

**LAKEFRONT MANAGEMENT AUTHORITY
LEGAL COMMITTEE MINUTES
THURSDAY, FEBRUARY 29, 2024 – 4:30 P.M**

**6001 Stars and Stripes Blvd.
New Orleans, LA 70126**

PRESENT: Commissioner Jennifer W. Herbert – Vice-Chair
Commissioner Stanley Cohn
Commissioner Adonis Expose

ABSENT : Commissionner Robert Drouant – Chair
Commissioner Carlos Williams

STAFF: Louis Capo – Executive Director
Vanessa McKee – Assistant to the Executive Director
Adam Gulino – Director of Operations and Engineering
Kel Brownfield – LMA HR
Gerry Metzger – LMA Counsel
Al Pappalardo – LMA Counsel

ALSO

PRESENT: Stephen Peychaud – Charbonnet & Associates

The regular monthly Legal Committee Meeting of the Lakefront Management Authority was held on Thursday, February 29, 2024, at 4:30 P.M, at the Lakefront Airport Terminal Building, 2nd Floor Conference Center, 6001 Stars, and Stripes Blvd., New Orleans, Louisiana 70126, after due legal notice of the meeting was sent to each Board member and the news media and posted.

- I. **Called to Order at 4:35 PM (3 present); 5:05 pm (Quorum).**
- II. **Pledge of Allegiance led by Vice-Chair Herbert.**
- III. **Roll Called by Mr. Capo. (4) members were present for a quorum.**
- IV. **Opening Comments – Vice-Chair Herbert - NONE**

V. Motion to Adopt Agenda

A motion was offered by Commissioner Cohn and seconded by Commissioner Expose.

VI. Public Comments – LIMITED TO (2) MINUTES; NO COMMENTS

VII. Legal Counsel's Update

Gerry Metzger, LMA Legal Counsel, briefed the committee on the ongoing litigation in his status report for February 2024 including the items for discussion during the Executive Session.

A motion was offered to suspend the Legal Committee meeting and enter into the first Executive Session regarding the Alcus case by Commissioner Cohn and seconded by Vice Chair Jennifer Herbert.

A motion was offered to enter the second Executive Session regarding Lakefront Management Authority vs. J & J Partners, L.L.C. by Commissioner Cohn and seconded by Commissioner Expose at 4:40 PM.

VIII. Executive Session

- Executive Session – Discussion of the Proposed Settlement of threatened Litigation with H. Darren Alcus Concerning Orleans Marina Boathouse Site W-17.
- Executive Session – Discussion of the Management Authority's Legal Strategy in Lakefront Management Authority vs. J & J Partners, L.L.C., No. 2020-8075, Division "I-14", Civil District Court for the Parish of Orleans, State of Louisiana

A motion was offered to exit the Executive Sessions by Commissioner Cohn and seconded by Commissioner Expose at 5:05 PM.

Vice-Chair Herbert announced that no action was taken in either Executive Session.

IX. New Business

- 1. Motion to recommend** approval and acceptance of the settlement offer of all claims by Dr. Richard L. Rubin, et al, against the Lakefront Management Authority and Orleans Levee District for damages to Orleans Marina Boathouse No. W-18 in consideration of the dismissal of all claims asserted by the Lakefront Management Authority in those proceedings captioned and entitled Richard L. Rubin, MD, et al v. Non-Flood Protection Asset Management Authority, et al., No: 16-7582, Civil District Court for the Parish of Orleans, Div. E-16.

A motion was offered by Commissioner Expose and seconded by Commissioner Cohn.

With no further question or comment, a vote was taken. All were in favor. The motion passed.

Vice-Chair Herbert announced the next meeting and called for adjournment.

X. Announcement of the next Finance Committee Meeting

- 1. Thursday, March 21, 2024 – 2:30 P.M.**

XI. Adjourn at 5:07 PM

A motion was offered by Commissioner Cohn and seconded by Commissioner Expose.