

RESOLUTION NO. 20-

The following Resolution was offered by Commissioner Newberry who moved its adoption:

1 A Resolution authorizing the Executive Director, Maynard " Sandy" Sanders
2 to engage with Woodland Burrow Pits LLC for the acquisition of a particular
3 tract of land, as described below.
4

5 WHEREAS, the Port seeks to continue implementation of its Master Plan; and
6

7 WHEREAS, the acquisition of property is necessary for container terminal development
8 pursuant to the Port's Master Plan;
9

10 NOW, THEREFORE:
11

12 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE
13 GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL
14 DISTRICT THAT the Executive Director, Maynard "Sandy" Sanders engage, and, subject
15 to approval by the Plaquemines Parish Council as the sole governing authority of the Port,
16 that he negotiate for acquisition with Woodland Burrow Pits, LLC of the property consisting
17 of multiple parcels of land together containing ±875.15 acres, and fronting along LA Highway
18 23 and the Mississippi River, bearing the municipal address of 22238 LA Highway 23, Port
19 Sulphur, LA. The property includes uplands and batture, with ±8,520 LF along the Mississippi
20 River. The property is designated as Parcel #1172974.
21

22 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE
23 SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR &
24 TERMINAL DISTRICT THAT any potential acquisition negotiated between the Executive
25 Director and owner(s) of said property is subject to Council approval.
26

27 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE
28 SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR &
29 TERMINAL DISTRICT THAT the Secretary of this Council is hereby authorized and
30 directed to immediately certify and release this Resolution and that Port employees and
31 officials are authorized to carry out the purposes of this Resolution, both without further
32 reading and approval by the Plaquemines Parish Council
33
34

RESOLUTION NO. 20-

The following Resolution was offered by Commissioner Newberry who moved its adoption:

1 A Resolution of the Plaquemines Parish Council, acting as the sole governing
2 authority of the Plaquemines Port, Harbor and Terminal District, authorizing Port
3 Executive Director Maynard Sanders to enter into a Cooperative Endeavor
4 Agreement (CEA) by and between the Plaquemines Port, Harbor and Terminal
5 District and Plaquemines Parish Government to accomplish the goals set forth in
6 this Resolution; and otherwise to provide with respect thereto.

7
8 WHEREAS, pursuant to the provisions of Art. VII, Sec. 14, of the 1974 Louisiana Constitution,
9 the Parish and the Port has the authority to enter in cooperative endeavor agreements to assist in
10 the provision of necessary public services to the citizens of Plaquemines Parish; and

11 WHEREAS, the Port has access to proceeds from the Harbor Maintenance Trust Fund in its
12 capacity as an Energy Transfer Port; and

13 WHEREAS, on October 19, 2019, the Port entered into a Memorandum of Agreement (MOA)
14 with the U.S. Army Corps of Engineers (“USACE”) authorizing the Secretary of the Army to
15 distribute funds from Federal Fiscal Years 2016 – 2019 from Harbor Maintenance Trust Fund
16 Energy and Donor Port appropriations as authorized by the Water Resources and Development
17 Act of 2014 (WRDA 2014), Section 2106; and

18
19 WHEREAS, the MOA provides the Port \$2,717,720 in such funds (the “Grant Funds”) to carry
20 out “expanded uses”, as defined in Section 2109(f) of WRDA 2014, or environmental remediation,
21 related to dredging berths and Federal navigation channels; and

22
23 WHEREAS, “expanded uses” includes (A) the maintenance dredging of a berth in a harbor that is
24 accessible to a Federal navigation project and that benefits commercial navigation at the harbor;
25 or (B) the maintenance dredging and disposal of legacy-contaminated sediment, and sediment
26 unsuitable for open water disposal, if such dredging and disposal benefits commercial navigation
27 at the harbor; and such sediment is located in and affects the maintenance of a Federal navigation
28 project or is located in a berth that is accessible to a Federal navigation project; and

29
30 WHEREAS, the Parish has multiple harbors and access channels, including but not limited to the
31 Buras Boat Harbor, Empire Waterway and Marina, Ostrica Canal, Port Eads Marina Access
32 Channel, and Pointe-a-la-Hache Boat Harbor, and there exists a need for clearing and dredging of
33 these harbors and access channels to promote commerce; and

34
35 WHEREAS, the Port and the Parish have agreed to work cooperatively together to accomplish the
36 goals of the grant noted hereinabove, all for the benefit of the citizens of Plaquemines Parish and
37 waterborne commerce; and

