



NOTICE OF PUBLIC MEETING

Pursuant to Louisiana law, Public Notice is hereby given that the Louisiana Stadium and Exposition District (“LSED”) has scheduled a meeting to be held at the date and time shown below with the Agenda as set forth herein below:

Regular Meeting of the

LOUISIANA STADIUM AND EXPOSITION DISTRICT (LSED)

To Be Held at:

Club XLIV/ Encore

Champions Square Building, Lasalle Street, New Orleans, LA

Parking: <http://www.champions-square.com/plan-your-visit/directions-parking>

Virtual Access Registration: [LSED Board Meeting Virtual](#)

THURSDAY, JULY 28, 2022

1:00 P.M.

AGENDA

- I. Call to Order and Opening Remarks.**
- II. Public Comment:** Pursuant to the provisions of Louisiana Revised Statutes Title 42, Section 23(A), “...**any non-elected board or commission that has the authority to levy a tax shall video or audio record, film or broadcast live all proceedings in a public meeting....**” Accordingly, the LSED will provide the public with the option to attend this meeting virtually (via the virtual access link above) and provide input to the LSED via e-mail. **A person may e-mail a comment related to a particular actionable agenda item upon which a vote is to be taken until 12:00 p.m. on Thursday, July 28, 2022.** This e-mail will be read aloud by the Chairman at the meeting. All e-mail comments (including your name and the agenda item that you wish to comment on) should be sent to: LSEDboardmeetings@asmneworleans.com. All individuals who are in attendance in-person and wish to address the Commission may speak now or during course of the meeting between Agenda items.
- III. Approval of Minutes of the June 23, 2022 LSED Board Meeting.**
- IV. Reports by SMG:**
 - General Matters – *Doug Thornton (or his designee)*
 - LSED Services Report – *Evan Holmes*
 - Tab 2 Facility Operations Report – *Evan Holmes*

- Tab 3 Finance Report – *David Weidler*
Tab 4 LSED Capital Projects – *Eileen Long*

V. Board Reports

- Tab 5 Legal Report – *Shawn M. Bridgewater*

VI. Review and Approval of Resolutions

The following Resolutions may be adopted in this public meeting:

(Tab 6) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes and approves an appropriation from the LSED Capital Reserve Account in the amount of \$144,486.45 to purchase equipment and make repairs necessary to maintain and operate the Caesar’s Superdome, the Smoothie King Center, and Champions Square for the 2022-2023 Fiscal Year, including the specific items described on the Capital Reserve Request attached to the resolution. ASM has received competitive proposals for the equipment and the repairs related hereto. ASM (acting on behalf of the LSED) and/or Chairman Kyle M. France are authorized to sign the respective purchase requisitions and related documents for the specific equipment to be purchased and the repairs to be made by A.J. Labourdette, FMF Group LLC., Insight, Daikin, Bayou Electric and Automated Control Systems. Copies of each of the Purchase Requisition forms and related documents are attached to the Resolution. The source of funds for this Resolution is the LSED Capital Reserve Account, and there are sufficient funds to support this Resolution.

(Tab 7) Pursuant to LSED Resolution No. 22-27, dated June 23, 2022, the Louisiana Stadium and Exposition District authorized and approved the engagement of a consultant and the negotiation and execution of a Consulting Agreement (“Agreement”) to provide consulting services and advise the LSED and the State of Louisiana with respect to various matters that relate to the enhancement of the management and operation of the LSED facilities for a not to exceed fee of \$45,000.00, with same to be ratified at a subsequent LSED meeting.

Resolved, that the LSED hereby and herein ratifies the engagement of, and agreement with C.H. Skiem Consulting, LLC, to perform the approved consulting services on behalf of the LSED for fee of \$29,885.00. The source of funds for the consulting services is the LSED Capital Reserve account and there are sufficient funds to support the Resolution.

(Tab 8) Whereas, the Louisiana Stadium and Exposition District (LSED), a political subdivision of the State of Louisiana, previously made application to the State Bond Commission to proceed with the issuance of the District's not exceeding \$560,000,000 of Revenue Bonds (the "Bonds") for the purpose of (i) refunding all or a portion of the LSED's outstanding (a) Senior Revenue Refunding Bonds, Tax-Exempt Series 2013A and (b) Subordinate Revenue Refunding Bonds, Taxable Series 2013C; (ii) constructing, improving, equipping and furnishing facilities of the District, (iii) funding reserves, if required, and (iv) paying costs of issuance; and

Whereas, the State Bond Commission approved the issuance of the Bonds at its meeting on August 15, 2019, pursuant to Application S19-023; and

Whereas, the LSED through its Board of Commissioners now desires to request an amendment to the State Bond Commission's prior approval and take other actions in connection with the Bonds;

Resolved, the LSED, through its Board of Commissioners, acting as the governing authority of the LSED, hereby and herein approves the following:

- (i) Application is hereby formally made to the State Bond Commission for an amendment to the approval of Application S19-023 (the "Prior Approval") to provide that the Bonds, which may be issued in one or more series, shall mature over a period not to exceed thirty-five (35) years from the date thereof. All other terms of the Prior Approval shall remain in full force and effect;
- (ii) By virtue of the LSED's application for, acceptance and utilization of the benefits of the State Bond Commission's approval requested herein, the LSED understands and agrees that such approval is expressly conditioned upon, and further understands, agrees and binds itself, its successors and assigns, to full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products, Hedges, Etc.," adopted by the Commission on July 20, 2006, as to the borrowing and other matters subject to the approval, including subsequent application and approval under said Policy of the implementation or use of any swaps or other products or enhancements covered thereby;
- (iii) The LSED intends to sell the Bonds at a negotiated sale, and therefore the selection of underwriters in connection with the sale of the bonds shall be by competitive negotiation through a request for proposals. The co-Municipal Advisors for the LSED are hereby authorized to distribute a request for proposals from underwriters with respect to the Bonds in a form approved by the President and Secretary to the Board of Commissioners. Pursuant to the Prior Approval, the selection of underwriters as set forth herein shall be conducted with the advice and consent of the Executive Director of the State Bond Commission; and
- (iv) The Chairman and Secretary of the LSED Board of Commissioners are hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out all of the provisions of this Resolution.

(Tab 9) Whereas, the Louisiana Stadium and Exposition District (LSED) currently has outstanding its Senior Revenue Refunding Bonds, Tax-Exempt Series 2013A; Bond Anticipation Notes, Series 2019; Bond Anticipation Notes, Series 2020; and Taxable Bond Anticipation Notes, Series 2021 (collectively, the "Outstanding Obligations"); and

Whereas, the LSED intends to issue additional bonds in the future (the "Future Bonds") for the purposes of refunding the Outstanding Obligations; and

Whereas, the LSED desires to reduce exposure to changes in interest rates in the period prior to the issuance of the Future Bonds in order to achieve the specific financial objective of ensuring more affordable debt service payments; and

Whereas, it is now the desire of the LSED Board of Commissioners to make application to the State Bond Commission for approval of one or more interest rate hedging transactions consisting of cash-settled forward interest rate swaps or other products; and

Whereas, the LSED Board of Commissioners further desires to employ professionals in connection with said hedging transactions;

Resolved, taking into consideration the foregoing, the LSED, through its Board of Commissioners, acting as the governing authority of the LSED hereby and herein approves the following:

- (i) Application is hereby formally made to the State Bond Commission for approval of the issuance of one or more interest rate hedging transactions consisting of cash-settled forward interest rate swaps or other products (collectively, the "Hedges"). The Hedges shall have a notional amount not exceeding \$560,000,000 and a term not exceeding thirty-five (35) years from the date thereof and shall be subject to further approval of this Board of Commissioners;
- (ii) By virtue of the LSED's application for, acceptance and utilization of the benefits of the State Bond Commission's approval requested herein, the LSED understands and agrees that such approval is expressly conditioned upon, and further understands, agrees and binds itself, its successors and assigns, to full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products, Hedges, Etc.," adopted by the Commission on July 20, 2006, as to the borrowing and other matters subject to the approval, including subsequent application and approval under said Policy of the implementation or use of any swaps or other products or enhancements covered thereby;
- (iii) The LSED hereby confirms the employment of PFM Swap Advisors LLC as Municipal Advisor and Qualified Independent Representative ("QIR") with respect to any Hedges. The services to be provided by the QIR shall be set forth in the letter of the QIR with respect to the engagement presented in connection herewith, and the LSED Chairman is hereby authorized and directed, in his discretion, to execute said letter on behalf of the LSED. The LSED hereby acknowledges that it is represented by the QIR and will rely upon the advice of the QIR with respect to the Hedges;
- (iv) The employment of Foley & Judell, L.L.P., and Auzenne & Associates, L.L.C., each of New Orleans, Louisiana, as Co-Special Counsel to the LSED, is hereby verified to do and perform work of a traditional legal nature as co-Special Counsel with respect to the Hedges. Said Co-Special Counsel shall prepare and submit to the District for adoption all of the proceedings incidental to the authorization and execution of the Hedges, shall counsel and advise the District as to the legal aspects of the Hedges and shall furnish any opinions necessary regarding the validity of the Hedges. The fee of Co-Special Counsel shall be fixed at a sum not exceeding the fee allowed by the Attorney General's fee guidelines and based on the notional amount of the Hedge actually executed, plus "out-of-pocket" expenses. A certified copy of this resolution shall be submitted to the Attorney General of the State of Louisiana for his written approval of said employment and of the fees herein designated, and this Board of Commissioners hereby authorizes payment to be made for the work herein specified upon completion thereof without further approval; and
- (v) The Chairman and Secretary of the LSED Board of Commissioners are hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out all of the provisions of this Resolution.

(Tab 10) Resolved that the Louisiana Stadium & Exposition District ("LSED") hereby authorizes and approves Trahan Architects, APAC to provide additional architectural services with respect to the 2019 Superdome Capital Improvements Project (the "Master Plan Project"), in accordance with and as outlined in further detail on Trahan Additional Services Request #27r2 ("Trahan ASR #27r2), a copy of which is attached to the Resolution. The additional services performed pursuant to Trahan ASR #27r2 shall be for a not to exceed amount of \$700,000.00.

This Resolution has been recommended by Legends Hospitality (Master Plan Project Manager) and has been approved by the Project Team, consisting of the LSED Representative, the ASM Project Representative, and the New Orleans Saints Project Representative. The source of funds for Trahan ASR #27r2 is the Master Plan Project Budget, and there are sufficient funds to support this Resolution. The execution of Trahan ASR #27r2 by Chairman Kyle M. France and/or Commissioner Hilary H. Landry is hereby authorized, approved and ratified.

(Tab 11) Pursuant to Louisiana Revised Statute 39:1702, the Louisiana Stadium and Exposition District (“LSED”), as an alternate cost-effective means of acquiring materials, supplies, and equipment, may procure such items through an existing public contract and, in so doing, rely upon the Office of State Procurement for the State of Louisiana that the contract has been adopted as a statewide cooperative contract.

Resolved that pursuant to, and in accordance with, the provisions of Louisiana Revised Statute 39:1702, the LSED hereby and herein authorizes the negotiation and execution of a contract with Trimark, USA in an amount not to exceed \$17,000,000.00, with respect to certain food service equipment (as more fully described on the recommendation of Legends Hospitality that is attached to the Resolution) that is required in connection with Phase 3b of the 2019 Superdome Capital Improvements Project (“Master Plan Phase 3b Kitchen Equipment Contract”). The Master Plan Phase 3b Kitchen Equipment Contract shall be on terms and conditions that are acceptable to LSED legal counsel and the Master Plan Project Team and, once executed, will be subject to ratification by the LSED.

This Resolution has the Recommendation of Legends Hospitality, as the Project Manager, and has been approved by the Master Plan Project Team, consisting of the LSED Project Representative, the ASM Project Representative, and the New Orleans Saints Project Representative. The source of funding for the Master Plan Phase 3b Kitchen Equipment Contract is the Master Plan Project Budget, and there are sufficient funds to support this Resolution. The execution of the Master Plan Phase 3b Kitchen Equipment Contract by Chairman Kyle M. France and/or Commissioner Hilary H. Landry is hereby authorized and approved.

