

THE NON-FLOOD PROTECTION ASSET MANAGEMENT AUTHORITY  
MINUTES OF THE FULL BOARD MEETING  
THURSDAY APRIL 16, 2014 – 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 April 16, 2014 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 Scott called the meeting to order at 5:37 p.m. and led in the Pledge of Allegiance. The roll was called which constituted a quorum.

**PRESENT:**

Chairman Nyka Scott  
Vice Chairman Ernst  
Secretary Romona Baudy  
Commissioner Robert E. Smith Lupo  
Commissioner Wilma Heaton  
Commissioner Carlton Dufrechou  
Commissioner Pearl Cantrelle  
Commissioner Michael Stack  
Commissioner Stan Brien  
Commissioner Darrel Saizan  
Commissioner Eugene Green  
Commissioner Rodger Wheaton

**ABSENT:**

Commissioner William Hoffman  
Commissioner Patrick DeRouen  
Commissioner John Trask

**STAFF:**

Louis Capo - Executive Director  
Sharon Martiny – Non-Flood

**ALSO PRESENT:**

Gerard Metzger - Legal Counsel  
Al Pappalardo – Real Estate Consultant  
Joe Hassinger – Flood Authority  
John Holtgreve – DEI  
Walter Baudier – DEI  
Tim Avegno – Eagan Insurance  
Captain Boudreaux – Levee District Police  
Ray Landeche – Lakeshore Subdivision  
Brayton Matthews – Flightline First  
Bonny Schumaker – Flightline First  
Alicia Plummer – N.O. East Business Association

Dawn Hebert	V.A. Culotta	Deirdre Lewis
Octave Rainey	Robert Drouant	L.H. Hollier
Kathy and Frank Varela	Joan Heisser	Ann Duffy
Brent Russell	Gloria DeCuir-Robert	John Skinner
Michael Boudreaux	Sylvia Scineaux	Jeanne Ippolito
Karl Sanders	Richard Scineaux	John Haynes
Angelo Kingvalsky	James Gray	Dan Jatres
Bill Koch	Clifford Robinson	Dennis Pons
Margaret Schuber	Debbie DeGruy	Kathleen Pons
Dennis Caruso	Bob Rameru	Naomi Doerner
Armand Pinkey	Corinne Villavaso	Danatus King
Barbara Trevigne	Don Wiltz	Chiquilla Brown
Vanessa Gueringer	Michael Vitt	Fedela Constantini
Kim Ford	Nora Ann Winbush	Laurie Young
Margaret Lopez	Susan Welch	Fred Schuber
Randall Richmond	Donna Swanson	Henrietta Deters
Michael Andry	Peter Bennett	Nancy Marsiglia
Newt Jackson	David Myers	Loylan Pitre
Linda Jackson	Lloyd Kelly	Tiffany Pitre

### **OPENING COMMENTS:**

Chairman Scott noted the large crowd that is involved in this issue and advised that time would be allocated accordingly for those who filled out speaker cards. Please be respectful of the people who are talking, if not I will ask for the meeting to be adjourned.

### **ADOPT AGENDA**

Commissioner Ernst offered a motion to adopt the Agenda, seconded by Commissioner Dufrechou and unanimously adopted.

### **APPROVE MINUTES**

The minutes were deferred until the May 22, 2014 Board meeting.

### **COMMITTEE REPORTS**

**Airport Committee** – Airport Committee issues will be addressed at the appropriate time during the meeting.

**Marina Committee** –There are lights at South Shore Harbor Marina Promenade and the Marina is doing well.

**Commercial Real Estate Committee** – One tenant is moving out of the Lake Vista Community Center and a current tenant is moving into the space that will be unoccupied.

**Recreation/Subdivision Committee meeting** –Issues on the Agenda were discussed in previous Recreation/Subdivision Committee meetings. A memo was distributed to Board members summarizing the positions outlined at those meetings.

**Legal Committee** – The Legal Committee meeting was cancelled.

**Finance Committee** –The budget to actual is in line and the Authority is tracking below budget for the remainder of this fiscal year.

**Insurance Committee** –RFQs for an Insurance Broker of Record were reviewed. The Committee recommended Eagan Insurance be awarded the Agent of Record letter going forward. The Authority will move forward with obtaining appraisals on the property to lower insurance premiums.

### **NEW BUSINESS**

**Motion 01-041614 Approve rescheduling the April, 2014 regular monthly meeting of the Management Authority from April 17, 2014 to April 16, 2014 at 5:30 p.m. at the Lake Vista Community Center**

This motion is a procedural motion to reschedule the April, 2014 regular monthly meeting from April 17, 2014 to April 16, 2014 t 5:30 p.m.

