

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, September 22, 2022, at 4:14 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 Nancy LaHaye
Council Member Corey Arbourgh
Council Member Stuart J. Guey
Council Member Benedict Rousselle
Council Member Carlton M. LaFrance, Sr.
Council Member Richie Blink

Kim M. Toups, Council Secretary

ABSENT: Council Member Trudy Newberry

The Prayer and Pledge of Allegiance were dispensed with.

President Lepine and Charter Directors Crystal Taylor, Todd Eppley and Scott Rousselle were present representing the Administration.

The following items were deferred:

- 7a(1), “Magnolia Terminal, L.L.C., Application No. 2022-734, dated August 5, 2022, install four midstream ship berths secured by anchor piles, chains and buoys and install three barge fleets and six barge tiers which will be secured by two monopiles per tier, West Pointe-a-la-Hache”;
- 7a(5), “Happy Jack Investments, Application No. 2022-817, dated August 30, 2022, install foundation for fuel tanks, install bulkhead and repair existing dock at Happy Jack Marina, Happy Jack Lane, Port Sulphur”;
- 7b, “Sok Tasty Crème Donuts, New Commercial Business in a School Zone, 8921 Highway 23, Belle Chasse, Louisiana”;
- 9b, “An Ordinance to approve a new Pay Plan and Classification Schedule adopted by the Civil Service Commission on August 4, 2022, to be effective thirty (30) days after approval by the Plaquemines Parish Council or on a date set by the Plaquemines Parish Council; and otherwise to provide with respect thereto” was deferred for a fourth time; therefore, it fell off the agenda;
- 9c, “An Ordinance to amend the 2022 Waterworks & Sewerage Fund, Operating Expenditure Budget, Waterworks & Sewerage Operations Department; and the Five Year Capital Improvements Plan various projects; and otherwise to provide with respect thereto” was offered with a substitute, a discussion was held and then it was deferred;
- 9d, “A Resolution to provide employees’ group insurance coverages consisting of medical, vision, dental and life for the policy period January 1, 2023, through December 31, 2023, on an employer/employee contributory basis of 72%/28%; and otherwise to provide with respect thereto”;
- 9e, “An Ordinance to rescind, annul and set aside Ordinance No. 20-106, Section 2, which created a Mosquito Control User Fee; and otherwise to provide with respect thereto”;
- 9m “An Ordinance to accept Quit Claim Deed from United States of America; and otherwise to provide with respect thereto”;
- 11b, “District 9 update”;
- 11c, “District 8 update”;
- 11e, “District 7 update”; and
- 11g, “District 6 update”.

There were no matters under Agenda Item 2, “Executive Session” or under Agenda Item 3, “Proclamations”; therefore, Council Member Cognevich moved to Agenda Item 4, “Status Report by the Parish President”. Without objection, so ordered. The following was reported:

- All six new tractors are in and all are working. Four are in Belle Chasse and working their way towards the southern end and two are on the East Bank;
- The Administration is watching the tropics;

- October 14, 2022, is the Parish’s Night Out Against Crime; and
- PPG is holding fundraising campaign by selling Breast Cancer Awareness T-Shirts with proceeds going to the Susan B. Coleman fund. T-Shirts can be purchased through the Parish website.

Questions raised by Council Members and discussions were held in regard to prices on an A-Boom, Agenda Item 9f and the importance of the GOMESA funding, and the possibility of ordering some type of equipment to cut the bottom of ditches better.

Council Member Cognevich moved to Agenda Item 4a, “Update by Charter Directors”. Without objection, so ordered.

- Council Member LaFrance asked Director Scott Rousselle if he had anyone training on the grater and was told that someone is being trained;
- Council Member Barthelemy stated that he has asked for the grater to be sent to the East Bank for two years and he would like to have it sent over.

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

RESOLUTION NO. 22-219

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

A Resolution authorizing the Purchasing Agent to advertise for and dispose of surplus vehicles and equipment on an as is basis through public auction conducted by Henderson Auctions; and otherwise to provide with respect thereto.

