

**OFFICIAL PROCEEDING
OF
SOUTH LAFOURCHE LEVEE DISTRICT
MAY 09, 2022**

The Board of Commissioners of the South Lafourche Levee District met in a regular session at its regular meeting place, 17751 Highway 3235, Galliano, Louisiana, on Monday, May 09, 2022, at three (3:00) o'clock p.m., pursuant to the provisions of a notice of regular session duly promulgated and posted in accordance with the law.

The regular meeting for the month of March was called to order by Vice President Ronald Callais. Commissioner Roland Guidry led the Pledge of Allegiance.

Vice President Callais directed the secretary to call roll.

Board members in attendance:

Ronald Callais
Roland Curole
Mitch Danos
Brett DeRoche
Roland Guidry
McNeely Rome
Monty Vegas

Board members absent: Keith Guidry
Brian Marts

Also present were: Executive Secretary and General Manager Windell Curole; Administrative Assistant 6 Mary Punch; Administrative Assistant 3 Amy Gisclair; Levee Maintenance Superintendent Kevin Terrebonne; Attorney Ryan Collins; Engineering Personnel Joe Picciola, Neil Angelette, John Plaisance, Laura Barnes, Trey Middleton, Stevie Smith; Lafourche Parish Government Brennan Matherne, Billy Brunet, and news media.

READING OF THE MINUTES

The minutes of the April 11, 2022, Regular Meeting were approved unanimously upon a motion by McNeely Rome and seconded by Monty Vegas.

PRESIDENT'S REPORT

DISCUSSION AND ACTION TO ADOPT RESOLUTION FOR THE MILLAGE RATES FOR THE YEAR 2022

Vice President Callais read the following resolution:

RESOLUTION NO.: 03-2022

MOTION: Roland Curole

SECOND: Monty Vegas

BE IT RESOLVED, that the following millage(s) are hereby levied on the 2022 tax roll on all property subject to taxation by the South Lafourche Levee District:

	<u>MILLAGE</u>
Ad Valorem (1047 007):	4.860 mills
Construction and Maintenance (1047 086):	5.000 mills

BE IT FURTHER RESOLVED that the proper administrative officials of the Parish of Lafourche, 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

2022, 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: 7
NAYS: 0
ABSTAINED: 0
ABSENT: 2

AUDIENCE COMMENTS

Mr. Billy Brunet thanked the commissioners and voiced his appreciation for the board’s accomplishments. He then addressed the board on behalf of fishermen in the community who were seeking a parking lot at the Golden Meadow Boat Launch. The proposed parking lot would be located between the top of the levee and the borrow canal on the south side. Mr. Brunet also requested additional rip rap be placed on the south side by the boat launch. General Manager Windell Curole explained that the levee district had transferred its rights from ConocoPhillips to the Parish Council. He added that there are problems with maintenance and construction of the levee with a parking lot in the location where requested, but that he would contact Mr. Brunet later to continue discussions.

GENERAL MANAGER’S REPORT

SLIDE PRESENTATION

General Manager Windell Curole showed many slides from around the levee system pointing out where debris had been removed and grass was now growing. Other slides showed project updates.

ACCEPTANCE OF FY2022 FINACIAL AUDIT REPORT

Mr. Curole presented the Fiscal Year 2022 Financial Audit Report and stated that everything had gone well with the audit. He added that there was one finding which required we put a policy into place that would explain how we handled federal dollars received. Mr. Curole explained that due to substantial money received from FEMA on the Morganza project, a Single Audit was performed. He added that we handle federal dollars the same as all other monies received, but that this was the first time we had handled federal funds of this magnitude. He stated that we were currently working on a policy to satisfy the finding and would present it to the board for approval upon its completion. Mr. Curole recommended the board accept the report as presented.

Moved by Mitch Danos and seconded by Monty Vegas, the board unanimously approved the Financial Audit Report for Fiscal Year 2022 as presented.

TLCD PAY SCALE COMPARISON TO SLLD

Mr. Curole explained that since we removed ourselves from State Civil Service in 2010, we had continued to use the Civil Service Pay Scale as a guide to pay our employees. He stated that we were working towards finally providing our own pay scale and had requested assistance from Terrebonne Levee on pay scale and benefits offered. He stated that the Personnel Committee would review a proposed pay scale for the SLLD based on information provided by TLCD.

