

Minutes of a meeting of the Plaquemines Parish Council, held in the Pointe-a-la-Hache Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana on Thursday, September 24, 2020, at 7:20 p.m., pursuant to notice to all members with a quorum present as follows:

PRESENT: Council Member Carlton M. LaFrance, Sr., 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 Richie Blink  
Council Member Mark Cognevich

Kim M. Toups Secretary

The Prayer and Pledge of Allegiance were dispensed with.

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

The following items were deferred:

- Executive Session item 2a, “Executive Session pursuant to LRS 42:17(A)(10) to receive attorney-client privileged information with regard to the ownership and land rights to Coast Guard Road;
- Status Report by the Parish President;
- Update by Civil Service on open jobs;
- Update by the Charter Directors;
- Bids and Advertisements;
- Beer and Liquor Licenses;
- 9a(1), “An Ordinance to amend and amended to readopt Section IV of Ordinance No. 142, the Comprehensive Zoning Ordinance of Plaquemines Parish, Louisiana, as amended, and the “Comprehensive Zoning District Map” therein adopted by reference and which is paraphed thereto, with reference to Application No. 2020-442, dated June 30, 2020; and otherwise to provide with respect thereto”;
- 9a(2), “An Ordinance to amend and, as amended, readopt Subsection 12 of Section VIII Exceptions and Modifications of Ordinance No. 142, The Comprehensive Zoning Ordinance of Plaquemines Parish, Louisiana; and otherwise to provide with respect thereto”;
- 9a(5), “An Ordinance to rescind, annul and set aside Ordinance No. 403, adopted December 8, 1982; rescind, annul and set aside Section 6 and Section 7 of Ordinance No. 40, adopted April 9, 1964; establish Article IX to be titled “Mosquito Control” of Chapter 13 of the Parish Code of Ordinances; establish a user fee for Mosquito Control in order to continue to abate, control, eradicate, and study mosquitoes and other arthropods of public health importance and all activities incidental thereto; and otherwise to provide with respect thereto”;
- 9c, “A Resolution expressing the Plaquemines Parish Council’s support of the Louisiana Oyster Task Force and allowing them use of the Belle Chasse Council Chambers to hold their meetings; and otherwise to provide with respect thereto” was deferred for the fourth time, therefore it fell off the agenda;
- 9d, An Ordinance authorizing and establishing a policy and procedure for payment of outstanding final legal judgments and unpaid settlements against Plaquemines Parish Government; and otherwise to provide with respect thereto”;
- 9f, “A Resolution authorizing the Parish President to advertise a Request for Proposals for professional services from qualified real estate brokers, agents or advisors to assist Plaquemines Parish Government with the sale, lease, and marketing of its surplus property, and any other services incidental thereto; and otherwise to provide with respect thereto; and
- 9g, A Resolution urging the Legal Department to review existing leases, renegotiate the leases and provide a report to the Council; and otherwise to provide with respect thereto”;

- 9h, “A Resolution of the Plaquemines Parish Council to establish the method for appointing the new Registrar of Voters in Plaquemines Parish; and otherwise to provide with respect thereto”;
- 9i, A Resolution authorizing the Plaquemines Parish Community Agency to prepare the necessary application to the Louisiana Workforce Commission receiving the Community Services Block Grant Funds for the Program Year 2021 and authorizing the President of the Plaquemines Parish Government to sign and submit said application and contract”;
- 9j, “A Resolution authorizing the Plaquemines Parish Community Action Agency to prepare the necessary application to the Louisiana Housing Corporation (LHC) for a grant to provide utility assistance to the residents of Plaquemines Parish for the Fiscal Year 2021 and authorizing the President of the Plaquemines Parish Government to sign and submit said application and contract; and otherwise to provide with respect thereto”;
- 9k, “A Resolution authorizing the Plaquemines Parish Community Action Agency to prepare and file an application with the Louisiana Department of Transportation and Development, on behalf of the Plaquemines Parish Government, for a grant under 49CFR 5311, Formula Grant for Rural Areas and/or 49 CFR 5339, Grants for Bus and Bus Facility Program, as amended, to provide public rural transportation to the residents of Plaquemines Parish and further authorizing Plaquemines Parish President to execute and file with such application an assurance or any other documents required”;
- 9l, “A Resolution appointing \_\_\_\_\_ as the Registrar of Voters for the Parish of Plaquemines; and otherwise to provide with respect thereto”;
- 9m, “An Ordinance to amend the General Fund, 2020 Operating Revenue and Expenditure Budgets, Community Action Agency Department, CSBG CARES Division; and otherwise to provide with respect thereto”;
- 9n, “An Ordinance to amend the General Fund, 2020 Operating Revenue and Expenditure Budgets, Community Action Agency, CSBG-General Department; and otherwise to provide with respect thereto”;
- 9o, “An Ordinance to amend the General Fund, 2020 Operating Expenditure Budget, Community Action Agency-General Department and the Community Action Agency Department, Emergency Food and Shelter Program CARES Division; and otherwise to provide with respect thereto”;
- 9q, “An Ordinance authorizing the acceptance of a donation for the Homeland Security/Emergency Preparedness Department and to amend the General Fund, 2020 Operating Revenue and Expenditure Budgets, Homeland Security/Emergency Preparedness Department; and otherwise to provide with respect thereto”; and
- All matters under Agenda item 10, “New Business”

