

Minutes of a meeting of the Plaquemines Parish Council, as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District, held in the Belle Chasse Council Building Chambers, 333 F. Edward Hebert Blvd., Bldg. 203, Belle Chasse, Louisiana, on Thursday, April 11, 2019, at 1:00 p.m., pursuant to notice to all members with a quorum present as follows:

PRESENT: Commissioner John L. Barthelemy, Jr., Chairman
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

ABSENT: Commissioner W. Beau Black

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

The Prayer said and the Pledge was recited.

There being no items for Executive Session, Commissioner Barthelemy moved to Agenda Item 3, "Status Report by the Executive Port Director ". Without objection, so ordered. Sandy Sanders reported there was nothing significant to report except for the following events:

- Governor's Westbank Luncheon – April 12, 2019
- Port Night with the Baby Cakes – April 18, 2019
- Plaquemines Parish Day at the Legislature – April 23, 2019
- Gulf Ports Association Spring Meeting – May 1-3, 2019 Point Clear, AL
- International Freight Forwarders & Customs Brokers Assn. of N.O. Trade Symposium – May 16-18, 2019 Point Clear, AL
- C. Alvin Bertel Award Luncheon – May 22, 2019
- WTCNO Transportation Committee Meeting – June 3, 2019
- Three of our Port Commissioners, Rousselle, Newberry and Blink will be attending the AAPA Commissioners seminar in San Francisco from June 18-20, 2019.

Council Member Newberry wondered how the Port boat operates out of the Venice Boat Harbor because the Administration and Council were told by the Port that they could not provide security for Port Eads. Mr. Sanders explained that the Port employees were not deputized and not trained for that sort of mission. The question then arose about how long does it take for the boat to get to Port Eads and if, during normal patrolling, do they go all the way to Southwest Pass. The Port Administration replied that it takes 60 minutes to get to Port Eads and occasionally they do run all the way down to the Pass.

Commissioner Rousselle said that he realizes the letter sent by the President to the Port did request security; however, he would have preferred the letter to ask for the Port Authority boat to be parked and housed there for a few weeks until the Port Eads caretaker issue was resolved. Commissioner Rousselle said it was never the intent for the Port to permanently abandon the Coast Guard Station. He also asked if there was an agreement with the Coast Guard to keep the Boat there and if so if there was any fees involved. Sandy Sanders said there is an agreement; however, there are no fees. Sandy Sanders said they would take another look at the situation.

There being no Bids or Advertisements, Commissioner Barthelemy moved to Agenda Item 5, "Introduction of Ordinances and Resolutions". Without objection, so ordered. The following was introduced:

1. A Resolution authorizing Maynard "Sandy" Sanders, as Executive Director of the Plaquemines Port, Harbor & Terminal District, to extend the agreement with Trident Holdings, Inc., for the

implementation of the Port's Master Plan for an additional one year; and otherwise to provide with respect thereto. COMMISSIONER BARTHELEMY

Commissioner Barthelemy moved to Agenda Item 6, "Ordinances and Resolutions on second reading and final passage". Without objection, so ordered.

RESOLUTION NO. 19-107

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

A Resolution adopting the amendments to the Plaquemines Port, Harbor & Terminal District's (the Port) Accounting Policies and Procedures manual.

WHEREAS, the amendments are in response to the Port's 2017 Year-End Financial Audit, 2017 Agreed Upon Procedures Report, the 2015-2017 internal audit on Port Travel and Credit Cards and the 2018 Port Contracts and Agreements internal audit findings; and

WHEREAS, Resolution No. 14-223, adopted the Accounting policies in order to enhance the Operating Procedures and controls for the Port;

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 establishes the attached Accounting Policies of the Port.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT all amendments and updates to the attached policies shall be brought before the Plaquemines Parish Council as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District for approval.

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.

RESOLUTION NO. 19-108

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

A Resolution for the establishment of an Account with Regions Bank for Payments in Lieu of Taxes receipts; and otherwise to provide with respect thereto.