Commissioner Scott offered a motion to reschedule the monthly Board meeting, seconded by Commissioner Cantrelle and unanimously adopted to wit:

**MOTION:** 01-041614  
**RESOLUTION:** 01-041614  
**BY:** CHAIRMAN SCOTT  
**SECONDED:** COMMISSIONER ERNST

April 16, 2014

### **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**, in accordance with the By-Laws of the Management Authority, the regular monthly meeting of the Management Authority for the month of April, 2014 is scheduled for Thursday, April 17, 2014 at 5:30 p.m. at the Lake Vista Community Center;

**WHEREAS**, in view of the Easter Holiday and in order to have a quorum present at the April, 2014 meeting, the Chairman has moved to reschedule the April, 2014 meeting to April 16, 2014 at 5:30 p.m. at the Lake Vista Community Center;

**WHEREAS**, the By-Laws, as amended, of the Management Authority provide that the Management Authority shall hold its regular monthly meeting on the third 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 Authority at a regular or special meeting; and,

**WHEREAS**, the Motion to reschedule the April meeting to April 16, 2014 was duly seconded and after discussion the Resolution was duly adopted by the Management Authority.

**THEREFORE, BE IT HEREBY RESOLVED**, that the April, 2014 regular monthly meeting of the Management Authority be and is hereby rescheduled and shall be held on April 16, 2014 at 5:30 p.m. at the Lake Vista Community Center.

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

**YEAS:** SCOTT, ERNST, BAUDY, LUPO, HEATON, DUFRECHOU, CANTRELLE, STACK, BRIEN, SAIZAN, GREEN, WHEATON

**NAYS:** NONE

**ABSTAIN:** NONE

**ABSENT:** TRASK, HOFFMAN, DeROUEN

**RESOLUTION ADOPTED:** YES

### **Motion 02-041614 Approval of a lease with Hawthorne Aviation for the James Wedell Hangar at the New Orleans Lakefront Airport**

This motion approves a lease with Hawthorne Aviation for the James Wedell Hangar at New Orleans Lakefront Airport. The lease is a four year lease effective June 1, 2014 with two 5-year options to renew. The base annual rent is \$75,000 adjusted annually in accordance with the increase in the CPI index. Additional rent represents the cost of property, casualty and flood insurance and includes standard language and terms of FBO leases at Lakefront Airport.

Commissioner Heaton offered a motion to approve a lease with Hawthorne Aviation for the James Wedell Hangar, seconded by Commissioner Dufrechou and unanimously adopted to wit:

**MOTION:** 02-041614  
**RESOLUTION:** 02-041614  
**BY:** COMMISSIONER HEATON  
**SECONDED:** COMMISSIONER DUFRECHOU

April 16, 2014

#### **RESOLUTION**

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

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

**WHEREAS**, the buildings and other facilities at the Airport, including the James Wedell Hangar, were severely damaged by Hurricane Katrina which struck southeast Louisiana in August of 2005;

**WHEREAS**, the Management Authority has rebuilt the James Wedell Hangar (the "Hangar");

**WHEREAS**, the Management Authority's staff issued a Request for Proposals for a lease of the Hangar and responses were due on or before Friday, March 21, 2014;

**WHEREAS**, a timely response was received to the Request for Proposals from Hawthorne New Orleans, L.L.C., which operates a fixed based operation at the Airport ("Hawthorne");

**WHEREAS**, the Airport Committee at its April 2, 2014 meeting instructed the Management Authority's Executive Director, Real Estate Consultant and Legal Counsel to enter into negotiations with Hawthorne for a lease of the Hangar;

**WHEREAS**, the Management Authority's Executive Director, Real Estate Consultant and Legal Counsel negotiated the terms of a lease with Hawthorne for the James Wedell Hangar based on Hawthorne's response to the Request for Proposals and the terms and conditions set forth below;

**WHEREAS**, the negotiated lease would be for a term of four years with two (2) five year options to renew, with an annual base rent of \$75,000.00, adjusted annually for CPI increases, additional rent representing the cost of property, casualty and flood insurance for the Hangar and including the standard terms and conditions of FBO leases at the Airport; and,

**WHEREAS**, the Management Authority after considering the terms of the proposed lease with Hawthorne resolved that it is in the best interest of the Orleans Levee District and New Orleans Lakefront Airport to approve a lease with Hawthorne for the James Wedell Hangar under the terms and conditions set forth above.

**THEREFORE, BE IT HEREBY RESOLVED**, that the Management Authority approves a lease of the James Wedell Hangar at the New Orleans Lakefront Airport with Hawthorne New Orleans, L.L.C., effective June 1, 2014, for a term of four years, with two (2) five year options to renew, with a base annual rent of \$75,000.00, adjusted annually in accordance with the increase in the Consumer Price Index, with additional rent representing the cost of property, casualty and flood insurance for the Hangar and including the standard terms and conditions for FBO leases at the Airport.

