

Minutes of a meeting of the Plaquemines Parish Council, held in the Pointe-a-la-House Courthouse Council Chambers, 18055 Hwy. 15, Pointe-a-la-Hache, Louisiana on Thursday, June 24, 2021, at 4:00 p.m., pursuant to notice to all members with a quorum present as follows:

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

Kim M. Toups, Council Secretary

ABSENT: Council Member W. Beau Black

The Prayer and Pledge of Allegiance were dispensed with.

President Lepine and Charter Directors Crystal Taylor, Todd Eppley and Scott Rousselle were present representing the Administration.

The following items were deferred:

- 7a(1), “Woodland Borrow Pits, LLC (North), Application No. 2021-90, dated January 22, 2021, continuation of existing borrow pit operation, Ironton Area;
- 7a(2), “Gillen Engineering, LLC, Application No. 2021-282, dated March 26, 2021, drill six boring for the Glen Oaks Development (four-multi family structures), intersection of Russell Drive and LA Highway 23, Belle Chasse”;
- 7a(3), “Plaquemines Dirt & Clay, LLC, Application No. 2021-335, dated April 16, 2021, continuation of existing borrow pit operation, 22222 Highway 23, Port Sulphur”;
- 7a(4), “Woodland Borrow Pits, LLC (North), Application No. 2021-402, dated April 29, 2021, continuation of existing Woodland Borrow Pit Operation, 17300 Highway 23, Port Sulphur”;
- Item 9b, “A Resolution to establish a one-year moratorium prohibiting the receipt of any permit application and/or the issuance of any permit for the construction, addition or extension of any borrow pit or any other pits or the extraction of dirt, soil, clay, sand, gravel or earth within the boundaries of the Parish of Plaquemines in order to allow the Plaquemines Parish Government time to review, regulate and restrict the operation and construction of said pits or extractions; and further, to establish guidelines, policies and procedures related thereto, and furthermore to ensure that the safety, health and welfare of the people and property of this Parish are protected; and otherwise to provide with respect thereto” was deferred for the fourth time; therefore, this matter fell off the agenda;
- Agenda Item 9f, “A Resolution authorizing the Parish President, Kirk M. Lepine, for and on behalf of the Plaquemines Parish Government to enter into an agreement with Jefferson Parish Finance Authority for the purpose of allowing low to moderate income borrowers of Plaquemines Parish to participate in the Authority’s Southern Mortgage Assistance Program and Lagniappe Advantage Program; and otherwise to provide with respect thereto” was deferred; and
- 11c, “District 8 update”.

Agenda Item 9g, “A Resolution expressing Plaquemines Parish’s opposition to HB535 which provides for a coastal exclusion zone, the prohibition of the taking of menhaden in the exclusion zone and the prohibition of the use of certain vessels and equipment in the exclusion zone; and otherwise to provide with respect thereto” was withdrawn.

Council Member Cognevich moved to Agenda Item 2, “Executive Session”. Without objection, so ordered.

RESOLUTION NO. 21-175

On motion of Council Member Cognevich, seconded by Council Member Blink, and on roll call all members present and voting “YES”, except Council Member Black who was “ABSENT”, the following Resolution was adopted:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby resolves itself into Executive Session at 4:01 p.m. for the purpose of hearing a report and recommendations and strategy advice for the management of litigation from its attorney concerning: Executive Session pursuant to LRS 42:17 (A)(10) to receive attorney-client privileged information related William Hall, III v. The Parish of Plaquemines, also referred to as the Plaquemines Parish Government, Case No. 63-150, 25th Judicial District for the State of Louisiana, Division “B.”

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby came out of Executive Session at 4:24 p.m. with no final or binding action taken.

Council Member Barthelemy advanced to Agenda Item 11a(2).

On motion of Council Member Cognevich, seconded by Council Member Blink and on roll call all member present voting “YES, except Council Member Black who was “ABSENT”, the Motion to Suspend the Rules to add a Resolution entitled, “A Resolution authorizing settlement authority to the Parish Attorney and for him to do all things necessary and proper to enter into settlement negotiations in *William Hall, III v. The Parish of Plaquemines, also referred to as the Plaquemines Parish Government, Case No. 63-150, 25th Judicial Court for the State of Louisiana, Division “B”*; and otherwise to provide with respect thereto.” for consideration at today’s meeting was adopted by a vote of 8-0.

R E S O L U T I O N N O . 2 1 - 1 7 6

On motion of Council Member Cognevich, seconded by Council Member Blink, and on roll call all members present and voting “YES”, except for Council Member Black who was “ABSENT”, the following Resolution was adopted:

A Resolution authorizing settlement authority to the Parish Attorney and for him to do all things necessary and proper to enter into settlement negotiations in *William Hall, III v. The Parish of Plaquemines, also referred to as the Plaquemines Parish Government, Case No. 63-150, 25th Judicial Court for the State of Louisiana, Division “B”*; and otherwise to provide with respect thereto.

WHEREAS, the Parish Attorney seeks settlement authority and to enter into good faith settlement negotiations in the matter *William Hall, III v. The Parish of Plaquemines, also referred to as the Plaquemines Parish Government, Case No. 63-150, 25th Judicial Court for the State of Louisiana, Division “B”*;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Parish Attorney is hereby authorized settlement authority and to do all things necessary and proper to enter into settlement negotiations in the matter *William Hall, III v. The Parish of Plaquemines, also referred to as the Plaquemines Parish Government, Case No. 63-150, 25th Judicial Court for the State of Louisiana, Division “B”*;

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Secretary of this Council hereby authorized and directed to immediately certify and release this Resolution and that Parish employees and officials are authorized to carry out the purpose of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

There being no matters under Agenda Item 3, “Proclamations”, Council Member Cognevich moved to Agenda Item 4, “Status Report by the Parish President”. Without objection, so ordered. The following was reported by President Lepine:

- COVID UPDATE: There are 1,875 positive cases in the Parish and the positivity rate is 0.9% as of June 9th. Vaccines are available at the Plaquemines Parish Health Department, Plaquemines Medical Center, Delta Drugs and Plaquemines Pharmacy;

- The Will to Skill Cohort 4 Pilot Program will teach CDL skills and provide certification. This one mandatory meeting will be held on July 1, 2021, from 9:00 a.m. to 11:00 a.m. in the Belle Chasse Government Complex Multi-Purpose Center and also on July 1, 2021, from 6:00 p.m. to 8:00 p.m. in the Plaquemines Parish Learning Center; and
- The LSPCA will be holding a vaccine clinic on June 27, 2021, from 9:00 a.m. to noon. LSPCA will be giving core vaccine, microchips if needed, and rabies tags for only \$5.00. Free I.D. tags, food pantry assistance, spay and neuter assistance and tons of other information.

