

THE NON-FLOOD PROTECTION ASSET MANAGEMENT AUTHORITY  
MINUTES OF THE FULL BOARD MEETING  
THURSDAY MARCH 19, 2015 – 5:30 P.M.

The monthly meeting of the Board of the Non-Flood Protection Asset Management Authority of the Orleans Levee District was held on Thursday, March 19, 2015 at 5:30 p.m., in the Lake Vista Community Center, 2<sup>nd</sup> Floor, 6500 Spanish Fort 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.

Chairman Ernst called the meeting to order at 5:35 p.m. and led in the Pledge of Allegiance. The roll was called which constituted a quorum.

**PRESENT:**

Chairman Greg Ernst  
Vice Chairman Wilma Heaton  
Secretary Romona Baudy  
Comm. Michael Stack  
Comm. Darrel Saizan  
Comm. Patrick DeRouen  
Comm. Pearl Cantrelle  
Comm. Eugene Green  
Comm. Stan Brien  
Comm. Thomas Fierke  
Comm. Dieter Hugel  
Comm. William Settoon  
Comm. Glenn Higgins

**ABSENT:**

Comm. Leila Eames  
Comm. Anthony Richard

**STAFF:**

Cornelia Ullmann – Chief Operating Officer  
Sharon Martiny – Non-Flood  
Dawn Wagener – Comptroller, Non-Flood  
Chuck Dixon – Marina Director

**ALSO PRESENT:**

Gerard Metzger - Legal Counsel  
Al Pappalardo - Real Estate Consultant  
Steve Nelson - Stuart Consulting  
Brayton Matthews - Flightline  
Walter Baudier - DEI  
Jim Martin - DEI  
Terri Dupre – Meyer Engineers  
Addie Fanguy – Landmark Aviation  
Sarah McLaughlin – USACE  
Bradley Drouant - USACE  
Brett Herr - USACE  
Brian Butcher – Orleans Marina Tenant Assoc.  
Karl Hudson – Orleans Marina Tenant Assoc.  
Chris Clement – Orleans Marina Tenant Assoc.  
Cooper W. Norman - GOHSEP

**OPENING COMMENTS**

Chair Ernst noted that the quorum may be lost due to conflicts with Board members and requested that the Agenda be amended. The COO, advised the Board that Motion 06-031915 is withdrawn due to lack of technical information regarding the motion.

**ADOPT AGENDA**

Comm. Hugel offered a motion to amend the Agenda, seconded by Comm. Brien and unanimously adopted.

**APPROVE MINUTES**

Comm. Hugel offered a motion to approve the minutes of the Feb. 26, 2015 Board meeting, seconded by Comm. Higgins and unanimously adopted.

## **PRESENTATIONS**

### **THE FOUR WINDS FOUNTAIN**

Comm. Heaton informed the Board that the Helis Foundation is interested in the possibility of funding money to restore the Four Winds Fountain. The Helis Foundation purchased 11 sculptures from Enrique Alferez's family and requested to incorporate the Four Winds Fountain with those sculptures. The Four Winds Fountain is currently in a state of decay and must be preserved. Rather than see the Foundation deteriorate, I would support moving this forward as a last option. The Four Winds Fountain is an intricate part of the Airport's history. The last time money was spent on the Fountain was in August of 1991 by resolution of the previous Levee Board approving \$7,785 for patch-up work.

Comm. Fierke advised that he met with Bob Becker (CEO - City Park). City Park approved a change to the Botanical Garden. The Master Plan for Botanical Gardens divides the garden into three parts: the existing entrance, the Helis Sculpture Garden and a palm tree grove. The Four Winds Fountain would be the most prominent sculpture in the new sculpture garden. City Park does not want to take the fountain from the Authority, but if the Fountain cannot be saved Helis is willing to accept the Fountain. There are issues regarding a gift of acceptance. Helis is not lobbying to take the Fountain, but they will accept the Fountain.

#### **Cooper W. Norman – Disaster Recovery Specialist**

Cooper Norman, Governor's Office of Homeland Security (GOHSEP), is the Disaster Recovery Specialist charged with monitoring all of the FEMA applications involving historic properties such as the Airport. Comm. Heaton advised the Board that the Authority will have guidance from GOHSEP individuals as it is not the Board's position to jeopardize funding. There is a small dollar PW for the Fountain as it was not in working condition when Katrina struck. Steve Nelson, Stuart Consulting, advised that the PW was approximately \$50,000; not near what is needed to restore the Fountain.

