

OFFICIAL PROCEEDINGS  
ST. MARY LEVEE DISTRICT  
REGULAR MEETING

JUNE 12, 2014  
FRANKLIN, LOUISIANA

The St. Mary Levee District (“SMLD”) met on this date with President William Hidalgo, Sr., presiding and the following board members present: James Vidos, J.P. Hebert, Andrew Mancuso, Wayne Cantrell Jr., Norris Crappell, Will Terry, Luther Smith and Barry Broussard.

Also present: Tim Matte, Executive Director of St. Mary Levee District; Michael Brocato, Operations Manager of St. Mary Levee District; William Bourgeois, SMLD Attorney; Jeff Pena and Nicole Cutforth, CB&I Co.; Rick Dugas, Coastal Protection and Restoration Authority (CPRA); Kevin O’Gorman, T. Baker Smith; Reid Miller, Miller Engineers; Mr. Paul Naquin, St. Mary Parish President and, members of the public and media.

Mr. Terry moved to dispense with the reading and to approve the May 8 regular meeting minutes. After a second by Mr. Vidos, the motion carried unanimously.

Mr. Broussard presented the payables report, which Mr. Crappell moved to approve. Following Mr. Vidos’ second, the motion carried unanimously.

Public comments came from Mr. Harold Schoeffler, Boy Scoutmaster, asking the commission to support a 55 mile wilderness bike trail on top of the levees that would stretch from Henderson Boat Landing to the gate on the west side of Wax Lake Outlet.

Mr. Miller, with Miller Engineers reported that all the title information was received from the Town of Baldwin’s attorney as a result of the title search detailing the property ownership surrounding the proposed Bayou Choupique levees. Mr. Miller’s office will do some additional survey work and once the plats are completed they will be turned over to the Town of Baldwin’s attorney for right-of-way acquisition.

Mr. Miller reported that surveying has been completed along Industry Road for the Yokeley Levee project and his office is in the process of finishing up the preliminary plats.

CB&I’s Jeff Pena reported that the operation and maintenance plan for the Franklin Canal Levee and Floodgate project has been completed and submitted to CPRA.

Mr. Pena reported that the bids for the Franklin Canal Pump Station project have been accepted with Sea Level Construction being the lowest bidder. Mr. Pena stated that before the base bid is awarded additional funds are still needed. Mr. Mancuso motioned to lend the City of Franklin \$350,000 in order to complete the project with the understanding that it would be paid back over a three to five year period. Following a second by Mr. Crappell, the motion carried unanimously.

Mr. Pena stated that his office received the draft model report on the Bayou Teche Recon Study project and it’s still being reviewed. Mr. Pena reported that the final report would be presented at next month’s meeting.

Mr. Miller stated the construction company, Sea Level Construction, should start construction for the Hanson Canal and Yellow Bayou projects in the time frame of August to September.

Mr. Kevin O’Gorman of T. Baker Smith reported his office had a meeting with CPRA to discuss funding to tie in the levees from Lake End Park to the Atchafalaya River levee.

Mr. Matte reported that management with Hellenic would like look into possibly pulling the levee back from the lakeshore in order to be able to develop the property without a levee in front of it. Mr. Crappell motioned to authorize Mr. Hidalgo to enter into an agreement with T. Baker Smith for \$43,000 of work to get a cost estimate on moving the levee back subject to Hellenic’s willingness to fund the effort. Following a second by Mr. Mancuso, the motion passed unanimously.

Mr. Matte reported on examining the option of putting a wave break structure in Lake Palourde to provide Lakeside Subdivision protection. Mr. Mancuso motioned to authorize Mr. Hidalgo to enter into an agreement with T. Baker Smith for \$38,000 of work to study the possibility of installing a wave break structure in an effort to lower the levee heights needed for the protection for the subdivision. Following a second by Mr. Hebert, the motion carried unanimously.

Mr. Pena reported that the Bayou Chene project is currently in the permitting process. Mr. Pena stated landowner coordination is still on going and a drafting of the mitigation plan has commenced. Mr. Pena reported there is an amendment to the Bayou Chene task order in the amount of \$16,665 relating to the permitting process. Mr. Terry motioned to authorize Mr. Hidalgo to sign said amendment. Following a second by Mr. Mancuso, the motioned carried unanimously.

Mr. Matte stated that once the Wax Lake East levee project is completed SMLD would have to request the USACOE revisit the area for the purposes of certifying the Levee.

Mr. Matte reported that the proposed changes to the Project Partnership Agreement (PPA) have been submitted to the USACOE and not have been well received. Mr. Matte stated that after meetings with CPRA and legal, draft agreements with the Parish, City of Morgan City, and the Town of Berwick which obligates SMLD to assume all of those entities' obligations under their "Acts of Assurances" between those entities and the USACOE. Mr. Hebert motioned that the 3 Intergovernmental Agreements (IGA) presented, with Berwick, Morgan City, and St. Mary Parish, be conditionally approved and that Mr. Hidalgo be authorized to execute them, upon written confirmation, from the USACOE, that they will recognize SMLD capacity as non-federal sponsor. Following a second by Mr. Crappell, the motion carried unanimously.

Mr. Bourgeois reported that a real estate appraiser needs to be retained to value the land on Avoca Island associated with the Bayou Chene project. Mr. Bourgeois stated to keep the appraisal report from becoming a public record and to preserve its confidentiality during the negotiation stage, his office proposes to retain the real estate appraisal report through their law firm, Bourgeois Thorguson. Mr. Mancuso motioned to retain the appraiser at a not to exceed amount of \$15,000. Following a second by Mr. Smith, the motion carried unanimously.

Mr. Bourgeois read aloud in full the millage resolution for 5 mills to be adopted. Mr. Hidalgo requested comments from the general public in attendance. There were no comments; therefore Mr. Broussard moved to adopt the 2014 millage resolution of 5 mills. Following a second by Mr. Crappell, the motion carried unanimously.

The following resolution was offered by Mr. Broussard and seconded by Mr. Crappell.

#### RESOLUTION

BE IT RESOLVED, that the following millage(s) are hereby levied on the 2014 tax roll on all property subject to taxation by the St. Mary Levee District:

#### MILLAGE

Tax for construction, maintenance and operation.	5 mills
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BE IT FURTHER RESOLVED that the proper administrative officials of the Parish of St. Mary, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2014, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

The foregoing resolution was read in full, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: Wayne Cantrell, Will Terry, Andrew Mancuso, J.P. Hebert, Bill Hidalgo, Barry Broussard, James Vidos, Norris Crappell, and Luther Smith.

NAYS:

ABSTAINED:

ABSENT: None

Mr. Hidalgo asked for further comments and did not receive any. Mr. Terry moved for adjournment, which was seconded by Mr. Vidos and carried unanimously.

Attest:

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Barry A. Broussard, Secretary  
St. Mary Levee District