

**MINUTES OF
SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY-EAST
FINANCE COMMITTEE MEETING
HELD ON JANUARY 10, 2013**

PRESENT: Stephen Estopinal, Chair
Timothy Doody, Committee Member

The Finance Committee of the Southeast Louisiana Flood Protection Authority-East (SLFPA-E or Authority) met on January 10, 2013, in Meeting Room 221, Orleans Levee District Franklin Administrative Complex, 6920 Franklin Avenue, New Orleans, Louisiana. Mr. Estopinal called the meeting to order at 8:30 a.m.

Opening Comments: None.

Adoption of Agenda: The agenda was adopted as presented.

Approval of Minutes: The Committee approved the minutes of the Finance Committee meeting held on November 1, 2012.

Public Comments:

None.

New Business:

A. Discussion of recordation of contracts.

T. Robert Lacour, SLFPA-E General Counsel, explained the requirements of three new statutes (R.S. 38:2192, 39:1554 and 38:222) concerning the recordation of changes or amendments to contracts. The new statutes do not require the recordation of a new contract. The statutes require the recordation of any revision, change or amendment to any contract that increases the amount of the original contract by 10 percent or more and the additional amount is at least \$10,000, or all revisions, changes or amendments to the original contract taken together that increase the amount of the original contract by 20 percent or more and the additional amount is at least \$10,000. In this event the original contract itself, the amendment and any previous amendments that may not have raised the contract amount an additional \$10,000 must be recorded. He noted the example of a contract that was recorded by a levee district that cost \$600. In some instances, it may be more economical to enter into a new contract rather than amend an existing contract.

Mr. Lacour further explained that the Authority's Indefinite Delivery-Indefinite Quantity (ID-IQ) contracts do not include a not-to-exceed contract amount. Beau Jones, Assistant Attorney General, is looking into how the ID-IQ contracts should be handled relative to aforementioned new legal requirements.

B. Discussion of execution of contract with Waggoner and Ball for Design and Construction Phases of the EJLD Safehouse and Consolidated Facilities.

Fran Campbell, East Jefferson Levee District (EJLD) Executive Director, advised that the contract with Waggoner and Ball for the design and construction phases of the safehouse and consolidated facilities project has been reviewed by Mr. Lacour and Robert Turner, SLFPA-E Regional Director. Mr. Turner added that a resolution was adopted by the Board to negotiate the contract; however, a new resolution is required to authorize its execution. The model for the contract fees are based upon the State's model. He recommended that the contract be executed; however, the work to be done at this time be limited to only those items that support getting the property in place and determining the actual site (i.e., a phased notice to proceed).

Ms. Campbell explained that the survey plat has been transmitted to the City of Kenner and the Architect. The plat will be presented to the U.S. Army Corps of Engineers at a meeting next week in order to determine whether there are any constraints relative to building near the levee. Work is on-going with the City of Kenner regarding the required alienation of streets. Mr. Lacour added that the title work on the airport property should be completed in February. Mr. Estopinal requested a copy of the final survey plat.

The Committee recommended that a resolution to authorize the execution of the contract with Waggoner and Ball be forwarded to the Board.

C. Discussion of renewal of O.L.D. Law Enforcement Liability Insurance Coverage.

Carol Kiefer, Orleans Levee District (O.L.D.) Safety-Risk Manager, advised that renewal quotes for Law Enforcement Liability Insurance coverage have not yet been received, but should be received prior to the Board meeting. The cost of coverage last year was about \$33,000 and for the prior year about \$36,000. The O.L.D. has had no claims experience for the past five years and the number of police officers has been reduced by seven or eight positions.

The Committee deferred the renewal of the aforementioned coverage to the Board.

D. Authorization to sell surplus levee district items.

Gerry Gillen, O.L.D. Executive Director, explained that he was seeking authorization for the sale of surplus levee district items. Items from all three levee districts will be included in the sale. Affidavits must be signed certifying that the items are surplus.

The Committee recommended that a resolution be forwarded to the Board to authorize the sale of surplus levee district items.

Mr. Turner advised that rough Fiscal Year 2014 budget estimates will be presented to the Finance Committee at its next meeting. The budgets will be discussed at the March Finance Committee meeting and must be approved by the Board in March in order to meet the April 1st deadline.

There was no further business; therefore, the meeting was adjourned at 8:55 a.m.