WHEREAS, Periodically the Plaquemines Parish Government has numerous pieces and types of equipment and vehicles which are surplus or are no longer in working condition and need to be disposed of; and

WHEREAS, it is the recommendation of the Purchasing Agent that the Parish Government dispose of the surplus equipment and vehicles through public auction; and

WHEREAS, Henderson Auctions will pick up and dispose of surplus and junked equipment, as directed by the Purchasing Department; and

WHEREAS, Auction will be advertised in the Plaquemines Parish Gazette as per Louisiana state law requirements and the list of equipment will be on file in the Council Secretary’s office;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes its Purchasing Agent to dispose of surplus equipment and vehicles, through public auction, on an as is basis and further authorizes Henderson Auctions, to pick up and sell this equipment at public auction for a period beginning with the adoption of this resolution and ending October 31, 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 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 6, “Beer and Liquor Licenses”. Without objection, so ordered.

RESOLUTION NO. 22-220

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following Special Event/Temporary Beer/Alcohol permit is hereby issued to Mark Bergeron for the Fishing for the Girls Rodeo, Breast Cancer Fundraiser, to be held on October 15, 2022, from 1:00 p.m. to 6:00 p.m. at 106 Blue Heron, Port Sulphur, LA 70083.

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.

At the request of Council Member LaFrance, Council Member Cognevich reverted back to Agenda Item 4, "Status Report by the Parish President". Without objection, so ordered. An update on Hurricane preparations by the Administration was given in regard to the pump stations and garbage/debris in the Parish.

Council Member Cognevich moved to Agenda Item 9g which was offered with changes.

ORDINANCE NO. 22-117

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

An Ordinance to amend 2022 Firefighting Fund, Operating Expenditure Budget, Fire Fighting-General Department; and otherwise to provide with respect thereto.

WHEREAS, an amendment to the 2022 Firefighting Fund, Operating Expenditure Budget, Fire Fighting-General Department is requested;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The 2022 Firefighting Fund, Operating Expenditure Budget, Fire Fighting-General Department, is amended by appropriating \$775,000 from the Firefighting Fund Unreserved/ Undesignated Fund Balance as follows:

Fund: 119 Firefighting Fund			
Dept/Div: 470-2400 Fire Fighting-General Dept.			
Object	Description	Inc/ Dec	Amendment
561.010	Vehicles Heavy	Inc	775,00

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 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 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 Nancy LaHaye, Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Carlton M. LaFrance, Sr., Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Council Member Trudy Newberry

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

And the Ordinance was adopted on this the 22nd day of September, 2022.

Council Member Cognevich reverted back to Agenda Item 9f and offered it with changes.

ORDINANCE NO. 22-118

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

An Ordinance to amend the 2022 General Fund, Operating Expenditure Budget, Coastal Zone Management Department; and otherwise to provide with respect thereto.

WHEREAS, an amendment to the 2022 General Fund, Operating Expenditure Budget, Coastal Zone Management Department is requested;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The 2022 Operating Expenditure Budget is amended as follows:

Fund: 001 General Fund			
Dept/Div: 772-4600 Coastal Zone Management Department			
Object	Description	Inc/ Dec	Amendment
532.180	Prof Services – Grass Cutting	Inc	125,000
565.005	Equipment – Heavy	Dec	(125,000)

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 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 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 Nancy LaHaye, Corey Arbourgh, Stuart J. Guey, and Mark Cognevich

NAYS: Council Members Carlton M. LaFrance, Sr. and Richie Blink

ABSENT: Council Member Benedict Rousselle and Trudy Newberry

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

And the Ordinance FAILED on this the 22nd day of September, 2022.

Council Member Cognevich reverted back to Agenda Item 7, "Building Permits". Without objection, so ordered.

RESOLUTION NO. 22-221

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following application for construction permit in the Parish of Plaquemines are hereby approved: IMT-Kinder Morgan, Application No. 2022-805, dated August 25, 2022, replace an existing damaged mooring dolphin with a new 60-inch breasting monopile, 18559 Hwy. 23, Port Sulphur.

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.

Agenda Item 7a(3), 7a(4) and 7a(6) through 7a(8) were taken *en globo*:

RESOLUTION NO. 22-222

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following applications for construction permits in the Parish of Plaquemines are hereby approved: Shell Pipeline Company, Application No. 2022-814, dated August 30, 2022, install sand/cement bags at three locations on an exposed 4-inch and 20-inch pipeline, Main Pass 69 Area; Harvest Midstream, Application No. 2022-815, dated August 30, 2022, remove an existing 8-inch pipeline and replace concrete matting over an existing 18-inch and 24-inch pipeline, Alliance Area; Hilcorp Energy Company, Application No. 2022-828, dated September 7, 2022, install pile clusters, drill the Ryobi Prospect and install well head protector, 4-inch flow-line and 3-inch gas lift line, Lake Washington Field; Hilcorp Energy Company, Application No. 2022-830, dated September 7, 2022, Propwash slip, install pile clusters, drill the Zebco Prospect and install well head protector, 4-inch flow-line and 3-inch gas lift line, Lake Washington Field; and Hilcorp Energy Company, Application No. 2022-831, dated September 7, 2022, install a 30 foot x 50 foot production platform at the E-8 production facility, Burrwood Field 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.

