

Minutes of a meeting of the Plaquemines Parish Council, as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District, held in the Belle Chasse Council Building Chambers, 333 F. Edward Hebert Blvd., Bldg. 203, Belle Chasse, Louisiana, on Thursday, July 25, 2019, at 1:00 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 Richie Blink
Commissioner Mark Cognevich

Kim M. Toups, Secretary

ABSENT: NONE

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

The Prayer said and the Pledge was recited.

Executive Session matters listed as agenda Item 2a, "*Plaquemines Port, Harbor & Terminal District vs. Plaquemines Parish Council*, 25th JDC Case No. 65-218, Division "A" and agenda item 2b, "In light of the approaching full term of Maynard J. "Sandy" Sanders' current employment contract, there will be a discussion of the Executive Director's character, and professional competence. (La. R.S. 42:17(A)(1)." were withdrawn.

Commissioner Barthelemy moved to Agenda Item 3, "Status Report by the Executive Port Director". Without objection, so ordered. Sandy Sanders advised there was nothing to report.

Under Item 3b, "Financial Report/Budget to Actual", the Port had nothing to report; however, Commissioner Rousselle had questions regarding the format of the report. He said it doesn't reflect the current period of time that the report represents. Paul Matthews said that they would take a look at it and adjust the format as needed.

There being no "Bids or Advertisements" and no "Introduction of Ordinances and Resolutions", Commissioner Barthelemy moved to Agenda Item 6, "Ordinances and Resolutions on Second Read and Final Passage". Without objection, so ordered.

There were no items under 6a.

Agenda Item 6b, "A Resolution to amend Plaquemines Port, Harbor and Terminal District's Accounting and Procedures Manual, to require execution of a written cooperative endeavor agreement, with regards to any task, work, or service provided by any public entity for Plaquemines Port, Harbor and Terminal District, and to require the same regarding any task, work, or service provided by Plaquemines Port, Harbor and Terminal District for any public entity" was withdrawn.

Agenda Item 6c was offered with changes and an amendment to the contract was offered by Commissioner LaFrance and seconded by Commissioner Newberry. The proposed amendment eliminated the words "a political subdivision of the State" on line 4, lines 14-17 were removed in their entirety, on line 87 140% were changed to 110% and on lines 91 & 92 the sentence "In the event that the lease incentive takes effect, the annual 3% increases, in accordance with paragraph C will cease" was removed. Upon roll call, all members present voting "YES", except Commissioners Black, Arbourgh and Guey voting "NO", the amendment was adopted by a vote of 6-3.

RESOLUTION NO. 19-201

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

A Resolution authorizing and directing the Plaquemines Port, Harbor and Terminal District Chairman, ("Port Chairman") to enter into an Employment Contract with Maynard "Sandy" Sanders for services as Port Executive Director, by signing the Employment Contract; to enter into said contract for a term of three years; authorizing and directing the Port Chairman to sign the documents to enter into the contract by the close of business on August 2nd, 2019; and otherwise to provide with respect thereto.

WHEREAS, it is the desire of this Council, as the sole governing authority of the Plaquemines Port, Harbor and Terminal District (the "Port), to enter into a contract for services regarding work as Port Executive Director with Maynard "Sandy" Sanders for a term of three years from the effective date of the Employment Contract;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR AND TERMINAL DISTRICT THAT it hereby authorizes and directs the Plaquemines Port, Harbor and Terminal District Chairman ("Port Chairman") to enter into an Employment Contract (a copy of which is attached as Exhibit "A") with Maynard "Sandy" Sanders for services as Port Executive Director, by signing the Employment Contract, as approved by the Plaquemines Parish Council, to enter into said contract for a term of three years.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR AND TERMINAL DISTRICT THAT it authorizes and directs the Port Chairman to sign the documents to enter into the contract by the close of business on August 2nd, 2019.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE GOVERNING AUTHORITY 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.

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

RESOLUTION NO. 19-202

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

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT THAT it hereby approves the minutes of July 16, 2019, special meeting as recorded by the Secretary of this Council.

There being no further business to come before this Council, on motion Commissioner Rousselle, seconded by Commissioner Barthelemy, and on roll call all members present and voting "Yes", the meeting adjourned at 1:50 p.m.

Chairman

Secretary