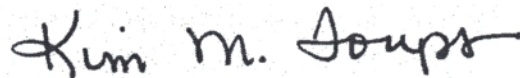


Belle Chasse, Louisiana
April 12, 2023

“PUBLIC NOTICE”

NOTICE IS HEREBY GIVEN that a regular meeting of the Plaquemines Parish Council will be held at the **Belle Chasse Council Chambers, 333 F. Edward Hebert Blvd., Bldg. 203, Belle Chasse, Louisiana, and live streamed on YouTube on Thursday, April 13, at 3:00 p.m., or immediately following the Plaquemines Port, Harbor & Terminal District meeting** as per the Agenda for a meeting of Thursday, April 13, 2023, attached.

Plaquemines Parish Council

A handwritten signature in black ink that reads "Kim M. Toups". The signature is written in a cursive style with a horizontal line under the name.

Kim M. Toups, Secretary

**AGENDA FOR THE APRIL 13, 2023
MEETING OF THE PLAQUEMINES PARISH COUNCIL,
3:00 P.M. OR IMMEDIATELY FOLLOWING THE
PLAQUEMINES PORT, HARBOR & TERMINAL DISTRICT MEETING
BELLE CHASSE COUNCIL CHAMBERS
333 F. EDWARD HEBERT BLVD. BLDG. 203,
BELLE, LOUISIANA
ALSO STREAMED LIVE ON YOUTUBE**

1. Roll Call, Prayer and Pledge of Allegiance
2. Executive Session:
 - a. Pursuant to LRS 44:16-17 discussion of possible prospective litigation regarding joining the Attorney General and other parishes challenging FEMA's Risk Rating 2.0 program and methodology-Attorney Rennie S. Buras, II. (DEFERRED & CARRIED OVER FROM 3-23-23) COUNCIL MEMBER LAFRANCE
 - b. Discussion of litigation in accordance with LRS 44:17(A)(2) in regards to The Louisiana Fruit Company v. Plaquemines Parish Government, Docket No. 67-365, Div. B, 25th Judicial District Court, Parish of Plaquemines, State of Louisiana. Attorney Jacque Touzet and Rennie S. Buras, II. COUNCIL MEMBER LAFRANCE
 - c. Discussion of litigation in accordance with LRS 44:17(A)(2) in regards to Plaquemines Parish Government v. Robert A. Barnett, Continental Casualty Company and XYZ Insurance Company. Attorney William Culver and Jacque Touzet. COUNCIL MEMBER LAFRANCE
3. Proclamations:
 - a. A Proclamation declaring the month of April, 2023 as **"Fair Housing Month"** in the Parish of Plaquemines. COUNCIL MEMBER LAFRANCE
4. Status Report by the Parish President
 - a. Update by Charter Directors:
 - 1) Old Business
 - 2) New Business
5. Bids and Advertisements
6. Beer and Liquor Licenses
7. Building Permits
 - a. Construction Permits:
 - 1) Llox, LLC, Application No. 2023-182, Application Date 3-16-23, Drill the Mustang South Prospect "B", All other structures were permitted with Mustang South Prospect "A", Breton Sound Block 25. COUNCIL MEMBER EDWARDS
 - 2) Crescent Midstream, LLC, Application No. 2023-202, Application Date 3-23-23, Maintenance dredging at the existing MP69 to re-establish boat access., Pass a Loutre. COUNCIL MEMBER EDWARDS
 - 3) Gulf South Pipeline Company, LLC, Application No. 2023-81, Application Date 2-6-23, Proposes abandon-in-place by removal of existing 10-inch natural gas pipelines(Index 293-2 & 293-25) where they cross the Mississippi River near Venice. Gulf South will remove approximately 1500' of each pipeline in response to USACE's Mississippi River Channel (MRSC) Dredging/ Deepening project, Venice Area. COUNCIL MEMBER COGNEVICH

