

Board Meeting Minutes
Non-Flood Protection Asset Management Authority Board Meeting
Thursday October 25, 2018 – 5:30 P.M.

The regular monthly Board Meeting of the Non-Flood Protection Asset Management Authority was held on Thursday October 25, 2018 at the Lakefront Airport Terminal Building, 2nd floor conference center, 6001 Stars and Stripes Blvd., New Orleans, Louisiana, after due legal notice of the meeting was sent to each Board member and the news media and posted.

Chair Heaton called the meeting to order at 5:34 P.M. and the roll was called which constituted a quorum.

PRESENT

Chair Wilma Heaton
Commissioner Roy Arrigo
Commissioner Stanley Brien
Commissioner Tom Fierke
Commissioner Dawn Hebert
Commissioner Carla Major (arrived at 5:38 PM)
Commissioner Pat Meadowcroft (departed at 6:30 PM)
Commissioner Chris Morvant
Commissioner Anthony Richard (departed at 6:30 PM)
Commissioner Robert Romero
Commissioner Rodger Wheaton

ABSENT

Vice Chair Eugene Green
Commissioner Sean Bruno
Commissioner Leila Eames
Commissioner William Settoon
Commissioner Robert Watters

STAFF

Executive Director Jesse Noel
Deputy Director Ngoc Ford
Operations Director Don Robertson
Airport Manager Dave 'Howie' Howard
HR Analyst Shelly Raborn
Executive Assistant Kim Vu
Helaine Milner – Orleans Marina

Also Present

Gerry Metzger – Legal Counsel
Al Pappalardo – Real Estate Counsel
John Holfgreve – DEI
Jim Tonglet – Ericksen Krentel
Ray Landeche – Optimum Solutions
George Messina – Messina's
Paul Dimitrios – RCLA
David Arthur – FedAgent Consult Group

Opening Comments

Chair Heaton announced the upcoming events taking place on December 13, 2018 and invited all commissioners to attend. Chair Heaton announced the following events for Thursday December 13, 2018: Mandatory training from 8 A.M. – 10 A.M., the Flood Authority's safety luncheon at 11:30 A.M., and the committee meetings scheduled that afternoon of December 13, 2018.

Motion to adopt Agenda

Chair Heaton requested that Item XI.1 be deferred this month. Motion to adopt agenda by Commissioner Meadowcroft, seconded by Commissioner Hebert and all were in favor.

Motion to approve Minutes

Motion to approved board meeting minutes from September 27, 2018 by Commissioner Richard, seconded by Commissioner Meadowcroft and all were in favor.

Public Comments

- 1) Mr. Ray Landeche made a general comment to introduce himself representing his company Optimum Solutions and Lakeshore neighborhood. He stated his past work experiences and offered to help in any way with the board.
- 2) Mr. George Messina expressed concern over the staffing and maintenance at Lakefront Airport. He asked for the board to consider hiring full time personnel to assist with controlling all maintenance on a regular basis at the airport.

Presentation

- 1) Mr. Roland von Kurnatowski, Studio Network- Lakefront LLC, gave updates on the redevelopment project of Lakeshore Landing. He reported updates on the PT-305 boathouse, the marina store at South Shore Harbor Marina, and the Ynot Dock, an outdoor bar and grill.
- 2) Mr. Jim Tonglet, CPA and partner at Ericksen and Krentel, reported that they are almost complete with the full audit report for Non-Flood Protection Asset Management Authority. In conjunction with the Flood Protection Authority, Ericksen Krentel provided two separate audit reports for the FPA and the NFPAMA.

Committee Reports

Director Noel provided an administrative update as well as a detailed update on each of this past month's committee meetings for airport, finance, legal, commercial real estate, marina and recreation/subdivision.

Old Business

There were no old business agenda items for the board meeting.

New Business

- 1) Motion to recognize Mr. Chanse Watson for his contributions to Lakefront Airport

Chair Heaton requested to defer this motion since Mr. Watson couldn't attend this board meeting.

