

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, December 12, 2019, at 1:06 p.m., pursuant to notice to all members with a quorum present as follows:

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

Kim M. Toups, Secretary

ABSENT: Commissioner Richie Blink

Sandy Sanders, Paul Matthews, Chambrel Riley, Donald Durr and Christie Nielsen were present to represent the Port.

The Prayer said and the Pledge was recited.

The following items were deferred:

- 6b, “A Resolution of the Plaquemines Parish Council, acting as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, accepting the operational authority and the budgetary responsibility of the ferries currently operated by the Plaquemines Parish Government; and otherwise to provide with respect thereto”; and
- 6e, “An Ordinance to rescind, annul and set-aside Ordinance No. 13-92 which authorized the Port Chairman to negotiate and enter into a Cooperative Endeavor Agreement between the Plaquemines Parish Government and the Plaquemines Port, Harbor & Terminal District for sharing and/or use of each other’s assets, resources and personnel to maintain the security and protection of life and property in areas within the jurisdiction of the Port and Plaquemines Parish; and otherwise to provide with respect thereto”.

The following items were withdrawn:

- 6o, “An Ordinance to approve a Cooperative Endeavor Agreement between the Plaquemines Port, Harbor & Terminal District and Plaquemines Parish Government; and otherwise to provide with respect”;
- 6q, “A Resolution authorizing Maynard “Sandy” Sanders, as Executive Director of the Plaquemines Port Harbor & Terminal District, to enter into a Cooperative Endeavor Agreement with Port Ship Service, Inc. (PSS) and Bear Associates, Inc. (BEAR Real Estate) for the B-3 Relocation project; and otherwise to provide with respect thereto”;
- 6r, “An Ordinance adopting the Original Operating Budget of Revenues and Expenditures for the Plaquemines Port, Harbor & Terminal District for the fiscal year beginning January 1, 2020, and ending December 31, 2020; and otherwise to provide with respect thereto”; and
- 6s, “An Ordinance adopting the Original Capital Improvement Budget for the Plaquemines Port, Harbor & Terminal District for the five-year period beginning January 1, 2020, and ending December 31, 2024; and otherwise to provide with respect thereto”.

There being no items for Executive Session, Commissioner Barthelemy moved to Agenda Item 3, “Status Report by the Executive Port Director”. Without objection, so ordered. General Sanders reported the following:

- A meeting was held with Major General Toy with the Vicksburg Corps of Engineers regarding the 2020 dredging of the Mississippi River;
- Paul Matthews was selected for Leadership Louisiana;
- Danielle Rollo was hired as a new employee in billing;
- Donald Durr was congratulated on recently becoming a grandfather;
- Port employee Brenda Lally received her Accounting degree;

- Christie Nielsen, Paul Matthews and Commissioners Blink and Newberry will attend the American Association of Port Authority to take a course on trade; and
- The Port Administration recognized Commissioner Barthelemy with a plaque for his service as Port Chairman this year.

Under Item 3b, "Financial Report/Budget to Actual", the two reports were mailed to the Council in November and December. No questions were asked; therefore, Chambrel Riley had nothing to report.

There being no Bids and Advertisements nor Introductions, Commissioner Barthelemy moved to to Agenda Item 6, "Ordinances and Resolutions on Second Reading and Final passage". Without objection, so ordered.

There was no legislation under Item 6a, "Ordinances and Public Hearings pursuant to Article 6, Section 6.01 E of the Parish Charter.

Commissioner Guey offered 6c with changes being made to the Agreement only.

RESOLUTION NO. 19-329

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

A Resolution authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District (PPHTD) to enter into an Exclusivity Agreement with Strategic Investment Partner; and otherwise to provide with respect thereto.

WHEREAS, Plaquemines Port, Harbor & Terminal District is a public corporation and political subdivision of the State of Louisiana per Louisiana Revised Statute Title 34:1351; and

WHEREAS, Plaquemines Port, Harbor & Terminal District "may contract with...agents... as may be necessary to carry out the purposes of their authority. (LRS 34: 1352); and

WHEREAS, Plaquemines Port, Harbor & Terminal District seeks to implement its master plan;

NOW, THEREFORE:

BE IT RESOLVED, BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby authorizes Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to enter into an Exclusivity Agreement with Strategic Investment Partner.