Comm. Heaton advised that the Authority passed a resolution in December of 2013 reiterating its desire to restore the Fountain as a working Fountain. The Helis Foundation is interested in moving the Four Winds sculpture to City Park, not restoring the statue/fountain where it was. There are issues regarding donating the Fountain and it is incumbent upon the Board to vet the issues and determine available options.

Comm. Cantrelle stated that the statute should be kept at the Airport if possible. There may be grant money that the Authority can apply for to repair the fountain. An estimate to repair the statue should be obtained so the Authority could find out if there is grant money to repair the statute where it is. Before the statue is moved, the Board must consider all available options and funding to repair the Fountain.

Brayton Matthews, Flightline First, advised that the Fountain balanced the Olympic swimming pool that was previously in the parking lot of the Bastian Mitchell Hangar. The water in the swimming pool was used in conjunction with the sprinkler system as fire protection to the Moffett and the Williams Hangar. There were also sculptures associated with the swimming pool that were destroyed. Jim Robinson (President, Flightline) expressed interest in restoring the sculptures and moving the fountain to a more prominent location in front of the Terminal Building. Addie Fanguy, Landmark Aviation, commented that the sculpture is a part of Lakefront Airport next to the Terminal Building and should be kept at the Airport as a fountain and a landmark of the great history of Lakefront Airport. Landmark will do whatever possible to assist in keeping the fountain at Lakefront Airport. The City of New Orleans and corporations, considering the historical impact of Lakefront Airport, would like the Four Winds Fountain to stay here, not be sent to City Park.

Comm. Heaton stated that FEMA is required to carefully determine if the project will have an effect on historic properties and to avoid adverse affects on the integrity of the properties. FEMA has a legal obligation to see their participation at the site does not contribute to adverse affects. The fountain is an historic property in close proximity and part of the site plan for the Terminal Building. There was discussion that the site plan

had been altered with regard to the swimming pool, which was previously located in front of the Terminal as part of the original site plan. The swimming pool was later removed, and the integrity of the original site plan (historic object) might have been compromised. If the Authority engages in repairing, moving or destroying the Fountain or recouping the sculpture, it will trigger a pointed review to determine what the affects are. If a review determined that the repair, removal or destruction resulted in a loss of the integrity of the original historic construction, FEMA would try to discourage that action. FEMA will intervene when the Authority decides to do something with the fountain irrespective of the funding source. A second caution is if the Authority accepts funds to repair the Fountain to do FEMA eligible work and there is a written grant, FEMA will reduce the amount of the grant by the funds received. The Authority should make sure the gift is for work that does not qualify for FEMA funding. If the Authority jeopardized FEMA funding on the Fountain it may affect other FEMA funded projects at the Airport unrelated to the Fountain.

**USACE - LEVEE ARMORING ALONG LAKESHORE DR (REACHES 102, 103,104).**

Brett Herr, Project Manager - Corps of Engineers, advised the Board that armoring is intended to increase the resiliency of the hurricane protection levee system and consists of reinforcing the backside of the levee. Overtopping would come over the levee, run down the back side and go into a drain system and not endanger the hurricane protection system. Overtopping of the levees and erosion on the protected side of the levee caused the failure during Hurricane Katrina. Pilot projects were constructed on the east bank in St. Charles Parish and on the West Bank. A high performance woven fabric turf matter (HPTRM) is laid on the levee. Grass grows through the woven fabric and into the levee and anchors in place.

An 18-inch anchor trench is placed five feet down the slope of the protected side of the levee to hold the fabric in place. The anchor is extended 15 feet beyond the existing levee toe to ensure that the integrity of the levee is protected. Design specifications state the HPTRM withstands 200 pounds of force. Upon completion of the pilot project, a plan for the entire system was reviewed. One option is reinforcing levees with the highest overtopping rates. A decision was made to ensure the levees are protected to the greatest extent possible. Armoring will be placed on all levee systems on the East and West Bank for a total of 80 miles of levee, including five miles in Orleans Parish. Outfall canals are not included, only the perimeter of the system and areas exposed to primary storm surge will be armored. Armoring starts at the end of Haynes Blvd. and is placed only where there is a levee. Flood walls have splash pads on the protected side of the levee and any waves coming over will hit the concrete pad and dissipate so armoring is not needed in those areas.

