

Minutes of a meeting of the Plaquemines Parish Council, as the Sole Governing Authority of the Plaquemines Port, Harbor & Terminal District, held in the Belle Chasse Council Building Chambers, 333 F. Edward Hebert Blvd., Bldg. 203, Belle Chasse, Louisiana on Thursday, June 10, 2021, at 3:03 p.m., pursuant to notice to all members with a quorum present as follows:

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

Kim M. Toups, Secretary

Sandy Sanders, Paul Matthews, and Chambrel Riley Williams were present to represent the Port.

The Prayer was said and the Pledge was recited.

There being no matters to address under the following Agenda Item 2, "Executive Session", Commissioner Blink moved to Agenda Item 3, "Status Report by the Executive Port Director". Without objection, so ordered. Sandy Sanders stated he had no report.

There being no "Financial Report/Budget to Actual" nor "Bids and Advertisements", Commissioner Blink moved to Agenda Item 5, "Introduction of Ordinances and Resolutions". Without objection, so ordered. The following legislation was introduced:

1. A Resolution authorizing the Executive Director of the Plaquemines Port, Harbor and Terminal District to execute a preliminary agreement between the Plaquemines Port, Harbor and Terminal District and NOLA Oil Terminal, LLC, to finance the acquisition of land and the construction of dock, wharf, blending/storage facility improvements, and any additional improvements related thereto; approving the form and authorizing the publication of a Notice of Public Hearing and a Notice of Intention to Sell Bonds; making application to the State Bond Commission for approval of said Bonds; and providing for other matters in connection with the foregoing. COMMISSIONER ROUSSELLE
2. A Resolution authorizing Maynard J. "Sandy" Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to execute an agreement with Sustainability Partners; and otherwise to provide with respect thereto. COMMISSIONER NEWBERRY

Commissioner Blink moved to Agenda Item 6, "Ordinances and Resolutions on second reading and final passage". Without objection, so ordered.

There was no legislation under Item 6a.

Commissioner Newberry offered item 6b, "A Resolution adopting new and updated policies of the Plaquemines Port, Harbor & Terminal District's, specifically a Policy on Policies, Code of Ethics & Workplace Conduct, Procurement and Public Works Policy and Telecommuting Policy" for discussion only and it was seconded by Commissioner Guey. Commissioner Newberry turned the floor over to Chambrel Riley Williams to provide an explanation of the legislation. After some discussions were held Commissioner Rousselle offered an amendment to the Procurement Policy Section I, No. 3 wherein all the current language was removed and language was added for paragraph 3 to read as follows:

"In all cases professional/consulting services contracts shall be approved by the Board prior to execution."

After more discussion and debate, Commissioner Newberry deferred this matter.

RESOLUTION NO. 21-156

On motion of Commissioner Blink, seconded by Commissioner Arbourgh, and on roll call all members present and voting ‘YES’, except for Commissioner LaFrance who was “ABSENT”, the following Resolution was adopted.

A Resolution authorizing the Port Executive Director, Maynard J. Sanders, for and on behalf of the Plaquemines Port, Harbor & Terminal District to name and accept the proposal of the Plaquemines Gazette, as the Official Journal for the Plaquemines Parish Council, as the sole governing authority of the Plaquemines Port, Harbor & Terminal District; and otherwise to provide with respect thereto.

WHEREAS, the Plaquemines Gazette is the only newspaper that meets the qualifications outlined in Louisiana Revised Statute §43:142; and

WHEREAS, Louisiana Revised Statute §43:147 limits the rate of compensation of the newspaper for printing the Official Journal; and

WHEREAS, *The Plaquemines Gazette* has submitted a proposal to be selected as the official journal for the Plaquemines Port Harbor and Terminal District for a period of one year beginning June 1, 2021 and ending May 31, 2022;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING OF THE PLAQUEMINES PORT, HARBOR AND TERMINAL DISTRICT THAT it hereby selects Official Journal of the Plaquemines Port, Harbor & Terminal District.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE GOVERNING OF THE PLAQUEMINES PORT, HARBOR AND TERMINAL DISTRICT THAT Maynard J. Sanders. for and on behalf of the Plaquemines Port, Harbor & Terminal District, is hereby authorized and directed to accept Plaquemines Newspaper Publishing, Inc. publishers of The Plaquemines Gazette as the Official Journal of the Plaquemines Port, Harbor & Terminal District, which is on file with the Secretary of the Council and under such other terms and conditions as he deems to be in the best interest of the Plaquemines Port, Harbor & Terminal District.

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

Commissioner Rousselle offered an amendment to item 6d:

MOTION FOR AMENDMENT

The following Amendment was offered by Commissioner Rousselle to the Resolution entitled, “A Resolution authorizing Maynard J. “Sandy” Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to amend the current agreement for Business Consulting services focusing on the Port’s Procurement Policy with JD Russell Consulting for the improvement and possible development of a new policy by extending the agreement; and otherwise, to provide with respect thereto”.

On line 25 after the word “exceed” insert “the current amount of ”.

Commissioner Blink seconded the motion.

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

YEAS: Commissioners John L. Barthelemy, Jr., W. Beau Black, Corey Arbourgh, Stuart J. Guey, Benedict Rousselle, Trudy Newberry, Carlton M. LaFrance, Richie Blink and Mark Cognevich

NAYS: None

ABSENT: None

PRESENT BUT NOT VOTING: None

And the motion was adopted on this the 10<sup>th</sup> day of June, 2021.

RESOLUTION NO. 21-157

On motion of Commissioner Newberry, seconded by Commissioner Blink, and on roll call all members present and voting “YES”, the following Resolution was adopted:

A Resolution authorizing Maynard J. “Sandy” Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to amend the current agreement for Business Consulting services focusing on the Port’s Procurement Policy with JD Russell Consulting for the improvement and possible development of a new policy by extending the agreement; and otherwise, to provide with respect thereto.

