

LOUISIANA STADIUM AND EXPOSITION DISTRICT
BOARD OF COMMISSIONERS MINUTES
FROM THE MEETING OF AUGUST 26, 2015 MEETING

PRESENT: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts, Bill Windham

ABSENT: Gregg Patterson

I. ROLL CALL and WELCOME

Chairman Forman called the meeting to order. Present were Commissioners Brignac, Bruno, Roberts, Windham and Melara. Absent was Commissioner Patterson. There was a quorum for the meeting.

On motion of Commissioner Windham, seconded by Commissioner Bruno, the Minutes of the July 22, 2015 Board Meeting were adopted.

II. SMG REPORT

Doug Thornton took the lead for the SMG Report. Mr. Thornton covered the following important topics: favorable hotel tax revenue numbers to help the LSED's bond rating and debt service coverage ratios; the successful pre-season football games; guest services ratings for the Smoothie King Center and the Superdome; scoreboard improvements in the Smoothie King Center; the Project Development Agreements for the Superdome and Smoothie King Center; the Energy Savings Contract with Siemens; an update on a new Zephyrs' lease; the Capital Replacement program for the next two years; the Master Plan Beautification Project; and items related to these topics.

Chairman Forman then took time to recognize Doug Thornton and SMG for their role in rebuilding the Superdome and other LSED facilities after Hurricane Katrina. Doug Thornton then provided historical information concerning the Superdome's recovery and its contribution to the recovery of New Orleans. He thanked the LSED's leadership and all who made a positive contribution. Mr. Roedel then asked that the Resolution commemorating the 10th Anniversary of Hurricane Katrina be taken up at this time. Mr. Roedel read the full Resolution into the public record. Following comments by several Commissioners, the Resolution was moved by Commissioner Bruno and seconded by Commissioner Melara and unanimously adopted. The Resolution read in full:

Resolved, that the LSED hereby adopts this Resolution to commemorate the 10th Anniversary of Hurricane Katrina and the role of the LSED and SMG in assisting the recovery of the City of New Orleans through the recovery of the Superdome and other LSED facilities, including:

First, honoring the dedication of SMG staff members who prepared the Superdome and the New Orleans Arena as safe havens for those persons unable to evacuate for the storm;

Secondly, honoring the dedication of SMG staff members who performed their duties and stayed in the Superdome for days under adverse conditions to assure the safety of those who entered the Superdome and the New Orleans Arena as safe havens;

Third, recognizing the actions LSED and SMG representatives post-Katrina coordinate the recovery and rebuilding of the Superdome, the New Orleans Arena and other facilities as promptly as possible;

Next, recognizing the leadership shown by Doug Thornton and his SMG staff members and the LSED commissioners, under the Governor Blanco and Governor Jindal administrations, in helping to lead the recovery of the City of New Orleans, in general, and the sports and entertainment sectors, in particular;

And finally, thanking Mayor Landrieu, Governor Blanco, Governor Jindal, Tom Benson, the New Orleans Saints organization, the NFL, and its then Commissioner Paul Tagliabue, the NBA, Commissioner David Stern, Dave Dixon and all of whom assisted the LSED post-Katrina so that the Superdome, New Orleans Arena and all other facilities who contributed to making New Orleans the “Comeback City” of our nation. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-87** passed.

Evan Holmes then addressed a number of SMG related matters including: the proposed Term Sheet with the Zephyrs which will involve SMG managing Zephyrs’ Stadium in terms of operations and maintenance; the Project Development Agreements; the Energy Savings Contract with Siemens; and the HD control center.

Alan Freeman then provided a detailed update concerning event activity on the LSED campus including: a religious convention and Christian concerts at that Smoothie King Center; Champions Square Concert Series; the first Saints home pre-season game; events to commemorate the 10th Anniversary of Hurricane Katrina; upcoming concerts including Mötley Crüe, Alice Cooper, Dierks Bentley, Florida Georgia Line and the Trans-Siberian Orchestra. Mr. Freeman then addressed the upcoming NBA season for the Pelicans; the bid process for future Super Bowls; the College Football Championship; WrestleMania; and an overall report concerning guest services, quality and compliance measures.

Doug Thornton provided an update concerning the 40th Anniversary Program for the Superdome which included a nightly display of the top 40 events in Superdome history. He complemented Jennifer Cooke and her sales and marketing team for creating and implementing this 40th Anniversary Program.