Some levees will require lifting. Due to subsidence and sea level rise within the next ten years, numerous reaches will need to be raised. If those reaches are armored now and raised again in three years, they will require rearmoring. The five mile stretch in Orleans Parish is more fortunate in that the levee was overbuilt; it is several feet above where it needs to be and it is estimated that another lift will not be required for at least 20 years. Armoring on the five miles of levee in Orleans Parish will begin in June and last approximately 18 months. Design is complete and right of entry from the State has been requested. There will be one contract for the five miles of the Lakefront. No major increase in traffic is expected during the armoring process. A public meeting will be held once a contractor is retained to advise of haul routes. Levee armoring is 100% federally funded and that money is in hand.

**COMMITTEE REPORTS**

Committee Reports were not given due to time constraints.

## **NEW BUSINESS**

**01-031915 - Motion to approve lease with current LVCC tenant MG. Salon (6510) to rent the adjacent space (6508) to expand salon services for a period of two years with a two year option, prevailing rate of \$15 per square foot. Options are at prevailing rate at the time the option is exercised. Lease to begin May 1<sup>st</sup> and rent to begin 60 days from lease commencement.**

Comm. Green noted that the Authority is pleased that a tenant that resides in this community is investing personal money and expanding the business to occupy more space. It is a win/win situation for all involved.

Comm. Green offered a motion to approve a lease with current LVCC tenant MG. Salon (6510) to rent the adjacent space (6508) to expand salon services, seconded by Comm. Hugel and unanimously adopted to wit:

**MOTION: 01-031915**  
**RESOLUTION: 01-031915**  
**BY: COMMISSIONER GREEN**  
**SECONDED BY: COMMISSIONER HUGEL**

March 19, 2015

### **RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority ("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**, La Maison de Beaute', L.L.C., ("Lessee") has proposed leasing 6508 Spanish Fort Blvd., Store B, Lake Vista Community Center;

**WHEREAS**, the proposal by La Maison de Beaute', L.L.C. is to lease 6508 Spanish Fort Blvd. for a term of TWO (2) years, commencing on May 1, 2015 and ending on April 30, 2017, with one (1) TWO year option to renew;

**WHEREAS**, the rent for the lease of the leased premises, during the primary term shall be \$15.00 per square foot, containing 1,549 square feet more or less, for an annual rental of \$27,882.00, payable in twelve (12) monthly installments of \$2,323.50 per month, in advance of the beginning of each month;

**WHEREAS**, the rental for the one additional two year option term shall be the fair market rental value for locations in the Lake Vista Community Center at the time that these options are exercised;

**WHEREAS**, the proposal by La Maison de Beaute', L.L.C., for the lease of 6508 Spanish Fort Blvd., Lake Vista Community Center was reviewed by the real estate consultant for the Authority who recommended approval of said lease; and,

**WHEREAS**, the proposal by La Maison de Beaute', L.L.C., 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 Authority which recommended approval of said lease;

**BE IT HEREBY RESOLVED**, that the Authority approves a lease of 6508 Spanish Fort Blvd., Lake Vista Community Center with La Maison de Beaute', L.L.C., under the terms and conditions specified above and under the standard terms and conditions of leases in the Lake Vista Community Center with the Authority.

**BE IT FURTHER RESOLVED**, that the Chairman or Chief Operating Officer be and is hereby authorized to sign the lease with La Maison de Beaute', L.L.C., for 6508 Spanish Fort Blvd., Lake Vista Community Center and sign any and all other documents to carry out the above.

**AYES: ERNST, HEATON, BAUDY, STACK, SAIZAN, DeROUEN, CANTRELLE, GREEN, BRIEN, FIERKE, HUGEL, SETTOON, HIGGINS**

**NAYS: NONE**

**ABSTAIN: NONE**

**ABSENT: EAMES, RICHARD**

**RESOLUTION ADOPTED: YES**

**02-031915 - Motion to approve lease amendment with current LVCC tenant MG. Salon (6510) to amend current lease, from a one year lease ending May 31, 2015 with 2 one year options to a lease ending May 31, 2015 with 1 two year option. Options are at prevailing rate at the time the option is exercised.**

Comm. Green advised that this motion accompanies the first motion and gives an additional time period that the space would be occupied by the tenant who is expanding her business.