- 2) Commissioner Hebert, Chair of the By-laws committee, stated that the amendment and restatement of the by-laws was vetted at every committee meeting. Commissioner Arrigo made a motion to amend the resolution to edit the verbiage of the by-laws to state what was noticed and

provided to the commissioners via e-mail. All were in favor of approving the amended and restate by-laws as requested by Commissioner Arrigo.

MOTION: 02-102518
RESOLUTION: 02-102518
BY: COMMISSIONER HEBERT
SECONDED BY: COMMISSIONER FIERKE

- 2) Motion to approve Amended and Restated By-Laws of the Non-Flood Protection Asset Management Authority

October 25, 2018

RESOLUTION

WHEREAS, the Non-Flood Protection Asset Management Authority ("Management Authority") is a political subdivision of the State of Louisiana and the governing authority of the non-flood protection assets of the Orleans Levee District ("District");

WHEREAS, the Management Authority is authorized by law to adopt by-laws, rules and regulations for the management of its affairs and for the operation and governance of the non-flood protection assets of the Orleans Levee District;

WHEREAS, the Management Authority adopted By-Laws at its regularly scheduled monthly meeting in July of 2011;

WHEREAS, the Management Authority adopted amendments to the By-Laws on October 20, 2011, on February 26, 2015, and on May 19, 2016;

WHEREAS, the By-Laws Committee met on July 17, 2018 and October 16, 2018 and voted to recommend that the Management Authority approve the Amended and Restated By-Laws, effective January 1, 2019, except for the amendment of Article IV, Section 1 changing the date that officers assume their duties after elected from September 1st of each year to January 1st of each year, which shall be effective on January 1, 2020;

WHEREAS, in view of the amendment of Article IV, Section 1, the By-Laws Committee also voted to recommend that the term of the current officers of the Management Authority be extended through December 31, 2019; and,

WHEREAS, in accordance with Article X of the By-Laws, notice was given to the members of the Management Authority of the proposed amendment, in writing, dated September 27, 2018;

NOW THEREFORE, BE IT HEREBY RESOLVED, that the Management Authority approves and adopts the Amended and Restated By-Laws of the Management Authority, which was provided to the commissioners on September 27, 2018.

BE IT HEREBY FURTHER RESOLVED, that the Amended and Restated By-Laws shall be effective January 1, 2019, except for the amendment of Article IV, Section 1 which shall be effective on January 1, 2020.

BE IT HEREBY FURTHER RESOLVED, that in view of the amendment of Article IV, Section 1 changing the date that officers assume their duties that the terms of the current officers of the Management Authority be and are hereby extended from August 31, 2019 until December 31, 2019.

BE IT HEREBY FURTHER RESOLVED, that the Management Authority hereby authorizes its Secretary to sign the Amended and Restated By-Laws, a copy of which is attached hereto, and file same in the records of the Management Authority.

The foregoing was submitted to a vote, the vote thereon was as follows:

YAYS: Arrigo, Brien, Fierke, Heaton, Hebert, Major, Morvant, Romero, Wheaton
NAYS: None
ABSTAIN: None
ABSENT: Bruno, Eames, Green, Meadowcroft, Richard, Settoon, Watters
RESOLUTION ADOPTED: Yes

- 3) At last month's board meeting, Commissioner Fierke requested that a board agenda include an item for the name change of the agency from Non-Flood Protection Asset Management Authority to Lakefront Management Authority. The state agency's name was created under Louisiana Law Revised Statute 38 so the board will require authorization from the State Legislature for an official name change to Lakefront Management Authority. All were in favor of the name change.

