



# TERREBONNE LEVEE & CONSERVATION DISTRICT



## Regular Meeting Minutes

June 1, 2022

President Anthony Alford called to order the Board Meeting of the Terrebonne Levee and Conservation District at the Terrebonne Levee & Conservation District Office located at 220A Clendenning Road, Houma, Louisiana, at 6:00 P.M. June 1, 2022.

Angela Hidalgo led the opening prayer and Commissioner Henry led the Pledge of Allegiance to the American Flag.

Upon roll call by Mrs. Hidalgo, Commissioners recorded as present: Alford, Cenac, Chauvin, Daisy, Davis, Henry, and Walker. Commissioners Moore and Williams are recorded as absent.

Under approval of minutes, there was a motion by Commissioner Henry, seconded by Commissioner Chauvin, to approve the meeting minutes dated May 18, 2022. The motion passed without objection.

Under Public, there was no one wishing to address the board.

Under Management's Report, Greg Gautreaux gave a brief update on inhouse projects.

Under Finance Committee Matters, Ms. Hidalgo asked the board to approve the insurance proposal presented by USI for 2021-2022 coverages in the amount of \$127,321.80. Motion: Henry, Second: Cenac. The motion passed without objection.

Item 7(b)(1) was pulled from the agenda.

Co-Chairman Chauvin asked the board to approve HNC Lock Complex (Sealevel) Invoice HNC-P1-007 in the amount of \$1,533,237.30. Motion: Henry, Second: Davis. The motion passed without objection.

Co-Chairman Chauvin asked the board to approve the operating and engineering invoices as presented. Motion: Walker, Second: Davis. The motion passed without objection.

There was a motion by Commissioner Walker, seconded by Commissioner Henry, to enter Executive Session. A roll call vote having been called for, the vote thereon was as follows: Yeas: Alford, Cenac, Chauvin, Daisy, Davis, Henry, and Walker. Nays: None. Absent and/or not voting: Moore, Williams. The motion passed without objection.

There was a motion by Commissioner Henry, seconded by Commissioner Walker, to return to the regular order of the agenda. The motion passed without objection.

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Executive Director Reggie Dupre asked the board to approve Change Order No. 8 for Sealevel Construction for Bayou Lacache Pump Station Rehabilitation in the amount of (\$17,487.28). Motion: Chauvin, Second: Walker. The motion passed without objection.

Mr. Dupre asked the board to pass Resolution 22-016 for the appropriation of properties associated with the Federal Humble Canal Floodgate and Levee Tie-in Project. Motion: Walker, Second: Davis. The motion passed without objection.

Mr. Dupre asked the board to award the Reach B Levee Emergency Rehabilitation to Low Land Construction for the base quote and alternate number one in the amount of \$642,330.00. Motion: Davis, Second: Daisy. The motion passed without objection.

Mr. Dupre asked the board to accept the recommendation to award for the Reach H-1 Emergency Repair and Rehabilitation Project to Vantage Contractors in the amount of \$1,013,430.00. Motion: Cenac, Second: Chauvin. The motion passed without objection.

Mr. Dupre asked the board to approve the updates to TLCD's Emergency Operation Manual for year 2022. Motion: Chauvin, Second: Davis. The motion passed without objection.

Mr. Dupre asked the board to pass Resolution No. 22-017 declaring a state of emergency due to damages to the Bayou Terrebonne Lock Structure sustained as the result of a vessel collision. Motion: Walker, Second: Henry. The motion passed without objection.

Under Engineering Reports, David Boudreaux with Delta Coast Consultants provided a brief update and slide presentation on the HNC Lock Complex on behalf of APTIM. The Change Order No. 1 for Sealevel on this project was pulled from the agenda.

Trey Middleton with GIS Engineering provided updates on the Reach A Levee Alignment, Minor's Canal Floodgate, the Reach B Levee Lift, Bayou Terrebonne Lock Improvements, and Hurricane Ida Emergency Projects updates.

