

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

RESOLUTION # 11-19-09-01

SLFPA-EAST – A RESOLUTION DECLARING THE RESULTS OF A SPECIAL TAX ELECTION HELD ON SATURDAY, OCTOBER 17, 2009, APPROVING A PROCES VERBAL AND PROCLAMATION OF THE CANVASS OF THE VOTES CAST IN SAID ELECTION AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the Board of Commissioners of the Southeast Louisiana Flood Protection Authority East (the “Governing Authority”) as the governing authority of the Lake Borgne Basin Levee District (the “District”) desires to, in open and public session pursuant to La. R.S. 18:1292, declare the results of a special election held on Saturday, October 17, 2009 in order to renew a special ad valorem tax of four and twenty-seventh hundredths (4.27) mills on all property subject to taxation within the District for ten years beginning with the year 2011 and ending with the year 2020 pursuant to Title 18, Chapter 6-A of the Louisiana Revised Statutes of 1950 as amended for the purposes of constructing and maintaining necessary levees, levee drainage, flood protection, hurricane and flood protection projects and all other purposes incidental thereto; and

WHEREAS, the Governing Authority desires to approve a *proces verbal* and proclamation of the canvass of the votes cast in the above described special election held on Saturday, October 17, 2009 in the District which is attached hereto as Exhibit “A”; and

WHEREAS, the Governing Authority desires to promulgate the results of the special election held on Saturday, October 17, 2009 in the District by publishing the *proces verbal* and proclamation in accordance with La. R.S. 18:1293; and

WHEREAS, the Governing Authority desires to forward a copy of the *proces verbal* and the proclamation to the Secretary of State and the Clerk of Court for St. Bernard Parish for recordation once executed as required by La. R.S. 18:1293.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY-EAST as the governing authority thereof that:

SECTION 1. Findings and Determinations. The Governing Authority hereby finds and determines the following:

- (i) the following proposition was presented to all qualified voters voting in the special election held on Saturday, October 17, 2009 in the District, to wit:

TAX RENEWAL PROPOSITION

SUMMARY: 10-YEAR 4.27 MILL PROPERTY TAX RENEWAL FOR CONSTRUCTING AND MAINTAINING NECESSARY LEVEES, LEVEE DRAINAGE, FLOOD PROTECTION, HURRICANE FLOOD PROTECTION AND ALL OTHER PURPOSES INCIDENTAL THERETO IN THE LAKE BORGNE BASIN LEVEE DISTRICT

(the "Proposition");

- (ii) There was a total of 479 votes cast in favor of the Proposition and a total of 167 votes cast against the Proposition; and
- (iii) The Proposition was duly carried by a majority of 312 of the votes cast by the qualified electors voting in the special election held on Saturday, October 17, 2009.

SECTION 2. Approval of *Proces Verbal* and Proclamation. The Governing Authority hereby approves the *proces verbal* and proclamation as set forth in Exhibit "A" attached hereto and incorporated herein by reference the same as if it were set forth herein in full. The President and the Secretary of the Governing Authority are hereby authorized and directed to execute said *proces verbal* and proclamation.

SECTION 3. Promulgation of Results of Special Election. The Governing Authority hereby authorizes and directs the promulgation of the results of the special election by publication of the *proces verbal* and proclamation as set forth in Exhibit "A" hereto once in both the *Times Picayune* and the *St. Bernard Voice* as required by La. R.S. 18:1292.

SECTION 4. Recordation of *Proces Verbal*. The Governing Authority hereby authorizes and directs the appropriate staff of the Lake Borgne Basin Levee District to forward an executed copy of the *proces verbal* and proclamation as set forth in Exhibit "A" hereto to the Secretary of State for recordation, and to the Clerk of Court for the 34th Judicial District Court for St. Bernard Parish, Louisiana for recordation in the mortgage records as required by La. R.S. 18:1293. An executed copy of the *proces verbal* and the proclamation shall be retained in the archives of the office of the Governing Authority.

