

*New Orleans Municipal Yacht Harbor Management Corporation*

**MINUTES OF THE BOARD OF DIRECTORS MEETING**

**May 9, 2011**

**6:30 p.m.**

**First Baptist Church, 5290 Canal Boulevard, New Orleans, Louisiana**

Warner Tureaud, President, called the meeting to order and requested a roll call by Ashlyn Graves.

**Board of Directors Present:**

Pat Bell  
Ashlyn Graves  
David Halpern  
Michael Liebaert  
Jennifer Medley  
Alva See  
Ric Smith  
Warner Tureaud

**Board of Directors Absent:**

Douglas Cunningham  
John Manard

**A quorum was present.**

The following amendments to the published agenda were proposed by a motion made by Mr. Bell and seconded by Ms. Medley: Information and Discussion Items were moved to the beginning of the agenda. Information and Discussion item #5 was moved to preliminaries.

On a motion by Ms. Graves, seconded by Mr. Smith, the minutes of the March 2011 and April 2011 minutes were unanimously approved.

City ordinance discussion on MCS22888: Mr. Robert Rivers, City Attorney, discussed the ordinance creating the Office of Inspector General and how it relates to our work as board members and what our responsibilities are relative to this ordinance.

**Information & Discussion Items:**

1. Progress with City Parking: the City has not yet come out for a "field visit" to put up additional "No Parking" signs.
2. Security guard process: In City Attorney's office. They are putting the contract together.
3. Report on administration building: Mr. Liebaert was out of town and missed progress updates. Not sure of the reason for hold up with construction.
4. Finance report: Mr. Smith reported that between Capital One and the LA Asset Management Program we have \$3.273 million (cash), unrestricted net assets against that of \$1.467m, difference being some refundable deposits and revenue bonds. Total liabilities of which those are part is \$974,000.00. On the income side we generated in the first 4 months of the year a net income of \$188,000.00 versus \$160,000.00 budget loss. We are \$348,000.00 ahead of budget for the year. Many items where we need to spend money have been deferred so there is no windfall. Accounts Receivables are well managed. 3 boathouses are over 90 days past due (due to Chapter 11 bankruptcy and disputes). MYHMC is paying all bills on time. We have payables of just under \$11,000.00. Mr. Tureaud added that we do have the Sewerage and Water Board bill as an outstanding liability.

**Action Items:**

1. On a motion by Mr. Bell, seconded by Ms. Graves, a resolution unanimously passed approving the Cooperative Endeavor Agreement with the City of New Orleans concerning paying professionals. A separate fund is to be set up just for MYHMC and these projects. Any extra money will go back to MYMHC.
2. On a motion made by Mr. Bell, seconded by Ms. Medley, a resolution unanimously passed allowing Friends of West End to proceed with the Pond Area Assessment. This engineering study will cost approximately \$2,000.00 and will be performed at the sole expense of Friends of West End, Inc.
3. On a motion made by Mr. See, seconded by Mr. Bell, a resolution unanimously passed authorizing the Board of Directors of MYHMC to send FEMA a letter regarding Construction Solutions International's (CSI) approach to pile testing to gain agreement from FEMA on the methodology for pile testing.
4. On a motion made by Mr. Smith, seconded by Mr. Bell, a resolution unanimously passed authorizing the Board president to enter into a contract with NOLA Marine Towing and Salvage, LLC for towing services as necessary.
5. On a motion by Mr. Bell, seconded by Ms. Medley, a resolution to separate the NOYC and MYHMC water systems and install a water spigot for the harbor tenants was passed as amended. The amended resolution gives Board president, Warner Tureaud, the authority to make changes to the contract to reflect the actual cost in Section 2 for 401 N. Roadway and 403 N. Roadway. The amended resolution also gives Mr. Tureaud authority to make changes to the contract; specifically Section 2—"Compensation" and Section 1—"Scope of Services" to ensure that the amounts reflected are accurate and the Scope of Services included the relocation of meters to the front of the building provided that in no case shall the total contract amount exceed \$20,000.00.
6. On a motion made by Mr. Bell, seconded by Mr. Liebaert, a resolution approving the contracts and steps necessary to address the nutria problem in the pond at West End Park was unanimously approved.
7. On a motion made by Mr. Bell, seconded by Mr. Smith, a resolution to retain the accounting firm Wegmann Dazet & Co. to perform the 2010 audit was unanimously approved.
8. On a motion made by Mr. Bell, seconded by Ms. Medley, a resolution negotiating settlement with the New Orleans Sewerage and Water Board was approved as amended: (last paragraph) "NOW, THEREFORE, the Board of Directors of MYHMC authorizes and directs it's President and others to negotiate the S&WB claim to a conclusion in an amount not to exceed \$27,621.60 and to have a payment in the agreed amount paid to the S&WB, subject to such settlement documents as the City Attorney's office, acting in its capacity as legal counsel for MYHMC, shall determine to be appropriate."

**Adjournment:** On a motion properly made and seconded, the Board voted unanimously to adjourn.

The next meeting is scheduled for Monday, June 13, 2011.