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SECTION 2

The effective date of the amended Security Fees (Security Surcharges) shall be January 1, 2022.

SECTION 3

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

GULF SEAPORTS MARINE TERMINAL CONFERENCE

November 4, 2021

GSMTC Security Fee for 2022:

Vessels & Barges:

10.41% of total dockage per port call

Cargo:

Break bulk: \$ 0.22 cents per ton

Dry bulk: \$ 0.049 cents per ton

Liquid bulk: \$ 0.049 cents per ton

Containers: \$ 4.60 per box

Vehicles: \$ 1.03 per vehicle

Passengers: \$ 1.03 per passenger

GSMTC Dockage Rates- 2022

	<u>0-199</u>	<u>200-399</u>	<u>400-499</u>	<u>500-599</u>	<u>600-699</u>	<u>700-799</u>	<u>800-899</u>	<u>900-over</u>
GSMTC 2022	\$ 3.31	\$ 4.35	\$ 5.92	\$ 7.94	\$ 9.22	\$ 11.70	\$ 14.10	\$ 16.86

"Gulf Seaports Marine Terminal Conference" hereinafter referred to as the "Conference."

ARTICLE II

Membership

2.01 Any public and governmental department, board, commission, agency, authority, organization or body, whether incorporated or unincorporated, in the Gulf Range in the states bordering on the Gulf Coast or significant coastal inlets or estuaries between and including Texas and Florida, exercising either governmental or proprietary powers, jurisdiction or authority and are charged with duties with respect to the planning, development or operation of one or more ports or harbors or with respect to the construction and maintenance of, or carrying on the business of furnishing wharves, terminals or other port or harbor facilities or improvements used in connection with ocean common carriage may become a party to this agreement.

2.02 Current Members of this Conference are:

- Board of Commissioners of the Port of New Orleans
- Lake Charles Harbor and Terminal District
- Port of Greater Baton Rouge
- Orange County Navigation and Port District
- Mississippi State Port Authority
- Port of Beaumont Navigation District of Jefferson County, Texas
- Port of Houston Authority of Harris County, Texas
- Board of Trustees of the Galveston Wharves
- Alabama State Port Authority
- Port of South Louisiana
- Brownsville Navigation District
- Port of Port Arthur Navigation District of Jefferson County, Texas
- Tampa Port Authority

(D)

Panama City Port Authority
Port of Pensacola
Port Freeport
Jackson County Port Authority
Manatee Port Authority
St. Bernard Port, Harbor and Terminal District
Plaquemines Port, Harbor, and Terminal District

2.03 Any organization or agency meeting the criteria of Section 2.01 hereof may become a member of this Conference by indicating its desire to do so in writing addressed to the Chairman and setting forth a description of said organization or agency.

2.04 Such request for new membership shall be reviewed by the Executive Committee to determine whether the applicant meets the criteria of Section 2.01 hereof and thereafter such new membership shall be reflected in an amendment filed with the Federal Maritime Commission.

2.05 Any member may terminate its membership in the Conference by written notice to the Chairman of such termination. Termination shall be effective upon the filing of an amendment with the Federal Maritime Commission.

ARTICLE III

Purposes

3.01 The parties shall, subject to the limitations in 4.02 hereof, consult with one another with relation to, and to establish port terminal rates and charges and rules and regulations for or in connection with services and facilities, including, but not limited to: wharfage (tollage), dockage, sheddage, free time, demurrage, usage, rents, storage, handling, loading and unloading, licenses, preferential assignments, and other privileges, charges, classifications,

Gulf Seaport Marine Terminal Conference
 Vote on Dockage/Security Fees and Nomination for Executive Committee
 20-SEP-21

Port	Name	Dockage/Security		Executive Committee		Executive Committee	
		Yes	No	Year/Key	Member	Year/Key	Member
Board of Commissioners of the Port of New Orleans	Bruce D. Chretien					X	
	Lee Graham	X					
	Michelle Scahron						
	Jacob Cofal						
	Richard Saff	X				X	
Port of Houston							
Board of Trustees of the Calumet Harbors	Lonnie Taylor	X					
	John Hess					X	
	Michael Wrayford						
Port of Houston Navigation District	Chris Fisher	X					
	Steve Chalk						
Port Commission of the Port of Houston Authority	Roger Gantner					X	
	Tom Head	X					
	Jeff Davis						
Board of Trustees of the Calumet Harbors	Roger Reed	X				X	
	John Dirosal					X	
	Bill Inge	X					
Port of South Louisiana	Paul Acosta					X	
	Chris Irmal					X	
	Conny March						
Bayouville Navigation District	Edward Cam	X				X	
	Marjorie Rocio						
Port of Port Arthur Navigation District	Larry Kelley					X	
	Anthony Theriaud						
Port of Corpus Bay	Paul Anderson						
	Greg Lovelace						
Panama City Port Authority	Alan King						
	Chris Martin					X	
Port of Panama	Phyllis Sargent						
	Al Dural						
Jackson County Port Authority	Mark MacLachlan	X				X	
	Anthony Greer						
Maritime Port Authority							
St. Leonard Docklands and Terminal District	Drew Healy	X				X	
	J Ted Roche III	X				X	
Quebec Port Harbor and Terminal District	Sandy Sander						
	Charles Nelson	X					
	Paul Madras						
	Donald Curt						
GPAA - (Info Only)	Pat Younger						