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

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

This resolution was declared adopted this 19th day of November 2009.

EXHIBIT "A"

PROCES VERBAL AND PROCLAMATION OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN THE LAKE BORGNE BASIN LEVEE DISTRICT, LOUISIANA ON SATURDAY, OCTOBER 17, 2009.

BE IT KNOWN AND REMEMBERED that on Thursday, November 19, 2009 at nine thirty (9:30) a.m., at its regular meeting place hosted by the Orleans Levee District, the Lake Vista Community Center, New Orleans, Louisiana, the Board of Commissioners of the Southeast Louisiana Flood Protection Authority East (the "Governing Authority"), acting as the governing authority of the Lake Borgne Basin Levee District, Louisiana (the "District"), and being the authority ordering the special tax election held therein on Saturday, October 17, 2009, with the following members present: Timothy P. Doody, President, Stradford A. Goins, Vice President, George Losonsky, PhD, Secretary, Stephen Estopinal, Treasurer, David P. Barnes, Jr., Thomas L. Jackson, Ricardo S. Pineda and Louis E. Wittie.

There being absent: John M. Barry

did in open and public session, examine the official certified tabulations of votes cast at the said election, and did examine and canvass the returns of the said election, there having been submitted at said election the following proposition, to wit:

TAX RENEWAL PROPOSITION

SUMMARY: 10-YEAR 4.27 MILL PROPERTY TAX RENEWAL FOR CONSTRUCTING AND MAINTAINING NECESSARY LEVEES, LEVEE DRAINAGE, FLOOD PROTECTION, HURRICANE FLOOD PROTECTION AND ALL OTHER PURPOSES INCIDENTAL THERETO IN THE LAKE BORGNE BASIN LEVEE DISTRICT.

Shall the Lake Borgne Basin Levee District (the "District") continue to levy and collect a special ad valorem tax of four and twenty-seven hundredths (4.27) mills on all property subject to taxation within the District for a period of ten (10) years beginning with the year 2011 and ending with the year 2020, with an estimated amount to be collected for one entire year of \$1,200,000 for the purposes of constructing and maintaining necessary levees, levee drainage, flood protection, hurricane flood protection and all other purposes incidental thereto?

There was found by said count and canvass that the following votes had been cast at the said special election **IN FAVOR OF** and **AGAINST**, respectively, the proposition as hereinabove set forth (the "Proposition") at the following polling places to wit:

		VOTE TABULATION	
<u>PRECINCT</u>	<u>LOCATION</u>	FOR	AGAINST
A-10	Andrew Jackson Elementary School Lobby, 201 Eighth St., Chalmette	13	1

A-11	Andrew Jackson Elementary School Lobby, 201 Eighth St., Chalmette	34	1
A-12	Andrew Jackson Elementary School Lobby, 201 Eighth St., Chalmette	5	3
A-13	Andrew Jackson Elementary School Lobby, 201 Eighth St., Chalmette	28	1
A-14	Andrew Jackson Elementary School Lobby, 201 Eighth St., Chalmette	5	4
A-15	Andrew Jackson Elementary School Lobby, 201 Eighth St., Chalmette	6	0
A-16	Andrew Jackson Elementary School Lobby, 201 Eighth St., Chalmette	9	3
B-20	Nunez Community College Gym, 3700 Lafontaine St., Chalmette	16	10
B-21	Nunez Community College Gym, 3700 Lafontaine St., Chalmette	6	2
B-22	Nunez Community College Gym, 3700 Lafontaine St., Chalmette	15	5
B-23	Nunez Community College Gym, 3700 Lafontaine St., Chalmette	5	0
B-24	Nunez Community College Gym, 3700 Lafontaine St., Chalmette	34	7
B-25	Nunez Community College Gym, 3700 Lafontaine St., Chalmette	14	0
C-30	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette	22	16
C-31	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette	27	7
C-32	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette	22	2
C-32A	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette	7	3
C-33	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette	10	1
C-34	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette	0	0
D-40	Joe Davis Elementary School, 4101 Mistrot Dr., Meraux	5	2

