

ORDINANCE NO. 20-

The following Ordinance was offered by Commissioner Black who moved its adoption:

1 An Ordinance of the Plaquemines Parish Council acting as the Sole Governing
2 Authority of the Plaquemines Port, Harbor and Terminal District to authorize and
3 direct the purchase of the Popich Building from Plaquemines Parish Government;
4 and otherwise to provide with respect thereto.

5 WHEREAS, the Plaquemines Port, Harbor and Terminal District is currently leasing space in the
6 Popich Building, 8056 LA Hwy 23, Belle Chasse, LA, from Plaquemines Parish Government; and
7

8 WHEREAS, the long-term interests of the Plaquemines Port, Harbor and Terminal District are
9 best served in the ownership of the Popich Building; and
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11 WHEREAS, on information and belief, the Plaquemines Parish Government desires to sell the
12 Popich Building; and
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14 NOW, THEREFORE:

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16 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE
17 GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL
18 DISTRICT THAT:

19
20 SECTION 1
21

22 The Plaquemines Parish Council acting as the Sole Governing Authority of the Plaquemines Port,
23 Harbor and Terminal District directs Executive Director Sandy Sanders to execute an Act of Sale
24 with Plaquemines Parish Government for the purchase of the Popich Building, located at 8056 LA
25 Hwy 23, Belle Chasse, LA, at a price equal to the appraised value as determined by Plaquemines
26 Parish Government, except as otherwise provided herein.
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28 SECTION 2
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30 In the event that the appraised value of the Popich Building, as reflected in the appraisal
31 commissioned by Plaquemines Parish Government, equals or exceeds \$250,000.00, the Executive
32 Director is directed, in accordance with Resolution 19-252, to engage, on behalf of the
33 Plaquemines Port, Harbor and Terminal District, a qualified appraiser for the purpose of obtaining
34 an independent appraisal of the value of the Popich Building.
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36 SECTION 3
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38 In the event that the appraised value of the Popich Building, as reflected in the appraisal
39 commissioned by the Plaquemines Port, Harbor and Terminal District, is less than the value
40 reflected in the appraisal commissioned by Plaquemines Parish Government, then the Plaquemines
41 Parish Council acting as the Sole Governing Authority of the Plaquemines Port, Harbor and
42 Terminal District directs Executive Director Sandy Sanders to execute an Act of Sale with
43 Plaquemines Parish Government for the purchase of the Popich Building, located at 8056 LA Hwy
44 23, Belle Chasse, LA, at a price equal to the lower appraised value.
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46 SECTION 4
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48 The Plaquemines Port, Harbor and Terminal District hereby waives the right to obtain a title
49 insurance policy or utilize the services of an escrow agent related to the purchase of the Popich
50 Building from Plaquemines Parish Government.
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52 SECTION 5
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54 The Plaquemines Port, Harbor and Terminal District shall pay all costs for recordation of the
55 executed Act of Sale and shall remit the sales price to Plaquemines Parish Government on the date
56 of execution thereon.
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SECTION 6

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.

ORDINANCE NO. 20-

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

1 An Ordinance to amend the Plaquemines Port, Harbor and Terminal District 2020
2 Operating Budget of Revenue and Expenditures for receipt of Federal Funds from
3 the Water Resources Reform and Development Act of 2014; and otherwise to
4 provide with respect thereto.

5
6 WHEREAS, the Port’s 2020 Revenue Budget need to be amended to reflect the receipt of Federal
7 Funds revenue of Federal Funds- WRRDA 2014 (Water Resources Reform and Development Act
8 of 2014) in the amount of two million seven hundred seventeen thousand seven hundred and
9 twenty dollars (\$2,717,720.00) ;and

10
11 WHEREAS, Resolution No. 19-193 authorized Maynard J. “Sandy” Sanders, Executive Director
12 of the Plaquemines Port, Harbor & Terminal District (the Port) to enter into a Memorandum of
13 Agreement with U.S Army Engineer, New Orleans District concerning the provision of funds
14 pursuant to the section 2106 of the Water Resources Reform and Development Act of 2014; and

15
16 WHEREAS, funds have been appropriated in fiscal year 2016 as well as fiscal years 2017, 2018
17 and 2019 to carry out Section 2106 and may be appropriated in subsequent fiscal years; and

