

RESOLUTION NO. 23-

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

1           A Resolution authorizing Executive Director, Charles D. Tillotson, of the  
2           Plaquemines Port, Harbor & Terminal District to enter into a Professional Services  
3           Agreement for Financial Consulting Services with \_\_\_\_\_, and otherwise,  
4           to provide with respect thereto.

5  
6           WHEREAS, the Plaquemines Port, Harbor & Terminal District has an immediate need for a  
7           Financial Consultant to assist the Finance Department for a period of six (6) months not to exceed  
8           24 hours per week, after such time we will continue on a month to month basis, if necessary.

9  
10          WHEREAS, \_\_\_\_\_ will assist the Port with:

- 11           1. Executive Director Transition
- 12           2. 2021 Financial Audit close out
- 13           3. Year-end financial close out 2022
- 14           4. Assist in selection of a new Director of Finance

15  
16          WHEREAS, \_\_\_\_\_ shall be paid \$90 per hour and invoice the Port on a monthly basis.

17  
18          NOW, THEREFORE:

19  
20          BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE  
21          GOVERNING AUTHORITY OF THE PLAQUEMINES PORT HARBOR & TERMINAL  
22          DISTRICT THAT the Port Chairman is hereby authorized and directed to enter into a Professional  
23          Services Agreement for Financial Consulting Services with \_\_\_\_\_.

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

30



RESOLUTION NO. 23-

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

1           A Resolution authorizing and directing the Port Chairman to amend Melissa Folsé's  
2           employment contract; and otherwise to provide with respect thereto.

3  
4   WHEREAS, Ordinance 22-39 created a Legal Department within the administration of the  
5   Plaquemines Port to include the position of Executive Counsel; and

6  
7   WHEREAS, Ordinance 22-217 amended her employment contract to change her title to Deputy  
8   Director / Executive Counsel; and

9  
10   WHEREAS, it is the desire of this Council to make amendments to Melissa Folsé's employment  
11   contract to change Item 2 to read as follows to comply with all other Port employment contracts:  
12   The Deputy Director/Executive Counsel shall represent and report to the Executive Director and  
13   perform the duties as established by the Council and in accordance with the terms of this  
14   agreement. The duties are described within the Ordinance 22-39 and Ordinance 12-168.

15  
16   NOW THEREFORE,

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18   BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE  
19   GOVERNING AUTHORITY OF THE PLAQUEMINES PORT HARBOR & TERMINAL  
20   DISTRICT THAT the Port Chairman is hereby authorized and directed to amend the employment  
21   contract of Melissa Folsé.

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

RESOLUTION NO. 23-

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

1           A Resolution authorizing the Executive Director, enter into an agreement with  
2           Mercury Public Affairs to provide consulting, advisory, and lobbying services  
3           regarding Port representation at the Federal and Regional level for a one-year  
4           term; and otherwise to provide with respect thereto.  
5

6           WHEREAS, Mercury Public Affairs has vast experience with the current U.S. Presidential  
7           Administration and expertise in federal priorities such as the National Flood Insurance  
8           Program, FEMA PWs, hurricane and flood protection issues involving the Corps of  
9           Engineers, as well as, other infrastructure projects that need attention, such as the Peters  
10          Road Rail Bypass and Road Extension; and  
11

12          WHEREAS, it would be in the best interest of the Port to retain the services of Mercury  
13          Public Affairs for a term of one year beginning February 1, 2023 for a monthly fee of  
14          \$4,500;  
15

16          NOW, THEREFORE:  
17

18          BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL AS THE SOLE  
19          GOVERNING AUTHORITY OF THE PLAQUEMINES PORT, HARBOR &  
20          TERMINAL DISTRICT THAT the Executive Director, negotiate and enter into an  
21          agreement with Mercury Public Affairs to provide consulting, advisory, and lobbying  
22          services regarding Port representation at the Federal and Regional level.  
23

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

ORDINANCE NO. 23-

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

1           An Ordinance authorizing Charles Tillotson, Executive Director of Plaquemines  
2           Port, Harbor and Terminal District to purchase land owned by Dana C. King, Jr.;  
3           and otherwise to provide with respect thereto.  
4

5   WHEREAS, through negotiations with King, a recommendation is being made to approve the  
6   acquisition of property owned by King, and known as one of the “piano keys”; and  
7

8   WHEREAS, the property has been appraised, and  
9

10   WHEREAS, the negotiations between King and the Port recognize a total recommended  
11   purchase price of said property for \$143,000 for Lot 57A, Pointe Celeste Farms S/D, currently  
12   owned by King;  
13