III. FINANCE REPORT

David Weidler provided the Financial Report which included: the Consolidated Cash Flow Report; update on the hotel/motel tax, the one-penny tax, slot revenue and player tax information. Both the Superdome and Smoothie King Center are ahead of budgeted numbers. Attendance in both buildings has been excellent with several successful major events.

IV. CONSTRUCTION REPORT

Pat Tobler provided a short Construction Report deferring to Legal Counsel on number of Resolutions. His key focus was the new score board/video board for the Smoothie King Center which has arrived in Memphis and will be transported to Dallas for assembly. We can expect installation of the new board in late September. The HD Control Room Project is on track and should finish in the next two weeks.

V. LEGAL REPORT

Larry Roedel then covered the Legal Report including several Resolutions for consideration by the LSED.

On Motion of Commissioner Bruno, seconded by Commissioner Melara, the LSED authorized and approved a Capital Reserve Account appropriation of \$169,958.24 for equipment purchases at the Superdome, the Smoothie King Center and Champion Square. The Resolution has the Staff Analysis support of The Tobler Company and of SMG. The Capital Reserve Account is the funding source and sufficient funds exist to support the Resolution. Chairman Forman will be authorized to sign each Purchase Requisition. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-74** passed.

Following background information provided by Doug Thornton, on motion of Commissioner Windham, seconded by Commissioner Brignac, the LSED authorized and approved the Project Development Agreement for the Superdome that will include the new video display system and other improvements at the Superdome funded by the New Orleans Saints, the LSED's capital investment, and Capital Outlay funding. Chairman Forman will be authorized to sign the Project Development Agreement for the LSED. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-75** passed.

Following discussion by Mr. Roedel, on motion of Commissioner Bruno, seconded by Commissioner Melara, the LSED authorized and approved an Energy Savings Contract between the LSED and Siemens Industry. Chairman Forman will be authorized to sign the Contract once it is in final form. Thereafter, the Contract will be ratified by the LSED in a future public meeting. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-76** passed.

At this point, Mr. Roedel deferred to Jason Akers (Bond Counsel for the LSED) to present a Supplemental Resolution required as part of the Energy Savings Contract process. As explained by Mr. Akers, an application will be made for Qualified Energy Conservation Bonds which, if approved, would help reimburse the LSED for a portion of its interest rate obligation, thus reducing the annual interest expense to the LSED.

Following discussion, on motion of Commissioner Brignac, seconded by Commissioner Bruno, the LSED authorized and approved the Resolution presented by Mr. Akers to seek the Qualified Energy Conservation Bonds, to retain the Foley Judell firm for this task, and to proceed through the State Bond Commission as necessary for approvals. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-77** passed.

On motion of Commissioner Windham, seconded by Commissioner Roberts, the LSED authorized and approved a Professional Services Agreement with Entronix to install and reprogram the lighting control software at the Superdome. The contract sum is \$57,500 with funding from the Capital Reserve Account. The Resolution has staff analysis support of The Tobler Company and sufficient funds exist to support the Resolution. Pat Tobler's signature for the LSED is hereby authorized and approved. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-78** passed.

On motion of Commissioner Roberts, second by Commissioner Melara, the LSED authorized and approved the Agreement for Professional Services with Entronix to evaluate the power consumption at the Superdome as to the Lighting High-Bay Fixtures. The contract sum is \$6,700 and sufficient funds exist in the LSED Capital Reserve Account to support the Resolution. The Resolution has staff analysis support of The Tobler Company and Pat Tobler's signature for the LSED is hereby authorized and approved. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-79** passed.

Following discussion by several Commissioners, Mr. Roedel and Mr. Thornton, on motion of Commissioner Windham, seconded by Commissioner Brignac, the LSED authorized and approved a Professional Services Agreement with Trahan Architects for the design and installation of the LED Video Board Project at the Superdome. The design fee for Trahan Architects is set pursuant to the State Fee Curve as authorized by Facility Planing and Control. The Project and Resolution has the Staff Analysis support of SMG and The Tobler Company. The New Orleans Saints approved the proposal and they are providing the funding. The signature of Pat Tobler on the Agreement for the LSED is hereby authorized and approved. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-80** passed.