**BE IT HEREBY FURTHER RESOLVED**, that the Management Authority Chairman or Executive Director be and is hereby authorized to sign a written lease with Hawthorne New Orleans, L.L.C. for the James Wedell Hangar at the New Orleans Lakefront Airport, which said lease shall include the terms and conditions set forth above, and any and all documents necessary to accomplish the foregoing.

**YEAS:** SCOTT, ERNST, BAUDY, LUPO, HEATON, DUFRECHOU, CANTRELLE, STACK, BRIEN, SAIZAN, GREEN, WHEATON

**NAYS:** NONE

**ABSTAIN:** NONE

**ABSENT: TRASK, HOFFMAN, DeROUEN**  
**RESOLUTION ADOPTED: YES**

**Motion 03-041614 Approval to lease Suite 6500 at the Lake Vista Community Center to Stanton Murray of Murray Yacht Sales**

This motion approves the lease for Suite 6500 in the Lake Vista Community Center with Stanton Murray, Marine Developments, LLC d/b/a Murray Yacht Sales. The lease term is one year commencing June 1, 2014. The rental rate is \$15.00 per square foot with one 1-year option to renew with rental rate set at fair market value for its location in the Lake Vista Community Center.

Commissioner Ernst offered a motion to approve the lease with Murray Yacht Sales, seconded by Commissioner Saizan and unanimously adopted to wit:

**MOTION: 03-041614**  
**RESOLUTION: 03-041614**  
**BY: COMMISSIONER ERNST**  
**SECONDED BY: COMMISSIONER SAIZAN**

April 16, 2014

**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 located in the City of New Orleans and is one of the non-flood assets of the Orleans Levee District managed and controlled by the Management Authority;

**WHEREAS**, Marine Developments, L.L.C. has offered to lease Suite 6500, containing 1,396 square feet of space on the first floor of the Lake Vista Community Center, bearing Municipal Number 6500 Spanish Fort Boulevard, New Orleans, LA 70124 ("leased premises"), for a term of one (1) year at a rental rate of \$15.00 per square foot, with one (1) one (1) year option to renew with a rental rate set as the fair market value for locations in the Lake Vista Community Center, and under the standard terms and conditions for leases in the Lake Vista Community Center;

**WHEREAS**, the proposed lease with Marine Developments, L.L.C. for the lease of Suite 6500 in the Lake Vista Community Center will commence on June 1, 2014;

**WHEREAS**, the proposed lease with Marine Developments, L.L.C. for the lease of Suite 6500 in the Lake Vista Community Center was considered by the Commercial Real Estate Committee of the Management Authority at its meeting held on April 3, 2014, and the Committee unanimously voted to recommend approval of a lease with Marine Developments, L.L.C. under the terms and conditions set forth above and in accordance with the standard terms and conditions for leases at the Lake Vista Community Center to the Management Authority; and,

**WHEREAS**, the Management Authority after considering the proposed lease proposal resolved that it is in the best interest of the Orleans Levee District to approve the proposed lease with Marine Developments, L.L.C.

**THEREFORE, BE IT HEREBY RESOLVED**, that the Management Authority approves a lease with Marine Developments, L.L.C. for the lease of Suite 6500 in the Lake Vista Community Center for a term of one (1) year, commencing on June 1, 2014, at a rental rate of \$15.00 per square foot, with one (1) one (1) year option to renew with a rental rate set at the fair market value for locations in the Lake Vista Community Center, and under the standard terms and conditions for leases in the Lake Vista Community Center.

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

**YEAS: SCOTT, ERNST, BAUDY, LUPO, HEATON, DUFRECHOU, CANTRELLE, STACK, BRIEN, SAIZAN, GREEN, WHEATON**

**NAYS: NONE**

**ABSTAIN: NONE**

**ABSENT: TRASK, HOFFMAN, DeROUEN**

**RESOLUTION ADOPTED: YES**

**Motion 04-041614 To enter into a contract with Eagan Insurance Agency, LLC as insurance agent of record for all property, casualty, liability and flood policies for the Non-Flood Protection Asset Management Authority**

This motion approves a contract with Eagan Insurance Agency, LLC as insurance Agent of Record for all property, casualty, liability and flood insurance for a period of one year commencing May 1, 2014. The annual consulting fee is \$100,000 and \$20,000 will be designated for DBE services. The consulting fee is in lieu of any casualty, general liability, marina liability, workers comp, employee practices, automobile liability, airport owners' liability and flood commissions for all required property policies of the Orleans Levee District.