Agenda Item 9e, “A Resolution requesting Louisiana Governor John Bel Edwards to enact Covid 19 recovery phases and restrictions on a regional basis in lieu of the current statewide implementation and further requesting that the criteria for entering Phase 3 be provided to all parishes; and otherwise to provide with respect thereto” was withdrawn.

Council Member LaFrance moved to Agenda Item 1a, “The Plaquemines Parish Council sitting as the Board of Review”. Without objections, so ordered.

The Plaquemines Parish Council convened as the Board of Review at 7:22 p.m. with all members present, pursuant to the following “Public Notice”:

Belle Chasse, Louisiana  
September 1, 2020

#### PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Plaquemines Parish Council will sit as a Board of Reviewers from September 9, 2020, through September 24, 2020, at the Pointe-a-la-Hache Courthouse, 18055 Highway 15, Pointe-a-la-Hache, Louisiana, at 5:00 p.m., or immediately following the Plaquemines Port, Harbor & Terminal District Meeting, for the purpose of receiving protests and hearing complaints of any person who has timely filed his report on values of property for assessment purpose as set by the Assessor.

All taxpayers desiring to protest values fixed by the Assessor shall file their protest with the Secretary of the Plaquemines Parish Council on or before September 17, 2020, at its office located in the Plaquemines Parish Council Building, 333 F. Edward Hebert Blvd., Building 203, Belle Chasse, Louisiana, 70037 by 4:30 p.m.

PLAQUEMINES PARISH COUNCIL

*s/Kim M. Toups*

Kim M. Toups, Secretary

PG: September 8<sup>th</sup> and 15<sup>th</sup> 2020

Let the minutes reflect that the Hon. Belinda Hazel, Parish Assessor, and Mrs. Sara Taylor, Real Estate Supervisor were present during the Board of Review meeting.

Mrs. Belinda Hazel made an opening statement and presented the Council Secretary with their assessment evidence.

The Assistant Council Secretary read a list of Oil & Gas appeals as indicated on the Board of Review's agenda. The resolutions on the oil & gas appeals were offered *en globo* by Council Member Blink and seconded by Council Member Guey. The floor was then opened to the Council for discussion and then to the public for any comments. There was no one present who wished to speak regarding the Oil & Gas appeals.

The Oil & Gas resolutions were adopted as follows:

RESOLUTION NO. 20-214

On motion of Council Member Blink, seconded by Council Member Guey, and on roll call all members present and voting "YES", except Council Members Black and Cognevich who "ABSTAINED", the following Resolution was adopted.

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Kinetica Midstream Energy LLC, request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Kinetica Midstream Energy LLC, and responses thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to Kinetica Midstream Energy LLC, be sustained and approved for the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
C626676	\$ 467,232

TOTAL ASSESSED VALUE: \$467,232

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to Kinetica Midstream Energy LLC, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-215

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning High Point Gathering, LLC, request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by High Point Gathering, LLC, and responses thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to High Point Gathering, LLC, be sustained and approved for the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
C626129	\$ 1,384,275

TOTAL ASSESSED VALUE: \$1,384,275

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to High Point Gathering, LLC, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-216

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Lobo Operating Company, LLC, request for review of Assessments listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Lobo Operating Company, LLC, and responses thereto, that the assessments established by the Assessor of Plaquemines Parish with respect to Lobo Operating Company, LLC, be sustained and approved for the assessments listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
C614485	\$ 317,771
C004320	2,785,290
C004340	248,120
C014785	102,459
C016710	94,017
C019100	453,545
C613799	870,054
C613800	221,375
C613802	18,375
C614042	464,248
C614568	12,925
C616239	94,839
C616402	50,971