WHEREAS, Resolution No. 18-313 approved the donation of funds and authorized the Executive Director of the Port to use such funds to acquire certain immovable property, and to execute lease agreement and a cooperative endeavor agreement between Plaquemines Port, Harbor and Terminal District and Plaquemines Liquids Terminal LLC; and

WHEREAS, Section 4.3 and Section 4.4 of the lease agreement, require Lessee to make PILOT payments directly to Lessor;

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 Port Executive Director, Maynard J. “Sandy” Sanders to open an Account with Regions Bank and sign any and all documents necessary to carry out the purposes of this Resolution.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT the Executive Director, Maynard J. “Sandy” Sanders, the Port Deputy Director, Paul Matthews, the Port Director of Administration, Christie Nielsen and the Director of Port Security and Vessels, Donald Durr are hereby authorized to execute any and all signature cards and enter into any and all agreements, including, without limitation the Deposit Agreement.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT 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.

ORDINANCE NO. 19-46

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

An Ordinance to amend and as amended to readopt the Plaquemines Parish Code of Ordinances, Chapter 2, Section 2-18, *Rules for Transaction of Business Before the Council, as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District*, Rule 19(a); and otherwise to provide with respect thereto.

WHEREAS, there is an item which needs to be added to the items of business which the council conducts at its regularly scheduled Port, Harbor & Terminal District meetings;

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

Chapter 2, Section 2-18, Rule 19(a) shall now read as follows:

- (a) The business of the council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District shall be conducted in the following manner:
 - (1) Roll call, prayer and pledge of allegiance.
 - (2) Executive session.
 - (3) Status report by the port executive director.
 - (3a) Port financial report
 - (4) Bids and advertisements.
 - (5) Introduction of ordinances and resolutions.
 - (6) Ordinances and Resolutions on second reading and final passage.
 - (7) New business.
 - (7a) Resolutions wherein a suspension is being sought.
 - (8) Approval of the minutes.

SECTION 2

The remainder of Rule 19 shall remain in full force and effect.

SECTION 3

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.

Commissioner Rousselle 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., Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance. Sr., Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Commissioner W. Beau Black

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 11th day of April, 2019.

Commissioner Barthelemy moved to Agenda Item 7, "New Business". Without objection, so ordered.

Commissioner Rousselle offered a motion to suspend the rules to add an item for consideration at today's meeting entitled, "A Resolution supporting HB No. 87 by Representative Leopold and Senators Carter and Hewitt providing for State supplemental pay for fire protection officers of the Plaquemines Port, Harbor & Terminal District at no expense to the Plaquemines Parish Government or the Port; and otherwise to provide with respect thereto". There was a unanimous second and upon roll call, all members present voting "YES", except Commissioner Black who was "ABSENT", the motion was adopted by a vote of 8-0.

RESOLUTION NO. 19-109

On motion of Commissioner Rousselle with a unanimous second, and on roll call all members present and voting "YES", Commissioner Black who was "ABSENT", the following Resolution was adopted:

A Resolution supporting HB No. 87 by Representative Leopold and Senators Carter and Hewitt providing for State supplemental pay for fire protection officers of the Plaquemines Port, Harbor & Terminal District at no expense to the Plaquemines Parish Government or the Port; and otherwise to provide with respect thereto.

WHEREAS, Represent Leopold and Senators Carter and Hewitt have proposed HB No. 87 which provides for supplemental pay in the amount of \$500.00 to be paid by the State to every fire protection officer who is employed on a full-time basis by the Plaquemines Port, Harbor & Terminal District; and

WHEREAS, the Plaquemines Parish Council, as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, strongly supports said proposed bill;

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 supports HB No. 87 authorizing State supplemental pay for fire

protection officers of the Plaquemines Port, Harbor & Terminal District at no expense to the Plaquemines Parish Government or the Port.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT a certified copy of this resolution be sent to the Plaquemines Parish State Legislative Delegation.

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 Parish employees and officials are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

There was no financial report to be given under Item 7b.

Commissioner Barthelemy moved to Agenda Item 8, "Approval of the Minutes". Without objection, so ordered.

RESOLUTION NO. 19-110

On motion of Commissioner Barthelemy, seconded by Commissioner Newberry, and on roll call all members present and voting "YES", except Commissioner Black who was "ABSENT", 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 March 28, 2019 meeting as recorded by the Secretary of this Council.

There being no further business to come before this Council, on motion Commissioner Rousselle, seconded by Commissioner Barthelemy, and on roll call all members present and voting "Yes", except Commissioner Black who was "ABSENT", the meeting adjourned at 1:30 p.m.

Chairman

Secretary