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

1. A Resolution authorizing and directing Dannie Garrett, Council Attorney, to draft a Cooperative Endeavor Agreement between the Plaquemines Parish Council and the Plaquemines Parish Tourism Board to manage and operate Fort. Jackson; authorizing and directing the Council Chairman, Mark Cognevich, to negotiate the terms of said Cooperative Endeavor Agreement; and otherwise to provide with respect thereto.
COUNCIL MEMBER COGNEVICH
2. An Ordinance to accept the portion bid of K-Exploration Co. for mineral lease purposes on Parish Tract 22-1, covering Parish - owned property located in all that portion of Section 35, Township 20 South, Range 29 East, Buras Levee District, Plaquemines

Parish, Louisiana, estimated to contain approximately 7.640 Acres out of a total 613.6 of acres, more or less; and otherwise to provide with respect thereto. COUNCIL MEMBER COGNEVICH

3. An Ordinance to amend the Five Year Capital Improvements Plan, Reach C Culvert Closure-Phoenix to Bohemia Project; and otherwise to provide with respect thereto. COUNCIL MEMBER BARTHELEMY
4. An Ordinance to amend the 2022 General Fund, Manpower Structure and Operating Expenditure Budget, Interim Employee Training Department and the Buildings-General Department; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
5. An Ordinance adopting the Original Operating Budget of Revenues and Expenditures for the Plaquemines Parish Government for the fiscal year beginning January 1, 2023, and ending December 31, 2023; and otherwise to provide with respect thereto. COUNCIL MEMBER GUEY
6. An Ordinance to approve a new Pay Plan and Classification Schedule adopted by the Civil Service Commission, to be effective thirty (30) days after approval by the Plaquemines Parish Council; and otherwise to provide with respect thereto. COUNCIL MEMBER GUEY
7. An Ordinance adopting the Original Operating Budget of Revenues and Expenditures for the Plaquemines Parish Government for the fiscal year beginning January 1, 2023, and ending December 31, 2023; and otherwise to provide with respect thereto. COUNCIL MEMBER GUEY
8. An Ordinance establishing a policy of budgetary control for the Operating Budget of Expenditures for the Plaquemines Parish Government for the fiscal year beginning January 1, 2023, and ending December 31, 2023; and otherwise to provide with respect thereto. COUNCIL MEMBER GUEY
9. A Resolution establishing the dates, times and places of public hearings on the proposed 2023 Operating Budget and on the proposed Capital Improvements Budget covering a period of at least five years as submitted by the Parish President; to authorize the Council Secretary to place the necessary Public Notice in the Plaquemines Gazette pursuant to Section 7.02 A and Section 7.05 C of the Charter for Local Self-Government, Parish of Plaquemines; and otherwise to provide with respect thereto. COUNCIL MEMBER GUEY
10. An Ordinance approving a plan of resubdivision of the property of Lot 1 and Now or Formerly Noélise Barrois, Jr. Property, Paul Barrois Division, Sections 12 & 13, T15S, R24E, Southeastern District of Louisiana, West of the Mississippi River, Jesuit Bend, Plaquemines Parish, Louisiana, into Lots 1A and 1B, Paul Barrois Division, Section 12 & 13, T15S, R24E, Southeastern District of Louisiana, as shown on the plan and plat of survey by Dufrene Surveying & Engineering, Inc., dated April 5, 2022, the owner having fulfilled all of 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 NEWBERRY
11. Council An Ordinance approving a plan of resubdivision of Lots B-2, B-3, B-4, B-5 of Turpin Division and Plot C of B.J. Perez Tract, Ollie, Plaquemines Parish, Louisiana, into Lot C-1, B.J. Perez Tract and Lots B-2A, B-3A, B-4A, and B-5A Turpin Division, Ollie Plaquemines Parish, Louisiana, as shown on the plan and plat of survey by Dufrene Surveying & Engineering, Inc., dated February 15, 2022, the owner having fulfilled all of 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 BLINK
12. A Resolution directing the Parish President to take efforts to investigate the options for

foliage that may help to alleviate the Parish's grass cutting obligations along state and parish roads; and to provide with respect thereto COUNCIL MEMBER BLINK