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

ORDINANCE NO. 19-150

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

An Ordinance to amend and as amended re-adopt Rule 1 in Chapter I of Section 2-18 of the Code of Ordinances for Plaquemines Parish relative to the Plaquemines Port, Harbor & Terminal District; to rescind, annul and set-aside Ordinance Nos. 19-37 and 16-46; and otherwise to provide with respect thereto.

WHEREAS, over the years, the location, time and numbers meetings each month the Plaquemines, Port, Harbor & Terminal District meetings are held have changed via Ordinance Nos. 19-37 and 16-46; and

WHEREAS, currently Rule 1 of Section 2-18 in Chapter I of the Code of Ordinances provides for the Plaquemines Parish Council as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District to meet twice a month at certain locations at 1:00 p.m. or immediately before the Plaquemines Parish Council meetings; and

WHEREAS, it is the desire of this Council to schedule the meetings of the Plaquemines Port, Harbor & Terminal District at 5:00 p.m. or immediately before the Plaquemines Parish Council meetings;

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

Rule 1 of Chapter I of Section 2-18 of the Code of Ordinances for Plaquemines Parish, LA shall be amended and, as amended, re-adopted to read as follows:

“Rule 1. The council, as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, shall meet at 5:00 p.m., or immediately before the regularly scheduled council meeting, or whichever comes first, on the second and fourth Thursdays of each month. On the second Thursday of each month the meeting will be held in the Belle Chasse Council Chambers located at 333 F. Edward Hebert Blvd., Bldg. 203, Belle Chasse, LA 70037. On the fourth Thursday of each month the meeting will be held in the Pointe-a-la-Hache Courthouse located at 18055 Highway 15, Pointe-a-la-Hache, LA 70082. The Port Chairman, or the Port Vice-Chairman in his absence or incapacity, shall have the authority to call special meetings of the Council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District. It is further provided that a two-thirds (2/3) majority of the members of the council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District shall have the authority, by written message to the council secretary, to issue a call for a special meeting of the council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District. The council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, 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 two meetings a month schedule will be implemented beginning the month of January 2020.

SECTION 3

Ordinance Nos. 19-37 and 16-46 are hereby rescinded, annulled and set-aside.

SECTION 4

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 Black 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, Stuart J. Guey,
Carlton M. LaFrance, and Mark Cognevich

NAYS: Commissioners Corey Arbourgh, Benedict Rousselle and Trudy Newberry

ABSENT: Commissioner Richie Blink

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 12th day of December, 2019.

ORDINANCE NO. 19-151

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

An Ordinance creating a policy in which the Port Administration shall update the shared drive on a monthly basis; and otherwise to provide with respect thereto.

WHEREAS, in the past, the Port Administration would provide documentation to the Port Chairman who would place the documents on the shared drive in order for all Commissioners to have access to the information; and

WHEREAS, in an effort to increase efficiency and continuity, it is the desire of this Council to have the Port Administration directly place in the documents on the shared drive;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

It creates a policy in the Port Administration shall update the share drive on a monthly basis.

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.

Council Member Black 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 and
Mark Cognevich

NAYS: None

ABSENT: Commissioner Richie Blink

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 12th day of December, 2019.

RESOLUTION NO. 19-330

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

A Resolution to amend and as amended readopt Resolution No. 19-73, dated February 28, 2019, with regards to the agreement for Information Technology Services with Intelligent Transportation Systems LLC for the provision of IT services; and otherwise to provide with respect thereto.

WHEREAS, Resolution No. 19-73, dated February 28, 2019, authorized the Plaquemines Port, Harbor & Terminal District to enter into a contract for IT Services with Intelligent Transportation Systems, LLC., to design, install and maintain the Port District's security system to include hardware, software, network communications, and other IT tasks are needed; and

WHEREAS, the original agreement was for one year and not exceed \$125,000.000; and

WHEREAS, due to an unforeseen equipment failure it is necessary to increase this agreement amount by \$35,000 through the contract period ending 12/31/2019;

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 amends Resolution 19-73 by authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port Harbor & Terminal District to amend the agreement with Intelligent Transportation Systems LLC., in the amount of \$35,000 due to equipment failure through the contract period ending on December 31, 2019.