(Tab 12) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes, approves and ratifies the acceptance of the proposal of AFL Enterprise Services (“AFL Proposal”) to provide fiber splice repairs and replacement at Gates B, C and H of the Superdome, with respect to Phase 3b of the Master Plan Improvements Project, for a not to exceed fee of \$86,760.57.

The AFL Proposal has been recommended by Legends Hospitality (Master Plan Project Manager) and has been approved by the Project Team, consisting of the LSED Representative, the ASM Project Representative, and the New Orleans Saints Project Representative. The source of funds for the AFL Proposal is the Master Plan Project Budget, and there are sufficient funds to support this Resolution. The execution of the AFL Proposal by Chairman Kyle M. France and/or Commissioner Hilary H. Landry is hereby authorized, approved and ratified.

(Tab 13) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes, approves and ratifies the acceptance of the proposal of AFL Enterprise Services (“AFL Proposal”) to relocate the DAS infrastructure and other related electrical equipment located on the Northwest and Northeast 500 Levels of the Superdome, in connection with Phase 3b of the 2019 Superdome Capital Improvements Project (“Master Plan Project”), for not to exceed fee of \$173,350.00, all as more fully set forth in the AFL proposal and Appendix A attached to the resolution.

The AFL Proposal has been recommended by Legends Hospitality (Master Plan Project Manager) and has been approved by the Master Plan Project Team, consisting of the LSED Project Representative, the ASM Project Representative, and the New Orleans Saints Project Representative. The source of funds for the AFL Proposal is the Master Plan Project Budget, and there are sufficient funds to support this Resolution. The execution of the AFL Proposal by Chairman Kyle M. France and/or Commissioner Hilary H. Landry is hereby authorized, approved and ratified.

(Tab 14) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes, approves and ratifies the acceptance of the proposal of Gandolfo Kuhn L.L.C. (“Survey Proposal”) to perform surveying services and provide a topographic survey with respect to the Master Plan Phase 3b SDCI storage warehouse, for not to exceed fee of \$4,850.00 (“Survey Proposal”).

The Survey Proposal has been recommended by Legends Hospitality (Master Plan Project Manager) and has been approved by the Project Team, consisting of the LSED Representative, the ASM Project Representative, and the New Orleans Saints Project Representative. The source of funds for the Survey Proposal is the Master Plan Project Budget, and there are sufficient funds to support this Resolution. The execution of the Survey Proposal by Chairman Kyle M. France and/or Commissioner Hilary H. Landry is hereby authorized, approved and ratified.

(Tab 15) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes, approves, and takes the following actions with respect to the Smoothie King Center Warehouse Renovation Project (“Project”):

- (i) On or about July 18, 2022, two (2) proposals were received to provide millwork and countertops for the Smoothie King Center Warehouse Renovation Project (“Work”);
- (ii) Following review of the proposals by ASM Global and the LSED Construction Committee, the LSED accepts the recommendation of ASM Global and recognizes the proposal submitted by Legacy Restoration and Referral in the amount of \$75,782.50 as the lowest responsive proposal for the Work; and
- (i) The LSED authorizes the negotiation and execution of a contract with Legacy Restoration and Referral by Chairman Kyle M. France (“Contract”).

This Resolution has the Staff Analysis Support and Recommendation of ASM Global (attached to the Resolution) and has been approved by the LSED Construction Committee. The source of funding for the Contract is the Smoothie King Center Reserve and Replacement Fund and there are sufficient funds to support this Resolution.

(Tab 16) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes, approves, and takes the following action with respect to the Smoothie King Center Warehouse Renovation Project (“Project”):

- (i) On July 18, 2022, two (2) proposals were received to perform concrete polishing services that are required in connection with the Project (“Work”);
- (ii) Following review of the submitted proposals by ASM Global, the LSED Construction Committee accepts the recommendation of ASM Global and recognizes the proposal submitted by Terrazzo Masters in the amount of \$10,600.00 as the lowest responsive proposal for the Work; and
- (iii) The LSED hereby authorizes the negotiation and execution of a contract with Terrazzo Masters by Chairman Kyle M. France (“Contract”).