Council Member Cognevich moved to Agenda Item 9i.

RESOLUTION NO. 21-177

On motion of Council Member Guey, seconded by Council Member Arbourgh, and on roll call all members present and voting “YES”, except Council Member Black who was “ABSENT”, the following Resolution was adopted:

A Resolution granting conditional approval for a plan of subdivision of River Chasse Properties, LLC, Plaquemines Parish, Louisiana, Lots 11 through 20 into Lots 11A, 13A, 15A, 17A and 19A, Square 50, Belle Chasse Townsite, by Bryant Hammett and Associates, certified by Hugh McCurdy, III, P.L.S., dated October 12, 2020 revised May 5, 2021, without cost to Plaquemines Parish Government or the Parish of Plaquemines.

WHEREAS, River Chasse Properties, LLC, is the owner of the property as shown on map of subdivision, by Bryant Hammett and Associates, certified by Hugh McCurdy, III, P.L.S., dated October 12, 2020 revised May 5, 2021, herein attached; and

WHEREAS, River Chasse Properties, LLC, as owner of the property, plans to subdivide said property into 5 lots shown as Lots 11A, 13A, 15A, 17A and 19A as shown on map of subdivision by Bryant Hammett and Associates, certified by Hugh McCurdy, III, P.L.S., dated October 12, 2020 revised May 5, 2021, a copy of which is on file in the Permits, Planning & Zoning Department of Parish of Plaquemines; and

WHEREAS, the design of all public utilities, services and facilities to be provided in the subdivision according to said plan have been approved by all Department Superintendents or Boards charged with the responsibility of maintaining and inspecting said public utilities, services and facilities;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the above described plan of subdivision of the property of River Chasse Properties, Plaquemines Parish, Louisiana, Lots 11 through 20 into Lots 11A, 13A, 15A, 17A and 19A, Square 50, Belle Chasse Townsite, by Bryant Hammett and Associates, certified by Hugh McCurdy, III, P.L.S., dated October 12, 2020 revised May 5, 2021, a copy of which is annexed hereto and made a part hereof, be conditionally approved, and the approval of all appropriate Parish Department Heads of the above described plan of subdivision be ratified.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the President of Plaquemines Parish Government be and is hereby authorized to execute any and all acts and all acts and documents necessary and property in the premises to give full force and effect to the Resolution.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT conditional approval of the plan shall be authority for the owners of the subdivision only to proceed with construction and installation of the improvements and work in order to comply with the requirements of the Ordinance No. 96-41, as amended, Plaquemines Parish Subdivision Ordinance, and shall not authorized said owners to sell any lots in the proposed subdivision.

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 officials and employees are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

Council Member Cognevich moved to Agenda Item 9j.

ORDINANCE NO. 21-60

The following Ordinance was offered by Council Member Arbourgh who moved its adoption:

An Ordinance to amend the 2021 Criminal Court Fund, Operating Expenditure Budget, Criminal Court Department; and the 2021 General Fund, Operating Revenue Budget; and otherwise to provide with respect thereto.

WHEREAS, after a review of the 2021 Operating Expenditure Budget, an amendment is necessary for the Criminal Court Department;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The 2021 Criminal Court Fund, Operating Expenditure Budget, Criminal Court Department, is amended as follows:

Fund: 114 Criminal Court Fund			
Dept/Div: 328-2088 Criminal Court Department			
Object	Description	Inc/ Dec	Amendment
587.105	Other Transfer Residual Equity	Dec	(93,000)
553.305	Juror & Witness Fees	Inc	93,000

SECTION 2

The 2021 General Fund, Operating Revenue Budget is amended as follow:

Fund: 001 General Fund			
Dept/Div: 515-2500 Financial Administration Dept.			
Object	Description	Inc/ Dec	Amendment
482.005	Residual Equity Transfer Criminal Court	Dec	(93,000)

SECTION 3

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Guey 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., Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Council Member W. Beau Black

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 24th day of June, 2021.

Council Member Cognevich reverted back to Agenda Item 4a, "Update by Charter Directors". Without objection so ordered. The following matters were addressed:

- Council Member Newberry requested that the information about the opportunities' provided by a grant to the Libraries for an early literacy program and tablets provided to all of the libraries be placed on the Parish website and social media;
- Council Member Rousselle asked for an update on the work requests submitted for the drainage problems on Protti, Clausen and Cedar and was told by Scott Rousselle that the ditch on Protti Drive has been dug, the land owner is installing the pipe and the long boom has been moved to Augusta Canal. Todd Eppley provided a report on the Ft. St. Leon Drainage project wherein he said final submittal was due by June 18th but, the consultant was not ready. He said the cost estimate was received today and early submittals should be received by next week. Mr. Eppley provided an update on the Water Intake Plant stating there is still no permit from the USACE. The project information was sent to the new consultant, one that deals with the USACE on a regular basis, and hopefully the permit will be finished in the next two weeks. Council Member Rousselle asked if getting the new consultant would cost more and Mr. Eppley said it would;
- Council Member Barthelemy said the long boom is on the Eastbank and it has been cleaning out ditches; however, the problem is the main ditches along Hwy 15 and 39;
- Council Member LaFrance asked where we stand with getting the lights on the Highway flagged and fixed. Scott Rousselle said they were delayed due to the rain but hopefully next week they will get someone out there at night to flag them. Council Member LaFrance said that from Fermin's southward the ditches are holding alligators. He said it is a big problem with alligators but, if the ditches could be sprayed, that would help tremendously. Scott Rousselle said the alligators are out all over and President Lepine said they will look into the alligator issue. Council Member Barthelemy said he could relate because there is an alligator in the Davant swimming pool and they can't get him out;
- Council Member LaFrance said he taped the lights that were out from the northern end of the Westbank to Pointe-a-la-Hache.
- Council Member Blink said that during the last rain event he went to the Pump Stations and saw that the water was having trouble getting to the pumps. He has submitted some work requests about trees in ditches and possibly by just doing some minimal work a lot of the problems could be alleviated;
- Council Member Cognevich said Robert Morgan had some work done around the reservoir and he was trying to find out what company did the work so the Parish can get them to do some work; and
- Council Member Blink said he has been putting downed street signs onto light poles and that if the Parish could give any new signs to him and some bolts he could put those up on the light poles also. This would alleviate the need to spray or cut grass around the signs.