Chairman Scott advised of an e-mail regarding proposers that did not attend the Insurance Committee meeting to discuss the proposals because no notice was received. Mr. Capo informed that the normal public notices were sent to the media, but

none of the proposers were invited to the meeting. Eagan Insurance Agency was the only proposer who attended the meeting.

Commissioner Wheaton noted that several policies are up for renewal July 1, 2014. Eagan, who has an existing relationship with the Authority, regularly attends Insurance Committee meetings. Eight proposals were received and reviewed. Gallagher and Eagan were comparable, but Gallagher had \$50,000 plus commission on the flood insurance policy. The institutional knowledge was an important factor as many policies must be moved quickly. The Insurance Committee does not have the expertise to evaluate qualifications from those who submitted proposals. Eagan Insurance will be given a one year contract to address the urgency putting insurance policies in place. During the one year period all proposers will have the opportunity to appear before the Insurance Committee to present proposals for an Agent of Record to be determined going forward.

Chairman Scott advised when the Board has something out for bid, all proposers be e-mailed and informed of any meeting to discuss the proposals. If a proposer has taken time to submit a proposal, the proposer should be personally contacted and informed of the scheduled meeting to discuss the proposal.

Alicia Plummer requested that a note to the Insurance Committee and Board be read into the record:

I have friends that are insurance brokers that knew nothing of the opportunity to submit to represent the Board as an insurance broker. Was there an RFP put out and aggressively advertised?

Commissioner DeRouen offered a motion to enter into a contract with Eagan Insurance Agency, LLC as insurance Agent of Record for all property, casualty, liability and flood insurance, seconded by Commissioner Wheaton and unanimously adopted to wit:

**MOTION:** 04-041614  
**RESOLUTION:** 04-041614  
**BY:** COMMISSIONER DeROUEN  
**SECONDED BY:** COMMISSIONER WHEATON

April 16, 2014

#### 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 Special Insurance Committee of the Management Authority authorized the issuance of a Request for Qualifications/Proposals for an Agent of Record for all casualty, general liability, marina liability, worker's compensation, employee practices, auto liability, airport owner's liability, and property and flood policies for the insurable non-flood protection assets of the District;

**WHEREAS**, responses to the Request for Qualifications/Proposals for an Agent of Record were required to be submitted by no later than April 9, 2014;

**WHEREAS**, responses were submitted by McGrife, Seibels & Williams of Louisiana, Inc., Arthur J. Gallagher & Co., the Swanson Group, Eagan Insurance Agency, LLC, Willis of Louisiana, Inc., HUB International and Aon Risk Solutions;

**WHEREAS**, the responses were reviewed by the Special Insurance Committee at its meeting held on April 14, 2014;

**WHEREAS**, after considering the proposals submitted in response to the Request for Qualifications/Proposals for an Agent of Record, the Special Insurance Committee voted unanimously to recommend to the Management Authority the selection of Eagan Insurance Agency, LLC ("Eagan Insurance Agency") as Agent of Record under the terms set forth below for a period of one (1) year commencing on May 1, 2014;

**WHEREAS**, the Proposal of Services and Agency Qualifications submitted by Eagan Insurance Agency offered to provide the full range of services requested in the Request for Qualifications/Proposals, including but not limited to assisting the Management Authority in administering all insurance plans, negotiating with providers on all issues related to premiums, special terms, conditions, and claims and soliciting proposals from national and world insurance markets which specialize in casualty, general liability, marina liability, worker's compensation, employee practices, auto liability, airport owner's liability, property insurance and all other insurance needs of the Management Authority;

**WHEREAS**, Eagan Insurance Agency proposed an annual consulting fee of \$100,000.00 of which \$20,000.00 will be designated for DBE services and which fee will be in lieu of any insurance commission for procuring casualty, general liability, marina liability, worker's compensation, employee practices, auto liability, airport owner's liability, property and flood insurance and all other insurance policies required by the Management Authority, exclusive of health and dental coverages;

**WHEREAS**, the Management Authority after considering the recommendation of the Special Insurance Committee and proposal submitted by Eagan Insurance Agency resolved that it would be in the best interest

of the Orleans Levee District to select Eagan Insurance Agency as Agent of Record under the terms set forth above for a period of one (1) year commencing on May 1, 2014.

**THEREFORE, BE IT HEREBY RESOLVED**, that the Management Authority selects Eagan Insurance Agency as Agent of Record for a period of one (1) year, commencing on May 1, 2014, for an annual consulting fee of \$100,000.00 of which \$20,000.00 will be designated for DBE services, and which consulting fee will be in lieu of any insurance commissions for all required casualty, general liability, marina liability, worker's compensation, employee practices, auto liability, airport owner's liability, property and flood insurance policies for the property of the Orleans Levee District under the management and control of the Non-Flood Protection Asset Management Authority and all other insurance policies required by the Non-Flood Protection Asset Management Authority except for health and dental insurance.