RESOLUTION NO. 21-

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

1 A Resolution authorizing Maynard J. “Sandy” Sanders, Executive Director of the
2 Plaquemines Port, Harbor & Terminal District to extend the current agreement for
3 Professional Services with Dwyer, Cambre and Suffern for the provision of legal
4 counsel; and otherwise to provide with respect thereto.
5

6 WHEREAS, Resolution No. 20-288 authorized the Port Executive Director to enter into a
7 contract for Professional Services with Dwyer, Cambre & Suffern in order to provide legal
8 counsel and services for a period of one year, ending December 31, 2021; and
9

10 WHEREAS, the Plaquemines Port, Harbor & Terminal District is requesting an extension to the
11 current agreement; and
12

13 WHEREAS, the current agreement is extended for one additional year with an effective date of
14 January 1, 2022, ending December 31, 2022; and
15

16 WHEREAS, it is the desire of the Plaquemines Parish Council to contract for professional
17 services regarding general legal work for the Plaquemines Port, Harbor & Terminal District with
18 Dwyer, Cambre & Suffern from January 1, 2022, through December 31, 2022;
19

20 NOW, THEREFORE:

21
22 BE IT RESOLVED, BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE
23 GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TEMINAL
24 DISTRICT THAT it hereby authorizes Maynard J. “Sandy” Sanders, Executive Director of the
25 Plaquemines Port, Harbor & Terminal District to amend and extend the current agreement, with
26 Dwyer, Cambre & Suffern to provide legal services for a period of one year ending on December
27 31, 2022, not to exceed adopted Legal Services budget, without prior approval of the
28 Plaquemines Parish Council as the sole governing authority of the Plaquemines Port, Harbor and
29 Terminal District.
30

31 BE IT FURTHER RESOLVED, BY THE PLAQUEMINES PARISH COUNCIL AS THE
32 SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR &
33 TEMINAL DISTRICT THAT the Secretary of this Council is hereby authorized and directed to
34 immediately certify and release this Resolution and that Port employees and officials are
35 authorized to carry out the purposes of this Resolution, both without further reading and approval
36 by the Plaquemines Parish Council.
37

RESOLUTION NO. 20-288

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

A Resolution authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to extend the current agreement for Professional Services with Dwyer, Cambre and Suffern for the provision of legal counsel; and otherwise to provide with respect thereto.

WHEREAS, Resolution No. 19-335 authorized the Port Executive Director to enter into a contract for Professional Services with Dwyer, Cambre & Suffern in order to provide legal counsel and services for a period of one year, ending December 31,2020; and

WHEREAS, the Plaquemines Port, Harbor & Terminal District is requesting an extension the current agreement; and

WHEREAS, the current agreement is extended for one additional year with an effective date of January 1,2021 ending December 31,2021; and

WHEREAS, it is the desire of the Plaquemines Parish Council to contract for professional services regarding general legal work for the Plaquemines Port, Harbor & Terminal District with Dwyer, Cambre & Suffern from January 1,2021 through December 31,2021;

NOW, THEREFORE:

BE IT RESOLVED, BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING AUTHORITY OF THE PLAQUEMINES PORT HARBOR & TERMINAL DISTRICT THAT it hereby authorizes Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to amend and extend the current agreement, with Dwyer Cambre & Suffern to provide legal services for a period of one year ending on December 31,2021, not to exceed adopted Legal Services budget, without prior approval of the Plaquemines Parish Council as the sole governing authority of the Plaquemines Port, Harbor and Terminal District.

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

I hereby certify the above and foregoing to be a true and correct copy of a Resolution adopted by the Plaquemines Parish Council at a meeting held in the Pointe-a-la-Hache Courthouse Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana, on Thursday, December 10, 2020.



Secretary

CONTRACT FOR PROFESSIONAL SERVICES
BETWEEN
PLAQUEMINES PORT, HARBOR AND TERMINAL DISTRICT
AND
DWYER, CAMBRE & SUFFERN, APLC

1 THIS AGREEMENT, made and entered into on 10th day of December 2020, but effective
2 as January 01, 2021, by and between the Plaquemines Port, Harbor and Terminal District
3 (hereinafter referred to as the "Port"), herein represented by the Port Executive Director,
4 duly
5 authorized to act by Resolution No. 20-288 adopted on the 10th day of December,
6 2020, and the law firm of Dwyer, Cambre & Suffern, APLC (hereinafter collectively referred
7 to as "Firm").

8 WHEREAS, the Plaquemines Parish Council is sole governing authority for the Port, and
9 empowered to approve contracts and service agreements to be entered by the Port;

10 WHEREAS, the Plaquemines Parish Council desires to retain special counsel for legal
11 matters specifically regarding the Port;

12 WHEREAS, certain legal matters require expertise in diverse fields of law; and

13 WHEREAS, Firm has the necessary legal expertise to assist in acting as special counsel
14 for the Port regarding general legal matters.