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

RESOLUTION NO. 19-331

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

A Resolution to provide Port employee's group coverages consisting of Health, Dental, Vision and Life for the policy period of January 1, 2020, through December 31, 2020; and otherwise to provide with respect thereto.

WHEREAS, the best quotes were received and reviewed for the Port's Health Insurance needs and it is the recommendation of the Executive Director of the Port that the Council authorize acceptance of the following insurance coverage's;

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 acceptance of the recommended quote of:
Blue Cross Blue Shield of Louisiana for **Medical Insurance** at a cost of \$60,163.23 per month or \$721,958.72 per year;
Blue Cross Blue Shield of Louisiana for **Dental Insurance** at a cost of \$2,953.58 per month or \$35,443.01 per year;
Blue Cross Blue Shield of Louisiana for **Vision Insurance** at a cost of \$642.08 per month or \$7,705.00 per year;

Southern National Life/Blue Cross Blue Shield of Louisiana for **Life Insurance** at a cost of \$404.20 per month or \$4,850.40 per year;

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT HARBOR & TERMINAL DISTRICT THAT it hereby authorizes the acceptance of Blue Cross of Louisiana for health, vision and dental insurance coverage and SNL/Blue Cross of Louisiana for life insurance coverage to provide the group insurance for the policy period January 1, 2020, to December 31, 2020, on an employer/employee contributory basis of 83%/17% respectively for health, dental, vision and life coverage.

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

RESOLUTION NO. 19-332

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

A Resolution to Provide Insurance for the Plaquemines Port Harbor and Terminal District for a period of January 1, 2020 through December 31, 2020; and otherwise to provide with respect thereto.

WHEREAS, the best quotes were received and reviewed for the Port's insurance needs and, it is the recommendation of the Executive Director of the Port that the Council authorize acceptance of the following insurance coverage's;

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 acceptance of the quote of:

Hanover Insurance Company for **Hull and Machinery**, at a cost of \$ 83,436.00,
Hanover Insurance Company for **Protection & Indemnity**, at a cost of \$100,032.00,
XL Specialty Insurance/Endurance for **Excess Liability** insurance, at a cost of \$53,300.00;
Safe Harbor Insurance Company for **Vessel Pollution** Insurance, at a cost of \$3,775.00,
Hanover Insurance Company for **General Liability** insurance, at a cost of \$14,905.00,
AGCS Marine Insurance Company for **Equipment Floater** at a cost of \$15,421.00,
LWCC for **Worker's Compensation** insurance for an estimated cost of \$9,214.00,
Imperium Insurance for **Commercial Automobile** insurance, at a cost of \$49,215.27
Lloyd's Underwriters for **Commercial Property** insurance at a cost of \$3,014.44, and
Lloyd's Underwriters for **Terrorism Coverage** at a cost of \$5,672.39.

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

RESOLUTION NO. 19-333

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

A Resolution adopting the addition to the Personnel policies for Plaquemines Port, Harbor & Terminal District (the Port); and otherwise to provide with respect thereto.

WHEREAS, the accounting firm of Camnetar & Co., has made the recommendation that the Plaquemines Parish Council as the sole governing authority of the Plaquemines Port, Harbor & Terminal District formerly adopt the additions to the Operating policies for the Port; and

WHEREAS, Resolution No. 14-223, adopted the Operating policies in order to enhance the Operating Procedures and controls for the Port;

NOW THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby establishes the attached additions to the Vehicle Use Policy and Ethics Policy to the Operating Policies of the Port.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT that it does hereby authorize the Executive Director of the Plaquemines Port, Harbor & Terminal District to amend and update the attached policies as may be needed keeping within the laws of the State of Louisiana.

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

ORDINANCE NO. 19-152

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

An Ordinance adopting the Original Operating Budget of Revenues and Expenditures for the Plaquemines Port, Harbor & Terminal District for the fiscal year beginning January 1, 2020, and ending December 31, 2020; and otherwise to provide with respect thereto.

