

Minutes of a meeting of the Plaquemines Parish Council, as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District, held in the Pointe-a-la-Hache Courthouse Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana on Thursday, May 27, 2021, at 3:00 p.m., pursuant to notice to all members with a quorum present as follows:

PRESENT: Commissioner Richie Blink, Chairman  
Commissioner John L. Barthelemy, Jr.  
Commissioner Stuart J. Guey  
Commissioner Benedict Rousselle  
Commissioner Trudy Newberry  
Commissioner Carlton M. LaFrance, Sr.  
Commissioner Mark Cognevich

Kim M. Toups, Secretary

ABSENT: Commissioner W. Beau Black  
Commissioner Corey Arbourgh

Sandy Sanders, Paul Matthews, and Chambrel Riley Williams were present to represent the Port.

The Prayer was said and the Pledge was recited.

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

- Notice was received from the CORPS that permit for B-3, the last remaining obligation to VG, has finally been received;
- The Port met with the lead team from a leading warehouse, inc. and logistic company whose name cannot be revealed; however, they expressed interest in the container project. Talks are ongoing; and
- The Port entered into a MOU with AP Moor Terminals, the second largest terminal operator in world. The MOU kicks off a 120 day due diligence period where AP Moore will review the port's proposition and evaluate their interest. The AP Moore team was here this week and they met with Board members. They are not only interested in being a terminal operator, but also investing in the terminal.

Commissioner Blink moved to Agenda Item 3b, "Financial Report/Budget to Actual". Without objection, so ordered. Chambrel Riley Williams stated the Council Members have been provided a 2021 Total Budget Report and Detailed Budget Report with Actual Expenditures as of April 30, 2021. A subcategory budget has been provided also. Tariff revenues are 4% ahead of budget; Legal Support is 9% over budget at this time and Total Operating Expenses are 17% below budget. Commissioner Rousselle stated that Legal Expenses was an item he has been raising a red flag on since beginning of the year. Rousselle asked if the Port had a strategy on how to reel the Legal expenditures back into the budget. Sandy Sanders said yes; however, there is an ongoing need for legal services and we will probably come to the board to ask for an increase in the budget. There was then a discussion held between members of the public, the Council and the Port Administration about posting the budget on the Port website versus the Port requiring Public Records Requests for budget information.

Commissioner Blink moved to Agenda Item 4, "Bids and Advertisements". Without objection, so ordered.

Commissioner Blink offered 4a with the blanks filled in.

#### RESOLUTION NO. 21-123

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

A Resolution authorizing the acceptance of bids for a Used River Barge for docking the Plaquemines Port, Harbor and Terminal District vessels; and otherwise to provide with respect thereto.

WHEREAS, after due advertisement bids were received on May 25<sup>th</sup>, 2021 at the Plaquemines Port Harbor & Terminal District for a Used River Barge for docking the Port Rescue Vessels from the following: Canal Barge, Inc., all bids are on file in the Port's Finance Department and made a part hereof by reference to; and

WHEREAS, Maynard Sanders, Executive Director, recommends the acceptance of the bid of Canal Barge, Inc.;

NOW, THEREFORE;

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby authorizes the Executive Director, Maynard J. Sanders, to accept the bid of Canal Barge, Inc. for a Used River Barge.

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

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.

Commissioner Blink offered 4b with the blanks filled in.

#### RESOLUTION NO. 21-124

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

A Resolution authorizing the acceptance of bids for a Mobile Maritime Domain Security Trailer for the Plaquemines Port, Harbor and Terminal District; and otherwise to provide with respect thereto.

WHEREAS, after due advertisement bids were received on May 25<sup>th</sup>, 2021 at the Plaquemines Port Harbor & Terminal District for a Mobile Maritime Domain Security Trailer for the Port use from the following: Pac Van, Inc., all bids are on file in the Port's Finance Department and made a part hereof by reference to; and

WHEREAS, Maynard Sanders, Executive Director, recommends the acceptance of the bid of Pac Van, Inc.;

NOW, THEREFORE;

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby authorizes the, Executive Director, Maynard J. Sanders, to accept the bid of Pac Van, Inc. for a Mobile Maritime Domain Security Trailer.

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

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.

