

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 23, Pointe-a-la-Hache, Louisiana on Thursday, July 22, 2021, at 3:00 p.m., pursuant to notice to all members with a quorum present as follows:

PRESENT: Commissioner Trudy Newberry, Vice-Chairperson
Commissioner John L. Barthelemy, Jr.
Commissioner W. Beau Black
Commissioner Corey Arbourgh
Commissioner Stuart J. Guey
Commissioner Benedict Rousselle
Commissioner Carlton M. LaFrance, Sr.
Commissioner Mark Cognevich

Kim M. Toups, Secretary

ABSENT: Commissioner Richie Blink, Chairman

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

The Prayer was said and the Pledge was recited.

There being no matters to address under the following Agenda Item 2, "Executive Session", Commissioner Newberry moved to Agenda Item 3, "Status Report by the Executive Port Director". Without objection, so ordered. The following was reported:

- Last week there was a tour of the Industrial Zone, Parcels 1-6, with members of the Port and the Maritime Pilots Institute. The institute performs Aqua Forensics for new port facilities;
- The Port met with members of DOTD to review the Container Terminal Project and all things rail related. It was agreed upon to set up standing meetings to review the progress of these matters;
- They met with owners of Port Ship Services and Infinity Engineers regarding Parcel B-3;
- Last week an all day session with Port stakeholders was held regarding the Container Port Project. Present were rail, terminal, river cargo movement and warehousing representatives. Business plans were updated and validated and future meetings were also established;
- The Venture Global lease was executed two weeks early; and
- The Port was awarded \$776,000 in Port Security grants.

Commissioner Rousselle wanted to know the effective date of the Venture Global lease and he was told by Mr. Sanders it was July 19, 2021.

Commissioner Cognevich said he received a complaint from a resident regarding a confrontation before the last meeting between Paul Matthews and the resident and he wanted to know if Mr. Sanders handled the situation. Mr. Sanders replied that it was boyish banter and he doesn't think it was something that had to come up before a board meeting. Commissioner Cognevich reminded Mr. Sanders about the new Port policies just passed which contained matters of conduct in public. Mr. Sanders said that apologies were made, but he will review the policy and report back to the board. Commissioner Newberry asked to have it put on the agenda for the standing Monday morning meetings between the Chair, Vice-Chair and Port Administration.

Commissioner Newberry moved to Agenda Item 3b, "Financial Report/Budget to Actual". Without objection, so ordered. Mrs. Williams reported that all Commissioner's received a 2021 Total Budget Report and Detailed Budget Report with actual expenditures shown as of June 30, 2021. The Estimated budget revenue and expenses were discussed. Mrs. Riley stated that the full report will be posted on the Port's website. www.portofplaquemines.com

There being no "Bids and Advertisements", Commissioner Newberry moved to Agenda Item 5, "Introduction of Ordinances and Resolutions". Without objection, so ordered. The following legislation was introduced:

1. A Resolution of the Plaquemines Parish Council, as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, to amend, and as amended readopt Resolution No. 21-158 authorizing and directing the Executive Director to engage the Miller Nictakis Group; and otherwise to provide with respect thereto. COMMISSIONER ROUSSELLE

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

There was no legislation under Item 6a.

RESOLUTION NO. 21-194

On motion of Commissioner Newberry, seconded by Commissioner Guey, and on roll call all members present and voting “YES”, except Commissioners Rousselle, LaFrance and Cognevich who voted “NO” and Commissioner Blink who was “ABSENT”, the following Resolution was adopted:

A Resolution authorizing Maynard J. “Sandy” Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to execute an agreement with Sustainability Partners; and otherwise to provide with respect thereto.

WHEREAS, the Plaquemines Port, Harbor & Terminal District (the “Port”) seeks to implement the Port’s Master Plan; and

WHEREAS, the Port recognizes intermodal connectivity is critical to the Business Development opportunities within the Port jurisdiction;

NOW, THEREFORE:

BE IT RESOLVED, BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby authorizes Maynard J. “Sandy” Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to execute an agreement with Sustainability Partners to enhance intermodal connectivity within the Port Jurisdiction.

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. 21-74

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

An Ordinance authorizing Sandy Sanders, Executive Director of Plaquemines Port, Harbor and Terminal District to purchase land owned by Raynold Thompson.

WHEREAS, through negotiations with Raynold Thompson, a recommendation is being made to approve the acquisition of property owned by Raynold Thompson, contiguous to property currently owned by Plaquemines Port, Harbor and Terminal District; and

WHEREAS, the property has been appraised, and the fair market value has been calculated to be \$257,500; and

WHEREAS, the negotiations between Raynold Thompson and the Port recognize a total purchase price of said property for Two Hundred fifty-seven thousand five hundred Dollars (\$257,500) for Lots 12,13 & 14, Pointe Celeste Farms S/D and Lot 15, Pointe Celeste Farms S/D, currently owned by Raynold Thompson; and

WHEREAS, the Plaquemines Parish Port, Harbor & Terminal District 2021 Operating Budget of Revenue and Expenditures is amended to reflect the land acquisition cost and all other cost associated with the purchase by appropriating \$260,000 from the Port's unrestricted fund is requested;

NOW, THEREFORE

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

SECTION 1

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

The acquisition shall be for a purchase price of Two Hundred fifty-seven thousand five hundred (\$257,500) for the transfer of ownership of the land at Lot 12,13, 14 &15 Pointe Celeste Farms S/D, currently owned by Raynold Thompson, to the Plaquemines Port, Harbor and Terminal District.

