

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, March 28, 2019, at 1:03 p.m., pursuant to notice to all members with a quorum present as follows:

PRESENT: Commissioner John L. Barthelemy, Jr., Chairman
Commissioner W. Beau Black
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

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

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 the following:

- The members of the NAS Command staff were briefed on the business plan the Port is preparing for the Navy regarding joint use of the NAVY's assets in an effort to introduce commercial air cargo delivery on the JRB NAS.
- General Sanders met with a company that specializes as a Skilled Service provider whose mission is to recruit local labor for companies such as VG and PLT. It was stressed the importance of hiring locally.
- State Rep. Chris Leopold introduced a bill on behalf of the Port that would provide \$500.00 additional pay to Port employees on the water. This money would come directly from the State.
- The Port will be hosting a night out with the Baby Cakes and more information will be sent out shortly.

Eric Sunstrum then provided an update on HB 87 which gives \$500/month extra to vessel workers who go through LSU firefighting training. Mr. Sunstrum will provide the council will a full list of proposed bills sometime next week. Commissioner Rousselle said that he applauds Mr. Sunstrum and Representative Leopold's efforts; however, typically when there is supplement State pay to be paid, a Resolution is needed by the Council. Eric Sunstrum said the previous Port Board was aware of the bill. Commissioner Rousselle asked him to please clarify the policy with Representative Leopold.

Commissioner Barthelemy advanced to Agenda Item 7b, "Presentation by DC Lobbyist David Vitter and Mercury Affairs". Without objection, so ordered. David Vitter reported the following:

- He has been working to find funds available for projects in the Parish;
- In a little over a year major victories have happened at the Federal level:
 - \$12.9M identified to supplement CORPS dredging work in the lower Mississippi Region;
 - Full funding was found for Baptiste Collette which was included in the last Water Resources Bill passed last year
 - \$50M of Donor & Transfer Port Funding was found for the American Association of Port of which Plaquemines Port may receive \$1M.

Kyle Ruchert reported:

- Work was done on the federal level to obtain \$1.2M for the Port Sulphur Water Treatment Plant project;
- Senators Kennedy and Cassidy have sent letters to the USACE in support of the liquefied terminal project;
- Work was done with the delegation to locate money for the Boothville Community Center and Ft. Jackson repairs;
- Work has been done on the study for the Railroad relocation project;

- Work is being done relative to the improper insurance reductions during Hurricane Katrina;
- Work has been done regarding the NFIP renewal; and
- Meetings have been held with Congressional members and the Waterways Committee on Port issues.

David Vitter said that he is organizing a trip to DC to meet with CORPS Officials and delegates possible during May when Congress is in Session. He will be in touch regarding these meetings. Mr. Vitter also reminded the Commissioners that he is always available via phone, email or texts. Commissioner Rousselle asked if the language for partial adoption of flood maps were in the Discussion Drafts of the renewal was still in progress and he was told they are working with Senator Kennedy's Office on this matter.

The Prayer said and the Pledge was received.

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

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

Agenda Item 6b, "A Resolution adopting the amendments to the Plaquemines Port, Harbor & Terminal District's (the Port) Accounting Policies and Procedures manual" was deferred.

RESOLUTION NO. 19-99

On motion of Commissioner Guey, seconded by Commissioner Black, and on roll call all members present and voting "YES", except Commissioners Rousselle, LaFrance and Cognevich voting "NO" and Commissioner Barthelemy who "ABSTAINED", the following Resolution was adopted:

A Resolution authorizing and directing Maynard Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District (the "Port") to have the Port's legal counsel file a petition seeking a final declaratory judgment from the appropriate court as to the legal source of the Port's jurisdictional, organizational, and governance authority, and whether such source emanates from the Louisiana Constitution, and La. R.S. 34:1351, et seq., or from the Plaquemines Parish Charter for Self-Government.

WHEREAS, the Plaquemines Parish Council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District desires to authorize and direct the Plaquemines Port, Harbor and Terminal District, through Maynard Sanders, Executive Director to have its legal counsel file the appropriate suit for declaratory judgment, in order the have a final determination by the court(s) of competent jurisdiction, declaring whether the Port's jurisdictional, organizational, and governance authority emanates from the Louisiana Constitution, and La. R.S. 34:1351, et seq., or instead from the Plaquemines Parish Charter for Self-Government;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR AND TERMINAL DISTRICT THAT the Plaquemines Parish Council, as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, hereby to authorizes and directs the Plaquemines Port, Harbor and Terminal District, through Maynard Sanders, Executive Director to have its legal counsel file the appropriate suit for declaratory judgment, in order the have a final determination by the court(s) of competent jurisdiction, declaring whether the Port's jurisdictional, organizational, and governance authority emanates from the Louisiana Constitution, and La. R.S. 34:1351, et seq., or instead from the Plaquemines Parish Charter for Self-Government.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES 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.

ORDINANCE NO. 19-37

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

An Ordinance to amend and as amended re-adopt Rule 1 in Chapter I of Section 2-18 of the Code of Ordinances for Plaquemines Parish relative to the Plaquemines Port, Harbor & Terminal District; and otherwise to provide with respect thereto.

WHEREAS, currently Rule 1 of Section 2-18 in Chapter I of the Code of Ordinances provides for the Plaquemines Parish Council as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District to meet once a month at a certain location; and

WHEREAS, it is the desire of this Council to hold meetings of the Plaquemines Parish Council as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District twice a month at set locations;

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

Rule 1 of Chapter I of Section 2-18 of the Code of Ordinances for Plaquemines Parish, LA shall be amended and, as amended, re-adopted to read as follows:

“Rule 1. The council, as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, shall meet at 1:00 p.m., or immediately before the regularly scheduled council meeting, or whichever comes first, on the second and fourth Thursdays of each month. On the second Thursday of each month the meeting will be held in the Belle Chasse Council Chambers located at 333 F. Edward Hebert Blvd., Bldg. 203, Belle Chasse, LA 70037. On the fourth Thursday of each month the meeting will be held in Percy Griffin Community Center, located at 15577 Hwy. 15, Davant, LA 70040. When the Pointe-a-la-Hache Courthouse is completed and ready for occupancy the meetings on the fourth Thursday of each month will be held in the Courthouse located at 18039 Highway 15, Pointe-a-la-Hache, LA 70082. The Port Chairman, or the Port Vice-Chairman in his absence or incapacity, shall have the authority to call special meetings of the Council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District. It is further provided that a two-thirds (2/3) majority of the members of the council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District shall have the authority, by written message to the council secretary, to issue a call for a special meeting of the council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District. The council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, may meet at such other sites, times and days

within the boundaries of the parish as it may desire provided notice is given in accordance with all applicable portions of R.S. 42:7.”

SECTION 2

The two meetings a month schedule will be implemented beginning the month of April, 2019.

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 Black 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 28th day of March, 2019.