MOTION: 03-102518
RESOLUTION: 03-102518
BY: Commissioner Fierke
SECONDED BY: Commissioner Arrigo

3) Motion to approve a request to the Louisiana State Legislature for a name change from Non-Flood Protection Asset Management Authority to Lakefront Management Authority

October 25, 2018

RESOLUTION

WHEREAS, the Non-Flood Protection Asset Management Authority (“Management Authority”) was established by Acts 2010, No. 1014, which enacted Louisiana Revised Statutes Title 38, Sections 330.12 and 330.12.1, effective August 15, 2010, as a political subdivision possessing full corporate power to manage, control, regulate, operate, and maintain any non-flood protection facility or improvement asset or function within a levee district within the jurisdiction of a flood protection authority;

WHEREAS, the non-flood protection assets of the Orleans Levee District (“District”), which is also a political subdivision in the State of Louisiana, are under the management and control of the Management Authority;

WHEREAS, under Title 38, Section 330.12.1 (G) the Management Authority is charged with the responsibility for the development and implementation of a management plan to best utilize the assets under its jurisdiction and maximize the benefits, attributes, and revenue potentials of such assets;

WHEREAS, the District owns and the Management Authority manages two marinas, the New Orleans Lakefront Airport, a fifteen unit office building in Lake Vista, 5.2 miles of Lakeshore Drive, four recreational shelters, and approximately 430 acres of open space and public parks located on or near the Lakefront of Lake Pontchartrain in the City of New Orleans;

WHEREAS, a motion was made and duly seconded to request that the Louisiana Legislature amend Title 38, Sections 330.12 and 330.12.1 to change the name of the “Non-Flood Protection Asset Management Authority” to the “Lakefront Management Authority,” which would better describe for the general public the function, purpose and mission of the Management Authority; and,

WHEREAS, the Management Authority after considering this Motion resolved that it was in the best interest of the Management Authority and Orleans Levee District to request that the Louisiana Legislature change the name of the “Non-Flood Protection Asset Management Authority” to the “Lakefront Management Authority.”

THEREFORE, BE IT HEREBY RESOLVED, that the Non-Flood Protection Asset Management Authority requests that the Louisiana Legislature change the name of the “Non-Flood Protection Asset Management Authority” to the “Lakefront Management Authority.”

BE IT HEREBY FURTHER RESOLVED, that the Management Authority Chair or Executive Director be and is hereby authorized to take any action and sign any and all documents necessary to carry out the above.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Arrigo, Brien, Fierke, Heaton, Hebert, Major, Morvant, Romero, Wheaton
NAYS: None
ABSTAIN: None
ABSENT: Bruno, Eames, Green, Meadowcroft, Richard, Settoon, Watters
RESOLUTION ADOPTED: Yes

- 4) FedAgent Consult Group presented the board with a presentation on security measures. Mr. David Arthur met with Director Jesse Noel to perform an extensive assessment of the Non-Flood Assets, including the Lakefront Airport. All were in favor to contract with FedAgent Consult Group for professional security consulting services.

MOTION: 04-102518
RESOLUTION: 04-102518
BY: Commissioner Heaton
SECONDED BY: Commissioner Fierke

4) Motion to approve a contract with FedAgent Consult Group, L.L.C. for professional security consulting services for the Management Authority (total not to exceed \$38,000.00)

October 25, 2018

RESOLUTION

WHEREAS, the Non-Flood Protection Asset Management Authority ("Management Authority") is a political subdivision of the State of Louisiana and the governing authority of the non-flood protection assets of the Orleans Levee District ("District");

WHEREAS, the Management Authority's staff recommended that the Management Authority select FedAgent Consult Group, L.L.C. to assess and provide professional security consulting services for the Management Authority;

WHEREAS, the Airport Committee at its meeting held on October 16, 2018 voted unanimously to recommend that the Management Authority approve a contract with FedAgent Consult Group, L.L.C. for a total price for services not to exceed \$38,000.00; and,

WHEREAS, the Management Authority resolved that it was in the best interest of the Orleans Levee District to authorize a contract with FedAgent Consult Group, L.L.C. to provide professional security consulting services for the Management Authority at the request of the Executive Director;

THEREFORE, BE IT HEREBY RESOLVED that the Management Authority authorizes a contract with FedAgent Consult Group, L.L.C. to provide professional security consulting services at the request of the Executive Director for a total price for services not to exceed \$38,000.00.