D-41	Joe Davis Elementary School, 4101 Mistrot Dr., Meraux	5	4
D-42	Joe Davis Elementary School, 4101 Mistrot Dr., Meraux	26	13
D-42A	Joe Davis Elementary School, 4101 Mistrot Dr., Meraux	13	3
D-43	N. P. Trist Middle School, #1 Pirates Cove, Meraux	9	3
D-44	N. P. Trist Middle School, #1 Pirates Cove, Meraux	13	15
D-45	N. P. Trist Middle School, #1 Pirates Cove, Meraux	2	4
D-46	N. P. Trist Middle School, #1 Pirates Cove, Meraux	8	3
E-50	W. Smith Elementary School, 6701 E. St. Bernard Hwy., Violet	15	3
E-51	W. Smith Elementary School, 6701 E. St. Bernard Hwy., Violet	1	2
E-52	W. Smith Elementary School, 6701 E. St. Bernard Hwy., Violet	14	15
E-53	W. Smith Elementary School, 6701 E. St. Bernard Hwy., Violet	4	4
E-54	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard	19	15
E-55	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard	35	3
E-56	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard	0	8
E-57	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard	2	0
E-58	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard	4	1
ABSENTEE		26	3
TOTALS		479	167
MAJORITY FOR		312	

The polling places above specified being the only polling places designated at which to hold the said election, it was therefore shown that there was a total of **479** votes cast **IN FAVOR OF** the Proposition and a total of **167** votes cast **AGAINST** the Proposition, as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Proposition as hereinabove set forth was duly **CARRIED** by a majority of the votes cast by the qualified electors voting in the said special tax election held in the District on Saturday, October 17, 2009.

THUS DONE AND SIGNED at New Orleans, Louisiana on this, the 19th day of November 2009.

/s/
Timothy P. Doody, President

ATTEST:

/s/
George Losonsky, PhD, Secretary

PROCLAMATION

I, the undersigned President of the Board of Commissioners of the Southeast Louisiana Flood Protection Authority East, acting as the governing authority of the Lake Borgne Basin Levee District (the "District"), do hereby declare, proclaim and announce that the Proposition submitted at the special election held in the District on Saturday, October 17, 2009, was **APPROVED** by a majority of the votes cast at the said special tax election, all as described and set out in the above *Proces Verbal*.

THUS DONE AND SIGNED at New Orleans, Louisiana on this, the 19th day of November 2009.

/s/
Timothy P. Doody, President

STATE OF LOUISIANA

PARISH OF ORLEANS


I, the undersigned Secretary of the Board of Commissioners of the Southeast Louisiana Flood Protection Authority East (the "Governing Authority"), the governing authority of the Lake Borgne Basin Levee District (the "District"), do hereby certify that the foregoing four (4) pages constitute a true and correct copy of the proceedings and *Proces Verbal* made by said Governing Authority on Thursday, November 19, 2009, providing for canvassing the returns and declaring the result of the special election held in the District on Saturday, October 17, 2009, to authorize the renewal of a special tax therein.

IN FAITH WHEREOF, witness my official signature and impress the official seal of the District at New Orleans, Louisiana on this, the 19th day of November 2009.

/s/
George Losonsky, PhD., Secretary

(SEAL)

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 November 19, 2009 held in New Orleans, Louisiana at which a quorum was present.



George Loosky, PhD., Secretary

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

RESOLUTION #11-19-09-02 – 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 October 15, 2009.