15 NOW THEREFORE, in consideration of the mutual covenants contained herein, the parties
16 agree as follows:

17 1. SCOPE OF SERVICES

18 Firm will represent the interests of the Plaquemines Parish Council as the sole governing
19 authority of the Plaquemines Port, Harbor and Terminal District, in Port related general legal
20 matters as one of the Port's special counsel, including but not limited to: (1) providing services to
21 the Port as deemed necessary by the Executive Director; (2) transactional issues, including but not
22 limited to acquisitions, leases, contracts, zoning and permitting; (3) court appearances including
23 hearings, trials and appeals; (3) research and study; (4) consultation and advice; (5) negotiations (in
24 regards

25 to non-Maritime related issues), and all other things necessary to protect the interests of
26 the Plaquemines Parish Council as sole governing authority of the Port, and the interests of
27 the Port. All legal services shall be provided under the immediate direction and supervision
28 of the Executive Director.
29

30 All litigation shall be approved by the Plaquemines Parish Council as the sole governing
31 authority of the Plaquemines Port, Harbor & Terminal District prior to such actions being
32 taken.

33 2. INDEPENDENT CONTRACTOR

34 While in the performance of services or carrying out the obligations under this Agreement,
35 Firm shall be acting in the capacity of an independent contractor and not as agent or employee of
36 the Plaquemines Parish Council or the Port. The Plaquemines Parish Council and/or the Port shall
37 not be obligated to any person, firm or corporation for any obligations of Firm arising from the
38 performance of services under this agreement. It is understood and agreed by the Parties hereto
39 that Firm is entering into this Agreement in the capacity of an independent contractor and that
40 nothing contained in this Agreement is intended to be construed as creating any other relationship
41 between the Plaquemines Parish Council or the Port and Firm.

42 The Parties hereto acknowledge and agree that the Plaquemines Parish Council and/or
43 the Port shall not:

- 44 (a) withhold federal or state income taxes;
- 45 (b) withhold federal social security tax (FICA);
- 46 (c) pay federal or state unemployment taxes for the account of Firm; or
- 47 (d) pay workman's compensation insurance premiums for coverage for Firm.

48 Firm agrees to be responsible for and to pay all applicable federal income taxes,
49 federal social security tax (or self-employment tax in lieu thereof) and any other applicable
50 federal or state unemployment taxes.

51 3. COMPENSATION

52 In consideration for the above described services, the Port shall pay Firm based on the fee
53 schedule recommended by the Louisiana Attorney General, currently established as follows:

- 54 (a) Not to exceed \$225.00 per hour for Attorneys having experience of 10
55 years or more in the practice of law.

56 (b) Not to exceed \$175.00 per hour for Attorneys having experience of 5
57 to 10 years in the practice of law.
58 (c) Not to exceed \$150.00 per hour for Attorneys having experience of 3
59 to 5 years in the practice of law.

60 (d) Not to exceed \$125.00 per hour for Attorneys having experience of
61 less than 3 years in the practice of law.

62 There shall be no charge for secretarial, word processing or other clerical/administrative
63 types of services. The secretarial, word processing or other clerical/administrative types of services
64 will be performed by the Firm. There shall also be no charge for travel time from the Firm's office
65 to the Parish. Reimbursement will be provided for costs and expenses such as postage, long
66 distance telephone charges, computer research charges, photocopies, courier charges, and other
67 similar costs and expenses customarily reimbursed to law firms.

68 Firm shall submit to the Port, on a monthly basis, a detailed invoice of costs and fees. All
69 costs billed will be supported by back-up documentation where available and appropriate, or a
70 signed statement attesting to the accuracy of the costs and fees.

71 The total fees shall not exceed One Hundred Twenty-Five Thousand dollars (\$125,000.00),
72 without prior approval of the Plaquemines Parish Council, as sole governing authority of the Port,
73 nor will it exceed the total budget cap, if any, placed on the contract by the Council.

74 Fees and expenses are to be paid within thirty (30) days of presentation of invoice
75 from Firm.

76 **4. WARRANTY**

77 Firm warrants that it has not employed or retained any company or person other than a
78 bona-fide employee working solely for Firm to solicit or secure this Agreement, and that it has not
79 paid or agreed to pay any company or person, other than bona-fide employees working solely for
80 Firm any fee, commission, percentage, brokerage fee, gifts or any other consideration, contingent
81 upon or resulting from the award or making of this Agreement. For breach or violation of this
82 warranty, the Port shall have the right to annul this Agreement without liability. Nothing contained

83 in this paragraph shall prohibit Firm from utilizing part-time, contract attorneys on an as-needed
84 basis.

85 5. TERMINATION

86 This Agreement shall be for twelve months beginning on January 1, 2021 and ending
87 on December 31, 2021.

88 Any Party shall have the right to terminate this Agreement, with or without cause, by
89 giving thirty (30) days advance written notice to the other.

