

Minutes of a meeting of the Plaquemines Parish Council held in the Pointe-a-la-Hache Courthouse Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana on Thursday, May 26, 2022, at 1:25 p.m., pursuant to notice to all members with a quorum present as follows:

PRESENT: Council Member Mark Cognevich, Chairman  
Council Member John L. Barthelemy, Jr.  
Council Member W. Beau Black  
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

Kim M. Toups, Council Secretary

The Prayer and Pledge were dispensed with.

President Lepine was not in attendance; however, Directors Crystal Taylor, Scott Rousselle and Todd Eppley were present representing the Administration.

The following items were deferred:

- 9b, “An Ordinance establishing the policy for Plaquemines Parish Government in regard to mandatory terms to be included in all parish contracts for professional and other services and all contracts that extend beyond a single fiscal year; establishing the policy for the Plaquemines Parish Government in regard to submitting all signed contracts to the Council Secretary within two weeks of the document being executed; and otherwise to provide with respect thereto” was deferred for a fourth time; therefore, it fell off the agenda;
- 9c, “A Resolution acknowledging climate change as a threat to both Plaquemines Parish residents, culture and economic interests; expressing the Plaquemines Parish Council’s intent to take measures to enhance community resilience to hurricanes and storms through the support of coastal restoration and hazard risk mitigation programs; expressing the Plaquemines Parish Council’s support and incentivizing the development of solar, wind and other alternative energy projects as part of the Parish’s broader economic development plans; and otherwise to provide with respect thereto”;
- 9g, “An Ordinance to amend the 2022 General Fund, Revenue Budget and Operating Expenditure Budget, Coastal Zone Management Department; and otherwise to provide with respect thereto”;
- 9n, “A Resolution conditionally approving the plan of Resubdivision of a portion of Tract 5-E Section B of Belle Chasse Plantation into Cypress Park Subdivision, Phase 2C; Phase 2C containing Lots 241 through 285, all without cost to the Plaquemines Parish Government or the Parish of Plaquemines; and otherwise to provide with respect thereto”;
- 11b, “District 9 update”;
- 11c, “District 8 update”-Items 2 and 3;
- 11e, “District 7 update”;
- 11g, “District 6 update”;
- 11h, “Discussion about safety issues with Taco Bell and Popeyes”; and
- 11k, “Update by the 4H Agent of the Parish, Derrick Landrum”.

The following items were withdrawn:

- 9a(1), “An Ordinance enacting Chapter 24 of the Parish Code of Ordinance, entitled “Administrative Procedures and Adjudication of Public Health, Housing, Fire Code, Environmental and Historic District Violations”; and otherwise to provide with respect thereto”; and
- 9m, “A Resolution authorizing and directing the Parish President to provide a list of all contractors hired by the State of Louisiana to handle Hurricane Ida debris removal in Plaquemines Parish, a description of the work that was done and the amount they were paid; and otherwise to provide with respect thereto”.

Council Member Cognevich moved to Agenda Item 5, “Bids and Advertisements”. Without objection, so ordered.

#### RESOLUTION NO. 22-141

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

A Resolution authorizing the acceptance of bids for furnishing janitorial supplies for a period of one year, for use Parish wide; and otherwise to provide with respect thereto.

WHEREAS, after due advertisement bids were received on May 10, 2022, for furnishing janitorial supplies for a period of one year as follows: Economical Janitorial & Paper, P.O. Box 23607, New Orleans, LA 70183; A & L Sales, Inc., 111 Dr. Bowen Street, Belle Chasse, LA 70037; Pyramid School Products, 6510 N. 54<sup>th</sup> Street, Tampa, FL 33610; C. W. Nowlin Enterprises, 336 Riverview Road, Madison Heights, VA 34572; Malor & Company, Inc., 667 Madison Avenue, 5<sup>th</sup> Floor, New York, NY 10065; all bids on file in the Parish Purchasing Agent's Office and made a part hereof by reference to; and

WHEREAS, Ms. Jane Roy, Buildings Supervisor, recommends the acceptance of the low bid of Economical Janitorial & Paper for Item Nos. 1, 4, 6, 10, 15, 19, 21, 23, 24, 25, 27, 28, 33, 36, 37, 38, 39, 42, 49, 50, 52, 53, 54, 55, 56, 58, 60, 64, 65, 69, 78, 79, 80, 81, 82, 84, 85, 86, 92, 93, 94, 95, 96, 97, 98, and 100; and the low bid of A & L Sales, Inc. for Item Nos. 2, 3, 5, 7, 8, 9, 11, 12, 13, 14, 16, 17, 18, 20, 22, 26, 29, 30, 31, 32, 34, 35, 40, 41, 43, 44, 45, 46, 47, 48, 51, 57, 59, 61, 62, 63, 66, 67, 68, 70, 71, 72, 73, 74, 75, 76, 77, 83, 87, 88, 89, 90, 91, and 99; and the Council concurred in said recommendation;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes its Parish Purchasing Agent to issue purchase orders on an as needed basis to Economical Janitorial & Paper, P.O. Box 23607, New Orleans, LA 70183, for furnishing janitorial supplies, for a period of one year for Item Nos. 1, 4, 6, 10, 15, 19, 21, 23, 24, 25, 27, 28, 33, 36, 37, 38, 39, 42, 49, 50, 52, 53, 54, 55, 56, 58, 60, 64, 65, 69, 78, 79, 80, 81, 82, 84, 85, 86, 92, 93, 94, 95, 96, 97, 98, and 100; to issue purchase orders on an as needed basis to A & L Sales, Inc., 111 Dr. Bowen Street, Belle Chasse, LA 70037, for furnishing janitorial supplies, for a period of one year for Item Nos. 2, 3, 5, 7, 8, 9, 11, 12, 13, 14, 16, 17, 18, 20, 22, 26, 29, 30, 31, 32, 34, 35, 40, 41, 43, 44, 45, 46, 47, 48, 51, 57, 59, 61, 62, 63, 66, 67, 68, 70, 71, 72, 73, 74, 75, 76, 77, 83, 87, 88, 89, 90, 91, and 99; all in accordance with bid submitted by said company on May 10, 2022, on file in the Parish Purchasing Agent's office.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT Kirk Lepine, Parish President, be and he is hereby authorized for and on behalf of the Plaquemines Parish Government, to enter into a contractual agreement with Economical Janitorial & Paper, P.O. Box 23607, New Orleans, LA 70183; and A & L Sales, Inc., 111 Dr. Bowen Street, Belle Chasse, LA 70037, on an as needed basis, for a period of one year beginning with the adoption of this resolution and ending May 26, 2023.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes its Parish Fiscal Officers to issue check in payment of materials upon approval of invoices by Brenda L. Stanifer, Parish Purchasing Agent.

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 Cognevich moved to Agenda Item 6, "Beer and Liquor License". Without objection, so ordered.

#### RESOLUTION NO. 22-142

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following application for permit to engage in the sale of liquor and/or beer only in the Parish of Plaquemines for the year 2022 is hereby approved: Maria's Kings of Liquor, Tobacco & Food, 8475 Hwy. 23, Belle Chasse, Louisiana, Table 1, Class A – Retail Liquor.

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 Cognevich moved to Agenda Item 7, “Building Permits”. Without objection, so ordered.

Items 7a(1) and 7a(2) were taken en *globo*:

RESOLUTION NO. 22-143

On motion of Council Member Blink, seconded by Council Member LaFrance, 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 application for construction permits in the Parish of Plaquemines are hereby approved: Harvest Midstream, Application No. 2022-519, dated May 12, 2022, anomaly repair on an existing 12-inch BOA – 4 pipeline, Barataria Bay Area; Cox Operating, LLC, Application No. 2022-520, dated May 13, 2022, re-enter/restore production to S.L. 195 “QQ” Well No. 43, Quarantine Bay area.

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.