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

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

NAYS: None

ABSENT: Mr. Barry

This resolution was declared adopted this 19th day of November, 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 November 19, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary

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

**RESOLUTION #11-19-09-03 - DOWNWARD ADJUSTMENT OF MILLAGE RATES
TO TAKE INTO ACCOUNT 2007 REASSESSMENT**

WHEREAS, Article 7, Section 23 (B) of the Louisiana Constitution of 1974, as amended (the "Constitution") and La. R. S. 47: 1705 B. (2) (a) requires taxing authorities to adjust the millage rates upward or downward so that the taxing authorities receive not more nor less ad valorem taxes in the year following reassessment than in the year preceding the last reassessment of property, (for these purposes year 2007); and

WHEREAS, the reassessment of property in Orleans Parish made during 2007 as completed for use for tax year 2008 resulted in more assessed valuation than that assessed in 2007, which required a reduction in millage rates for 2008; and

WHEREAS, The Southeast Louisiana Flood Protection Authority-East (the "Authority"), acting as the governing authority of the Orleans Levee District (the "District") pursuant to the provisions of Resolution No. 11-08-07-03 adjusted downward each of the millage rates for the three (3) ad valorem taxes levied by the District as required by Article 7, Section 23 (B) of the Constitution and La. R. S. 47: 1705 B. (2) (a) from the rates collected in 2007 of:

- 1) for the tax authorized by Article 6 Section 39 (A) of the Constitution (the "General Tax"), at the rate of 5.46 Mills;
- 2) for the Special Levee Improvement Tax authorized by the Special Election of November 19, 1983 (the "SLIP Tax") at the rate of 6.55 Mills; and
- 3) for the Maintenance tax authorized by the Special Election of November 19, 1983 and imposed by the District's Resolution No. 1-081899 (the "Maintenance Tax") at the rate of .75 Mills.

to the recalculated rates provided for and ratified by the District's Resolution 12-20-07-05 of:

1. 3.97 mills for the District's General Tax;
2. 4.76 mills for the District's SLIP Tax; and
3. .55 mills for the District's Maintenance Tax.

..... Totaling 9.28 mills; and

(Collectively the "Adjusted Rates")

WHEREAS, the Authority intends to hold a public hearing in accordance with the provisions of Article 7 Section 23 (C) of the Constitution and the provisions of La. R. S. 47:1705 for the purpose of getting public input on whether the Authority should or should not increase the millage rates above those levied in year 2008 and 2009 which were above the Adjusted Rates and therefor it desires to adopt a separate resolution adjusting downward the millage rates actually levied in year 2007 (the Adjusted Rates) as a procedural step in the process of increasing the millage rates to be levied in year 2010 above both the millage rates levied in year 2009 and the Adjusted Rates.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY-EAST as the governing authority of the Orleans Levee District that:

SECTION 1. Downward Adjustment of 2007 Millages to Take Into Account the 2007 Reassessment. The Authority does hereby adjust downward each of the millage rates for the three (3) ad valorem taxes levied by the District as required by Article 7, Section 23 (B) of the Constitution and La. R. S. 47: 1705 B. (2) (a) from the rates collected in 2007, as shown in Column B below to the adjusted downward rates shown in Column C below:

A Name of Tax	B Millage Rate Actually Levied in Year 2007	C Reduced Adjusted Millage Rate Established After Taking into Account Reassessment
General Tax	5.46	3.97
SLIP Tax	6.55	4.76
Maintenance Tax	.75	.55

SECTION 2. Further Actions. The President of the Authority or Director of Hurricane and Flood Protection of the District be and they are hereby authorized and empowered to execute any and all documents necessary to accomplish the above purposes.

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

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

This resolution was declared adopted this 19th day of November, 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 November 19, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary

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

RESOLUTION #11-19-09-04 - ROLL UP 2010 MILLAGE RATES

WHEREAS, the property subject to ad valorem taxation in Orleans Parish was revalued and reassessed by the tax assessors during the year 2007 for use in adjusting and fixing millages for tax year 2008; and

WHEREAS, Article 7, Section 23 (B) of the Louisiana Constitution of 1974, as amended (the "Constitution") and La. R. S. 47: 1705 B. (2) (a) require taxing authorities to adjust the millage rates upward or downward so that the taxing authorities receive not more nor less ad valorem taxes in the year following reassessment than in the year preceding the last reassessment of property (for these purposes year 2007); and