PROCESSION OF DEBRIS-RELATED PAYMENTS

Mr. Curole presented a spreadsheet showing the costs for debris, what was paid by FEMA, the balances paid by Bond Draw #1, and the remainder of funds in Draw #1. He then explained the outstanding invoices that had already been approved for payment upon receipt of adequate funds and stated that there was a remaining balance of \$2.7 million to be paid in debris costs. Mr. Curole recommended the board approve the second draw of bond money to cover the remaining invoices that had been approved in previous meetings upon engineers’ recommendations.

Moved by Ronald Guidry and seconded by Roland Curole, the board unanimously approved Bond Draw No. 2 in the amount of \$2,762,427.01 to cover the remaining previously approved debris invoices as recommended by All South Consulting Engineers.

CORPS MAINTENANCE PROGRAM

Mr. Curole explained that the Corps Maintenance Program covered the cost of repairs to federally authorized levees when damaged. He further stated that because we built our levees higher than authorized and using unapproved methods, we were no longer part of that program. He stated that many at the Corps were now reviewing their methods of building and were lessening their restrictions. He also stated that our engineers were working to provide information that would hopefully be accepted by the Corps that would ultimately allow us back into the system. Mr. Curole added that we would continue to work toward that goal.

408 PERMISSION PROGRAM

Mr. Curole stated that the 408 Permission program was the program that ultimately forced us to build outside of the Corps' procedures. He stated that the Corps was beginning to step back on some items and no longer being so restrictive.

BRETON CANAL SIPHON UPDATE

Mr. Curole informed the board that the current system could pump two-tenths within 24 hours. With the added Breton Canal Siphon, that amount would double. He recommended the board allow the project to be advertised.

Moved by Monty Vegas and seconded by Roland Curole, the board authorized the Breton Canal Siphon Project be advertised for bid and the Board President and/or General Manager allowed to sign any documents necessary to move forward with the project.

D-SOUTH FLOODWALL: APPROVAL TO ACCEPT AMENDMENT NO 1 (CPRA BA-0247) TO EXTEND CONSTRUCTION DEADLINE

Mr. Curole presented CPRA Amendment No. 1 to the BA-0247 agreement which would extend the deadline for construction from July 2022 to December 2022. He recommended the board accept the resolution and allow he or the board's president to sign.

Moved by Monty Vegas, seconded by Mitch Danos and unanimously accepted, the board agreed to allow the board president or general manager to sign and accept CPRA BA-0247 Amendment No. 1 to extend the construction deadline to December 2022 for the D-South Floodwall project.

APPROVAL TO PURCHASE EQUIPMENT

Mr. Curole informed the board that the levee district needed to purchase some field equipment and stated that each item was on State Contract so none would need to be advertised. Items recommended for purchase were as follows:

- **ONE BUSH HOG GRASS CUTTER ON STATE CONTRACT**

On a motion of Monty Vegas, seconded by Brett DeRoche and unanimously accepted, the board authorized the purchase of one Bush Hog Grass Cutter on State Contract.

- **PORTABLE 50KW GENERATORS, ESTIMATE \$50K**

On a motion of Roland Curole, seconded by McNeely Rome and unanimously accepted, the board authorized the purchase of one Portable/Towable 50KW or larger generator, up to \$50K on State Contract.

- **TWO PICKUP TRUCKS ON STATE CONTRACT, ESTIMATED \$30K EACH**

On a motion of Monty Vegas, seconded by Brett DeRoche and unanimously accepted, the board authorized the purchase of tow pickup trucks on State Contract, estimated to cost up to \$30,000 each.

DAMAGE PILINGS AT LEON THERIOT LOCK – ONE QUOTE RECEIVED AND SUBMITTED TO RESPONSIBLE PARTY FOR CONSIDERATION

Mr. Curole stated that a barge had hit the pilings on the south side of the Leon Theriot Lock. The owner of the barge and tug had been contacted and agreed to pay for the repairs based upon a quote that was obtained. Mr. Curole recommended the board give approval to move forward with the repairs.