38

39 WHEREAS, the Port and the Parish desire to collaborate and cooperate together to accomplish the
40 goals of beneficial dredging of the harbors and access channels, and to remain qualified for the
41 grant proceeds, by adhering to its guidelines; and

42
43 WHEREAS, the Port has the authority pursuant to LSA-R.S. 34:1354 to inter alia enter into this
44 Agreement as evidenced by its established governmental purposes of public works in the Port's
45 jurisdiction, which geographically coincides with the boundaries of Plaquemines Parish; and

46
47 WHEREAS, the public purpose of the Port and the Parish's cooperative endeavor is the dredging
48 of harbors and access channels in Plaquemines Parish in order to improve the commercial and
49 public endeavors of the citizens of Plaquemines Parish; and

50
51 WHEREAS, the Port and the Parish each have a reasonable expectation of receiving benefits
52 and/or value described herein that is at least equivalent to or greater than the consideration
53 described in this Agreement; and

54
55 WHEREAS, the transfer or expenditure of these public funds to the Parish by the Port pursuant to
56 this Agreement is not a gratuitous donation and the Port shall receive a reasonably equivalent value
57 through the accomplishment of its statutory purpose of public works within its district; and

58
59 WHEREAS, the Parish through its Engineering and Coastal departments shall bid, provide
60 expertise, and monitor the projects approved by the USACE and authorized by Section 2109(f) of
61 WRDA 2014 and the Parish shall receive substantial value through the accomplishment of
62 improvements to its canals and harbors;

63 NOW, THEREFORE:

64 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE
65 GOVERNING AUTHORITY FOR THE PLAQUEMINES PORT, HARBOR AND
66 TERMINAL DISTRICT THAT Port Executive Director Maynard Sanders is hereby authorized
67 to enter into a Cooperative Endeavor Agreement by and between the Plaquemines Port, Harbor
68 and Terminal District and Plaquemines Parish Government to accomplish the goals set forth in
69 this Resolution.

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

RESOLUTION NO. 20-

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

1 A Resolution of the Plaquemines Parish Council, acting as the sole governing
2 authority of the Plaquemines Port, Harbor and Terminal District, authorizing and
3 directing the initiation of litigation related to the proposed Belle Chasse Bridge
4 Project; authorizing and directing the Port Chairman, Richie Blink, to engage
5 special counsel for such litigation; and otherwise to provide with respect thereto.
6

7 WHEREAS, the State of Louisiana, through the Department of Transportation and Development,
8 has entered into a contract with a private company, Plenary Infrastructure Belle Chasse, LLC, for
9 the removal of the existing Belle Chasse Bridge and Tunnel, the construction of a new Belle Chasse
10 Bridge, and the operation of the new Belle Chasse Bridge, also known as the State Project
11 H.004791; and
12

13 WHEREAS, the contract appears to fall under the authority for public-private partnerships found
14 in Chapter 30 of Title 48 of the Louisiana Revised Statutes, specifically LRS 48:2084.1 through
15 48:2084.15; and
16

17 WHEREAS, LRS 48:2084.15 specifically provides that when such a project is to be located within
18 the jurisdiction of a port, harbor and terminal district the written agreement of the affected port,
19 harbor and terminal district is required before the project is approved; and
20

21 WHEREAS, the proposed Belle Chasse Bridge project is located in Plaquemines Parish, which is
22 within the jurisdiction of the Plaquemines Port, Harbor and Terminal District; and
23

24 WHEREAS, the DOTD has not obtained the written approval of the Plaquemines Port, Harbor and
25 Terminal District as required under LRS 48:2084.15; and
26

27 WHEREAS, despite lacking the written approval of the Plaquemines Port, Harbor and Terminal
28 District, the DOTD has moved forward with executing agreements toward completing the project;
29 and
30

31 WHEREAS, the Plaquemines Port, Harbor and Terminal District will need to seek judicial
32 intervention to assert its authority under LRS 48:2084.15 and other law;
33

34 NOW, THEREFORE:

35
36 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE
37 GOVERNING AUTHORITY FOR THE PLAQUEMINES PORT, HARBOR AND TERMINAL
38 DISTRICT THAT, Richie Blink is authorized and directed to enter into a contract for legal services
39 with Dannie P. Garrett, III, Attorney at Law, LLC, to represent the Plaquemines Port, Harbor and
40 Terminal District in litigation related to the proposed Belle Chasse Bridge project;
41

