS, the Lake Borgne Basin Levee District (LBBLD) advertised State Project No. DSR 087-05-054K & DSR 087-05-058K Blue Bird and Artillery Ditch Project and seven bids were received on August 18, 2009; and

WHEREAS, the bids are currently being reviewed by the Louisiana Department of Transportation and the NRCS.

BE IT HEREBY RESOLVED, that the SLFPA-E Regional Director is hereby authorized to award a contract to the lowest responsive and responsible bidder pursuant to Louisiana law, for State Project No. DSR 087-05-054K & DSR 087-05-058K Blue Bird and Artillery Ditch Project, subject to approval by the NRCS.

BE IT FURTHER RESOLVED, that the SLFPA-E President is authorized to execute the aforementioned contract with the lowest responsive and responsible bidder.

BE IT FURTHER RESOLVED, that SLFPA-E Regional Director is authorized to execute all minor change orders costing under \$20,000 or other documents concerning ancillary matters in connection with the administration of the contract for State Project No. DSR 087-05-054K & DSR 087-05-058K Blue Bird and Artillery Ditch Project.

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

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

NAYS: None

ABSENT: Mr. Barnes

This resolution was declared adopted this twentieth day of August, 2009.

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 20, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary