

**NON-FLOOD PROTECTION ASSET MANAGEMENT AUTHORITY
BOARD MEETING MINUTES
THURSDAY MARCH 30, 2017 – 5:30 P.M.**

The regular meeting of the Full Board of the Non-Flood Protection Asset Management Authority was held on Thursday, March 30, 2017 at 5:30 p.m., in the 2nd floor meeting room in the 2nd Floor Conference Center – Lakefront Airport Terminal Building, located at 6001 Stars & Stripes Blvd., New Orleans, Louisiana after due legal notice of the meeting was sent to each Board member, the news media, and a copy of the call was posted.

Chair Heaton called the meeting to order at 5:47 p.m. and led in the Pledge of Allegiance.

The roll was called which did not constitute a quorum at the time the meeting was started. The meeting was to be informational until a quorum was achieved.

PRESENT:

Chair Wilma Heaton
Vice Chair Eugene Green
Comm. Rodger Wheaton
Comm. Anthony Richard
Comm. William Settoon
Comm. Greg Ernst
Comm. Leila Eames
Comm. Dawn Hebert
Comm. Chris Morvant
Comm. Carla Major
Comm. Cedric Grant

ABSENT:

Secretary Thomas Fierke
Comm. Stan Brien
Comm. Roy Arrigo
Comm. Sean Bruno
Comm. Pat Meadowcroft
Comm. Charles Henry

STAFF:

Jesse D. Noel, P.E. – Executive Director
Ngoc Ford – Deputy Director

ALSO PRESENT:

Gerard Metzger – Legal Counsel
Al Pappalardo – Real Estate Consultant
Kristi Trail – Lake Pontchartrain Basin Foundation
Courtney Enderle – The Bird's Nest Café
Phillip Cusimano – The Bird's Nest Café
Ray Landeche – Lakeshore Resident
Brent French – DEI
John Holtgreve - DEI

ADOPT AGENDA

Comm. Richard offered a motion to adopt the Agenda as amended starting with Motion No. 10-033017 and working upward to Motion No. 01-033017 to cover the most important items first in the event a quorum is lost, second by Comm. Morvant. Motion passed.

APPROVE MINUTES

Deferred.

OPENING COMMENTS

Chair Heaton advised of the arbitration hearing, which was very optimistic. It will be several months before a ruling is rendered.

PUBLIC COMMENTS

None.

PRESENTATION

None.

COMMITTEE REPORTS:

Airport – E.D. Noel reported that there are several projects that will be advertised such as the Electrical Vault and Runway Seal Coat project. There were leaks reported at the Fuel Farm, which will be repaired. Some damage was reported at the Moffett Hangar due to the recent tornado.

Marina – Vice Chair Morvant advised that an RFP will be issued for Security Guard Services in the near future. Pennick Dock repairs are underway and the timbers are being reinstalled. The Boathouse Demolition and Pier Repair contracts will be executed in the near future. Quotes are currently being gathered for the Promenade repairs.

Commercial Real Estate – Chair Green was not in attendance for the CRE Report.

Recreation/Subdivision – Chair Wheaton reported that the E.D. is pursuing a text amendment regarding zoning in the area of Shelter Nos. 1 and 2 to allow two restaurants to be brought in at that area that is S-LP as opposed to the OSR designation. The zoning change will allow the Authority to develop two restaurants. Staff has started looking at options to bring the Lake Terrace Fountain back on and Entergy owes the Authority for electrical service and that will save the Authority a large amount of money. The E.D. has been developing an electronic system to distribute house plans to architects and the corresponding neighborhood association presidents for review and approval.

Legal – Comm. Major was not in attendance for the Committee report.

Finance – Chair Richard reported that Finance discussed finances for February, but the majority of the meeting addressed collecting the slip rental rate that is past due. Mr. Noel added that Louis Capo, Internal Auditor for SLFPA-E, performed an audit. There is \$280,000 in back rent at Orleans Marina (now \$180,000 due to payment plan arrangements) and \$230,000 at South Shore Harbor Marina (no payment plan options have been offered at SSH to date). Many collection practices are undergoing changes. Chair Heaton advised that the arrears were originally in excess of \$700,000. Each month an update will be given as to what is outstanding and what staff is doing to collect those monies. Chair Richard commended Mr. Noel and Mrs. Ford for completion of the 2017-2018 Operating Budget.

OLD BUSINESS

None.

NEW BUSINESS

01-033017 -- Motion to adopt budget for FY 2017-2018

E.D. Noel stated that the budget must be turned in to the Legislative Auditor by April 1, 2017. The budget was aggressively prepared and a draft was vetted by the Finance Committee. Some areas were increased to address major maintenance. Comm. Richard noted that the FY 2017-2018 is a balanced budget, and areas of need were addressed. Justifications regarding the budget were accepted and approved.

Comm. Wheaton questioned if there were items on the budget that caused concern to staff or that were over/under budget. Mr. Noel noted that the Authority is extremely understaffed, additional overtime was included in the budget. The Authority is over budgeted on Legal Services due to the floodwall arbitration. No funds were added to the budget for increased O.L.D. police to patrol Lakeshore Drive. Chair Heaton noted that the Flood Authority hired a new police superintendent, Kerry Najola.

Comm. Ernst addressed budgeted revenues and noted that the millage was higher than expected. The Authority receives an apportionment of the millage. Mr. Noel advised that the Authority is getting several millage payment checks ranging from \$300,000 to \$600,000. The Authority anticipated 80% was an actualization of millage expected, but the new budget is based on the back 20% and the 80% expected from the current year. The Authority is now receiving 100% of the millage during any given Fiscal Year. Chair Heaton advised that the increase in millage was due to tax assessments.

Comm. Ernst noted that the Authority is extremely understaffed. There is a large salary increase for the Executive Director and Deputy Director, which the Authority did have previously have. Mr. Noel advised that there are currently 21 employees; the new budget reflects 29 budgeted employees that will fill the vacancies listed. Ideally, contractual services such as a plumber and electrician will be hired in-house to assist the one Maintenance Director perform much needed deferred maintenance. Chair Heaton noted that the new E.D. and Deputy Director have found a way to make the budget work to include four new maintenance positions. The Authority is a real estate management company and must take all available monies and put that into maintenance and personnel. The specific salary increases were vetted and approved by the Human Resource Committee and Carla Major. Comm. Major noted that the H.R. Committee compared positions, skill, experience, what is required with each position and compared that with the going market rate for those positions. Salaries and increases were based on those findings.

Comm. Ernst noted that all expenditures at the Airport were increased due to the Lighting Vault and Runway, but all other portions of the budget expenditures were cut such as Orleans Marina and Lake Vista Community Center. Comm. Heaton advised that the Airport received many grants, which skewers the budget. Mr. Noel advised that no money for alternate funding has been included in the 2017-2018 budget; those funds are available and are currently in a LAMP account.

Comm. Richard offered a motion to adopt the budget for FY 2017-2018, second by Comm. Hebert, and opposed by Comm. Ernst. The Resolution was adopted to wit:

MOTION: 01-033017
RESOLUTION: 01-033017
BY: COMMISSIONER RICHARD
SECOND BY: COMMISSIONER HEBERT

March 30, 2017

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 reviewed the financial projections for the Fiscal Year Ending June 30, 2018 at a Special Finance/Budget meeting held on March 21, 2017 and the projections were discussed at each individual prior and subsequent Committee Meeting;

WHEREAS, the estimated funding amounts and expenditures, as detailed by the line item budgets for the Fiscal Year Ending June 30, 2018, were as follows:

FISCAL YEAR 2017-2018 GENERAL OPERATING BUDGET

Revenues	
Grant funding	\$1,294,000.00
Recurring	\$6,049,180.00
Ad valorem taxes	\$1,810,000.00
TOTAL REVENUES	\$9,153,180.00
Expenditures	
Operations	\$6,753,180.00
Major Maintenance	\$2,400,000.00
TOTAL EXPENDITURES	\$9,153,180.00

WHEREAS, the Non-Flood Protection Asset Management Authority is mandated to submit an approved budget by April 1, 2017, to the Joint Legislative Committee on the Budget and other various oversight authorities; and

WHEREAS, the Finance Committee at its meeting held on March 21, 2017 reviewed and recommended approval of the Non-Flood Protection Asset Management Authority Operating Budget for the Fiscal Year Ending June 30, 2018.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Non-Flood Protection Asset Management Authority approves the Fiscal Year Ending June 30, 2018 General Operating Budget set forth above.