13. An Ordinance to amend the 2022 General Fund, Operating Expenditure Budget, Coastal Zone Management Department; and otherwise to provide with respect thereto. COUNCIL MEMBER LAFRANCE
14. An Ordinance approving a plan of resubdivision of a portion of Tract 5-E, Belle Chasse Plantation, Plaquemines Parish, Louisiana, as shown on the plat of survey of Cypress Park Subdivision, Phase 2B, by Bryant Hammett and Associates, certified by Hugh McCurdy, III, P.L.S., dated June 17, 2022, 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 LAHAYE

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

ORDINANCE NO. 22-119

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

An Ordinance approving a plan of resubdivision of a portion of Tract 5-E, Belle Chasse Plantation, Plaquemines Parish, Louisiana, as shown on the plat of survey of Cypress Park Subdivision, Phase 2B, by Bryant Hammett and Associates, certified by Hugh McCurdy, III, P.L.S., dated June 17, 2022, 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.

WHEREAS, CP1 Properties, LLC is the owner of the property situated in the Parish of Plaquemines, State of Louisiana, as shown on the plat of survey of Cypress Park Subdivision, Phase 2B, by Bryant Hammett and Associates, certified by Hugh McCurdy, III, P.L.S., dated June 17, 2021, a copy whereof is annexed hereto and made part hereof; and

WHEREAS, CP1, Properties, LLC, as the owner of the property has proposed the resubdivision of a portion of the property (Phase 2B) into Lots 170 through 184 and Lots 211 through 240 including streets, greenspaces, utilities and interior drainage servitudes as more fully shown on said plat of survey; and

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

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

WHEREAS, CP1 Properties, LLC understands that consistent with the undertaking of the responsibility for the streets and street servitudes, it and subsequent owners of the property comprising Phase 2B will be responsible and bear liability for the construction, repair, maintenance and upkeep of future non-dedicated street servitudes, roads, drainage swales, interior drainage ditches and culverts attendant to such street servitudes shown on the aforementioned plan and plats of subdivision; and,

WHEREAS, the Plaquemines Parish Government accepts no responsibility for the existing street servitudes and roads in Phase 2B as well as for the construction, maintenance, upkeep and repair of future non-dedicated streets, street servitudes, drainage swales, interior ditches and culverts attendant thereto as shown on the aforementioned plans and plats of subdivision;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The aforesaid plan and plat of survey of Phase 2B of Cypress Park Subdivision into Lots 170 through 184 and Lots 211 through 240, by Bryant Hammett and Associates, certified by Hugh McCurdy, III, P.L.S., dated June 17, 2021, a copy whereof is annexed hereto and made a part hereof, be and is hereby approved, and that the approval of the Parish President, Directors and all appropriate Parish Department Heads of the aforesaid plan and plat of survey are hereby ratified.

SECTION 2

The Parish President be and is hereby authorized to appear before a Notary Public and to execute the Act of Dedication of the public servitudes and Final Approval of Phase 2B of Cypress Park Subdivision as depicted on the plan and plat of survey by Bryant Hammett and Associates, certified by Hugh McCurdy, III, P.L.S., dated June 17, 2021, for and on behalf of the Parish of Plaquemines and the Plaquemines Parish Government, and to execute any and all additional acts and documents the President deems necessary and proper in the premises to give full force and effect to this Ordinance.

SECTION 3

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

SECTION 4

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

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

Council Member Arbourgh seconded the motion to adopt the Ordinance.

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

YEAS: Council Members Nancy LaHaye, Corey Arbourgh, Stuart J. Guey and Mark Cognevich

NAYS: Council Member Richie Blink

ABSENT: Council Members Benedict Rousselle and Trudy Newberry

PRESENT BUT NOT VOTING: Council Members John L. Barthelemy, Jr. and Carlton M. LaFrance, Sr., (ABSTAINED)

And the Ordinance FAILED on this the 22nd day of September, 2022.

