

Minutes of the Regular Monthly Board meeting of the North Lafourche Conservation, Levee & Drainage District, December 14, 2022

Public Hearing: The Board of Commissioners of the North Lafourche Conservation, Levee and Drainage District met in a Public Hearing at its regular meeting place, 3862 Highway 1, Raceland, Louisiana, on Wednesday, December 14, 2022 at 5:30 PM, pursuant to the provisions of a notice of public hearing duly promulgated and posted in accordance with the law. The Public Hearing was called to order by Mr. Tim Allen, Board Vice President, the invocation was led by Tim Allen, and the pledge was led by Louis Andolsek. Vice President Allen called roll. Commissioners present were Tim Allen, Adley Peltier, Louis Andolsek, Rodney Foret, Monique Crochet, Tory Hebert, Robert Pitre and Darcy Kiffe. Commissioners Cory Kief, Percy Gasery, Elmo Pitre and were absent. Others present were NLLD Executive Director Dwayne Bourgeois; NLLD Administrative Assistant Madonna Viguerie; Executive Assistant Katie DeRoche; Field Coordinator Travis Colombel; Project/Accounting Assistant Brandy Theriot and various engineering professionals. T. Allen announced the public hearing was being held to consider the 2022 Revised Budget and the 2023 Proposed Budget. The Finance and Priority Committee's recommendation to this board is for adoption as written for both. T. Allen called three times for any discussion from the board on the 2022 Revised Budget. There were none. He called three times for public comments on the 2022 Revised Budget. There were none. He called three times for discussion from the board on the 2023 Proposed Budget. There were none. He called three times for public comment on the 2023 Proposed Budget. There were none. With no comments from the public or board, R. Pitre motioned, seconded by T. Hebert to close the public hearing to consider the 2022 Revised Budget and the 2023 Proposed Budget. No discussion or public comment. The motion to close the Public Hearing passed unanimously. The Public Hearing was closed at 5:33 pm.

Regular Meeting: The Regular Monthly meeting of the North Lafourche Conservation, Levee and Drainage District Board of Commissioners was called to order on December 14, 2022, by Vice President Tim Allen at 5:36 pm. The meeting was held at the District's office at 3862 Highway 1 in Raceland. The invocation was given by Louis Andolsek and the pledge was led by Monique Crochet. Vice President Tim Allen called roll. Commissioners present were Tim Allen, Louis Andolsek, Rodney Foret, Darcy Kiffe, Tory Hebert, Adley Peltier, Robert Pitre, Monique Crochet. Commissioners Percy Gasery, Elmo Pitre, and Cory Kief were absent. Others present were NLLD Executive Director Dwayne Bourgeois; NLLD Program/Project Manager Arthur Ostheimer; NLLD Field Coordinator Travis Colombel; NLLD Administrative Assistant Madonna Viguerie; NLLD Executive Assistant Katie DeRoche; NLLD Project/Accounting Assistant Brandy Theriot, and various engineering professionals.

Approval of Minutes: Motion was made by M. Crochet, seconded by R. Pitre, to approve the minutes of the following meetings: November 15, 2022 Legal and Development, November 15, 2022, Finance & Priority Committee and November 15, 2022 Regular Board Meeting. No discussion or public comment. Motion passed unanimously.

Adoption of the 2022 Revised Budget: The Finance and Priority Committee met for review of the budget and proposed revisions by the Director. It is the Committee's recommendation that the Board adopt the 2022 Revised Budget as provided this evening. L. Andolsek motioned, seconded by A. Peltier to adopt the 2022 Revised Budget. No discussion or public comment. Motion passed unanimously.

Adoption of the 2023 Proposed Budget: The Finance and Priority Committee met for review of the proposed budget by the Director. It is the Committee's recommendation that the Board adopt the 2023 Budget as provided this evening. L. Andolsek motioned, seconded by R. Foret to adopt the 2023 Budget. No discussion or public comment. Motion passed unanimously.