Comm. Green offered a motion to approve a lease with current LVCC tenant MG. Salon (6510) to rent the adjacent space (6508) to expand salon services, seconded by Comm. Baudy and unanimously adopted to wit:

**MOTION:** 02-031915  
**RESOLUTION:** 02-031915  
**BY:** COMMISSIONER GREEN  
**SECONDED BY:** COMMISSIONER BAUDY

March 19, 2015

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (“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**, La Maison de Beaute’, L.L.C., (“Lessee”) currently leases 6510 Spanish Fort Blvd., Store C, Lake Vista Community Center, which lease is to end May 31, 2015, with the option to renew the lease for one additional year, which option has been exercised such that the current lease expires May 31, 2016.

**WHEREAS**, the proposal by La Maison de Beaute’, L.L.C. is to request that the lease for 6510 Spanish Fort Blvd. be amended to provide for one option to renew the lease for a total of TWO (2) years, commencing on May 1, 2015 and ending on April 30, 2017;

**WHEREAS**, the rental for the one additional two year option term shall be the fair market rental value for locations in the Lake Vista Community Center at the time that these options are exercised;

**WHEREAS**, the proposal by La Maison de Beaute’, L.L.C., for the lease of 6510 Spanish Fort Blvd., Lake Vista Community Center was reviewed by the real estate consultant for the Authority who recommended approval of said lease; and,

**WHEREAS**, the proposal by La Maison de Beaute’, L.L.C., for the lease of 6510 Spanish Fort Blvd., Lake Vista Community Center was considered at the monthly meeting of the Commercial Real Estate Committee of the Authority which recommended approval of said lease;

**BE IT HEREBY RESOLVED** that the Authority approves a lease of 6510 Spanish Fort Blvd., Lake Vista Community Center with La Maison de Beaute’, L.L.C., under the terms and conditions specified above and under the standard terms and conditions of leases in the Lake Vista Community Center with the Authority.

**BE IT FURTHER RESOLVED**, that the Chairman or Chief Operating Officer be and is hereby authorized to sign the lease with La Maison de Beaute’, L.L.C., for 6510 Spanish Fort Blvd., Lake Vista Community Center and sign any and all other documents to carry out the above.

**AYES:** ERNST, HEATON, BAUDY, STACK, SAIZAN, DeROUEN, CANTRELLE, GREEN, BRIEN, FIERKE, HUGEL, SETTOON, HIGGINS

**NAYS:** NONE

**ABSTAIN:** NONE

**ABSENT:** EAMES, RICHARD

**RESOLUTION ADOPTED:** YES

**03-031915 - Motion to approve acceptance of La. DOTD grant application for New Basin Canal Bicycle Path, Phase V. Deadline: 3/31/15. Total grant \$694,000. NFPAMA is the sponsoring entity. Lakeview Civic Improvement Association, Inc. and Friends of Lakeview, Inc., to provide required local match of 20% for design engineering, construction administration and testing, managing and maintaining project, and for any legal liability incurred as a result of the project. Grant funds may be declined at any time prior to acceptance of funds.**

The COO advised that the New Basin Bicycle Path is the long park that runs from Veterans to Robt. E. Lee and from Pontchartrain to West End Blvd. Comm. Stack added that this grant would add lights to the existing path. Comm. DeRouen advised that the project is a pass through, and the Board is not financially committed. Chair Ernst noted that Lakeview Civic Association is responsible for 20% with the remainder coming from the DOTD grant. The COO advised that Lakeview Civic has plans together, the 20% match and design and engineering people in place.