On a motion of McNeely Rome, seconded by Mitch Danos and unanimously accepted, the board authorized the repairs of the Leon Theriot Lock pilings with the responsible tug party paying the costs for those repairs as agreed.

ENGINEERING REPORT

OFFICE OF COASTAL PROTECTION AND RESTORATION

Mr. Daniel Dearmond was not in attendance.

CORPS OF ENGINEERS

There was no one in attendance from the Corps.

PROJECT ENGINEERS

PICCIOLA & ASSOCIATES

Engineer Joe Picciola gave the following report:

- **Section F Levee Improvements**

Onshore Materials, LLC is the Contractor. The contractor is substantially complete with the project.

The contractor has submitted Pay Application No. 13 in the amount of \$166,595.07.

The contractor has submitted Change Order No. 2 in the amount of \$173,770.74 for balancing of Final contract Quantities.

The contractor has submitted the Certificate of Substantial Completion for approval.

- Pay Request No. **13** in the amount of **\$166,595.07**

Moved by Monty Vegas, seconded by Mitch Danos and unanimously accepted, the board approved Pay Request No. 13 in the amount of \$166,595.07.

- Change Order No. **2** in the amount of **\$173,770.74**

Moved by Roland Curole, seconded by Roland Guidry and unanimously accepted, the board approved Change Order No. 2 in the amount of \$173,770.74.

- Certificate of Substantial Completion

Moved by Monty Vegas, seconded by Mitch Danos and unanimously accepted, the board approved Certificate of Substantial Completion of Levee Section F Improvements.

- **Larose Lock Project**

Project Plans and Specifications are complete. They have been submitted to US Army Corps of Engineers and CPRA for approval.

- **Section D-South Interim Levee Improvements – Phase III**

Outer Limit Contractors, LLC is the Contractor. The contractor is currently on-site and has completed the repairs to the levee caused by Hurricane Ida. They are excavating the borrow canal and placing on berm.

The contractor has submitted Pay Application No. 9 in the amount of \$41,025.00.

- Pay Request No. **9** in the amount of **\$41,025.00**

Moved by Roland Curole, seconded by McNeely Rome and unanimously accepted, the board approved Pay Request No. 9 in the amount of \$41,025.00.

- **Hurricane Ida Storm Damage Repairs to Pump Stations and Floodgates**

Grand Isle Shipyard, LLC is the Contractor. We held the Pre-Construction meeting on November 30th. The Notice to Proceed was issued on December 6, 2021. The contractor has started working on Pump Station No 4, 7, 8 & 2.

There is no Pay Application this month.

- **Hurricane Ida Storm Damage Repairs to Main Office and Mechanic Shop**

We received bids for repairs to the Maintenance Shop on Wednesday, March 23, 2022, at 10 am. FRISCO Industrial Contractors, LLC was the low bidder in the amount of \$348,570.00. Change Order No. 1 is currently being presented which will reduce the scope of work and price by (\$80,170.00) for a new contract price of \$268,400.00.

Moved by McNeely Rome and seconded by Brett DeRoche, the board unanimously approved Change Order No. 1 to reduce the scope of work of the Mechanic Shop at a reduced rate of (\$80,170.00) for a new contract price of \$268,400.00.

We are currently processing the Contracts.

- **Hurricane Ida Storm Damage Repairs to Main Office**

We received bids for repairs to the Main Office Building on Wednesday, April 27, 2022, at 10 am. Grand Isle Shipyard, LLC was the low bidder in the amount of \$449,525.67. A decision on awarding of the project was deferred until the June meeting.

- **Leon Theriot Lock and LOOP Floodwall**

Outer Limit Contractors, LLC, is the Contractor. The contractor has completed the levee repairs caused by Hurricane Ida. We are currently working on final design plans of the scour protection mats.

The contractor has submitted Pay Application No, 1 in the amount of \$35,165.00.

Moved by Mitch Danos and seconded by Brett DeRoche, the board unanimously approved Pay Application No. 1 in the amount of \$35,165.00.

