

On the motion of Mr. Kemp,
Seconded by Mr. Barnes, the following resolution was offered:

**RESOLUTION NO. 08-16-12-01 – APPROVAL OF JULY 12, 2012
BOARD MEETING MINUTES**

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves the minutes of the Board Meeting held on July 12, 2012.

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

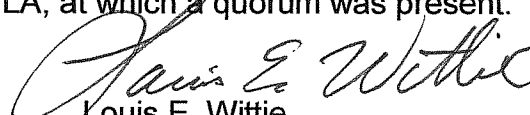
YEAS: Mr. Barnes, Mr. Estopinal, Mr. Kemp, Mr. Luettich, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Doody, Mr. Barry and Mr. Jackson

This resolution was declared adopted this 16th day of August, 2012.

.....
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 16, 2012, held in New Orleans, LA, at which a quorum was present.


Louis E. Wittie
Secretary

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

RESOLUTION NO. 08-16-12-02 – 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 16, 2012", 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 16, 2012" are hereby approved.

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

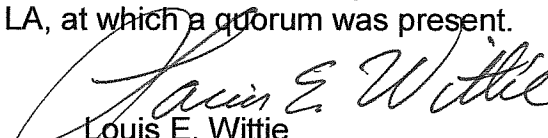
YEAS: Mr. Barnes, Mr. Estopinal, Mr. Kemp, Mr. Luettich and
Mr. Wittie

NAYS: None

ABSENT: Mr. Doody, Mr. Barry, Mr. Jackson and Mr. Pineda

This resolution was declared adopted this 16th day of August, 2012.

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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 16, 2012, held in New Orleans, LA, at which a quorum was present.


Louis E. Wittie
Secretary

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

**RESOLUTION NO. 08-16-12-03 – ID-IQ CONTRACT FOR
PROFESSIONAL GEOTECHNICAL ENGINEERING SERVICES**

WHEREAS, the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) and the levee districts under its jurisdiction have a need for Professional Geotechnical Engineering Services on an indefinite delivery-indefinite quantity basis; and

WHEREAS, the Board by Resolution No. 05-19-11-06 approved the advertisement of a Request for Qualifications (RFQ) for the aforementioned services for the purpose of selecting a consultant(s) and entering into an Indefinite Delivery-Indefinite Quantity (ID-IQ) Contract with said consultant(s); and

WHEREAS, the seven Statements of Qualifications submitted in response to the RFQ were reviewed and competitively rated by a selection team; and

WHEREAS, the selection team has recommended the following consultants for the purpose of entering into an ID-IQ Contract for Professional Geotechnical Engineering Services with said consultant(s):

Eustis Engineering Services, LLC
Fugro Consultants, Inc.
Ardaman and Associates, Inc.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) approves the selection of the following firms for the purpose of entering into an ID-IQ Contract with said consultants:

Eustis Engineering Services, LLC
Fugro Consultants, Inc.
Ardaman and Associates, Inc.

BE IT FURTHER RESOLVED, that the SLFPA-E Regional Director is authorized to negotiate the final ID-IQ Contract with the approved consultants, and that the SLFPA-E President is hereby authorized to execute said ID-IQ Contracts with the approved consultants.

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

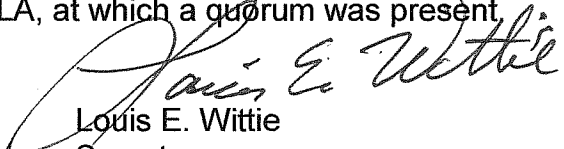
YEAS: Mr. Barnes, Mr. Estopinal, Mr. Kemp, Mr. Luettich, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Doody, Mr. Barry and Mr. Jackson

This resolution was declared adopted this 16th day of August, 2012.

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Louis E. Wittie
Secretary

On the motion of Mr. Luettich,
Seconded by Mr. Barnes, the following resolution was offered:

**RESOLUTION NO. 08-16-12-04 – ID-IQ CONTRACT FOR
PROFESSIONAL COASTAL ENGINEERING SERVICES**

WHEREAS, the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) and the levee districts under its jurisdiction have a need for Professional Coastal Engineering Services on an indefinite delivery-indefinite quantity basis; and

WHEREAS, the Board by Resolution No. 05-19-11-06 approved the advertisement of a Request for Qualifications (RFQ) for the aforementioned services for the purpose of selecting a consultant(s) and entering into an Indefinite Delivery-Indefinite Quantity (ID-IQ) Contract with said consultant(s); and

