



NOTICE OF PUBLIC MEETING

**LOUISIANA STADIUM AND EXPOSITION DISTRICT (LSED)
BOARD MEETING NOTICE & AGENDA
WEDNESDAY, DECEMBER 15, 2021 1:00 P.M.**

Please register at:

https://teams.microsoft.com/registration/z6GVHHcck0qwIQlhRFaOzQ,96XZfZsyuEm-fU2zJ_oPUw,oUMsamadEUKNoGImPUafaQ,kg1I0n3IIUW9q87zzN7soQ,TBN1Dysu20K1Xw1Z6dc7nw,dVPyU4UhQEuiH_njZdYwfQ?mode=read&tenantId=1c95a1cf-2a77-4a93-b021-096144568ecd

**Certification Under Act 302 of the Regular Session of the Louisiana Legislature
Related to Open Meetings**

The Board of the Louisiana Stadium and Exposition District (LSED) will conduct the Wednesday, December 15, 2021 regular monthly meeting under the rules set forth in Act No. 302 of the 2020 Regular Session of the Louisiana Legislature. **The public is invited to observe and attend virtually (via Microsoft Teams) and provide input to the LSED via e-mail. A person may e-mail a comment related to a particular actionable agenda item upon which a vote is to be taken until 12:00 p.m. on Wednesday, December 15, 2021.** This email will be read aloud by the Chairman at the meeting. All e-mail comments (including your name and the agenda item that you wish to comment on) should be sent to: LSEDboardmeetings@asmneworleans.com by 12:00 pm on Wednesday, December 15, 2021. Further in accordance with Act 302, the Chairman hereby certifies that the meeting agenda is limited to matters set forth in Louisiana Revised Statute 42:17.1(A)(2)(a-c).

After the meeting is convened, the LSED Board of Commissioners will consider the following items:

- I. Call to Order.**
- II. Roll Call and Opening Remarks.**
- III. Public Comment:** The Louisiana Open Meetings law provides the public an opportunity to comment on any agenda items before the LSED Board of Commissioners. Pursuant to Act No. 302 of the 2020 Regular Session of the Louisiana Legislature, the LSED has solicited public comments related to actionable agenda items for which a vote is to be taken via email. All e-mail comments (including your name and the agenda item that you wish to comment on), will be read aloud by the Chairman (or an appointed individual) at the meeting.
- IV. Approval of Minutes of October 28, 2021 LSED Board Meeting.**

V. Reports by SMG:

	General Matters – <i>Doug Thornton (or his designee)</i>
	LSED Services Report – <i>Evan Holmes</i>
Tab 2	Facility Operations Report – <i>Zane Collings</i>
Tab 3	Finance Report – <i>David Weidler</i>
Tab 4	LSED Capital Projects – <i>Eileen Long</i>

VI. Board Reports

Tab 5	Legal Report – <i>Shawn M. Bridgewater</i>
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VII. Review and Approval of Resolutions

The following Resolutions may be adopted in this public meeting:

(Tab 6) Resolved that the Louisiana Stadium & Exposition District (“LSED”) authorizes and approves an appropriation from the LSED Capital Reserve Account in the amount of \$388,278.32 to purchase equipment and make repairs necessary to maintain and operate the Caesar’s Superdome, the Smoothie King Center, and Champions Square for the 2021-2022 Fiscal Year, including the specific items described on the Capital Reserve Request attached to the resolution. ASM has received competitive proposals for the equipment and the repairs related hereto. ASM (acting on behalf of the LSED) and/or Chairman Kyle M. France are authorized to sign the respective purchase requisitions and related documents for the specific equipment to be purchased and the repairs to be made by CT Traina, Ferguson, A-1 Elevator, Helm Paint, Kone, Hoist and Crane, Wylie Sprayers, Johnson Controls Inc., Semper Fire Protection, Daikin, CDW-G, Tarkett, Mity Lite, G&M Electric Repair, and the LaSalle St. Purchase. Copies of each of the Purchase Requisition forms and related documents are attached to the resolution. The source of funds for this Resolution is the LSED Capital Reserve Account, and there are sufficient funds to support this Resolution.

(Tab 7) Pursuant to LSED Resolution No. 21-81, dated August 26, 2021 the Louisiana Stadium & Exposition District (“LSED”) ratified and approved the execution of a Contract with Brazos Industries, LLC, dated June 15, 2021, to perform certain repairs and a re-coating of the Superdome roof (the “Roof Contract”).