There being no Bids and Advertisements, Council Member Cognevich moved to Agenda Item 6, "Beer and Liquor Licenses". Without objection, so ordered.

RESOLUTION NO. 21-178

On motion of Council Member Rousselle, seconded by Council Member Cognevich, and on roll all members present and voting "YES", except Council Member Black who was "ABSENT", the following Resolution was adopted:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following application for permit to engage in the sale of liquor and/or beer only in the Parish of Plaquemines for the year 2021 is hereby approved: 190 Octane Retail, LLC, “New Orleans Original Daiquiris”, Table 2, Class A-Retail Liquor, 8102 Highway 23, Belle Chasse, LA; Big Drink, LLC, “Sudz Tavern”, 106-E Barrier Road, Belle Chasse, Table 2, Class A-Retail Liquor.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following special event/temporary beer/liquor permit is hereby issued to Gregory Ingram with Party Boys for The Ultimate Party fundraiser on July 10, 2021, from 1:00 p.m. until 6:00 p.m. at Ironton Park, Ironton.

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 officials and employees are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

Council Member Cognevich moved to Agenda Item 7, “Building Permits”. Without objection, so ordered.

RESOLUTION NO. 21-179

On motion of Council Member LaFrance, seconded by Council Member Blink, and on roll call all members present and voting “YES”, except Council Member Black who was “ABSENT”, the following Resolution was adopted:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following application for construction permit in the Parish of Plaquemines is hereby approved: Gerard Romagurea, Application No. 2021-471, dated May 24, 2021, install earth anchors to approximately 50 feet of existing bulkhead to help strengthen, 710 Martin Lane (Lot #152) Port Sulphur.

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.

RESOLUTION NO. 21-180

On motion of Council Member LaFrance, seconded by Council Member Blink, and on roll call all members present and voting “YES”, except Council Member Black who was “ABSENT”, the following Resolution was adopted:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following applications for construction permits in the Parish of Plaquemines are hereby approved: Martin Energy, Application No. 2021-530, dated June 14, 2021, excavate a borrow ditch and use material to build ring levee at an existing well site, install land based drilling rig and drill the Encalade Well No. 1, Empire Oil and Gas Field.

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.

Council Member Cognevich moved to Agenda Item 8, “Introduction of Ordinances and Resolutions”. Without objection, so ordered. The following legislation was introduced:

1. An Ordinance amending the Library Services Fund, 2021 Operating Revenue and Expenditure Budgets; and otherwise to provide with respect thereto. COUNCIL MEMBER COGNEVICH

2. An Ordinance to amend the 2021 Boat Harbors & Shipyards Fund, Operating Expenditure Budget, Boat Harbors Venice Department; and otherwise to provide with respect thereto. COUNCIL MEMBER COGNEVICH
3. An Ordinance to amend the 2021 General Fund, Operating Expenditure Budget, Legal Services Department, for settlement of Case Number 63-150, 25th JDC Division “B”; and otherwise to provide with respect thereto. COUNCIL MEMBER COGNEVICH
4. An Ordinance to amend the 2021 General Fund, Manpower Structure and Operating Expenditure Budget; and otherwise to provide with respect thereto. COUNCIL MEMBER BLINK
5. An Ordinance to amend the 2021 General Fund, Operating Expenditure Budget, Buildings-General Department; and otherwise to provide with respect thereto. COUNCIL MEMBER ROUSSELLE
6. A Resolution in support of resuming Federal Offshore Leasing in the Gulf of Mexico; and otherwise to provide with respect thereto. COUNCIL MEMBER ARBOURGH
7. An Ordinance to amend the 2021 General Fund, Operating Expenditure Budget, Flood Control-General Department; and otherwise to provide with respect thereto. COUNCIL MEMBER BARTHELEMY

Council Member Cognevich moved to Agenda Item 9, “Ordinances and Resolutions on second reading and final passage”. Without objection, so ordered.

ORDINANCE NO. 21-61

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

An Ordinance authorizing Plaquemines Parish Government’s President to enter into transactions with the La. DOTD for sale of property rights and grant of servitude for STATE PROJECT NO. H.004791 F. A. P. NO. H004791 LA. 23: BELLE CHASSE BRIDGE AND TUNNEL (HBI) ROUTE: LA 23 AND LA 3017 PLAQUEMINES AND JEFFERSON PARISH; and otherwise to provide with respect thereto.

WHEREAS, CSRS, an agent for La. DOTD, in two separate notices dated March 9, 2021, notified Parish President Lepine that State Project No. H.004791 has been programmed for construction and that property rights in the name of Plaquemines Parish Commission Council were required for construction of the project; and

WHEREAS, the first notice identified Parcel No. 5-1, comprising an area of 40.2 sf (0.001 acres) as being required in fee; and

WHEREAS, in the notice La. DOTD offered to purchase Parcel No. 5-1 for just compensation of \$72.00 per appraisal report from Roberto J. Aguilar dated Jan. 21, 2021; and

WHEREAS, Parcel No. 5-1 is described in the appraisal report and proposed La. DOTD sale document attached hereto and is shown in the attached La. DOTD survey plat dated 8/20/20; and

WHEREAS, the second notice identified Parcel No. 11-1-C-1 as being a Temporary Construction Servitude, comprising an area of 517 sf (0.012); and

WHEREAS, in the second notice La. DOTD offered to purchase Parcel No. 11-1-C-1 servitude rights for just compensation of \$860.00 for term of four years per appraisal report of The Lak old Group, LLC dated Jan. 26, 2021; and

WHEREAS, Parcel 11-1-C-1 is described in the appraisal report and proposed La. DOTD Temporary Construction Servitude agreement attached hereto and is shown in the attached La. DOTD survey plat dated 8/20/20; and

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

Plaquemines Parish Government's President, Kirk Lepine, is hereby authorized to enter into the Sale of Parcel No. 5-1 to the La. DOTD for just compensation of \$72.00 as offered per the Sale transaction proposed by the La. DOTD after approval by the Parish Legal Department. That parcel is described as follows:

One (1) tract or parcel of land, together with all the improvements situated thereon, and all of the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appearing, situated in Section 30, Township 14 South, Range 24 East, Southeastern West of the Mississippi River Land District, Plaquemines Parish, Louisiana, identified as PARCEL NO. 5-1 As shown on Sheet No. 5 of the property map for STATE PROJECT NO. H.004791, F.A.P. No. H004791, LA 23: BELLE CHASSE BRIDGE AND TUNNEL (HBI), ROUTE: LA 23 AND LA 3017, PLAQUEMINES AND JEFFERSON PARISH, LOUISIANA, prepared by Robert A. Price, Licensed Professional Land Surveyor, dated 8/20/2020, most recently revised 10/06/2020, said map being attached hereto and made a part hereof, which property is more particularly described as follows:

PARCEL NO. 5-1

From a point on the centerline of State Project No. H.004791, at Station 88+44.60, proceed S46 29'04"W a distance of 111.23 feet to the point of beginning; thence proceed along a curve to the left having a radius of 250.00 feet, whose length is 14.77 feet and whose chord length is 14.76 feet and bears S01 20'16"E to a point and corner; thence proceed along a curve to the left having a radius of 1250.87 feet, whose length is 10.06 feet and whose chord length is 10.06 feet and bears N35 07'30"W to a point and corner; thence proceed N39 49'23"E a distance of 8.50 feet to the point of beginning, All of which comprises Parcel 5-1 as shown on Sheet 5 of the Right of Way Plans of State Project No. H.004791, and contains an area of 40.2 square feet or 0.001 acres.