C616403	258,384
C616404	23,143
C617116	18,139
C617687	197,143
C617693	13,515
C618134	16,572
C619991	364,841

TOTAL ASSESSED VALUE: \$6,625,726

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that certified copies of this Resolution be forwarded to Lobo Operating Company, LLC, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-217

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Palm Energy Offshore, LLC, request for review of Assessments listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Palm Energy Offshore, LLC, and responses thereto, that the assessments established by the Assessor of Plaquemines Parish with respect to Palm Energy Offshore, LLC, be sustained and approved for the assessments listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
C004600	\$ 542,306
C014776	155,129

TOTAL ASSESSED VALUE: \$697,435

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that certified copies of this Resolution be forwarded to Palm Energy Offshore, LLC, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-218

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning SEI Operating, request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by SEI Operating, and responses thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to SEI Operating, be sustained and approved for the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
C618139	\$ 112,453

TOTAL ASSESSED VALUE: \$112,453

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to SEI Operating, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-219

On motion of Council Member Blink, seconded by Council Member Guey, and on roll call all members present and voting "YES", except Council Members Black and Cognevich who "ABSTAINED", the following Resolution was adopted.

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Southern Oil of Louisiana, LLC, request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Southern Oil of Louisiana, LLC, and responses thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to Southern Oil of Louisiana, LLC, be sustained and approved for the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
C600510	\$ 4,955,355

TOTAL ASSESSED VALUE: \$4,955,355

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to Southern Oil of Louisiana, LLC, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-220

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Texas Petroleum Investment Co., request for review of Assessments listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Texas Petroleum Investment Co., and responses thereto, that the assessments established by the Assessor of Plaquemines Parish with respect to Texas Petroleum Investment Co., be sustained and approved for the assessments listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
C014625	\$ 4,756,286
C019600	4,878,566
C615821	112,431

TOTAL ASSESSED VALUE: \$9,747,283

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that certified copies of this Resolution be forwarded to Texas Petroleum Investment Co., Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-221

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Arrowhead Gulf Coast Pipeline, LLC, request for review of Assessments listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Arrowhead Gulf Coast Pipeline, LLC, and responses thereto, that the assessments established by the Assessor of Plaquemines Parish with respect to Arrowhead Gulf Coast Pipeline, LLC, be sustained and approved for the assessments listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
C626168	\$ 1,085,262
C623658	60,521
C367242	206,790
C623659	121,598
C257965	248,472

TOTAL ASSESSED VALUE: \$ 1,722,643

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that certified copies of this Resolution be forwarded to Arrowhead Gulf Coast

Pipeline, LLC, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-222

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Chalmette Louisiana Liquids, request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Chalmette Louisiana Liquids, and responses thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to Chalmette Louisiana Liquids, be sustained and approved for the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
C620263	\$ 177,142

TOTAL ASSESSED VALUE: \$ 177,142

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to Chalmette Louisiana Liquids, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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.

The Assistant Council Secretary read a list of the Residential appeals as indicated on the Board of Review’s agenda. The floor was open to the Council Members and then to the Public for any comments.

Mr. Michael J. Vogt addressed the Council indicating he was opposed to the assessments and the manner in which comparison values and assessments were made. Sara Taylor from the Assessor’s office provided a slide show regarding their evidence pertaining to Mr. Vogt’s assessments.

The following Resolution was offered by Council Member Cognevich:

RESOLUTION NO. 20-223

On motion of Council Member Cognevich, seconded by Council Member Guey, and on roll call all members present and voting “YES”, except Council Members Rousselle and Blink who voted “NO”, the following Resolution was adopted.

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is



hereby upheld and approved concerning Michael J. Vogt, request for review of Assessments listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Michael J. Vogt, and responses thereto, that the assessments established by the Assessor of Plaquemines Parish with respect to Michael J. Vogt, be sustained and approved for the assessments listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
1601412	\$ 12,992
1069825	13,852
1057700	22,683
2620961	1,228

TOTAL ASSESSED VALUE: \$ 50,755

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that certified copies of this Resolution be forwarded to Michael J. Vogt, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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.

Mr. Vikas Patel addressed the Council regarding his assessment for Buras Lodging, Inc. and the fact that he believed the assessed value to be too high. Mrs. Sara Taylor provided a slide show regarding the Assessor's evidence pertaining to Buras Lodging, Inc's assessment.

The following Resolution was offered by Council Member Cognevich:

RESOLUTION NO. 20-224

On motion of Council Member Cognevich, seconded by Council Member Guey, and on roll call all members present and voting "YES", except Council Member Blink who voted "NO" and Council Member Black who was "ABSENT", the following Resolution was adopted.

