

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

RESOLUTION #07-15-10-01 - APPROVAL OF MINUTES

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the minutes of the Board Meeting held on May 20, 2010 and the Board Meeting held on June 17, 2010.

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

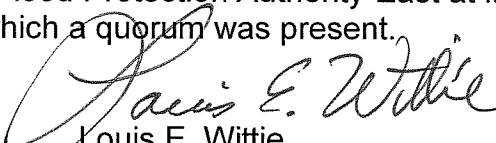
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 15th day of July, 2010.

.....
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 July 15, 2010, held in Metairie, 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 #07-15-10-02 - SERVITUDES, DEEDS, RIGHTS-OF-ENTRY,
AUTHORIZATIONS FOR AND RIGHTS OF ENTRY, AND RELATED DOCUMENTS
FOR LPV PROJECTS**

WHEREAS, the U.S. Army Corps of Engineers (Corps) requires Authorization for and Right of Entry (AFRE) to certain properties on a timely basis for construction of the Lake Pontchartrain and Vicinity Hurricane Protection Project (the LPV project); and

WHEREAS, servitudes, other deeds, and rights-of-entry, and related documents, will be necessary to acquire the property rights required for construction of the LPV project; and

WHEREAS, in order to obtain the necessary servitudes, deeds, and rights-of-entry and to provide the necessary AFREs to the Corps in a timely manner, the Board of Commissioners of Southeast Louisiana Flood Protection Authority-East (SLFPA-E) wishes to provide authority to its President, the Regional Director of SLFPA-E, and the Executive Directors of Orleans Levee District (O.L.D.), East Jefferson Levee District (EJLD), and Lake Borgne Basin Levee District (LBBLD) with respect to properties within the jurisdictions of their respective levee districts, to negotiate and execute the necessary servitudes, deeds, rights-of-entry, and AFREs for the LPV projects, and all other documents necessary and appropriate in connection with the foregoing, as required; and

WHEREAS, Counsel to SLFPA-E or the Office of the Attorney General will review the final form of the servitudes, deeds, rights-of-entry, AFREs, and other documents.

BE IT HEREBY RESOLVED, that the Board of Commissioners of SLFPA-E approves and authorizes its President, the Regional Director of SLFPA-E, and/or the Executive Directors of O.L.D., EJLD and LBBLD with respect to properties within the jurisdictions of their respective levee districts, to negotiate and execute on behalf of the Board of Commissioners of SLFPA-E all servitudes, deeds, rights-of-entry, and AFREs for the LPV project, and all other documents necessary and appropriate in connection with the foregoing, as required, upon approval by Counsel to SLFPA-E or the Office of the Attorney General; and such servitudes, deeds, rights-of-entry, AFREs, and other documents shall upon such execution be considered as acts of the Board of Commissioners of SLFPA-E.

BE IT FURTHER RESOLVED, that the Board of Commissioners of SLFPA-E approves and ratifies all servitudes, deeds, rights-of-entry, and AFREs for the LPV project, and all other documents necessary and appropriate in connection with the foregoing, heretofore executed by its President, the Regional Director of SLFPA-E, and/or the Executive Directors of O.L.D., EJLD and LBLD with respect to properties within the jurisdictions of their respective levee districts; and adopts such servitudes, deeds, rights-of-entry, AFREs, and other documents as acts of the Board of Commissioners of SLFPA-E.

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

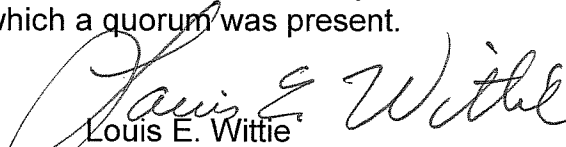
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 15th day of July, 2010.

.....
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 July 15, 2010, held in Metairie, 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 #07-15-10-03 - ORLEANS LEVEE DISTRICT
PRIMARY FLOOD INSURANCE RENEWAL**

WHEREAS, Flood Insurance coverage for the Franklin Administration and Franklin Warehouse buildings and contents are due to expire on July 21, 2010; and

WHEREAS, the notice to renew the current Flood Insurance policies for the Franklin Administration Building and Franklin Warehouse buildings were submitted by Fidelity National Insurance Company through the Eagan Insurance Agency at a total cost of \$2,251 for a term of one year commencing on July 21, 2010.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the renewal of the Flood Insurance coverage for the Franklin Administration and Franklin Warehouse buildings, as offered by Fidelity National Insurance Company through the Eagan Agency, at a total cost of \$2,251 for a term of one year commencing on July 21, 2010.