RESOLUTION NO. 22-144

On motion of Council Member Blink, seconded by Council Member LaFrance, and on roll call all members present, the following resolution was adopted:

A Resolution approving the renewal of a trailer park permit to Michael Valliant for the operation of an existing trailer park, (Deep South RV Park, LLC, formerly known as Morel’s Gulf Coast Park & Campground) located in a MH (Mobile Home) Zoning District on 32368 Highway 23, Empire, Louisiana, all in accordance with Application No. 2022-496, dated May 4, 2022.

WHEREAS, Michael Valliant, applied to the Plaquemines Parish Department of Permits, Planning and Zoning (Application No 2022-496, dated May 4, 2022) for the renewal of a trailer park permit for the operation of an existing trailer park (Deep South RV Park, LLC, formerly known as Morel’s Gulf Coast Park & Campground) located on 32368 Highway 23, Empire Louisiana;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves the issuance of a renewal of a trailer park permit to Michael Valliant, for the operation of an existing trailer park (Deep South RV Park, LLC, formerly known as Morel’s Gulf Coast Park & Campground) located in a MH (Mobile Home) Zoning District on 32368 Highway 23, Empire, Louisiana, all in accordance with Application No. 2022-496, dated May 4, 2022.

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 Cognevich moved to Agenda Item 9a(2). Without objection, so ordered.

ORDINANCE NO. 22-62

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

An Ordinance to divide and consolidate precincts, assign to redistricting plan and establish polling places; and otherwise to provide with respect thereto.

WHEREAS, the Plaquemines Parish Council adopted Ordinance 22-22 to divide precincts and adopt a redistricting plan after the 2020 Federal Decennial Census; and

WHEREAS, the Plaquemines Parish School Board and the Louisiana Legislature have also

completed redistricting following the 2020 Federal Decennial Census; and

WHEREAS, the Plaquemines Parish Council divided a number of precincts in the adoption of its redistricting plan; and

WHEREAS, the Plaquemines Parish Council deems it in the best interest of the electoral process to consolidate precincts in accordance with R.S. 18:532.1(D)(1)(b);

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

#### SECTION 1

- A. The Plaquemines Parish Council hereby declares that the Plaquemines Parish School Board and the Louisiana Legislature have both completed redistricting following the 2020 Census and that there is a need to Divide and consolidate precincts to be first implemented for all purposes related to the regularly scheduled elections for the Plaquemines Parish Council, and otherwise, in the Fall of 2022. The Plaquemines Parish School Board and the Louisiana Legislature have likewise completed its redistricting.
- B. Precincts **2-2** and **2-2A** as created in Ordinance 22-22 are repealed, and the consolidation of Precincts **2-2** and **2-1** into Precinct **2-1** is hereby reaffirmed.
- C. Precinct **2-1** is hereby divided to create Precincts **2-1** and **2-1A**. Precinct **2-1A** is described as follows: Begin at the intersection of Woodland Hwy and the boundary between Plaquemines Parish and Orleans Parish, then west along the boundary to the point of intersection with the boundary of Jefferson Parish, then south along the boundary between Plaquemines Parish and Jefferson Parish to the intersection with southbound lane of LA Hwy 23, then southeast along LA Hwy 23 to the intersection with the natural extension of la Rosa Lane, then north to the intersection with the northbound lane of L Hwy 23, then southeast along LA Hwy 23 to the intersection with Vista Dr, then north along Vista Dr to the intersection with a railroad, the northwest along the railroad to the intersection with Barrier Canal, the north along Barrier Canal to the intersection with Industry Canal, then southeast along Industry Canal to the intersection with Woodland Hwy, then north along Woodland Hwy to the point of beginning.
- D. Precincts **4-1**, **4-1A**, **4-2**, **4-2A** and **4-2B** as created in Ordinance 22-22 are repealed, and the consolidation of Precincts **4-1** and **4-2** into Precinct **4-1** is hereby reaffirmed.
- E. Precinct **4-1** is divided to create Precincts **4-1**, **4-1A**, **4-1B**, **4-1C** and **4-1D**. Precinct **4-1A** is described as follows: Begin at the intersection of Main St and the boundary between Precincts 4-1 and 3-1, then proceed northerly along Main St to the intersection with Ave G, then easterly along Ave G to the intersection with the levee, then northerly along the levee to the intersection with Oak Rd, which is also the boundary between Precincts 4-1 and 2-1, then westerly and southerly along the precinct boundary, then southeasterly along the boundary between Precincts 4-1 and 3-1 to the point of beginning. Precinct **4-1B** is described as follows: Begin at the point of intersection of Precincts 3-1, 4-1 and 5-1, then proceed south along the boundary between Precinct 5-1 and 4-1 to the intersection with Magaome Rd (which may also be known as Magazine Rd), then east along the road to the intersection with an unnamed canal, then south along the canal to the intersection with the boundary between precincts 4-1 and 5-1, then north and east along the boundary to Mississippi River, which is the boundary between precincts 4-1 and 1-1, then north along the boundary to the point of intersection of precincts 1-1, 4-1 and 2-1, then west and south along the boundary to the point of intersection of Precincts 2-1, 4-1 and 3-1, then south along the boundary of precincts 3-1 and 4-1 to the point of intersection of precincts 3-1, 4-1 and 5-1, then south along the boundary to the point of beginning. Precinct **4-1C** is described as follows: Begin at the intersection of Oak Tree Dr and Apricot St, then proceed easterly along Apricot St to the intersection with the Eastern lane of LA State Hwy 23, then northerly along LA State Hwy 23 to the intersection with Oliver Ave, then easterly along Oliver Ave to the intersection with Oak Tree Rd, then southerly along Oak Tree Rd to the point of beginning. Precinct **4-1D** is described as follows: Begin at the intersection of Chambers Ave and 5<sup>th</sup> Street, then proceed northerly to the intersection with Rinard Rd, then northeast along Rinard Rd to the intersection with McDonald Ave, then northwest along McDonald Ave to the intersection with 3<sup>rd</sup> St, the then north east along 3<sup>rd</sup> St to the intersection with Avenue E, then northwest along Avenue E to the intersection with Magazine Rd, then north along

Magazine Rd to the intersection with Olsen Dr, then north along Olson Dr to the intersection with Magaome Rd (which may also be known as Magazine Rd), then east along that road to the intersection with an unnamed canal, then south and east along the canal to the intersection with the boundary between Precincts 5-1 and 4-1, then proceed southerly along the boundary to the point of beginning. The remainder of Precinct **4-1** is redesignated as Precinct **4-1**.

F. Precincts **5-1**, **5-1A**, **5-2**, **5-2A**, and **5-2B** as created in Ordinance 22-22 are repealed, and the consolidation of Precincts **5-1** and **5-2** into Precinct **5-1** is hereby reaffirmed.