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Buras Lodging, Inc., request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Buras Lodging, Inc., and responses thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to Buras Lodging, Inc., be sustained and approved for the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
1177600	\$ 38,003

TOTAL ASSESSED VALUE: \$ 38,003

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to Buras Lodging, Inc., Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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.

Ewell C. Potts, III, addressed the Council regarding the assessment for Briar Patch Investments, LLC regarding and the fact he believes the assessment to be too high. Mrs. Sara Taylor provided a slide show regarding the Assessor's evidence pertaining to Briar Patch Investments, LLC assessment.

The following Resolution was offered by Council Member Rousselle:

RESOLUTION NO. 20-225

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Briar Patch Investments, request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Briar Patch Investments, and responses thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to Briar Patch Investments, be adjusted to the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
1616545	\$ 15,000

TOTAL ASSESSED VALUE: \$ 15,000

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to Briar Patch Investments, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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.

Mr. Ted Bear and Mr. Glenn Koch addressed the Council regrinding Suburban Gun, Rod & Motor Club's assessment, which they believed to be too high. Belinda Hazel provided a slide show regarding the Assessor's evidence pertaining to Suburban Gun, Rod & Motor Club's assessment.

The following Resolution was offered by Council Member Barthelemy:

RESOLUTION NO. 20-226

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Suburban Gun, Rod & Motor Club, request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Suburban Gun, Rod & Motor Club, and responses

thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to Suburban Gun, Rod & Motor Club, be adjusted to the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
1490200	\$ 90,000

TOTAL ASSESSED VALUE: \$90,000

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to Suburban Gun, Rod & Motor Club, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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.

The Chairman of the Council asked if there were anyone else was present wanting to speak on their assessment and the PPSO Deputy went into the hallway to ask if there were any other people wanting to speak regarding their assessments. There was no one else present who wanted to speak.

The following Resolutions were then taken en globo:

RESOLUTION NO. 20-227

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Wilson Hildebrand, request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Wilson Hildebrand, and responses thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to Wilson Hildebrand, be sustained and approved for the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
1075300	\$ 14,774

TOTAL ASSESSED VALUE: \$ 14,774

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to Wilson Hildebrand, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-228

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Kerry Lincoln, request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Kerry Lincoln, and responses thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to Kerry Lincoln, be sustained and approved for the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
1267950	\$ 1,560

TOTAL ASSESSED VALUE: \$1,560

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to Kerry Lincoln, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-229

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Delta Southern Resource, LLC, request for review of Assessments listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Delta Southern Resource, LLC, and responses thereto, that the assessments established by the Assessor of Plaquemines Parish with respect to Delta Southern Resource, LLC, be sustained and approved for the assessments listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
1427900	\$ 224,895
1265675	193,600

TOTAL ASSESSED VALUE: \$418,495

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that certified copies of this Resolution be forwarded to Delta Southern Resource, LLC, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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. 20-230

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

A Resolution by the Plaquemines Parish Council, sitting as the Board of Review, wherein the assessment as established by the Plaquemines Parish Assessor is hereby upheld and approved concerning Brian Capone, request for review of the Assessment listed below; and otherwise to provide with respect thereto.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that after reviewing the protest by Brian Capone, and responses thereto, that the assessment established by the Assessor of Plaquemines Parish with respect to Brian Capone, be sustained and approved for the assessment listed below.

<u>Assessment No.</u>	<u>Assessed Value</u>
2290255	\$1,152

TOTAL ASSESSED VALUE: \$1,152

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review that a certified copy of this Resolution be forwarded to Brian Capone, LLC, Hon. Belinda Hazel, Assessor for the Parish of Plaquemines, and the Louisiana Tax Commission, Baton Rouge, Louisiana.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, sitting as the Board of Review 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.

There being no further business before the Plaquemines Parish Council, sitting as the Board of Review, the Board of Review adjourned at 9:21 p.m.

Council Member LaFrance then reverted back to the regular meeting agenda and moved to agenda item 7, “Building Permits”. Without objection, so ordered.