On motion of Commissioner Brignac, seconded by Commissioner Melara, the LSED authorized and approved an Agreement with Trahan Architects and its Consultants for the Superdome Sound System Enhancements/Upgrades Project. The Lump Sum Fee as set by the State Fee Curve is \$654,717. The Resolution has the Staff Analysis support of The Tobler Company and SMG. The New Orleans Saints Organization has approved the Proposal and will provide the funding for the Project. The signature of Pat Tobler for the LSED is hereby authorized and approved. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-81** passed.

On motion of Commissioner Bruno, seconded by Commissioner Windham, the LSED authorized and approved PSX, Inc as the lowest responsible bidder for Superdome Sound System Enhancement Phase I Project. The bids were received for this Project on August 13, 2015. The Architectural Consultant and Construction Consultant have recommended PSX, Inc as the lowest responsible bidder with a total base bid of \$441,525, including Alternate No. 1 at \$32,748, and Alternate No. 2 at \$173,508. This Resolution is subject to the approval of the New Orleans Saints organization as the funding source. The LSED will approve the Agreement with PSX, Inc and will authorize Chairman Forman to sign the agreement for the LSED subject to ratification at a future public meeting. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-82** passed.

Following discussions by Doug Thornton, Pat Tobler and others, regarding camera and video upgrades at the Superdome and Smoothie King Center, on motion of Commissioner Bruno, seconded by Commissioner Melara, the LSED authorized and approved certain change orders to the Contract between LSED and Comprehensive Technical Group for the Superdome HD Control Room Project including: Change Order Number 002 is for \$16,557.18; Change Order Number 003 is a credit for \$3,640.14; Change Order Number 004 is for \$164,724.81; and Change Order Number 005 for \$1,115.97. The Resolution has the Staff Analysis support of The Tobler Company. The funding source is Capital Outlay with reimbursement from the New Orleans Saints. The signature of Chairman Forman and/or Pat Tobler on these Change Orders will be authorized and ratified. The Change Orders will be recorded in the public records for Orleans Parish. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-83** passed.

Following discussions by Mr. Roedel and Mr. Thornton, on motion of Commissioner Roberts, seconded by Commissioner Melara, the LSED authorized and approved an Agreement with Trahan Architects for Professional Services to design and provide Contract Administration for the relocation of the four hustle boards at the Smoothie King Center. The design fee is set pursuant to the State Fee Curve. The Resolution has the staff analysis support of SMG and The Tobler Company, with the funding source being SMG capital contribution that was previously approved by the LSED. Pat Tobler is authorized to sign the Agreement with Trahan Architects. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-84** passed.

Following lengthy discussions by Mr. Roedel, on motion of Commissioner Brignac, seconded by Commissioner Windham, the LSED authorized and approved the legal team to finalize a Cooperative Endeavor Agreement with Jefferson Parish to develop, construct and operate a sports and recreation complex in Westwego, near the Alario Center. The Resolution guarantees that the LSED will not be responsible for any costs overruns, operational shortfalls, or any monetary obligations beyond the proper administration of Capital Outlay funding. This Resolution mirrors the Resolution that was adopted by the Jefferson Parish Council. Once in final form, the Cooperative Endeavor Agreement will be brought back to the LSED for approval and ratification. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-86** passed.

Following discussions by Mr. Roedel, Commissioner Roberts, Mr. Thornton, Mr. Holmes and Chairman Forman, on motion of Commissioner Roberts, seconded by Commissioner Melara, the LSED authorized and approved the Term Sheet between the LSED and the New Orleans Zephyrs Baseball Organization, the intent of which is to set the terms and conditions for a new Lease Agreement with the Zephyrs that will extend through the 2020 baseball season. The signature of Chairman Forman is hereby authorized and ratified. Legal Counsel is directed to move forward with finalizing the formal Lease Agreement with will then be subject to final approval at a future LSED public meeting. Voting in Favor: Ron Forman, J.E. Brignac, Robert Bruno, Julio Melara, Dave Roberts and Bill Windham. Voting Against: None. Abstaining: None. Absent: Gregg Patterson. The **motion 15-85** passed.

VI. BOARD REPORTS

None.

VII. OTHER BUSINESS

None.

VIII. ADJOURNMENT

There being no further business, on motion of Commissioner Windham, the public meeting was adjourned.