WHEREAS, the reassessment of property in Orleans Parish as completed for use for tax year 2008 resulted in more assessed valuation than that assessed in 2007, which required a reduction in millage rates for 2008; and

WHEREAS, The Southeast Louisiana Flood Protection Authority-East (the "Authority"), acting as the governing authority of the Orleans Levee District (the "District") pursuant to the provisions of Resolution No. 11-08-07-03 adjusted downward each of the millage rates for the three (3) ad valorem taxes levied by the District as required by Article 7, Section 23 (B) of the Constitution and La. R. S. 47: 1705 B. (2) (a) from the rates collected in 2007 of :

- 1) for the tax authorized by Article 6 Section 39 (A) of the Constitution (the "General Tax"), at the rate of 5.46 Mills;
- 2) for the Special Levee Improvement Tax authorized by the Special Election of November 19, 1983 (the "SLIP Tax") at the rate of 6.55 Mills; and
- 3) for the Maintenance tax authorized by the Special Election of November 19, 1983 and imposed by the District's Resolution No. 1-081899 (the "Maintenance Tax") at the rate of .75 Mills.

to the recalculated rates provided for and ratified by Resolution 12-20-07-05 of:

1. 3.97 mills for the District's General Tax;
2. 4.76 mills for the District's SLIP Tax; and
3. .55 mills for the District's Maintenance Tax.

Totaling 9.28 mills; and
(collectively the "Adjusted Rates").

WHEREAS, the Authority has this date by separate resolution adopted, reestablished and ratified the Adjusted Rates; and

WHEREAS, as authorized by the provisions Article 7, Section 23 (C) of the Constitution and La. R. S. 47: 1705 (b) (2)(b) allowing the collection of a larger amount of ad valorem taxes by a taxing entity for years after reassessment by setting millages not to exceed the millage rate assessed in the last year prior to the reassessment (in this case year 2007), notwithstanding the provisions of Article 7, Section 23 (B), upon two-thirds vote of the governing authority of a taxing entity after a public hearing held pursuant to the open meetings law, the millage rates for the District's taxes were levied for year 2009 pursuant to the provisions of Resolution No. 11-13-08-04 at the recalculated millage rates ratified by Resolution No. 12-20-07-05 of:

1. 5.25 mills for the District's General Tax;
2. 4.95 mills for the District's SLIP Tax; and
3. .75 mills for the District's Maintenance Tax.

Totaling 10.95 mills; and

WHEREAS, the Authority caused advertisements to be run in the Times Picayune on July 10 and July 13, 2009 giving notice of the purpose, time and place for a public hearing to be held at 9:30 a. m. on Thursday, November 19, 2009 at Lake Vista Community Center, Second Floor Hall, 6500 Spanish Fort Boulevard, New Orleans Louisiana to consider whether to adjust the millages upward from the millage rates levied for year 2009 to rates not in excess of the rates levied in year 2007 (the "Public Hearing"); and

WHEREAS, the Authority held and conducted the Public Hearing, at which no one appeared to speak in favor or against the Authority levying for year 2010 millage rates for the District's taxes in excess of those levied in year 2009 but not greater than the millage rates levied in year 2007.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY-EAST as the governing authority of the Orleans Levee District that:

SECTION 1. Ratification of 2007 Adjustment in Millages After Reassessment. The Authority does hereby ratify the downward adjustment of each of the millage rates for the three (3) ad valorem taxes levied by the District as required by Article 7, Section 23 (B) of the Constitution and La. R. S. 47: 1705 B. (2) (a) pursuant to the District's Resolution No. 11-08-07-03 and Resolution No. 12-20-07-05 from the rates collected in 2007, as shown below to the adjusted rates shown below:

Name of Tax	Millage Rate Levied in Year 2007	Reduced Adjusted Millage Rate Established After Reassessment
General Tax	5.46	3.97
SLIP Tax	6.55	4.76
Maintenance Tax	.75	.55

as such rates were reestablished and ratified in the District's separate Resolution No. 11-19-09-03 adopted this date.