42 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE
43 GOVERNING AUTHORITY FOR THE PLAQUEMINES PORT, HARBOR AND TERMINAL
44 DISTRICT THAT, after execution of such contract for legal services, the offices of Dannie P.
45 Garrett, III, Attorney at Law, LLC, is hereby authorized to initiate litigation on behalf of the
46 Plaquemines Port, Harbor and Terminal District to assert its rights related to the proposed Belle
47 Chasse Bridge project.
48

49 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE
50 GOVERNING OF THE PLAQUEMINES PORT, HARBOR AND TERMINAL DISTRICT
51 THAT the Secretary of this Council is hereby authorized and directed to immediately certify and
52 release this Resolution and that Port employees and officials are authorized to carry out the
53 purposes of this Resolution, both without further reading and approval by the Plaquemines Parish
54 Council.
55
56

RESOLUTION NO. 20-

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

1 A Resolution requesting Louisiana Governor John Bel Edwards to enact Covid 19
2 recovery phases and restrictions on a regional basis in lieu of the current statewide
3 implementation and further requesting that the criteria for entering Phase 3 be
4 provided to all parishes; and otherwise to provide with respect thereto.
5

6 WHEREAS, managing the Covid 19 crises on a statewide basis has created unnecessary hardships
7 for Plaquemines Parish businesses and residents; and
8

9 WHEREAS, testing continues at numerous sites throughout region; and
10

11 WHEREAS, safety protocols such as masks, social distancing, sanitation and capacity reductions
12 remain in place; and
13

14 WHEREAS, numerous businesses throughout Plaquemines are on the brink of bankruptcy with
15 many citizens having lost their jobs and are being threatened with personal bankruptcy; and
16

17 WHEREAS, it is the desire of the Plaquemines Parish Council to move Plaquemines Parish
18 forward into Phase 3 of the recovery while maintaining all of the required safety protocols;
19

20 NOW, THEREFORE:

21
22 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT Louisiana
23 Governor John Bel Edwards is hereby requested to enact Covid 19 recovery phases and restrictions
24 on a regional basis in lieu of the current statewide implementation.
25

26 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
27 criteria for individual regions of the state of Louisiana to enter phase 3 be provided to all parishes.
28

29 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
30 Secretary of this Council is hereby requested an authorized to send a certified copy of this
31 resolution to Louisiana Governor John Bel Edwards.
32

33 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
34 Secretary of this Council is hereby authorized and directed to immediately certify and release this
35 Resolution and that Parish officials and employees are authorized to carry out the purposes of this
36 Resolution, both without further reading and approval by the Plaquemines Parish Council.
37

RESOLUTION NO. 20-

The following Resolution was offered by Council Member Guey who moved its adoption:

1 A Resolution authorizing the Parish President to advertise a Request for Proposals
2 for professional services from qualified real estate brokers, agents or advisors to
3 assist Plaquemines Parish Government with the sale, lease, and marketing of its
4 surplus property, and any other services incidental thereto; and otherwise to provide
5 with respect thereto.
6

7 WHEREAS, it is the desire of Plaquemines Parish Government to sell, lease, or otherwise legally
8 dispose of property declared surplus by the Plaquemines Parish Council; and
9

10 WHEREAS, Plaquemines Parish Government does not have the capacity or the expertise to
11 provide these services from within its own workforce; and
12

13 WHEREAS, La. R.S. 33:4712.12 authorizes the payment of a real estate broker's fee or
14 commission upon the offer and acceptance to purchase and sell property owned by the Parish
15 which the broker has assisted the parish in selling; and
16

17 WHEREAS, some real estate qualified brokers, agents or advisors may also provide bidding and
18 advertising services that comport with La. R.S. 33:1211 et seq. for the leasing of surplus Parish
19 property;

20 NOW, THEREFORE:

21 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Parish President
22 is hereby authorized to advertise a Request for Proposals for professional services from qualified
23 real estate brokers, agents or advisors to assist Plaquemines Parish Government with the sale, lease,
24 and marketing of its surplus property, and any other services incidental thereto.

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

RESOLUTION NO. 20-

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

1 A Resolution urging the Legal Department to review existing leases, renegotiate
2 the leases and provide a report to the Council; and otherwise to provide with respect
3 thereto.