Mr. Middleton asked the board to approve Change Order No. 2 for Sealevel Construction with no additional cost + 17 additional contract days. Motion: Chauvin, Second: Henry. The motion passed without objection.

David Boudreaux with Delta Coast Consultants, LLC provided the engineering update on behalf of Angelette-Picciola for the Reach L West Project. Bids were received and the project was awarded to Onshore Materials, LLC to construct this levee segment. The notice to proceed is being issued for June 7, 2022, to officially begin the construction.

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Under Program Manager's Report, David Boudreaux with Delta Coast Consultants, LLC asked the board to approve All South Consulting Engineers Change Order No. 2 for Onshore Materials for the Lower Dularge West Levee Improvements Phase 3 Project (Supply & Embankment) in the amount of \$20,000.00. Motion: Walker, Second: Chauvin. The motion passed without objection.

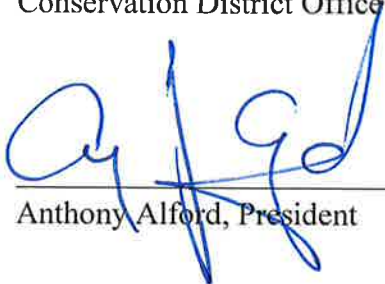
Mr. Boudreaux asked the board to approve All South's Change Order No. 10 for Low Land Construction for Lower Dularge East Levee Rehabilitation Phase 2 (Supply) in the amount of \$490,000.00. Motion: Henry, Second: Daisy. The motion passed without objection.

Mr. Boudreaux asked the board to approve All South's Change Oder No. 13 for Low Land Construction for Lower Dularge East Rehabilitation Phase 2 (Embankment) in the amount of \$116,000.00 + 60 additional contract days. Motion: Daisy, Second: Cenac. The motion passed without objection.

Under President's Report, there was nothing to report.

There being no further business to come before the board, it was moved by Commissioner Henry, with a second by Commissioner Chauvin, to adjourn the July 1, 2022 meeting of the Terrebonne Levee and Conservation District at 7:08 P.M. The motion passed without objection.

The next regularly scheduled meeting is July 15, 2022 at 6:00 P.M. at the Terrebonne Levee & Conservation District Office located at 220A Clendenning Road, Houma, LA 70363.

  
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Anthony Alford, President

  
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Angela Hidalgo, Secretary

**RESOLUTION NO. 22-016**  
**TO APPROPRIATE LAND FOR CONSTRUCTION AND/OR MAINTENANCE OF**  
**LEVEES, FLOOD CONTROL WORKS, DRAINAGE PURPOSES, AND/OR**  
**MITIGATION ASSOCIATED WITH REACH I-3, HUMBLE CANAL GATE, OF THE**  
**MORGANZA TO THE GULF HURRICANE PROTECTION LEVEE PROJECT**

**WHEREAS**, the TERREBONNE LEVEE AND CONSERVATION DISTRICT has been granted by the Louisiana Legislature certain rights, powers, and duties, including but not limited to establishing, constructing, operating, or maintaining flood control works, as they relate to hurricane protection, tidewater flooding, saltwater intrusion, and conservation, in addition to all other rights, powers and duties provided by law, and

**WHEREAS**, the TERREBONNE LEVEE AND CONSERVATION DISTRICT, through Morganza to the Gulf of Mexico, Louisiana Hurricane and Storm Damage Risk Reduction Project, Reach I-3, Humble Canal Gate, desires to improve, construct, and/or maintain flood control works and/or levees, levee drainage, and those matters incidental thereto, including any mitigation associated with said project, on certain riparian properties of Bayou Terrebonne, and/or properties along the existing overall alignment of the Morganza to the Gulf Hurricane Protection Project, as permitted by the U.S. Army Corp of Engineers, and as depicted on:

- 1) A plat prepared by Delta Coast Consultants, LLC, entitled "Easement Areas Across Property Belonging to Marcel Elissade Located in Section 4, T19S-R19E Terrebonne Parish, Louisiana", dated May 18, 2022, which said map is attached hereto and made a part hereof as Exhibit "A".
- 2) A plat prepared by Delta Coast Consultants, LLC, entitled "Easements Across Property Belonging to Henry Ellender Heirs Located in Section 4, T19S-R19E Terrebonne Parish, Louisiana", dated May 31, 2022 which said map is attached hereto and made a part hereof as Exhibit "B".
- 3) A plat prepared by Delta Coast Consultants, LLC, entitled "Easements Across Property Belonging to Betty Keeling Located in Section 4, T19S-R19E Terrebonne Parish, Louisiana", dated May 10, 2022, which said map is attached hereto and made a part hereof as Exhibit "C", and
- 4) A plat prepared by Delta Coast Consultants, LLC, entitled "Easement Areas Across Property Belonging to Kari Nettleton Located in Section 4, T19S-R19E Terrebonne Parish, Louisiana", dated May 16, 2022, which said map is attached hereto and made a part hereof as Exhibit "D", and
- 5) A plat prepared by Delta Coast Consultants, LLC, entitled "Easement Areas Across Property Belonging to Jerry Nettleton Located in Section 4, T19S-R19E Terrebonne Parish, Louisiana", dated May 18, 2022, which said map is attached hereto and made a part hereof as Exhibit "E", and

**WHEREAS**, the construction and/or maintenance of flood control works and/or levees, levee drainage, and those matters incidental thereto, including the required mitigation associated with said project, will require a permanent levee servitude or easement and a temporary servitude or easement on, over, through, along, and across certain riparian properties of Bayou Terrebonne, and/or properties along the existing overall alignment system of the Morganza to the Gulf Hurricane Protection Project, said properties located in Section 4, T19S-R19E, Terrebonne Parish, Louisiana, all as more fully described in the property description attached hereto as Exhibits "A - E", and

**WHEREAS**, the TERREBONNE LEVEE AND CONSERVATION DISTRICT is authorized by Louisiana Civil Code Article 665 and LA R.S. 38:301 *et seq* and all other applicable Louisiana Laws, to appropriate temporary and permanent levee servitudes over riparian properties and properties along the alignment approved by the U.S. Army Corps of Engineers for purposes of construction and/or maintenance of flood control works and/or levees, levee drainage, and those matters incidental thereto, including any mitigation associated with said project, and

**WHEREAS**, it is necessary for construction and/or maintenance of flood control works and/or levees, levee drainage, and those matters incidental thereto, including the required mitigation associated with said Project, for purposes of flood protection to appropriate these properties; and

**WHEREAS**, the servitudes or easements appropriated herein shall include a perpetual and assignable right and easement over:

- 1) Approximately 0.1012 acres of property owned by Marcel Elissade located in Section 4, T19S-R19E Terrebonne Parish and identified on the plat attached hereto as Exhibit "A" and more fully described in the legal description attached as Exhibit "A-1";
- 2) Approximately 3.0487 acres of property owned by Henry J. Ellender Heirs, LLC. located in Section 4, T19S-R19E Terrebonne Parish and identified on the plat attached hereto as Exhibit "B" and more fully described in the legal description attached as Exhibits "B-1" and "B-2"; and
- 3) Approximately 3.2527 acres of property owned by Betty Keeling located in Section 4, T19S-R19E Terrebonne Parish, Louisiana and identified on the plat attached hereto as Exhibit "C" and more fully described in the legal description attached as Exhibit "C-1"; and
- 4) Approximately 4.9150 acres of property owned by Kari Nettleton located in Section 4, T19S-R19E Terrebonne Parish, Louisiana and identified on the plat attached hereto as Exhibit "D" and more fully described in the legal description attached as Exhibit "D-1"; and
- 5) Approximately 0.9737 acres of property owned by Jerry Nettleton located in Section 4, T19S-R19E Terrebonne Parish, Louisiana and identified on the plat attached hereto as Exhibit "E" and more fully described in the legal description attached as Exhibit "E-1";