Agenda Items 7a(1) through 7a(9) were taken *en globo*:

RESOLUTION NO. 20-231

On motion of Council Member LaFrance, seconded by Council Member Barthelemy, and on roll call all members present and voting “YES”, except Council Members Black and Cognevich who “ABSTAINED”, 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: Eustis Engineering, LLC, Application No. 2019-154, dated February 28, 2019, drill five soil borings for proposed heavy lifts, 15551 Highway 23, Belle Chasse; Woodland Borrow Pits, LLC (Sand Pit), Application No. 2020-578, dated August 5, 2020, install a temporary dredge pipeline and pump discharge line across the Mississippi River Levee, 22441 Highway 23, Port Sulphur; Time Energy, LLC, Application No. 2020-589, dated August 7, 2020, plug and abandon four wells, remove four 3-inch flowlines and all other structures, Cox Bay Field; Kinetica Partners, LLC, Application No. 2019-188, dated March 12, 2019, remove existing platform, West Bastian Bay; Colonial Pipeline Company, Application No. 2020-515, dated July 15, 2020, conduct two anomaly repairs along the existing 20-inch line 7 pipeline, Delacroix Area; Helis Oil & Gas Company, LLC, Application No. 2020-632, dated September 2, 2020, removal and replacement of pilings and channel marker associated with SL 195 QQ Well No. 100, East Black Bay Field;

Turn Services, Application No. 2020-633, dated September 3, 2020, install two new barge monopiles, Myrtle Grove Area; Phillips 66 Alliance Refinery, Application No. 2020-518, dated July 15, 2020, excavate and install three private maintained sewer tanks and associated line connections at two locations in the plant to serve two existing blast resistance modules, 15551 Highway 23, Belle Chasse; Phillips 66 Alliance Refinery, Application No. 2020-585, dated August 7, 2020, install one hundred thirteen pilings to support a timber and steel crane mat, Alliance Refinery.

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 LaFrance advanced to agenda item 9b and offered it with changes and filled in the blank.

#### ORDINANCE NO. 20-91

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

An Ordinance to amend, and as amended readopt, the Plaquemines Parish Code of Ordinances, Section 2-17, Rules for Transaction of Business Before the Council, Chapter 1, AMeetings of the Plaquemines Parish Council@, Rule 1; to annul, rescind and set-aside Ordinance No. 19-158; and otherwise to provide with respect thereto.

WHEREAS, Ordinance No. 19-158 set the times for the Plaquemines Parish Council meetings to 5:00 p.m. or immediately following the meetings of the Port, Harbor & Terminal District; and

WHEREAS, it is the desire of this Council to change the time of its meetings to 3:00 p.m. or immediately following the meeting of the Plaquemines Parish Council as the sole governing authority of the Plaquemines Port, Harbor & Terminal District;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

#### SECTION 1

Section 2-17, Chapter 1, Rule 1 of the Plaquemines Parish Code of Ordinances is amended to read as follows:

“Except as provided in Section 4.09.B of the Charter for Local Self Government for the Parish of Plaquemines, Louisiana, the council shall meet bimonthly at 3:00 p.m., or immediately following the meetings of the Plaquemines Parish Council, as the Sole Governing Authority of the Plaquemines Parish Port, Harbor & Terminal District, or whichever comes first, on the second Thursday of the month at the Belle Chasse Council Building Chambers, 333 F. Edward Hebert Blvd., Belle Chasse and on the fourth Thursday of the month at the Pointe-a-la-Hache Courthouse, 18055 Highway 15, Pointe-a-la-Hache. The Chairman of the council, or vice-chairman in his absence or incapacity, shall have the authority to call special meetings of the council. It is further provided that a two-thirds majority of the members of the council shall have the authority, by written message to the council secretary, to issue a call for a special meeting of the council. The council may meet at such other sites, times and days within the boundaries of the parish as it may desire provided notice is given in accordance with all applicable portions of R.S. 42:7.”

#### SECTION 2

The 3:00 p.m. meeting time will be implemented beginning with the October 8, 2020 meeting.

#### SECTION 3

It hereby rescinds, annuls and sets-aside Ordinance No. 19-158.

SECTION 4

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., 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 24<sup>th</sup> day of September, 2020.

Council Member LaFrance moved to 9a(3).

ORDINANCE NO. 20-92

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

An Ordinance to levy millages for the 2020 tax roll on all property subject to taxation by Plaquemines Parish Government; and otherwise to provide with respect thereto.

WHEREAS, there was a decrease in the estimated value of taxable property in the Parish of Plaquemines;

WHEREAS, it is required by law that a public hearing be held on the levy of millages for the 2020 tax roll on all property subject to taxation by Plaquemines Parish Government; and

WHEREAS, pursuant to Article 6, Section 6.01E(1) of the Charter for Local Self-Government for the Parish of Plaquemines the preamble of this Ordinance was published in the Plaquemines Gazette on August 24, 2020;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The following millages are hereby levied on the 2020 tax roll on all property subject to taxation by Plaquemines Parish Government:

2020 Millage

General Alimony	4.260 mills
Pollution Control	2.320 mills
Incinerator Waste Facilities	1.170 mills

Garbage & Waste Disposal	3.470 mills
Roads Parish-wide	1.760 mills
Health Unit	1.170 mills
Waterworks District	2.320 mills
Library	1.170 mills

## SECTION 2

The proper administrative officials of the Parish of Plaquemines, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of the Parish of Plaquemines for the year 2020, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

## 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 24<sup>th</sup> day of September, 2020.

Council Member LaFrance reverted back to Item 2, "Executive Session". Without objection, so ordered.