G. Precinct **5-1** is divided into Precincts **5-1**, **5-1A**, **5-1B**, **5-1C** and **5-1D**. Precinct **5-1A** is described as follows: Beginning at the intersection of Walker Rd and the westernmost lane of LA Hwy 23, then proceed easterly along Walker Rd, which is also the boundary between Precincts 5-1 and 6-1, then easterly along the precinct boundary to the intersection with the Parish boundary, then north along the parish boundary to the intersection with the ship channel, then east along the ship channel to the intersection with the Intercoastal Waterway, then north along western bank of the Intercoastal Waterway to the intersection with Precinct 2-1, then east along the boundary between Precincts 5-1 and 2-1 to the easter bank of the Intercoastal Waterway, then south along the eastern bank of the Intercoastal Waterway to the intersection with structure just south of Pump Station Road, then east to the intersection with Bayou Barrier, then south along Bayou Barrier to the intersection with Buccaneer Rd, then east and south and east along Buccaneer Rd to the intersection with the westernmost lane of LA Hwy 23, then south along LA Hwy 23 to the point of beginning. Precinct **5-1B** is described as follows: Begin at the intersection of Walker Rd and the westernmost lane of LA Hwy 23, then north along LA Hwy 23 to the intersection with E Walker Rd, then east along East Walker Rd to the intersection with the boundary between Precincts 5-1 and 6-1, then north along the boundary, following the boundary around the Belle Chasse Naval Air Station to the point of intersection of Precincts 5-1, 6-1 and 4-1, then south, then northwest, then north along the boundary between Precincts 5-1 and 4-1 to the point of intersection of Precincts 5-1, 4-1 and 3-1, the west along the boundary between Precincts 5-1 and 3-1 to the intersection with Bayou Barrier, then south along Bayou Barrier to the intersection with Buccaneer Rd, then east and south and east along Buccaneer Rd to the intersection with the westernmost lane of LA Hwy 23, then south along the westernmost lane of LA Hwy. 23 to the point of beginning. Precinct **5-1C** is described as follows: Begin at the intersection of Bayou Barataria and the Intercoastal Waterway, then north along the eastern bank of the Intercoastal Waterway to the intersection with the boundary of Precinct 2-1, then west along the boundary to the western bank of the Intercoastal Waterway, then south along the bank to the intersection with ship channel just north of Pump Station Rd, then along the southern bank of the ship channel to the parish boundary, then south and east along the parish boundary to the point of beginning. Precinct **5-1D** is described as follows: Begin at the intersection of Good News Ave and Barrier Bayou and then southeast along Good News Ave to the intersection with I St, then northeast along I St. to the intersection with southernmost lane of LA Hwy 23, then north along LA Hwy 23 to the intersection with Barrier Canal, then south along Barrier Canal to the intersection with Barrier Bayou, then south along the boundary of Barrier Bayou to the point of beginning. The remainder of Precinct **5-1** is redesignated as Precinct **5-1**.

## SECTION 2

The following Precincts are hereby consolidated:

Precincts 2-1 and 4-1A are hereby consolidated and the consolidated precinct is redesignated as precinct 2-1

Precincts 3-1, 4-1C and 5-1D are hereby consolidated and the consolidated precinct is redesignated as Precinct 3-1

Precincts 3-1A, 3-1B, 4-1and 4-1B are hereby consolidated and the consolidated precinct is redesignated as Precinct 4-1

Precincts 5-1 and 2-1A are hereby consolidated and the consolidated precinct is redesignated as Precinct 5-1

Precincts 4-1D, 5-1B and 6-1 are hereby consolidated and the consolidated precinct is redesignated as Precinct 6-1

Precincts 5-1A, 5-1C are consolidated and the consolidated precinct is redesignated as Precinct 5-1A

Precincts 6-1B and 6-2A are consolidated and the consolidated precinct is redesignated as precinct 6-1B

Precincts 6-2B and 8-1 are hereby consolidated and the consolidated precinct is redesignated as precinct 8-1

Precincts 8-1A and 7-1 are hereby consolidated and the consolidated precinct is redesignated as precinct 7-1

Precincts 8-2A and 7-2 are hereby consolidated and the consolidated precinct is redesignated as precinct 7-2

### SECTION 3

The redistricting plan entitled Plaquemines Plan 2022 was previously adopted as Ordinance 22-22. To accommodate the consolidations provided for herein it is necessary to restate the descriptions of the Districts such that the Districts are identical to the Districts as adopted by Ordinance 22-22. The districts and precincts provided for herein shall be utilized for the regularly scheduled elections in the Fall of 2022 for the Plaquemines Parish Council, in accordance with Louisiana law, and thereafter.

#### **DISTRICT 1**

District 1 consists of the entirety of precincts **1-1, 1-2, 1-3 and 6-1A**.

#### **DISTRICT 2**

District 2 consists of the entirety of precinct **2-1**.

#### **DISTRICT 3**

District 3 consists of the entirety of precinct **3-1**.

#### **DISTRICT 4**

District 4 consists of the entirety of precincts **4-1**.

#### **DISTRICT 5**

District 5 consists of the entirety of precinct **5-1**.

#### **DISTRICT 6**

District 6 consists of the entirety of precincts **6-1 and 6-2**.

#### **DISTRICT 7**

District 7 consists of the entirety of precincts **7-1 and 7-2**.

#### **DISTRICT 8**

District 8 consists of the entirety of precincts **5-1A, 6-1B, 8-1 and 8-2**.

#### **DISTRICT 9**

District 9 consists of the entirety of precincts **8-3, 9-1 and 9-2**.

### SECTION 4

The polling places for the following precincts shall be as follows:

Precinct 1-1 shall be Braithwaite Auditorium, 1253 Hwy. 39, Braithwaite

Precinct 1-2 shall be Phoenix School, 12700 Hwy. 39, Braithwaite

Precinct 1-3 shall be Rev. Percy Griffin Community Center, 15577 Hwy. 15, Davant

Precinct 2-1 shall be Belle Chasse Auditorium, 8398 Hwy. 23, Belle Chasse

Precinct 3-1 shall be Belle Chasse Auditorium, 8398 Hwy. 23, Belle Chasse

Precinct 4-1 shall be Belle Chasse Auditorium, 8398 Hwy. 23, Belle Chasse

Precinct 5-1 shall be Belle Chasse Auditorium, 8398 Hwy. 23, Belle Chasse

Precinct 5-1A shall be Belle Chasse Auditorium, 8398 Hwy. 23, Belle Chasse

Precinct 6-1 shall be Belle Chasse Middle School Gym, 13494 Hwy. 23, Belle Chasse  
Precinct 6-1A shall be Belle Chasse Middle School Gym, 13494 Hwy. 23, Belle Chasse  
Precinct 6-1B shall be Belle Chasse Middle School Gym, 13494 Hwy. 23, Belle Chasse  
Precinct 6-2 shall be Belle Chasse Middle School Gym, 13494 Hwy. 23, Belle Chasse  
Precinct 7-1 shall be Belle Chasse Middle School Gym, 13494 Hwy. 23, Belle Chasse  
Precinct 7-2 shall be South Plaquemines Elementary School, 218 School Rd., Port Sulphur  
Precinct 8-1 shall be Belle Chasse Middle School Gym, 13494 Hwy. 23, Belle Chasse  
Precinct 8-2 shall be South Plaquemines Elementary School, 218 School Rd., Port Sulphur  
Precinct 8-3 shall be South Plaquemines High School, 34121 Hwy. 23, Buras  
Precinct 9-1 shall be South Plaquemines High School, 34121 Hwy. 23, Buras  
Precinct 9-2 shall be Boothville Elementary School Gymnasium, #1 Oiler Dr., Boothville

#### SECTION 5

This Ordinance as well as the shape files and appropriate GIS data and maps shall be submitted to the Secretary of State, the Clerk of Court, the Registrar of Voters and any other entity or officer provided for in law.

#### SECTION 6

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, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 26<sup>th</sup> day of May, 2022.

Council Member Cognevich moved to Agenda Item 9a(3).

#### ORDINANCE NO. 22-63

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

An Ordinance requiring a traffic and safety evaluation for any necessary building permits for any new commercial or industrial development within three hundred feet (300 ft.) of or in a “school zone;” requiring Council approval before the issuance of any permits for the same by the Permit Department; and otherwise to provide with respect thereto.

WHEREAS, traffic congestion in Belle Chasse has become a hazard in some areas; and

WHEREAS, this hazard is especially pernicious in “school zones,” where children are often walking at or near the Highway and adjacent roads and school buses frequently travel;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

For the purposes of this Ordinance, “school zone” shall mean any portion of any highway or roadway designated as a “school zone” by any public authority or designated as such by public signage.

SECTION 2

The Permit Office shall require a traffic and safety evaluation for any new commercial or industrial development within three hundred feet (300 ft.) of or in a “school zone.”

SECTION 3

The Permit Office shall not issue any building permits on any property for new commercial or industrial development within three hundred feet (300 ft.) of or in a “school zone” without first receiving Council approval.