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

**YEAS: SCOTT, ERNST, BAUDY, LUPO, HEATON, DUFRECHOU, CANTRELLE, STACK, BRIEN, SAIZAN, GREEN, WHEATON**  
**NAYS: NONE**  
**ABSTAIN: NONE**  
**ABSENT: TRASK, HOFFMAN, DeROUEN**  
**RESOLUTION ADOPTED: YES**

### **Motion 05-041614 Approval to renew flood insurance for the National Guard Hangar (Building 101)**

This motion approves renewal of flood insurance for the National Guard Hangar (Building 101) at a cost of \$14,449 for \$500,000 in coverage and a \$5,000 deductible.

Commissioner DeRouen offered a motion to renew flood insurance for the National Guard Hangar (Building 101), seconded by Commissioner Lupo and unanimously adopted to wit:

**MOTION: 05-041614**  
**RESOLUTION: 05-041614**  
**BY: COMMISSIONER DeROUEN**  
**SECONDED BY: COMMISSIONER LUPO**

**April 16, 2014**

#### **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 flood insurance for the National Guard Hangar at Lakefront Airport expires on April 24, 2014;

**WHEREAS**, the premium to renew the flood insurance for the National Guard Hangar at Lakefront Airport is \$14,449.00 for coverage in the amount of \$500,000.00 with a \$5,000.00 deductible;

**WHEREAS**, Eagan Insurance Agency, Inc. is the incumbent Agent for the Management Authority;

**WHEREAS**, Eagan Insurance Agency, Inc. through its Vice-President, Timothy R. Avegno, has requested and the carrier has agreed to provide flood insurance for the National Guard Hangar at Lakefront Airport at in the amount of \$14,449.00 for coverage in the amount of \$500,000.00 with a \$5,000.00 deductible;

**WHEREAS**, the Special Insurance Committee of the Management Authority has reviewed this matter and has recommended renewal of the flood insurance for the National Guard Hangar at Lakefront Airport at a cost of \$14,449.00 with a \$5,000.00 deductible for \$500,000.00 worth of coverage.

**BE IT RESOLVED**; that the Authority authorizes the renewal of the flood insurance for the National Guard Hangar at Lakefront Airport at a cost of \$14,449.00 with a \$5,000.00 deductible for \$500,000.00 worth of insurance.

**BE IT FURTHER RESOLVED**; that the Management Authority hereby authorizes the Authority Chairman or Executive Director to sign any and all other documents to carry out the above.

**YEAS: SCOTT, ERNST, BAUDY, LUPO, HEATON, DUFRECHOU, CANTRELLE, STACK, BRIEN, SAIZAN, GREEN, WHEATON**  
**NAYS: NONE**  
**ABSTAIN: NONE**  
**ABSENT: TRASK, HOFFMAN, DeROUEN**  
**RESOLUTION ADOPTED: YES**

Chairman Scott advised that the following motion is not to open Lakeshore Drive eastbound or westbound. The motion specifically deals with a small portion of Lakeshore Drive currently opened to eastbound traffic only. It is this Board's current position that Lakeshore Drive is open eastbound and westbound Monday through Friday. Lakeshore Drive is open eastbound and westbound with the exception of Marconi to Rail on weekends, which is open eastbound only. The Authority recently reopened the portion from Franklin Avenue to Ted Hickey. Lakeshore Drive is closed when there are dangerous road conditions due to water overlapping onto the roadway during weather events. The Flood Authority cleans the roadway to make it passable for vehicles.

**Motion 06-041614 Approval to lift the weekend restriction on Lakeshore Drive for westbound traffic between Marconi Drive and Rail Street including the westbound traffic crossing the Bayou St. John Bridge**

This motion is to lift the weekend restriction on Lakeshore Drive for westbound traffic between Marconi Drive and Rail Street including the westbound traffic crossing the Bayou St. John Bridge.

Those who spoke in favor of lifting the weekend restriction on Lakeshore Drive included Peter Bennett of Bike Easy, James Gray of the City Council, Sylvia Richard of ENONAC, Vanessa Gueringer, Angelo Kingvalsky, Karol Sanders and Dawn Hebert, who requested that a letter from the Mayor be read into the record as follows:

Dear Ms. Scott:

As the Non-Flood Protection Asset Management Authority Board considers the issue of opening the entirety of Lakeshore Drive to respond to westbound traffic, I wish to express my support for this effort. I urge the Board to take the necessary steps to make the Lakefront easily accessible to all of the City's residents.