## RESOLUTION NO. 20-232

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL it hereby resolves itself into Executive Session at 9:28 p.m. for the purpose of hearing a report and recommendations and strategy advice for the management of litigation from its attorney concerning: Frederic Julian Schwarz et al. v. Golden Ranch Aviation, et al, Case No. 62-198 25<sup>th</sup> JDC, Division "B".

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby came out of Executive Session at 9:35 p.m. with no final or binding action taken.

At the request of Council Member Guey, Council Member LaFrance moved to Agenda Item 10a, "Resolutions wherein suspension is being sought". Without objection, so ordered.



Council Member Guey offered a Motion to Suspend the Rules to add a Resolution to today's agenda for consideration entitled, "A Resolution authorizing the Parish President or his designee to do all things necessary and proper to settle and compromise the case of Frederic Julian Schwarz, et al. v. Golden Ranch Aviation, et al., 62-198; and otherwise to provide with respect thereto". The motion was seconded by Council Member Blink and on roll call, all members present and voting "YES", the motion was adopted by a vote of 9-0.

RESOLUTION NO. 20-233

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

A Resolution authorizing the Parish President or his designee to do all things necessary and proper to settle and compromise the case of Frederic Julian Schwarz, et al. v. Golden Ranch Aviation, et al., 62-198; and otherwise to provide with respect thereto.

WHEREAS, counsel for PPG has informed the Parish President and Parish Attorney of the possibility of settlement in the matter Frederic Julian Schwarz, et al. v. Golden Ranch Aviation, et al., 62-198, 25<sup>th</sup> JDC, Division B; and

WHEREAS, it is the desire of this Council to attempt to negotiate a settlement favorable to Plaquemines Parish Government and to avoid further legal proceedings;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Parish Attorney or his designee is authorized to negotiate and settle the matter of Frederic Julian Schwarz, et al. v. Golden Ranch Aviation, et al., 62-198, 25<sup>th</sup> JDC, Division B; and

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Secretary of this Council 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.

At the request of Council Member Cognevich, Council Member LaFrance reverted back to Agenda Item 9r which was offered with changes.

RESOLUTION NO. 20-234

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 Parish President to enter into a Cooperative Endeavor Agreement (CEA) by and between the Plaquemines Port, Harbor and Terminal District and Plaquemines Parish Government to accomplish the goals set forth in this Resolution; and otherwise to provide with respect thereto.

WHEREAS, pursuant to the provisions of Art. VII, Sec. 14, of the 1974 Louisiana Constitution, the Parish and the Port has the authority to enter in cooperative endeavor agreements to assist in the provision of necessary public services to the citizens of Plaquemines Parish; and

WHEREAS, the Port has access to proceeds from the Harbor Maintenance Trust Fund in its capacity as an Energy Transfer Port; and

WHEREAS, on October 19, 2019, the Port entered into a Memorandum of Agreement (MOA) with the U.S. Army Corps of Engineers ("USACE") authorizing the Secretary of the Army to distribute funds from Federal Fiscal Years 2016 – 2019 from Harbor Maintenance Trust Fund

Energy and Donor Port appropriations as authorized by the Water Resources and Development Act of 2014 (WRDA 2014), Section 2106; and

WHEREAS, the MOA provides the Port \$2,717,720 in such funds (the “Grant Funds”) to carry out “expanded uses”, as defined in Section 2109(f) of WRDA 2014, or environmental remediation, related to dredging berths and Federal navigation channels; and

WHEREAS, “expanded uses” includes (A) the maintenance dredging of a berth in a harbor that is accessible to a Federal navigation project and that benefits commercial navigation at the harbor; or (B) the maintenance dredging and disposal of legacy-contaminated sediment, and sediment unsuitable for open water disposal, if such dredging and disposal benefits commercial navigation at the harbor; and such sediment is located in and affects the maintenance of a Federal navigation project or is located in a berth that is accessible to a Federal navigation project; and