WHEREAS, the eighteen Statements of Qualifications submitted in response to the RFQ were reviewed and competitively rated by a selection team; and

WHEREAS, the selection team has recommended the following consultants for the purpose of entering into an ID-IQ Contract for Professional Coastal Engineering Services with said consultant(s):

Bob Jacobsen PE, LLC
CH2M HILL Engineers, Inc.
Evans-Graves Engineers, Inc.
Moffatt & Nichol

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East (SLFPA-E) approves the selection of the following firms for the purpose of entering into an ID-IQ Contract with said consultants:

Bob Jacobsen PE, LLC
CH2M HILL Engineers, Inc.
Evans-Graves Engineers, Inc.
Moffatt & Nichol

BE IT FURTHER RESOLVED, that the SLFPA-E Regional Director is authorized to negotiate the final ID-IQ Contract with the approved consultants, and that the SLFPA-E President is hereby authorized to execute said ID-IQ Contracts with the approved consultants.

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

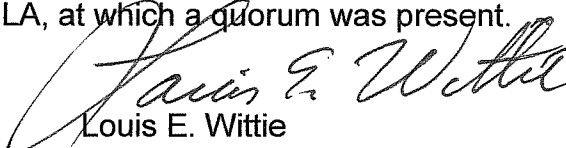
YEAS: Mr. Barnes, Mr. Estopinal, Mr. Kemp, Mr. Luettich, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Doody, Mr. Barry and Mr. Jackson

This resolution was declared adopted this 16th day of August, 2012.

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Louis E. Wittie
Secretary

On the motion of Mr. Luettich,
Seconded by Mr. Kemp, the following resolution was offered:

**RESOLUTION NO. 08-16-12-05 – APPROVAL OF A FUND BALANCE
POLICY FOR THE SOUTHEAST LOUISIANA FLOOD PROTECTION
AUTHORITY - EAST AND ITS MEMBER DISTRICTS**

WHEREAS, the Government Accounting Standards Board (GASB) has issued Statement No. 54 establishing new classifications for the reporting of Fund Balance in financial statements, in order to improve reporting and clarify the constraints that govern how a government entity can use amounts reported as Fund Balance; and

WHEREAS, the Board has determined that compliance with GASB 54 will clearly define new fund balance classifications; set forth the Board's decisions on authority and actions that are necessary to define fund balances as committed and assigned; establish spending priority, and establish a minimum fund balance policy.

BE IT HEREBY RESOLVED, that the Board hereby adopts the policy attached hereto as Exhibit A, establishing a fund balance policy for financial statement reporting as well as providing a long term prospective recognizing that stated thresholds are considered minimum balances.

BE IT FURTHER RESOLVED, that the President is authorized to evaluate existing fund balances and reclassify them in accordance with GASB 54.

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

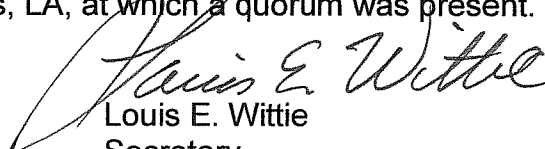
YEAS: Mr. Barnes, Mr. Estopinal, Mr. Kemp, Mr. Luettich, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Doody, Mr. Barry and Mr. Jackson

This resolution was declared adopted this 16th day of August, 2012.

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Louis E. Wittie
Secretary

Southeastern Louisiana Flood Protection Authority – East
Fund Balance Policy

A. Fund Balance Policy

The Authority hereby establishes and will maintain classifications of Fund Balance, as defined herein, in accordance with Governmental Accounting Standards Board Statement No. 54, *Fund Balance Reporting and Governmental Fund Type Definitions*. This Policy shall only apply to the Authority's governmental funds. Fund Balance shall be composed of non-spendable, restricted, committed, assigned and unassigned amounts.

The classifications of fund balance give information about the portion of fund balance that is available for new programs or to expand existing ones, amounts set aside to meet current obligations, amounts that have been identified with specific uses, and amounts which are not available to spend. A minimum fund balance policy provides the means for the Board to express its judgment about minimum desired fund levels necessary to provide for financial flexibility and to protect the Authority against unforeseen circumstances such as revenue shortfalls and unanticipated expenditures.

B. Definitions

Fund Balance – refers to the difference between assets and liabilities in the governmental fund's balance sheet. It is not strictly equivalent to cash.