Additional residents in favor of lifting the weekend restriction included Alicia Plummer, Lloyd Kelly, Adrienne Quintal, Octave Rainy, Kim Ford, Danatus King, Van Culotta, Debbie Degruy, Joan Heisser, Naomi Doerner and Tiffany Pitre. Joseph Bouie advised that House Bill 1173 written in 1997 states that

*Lakeshore Drive shall be open to public access at all times except in the case of a hurricane or other similar emergency.*

Those who were opposed to lifting the weekend restriction included, John Skinner, Laurie Young, Dr. David Meyers, Mike Boudreaux, Armand Pinkney, Carlos Arrieta, Ann Duffy, Lynn Long, Nancy Marsiglia, Robert Drouant, Henry Guste, Tevis Vandergriff,

Those voting in favor of lifting the weekend restriction with the compromise of a dedicated bike or multi-use lane included Larry Hollier, Laura Owen, Loulan Pitre,

Chairman Scott requested a hand count of those in favor and opposed of opening Lakeshore Drive in both directions between Marconi and Rail on the weekends and advised that a majority count would not be taken as it is the decision of the Board. Commissioner Wheaton offered an Amendment to the Resolution.

Commissioner Wheaton advised that the proposed Amendment to the Resolution is to appoint a Blue Ribbon Panel Committee consisting of people from different areas of the City and Commissioners of this Board who will meet to discuss possible solutions regarding this issue and report back to the Board in sixty days with its recommendations. This is an issue that needs further discussion so it is done correctly. The Amendment is friendly and not an attempt to stonewall this issue. The Authority cannot simply concoct a traffic plan and turn vehicular traffic loose, particularly in an area with diverse existing recreational use.

The Amendment to the Resolution reads as follows:

WHEREAS, the Management Authority after considering the continued interest of the public, in completing the objectives of

- a) Allowing two-way traffic on Lakeshore Drive seven days per week; and
- b) Promoting an increased recreational use

Resolve that it is in the best interest of the Orleans Levee District and public safety to authorize the Recreation/Subdivision Committee to appoint a Blue Ribbon Panel of four Commissioners (Stack, Ernst, Saizan, Cantrelle) and four members of the public (Karen Parsons, a Bike Easy representative, Walter Baudier – DEI and Dawn Hebert) to recommend to the Recreation/Subdivision Committee and the Full Board within 60 days a course of action for the implementation of a uniform traffic control and parking system along the entire length of Lakeshore Drive which allows two way traffic flow seven days per week consistent with the safe operation of motor vehicles and the known recreational uses including biking, running and pedestrian use.

THEREFORE BE IT RESOLVED, that the Management Authority authorizes the Recreation/Subdivision Committee to appoint a Blue Ribbon panel of four Commissioners (Stack, Ernst, Saizan, Cantrelle) and four members of the public (Karen Parsons, a Bike Easy representative, Walter Baudier – DEI and Dawn Hebert) to recommend to the Recreation/Subdivision Committee and the Full Board within 60 days a course of action for the implementation of a uniform traffic control and parking system along the entire length of Lakeshore Drive which allows two way traffic flow seven days per week consistent with the safe operation of motor vehicles and the known recreation uses including biking, running and pedestrian use.

Commissioner Stack stated that as an experienced engineer involved with traffic control, there are safety issues involved. The way Lakeshore Drive is closed at Marconi does not meet state and federal standards. Lakeshore Drive is a federal aid road eligible for federal funding. There is funding available, but it may be several years out. The Authority is in violation of the intent of the law and should allow westbound traffic.

Commissioner Saizan advised that Lakeshore Drive should be open in both directions as it has the features to become a recreational area. There should not be anything closed on Lakeshore Drive as it is a public thoroughfare.

Commissioner Heaton noted that opening Lakeshore Drive in both directions to vehicular traffic is long overdue. After Hurricane Katrina, Orleans Levee District was in financial trouble. There was approximately \$60 million in damages to the assets as a result of Hurricane Katrina and no revenue stream to fix those assets. The Board was obligated to take care of the properties, which had big issues and multiple projects underway to repair the damages from Hurricane Katrina. This is a safety issue. The motion can be supported and passed and there can be temporary striping until the striping issues are reviewed. There is a way that this Board can accomplish what both sides are proposing.

Commissioner Green questioned how fast the striping can be completed. There has been discussion regarding safety issues, but Lakeshore Drive currently has no accommodations for biking. The Authority has not been doing right to the citizens by keeping Lakeshore Drive closed.