BE IT HEREBY FURTHER RESOLVED, that the Chairman 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: HEATON, GREEN, HEBERT, EAMES, GRANT, SETTOON, RICHARD, WHEATON, MORVANT,
MAJOR
NAYS: ERNST
ABSTAIN: NONE
ABSENT: MEADOWCROFT, BRIEN, FIERKE, ARRIGO, BRUNO, HENRY
RESOLUTION PASSED: YES

02-033017 -- Motion to reallocate funding for software maintenance and salaries-overtime within the current budget for 2016 - 2017

Chair Heaton advised that this is a housekeeping issue that staff and the Finance Committee vetted. Mr. Noel addressed the software maintenance line and advised that the goal is to get staff operating under one Office 365 account, reallocate e-mail addresses and enable staff to utilize shared calendars to ensure all employees are on the same page on a day-to-day basis. Currently, NFPAMA utilizes the IT technician employed by O.L.D. Chair Heaton advised this keeps the Authority legal so there is no audit finding on this issue.

Chair Ernst noted the decrease in expenditures of \$310,000 for Lakefront Major Maintenance; there is \$280,000 that can be spent on Lakeshore Dr. from last fiscal year. Mr. Noel advised this money has not been utilized to date. The total budget was for \$310,000 for maintenance services for the Lakefront. Comm. Wheaton added that the budgeted funds may have been for maintenance on the Lakefront and in the subdivisions. The money was not spent as there was no Executive Director and the Authority was at a stand-still at that time. I would like to start with that maintenance as the neighborhoods have suffered since Hurricane Katrina.

Comm. Ernst noted that restriping of Lakeshore Dr. has not yet been accomplished. Mr. Noel advised that is grant funding that requires as 20% match from the Authority. Mr. Ernst requested this be placed on the Recreation/Subdivision Agenda for May 2017.

Comm. Richard offered a motion to reallocate funding for software maintenance and salaries-overtime within the current budget for 2016 – 2017, second by Comm. Hebert. The Resolution was adopted to wit:

MOTION: 02-033017
RESOLUTION: 02-033017
BY: COMMISSIONER RICHARD
SECONDED BY: COMMISSIONER HEBERT

March 30, 2017

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, by Resolution 03-031716, the Management Authority approved the General Operating budget for Fiscal Year 2016-2017;

WHEREAS, a review of the operations to date indicates that for accounting purposes, budget revisions and adjustments are necessary to be in budgetary compliance in several areas of the general operating budget:

General Operating Budget

Increase in Expenditures – General Fund, Software Maintenance	\$ 10,000.00
Increase in Expenditures – General Fund, Salaries-Overtime	\$ 20,000.00
Decrease in Expenditures – Lakefront, Major Maintenance Services	<u>\$-30,000.00</u>
Total Increase/Decrease in Expenditures to FY 2016-2017 Budget	<u>\$ 0.00</u>

and,

WHEREAS, the foregoing adjustments are determined to reflect the projected operating requirements based on the latest revenue and expenditure estimates.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Management Authority approves the revisions set forth above to the Fiscal Year 2016-2017 General Operating Budget.

BE IT HEREBY FURTHER RESOLVED, that the Chairman or Executive Director be and 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: HEATON, GREEN, HEBERT, EAMES, GRANT, SETTOON, ERNST, RICHARD, WHEATON,
MORVANT, MAJOR
ABSTAIN: NONE
ABSENT: MEADOWCROFT, BRIEN, FIERKE, ARRIGO, BRUNO, HENRY
RESOLUTION PASSED: YES

03-033017 – Motion for approval of the request of Bird’s Nest Café for a lease in the Lake Vista Community Center

Comm. Green noted that the CRE Committee offered to lease the space for the Bird’s Nest Café at the Lake Vista Community Center. Al Pappalardo, Real Estate Consultant, advised that lessees Courtney A. Enderle and Phillip J. Cusimano requested to lease the vacant space at 6508 Spanish Fort Blvd. Ms. Enderle and Mr. Cusimano have agreed to the lease terms. The lease will commence on May 1, 2017 and the café will be a coffee house with pre-made sandwiches and salads. There will be no cooking on the premises, and the menu will include both iced and hot coffee, and frozen coffee. The initial lease term is three years with a one year option at the prevailing market rate. The Authority has agreed not to lease to a competing enterprise at the Lake Vista Community Center. The café will close by 9:00 p.m.

