

OFFICIAL PROCEEDINGS  
ST. MARY LEVEE DISTRICT  
REGULAR MEETING

AUGUST 8, 2013  
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, Norris Crappell, Andrew Mancuso, J.P. Hebert, Barry Broussard, Will Terry, and with Raleigh Boudreaux and Luther Smith, absent.

Also present: Tim Matte, Executive Director of St. Mary Levee District; William Bourgeois, SMLD Attorney; Jeff Pena, CB&I Co.; Tommy McGinnis, Coastal Protection and Restoration Authority (CPRA); Reid Miller, Miller Engineers; Robby Robinson; Mayor Harris, City of Franklin; Jason Kennedy, T. Baker Smith; Sam Jones, State Representative; and, members of the public and media.

Mr. Terry moved to dispense with the reading and to approve the July 11 regular meeting minutes. After a second by Mr. Mancuso, the motion carried unanimously.

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

Mr. Hidalgo solicited public comments. Mr. Jones congratulated Mr. Hidalgo again on the confirmation of his seat on the Coastal Protection and Restoration Authority (CPRA).

Mr. Matte stated an intergovernmental agreement that has been in negotiated with the Town of Baldwin should be executed after the town’s meeting.

Mr. Reid Miller with Miller Engineers reported a meeting was held with the landowners along the Yokeley Levee project and is waiting for any comments.

CB&I’s Jeff Pena reported the completion schedule on the Franklin Canal Levee and Floodgate project has been extended to September 1 due to rain days. Mr. Pena stated the barge will be is scheduled to arrive August 19.

Mr. Pena reported the status of the Franklin Canal Pump Station. The 95% of design documents were submitted and comments have been received and are being addressed. Cost estimates for the project are higher than previously reported, indicating a short fall of approximately \$400,000 for the base bid of a 2 pump station.

Mr. Broussard motioned for the District to make up the funding deficiency for the Franklin Canal pump station project while the District continues to pursue other funding partners. After seconded by Mr. Terry, the motion carried unanimously.

Mr. Pena reported survey data has been completed on the Bayou Teche Recon Study project. Mr. Pena stated once the modelers are completed with inputting the existing data they will produce two maps with and without gates to show if any adverse effects occur downstream.

Mr. Miller of Miller Engineers reported the final drawings for Hanson Canal will be ready in a few weeks. He also reported that the permitting for Yellow Bayou still has engineering comments to address with the USCOE.

Mr. Matte reported funding has been acquired for the levee improvements on the Wax Lake West, Gordy and each project construction contract should be awarded before the end of September.

Mr. Matte reported the board is continuing negotiations with consultants to develop a proposal to provide engineering services for certification of the Morgan City backwater levees.

T. Baker Smith’s Jason Kennedy explained the proposed contract is for engineering and design work that would cover more than four miles and would start at the southwest corner of Lakeside Subdivision follow the existing levee alignment westward around the Hellenic property along Lake Palourde back to the La. 70 canal across the highway and down the Cypress Gardens levee.

Mr. Pena reported surveying and Geotech data collection is completed on the Bayou Chene project. Surveying for modeling has commenced and the modeling is expected to be completed by the end of October. Mr. Pena stated the permit application was submitted and has been placed on public notice.

Mr. Matte explained the levee district is partnering with the Terrebonne Levee and Conservation District for the Bayou Chene project and TLCD has committed to fund \$500,000 towards the project in the late part of December to the early part of January.

Mr. Matte reported he attended the ALBL meeting that has held a few weeks ago and plans on attending the meeting that ALBL is holding in Baton Rouge August 9 to discuss the lawsuit against oil companies by the Southeast Louisiana Flood Protection Authority-East.

Mr. Matte stated that he will continue meeting with officials with the Parish and the City of Franklin about the shortage of funding for the Franklin Canal Pump Station project.

Mr. Brocato reported the lighting on Bayou Chene has been damaged and is in the process of ordering new lighting, which will be replaced within the next two weeks. Also reported by Mr. Brocato a member from the Hellenic properties contacted the office about a vehicle being stuck on the levee on said property. The said vehicle has been stuck on the levee for as long as two months and is in the process of trying to remove it. Once it's removed, damages made to the levee will need to be repaired and signage will be installed with the consent of Drainage District#2.

Mr. Bourgeois recommended no action be taken on entering a contract with T. Baker Smith related to the Levee Construction and Improvement Project until his office has had time to review the contract. Also recommended by Mr. Bourgeois is the approval of the Intergovernmental Cooperative Agreement with the Town of Baldwin for the purpose of facilitating Baldwin's Flood Protection Levee System project. Mr. Hebert motioned to authorize Mr. Hidalgo to sign above CEA, which was seconded by Mr. Crappell and carried unanimously.

#### **RESOLUTION**

A resolution providing for the St. Mary Levee District's ("Levee District's"), approval of an Intergovernmental Agreement between the Town of Baldwin ("Baldwin") and the Levee District for the purpose of facilitating Baldwin's Flood Protection Levee System project.

WHEREAS, Levee District is the governing authority, which has jurisdiction over all levees, hurricane protection, flood control structures and integrated coastal protection projects, with the authority of a local political subdivision to enter into agreements with governmental bodies, such as Baldwin, for the public welfare, health, safety and good order of the Parish of St. Mary by virtue of the specific authority granted in *La. R.S. 38:291(Z)*;

WHEREAS, Baldwin requires and has requested the Levee District's assistance with its ongoing Flood Protection Levee System project, currently being funded via CDGB grant money;

WHEREAS, an intergovernmental agreement, in accordance with *La. R.S. 33:1321, et seq* will be mutually beneficial to the parties in furtherance of their respective statutory purposes, duties, and authorities, and each party expects to receive a public benefit at least equal to the costs of the responsibilities undertaken pursuant hereto; and

WHEREAS, the Levee District is agreeable to assisting the Town of Baldwin with project coordination and land acquisition services to facilitate the successful completion of Baldwin's Flood Protection Levee System.

BE IT RESOLVED, that WILLIAM H. HIDALGO, SR., the President of the St. Mary Levee District("District"), is hereby fully authorized, empowered, instructed and directed, to sign for and on behalf of this District, an Intergovernmental Cooperative Endeavor Agreement with the Town of Baldwin, regarding the provision of project coordination assistance and of land right acquisition services; said Agreement to contain terms, provisions and conditions as the said President of the District shall deem are necessary, proper and appropriate to the circumstances.

**ADOPTED AND APPROVED** by the St. Mary Parish Levee District convened on this 8<sup>th</sup> day of August, 2013.

Mr. Terry motioned to authorize Mr. Matte to sign a proposal by SJB Group for design work on the gas line at the Franklin Canal Pump Station to tie in to the gas line that serves the pump station the Drainage District operates now. After a second by Mr. Crappell, the motion carried unanimously.

Mr. Matte stated Drainage District No. 1 is in need of and requesting materials from the district's surplus list to repair some damage at the Centerville Pump Station as well as the Franklin Pump Station. Mr. Hebert motioned to allow the request, which was seconded by Mr. Terry and carried unanimously.

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

Attest:

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Barry A. Broussard, Secretary  
St. Mary Levee District