

-Minutes of a meeting of the Plaquemines Parish Council, as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District, held in the Pointe-a-la-Hache Courthouse Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana on Thursday, July 14, 2022, at 3:07 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 W. Beau Black
Commissioner Corey Arbourgh
Commissioner Stuart J. Guey
Commissioner Trudy Newberry
Commissioner Carlton M. LaFrance, Sr.
Commissioner Richie Blink
Commissioner Mark Cognevich

Kim M. Toups, Secretary

Sandy Sanders and Chambrel Riley-Williams were present representing the Port.

The Prayer was said and the Pledge was recited.

Agenda Item 6e, "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" was deferred.

There being no matters for 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:

- A Cooperative Endeavor Agreement has been reached by the Port and Port Ship Services, which is the business that is located on Parcel B3. Port Ship Services have agreed to relocate down the river to a location the Port owns, freeing up Parcel B3 allowing it to become a part of the Venture Global campus. This item is being introduced today and voted on at the next Port meeting;
- Sanders received a call from Col. Steve Murphy stating that it appears that Mark Wingate from the USACE, that the recently announced \$700 million for the NOV back levee would have to have a 25% match, and now the Asst. Secretary of the Army for Public Works has backed off and there will not be any matching funds needed; and
- The Port once again participated in a Shareholder meeting regarding the Container Terminal Project and Chris Fetters and his team will provide updates.

The floor was then given to Chris Fetters from LA23 Development, Co. who stated the following people would be providing updates to the Board:

- 1) Sam Matheny from Volkert would provide an update on the Mainline Project;
- 2) Steve Tindell, VP of Ports & Marketing;
- 3) Nigel Nixon; and
- 4) Steve Hays, the Point of Contact for the joint venture between Massman/Weeks.

After the presentations were made, several Commissioners had questions regarding the projects. Discussions were then held between, the Commissioners, Port Administration, Chris Fetters and the gentlemen providing the updates.

Commissioner Rousselle asked if Mr. Sanders was done with his report Sanders replied yes. Commissioner Rousselle asked him if he received a letter from American Patriot Holdings on June 7th and Mr. Sanders said he did. Sanders further stated that the letter said APH was going to discontinue their exclusivity agreement with the Port. Commissioner Rousselle then read the letter received from APH aloud. He asked Mr. Sanders if he thought this was something important enough to share with the Board. Mr. Sanders agreed that it was important; however, Sanders stated that when he got the letter, he was under the impression they would have the land that was needed. Commissioner Rousselle responded by saying Sanders has been in contact with APH trying to save this deal a couple of times and he was told they have to move on because of a lot of different things. Commissioner Rousselle went on to ask Mr. Sanders to not be so secretive

with the Board on important issues if, in the future, he was still here. Commissioner Rousselle further stated that in their Monday meeting and update he asked Sanders three times if he had anything to share and Sanders said no each time. Then again today Commissioner Rousselle asked three times before anything about the letter was said by Mr. Sanders.

There being nothing to report under Agenda Item 3a, "Financial Report/Budget to Actual", and no matters under Agenda Item 4, "Bids and Advertisements", Commissioner Rousselle moved to Agenda Item 5, "Introduction of Ordinances and Resolutions". The following legislation was introduced:

1. An Ordinance authorizing Sandy Sanders, Executive Director of Plaquemines Port, Harbor and Terminal District to purchase land owned by M&S Adventures, LLC., through Deborah Ann White (collectively "White"); and otherwise to provide with respect thereto. COMMISSIONER ROUSSELLE
2. A Resolution authorizing Maynard "Sandy" Sanders, as Executive Director of the Plaquemines Port Harbor & Terminal District (PORT), to enter into a Cooperative Endeavor Agreement (CEA) with Port Ship Service, Inc. (PSS) and Bear Associates, Inc. (BEAR) for the Lot B-3 Relocation project; and otherwise to provide with respect thereto. COMMISSIONER ROUSSELLE

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

There were no items listed under 6a.

Commissioner Newberry offered 6b with changes.

RESOLUTION NO. 22-169

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

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.

