

Minutes of a meeting of the Plaquemines Parish Council, as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District, held in the Percy Griffin Community Center, 15577 Hwy. 15, Davant, Louisiana, on Thursday, January 24, 2019, at 1:00 p.m., pursuant to notice to all members with a quorum present as follows:

PRESENT: Commissioner W. Beau Black, Council Chairman
Commissioner John L. Barthelemy, Jr.
Commissioner Corey Arbourgh
Commissioner Stuart J. Guey
Commissioner Benedict Rousselle
Commissioner Trudy Newberry
Commissioner Carlton M. LaFrance, Sr.
Commissioner Richie Blink
Commissioner Mark Cognevich

Kim M. Toups, Secretary

The prayer was said and the Pledge of Allegiance was recited.

General Sandy Sanders, Paul Matthews, Donald Durr, Christie Nielsen and Chambrel Riley were present to represent the Port.

Commissioner Black moved to Agenda Item 6c:

RESOLUTION NO. 19-23

On motion of Commissioner Black, seconded by Commissioner Newberry, and on roll call all members present and voting “YES”, the following Resolution was adopted:

A Resolution electing the Plaquemines Port, Harbor & Terminal District Vice-Chairperson for 2019; and otherwise to provide with respect thereto.

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PARISH PORT, HARBOR AND TERMINAL DISTRICT THAT it hereby elects Council Member Stuart J. Guey as Vice-Chairperson of the Parish Council in its capacity as the sole governing authority of the Plaquemines Port, Harbor & Terminal District to act as Port Vice-Chair in meetings of the Council as the Port and in all matters relative to the Port for the term of office effective January 1, 2019, ending at Midnight, December 31, 2019, or until his successor had been appointed.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PARISH PORT, HARBOR AND TERMINAL DISTRICT THAT the Secretary of this Council is hereby authorized and directed to immediately certify and release this Resolution and the Port employees and officials are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

Commissioner Black reverted back to Item 6b:

RESOLUTION NO. 19-24

On motion of Commissioner Black, seconded by Commissioner Cognevich, and on roll call all members present and voting “YES”, the following Resolution was adopted:

A Resolution electing the Plaquemines Port, Harbor & Terminal District Chairperson for 2019; and otherwise to provide with respect thereto.

NOW, THERFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby elects Council Member John L. Barthelemy, Jr. as Chairperson of the Parish Council in its capacity as the sole governing authority of the Plaquemines Port, Harbor & Terminal District to act as Port Chair in meetings of the Council as the Port and in all matters relative to the Port for the term of office effective January 1, 2019, ending at Midnight, December 31, 2019, or until his successor has been appointed.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PARISH PORT, HARBOR AND TERMINAL DISTRICT THAT the Secretary of this Council is hereby authorized and directed to immediately certify and release this Resolution and that Port employees and officials are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

Commissioner Barthelemy then took over the meeting as the Port Chairman.

There being no items for Executive Session, Commissioner Barthelemy reverted back to the Status report by the Executive Port Director. Without objection, so ordered. The following was reported:

- General Sanders met with Capt. Scarpino and his staff to create a joint working group regarding the concerns expressed in the proposal sent to the U.S. Navy for the joint use on the base. This is the first step to develop a business case analysis which will provide a vision of the project, develop a case analysis to support the vision, identify the demands on the U.S. Navy and support operations, and identify the necessary infrastructure for the project;
- The Port initiated a MOU and NDA with a Western Arkansas intermodal Port facility. This will expedite building of the American Patriot Holdings vessel and add needed emphasis to Phase I Port development; and
- General Sanders accompanied members of New Orleans and Gulf Coast Railroad and Tall Grass to Nebraska to meet with the Union Pacific Railroad. The bottlenecks located on strip of land from Westwego to Gretna and the curve in the Gretna line were discussed.

Commissioner Barthelemy moved to Agenda Item 4, “Bids and Advertisements” and offered it with changes. Without objection, so ordered.

RESOLUTION NO. 19-25

On motion of Commissioner Barthelemy, seconded by Commissioner Cognevich, and on roll call all members present and voting “YES”, the following Resolution was adopted:

A Resolution authorizing the acceptance of bids for providing independent financial auditing services for the Plaquemines Port, Harbor and Terminal District for a period of January 1, 2019 through December 31, 2021, for years ended December 31, 2018, 2019, and 2020, with the option to renew for an additional two years; and otherwise to provide with respect thereto.

WHEREAS, after due advertisement bids were received on November 30, 2018 for independent financial auditing services for the Plaquemines Port, Harbor and Terminal District from the following: Camnetar & Co. CPAs and Postlethwaite & Netterville; all bids are on file in the Port's Finance Department and made a part hereof by reference to; and

WHEREAS, Maynard Sanders, Executive Director, recommends the acceptance of the bid of Camnetar & Co. CPAs;

NOW, THEREFORE;

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby authorizes the, Executive Director, Maynard J. Sanders, to accept the bid of Camnetar & Co. CPAs for financial auditing services to be performed for the Plaquemines

Port Harbor & Terminal District, for the period of January 1,2019 through December 31,2021 for years ended December 31, 2018, 2019, and 2020.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT the Secretary of the Council is hereby authorized and directed to immediately certify and release this Resolution and that Port employees and officials are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

Commissioner Barthelemy moved to Agenda Item 5, “Introduction of Ordinances and Resolutions”. Without objection, so ordered.