SECTION 2

Plaquemines Port, Harbor & Terminal District 2021 Revenue and Expenditure Budget is hereby amended for the purchase of Lot 12,13, 14 &15 Pointe Celeste Farms S/D, currently owned by Raynold Thompson and all related cost to the acquisition by transferring \$260,000 from the Port's unrestricted fund balance to the Land Acquisition Division.

SECTION 3

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Port employees and officials are authorized to carry out the purposes of this Ordinance, both without further reading and approval by the Plaquemines Parish Council.

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

Commissioner Arbourgh 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, and Mark Cognevich

NAYS: None

ABSENT: Commissioner Richie Blink

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 22nd day of July, 2021.

ORDINANCE NO. 21-75

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

An Ordinance authorizing Sandy Sanders, Executive Director of Plaquemines Port, Harbor and Terminal District to purchase land owned by Numa C. Hero & Son.

WHEREAS, through negotiations with Numa C. Hero & Son, a recommendation is being made to approve the acquisition of property owned by Numa C. Hero & Son, contiguous to property currently owned by Plaquemines Port, Harbor and Terminal District; and
WHEREAS, the property has been appraised, and the fair market value has been calculated to be \$79,000; and

WHEREAS, the negotiations between Numa C. Hero & Son and the Port recognize a total purchase price of said property for Seventy-nine thousand Dollars (\$79,000) for Lots 5 & 6, Pointe Celeste Farms S/D, currently owned by Numa C. Hero & Son; and

WHEREAS, the Plaquemines Port, Harbor & Terminal District 2021 Operating Budget of Revenue and Expenditures is amended to reflect the land acquisition cost and all other cost associated with the purchase by appropriating \$82,000 from the Port's unrestricted fund is requested;

NOW, THEREFORE

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

SECTION 1

It hereby authorizes and directs Maynard Sanders, Executive Director of the Plaquemines Port, Harbor and Terminal District, to acquire the land owned by Numa C. Hero & Son, more fully described by the legal description attached hereto as Exhibit "A." The acquisition shall be for a purchase price of Seventy-nine thousand Dollars (\$79,000) for the transfer of ownership of the land at Lot 5 & 6, Pointe Celeste Farms S/D, currently owned by Numa C. Hero & Son, to the Plaquemines Port, Harbor and Terminal District.

SECTION 2

Plaquemines Port, Harbor & Terminal District 2021 Revenue and Expenditure Budget is hereby amended for the purchase of Lot 5 & 6 Pointe Celeste Farms S/D, currently owned by Numa C. Hero & Son and all related cost to the acquisition by transferring \$82,000 from the Port's unrestricted fund balance to the Land Acquisition Division.

SECTION 3

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Port employees and officials are authorized to carry out the purposes of this Ordinance, both without further reading and approval by the Plaquemines Parish Council.

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

Commissioner Arbourgh 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 and Mark Cognevich
NAYS: None

ABSENT: Commissioner Richie Blink

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 22nd day of July, 2021.

ORDINANCE NO. 21-76

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

An Ordinance to amend, and as amended to approve, the Plaquemines Port, Harbor & Terminal District 2021 Operating Budget of Revenue and Expenditures; and otherwise to provide with respect thereto.

WHEREAS, the Plaquemines Port, Harbor & Terminal District 2021 Operating Budget of Revenue and Expenditures should be amended to reflect the funding of these services by appropriating \$70,000 for Legal Counsel from the Port's unrestricted balance is requested;

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

Plaquemines Port, Harbor & Terminal District 2021 Revenue and Expenditure Budget is hereby amended by appropriating \$70,000 to Legal Support- General for Legal Counsel from the Port's unrestricted balance.

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 Arbourgh seconded the motion to adopt the Ordinance.

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

YEAS: Commissioners W. Beau Black, Corey Arbourgh, Stuart J. Guey, Trudy Newberry

NAYS: Commissioners Benedict Rousselle, Carlton M. LaFrance and Mark Cognevich

ABSENT: Commissioner Richie Blink

PRESENT BUT NOT VOTING: Commissioner John L. Barthelemy, Jr. (ABSTAINED)

And the Ordinance FAILED on this the 22nd day of July, 2021.

Agenda Item 6f, "A Resolution of the Plaquemines Parish Council, acting as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, authorizing and directing the initiation of litigation related to the proposed Belle Chasse Bridge Project; authorizing and directing the Port Chairman, Richie Blink, to engage special counsel for such litigation; and otherwise to provide with respect thereto" was deferred.

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

There were no items for suspension under 7a.

Under Agenda Item 7b, "Discussion of Grants (CHS)", the floor was turned over to Paul Matthews who stated that the Miller Nictakis Group was hired by the Port to find and apply for grants which would benefit the Port and the Parish. Currently they are working with CHS for a

Federal Infrastructure Grant to expand their facility. The first item is a new dock which will be owned and maintained by the Port and leased to CHS. CHS will put up the matching funds needed for this grant. Other grants that the Port is looking into are for ferry fees and to replace the Point Celeste Pump Station. Commissioner Rousselle asked for a list of available grants to be sent to the Board.

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

RESOLUTION NO. 21-195

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves the minutes of the July 8, 2021, regular Port 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 Port employees and officials are authorized to carry out the purposes of this Resolution.

There being no further business to come before this Council, on motion Commissioner LaFrance, seconded by Commissioner Rousselle and on roll call all members present voting "YES", except Commissioners Arbourgh and Guey who were "PRESENT BUT NOT VOTING" and Commissioner Blink who was "ABSENT", the meeting adjourned at 4:55 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 www.plaqueminesparish.com or on YouTube.