Comm. Green offered a motion to amend the date of the lease from April 1, 2017 to May 1, 2017, second by Comm. Eames. Comm. Green offered a second amendment to the motion that the café be open no later than 9:00 p.m., second by Comm. Eames. Comm. Green offered a motion for approval of the request of Bird’s Nest Café for a lease in the Lake Vista Community Center, second by Comm. Settoon. The Resolution was adopted to wit:

MOTION: 03-033017
RESOLUTION: 03-033027
BY: COMMISSIONER GREEN
SECONDED BY: COMMISSIONER SETTOON

March 30, 2017

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 Lake Vista Community Center is one of the non-flood assets of the Orleans Levee District under the management and control of the Management Authority;

WHEREAS, Courtney A. Enderle and Phillip J. Cusimano (“Lessees”) have proposed leasing 6508 Spanish Fort Blvd., Store B, in the Lake Vista Community Center for the purpose of operating a café no later than 9:00 p.m. that will serve among other things gourmet coffees, espresso, cold and hot drip coffees, lattes, frozen coffee and hot and iced teas and the only methods of heating food will be a Panini press, a conveyer style toaster for bagels and pastries, and a microwave;

WHEREAS, the proposal by Courtney A. Enderle and Phillip J. Cusimano is to lease 6508 Spanish Fort Blvd. for a term of three (3) years, commencing on May 1, 2017 and ending on June 30, 2020 (the “primary term”) with one 1-year option to renew at the prevailing market rate (the “option term”) with a covenant that the lessor during the term of this lease will not lease space in the Lake Vista Community Center to a tenant that will operate a competing similar business;

WHEREAS, the rent for the lease of the leased premises, during the term shall be \$16.00 per square foot, containing 1,549 square feet more or less, for an annual rental of \$24,784.00, payable in twelve (12) monthly installments of \$2,065.34 per month, in advance of the beginning of each month; and,

WHEREAS, the proposal by Courtney A. Enderle and Phillip J. Cusimano, for the lease of 6508 Spanish Fort Blvd., Lake Vista Community Center was considered at the monthly meeting of the Commercial Real Estate Committee of the Management Authority on March 17, 2017 which recommended approval of the lease under the terms set forth above.

THEREFORE, BE IT HEREBY RESOLVED, that the Management Authority approves a lease of 6508 Spanish Fort Blvd., Lake Vista Community Center with Courtney A. Enderle and Phillip J. Cusimano, under the terms and conditions specified above and under the standard terms and conditions for leases in the Lake Vista Community Center with the Management Authority.

BE IT HEREBY FURTHER RESOLVED, that the Chairman or Executive Director be and is hereby authorized to sign any and all documents to carry out the above.

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

YEAS: HEATON, GREEN, HEBERT, EAMES, GRANT, SETTOON, ERNST, RICHARD, WHEATON, MORVANT, MAJOR

NAYS:

ABSTAIN: NONE

ABSENT: MEADOWCROFT, BRIEN, FIERKE, ARRIGO, BRUNO, HENRY

RESOLUTION ADOPTED: YES

04-033017 - Motion for approval to authorize DEI to advertise the bid for the Airport Lighting Vault project

Chair Heaton advised that the Authority received a grant in the amount of \$1,000,000 from the State for this project and it is fully 100% funded. Bids will be opened for the project on May 1, 2017. Mr. Watson reported that this project would elevate the current lighting vault to 13 feet above grade. The project is at 95% design. The project will take all equipment that powers the airfield lighting and elevate it above flood surge point. The

vault is adjacent to the fire house and houses all regulators. All underground electrical feed runs through that vault.

