

**NON-FLOOD PROTECTION ASSET MANAGEMENT AUTHORITY
LEGAL COMMITTEE MEETING MINUTES
MARCH 8, 2012 – 3:30 P.M.**

The Legal Committee meeting of the Non-Flood Protection Asset Management Authority was held on Thursday, March 8, 2012 at 3:30 p.m., in the Lake Vista Community Center, 2nd 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.

Commissioner Ernst called the meeting to order at 3:47 p.m. and led in the Pledge of Allegiance. The roll was called and a quorum was present.

PRESENT

Chairman Greg Ernst
Commissioner Wilma Heaton
Commissioner Michael Stack
Commissioner Joe Hassinger

ABSENT

Commissioner Patrick DeRouen

STAFF

Louis Capo, Executive Director
Sharon Martiny, Non-Flood

ALSO PRESENT

Gerard Metzger – Legal Counsel
Albert Pappalardo
Ray Landeche
Jonathan Brisbe

APPROVAL OF AGENDA

Commissioner Hassinger offered a motion to adopt the agenda, seconded by Commissioner Stack and unanimously adopted.

APPROVAL OF PRIOR MINUTES

Commissioner Hassinger offered a motion to approve the minutes of the Legal Committee meeting of January 12, 2012, seconded by Commissioner Heaton and unanimously adopted.

OPENING COMMENTS

Chairman Lupo requested Mr. Capo begin forwarding a list of each Committee or Board member who is absent from a meeting and the appointing authority for that particular member. Chairman Lupo advised he will notify each member's appointing authority of what the absentee rate is on that appointee.

NEW BUSINESS

1) Request by Tides, LLC for a waiver of parking spaces for the restaurant development

Mr. Jonathan Brisbi of Tides, LLC informed of an issue with the City's definition of square footage. The City defines square footage as anything that can be used as performance or any area under a roof such as stairwells or decking. The formula used for the associated parking versus square footage will not fit on the site. Tides, LLC initially proposed 19 parking spaces, 10 spaces shy of the City's requested 29 spaces. Mr. Brisbi is requesting the Authority issue a Letter of No Objection regarding the overflow parking.

Commissioner Hassinger noted that the parking across the street is not just for the condominiums and suggested signage directing customers to the area near Landry's. Mr. Brisbi acknowledged that the parking across from Landry's and the

parking across the street would benefit the cause that there is ample parking. The formality is securing a Letter of No Objection from the Authority stating that the Authority does not have an issue with deleting 10 parking spaces and overflow parking being acceptable in the parking lot across the street.

Commissioner Hassinger offered a motion to approve issuing a Letter of No Objection, seconded by Commissioner Heaton and unanimously adopted.

Mr. Brisbi informed the Committee that Tides, LLC has been approved by SBA for all funding. Currently, Tides is at a no work portion of the loan until the loan is closed so the building has not been demolished. Ray Bergeron is the architect and is in the process of obtaining all of the necessary permitting. We are moving forward with the project. Mr. Brisbi informed that the overall budget for the project is \$850,000.

ANNOUNCE NEXT LEGAL COMMITTEE MEETING

The next meeting of the Legal Committee is scheduled for Thursday, April 5, 2012 at 3:30 p.m.

ADJOURN

Commissioner Hassinger offered a motion to adjourn, seconded by Commissioner Heaton and unanimously adopted. The meeting adjourned at 3:56 p.m.