1. An Ordinance approving, authorizing and directing Maynard Sanders, Executive Director of Plaquemines Port, Harbor & Terminal District (“PPHTD”) to purchase certain land owned by Woodland Borrow Pits, LLC, and which is desirable for the continued development of PPHTD; and otherwise to provide with respect thereto. COMMISSIONER LAFRANCE
2. An Ordinance revoking an abandoned Right-of-Way for the building and maintenance of a street, granted on January 30, 1937 to the Plaquemines Parish Police Jury. COMMISSIONER LAFRANCE
3. A Resolution adopting the amendments to the Plaquemines Port, Harbor & Terminal District’s (the Port) Accounting Policies and Procedures manual. COMMISSIONER LAFRANCE
4. A Resolution approving and authorizing John Barthelemy, Port Chairman; Maynard J. Sanders, Port Executive Director; and Chambrel Riley-Williams, Port Comptroller to execute a Louisiana Compliance Questionnaire to Camnetar and Company, CPA’s; and otherwise to provide with respect thereto. COMMISSIONER LAFRANCE
5. A Resolution authorizing Maynard J. “Sandy” Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to enter into an agreement for Information Technology Services with Intelligent Transportation Systems LLC for the provision of IT services; and otherwise to provide with respect thereto. COMMISSIONER LAFRANCE

Commissioner Barthelemy moved to Agenda Item 6, “Ordinances and Resolutions on Second Reading and Final Passage”. Without objection, so ordered.

ORDINANCE NO. 19-8

The following Ordinance was offered by Commissioner Barthelemy who moved its adoption:

An Ordinance to amend, and as amended the Plaquemines Port, Harbor & Terminal District’s 2018 Operating Budget of Revenue and Expenditures; and otherwise to provide with respect thereto.

WHEREAS, Resolution No. 18-313 was adopted approving a donation of funds to Plaquemines Port, Harbor and Terminal District to use such funds to acquire certain improvable property, and to execute lease agreement and a cooperative endeavor agreement between the Plaquemines Port, Harbor and Terminal District and Plaquemines Liquids Terminal L.L.C., in connection with the land for certain dock, wharf, and rail improvements, pipeline and pumping infrastructure, blending/storage facility improvements, and any additional improvements related thereto; and providing for other matters in connection with the foregoing; and

WHEREAS, the 2018 Operating Budget of Revenue & Expenditures is amended to reflect the donation of funds and purchase of certain immovable property approved by Resolution No. 18-313 on October 25, 2018; and

WHEREAS, the approval of the donation makes funds available to perform the purpose of such revision;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT:

SECTION 1

Plaquemines Port, Harbor & Terminal District 2018 Revenue and Expenditure Budget is hereby amended as follows:

Division: 0000- Revenue			
Object	Description	Inc/ Dec	Amendment
470.320	Misc Revenue- Donations	Inc	\$30,500,000.00

Division: 2468- Land Acquisition			
Object	Description	Inc/ Dec	Amendment
568.110	Property- Acq-Land	Inc	\$30,500,000.00

Division: 2500- General Finance			
Object	Description	Inc/ Dec	Amendment
569.001	Asset Reclassification – General	Inc	(\$30,500,000.00)

SECTION 2

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Port employees and officials are authorized to carry out the purposes of this Ordinance, both without further reading and approval by the Plaquemines Parish Council.

WHEREUPON, in open session the above Ordinance was read and considered section by section and as a whole.

Council Commissioner Guey seconded the motion to adopt the Ordinance.

The foregoing Ordinance having been submitted to a vote, the vote resulted as follows:

YEAS: Commissioners John L. Barthelemy, Jr., W. Beau Black, Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Sr., Richie Blink and Mark Cognevich

NAYS: None

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 24th day of January, 2019.

RESOLUTION NO. 19-26

On motion of Commissioner Barthelemy, seconded by Commissioner Black, and on roll call all members present and voting “YES”, the following Resolution was adopted:

A Resolution authorizing Maynard J. “Sandy” Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to extend the current agreement for Professional Services with Dwyer, Cambre and Suffern for the provision of legal counsel; and otherwise to provide with respect thereto.

WHEREAS, Resolution No. 18-18 authorized the Port Executive Director to enter into a contract for Professional Services with Dwyer, Cambre & Suffern in order to provide legal counsel and services for a period of one year, ending December 31,2018; and

WHEREAS, the Administration of the Plaquemines Port, Harbor & Terminal District is requesting an amendment of the current agreement; and

WHEREAS, the current agreement is amended to reflect effective date of January 1,2019 ending December 31, 2019; and

WHEREAS, it is the desire of the Plaquemines Parish Council to contract for professional services regarding general legal work for the Plaquemines Port, Harbor & Terminal District with Dwyer, Cambre & Suffern from January 1,2019 through December 31, 2019;

NOW, THEREFORE:

BE IT RESOLVED, BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby authorizes Maynard J. “Sandy” Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to amend and extend the current agreement, with Dwyer, Cambre & Suffern to provide legal services for a period of one year ending on December 31, 2018, not to exceed adopted Legal Services budget, without prior approval of the Plaquemines Parish Council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District.

BE IT FURTHER RESOLVED, BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT the Secretary of this Council is hereby authorized and directed to immediately certify and release this Resolution and that Port employees and officials are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

Item 6f, “An Ordinance to amend the Plaquemines Parish Port, Harbor & Terminal District 2019 Operating Budget of Revenue and Expenditures; and otherwise to provide with respect thereto” was withdrawn.

There being no items under “New Business”, Commissioner Barthelemy moved to Agenda Item 8, “Approval of Minutes”. Without objection, so ordered.

RESOLUTION NO. 19-27

On motion of Commissioner Barthelemy, seconded by Commissioner Rousselle, and on roll call all members present and voting “YES”, the following Resolution was adopted:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby approves the minutes of December 13, 2018, special meeting as recorded by the Secretary of this Council.

There being no further business to come before this Council, on motion Commissioner Black, seconded by Commissioner Arbourgh, and on roll call all members present and voting “Yes”, the meeting adjourned at 1:30 p.m.

Chairman

Secretary