Non-Spendable fund balance – Amounts that are not in spendable form (such as inventory or prepaid expenses) or are required to be maintained intact (such as principal of an endowment fund) and including long term receivables which have only long term cash flow potential.

Restricted fund balance – Amounts that can be spent only for the specific purposes stipulated by external resource providers (such as grantors, bondholders) or enabling legislation. Restrictions may be changed or lifted only with the consent of the resource providers.

Committed fund balance – Amounts that can only be used for purposes determined by formal action of the Board, the highest level of decision-making authority. Commitments may be changed or lifted only by the Board taking the same action as that which imposed the commitment.

Assigned Fund Balance – Amounts that are set aside for use for specific purposes by the Authority's highest level of decision-making authority or a body or official that has been delegated the authority by the Board. Assigned funds cannot cause a deficit in unassigned fund balance.

Unassigned Fund Balance – The residual balance for the General Fund; the portion of fund balance which is not obligated or specifically designated and is available for any purpose.

C. Authority to Commit fund balance

The Authority's Board, as the District's highest level of decision-making authority, may commit fund balance for specific purposes pursuant to constraints imposed by formal actions taken, such as majority vote or resolution. These committed amounts may not be used for any other purposes unless the Authority's Board removes or changes the specific use through the same type of formal action taken to establish the commitment. Formal action must be taken prior to the end of the fiscal year, though the exact amount may be determined in the subsequent period.

Southeastern Louisiana Flood Protection Authority – East
Fund Balance Policy

D. Authority to Assign fund balance

The Finance Committee, with the concurrence of the President, shall have the authority to assign amounts available in fund balance to specific purposes; however before expenditure, amounts must be appropriated by the Board.

E. Minimum Fund Balance

Unassigned fund balance shall be maintained to provide each organization with sufficient working capital and a margin of safety to address emergencies and contingencies. The Fund Balance Policy establishes a minimum Unassigned Fund Balance equal to between 10% and 30% of total General Fund expenditures. In the event that the balance drops below the established minimum level, the Authority's Board will develop a plan to replenish the fund balance to the established minimum level **within** two years.

Any budget revision that will result in the Unassigned Fund Balance dropping below the minimum level will require the approval of the Authority's Board.

F. Annual Review and Determination of Fund Balance Classification and Minimum Fund Balance Goals

Compliance with the provisions of this policy shall be reviewed by the Finance Committee. The amounts of non-spendable, restricted, committed, assigned and unassigned fund balance, along with any recommendation for changes to the minimum fund balance goals shall be reported to the Board.

G. Funding flow assumptions

When expenditures are incurred for purposes for which both unrestricted and restricted fund balances are available, restricted fund balance is considered to have been spent first. When expenditures are made for purposes for which amounts in any of the unrestricted classifications of fund balance could be used, committed funds should be used first, followed by assigned, and then unassigned amounts.

On the motion of Mr. Luettich,
Seconded by Mr. Barnes, the following resolution was offered:

**RESOLUTION NO. 08-16-12-06 – MRGO ECOSYSTEM RESTORATION
FEASIBILITY STUDY**

WHEREAS, the Mississippi River Gulf Outlet (MRGO) is a federally authorized and constructed navigation project; and

WHEREAS, the MRGO negatively impacted over 600,000 acres of coastal habitat in southeast Louisiana; and

WHEREAS, in 2006, Congress directed the U.S. Army Corps of Engineers (USACE) to complete a restoration plan for the MRGO; and

WHEREAS, Congress also directed the USACE to carry out a remediation plan to offset ecosystem damage caused by the MRGO at 100 percent federal expense; and

WHEREAS, the USACE's draft MRGO Ecosystem Restoration Feasibility Study and EIS documents the damage to the coast and recommends a plan for restoring some 27,000 acres of habitat; and

WHEREAS, the Violet Diversion is recommended in the MRGO Ecosystem Restoration Feasibility Study and EIS that was authorized in the Water Resources Development Act of 2007; and

WHEREAS, many of the USACE's restoration recommendations are elements in, or generally supported by, the 2012 *Louisiana's Comprehensive Master Plan for a Sustainable Coast*; and

WHEREAS, the Chief of Engineers recommends "no further action" on the MRGO restoration project unless and until Congress resolves a dispute between the State of Louisiana and USACE's counsel over whether the proposed work is to be carried out at 100 percent federal cost or, alternatively, requires a State cost-share; and

WHEREAS, no further action by the USACE to address the MRGO impacts contradicts the intent of Congress, and puts off correction of a universally acknowledged federal environmental affront.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority East requests the State of Louisiana and U.S. Army Corps of Engineers to consider all options that will allow the MRGO Ecosystem Restoration Feasibility Study -- including the Violet Canal Site Diversion -- to continue to completion without delay, without awaiting further clarification by Congress, if possible, so that first phase restoration elements can move to construction as quickly as possible.

