

**MINUTES OF
SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY-EAST
LEGAL COMMITTEE MEETING
HELD ON MARCH 12, 2009**

PRESENT: Abril Sutherland, Chairman
Stradford Goins, Committee Member

ABSENT: Thomas Jackson, Committee Member
George Losonsky, Committee Member

The Legal Committee met on March 12, 2009, in the Second Floor Hall, Lake Vista Community Center, 6500 Spanish Fort Boulevard, New Orleans, Louisiana. Chairman Sutherland called the meeting to order at 10:15 a.m.

Opening Comments: None.

Adoption of Agenda: The agenda was adopted as presented.

Approval of Minutes: The minutes of the Legal Committee meeting held on February 12, 2009 were approved.

Public Comments: None.

New Business:

A. Approval of Legal Invoices (Authority – East, OLD, EJLD and LBBLD).

A spreadsheet listing legal invoices submitted as of 3/12/2009 was distributed. The Committee reviewed and approved the invoices listed.

B. Discussion of responses to Request for Qualifications for Legal Services.

The Request for Qualifications (RFQ) to provide legal services issued in 2007 was reissued in order to supplement the Authority's current list of approved attorneys. Six responses to the RFQ were received. Ms. Sutherland and Mr. Goins were provided a copy of the responses at the Committee meeting; copies will be sent to Mr. Jackson and Mr. Losonsky.

The Committee discussed the types of legal services that may be needed by the Authority. Robert Lacour, Interim General Counsel, advised that expropriation and land attorneys will be needed.

Ms. Sutherland suggested that a legal firm be selected to assist with legislative matters. The Committee discussed legislative processes and the need for a legislative agenda in priority order. The role of an attorney for legislative matters was discussed.

The Committee discussed whether an attorney is needed for environmental issues.

C. Discussion of contract template for professional service contracts.

A standard indefinite delivery-indefinite quantity (ID-IQ) contract template is needed for use by the Authority. Robert Turner, SLFPA-E Regional Director, explained that the Legal Committee had been requested to look at the ID-IQ contract used by the U.S. Army Corps of Engineers (USACE). He advised that the USACE's contract is more complex than is needed by the Authority and references standard CRF language that does not apply to the Authority. The State's ID-IQ contract, which is used by the LA Department of Natural Resources, is being sent to the Authority. It was noted that the Orleans Levee District also has a standard Professional Services Contract. Mr. Lacour offered to submit a copy of a contract that was done for the East Jefferson Levee District for an on-call engineer for possible use.

Mr. Goins discussed addressing goals for small business participation in contracts to encourage contractors to reach out to the local community. He referenced the State's guidance for participation in 2008 and requested copies of resolutions that were passed by the levee districts' prior boards on participation goals. The Committee discussed a resolution that had been adopted by the Orleans Levee Board setting a voluntary goal.

Task orders under the ID-IQ contracts were briefly discussed. Mr. Turner advised that task orders will need to be monitored at a central location to insure that contract limits are not exceeded. He noted that task orders should be reported to the Board. The ID-IQ contract will include hourly rates and services provided. A numbering system will be needed for contracts and task orders.

The Committee briefly discussed the acquisition of LERRDs (lands, easements, rights-of-ways, relocations and disposal sites) that will be needed for 100 year protection. The East Jefferson Levee District is currently using the services of the firm of GCR for documenting maps in a GIS system. Mr. Lacour was requested to review the GCR contract for LERRDs to determine whether the documenting of existing maps of the Orleans Levee District and Lake Borgne Basin Levee District in a GIS system is within the scope of the contract.

There was no further business, therefore, the meeting was adjourned at 11:18 a.m.