90 Upon termination, the Firm shall be paid for actual work performed prior to notice of
91 termination. Upon termination, the Firm shall deliver to the Port all original documents, noted
92 drawings, tracings, computer files, and files, except the Firm's personal and administrative files.
93 Firm shall be permitted to retain copies of any and all files and work product after a termination
94 event.

95 6. NOTICE

96 Any communications to be given hereunder by either Party to the other shall be
97 deemed to be duly given if set forth in writing and personally delivered or sent by mail,
98 registered or certified, postage prepaid with return receipt requested, as follows:

99 Attn: Maynard "Sandy" Sanders	Attn: J. Kendall Rathburn
100 Executive Director	Dwyer, Cambre & Suffern
101 Plaquemines Port, Harbor and Terminal District	3000 West Esplanade Avenue, Suite 200
102 Plaquemines Port Harbor & Terminal District	Metairie, LA 70002
103 8056 Hwy. 23, Third Floor	
104 Belle Chasse, LA 70037	

105 Written notices hereunder delivered personally shall be deemed communicated as of
106 actual receipt; mailed notices shall be deemed communicated two (2) days after deposit in
107 the mail, post prepaid, certified, in accordance with this Paragraph.

108 7. SEVERABILITY

109 If any provision of this Agreement is held invalid by a court of competent jurisdiction,
110 such provision will be deemed amended in a manner which renders it valid, or if it cannot be
111 so amended it will be deemed to be deleted. Such amendment or deletion will not affect the
112 validity of any other provisions of this Agreement.

113 8. INSURANCE

114 Firm shall provide evidence of malpractice insurance with commercially reasonable limits.

115 9. ASSIGNMENT

116 This Agreement shall be binding upon the successors and assigns for the parties hereto. This
117 Agreement being for the professional services of Firm, shall not be assigned or subcontracted in
118 whole or in part by Firm as to the services to be performed hereunder.

119 10. MODIFICATION

120 This agreement represents the entire Agreement between the Port and Firm. This
121 Agreement may be amended only by authority of the Plaquemines Parish Council, as sole
122 governing authority of the Port, and in writing, signed by the Port and Firm.

123 11. JURISDICTION

124 This Agreement shall be deemed to be a contract made under the laws of the State of
125 Louisiana, and for all purposes shall be interpreted in its entirety in accordance with the laws of
126 said State. The Firm hereby agrees and consents to the jurisdiction of the courts of the State of
127 Louisiana over its person. The parties hereto agree that the sole and exclusive venue for any suit
128 or proceeding brought pursuant to this contract shall be the 25th Judicial District Court for the
129 Parish of Plaquemines, State of Louisiana.

130 12. LEGAL COMPLIANCE

131 The Port and the Firm shall comply with all federal, state, and local laws and
132 regulations, including, specifically, the Louisiana Code of Governmental Ethics (R.S. 42:1101,
133 *et seq.*) in carrying out the provisions of this Agreement.

134 13. EMPLOYMENT OF PARISH PERSONNEL

135 Law Firm certifies that it has not employed and will not employ any person to engage in the
136 performance of this Agreement who is, presently, or at the time of such employment, an employee of the
137 Parish or the Port.

138 14. EXCLUSIVITY

139 This Agreement represents the full understanding between the Parties, and neither the
140 Port nor Firm shall be bound by any terms or undertakings other than those contained herein.

[Signature page follows.]

THUS DONE AND SIGNED on the day and year first set forth above, with four (4) originals being executed, in the presence of the undersigned competent witnesses.

WITNESSES

PLAQUEMINES PORT, HARBOR, AND TERMINAL DISTRICT

BY: MAYNARD "SANDY" SANDERS
ITS: EXECUTIVE DIRECTOR

DWYER, CAMBRE & SUFFERN, APLC

BY: STEPHEN I. DWYER
ITS: DIRECTOR

RESOLUTION NO. 21-

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

1 A Resolution authorizing the acceptance of proposal for providing Grant and
2 Program Management services for the Plaquemines Port, Harbor and Terminal
3 District; and otherwise to provide with respect thereto.
4

5 WHEREAS, after solicitations proposals were received by December 3rd, 2021, for Grant and
6 Program Management services for the Plaquemines Port, Harbor and Terminal District; and
7

8 WHEREAS, Maynard Sanders, Executive Director, recommends the acceptance of the proposal
9 of _____;

10
11 NOW, THEREFORE;

12
13 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE
14 GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL
15 DISTRICT THAT it hereby authorizes the Executive Director, Maynard J. Sanders, to accept the
16 proposal and enter into an agreement with _____ for Grant and Program
17 Management services to be performed for the Plaquemines Port Harbor & Terminal District.
18

19 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE
20 GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL
21 DISTRICT THAT by the Secretary of the Council is hereby authorized and directed to
22 immediately certify and release this Resolution and that Port employees and officials are
23 authorized to carry out the purposes of this Resolution, both without further reading and approval
24 by the Plaquemines Parish Council.