SECTION 2

Plaquemines Parish Government's President Kirk Lepine, is hereby authorized to enter into the Temporary Construction Servitude covering Parcel 11-1-C-1 for just compensation of \$860.00 offered by the La. DOTD after approval of the Parish Legal Department. That parcel is described as follows:

One (1) temporary servitude on, over and across one (1) certain tract or parcel of land, together with all the improvements situated thereon, situated in Section 30, Township 14 South, Range 24 East, Southeastern West of the Mississippi River Land District, Plaquemines Parish, Louisiana, identified as PARCEL NO. 11-1-C-1 as shown on Sheet No. 11 of the property map for STATE PROJECT NO. H.004791, F.A.P. No. H004791, LA 23: BELLE CHASSE BRIDGE AND TUNNEL (HBI), ROUTE: LA 23 AND LA 3017, PLAQUEMINES AND JEFFERSON PARISH, LOUISIANA, prepared by Robert A. Price, Licensed Professional Land Surveyor, dated 8/20/2020, most recently revised 1/19/2021, said map being attached hereto and made a part hereof, which property is more particularly described as follows:

Parcel 11-1-C-1

From a point on the centerline of State Project No. 4.004791, at Station 208+95.37, proceed S85 55'31"W a distance of 51.60 feet to the point of beginning; thence proceed S10 03'50"E a distance of 51.68 feet to a point and corner; thence proceed S79 47'36"W a distance of 10.00 feet to a point and corner; thence proceed N10 03'50"W a distance of 51.71 feet to a point and corner; thence proceed N79 56'10"E a distance of 10.00 feet to the point of beginning. All of which comprises Parcel 11-1-C-1 as shown on Sheet 11 of the Right of Way Plans of State Project No. H.004791, and contains an area of 517.0 square feet or 0.012 acres.

SECTION 3

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Arbourgh 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., Corey Arbourgh and Stuart J. Guey

NAYS: Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

ABSENT: Council Member W. Beau Black

PRESENT BUT NOT VOTING: None

And the Ordinance FAILED on this the 24th day of June, 2021.

Council Member Rousselle offered Agenda Item 9a(2) with changes.

ORDINANCE NO. 21-62

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

An Ordinance to authorize the private sale for the restricted use of 649.11 acres of surplus Plaquemines Parish Government lands in Plaquemines Parish; and otherwise to provide with respect thereto.

WHEREAS, pursuant to Ordinance No. 17-88 adopted July 13, 2017, and as amended by Ordinance No. 18-65, adopted June 14, 2018, the Plaquemines Parish Council (“Council”) authorized the public sale for restricted use of 650.11 acres of land owned and declared surplus by Plaquemines Parish Government (“PPG”) as shown in Exhibit A and as described in Exhibit B to Ordinance No. 18-65; and

WHEREAS, since the adoption of Ordinance No. 18-65, the survey and description of the surplus property proposed for private sale has been amended to show a total of 649.11 acres per the attached amended survey and property description; and

WHEREAS, the 649.11 acres was appraised at a fair market value of \$5,000 per acre per appraisal report dated June 6, 2021; and

WHEREAS, PPG’s Legal Department and Administration have determined since the adoption of Ordinance No. 17-88 that PPG can participate in a private sale of surplus land with private entities; and

WHEREAS, Article VII, Section 14 (C) of the Louisiana Constitution of 1974 provides that “For a public purpose, the State and its political subdivisions or political corporations may engage in cooperative endeavors with each other, with the United States or its agencies or with any public or private association, corporation or individual”; and

WHEREAS, the Woodlands Conservancy, a non-profit organization under the Louisiana law, desires to acquire the 649.11 acres of land from PPG for the appraised fair market price of \$5,000 per acre and immediately thereafter enter into an Act of Donation of Conservation Servitude with the Land Trust for Louisiana, another non-profit organization under Louisiana law; and

WHEREAS, the purpose of the conservation servitude is to forever conserve the open condition, natural and scenic values, biological diversity and ecological services of the property and prevent any use of the property that would impair or interfere with the conservation values of the property and preserve those values; and

WHEREAS, the conservation covenants, conditions and restrictions under the Act of Donation and Conservation Servitude will run with the land and burden the property in perpetuity; and

WHEREAS, the Woodlands Conservancy desires to enter into a purchase agreement with PPG for the purchase of the 649.11 acres of property at the appraised fair market value of \$5,000 per acre contingent upon the commitment in that purchase agreement to enter into Act of Donation of Conservation Servitude with the Land Trust for Louisiana with covenants, conditions and restrictions that will bind the property in perpetuity for conservation purposes; and

WHEREAS, the sale of this surplus property to the Woodlands Conservancy and the Act of Donation of Conservation Servitude to the Land Trust for Louisiana will constitute a sale of the property on a restricted use basis requiring maintenance and preservation of existing wetlands and bottomland hardwoods for ecological conservation, wetlands education and passive public recreational use; and

WHEREAS, in addition to purchase of the property as set forth above, the Woodlands Conservancy will agree to accept and pay for servitudes of ingress and egress and parking at fair market values;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

It hereby reaffirms that the 649.11 acres as shown in the attached survey and as described in the attached property description are not needed for public use and remains surplus property of PPG.

SECTION 2

Based on the new recommendation from the Legal Department, it hereby authorizes the Parish President to prepare a purchase agreement between PPG and Woodlands Conservancy for private sale the 649.11 acres as shown in the attached survey and property description at a fair market value price of \$5,000 per acre subject to and contingent upon Woodlands Conservancy's entering into Act of Donation of Conservation Servitude with conditions, restrictions and covenants that run with the land and burden the property in perpetuity.

