



NOTICE OF PUBLIC MEETING

**LOUISIANA STADIUM AND EXPOSITION DISTRICT (LSED)
BOARD MEETING NOTICE & AGENDA
THURSDAY, OCTOBER 28, 2021 1:00 P.M.**

Please register at:

https://teams.microsoft.com/registration/z6GVHHCqk0qwIQlhRFaOzQ,96XZfZsyuEm-fU2zJ_oPUw,oUMsamadEUKNoGImPUafaQ,sYg_Cva8tEeoMEXwFm76g,1aVmKH_kAUKU5owA_BkZSIw,asnn7Rfus0S7axAa20tMag?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 Thursday, October 28, 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 Thursday, October 28 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 Thursday, October 28, 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 September 23, 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”) hereby authorizes and approves an appropriation from the LSED Capital Reserve Account in the amount of \$118,688.99 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 that is 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 A-1 Elevator, Integration Partners, Optimal Water Technologies, Vath’s Lighting & Controls Solutions, Johnson Controls, Fancy Faces Décor, Hoist & Crane, Liongrafix, Lusco Doors and Hardware. 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) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby ratifies, authorizes and approves the execution of a Fourth Amendment to the AIA A133-2019 Agreement (“CMAR Fourth 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”). Pursuant to the terms and conditions of the CMAR Fourth Amendment, Broadmoor is 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 \$765,294.00 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 Fourth Amendment is the Master Plan Project Budget, and there are sufficient funds to support this Resolution. The execution of the CMAR Fourth Amendment by Chairman Kyle M. France is hereby authorized, ratified, and approved.

(Tab 8) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes, approves, and ratifies Trahan Architects, to provide additional architectural services with respect to the 2019 Superdome Capital Improvements Project (the “Master Plan Project”) in accordance with Trahan Architects Additional Services Request No.25 (“Trahan ASR No.25) under its Contract for architectural services, dated March 25, 2019, as amended (“Trahan Contract”). Trahan ASR No.25 provides for additional architectural services that relate to the design and documentation in connection with the distributed TV conversion to IPTV at the Master Plan Project site. The additional architectural services that are provided for in Trahan ASR No. 25 will be performed for a not to exceed fee of \$32,412.00.

This Resolution has been recommended by Legends Hospitality (Master Plan Project Manager)(copy of which is attached to the Resolution) 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 Trahan ASR No.25 is the Master Plan Project Budget and there are sufficient funds to support the Resolution. The execution of Trahan ASR No. 25 (and any documents related thereto) by Commissioner Hilary H. Landry and/or Chairman Kyle M. France is hereby authorized, approved, and ratified.

(Tab 9) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes, ratifies, and approves Phase 2 Guaranteed Maximum Price Adjustment No. 9 (“Phase 2 GMP Adjustment No. 9”) to the Phase 2 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 2 GMP Adjustment No. 9 (copy of which is attached to the resolution) provides for a net increase of \$194,681.00 to the Master Plan Project Phase 2 Guaranteed Maximum Price Amendment that consists of the following adjustments:

- (i) An increase in the amount of \$125,814.00 for the additional labor and material costs associated with steel changes and adjustments at the 200 level of the Superdome;
- (ii) An increase in the amount of \$23,595.00 for the additional labor, material and equipment costs incurred to complete scopes of work in the Superdome Southeast Locker Room Annex, the Northeast and Southeast Locker Rooms, the Northeast and Southeast Training Rooms, and the East Event Level Substation;
- (iii) A decrease in the amount of \$20,092.00 for the credit associated with the reduced demolition scope related to the level 500 stadia risers;
- (iv) A decrease in the amount of \$15,980.00 for the credit associated with the waterproofing scope reduction at the Event Level electrical substation lids;
- (v) A decrease in the amount of \$7,101.00 for the credit associated with providing 2 hour fire-rated block in lieu of UL-listed block; and
- (vi) An increase in the amount of \$88,445.00 for the additional cost associated with the inclusion of two (2) additional media cores.

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 GMP Adjustment No. 9 is the Master Plan Project Budget, and there are sufficient funds to support the Resolution. The execution of the Phase 2 GMP Adjustment No. 9 by the LSED Project Representative, Commissioner Hilary Landry, is hereby authorized, ratified, and approved.

(Tab 10) By LSED Resolution No. 21-26, dated April 22, 2021 the Louisiana Stadium & Exposition District (“LSED”) authorized and approved 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 attached Change Order No. 004 to the ANC Contract (“ANC Change Order No. 004”), which provides for a decrease of \$15,854.00 to the Contract amount to remove sales taxes that were included in error within Change Order No. 001, dated May 20, 2021.

ANC Change Order No. 004 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 execution of ANC Change Order No. 004 by Chairman Kyle M. France is hereby authorized, approved, and ratified.

(Tab 11) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby and herein: (i) engages Elevation Strategies, Inc. to conduct scheduling related services with respect to Phases 3a and 3b of the 2019 Superdome Capital Improvements Project for a fee of \$91,845.00, and (ii) authorizes and approves the negotiation and execution of an Agreement (“Agreement”) for consulting Services with Elevation Strategies, LLC on terms and conditions that are acceptable to the Master Plan Project Team and LSED Legal counsel.