SECTION 4

This Ordinance shall only apply on the Westbank of the Mississippi River from the southernmost boundary of Russell Drive north to the parish boundaries with Jefferson and Orleans Parishes.

SECTION 5

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 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, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 26<sup>th</sup> day of May, 2022.

Council Member Cognevich reverted back to Agenda Item 2, “Executive Session”. Without objection, so ordered.

RESOLUTION NO. 22-145

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby resolves



itself into Executive Session at 1:49 p.m. for the purpose of hearing a report and recommendations and strategy advice for the management of litigation from its attorney concerning: Executive Session pursuant to LRS 42:17 (A)(10) to receive attorney-client privileged information related to Clean Tanks, L.L.C. v. Plaquemines Parish Government, Case No. 67-345, 25<sup>th</sup> Judicial District Court, Division "A".

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby came out of Executive Session at 2:06 p.m. with no final or binding action taken.

There being no Proclamations, Council Member Cognevich moved to Agenda Item 4, "Status Report by the President". Without objection, so ordered. The following was reported by President Lepine:

- The Administration is actively watching COVID numbers as the cases rise in Plaquemines;
- The Administration held their last Hurricane meeting with the State last Friday regarding last minute preparations before the season begins in 5 days;
- Baseball season opened Tuesday and they look forward to a successful season;
- He thanked Council Member Black for holding a Townhall meeting about the Bridge Project at his house; and
- The Administration has received numerous calls about the Hwy. 23 overlay and they have contacted DOTD; however, they urge residents to call the State.

Council Members raised the following issues:

- Council Member LaFrance inquired as to how much overlay salvage was being used by the Parish and President Lepine said 100% was being stockpiled on Walker Road and at the Government Complex;
- Council Member Newberry asked if there were any plans for the crushed asphalt and was told that the goal right now was to use it for parking lots for the Baseball Quad and the Pavilion and for the Parade Grounds. She further inquired if there were plans to use any of it on public roads. President Lepine said they are looking into it;
- Council Member Newberry why the Baseball season was starting so late in the Parish and was told by President Lepine that he would like to see the kids being occupied with the regular season through June or July;
- Council Member Blink said he has minor road repairs in District 8 and there a couple of spots that need to be shaved and a few potholes that need to be filled. President Lepine said their next goal is to move some of the overlay salvage over there; and
- Council Member Barthelemy asked if there were elevation funds available to assist some people on Eastbank and the lower end of the Westbank that don't have the funds to elevate their homes. President Lepine said they have received \$2 million in elevation funds already; however, he believes there is more coming. The Administration will notify Council Members when the applications will be available. Council Member Barthelemy further stated that he hopes the needs of people in desperate areas are considered and those without 100 levee protection have first preference for funds.

Council Member Cognevich moved to Agenda Item 4b, "Update by Charter Directors". Without objection, so ordered. Council Member Cognevich said that reports were emailed to all Council Members.

The following items were addressed by the Council Members:

- Council Member Cognevich stated that a couple of months ago he found out the sprinkler systems and the fire extinguishers were not being tested and inspected. He asked Director Todd Eppley if anything had been done and Mr. Eppley said that all the fire extinguishers were inspected and replacements were purchased where needed. He also said he sought out quotes for inspections of the sprinkler systems, a company was hired and they should come out after Memorial Day;
- Council Member Newberry asked Director Scott Rousselle if he had any idea when the ditches would be cut and cleaned out. Mr. Rousselle said they are actively cutting ditches and they are working their way down. Also, he said there were some problems with equipment, but they were back in service. Council Member Newberry asked about the Oakville Pump Station being inoperable except when it is on a generator. Director Scott Rousselle said they are actively working on it, but they can run it. Also, the second gate is open so the water can flow into the Jesuit Bend Canal;

- Council Member LaFrance said that last year the big ditches on side the of Hwy. 23 in Port Sulphur were cleaned out and asked that Mr. Rousselle get those cleaned this year. He said he received calls about the road on the side of the Fire Station and Lake Hermitage Road and wanted to get the grader to those areas. Mr. Rousselle said he would work on getting that done. Council Member LaFrance asked for a report on the A/C in the Port Sulphur Government building. He asked if quotes have been received and Mr. Eppley said they are waiting on quotes for parts from two different suppliers. Also, Council Member LaFrance spoke about the Grand Bayou Community Center quote which came in at \$80,000. He is concerned, because the Port just accepted bids for a single trailer and it was for \$62,000, so he was wondering where FEMA came up with their figures. Todd Eppley said he has not seen that FEMA quote; however, he does know that the insurance company said they are due some money, but the exact price was not given.
- Council Member Barthelemy expressed his concern about the pumps on the Eastbank and asked Director Scott Rousselle for an update for the residents. The East Pointe-a-la-Hache pump station is at 0% capacity; however, a motor has been moved from another location and the pump station may be up by tomorrow. The Bellevue pump station is at 50% capacity with one pump and one motor running. The Belair pump station is also at 50% capacity. There was a clutch problem, but it was fixed last week. The Scarsdale pump is at 50% and it is on a punch list for FEMA to possibly raise the pump station. The Braithwaite Park pump station is up and running at 100%. Council Member Barthelemy then asked if there is anything that is being done about building a flood gate in the Braithwaite area and he was told by Scott Rousselle that there is still an issue with the rail pass. President Lepine said he has met with Stolthaven and the Administration is beating the drum everywhere. Council Member Barthelemy asked the Administration to look into State Funding to finish the Hwy. 15 project and stated that he would also like to get the grader to this area. Council Member Barthelemy told Todd Eppley they have been dealing with the community center in Davant, particularly the ice machine not working, the air conditioner not fully working and the repairs that need to be done in the kitchen. Mr. Eppley said the second air conditioner unit should arrive soon and the kitchen unit will be repaired. He is also getting quotes to repair the roof. Council Member Barthelemy informed Mr. Eppley that there is another issue in the back end of the community center where the Seniors are located. During the most recent heavy rain event a lot of water got into the building in that area. Todd Eppley said he will take a look at that area. Council Member Barthelemy then thanked Mr. Eppley for his efficiency of getting the pool cleaned. He also stated that the lifeguards will be certified and ready to work. Council Member Barthelemy then stated that a lot of the residents were inquiring about the Pointe-a-la-Hache Marina asking if and when the island will be cleaned. John Helmers said an assessment has to be done for those issue and he will send it to him.
- Council Member Rousselle explained that he read Director Rousselle's report on the Parish's pump stations. Out of the 23 pump stations only 14 are working at 100%. Scott Rousselle said they are trying to get as many as possible working. Council Member Rousselle asked if the problem was money issue because, if so, tell us what you need to get the pump stations up and running. Council Member Rousselle then asked Director Todd Eppley to provide an update on the Belle Chasse Water Plant intake. Mr. Eppley stated that the design complete, the bid complete and the bid is in the process of EDA who supplies the grant money. They have 30 days to review the bid and as soon as they are finished it will be put out for bid. Council Member Rousselle also stated that he has a meeting with Latter & Blum tomorrow to talk about one of the buildings. Other than that, no progress has been made by Latter & Blum and he feels that the contract needs to be cancelled and hire another company. Mr. Eppley spoke with the agent and he said he was going to contact the Chairman and set up a Real Estate Committee Meeting. Council Member Cognevich said he has not been contacted. Council Member Rousselle spoke about the renovations of building 800, explaining the Parish had a CEA with Venture Global in which they agreed to give "x" amount of money for communications. President Lepine said the game plan was to use the money from VG to rehabilitate building 800 and transfer the equipment from old building to the new building.
- Council Member Rousselle addressed Agenda Item 11i, "Discussion regarding the potential litigation on the P3 Belle Chasse Bridge/Tunnel Replacement Project", stating he received information from constituents on Dr. Bowen saying the P3 had taken ½ the street and they approached the shopping center to take ½ of its parking lot. He asked the Parish Attorney, Rennie Buras if the Parish is looking at what our interests are and how the P3 is affecting our tax basis and business interests. Rennie Buras informed Council Member Rousselle that he asked Attorney LV Cooley to obtain all the appraisals and expropriations by the P3 and

review the documents. Council Member Rousselle said that we need to reserve our rights and he has spoken to experts and they are a little leery about these transactions.