Commissioner Barthelemy moved to Agenda Item 7c, “Port Financial Report”. Without objection, so ordered. Paul Matthews stated that State Statutes call for a report to be made and the Internal Auditor recommended having a Financial Report done at each Port meeting. The document will be sent to the Commissioners the Friday before the meeting and they are asked to have any questions to the Port by the Tuesday before the meeting. The questions asked will then be addressed at the meeting. He went on to say that this practice started in late 2017 with financial reports given at the Committee meetings. Commissioner Rousselle stated that an annual report is also required by State Statute.

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

RESOLUTION NO. 19-100

On motion of Commissioner Barthelemy, seconded by Commissioner Guey, 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 February 28, 2019 meeting as recorded by the Secretary of this Council.

There being no further business to come before this Council, on motion Commissioner Guey, seconded by Commissioner Arbourgh, and on roll call all members present and voting “Yes”, the meeting adjourned at 1:59 p.m.

Chairman

Secretary

Minutes of a meeting of the Plaquemines Parish Council held in held in the Percy Griffin Community Center, 15577 Hwy. 15, Davant, Louisiana, on Thursday, March 28, 2019, at 2:05 p.m., pursuant to notice to all members with a quorum present as follows:

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

Kim M. Toups, Secretary

The Prayer and Pledge of Allegiance was dispensed with.

President Lepine, Director of Operations Don Beshel, Director of Administration Crystal Taylor and Director of Public Service Todd Eppley were present representing the Administration.

The following items were deferred:

- 6a(3), An Ordinance to establish Residential Parking Zone “A” on both sides of Upsilon Street, Iota Street, Lambda Street, and on Omega Street commencing at its intersection with Iota Street running in a southerly direction to its dead end; to establish a penalty for the violation thereof; to authorize the Parish President to have the appropriate signs installed and issue residential parking permits; and otherwise to provide with respect thereto.
- 6g, An Ordinance to amend the 2019 General Fund, Manpower Structure and Operating Expenditure Budget, Flood Control Department; and otherwise to provide with respect thereto.
- 6h, A Resolution to establish a Records Retention Schedule for Parish Government; and to provide for related matters.
- 6l, An Ordinance requiring all developers to maintain and repair all streets, utilities, drainage structures and other improvements within their development for a minimum of five years; and otherwise to provide with respect thereto.
- 7g, “District 5 drainage issues”

The following items were deferred and fell off the agenda:

- 6b, A Resolution appointing replacement members of Borrow Pit Advisory Committee; and otherwise to provide with respect thereto.
- 6d, A Resolution to appoint the members of the Plaquemines Parish Economic Development Board; and otherwise to provide with respect thereto.
- 6e, A Resolution appointing the members of the Plaquemines Recreation Advisory Committee; and otherwise to provide with respect thereto.

Council Member Black moved to Agenda Item 1a, “Executive Session”. Without objection, so ordered.

RESOLUTION NO. 19-101

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby resolves itself into Executive Session at 2:07 p.m. for the purpose of hearing a report and recommendations and strategy advice for the management of litigation from its attorney concerning: *Stuart Consulting Group, Inc. v. Plaquemines Parish Government*, 25th JDC, Plaquemines Parish, No. 60-296- B, Division “B” and Receipt and discussion of attorney-client privileged communications in regard to potential legal issues as pertains to Plaquemines Port, Harbor & Terminal District, its

creation and governance. (La. Const. LRS 42:17(A)(10))

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby came out of Executive Session at 2:34 p.m. with no final or binding action taken. Council Member Black advanced to Agenda Item 6i which was offered with changes.

RESOLUTION NO. 19-102

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

A Resolution authorizing Chairman W. Beau Black, on behalf of the Plaquemines Parish Council, to direct its special counsel, Dannie P. Garrett, III, to respond to any petition filed by the Plaquemines Port, Harbor & Terminal District (the Port) regarding seeking a final declaratory judgment from the appropriate court as to the legal source of the Port’s jurisdictional, organizational, and governance authority, and whether such source emanates from the Louisiana Constitution, and La. R.S. 34:1351, et seq., or from the Plaquemines Parish Charter for Self-Government.

WHEREAS, the Plaquemines Parish Council, through its Chairman W. Beau Black, on behalf of the Council, to direct the Council’s special counsel, Dannie P. Garrett, III, to respond to any suit for declaratory judgment filed by the Port, in order the have a final determination by the court of competent jurisdiction, declaring whether the Port’s jurisdictional, organizational, and governance authority emanates from the Louisiana Constitution, and La. R.S. 34:1351, et seq., or instead from the Plaquemines Parish Charter for Self-Government; and

WHEREAS, Dannie P. Garrett, III, is directed to argue in specificity, on behalf of the Council, the following: LRS 34:1351, et seq, the expression of legislative authority as authorized in LA Const. Art, VI, Section 43, provides that the Plaquemines Parish Commission Council was the original governing authority for the Plaquemines Port, Harbor and Terminal District (the Port) and includes that the law does not diminish the rights of the governing authority of Plaquemines Parish. The subsequent adoption of the Charter for Local Self Government confers all of the authority of the Plaquemines Parish Commission Council, in regard to the Port, on the Plaquemines Parish Council. The Audit Committee, pursuant to Section 7.08 of the Charter, is an arm of the Council, and directs the activities of the Internal Auditor, outside of the purview of the Executive branch of Plaquemines Parish Government. The internal audit function is an oversight function to ensure the adherence to financial policies in the operations of, among other things, all political subdivisions situated in the parish of which the parish government is the governing authority. As the Council is the only element of Plaquemines Parish Government that meets the definition of a governing authority and is the designated governing authority of the Port, then Section 7.08 is applicable to the Port. The function of the Internal Auditor, as to the Port, and every other entity which it is empowered to audit, is an oversight or regulatory function to ensure compliance with financial rules and not a service. There is no requirement under Art. VII, Section 14 of the Louisiana Constitution of a payment for services by the Port to Plaquemines Parish Government for the function of the Internal Auditor, though a charge related to that oversight or regulation would be permissible. Policy and legal positions of the Plaquemines Port, Harbor and Terminal District are established by the majority vote of its governing authority, which would supersede the opinions of the administrative staff of the Port, to the extent there is disagreement;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Plaquemines Parish Council, hereby authorizes, through its Chairman W. Beau Black, on behalf of the Council, to direct the Council’s special counsel, Dannie P. Garrett, III, to respond to any suit for declaratory judgment filed by the Port, in order the have a final determination by the court of competent jurisdiction, declaring whether the Port’s jurisdictional, organizational, and governance authority emanates from the Louisiana Constitution, and La. R.S. 34:1351, et seq., or instead from the Plaquemines Parish Charter for Self-Government.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL 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.