SECTION 3

It hereby finds that the sale of this surplus property to the Woodlands Conservancy and the Act of Donation of Conservation Servitude to the Land Trust for Louisiana will constitute a sale of the property on a restricted use basis requiring maintenance and preservation of existing wetlands and bottomland hardwoods for ecological conservation, wetlands education and passive public recreational use and serve a public purpose.

SECTION 4

The Secretary of this Council is hereby authorized to immediately certify and release this Ordinance and that PPG 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 Blink 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., Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Council Member W. Beau Black

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 24th day of June, 2021.

Council Member Cognevich advanced to Agenda Item 9e and offered it with changes.

ORDINANCE NO. 21-63

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

An Ordinance to repeal Ordinance No. 18-66; declaring surplus and granting servitudes to purchaser of 649.11 acres of surplus land; and otherwise to provide with respect thereto.

WHEREAS, the proposed servitudes have changed since the adoption of Ordinance No. 18-66; and

WHEREAS, pursuant to Ordinance No.17-88 as amended and re-adopted by Ordinance Nos. 18-65 and 21-62 the Plaquemines Parish authorized the private sale for restricted use of 649.11 acres of land owned by Plaquemines Parish Government (“PPG”); and

WHEREAS, the 649.11 acre tract lacks ingress, egress and parking space that is required for proposed private sale purchaser to access and use for parking; and

WHEREAS, PPG owns land that adjoins the 649.11 acre tract and desires to grant prospective purchaser a 3.016 acre ingress and egress servitude and a 1.167 acre parking servitude over and across its adjoining land at a fair market value of for both servitudes; and

WHEREAS, PPG has appraised these servitudes across its adjoining lands at a total fair market value of \$12,040.00 per appraisal report dated June 6, 2021;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

It hereby repeals Ordinance No. 18-66.

SECTION 2

It hereby declares surplus and agrees to grant and convey to the purchaser of the 649.11 acre tract ingress and egress and parking servitudes across and over PPG lands as shown in the two sheet survey plat attached hereto as Exhibit A and as described in two pages attached hereto as Exhibit B for fair market value of \$12,040.00.

SECTION 3

The Secretary of this Council is hereby authorized to immediately certify and release this Ordinance and that PPG 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 Cognevich 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., Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Council Member W. Beau Black

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 24th day of June, 2021.

Council Member Cognevich reverted back to Agenda Item 9a(3).

ORDINANCE NO. 21-64

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

An Ordinance approving a plan of resubdivision of Lot JJ-2, Section 31, T20S, R29E, Southeastern District of Louisiana, West of the Mississippi River, Triumph, Plaquemines Parish, Louisiana, into Lots JJ-2A and JJ-2B, Section 21, T20S, R29E, Southeastern District of Louisiana, West of the Mississippi River, Triumph, Plaquemines Parish, Louisiana, shown on the plan and plat of survey by Dufrene Surveying & Engineering, Inc. dated March 15, 2021, the owner having fulfilled all of 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.

WHEREAS, Jesse and Victoria Jones, Jr., are the owners of the property known as Lot JJ-2, Section 31, T20S, R29E, Southeastern District of Louisiana, West of the Mississippi River, Triumph, Plaquemines Parish, Louisiana, as more fully shown on the plan and plat of resubdivision by Dufrene Surveying & Engineering, Inc., dated March 15, 2021, a print whereof is annexed hereto and made part hereof; and

WHEREAS, Jesse and Victoria Jones, Jr., as the owners of said property, have proposed the resubdivision of Lot JJ-2, section 31, T20S, R29E, Southeastern District of Louisiana, West of the Mississippi River, Triumph, Plaquemines Parish, Louisiana, into JJ-2A and JJ-2B, Section 31, T20S, R29E, Southeastern District of Louisiana, West of the Mississippi River, Triumph, Plaquemines Parish, Louisiana, as more fully shown on said plan; and

WHEREAS, all streets, utilities, drainage structures and other improvements shown on the aforementioned map of survey are in place; and

WHEREAS, the owner/developer understands that he and subsequent owners of the property is responsible for the cost, installation, maintenance or improvements of the sewerage and water infrastructure to connect to the public utilities shown on the aforementioned map; and

WHEREAS, the owner/developer understands that he and subsequent owners of the property will be responsible for the maintenance of future and all existing non-dedicated streets, roads, right of ways, utilities, drainage and structures and other improvements shown on the aforementioned plan and plat of survey are in place; and

WHEREAS, the Plaquemines Parish Government accepts no responsibility or liability for the construction, maintenance or improvements of any future or now existing non-dedicated streets, roads, right of ways, utilities, drainage structure and other improvements that may be shown on the aforementioned plan and plat of survey; and

WHEREAS, the owner/developer and subsequent owners of the property shall be responsible for the construction and maintenance of future and all existing non-dedicated streets, roads, rights of ways, utilities, drainage structures and other improvements that may be shown on the aforementioned plan and plat of survey;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The aforesaid plan of resubdivision of property, Lot JJ-2, Section 21, T20S, R29E, Southeastern District of Louisiana, West of the Mississippi River, Triumph, Plaquemines Parish, Louisiana, into Lots JJ-2A and JJ-2B, Section 31, T20S, R29E, Southeastern District of Louisiana, West of the Mississippi River, Triumph, Plaquemines Parish, Louisiana, as shown on the plat and plan of survey by Dufrene Surveying & Engineering, Inc., dated March 15, 2021, a print whereof is annexed hereto and made a part hereof, is hereby approved, and that the approval of the Parish President, Directors and all appropriate Parish Department Heads of the aforesaid plan and plat of survey be ratified.

SECTION 2

The Parish President be and is hereby authorized to appear before a Notary Public and execute the approved aforesaid plan or resubdivision of owner as depicted on plan and plat of survey by Dufrene Surveying & Engineering, Inc., dated March 15, 2021, for the Parish of Plaquemines and the Plaquemines Parish Government, and to execute any and all acts and documents necessary and proper in the premises to give full force and effect to aforesaid Ordinance.

SECTION 3

The Plaquemines Parish Government accepts no responsibility or liability for construction, maintenance or improvements of any future or now existing non-dedicated streets, roads, right of ways, utilities, drainage structures and other improvements that may or may not be shown on the aforementioned plan and plat of survey or later developed.

SECTION 4

The Council Secretary is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Blink 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., Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Council Member W. Beau Black

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 24th day of June, 2021.