Commissioner Wheaton offered the Resolution with the Amendment appointing a Blue Ribbon Committee, which was seconded by Commissioner Ernst and unanimously adopted to wit:

**MOTION: 06-041614**  
**RESOLUTION: 06-041614**  
**BY: COMMISSIONER BAUDY**  
**SECONDED BY: COMMISSIONER GREEN**

**April 16, 2014**

**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**, on Monday through Friday, Lakeshore Drive is open to vehicular traffic in both eastbound and westbound directions between the Senator Ted Hickey Bridge and West End;

**WHEREAS**, the westbound traffic lanes on Lakeshore Drive between Marconi Drive and Rail Street, including the westbound lanes of the Bayou St. John Bridge, have been closed on weekends and holidays for many years not allowing the use of motorized vehicles;

**WHEREAS**, recently there have been requests from members of the public to lift the restriction on east bound only traffic on weekends and holidays and to open the west bound traffic lanes on Lakeshore Drive between Marconi Drive and Rail Street, including the westbound lanes of the Bayou St. John Bridge, to vehicular traffic;

**WHEREAS**, at its regularly scheduled monthly meeting held on April 3, 2014, the Recreation/Subdivision Committee of the Management Authority considered the request to reopen the westbound lanes on Lakeshore Drive between Marconi Drive and Rail Street on weekends and holidays, including the westbound lanes of the Bayou St. John Bridge, to vehicular traffic and thereby open the entire 5.2 miles of Lakeshore Drive to vehicular traffic in both directions on weekends and holidays;

**WHEREAS**, after considering the request to lift the restriction on eastbound only traffic on Lakeshore Drive between Marconi Drive and Rail Street on weekends and holidays to vehicular traffic, including the westbound lanes of the Bayou St. John Bridge, and thereby open the entire 5.2 miles of Lakeshore Drive to vehicular traffic in both directions on weekends and holidays, the Recreation/Subdivision Committee voted not to recommend to the Management Authority to reopen the west bound traffic lanes on Lakeshore Drive between Marconi Drive and Rail Street, including the westbound lanes of the Bayou St. John Bridge, to vehicular traffic on weekends and holidays;

**WHEREAS**, the Management Authority resolved that it was in the best interest of the Orleans Levee District and the general public to authorize the opening of the westbound lanes of Lakeshore Drive between Marconi Drive and Rail Street, including the westbound lanes of the Bayou St. John Bridge, on weekends and holidays to vehicular traffic and thereby allow vehicular traffic in both directions on Lakeshore Drive between Marconi Drive and Rail Street, including the westbound lanes of the Bayou St. John Bridge, on weekends and holidays; and,



**WHEREAS**, the Management Authority after considering the continued interest of the public in the competing objectives of: a) allowing two way traffic on Lakeshore Drive seven days a week and b) promoting increased recreational use also resolved that the it is in the best interest of the Orleans Levee District and public safety to authorize the Recreation/Subdivision Committee to appoint a blue ribbon panel of four Commissioners (Stack, Ernst, Saizan and Cantrelle) and four members of the public (Karen Parsons, Bike Easy or similar representative, Walter Baudier and Dawn Hebert) to recommend to the Recreation/Subdivision Committee and the Full Board, within 60 days, a course of action for the implementation of a uniform traffic control and parking system along the entire length of Lakeshore Drive which allows two way traffic flow seven days a week consistent with the safe operation of motor vehicles and the known recreational uses including biking, running and pedestrian use.

**THEREFORE, BE IT HEREBY RESOLVED**, that the Management Authority authorizes the opening of the westbound lanes of Lakeshore Drive between Marconi Drive and Rail Street, including the westbound lanes of the Bayou St. John Bridge, on weekends and holidays to vehicular traffic.

**BE IT FURTHER HEREBY RESOLVED**, that the Management Authority authorizes the Recreation/Subdivision Committee to appoint a blue ribbon panel of four Commissioners (Stack, Ernst, Saizan and Cantrelle) and 4 members of the public (Karen Parsons, Bike Easy or similar representative, Walter Baudier and Dawn Hebert) to recommend to the Recreation/Subdivision Committee and the Full Board, within 60 days, a course of action for the implementation of a uniform traffic control and parking system along the entire length of Lakeshore Drive, which allows two way traffic flow seven days a week consistent with the safe operation of motor vehicles and the known recreational uses including biking, running and pedestrian use.

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

**YEAS: SCOTT, ERNST, BAUDY, LUPO, HEATON, DUFRECHOU, CANTRELLE, STACK, BRIEN, SAIZAN, GREEN, WHEATON**

**NAYS: NONE**

**ABSTAIN: NONE**

**ABSENT: TRASK, HOFFMAN, DeROUEN**

**RESOLUTION ADOPTED: YES**

### **Motion 07-041614 Approval to open Lake Terrace Parkway to vehicular traffic**

This motion is for approval to open Lake Terrace Parkway to vehicular traffic.