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

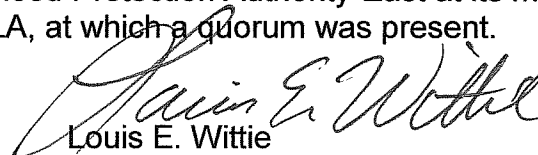
YEAS: Mr. Barnes, Mr. Estopinal, Mr. Kemp, Mr. Luettich, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Doody, Mr. Barry and Mr. Jackson

This resolution was declared adopted this 16th day of August, 2012.

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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 16, 2012, held in New Orleans, LA, at which a quorum was present.


Louis E. Wittie
Secretary

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

**RESOLUTION NO. 08-16-12-07 – ORLEANS LEVEE DISTRICT -
TO AUTHORIZE CONTRACT FOR COMMUNICATION SERVICES**

WHEREAS, the Orleans Levee District may have a need to communicate with and provide information to the citizens of New Orleans.

BE IT HEREBY RESOLVED, the President of the Southeast Louisiana Flood Protection Authority — East, on behalf of the Orleans Levee District, is hereby authorized to negotiate a contract with Carvin/Seder Communications, L.L.C. for communication and information services, on such terms and conditions as he deems advisable, and the President is hereby further authorized to execute said contract.

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

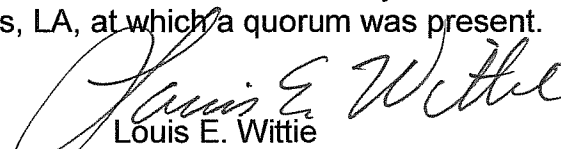
YEAS: Mr. Barnes, Mr. Estopinal, Mr. Kemp, Mr. Luettich, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Doody, Mr. Barry and Mr. Jackson

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Louis E. Wittie
Secretary

On the motion of Mr. Luettich,
Seconded by Mr. Barnes, the following resolution was offered:

RESOLUTION NO. 08-16-12-08 – LBBLD – PROJECT NO. 2012-05-0002 VHF COMMUNICATIONS TOWER.

WHEREAS, FEMA Project Worksheet #19686 allows for the replacement of the exterior VHF radio tower located at the Lake Borgne Basin Levee District (LBBLD) office and maintenance yard that was damaged during Hurricane Katrina; and

WHEREAS, the LBBLD advertised a request for bids for Project No. 2012-05-0002, VHF Communications Tower, which required bidders to submit prices for two options: a guyed tower and a self-supporting tower; and

WHEREAS, the bids were reviewed, and the lowest responsive and responsible bid was submitted by Pittsburg Tank and Tower Co., Inc., as follows:

Option 1 - self-supporting tower - \$49,198.00

Option 2 - guyed tower - \$61,794.00

WHEREAS, the self-supporting tower is less expensive than the guyed tower and more practical because of equipment clearance constraints.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the award of a contract for Project No. 2012-05-0002, VHF Communications Tower, to Pittsburg Tank and Tower Co., Inc., the lowest responsive and responsible bidder, for Option 1 in the amount of \$49,198.00, and the execution of said contract by the LBBLD Executive Director.

BE IT FURTHER RESOLVED, that SLFPA-E Regional Director or the LBBLD Executive Director are hereby authorized to execute all minor change orders, a total of all change orders not to exceed \$5,000, and any and all other documents concerning ancillary matters in connection with Project No. 2012-05-0002 VHF Communication Tower.