BE IT FURTHER RESOLVED, that the Orleans Levee District Executive 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:

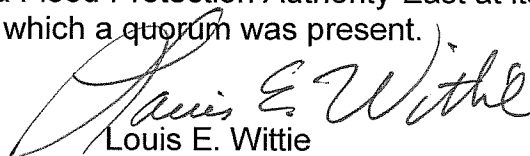
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 15th day of July, 2010.

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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 July 15, 2010, held in Metairie, 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 #07-15-10-04 - ORLEANS LEVEE DISTRICT
RENEWAL OF EXCESS FLOOD INSURANCE COVERAGE**

WHEREAS, the Excess Flood Insurance coverage for the Franklin Facility Warehouse building and contents is due to expire on July 29, 2010; and

WHEREAS, Lexington Insurance Company has offered to renew the Excess Flood Insurance coverage with limits of coverage of one million dollars for building and one million dollars for contents through the Eagan Insurance Agency at a total annual cost of \$14,519.75.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the procurement of Excess Flood Insurance coverage as offered by Lexington Insurance Company through the Eagan Insurance Agency at a total annual cost of \$14,519.75 for a period of one year commencing on July 29, 2010.

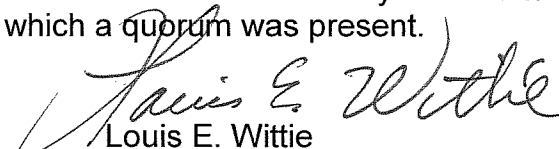
BE IT FURTHER RESOLVED, that the Orleans Levee District Executive Director is authorized to execute any and all documents necessary to carry out the above.

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

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

This resolution was declared adopted this 15th day of July, 2010.

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Louis E. Wittie
Secretary

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

**RESOLUTION #07-15-10-05 - BAYOU ST. JOHN WATER MANAGEMENT STUDY
ENGINEERING TASK ORDER**

WHEREAS, by Resolution No. 10-15-09-08 the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) approved the Cooperative Endeavor Agreement with the State of Louisiana, Division of Administration Facility Planning and Control for Bayou St. John Maintenance and Improvements, Perimeter Elevation, Hydrology Study, Planning and Construction; and

WHEREAS, by Resolution No. 03-19-09-13 the SLFPA-E approved the execution of an Indefinite Delivery-Indefinite Quantity Consulting Engineering Contract for Hydraulic Engineering and Hydraulic Structures with Burk-Kleinpeter, Inc.; and

WHEREAS, Burk-Kleinpeter, Inc. has submitted a proposal in the amount of \$149,445.10 for Bayou St. John Water Management Study (Phase 1) - Ecological Restoration, Flood Protection, Water Quality, and Bathymetry Survey, which is being reviewed by the Division of Administration.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the aforementioned Task Order with Burk-Kleinpeter, Inc. in the amount of \$149,445.10, subject to the approval of the Task Order by the Division of Administration.

BE IT FURTHER RESOLVED, that the Orleans Levee District Executive Director is authorized to execute said Task Order, and any and all other documents necessary to accomplish the above.

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

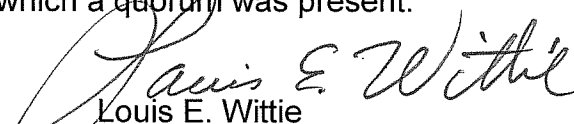
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 15th day of July, 2010.

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Louis E. Wittie
Secretary

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

**RESOLUTION #07-15-10-06 - 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 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 bids were reviewed and the lowest responsive and responsible bid pursuant to Louisiana law was submitted by Barriere Construction Co., in the amount of \$793,793.00.

BE IT HEREBY RESOLVED, that the LBBLD Executive Director is authorized to award the contract to Barriere Construction Co., the lowest responsive and responsible bidder pursuant to Louisiana law, for State Project No. 579-44-001 Violet Canal Closure Structure Improvements (Phase 7).

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

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 of State Project No. 579-44-0001 Violet Canal Closure Structure Improvements (Phase 7).