to construct, maintain, repair, operate, Patrol, and replace a flood protection levee, floodwall, and gate closure, including all appurtenances thereto together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions and other vegetation, structures, or obstacles within the limits of the right of way; reserving, however, to the owners, their heirs and assigns, all such rights and privileges in the land as may be used without interfering with or abridging the rights and easement hereby acquired; including the right to cross over the rights-of-way as access to their adjoining land; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines; and

**WHEREAS**, the servitude or easement appropriated herein shall also include a non-exclusive and assignable temporary easement and right of way in, on, over and across approximately 1.0871 acres of property owned by Henry J. Ellender Heirs, LLC., all as identified on the plat attached hereto as Exhibit B and more fully described in the legal description attached hereto as Exhibit "B-3", for a period not to exceed 36 months, beginning with date possession of the land is granted to the United States, for use by the United States, its representatives, agents, and contractors as a work area, including the right to access, move, store and remove equipment and supplies, and erect and remove temporary structures on the land and to perform any other work necessary and incident to the construction of the Morganza to the Gulf, Reach I-3, Humble Canal Gate Project, together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions, and any other vegetation, structures, or obstacles within the limits of the right of way; reserving, however, to the landowners, their heirs and assigns, all such rights and privileges as may be used without interfering with or abridging the rights and easement hereby acquired; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines; and

**WHEREAS**, in accordance with La. R.S. 38:301(C)(1)(ii), TLCD shall mail notice of this appropriation resolution to the following record property owners as reflected in the parish assessment rolls:

- 1) BETTY ANN FIELDS KEELING  
207 BRASHEAR AV  
MORGAN CITY, LA 70380  
Parcel# 31435

- 2) HENRY J. ELLENDER HEIRS, L.L.C.  
1537 RICHLAND AV  
BATON ROUGE, LA 70808  
Parcel# 31392
- 3) JERRY J. NETTLETON, JR.  
1145 HIGHWAY 55  
MONTEGUT, LA 70377-0000  
Parcel# 69922
- 4) KARI RENEE NETTLETON  
1613 HIGHWAY 55  
MONTEGUT, LA 70377-0000  
Parcel# 32151
- 5) MARCEL H. ELISSALDE, JR. and GERTRUDE ELISSALDE BROWN  
PO BOX 1982  
CRYSTAL BEACH, TX 77650-1982  
Parcel# 31352

**NOW, THEREFORE BE IT RESOLVED** that the TERREBONNE LEVEE & CONSERVATION DISTRICT Board of Commissioners, in connection with the Morganza to the Gulf of Mexico, Louisiana Hurricane and Storm Damage Risk Reduction Project, Reach I-3, Humble Canal Gate, hereby appropriates a permanent and assignable levee servitude, for all purposes authorized by law, to construct, maintain, repair, operate, Patrol, and replace a flood protection levee, floodwall, and gate closure, including all appurtenances thereto, together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions and other vegetation, structures, or obstacles within the limits of the right of way, including the right to cross over the rights-of-way as access to their adjoining land, on, under, over, through, and across the property more fully described on Exhibits "A", "A-1", "B", "B-1", "B-2", "C", "C-1", "D", "D-1", "E", and "E-1", attached hereto and made a part hereof, and a temporary and assignable servitude for use by the United States, its representatives, agents, and contractors as a work area, including the right to access, move, store and remove equipment and supplies, and erect and remove temporary structures on the land and to perform any other work necessary and incident to the construction of the Morganza to the Gulf, Reach I-3, Humble Canal Gate Project, together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions, and any other vegetation, structures, or obstacles within the limits of the right of way, on, under, over, through, and across the property more fully described on fully described on Exhibits "B" and "B-3", attached hereto and made a part hereof, less and except any interests of ownership in certain tracts of land contained within the described servitude area which have been legally acquired by consent and recorded in the Terrebonne Parish Clerk of Court's office.