Council Member Cognevich advanced to Agenda Item 11j, "Discussion by Richard Cotton regarding the airboat noise ordinance". Mr. Cotton, Clay Boudreaux and Allen Yetter addressed issues that have come up regarding airboats. Included in the discussion were the complaints being made about the operation of airboats, the noise levels caused by airboats and the gentlemen's willingness to help with making changes of the current airboat ordinances.

Member Cognevich moved to Agenda item 8, "Introduction of Ordinances and Resolutions". Without objection, so ordered. The following legislation was introduced:

1. An Ordinance to amend the 2022 Manpower Structure; and otherwise to provide with respect thereto. COUNCIL MEMBER COGNEVICH
2. An Ordinance to amend the Five Year Capital Improvements Plan, Drainage-Empire Boat Harbors Project; and otherwise to provide with respect thereto. COUNCIL MEMBER COGNEVICH
3. An Ordinance approving a plan of resubdivision of a portion of Sections 1 and 2, T21S, R31E, Venice, Plaquemines Parish, Louisiana, into Lots ST-1 and ST-2, Sections 1 and 2, T21S, R31E, Venice, Plaquemines Parish, Louisiana, as shown on the plans and plat of survey by R.W. Krebs, dated November 19, 2021, the owner having fulfilled all the requirements of the Subdivision and Resubdivision 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. COUNCIL MEMBER COGNEVICH
4. An Ordinance to amend 2022 General Fund, Operating Expenditure Budget, Legal Services Department; and otherwise to provide with respect thereto. COUNCIL MEMBER COGNEVICH
5. An Ordinance to amend the Five Year Capital Improvements Plan, Repairs-Pointe- a-la-Hache Pump Station Project; and otherwise to provide with respect thereto. COUNCIL MEMBER BARTHELEMY
6. A Resolution authorizing partial settlement of Plaquemines Parish Government v. Mapp Construction, LLC, ABC Insurance Company, Travelers Casualty & Surety Company, Sizeler, Thompson, Brown Architects Project Design Group, LLC and XYZ Insurance Company, matter number 025//61-741(B); and otherwise to provide with respect thereto. COUNCIL MEMBER BLACK
7. An Ordinance to amend Chapter 21 of Parish Code of Ordinances to increase the annual fees for trailer and recreational vehicle parks; and otherwise to provide with respect thereto. COUNCIL MEMBER LAFRANCE
8. A Resolution establishing the policy for Plaquemines Parish Government in regard to mandatory terms to be included in all parish contracts for professional and other services and all contracts that extend beyond a single fiscal year; establishing the policy for the Plaquemines Parish Government in regard to submitting all signed contracts to the Council Secretary within two weeks of the document being executed; and otherwise to provide with respect thereto. COUNCIL MEMBER ROUSSELLE

Council Member Cognevich moved to Agenda Item 9, "Ordinances and Resolutions on Second Reading and Final Passage". Without objection, so ordered.

Council Member Cognevich resumed with the order of the Agenda.

Council Member LaFrance offered Item 9a(4) with changes.

ORDINANCE NO. 22-64

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

An Ordinance declaring a temporary housing need exists pursuant to Subsection 6 of Section XII of the Comprehensive Zoning Ordinance of Plaquemines Parish; enacting rules, regulations and fees thereof; and otherwise to provide with respect thereto.

WHEREAS, several large construction projects, including the Venture Global liquified natural gas facility, are scheduled to commence very soon in Plaquemines Parish; and

WHEREAS, the Plaquemines Parish Council desires to establish rules, regulations, and procedures for the issuance of temporary permits for the placement and operation of recreational vehicle parks-and recreational vehicle sites;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

Pursuant to Subsection 6 of Section XII of the Comprehensive Zoning Ordinance of Plaquemines Parish, it hereby declares a need for temporary housing in the Parish of Plaquemines. It hereby adopts the following applicable rules, regulations, and procedures for the issuance of temporary permits for recreational vehicle parks and sites to address the temporary housing need.

SECTION 2

**Subsection 1. Title of Ordinance.**

This Ordinance shall be known as the “Temporary Recreational Vehicle Park and Site Ordinance.”

**Subsection 2. Object and Scope of Code.**

The object and purpose of this Ordinance is to authorize and enact rules, regulations, and procedures for the issuance of temporary permits for the construction and operation of temporary recreational vehicle parks and sites issued pursuant to this Ordinance.

**Subsection 3. Definitions.**

The following words are hereby defined as follows:

Applicant – A person, firm, or corporation with legally vested rights in a parcel of land.

Department – Permits, Planning and Zoning Department.

Motor Home- A vehicular unit designed to provide temporary living quarters for recreational, camping, or travel use built on or permanently attached to a self-propelled motor vehicle chassis or on a chassis cab or van that is an integral part of the completed vehicle. (See definition of Recreational Vehicle.)

N. F. P. A.- National Fire Protection Association.

Owner- A person, firm, or corporation with legal ownership of a parcel of land.

Parcel – a plot of land that is lawfully subdivided and used to determine ad valorem taxes due.

Recreational Vehicle (RV)- a vehicular-type unit primarily designed as temporary living quarters for recreational, camping, travel seasonal use that either has its own motor power or is mounted on or towed by another vehicle. Also known as a travel trailer, park trailer, camping trailer, fifth wheel trailer, truck camper, and/or motor home.

Recreational Vehicle (RV) Park- is a parcel of land upon which three (3) or more recreational vehicle sites are located, established, or constructed to provide for occupancy by recreational

vehicles owned or operated by the general public as temporary living quarters for recreational, vacation, or temporary housing need purposes.

Recreational Vehicle (RV) Site- A specific area within a recreational vehicle park or parcel of property that is set aside for use as a temporary living site.

Temporary Permit – A Permit issued pursuant to this Ordinance by the Department authorizing the construction and operation of a temporary RV park or site.

#### **Subsection 4. Permit Required.**

- A. Any applicant seeking to construct and operate a temporary recreational vehicle park or site pursuant to this Ordinance shall obtain a temporary permit from the Department.
- B. Before the issuance of any temporary permit, the applicant shall sign a notarized affidavit, prepared by the Parish Attorney's Office, acknowledging and agreeing to the terms, conditions, and regulations provided therein and set forth in this Ordinance and shall obtain an Occupational License.
- C. The Department shall not accept any temporary permit applications three (3) years after the effective date of this Ordinance. No temporary permit term shall extend four (4) years after the effective date of this Ordinance.
- D. Temporary permits issued pursuant to this Ordinance shall not exceed a term of three (3) years.

#### **Subsection 5. Adoption of Codes for Recreational Vehicle Parks.**

- A. All Federal, State and other local laws, regulations, and codes applicable to the said property and temporary recreational vehicle parks or sites are hereby adopted, as amended, which shall include the State Sanitary Code, State of Louisiana, as adopted and amended and the N.F.P.A.1194: Standard for Recreation Vehicle Parks and Campgrounds, as amended, save and except such portions as are hereinafter specifically excluded, and the same are hereby adopted and incorporated, as fully as if set out at length herein and shall be in full force and effect from the effective date of this Ordinance.
- B. The following rules and regulations are hereby made effective for RV Parks:
  - 1. All Applicants must file an application for a permit on a form prepared by the Department and must submit a complete plot plan drawn to scale of no less than one inch (1") equal to fifty (50') feet and on paper no larger than 24" by 36", which shall show the area dimensions of the park, the number, location and size of all spaces; the maximum size trailer or recreational vehicle each space can accommodate the location and arrangement of roadways, the location of service buildings and proposed structures; the location and size of water and sewer lines or sewerage disposal system; the proposed plan for drainage of the property included in the park to the Parish Drainage Canal; and the plans and specification for streets, roadways, and lighting to be constructed and installed in said park. The plans shall conform to the requirements set forth in this Subsection.
  - 2. There shall be a signature and certification of a Registered Land Surveyor or Civil Engineer, State of Louisiana, that prepared the plans submitted, whether original or final, and that the same conform to the requirements of this Ordinance.
  - 3. A driveway permit from the Parish or State, as the case may be, for access to the public street right of way shall be obtained.
  - 4. After securing written approval from the appropriate department heads of the plans and specifications required by this Ordinance and upon approval by the Director of Public

Service, the applicant will be notified by the Department of the application's conditional approval and be instructed to begin construction of the temporary RV Park.