Comm. Heaton offered a motion to authorize DEI to advertise the bid for the Airport Lighting Vault project, second by Comm. Richard. The Resolution as adopted to wit:

MOTION: 04-033017
RESOLUTION: 04-033017
BY: COMMISSIONER HEATON
SECONDED: COMMISSIONER RICHARD

March 30, 2017

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 assets of the District under the management and control of the Management Authority;

WHEREAS, the Management Authority issued a Request for Qualifications for Structural Engineering, Location & Cost Study for the Airport Lighting Vault for the New Orleans Lakefront Airport in compliance with La DOTD and FAA requirements;

WHEREAS, the scoring committee scored each submittal and Design Engineering, Inc. ("DEI"), a professional engineering firm, was selected to perform the Structural Engineering, Location and Cost Study for the Airport Lighting Vault at a negotiated cost not to exceed \$300,000, with funding to be provided under a \$1 million La DOTD Aviation Grant;

WHEREAS, the selection process was conducted in accordance with the FAA Advisory Circular 150/5070-6B and 150/5100-14D;

WHEREAS, advertising the bid for the Airport Lighting Vault, New Orleans Lakefront Airport was included in the DEI contract scope for the Airport Lighting Vault project; and,

WHEREAS, DEI as the design engineer is tasked under the Contract for the Lighting Vault project to advertise the bid for the State funded Lighting Vault Project for Lakefront Airport.

THEREFORE, BE IT HEREBY RESOLVED that the Management Authority approves Design Engineering, Inc. as the design engineer to advertise the bid for the State funded Lighting Vault Project for New Orleans Lakefront Airport.

BE IT HEREBY FURTHER RESOLVED, that the Management Authority Chairman or Executive Director be and is hereby authorized to 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: HEATON, GREEN, HEBERT, EAMES, GRANT, SETTOON, ERNST, RICHARD, WHEATON, MORVANT, MAJOR

NAYS:

ABSTAIN: NONE

ABSENT: MEADOWCROFT, BRIEN, FIERKE, ARRIGO, BRUNO, HENRY

RESOLUTION PASSED: YES

05-022317 - Motion to approve AECOM as the design engineer to advertise the bid for the State funded Crackfill, Sealcoat and Repaint Project for Runway 36R/18L

Mr. Watson stated that the stated extended this grant. The amount is \$293,000 and the grant is a 100% stated funded project. Bids will come in lower than the amount approved for the grant, and will be 100% 139 compliant with all our markings. DOTD approved the final plans and specs for this project.

Comm. Heaton offered a motion to approve AECOM as the design engineer to advertise the bid for the State funded Crackfill, Sealcoat and Repaint Project for Runway 36R/18L, second by Comm. Ernst. The Resolution was adopted to wit:

MOTION: 05-033017
RESOLUTION: 05-033017
BY: CHAIRMAN HEATON
SECONDED: COMMISSIONER ERNST

March 23, 2017

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 By-Laws, as amended, of the Management Authority provide that the Management Authority shall hold its regular monthly meeting on the Fourth Thursday of every month, except in the month of November, and that the regular meeting may be held on another day of the month as determined by a majority vote of the total present voting membership of the Management Authority at a regular or special meeting;

WHEREAS, in accordance with the By-Laws of the Management Authority, the regular monthly meeting of the Management Authority for the month of March 2017 was scheduled for Thursday, March 23, 2017 at 5:30 p.m. at the Second Floor Conference Center in the Lakefront Airport Terminal Building;

WHEREAS, the Chairman moved to reschedule the March 23, 2017 meeting due to a scheduling conflict for the meeting on March 23, 2017 to March 30, 2017 at 5:30 p.m.;

WHEREAS, the Motion to reschedule the March 23, 2017 meeting to March 30, 2017 was seconded and after discussion was adopted by the Management Authority.

THEREFORE, BE IT HEREBY RESOLVED, that the March 2017 regular monthly meeting of the Management Authority be and is hereby rescheduled and shall be held on March 30, 2017 at 5:30 p.m.

BE IT HEREBY FURTHER RESOLVED, that the Management Authority Chairman or Executive Director be and is hereby authorized to 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: HEATON, GREEN, HEBERT, EAMES, GRANT, SETTOON, ERNST, RICHARD, WHEATON, MORVANT, MAJOR

NAYS:

ABSTAIN: NONE

ABSENT: MEADOWCROFT, BRIEN, FIERKE, ARRIGO, BRUNO, HENRY

RESOLUTION PASSED: YES

06-033017 - Motion to approve an amendment to the lease with Lake Pontchartrain Basin Foundation to permit concession sales of food and drinks at the New Basin Canal Lighthouse.