Chair Ernst offered a motion to approve acceptance of La. DOTD grant application for New Basin Canal Bicycle Path, Phase V, seconded by Comm. Saizan and unanimously adopted to wit:

**MOTION:** 03-031915

**RESOLUTION: 03-031915**  
**BY: COMMISSIONER ERNST**  
**SECONDED: COMMISSIONER SAIZAN**

**March 19, 2015**

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (“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**, one of the non-flood protection assets owned by the District is the former location of the New Basin Canal which is now part of the neutral ground between Pontchartrain Boulevard and West End Boulevard in the City of New Orleans, now known as the New Basin Canal Park (the “Park”);

**WHEREAS**, the Authority passed Resolution 01A-101812 (resolution, minutes and application attached and made a part hereof) authorizing application for capital outlay funding for improvements and amenities at the New Basin Canal Park;

**WHEREAS**, the Lakeview Civic Improvement Association, Inc. and Friends of Lakeview, Inc., both Louisiana non-profit corporations, along with the Authority solely in its capacity as the managing entity of the Park, made application for capital outlay funding from the State of Louisiana for the required funding for these improvements and amenities at the Park entitled “West End Blvd Walkway Lighting” (“The Project”);

**WHEREAS**, the Louisiana Dept. of Transportation, Project Management Section, advised that the submitted application was conditionally accepted, maximum federal funds of \$694,000, and the Authority must accept certain terms and conditions and provide its resolution to LaDOTD by March 31, 2015, with the understanding that the grant can be declined at any time prior to acceptance of federal funds;

**WHEREAS**, Lakeview Civic Improvement Association, Inc. and Friends of Lakeview, Inc. have worked diligently on plans and fundraising in order to secure the required 20% match. Lakeview Civic Improvement Association, Inc. and Friends of Lakeview, Inc., shall provide resolutions authorizing their participation in the Project, which resolutions shall provide that they shall provide the required 20% match, design engineering, construction, administration and testing, managing and maintaining the project, subject to review and approval of the Authority as the governing body for the Park, as well as the acceptance for any legal liability incurred as a result of the Project by the Lakeview Civic Improvement Association, Inc. and Friends of Lakeview, Inc., and further that the Chief Operating Officer shall be the Responsible Charge. Those resolutions and accompanying minutes shall be provided to the Authority prior to the Project commencement;

**WHEREAS**, it would be in the best interest of the Orleans Levee District to accept the grant for capital outlay funding, subject to the terms and conditions stated above;

**THEREFORE, BE IT HEREBY RESOLVED**, that the Authority, in its capacity as the governing authority of New Basin Canal Park, does hereby authorize the Authority Chairman or the Chief Operating Officer to sign any contract or documents as related to the “West End Blvd Walkway Lighting”, and to acknowledge full responsibility for the required local match, for design engineering, construction administration and testing, managing and maintaining the project, and for any legal liability incurred as a result of the project and that the Chief Operating Officer is the Responsible Charge for the project, subject to the terms and conditions contained in this resolution;

**BE IT HEREBY FURTHER RESOLVED**, that the Authority Chairman or the Chief Operating Officer is hereby authorized to sign any and all documents necessary to carry out the above.

**AYES: ERNST, HEATON, BAUDY, STACK, SAIZAN, DeROUEN, CANTRELLE, GREEN, BRIEN, FIERKE, HUGEL, SETTOON, HIGGINS**

**NAYS: NONE**

**ABSTAIN: NONE**

**ABSENT: EAMES, RICHARD**

**RESOLUTION ADOPTED: YES**

**04-031915 - Motion to approve acceptance of La. DOTD grant application for Lakeshore Dr. Recreational/Operational Improvements. Deadline: 3/31/15. Total grant \$279,000. NFPAMA is the sponsoring entity and is required to provide local match of 20% for design engineering, construction administration and testing, managing and maintaining project; and for any legal liability incurred as a result of the project. 20% local match \$55,800. Grant funds may be declined at any time prior to acceptance of funds.**

Comm. Stack informed the Board this is a step in the process of the La. DOTD Transportation Alternative Program. Projects usually take a long time due to federal requirements. This secures the Authority’s spot. The thought was to use this as the 80% construction along with State Capital Outlay monies which were approved last year that could cover engineering costs and the local match.

Comm. Stack advised the Board that the grant will restripe Lakeshore Dr. entirely. The engineering phase will determine whether Lakeshore Drive contains a dedicated bike. Engineering data will assist in making a decision at that point. The Authority will provide

the 20% local match. There is a lengthy review process. Chair Ernst noted that the Authority is not obligated to anything at this point.