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

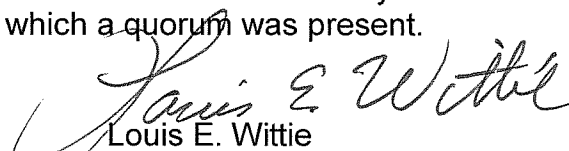
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 15th day of July, 2010.

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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 July 15, 2010, held in Metairie, 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 #07-15-10-07 - 40 ARPENT CANAL WATER INFILTRATION

A RESOLUTION TO FIND, DETERMINE AND CERTIFY THAT A PUBLIC EMERGENCY EXISTS PURSUANT TO LA. R.S. 38:2212(D) REGARDING THE 40 ARPENT CANAL LEVEE BEHIND PUMPING STATION NO. 3.

WHEREAS, Louisiana is in hurricane season; and

WHEREAS, water is infiltrating through openings in the discharge pipe from Pumping Station No. 3, which runs through the 40 Arpent Canal Levee of the Lake Borgne Basin Levee District's levee system; and

WHEREAS, this infiltration can cause the levee to fail; and

WHEREAS, these conditions during hurricane season constitute a public emergency as defined by La. R.S. 38:2211(A)(6)(a), because they pose an imminent threat of destruction or injury; and

WHEREAS, it is necessary to attend to this public emergency by replacing the discharge pipe and remediate any erosion to the levee by immediate maintenance work; and

WHEREAS, La. R.S. 38:2211 et seq., mandates that all public work contracts exceeding \$150,000.00 must be advertised and let by contract in accordance with the procedures set forth therein; and

WHEREAS, La. R.S. 38:2211 et seq., provides that in the event of a public emergency that has been certified by a public entity and notice of such public emergency has been published in the official journal of the public entity that the advertising and bidding requirements shall not apply.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Southeast Louisiana Flood Protection Authority-East that it finds, determines and certifies that the conditions of the Lake Borgne Basin Levee District's 40 Arpent Levee behind Pumping Station No. 3, in that water is infiltrating the levee through openings in the pumping station's discharge pipe, constitute a public emergency posing an imminent threat of destruction or injury, and that these conditions require rectification through immediate maintenance work.

BE IT FURTHER RESOLVED, that notice of this declaration of public emergency shall within ten (10) days of this meeting be published in the official journals of the Southeast Louisiana Flood Protection Authority-East and the Lake Borgne Basin Levee District.

BE IT FURTHER RESOLVED, that the Executive Director of the Lake Borgne Basin Levee District in order to rectify this public emergency, is authorized to negotiate and execute all contracts, including but not limited to hiring of labor, purchasing materials, and entering into construction contracts, all without advertising and the other usual requirements of La. R.S. 38:2211 et seq., which are necessary and proper

to avert this public emergency by rectifying the conditions set out herein in accordance with the provisions of La. R.S. 38:2212(D), and to take any and all other actions necessary to carry out this resolution.

BE IT FURTHER RESOLVED, that the administrative staff of the Lake Borgne Basin Levee District is directed to follow the requirements of La. R.S. 38:2212(D)(2), in entering into contracts pursuant to this certification of public emergency.

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

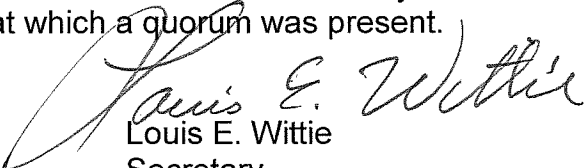
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 15th day of July, 2010.

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Louis E. Wittie
Secretary

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

RESOLUTION #07-15-10-08 – APPROVAL OF LEGAL INVOICES

BE IT HEREBY RESOLVED, that the legal invoices submitted for payment and approved by the appropriate levee district Executive Director, the SLFPA-E Regional Director and the General Counsel, are hereby approved for payment by the appropriate entity.

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

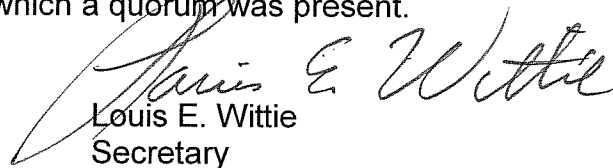
YEAS: Mr. Barnes, Mr. Barry, Mr. Estopinal, Mr. Jackson, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Goins and Mr. Losonsky

This resolution was declared adopted this 15th day of July, 2010.

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Louis E. Wittie
Secretary