18
19 WHEREAS, the Plaquemines Parish Council as the sole governing authority of the Plaquemines
20 Port, Harbor and Terminal District authorizes the Executive Director, Maynard J. “Sandy”
21 Sanders, the Port Deputy Director, Paul Matthews, the Port Director of Administration, Christie
22 Nielsen and the Director of Port Security and Vessels, Donald Durr to open a bank account for
23 such funds and sign any and all documents necessary to carry out the purpose of this resolution;

24
25 NOW, THEREFORE:

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27 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT AS THE SOLE
28 GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR & TERMINAL
29 DISTRICT THAT:

SECTION 1

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31
32 The 2020 Operating Revenue Budget is amended as follows:

Fund: 445- Plaquemines Port, Harbor & Terminal District			
Department: 497- Federal Funds			
Division: 2490- Port Energy/ Dredging			
Object	Description	Inc/Dec	Amendment
429.010	Federal Funds – WRRDA 2014	Inc	\$2,717,720.00

SECTION 2

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37 A bank account shall be opened to manage federal funds received from the Water Resources
38 Reform and Development Act of 2014. The Port will use the funds to carry out expanded uses, as
39 that term is defined in Section 210(f) of Water Resources Development Act of 1986, as amended
40 (33 U.S.C. 2238(f)), or environmental remediation related to dredging berths and Federal
41 navigation channels.

SECTION 3

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

ORDINANCE NO. 20-

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

1 An Ordinance to amend the 2020 General Fund, Operating Expenditure Budget,
2 Recreation Department, Davant Summer Recreation Program Division; and
3 otherwise to provide with respect thereto.

4 WHEREAS, after a review of the 2020 Operating Expenditure Budget, an amendment is
5 necessary;

6 NOW, THEREFORE:

7 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

9 The 2020 General Fund, Operating Expenditure Budget, Recreation Department, Davant Summer
10 Recreation Program Division, is amended as follows:

Fund: 001 General Fund			
Dept/Div: 640-4082 Davant Summer Recreation Program			
Object	Description	Inc/Dec	Amendment
578.001	Grants General	Dec	(25,000)

SECTION 3

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

ORDINANCE NO. 20-

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

1 An Ordinance to amend and as amended, re-adopt Article III, Section 6-62 of the
2 Plaquemines Parish Code of Ordinances regarding docking in the Venice Boat
3 Harbor; to rescind, annul and set-aside Ordinance No. 10-121; and otherwise to
4 provide with respect thereto.
5

6 WHEREAS, Ordinance No. 10-121 was adopted in May of 2010 to ensure the continued efficient
7 operation of the Venice Boat Harbor and establish certain rules and regulations regarding Seafood
8 Retail Businesses/Docks in this boat harbor; and
9

10 WHEREAS, it is the desire of this Council to rescind Ordinance No. 10-121 which only applies to
11 the Venice Boat Harbor and adopt a new ordinance to extend the rules and regulations regarding
12 Seafood Retail Businesses/Docks in all Parish boat harbors;
13

14 NOW, THEREFORE:

15
16 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:
17

SECTION 1

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19
20 Article III, Plaquemines Parish Boat Harbors, Section 6-62(a) shall now read as follows:
21

22 “All persons owning, operating, leasing, or exercising control over a seafood
23 wholesale and/or retail business in any Parish Boat Harbor on Parish leased
24 property are **not** allowed to have vessels dock or moor at the business with the
25 exception allowing for a 24-hour period for a vessel to off load, refuel or ice up.”
26

SECTION 2

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29 Article III, Plaquemines Parish Boat Harbors, Section 6-62(b) shall now read as follows:
30

31 “Seafood Businesses/Docks located in any Parish Boat Harbor is allowed to lease,
32 on a monthly basis, a maximum of 6 boat slips to be used by their business
33 customers only. All boats docked in these slips shall register daily with the Harbor
34 Master and the Plaquemines Boat Harbor Office and shall comply with
35 Plaquemines Boat Harbor rules and regulations.”
36

SECTION 3

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39 Ordinance No. 10-121 is hereby rescinded, annulled and set-aside.
40

SECTION 4

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43 The Secretary of this Council is hereby authorized and directed to immediately certify and release
44 this Ordinance and that Parish employees and officials are authorized to carry out the purposes of
45 this Ordinance, both without further reading and approval by the Plaquemines Parish Council.
46

ORDINANCE NO. 10-121

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

An Ordinance establishing rules and regulations regarding Seafood Retail Businesses/Docks located in the Venice Boat Harbor; and otherwise to provide with respect thereto.