RESOLUTION NO. 22-223

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

A Resolution to amend and as amended, readopt Resolution No. 19-9; and otherwise to provide with respect thereto.

WHEREAS, Resolution 19-9 was adopted to authorize representatives of the Plaquemines Parish Government to invest funds of the Plaquemines Parish Government; and

WHEREAS, Mr. Thomas J. Serpas has since retired after the adoption of Resolution No. 19-9;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following named individuals shall now read as follows:

Kirk M. Lepine

Crystal M. Taylor

Kimberly Gurtner

Rachelle W. Morel

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the remainder of Resolution No. 19-9 shall remain in full force and effect.

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.

ORDINANCE NO. 22-120

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

An Ordinance to rescind, annul and set aside Ordinance Number 22-104 and 22-105 adopted on August 25, 2022; and otherwise to provide with respect thereto.

WHEREAS, Ordinance number 22-104 and 22-105 were adopted on August 25, 2022 which amended the Five Year Capital Improvements Plan for Hurricane Zeta projects; and

WHEREAS, it is the desire of this Council to rescind, annul and set aside Ordinance Number 22-104 and 22-105 adopted on August 25, 2022;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

It hereby rescinds, annuls and sets aside Ordinance Number 22-104 and 22-105 adopted August 25, 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 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., Nancy LaHaye, Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Carlton M. LaFrance, Sr., Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Council Member Trudy Newberry

PRESENT BUT NOT VOTING:

And the Ordinance was adopted on this the 22nd day of September, 2022.

R E S O L U T I O N N O. 22-224

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

A Resolution authorizing the Parish President, on behalf of the Plaquemines Parish Council, to certify to the Louisiana Department of Transportation and Development that the Plaquemines Parish Government has complied with all FHWA/DOTD requirements in 2022 relative to bridges located in Plaquemines Parish under the Plaquemines Parish Government's jurisdiction.

WHEREAS, the United States Congress enacted the Code of Federal Regulations which mandates that all structures defined as bridges located on all public roads shall be inspected, rated for safe load capacity and posted in accordance with the National Bridge Inspection Standards and that each state maintain a current inventory of said bridges; and

WHEREAS, it is the responsibility of Plaquemines Parish to inspect, rate and load and post those bridges under its jurisdiction in accordance with the standards delegated to Plaquemines Parish by the Louisiana Department of Transportation and Development;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes the Parish President, on behalf of the Plaquemines Parish Council, to certify to the Louisiana Department of Transportation and Development that the Plaquemines Parish Government has complied with all FHWA/DOTD requirements in 2022 relative to bridges located in Plaquemines Parish under the Plaquemines Parish Government's jurisdiction.

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 Blink offered Agenda Item 9k with changes.

R E S O L U T I O N N O. 22-225

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

A Resolution to approve Cooperative Agreement LAGov No. 2000681429 with the State of Louisiana, Department of Natural Resources for the “Plaquemines Parish Local Coastal Program Implementation”; to authorize the execution of said agreement by the Parish President; and otherwise to provide with respect thereto.

WHEREAS, the State of Louisiana, Department of Natural Resources has proposed an agreement with terms and conditions that have been reviewed and approved by the Parish Attorney's Office;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves Cooperative Agreement LAGov No 2000681429., “Plaquemines Parish Local Coastal Program Implementation” with the State of Louisiana, Department of Natural Resources, for the period of July 1, 2022, through June 30, 2025; however, the Administration shall request that the Commissioner of Administration waive the provisions of Section 25 of the Agreement.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes Parish President, Kirk M. Lepine, to execute the aforementioned agreement and to execute all additional documents deemed necessary and proper in connection with the agreement.

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

ORDINANCE NO. 22-121

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

An ordinance to accept donation of land from Phillips 66 Company; and otherwise to provide with respect thereto.

WHEREAS, Plaquemines Parish Government has plans to construct and operate a new water booster station near the Alliance Refinery to improve the transmission of potable water produced at the Belle Chasse Water Plant for delivery to west bank residents and commercial businesses; and

WHEREAS, Plaquemines Parish Government needed a tract of land near the Alliance Refinery to locate the new booster station and asked Phillips 66 Company to donate property for that purpose; and

WHEREAS, Phillips 66 Company agreed to donate to Plaquemines Parish Government a parcel of land containing 45,086 square feet located near the junction of Hwy. 23 and Ravenna Road for location of the new booster station; and

WHEREAS, Phillips 66 has executed the Donation Agreement, copy of which is attached hereto as Exhibit A, that has been approved by the Plaquemines Parish Government legal department for execution by the Parish President; and

WHEREAS, Plaquemines Parish Government now seeks authorization from the Plaquemines Parish Council for Plaquemines Parish Government to accept the donation and authorize the Parish President to execute the Donation Agreement;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT

SECTION 1

The Parish President is hereby authorized to execute the Donation Agreement covering the parcel as described therein.