**THUS DONE AND PASSED** on the 1st day of June, 2022.

I, Angela Hidalgo, Secretary of the Terrebonne Levee & Conservation District, do hereby certify that the foregoing is a true and correct copy of the Resolution adopted by the Board of Commissioners at a regular meeting held on June 1, 2022.

**GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE THIS 1st DAY OF JUNE, 2022.**

  
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Angela Hidalgo, Secretary  
Terrebonne Levee & Conservation District



**DECLARATION OF A STATE OF EMERGENCY –  
DAMAGES TO BAYOU TERREBONNE LOCK STRUCTURE DUE TO VESSEL COLLISION**

**WHEREAS**, the Bayou Terrebonne Lock Complex ("Lock Complex") provides flood protection to the Chauvin and Little Caillou communities during emergency tidal and/or tropical weather events in addition to providing increased environmental benefits to the area through its lock feature, and

**WHEREAS**, on or about May 20, 2022, Terrebonne Levee & Conservation District ("TLCD") employees discovered significant damage to the miter gate portion of the Lock Complex; and

**WHEREAS**, surveillance footage from the Lock Complex revealed that at approximately 2:30 p.m. on April 15, 2022, the "Big "Horn", a vessel believed to be owned and operated by Gulf Inland, was pushing the "Chelsea A" crane barge northbound through the miter gate structure of the Lock Complex when it collided with both the east and west corners of the concrete gate bay wall structures; and

**WHEREAS**, an inspection of the structure above and below the water revealed extensive damage, including but not limited to significant cracks in the in the miter gate cement walls, bent and broken timber fenders, bent and detached safety rails, and separation of the miter gates when closure was attempted; and

**WHEREAS**, the TLCD acknowledges there is an unacceptable level of risk of further damage occurring to the structure without swift repairs being performed along with an increased risk of flooding during the 2022 Hurricane Season due to damages to structure integrity of the miter gate and the inability of the miter gate to properly close; and

**WHEREAS**, the ability of the Terrebonne Levee & Conservation District to act in an expeditious and efficient manner is necessary for the protection of the people and property of Terrebonne Parish from this flood threat and the threat of additional damage to the Lock Structure; and,

**NOW THEREFORE BE IT RESOLVED**, that the Terrebonne Levee and Conservation District Board of Commissioners hereby declares a state of emergency due to the extensive damage sustained by the Bayou Terrebonne Lock Complex as a result of the unforeseen vessel collision, the threat of flooding caused by said damage, and threat of further damages to the flood control structure without necessary repairs being performed in an expedited manner; and

**BE IT FURTHER RESOLVED** that the Terrebonne Levee and Conservation District Executive Director and administration are hereby authorized to expend funds from the Emergency Disaster and Contingency Account and to undertake any activity authorized by law which the Executive Director deems appropriate in response to this declaration, including but not limited to responding to this threat, coordinating and entering into agreements with the Terrebonne Parish Consolidated Government concerning the Lock Complex, the vessel collision, and necessary repairs, implementing necessary flood protection measures, preparing for additional flooding, and any remediation measures necessary for the protection of the lives and property of the citizens of Terrebonne Parish.

I, **Angela Hidalgo**, Executive Secretary of the Terrebonne Levee & Conservation District, do hereby certify that the foregoing is a true and correct copy of the Resolution adopted by the Board of Commissioners at a regular meeting held on June 1, 2022.

**GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE THIS 1st DAY OF JUNE, 2022.**

  
\_\_\_\_\_  
**Angela Hidalgo, Secretary**  
**Terrebonne Levee & Conservation District**