Council Member Black reverted back to Agenda Item 1c, "Status Report by the Parish President". Without objection, so ordered. President Lepine reported the following:

- A letter was sent by Judge Conner regarding Adult Drug Court program;
- On March 28th the YMCA is holding a fundraiser
- On March 31st the Bidy Basketball playoffs will be held;
- The Belle Chasse ferry will be closed for repairs on Sunday, March 31st;
- The one sack crawfish challenge will be held Saturday, March 30th at the Belle Chasse Pavilion grounds;
- On April 5th there will be hurricane exercise in Myrtle Grove;
- On May 6th there will be a breakfast with the Easter Bunny and Easter egg hunt at the Buras YMCA; and
- The District Attorney will hold the annual Senior Citizen's Day on April 11th.

Johnathon Butcher addressed the Council stating that as of May 1st he will be the Superintendent of the Fire Department. Council Member Rousselle said that the Fire Department and EMS have been consolidate and they need to be treated as one department. Mr. Butcher said that they need to look at the classification plan because they are not part of the Fire Civil Service or Retirement Plan. Council Member Barthelemy said that Fire protection proposition included EMS services with Fire services and if the department does not work in that manner then EMS needs to be removed.

Council Member Black reverted back to Agenda Item 1b, "Proclamations". Without objection, so ordered. A Proclamation declaring the Month of April, 2019, as "Fair Housing Month" in the Parish of Plaquemines was offered by Council Member Black and a unanimous second was made. Upon roll call and all members present voting "YES", the Proclamation was adopted by a vote of 9-0.

There being no Bids and Advertisements, Council Member Black moved to Item 3, "Beer and Liquor Licenses". Without objection, so ordered.

RESOLUTION NO. 19-103

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following special event/temporary beer/liquor permit is hereby issued to Dondra Kientz for the Plaquemines Parish Heritage and Seafood Festival on May 17, 2019, from 6:00 through May 19, 2019 at 8:00 p.m. at 333. F. Edward Hebert Blvd. Belle Chasse.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Secretary of this Council is hereby authorized and directed to immediately certify and release this Resolution and that Parish officials and employees are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

Council Member Black moved to Agenda Item 4, "Building Permits". Without objection, so ordered. Items 4a(1) through 4a(6) were taken *en globo*:

RESOLUTION NO. 19-104

On motion of Council Member Barthelemy, seconded by Council Member LaFrance, and on roll call all members present and voting "YES", except Council Members Black and Cognevich who "ABSTAINED", the following Resolution was adopted:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following applications for construction permits in the Parish of Plaquemines are hereby approved: LLOX, LLC, Application No. 2019-138, dated February 25, 2019, install 4-inch pipeline, Diamond Area; Helis Oil & Gas Company, LLC, Application No. 2019-173, dated March 7, 2019, install 4-inch flowline and 4-inch gas lift line, East Black Bay Field; Brian Willis, Application No. 2019-187, dated March 12, 2019, install pilings for boat house and walkway, 121 Deer Range, Myrtle Grove (Phase I); Hilcorp Energy Company, Application No. 2019-199, dated March 15, 2019, install 4-inch injection line, Rattlesnake Bayou; Hilcorp Energy Company, Application No. 2019-200, dated March 15, 2019, dredge, install pile clusters, drill the Gap 2 Prospect and install well head protector, 2-inch and 4-inch flowline, Lake Washington Field; and Time Energy, LLC, Application No. 2018-789, dated November 6, 2018, install 8-inch flowline and two 30 x 30 manifold platforms, Pointe-a-la-Hache Field.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Secretary of this Council is hereby authorized and directed to immediately certify and release this Resolution and that Parish officials and employees are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

Council Member Black moved to Item 5, "Introduction of Ordinances and Resolutions". Without objection, so ordered.

1. An Ordinance to rescind, annul and set aside Ordinance No. 19-35 which appropriated \$53,400 from the Fund Balance Designated for Emergencies; to appropriate funding to fund eight part-time lifeguard positions; and otherwise to provide with respect thereto. COUNCIL MEMBER BARTHELEMY
2. An Ordinance to amend the Five Year Capital Improvements Plan for the Replacement-Pointe-a-la-Hache Ferry Ramps Project; and otherwise to provide with respect thereto. COUNCIL MEMBER BARTHELEMY
3. A Resolution to amend and as amended readopt Resolution No. 16-148, Section No. 4; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
4. An Ordinance to amend the 2019 911 Services Fund, Operating Expenditure Budget, 911 Services Department; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
5. An Ordinance to amend the 2019 Manpower Structure, Public Health Fund, Animal Control Department; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
6. An Ordinance to amend the 2019 Manpower Structure, Public Health Fund, Animal Control Department; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
7. An Ordinance to amend the 2019 Manpower Structure, Public Health Fund, Animal Control Department; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
8. An Ordinance to amend the 2019 Manpower Structure and Operating Expenditure Budget, General Fund, Ferries-General Department; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
9. An Ordinance to amend the 2019 General Fund, Manpower Structure and Operating Expenditure Budget, Interim Employee Training Department and the Drainage-Stock/Shop Department; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH

10. An Ordinance to amend the 2019 Boat Harbors & Shipyards Fund, Operating Expenditure Budget, Boat Harbors Department, Port Eads Division; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
11. A Resolution authorizing and directing the Parish President, or his designee, to do all things necessary and proper to provide assistance to the Plaquemines Parish Heritage and Seafood Festival; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
12. An Ordinance to rescind, annul and set aside Ordinance No. 19-35 which appropriated \$53,400 from the Fund Balance Designated for Emergencies; to appropriate funding to fund eight part-time lifeguard positions; and otherwise to provide with respect thereto. COUNCIL MEMBER NEWBERRY
13. An Ordinance to amend the 2019 Operating Expenditure Budget, Public Health Fund, Health-General Department; and otherwise to provide with respect thereto. COUNCIL MEMBER NEWBERRY
14. An Ordinance approving a plan of re-subdivision of Lot A-2, Woodland Commons, Plaquemines Parish, Louisiana, into Lots 8, 9, and A-3, Woodland Commons, Plaquemines Parish, Louisiana, as shown on the plans and plat of survey by Dufrene Surveying & Engineering, Inc., dated January 16, 2019, the owner having fulfilled all the requirements of the Subdivision and Re-subdivision Ordinance of the Parish of Plaquemines without cost to the Plaquemines Parish Government or the Parish of Plaquemines; and otherwise with respect there to. COUNCIL MEMBER LAFRANCE

Council Member Black moved to Agenda Item 6, “Ordinances and Resolutions on second reading and final passage”. Without objection, so ordered.

ORDINANCE NO. 19-38

The following Ordinance was offered by Council Member Black who moved its adoption:

An Ordinance approving a plan of re-subdivision of a portion of Tract 5-E, Belle Chasse Plantation, Plaquemines Parish, Louisiana, as shown on the plat of survey of Cypress Park Subdivision , Phase 1A, by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019, the owner having fulfilled all the requirements of the Subdivision and Re-subdivision Ordinance of the Parish of Plaquemines without cost to the Plaquemines Parish Government or the Parish of Plaquemines and to amend the Five-Year Capital Improvement Plan for the F Edward Hebert Realignment at LA 406 Project; and otherwise to provide with respect thereto.