- 54 To facilitate the recruitment and hiring of the Executive Counsel, the Executive Director shall:
55 • Communicate with the Plaquemines Parish Civil Service Department to facilitate the
56 creation of the unclassified position of Executive Counsel and report back to the Council
57 in the event any additional actions are required;
58 • Direct Port staff to incorporate the Legal Department and the position of Executive Counsel
59 into the proposed 2022 General Fund Budget for the Port, with a beginning salary for the
60 position of \$125,000 per year;
61 • Direct Port staff to take such efforts as are reasonable and prudent to advertise for the new
62 position of Executive Counsel, consider applicants prior to the end of 2021, and to report
63 back to the Council with a selection of hire.
64 • The Port staff shall advertise in regional newspapers and other media within seven days of
65 adoption of this Ordinance.

66
67 SECTION 3

68 The Secretary of this Council is hereby authorized and directed to immediately certify and release
69 this Ordinance and that the employees and officials of the Plaquemines Port, Harbor and Terminal
70 District and the Plaquemines Parish Civil Service Department are authorized to carry out the
71 purposes of this Ordinance, both without further reading and approval by the Plaquemines Parish
72 Council.
73

SECTION 2

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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.

45 SECTION 5. Procès Verbal. A *Procès Verbal* of the canvass of the returns of the
46 Election shall be made and a certified copy thereof shall be forwarded to the Secretary of State,
47 Baton Rouge, Louisiana, who shall record the same in his office; another certified copy thereof
48 shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages in and for the
49 Parish of Plaquemines, who shall record the same in the Mortgage Records of said Parish; and
50 another copy thereof shall be retained in the archives of this Governing Authority.

51

52 This Resolution having been submitted to a vote, the vote thereon was as follows:

53

54 YEAS:

55

56 NAYS:

57

58 ABSENT:

59

60 And the Resolution was declared adopted on this, the _____ day of _____.

61

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65

Council Secretary

Council Chairman

PROCÈS VERBAL OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN THE PARISH OF PLAQUEMINES, STATE OF LOUISIANA, ON SATURDAY, NOVEMBER 13, 2021.

BE IT KNOWN AND REMEMBERED that on _____ at its regular meeting place, the Plaquemines Parish Courthouse Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana, the Plaquemines Parish Council (the "Governing Authority"), acting as the governing authority of the Parish of Plaquemines, State of Louisiana (the "Parish"), and being the authority ordering the special election held therein on Saturday, November 13, 2021, with the following members present:

There being absent:

_____ did, in open and public session, examine the official certified tabulations of votes cast at the said election, and did examine and canvass the returns of the said election, there having been submitted at said election the following proposition, to wit:

PROPOSITION (MILLAGE)

Shall the Parish of Plaquemines, State of Louisiana (the "Parish"), be authorized to levy a tax of three (3) mills on all property subject to taxation within the Parish (the estimated amount reasonably expected to be collected from the levy of the tax for one entire year being \$2,955,000) for a period of ten (10) years, beginning with the year 2022 and ending with the year 2031 for the purpose of providing emergency medical services directly or by contract or both in the Parish including acquiring, construction, improving, maintaining and operating emergency medical service facilities and equipment.

There was found by said count and canvass that there was a total of _____ votes cast **IN FAVOR OF** the Proposition and a total of _____ votes cast **AGAINST** the Proposition, as hereinabove set forth, and that there was a majority of _____ votes cast _____ the Proposition as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Proposition as hereinabove set forth was duly _____ by a majority of the votes cast by the qualified electors voting at the said special election held in the Parish on Saturday, November 13, 2021.

Results by precinct are available from the Council Secretary of this Governing Authority during regular business hours or via the Louisiana Secretary of State's website (voterportal.sos.la.gov).

Exhibit "A" attached hereto and made a part of this *Procès Verbal* is a copy of the Notice of Special Election and proof of publication thereof.

THUS DONE AND SIGNED at Belle Chasse, Louisiana, on this, the _____.

ATTEST:

Council Secretary

Council Chairman

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of Resolution R-21-116, adopted by the Plaquemines Parish Council on April 22, 2021, **NOTICE IS HEREBY GIVEN**, that an election will be held in Plaquemines Parish on Saturday, October 9, 2021, and that at said special election there will be submitted to all registered voters residing in said Parish who are qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to wit:

PROPOSITION (MILLAGE)

Shall the Parish of Plaquemines, State of Louisiana (the "Parish"), be authorized to levy a tax of three (3) mills on all property subject to taxation within the Parish (the estimated amount reasonably expected to be collected from the levy of the tax for one entire year being \$2,955,000) for a period of ten (10) years, beginning with the year 2022 and ending with the year 2031 for the purpose of providing emergency medical services directly or by contract or both in the Parish including acquiring, construction, improving, maintaining and operating emergency medical service facilities and equipment.

Said election shall be held at each and every polling place in Plaquemines Parish, which polls will open at seven o'clock in the morning (7:00 a.m.) and close at eight o'clock in the evening (8:00 p.m.), in accordance with the provisions of La. R.S. 18:541.

The estimated cost of this election, as determined by the Louisiana Secretary of State, based upon the provisions of Title 18, Chapter 8A of the Louisiana Revised Statutes and actual costs of similar elections is \$10,066.