ORDINANCE NO. 21-65

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

An Ordinance to amend and amended to readopt Section IV of Ordinance No. 142, the Comprehensive Zoning Ordinance of Plaquemines Parish, Louisiana, as amended, and the “Comprehensive Zoning District Map” therein adopted by reference and which is paraphed thereto, with reference to Application No. 2021-460, dated March 9, 2021.

WHEREAS, a proposed Map Change was filed by Kenneth Begovich (Application No. 2021-460, dated March 9, 2021) to consider Map Change; and

WHEREAS, after a public hearing was held on June 8, 2021, providing all interested parties and the public with an opportunity to be heard regarding the proposed Map Change, and the advertisement required by law was made in the Plaquemines Gazette, the official journal of the Parish of Plaquemines; and

WHEREAS, at a meeting held on June 8, 2021, the Plaquemines Parish Development Board adopted a resolution favorably recommending the Map Change as proposed by Kenneth Begovich (Application No. 2021-460, dated March 9, 2021) to consider the Map Change from A-2 (Rural or Agricultural) Zoning District to I-2 (Light Industrial) Zoning District;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

Subsection 2 of Section IV of Ordinance No. 142, the Comprehensive Zoning Ordinance of Plaquemines Parish, Louisiana, as amended, and the “Comprehensive Zoning District Maps” therein adopted by reference and which is paraphed thereto, are hereby amended and as amended readopted so that the following described properties are hereby rezoned from A-2 (Rural or Agricultural) Zoning District to I-2 (Light Industrial) Zoning District:

A CERTAIN PIECE OR PORTION OF GROUND, together with all the building and improvements thereon and all the rights, ways, privileges, servitudes thereunto belonging or appertaining, situated in the Parish of Plaquemines, State of Louisiana, on the right descending bank of the Mississippi River at a distance of about 22 miles below the City of New Orleans, according to survey of Eugene I. Estopinal, Reg. C.E., dated May 22, 1968, the said property is located in Township 15 South, Range 24 East, Parish of Plaquemines West of the Mississippi River, and is a portion of Augusta Plantation Section 3, T15S, R24E, Plaquemines Parish, Louisiana am measures more as follows:

Beginning approximately 1200’ from Louisiana State Highway 23, measures of 192.07 feet width, same width in rear, by a depth of equal and parallel lines of approximately 668.75.

SECTION 2

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 Blink 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., Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Council Member W. Beau Black

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 24th day of June, 2021.

RESOLUTION NO. 21-181

On motion of Council Member Cognevich, seconded by Council Member Arbourgh and on roll call all members present and voting ‘YES’, except Council Members Rousselle, Newberry, LaFrance, Blink and Cognevich who voted ‘NO’, and Council Member Black who was ‘ABSENT’, the following Resolution ‘FAILED’.

A Resolution authorizing the Parish President to enter into memorandums of understanding and agreements with the Louisiana Department of Transportation and Development (DOTD) related to the Belle Chasse Bridge and Tunnel Project (H.004791); and otherwise to provide with respect thereto.

WHEREAS, the Parish owns facilities within the limits of State Project No. H.004791; LA 23: Belle Chasse Bridge & Tunnel Project; Plaquemines Parish, which must be relocated or adjusted in whole or in part to facilitate construction of the above named project or for reasons of proper clearance; and

WHEREAS, pursuant to permits issued by DOTD to the Parish for the placement of the said facilities in DOTD right of ways and La. R.S. 48:381 which relieves DOTD from any liability for costs when the placement of said facilities must be removed or relocated due to the widening, relocation, or other improvements of a state highway is ordered by the Chief Engineer of DOTD; and

WHEREAS, despite La. R.S. 48:381, DOTD desires to provide funds relative to the relocation of said facilities; and

WHEREAS, the Parish and DOTD agree to cooperate to effect the required relocation or adjustment these facilities, and, further, lighting facilities; and

WHEREAS, also there are certain other Design Exceptions that require cooperation between the Parish and DOTD;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes the Parish President to enter into five (5) Agreements with the Louisiana Department of Transportation and Development, attached hereto and incorporated herein, for the relocation and maintenance of parish facilities and design exceptions related to Belle Chasse Bridge and Tunnel Project.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Secretary of this Council hereby authorized and directed to immediately certify and release this Resolution and that Parish employees and officials are authorized to carry out the purpose of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

RESOLUTION NO. 21-182

On motion of Council Member Arbourgh, seconded by Council Member Guey and on roll call all members present and voting ‘YES’, except Council Member Black who was ‘ABSENT’, the following Resolution was adopted:

A Resolution granting conditional approval for a plan of subdivision of J. Sercovich, LLC, Lot 8A, Section B, Belle Chasse Plantation, Section 9, Township 14 South, Range 25 East, Southeastern Land District of Louisiana, West of the Mississippi River, Belle Chasse, Plaquemines Parish, Louisiana into Lots 8B, 8C,

8D and 9E, Section B, Belle Chasse Plantation, Belle Chasse, Plaquemines Parish Louisiana, as shown on map of subdivision by Dufrene Surveying and Engineering, Inc., Registered Land Surveyor, dated February 11, 2021, without cost to Plaquemines Parish Government or the Parish of Plaquemines.

WHEREAS, J. Sercovich, LLC, is the owner of the property as shown on map of subdivision, by Dufrene Surveying and Engineering, Inc., Registered Land Surveyor, dated February 11, 2021, herein attached; and

WHEREAS, J. Sercovich, LLC, as owner of the property, plans to subdivide said property into 4 lots shown as Lot 8A Lots 8B, 8C, 8D and 9E as shown on map of subdivision by Dufrene Surveying and Engineering, Inc., Registered Land Surveyor, dated February 11, 2021, a copy of which is on file in the Permits, Planning & Zoning Department of Parish of Plaquemines; and

WHEREAS, the design of all public utilities, services and facilities to be provided in the subdivision according to said plan have been approved by all Department Superintendents or Boards charged with the responsibility of maintaining and inspecting said public utilities, services and facilities;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL of the Parish of Plaquemines, Louisiana, that the above described plan of subdivision of the property of J Sercovich, LLC, Lot 8A, Section B, Belle Chasse Plantation, Section 9, Township 14 South, Range 25 East, Southeastern Land District of Louisiana, West of the Mississippi River, Belle Chasse, Plaquemines Parish, Louisiana into Lots 8B, 8C, 8D and 9E, Section B, Belle Chasse Plantation, Belle Chasse, Plaquemines Parish Louisiana, as shown on map of subdivision by Dufrene Surveying and Engineering, Inc., Registered Land Surveyor, dated February 11, 2021, a copy of which is annexed hereto and made a part hereof, be conditionally approved, and the approval of all appropriate Parish Department Heads of the above described plan of subdivision be ratified.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL of the Parish of Plaquemines, Louisiana, that the President of Plaquemines Parish Government be and is hereby authorized to execute any and all acts and all acts and documents necessary and property in the premises to give full force and effect to the Resolution.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT conditional approval of the plan shall be authority for the owners of the subdivision only to proceed with construction and installation of the improvements and work in order to comply with the requirements of the Ordinance No. 96-41, as amended, Plaquemines Parish Subdivision Ordinance, and shall not authorized said owners to sell any lots in the proposed subdivision.