WHEREAS, CP1 Properties, LLC is owner of the property situated in the Parish of Plaquemines, State of Louisiana, as shown on the plat of survey of Cypress Park Subdivision, Phase 1A, by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019, a copy whereof is annexed hereto and made part hereof; and

WHEREAS, CP1 Properties, LLC., as the owner of the property has proposed the re-subdivision of a portion of the property (Phase 1A) into Lots 1 through 31, 76 through 94, and 117 through 120 including streets, greenspaces, utilities and interior drainage servitudes as more fully shown on said plat of survey; and

WHEREAS, the Plaquemines Parish Council gave conditional approval of Phase 1A of the Subdivision by Resolution No. 18-14, adopted January 11, 2018; and

WHEREAS, all streets, utilities, interior drainage structures and other improvements shown on the aforementioned and attached plat of survey of Phase 1A of the Subdivision are in place; and

WHEREAS, CP1 Properties, LLC, is desirous of granting for public use by authentic act, the following described street servitudes, Cypresswood Drive and Hidden Cypress Drive, and utilities shown on the plat of survey of Cypress Park Subdivision, Phase 1A, by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019; and

WHEREAS, CP1 Properties, LLC understands that it and subsequent owners of the property comprising Phase 1A will be responsible for the maintenance and upkeep of the swales, interior drainage ditches and culverts shown on the aforementioned plan and plat of subdivision; and

WHEREAS, CP1 Properties, LLC further understands that it and subsequent owners of the property comprising Phase 1A will be responsible for the cost of construction and maintenance of the swales, interior ditches and culverts in Phase 1A of the subdivision; and

WHEREAS, the Plaquemines Parish Government accepts no responsibility or liability for the construction, maintenance or improvements of the swales, interior ditches and culverts shown on the aforementioned plan and plat of subdivision;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The aforesaid plan and plat of survey of Phase 1A of Cypress Park Subdivision into Lots 1 through 31, 76 through 94, and 117 through 120, by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019, a copy whereof is annexed hereto and made a part hereof, be and is hereby approved, and that the approval of the Parish President, Directors and all appropriate Parish department heads of the aforesaid plan and plat of survey are hereby ratified.

SECTION 2

The Parish President be and is hereby authorized to appear before a Notary Public and to execute the Act of Dedication of the public servitudes and Final Approval of Phase 1A of Cypress Park Subdivision as depicted on the plan and plat of survey by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019, for and on behalf of the Parish of Plaquemines and the Plaquemines Parish Government, and to execute any and all additional acts and documents the President deems necessary and proper in the premises to give full force and effect to this Ordinance.

SECTION 3

All impact fees assessed on all Lots in Phase 1A and received from the Owner/Developer CP1 Properties, LLC shall be and are hereby dedicated to the planning, engineering and construction of the new intersection (realigned with Keating Drive) of F. Edward Hebert Boulevard and State Highway 406 (Woodland Highway). The Five-Year Capital Improvement Plan is amended by appropriating \$108,000.00 to the F Edward Hebert Realignment at LA 406 Project from the Fund Balance Designation-Infrastructure, Funding Year 2019.

SECTION 4

The 2019 General Fund, Revenue budget is amended by appropriating \$108,000.00 to line item Permits-Subdivision, 001-720-4350-418.010.

SECTION 5

The Plaquemines Parish Government accepts no responsibility or liability for construction, maintenance or improvements of the swales, interior ditches and culverts shown on the aforementioned plan and plat of survey or later developed by CP1 Properties, LLC in Phase 1A of the subdivision.

SECTION 6

The Council Secretary is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Member Newberry seconded the motion to adopt the Ordinance.

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

YEAS: Council Members W. Beau Black, Corey Arbourgh, Stuart J. Guey and Trudy Newberry

NAYS: Council Members John L. Barthelemy, Jr., Benedict Rousselle, Carlton M. LaFrance, Sr., Richie Blink and Mark Cognevich

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance FAILED on this the 28th day of March, 2019.

ORDINANCE NO. 19-39

The following Ordinance was offered by Council Member LaFrance who moved its adoption:

An Ordinance approving a plan of re-subdivision of the property of Glenn and Sandra Fleming, Plaquemines Parish, Louisiana, as shown on the Map of Re-subdivision of Glenn and Sandra Fleming into Lots F-1 and F-2, Hermitage Village, by Bryant Hammett and Associates, certified by Hugh McCurdy III, PLS, dated January 14, 2019 revised on January 28, 2019, the owner having fulfilled all the requirements of the Subdivision and Re-subdivision Ordinance of the Parish of Plaquemines without cost to the Plaquemines Parish Government or the Parish of Plaquemines; and otherwise to provide with respect thereto.

WHEREAS, Glenn and Sandra Fleming as owner of property situated in the Parish of Plaquemines, State of Louisiana, as shown on the Map of Re-subdivision of property of Glenn and Sandra Fleming into Lots F-1 and F-2, Hermitage Village, by Bryant Hammett and Associates, certified by Hugh McCurdy III, PLS, dated January 14, 2019 revised on January 28, 2019, a copy whereof is annexed hereto and made part hereof; and

WHEREAS, Glenn and Sandra Fleming, as owner of said property has proposed the re-subdivision of the said property into Lots F-1 and F-2, as more fully shown on said map; and

WHEREAS, the Plaquemines Parish Council, based on findings/evidence presented to them accepts the request for variance from Glenn and Sandra Fleming for the side yard setback on Lot F-1 from 5 feet to 3 feet and for Lot F-2 side yard setbacks from 5 feet to 2 feet and 3.5 feet also for the minimum lot requirement of 5,000 to 4,897 square feet for Lot F-1 and 2,421 square feet for Lot F-2 due to the proximity to the existing residences on the property as provided by Plaquemines Parish Subdivision Ordinance No. 96-41 Section 20-10B (2); and

WHEREAS, all streets, utilities, drainage structures and other improvements shown on the aforementioned map of survey are in place; and

WHEREAS, the owner/developer understands that he and subsequent owners of the property is responsible for the cost, installation, maintenance or improvements of the sewerage and water infrastructure to connect to the public utilities shown on the aforementioned map; and

WHEREAS, the owner/developer understands that he and subsequent owners of the property will be responsible for the maintenance of future and all existing non-dedicated streets, roads, right of ways, utilities, drainage and structures and other improvements shown on the aforementioned plan and plat of survey are in place; and

WHEREAS, the Plaquemines Parish Government accepts no responsibility or liability for the construction, maintenance or improvements of any future or now existing non-dedicated streets, roads, right of ways, utilities, drainage structure and other improvements that may be shown on the aforementioned plan and plat of survey; and

WHEREAS, the owner/developer and subsequent owners of the property shall be responsible for the construction and maintenance of future and all existing non-dedicated streets, roads, rights of ways, utilities, drainage structures and other improvements that may be shown on the aforementioned plan and plat of survey;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The aforesaid Map of Re-subdivision property of Glenn and Sandra Fleming into Lots F-1 and F-2, Hermitage Village, by Bryant Hammett and Associates, certified by Hugh McCurdy III, PLS, dated January 14, 2019 revised January 28, 2019, a copy of whereof is annexed hereto and made a part hereof, be approved, and that the approval of the Parish President, Directors and all appropriate Parish department heads of the aforesaid map of survey ratified.