- b. River Oaks West, LLC, Conditional Approval for Permanent RV Park, 26296 Highway 23, Port Sulphur, Louisiana. (DEFERRED & CARRIED OVER FROM 12-8-22, 1-12-23, 1-26-23, 2-9-23, 2-23-23, 3-9-23 & 3-23-23) COUNCIL MEMBER LAFRANCE
- c. Tasty Crème Donuts, Rann Sok, 8921 Highway 23, Belle Chasse, Louisiana. COUNCIL MEMBER GUEY
- d. Lott Boyz II Fireworks, Fireworks Stand Renewal for 2023, 1454 Woodland Highway, Belle Chasse, Louisiana. COUNCIL MEMBER CHAMPAGNE
- e. Max Pratt, RV Trailer in Flood Plain Zoning District, 128 Rabbit Road, Port Sulphur, Louisiana. COUNCIL MEMBER LAFRANCE
- f. Michael Jarreau, RV Trailer in Flood Plain Zoning District, 127 Rabbit Road, Port Sulphur, Louisiana. COUNCIL MEMBER LAFRANCE
- g. Bilwood Smith, Jr., River Oaks RV Park, Conditional Approval for 22 Additional Spaces, 26287 Highway 23, Port Sulphur. COUNCIL MEMBER LAFRANCE
- h. Cypress Cove Marina, Inc., Local C.U.P. # CZM-2023-01, Maintenance Dredging within Cypress Cove Marina Basin, 226 Cypress Cove Road, Venice, LA 70091. COUNCIL MEMBER COGNEVICH

8. Introduction of Ordinances and Resolutions.

9. 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 to amend and as amended readopt Ordinance No. 22-64 Section 2 Subsection 5. Paragraph 7. Subparagraph a. to limit the number recreational vehicle sites for temporary recreational vehicle parks to thirty (30) or less per parcel of property. (DEFERRED & CARRIED OVER FROM 3-9-23 & 3-23-23) COUNCIL MEMBER LAFRANCE

DIGEST: Currently the number of recreational vehicle sites permitted for temporary recreational vehicle parks per parcel of property is only limited to 75% occupancy of the entire parcel of property. If this Ordinance is adopted, no parcel of property regardless of its size shall exceed thirty (30) recreational vehicle sites per parcel of property. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- 2) An Ordinance to amend and as amended readopt Section 21-136 of Chapter 21 of the Parish Code of Ordinances by enacting Subsection (g) which shall provide for the maximum number of recreational unit sites for recreational vehicle parks and campgrounds to thirty (30) per parcel or lot record of property. (DEFERRED & CARRIED OVER FROM 3-9-23 & 3-23-23) COUNCIL MEMBER LAFRANCE

DIGEST: Currently, the number of recreational unit sites permitted for recreation vehicle parks and campgrounds per parcel of property is only limited by necessary infrastructure improvements, setbacks and required frontage. If this Ordinance is adopted, no parcel of property regardless of its size shall exceed thirty (30) recreational unit sites. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- 3) An Ordinance prohibiting the sale of imported shrimp in the Parish of Plaquemines; and otherwise to provide with respect thereto. (DEFERRED & CARRIED OVER FROM 3-9-23 & 3-23-23) COUNCIL MEMBER LAFRANCE

- 4) An Ordinance approving a plan of resubdivision of the property of Galliano Marine Service, LLC, Plaquemines Parish, Louisiana, as shown on a map by GIS Engineering, LLC entitled “Galliano Marine Service, LLC Resubdivision-survey plat showing a

resubdivision of Lots 9 and Lot 10 of Pointe Celeste Farms, into Lot 9A, belonging to Galliano Marine Service, LLC located in Section 19, T17S, R26E, Plaquemines Parish, Louisiana dated November 3, 2022, the owner having fulfilled all 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. (DEFERRED & CARRIED OVER FROM 3-9-23 & 3-23-23) COUNCIL MEMBER LAFRANCE

DIGEST: The owner wants to combine both Lot 9 and 10 into 9A. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- (5) An Ordinance to amend Chapter 13 of the Parish Code of Ordinances by enacting “Article X – Food Truck Regulations,” establishing the rules and regulations regarding the permitting, operation, and sale of food products from mobile vehicles in Plaquemines Parish, Louisiana; and otherwise to provide with respect thereto. COUNCIL MEMBER SCHULZ