SECTION 2. Establishment 2010 Millage Rates. As allowed by Section 23 (C) of Article 7 of the Louisiana Constitution of 1974 and La. R. S. 47: 1705, the millage rates for the taxes of the District for year 2010 be and they are hereby fixed and levied without the necessity of further voter approval at the following rates:

General Tax	5.46 Mills
SLIP Tax	5.46 Mills
Maintenance Tax	.75 Mills
Total	11.67 Mills

which rates do not exceed the 2007 millage rates respectively of 5.46 mills for the District's General Tax, 6.55 mills for the District's Special Levee Improvement Tax, .75 mills for the District's Maintenance Tax.

SECTION 3. Notice Of Possible Millage Increases in Future Years. Although the Authority did not levy the SLIP Fund at the full increased millage rates permitted by Article 7 Section 23 (C) of the Constitution and La. R. S. 47:1705 for year 2010, the Authority declares that it may well be necessary to increase the millage rates for the SLIP Tax for year 2011 to the same millage rates levied in 2007 after following the required procedures.

SECTION 4. Statement of Total Millage to be Levied. A total of 11.67 mills shall be levied in 2010.

SECTION 5. Certification of Levy. The Authority acting for the District hereby certifies the annual levy of the General Tax, the Slip Tax and the Maintenance Tax to the Council of the City of New Orleans for the purpose of causing the three taxes to be entered on the tax rolls of said City and collected by its Finance Department in the manner and under the conditions and with interest and penalties prescribed by law for City taxes; and such monies, the ad valorem taxes including interest and penalties connected therewith, thus collected shall be paid to this Board as provided by law for the tax year 2010.

SECTION 6. Further Actions. The President of the Authority or Director of Hurricane and Flood Protection of the District be and they are hereby authorized and empowered to execute any and all documents necessary to accomplish the above purposes.

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


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

NAYS: None

ABSENT: Mr. Barry

This resolution was declared adopted this 19th day of November, 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 November 19, 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. Jackson, the following resolution was offered:

RESOLUTION #11-19-09-05 – LEGAL ACTION

BE IT HEREBY RESOLVED, that Southeast Louisiana Flood Protection Authority-East authorizes the firm of Gordon, Arata, McCollan, Duplantis & Eagan to carry out the proposed actions explained to the Board in Executive Session in the litigation entitled, Webb Worthington Trust v. O.L.D., 25th Judicial District for the Parish of Plaquemines, State of Louisiana, No. 52-592, Division "A".

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

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

NAYS: None

ABSENT: Mr. Barry and Mr. Pineda

This resolution was declared adopted this 19th day of November, 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 November 19, 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. Jackson, the following resolution was offered:

RESOLUTION #11-19-09-06 – LEGAL ACTION

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection-East authorizes the firm of Gordon, Arata, McCollan, Duplantis & Eagan to carry out the proposed actions explained to the Board in Executive Session in the dispute between the Succession of Marion Roberts and the Orleans Levee District.

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

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

NAYS: None

ABSENT: Mr. Barry and Mr. Pineda

This resolution was declared adopted this 19th day of November, 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 November 19, 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 #11-19-09-07 - MUTUAL AID AGREEMENT BETWEEN
LEVEE DISTRICTS**

WHEREAS, a Cooperative Endeavor Agreement by and between the Levee Districts of Louisiana has been developed in order for the participating levee districts to furnish mutual aid and assistance to each other in the event of an emergency, when requested, to the extent of their ability considering their resources and their own impact from the emergency; and

WHEREAS, the East Jefferson Levee District, the Lake Borgne Basin Levee District and the Orleans Levee District desire to participate in the aforementioned mutual aid agreement.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection-East (SLFPA-E) approves the Cooperative Endeavor Agreement by and between the Levee Districts of Louisiana, and authorizes the SLFPA-E President to sign the Cooperative Endeavor Agreement on behalf of the East Jefferson Levee District, the Lake Borgne Basin Levee District and the Orleans Levee District.