Comm. Ernst offered a motion to approve acceptance of La. DOTD grant application for Lakeshore Dr. Recreational/Operational Improvements, seconded by Comm. Saizan and unanimously adopted to wit:

**MOTION:** 04-031915  
**RESOLUTION:** 04-031915  
**BY:** COMMISSIONER ERNST  
**SECONDED:** COMMISSIONER SAIZAN

March 19, 2015

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (“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**, one of the non-flood protection assets owned by the District is Lakeshore Drive;

**WHEREAS**, the Authority passed Resolutions 09-111512 and 06-102314 authorizing application for capital outlay funding for various Capital Outlay Program funding, including Recreational and Operational Improvements for Lakeshore Drive, including restriping (“The Project”);

**WHEREAS**, the Louisiana Dept. of Transportation, Project Management Section, advised that the submitted application was conditionally accepted, maximum federal funds of \$279,000, and the Authority must accept certain terms and conditions and provide its resolution to La DOTD by March 31, 2015; with the understanding that the grant can be declined at any time prior to acceptance of federal funds;

**WHEREAS**, as the recipient of the grant, the Authority is obligated to provide a required 20% match, design engineering, construction, administration and testing, managing and maintaining the project and to accept any legal liability incurred as a result of the Project, and as well as designation of a Responsible Charge;

**WHEREAS**, it would be in the best interest of the Orleans Levee District to accept the grant for capital outlay funding, subject to the terms and conditions stated above;

**THEREFORE, BE IT HEREBY RESOLVED**, that the Authority does hereby authorize the Authority Chairman or the Chief Operating Officer to sign any contract or documents as related to the “Recreational and Operational Improvements for Lakeshore Drive”, and to acknowledge full responsibility for the required local match, for design engineering, construction administration and testing, managing and maintaining the project, and for any legal liability incurred as a result of the project, and the Chief Operating Officer is hereby designated the Responsible Charge;

**BE IT HEREBY FURTHER RESOLVED**, that the Authority Chairman or the Chief Operating Officer is hereby authorized to sign any and all documents necessary to carry out the above.

**AYES:** ERNST, HEATON, BAUDY, STACK, SAIZAN, DeROUEN, CANTRELLE, GREEN, BRIEN, FIERKE, HUGEL, SETTOON, HIGGINS

**NAYS:** NONE

**ABSTAIN:** NONE

**ABSENT:** EAMES, RICHARD

**RESOLUTION ADOPTED:** YES

**05-031915 - Motion to approve acceptance of La. DOTD grant application for Lake Vista Sidewalk/Multi-Use Path Repairs, (Central, Lake-Vista, Breeze, Ozone, Zephyr, Floral and Foliage Parks.) Deadline: 3/31/15. Total grant \$400,000. NFPAMA is the sponsoring entity and is required local match of 20% for design engineering, construction administration and testing, managing and maintaining project; and for any legal liability incurred as a result of the project. 20% local match \$80,000. Grant funds may be declined at any time prior to acceptance of funds.**

Comm. Stack advised the Board that costs are not written in stone. The Authority can apply for more money as necessary. The application submitted was to repair paths within the parks that the Authority is responsible for. There are many liability concerns. DOTD advised that they would fund the new five foot wide standard path. This is the Alternative Transportation Program. The parks provide a transportation alternative, which is the basis of the grant. The plan was to work with the subdivision for the 20% match. Chair Ernst advised that it is not clear if the neighborhood association would come up with the match. The application must be submitted by March 31, 2015. The Board must pass a resolution to go forward.

Comm. Stack advised that the application was submitted due to liability concerns. Many lights are out in the park which is a very dangerous situation. This grant will eventually replace the lighting also.

Comm. Green offered a motion to approve acceptance of La. DOTD grant application for Lake Vista Sidewalk/Multi-Use Path Repairs, seconded by Commissioner Hugel and unanimously adopted to wit:

**MOTION:** 05-031915  
**RESOLUTION:** 05-031915  
**BY:** COMMISSIONER ERNST  
**SECONDED:** COMMISSIONER HUGEL

March 19, 2015

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority ("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**, Lake Vista subdivision is one of the Lakefront subdivisions developed by the Orleans Levee District and whose subdivision restrictions provide for maintaining certain main parks, specifically Central, Lake-Vista, Breeze, Ozone, Zephyr, Floral and Foliage Parks;