SECTION 2

The Parish President be and is hereby authorized to appear before a Notary Public, and execute the approved aforesaid plan or re-subdivision of owner as depicted on plan and plat of survey by Bryant Hammett and Associates, certified by Hugh McCurdy III, PLS, dated January 14, 2019 revised on January 28, 2019, for the Parish of Plaquemines and the Plaquemines Parish Government, and to execute any and all acts and documents necessary and proper in the premises to give full force and effect to the aforesaid Ordinance.

SECTION 3

The Plaquemines Parish Government accepts no responsibility or liability for construction, maintenance or improvements of any future or now existing non-dedicated streets, roads, right of ways, utilities, drainage structures and other improvements that may or may not be shown on the aforementioned plan and plat of survey or later developed.

SECTION 4

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Member Rousselle seconded the motion to adopt the Ordinance.

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

YEAS: Council Members 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 28th day of March, 2019.

ORDINANCE NO. 19-40

The following Ordinance was offered by Council Member Black who moved its adoption:

An Ordinance approving a plan of re-subdivision of the property of the Parks of Plaquemines, Plaquemines Parish, Louisiana, as shown on the plat of survey of the Parks of Plaquemines, Phase 1D, being a re-subdivision of a portion of Section B of Belle Chasse Plantation into Lots 54 through 78 and Lots 172 through 177 by Bryant Hammett and Associates, certified by Hugh McCurdy III, PLS, dated February 28, 2019, the owner having fulfilled all the requirements of the Subdivision and Re-subdivision Ordinance of the Parish of Plaquemines without cost to the Plaquemines Parish Government or the Parish of Plaquemines and to amend the Five-Year Capital Improvement Plan for the F Edward Hebert Realignment at LA 406 Project; and otherwise to provide with respect thereto.

WHEREAS, the Parks of Plaquemines, as owner of property situated in the Parish of Plaquemines, State of Louisiana, as shown on the plat of survey of The Parks of Plaquemines, Phase 1D, being a resubdivision of a portion of Section B of Belle Chasse Plantation into Lots 54 through 78 and Lots 172 through 177, by Bryant Hammett and Associates, certified by Hugh McCurdy III, PLS, dated February 28, 2019, a copy whereof is annexed hereto and made part hereof; and

WHEREAS, the Parks of Plaquemines, as owner of said property, has proposed the re-subdivision of the said property into Lots 54 through 78 and Lots 172 through 177 as more fully shown on said map; and

WHEREAS, all streets, utilities, drainage structures and other improvements shown on the aforementioned plat of survey are in place; and

WHEREAS, the owner/developer understands that it and subsequent owners of the property are responsible for the cost, installation, maintenance of or improvements to the non-dedicated sewerage and water infrastructure that are connected or will connect to the public utilities shown on the aforementioned plan and plat of survey; and

WHEREAS, the owner/developer understands that it and subsequent owners of the property will be responsible for the construction and maintenance of future and all existing non-dedicated streets, roads, rights of way, utilities, drainage structures and other improvements shown on the aforementioned plan and plat of survey; and

WHEREAS, the Plaquemines Parish Government accepts no responsibility or liability for the construction, maintenance or improvements of any future or now existing non-dedicated streets, roads, right of ways, utilities, drainage structure and other such improvements that may be shown on the aforementioned plan and plat of survey;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The aforesaid plat of survey of the Parks of Plaquemines, Phase 1D, being a resubdivision of a portion of Section B of Belle Chasse Plantation into Lots 54 through 78 and Lots 172 through 177, by Bryant Hammett and Associates, certified by Hugh McCurdy III, PLS, February 28, 2019, a copy of whereof is annexed hereto and made a part hereof, be approved, and that the approvals of the Parish President, Directors and all appropriate Parish department heads of the aforesaid plat of survey and improvements shown thereon are hereby ratified.

SECTION 2

The Parish President be and is hereby authorized to appear before a Notary Public, and execute the Act of Dedication of the plan, plat of survey and resubdivision as depicted on the plat of survey by Bryant Hammett and Associates, certified by Hugh McCurdy III, PLS, dated February 28, 2019, for the Parish of Plaquemines and the Plaquemines Parish Government, and to execute any and all acts and documents necessary and proper in the premises to give full force and effect to this Ordinance.

SECTION 3

All impact fees assessed on all Lots in Phase 1D and received from the owner/developer CP1 Properties, LLC shall be and are hereby dedicated to the planning, engineering and construction of the new intersection (realigned with Keating Drive) of F. Edward Hebert Boulevard and State Highway 406 (Woodland Highway). The Five-Year Capital Improvement Plan is amended by appropriating \$62,000.00 to the F Edward Hebert Realignment at LA 406 Project from the Fund Balance Designation-Infrastructure, Funding Year 2019.

SECTION 4

The 2019 General Fund, Revenue budget is amended by appropriating \$62,000.00 to line item Permits-Subdivision, 001-720-4350-418.010.

SECTION 5

The Plaquemines Parish Government accepts no responsibility or liability for the construction, maintenance or improvements of any future or now existing non-dedicated streets, roads, right of ways, utilities, drainage structures and other such improvements that may or may not be shown on the aforementioned plan and plat of survey or later developed.

SECTION 6

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and the Parish 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 Member Arbourgh seconded the motion to adopt the Ordinance.

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

YEAS: Council Members John L. Barthelemy, Jr., W. Beau Black, Corey Arbourgh,
Stuart J. Guey, Trudy Newberry, Richie Blink and Mark Cognevich

NAYS: Council Members Benedict Rousselle and Carlton M. LaFrance, Sr.

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 28th day of March, 2019.

Council Member Cognevich asked to revert back to Agenda Item 6a(1), “An Ordinance approving a plan of re-subdivision of a portion of Tract 5-E, Belle Chasse Plantation, Plaquemines Parish, Louisiana, as shown on the plat of survey of Cypress Park Subdivision, Phase 1A, by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019, the owner having fulfilled all the requirements of the Subdivision and Re-subdivision Ordinance of the Parish of Plaquemines without cost to the Plaquemines Parish Government or the Parish of Plaquemines and to amend the Five-Year Capital Improvement Plan for the F Edward Hebert Realignment at LA 406 Project; and otherwise to provide with respect thereto”. Council Member Newberry seconded the Motion and upon roll call, all members voting “YES”, except Council Members Rousselle and LaFrance, the Motion to Reconsider was adopted by a vote of 7-2.

