

Minutes of a meeting of the Plaquemines Parish Council, as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District, held at the Pointe-a-la-Hache Courthouse Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana on Thursday, June 23, 2022, at 3:00 p.m., pursuant to notice to all members with a quorum present as follows:

PRESENT: Commissioner Benedict Rousselle, Chairman  
Commissioner John L. Barthelemy, Jr.  
Commissioner Corey Arbourgh  
Commissioner Carlton M. LaFrance, Sr.  
Commissioner Richie Blink

Kim M. Toups, Secretary

ABSENT: Commissioner W. Beau Black  
Commissioner Stuart J. Guey  
Commissioner Trudy Newberry  
Commissioner Mark Cognevich

Sandy Sanders, Chambrel Riley Williams and Christie Nielsen were present representing the Port.

The Prayer was said and the Pledge was recited.

There being no matters under Agenda Item 2, "Executive Session", Commissioner Rousselle moved to Agenda Item 3, "Status Report by the Executive Port Director". Without objection, so ordered. The following topics were addressed by Sandy Sanders:

- He met with Shane Shepard, Economic Development Director for the City of Lancaster, TX and Guy Brown the Economic Development Director for the city of Hutchins, TX to coordinate marketing efforts within the MOU between the Port and Dallas County;
- He briefed Peggy Ramey, Chevron's Government relations point of contact and Jon Farkas who manages and advances the facility masterplan. Mr. Sanders provided an update on the Port's Terminal project and how it would impact the rail and highway at their location; and
- Sanders said interviews were conducted last week in the effort to bring on an In-House Executive Counsel to the Port Staff. We requested the assistance of Danny Garrett, Parish Counsel Attorney; Ken Rathburn, Port Staff Attorney and Charles Ballay, PPG District Attorney to rank the applicants based on the job description advertised and the submitted resumes. They were very pleased of the caliber of the applicants and felt we had a talented pool from which to make our selection.

Commissioner LaFrance asked Sandy Sanders if he or any one of his employees are seeking out people to run against him in the next election and Mr. Sanders said no. Council Member LaFrance told Sanders he was incorrect, because he received several phone calls from his constituents who all said one of Sanders' employees is asking people to run against him.

Commissioner Rousselle moved to Agenda Item 3a, "Financial Report/Budget to Actual". Without objection, so ordered. Mrs. Williams stated that all Port Commissioners Have been provided with a 2022 Total Budget Report and Detailed Budget Report with actual expenditures as of May 31, 2022. She reviewed the highlights of subcategories of revenue and expenditures. Tariffs were 4% over budget by \$200,000, Ferry revenues were 25% below budget, and Interest revenues were also 25% below budget. The line item for Operating Services and Supplies has 44% of the budget remaining, Rents and Leases has only 27% of the budget remaining, Other Charges has been exhausted and the Operating Services budget has 75% remaining. Questions were then asked by Commissioner Rousselle regarding the interest revenue and other charges.

Commissioner Black joined the meeting at 3:13 p.m.

There being no matters under Agenda Item 4, "Bids and Advertisements", Commissioner Rousselle advanced to Agenda Item 5, "Introduction of Ordinances and Resolutions". The following legislation was introduced:

1. A Resolution to employ the In-House Legal Counsel to the Plaquemines Port, Harbor & Terminal District; and otherwise to provide with respect thereto. COMMISSIONER ROUSSELLE
2. An Ordinance to amend the Plaquemines Port, Harbor & Terminal District's 2022 Revenue & Operating Expenditure Budget; otherwise to provide with respect thereto. COMMISSIONER ROUSSELLE
3. A Resolution authorizing and directing the Plaquemines Port, Harbor & Terminal District Chairman ("Port Chairman") to enter into an Employment Contract with Maynard J. "Sandy" Sanders for services as Port Executive Director, by signing the Employment Contract; to enter into said contract for a term of three years; authorizing and directing the Port Chairman to sign the documents to enter into the contract by the close of business on August 4, 2022; and otherwise to provide with respect thereto. COMMISSIONER GUEY

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

There were no legislation under Agenda Item 6a.

Agenda Item 6b, "A Resolution approving and authorizing Benedict Rousselle, Port Chairman, Maynard J. Sanders, Port Executive Director, and Chambrel Riley-Williams, Port Director of Finance, to execute a Louisiana Compliance Questionnaire to Camnetar and Company, CPA's; and otherwise to provide with respect thereto" was deferred.

#### ORDINANCE NO. 22-76

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

An Ordinance to amend, and as amended readopt Ordinance 21-108 authorizing Sandy Sanders, Executive Director of Plaquemines Port, Harbor and Terminal District to purchase land owned by Ellied P. and Carol P. Riley; and otherwise to provide with respect thereto.