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

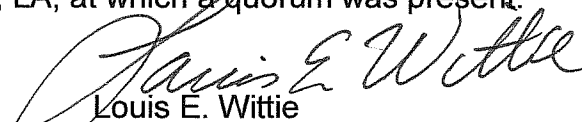
YEAS: Mr. Barnes, Mr. Estopinal, Mr. Kemp, Mr. Luettich, Mr. Pineda and
Mr. Wittie

NAYS: None

ABSENT: Mr. Doody, Mr. Barry and Mr. Jackson

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Louis E. Wittie
Secretary

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

RESOLUTION NO. 08-16-12-09 – AUTHORIZATION TO UTILIZE ATKINS FOR PROFESSIONAL SERVICES REQUIRED FOR REPAIRS AT PUMP STATION NO. 6

WHEREAS, after conducting a competitive selection process, the Louisiana Office of Coastal Protection and Restoration (OCPR), and PBS&J entered into a contract for professional services on September 15, 2009; and

WHEREAS, in order to expeditiously proceed with required repairs of pumps 1, 2 and 3 at Pump Station No. 6, the Board by Resolution No. 12-16-10-13 authorized the Lake Borgne Basin Levee District (LBBLD) to utilize PBS&J to perform the Engineering and Design (E&D) necessary in the production of technical contract documents, construction cost estimates, construction management support and special services through a task order issued by OCPR to PBS&J under the abovementioned contract, and to reimburse OCPR for said services with the expectation of reimbursement by FEMA in accordance with FEMA Project Worksheets (PW's) Nos. 19196F, 19199F and 19200F; and

WHEREAS, the Memorandum of Agreement (MOA) between OCPR and the LBBLD executed on February 18, 2011, for utilizing the services of PBS&J, terminated on May, 15, 2012; and

WHEREAS, not all of the aforementioned E&D work has been completed and FEMA has issued revised Project Worksheets for additional repairs at Pump Station No. 6; and

WHEREAS, the Coastal Protection and Restoration Authority (CPRA – formerly OCPR) has agreed to task Atkins Global (formerly PBS&J) to perform the E&D services for the outstanding repairs of pumps 1, 2 and 3 and the additional repairs required at Pump Station No. 6 as outlined in PW 19673, 19790(v1), 19792(v1), 19794(v1) and PW 19840; and

WHEREAS, CPRA will pay Atkins Global for said work upon concurrence from the LBBLD, the LBBLD will reimburse CPRA, and the LBBLD will then request reimbursement from FEMA.

BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East authorizes the LBBLD to utilize Atkins Global under a task order to be issued by CPRA under its Professional Services Contract for the E&D services required in connection with the outstanding repairs of pumps 1, 2 and 3 and the additional repairs required at Pump Station No. 6.

BE IT FURTHER RESOLVED, that the LBBLD Executive Director and/or SLFPA-E President is authorized to execute a Memorandum of Agreement with CPRA and any and all additional documents necessary to carry out the above.

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

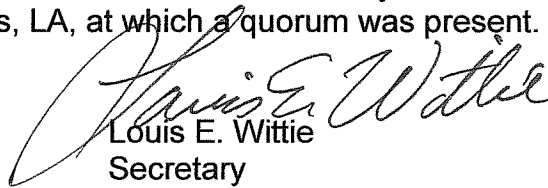
YEAS: Mr. Barnes, Mr. Estopinal, Mr. Kemp, Mr. Luettich, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Doody, Mr. Barry and Mr. Jackson

This resolution was declared adopted this 16th day of August, 2012.

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Louis E. Wittie
Secretary

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

RESOLUTION NO. 08-16-12-10 – O.L.D. – STATE MINERAL BOARD

WHEREAS, the Orleans Levee District owns certain mineral interests in certain tracts of land in an area of Plaquemines Parish commonly referred to as the Bohemia Spillway; and

WHEREAS, the Orleans Levee District would like to appoint the Louisiana Department of Natural Resources, through State Mineral Board, to serve as its agent in the process of leasing such mineral interest to third parties.

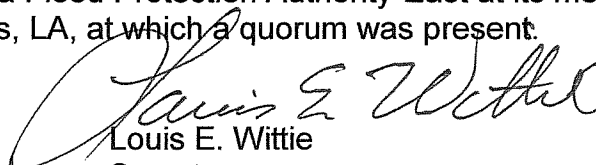
BE IT HEREBY RESOLVED, that the Southeast Louisiana Flood Protection Authority-East approves and authorizes the Louisiana Department of Natural Resources, through the State Mineral Board, to accept nominations, advertise property to be leased, accept bids, accept leases, and execute leases provided, however, all such leases must provide for no surface operations without the prior written consent of the Orleans Levee District, on all mineral interests owned by the Orleans Levee District in Plaquemines Parish.

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

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

This resolution was declared adopted this 16th day of August, 2012.

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Louis E. Wittie
Secretary