WHEREAS, Plaquemines Port, Harbor & Terminal District administration submitted to the Plaquemines Parish Council, on October 24, 2019, a Proposed 2018 Operating Budget pursuant to Port Budget Policy; and

WHEREAS, the Parish Council as the governing authority of the Plaquemines Port, Harbor & Terminal District made available copies of the Proposed 2020 Operating Budget for public inspection, published a summary of the proposed budget in the Official Journal and advertised the time and place of public hearings; and

WHEREAS, the Parish Council held public hearings on the proposed Operating Budget as submitted on November 13, 2019;

NOW, THEREFORE:

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

SECTION 1

The estimate of revenues and expenditures for the fiscal year beginning January 1, 2020 and ending December 31, 2020, is hereby adopted to serve as the Operating Budget for the Plaquemines Port, Harbor & Terminal District for all Port Funds; copies of which are on file in the office of the Port Executive Director, the office of the Port Comptroller and in the office of the Plaquemines Parish Council Secretary.

SECTION 2

The Plaquemines Port, Harbor & Terminal District is authorized to spend budgeted funds in accordance with the Plaquemines Parish Government Policy of Budgetary Control adopted by the Plaquemines Parish Council as the governing authority of the Port.

SECTION 3

If any provision or item of this Ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Ordinance which can be given effect without the invalid provisions, items or applications; and to this end, the provisions of this Ordinance are hereby declared severable.

SECTION 4

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.

Council Member Newberry 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 and Mark Cognevich

NAYS: None

ABSENT: Commissioner Richie Blink

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 12th day of December, 2019.

ORDINANCE NO. 19-153

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

An Ordinance adopting the Original Capital Improvement Budget for the Plaquemines Port, Harbor & Terminal District for the five-year period beginning January 1, 2020, and ending December 31, 2024; and otherwise to provide with respect thereto.

WHEREAS, Plaquemines Port, Harbor & Terminal District administration submitted to the Plaquemines Parish Council, on October 24, 2019, the Proposed Capital Improvement Budget pursuant to Port Budget Policy; and

WHEREAS, the Parish Council as the sole governing authority of the Plaquemines Port, Harbor & Terminal District made available copies of the Proposed Capital Improvement Budget for public inspection, published a summary of the proposed budget in the Official Journal and advertised the time and place of public hearings; and

WHEREAS, the Parish Council as the sole governing authority of the Plaquemines Port, Harbor & Terminal District held public hearings on the proposed Capital Improvement Budget as submitted on November 13, 2019;

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

It hereby adopts the Plaquemines Port, Harbor & Terminal District Capital Improvement Budget covering the period of five years beginning January 1, 2020 and ending December 31, 2024; copies of which are on file in the office of the Port Executive Director, the office of the Port Director of Administration and in the office of the Plaquemines Parish Council Secretary.

SECTION 2

The Plaquemines Port, Harbor & Terminal District is authorized to spend budgeted funds in accordance with the Plaquemines Port, Harbor & Terminal District Capital Improvement Budget for the year 2019.

SECTION 3

If any provision or item of this Ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Ordinance which can be given effect without the invalid provisions, items or applications; and to this end, the provisions of this Ordinance are hereby declared severable.

SECTION 4

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.

Council Member Newberry 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 and Mark Cognevich

NAYS: None

ABSENT: Commissioner Richie Blink

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 12th day of December, 2019.

ORDINANCE NO. 19-154

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

An Ordinance establishing a policy of Budgetary Control for the Operating Budget of Expenditures for the Plaquemines Port, Harbor & Terminal District for the fiscal year beginning January 1, 2020, and ending December 31, 2020, and otherwise to provide with respect thereto.

WHEREAS, the Plaquemines Parish Council as the sole governing authority of the Plaquemines Port, Harbor & Terminal District desires to establish a policy of budgetary control for operating expenditures for the 2020 Budget;

NOW, THEREFORE:

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

SECTION 1

The Plaquemines Port, Harbor & Terminal District is authorized to spend budgeted expenditure funds for the fiscal year beginning January 1, 2020 and ending December 31, 2020, for Port Funds, controlled by the financial accounting software defined expenditure account components as follows:

1. Controlled by the Fund/Department/Division/Function -Port Departments
2. Controlled by the Project:
All Capital Projects (non-capital project funds)
3. Controlled by the Fund:
All Capital Projects Funds

SECTION 2

The financial accounting software package defines four possible function categories as follows:

Personal Services
Financial and Related Services
Operating Services and Supplies
Capital Outlay

SECTION 3

If any provision, or item of this Ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Ordinance which can be given effect without the invalid provisions, items or applications; and to this end, the provisions of this Ordinance are hereby declared severable.

