

AUDUBON COMMISSION MEETING

June 13, 2019

4:00 pm, Audubon Zoo
President's Room
6500 Magazine Street, New Orleans

Agenda

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| I. | Call to order | Mr. Duncan |
| II. | Approval of Minutes | Mr. Duncan |
| III. | Public Comment | |
| IV. | Finance Report | Ms. Conkerton |

- Motion re: Motion re: 2018 Audited Financial Statements

The 2018 Audited Financial Statements were reviewed by the Executive Committee at the May 29, 2019 Executive/Finance/Audit Committee meeting and were emailed to the full Commission on June 10, 2019. The Executive Committee approved the financials as presented. A motion is needed to accept the Commission's 2018 Audited Financial Statements.

- Motion re: Authorized signers Whitney Bank

Approval of a resolution from Whitney Bank to add Kyle Burks and Rebecca Dietz as signers to all Audubon Nature Institute and Audubon Commission bank accounts.

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| V. | Presidents' Report | Mr. Forman |
| | Public Relations and Legal Report | Ms. Dietz |

- Motion re: National Weather Service

Authorize the President of the Audubon Commission to execute a CEA Agreement between Audubon Commission and the National Weather Service as approved by Audubon's General Counsel and the President of Audubon Commission. The CEA will permit the National Weather Service to continue to operate the local weather station in its current location and to upgrade the equipment at the station, providing more accurate, relevant and reliable weather information for the New Orleans metro area. The National Weather Service will be responsible for all maintenance, repair to and operation of the station including any associated utility costs.

- Motion re: Disaster Debris Clean Up and Collection

Authorize the President of the Commission or the President and CEO of Audubon Nature Institute to execute a contract with Crowder Gulf, selected through a public request for proposal, to provide services required for disaster debris clean up and collection.

- Motion re: Disaster Management and Monitoring

Authorize the President of the Commission or the President and CEO of Audubon Nature Institute to execute a contract with Tetra Tech, selected through a public request for proposal, for disaster management and monitoring services.

Riverfront Update

Ms. Conkerton

- Motion re: Amendment to CEA

Authorize the President of the Audubon Commission to execute an amendment to the CEA Agreement between Audubon Commission and the City of New Orleans for Governor Nichols/Esplanade Wharves redevelopment as approved by Audubon's Outside Counsel. Per the City's request the amendment will extend redevelopment by a year.

Facilities Update

Mr. Burks

VI. Executive Session

Mr. Deshazo

- Discussion of status and approval of further handling of *Fidelity and Deposit Company of Maryland v. Audubon Commission*, Case No. 17-964, United States District Court for the Eastern District of Louisiana.
- Discussion of status and approval of further handling of prospective litigation/legal issues involving the Solomon Group arising out of the Nocturnal House design/construction contract.

Old business
New business

**STATEMENT REGARDING DISCUSSION AND CONSIDERATION OF PENDING LITIGATION
PURSUANT TO LA. R.S. 42:19, AND NOTICE OF INTENT TO MOVE INTO EXECUTIVE SESSION
PURSUANT TO LA. R.S. 42:17(A)(2)**

During its June 13, 2019 meeting, the Audubon Commission will discuss a certain lawsuit bearing the title *Fidelity and Deposit Company of Maryland v. Audubon Commission*, Case No. 17-964, pending in the United States District Court for the Eastern District of Louisiana. A vote to enter into executive session pursuant to La. R.S. 42:17(A)(2) will be taken.

**STATEMENT REGARDING DISCUSSION AND CONSIDERATION OF PROSPECTIVE
LITIGATION PURSUANT TO LA. R.S. 42:19, AND NOTICE OF INTENT TO MOVE INTO
EXECUTIVE SESSION PURSUANT TO LA. R.S. 42:17(A)(2)**

_____ During its June 13, 2019 meeting, the Audubon Commission will discuss certain potential legal claims and prospective litigation between the Commission and Solomon Group arising out of a contract between the parties in connection with the Nocturnal House exhibitry at the Audubon Zoo. A vote to enter into executive session pursuant to La. R.S. 42:17(A)(2) will be taken.