This Resolution has been recommended Legends Hospitality (Master Plan Project Manager), 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 Agreement is the Master Plan Project Budget and there are sufficient funds to support this Resolution. Chairman Kyle M. France is hereby authorized to execute the Agreement.

(Tab 12) 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. 002 to the Roof Contract, to provide for the addition of sixteen (16) days to the substantial completion date for the Roof Contract due to inclement weather and power outages related to Hurricane Ida.

Change Order No. 002 to the Roof Contract has the Staff Analysis Support and Recommendation of ASM Global (the Project Manager) and has been approved by the LSED Construction Committee. The execution of Change Order No. 002 by Chairman Kyle M. France is hereby authorized, approved, and ratified.

(Tab 13) Pursuant to LSED Resolution No. 21-87, dated September 23, 2021, the Louisiana Stadium & Exposition District (“LSED”) authorized and approved the execution of Project Development Agreement by and among the LSED, ASM Global/ SMG and New Orleans Saints,

LLC that outlines the terms and conditions by which the design, fabrication and installation of certain exterior signage and lighting will be installed at the Caesars Superdome (the “Naming Rights PDA”), with same to be ratified by the LSED, once executed.

Resolved that the LSED hereby and herein ratifies the execution of the Naming Rights PDA by Chairman Kyle M. France.

(Tab 14) Pursuant to LSED Resolution No. 21-22, dated March 24, 2021, the Louisiana Stadium & Exposition District (“LSED”) entered into a Contract for Professional Services (“Contract”) between the LSED and Brian D. Grubb d/b/a Law Offices of BDG, LLC, to act as special counsel and assist the LSED in any and all matters relating to the implementation and utilization of a Construction Manager at Risk and all related matters with respect to the LSED Superdome Master Plan Project (“CMAR Project”). Subsequently, pursuant to LSED Resolution No. 21-56, dated June 24, 2021, the LSED approved the assignment of the Contract to Riess LeMieux, LLC in accordance with the provisions of Article IX of the Contract and submitted the assignment of the Contract to the Louisiana Attorney General’s office for approval as required by Louisiana Law. Upon presentation of LSED Resolution No. 21-56 (that approved the assignment of the Contract) and the related documentation to the Louisiana Attorney General’s office for approval, the Louisiana Attorney General requested the execution of a new contract with the designated Contract assignee, Riess LeMieux, LLC.

Resolved that (i) the LSED does hereby approve, pursuant to La. R.S. 42:263, the attached Contract for Professional Services with Riess LeMieux, LLC to act as LSED special counsel with respect to the CMAR Project and related matters (“Reiss LeMieux Contract”), (ii) all fees for legal services with respect to the Reiss LeMieux Contract shall be paid by the LSED in accordance with the terms and conditions provided for therein and shall be governed by the State of Louisiana Hourly Fee Schedule as set forth by the Attorney General’s Office, (iii) Chairman Kyle M. France is authorized to execute the Riess LeMieux Contract on behalf of the LSED, and (iv) any and all actions taken in connection with the foregoing are hereby and herein authorized, ratified and confirmed.

(Tab 15) Resolved that the Louisiana Stadium & Exposition District (“LSED”) takes the following action with respect to the Westwego Sports Complex Site Surcharge Project, LSED Project #ASC-2021-Develop-AFC500k (“Project”):

- (i) On or about October 4, 2021, nine (9) bids were received for the Project and found to be in accordance with Public Bid Laws;
- (ii) Following review of the submitted bids by ASM Global and the LSED Construction Committee, the LSED recognizes the bid submitted by Beverly Construction Co., LLC as the lowest responsive bid for the Project; and
- (iii) The LSED hereby accepts the Base Bid and Alternate No. 1 of Beverly Construction Co., LLC in the amount of \$4,441,000.00 for the Project and authorizes the negotiation and execution of a contract with Beverly Construction Co, LLC on terms and conditions that are acceptable to the LSED Construction Committee and LSED legal counsel.

This Resolution has the Staff Analysis Support and Recommendation of ASM Global (copy attached to the Resolution) and has been approved by the LSED Construction Committee. The source of funding for the Project is the Westwego Sports Complex Capital Outlay, and there are

sufficient funds to support this Resolution. The LSED hereby authorizes the execution of a contract with Beverly Construction Co., LLC by Chairman Kyle M. France.

(Tab 16) Resolved that the Louisiana Stadium & Exposition District (“LSED”) hereby authorizes and approves an appropriation from the TPC Louisiana Golf Facility Capital Reserve Fund/Reserve for Repair and Replacement in the amount of \$104,387.27 for the purchase of operational equipment for the TPC of Louisiana Golf Course and Clubhouse (“TPC”), to include: (i) a hot water heater mixing valve; (ii) a fire alarm panel board; and (iii) two 20-ton kitchen hoods. This Resolution has the Staff Analysis Support and Recommendation of ASM Global (copy attached to the Resolution). The source of funds for this Resolution is the TPC Louisiana Golf Facility Capital Reserve Fund for Repair and Replacement, and there are sufficient funds to support this Resolution.

Other Business

The October 2021 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