WHEREAS, to ensure the continued efficient operation of the Venice Boat Harbor, certain rules and regulations need to be established regarding Seafood Retail Businesses/Docks;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

All persons owning, operating, leasing, or exercising control over a seafood wholesale and/or retail business in the Venice Boat Harbor on Parish leased property are **not** allowed to have vessels dock or moor at the business unless the vessel is off loading, refueling or icing. This shall not exceed a 24 hour period.

SECTION 2

It hereby allows Seafood Businesses/Docks located in the Venice Boat Harbor to lease on a monthly basis a maximum of 6 boat slips to be used by their business customers only. All boats docked in these slips shall register daily with the Harbor Master and the Plaquemines Boat Harbor Office and shall comply with Plaquemines Boat Harbor rules and regulations.

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 Banta seconded the motion to adopt the Ordinance.

The foregoing Ordinance having been submitted to a vote, the vote resulted as follows:

YEAS: Council Members Don Beshel, Keith Hinkley, Jerry Hodnett, Stuart J. Guey, Anthony L. Buras, Burghart Turner, Lynda G. Banta and Marla Cooper

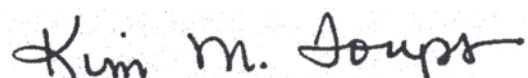
NAYS: None

ABSENT: Council Member John J. Friedman

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 13th day of May, 2010.

I hereby certify the above and foregoing to be a true and correct copy of an Ordinance adopted by the Plaquemines Parish Council at a meeting held in the Plaquemines Parish Temporary Courthouse Building, 450 F. Edward Hebert Blvd., Belle Chasse, Louisiana, on Thursday, May 13, 2010.


Secretary

ORDINANCE NO. 20-

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

1 An Ordinance to amend and as amended, readopt Section 6.5 of Article 1 of
2 Chapter 6 *Boats, Marinas, Marine Vessels and Terminals* of the Parish Code of
3 Ordinances; and otherwise to provide with respect thereto.
4

5 WHEREAS, Section 6.5 of Article 1 of Chapter 6 *Boats, Marinas, Marine Vessels and*
6 *Terminals* of the Parish Code of Ordinances was adopted to provide for the use and payment of a
7 permit fee for the unloading of oysters at designated areas at Plaquemines Parish Government
8 boat harbors;
9

10 WHEREAS, there are potentially other types of seafood and wildlife that can be unloaded at
11 these facilities; and
12

13 WHEREAS, the Council wishes to amend Section 6.5 of Article 1 of Chapter 6 *Boats, Marinas,*
14 *Marine Vessels and Terminals* of the Parish Code of Ordinances to consider these other forms of
15 seafood and wildlife;
16

17 NOW, THEREFORE:

18
19 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:
20

SECTION 1

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22
23 Section 6.5 of Article 1 of Chapter 6 *Boats, Marinas, Marine Vessels and Terminals* of the
24 Parish Code of Ordinances is hereby amended, readopted and shall now read as follows:
25

26 “Sec. 6-5. - Permit fee for the off-loading of seafood and wildlife in parish boat harbors.
27

28 (a) For the purposes of this Section, the following words and terms shall have the following
29 meanings:
30

31 (1) “Dealer” shall mean any person required under the Louisiana Revised Statutes to
32 have a dealers, wholesale, or retail license or permit to engage in seafood or
33 wildlife commercial activity.
34

35 (2) “Off-loading and/or off-loaded” shall mean any transfer of seafood or wildlife
36 from whatever source to trucks or any other means of conveyance when that
37 transfer is made on property owned by the Parish, whether a boat harbor, marina
38 or other property designated by Plaquemines Parish Government.
39

40 (3) “Permit” shall mean the off-loading seafood and wildlife annual permit required
41 by this Section.
42

43 (4) “Person” shall mean any individual person, association, corporation, partnership,
44 or other legal entity recognized by law.
45

46 (5) “Resident” shall mean any person or businesses that has resided in Plaquemines
47 Parish continuously during the twelve months immediately prior to the date on
48 which the person or business applies for a permit and has manifested an intent to
49 remain in Plaquemines Parish during the term of the permit by signing an
50 affidavit. A business may use its owner or a member’s residency to establish its
51 own residency.
52

53 (6) “Seafood” shall mean all finfish, shellfish, crustaceans, mollusks, and all other
54 species of aquatic life.
55

56 (7) “Wildlife” shall mean all species of wild vertebrates.
57

58 (b) Plaquemines Parish Government hereby establishes an annual off-loading seafood and

1 wildlife permit, which shall be required before any dealer, as defined by this Section,
2 may receive off-loaded seafood or wildlife on property owned by Plaquemines Parish
3 Government whether a boat harbor, marina or other property designated by Plaquemines
4 Parish Government.