This motion was deferred by request of Kristi Trail (Lake Pontchartrain Basin Foundation). Comm. Green noted that the next CRE meeting takes place Thursday April 6, 2017. This item will be considered and depending on the outcome, it will be added to the April 27, 2017 Board Agenda.

07-0233017 - Motion to approve an amendment to the lease with PCCP Constructors, a Joint Venture, to extend the lease through August 31, 2017

Chair Heaton advised that PCCP are the contractors for the new pump station, and have requested a two month extension of their lease until August 31, 2017. Comm. Settoon noted that PCCP has been a good tenant.

Comm. Wheaton offered a motion to approve an amendment to the lease with PCCP Constructors, a Joint Venture, to extend the lease through August 31, 2017, second by Comm. Settoon. The Resolution was adopted to wit:

MOTION: 07-033017
RESOLUTION: 07-033017
BY: COMMISSIONER WHEATON
SECONDED BY: COMMISSIONER SETTOON

March 30, 2017

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, Lakeshore Drive and adjacent parkways and green spaces are part of the non-flood protection assets owned by the District under the management and control of the Management Authority;

WHEREAS, the U. S. Army Corps of Engineers contracted with PCCP Constructors, a Joint Venture ("PCCP Constructors") for construction of the Permanent Canal Closures and Pumps on the outfall canals on Lakeshore Drive (the "Project");

WHEREAS, PCCP Constructors requested to lease and obtain a right-of-way (the "ROW") for the property described on Exhibit 1 attached hereto, consisting of 1.58 acres, which property is adjacent to the Orleans Pump Station on the south side of Lakeshore Drive;

WHEREAS, the ROW minimized workers and construction vehicles from crossing Lakeshore Drive, which also protects the traveling public, construction employees, joggers and cyclists using Lakeshore Drive;

WHEREAS, PCCP Constructors currently rents the 1.58 acres for \$1,000.00 per month, which lease commenced on November 1, 2013, and upon completion of the Project PCCP will improve the property by grading the property to drain and re-establishing the turf;

WHEREAS, PCCP Constructors has also offered to screen the area from view and keep it in a well maintained state throughout construction of the Project;

WHEREAS, PCCP Constructors has requested to extend the lease through August 31, 2017;

WHEREAS, the Management Authority after considering the request to extend the lease through August 31, 2017 for the ROW by PCCP Constructors resolved that it was in the best interest of the Management Authority and Orleans Levee District to approve the requested extension for the ROW with PCCP Constructors under the terms and conditions set forth above.

THEREFORE, BE IT HEREBY RESOLVED, that the Management Authority approves the request to extend the lease and right-of-way with PCCP Constructors, a Joint Venture, for the property described on Exhibit 1 attached hereto, for a rental of \$1,000.00 per month for an additional four (4) months, commencing on May 1, 2017, and under the terms and conditions set forth above for the screening and maintenance of the property and improvement of the property upon completion of the Project by grading the property to drain and re-establishing the turf, and under the

general terms and conditions included in rights-of-way granted by the Management Authority and Orleans Levee District, including but not limited to liability insurance and hold harmless, defense and indemnity agreements.

BE IT HEREBY FURTHER RESOLVED, that the Management Authority Chairman or Executive Director be and is hereby authorized to extend the lease and right-of-way agreement with PCCP Constructors, a Joint Venture, through August 31, 2017, which shall include the terms and conditions set forth above, and any and all other documents necessary to carry out the above.

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

YEAS: HEATON, GREEN, HEBERT, EAMES, GRANT, SETTOON, ERNST, RICHARD, WHEATON, MORVANT, MAJOR

NAYS:

ABSTAIN: NONE

ABSENT: MEADOWCROFT, BRIEN, FIERKE, ARRIGO, BRUNO, HENRY

RESOLUTION PASSED: YES

08-033017 - Motion to approve a contract with Design Office, for professional consulting services, for a period of one (1) year commencing on the date of the contract through June 30, 2018, to review plans and specifications of proposed projects for compliance with the Building Restrictions for the Lakefront Subdivisions

Comm. Wheaton noted that Charles Silbernagel scored number 1, Studio Kraft scored number 2 and signed. Mr. Silbernagel opted not to go forward. The third highest score was Design Office and they have agreed to the rates as set forth in the RFQ.