WHEREAS, in connection with the audit of financial statements as of December 31, 2021, the Office of the Legislative Auditor of the state of Louisiana has requested Plaquemines Port, Harbor & Terminal District, complete and adopt a Louisiana Compliance Questionnaire; and

WHEREAS, the Port Administration has assured the Parish Council, as the sole governing authority of the Plaquemines Port, Harbor & Terminal District, that the Louisiana Compliance Questionnaire has been completed in accordance with law and that all answers are true and correct to the best of its belief and knowledge; and

WHEREAS, upon review of the Louisiana Compliance Questionnaire, there is a need to make changes to the document;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby authorizes Benedict Rousselle, Port Chairman, to make the necessary changes to the Louisiana Compliance Questionnaire.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby approves and authorizes Benedict Rousselle, Port Chairman, Maynard J. Sanders, Port Executive Director, and Chambrel Riley, Port Director of Finance, to

execute a Louisiana Compliance Questionnaire to Camnetar & Co., CPA's, in connection with the audit of financial statements as of December 31, 2021, and for the year then ended.

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

Commissioner Rousselle filled in the blanks and made a change for 6c.

RESOLUTION NO. 22-170

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

A Resolution to employ the In-House Legal Counsel to the Plaquemines Port, Harbor & Terminal District; and otherwise to provide with respect thereto.

WHEREAS, Ordinance No. 22-39 created a Legal Department within the administration of the Plaquemines Port to include the position of Executive Counsel; and

WHEREAS, it is the desire of this Council to employ Melissa Folsie Oubre as In-House Legal Counsel for the Plaquemines Port, Harbor & Terminal District (Port);

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby employs Melissa Folsie Oubre as the In-House Legal Counsel to the Plaquemines Port, Harbor & Terminal District, effective August 8, 2022, with a starting salary of \$125,000 annually.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT the Secretary of this Council is hereby authorized and directed to immediately certify and release this Resolution and that Port employees and officials are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

ORDINANCE NO. 22-83

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

An Ordinance to amend the Plaquemines Port, Harbor & Terminal District's 2022 Revenue & Operating Expenditure Budget; otherwise to provide with respect thereto.

WHEREAS, on March 23, 2022, the Civil Service Commission voted to approve the re-allocation of the Ferry Deckhand and Rescue Boat Engineer positions; and

WHEREAS, the Plaquemines Parish Council approved to amend the pay plan and adopted Ordinance No. 22-46, re-allocating the positions; and

WHEREAS, amendments to the 2022 Revenue & Operating Expenditure Budgets are necessary to fund the re-allocated positions for Ferry Deckhand and Rescue Boat Engineers;

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

The Plaquemines Port, Harbor & Terminal District's 2022 Operating Expenditure Budget is amended by appropriating \$258,905.01 from the Unrestricted Fund Balance as follows:

**445 Plaquemines Port, Harbor & Terminal District Fund
490 PPHTD**

2462	Rescue Boats	510.005	Salaries & Wages	Inc	\$ 101,044.00
		515.005	FICA Taxes	Inc	\$ 1,465.14
		516.105	Retirement	Inc	\$ 67,917.62
2462	Ferries	510.005	Salaries & Wages	Inc	\$ 78,334.00
		515.005	FICA Taxes	Inc	\$ 1,135.84
		516.105	Retirement	Inc	\$ 9,008.41

SECTION 2

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

NAYS: None

ABSENT: None

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 14th day of July, 2022.

There being no matters under Agenda Item 7, "New Business", Commissioner Rousselle moved to Agenda Item 8, "Approval of Minutes". Without objection, so ordered.

RESOLUTION NO. 22-171

On motion of Commissioner Blink, seconded by Commissioner Newberry, and on roll call all members present and voting "YES", the following Resolution was adopted:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby approves the minutes of the June 23, 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 Cognevich, seconded by Commissioner Barthelemy, and on roll call all members present voting "YES", the meeting adjourned at 4:49 p.m.

Chairman

Secretary

For a full transcript of discussions and presentations a video of this meeting is available for viewing on the Parish website at www.plaqueminesparish.com or on YouTube.