Notice is further given that a portion of the monies collected from the tax described in the Proposition shall be remitted to certain state and statewide retirement systems in the manner required by law.

The Plaquemines Parish Council shall meet at its regular meeting place, the Plaquemines Parish Courthouse, 18055 Highway 15, Pointe-a-la-Hache, Louisiana, on **THURSDAY, OCTOBER 14, 2021**, beginning at **THREE O'CLOCK (3:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of said election.

PROCLAMATION

I, the undersigned Council Chairman of the Plaquemines Parish Council, the governing authority of the Parish of Plaquemines, State of Louisiana (the "Parish"), do hereby declare, proclaim and announce that the proposition submitted at the special election held in the Parish on Saturday, November 13, 2021, was _____ by a majority of the votes cast at the said special election, all as described and set out in the above *Procès Verbal*.

THUS DONE AND SIGNED at Belle Chasse, Louisiana, on this, the 9th day of December, 2021.

Council Chairman

STATE OF LOUISIANA

PARISH OF PLAQUEMINES

I, the undersigned Council Secretary of the Plaquemines Parish Council (the "Governing Authority"), the governing authority of the Parish of Plaquemines, State of Louisiana (the "Parish"), do hereby certify that the foregoing pages constitute a true and correct copy of the proceedings and *Procès Verbal* made by said Governing Authority on December 9, 2021, providing for canvassing the returns and declaring the results of the special election held in the Parish on November 13, 2021, to authorize the levy of a special tax therein.

IN FAITH WHEREOF, witness my official signature at Belle Chasse, Louisiana, on this, the 9th day of December, 2021.

Council Secretary

45 SECTION 5. Procès Verbal. A *Procès Verbal* of the canvass of the returns of the
46 Election shall be made and a certified copy thereof shall be forwarded to the Secretary of State,
47 Baton Rouge, Louisiana, who shall record the same in his office; another certified copy thereof
48 shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages in and for the
49 Parish of Plaquemines, who shall record the same in the Mortgage Records of said Parish; and
50 another copy thereof shall be retained in the archives of this Governing Authority.

51

52 This Resolution having been submitted to a vote, the vote thereon was as follows:

53

54 YEAS:

55

56 NAYS:

57

58 ABSENT:

59

60 And the resolution was declared adopted on this, the _____ day of _____.

61

62

63

64 _____
Council Secretary

Council Chairman

65

PROCÈS VERBAL OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN THE PARISH OF PLAQUEMINES, STATE OF LOUISIANA, ON SATURDAY, NOVEMBER 13, 2021.

BE IT KNOWN AND REMEMBERED that on _____, at its regular meeting place, the Plaquemines Parish Courthouse, Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana, the Plaquemines Parish Council (the "Governing Authority"), acting as the governing authority of the Parish of Plaquemines, State of Louisiana (the "Parish"), and being the authority ordering the special election held therein on Saturday, November 13, 2021, with the following members present:

There being absent:

_____ did, in open and public session, examine the official certified tabulations of votes cast at the said election, and did examine and canvass the returns of the said election, there having been submitted at said election the following proposition, to wit:

PROPOSITION (MILLAGE)

Shall the Parish of Plaquemines, State of Louisiana (the "Parish"), be authorized to levy a tax of two (2) mills on all the property subject to taxation in the Parish (the estimated amount reasonably expected to be collected from the levy of the tax for one entire year being \$1,970,000) for a period of ten (10) years, beginning with the year 2022 and ending with the year 2031 for the purpose of improving, repairing, maintaining and operating parks, playgrounds, recreation centers and other recreational facilities and providing recreational programs in the Parish, together with the necessary furnishings, fixtures and equipment for the foregoing.

There was found by said count and canvass that there was a total of _____ votes cast **IN FAVOR OF** the Proposition and a total of _____ votes cast **AGAINST** the Proposition, as hereinabove set forth, and that there was a majority of _____ votes cast _____ the Proposition as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Proposition as hereinabove set forth was duly _____ by a majority of the votes cast by the qualified electors voting at the said special election held in the Parish on Saturday, November 13, 2021.

Results by precinct are available from the Council Secretary of this Governing Authority during regular business hours or via the Louisiana Secretary of State's website (voterportal.sos.la.gov).

Exhibit "A" attached hereto and made a part of this *Procès Verbal* is a copy of the Notice of Special Election and proof of publication thereof.

THUS DONE AND SIGNED at Belle Chasse, Louisiana, on this, the 9th day of December, 2021.

ATTEST:

Council Secretary

Council Chairman

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of Resolution R-21-114, adopted by the Plaquemines Parish Council on April 22, 2021, **NOTICE IS HEREBY GIVEN**, that an election will be held in Plaquemines Parish on Saturday, October 9, 2021, and that at said special election there will be submitted to all registered voters residing in said Parish who are qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to wit:

PROPOSITION (MILLAGE)

Shall the Parish of Plaquemines, State of Louisiana (the "Parish"), be authorized to levy a tax of two (2) mills on all the property subject to taxation in the Parish (the estimated amount reasonably expected to be collected from the levy of the tax for one entire year being \$1,970,000) for a period of ten (10) years, beginning with the year 2022 and ending with the year 2031 for the purpose of improving, repairing, maintaining and operating parks, playgrounds, recreation centers and other recreational facilities and providing recreational programs in the Parish, together with the necessary furnishings, fixtures and equipment for the foregoing.