4
5 WHEREAS, an audit of the PPG Property and Leases was conducted by the Internal Auditor; and

6
7 WHEREAS, a review was done and a discussion held at the August 12, 2020, Audit Committee
8 meeting wherein it was recommended by the Internal Auditor that it would be beneficial for a
9 renegotiation of PPG leases to be done, since many of the rental fees have not increased in years;
10 and

11
12 WHEREAS, it is the desire of this Council to have the Legal Department conduct a review of
13 existing Parish leases, renegotiate the leases and then provide a report to the Council;

14
15 NOW, THEREFORE:

16 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby urges the
17 Legal Department to review existing leases, renegotiate the leases and provide a report to the
18 Council.

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

RESOLUTION NO. 20-

The following Resolution was offered by Council Member LaFrance who moved its adoption:

1 A Resolution of the Plaquemines Parish Council to establish the method for
2 appointing the new Registrar of Voters in Plaquemines Parish; and otherwise to
3 provide with respect thereto.
4

5 WHEREAS, the Registrar of Voters, Kathleen Ketnor, has notified the Council of her intent to
6 retire; and
7

8 WHEREAS, LRS 18:51.1 provides that the Council shall appoint the new Registrar of Voters,
9 after the required advertisement and solicitation of applications; and
10

11 WHEREAS, each applicant shall be afforded an interview opportunity; and
12

13 WHEREAS, to facilitate an orderly and effective process of appointing the new Registrar of
14 Voters, the Council should establish a process for such appointment;
15

16 NOW, THEREFORE:
17

18 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Secretary of the
19 Council is hereby directed to confirm that each applicant is registered to vote and meets at least
20 one of the eligibility requirements regarding education and work experience.
21

22 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT each
23 member of the Council, shall submit to the Secretary of the Council a question to be posed to the
24 applicants, in writing, which shall be submitted on or before _____, 2020.
25

26 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
27 Secretary of the Council is hereby directed to submit the list of questions posed by each of the
28 members of the Council to all of the applicants, which submission shall be as near as possible to
29 being at the same time, with a requirement that the applicant shall submit written responses to each
30 question to the Secretary of the Council by _____, 2020, 4:00 pm.
31

32 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
33 Secretary of the Council is hereby directed to forward to each member of the Council the responses
34 from each applicant that submitted responses on the day following the deadline for submission.
35

36 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
37 agenda for the meeting of the Plaquemines Parish Council scheduled for
38 _____, 2020 include each of the applicants, at which each applicant will have
39 the opportunity to make a 5 minute presentation to the Council and the Council members will each
40 have the opportunity to ask a question to each applicant, which shall serve as the interview
41 mandated by Louisiana law.
42

43 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
44 agenda of the regular or special meeting of the Council following the meeting at which the
45 interviews for Registrar of Voter took place, shall include an item for Appointment of the Registrar
46 of Voters.

47
48 BE IT FURHTER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
49 process to appoint the Registrar of Voters shall be as follows:

50
51 Appointment shall be made by a Motion to Appoint a designated person, which shall
52 require a second, and would be subject to a substitute motion to appoint someone else. A
53 motion shall require a majority vote in order to be adopted and effect the appointment of
54 the New Registrar of Voters.

55
56 ALTERNATIVELY

57
58 The Council could hold an election of sorts, in which upon a roll call, each Council
59 member would vote for one of the seven applicants. If any applicant receives a majority
60 of the votes cast, that person is appointed. If not, then hold a run-off between the top two
61 vote getters (or more if there is a tie).

62
63 BE IT 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. 20-

The following Resolution was offered by Council Member LaFrance, who moved its adoption.

1 A Resolution authorizing the Plaquemines Parish Community Agency to prepare
2 the necessary application to the Louisiana Workforce Commission receiving the
3 Community Services Block Grant Funds for the Program Year 2021 and
4 authorizing the President of the Plaquemines Parish Government to sign and
5 submit said application and contract.
6

7 WHEREAS, the Louisiana Workforce Commission, through the Community Services Block
8 Grant Act, has designated the eligible entity for administering the funds for the program year
9 2021 within the Parish of Plaquemines; and
10

11 WHEREAS, the Plaquemines Parish Community Action Agency has received federal and state
12 recognition as the eligible entity within the Parish of Plaquemines for receiving and
13 administering Community Services Block Grant Funds;
14

15 NOW, THEREFORE:

16
17 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby designates
18 and authorizes the Plaquemines Parish Community Action Agency to prepare the necessary
19 application to the Louisiana Workforce Commission for receiving and administering the
20 Community Services Block Grant Funds for the program year 2021.
21

22 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it
23 hereby authorizes the President of the Plaquemines Parish Government sign said application and
24 contract pursuant to contract form on file in the Office of the Secretary of the Council.
25