14   NOW, THEREFORE

15  
16   BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL AS THE GOVERNING  
17   AUTHORITY OF THE PORT, HARBOR AND TERMINAL DISTRICT THAT:  
18

SECTION 1

19  
20  
21   It hereby authorizes and directs Charles Tillotson, Executive Director of the Plaquemines Port,  
22   Harbor and Terminal District, to acquire the land owned by Dana C. King Jr., more fully  
23   described by the legal description attached hereto as Exhibit “A.”  
24

SECTION 2

25  
26  
27   The acquisition shall be for a purchase price of \$ 143,000 plus closing cost for the transfer of  
28   ownership of the land at Lot 57A Pointe Celeste Farms S/D, currently owned by Dana C. King,  
29   Jr., to the Plaquemines Port, Harbor and Terminal District.  
30

SECTION 3

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

RESOLUTION NO. 23-

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

1           A Resolution to authorize the Plaquemines Port, Harbor and Terminal District  
2           ("District") in accordance with the CEA and Lease Agreement to sell the property  
3           identified within Exhibit B of the Lease Agreement to Coastal Protection and  
4           Restoration Authority ("CPRA"); and otherwise to provide with respect thereto.  
5

6           WHEREAS, the Plaquemines Parish Port, Harbor and Terminal District entered into a CEA and  
7           Lease Agreement with Plaquemines Liquids Terminal, LLC dated November 16, 2018; and  
8

9           WHEREAS, on December 28, 2022, Plaquemines Liquids Terminal, LLC exercised its right  
10          pursuant to the terms of the Lease Agreement to terminate the above referenced Lease Agreement;  
11          and  
12

13          WHEREAS, on December 28, 2022, Plaquemines Liquids Terminal, LLC through its Notice to  
14          Terminate and authorized through the Lease Agreement has identified Coastal Protection and  
15          Restoration Authority, as the purchaser of the above referenced property; and  
16

17          WHEREAS, pursuant to the terms of the Lease Agreement, the Port seeks not to exercise its Right  
18          of First Refusal, as identified in Section 4.1(e) of the above referenced Lease Agreement and seeks  
19          to proceed with the sale of the property to Coastal Protection and Restoration Authority;  
20

21          NOW, THEREFORE:  
22

23          BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL, AS THE SOLE  
24          GOVERNING AUTHORITY OF THE PLAQUEMINES PORT HARBOR & TERMINAL  
25          DISTRICT THAT the Port Chairman is hereby authorized and directed to approve the sale of the  
26          Property referenced above to Coastal Protection and Restoration Authority ("CPRA").  
27

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

RESOLUTION NO. 23-

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

1           A Resolution to rename the Coastal Zone Management Department to the Coastal  
2           Resource and Protection Department; and otherwise to provide with respect thereto.

3   WHEREAS, it has been recommended by the Parish Administration to rename the Coastal Zone  
4   Management Department to the Coastal Resource and Protection Department;

5   NOW, THEREFORE:

6   BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes  
7   the name change of the Coastal Zone Management Department to the Coastal Resource and  
8   Protection Department.

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

ORDINANCE NO. 23-

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

1           An Ordinance to amend the 2023 General Fund, Operating Expenditure Budget,  
2           Parish Council District 3 Department; and otherwise to provide with respect  
3           thereto.

4   WHEREAS, after a review of the Parish Council District 3 Department’s operating expenditure  
5   budget, an amendment is required;

6   NOW, THEREFORE:

7   BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

9   The 2023 General Fund, Operating Expenditure Budget, Parish Council District 3 Department, is  
10   amended as follows:

<b>Fund:</b> 001 General Fund			
<b>Dept/Div:</b> 210-2003 Parish Council District 3 Dept.			
<b>Object</b>	<b>Description</b>	<b>Inc/ Dec</b>	<b>Amendment</b>
532.001	Professional Services - General	Inc	34,157

SECTION 2

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

RESOLUTION NO. 23-

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

1           A Resolution appointing the members of the Audit Committee of the Plaquemines  
2           Parish Council for 2023 pursuant to Section 7.08 of Article 7 of the Charter for  
3           Local Self-Government, Plaquemines Parish Louisiana; and otherwise to provide  
4           with respect thereto.

5   NOW, THEREFORE:

6   BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT Council Members  
7   \_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_ be appointed to the Audit  
8   Committee of the Plaquemines Parish Council for 2023 effective immediately for a term to expire  
9   at midnight, December 31, 2023.