### **PUBLIC COMMENTS**

Those opposed to opening Lake Terrace Parkway to vehicular traffic included Mike Boudreaux, Van Culotta, Nancy Marsiglia, Dr. V. Dave', Joe Hassinger, Constandinos Vennis, Laurie Young, Cecilia McNab and Michael Vitt.

Various concerns voiced by residents regarding the opening of Lake Terrace Parkway included drug activity, lack of police patrol, lack of proper lighting and unsafe road conditions.

Those in favor of opening Lake Terrace Parkway to vehicular traffic included Angelo Kingvalsky, Vanessa Gueringer, Kim Ford, Carol Sanders, Dawn Hebert and Lloyd Kelly.

Residents stated that Lake Terrace Parkway should be opened to vehicular traffic because the area is not a private area. New Orleans residents pay taxes for accessibility to all streets in the New Orleans area. Because the area backs up along a few houses does not mean it should be left out of the public's use by all residents of New Orleans. Crime exists everywhere in the City. Because the area has the same point of ingress and egress does not mean it should be isolated from the rest of the Lakeshore Drive. It should be used by all peoples.

Mr. Metzger advised that there is no statute on this issue and the area is not part of Lakeshore Drive. Commissioner Ernst noted that various cars accessed that area because the bollards preventing vehicles from entering the area were removed approximately two months and replaced with cones, which people removed to gain access to the area. It is pretty lawless in that area. Also, when vehicles exit the area it is very difficult to get out and ample vehicular traffic will create a traffic nightmare given the area's present configuration.

Commissioner Stack advised that from a traffic engineering standpoint Lake Terrace Parkway is in no condition to be open to vehicular traffic. It will take funding that this Authority does not have to make geometric modifications and several repairs in order to make Lake Terrace Parkway safe for vehicular traffic. The area has a lot of potential if funding is ever found to develop that area. At this time it is not ready to be open to traffic from an engineer's standpoint.

Commissioner Cantrelle added that Lake Terrace Parkway is currently in deplorable condition. The crash attenuator could have been pushed back a little bit further which would eliminate the traffic concern. There are currently nine parking spaces that should be expanded to include additional parking spaces located closer to the area so the elderly and handicapped could have easier access to Lake Terrace Parkway. Commissioner Lupo advised that the crash attenuator was shorter, but the Corps requested it be extended to protect the flood wall.

Commissioner Heaton noted that Lake Terrace Parkway is not safe. This is an opportunity for the community to come together and hold a work day to clean up the area. Also, the Recreation/Subdivision Committee could contact the City to determine a cost to install crime cameras in the area if it is going to be a passive park. This Authority can do better to make Lake Terrace Parkway a passive park with community involvement and not spending a large amount of money. There can be community involvement so the parkway represents more what residents want the Lakefront to be.

Chairman Scott called for a vote. The motion to open Lake Terrace Parkway did not pass.

**MOTION:** 07-041614  
**RESOLUTION:** 07-041614  
**BY:** COMMISSIONER BAUDY  
**SECONDED BY:**

**MOTION FAILED**

**April 16, 2014**

**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**, Lake Terrace Parkway located adjacent to the south shore of Lake Pontchartrain is one of the non-flood protection assets owned by the District under the management and control of the Management Authority;

**WHEREAS**, for public safety reasons Lake Terrace Parkway has been closed to vehicular traffic for many years;

**WHEREAS**, recently there have been requests from members of the public to reopen Lake Terrace Parkway to vehicular traffic;

**WHEREAS**, the Recreation/Subdivision Committee of the Management Authority considered the request to reopen Lake Terrace Parkway to vehicular traffic at its regularly scheduled monthly meeting held on April 3, 2014;

**WHEREAS**, after considering the request to reopen Lake Terrace Parkway to vehicular traffic and the condition of the Parkway, the Recreation/Subdivision Committee voted not to recommend to the Management Authority to reopen at this time Lake Terrace Parkway to vehicular traffic; and,

**WHEREAS**, the Management Authority resolved that it was in the best interest of the Orleans Levee District to reopen Lake Terrace Parkway to vehicular traffic;

**THEREFORE, BE IT HEREBY RESOLVED**, that the Management Authority authorizes the opening of Lake Terrace Parkway to vehicular traffic.

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

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

**RESOLUTION ADOPTED: NO**

**NEXT BOARD MEETING**

The next full Board meeting of the Non-Flood Protection Asset Management Authority is scheduled for Thursday, May 22, 2014 at 5:30 p.m.

**ADJOURNMENT**

Commissioner Heaton offered a motion to adjourn, seconded by Commissioner Baudy and unanimously adopted. The meeting adjourned at 8:20 p.m.