WHEREAS, the Parish has multiple harbors and access channels, including but not limited to the Buras Boat Harbor, Empire Waterway and Marina, Ostrica Canal, Port Eads Marina Access Channel, Ft. Jackson Harbor and Pointe a la Hache Boat Harbor, and there exists a need for clearing and dredging of these harbors and access channels to promote commerce; and

WHEREAS, the Port and the Parish have agreed to work cooperatively together to accomplish the goals of the grant noted hereinabove, all for the benefit of the citizens of Plaquemines Parish and commerce; and

WHEREAS, the Port and the Parish desire to collaborate and cooperate together to accomplish the goals of beneficial dredging of the harbors and access channels, and to remain qualified for the grant proceeds, by adhering to its guidelines; and

WHEREAS, the Port has the authority pursuant to LSA-R.S. 34:1354 to inter alia enter into this Agreement as evidenced by its established governmental purposes of public works in the Port’s jurisdiction, which geographically coincides with the boundaries of Plaquemines Parish; and

WHEREAS, the public purpose of the Port and the Parish’s cooperative endeavor is the dredging of harbors and access channels in Plaquemines Parish in order to improve the commercial and public endeavors of the citizens of Plaquemines Parish; and

WHEREAS, the Port and the Parish each have a reasonable expectation of receiving benefits and/or value described herein that is at least equivalent to or greater than the consideration described in this Agreement; and

WHEREAS, the transfer or expenditure of these public funds to the Parish by the Port pursuant to this Agreement is not a gratuitous donation and the Port shall receive a reasonably equivalent value through the accomplishment of its statutory purpose of public works within its district; and

WHEREAS, the Parish through its Engineering and Coastal departments shall bid, provide expertise, and monitor the projects approved by the USACE and authorized by Section 2109(f) of WRDA 2014 and the Parish shall receive substantial value through the accomplishment of improvements to its canals and harbors;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Parish President is hereby authorized to enter into a Cooperative Endeavor Agreement by and between the Plaquemines Port, Harbor and Terminal District and Plaquemines Parish Government to accomplish the goals set forth in this Resolution.

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.

At the request of Council Member Blink, Council Member LaFrance reverted back to Agenda Item 9(4) where a substitute was offered.

ORDINANCE NO. 20-93

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

An Ordinance to amend and amended to readopt Section IV of Ordinance No. 142, the Comprehensive Zoning Ordinance of Plaquemines Parish, Louisiana, as amended, and the “Comprehensive Zoning District Map” therein adopted by reference and which is paraphed thereto, with reference to Application No. 2020-441, dated June 8, 2020.

WHEREAS, a proposed Map Change was filed by Ciera Development Company, Inc. (Application No. 2020-441, dated June 8, 2020) to consider Map Change; and

WHEREAS, after a public hearing was held on August 4, 2020, providing all interested parties and the public with an opportunity to be heard regarding the proposed Map Change, and the advertisement required by law was made in the Plaquemines Gazette, the official journal of the Parish of Plaquemines; and

WHEREAS, at a meeting held on August 4, 2020, the Plaquemines Parish Development favorably adopted a resolution favorably recommending the Map Change as proposed by filed by Ciera Development Company, Inc. (Application No. 2020-441, dated June 8, 2020) to consider the Map Change from A-2 (Rural or Agricultural) Zoning District to MH (Mobile Home) Zoning District;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

Subsection 2 of Section IV of Ordinance No. 142, the Comprehensive Zoning Ordinance of Plaquemines Parish, Louisiana, as amended, and the “Comprehensive Zoning District Maps” therein adopted by reference and which is paraphed thereto, are hereby amended and as amended readopted so that the following described properties are hereby rezoned from A-2 (Rural or Agricultural) Zoning District to MH (Mobile Home) Zoning District:

A certain piece of ground, with all the buildings and improvements thereon, and all the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Parish of Plaquemines, State of Louisiana, on the right bank of the Mississippi River located in the town of Nairn, Louisiana, being designated as Lots B-1-A, B-1-B, B-1-C and B-1-D, being a resubdivision of Parcel B-1, Parish of Plaquemines, as shown on a plat of subdivision by Lester H. Martin, Jr., Registered Land Surveyor, and approved and adopted for resubdivision by the Plaquemines Parish Council on August 11, 2005, Ordinance No. 05-225, recorded with the Plaquemines Clerk of Court on August 23, 2005, at COB 1100, Folio 378, Entry No. 2005-00004873.

**LOT B-1-A**

203.57' front on Highway 11 X 228.42' X 200' X 190.48' (41,891 SQ FT).

**LOT B-1-B**

Beginning 190.48' from Highway 11 a distance of 271.59' front X 200' X 271.58' X 200' (54,314 SQ FT).