26 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
27 Secretary of this Council is hereby authorized and directed to immediately certify and release
28 this resolution and that Parish employees and officials are authorized to carry out the purposes of
29 this resolution, both without further reading and approval by the Plaquemines Parish Council.
30

RESOLUTION NO. 20-

The following Resolution was offered by Council Member LaFrance who moved its adoption:

1 A Resolution authorizing the Plaquemines Parish Community Action Agency to
2 prepare the necessary application to the Louisiana Housing Corporation (LHC)
3 for a grant to provide utility assistance to the residents of Plaquemines Parish for
4 the Fiscal Year 2021 and authorizing the President of the Plaquemines Parish
5 Government to sign and submit said application and contract; and otherwise to
6 provide with respect thereto.

7
8 WHEREAS, the Louisiana Housing Corporation (LHC) plan to provide home energy assistance
9 to eligible households within Plaquemines Parish, for the fiscal year 2021;

10
11 NOW, THEREFORE:

12
13 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes
14 the Plaquemines Parish Community Action Agency to prepare the necessary application to the
15 Louisiana Housing Corporation (LHC) for receiving and administering a grant to provide utility
16 assistance to the residents of Plaquemines Parish for the Fiscal Year 2021.

17
18 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it
19 hereby authorizes the President of the Plaquemines Parish Government to sign said application
20 and contract and a fully executed copy of the contract will be on file in the legal department.

21
22 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
23 Secretary of this Council is hereby authorized and directed to immediately certify and release
24 this resolution and that Parish employees and officials are authorized to carry out the purposes of
25 this resolution, both without further reading and approval by the Plaquemines Parish Council.

26

RESOLUTION NO. 20-

The following Resolution was offered by Council Member LaFrance who moved its adoption:

1 A Resolution authorizing the Plaquemines Parish Community Action Agency to
2 prepare and file an application with the Louisiana Department of Transportation
3 and Development, on behalf of the Plaquemines Parish Government, for a grant
4 under 49CFR 5311, Formula Grant for Rural Areas and/or 49 CFR 5339, Grants
5 for Bus and Bus Facility Program, as amended, to provide public rural
6 transportation to the residents of Plaquemines Parish and further authorizing
7 Plaquemines Parish President to execute and file with such application an
8 assurance or any other documents required.
9

10 WHEREAS, the Secretary of Transportation and Development is authorized to make grants for
11 mass transportation projects; and
12

13 WHEREAS, the contract for financial assistance will impose certain obligations upon the
14 Council, including the provisions by it of the local share of the project costs; and
15

16 WHEREAS, it is required by the Louisiana Department of Transportation and Development in
17 accordance with the provisions of Title VI of the Civil rights Act of 1964, that in connection with
18 the filing of an application of assistance that it will comply with Title VI of the Civil Rights Act
19 of 1964 and the U.S. Department of Transportation requirements thereunder; and
20

21 WHEREAS, it is the goal of the Plaquemines Parish Government that minority business
22 enterprises be utilized to the fullest extent possible in connection with this project, and that
23 definitive procedures shall be established and administered to ensure that minority businesses
24 shall have maximum feasible opportunity to compete for contracts when procuring construction
25 contracts, supplies, equipment or consultants and other services;
26

27 NOW, THEREFORE:

28
29 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Plaquemines
30 Parish Community Action Agency is hereby authorized to prepare and file an application on
31 behalf of the Plaquemines Parish Government with the Louisiana Department of Transportation
32 and Development, to aid in the financing of operating and/or capital assistance projects pursuant
33 to the Rural Public Transit Program, for a grant under 49CFR 5311, Formula Grant for Rural
34 Areas and/or 49 CFR 5339, Grants for Bus and Bus Facility Program, as amended, to provide
35 public rural transportation to the residents of Plaquemines Parish.
36

37 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it
38 hereby authorizes the President of the Plaquemines Parish Government to execute and file with
39 such application an assurance or any other document required by the Louisiana Department of
40 Transportation and Development effectuating the purpose of Title VI of the Civil Rights Act of
41 1964, as amended.
42

43 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT that the
44 Superintendent of the Plaquemines Parish Community Action Agency is hereby authorized to
45 furnish such additional information as the Louisiana Department of Transportation and
46 Development may require in connection with the application or the project.

47
48 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT that the
49 Plaquemines Parish President is authorized to set forth and execute affirmative minority business
50 policies in connection with the project's procurement needs.