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 officials and employees are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

RESOLUTION NO. 21-183

On motion of Council Member LaFrance, seconded by Council Member Rousselle, on roll call all members present and voting "YES", except Council Member Black who was "ABSENT", the following Resolution was adopted:

A Resolution approving the request for a Conditional Use to NOLA Oil Terminal, LLC, for a concrete pile fabrication plant and construction materials yard in a FP (Flood Plain) Zoning District, located on a certain tract of land designated as the southern portion of parcel number 1176225, Highway 23, Myrtle Grove, Plaquemines Parish, Louisiana, Section 10, Township 17 South, Range 25 East, all in accordance with Application No. 2021-456, dated February 12, 2021.

WHEREAS, NOLA Oil Terminal, LLC applied to the Plaquemines Parish Development Board (Application No. 2021-456, dated February 12, 2021) a concrete pile fabrication plant and construction materials yard in a FP (Flood Plain) Zoning District, located on a certain tract of land designated as the southern portion of parcel number 1176225, Highway 23, Myrtle Grove, Plaquemines, Parish, Louisiana, Section 10, Township 17 South, Range 25 East, describe as follows:

ONE CERTAIN LOT OR PARCEL OF GROUND, together with all the buildings and improvements thereon, situated in the Parish of Plaquemines, State of Louisiana, Section 10, Township 17 South, Range 25 East, being more particularly described as follows:

Southern portion of parcel number 1176225, approximately 20 acres of land extending from Louisiana State Highway 23 to Mississippi River.

WHEREAS, a proposed Conditional Use Petition was filed NOLA Oil Terminal, LLC (Application No. 2021-456, dated February 12, 2021) to consider the Conditional Use; and

WHEREAS, after a public hearing was held on April 6, 2021, providing all interested parties and the public with an opportunity to be heard regarding the proposed Conditional Use, and the advertisement required by law was made in the Plaquemines Gazette, the official journal of the Parish of Plaquemines; and

WHEREAS, NOLA Oil Terminal, LLC has attached Plaquemines Parish Industrial Development Questionnaire; and

WHEREAS, NOLA Oil Terminal, LLC has applied to and waiting on state and federal agencies for their approval; and

WHEREAS, at a meeting held on April 6, 2021, the Plaquemines Parish Development adopted a resolution favorably recommending the Conditional Use Petition as proposed by filed NOLA Oil Terminal, LLC (Application No. 2021-456, dated February 12, 2021) to consider the Conditional Use of a concrete pile fabrication plant and construction materials yard in a FP (Flood Plain) Zoning District; and

WHEREAS, the Plaquemines Parish Development Board made the recommendation to approve as per Resolution No. 21-03, dated April 6, 2021;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the following petition for Conditional Use in the Parish of Plaquemines is hereby conditionally approved, but shall only be issued after the applicant's full compliance with and Plaquemines Parish Government's receipt of state and federal permits and letters of no objection and applicant's compliance with all parish ordinances and policies, the requested Conditional Use Petition by NOLA Oil Terminal, LLC, for a concrete pile fabrication plant and construction materials yard in a FP (Flood Plain) Zoning District, located on a certain tract of land designated as the southern portion of parcel number 1176225, Highway 23, Myrtle Grove, Plaquemines, Parish, Louisiana, Section 10, Township 17 South, Range 25 East, all in accordance with Application No. 2021-456, dated February 12, 2021.

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 officials and employees are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

ORDINANCE NO. 21-66

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

An Ordinance to amend the 2021 General Fund, Operating Expenditure Budget, City & Ward Court Department; and otherwise to provide with respect thereto.

WHEREAS, after a review of the 2021 Operating Expenditure Budget, an amendment is necessary for the City & Ward Court Department;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The 2021 General Fund, Operating Expenditure Budget, City & Ward Court Department, is amended by appropriating \$9,500.00 from the General Fund, Unreserved/Undesignated Fund Balance as follows:

Fund: 001 General Fund			
Dept/Div: 350-2100 City & Ward Court Department			
Object	Description	Inc/ Dec	Amendment
551.105	Employee Expense – Travel Other	Inc	9,500

SECTION 2

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 LaFrance 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., Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Council Member W. Beau Black

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 24th day of June, 2021.

Council Member Barthelemy filled in the blanks for Agenda Item 9I.

ORDINANCE NO. 21-67

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

An Ordinance to amend the 2021 General Fund, Manpower Structure and Operating Expenditure Budget, and otherwise to provide with respect thereto.

WHEREAS, after a review of the manpower needs of the Davant Swimming Pool Department, it has been recommended to fund eight (8) part-time Lifeguard positions;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

The 2021 Manpower Structure, is amended by funding eight (8) part-time Lifeguard positions in the Swimming Pools-Davant Department.

SECTION 2

The 2021 General Fund, Operating Expenditure Budget, is amended as follows:

Fund: 001 General Fund			
Dept/Div: 655-4147 Swimming Pools-Davant			
Object	Description	Inc/Dec	Amendment
510.005	Salaries & Wages-Regular	Inc	18,000
515.005	FICA Taxes	Inc	2,000

Fund: 001 General Fund			
Dept/Div: 640-4082 Davant Summer Recreation Program			
Object	Description	Inc/Dec	Amendment
578.001	Grants-General	Dec	(20,000)

SECTION 3

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish 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 LaFrance 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., Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: Council Member W. Beau Black

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 24th day of June, 2021.

Council Member Cognevich moved to Agenda Item 10, "Approval of Minutes". Without objection, so ordered.

RESOLUTION NO. 21-184

On motion of Council Member Barthelemy, seconded by Council Member Arbourgh, and on roll call all members present and voting "YES", except Council Member Black who was

“ABSENT”, the following Resolution was adopted:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves the minutes of the June 10, 2021, regular 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.

Council Member Cognevich moved to Agenda Item 11, “New Business”. Without objection, so ordered.