SECTION 4

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.

Council Member Newberry 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 and
Mark Cognevich

NAYS: None

ABSENT: Commissioner Richie Blink

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 12th day of December, 2019.

ORDINANCE NO. 19-155

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

An Ordinance to amend the Plaquemines Port, Harbor and Terminal District 2019 Operating Budget of Revenue and Expenditures; and otherwise to provide with respect thereto.

WHEREAS, the Port's 2019 Revenue Budget need to be amended to reflect the additional revenue of Rents & Leases- PILOT in the amount of one hundred thirty-two thousand one hundred twenty dollars (\$132,120); and

WHEREAS, the Port's 2019 Expenditure Budget need to be amended to reflect the additional expense of Other – PILOT Rev Sharing in the amount of one hundred thirty-two thousand one hundred twenty dollars (\$132,120);

NOW, THEREFORE:

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

SECTION 1

The 2019 Operating Revenue Budget is amended as follows:

Fund: 445- Plaquemines Port, Harbor & Terminal District			
Department: 515- Financial Administration			
Division: 2500- General Finance			
Object	Description	Inc/Dec	Amendment
468.275	Rents & Leases- PILOT	Inc	\$132,120
557.820	Other- PILOT Rev Sharing	Inc	\$132,120

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.

Council Member Newberry 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 and Mark Cognevich

NAYS: None

ABSENT: Commissioner Richie Blink

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 12th day of December, 2019.

Commissioner Barthelemy offered 6p with changes.

RESOLUTION NO. 19-334

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

A Resolution designating the Fiscal Agent for the Plaquemines Port, Harbor & Terminal District for the period commencing January 1, 2020 and ending January 1, 2023; and otherwise to provide with respect thereto.

WHEREAS, a proposal was received from Regions Bank as the Fiscal Agent for the Port; and

WHEREAS, a copy of the proposal is on file with the Council Secretary's office;

NOW, THEREFORE:

BE IT RESOLVED, BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby authorizes Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to enter into an agreement with Regions Bank under such terms and conditions as said Executive Director may deem to be in the best interest of the Port and in conformity and no inconsistent with the proposal submitted by Regions Bank.

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

RESOLUTION NO. 19-335

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

A Resolution authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to extend the current agreement for Professional Services with Dwyer, Cambre and Suffern for the provision of legal counsel; and otherwise to provide with respect thereto.

WHEREAS, Resolution No. 19-26 authorized the Port Executive Director to enter into a contract for Professional Services with Dwyer, Cambre & Suffern in order to provide legal counsel and services for a period of one year, ending December 31, 2019; and

WHEREAS, the Administration of the Plaquemines Port, Harbor & Terminal District is requesting an amendment of the current agreement; and

WHEREAS, the current agreement is amended to reflect effective date of January 1, 2019 ending December 31, 2019; and

WHEREAS, it is the desire of the Plaquemines Parish Council to contract for professional services regarding general legal work for the Plaquemines Port Harbor & Terminal District with Dwyer, Cambre & Suffern from January 1, 2020 through December 31, 2020;

NOW, THEREFORE:

BE IT RESOLVED, BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby authorizes Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port Harbor & Terminal District to amend and extend the current agreement, with Dwyer Cambre & Suffern to provide legal services for a period of one year ending on December 31, 2019, not to exceed adopted Legal Services budget, without prior approval of the Plaquemines Parish Council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District.

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

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

RESOLUTION NO. 19-336

On motion of Commissioner Barthelemy, seconded by Commissioner LaFrance and on roll call all members present and voting "YES", except Commissioner Blink who was "ABSENT", the following Resolution was adopted.

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves the minutes of the November 13, 2019 Budget Hearing and the November 14, 2019, regular, Port Meeting, as recorded by the Secretary of this Council.

There being no further business to come before this Council, on motion Commissioner Black, seconded by Commissioner Cognevich and on roll call all members present and voting "Yes", except Commissioner Blink who was "ABSENT", the meeting adjourned at 1:56 p.m.

Chairman

Secretary