51
52 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT that the
53 Parish President is authorized to execute grant contract agreements on behalf of the Plaquemines
54 Parish Government with the Louisiana Department of Transportation and Development for aid in
55 the financing of the operating or capital assistance projects.

56
57 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT that this
58 Resolution is applicable for a period of one year unless revoked by the Governing Body and
59 copy of such revocation shall be furnished to the Department of Transportation and
60 Development.

61
62 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
63 Secretary of this Council is hereby authorized and directed to immediately certify and release
64 this Resolution and that Parish employees and officials are authorized to carry out the purposes
65 of this Resolution, both without further reading and approval by the Plaquemines Parish Council.
66

RESOLUTION NO. 20-

The following Resolution was offered by Council Member LaFrance who moved its adoption:

1 A Resolution appointing _____ as the Registrar of Voters for the
2 Parish of Plaquemines; and otherwise to provide with respect thereto.

3
4 WHEREAS, the State Election Code (R.S. 18:51 C) provides that the parish governing authority
5 appoint the Registrar of Voters in the event of a vacancy in the office; and

6
7 WHEREAS, Kathleen Ketnor will retire on September 10, 2020, after serving as the Registrar of
8 Voters for 7 ½ years; and

9
10 WHEREAS, after all applicants have been offered an interview and/or have been interviewed, the
11 Plaquemines Parish Council has chosen _____ to replace Kathleen Ketnor as
12 the Registrar of Voters for the Parish of Plaquemines;

13
14 NOW, THEREFORE:

15
16 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT in accordance with
17 the applicable provision of the State Election Code, (Louisiana Revised Statute 18:51, et seq.) the
18 Plaquemines Parish Council, as governing authority of the Parish of Plaquemines, hereby appoints
19 _____ as Registrar of Voters for the Parish of Plaquemines.

20
21 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
22 Secretary of the Plaquemines Parish Council is hereby authorized to forward certified copies of
23 said Resolution to Governor John Bel Edwards, Lieutenant Governor William “Billy” Nungesser,
24 Secretary of State R. Kyle Ardoin, and the State Board of Election Supervisors for their immediate
25 attention and consideration.

26
27 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
28 Secretary of this Council is hereby authorized and directed to immediately certify and release this
29 Resolution and that Parish employees and officials are authorized to carry out the purposes of this
30 Resolution, both without further reading and approval by the Plaquemines Parish Council.

ORDINANCE NO. 20-

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

1 An Ordinance to amend the General Fund, 2020 Operating Revenue and
2 Expenditure Budgets, Community Action Agency Department, CSBG CARES
3 Division; and otherwise to provide with respect thereto.

4 WHEREAS, Plaquemines Parish Government has been awarded funding in the amount of
5 \$106,067.00 from Community Services Block Grant CARES; and

6 WHEREAS, amending the General Fund, 2020 Operating Revenue and Expenditure Budgets,
7 Community Action Agency Department, CSBG CARES Division is requested;

8 NOW, THEREFORE:

9 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

11 The General Fund, 2020 Operating Revenue and Expenditure Budgets, Community Action
12 Agency Department, CSBG CARES Division is amended as follows:

Fund: 001 General Fund			
Dept/Div: 596-3061 Community Action Agency-CSBG CARES			
Object	Description	Inc/Dec	Amendment
425.006	CAA – CSBG CARES	Inc	106,067
510.005	Salaries & Wages-Regular	Inc	42,872
515.005	FICA Taxes	Inc	5,542
541.060	Supplies-Operating	Inc	2,653
556.505	Other Programs Asst to Needy/Poor	Inc	55,000

SECTION 2

26 The Secretary of this Council is hereby authorized and directed to immediately certify and release
27 this Ordinance and that Parish employees and officials are authorized to carry out the purposes of
28 this Ordinance, both without further reading and approval by the Plaquemines Parish Council.

ORDINANCE NO. 20-

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

1 An Ordinance to amend the General Fund, 2020 Operating Revenue and
2 Expenditure Budgets, Community Action Agency, CSBG-General Department;
3 and otherwise to provide with respect thereto.