5. When the Applicant has completed all construction and installations in accordance with the infrastructure requirements detailed herein, as conditionally approved, the Director of Public Service shall cause an inspection to be made of the RV park. When the Director of Public Service is satisfied that all provisions of the Conditional Approval have been complied with, the Department shall issue and release the temporary RV park permit to the Applicant.
6. Qualifications of applicants for a temporary permit for RV parks shall be the same as provided in Section 13 of the Parish Liquor Permit Ordinance No. 103, as amended.
7. The following are the infrastructure and installation requirements for the construction of RV Parks.
  - a. Have an occupied area, which shall not exceed seventy-five (75%) percent of the parcel.
  - b. Be designed and constructed at such elevation, distance and angle with respect to its access to provide for safe and efficient placement and removal of recreational vehicles.
  - c. Except for RV parks in which every site fronts on an existing dedicated and accepted public road, street or highway, each space shall abut on a roadway or street, which shall have a minimum right of way width of ten (10') feet per traffic lane and eight (8') feet per parallel parking lane with adequate surfacing for easy traverse and drainage in all weather conditions. It shall be the duty of the recreational vehicle park Applicant to construct, install or otherwise provide the above-mentioned roadway/street. The duty shall include maintenance, reconstruction, and upkeep of said roadway/street. The RV park roadway/street shall be classified private and shall not be the responsibility of the Parish of Plaquemines or the Plaquemines Parish Government.
  - d. Have adequate drainage with drainage structures in or under all street, driveway, and alley rights of way.
  - e. Have adequate space for parking of one (1) motor vehicle (other than the recreational vehicle) with a minimum size of 9'X20' for each site and which must be located off the public street or highway and off the RV park roadway or street.
  - f. Have a minimum of ten (10') feet between the front boundary line and the recreational vehicle and a minimum of five (5') feet between the exterior side boundary line and the recreational vehicle, and five (5') feet between the rear boundary line and the recreational vehicle. The front boundary line shall be that which fronts on the recreational vehicle park roadway/street. Recreational vehicles shall not be located closer than ten (10') feet (3.0m) from any other recreational vehicle or permanent building within or adjacent to the recreational vehicle or permanent building within or adjacent to the recreational vehicle park.
  - g. Have hard surfacing of the public street right of way from the existing surface to the property line.
  - h. For a closed end street have a turn area at the closed end providing a turning loop having a minimum inside radius of thirty (30') feet for public service vehicles (fire, garbage, ambulance, etc.) and other vehicular traffic.

- i. Have road curves designed for use by all types and sizes of recreational vehicles with a minimum internal radius of twenty-five (25) feet.
- j. Have fire hydrants and fire service water lines installed in such a manner that fire hydrants shall be located not in excess of two hundred fifty (250) feet apart from any recreational unit site and of sufficient size to insure twenty (20) pounds per square inch pressure at all outlets, provided that water lines and fire hydrants shall not be less than six (6") inches in diameter.
- k. Have adequate lighting to provide at least one 175 mercury vapor light or its equivalent for every eight (8) sites. In no event shall the distance between two lights be over two hundred fifty (250) feet.
- l. Have the first floor of enclosed buildings meeting FIA base flood elevation requirements or be a minimum of 18" above the centerline of the street, whichever is greater.
- m. All R/V parks shall meet the minimum standards for fire protection and potable water and sanitary sewer utilities, pursuant to applicable federal, state and local laws, rules, and regulations.
- n. Public Services Provisions:
  - i. Except as otherwise provided herein, all public services shall terminate at the intersection of the private street with the public street right of way providing access to the recreational vehicle park. The applicant shall be responsible for the construction, repair, maintenance, and upkeep of all utilities from the public right of way to each space, and the Parish of Plaquemines and the Plaquemines Parish Government shall have no responsibility or liability therefor.
  - ii. The applicant shall provide for a sanitary sewer system for the recreational vehicle park pursuant to local, state, and federal sanitation codes.
  - iii. If the applicant desires to have other public services for each park space the applicant shall construct the same pursuant to minimum Parish standards for such services.
  - iv. The applicant of each RV park shall place a permanent number marking each space, which is clearly visible and identifiable from the roadway. Said numbered space must correspond with the physical (911) address as shown in the plan required by this Ordinance.
- o. No animals shall be allowed to roam at large or to become a public nuisance in and around any RV park, and it shall be the responsibility of the owner of the animal to keep the premises free from unconfined, noisy, or dangerous animals.
- p. RV parks shall be free from litter, junked or abandoned automobiles and debris and shall provide facilities for the collection of garbage and trash as required by the Plaquemines Parish Government for the pickup thereof.
- q. No trucks, trailers, automobiles or other commercial vehicles bearing advertisements are to be stored or parked in any recreational vehicle park conduct any type business except when making deliveries. Passenger vehicles owned by a resident of a recreational vehicle park shall be parked on parking spaces provided on the site, and not on the street.

- r. All RV parks shall erect a sign identifying the temporary permit number along with a working phone number and email address for the Applicant. The sign must be legible and no less than thirty (30) feet from the nearest public or private road providing access to the parcel of property.
- C. Applicants seeking temporary permits for RV sites on parcels with two (2) or less RV sites shall submit a plot plan showing all the water, sewer, and electrical installations as per applicable permit codes. No temporary permit shall be issued until final inspections have been made.

**Subsection 6. Occupancy Term.**

No RV shall occupy the same RV site for more than one hundred eighty (180) days. The Department shall develop policies related to the enforcement of this Section. All policies shall ensure compliance with FEMA rules and regulations.

**Subsection 7. Parish Inspection.**

Upon presentation of proper credentials, any parish official may enter at reasonable times any parcel of property with a temporary RV park or site permitted pursuant to this Ordinance to inspect compliance with the requirements of this Ordinance and to perform any other duties imposed upon them thereby.

**Subsection 8. Council Approval.**

No temporary permit shall be issued for a RV park with ten (10) or more RV sites without first obtaining conditional and final approval from the Plaquemines Parish Council.

**Subsection 9. Administration Approval.**

The Department is hereby authorized to issue temporary permits for RV sites and RV parks not exceeding ten (10) sites.

**Subsection 10. Emergency Removal Order.**

In anticipation of a declared emergency or during a declared emergency, the Parish President may order, by Executive Order or Proclamation, the removal of all temporary RVs permitted by this Ordinance. It shall be unlawful for any person to fail to comply with the order of removal within forty-eight (48) hours of publication of the order. Violation of this Section may result in the loss of temporary permits issued.

**Subsection 11. Fees.**

- A. An annual fee of one hundred dollars (\$100.00) per RV site shall be paid to Plaquemines Parish Government and collected by the Department. The first annual fee must be submitted with the application for the temporary permit. All subsequent annual fees shall be paid on or before the annual anniversary of the temporary permit's issue date. Failure to timely pay the fee may result in the revocation of the temporary permit and assessment of any other fines and penalties established by law.
- B. The annual fee in Paragraph A of this Subsection shall not be exclusive and other building, permit or inspections fees may apply.