5
6 (c) The permit fees and regulations for this Section are as follows:

7
8 (1) A resident permit fee shall be two-thousand-four-hundred dollars (\$2,400.00).

9
10 (2) A non-resident permit fee shall be seven-thousand-two-hundred dollars
11 (\$7,200.00).

12
13 (3) The following documents or items may serve as proof of residency and must be
14 provided to the Harbor Office upon request: valid driver's license, current utility
15 bill, and confirmed 911 address or any other forms of proof acceptable to the Boat
16 Harbor office.

17
18 (4) The permit fee shall be made payable to Plaquemines Parish Government and
19 obtained at the Plaquemines Parish Boat Harbor Office, located at the adoption of
20 this Section, at 333. F. Edward Hebert, Building 102, Suite 303, Belle Chasse,
21 Louisiana 70037.

22
23 (5) No person shall receive a permit without first obtaining a Plaquemines Parish
24 occupational license.

25
26 (6) All permits shall expire at the end of the calendar year for which it was issued.
27 The open period for obtaining and renewing a permit for any calendar year shall
28 commence November 1st of the preceding year.

29
30 (7) Permits shall be non-assignable and non-transferrable.

31
32 (8) Failure to comply with any federal, state or local laws may result in the revocation
33 of the permit and forfeiture of the permit fees.

34
35 (d) The use of parish property shall be at the sole risk of the permittee and user and
36 Plaquemines Parish Government shall be relieved from any and all responsibility and
37 liability for damages and/or injuries caused by the use of parish property by the
38 permittee, who shall agree to hold Plaquemines Parish Government, its elected officials,
39 agents and employees free and harmless from any and all personal injuries and property
40 damages resulting from such use.

41
42 (e) It shall be a violation of this Section for any person required by this Section to obtain a
43 permit to receive off-loaded seafood or wildlife on property owned by Plaquemines
44 Parish Government whether a boat harbor, marina or other property designated by
45 Plaquemines Parish Government without a valid permit.

46
47 (f) Whoever commits a violation of this Section shall be fined not more than one-thousand
48 dollars (\$1,000.00), imprisoned for not more than six (6) months in jail, or both fined and
49 imprisoned at the discretion of the court.

50
51 (g) The Parish President is hereby empowered to bring a civil action in the 25th Judicial
52 District Court for the State of Louisiana to enforce any civil remedy or penalty and enjoin
53 any conduct in violation of this Section.

54
55 (h) This Section shall not apply to seafood or wildlife off-loaded by persons on private
56 property or lessees of Plaquemines Parish Government.

57
58 (i) The provisions of this Section are severable, and if any provisions, sentence, clause,
59 section or part hereof is held illegal, invalid or unconstitutional, or inapplicable to any

1 person or circumstance, the illegality, invalidity, unconstitutionality or inapplicability
2 shall not affect or impair any of the remaining provisions, sentences, clauses, sections or
3 part of this Section or their application to other persons or circumstances, it is hereby
4 declared to be the intent of Plaquemines Parish Government that this Section would have
5 been adopted if such illegal, invalid, or unconstitutional provision, sentence, clause,
6 section or party has not been included herein, and if the person or circumstances to which
7 this Section or any part thereof are inapplicable has been specifically exempted
8 therefrom.”
9

10 SECTION 2

11
12 The Secretary of this Council is hereby authorized and directed to immediately certify and
13 release this Ordinance and that Parish employees and officials are authorized to carry out the
14 purposes of this Ordinance, both without further reading and approval by the Plaquemines Parish
15 Council.

ORDINANCE NO. 20-

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

1 An Ordinance to declare certain Parish property as surplus and to initiate the
2 process for disposition thereof; and otherwise to provide with respect thereto.