This Resolution has the Staff Analysis Support and Recommendation of ASM Global (attached to the resolution) and has been approved by the LSED Construction Committee. The source of funding for the Contract is the Smoothie King Center Reserve and Replacement Fund and there are sufficient funds to support this Resolution.

(Tab 17) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby confirms and takes the following actions with respect to the Alario Center Paver Settlement Project (“Alario Center Paver Settlement Project”):

- (i) On or about June 28, 2022 ASM Global received two (2) bids with respect to the Alario Center Paver Settlement Project;
- (ii) Following a review of the submitted bids by ASM Global as the Project Manager, the LSED hereby accepts the recommendation of ASM Global and approves the bid of C & K Wagner, LLC d/b/a Mudbug Pavers (“Mudbug Pavers”) in the amount of \$48,086.50; and
- (iii) The LSED hereby and herein authorizes the negotiation and execution of a contract with Mudbug Pavers by Chairman Kyle M. France.

This Resolution has the Staff Analysis Support and Recommendation of ASM Global (attached to the Resolution) and has been approved by the LSED Construction Committee. The source of funds for the Alario Center Paver Settlement Project is the Alario Center Capital Outlay, and there are sufficient funds to support this Resolution.

(Tab 18) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby confirms and takes the following actions with respect to the Alario Center Gutter Replacement Project (“Alario Center Gutter Replacement Project”):

- (i) On or about June 28, 2022, ASM Global received one (1) bid from an installer with respect to the Alario Center Gutter Replacement Project;
- (ii) Following a review of the submitted bid by ASM Global as the Project Manager, the LSED hereby accepts the recommendation of ASM Global and approves the bid submitted by Legacy Restorations and Referral (“Legacy Restoration”) in the amount of \$77,000.00 as the lowest responsive bid for the Alario Center Gutter Replacement Project; and
- (iii) The LSED hereby and herein authorizes the negotiation and execution of a Contract with Legacy Renovations by Chairman Kyle M. France.

This Resolution has the Staff Analysis Support and Recommendation of ASM Global (attached to the Resolution) and has been approved by the LSED Construction Committee. The source of funds for the Alario Center Gutter Replacement Project is the Alario Center Capital Outlay, and there are sufficient funds to support this Resolution.

(Tab 19) Resolved that the LSED hereby authorizes and approves negotiation and execution of one or more Consulting Agreements with Associated Design Group, Inc. (collectively the “ADG Agreement”) to perform mechanical and electrical consulting services with respect to: (i) the installation of a temporary HVAC system at the Alario Center for a not to exceed fee of \$10,000.00, and (ii) providing construction administration services and developing engineering documents and specifications with respect to the repair and/or installation of two (2) HVAC systems at the Alario Center, for a not to exceed fee of \$43,185.00.

The ADG Agreement has the Staff Analysis Support and Recommendation of ASM Global (a copy of which is attached to the resolution) and has been approved by the LSED Construction Committee. The source of funds for the ADG Agreement is the Alario Center Capital Outlay and there are sufficient funds to support the Resolution. The execution of the ADG Agreement by Chairman Kyle M. France is hereby authorized and approved.

(Tab 20) Resolved that on the recommendation of the Litigation Division of the Louisiana Attorney General's Office, the Louisiana Stadium & Exposition District ("LSED") hereby authorizes and approves its Chairman, Kyle M. France to: (i) finalize and execute a Confidential Release and Settlement Agreement ("Settlement"), on terms and conditions that are acceptable to LSED legal counsel, with respect to the lawsuit entitled "*Brenda Mahler, et al. v. Louisiana Stadium and Exposition District, et al., Civil District Court, Parish of Orleans, Case No. 2014-10793, Div. G.*" ("Lawsuit"), and (ii) finalize the terms and conditions of the Settlement and sign and file any and all pleadings and other papers consistent with the Settlement in order to obtain a dismissal of the Lawsuit.

VII. Other Business

The July meeting of the Louisiana Sports and Entertainment District has been cancelled, there being no business to come before the Board at this time.

VIII. Additional Persons wishing to address Commission (limit 5 minutes)

IX. Adjournment