Said election shall be held at each and every polling place in Plaquemines Parish, which polls will open at seven o'clock in the morning (7:00 a.m.) and close at eight o'clock in the evening (8:00 p.m.), in accordance with the provisions of La. R.S. 18:541.

The estimated cost of this election, as determined by the Louisiana Secretary of State, based upon the provisions of Title 18, Chapter 8A of the Louisiana Revised Statutes and actual costs of similar elections is \$10,066.

Notice is further given that a portion of the monies collected from the tax described in the Proposition shall be remitted to certain state and statewide retirement systems in the manner required by law.

The Plaquemines Parish Council shall meet at its regular meeting place, the Plaquemines Parish Courthouse, Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana, on **THURSDAY, OCTOBER 14, 2021**, beginning at **THREE O'CLOCK (3:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of said election.

PROCLAMATION

I, the undersigned Council Chairman of the Plaquemines Parish Council, the governing authority of the Parish of Plaquemines, State of Louisiana (the "Parish"), do hereby declare, proclaim and announce that the proposition submitted at the special election held in the Parish on Saturday, November 13, 2021, was _____ by a majority of the votes cast at the said special election, all as described and set out in the above *Procès Verbal*.

THUS DONE AND SIGNED at Belle Chasse, Louisiana, on this, the 9th day of December, 2021.

Council Chairman

STATE OF LOUISIANA

PARISH OF PLAQUEMINES

I, the undersigned Council Secretary of the Plaquemines Parish Council (the "Governing Authority"), the governing authority of the Parish of Plaquemines, State of Louisiana (the "Parish"), do hereby certify that the foregoing pages constitute a true and correct copy of the proceedings and *Procès Verbal* made by said Governing Authority on December 9, 2021, providing for canvassing the returns and declaring the results of the special election held in the Parish on November 13, 2021, to authorize the levy of a special tax therein.

IN FAITH WHEREOF, witness my official signature at Belle Chasse, Louisiana, on this, the 9th day of December, 2021.

Council Secretary

43 SECTION 5. Procès Verbal. A *Procès Verbal* of the canvass of the returns of the
44 Election shall be made and a certified copy thereof shall be forwarded to the Secretary of State,
45 Baton Rouge, Louisiana, who shall record the same in his office; another certified copy thereof
46 shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages in and for the
47 Parish of Plaquemines, who shall record the same in the Mortgage Records of said Parish; and
48 another copy thereof shall be retained in the archives of this Governing Authority.

49

50 This Resolution having been submitted to a vote, the vote thereon was as follows:

51

52 YEAS:

53

54

55 NAYS:

56

57 ABSENT:

58

59 And the resolution was declared adopted on this, the _____ day of _____.

60

61

62

63 _____
Council Secretary

64

Council Chairman

PROCÈS VERBAL OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN THE PARISH OF PLAQUEMINES, STATE OF LOUISIANA, ON SATURDAY, NOVEMBER 13, 2021.

BE IT KNOWN AND REMEMBERED that on _____, at its regular meeting place, the Plaquemines Parish Courthouse, Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana, the Plaquemines Parish Council (the "Governing Authority"), acting as the governing authority of the Parish of Plaquemines, State of Louisiana (the "Parish"), and being the authority ordering the special election held therein on Saturday, November 13, 2021, with the following members present:

There being absent:

_____ did, in open and public session, examine the official certified tabulations of votes cast at the said election, and did examine and canvass the returns of the said election, there having been submitted at said election the following proposition, to wit:

PROPOSITION (MILLAGE)

Shall the Parish of Plaquemines, State of Louisiana (the "Parish"), be authorized to levy a tax of five (5) mills on all the property subject to taxation in the Parish (the estimated amount reasonably expected to be collected from the levy of the tax for one entire year being \$4,925,000) for a period of ten (10) years, beginning with the year 2022 and ending with the year 2031 for the purpose of repairing, maintaining and operating levees, flood protection, flood control, hurricane protection, tidal and storm protection, storm damage reduction, and drainage works in the Parish.

There was found by said count and canvass that there was a total of _____ votes cast **IN FAVOR OF** the Proposition and a total of _____ votes cast **AGAINST** the Proposition, as hereinabove set forth, and that there was a majority of _____ votes cast _____ the Proposition as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Proposition as hereinabove set forth was duly _____ by a majority of the votes cast by the qualified electors voting at the said special election held in the Parish on Saturday, November 13, 2021.

Results by precinct are available from the Council Secretary of this Governing Authority during regular business hours or via the Louisiana Secretary of State's website (voterportal.sos.la.gov).

Exhibit "A" attached hereto and made a part of this *Procès Verbal* is a copy of the Notice of Special Election and proof of publication thereof.

THUS DONE AND SIGNED at Belle Chasse, Louisiana, on this, the _____.

