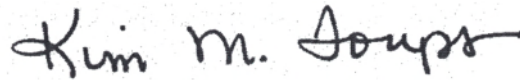


Belle Chasse, Louisiana
March 22, 2023

“PUBLIC NOTICE”

NOTICE IS HEREBY GIVEN that a meeting of the Plaquemines Parish Council as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District will be held at the **Pointe-a-la-Hache Courthouse Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana, and live streamed on YouTube on Thursday, March 23, 2023, at 3:00 p.m.**, as per the Agenda for a meeting of Thursday, March 23, 2023, attached.

Plaquemines Parish Council as the Sole
Governing Authority of the Plaquemines
Port, Harbor & Terminal District



Kim M. Toups, Secretary

**AGENDA FOR THE MARCH 23, 2023,
MEETING OF THE PLAQUEMINES PARISH COUNCIL,
AS THE SOLE GOVERNING AUTHORITY OF THE
PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT,
3:00 P.M., POINTE-A-LA-HACHE CHAMBERS
18055 HIGHWAY 15, POINTE-A-LA-HACHE, LOUISIANA
ALSO STREAMED LIVE ON YOUTUBE**

1. Roll Call, Prayer, and Pledge of Allegiance
2. Executive Session
 - a. Discussion of litigation in accordance with LRS 44:17(A)(2) in regard to Plaquemines Port Harbor & Terminal District, et al vs. Sustainability Partners, LLC, Et al, Docket No. 76739, Div B, 25th Judicial District Court, Parish of Plaquemines, State of Louisiana. COMMISSIONER GUEY
3. Status Report by the Executive Port Director
 - a. Financial Report/Budget to Actual
4. Bids and Advertisements
5. Introduction of Ordinances and Resolutions
6. Ordinances and Resolutions on Second Reading and Final Passage:
 - a. Ordinances and Public Hearings pursuant to Article 6, Section 6.01 E of the Plaquemines Parish Charter:
 - 1) An Ordinance authorizing Charles Tillotson, Executive Director of Plaquemines Port, Harbor and Terminal District to purchase land owned by Todd R. Lavalla; and otherwise to provide with respect thereto. COMMISSIONER GUEY

Digest: In an attempt to increase the economic development and growth of the port, the port is seeking to purchase the Lavalla property, also known as one of the “piano keys”. The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.
 - b. An Ordinance to amend the Plaquemines Port, Harbor & Terminal District’s 2023 Revenue & Operating Expenditure Budget to reinstate the budgeted fee to complete all four phases of the Sustainability Partners (SP) contract; otherwise, to provide with respect thereto. (DEFERRED & CARRIED OVER FROM 3-9-23) COMMISSIONER GUEY

DIGEST The 2023 Adopted Budget omitted the remainder of the PPHTD contracted Payment for Intellectual Property development services rendered. PPHTD committed to a payment plan of \$871,713 between 2021 and 2022 towards a contract agreement for SP to invest \$8 million for the development of the PPPHTD’s Rail connect intellectual property. The Port paid \$573,588.98 in fees before suspension of the contract in 2022, leaving \$298,124.02 of unpaid fees. This ordinance allocates these unpaid fees back to PPHTD’s 2023 Adopted budget as an amendment. The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.
 - c. A Resolution authorizing Charles Tillotson, Executive Director of the Plaquemines Port, Harbor & Terminal District to seek a Motion to Dismiss the Petition for Declaratory Judgment, as well as the Amended and Supplemental Petition for Declaratory Judgment, entitled “Plaquemines Port, Harbor and Terminal District, et al vs. Sustainability Partners, LLC, et al, Docket No. 76739, Div. B, 25th Judicial District Court, Parish of Plaquemines, State of Louisiana”; and otherwise to provide with respect thereto. (DEFERRED & CARRIED OVER FROM 3-9-23) COMMISSIONER GUEY

DIGEST: The Port filed a Declaratory Judgment against Sustainability Partners, et al. on September 19, 2022. However, in an attempt to amicably resolve this matter and explore all economic development options, the Port is considering filing a Motion to Dismiss the Petition for Declaratory Judgment. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- d. A Resolution authorizing Charles D. Tillotson, Executive Director of the Plaquemines Port Harbor & Terminal District to enter into a Professional Services Agreement with The Bridges Group International, LLC for Professional Services to offer advice, guidance and consulting services concerning the execution of Public-Private- Partnerships; and otherwise to provide with respect thereto. (DEFERRED & CARRIED OVER FROM 3-9-23) COMMISSIONER GUEY