Resolved, that the LSED hereby authorizes and approves Change Order No. 003 to the Roof Contract which provides for (i) an increase in the amount of \$62,112.00 to the Roof Contract amount, for the completion of work associated with the replacement of the lightning rod boots that are located on the parapet of the Superdome gutter tub, and (ii) the addition of seventy (70) days to the Roof Contract substantial completion date.

Change Order No. 003 to the Roof Contract has the Staff Analysis Support and Recommendation of ASM Global and has been approved by the LSED Construction Committee. The source of funds for Change Order No. 003 is LSED Capital Reserve and there are sufficient funds to support the Resolution. The execution of Change Order No. 003 by Chairman Kyle M. France is hereby authorized and approved.

(Tab 8) Resolved that the Louisiana Stadium and Exposition District hereby authorizes and approves the purchase of its Subordinate Revenue Refunding Bonds, Taxable Series 2013C, as

follows: (i) the purchase by the LSED of the Series 2013C Bonds shall take place not later than March 1, 2022 at the price set forth by the Louisiana State Bond Commission, subject to the availability of funds for said purpose, (ii) the Chairman, Vice-Chairman and Secretary of the LSED Board of Commissioners, acting on behalf of the LSED, are further authorized to work with the officials and agents of the Louisiana State Department of the Treasury to draft an Act of Sale or similar document to memorialize the sale of the Series 2013C Bonds to the LSED, (iii) the Chairman, Vice-Chairman and Secretary of the LSED Board of Commissioners shall be and they are hereby authorized to execute and deliver such instruments, documents and certificates, including but not limited to the aforesaid Act of Sale or similar document, as may be required and/or necessary, convenient and appropriate in connection with the foregoing Resolution.

(Tab 9) Resolved that the Louisiana Stadium & Exposition District (“LSED”) adopts a Fourth Supplemental Note Resolution supplementing and amending the General Bond Anticipation Note Resolution adopted by the LSED on August 21, 2019, to provide for the issuance of a Bond Anticipation Note of the Louisiana Stadium and Exposition District, pursuant to said General Bond Anticipation Note Resolution and providing for other matters in connection therewith, all as more fully set forth in the Resolution.

(Tab 10) Resolved that the Louisiana Stadium & Exposition District (“LSED”) authorizes, approves and ratifies Phase 1 Guaranteed Maximum Price Adjustment No. 18 (“Phase 1 GMP Adjustment No. 18”) to the Guaranteed Maximum Price Amendment for the Phase 1 Construction Manager at Risk Contract by and between the LSED and Broadmoor, LLC, dated May 1, 2019, with respect to the 2019 Superdome Capital Improvements Project (“Master Plan Project”). Phase 1 GMP Adjustment No. 18 (copy of which is attached to the Resolution) provides for a credit to the Phase 1 GMP in the amount of \$106,999.00 that consists of the following:

- (a) A no cost change related to additional ramp demolition at the Project Site;
- (b) A credit in the amount of \$2,286.00 to the Phase 1 GMP amount for the removal of the ductwork and dampers installation at the Project Site; and
- (c) A credit in the amount of \$104,713.00 to the Phase 1 GMP amount for the close-out of various allowances as more fully set forth in the attached Phase 1 GMP Adjustment No. 18.

This Resolution has been recommended by Legends Hospitality (Master Plan Project Manager) and Trahan Architects (Project Architect), and has been approved by the Master Plan Project Team, consisting of the LSED Project Representative, the ASM Project Representative, and the New Orleans Saints Project Representative. The execution of the Phase 1 GMP Adjustment No. 18 by Commissioner Hilary H. Landry is hereby authorized, approved and ratified.

(Tab 11) Pursuant to LSED Resolution No. 20-59, dated December 17, 2020, the Louisiana Stadium & Exposition District (“LSED”) authorized and approved the execution of the Phase 2 Project Development Agreement (Phase 2 PDA) with respect to Phase 2 of the Master Plan Project with same to be ratified, once executed and approved by the Master Plan Project Team and LSED legal counsel.

Resolved that the LSED hereby and herein ratifies the execution of the Phase 2 Project Development Agreement by Chairman Kyle M. France.

(Tab 12) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes, approves and ratifies the execution of an Eleventh Amendment to the AIA A133-2009 Agreement (“ Phase 2 CMAR Eleventh Amendment”), by and between Broadmoor, LLC (“Broadmoor”) as the Construction Manager at Risk (“CMAR Contract”), with respect to Phase 2 of the 2019 Superdome Capital Improvements Project (“Master Plan Project”). Pursuant to the terms and conditions of the Phase 2 CMAR Eleventh Amendment, additional pre-construction services related to Phase 2 of the Master Plan Project for the month of November, 2020 were performed by Broadmoor for the sum of \$50,000.00.

