



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbpbg.net

#24

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 21, 2015 AT SEVEN O'CLOCK P.M.

On motion of Mr. Montelongo, seconded by Mr. Gorbaty, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #1323-04-15

A RESOLUTION REQUESTING OUR STATE DELEGATION TO OPPOSE ANY FURTHER SPENDING ON LARGE SCALE LOWER MISSISSIPPI RIVER SEDIMENT DIVERSIONS PROPOSED IN HOUSE CONCURRENT RESOLUTION 1 (REP. DOVE) UNTIL PROPER SOCIO-ECONOMIC AND ENVIRONMENTAL IMPACT STUDIES ARE COMPLETED AND PROPER USACE PERMITS ARE OBTAINED, AND TO MOTION FOR SUCH OBJECTIONS AND ACCOMPLISHING AMENDMENTS UNDER THE LEGISLATIVE OVERSIGHT AUTHORITY OF THE CPRA PROVIDED FOR IN LA RS 49:214.5.3

WHEREAS, the St. Bernard Parish Council, Governing Authority of St. Bernard Parish, has opposed and continues to adamantly oppose further large-scale Lower Mississippi River diversions proposed in Louisiana's 2012 Master Plan for Coastal Restoration via both official Resolution and Ordinance, and;

WHEREAS, House Concurrent Resolution 1 (Rep. Dove) of the 2015 Louisiana Legislative Session contains further expenditures of tens of millions of dollars on proposed large-scale Lower Mississippi River diversions, and;

WHEREAS, extraordinary expenditures on these experimental structures continue to be made without the benefit of proper Socio-Economic studies, proper Environmental Impact studies, or proper vetting through the U.S. Army Corps of Engineers 404 and 408 permitting process, and;

WHEREAS, the protection of limited coastal restoration and protection funded is of utmost importance, and;

WHEREAS, Louisiana Revised Statutes provide for funding and project priority oversight of the Coastal Protection and Restoration Authority (CPRA) by the Louisiana Legislature through its Annual Plan approval process currently being provided for through House Concurrent Resolution 1, and;

Guy McInnis
Councilman
at Large

George Cavignac
Councilman
at Large

Ray Lauga, Jr.
Councilman
District A

Nathan Gorbaty
Councilman
District B

Richard "Richie" Lewis
Councilman
District C

Casey W. Hunnicutt
Councilman
District D

**Manuel "Monty"
Montelongo III**
Councilman
District E

Roxanne Adams
Clerk of Council



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WHEREAS, most specifically, LA RS 49:214.5.3 unequivocally states that the CPRA's Annual Plan for review and approval by the Louisiana State Legislature "...shall include *REQUESTS for funding of projects*" and that the plan can be sent back to the CPRA "...together with a brief summary of the reasons for disapproval and may make recommendations concerning changes it deems necessary or appropriate to remedy any deficiencies in the plan," and;

WHEREAS, said statutory language makes it clear that the Louisiana State Legislature is the final approving authority for the CPRA's Annual Funding Plan, and may send the Annual Plan back to the CPRA for corrections before final approval is granted via the Legislative process outlined in said Statutes.

THEREFORE, BE IT RESOLVED, the St. Bernard Parish Council, Governing Authority of St. Bernard Parish, does hereby request our state delegation to oppose any further spending on large-scale Lower Mississippi River sediment diversions proposed in House Concurrent Resolution 1 (Rep. Dove) until proper Socio-Economic and Environmental Impact studies are completed and proper USACE permits are obtained, and to motion for such objections and accomplishing amendments under the legislative oversight authority of the CPRA provided for in LA RS 49:214.5.3

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Gorbaty, Lewis, Montelongo

NAYS: None

ABSENT: Lauga, Hunnicutt, McInnis

The Chairman, Mr. Cavignac, cast his vote as **YEA**.

And the motion was declared **adopted** on the 21st day of April, 2015.



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CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, April 21, 2015.

Witness my hand and the seal
of the Parish of St. Bernard on
this 21st day of April, 2015.

ROXANNE ADAMS
CLERK OF COUNCIL