6a(1) was then put up for reconsideration:

ORDINANCE NO. 19-38

The following Ordinance was offered by Council Member Black who moved its adoption:

An Ordinance approving a plan of re-subdivision of a portion of Tract 5-E, Belle Chasse Plantation, Plaquemines Parish, Louisiana, as shown on the plat of survey of Cypress Park Subdivision , Phase 1A, by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019, the owner having fulfilled all the requirements of the Subdivision and Re-subdivision Ordinance of the Parish of Plaquemines without cost to the Plaquemines Parish Government or the Parish of Plaquemines and to amend the Five-Year Capital Improvement Plan for the F Edward Hebert Realignment at LA 406 Project; and otherwise to provide with respect thereto.

WHEREAS, CP1 Properties, LLC is owner of the property situated in the Parish of Plaquemines, State of Louisiana, as shown on the plat of survey of Cypress Park Subdivision, Phase 1A, by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019, a copy whereof is annexed hereto and made part hereof; and

WHEREAS, CP1 Properties, LLC., as the owner of the property has proposed the re-subdivision of a portion of the property (Phase 1A) into Lots 1 through 31, 76 through 94, and 117 through 120 including streets, greenspaces, utilities and interior drainage servitudes as more fully shown on said plat of survey; and

WHEREAS, the Plaquemines Parish Council gave conditional approval of Phase 1A of the Subdivision by Resolution No. 18-14, adopted January 11, 2018; and

WHEREAS, all streets, utilities, interior drainage structures and other improvements shown on the aforementioned and attached plat of survey of Phase 1A of the Subdivision are in place; and

WHEREAS, CP1 Properties, LLC, is desirous of granting for public use by authentic act, the following described street servitudes, Cypresswood Drive and Hidden Cypress Drive, and utilities shown on the plat of survey of Cypress Park Subdivision, Phase 1A, by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019; and

WHEREAS, CP1 Properties, LLC understands that it and subsequent owners of the property comprising Phase 1A will be responsible for the maintenance and upkeep of the swales, interior drainage ditches and culverts shown on the aforementioned plan and plat of subdivision; and

WHEREAS, CP1 Properties, LLC further understands that it and subsequent owners of the property comprising Phase 1A will be responsible for the cost of construction and maintenance of the swales, interior ditches and culverts in Phase 1A of the subdivision; and

WHEREAS, the Plaquemines Parish Government accepts no responsibility or liability for the construction, maintenance or improvements of the swales, interior ditches and culverts shown on the aforementioned plan and plat of subdivision;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The aforesaid plan and plat of survey of Phase 1A of Cypress Park Subdivision into Lots 1 through 31, 76 through 94, and 117 through 120, by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019, a copy whereof is annexed hereto and made a part hereof, be and is hereby approved, and that the approval of the Parish President, Directors and all appropriate Parish department heads of the aforesaid plan and plat of survey are hereby ratified.

SECTION 2

The Parish President be and is hereby authorized to appear before a Notary Public and to execute the Act of Dedication of the public servitudes and Final Approval of Phase 1A of Cypress Park Subdivision as depicted on the plan and plat of survey by Bryant Hammett and Associates, certified by Hugh Mc Curdy, III, P.L.S., dated February 5, 2019, for and on behalf of the Parish of Plaquemines and the Plaquemines Parish Government, and to execute any and all additional acts and documents the President deems necessary and proper in the premises to give full force and effect to this Ordinance.

SECTION 3

All impact fees assessed on all Lots in Phase 1A and received from the Owner/Developer CP1 Properties, LLC shall be and are hereby dedicated to the planning, engineering and construction of the new intersection (realigned with Keating Drive) of F. Edward Hebert Boulevard and State Highway 406 (Woodland Highway). The Five-Year Capital Improvement Plan is amended by appropriating \$108,000.00 to the F Edward Hebert Realignment at LA 406 Project from the Fund Balance Designation-Infrastructure, Funding Year 2019.

SECTION 4

The 2019 General Fund, Revenue budget is amended by appropriating \$108,000.00 to line item Permits-Subdivision, 001-720-4350-418.010.

SECTION 5

The Plaquemines Parish Government accepts no responsibility or liability for construction, maintenance or improvements of the swales, interior ditches and culverts shown on the aforementioned plan and plat of survey or later developed by CP1 Properties, LLC in Phase 1A of the subdivision.

SECTION 6

The Council Secretary is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Member Arbourgh seconded the motion to adopt the Ordinance.

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

YEAS: Council Members W. Beau Black, Corey Arbourgh, Stuart J. Guey, Trudy Newberry, Richie Blink and Mark Cognevich

NAYS: Council Members John L. Barthelemy, Jr., Benedict Rousselle, Carlton M. LaFrance, Sr.

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 28th day of March, 2019.

Item 6c was temporarily passed over.

ORDINANCE NO. 19-41

The following Ordinance was offered by Council Member Cognevich who moved its adoption:

An Ordinance to amend the 2019 General Fund, Manpower Structure and Operating Expenditure Budget, Coastal Zone-Land Department; and otherwise to provide with respect thereto.

WHEREAS, after a review of the manpower needs of the Coastal Zone-Land Department, it has been recommended to unfund the Survey Assistant II position, position number 773-4312-01;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The 2019 Manpower Structure, is amended by unfunding the Survey Assistant II position in the Coastal Zone-Land Department, position number 773-4312-01.

SECTION 2

The 2019 General Fund, Operating Expenditure Budget, Coastal Zone-Land Department, is amended as follows:

Fund: 001 General Fund			
Dept/Div: 773-4610 Coastal Zone-Land Department			
Object	Description	Inc/Dec	Amendment
510.005	Salaries & Wages-Regular	Dec	(28,120)
515.005	FICA Taxes	Dec	(410)
516.105	Retirement	Dec	(3,230)
517.005	Group Insurance Health	Dec	(7,690)

SECTION 3

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Member Blink seconded the motion to adopt the Ordinance.

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

YEAS: Council Members 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 28th day of March, 2019.

ORDINANCE NO. 19-42

The following Ordinance was offered by Council Member Black who moved its adoption:

An Ordinance to amend the 2019 Manpower Structure, Legal Services Department; and otherwise to provide with respect thereto.

WHEREAS, after a review of the manpower needs of the Legal Services Department, it has been recommended to fund one full-time Paralegal position, position number 430-6041-02, at an annual salary of \$50,000, plus benefits; and

WHEREAS, after a review of the manpower needs of the Legal Services Department, it has been recommended to unfund one full-time Mineral Lease Administrator position, position number 430-3611-01;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The Manpower Structure is amended by funding one full-time Paralegal position, position number 430-6041-02, in the Legal Services Department, at an annual salary of \$50,000, plus benefits.