**Subsection 12. Violations and Penalty.**

- A. It shall be unlawful for any person to construct, install, enlarge, alter, maintain, operate or convert any recreational vehicle park or site or to use or allow the use of any land for same, or to lease, lend or authorize the placement of recreational vehicles on land, or to cause the same to be done, unless a valid temporary permit has been issued by the Department.
- B. Any person, firm or corporation violating any provision of this Ordinance shall be fined not less than two hundred fifty dollars (\$250.00) or more than five hundred dollars (\$500.00) or sentenced to imprisonment in the Parish jail for a period not to exceed thirty



(30) days or both. Each day that a violation of any provision of this Ordinance shall occur or continue to occur shall be deemed a separate and cumulative offense.

- C. Plaquemines Parish Government may suspend, revoke, or rescind any temporary permit or deny the application of any future temporary permit authorized by this Ordinance for fraud, misrepresentation or violations of this Ordinance.

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

NAYS: None

ABSENT: None

PRESENT BUT NOT VOTING: Council Member W. Beau Black (ABSTAINED)

And the Ordinance was adopted on this the 26<sup>th</sup> day of May, 2022.

### ORDINANCE NO. 22-65

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

An Ordinance to name a certain body of water on the east bank of the Mississippi River across from Buras, that connects the Mississippi River to Quarantine Bay as Avulsion Pass; and otherwise to provide with respect thereto.

WHEREAS, there is a body of water on the east bank of the Mississippi River within Plaquemines Parish which connects the Mississippi River to Quarantine Bay with depths up to 95 feet which indicates a high level of permanence; and

WHEREAS, this new waterway is transformative to the areas it is influencing and is already depositing sandbars many miles seaward within Quarantine Bay in a process very similar to what happened at Cubit's Gap; therefore, it can be reasonably expected that many acres of land will be created in this area;

WHEREAS, Plaquemines Parish Government has many substantial investments within the Birdfoot Delta; and

WHEREAS, said investments will have an uncertain future if Avulsion Pass continues to grow unchecked which include, but are not limited to, the viability main shipping channel at Southwest Pass; and

WHEREAS, Avulsion Pass is already a major distributary of the Mississippi River and threatens to capture the main channel of the river if there is no thoughtful intervention; and

WHEREAS, opportunities for restoration and habitat enhancement exist in this area and any

attempts at controlling Avulsion Pass need to include Plaquemines Parish Government and its residents within the decision making process; and

WHEREAS, for the purposes related to Plaquemines Parish Government the waterway shall be named Avulsion Pass;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The waterway on the east bank of the Mississippi River in Plaquemines Parish which connects to the Mississippi River to Quarantine Bay shall be named Avulsion Pass.

SECTION 2

Authorizing and directing the Council Secretary to send a certified copy of this Ordinance to the National Oceanic and Atmospheric Administration, the United States Army Corps of Engineers, the Louisiana Trustee Implementation Group and the Coastal Protection and Restoration Authority.

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 and directed 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 LaFrance seconded the motion to adopt the Ordinance.

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

YEAS: Council Members Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance and Richie Blink

NAYS: Council Members Corey Arbourgh and Mark Cognevich

ABSENT: None

PRESENT BUT NOT VOTING: Council Members John L. Barthelemy, Jr. and W. Beau Black both (ABSTAINED)

And the Ordinance was adopted on this the 26<sup>th</sup> day of May, 2022.

ORDINANCE NO. 22-66

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

An Ordinance to rescind, annul and set aside Ordinance Number 22-52, which rescinded, annulled and set-aside Ordinance 20-24 adopted on February 27, 2020; and otherwise to provide with respect thereto.

WHEREAS, Ordinance Number 22-52, adopted on April 28, 2022, rescinded, annulled and set-aside Ordinance 20-24 adopted on February 27, 2020, which amended the Five Year Capital Improvements Plan for the Replacement Pointe-a-la-Hache Ferry Landing Project; and

WHEREAS, it is the desire of this Council to rescind, annul and set aside Ordinance Number 22-52, adopted on April 28, 2022;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

It hereby rescinds, annuls and sets aside Ordinance Number 22-52, adopted April 28, 2022.

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 Barthelemy 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, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 26<sup>th</sup> day of May, 2022.

Council Member Cognevich offered Item 9f with changes.

ORDINANCE NO. 22-67

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

An Ordinance to amend 2022 Public Health Fund, Operating Expenditure Budget, Ambulances-General Department; and otherwise to provide with respect thereto.

WHEREAS, an amendment to the 2022 Public Health Fund, Operating Expenditure Budget, Ambulances-General Department is requested;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The 2022 Public Health Fund, Operating Expenditure Budget, Ambulances-General Department, is amended as follows:

<b>Fund:</b> 004 Public Health Fund			
<b>Dept/Div:</b> 555-2700 Ambulances-General Dept			
<b>Object</b>	<b>Description</b>	<b>Inc/ Dec</b>	<b>Amendment</b>

521.405	Operating Services Membership Dues	Inc	198,200
532.001	Prof Services General	Inc	265,800

SECTION 2

The 2022 Revenue Budget is amended as follows:

<b>Fund:</b> 004 Public Health Fund			
<b>Dept/Div:</b> 555-2700 Ambulances-General Dept			
<b>Object</b>	<b>Description</b>	<b>Inc/Dec</b>	<b>Amendment</b>
447.005	Fees, Charges, Commission-Heath	Inc	464,000

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 purpose 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 Guey 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, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 26<sup>th</sup> day of May, 2022.

R E S O L U T I O N NO. 22-146

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

A Resolution authorizing and directing the Parish President or his designee, to do all things necessary and proper to negotiate, execute, perfect, and enforce any and all documents required to apply for a Local Government Assistance Program Grant (LGAP) from the Office of Community Services in the amount of \$150,000.00 to purchase vehicles for the following departments: One (1) ¾ Ton Diesel Pickup Truck for Flood Control, One (1) ½ Ton Pickup for Recreation, One (1) Mid-Size Pickup for Flood Control; and otherwise to provide with respect thereto.

WHEREAS, the Parish Administration proposes to seek a grant from the State Office of Community Services for a Local Government Assistance Program Grant in the amount of \$150,000.00; and

WHEREAS, the Parish Council finds that it is in the best interest of Plaquemines Parish Government to apply for this grant and provide parish vehicles;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves of the application for a Louisiana Government Assistance Grant from the State Office of Community Services in the amount of \$150,000.00 to provide parish vehicles.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes the Parish President, or his designee, to do all things necessary and proper to negotiate, execute, perfect, and enforce any and all documents required to apply for a Local Government Assistance Program Grant from the Office of Community Services in the amount of \$150,000.00 to purchase parish vehicles.

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 Cognevich moved to Agenda Item 9k.

#### RESOLUTION NO. 22-147

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

A Resolution authorizing and directing the Parish President or his designee, to do all things necessary and proper to negotiate, execute, perfect, and enforce any and all documents required to apply for a Community Water Enrichment Grant (CWEF) of \$150,000 to penetrate the St. Bernard Flood Wall with pipe in order to have the ability to connect to St. Bernard water as a safeguard against losing water service on the east bank of the Parish; and otherwise to provide with respect thereto.

WHEREAS, the Parish Administration proposes to seek a grant from the State Office of Community Services for Community Water Enrichment Funds in the amount of \$150,000.00 to penetrate the St. Bernard Flood Wall with pipe in order to be able to connect to St. Bernard water as a safeguard against losing water on the east bank of the Parish; and

WHEREAS, such a project will benefit Plaquemines Parish in improving the safety, health and living conditions of the affected area by providing potable water and fire protection; and

WHEREAS, the Parish Council finds that it is in the best interest of Plaquemines Parish Government to apply for this grant and provide emergency water and fire protection;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves of the application for a Community Water Enrichment Fund Grant from the State Office of Community Services in the amount of \$150,000.00 and provide emergency water connection to St. Bernard Parish's water system.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Parish President, is the authorized representative for the project and as such is authorized to file the application and any amendments thereto for the Community Water Enrichment Fund Grant on behalf of the Plaquemines Parish Government with full authority to execute all documents pertaining to the project.