SECTION 2

The Secretary of this Council 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 Rousselle seconded the motion to adopt the Ordinance.

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

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

NAYS: None

ABSENT: Council Member Trudy Newberry

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 22nd day of September, 2022.

RESOLUTION NO. 22-226

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

A Resolution authorizing and directing the Parish President, Kirk M. Lepine, or his designee, to prepare and advertise a Request for Proposals for the operation of Port Eads; and otherwise to provide with respect thereto.

WHEREAS, Port Eads has been vacant for several years;

WHEREAS, it is the desire of this Council to begin the process to place Port Eads back in commerce;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes and directs the Parish President, Kirk M. Lepine, or his designee to prepare and advertise a Request for Proposals for the operation of Port Eads, receive the proposals, and present all responses to the Parish Council for review and approval.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the President, upon accepting a proposal and negotiating the most favorable terms for the contract, he shall submit the negotiated contract to the Parish Council and upon approval of the negotiated terms by the Parish Council, the Parish President is authorized and directed to execute the contracts.

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.

ORDINANCE NO. 22-122

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

An Ordinance to amend, and as amended, readopt Plaquemines Parish Code of Ordinances, Chapter 12.5 “Grant-in-Aid programs” to amend Section 12.5-9; and otherwise to provide with respect thereto.

WHEREAS, it is the desire of this Council to make the appropriate changes to Code of Ordinances, Chapter 12.5 “Grant-in-Aid Programs” to provide assistance to persons needing emergency repairs to a primary residence as a result of a named storm or other natural disaster;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

Plaquemines Parish Code of Ordinances Chapter 12.5-9 is hereby amended to read as follows:

Sec. 12.5-9. – Types of aid provided.

The applicant may request aid of one (1) of the following types for:

- (1) Maintenance or repair to the access way to the applicant's principal residence that is necessary to allow for essential or emergency access to the applicant's residence.
- (2) Removal, from private property, of debris occasioned by a named hurricane for which there was a declared state of emergency.
- (3) Emergency repairs to the applicant's principal residence to enable the applicant to occupy the principal residence while full repairs are completed.

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 Rousselle seconded the motion to adopt the Ordinance.

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

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

NAYS: None

ABSENT: Council Member Newberry

PRESENT BUT NOT VOTING:

And the Ordinance was adopted on this the 22nd day of September, 2022.

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

RESOLUTION NO. 22-227

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves the minutes of the September 8, 2022, regular Council 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

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

There were no items for suspension under 11a.

Under Agenda Item 11d, "District 1 update", Council Member Barthelemy addressed the following topics:

- Home elevation, flood insurance and FEMA
- The upgrade to the water lines on the East Bank

Under Agenda Item 11f, “District 5 update”, Council Member Rousselle stated that the Port barge seems to be in the way of the water intake plant and according to the Port Administration, the barge has to be moved. Council Member Rousselle asked for a meeting to be set with Director Todd Eppley, Ken Dugas and himself to discuss this issue.

Under Agenda Item 11h, “Discussion about the bid for Building 800 renovation for the 911 Call Center”, Council Member Rousselle was told that \$1.4 million was needed for the renovations. \$500,000 was received from Venture Global and the rest will be from CDBG funds. Council Member Blink said it was a bad idea not to elevate the building and asked for the elevation difference between the current 911 call center location and where building 800 is located.

Under Agenda Item 11i, “Discussion regarding the Civil Service Department”, Council Member Barthelemy explained that he had a conversation with Reshell Lambert regarding his concern about the Ferry deckhands and personnel and Ms. Lambert said she had only one person that applied.

There being no further business to come before this Council, on motion Council Member Barthelemy, seconded by Council Member Arbourgh, and on roll call all members present voting “YES”, except Council Member Newberry who was “ABSENT”, the meeting adjourned at 6:40 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