A. Thibodaux – West Project Area: No report.

B. Thibodaux - Lockport - Bayou Blue Project Area:

Bayou Blue – Hollywood Backwater Flood Protection Project: D. Bourgeois and A. Ostheimer reported Sealevel Construction, Inc. is the contractor on this project that is designed to protect the areas around the Hollywood canal from storm surge by way of the GIWW. CPRA is providing a little over \$6.5M GOMESA reimbursement for the construction. Sealevel continues to make good progress on the project. They have driven a majority of the pilings and sheet pile. They are currently expecting the pumps to be delivered in February. A. Peltier motioned, seconded by T. Hebert to approve payment of pay request #5 in the amount of \$1,033,856.85 from Sealevel Construction, Inc. as recommended by the project engineer. No discussion or public comment. Motion passed unanimously.

M. Crochet motioned, seconded by D. Kiffe to deviate from the agenda for public comment by Phillip Gouaux who resides at 1421 Highland Dr., Lockport, LA 70374. Mr. Gouaux stated to the NLLD Board that he serves as the Chairman for the Lafourche Game and Fish Commission. The commission is looking for some funding help with clearing debris from Hurricane Ida in the lower section of Bayou Folsé since it does impede drainage. T. Allen stated NLLD will address this issue as best as the District can, although it will take some time. He also said Dwayne Bourgeois is in contact with many other organizations that can maybe be quicker at garnering funding for this. R. Pitre motioned, seconded by M. Crochet to return to the regular scheduled agenda. No discussion or public comment. Motion passed unanimously.

C. Lockport - Larose Project Area:

Lockport to Larose Reach D2 & D3 Levee Improvements: D. Bourgeois and A. Ostheimer reported NLLD is working with Picciola & Associates on a project to improve the elevation of the Lockport to Larose Reach D2 & D3 Levee to an 8' elevation. NLLD had completed an initial project in 2017 that brought the elevation up to 6.5'. With settlement and consolidation, which was expected, the elevation lost approximately a foot of protection. NLLD was able to work with CPRA to move the excess funding of approximately \$800K from TLBB Element 2 to help fund this project. NLLD has received the draft IGA from CPRA. The majority of the design work is completed on this project so it should be mostly about getting the agreement for funding complete and working through any comments from CPRA. With the drafting of the IGA, NLLD expects to begin the review process with CPRA. R. Pitre motioned, seconded by D. Kiffe authorizing the Executive Director to sign the Intergovernmental Agreement upon concurrence from legal counsel, along with any and all related documents, between the NLCLDD and the CPRA for the GOMESA funds for the Lockport to Larose Reach D2 & D3 Levee Improvements Project, NLD # 6300.66Z, thus advancing the project to final design, bid preparation and advertising, bid evaluation and recommendation for award. No discussion or public comment. Motion passed unanimously.

D. Choupic Project Area: No report.

E. St. James Project Area: No report.

F. Lake Bouef Watershed Project Area:

Zeller/Larousse Forced Drainage Area Systems Improvements: D. Bourgeois and A. Ostheimer reported Phase 2 of this project is designed to provide structural stability to the system and improve the levee to a 5' elevation. This construction was partially reimbursed with GOMESA funding through CPRA and substantial completion was accepted in September and the contractor has submitted the Clear Lien Certificate for final payment. L. Andolsek motioned, seconded by A. Peltier to approve payment of pay request #11 for the project retainage in the amount of \$62,149.67 from Sealevel Construction, Inc. as recommended by the project engineer. No discussion or public comment. Motion passed unanimously.

G. Gheens Project Area:

Natural Gas FDA Levee Improvements: D. Bourgeois and A. Ostheimer reported Clark Construction Enterprises, LLC is the contractor for this project that is designed to improve the levee elevation to 7'. The construction is being reimbursed with GOMESA funding through CPRA and substantial completion was accepted in October and the contractor has submitted the Clear Lien Certificate for final payment. M. Crochet motioned, seconded by T. Hebert to approve Change Order No. 7 to increase the contract

time by an additional 93 days to extend the construction period to November 19, 2022, due to Hurricane Ida and actual field conditions accrued throughout the contract period as requested by Clark Construction Enterprises, LLC and recommended by the project engineer. No discussion or public comment. Motion passed unanimously. R. Foret motioned, seconded by R. Pitre to approve payment of pay request #15 for the project retainage in the amount of \$124,509.18 from Clark Construction Enterprises, LLC as recommended by the project engineer. No discussion or public comment. Motion passed unanimously.

