

IBERIA PARISH LEVEE, HURRICANE, AND CONSERVATION
DISTRICT MINUTES

DATE: Thursday, April 11, 2013

TIME: Six (6:00) O'Clock P.M.

ATTENDANCE: Ronald Hebert, Jr., James Landry, William Patout, Frank Minvielle, Ronald Gonsoulin, and Alfred "Todd" Landry.

ABSENT: Benson Langlinais, James Stein, and Scott Saunier.

OTHERS: Robert Millier, Oneil Malbrough - Shaw, Hester Patout, Bill Stiles, Jeff Boggs - KANE, Marc Berard and John Charpentier - Berard, Habetz, and Associates, Rick Patout - Promotional Images, Councilman Marty Trahan - District 13, and Jason Akers - Foley & Judell, LLP.

I. ROLL CALL

II. APPROVAL OF MINUTES

- None

III. PUBLIC COMMENTS

Chairman Gonsoulin opened the floor for Public Comments.

Councilman Marty Trahan stated that in speaking with his fellow Council members, an October 4th election would not be recommended. He suggested that the District spend more time and efforts notifying the public prior to receiving more funding for another election. He further suggested that they join together and devise a plan to continue promoting these taxes.

Mr. Oneil Malbrough addressed the Board stating that there will be an upcoming CWPPRA meeting at the USACE Office in New Orleans on April 16th at 9:30 a.m., scheduled for 12:00 p.m. This meeting will address the final de-authorization recommendation from the Technical Committee for the Weeks Bay Marsh Creation and Shoreline Protection Project located adjacent to the Intercostal Waterway. He requested that as many officials from Iberia Parish attend in order to convince them not to de-authorize the project.

Mr. Malbrough then shared information in regards to the upcoming FEMA flood maps, which he learned by attending a recent CPRA meeting. He explained that during the 2012 Session within the Transportation Bill the flood insurance program was renewed, changing from a subsidized to an actuary program. Meaning the flood insurance program will not be subsidized by the Government any longer, with no grand fathering. By year end 2013 FEMA will re-evaluate all of it's flood maps. If you are above the BFE (base flood elevation), you're in decent shape, but if you're below the BFE your flood insurance costs will increase significantly. He further explained that starting January 1, 2014, this increase will go up by 25% a year for four years until it reaches the maximum increase. If you sell your home, the purchaser does not get the 25% increase per year, they pay the actuary price. He clarified that the rates are not set yet, but only estimates were provided.

Chairman Gonsoulin recognized guests in attendance, as follows: Hester Patout, Tracy Miguez, Robert Millier, Mitch Andrus - Royal Engineering, John Charpentier, and Bill Stiles.

IV. ACTIONS TO BE DISCUSSED

- A. Discuss and consider a Resolution expressing appreciation to all individuals who have contributed their time and talents to the efforts of the Iberia Parish Levee, Hurricane, and Conservation District in their attempt to secure a funding source for the protection of property and lives in Iberia Parish.

The following resolution was offered by Mr. Alfred "Todd" Landry and seconded by Mr. James Landry:

RESOLUTION NO. 2013-02

A RESOLUTION EXPRESSING APPRECIATION TO ALL INDIVIDUALS WHO HAVE CONTRIBUTED THEIR TIME AND TALENTS TO THE EFFORTS OF THE IBERIA PARISH LEVEE, HURRICANE, AND CONSERVATION DISTRICT IN THEIR ATTEMPT TO SECURE A FUNDING SOURCE FOR THE PROTECTION OF PROPERTY AND LIVES IN IBERIA PARISH.

WHEREAS, the Iberia Parish Levee, Hurricane, and Conservation District has proposed two tax propositions on the April 6, 2013 ballot in attempt to secure a funding source for the protection of property and lives in Iberia Parish; and

WHEREAS, the passages propose a five (5) mill tax on all property subject to taxation in the District and a one-half of one percent (0.50%) sales tax; and

WHEREAS, as there is currently no tax levied in the District specifically for the purpose of flood protection, these funds can be used in various ways by the Iberia Parish Levee, Hurricane, and Conservation District for the purposes of flood protection.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Levee, Hurricane, and Conservation District does hereby express its appreciation to all individuals who have contributed their time and talents to the efforts of the Iberia Parish Levee, Hurricane, and Conservation District in their attempt to secure a funding source for the protection of property and lives in Iberia Parish.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Levee, Hurricane, and Conservation District.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Ronald Gonsoulin, Alfred "Todd" Landry, William Patout, Ronald Hebert, Jr. James Landry, and Frank Minvielle.

NAYS: None.

ABSENT: Ben Langlinois, James Stein, and Scott Saunier.

And the Resolution was declared adopted this 11th day of April, 2013.

- B. Approval of Invoice #213131 to Berard, Habetz, &

Associates in the total amount of \$2,522.50.

A motion was made by Mr. William Patout, seconded by Mr. Frank Minvielle, approving payment of Invoice #213131 to Berard, Habetz, & Associates in the total amount of \$2,522.50.

And the motion was therefore passed on this 11th day of April, 2013.

C. Discuss results of April 6, 2013 election.

Several members and guests voiced their opinions on why they thought the taxes failed and further discussed ideas on how to get more individuals involved and how to further promote the taxes for a future election.

Chairman Gonsoulin directed the members to view several maps and charts which depict the April 6th election results by precinct.

Mr. Jason Akers entered the meeting at 7:15 a.m.

Chairman Gonsoulin stated that Atchafalaya Levee District overlaps into Iberia Parish much more than initially thought to be. He questioned Mr. Akers if it would be possible to include the portion of Atchafalaya Levee District which overlaps Iberia Parish in the Sales Tax District.

Mr. Akers stated that he could not provide a definite answer at the moment, that this is a rare instance and that single Parish Levee Districts are relatively new creations of the Legislature. His concern was that if the entire Parish was placed in a Sales Tax District and the proceeds were only given to a District within a portion of the Parish, this could open up legal challenges. He stated that at the time of the election call they did not have sufficient time to consider legal alternatives, but there are alternatives to explore. One potential solution is to perhaps include the whole Parish in the Sales Tax District and obtain some sort of agreement between the Iberia Levee District and the Atchafalaya Levee District for the use of the proceeds. Another option would be to seek an Attorney General's opinion, whereas if the Sales Tax District were to be created Parishwide, would it be acceptable if the proceeds were only to be used in a portion of the Parish. He noted that both options could be workable solutions, but could not guarantee what an Attorney General opinion would say.

Chairman Gonsoulin confirmed that he would like Mr. Akers to explore these options and seek an Attorney General's opinion.

V. ANNOUNCEMENTS/OTHER BUSINESS

Several members questioned the District's current financial status. It was requested that the secretary obtain the current balance and return with a report.

VI. PLANS FOR NEXT MEETING

- May 9, 2013

VII. ADJOURNMENT

There being no further business, a motion was made by Mr. Frank Minvielle, seconded by Mr. James Landry, that the District does hereby adjourn.

All members present voted affirmatively and the motion carried unanimously.

I hereby certify the fore going to be exact and true:

Ronald Gonsoulin, Chairman

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