Comm. Wheaton offered a motion to approve a contract with Design Office, for professional consulting services, for a period of one (1) year commencing on the date of the contract through June 30, 2018, to review plans and specifications of proposed projects for compliance with the Building Restrictions for the Lakefront Subdivisions, second by Comm. Ernst. The Resolution was adopted to wit:

MOTION: 08-033017
RESOLUTION: 08-033017
BY: COMMISSIONER WHEATON
SECONDED BY: COMMISSIONER ERNST

March 30, 2017

RESOLUTION

WHEREAS, the Non-Flood Protection Asset Management Authority ("Management Authority" or "NFPAMA") 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 District has a continuous need for professional engineering/architectural services to assist the Management Authority in reviewing plans and specifications of proposed projects for compliance with the building restrictions for the Lake Terrace, Lake Vista, Lakeshore, and Lake Oaks Subdivisions ("Lakefront Subdivisions");

WHEREAS, pursuant to Resolution No. 08-082114, the Management Authority authorized the issuance of Request for Qualifications/Proposals ("RFQ/P") for professional service agreements, every two years beginning in 2015, which includes engineering/architectural services;

WHEREAS, a RFQ/P was issued on July 19, 2016 for professional engineering/architectural services to assist the Management Authority in reviewing plans and specifications for proposed projects for compliance with the building restrictions for the Lakefront Subdivisions, posted on the Management Authority website, notification forwarded to all commissioners, all engineering/architectural companies on NFPAMA DBE List, as well as engineering/architectural firms that had responded to previous RFQ/Ps and the local representatives for the Louisiana Architects Association;

WHEREAS, responses to the RFQ/P for these professional services were due no later than August 25, 2016;

WHEREAS, the NFPAMA website notified staff that twenty-eight Requests were downloaded and that five responses were received;

WHEREAS, prior to the January 12, 2017 Recreation/Subdivision Committee Meeting, the responses were reviewed and graded by the Committee Members, and at the Committee Meeting a recommendation was approved by the Committee to enter into a contract with the two highest scoring firms, Charles L. Silbernagel & Associates, Inc. and Studio Kraft, L.L.C., for a primary term of one (1) year commencing on the date the contracts were signed, and with the billing rates currently established for these professional services;

WHEREAS, the Management Authority by Resolution adopted at the February, 2017 meeting extended the expiration date of the contracts through June 30, 2018;

WHEREAS, Charles L. Silbernagel & Associates, Inc. declined to sign a new contract to provide the architectural services, allowing for the third ranked proposer the opportunity to provide professional engineering/architectural services to assist the Management Authority in reviewing plans and specifications for proposed projects for compliance with the building restrictions for the Lakefront Subdivisions;

WHEREAS, the Management Authority considers it to be in the best interest of the District to enter into professional services contracts with Design Office for professional consulting services, for a period beginning on the date the contract is signed and ending on June 30, 2018, and at the billing rates currently established for these professional services, to assist the Management Authority in reviewing plans and specifications of proposed projects for compliance with the building restrictions for the Lakefront Subdivisions.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Management Authority approves a professional service contract with Design Office for professional consulting services, for a period beginning on the date the contract is signed and ending on June 30, 2018, and at the billing rates currently established for these professional services, to assist the Management Authority in reviewing plans and specifications of proposed projects for compliance with the building restrictions for the Lakefront Subdivisions; and,

BE IT HEREBY FURTHER RESOLVED, that the Management Authority Chairman 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: HEATON, GREEN, HEBERT, EAMES, GRANT, SETTOON, ERNST, RICHARD, WHEATON, MORVANT, MAJOR

NAYS:

ABSTAIN: NONE

ABSENT: MEADOWCROFT, BRIEN, FIERKE, ARRIGO, BRUNO, HENRY

RESOLUTION PASSED: YES

09-302317 - Motion to adopt a Mission Statement for the Non-Flood Protection Asset Management Authority

Mr. Noel advised that the Mission Statement was vetted in all committees as it is the Board's Mission Statement. There were minor changes to the original Mission Statement. It is important to have a strong mission to help direct staff. To fully develop and maintain the non-flood facilities is staff's goal. Chair Heaton stated that the Mission Statement can evolve in the future.