4 WHEREAS, Plaquemines Parish Government has been awarded additional funding in the amount
5 of \$13,419.00 from the Community Services Block Grant (CSBG); and

6 WHEREAS, amending the General Fund, 2020 Operating Revenue and Expenditure Budgets,
7 Community Action Agency, CSBG-General Department is requested;

8 NOW, THEREFORE:

9 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

11 The General Fund, 2020 Operating Revenue and Expenditure Budgets, Community Action
12 Agency, CSBG-General Department is amended as follows:

Fund: 001 General Fund			
Dept/Div: 596-3060 Community Action Agency-CSBG-General			
Object	Description	Inc/Dec	Amendment
420.205	CAA – CSBG	Inc	13,419
556.505	Other Programs Asst to Needy/Poor	Inc	13,419

SECTION 2

22 The Secretary of this Council is hereby authorized and directed to immediately certify and release
23 this Ordinance and that Parish employees and officials are authorized to carry out the purposes of
24 this Ordinance, both without further reading and approval by the Plaquemines Parish Council.

ORDINANCE NO. 20-

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

1 An Ordinance to amend the General Fund, 2020 Operating Expenditure Budget,
2 Community Action Agency-General Department and the Community Action
3 Agency Department, Emergency Food and Shelter Program CARES Division; and
4 otherwise to provide with respect thereto.

5 WHEREAS, amending the General Fund, 2020 Operating Expenditure Budget, Community
6 Action Agency Department is requested;

7 NOW, THEREFORE:

8 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

10 The General Fund, 2020 Operating Expenditure Budget, is amended as follows:

Fund: 001 General Fund			
Dept/Div: 596-3000 Community Action Agency-General			
Object	Description	Inc/Dec	Amendment
425.005	CARES Act CAA-Emerg Food & Shelter	Dec	(6,030)
556.505	Other Programs Asst to Needy/Poor	Dec	(6,030)

Fund: 001 General Fund			
Dept/Div: 596-3085 Community Action Agency-EFSP CARES			
Object	Description	Inc/Dec	Amendment
425.005	CARES Act CAA-Emerg Food & Shlter	Inc	6,030
556.505	Other Programs Asst to Needy/Poor	Inc	6,030

SECTION 2

28 The Secretary of this Council is hereby authorized and directed to immediately certify and release
29 this Ordinance and that Parish employees and officials are authorized to carry out the purposes of
30 this Ordinance, both without further reading and approval by the Plaquemines Parish Council.

ORDINANCE NO. 20-

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

1 An Ordinance to amend the Five Year Capital Improvements Plan, Air Conditioner
2 Replacement-Port Sulphur Civic Center Building; and otherwise to provide with
3 respect thereto.

4 WHEREAS, after a review of the Five Year Capital Improvements Plan an amendment is
5 necessary;

6 NOW, THEREFORE:

7 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

8 SECTION 1

9 The Five Year Capital Improvements Plan is amended by appropriating \$110,000 to the Air
10 Conditioner Replacement-Port Sulphur Civic Center Building from the BP Settlement Fund
11 Balance; funding year 2020.

12 SECTION 2

13 The Secretary of this Council is hereby authorized and directed to immediately certify and release
14 this Ordinance and that Parish employees and officials are authorized to carry out the purposes of
15 this Ordinance, both without further reading and approval by the Plaquemines Parish Council.

ORDINANCE NO. 20-

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

1 An Ordinance authorizing the acceptance of a donation for the Homeland Security/
2 Emergency Preparedness Department and to amend the General Fund, 2020
3 Operating Revenue and Expenditure Budgets, Homeland Security/Emergency
4 Preparedness Department; and otherwise to provide with respect thereto.

5 WHEREAS, Plaquemines Parish Government has received a donation to be used by the Homeland
6 Security/Emergency Preparedness Department; and

7 WHEREAS, amending the General Fund, 2020 Operating Revenue and Expenditure Budgets,
8 Homeland Security/Emergency Preparedness Department is requested;

9 NOW, THEREFORE:

10 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

11 style="text-align: center;">SECTION 1

12 The Plaquemines Parish Council hereby authorizes acceptance of the following donation for the
13 Homeland Security/Emergency Preparedness Department:

14 style="text-align: center;">Entergy \$1,000

15 style="text-align: center;">SECTION 2

16 The General Fund, 2020 Operating Revenue and Expenditure Budgets, Homeland Security/
17 Emergency Preparedness Department is amended as follows:

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Fund: 001 General Fund			
Dept/Div: 468-2225 Homeland Sec/Emergency Preparedness			
Object	Description	Inc/Dec	Amendment
470.056	Misc Rev Donations Emerg Preparedness	Inc	1,000
541.290	Supplies-Emergency	Inc	1,000

26 style="text-align: center;">SECTION 3

27 The Secretary of this Council is hereby authorized and directed to immediately certify and release
28 this Ordinance and that Parish employees and officials are authorized to carry out the purposes of
29 this Ordinance, both without further reading and approval by the Plaquemines Parish Council.