**WHEREAS**, the Authority passed various resolutions since 2012, including but not limited to resolutions 09-111512 and 06-102314, authorizing application for various Capital Outlay Program funding projects, including Lake Vista Sidewalk/Multi-Use Path Repairs, to include main park paths within the Authority's purview, including repair to existing paths which are broken in areas, widening existing paths, and/or repair/updating lighting along the main park paths ("The Project");

**WHEREAS**, the Louisiana Dept. of Transportation, Project Management Section, advised that the submitted application was conditionally accepted, maximum federal funds of \$400,000, and the Authority must accept certain terms and conditions and provide its resolution to La DOTD by March 31, 2015, with the understanding that the grant can be declined at any time prior to acceptance of federal funds;

**WHEREAS**, as the recipient of the grant, the Authority is obligated to provide a required 20% match, design engineering, construction, administration and testing, managing and maintaining the project and to accept any legal liability incurred as a result of the Project, and as well as designation of a Responsible Charge;

**WHEREAS**, it would be in the best interest of the Orleans Levee District to accept the grant for capital outlay funding, subject to the terms and conditions stated above;

**THEREFORE, BE IT HEREBY RESOLVED**, that the Authority does hereby authorize the Authority Chairman or the Chief Operating Officer to sign any contract or documents as related to the "Lake Vista Sidewalk/Multi-Use Path Repairs", and to acknowledge full responsibility for the required 20% local match, for design engineering, construction administration and testing, managing and maintaining the project, and for any legal liability incurred as a result of the project, and the Chief Operating Officer is hereby designated the Responsible Charge;

**BE IT HEREBY FURTHER RESOLVED**, that the Authority Chairman or the Chief Operating Officer is hereby authorized to sign any and all documents necessary to carry out the above.

**AYES:** ERNST, HEATON, BAUDY, STACK, SAIZAN, DeROUEN, CANTRELLE, GREEN, BRIEN, FIERKE, HUGEL, SETTOON, HIGGINS

**NAYS:** NONE

**ABSTAIN:** NONE

**ABSENT:** EAMES, RICHARD

**RESOLUTION ADOPTED:** YES

**06-031915 - Motion to approve continuing Lakefront Airport Wildlife Survey which is 100% grant funded: 90% FAA, 10% State. -0- cost to NFPAMA. Total grant \$91,601.43. Contract dated July 2011 and expired 12/31/14 but project not completed and grant funds are not exhausted. Paid to date: \$4,921.93. Pending invoices through 11/30/14 \$25,169.34. Presentation by Rick Speer, AECOM (formerly URS) (Forwarded without recommendation by Airport Committee, additional information needed.)**

The COO advised that this motion was withdrawn due to lack of technical information required.

**07-031915 - Motion to change the starting time for regular board meetings from 5:30 p.m. to 4:00 p.m. beginning with the May 7, 2015 board meeting. (Comm. Fierke)**

Comm. Fierke submitted a written request to Ms. Martiny to add this Agenda item due to a conflict with the 5:30 p.m. time slot. The Veterans of Foreign War meeting begins at

6:00 p.m. and also meets the third Thursday each month, which presents a conflict each month. Starting at 4:00 p.m. would allow the Board more access to staff and may save on overtime. Public attendance is a personal problem.

The COO advised the Agenda was published 48 hours prior to Commissioners, more than the required three days to be added to the Agenda. Commissioner Fierke gave Ms. Martiny a written request that this item be placed on the Agenda. Comm. DeRouen requested the item be deferred one month to give the public opportunity to weigh on the issue. Comm. Heaton supported the motion.

Comm. Cantrelle advised that 4:00 p.m. is fine, but for the sake of the public to be able to attend, the item should be deferred one month to see what happens. If we do not get anything then the board can vote on the issue at the next Board meeting. Chair Ernst noted the public as the primary concern for having an earlier time slot, especially when there are controversial Agenda items and people want to attend. It is difficult for many to make a 4:00 p.m. meeting.

Comm. DeRouen moved to amend the motion to defer the issue for one month, seconded by Comm. Stack and unanimously adopted. Comm. Green noted for the record that he is the Chairman of the Board of the Good Work Network who also meets every third Thursday at 4:30 p.m.