**LOT B-1-C**

Beginning a distance of 462.06' from Highway 11 a distance of 100' FRONT X 200' (20,000 SQ FT)

**LOT B-1-D**

90.88' front on Highway 11 X 617.31' X 66.72' X 600' (43,310 SQ FT).

**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 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 24<sup>th</sup> day of September, 2020.

Council Member LaFrance moved to Agenda Item 11, "Approval of Minutes". Without objection, so ordered.

**RESOLUTION NO. 20-235**

On motion of Council Member Arbourgh, seconded by Council Member Cognevich, 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 August 13, 2020, regular meeting, September 2, 2020, special meeting and the September 10, 2020 regular meeting minutes as recorded by the Secretary of this Council.

Council Member LaFrance reverted back to Agenda Item 5, "Introduction of Ordinances and Resolutions". Without objection, so ordered.

1. An Ordinance to amend the Five Year Capital Improvements Plan, Reach C Culvert-Phoenix to Bohemia Project and the Levee Lift-WBV-9A Project and otherwise to provide with respect thereto. COUNCIL MEMBER BARTHELEMY
2. An Ordinance authorizing and directing the Parish President, or his designee, to have the Belle Chasse Ferry run 30 minutes after the end of all Belle Chasse Council Meetings and the Pointe-a-la-Hache ferry run 30 minutes after the end of all Pointe-a-la-Hache Council Meetings; and otherwise to provide with respect thereto. COUNCIL MEMBER BARTHELEMY

3. An Ordinance to amend, and as amended readopt Plaquemines Parish Code of Ordinances, Section 2-17 ARules for Transaction of Business Before Council@, Chapter II, Rule 19(a); and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
4. An Ordinance to amend the 2020 Manpower Structure and Operating Expenditure Budget, General Fund, Coastal Zone Management Department; and otherwise to provide with respect thereto. COUNCIL MEMBER GUEY
5. An Ordinance authorizing and directing the Parish President, or his designee, to include a “Right to Audit” clause in all Parish contracts; and otherwise to provide with respect thereto. COUNCIL MEMBER ROUSSELLE
6. An Ordinance to amend the 2020 General Fund, Operating Expenditure Budget, Legal Judgments Department; and otherwise to provide with respect thereto. COUNCIL MEMBER LAFRANCE
7. A Resolution establishing the dates, times and places of public hearings on the proposed 2021 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 LAFRANCE
8. A Resolution to cancel the November 26, 2020 and December 24, 2020, regularly scheduled Council Meetings due to the Thanksgiving Holiday and the Christmas Holiday; and otherwise to provide with respect thereto. COUNCIL MEMBER LAFRANCE
9. A Resolution appointing a replacement member to the Plaquemines Parish Government Civil Service Commission for the position left vacant by Mary Faye Legnon who’s term will expire on December 31, 2022; and otherwise to provide with respect thereto. COUNCIL MEMBER LAFRANCE
10. An Ordinance approving a plan of resubdivision of property, of Tract1, Mrs. Jennie Jourdan et al and Leonard Jordan Division, Plaquemines Parish, Louisiana, into Lots of 1A, 1B, and 1C, and the dedication of a 5’ utility servitude, Naomi, Plaquemines Parish, Louisiana, as shown on the plans and plat of survey by Dufrene Surveying & Engineering, Inc., dated July 15, 2020, 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
11. A Resolution electing the Chairperson of the Plaquemines Parish Council for the year 2021; and otherwise to provide with respect thereto. COUNCIL MEMBER COGNEVICH
12. A Resolution electing the Vice-Chairperson of the Plaquemines Parish Council for the year 2021; and otherwise to provide with respect thereto. COUNCIL MEMBER COGNEVICH

Council Member LaFrance moved to Agenda Item 9p.

ORDINANCE NO. 20-94

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

An Ordinance to amend the Five Year Capital Improvements Plan, Air Conditioner Replacement-Port Sulphur Civic Center Building; and otherwise to provide with respect thereto.

WHEREAS, after a review of the Five Year Capital Improvements Plan an amendment is necessary;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The Five Year Capital Improvements Plan is amended by appropriating \$110,000 to the Air Conditioner Replacement-Port Sulphur Civic Center Building from the BP Settlement Fund Balance; funding year 2020.

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 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 24<sup>th</sup> day of September, 2020.

There being no further business to come before this Council, on motion Council Member Blink, seconded by Council Member Cognevich and on roll call all members present and voting "Yes", the meeting adjourned at 9:46 p.m.

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Chairman

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Secretary