DIGEST: The purpose of this Ordinance is to adopt permitting and health and safety regulations relative to the food truck industry. *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 2023 Manpower Structure; and otherwise to provide with respect thereto. (DEFERRED & CARRIED OVER FROM 3-9-23 & 3-23-23) COUNCIL MEMBER LAFRANCE

DIGEST: An Ordinance to amend the 2023 Manpower Structure by creating and funding an Unclassified Communications Manager position in the Public Awareness department; and to unfund the Public Information Officer position in the Public Awareness department. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- c. 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, “Meetings of the Plaquemines Parish Council”; and otherwise to provide with respect thereto. (DEFERRED & CARRIED OVER FROM 3-9-23 & 3-23-23) COUNCIL MEMBER JURISICH

DIGEST: Rule 1 of Section 2-17 in Chapter 1 of the Code of Ordinances provides for the Plaquemines Parish Council 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 following the Port, Harbor & Terminal District meeting 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.*

- d. An Ordinance to amend the 2023 General Fund and Road Maintenance Fund, Operating Expenditure Budget, Disaster Preparedness Department and Road Maintenance Public Right of Way Department; and otherwise to provide with respect thereto. COUNCIL MEMBER LAFRANCE

DIGEST: An ordinance to appropriate \$800,000 to the Disaster Preparedness department and the Road Maintenance Public Right of Way department for equipment and manpower needed to prepare for the approaching hurricane season. Funding source is the fund balance designated for emergencies. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- e. An Ordinance to amend the Five Year Capital Improvements Plan, LRA-Consolidated Government Complex Project; and otherwise to provide with respect thereto. COUNCIL MEMBER CHAMPAGNE

DIGEST: An ordinance to appropriate additional funding received from the Community Development Block Grant (CDBG) for the LRA-Consolidated Government Complex project. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- f. A Resolution giving preliminary approval to the issuance of not to exceed _____ Dollars (\$_____) of Hurricane Recovery Revenue Notes of the Parish of Plaquemines, State of Louisiana, and providing for other matters in connection therewith. COUNCIL MEMBER LAFRANCE

DIGEST: A resolution by the Plaquemines Parish Council to authorize approval to incur debt and issue Hurricane Recovery Revenue Notes. The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- g. A Resolution authorizing Plaquemines Parish Government to join the Attorney General of Louisiana in litigation against FEMA to challenge Risk Rating 2.0; and otherwise to provide with respect thereto. COUNCIL MEMBER LAFRANCE

DIGEST: A Resolution authorizing Plaquemines Parish Government to join the Attorney General of Louisiana in litigation against FEMA to challenge Risk Rating 2.0. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- h. An Ordinance to amend the 2023 Public Health Fund, Operating Expenditure Budget, Ambulances-General Department; and otherwise to provide with respect thereto. COUNCIL MEMBER LAFRANCE

DIGEST: An ordinance to appropriate \$_____ to the Ambulances-General Department to cover the cost of overtime incorrectly paid as straight time for the years 2021 - 2023.. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- i. A Resolution directing the President of the Parish of Plaquemines to issue a formal request to the State of Louisiana to enact legislation directed to the state Department of Health and Human Services (DHH) requiring that the said agency expand its programs testing imported shrimp from outside of the United States, to include testing for all possible harmful substances, and further to pass legislation providing sufficient funding to DHH to enable the establishment of sufficient testing procedures; and otherwise to provide with respect thereto. COUNCIL MEMBER LAFRANCE

DIGEST: A Resolution directing the President of the Parish of Plaquemines to issue a formal request to the State of Louisiana to enact legislation directed to the state Department of Health and Human Services (DHH) requiring that the said agency expand its programs testing imported shrimp from outside of the United States, to include testing for all possible harmful substances, and further to pass legislation providing sufficient funding to DHH to enable the establishment of sufficient testing procedures. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- j. An Ordinance to amend the 2023 General Fund, Operating Expenditure Budget, Recreation-Davant Summer Recreation Program Department; and otherwise to provide with respect thereto. COUNCIL MEMBER EDWARDS