GIS ENGINEERING, LLC

Engineer John Plaisance reported the following:

- **A-East Bayou Water Retention – GIS# 39130-1251/1252**

Plans and specifications for the project have been completed. We can begin advertising for bids once the permitting and land issues are resolved.

- **D-South Floodwall Improvements – GIS# 39130-1215/1216**

Phase 1

The project is complete.

Hurricane Ida Efforts

Current Hurricane Ida related work for the project is complete and GIS continues to provide information and coordinate with All South as needed for the ongoing FEMA claim.

Phase 2

Sealevel has mobilized to the site, removed the existing steel plates, completed demolition of the existing concrete T-wall, removed the existing discharge pipes, exposed/cut existing concrete piles and sheet pile wall to grade, and has completed H-pile plumb/battered pile installations.

Sealevel has installed the A-frame caps, the waler beam, and is preparing to begin sheet pile installations.

Pay App No. 3 in the amount of \$364,711.65 has been approved by GIS and submitted to SLLD for processing. Quotation from Sealevel to drive sheet pile to EL +18 has been submitted to SLLD for review. This would allow SLLD to provide the concrete to use as a base for the scour mat, perform levee work, and relocate the existing aggregate driveway over the levee with their own forces or local contractors who may be able to perform the work at a lower price.

Moved by McNeely Rome, seconded by Mitch Danos and unanimously accepted, the board approved Pay Request No. 3 in the amount of \$364,711.65.

Phase 2A

- Amendment No. 10 in the amount of \$20,000.00 for additional engineering services.

Moved by Roland Curole and seconded by Roland Guidry, the board approved Amendment No. 10 in the amount of \$20,000.00 for additional engineering services.

- **D-North Ramp – GIS# 39130-1249/1250**

The Bid Opening date was April 7, 2022.

GIS provided its recommendation to the SLLD board at their April 11, 2022, meeting. The low bid was \$961,990.00, submitted by The Lemoine Company, LLC. Although the low bid was in order, it is considerably higher than the budget for the project. GIS will be happy to work with SLLD to develop an alternate means of constructing the project if you choose to reject all bids.

Moved by Monty Vegas, seconded by Mitch Danos and unanimously, the board unanimously agreed to reject the bid from The Lemoine Group for D-North Ramp project in the low bid amount of \$961,990.00.

Amendment No. 4 in the amount of \$32,850.00 for additional engineering services.

Moved by Mitch Danos and seconded by McNeely Rome, the board unanimously approved Amendment No. 4 in the amount of \$32,850.00 for additional engineering services.

- **Grand Bayou Flood Control Structure – GIS# 39130-1238/1239**

Floodwall & Receiving Structure

The project is Complete. A Punch List was provided to Sealevel and completed on March 11, 2022.

The Clear Lien Certificate was received from Sealevel Construction and submitted to SLLD to close out the project, along with previously approved Pay App 30 for full release of retainage in the amount of \$578,207.70.

Barge Gate

The Barge Gate remains fully operational.

The project is Substantially Complete and a Punch List has been provided to Sealevel and completion of these items are nearly complete.

All site work is complete, with the exception of the replacement flood light fixture that is pending delivery and installation.

GIS is preparing the Client As-builts and O&M Manuals, which are forecasted to be completed in the next 2-3 weeks, as some As-built data and O&M materials are pending submission from the Contractor.

Hurricane Delta/Zeta

All Hurricane Delta work is complete and GIS is coordinating with AllSouth in order to provide the required back-up documentation for their SLLD FEMA Claim.

Hurricane Ida

All Hurricane Ida work is complete and GIS is coordinating with AllSouth in order to provide the required back-up documentation for their SLLD FEMA Claim.

Additional information was provided by GIS this month.

- **Reconnection of Breton Canal to Bayou Lafourche – GIS# 39130-1329**

GIS Engineering continues with the Preliminary Design Phase inclusive of plans, specifications, any required permits, surveys and cost estimate.

Topographic surveys and cross sections have been completed.

The last construction cost estimate (with 15% Contingency) was \$543,000.

- **Lefort Lane Sink Hole Repairs – GIS# 39130-1166**

GIS took quotes on this job and determined SBL Construction, LLC to be the responsive low quote with a construction price of \$26,350.00.