3 WHEREAS, the Plaquemines Parish Government owns a building and property at 8056 LA Hwy
4 23, Belle Chasse, LA, commonly known as the Popich Building; and

5
6 WHEREAS, the Popich Building formerly housed offices of the Plaquemines Parish Government;
7 and

8
9 WHEREAS, the Plaquemines Parish Government has ongoing costs in maintaining the Popich
10 Building; and

11
12 WHEREAS, the Popich Building is no longer needed by Plaquemines Parish Government for a
13 public purpose;

14
15 NOW, THEREFORE:

16
17 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

18
19 SECTION 1

20
21 The Plaquemines Parish Government hereby declares the Popich Building, located at 8056 LA
22 Hwy 23, Belle Chasse, LA to be surplus property and no longer needed by the Parish for a public
23 purpose.

24 SECTION 2

25
26 The President of Plaquemines Parish is hereby directed to engage the services of a qualified land
27 appraiser for the purpose of obtaining an appraisal of the value of the Popich Building.

28
29 SECTION 3

30
31 The President of Plaquemines Parish is hereby directed to instruct the Parish Attorney's Office to
32 prepare an Act of Sale, providing for the sale of the Popich Building and its attendant property to
33 the Plaquemines Port, Harbor and Terminal District, as a private sale in accordance with LRS
34 33:4711, at a price not less than the appraised value.

35
36 SECTION 4

37
38 In the event that the Plaquemines Port, Harbor and Terminal District agrees to purchase the Popich
39 Building, the President of Plaquemines Parish is hereby directed to execute such Act of Sale, on
40 behalf Plaquemines Parish Government at a price of not less than the lowest appraised value
41 provided to the President, with the understanding that the Plaquemines Port, Harbor and Terminal
42 District may engage a qualified appraiser of its own choosing.

43
44 SECTION 5

45
46 The Office of the Parish Attorney is directed to serve as the closing attorney for the Act of Sale.

47
48 SECTION 6

49
50 The Secretary of this Council is hereby authorized and directed to immediately certify and release
51 this Ordinance and that Parish employees and officials are authorized and directed to carry out the
52 purposes of this Ordinance, without further reading and approval by the Plaquemines Parish
53 Council.

RESOLUTION NO. 20-

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

1 A Resolution concerning approval of partial settlement of the following litigation
2 as to defendant, Freeport McMoRan:
3

The Parish of Plaquemines vs. Conocophillips Company. et al	2:18-cv-05230
The Parish of Plaquemines vs. HHE Energy Company, et al	2:18-cv-05263
The Parish of Plaquemines vs. Exchange Oil & Gas Corp., et al	2:18-cv-05215
The Parish of Plaquemines vs. LLOG Exploration & Production Co., LLC. et al	2:18-cv-05265
The Parish of Plaquemines vs. Equitable Petroleum Corporation, et al	2:18-cv-05220
The Parish of Plaquemines vs. June Energy Inc., et al	2:18-cv-05218
The Parish of Plaquemines vs. Linder Oil Company, et al	2:18-cv-05231
The Parish of Plaquemines vs. Riverwood Production Company, et al	2:18-cv-05217-
The Parish of Plaquemines vs. Helis Oil & Gas Company, LLC. et al	2:18-cv-05260
The Parish of Plaquemines vs. BEPCO, L.P., et al	2:18-cv-05258
The Parish of Plaquemines vs. Northcoast Oil Company, et al	2:18-cv-05228
The Parish of Plaquemines vs. Caskids Operating, Co., et al	2:18-cv-05262
The Parish of Plaquemines vs. Goodrich Petroleum Company, LLC, et al	2:18-cv-05238
The Parish of Plaquemines vs. Devon Energy Production Company, LP, et al	2:18-cv-05234
The Parish of Plaquemines vs. Rozel Operating Co., et al	2:18-cv-05189
The Parish of Plaquemines vs. Palm Energy Offshore, LLC, et al	2:18-cv-05259
The Parish of Plaquemines vs. Great Southern Oil & Gas Co., Inc., et al	2:18-cv-05227
The Parish of Plaquemines vs. Hilcorp Energy Company, et al	2:18-cv-05210
The Parish of Plaquemines vs. Apache Oil Corporation, et al	2:18-cv-05240
The Parish of Plaquemines vs. Campbell Energy Corporation, et al	2:18-cv-05264
The Parish of Plaquemines vs. Total Petrochemicals & Refining U.S.A. Inc., et al	2:18-cv-05256

4
5 NOW, THEREFORE:

6
7 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL OF PLAQUEMINES
8 PARISH, STATE OF LOUISIANA, THAT:

9
10 SECTION 1. That the Council accepts the recommendation of counsel provided in the
11 Executive Session held this date and approves the partial settlement of any and all claims
12 Plaquemines Parish has or may have against Freeport McMoRan under La. R.S. 49:214 et seq,
13 referred to as the Coastal Zone litigation, **while specifically reserving all claims against all other**
14 **defendants and parties.**

15

The Parish of Plaquemines vs. Conocophillips Company. et al	2:18-cv-05230
The Parish of Plaquemines vs. HHE Energy Company, et al	2:18-cv-05263
The Parish of Plaquemines vs. Exchange Oil & Gas Corp., et al	2:18-cv-05215

The Parish of Plaquemines vs. LLOG Exploration & Production Co., LLC. et al	2:18-cv-05265
The Parish of Plaquemines vs. Equitable Petroleum Corporation, et al	2:18-cv-05220
The Parish of Plaquemines vs. June Energy Inc., et al	2:18-cv-05218
The Parish of Plaquemines vs. Linder Oil Company, et al	2:18-cv-05231
The Parish of Plaquemines vs. Riverwood Production Company, et al	2:18-cv-05217-
The Parish of Plaquemines vs. Helis Oil & Gas Company, LLC. et al	2:18-cv-05260
The Parish of Plaquemines vs. BEPCO, L.P., et al	2:18-cv-05258
The Parish of Plaquemines vs. Northcoast Oil Company, et al	2:18-cv-05228
The Parish of Plaquemines vs. Caskids Operating, Co., et al	2:18-cv-05262
The Parish of Plaquemines vs. Goodrich Petroleum Company, LLC, et al	2:18-cv-05238
The Parish of Plaquemines vs. Devon Energy Production Company, LP, et al	2:18-cv-05234
The Parish of Plaquemines vs. Rozel Operating Co., et al	2:18-cv-05189
The Parish of Plaquemines vs. Palm Energy Offshore, LLC, et al	2:18-cv-05259
The Parish of Plaquemines vs. Great Southern Oil & Gas Co., Inc., et al	2:18-cv-05227
The Parish of Plaquemines vs. Hilcorp Energy Company, et al	2:18-cv-05210
The Parish of Plaquemines vs. Apache Oil Corporation, et al	2:18-cv-05240
The Parish of Plaquemines vs. Campbell Energy Corporation, et al	2:18-cv-05264
The Parish of Plaquemines vs. Total Petrochemicals & Refining U.S.A. Inc., et al	2:18-cv-05256

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SECTION 2. That the Attorneys hired to pursue these matters on behalf of the Parish are hereby authorized to agree to the proposed partial settlement with Freeport McMoran (**while specifically reserving all claims against all other defendants and parties**), a named defendant in a certain number of the foregoing lawsuits, referred to as the Coastal Zone Litigation, with respect to any and all claims that Plaquemines Parish has or may have against Freeport-McMoran, and to have signed and filed with the Court any and all pleadings and other papers consistent with the terms of that partial settlement, and take any other actions necessary or advisable to effectuate that partial settlement.

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.

ORDINANCE NO. 20-

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

1 An Ordinance to amend the 2020 Operating Expenditure Budget, Waterworks &
2 Sewerage Fund, Waterworks & Sewerage Operations Department; and otherwise
3 to provide with respect thereto.

4 WHEREAS, after a review of the 2020 Operating Expenditure Budget, an amendment is necessary
5 for the Waterworks & Sewerage Operations Department;

6 NOW, THEREFORE:

7 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

9 The 2020 Operating Expenditure Budget, Waterworks & Sewerage Fund, Waterworks &
10 Sewerage Operations Department, are amended as follows:

Fund: 441 Waterworks & Sewerage Fund			
Dept/Div: 690-4305 Waterworks & Sewerage Operations			
Object	Description	Inc/ Dec	Amendment
528.510	Maintenance Property & Equipment	Dec	(38,000)
565.020	Equipment Tractors & Mowers	Inc	38,000

SECTION 2

21 The Secretary of this Council is hereby authorized and directed to immediately certify and release
22 this Ordinance and that Parish employees and officials are authorized to carry out the purposes of
23 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 2020 Operating Expenditure Budget, General Fund,
2 Engineering & Public Works Department; and otherwise to provide with respect
3 thereto.