Commissioner Blink moved to Agenda Item 5, "Introduction of Ordinances and Resolutions". Without objection, so ordered. The following legislation was introduced:

1. A Resolution authorizing the Port Executive Director, Maynard J. Sanders, for and on behalf of the Plaquemines Port, Harbor & Terminal District to name and accept the proposal of the Plaquemines Gazette, as the Official Journal for the Plaquemines Parish Council, as the sole governing authority of the Plaquemines Port, Harbor & Terminal District; and otherwise to provide with respect thereto. COMMISSIONER BLINK
2. A Resolution authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to amend the current agreement for Business Consulting services focusing on the Port's Procurement Policy with JD Russell Consulting for the improvement and possible development of a new policy by extending the agreement; and otherwise, to provide with respect thereto. COMMISSIONER NEWBERRY
3. A Resolution of the Plaquemines Parish Council, acting as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, authorizing and directing the directing the Executive Director to engage the Miller Nictakis Group; and otherwise to provide with respect thereto. COMMISSIONER ROUSSELLE

Commissioner Newberry spoke in regard to Agenda Item 7a(1), "A Resolution authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to execute an agreement with Sustainability Partners; and otherwise to provide with respect thereto". She explained that she was not ready to move forward with this matter because the Commissioners did not have answers to their questions about this item. Commissioner Newberry withdrew this item.

At the request of Commissioner Newberry, Commissioner Blink reverted back to introductions and the following legislation was introduced:

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

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

There were no matters under 6a, "Ordinances and Public Hearings pursuant to Article 6, Section 6.01 E of the Plaquemines Parish Charter"

Item 6b, "A Resolution adopting new and updated policies of the Plaquemines Port, Harbor & Terminal District's, specifically a Policy on Policies, Code of Ethics & Workplace Conduct, Procurement and Public Works Policy and Telecommuting Policy" was deferred.

#### RESOLUTION NO. 21-125

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

A Resolution approving and authorizing Richie Blink, Port Chairman; Maynard J. Sanders, Port Executive Director; and Chambrel Riley-Williams, Port Director of Finance to execute a Louisiana Compliance Questionnaire to Camnetar and Company, CPA's; and otherwise to provide with respect thereto.

WHEREAS, in connection with the audit of financial statements as of December 31, 2020, the Office of the Legislative Auditor of the state of Louisiana has requested Plaquemines Port, Harbor & Terminal District complete and adopt a Louisiana Compliance Questionnaire; and

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

NOW THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING OF THE PLAQUEMINES PORT, HARBOR AND TERMINAL DISTRICT THAT it hereby approves and authorizes Richie Blink, Port Chairman; Maynard J. Sanders, Port Executive Director; and Chambrel Riley, Port Director of Finance; to execute a Louisiana Compliance Questionnaire to Camnetar & Co., CPA's, in connection with the audit of financial statements as of December 31, 2020, and for the year then ended.

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

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. 21-51

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

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

WHEREAS, the 2021 Operating Budget of Expenditures is amended to reflect the estimated cost for agreement between the Port and Kyle Associates LLC approved by Resolution No. 21-96; and

WHEREAS, Resolution No. 21-96 approved the Executive Director to enter into a professional service agreement for the purposes of performing planning, scoping, engineering design, environmental, permitting, preparation of specifications and construction bid packages, and other related services for the upgrades to Plaquemines Parish Waterline and Booster Station; and

WHEREAS, the Plaquemines Parish Port, Harbor & Terminal District 2021 Operating Budget of Revenue and Expenditures is amended to reflect the estimated cost for engineering and design services to support construction of enhanced infrastructure in Plaquemines Parish by appropriating \$250,000 from the Port's Land Fund is requested;

NOW, THEREFORE:

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

#### SECTION 1

Plaquemines Parish Port, Harbor & Terminal District 2021 Revenue and Expenditure Budget is hereby amended by transferring \$250,000 from the Port's Land Fund balance to Professional Services-Engineering and Design Services in the Expenditure Budget.

SECTION 2

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

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

Commissioner Newberry seconded the motion to adopt the Ordinance.

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

YEAS: Commissioners John L. Barthelemy, Jr., Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Commissioners W. Beau Black and Corey Arbourgh

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 27<sup>th</sup> day of May, 2021.

Agenda Item 6e, "A Resolution authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to amend agreement with Mercury Public Affairs; and otherwise to provide with respect thereto" was withdrawn.

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

RESOLUTION NO. 21-126

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves the minutes of the April 22, 2021, regular Port Meeting, as recorded by the Secretary of this Council.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Secretary of this Council is hereby authorized and directed to immediately certify and release this Resolution and that 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 to come before this Council, on motion Commissioner Cognevich, seconded by Commissioner Blink and on roll call all members present voting "YES", except Commissioners Black and Arbourgh who were "ABSENT", the meeting adjourned at 3: 56 p.m.

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Chairman

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Secretary