Notice to Proceed was issued to SBL Construction on 01/17/2022.

SBL has constructed the structure and backfilled the hole. There is some minor dress-up work to complete.

LEVEE IMPROVEMENTS – ANGELETTE-PICCIOLA, LLC

Engineer Neil Angelette reported the following:

- **C-South Levee Improvements**

The contractor, Grand Isle Shipyard, LLC, is continuing with construction on this project to raise the levee to +18' from Pump Station No. 2 to the Apache Farm Levee.

Hurricane Ida (Compeaux & Sons)

The contractor, Compeaux & Sons, has presented their Invoice No. 1056 in the amount of \$54,190.00 for debris removal. We recommend approval.

Moved by Roland Curole and seconded by Roland Guidry, the board unanimously approved Invoice No. 1056 in the amount of \$54,190.00 to Compeaux and Sons for debris removal in Section C-South.

- **Larose Floodwall Height Improvement, West End A-Phase 5**

The contractor, Sealevel Construction, Inc. has completed the project and we are recommending approval of the clear lien certificate and the final retainage payment in the amount of \$43,830.00.

Moved by Mitch Danos, seconded by Monty Vegas and unanimously accepted, the board approved Clear Lien Certificate and Final Retainage Pay Request in the amount of \$43,830.00.

- **D-South Levee Improvements – Hurricane Ida (Compeaux & Sons)**

The contractor has submitted their invoice no. 1057 in the amount of \$18,635.00. We recommend payment of this invoice.

Moved by Monty Vegas and seconded by Brett DeRoche, the board unanimously approved Invoice No. 1057 in the amount of \$18,635.00 to Compeaux and Sons.

MORGANZA TO THE GULF

DELTA COAST CONSULTANTS

Program Manager Report (Mitch Marmande)

No one from Delta Coast Consultants was in attendance.

ALL SOUTH CONSULTING ENGINEERS

Engineer Report (Stevie Smith)

Mr. Curole reported earlier on the debris removal. The contractor was responsible for damages sustained during a fire at Pump Station No. 4. We recommend that you withhold the appropriate amount from the contractor's invoices to pay for the repairs if the contractor does not respond properly.

LEGAL, PERMITS, AND RIGHT-OF-WAYS COMMITTEE REPORT

Chairman Mitch Danos announced that two permit requests were received for review, and that neither interfered with the levee.

On a motion of Mitch Danos, seconded by Monty Vegas and unanimously carried, the board approved Letters of No Objection for the following requests:

1. LAFOURCHE PARISH WATER DISTRICT NO. 1

CUP NO: P20220381

LOCATION: Lafourche Parish, LA; Lat. 29-17-40.86 Long. -90-14-0.00; Section 4 T21S-R22E

DESCRIPTION: Proceed on LA 1 south to Golden Meadow and then to Leeville. Project site is on the right side of LA Highway 1 before you get to Leeville. Leeville Booster Station – Hurricane Ida Repairs

2. ST. VINCENT SEAFOOD CO INC

CUP NO: ATF

LOCATION: Lafourche Parish, LA; Lat. 29-15-29.68N, Long. 90-12-50.98W; 24189 Hwy1, Leeville LA

DESCRIPTION: Repair and replacement of an existing unauthorized 150ft. by 8ft boat dock damaged by Hurricane Ida in 2021. The original dock was not permitted. An administrative penalty may be issued for the unauthorized dock.

BOARD ATTORNEY

Attorney Ryan Collins had nothing to report.

FINANCE COMMITTEE

INVOICES

Commissioner Monty Vegas announced that the Finance Committee had reviewed the invoices and recommended they be paid.

On a motion of Monty Vegas, seconded by Mitch Danos, and unanimously carried, the board approved the payment of the invoices as presented.

OLD BUSINESS

There was no new business.

NEW BUSINESS

There was no new business.

With no further business to discuss, the board unanimously adjourned the meeting on a motion of Monty Vegas and seconded by Roland Curole.

/s/Keith Guidry, President

/s/Windell A. Curole, Executive Secretary