#### **08-031915 - Motion to adopt budget: FY 2015-2016**

Chair Ernst addressed the proposed rent increase for Orleans Marina and noted that an increase in the base rent for Orleans Marina in the upcoming budget will be deferred this year. There will be a one year lease starting in July. This time next year, the Marina Committee and the Board will determine if rent increases in general are warranted. The 10% surcharge will remain the same. A 2.5% increase was reflected in earlier budget revenue projections.

The COO advised that statutory obligations consist of Lakeshore Drive, parks and parkways in the lakefront subdivisions and the Lake Vista Community Center. Lake Vista Community Center budget lists the \$350,000 loan from SLFPA-E for renovations to the Center and there will be an equal \$350,000 expense so these items will be a wash. The \$400,000 at the Airport for the Customs Build Out will be received and spent this fiscal year and is not included in next year's budget. Expenses are broken down into several sections including personnel services and contractual services. The Lakeshore Drive category allows for increased utilities as the shelters open. Lakefront Airport numbers are slightly high and include an additional fireman position whose duties will include grass cutting at the Airport. Higher revenues include utility pass-throughs. Materials and Supplies include contractual services and supplies for those services. Professional services are the architect, legal and real estate consultants. Total Major Maintenance is \$1,089,792 and is the tax revenue money the Authority is anticipating. Comm. DeRouen advised that increases to the budget can be addressed in any particular month.

Comm. Stack offered a motion to adopt the FY 2015-2016 budget, seconded by Comm. Hugel and unanimously adopted to wit:

**MOTION:** 08-031915  
**RESOLUTION:** 08-031915  
**BY:** COMMISSIONER STACK  
**SECOND BY:** COMMISSIONER HUGEL

March 19, 2015

#### **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 Authority reviewed the financial projections for the Fiscal Year Ending June 30, 2016 at a Special Finance/Budget meeting held on March 12, 2015 and the projections were reviewed at each prior and/or subsequent Committee Meeting, including estimated revenues and expenditures; and

**WHEREAS**, the following estimated funding amounts and expenditures, as detailed by the line item budgets for the Fiscal Year Ending June 30, 2016, were as follows:

#### **FISCAL YEAR 2015-2016 GENERAL OPERATING BUDGET**

Revenues	
Recurring	\$6,017,477
Ad valorem taxes	<u>\$1,360,000</u>
TOTAL REVENUES	<u>\$7,377,477</u>
Expenditures	
Operations	\$6,287,685
Major Maintenance	<u>\$1,089,792</u>
TOTAL EXPENDITURES	<u>\$7,377,477</u>

**WHEREAS**, the Non-Flood Protection Asset Management Authority is mandated to submit an approved budget by April 1, 2015, to the Joint Legislative Committee on the Budget and other various oversight authorities; and

**WHEREAS**, the Finance Committee at its meeting held on March 12, 2015 reviewed and recommended approval of the Non-Flood Protection Asset Management Authority Operating Budget for the Fiscal Year Ending June 30, 2016.

**THEREFORE, BE IT HEREBY RESOLVED**, that the Non-Flood Protection Asset Management Authority approves the Fiscal Year Ending June 30, 2016 General Operating Budget set forth above.

**AYES:**           **ERNST, HEATON, BAUDY, STACK, SAIZAN, DeROUEN, CANTRELLE, GREEN, BRIEN, FIERKE, HUGEL, SETTOON, HIGGINS**

**NAYS:**           **NONE**

**ABSTAIN:**       **NONE**

**ABSENT:**       **EAMES, RICHARD**

**RESOLUTION ADOPTED:**   **YES**

### **PUBLIC COMMENTS**

#### **Karl Hudson – Orleans Marina Tenant**

Mr. Hudson addressed the deferred rent increase at Orleans Marina and thanked the Board. The out-of-pocket money for each tenant will stay the same. The only substantial lease change will be going from a three year lease to a one year lease.

The COO advised that The Helis Foundation presentation has been withdrawn. The Helis Foundation prefers to first attend the Airport Committee meeting. Chair Ernst called for the presentation regarding the Four Winds Fountain, which is addressed above under Presentations.

### **NEXT BOARD MEETING**

The next full Board meeting of the Non-Flood Protection Asset Management Authority is scheduled for Thursday, April 16, 2015 at 5:30 p.m.

### **ADJOURNMENT**

Comm. Stack offered a motion to adjourn, seconded by Comm. Cantrelle and unanimously adopted. The meeting adjourned at 7:01 p.m.