H. Valentine - East Project Area:

Morganza to the Gulf Eastern Tie-in, reach 2 Interim Improvements: D. Bourgeois and A. Ostheimer reported Dynamic Group, LLC is the contractor for this project designed to enhance nearly 20,000 LF of levee improvements to an approximate 7.5' elevation and modify the Ludevine Pump Station to account for the modified levee section. The CPRA will ultimately provide \$3M for this project available through surplus funds. NLLD held its monthly progress meeting with Dynamic and GIS yesterday. Dynamic has struggled to complete any portion of the project. As of now, GIS has put them on notice with regard to contract time and requested a work plan to complete the project. Dynamic has made some field changes so NLLD is hoping that it will allow them to complete the project. D. Kiffe motioned, seconded by L. Andolsek to approve Change Order No. 8 to increase the contract time by an additional 10 days related to November 2022 adverse weather conditions as requested by Dynamic Group, LLC and recommended by the project engineer. No discussion or public comment. Motion passed unanimously.

I. Maintenance and other Regional Projects: No report.

J. Equipment: No report.

K. General Items:

NLLD Insurance Renewal: D. Bourgeois reported NLLD received the Insurance Proposal from AJG for the 2023. The total premium has increased by approximately 34 % from this expiring year. A copy of the proposal summary is in your meeting packets and my recommendation is for the board to authorize the renewal of the policies as listed. T. Hebert motioned, seconded by M. Crochet to renew the insurance the same as the expiring coverage, at a total cost of \$183,077.96 and to authorize the Executive Director to sign any and all documents and to pay the invoices as presented for payment. No discussion or public comment. Motion passed unanimously.

Morganza to the Gulf Legal Counsel: R. Foret motioned, seconded by T. Hebert authorizing the Executive Director to engage special legal counsel regarding the Morganza to the Gulf project with cost to be shared with Terrebonne Levee and Conservation District. Discussion ensued on this agreement not to exceed \$20,000.00 cost to the NLLD. R. Foret amended the previous motion authorizing the Executive Director to engage special legal counsel regarding the Morganza to the Gulf project with cost to be shared equally with Terrebonne Levee and Conservation District, not exceeding \$20,000.00 cost to the NLLD, the amended motion was seconded by T. Hebert. No further discussion or public comment. Motion passed unanimously.

Finance & Priority Committee: Committee Chair Louis Andolsek reported that the Finance and Priority Committee conducted a meeting on November 15, 2022. The NLLD Board has a copy of those minutes in tonight's meeting packet. During that meeting, the committee reviewed and approved the Payables Report that was accepted by the full board in the Regular meeting that followed. In November, the committee had the first review of the 2023 Proposed Budget, and just before this meeting, the committee reviewed the final 2022 Revised Budget and the 2023 Proposed Budget which were both recommended for adoption by the full board.

Accounts Payable: A motion was made by L. Andolsek, seconded by A. Peltier to accept the Payables Report as given. No discussion or public comment. Motion passed unanimously.

The Vice President called for other engineering reports; there were none.

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The Vice President called for additional public comments; there were none. The Vice President announced the next Regular Monthly Board Meeting will be at 5:20 PM (or immediately following F&P Committee meeting at 5:15 pm) on Tuesday, January 17, 2023, at the District's office located at 3862 Highway 1, Raceland, LA. The meeting was unanimously adjourned at 6:25 PM on motion by R. Pitre, seconded by M. Crochet.

Cory Kief, President: _____

Dwayne Bourgeois, Executive Director: _____