4 WHEREAS, the plumbing in the Engineering Building is backing up; and

5 WHEREAS, a video was made of the deplorable condition of the existing cast iron sewer line; and

6 WHEREAS, a proposal was received to replace the cast iron sewer lines under the Engineering
7 Building 500; and

8 WHEREAS, after a review of the 2020 Operating Expenditure Budget, an amendment is necessary
9 for the Engineering & Public Works Department;

10 NOW, THEREFORE:

11 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

13 The 2020 Operating Expenditure Budget, General Fund, Engineering & Public Works Department,
14 is amended by appropriating \$23,000.00 from the General Fund Unreserved/Undesignated Fund
15 Balance as follows:

Fund: 001 General Fund			
Dept/Div: 730-4360 Engineering & Public Works Department			
Object	Description	Inc/ Dec	Amendment
568.505	Property-Major Repairs	Inc	23,000

SECTION 2

24 The Secretary of this Council is hereby authorized and directed to immediately certify and release
25 this Ordinance and that Parish employees and officials are authorized to carry out the purposes of
26 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 Section XII. *Amendments and Petitions* of Ordinance No.
2 142, the Comprehensive Zoning Ordinance, to authorize the Plaquemines Parish
3 Council to establish rules, regulations, procedures and requirements for the
4 issuance of temporary permits for the placement and operation of R/V parks, R/V
5 sites, campgrounds, and other temporary housing units or facilities in any zoning
6 district and temporarily suspend any and all map change (rezone petition)
7 requirements related thereto; and otherwise to provide with respect thereto.

8 WHEREAS, several large construction projects are scheduled to commence in Plaquemines Parish
9 over the next several years; and

10 WHEREAS, the Plaquemines Parish Council desires to regulate by Ordinance the temporary
11 issuance of permits for R/V parks, R/V sites, campgrounds, and other temporary housing units or
12 facilities in any zoning district and temporarily suspend any and all map change (rezone petition)
13 requirements related thereto;

14 NOW, THEREFORE:

15
16 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

17
18
19 Section XII of Ordinance No. 142, the Comprehensive Zoning Ordinance, is hereby amended by
20 enacting Subsection 6. which shall read as follows:

21
22 “6. Whenever the Plaquemines Parish Council determines an immediate need for temporary
23 housing exists, it may, by Ordinance establish rules, regulations, procedures and requirements for
24 the issuance of temporary permits for the placement and operation of R/V parks, R/V sites,
25 campgrounds, and other temporary housing units or facilities in any zoning district and temporarily
26 suspend any map change (rezone petition) requirements related thereto.”

SECTION 2

27
28
29
30 The Secretary of this Council is hereby authorized and directed to immediately certify and release
31 this Ordinance and that Parish employees and officials are authorized to carry out the purposes of
32 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 2020 General Fund, Operating Expenditure Budget,
2 Legal Judgments Department; and otherwise to provide with respect thereto.

3 WHEREAS, the Parish Attorney has informed the Parish President and the Council of the
4 possibility of settlement in the matter of Stuart Consulting Group v. Plaquemines Parish
5 Government, 60-296, 25th JDC, Division B; and

6
7 WHEREAS, the Parish Council has authorized the Parish Attorney to settle the matter; and

8 WHEREAS, an amendment is necessary to the 2020 General Fund, Operating Expenditure Budget,
9 Legal Judgments Department;

10 NOW, THEREFORE:

11 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

13 The 2020 General Fund, Operating Expenditure Budget, Legal Judgments Department, is amended
14 by appropriating \$200,000 from the General Fund Unreserved/Undesignated Fund Balance as
15 follows:

Fund: 001 General Fund			
Dept/Div: 431-2182 Legal Judgments General			
Object	Description	Inc/ Dec	Amendment
552.124	Judgments & Damages Stuart Consulting	Inc	200,000

SECTION 2

25 Pursuant to the terms of the aforementioned settlement, the settlement amount appropriated herein
26 shall be paid on September 1, 2020 or before but only at the sole discretion and upon the express
27 written authorization of the Parish President.

SECTION 3

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

ORDINANCE NO. 20-

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

1 An Ordinance to amend the Five Year Capital Improvements Plan, Waterline
2 Replacement-Highway 39 Project; and otherwise to provide with respect thereto.

3 WHEREAS, a review of the Five Year Capital Improvements Plan was performed and an
4 amendment is necessary;

5 NOW, THEREFORE:

6 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

7 SECTION 1

8 The Five Year Capital Improvements Plan is amended by appropriating \$500,000 to the Waterline
9 Replacement-Highway 39 Project from the Water-Annual Maintenance Project; funding year,
10 2020.

11 SECTION 2

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