

Minutes of a meeting of the Plaquemines Parish Council, as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District, held in the Pointe-a-la-Hache Courthouse Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana, on Thursday, September 26, 2019, at 1:01 p.m., pursuant to notice to all members with a quorum present as follows:

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

Sandy Sanders, Christie Nielsen and Donald Durr were present to represent the Port.

The Prayer said and the Pledge was recited.

There being no Executive Session, Commissioner Barthelemy moved to Agenda Item 3, "Status Report by the Executive Port Director". Without objection, so ordered. General Sanders reported the following:

- He met with Col. Murphy from the CORPS to update him on all the Port projects; and
- He briefed the MNSA on the container port progress.

Under Item 3b, "Financial Report/Budget to Actual", the document was emailed to the Commissioners and the Port had nothing to report.

There being no Bids and Advertisements Commissioner Barthelemy moved to Item 5, "Introduction of Ordinances and Resolutions". The following was introduced:

1. An Ordinance authorizing Sandy Sanders, Executive Director of Plaquemines Port, Harbor and Terminal District to purchase land owned by Regions Bank; and otherwise to provide with respect thereto. COUNCIL MEMBER BARTHELEMY
2. An Ordinance to amend and as amended readopt Ordinance No. 07-102, adopted May 10, 2007, to establish and initiate the collection of the Plaquemines Parish Port, Harbor & Terminal District Security Fees (Security Surcharges); and otherwise to provide with respect thereto. COUNCIL MEMBER BARTHELEMY
3. An Ordinance to amend the Plaquemines Port, Harbor and Terminal District Manpower Structure to create the classified position of Director of Port Finance; and otherwise provide with respect thereto. COUNCIL MEMBER BARTHELEMY
4. A Resolution authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port Harbor & Terminal District (PPHTD) to enter into an Exclusivity Agreement with Strategic Investment Partner; and otherwise to provide with respect thereto. COUNCIL MEMBER BARTHELEMY

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

There were no items listed under 6a.

Item 6b, "A Resolution of the Plaquemines Parish Council, acting as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, accepting the operational authority and the

budgetary responsibility of the ferries currently operated by the Plaquemines Parish Government; and otherwise to provide with respect thereto” was deferred

RESOLUTION NO. 19 -251

On motion of Commissioner Barthelemy, seconded by Commissioner Guey, and on roll call all members present and voting “YES”, except Commissioner Rousselle voting “NO” and Commissioners Black and Arbourgh who were “ABSENT”, the following Resolution was adopted:

A Resolution authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District (PPHTD) to enter into a Professional Services Agreement with Coastal Engineering Solutions, LLC., relevant to the engineering services needed for the Beneficial Use of Dredge Material (BUDMAT) project to dredge Tiger Pass; and otherwise to provide with respect thereto.

WHEREAS, the Plaquemines Port, Harbor & Terminal District has need of certain engineering services with regards to the dredging of Tiger Pass to improve navigation in Plaquemines Parish, Louisiana; and

WHEREAS, it is the desire of the Plaquemines Parish Council, as the sole governing authority of the Plaquemines Port, Harbor & Terminal District to implement the Port's development objectives, specifically with regards to contracting for professional engineering services regarding marsh creation and restoration of the federal navigation of Mississippi River Outlets utilizing the deposition of dredged material for this project;

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 enter into the Professional Services Agreement with Coastal Engineering Solutions, LLC., to provide engineering services, not to exceed \$150,000 for the specific purpose of design agreement regarding BUDMAT (Beneficial Use of Dredge Materials) Tiger Pass dredging project in Plaquemines Parish, Louisiana.

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. 19-252

On motion of Commissioner Blink, seconded by Commissioner Cognevich, and on roll call all members present and voting “YES”, except Commissioners Black and Arbourgh who were “ABSENT”, the following Resolution was adopted:

A Resolution to create a policy wherein all anticipated land acquisition expenditures, which are \$250,000 or above, must have a second independent appraisal before the purchase can be made; and otherwise to provide with respect thereto.

WHEREAS, in an effort to purchase property in a fiscally responsible manner, it is the desire of this Council to have more than one independent appraisal made in order to ensure the Port is paying a fair and reasonable price;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT a policy is hereby created wherein all anticipated land acquisition expenditures that are estimated to be \$250,000 or above and that are not entirely reimbursed by state or federal agencies must have a second independent appraisal before the purchase can be made.

BE IT 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.

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

Item 7a1, "A Resolution authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port Harbor & Terminal District (PPHTD) to enter into an Exclusivity Agreement with Strategic Investment Partner; and otherwise to provide with respect thereto" was withdrawn.

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

RESOLUTION NO. 19-253

On motion of Commissioner Barthelemy, seconded by Commissioner Cognevich and on roll call all members present and voting "YES", except Commissioners Black and Arbourgh who were "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 September 12, 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 Cognevich, and on roll call all members present and voting "Yes", except Commissioners Black and Arbourgh who were "ABSENT", the meeting adjourned at 1:13 p.m.

Chairman

Secretary