This Resolution has been recommended by Legends Hospitality (Master Plan Project Manager) and Trahan Architects (Project Architect) and has been approved by the Master Plan Project Team, consisting of the LSED Project Representative, the ASM Project Representative, and the New Orleans Saints Project Representative. The source of funds for the Phase 2 CMAR Eleventh Amendment is the Master Plan Project Budget, and there are sufficient funds to support this Resolution. The execution of the Phase 2 CMAR Eleventh Amendment by Chairman Kyle M. France is hereby authorized, approved and ratified.

(Tab 13) By Resolution No. 21-26, dated April 22, 2021, the Louisiana Stadium & Exposition District (“LSED”) authorized and approved the execution of a Contract by and between the LSED and ANC Sports Enterprises, LLC (“ANC Contract”) with respect to the Phase 2 LED Fascia Displays and Control Systems for the 2019 Superdome Capital Improvements Project (“Project”).

Resolved that the LSED hereby authorizes, approves, and ratifies Change Order No. 005 to the ANC Contract (“ANC Change Order No. 005”), which provides for an increase of \$13,800.00 to the ANC Contract amount to allow for four (4) additional days of Ross System Training.

ANC Change Order No. 005 has been recommended by Legends Hospitality (Master Plan Project Manager) and Trahan Architects (Project Architect), and has been approved by the Project Team, consisting of the ASM Project Representative, the LSED Project Representative, and the New Orleans Saints Project Representative. The source of funds for ANC Change order No. 005 is the Project budget and there are sufficient funds to support this Resolution. The execution of ANC Change Order No. 005 by Chairman Kyle M. France is hereby authorized, approved, and ratified.

(Tab 14) Pursuant to LSED Resolution 21-79, dated August 26, 2021, the Louisiana Stadium and Exposition District (“LSED”), authorized the negotiation and execution of a contract with Trimark USA with respect to the acquisition of certain food service equipment that is required in connection with Phase 3a of the Superdome Capital Improvements Project (“Trimark Contract”), with same to be ratified by the LSED, once executed.

Resolved that the LSED hereby (i) authorizes, approves and ratifies the execution of the Trimark Contract by Chairman Kyle M. France, and (ii) authorizes and approves the execution of Change Order No. 001 to the Trimark Contract (“Trimark Change Order No. 001”), which provides for an increase of \$66,421.00 to the Trimark Contract amount to account for manufacturer delays, price increases and additional freight charges with respect to the refrigeration equipment that is part of the Trimark Contract.

Trimark Change Order No. 001 has been recommended by Legends Hospitality (Master Plan Project Manager), Trahan Architects (Project Architect), and ASM Global and has been

approved by the Project Team, consisting of the ASM Project Representative, the LSED Project Representative, and the New Orleans Saints Project Representative. The source of funds for Trimark Change Order No. 001 is the Master Plan Project Budget and there are sufficient funds to support the Resolution. The execution of Trimark Change Order No. 001 by Chairman Kyle M. France is hereby authorized, approved, and ratified.

(Tab15) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes, approves and ratifies Phase 3a Guaranteed Maximum Price Adjustment No. 1 (“Phase 3a GMP Adjustment No. 1”) to the Phase 3a Guaranteed Maximum Price Amendment for the Construction Manager at Risk Contract by and between the LSED and Broadmoor, LLC with respect to the 2019 Superdome Capital Improvements Project (“Master Plan Project”). Phase 3a GMP Adjustment No. 1 (copy of which is attached to the Resolution) provides for a net increase of \$32,361.00 to the Master Plan Project Phase 3a Guaranteed Maximum Price Amendment that consists of the following:

- (i) A no cost time extension due to Hurricane Ida that extends the Substantial Completion Date to March 15th, 2022;
- (ii) An increase of \$32,361.00 for abatement of hazardous material and containment construction and removal at the Project Site; and
- (iii) A no cost change to the Phase 3a Final Guaranteed Maximum Price Baseline Schedule.

This Resolution has been recommended by Legends Hospitality (Master Plan Project Manager) and Trahan Architects (Project Architect), and has been approved by the Master Plan Project Team, consisting of the LSED Project Representative, the ASM Project Representative and the New Orleans Saints Project Representative. The source of funds for Phase 3a GMP Adjustment No. 1 is the Master Plan Project Budget, and there are sufficient funds to support the Resolution. The execution of the Phase 3a GMP Adjustment No. 1 by Commissioner Hilary H. Landry, is hereby authorized, approved and ratified.