RESOLUTION NO. 20-

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

1 A Resolution authorizing the Parish President to enter into a Cooperative Endeavor
2 Agreement (CEA) by and between the Plaquemines Port, Harbor and Terminal
3 District and Plaquemines Parish Government to accomplish the goals set forth in
4 this Resolution; and otherwise to provide with respect thereto.

5
6 WHEREAS, pursuant to the provisions of Art. VII, Sec. 14, of the 1974 Louisiana Constitution,
7 the Parish and the Port has the authority to enter in cooperative endeavor agreements to assist in
8 the provision of necessary public services to the citizens of Plaquemines Parish; and

9 WHEREAS, the Port has access to proceeds from the Harbor Maintenance Trust Fund in its
10 capacity as an Energy Transfer Port; and

11 WHEREAS, on October 19, 2019, the Port entered into a Memorandum of Agreement (MOA)
12 with the U.S. Army Corps of Engineers (“USACE”) authorizing the Secretary of the Army to
13 distribute funds from Federal Fiscal Years 2016 – 2019 from Harbor Maintenance Trust Fund
14 Energy and Donor Port appropriations as authorized by the Water Resources and Development
15 Act of 2014 (WRDA 2014), Section 2106; and

16
17 WHEREAS, the MOA provides the Port \$2,717,720 in such funds (the “Grant Funds”) to carry
18 out “expanded uses”, as defined in Section 2109(f) of WRDA 2014, or environmental remediation,
19 related to dredging berths and Federal navigation channels; and

20
21 WHEREAS, “expanded uses” includes (A) the maintenance dredging of a berth in a harbor that is
22 accessible to a Federal navigation project and that benefits commercial navigation at the harbor;
23 or (B) the maintenance dredging and disposal of legacy-contaminated sediment, and sediment
24 unsuitable for open water disposal, if such dredging and disposal benefits commercial navigation
25 at the harbor; and such sediment is located in and affects the maintenance of a Federal navigation
26 project or is located in a berth that is accessible to a Federal navigation project; and

27
28 WHEREAS, the Parish has multiple harbors and access channels, including but not limited to the
29 Buras Boat Harbor, Empire Waterway and Marina, Ostrica Canal, Port Eads Marina Access
30 Channel, and Pointe a la Hache Boat Harbor, and there exists a need for clearing and dredging of
31 these harbors and access channels to promote commerce; and

32
33 WHEREAS, the Port and the Parish have agreed to work cooperatively together to accomplish the
34 goals of the grant noted hereinabove, all for the benefit of the citizens of Plaquemines Parish and
35 commerce; and

36
37 WHEREAS, the Port and the Parish desire to collaborate and cooperate together to accomplish the
38 goals of beneficial dredging of the harbors and access channels, and to remain qualified for the
39 grant proceeds, by adhering to its guidelines; and

40
41 WHEREAS, the Port has the authority pursuant to LSA-R.S. 34:1354 to inter alia enter into this
42 Agreement as evidenced by its established governmental purposes of public works in the Port’s
43 jurisdiction, which geographically coincides with the boundaries of Plaquemines Parish; and

44
45 WHEREAS, the public purpose of the Port and the Parish’s cooperative endeavor is the dredging
46 of harbors and access channels in Plaquemines Parish in order to improve the commercial and
47 public endeavors of the citizens of Plaquemines Parish; and

48
49 WHEREAS, the Port and the Parish each have a reasonable expectation of receiving benefits
50 and/or value described herein that is at least equivalent to or greater than the consideration
51 described in this Agreement; and

52
53 WHEREAS, the transfer or expenditure of these public funds to the Parish by the Port pursuant to
54 this Agreement is not a gratuitous donation and the Port shall receive a reasonably equivalent value
55 through the accomplishment of its statutory purpose of public works within its district; and

56

57 WHEREAS, the Parish through its Engineering and Coastal departments shall bid, provide
58 expertise, and monitor the projects approved by the USACE and authorized by Section 2109(f) of
59 WRDA 2014 and the Parish shall receive substantial value through the accomplishment of
60 improvements to its canals and harbors;

61 NOW, THEREFORE:

62 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Parish President
63 is hereby authorized to enter into a Cooperative Endeavor Agreement by and between the
64 Plaquemines Port, Harbor and Terminal District and Plaquemines Parish Government to
65 accomplish the goals set forth in this Resolution.

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