BE IT FURTHER HEREBY RESOLVED that the Management Authority Chair or Executive Director is authorized to sign any and all documents necessary to carry out the above.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Arrigo, Brien, Fierke, Heaton, Hebert, Major, Morvant, Romero, Wheaton
NAYS: None
ABSTAIN: None
ABSENT: Bruno, Eames, Green, Meadowcroft, Richard, Settoon, Watters
RESOLUTION ADOPTED: Yes

- 5) Director Noel stated that this design grant was for the crack fill seal coat project at Lakefront Airport. The airport committee vetted for this design grant to be approved by the board. All were in favor of accepting the design grant SPN H.013689.

MOTION: 05-102518
RESOLUTION: 05-102518
BY: Commissioner Arrigo
SECONDED: Commissioner Fierke

- 5) Motion to accept the FY 2018 design grant for State Project Number H.013689 titled Runway 09/27 Rehabilitation (DOTD grant value not to exceed \$25,000.00)

October 25, 2018

RESOLUTION

WHEREAS, the Non-Flood Protection Asset Management Authority ("Management Authority") is a political subdivision of the State of Louisiana and the governing authority of the non-flood protection assets of the Orleans Levee District ("District");

WHEREAS, the New Orleans Lakefront Airport is one of the non-flood protection assets of the District under the management and control of the Management Authority (the "Airport");

WHEREAS, the Management Authority and the Orleans Levee District are co-sponsors of the Airport for Federal and State grant funding for projects at the Airport;

WHEREAS, the Management Authority and the District submitted a Project Application to the Louisiana Department of Transportation and Development (DOTD) for a grant of State funds of up to \$260,000.00 for a project at the Airport identified under State Project Number H.013689 "Runway 09-27 Rehabilitation" (the "Project");

WHEREAS, the Airport Committee of the Management Authority at its meeting held on October 16, 2018 voted to recommend to the Management Authority acceptance the DOTD grant value of up to \$25,000.00 for the Project;

WHEREAS, the Management Authority resolved that it was in the best interest of the Orleans Levee District and the Airport to approve acceptance of DOTD grant value of up to \$25,000.00 for the Project;

THEREFORE, BE IT HEREBY RESOLVED, that the Non-Flood Protection Asset Management Authority, on its behalf, and on behalf of the Orleans Levee District, as the Public Sponsors of the Airport, authorizes acceptance of DOTD design grant value of up to \$25,000.00 for the design of the project at the New Orleans Lakefront Airport identified as the Project;

BE IT FURTHER HEREBY RESOLVED, that the Management Authority Chair, Secretary, or Executive Director be and is hereby authorized to sign any and all documents necessary to carry out the above. The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Arrigo, Brien, Fierke, Heaton, Hebert, Major, Morvant, Romero, Wheaton
NAYS: None
ABSTAIN: None
ABSENT: Bruno, Eames, Green, Meadowcroft, Richard, Settoon, Watters
RESOLUTION PASSED: Yes

- 6) Director Noel stated that RCL did a preliminary report to prepare bid documents for the covered boat slip roof repairs. The marina committee vetted for this item to be approved by the board. All were in favor of approving the task order with RCLA to prepare the bid documents.

MOTION: 06-102518
RESOLUTION: 06-102518
BY: Commissioner Arrigo
SECONDED: Commissioner Fierke

October 25, 2018

- 6) Motion to approve a Task Order with RCL to prepare bid documents for the covered boat slip roof repairs (total not to exceed \$50,000.00)

RESOLUTION

WHEREAS, the Non-Flood Protection Asset Management Authority ("Management Authority") is a political subdivision of the State of Louisiana and the governing authority of the non-flood protection assets of the Orleans Levee District ("District");

WHEREAS, the South Shore Harbor Marina in the City of New Orleans is one of the non-flood protection assets of the District;

WHEREAS, the Management Authority and RCL Architecture, L.L.C. ("RCL") entered into an Agreement on July 27, 2018 to provide ID/IQ professional engineering and design services with a Not-To-Exceed fee of \$300,000,

WHEREAS, the Marina Committee considered the preliminary engineering report and the Task Order proposal at its meeting on October 18, 2018 and recommended that the Authority proceed with issuing a task order to RCL to prepare the bid documents for the Covered Boat Slip Roof Replacement (the "Project") in accordance with option 2 of the preliminary engineering report;

WHEREAS, the Management Authority resolved that it was in the best interest of the District to authorize professional engineering services for the design phase of the Project with RCL with services not to exceed \$50,000.00.