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 purpose of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

Council Member Cognevich reverted back to Agenda Item 9i.

RESOLUTION NO 22-148

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

A Resolution authorizing a Cooperative Endeavor Agreement between the Parish of Jefferson and the Parish of Plaquemines regarding the enrollment of Plaquemines Parish firefighters in classes held at the Jefferson Parish Fire Training Center; and otherwise to provide with respect thereto.

WHEREAS, Art. VII, Sec. 14(C) of the Louisiana Constitution of 1974 provides that for a public purpose, the State and its political subdivisions may engage in cooperative endeavors with each other, with the United States or its agencies, or with any public or private organization, corporation or individuals; and

WHEREAS, the Parish of Jefferson is a political subdivision of the State of Louisiana that operates under a home rule charter and plan of government adopted pursuant to Article XIV, Section 3(c) of the Louisiana Constitution of 1921; and

WHEREAS, Section 1.01 (Powers of the Parish) of the Jefferson Parish Home Rule Charter provides that Jefferson shall have all the powers, rights, and authority or hereafter vested in parishes, parish governments, and parish officers and in Jefferson Parish in particular by the Constitution and laws of the State, including to prepare and enforce a uniform fire code and provide fire prevention and protection services; and

WHEREAS, the Parish of Plaquemines is a subdivision of the State of Louisiana that operates under a home rule charter and plan of government adopted pursuant to Article XIV, Section 3(c) of the Louisiana Constitution of 1921; and

WHEREAS, Jefferson operates a Fire Training Center that offers various classes for firefighters who provide fire suppression and prevention services for Jefferson Parish Fire Protection Districts and for other public and private entities who desire for their firefighters to attend the said classes; and

WHEREAS, Plaquemines Parish desires for its firefighters to attend classes at Jefferson's Fire Training Center; and

WHEREAS, the public purpose of the said Agreement is to enhance the training of Plaquemines firefighters for the safety of our neighboring parish and region; and

WHEREAS, Jefferson Parish will be compensated for each Plaquemines firefighter that attends a Jefferson class;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes and directs the Parish President, or his designee to sign a Cooperative Endeavor Agreement between Jefferson Parish and Plaquemines Parish to provide for Plaquemines firefighters to attend the Jefferson Parish Fire Training Center as determined by the Fire Chief of the Plaquemines Parish Fire Department, at a fee to be determined between Jefferson and Plaquemines Parishes.



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

NAYS: None

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 26<sup>th</sup> day of May, 2022.

Council Member Black offered Agenda Item 9L with changes.

ORDINANCE NO. 22-69

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

An Ordinance to amend the Five Year Capital Improvements Plan for the Renovations-Animal Shelter Project and the 2022 General Fund, Revenue Budget; and otherwise to provide with respect thereto.

WHEREAS, Plaquemines Parish Government has received settlement proceeds in the amount of \$1,855,003 for the Animal Shelter; and,

WHEREAS, amending the Five Year Capital Improvements Plan for the Renovations-Animal Shelter Project is requested;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The 2022 General Fund, Revenue Budget is amended as follows:

<b>Fund:</b> 001 General Fund			
<b>Dept/Div:</b> 000-0000 Revenue-General			
<b>Object</b>	<b>Description</b>	<b>Inc/Dec</b>	<b>Amendment</b>
489.006	Misc Settlements – Animal Shelter	Inc	1,855,003

SECTION 2

The Five Year Capital Improvements Plan is amended by appropriating \$1,855,003 to the Renovations-Animal Shelter Project from the General Fund Unreserved/ Undesignated Fund Balance; funding year 2022.

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, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 26<sup>th</sup> day of May, 2022.

Council Member Cognevich moved to Agenda Item 10, "Approval of the minutes". Without objection, so ordered.

#### RESOLUTION NO. 22-149

On motion of Council Member Cognevich, seconded by Council Member Blink, 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 minutes of the May 12, 2022, regular meeting as recorded by the Secretary of this Council.

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 Cognevich moved to Agenda Item 11, "New Business". Without objection, so ordered.

Under Agenda Item 11a, "Resolutions wherein suspension is being sought", Council Member Black offered a Motion to Suspend the Rules to add an item to the agenda for consideration entitled, "A Resolution authorizing partial settlement of Plaquemines Parish Government v. Mapp Construction, LLC, ABC Insurance Company, Travelers Casualty & Surety Company, Sizeler, Thompson, Brown Architects Project Design Group, *LLC* and XYZ Insurance Company, matter number 025//61-741(B); and otherwise to provide with respect thereto". Council Member Arbourgh seconded the motion and on roll call, all members present voting "YES", the motion was adopted by a vote of 9-0.

#### RESOLUTION NO. 22-150

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

A Resolution authorizing partial settlement of Plaquemines Parish Government v. Mapp Construction, LLC, ABC Insurance Company, Travelers Casualty & Surety Company, Sizeler, Thompson, Brown Architects Project Design Group, *LLC* and XYZ Insurance Company, matter number 025//61-741(B); and otherwise to provide with respect thereto.

WHEREAS, this matter in which Plaquemines Parish Government filed the captioned lawsuit in 2014 to collect damages due and owing to the Parish as a result of defects in the design and construction of the Plaquemines Parish Animal Shelter by the said defendants, has now been mediated and partially settled, as set forth in Section 1, below; and

WHEREAS, the matter is now presented to the Council for approval and authority to conclude the said partial settlements on the terms set forth below;

NOW THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT partial settlement of this matter having been previously achieved with defendants Sizeler, Brown, Thompson Architects Design Group, LLC, and MAPP Construction, LLC, in the full amount of One Million, Eight Hundred Twenty-Five Thousand Dollars (\$1,825,000.00), which has been timely paid by said defendants and due discharge and release therefore granted.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT further subsequent partial settlement of this matter having now been achieved with defendants Gulf GeoExchange & Consulting Services, Inc. and Mayers & Associates, Inc., in the amount of Thirty Thousand Dollars (\$30,000.00), to be made payable to “Plaquemines Parish Government” and paid by said defendants within thirty (30) days of receipt of notice by defendants of the enactment of this Resolution, said settlement to result in the dismissal of all claims as against the said defendants, with prejudice, reserving all rights of Plaquemines Parish Government to proceed against all other defendants.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Council hereby approves and ratifies the said partial settlement, and the Parish President or his designee is now authorized to do all things necessary and proper to complete the said partial settlement to compromise and close the titled litigation, with prejudice, only as it pertains to defendants Gulf GeoExchange & Consulting Services, Inc. and Mayers & Associates, Inc., reserving all rights as to all other defendants.

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 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

Under Agenda Item 11c, “District 8 update”, Council Member Blink addressed the following matters:

- Item 1) Highway 11 status update on repairs and road shaving: He has work requests from three years ago to address the Hwy. 11 road repairs that need to be done. He asked Director Scott Rousselle if he had any idea when would the work be done and Mr. Rousselle stated that he will work on these issues.
- Item 4) Status of the Administration’s actions on Resolution No. 22-27 authorizing and directing the Administration to obtain RFPs for the Mid-Barataria Sediment Diversion mitigation process: Council Member Blink inquired as to the status of RFPs being sought by Mr. John Helmers for a company to do outreach to locals regarding the impacts of the Mid-Barataria Diversion. Mr. Helmers said that he reviewed Council Member Blink’s request and CPRA has met with folks and discussed mitigation and no one has expressed their concern to him.

Under Agenda Item 11d, “District 1 update”, Council Member Barthelemy asked for copies of any and all surveys done on the Eastbank levees since Hurricane Ida.

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