WHEREAS, Ordinance 21-108 authorized Executive Director, Sandy Sanders to purchase land owned by Ellied P. and Carol P. Riley for \$71,652; and

WHEREAS, through negotiations with Ellied P. and Carol P. Riley, a recommendation is being made to approve the acquisition of property owned by Ellied P. and Carol P. Riley, contiguous to property currently owned by Plaquemines Port, Harbor and Terminal District for an updated fair market value; and

WHEREAS, further negotiations and evaluations have been made and the property's fair market value has been calculated to be \$91,805; and

WHEREAS, the negotiations between Ellied P. and Carol P. Riley and the Port recognize a total purchase price of said property for ninety-one thousand eight hundred and five dollars (\$91,805) for LOT 60A, POINT CELESTE FARMS S/D currently owned by Ellied P. and Carol P. Riley;

NOW, THEREFORE

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

#### SECTION 1

It hereby authorizes and directs Maynard Sanders, Executive Director of the Plaquemines Port, Harbor and Terminal District, to acquire the land owned by Ellied P. and Carol P. Riley, more fully described by the legal description attached hereto as Exhibit "A."

#### SECTION 2

The acquisition shall be for a purchase price of ninety-one thousand eight hundred and five dollars (\$91,805) for the transfer of ownership of the land at LOT 60A, POINT CELESTE FARMS S/D currently owned by Ellied P. and Carol P. Riley, to the Plaquemines Port, Harbor and Terminal District.

### 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 Barthelemy 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, Benedict Rousselle, Carlton M. LaFrance and Richie Blink

NAYS: None

ABSENT: Commissioners Stuart J. Guey, Trudy Newberry and Mark Cognevich

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 23<sup>rd</sup> day of June, 2022.

### ORDINANCE NO. 22-77

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

An Ordinance of the Plaquemines Parish Council acting as the Sole Governing Authority of the Plaquemines Port, Harbor and Terminal District to provide for the training and certification requirements for deck hands; and otherwise to provide with respect thereto.

WHEREAS, the Section 6-180 of the Plaquemines Parish Code of Ordinances provides, in pertinent part:

Port District services in place and functioning are the operation of two (2) patrol/rescue/early fire response vessels; a ferry-boat that has built into it fire-fighting pumping capacity and which can be enhanced by the placing of additional fire-fighting pumping equipment with special emphasis on snorkel nozzles for marine firefighting; high-speed mobile pumps that can be towed at high speed along the highways adjacent to the river to points of loading the same on the ferryboats or other, pre-located barges, supply vessels or other vessels under a fire plan in place in conjunction with the voluntary fire departments of the district so as to be available for marine, vessel, wharves and facilities firefighting; and

WHEREAS, in order to meet this requirement it is essential that the ferry deck-hands be certified in fire-rescue; and

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

All ferry deck-hands shall be required, within 180 days of hire to be certified in fire-rescue. All current deckhands, shall be required, within 180 days of the effective date of this ordinance, to be certified in fire-rescue.

## SECTION 2

The effective date of this Ordinance shall be June 23, 2022.

## SECTION 3

Any resolutions or ordinances in conflict herewith are hereby deemed implicitly repealed as of the effective date of this Ordinance.

## SECTION 4

The Secretary of the Council is hereby directed to immediately certify and release this Ordinance and transmit same to the Executive Director of the Plaquemines Port, Harbor and Terminal District, noting that this ordinance is not subject to veto. The Executive Director of the Plaquemines Port, Harbor and Terminal District shall direct the employees under his supervision and control to take all measures necessary to prepare for and to execute the provisions of this Ordinance.

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

Commissioner LaFrance 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, Benedict Rousselle, Carlton M. LaFrance and Richie Blink

NAYS: None

ABSENT: Commissioners Stuart J. Guey, Trudy Newberry and Mark Cognevich

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 23<sup>rd</sup> day of June, 2022.

Commissioner Rousselle moved to Agenda Item 7, "New Business". Without objection, so ordered. There were no items listed under "New Business".

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

## RESOLUTION NO. 22-157

On motion of Commissioner LaFrance, seconded by Commissioner Arbourgh and on roll call all members present voting "YES", except Commissioners Guey, Newberry and Cognevich 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 the June 9, 2022, regular Port Meeting as recorded by the Secretary of this Council.

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.

There being no further business to come before this Council, on motion Commissioner LaFrance seconded by Commissioner Arbourgh, and on roll call all members present voting “YES”, except Commissioners Guey, Newberry and Cognevich who were “ABSENT”, the meeting adjourned at 3:23 p.m.

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Chairman

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Secretary

For a full transcript of discussions and presentations a video of this meeting is available for viewing on the Parish website [www.plaqueminesparish.com](http://www.plaqueminesparish.com) or on YouTube.