On motion of Council Member Barthelemy, seconded by Council Member Blink and on roll call all member present voting “YES, except Council Member Black who was “ABSENT”, the Motion to Suspend the Rules to add a Resolution entitled, “A Resolution authorizing the Parish President, or his designee, to do all this necessary and proper to negotiate, execute, perfect, and enforce and favorable lease agreement with Haspel & Davis Milling and Planting for the continued use and operation of the Caledonia Park located along Highway 15 in Pointe-a-la-Hache; and otherwise to provide with respect thereto.” for consideration at today’s meeting was adopted by a vote of 8-0.

R E S O L U T I O N N O . 2 1 - 1 8 5

On motion of Council Member Barthelemy, seconded by Council Member Blink, and on roll call all members present and voting “YES”, except Council Member Black who was “ABSENT”, the following Resolution was adopted:

A Resolution authorizing the Parish President, or his designee, to do all this necessary and proper to negotiate, execute, perfect, and enforce and favorable lease agreement with Haspel & Davis Milling and Planting for the continued use and operation of the Caledonia Park located along Highway 15 in Pointe-a-la-Hache; and otherwise to provide with respect thereto.

WHEREAS, the property located along Highway 15 in Pointe-a-la-Hache and owned by Haspel and Davis Milling and Planting has historically been leased for use as the Caledonia Park; and

WHEREAS, the previous lease has expired and the people of Plaquemines Parish would benefit from a renewed lease and continued use and enjoyment of the Caledonia Park; and

WHEREAS, the Parish Council finds that it is in the best interest of Plaquemines Parish Government to release Caledonia Park;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes the Parish President or his designee, to negotiate, execute, perfect, and enforce a favorable lease for the continued public use and enjoyment of the Caledonia Park located along Highway 15 in Pointe-a-la-Hache

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Secretary of this Council hereby authorized and directed to immediately certify and release this Resolution and that Parish employees and officials are authorized to carry out the purpose of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

11b, “District 9 update”

- 1) Update and discussion on Boat Harbors: Council Member Cognevich would like to meet with President Lepine and John Helmers regarding this matter;
- 2) Update and discussion on Ferries: Todd Eppley said they hired a captain and an engineer but no deckhands. He said we are short four deckhands and Civil Service said they have not had anyone who qualified. Council Member Cognevich asked if there was a timeline for the new

PALH ferry ramp and he was told there was not but, it is in the design phase now. Council Member Barthelemy said he was in contact with the engineers and it has been a slow process but they are trying their best to expedite this project;

- 3) Discussion on lawnmowers: Council Member Cognevich said that a year ago legislation was adopted to buy special lawnmowers to cut the levees and he wanted to know where they were. Scott Rousselle said that the only ones they have are the Bad Boys, two of which are 62/64" and one 70". President Lepine said they were trying to buy more mowers with LGAP money but they ran out of funding. He does not believe there was any money tied into the legislation;
- 4) Update on Hurricane readiness: Council Member Cognevich inquired about sandbags and was told by Scott Rousselle that they were working on that and there were about a 100 to be distributed at places like the Jump, Hwy. 39 and Phillips. Council Member Cognevich asked for a tarp to be put over at the Jump because those had dried out. Council Member Blink said there was a discussion in a previous meeting wherein the Rostan representative spoke about the Jump. He asked if it would be possible to get some funding to lift the road over the top of the levee so we do not have to close the Jump several times a year;
- 5) Discussion on Venice dump: The Administration was asked if the issue with DEQ had been straightened out and can tree debris be brought there. Scott Rousselle they are still in talks with DEQ; and
- 6) Discussion about garbage trucks: Council Member Cognevich said he saw two of the trucks on a wrecker. Scott Rousselle said one was fixed and brought back down today.

11d, "District 1 update": Both items 1 and 5 were taken up under Agenda Item 4a, "Update by Charter Directors"

- 2) Update on the Davant Swimming Pool Lifeguards: Todd Eppley said that according to the Civil Service Department they have only one applicant;
- 3) Update on the Air conditioner at the Davant Community Center: Todd Eppley explained that the big unit in the big room is operating at only 2/3 capacity but expected to fail at any time. The A/C in the office area, as well as the one A/C for the Senior Center and the Kitchen do not work. Next week they will try to get those units running; and
- 4) Update on the Hwy. 15 overlay: Todd Eppley said that they are near completion. There is a little bit of shoulder work and painting that needs to be done. Council Member Barthelemy asked if the work would be done in the remainder of the district and he was told the rest was not in the scope of the project.

Council Member LaFrance said that all his matters under 11e, "District 7 update" were handled under the Directors' updates. Council Member Rousselle's matters under 11f, "District 5 update" were also handled under the Directors' updates.

11g, "District 6 update", Council Member Newberry asked about the alligators and asked if there was a way to have some information put on the website about who to contact if they have issues with alligators. President Lepine said there is no "department" that could handle this and Wildlife & Fisheries said they will not come out. Council Member Cognevich said he knows someone who can handle this and he will get in touch with him.

Under 11h, "Discussion on the Scarsdale and Pointe-a-la-Hache ferries and schedule of operations", Council Member Barthelemy said he has had several phone calls asking when the ferry schedule will change and when extended hours will begin. Todd Eppley said as soon as we can get four more deckhands the schedule can change. Mr. Eppley attended a Civil Service meeting and requested that they change the entry rate and change the requirements for High School Diploma or GED to High School Diploma or GED suggested.

Under 11i, "Status of the Latter & Blum contract and the marketing of Parish property", Council Member Rousselle thanked Mr. Eppley for responding on the proposal for the Popich Building. He further stated that he is submitting an introduction today to handle this matter. Todd Eppley explained that he had a conversation with Paul Richard yesterday and Mr. Richard had spoken to Council Member Rousselle. Mr. Richard recommend that an up to date analysis of the building be completed before they lease the building. Council Member Rousselle agreed because the A/C is not working properly. He then asked if there were any other opportunities to

market Port Eads or any other property. Mr. Eppley responded that there is at least 3 people interested in in Port Eads and Jacque Kuchta is providing information to Mr. Richard. Therefore, hopefully soon RFPs can be sent out for someone to operate Port Eads. Council Member Rousselle asked if the faucets in the men's bathrooms could be changed because they spray all over.

There being no further business to come before this Council, on motion Council Member Arbourgh, seconded by Council Member Barthelemy, and on roll call all members present voting "YES" except Council Members Black and LaFrance who were "ABSENT", the meeting adjourned at 5:56 p.m.

Chairman

Secretary

For a full transcript of discussions and presentations a video of this meeting is available for viewing on the Parish website www.plaqueminesparish.com or on YouTube.