DIGEST: An ordinance to appropriate \$22,938 to the Recreation-Davant Summer Recreation Program Department. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- k. An Ordinance to amend the Five Year Capital Improvements Plan, Repairs-Pointe ala Hache Telecom Tower Project; and otherwise to provide with respect thereto. COUNCIL MEMBER EDWARDS

DIGEST: An ordinance to appropriate \$672,000 to the Repairs-Pointe ala Hache Telecom Tower Project from the Construction-New Courthouse Project for needed repairs to the Pointe ala Hache telecom tower. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- l. An Ordinance to amend the Five Year Capital Improvements Plan, Repairs-Woodlawn/Braithwaite Fire Stations Project; and otherwise to provide with respect thereto. COUNCIL MEMBER EDWARDS

DIGEST: An ordinance to appropriate \$2,000,000 to the Repairs-Woodlawn/Braithwaite Fire Stations Project from the Firefighting Fund Unreserved Undesignated Fund Balance. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- m. An Ordinance to amend the Five Year Capital Improvements Plan, Repairs-Pointe ala Hache Pump Station Project; and otherwise to provide with respect thereto. COUNCIL MEMBER EDWARDS

DIGEST: An ordinance to appropriate \$1,894,614 to the Repairs-PALH Pump Station Project from the Construction-New Courthouse Project and Series 2012-Courthouse Bond Fund Unreserved Undesignated Fund Balance for needed repairs to the Pointe ala Hache pump station. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- n. A Resolution to amend Resolution No. 97-117 and Ordinance No. 19-143; and otherwise to provide with respect thereto. COUNCIL MEMBER SCHULZ

DIGEST: A resolution to amend resolution 97-117 and ordinance 19-143 which established the infrastructure designation and designated all revenues derived from subdivisions, resubdivisions, permits, impact fees and industrial development be included in the fund balance designated for infrastructure. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- o. An Ordinance to amend the 2023 General Fund, Operating Expenditure Budget, Parish Council District 5 Department; and otherwise to provide with respect thereto. COUNCIL MEMBER MCCARTY

DIGEST: An ordinance to appropriate \$5,000 for the purchase of a new computer for the Parish Council District 5 Department. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- p. An Ordinance to amend the Five Year Capital Improvements Plan, Repairs-South Concord Road Project; and otherwise to provide with respect thereto. COUNCIL MEMBER NEWSOM

DIGEST: An ordinance to appropriate \$200,000 to the Repairs-South Concord Road Project from the Fund Balance Designated for Infrastructure. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

- q. An Ordinance to amend the 2023 General Fund, Operating Expenditure Budget, Recreation Facilities & Services Department; and otherwise to provide with respect thereto. COUNCIL MEMBER NEWSOM

DIGEST: An ordinance to appropriate additional funding in the amount of \$2,500 to purchase a vehicle thru the LGAP grant awarded to Plaquemines Parish Government, Ordinance No. 22-151, due to the increase in vehicle purchase price. *The digest is for informational purposes only and is superseded by the language of the actual ordinance or resolution.*

10. Approval of the Minutes from the March 23, 2023, regular meeting.

11. New Business

- a) Introduction of Resolutions Wherein Suspension is Being Sought:
- b) District 9 update. COUNCIL MEMBER COGNEVICH
 - 1) Discussion about Buras sewerage
 - 2) Discussion about Hwy. 11
 - 3) Discussion about Fort Jackson
 - 4) Update on Pointe-a-la-Hache

- c) District 6 update. COUNCIL MEMBER NEWSOM
 - 1) Cleaning of culverts on Highway 23 in Jesuit Bend
 - 2) Cutting out fall ditches in Jesuit Bend

- d) District 1 update. COUNCIL MEMBER EDWARDS
 - 1) Update on Community Center & Recreation