THEREFORE, BE IT HEREBY RESOLVED that the Non-Flood Protection Asset Management Authority authorizes professional engineering services for the design phase of the Project with RCL with services not to exceed \$50,000.00.

BE IT HEREBY FURTHER RESOLVED, that the Management Authority Chair or Executive Director be and is hereby authorized to take any action and execute any and all documents necessary to carry out the above.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Arrigo, Brien, Fierke, Heaton, Hebert, Major, Morvant, Romero, Wheaton
NAYS: None
ABSTAIN: None
ABSENT: Bruno, Eames, Green, Meadowcroft, Richard, Settoon, Watters
RESOLUTION PASSED: Yes

- 7) Director Noel reported that DEI provided a detailed scope task order for the Seabrook Boat Launch to evaluate and study what would best fit in that area. Commissioner Hebert expressed her desire to upgrade and redesign the Seabrook Boat Launch area because she has visited many other marinas. All were in favor of approving the task order with DEI for conceptual design.

Mr. Ray Landeche submitted a public comment card on this agenda Item XI.7 to express his concern on the cost of deliverables from DEI. He expressed that he was willing to help with this project if needed

based on his past career experiences.

MOTION: 07-102518
RESOLUTION: 07-102518
BY: Commissioner Fierke
SECONDED: Commissioner Hebert

October 25, 2018

- 7) Motion to approve a Task Order with DEI for Seabrook Boat Launch conceptual design (total not to exceed \$50,000.00)

RESOLUTION

WHEREAS, the Non-Flood Protection Asset Management Authority ("Management Authority") is a political subdivision of the State of Louisiana and the governing authority of the non-flood protection assets of the Orleans Levee District ("District");

WHEREAS, the Seabrook Boat Launch in the City of New Orleans is one of the non-flood protection assets of the District;

WHEREAS, the Management Authority and Design Engineering, Inc. ("DEI") entered into an Agreement on July 27, 2018 to provide ID/IQ professional engineering and design services with a Not-To-Exceed fee of \$300,000;

WHEREAS, the Recreation/Subdivision Committee considered a Task Order proposal at its meeting on October 18, 2018 and recommended that the Authority proceed with issuing a task order to DEI to prepare a conceptual design for Seabrook Boat Launch (the "Project"); and,

WHEREAS, the Management Authority resolved that it was in the best interest of the District to authorize professional engineering services for the conceptual design of the Project by DEI with services not to exceed \$50,000.00.

THEREFORE, BE IT HEREBY RESOLVED that the Non-Flood Protection Asset Management Authority authorizes professional engineering services for the conceptual design of the Project by DEI with services not to exceed \$50,000.00.

BE IT HEREBY FURTHER RESOLVED, that the Management Authority Chair or Executive Director be and is hereby authorized to take any action and execute any and all documents necessary to carry out the above.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Arrigo, Brien, Fierke, Heaton, Hebert, Major, Morvant, Romero, Wheaton

NAYS: None

ABSTAIN: None

ABSENT: Bruno, Eames, Green, Meadowcroft, Richard, Settoon, Watters

RESOLUTION PASSED: Yes

- 8) Notice of proposed board meeting schedule for 2019

Director Noel announced the upcoming meeting schedule for 2019. There are some slight changes where the operational (Airport, Marina, Recreation) committees plan to meet on Tuesday and the administrative committees (Commercial Real Estate, Finance, Legal) plan to meet on Thursday. Chair Heaton asked the board to review the drafted schedule for 2019 to adopt the proposed meeting schedule at December's board meeting.

Chair Heaton announced that the next regular board meeting will be held on Thursday, November 29, 2018 5:30 P.M. at Lakefront Airport Terminal Building in the second-floor conference center.

Motion to adjourn moved by Commissioner Fierke, seconded by Commissioner Major and all were in favor of adjourning at 7:08 P.M.