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

YEAS: Mr. Estopinal, Mr. Goins, Mr. Jackson, Mr. Losonsky and Mr. Wittie

NAYS: None

ABSENT: Mr. Barnes, Mr. Barry and Mr. Pineda

This resolution was declared adopted this 19th day of November, 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 November 19, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary

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

**RESOLUTION #11-19-09-08 - APPROVAL OF REVISED CONTRACT
FOR CONSULTING SERVICES WITH GCR & ASSOCIATES, INC.**

WHEREAS, following competitive selection process prescribed by the Southeast Louisiana Flood Protection Authority-East (SLFPA-E), the Board by Resolution No. 09-18-08-06 approved the selection of GCR & Associates, Inc., to provide Professional Consulting Services for acquiring lands, easements, rights-of-ways, relocations and disposal sites (LERRDs) for the SLFPA-E and the levee districts under its jurisdiction as needed for U.S. Army Corps of Engineers projects and for other projects under the jurisdiction of the SLFPA-E; and

WHEREAS, the parties to the Contract for Consulting Services dated December 29, 2008, desire to revise said contract to include certain provisions pertaining to surveying services; and

WHEREAS, the revised Contract for Consulting Services with GCR & Associates, Inc., will supersede the aforementioned Contract dated December 29, 2008.

BE IT HEREBY RESOLVED, that Southeast Louisiana Flood Protection Authority-East approves the revised Contract for Consulting Services with GCR & Associates, Inc., and authorizes the SLFPA-E President and SLFPA-E Regional Executive Director to sign the revised Contract.

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

YEAS: Mr. Estopinal, Mr. Goins, Mr. Jackson, Mr. Losonsky and Mr. Wittie

NAYS: None

ABSENT: Mr. Barnes, Mr. Barry and Mr. Pineda

This resolution was declared adopted this 19th day of November, 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 November 19, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary

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

RESOLUTION #11-19-09-09

WHEREAS, Governor Bobby Jindal has been a fervent advocate of coastal protection and restoration and flood protection, and within eight days of being sworn into office signed an executive order requiring all State agencies to use their full authority and funding to advance the State's Coastal Master Plan; and

WHEREAS, following Hurricane Katrina, the State of Louisiana began the restructuring of its critical coastal and flood protection programs and has provided a substantial infusion of funding for these programs; and

WHEREAS, during the Second Special Legislative Session of 2008, Governor Jindal and the State Legislature dedicated \$300 million to the Coastal Protection and Restoration Fund to advance hurricane protection projects and coastal restoration efforts; and

WHEREAS, \$50 million of aforementioned dedicated funds were designated for the Lake Pontchartrain and Vicinity Hurricane Protection Project; and

WHEREAS, hurricane protection, flood control and coastal restoration projects have increased tenfold in the last two years under the leadership of Governor Jindal; and

WHEREAS, due to the efforts of Governor Jindal and the investments made by the State, Louisiana's coast will experience the smallest rate of land loss in over 50 years and over one million Louisiana citizens will have received improved hurricane and flood protection; and

WHEREAS, the dedication of Governor Jindal and the State to saving Louisiana's coast and providing improved flood protection will benefit the citizens of Louisiana and the entire nation.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East expresses its sincerest gratitude to Governor Bobby Jindal for his dedication and efforts and to the State of Louisiana for the contributions and investments to coastal protection and restoration and flood protection for the people of Louisiana.

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


YEAS: Mr. Estopinal, Mr. Goins, Mr. Jackson, Mr. Losonsky and Mr. Wittie

NAYS: None

ABSENT: Mr. Barnes, Mr. Barry and Mr. Pineda

This resolution was declared adopted this 19th day of November, 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 November 19, 2009, held in New Orleans, LA, at which a quorum was present.