ATTEST:

Council Secretary

Council Chairman

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of Resolution R-21-115, adopted by the Plaquemines Parish Council on April 22, 2021 **NOTICE IS HEREBY GIVEN**, that an election will be held in Plaquemines Parish on Saturday, October 9, 2021, and that at said special election there will be submitted to all registered voters residing in said Parish who are qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to wit:

PROPOSITION (MILLAGE)

Shall the Parish of Plaquemines, State of Louisiana (the "Parish"), be authorized to levy a tax of five (5) mills on all the property subject to taxation in the Parish (the estimated amount reasonably expected to be collected from the levy of the tax for one entire year being \$4,925,000) for a period of ten (10) years, beginning with the year 2022 and ending with the year 2031 for the purpose of repairing, maintaining and operating levees, flood protection, flood control, hurricane protection, tidal and storm protection, storm damage reduction, and drainage works in the Parish.

Said election shall be held at each and every polling place in Plaquemines Parish, which polls will open at seven o'clock in the morning (7:00 a.m.) and close at eight o'clock in the evening (8:00 p.m.), in accordance with the provisions of La. R.S. 18:541.

The estimated cost of this election, as determined by the Louisiana Secretary of State, based upon the provisions of Title 18, Chapter 8A of the Louisiana Revised Statutes and actual costs of similar elections is \$10,066.

Notice is further given that a portion of the monies collected from the tax described in the Proposition shall be remitted to certain state and statewide retirement systems in the manner required by law.

The Plaquemines Parish Council shall meet at its regular meeting place, the Plaquemines Parish Courthouse, Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana, on **THURSDAY, OCTOBER 14, 2021**, beginning at **THREE O'CLOCK (3:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of said election.

PROCLAMATION

I, the undersigned Council Chairman of the Plaquemines Parish Council, the governing authority of the Parish of Plaquemines, State of Louisiana (the "Parish"), do hereby declare, proclaim and announce that the proposition submitted at the special election held in the Parish on Saturday, November 13, 2021, was _____ by a majority of the votes cast at the said special election, all as described and set out in the above *Procès Verbal*.

THUS DONE AND SIGNED at Belle Chasse, Louisiana, on this, the 9th day of December, 2021.

Council Chairman

STATE OF LOUISIANA

PARISH OF PLAQUEMINES

I, the undersigned Council Secretary of the Plaquemines Parish Council (the "Governing Authority"), the governing authority of the Parish of Plaquemines, State of Louisiana (the "Parish"), do hereby certify that the foregoing pages constitute a true and correct copy of the proceedings and *Procès Verbal* made by said Governing Authority on December 9, 2021, providing for canvassing the returns and declaring the results of the special election held in the Parish on November 13, 2021, to authorize the levy of a special tax therein.

IN FAITH WHEREOF, witness my official signature at Belle Chasse, Louisiana, on this, the 9th day of December, 2021.

Council Secretary

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

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

1 A Resolution to reject Industrial Tax Exemption application #20210013-ITE for
2 applicant C & C Marine and Repair, LLC for participation in the Industrial Tax
3 Exemption Program relative to their expansion project in Plaquemines Parish.

4
5 WHEREAS, C & C Marine and Repair, LLC wishes to support use of newly purchased equipment
6 and to upgrade their electrical system and foundation at their location on Engineers Road in Belle
7 Chasse, LA; and

8
9 WHEREAS, the Industrial Tax Exemption Program provides C & C Marine and Repair, LLC the
10 opportunity for an _____ reduction of ad valorem taxes on their _____project; and

11
12 WHEREAS, Section 503(H)(1) of the Industrial Tax Exemption Program provides for local
13 government to conduct a public meeting and to provide a determination of an application for ad
14 valorem tax exemption; and

15
16 WHEREAS, it has been determined it is in the best interest of Plaquemines Parish and its citizens
17 for C & C Marine and Repair, LLC to receive/not receive the tax exemption;

18
19 NOW, THEREFORE:

20
21 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT Industrial Tax
22 exemption application #20210013-ITE for applicant C & C Marine and Repair, LLC is hereby
23 rejected.

24
25 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the
26 Secretary of this Council hereby authorized and directed to immediately certify and release this
27 Resolution and that Parish employees and officials are authorized to carry out the purpose of this
28 Resolution, both without further reading and approval by the Plaquemines Parish Council.

ORDINANCE NO. 21-

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

1 An Ordinance authorizing and directing the Parish President, or his designee, to
2 suspend water payments for six months for residents living in Braithwaite and
3 Ironton through West Pointe-a-la-Hache; and otherwise to provide with respect
4 thereto.

5
6 **NOW, THEREFORE;**

7
8 **BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT** it hereby authorizes
9 the Parish President, or his designee, to suspend water payments for six months for residents
10 living in Braithwaite and Ironton through West Pointe-a-la-Hache.

11
12 **BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT** by the
13 Secretary of the Council is hereby authorized and directed to immediately certify and release this
14 Resolution and that Port employees and officials are authorized to carry out the purposes of this
15 Resolution, both without further reading and approval by the Plaquemines Parish Council.