DIGEST: The Bridges Group International, LLC is an expert in Public-Private-Partnership (“P3”), and the Port seeks their advice and consulting services. The hourly rate for their services shall not exceed \$90 per hour. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- e. An Ordinance to appropriate funds to the Plaquemines Port, Harbor & Terminal District’s 2023 Revenue & Operating Expenditure Budget, line-item Professional Services – General to onboard Rockwood Steel (RWS); and otherwise to provide with respect thereto. (DEFERRED & CARRIED OVER FROM 3-9-23) COMMISSIONER GUEY

DIGEST – Rockwood Steel (RWS) is currently engaged with Rio Grande Pacific Corporation (RGPC) /New Orleans & Gulf Coast (NOGC) providing grant administration services for Consolidated Rail Infrastructure and Safety Improvements (CRISI), Port Infrastructure Development Grants (PIDP), Rebuilding American Infrastructure with Sustainability and Equity (RAISE) and other rail specific grants. We would share the fifty percent (50%) of grant writing, preparation, and administration cost with RGPC/NOGC to support our infrastructure development aimed at off-setting private or public cost for container rail connections. The Port’s fifty percent (50%) contribution is expected to be \$30,000. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- f. An Ordinance to amend, and as amended readopt, the Plaquemines Parish Code of Ordinances, Section 2-18, “Rules for Transaction of Business Before the Council As the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District”, Chapter 1, “Meetings of the Plaquemines Parish Council As the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District”; and otherwise to provide with respect thereto. (OFFERED BY COUNCIL MEMBER JURISICH, SECONDED BY COUNCIL MEMBER SCHULZ, DISCUSSION HELD AND THEN DEFERRED & CARRIED OVER FROM 3-9-23) COMMISSIONER JURISICH

DIGEST: Rule 1 of Section 2-18 in Chapter 1 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 3:00 p.m. and it is the desire of the Council to change the time of the Plaquemines Port, Harbor & Terminal District meetings to _____ a.m./ p.m. or immediately before the meetings of the Plaquemines Parish Council and to change the days of the Council Meetings to _____.*The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- g. A Resolution to amend the Civil Service Job Description for the Port Director of Finance position as adopted by Resolution No. 19-121, by the Plaquemines Parish Council as the sole governing authority of the Plaquemines Port Harbor & Terminal District and the Plaquemines Parish Civil Service Commission; and otherwise to provide with respect thereto. COMMISSIONER GUEY

Digest: Currently as written, the Port Director of Finance position requires a Certified Public Accountant (“CPA”) certification. This certification is restrictive, and in an attempt to broaden the applicant base, the Port would like to remove the CPA requirement. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- h. An Ordinance authorizing the Executive Director of the Plaquemines Port, Harbor and Terminal District ("Port"), Charles Tillotson to engage the legal services of Breazeale, Sachse & Wilson to explore and begin the process of transitioning the Port from Plaquemines Parish Civil Service to the Louisiana State Civil Service system; and otherwise to provide with respect thereto. COMMISSIONER GUEY

Digest: In order for the Port to remain competitive, the Port must explore civil service options that allow it the opportunity to secure eligible applicants and retain employees in an efficient and effective manner, and the Louisiana Civil Service system is a viable option that the Port is interested in exploring. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- i. An Ordinance authorizing the Executive Director of the Port, Charles Tillotson to enter into and execute a contract with Mercury Public Affairs, Lobbyist, for a period of one year to represent the Plaquemines Port Harbor & Terminal District in any upcoming sessions of the Federal Government, or any other meetings, etc., deemed necessary to protect its interest in all matters; and otherwise to provide with respect thereto. COMMISSIONER GUEY

Digest: To protect the Legislative interests of the Port, the Port seeks to retain the services of a Federal Lobbyist that can offer Legislative guidance and support. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- j. An Ordinance authorizing the Executive Director of the Port, Charles Tillotson to enter into and execute a contract with The Chesapeake Group, Lobbyist, for a period of one year to represent the Plaquemines Port Harbor & Terminal District in any upcoming sessions of the Louisiana State Legislature, or any other meetings, etc., deemed necessary to protect its interest in all matters; and otherwise to provide with respect thereto. COMMISSIONER GUEY

Digest: To protect the Legislative interests of the Port, the Port seeks to retain the services of a State Lobbyist that can offer Legislative guidance and support. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

7. New Business

- a. Introduction of Resolutions wherein suspension is being sought:

8. Approval of the March 9, 2023, regular meeting minutes.