(Tab 16) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes, approves and ratifies the execution of a Fifth Amendment to the AIA A133-2019 Agreement (“CMAR Fifth Amendment”) by and between the LSED and Broadmoor, LLC, dated December 31, 2020, as the Construction Manager at Risk for the 2019 Superdome Capital Improvements Project (“Master Plan Project”), on terms and conditions that are acceptable to the LSED, Legends Hospitality and LSED legal counsel. Pursuant to the terms and conditions of the CMAR Fifth Amendment, Broadmoor will be authorized to proceed with the early release of certain work related to Phase 3b of the Master Plan Project for a not-to-exceed amount of \$8,156,744.00 and shall include this amount within the cost of the work for the Master Plan Phase 3b Guaranteed Maximum Price Amendment.

This Resolution is recommended by Legends Hospitality (Master Plan Project Manager) and Trahan Architects (Project Architect) and has been approved by the Master Plan Project Team, consisting of the LSED Project Representative, the ASM Project Representative, and the New Orleans Saints Project Representative. The source of funding for the CMAR Fifth Amendment is the Master Plan Project Budget, and there are sufficient funds to support this Resolution. The execution of the CMAR Fifth Amendment by Chairman Kyle M. France is hereby authorized, approved and ratified.

(Tab 17) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes and approves the following relative to the selection of a firm to provide testing and inspection services with respect to the Phase 1A Site Surcharge Project at the Westwego Sports Complex Project (“Westwego Sports Complex Project”):

- (a) In accordance with the terms and conditions of the Cooperative Endeavor Agreement by and between the LSED and the Parish of Jefferson, the LSED has been designated as the Westwego Sports Complex Project administrator and, as such (with the assistance of the Westwego Sports Complex Project Committee, consisting of representatives of the LSED, Jefferson Parish, and ASM Global), is responsible for the procurement of professionals to provide services in connection with the design, construction and development of the Westwego Sports Complex Project;
- (b) Following the advertisement by Legends/Circular (as the Westwego Sports Complex Project Manager) of a Request for Proposal seeking proposals from firms to provide testing and inspection services with respect to the Westwego Sports Complex Project Site Surcharge Project, six (6) proposals were received;
- (c) All proposals were thoroughly reviewed and evaluated by Legends/Circular (Project Manager) and Duplantis Design Group (Project Architect) taking into consideration the respondents’ experience with (i) wick drains and site surcharge, (ii) the Project site soil and local experience with the soils, (iii) DBE participation, and (iv) testing service rates;
- (d) Following the foregoing evaluation, Stratum Engineers was selected to perform the required testing and inspection services for the Westwego Sports Complex Site Surcharge Project for a not to exceed fee of \$47,200.00, all as more fully described on the recommendation for selection letter of Legends/Circular (a copy of which is attached to the Resolution); and
- (e) The LSED hereby ratifies and approves the selection of Stratum Engineers to perform the required testing and inspection services and authorizes its Chairman, Kyle M. France, to negotiate and execute the necessary contract documents on behalf of the LSED.

This Resolution has the Staff Analysis Recommendation and support of ASM Global and Legends/Circular (Project Manager) (copies of which are attached to the Resolution), and the selection has been approved by the LSED Construction Committee. The source of funds for the testing and inspection services will be the Westwego Sports Complex Project Capital Outlay and there are sufficient funds to support this Resolution. The execution by Chairman Kyle M. France of Contract with Stratum Engineers on terms that are acceptable to LSED legal counsel is hereby authorized, approved and ratified.

(Tab 18) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes and approves Change Order No. 001 to the Contract between the LSED and Duinick, Inc., with respect to the TPC-Project No. 2021 House Bill 2 Improvements to TPC Louisiana (“Practice Tee Renovation Project”), dated September 2, 2021 (the “Project Contract”). Change Order No. 001 provides for (i) an increase in the amount of \$95,050.00 to the Project Contract amount for additional drainage, grading and sod at the Project Site, utilizing the unit prices provide in the original Project bid, and (ii) an extension of one hundred fifteen (115) days to the Project Contract Substantial Completion Date so that the new Substantial Completion date will be February 1, 2022.

This Resolution has the Staff Analysis Recommendation and Support of ASM Global (a copy of which attached is attached to the Resolution) and has been approved by the LSED Construction Committee. The source of funds for Change Order No.001 is TPC of Louisiana Capital Outlay

and there are sufficient funds to support the Resolution. Chairman Kyle M. France is hereby authorized to execute Change Order No. 001.

Other Business

The December meeting of the Louisiana Sports and Entertainment District has been cancelled, there being no business to come before the Board at this time.

VIII. Persons wishing to address Commission (limit 5 minutes)

IX. Adjournment