Comm. Heaton offered a motion to adopt a Mission Statement for the Non-Flood Protection Asset Management Authority, second by Comm. Richard. The Resolution was adopted to wit:

MOTION: 09-033017

RESOLUTION: 09-033017

BY: COMMISSIONER HEATON

SECONDED BY: COMMISSIONER RICHARD

March 30, 2017

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, under LSA-R.S. 38:330.12.1.A, is currently utilizing the following as a Mission Statement:

"The Non-Flood Protection Asset Management Authority, hereinafter referred to as the "Authority", is hereby created 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, a proposed Mission Statement was brought before each Committee of the Management Authority for review and comment during the regularly scheduled monthly committee meetings in March of 2017;

WHEREAS, the revised Mission Statement of the Management Authority is proposed as follows:

"The Mission of the Non-Flood Protection Asset Management Authority is to prudently manage its assets for the benefit of all stakeholders, to optimize revenues with the ultimate goal of having fully developed and maintained facilities, and to provide surplus revenues to the Orleans Levee District when available."

WHEREAS, after consideration of the proposed Mission Statement, the Management Authority at its scheduled monthly meeting held on March 30, 2017 adopted a Resolution adopting the revised Mission Statement for the Management Authority.

THEREFORE, BE IT HEREBY RESOLVED, that the Management Authority approves and adopts the revised Mission Statement effective as of the date of the signing of this Resolution.

BE IT HEREBY FURTHER RESOLVED, that the Chairman or Executive Director be and 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: HEATON, GREEN, HEBERT, EAMES, GRANT, SETTOON, ERNST, RICHARD, WHEATON, MORVANT, MAJOR

NAYS:

ABSTAIN: NONE

ABSENT: MEADOWCROFT, BRIEN, FIERKE, ARRIGO, BRUNO, HENRY

RESOLUTION PASSED: YES

10-033017 – Motion to Reschedule the March 23, 2017 Management Authority Meeting to March 30, 2017 at 5:30 p.m.

Chair Heaton noted that the reschedule date was last minute to adhere to the By-Laws, which state that Board meetings are to be held on the fourth Thursday of the month.

Comm. Heaton offered a motion to reschedule the March 23, 2017 Management Authority Meeting to March 30, 2017 at 5:30 p.m., second by Comm. Ernst. The Resolution was adopted to wit:

MOTION: 10-033017
RESOLUTION: 10-033017
BY: CHAIRMAN HEATON
SECONDED: COMMISSIONER ERNST

March 23, 2017

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 By-Laws, as amended, of the Management Authority provide that the Management Authority shall hold its regular monthly meeting on the Fourth Thursday of every month, except in the month of November, and that the regular meeting may be held on another day of the month as determined by a majority vote of the total present voting membership of the Management Authority at a regular or special meeting;

WHEREAS, in accordance with the By-Laws of the Management Authority, the regular monthly meeting of the Management Authority for the month of March 2017 was scheduled for Thursday, March 23, 2017 at 5:30 p.m. at the Second Floor Conference Center in the Lakefront Airport Terminal Building;

WHEREAS, the Chairman moved to reschedule the March 23, 2017 meeting due to a scheduling conflict for the meeting on March 23, 2017 to March 30, 2017 at 5:30 p.m.;

WHEREAS, the Motion to reschedule the March 23, 2017 meeting to March 30, 2017 was seconded and after discussion was adopted by the Management Authority.

THEREFORE, BE IT HEREBY RESOLVED, that the March 2017 regular monthly meeting of the Management Authority be and is hereby rescheduled and shall be held on March 30, 2017 at 5:30 p.m.

BE IT HEREBY FURTHER RESOLVED, that the Management Authority Chairman or Executive Director be and is hereby authorized to 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: HEATON, GREEN, HEBERT, EAMES, GRANT, SETTOON, ERNST, RICHARD, WHEATON, MORVANT, MAJOR

NAYS:

ABSTAIN: NONE

ABSENT: MEADOWCROFT, BRIEN, FIERKE, ARRIGO, BRUNO, HENRY

RESOLUTION PASSED: YES

ANNOUNCE NEXT MEETING

Chair Heaton announced the next full Board meeting will be held on Thursday April 27, 2017 at 5:30 p.m.

ADJOURNMENT

Comm. Major offered a motion to adjourn, seconded by Comm. Settoon. Motion passed. The meeting adjourned at 6:58 p.m.