SECTION 2

The Manpower Structure is amended by unfunding one full-time Mineral Lease Administrator position, position number 430-3611-01, in the Legal Services Department.

SECTION 3

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Member Cognevich seconded the motion to adopt the Ordinance.

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

YEAS: Council Members 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 28th day of March, 2019.

Council Member Black offered Item 6k, it was seconded by Council Member Arbourgh and then Council Member Rousselle made a Motion to Amend the Ordinance. The amendment was seconded by Council Member Cognevich and upon roll call, all member present voting "YES", except Council Members Black, Arbourgh and Newberry, the Amendment was adopted by a vote of 6-3.

ORDINANCE NO. 19-43

The following Ordinance was offered by Council Member Black who moved its adoption:

An Ordinance to amend and as amended readopt Ordinance No. 15-22, adopted February 26, 2015, for the Director of Recreation; and otherwise to provide with respect thereto.

WHEREAS, Ordinance No. 15-22 was adopted on February 26, 2015 to create an unclassified Director of Recreation position; and

WHEREAS, presently, general management and control of all recreation, recreation facilities, parks and monuments are assigned to the Director of Recreation who reports directly to the Parish President; and

WHEREAS, in order to effect a more orderly and successful operation of Parish Government, in accordance with Section 5.01 of the Charter for Local Self-Government for Plaquemines Parish, LA, the Parish Council and Parish President believe it is necessary for the Recreation Department to fall under the office of the Charter Director of Public Service and thus the Director of Recreation will report directly to the Director of Public Service;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The job title for position 640-6201-01 will remain Director of Recreation.

SECTION 2

In accordance with Sections 5.01 of the Charter for Local Self Government for Plaquemines Parish, LA, it hear by transfers the Department of Recreation to the Charter Director of Public Service. The duties and functions for general management and control over all matters related to recreation, recreation facilities, parks and monuments remain under the Director of Recreation, who shall now report directly to the Director of Public Service.

SECTION 3

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish employees and official 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 Member Arbourgh seconded the motion to adopt the Ordinance.

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

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

NAYS: Council Member W. Beau Black

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 28th day of March, 2019.

Council Member Black reverted back to Agenda Item 6c and substitute ordinance was offered by Council Member Guey:

ORDINANCE NO. 19-44

The following Ordinance was offered by Council Member Guey who moved its adoption:

An Ordinance to revoke, rescind, set aside and abandon any dedication for public road right of way, servitude, public use or purpose of those certain portion of "Avenue H" as named, set forth, and delineated on any and all maps or other documents of Belle Chasse Townsite, situated in the town of Belle Chasse, Parish of Plaquemines, State of Louisiana; to recognize, declare and provide that said portions of land affected by that certain portion of "Avenue H" as described and delineated have been abandoned for public uses or purposes and have never been used for public uses and purposes; to recognize, declare and provide that said lands underlying and affected by the said certain portion of "Avenue H" and any public servitude or public dedication over and thereto are abandoned to the legal and rightful owners provided by law.

WHEREAS, after due consideration and diligent inquiry and deliberation having been made, it is determined that certain portion of "Avenue H" in Belle Chasse, Louisiana, as described hereinafter, have never been used and are not presently needed for public purposes and uses; and

WHEREAS, it is the recommendation by the Plaquemines Parish Administration, including all appropriate Parish Department Heads, that any and all public dedications and/or rights of way of that portion of Avenue H described hereinafter, be revoked, rescinded, set aside and abandoned for reasons as hereafter set forth;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

It hereby finds that those portions of "Avenue H" hereinafter described have never been used for public uses or purposes and further have been abandoned and are in fact not needed for public purposes.

SECTION 2

The dedication to the public for public uses and purposes which have been or may have been made

or established by any and all maps, plats, acts or otherwise, containing those portions of "Avenue H" in Belle Chasse Townsite, Belle Chasse, Parish of Plaquemines, particularly described as follows, to-wit:

That portion of Avenue "H" extending northwesterly from the northwesterly boundary of First Street to the Southeastern Boundary of Second Street, all in Belle Chasse Townsite, Belle Chasse, Plaquemines Parish, Louisiana,"

and as is or may be laid out and dedicated to public roads, uses or purposes by any and all maps, plats or acts of Belle Chasse Townsite, Belle Chasse, or otherwise, be and the same are hereby revoked, rescinded, set aside and abandoned, and is in fact not needed for public purposes.

SECTION 3

The lands underlying said portions of "Avenue H", more particularly described in Section 2 of this Ordinance, and/or rights of way thereto be and the same are hereby abandoned to the owner as provided by law; however, Plaquemines Parish Government accepts no responsibility or liability for the construction, maintenance or improvements of any future or now existing streets, roads, right of ways, utilities, drainage structures and other improvements that may be necessary for the issuance of any permits for Section 46, Section 37 and any lots records therein of the Belle Chasse Townsite;

SECTION 4

It hereby authorizes the President of the Plaquemines Parish Government or his designee to execute any and all documents necessary and proper to abandon portions of "Avenue H", more particularly described in Section 2 of this Ordinance, and any and all rights of way or servitudes provided for herein.

SECTION 5

A duly certified copy of this Ordinance be recorded by the Council Secretary in the Conveyance Records of the Parish of Plaquemines.

SECTION 6

Any and all Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.

SECTION 7

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Member Cognevich seconded the motion to adopt the Ordinance.

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

YEAS: Council Members 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 28th day of March, 2019.

Council Member Black moved to Agenda Item 6m.

ORDINANCE NO. 19-45

The following Ordinance was offered by Council Member LaFrance who moved its adoption:

An Ordinance to amend the Five Year Capital Improvements Plan, Docking Facility-Grand Bayou Road Project; and otherwise to provide with respect thereto.

WHEREAS, additional funding is required for the Docking Facility-Grand Bayou Road Project; and

WHEREAS, a review of the Five Year Capital Improvements Plan was performed and an amendment is necessary;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The Five Year Capital Improvements Plan is amended by transferring \$195,000 from the Dredging and Mitigation Bank-District 7 Project to the Docking Facility-Grand Bayou Road Project; funding year, 2019.

SECTION 2

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Member Cognevich seconded the motion to adopt the Ordinance.

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

YEAS: Council Members 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 28th day of March, 2019.

Council Member Black moved to Agenda Item 7, "New Business". Without objection, so ordered.