George Losonsky, PhD
Secretary

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

**RESOLUTION #11-19-09-10 - INCUMBENCY CERTIFICATE TO PAYING AGENT,
BANK OF NEW YORK-MELLON**

WHEREAS, the Bank of New York – Mellon (“the Bank”) is the paying agent for the outstanding Bonds of the Orleans Levee District; and

WHEREAS, the Bank requires that the governing body of the Orleans Levee District identify by formal Board action those individuals authorized to issue instructions to the Bank on the District’s behalf with respect to the Bonds and payments thereon,

BE IT HEREBY RESOLED, that the Southeast Louisiana Flood Protection Authority – East (“the Authority”), as governing authority of the Orleans Levee District, does hereby designate the following individuals to act on behalf of the District and Authority:

Timothy P. Doody, President, Southeast Louisiana Flood Protection Authority - East
Stephen V. Estopinal, Treasurer, Southeast Louisiana Flood Protection Authority - East
Gerard J Gillen, III, Executive Director, Orleans Levee District
James B. Bollinger, Comptroller, Orleans Levee District,

BE IT FURTHER RESOLVED, that an updated incumbency certificate be prepared and delivered to the Bank of New York – Mellon containing the names and signatures of those identified above.

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

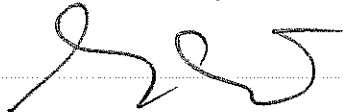
YEAS: Mr. Estopinal, Mr. Goins, Mr. Jackson, Mr. Losonsky and Mr. Wittie

NAYS: None

ABSENT: Mr. Barnes, Mr. Barry and Mr. Pineda

This resolution was declared adopted this 19th day of November, 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 November 19, 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. Pineda, the following resolution was offered:

RESOLUTION #11-19-09-11 - STATE PROJECT NO. 579-44-0001 TRANSITION IMPROVEMENTS AND SCOUR PROTECTION AT PUMP STATION #3 (BAYOU VILLERE), #4 (MERAUX), #7 (BAYOU DUCROS) AND WEST OF PARIS RD. TRANSITION (PHASE 6).

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 State Project No. 579-44-0001 Forty Arpent Levee; and

WHEREAS, the LBBLD advertised and received bids for State Project No. 579-44-0001 Transition Improvements and Scour Protection at Pump Station #3 (Bayou Villere), #4 (Meraux), #7 (Bayou Ducros) and West of Paris Rd. Transition (Phase 6); and

WHEREAS, the bids were reviewed and the lowest responsive and responsible bid pursuant to Louisiana law was submitted by Fleming Construction Co. LLC, in the amount of \$484,676.00.

BE IT HEREBY RESOLVED, that the LBBLD Executive Director is authorized to award the contract to Fleming Construction Co. LLC, the lowest responsive and responsible bidder pursuant to Louisiana law, for State Project No. 579-44-0001 Transition Improvements and Scour Protection at Pump Station #3 (Bayou Villere), #4 (Meraux), #7 (Bayou Ducros) and West of Paris Rd. Transition (Phase 6).

BE IT FURTHER RESOLVED, that the President is hereby authorized to execute the aforementioned contract with Fleming Construction Co. LLC.

BE IT FURTHER RESOLVED, that SLFPA-E Regional Director and the LBBLD Executive Director are hereby 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. 579-44-0001 Transition Improvements and Scour Protection at Pump Station #3 (Bayou Villere), #4 (Meraux), #7 (Bayou Ducros) and West of Paris Rd. Transition (Phase 6).

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

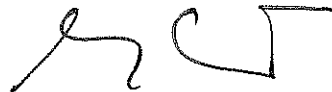
YEAS: Mr. Estopinal, Mr. Goins, Mr. Jackson, Mr. Losonsky and Mr. Wittie

NAYS: None

ABSENT: Mr. Barnes, Mr. Barry and Mr. Pineda

This resolution was declared adopted this 19th day of November, 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 November 19, 2009, held in New Orleans, LA, at which a quorum was present.



George Losonsky, PhD
Secretary