WHEREAS, the Port requested qualifications from multiple consulting and accounting firms for Business Consulting services focusing on the Port’s Procurement Policy; and

WHEREAS, Resolution No. 20-139 authorized Maynard J. “Sandy” Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to enter into an agreement for Business Consulting services focusing on the Port’s Procurement Policy with JD Russell Consulting; and

WHEREAS, it is the desire of the Plaquemines Port, Harbor & Terminal District to extent the agreement for professional services for procurement policy improvements with JD Russell Consulting ending May 31, 2021 to 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 extent the current agreement with JD Russell Consulting to provide Business Consulting services focusing on the Port’s Procurement Policy to December 31, 2021, not to exceed the current amount of \$125,000, 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.

RESOLUTION NO. 21-158

On motion of Commissioner Rousselle, seconded by Commissioner LaFrance, and on roll call all members present and voting “YES”, the following Resolution was adopted:

A Resolution of the Plaquemines Parish Council, acting as the sole governing authority of the Plaquemines Port, Harbor and Terminal District, authorizing and directing the directing the Executive Director to engage the Miller Nictakis Group; and otherwise to provide with respect thereto.

WHEREAS, the Plaquemines Port, Harbor and Terminal District is in need of a professional to assist in seeking out and applying for available private, state and federal grants; and

WHEREAS, the Miller Nictakis Group has successfully written and administered millions of dollars in grants for programming, infrastructure and capital expenditures; and

WHEREAS, the Miller Nictakis Group employs full-time technical writers who have extensive experience in research, persuasive and technical writing, project management and strategic planning; and

WHEREAS, the Miller Nictakis Group works on a monthly fee basis and will agree to submit 6 grant proposals in the first 12 months of the contract;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE GOVERNING AUTHORITY FOR THE PLAQUEMINES PORT, HARBOR AND TERMINAL DISTRICT THAT, Maynard J. “Sandy” Sanders is authorized and directed to enter into a contract for professional services with the Miller Nictakis Group, for consulting and grant research and writing services, under terms not to exceed \$3,000.00 per month.

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

Commissioner Newberry offered 6f, “A Resolution authorizing Maynard J. “Sandy” Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to execute an agreement with Sustainability Partners; and otherwise to provide with respect thereto” for discussion only. The matter was seconded by Commissioner Blink. A PowerPoint presentation was given regarding Sustainability Partners enhancing the intermodal connectivity within the Port’s jurisdiction. The phases of the project, the ingredients needed for a cargo terminal, the history of the process, plans for mitigating risks and the financing were discussed. After the presentation discussions were held and questions asked about the proposed project, including rail cross-overs. Commissioner Blink stated he was quite impressed but, the face of the Parish would be drastically altered forever and he wants to make sure this project has as little impact on the residents’ lives as possible. Commissioner Cognevich said Sandy Sanders wants him to believe in him but, in the previous presentation shown there was nothing about the rail crossing over Hwy. 23. He asked what would happen if a train broke down and the only road out of the parish was blocked for a significant amount of time. Commissioner Rousselle asked when the property would be acquired. Mr. Chris Fetters addressed the question and said that they have been engaged with the property acquisition for about seven months now; however, there has been a lot delays in past year in determining if Port would buy the land or not. Since that time they have sought out and secured agreements in with two large land owners in the area and the agreements should be executed within the next 90 days. Commissioner Newberry stated that all the components have come together but, to get everything signed and done on one piece of paper at one time is not possible. She thinks we need to start somewhere and the rail is an important asset for anything we bring to the Parish. Commissioner Guey said that the presentation was a reinforcement of the Master Plan and he believes Sandy Sanders and the Board have been very consistent. He said we have checked the boxes and we are at a point now that investors are lined up but, without rail they will go somewhere else.

#### RESOLUTION NO. 21-159

On motion of Commissioner Newberry, seconded by Commissioner Guey, and on roll call all members present and voting “YES”, except Commissioners Rousselle, LaFrance, Blink and Cognevich who voted “NO” and Commissioner Barthelemy who was “ABSTAINED” the following Resolution “FAILED”:

A Resolution authorizing Maynard J. “Sandy” Sanders, Executive Director of the Plaquemines Port, Harbor & Terminal District to execute an agreement with Sustainability Partners; and otherwise to provide with respect thereto.

WHEREAS, the Plaquemines Port, Harbor & Terminal District (the “Port”) seeks to implement the Port’s Master Plan; and

WHEREAS, the Port recognizes intermodal connectivity is critical to the Business Development opportunities within the Port jurisdiction;

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 execute an agreement with Sustainability Partners to enhance intermodal connectivity within the Port Jurisdiction.

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.

There being no items under Agenda Item 7, “New Business”, Commissioner Blink moved to Agenda Item 8, “Approval of the Minutes”. Without objection, so ordered.

RESOLUTION NO. 21-160

On motion of Commissioner Rousselle, seconded by Commissioner Cognevich, and on roll call all members present and voting “YES”, the following Resolution was adopted:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby approves the minutes of the May 27, 2021, regular Port Meeting, as recorded by the Secretary of this Council.

BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Secretary of this Council is hereby authorized and directed to immediately certify and release this Resolution and that Port employees and officials are authorized to carry out the purposes of this Resolution.

There being no further business to come before this Council, on motion Commissioner Rousselle, seconded by Commissioner Blink and on roll call all members present voting “YES”, the meeting adjourned at 5: 26 p.m.

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Chairman

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Secretary

For a full transcript of discussions and presentations a video of this meeting is available for viewing on the Parish website [www.plaqueminesparish.com](http://www.plaqueminesparish.com) or on YouTube.