Under Agenda Item 7a(1), Council Member Rousselle made a Motion for Suspension of the Rules to add an item to the agenda for consideration for a Resolution entitled, "A Resolution supporting the long term renewal of the NFIP along with inclusion of the proposals in the current Discussion

Drafts and urging the Plaquemines Parish Federal Congressional Delegation and the House Financial Services Committee Members to support the renewal of the NFIP through 2023; and otherwise to provide with respect thereto”. The motion was seconded by Council Member Black and upon roll call, all members present voting “YES, the motion was adopted by a vote of 9-0.

RESOLUTION NO. 19-105

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

A Resolution supporting the long term renewal of the NFIP along with inclusion of the proposals in the current Discussion Drafts and urging the Plaquemines Parish Federal Congressional Delegation and the House Financial Services Committee Members to support the renewal of the NFIP through 2023; and otherwise to provide with respect thereto.

WHEREAS, the current authorization of the National Flood Insurance Program, (NFIP), will expire in May of 2019; and

WHEREAS, four Discussion Drafts of bills were release by the House Financial Services Committee and a full committee hearing on these drafts was held on March 13, 2019; and

WHEREAS, some of the proposals in the bill package include:

- Five-year re-authorization of the NFIP
- Forgiveness of the NFIP’s debt
- A means tested affordability program with discounted premiums for some citizens
- Allowance for premiums to be paid monthly
- Creation of a state revolving loan fund for flood mitigation
- Increased coverage limits for homes and businesses
- Increased Cost Compliance coverage
- Improvements to the CRS program and increased support for communities for effective floodplain management
- \$2B authorized annually for pre-disaster hazard mitigation
- Improved mapping by requiring the use of the most up-to-date technology, including LIDAR
- Improvements to FEMA’s map appeals process for communities and policy holders
- Allowance for communities to adopt portions of new flood maps while continuing to appeal other ports or panels
- Improvements to the claims process

WHEREAS, many of the proposals are beneficial to Plaquemines Parish, it’s residents and businesses; and

WHEREAS, the Plaquemines Parish Council wants to express its support of the proposals and the renewal of the NFIP through 2023; and

WHEREAS, the Plaquemines Parish Council urges the Plaquemines Parish Federal Congressional Delegation and the House Financial Services Committee Members to support the renewal of NFIP through 2013;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby supports the long term renewal of the NFIP along with inclusion of the proposals in the current Discussion Drafts.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it urges the Plaquemines Parish Federal Congressional Delegation and the House Financial Services Committee Members to support the renewal of the NFIP through 2023.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT a certified copy of this resolution be sent to the Plaquemines Parish Federal Congressional Delegation and the House Financial Services Committee Members.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL 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.

Council Member Guey asked to revert back to Agenda Item 5, "Introduction of Ordinances and Resolution". Without objection, so ordered. The following introduction was made:

1. A Resolution opposing all proposed legislation, including but not limited to House Bill 57 of the 2019 Louisiana Legislative Session that transfers the administration and collection of Local Sales & Use taxes to the Louisiana Department of Revenue; and otherwise to provide with respect thereto. COUNCIL MEMBER GUEY

Under Item 7b, "District 1 update", Council Member Barthelemy reported the following:

- He thanked the Administration and PROWM for the pot holes filled on Hwy. 15;
- The 2nd floor of the Courthouse should be finished in about three weeks;
- Still trying to get the pool repairs done;
- Wildlife and Fisheries had to restock the ponds in the park;
- He is trying to get the train in the area of the pond;
- There are issues with the waterline in Braithwaite;
- There is asbestos in the waterlines from White Ditch to Phoenix which poses a health threat to the residents. These lines need to be fixed; and
- He thanked President Lepine and Don Beshel for fixing the football fields.

Under Item 7f, "Discussion regarding the East Bank Fire Department and Fire Ratings", Council Member Barthelemy spoke with the incoming Fire Superintendent, Johnathon Butcher about the condition of the Woodlawn Fire Department and the Fire Ratings. Last time the Fire Marshall went to the East Bank the fire rating was set at 10 because there is not enough water pressure. Council Member Barthelemy stated that the Woodlawn Fire House was supposed to be constructed in 2015. Mr. Butcher said that they are going through the process to send the documents in to the Insurance Association of Louisiana so we will be rated again this year. Being rated at 10 means it's not like having any Fire Department at all and that raises insurance premiums. Mr. Butcher reminded Council Member Barthelemy that he does not take office until May 1st but he will start working on things then.

Under Item 7c, "District 9 update", Council Member Cognevich thanked Arthur Henry for the good job done of the ball fields and then he reported the following:

- Thanks to Administration and all employees who worked on the Ducks Unlimited Banquet;
- He spoke to someone at the Boat Harbor and he said they have only seen the Harbor Master once and they need shells to repair the potholes;
- Hwy. 11 from Empire to Fort Jackson there are a lot of big potholes
- Museum for about a mile up the drains need to be cleaned because with a little rain the street floods;
- On April 27th crawfish cook off at the Fort;
- Friday night there was an oil spill in the Venice Marina and it needs to be cleaned up. Don Beshel stated it was not PPG's drum that leaked and they will be out there to clean.

Council Member Cognevich asked Don Beshel about the pumps in Ft. Jackson and he was told that the manual pump is there and Greg Simpson watches over it and turns it on every now and then. The big pump on the levee is a backup in case that one doesn't work. Council Member Cognevich said the ditch might have to be dug out and the grass needs to be cut.

Under Item 7d, “District 7 update”, Council Member LaFrance reported:

- The pool is broken;
- The A/C in the community center is broken;
- The progress on the Port Sulphur Library is slow;
- Grass needs to be cut and the grass is so high at Hwy. 11 and Homeplace that it has become a safety issue; and
- The tour of District 7 with the President has not taken place.

Council Member LaFrance also announced that the Grand Bayou Fishing Rodeo will be held on April 6th and 7th.

Under Item 7e, “Discussion regarding Port Eads security”, Council Member Rousselle asked the Administration for an update and was told that there is a 30-day contract with Bear Logistics but beyond that there is no plan. Council Member Rousselle suggested that the Administration ask the Port Authority to station their boat out there to provide security. Council Member Blink informed the Administration that he was out at Port Eads and stayed for about an hour and he saw no one there. He implored the Administration to make sure we are getting the services we are paying for. President Lepine asked Council Member Blink to please let him know immediately when something like this happens. President Lepine went on to say that he met with Tony Bruce and some investors and they have a great idea for Port Eads. There will be a presentation made by Mr. Bruce at the April 11, 2019, Council meeting. Council Member Rousselle asked the Administration to vet the current security contract and to ensure compliance with Title 14.

Council Member Black moved to Agenda Item 8, “Approval of the Minutes”. Without objection, so ordered.

RESOLUTION NO. 19-106

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves the minutes of the March 14, 2019, council meeting, as recorded by the Secretary of this Council.

There being no further business to come before this Council, on motion of Council Member Barthelemy, seconded by Council Member Guey, and on roll call all members present and voting “Yes”, the meeting adjourned at 4:40 p.m.

Chairman

Secretary