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

ORDINANCE NO. 23-

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

1           An Ordinance to establish the distribution of Departments, Offices, and Agencies  
2           of Plaquemines Parish Government; and otherwise to provide with respect thereto.

3   WHEREAS, Section 5.01 (F.) of the Charter for Local Self-Government for Plaquemines Parish,  
4   Louisiana states: Upon recommendation of the parish president, or upon its own motion, the parish  
5   council may provide by ordinance for distribution among the departments of any duties and  
6   functions not provided for above and may transfer duties and functions herein assigned from one  
7   department to another or may consolidate such departments, all as in the judgment of the parish  
8   president and the parish council will make for a more orderly and successful operation of parish  
9   government; and

10  
11   WHEREAS, the Parish President of Plaquemines Parish Government recommends the following  
12   distribution among the Departments, Offices, and Agencies of Plaquemines Parish Government;  
13   and

14  
15   WHEREAS, the Plaquemines Parish Council accepts the recommendation of the Parish President  
16   and desires to provide by Ordinance said distribution among the Departments, Offices, and  
17   Agencies of Plaquemines Parish Government;

18   NOW, THEREFORE:

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

SECTION 1

21  
22  
23   The Parish President shall exercise direct management and control over the following  
24   Departments, Offices, and Agencies of Plaquemines Parish Government: Director of  
25   Administration, Director of Public Service, Director of Operations, Director of Coastal Zone  
26   Management, Economic Development/Tourism, Public Awareness, Legal Services, Homeland  
27   Security and Emergency Preparedness, and Grants.

28  
29   The Director of Administration shall have general management and control over the following  
30   Departments, Offices, and Agencies of Plaquemines Parish Government: Administration, Finance  
31   and Accounting, Sales Tax, Purchasing, Human Resources, Parish Courier, Community Action  
32   Agency, Libraries, and Courthouse Security.

33  
34   The Director of Public Service shall have general management and control over the following  
35   Departments, Offices, and Agencies of Plaquemines Parish Government: Public Service,  
36   Buildings, Shipyards and Boat Harbors, Permits, Planning and Zoning, Engineering and Public  
37   Works, Health, Animal Control, Fire Fighting and Ambulances, Waterworks & Sewerage, and  
38   Maintenance.

39  
40   The Director of Operations shall have general management and control over the following  
41   Departments, Offices, and Agencies of Plaquemines Parish Government: Operations, Flood  
42   Control, Road Maintenance-Bridges, Public Right of Way and Maintenance, Solid Waste District  
43   1, Solid Waste District 2, Mosquito Control, Recreation, Swimming Pools, Athletic Fields Tennis  
44   Courts, and Safety.

45  
46   The Director of Coastal Zone Management shall have general management and control over the  
47   following Departments, Offices, and Agencies of Plaquemines Parish Government: Coastal Zone  
48   Management, Telecommunications, Information Technology, and GIS Management.

49  
50   The Director of Homeland Security shall have general management and control over the following  
51   Departments, Offices and Agencies of Plaquemines Parish Government: Homeland Security and  
52   911 Services.

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SECTION 2

Nothing herein shall in any way deprive, limit, or waive the rights, powers, and authority of the Parish President of Plaquemines Parish Government, established by the Charter for Local Self-Government, Plaquemines Parish, Louisiana, prior Ordinances duly adopted by the Plaquemines Parish Government, or authorized by the Constitution and laws of the State of Louisiana and the United States of America.

SECTION 3

Ordinance No. 19-128 is hereby repealed, except that Flood Control and Drainage remain consolidated.

SECTION 4

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.

RESOLUTION NO. 23-

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

A Resolution authorizing the Council Secretary to advertise for a Special Counsel for the Parish Council; and otherwise to provide with respect thereto.

WHEREAS, the Council is seeking a new Council Attorney and it is necessary to advertise the open position;

NOW, THEREFORE:

BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby authorizes the Council Secretary to advertise for a Special Counsel for the Parish Council in the Plaquemines Gazette and on the Plaquemines Parish Government Website.

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



RESOLUTION NO. 23-

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

1           A Resolution granting conditional approval for a plan of subdivision of J Sercovich,  
2           LLC, Lot 8A, Section B, Belle Chasse Plantation, Section 9, Township 14 South,  
3           Range 25 East, Southeastern Land District of Louisiana, West of the Mississippi  
4           River, Belle Chasse, Plaquemines Parish, Louisiana into Lots 8D, 8B, 8E, 8F & 9E,  
5           Section B, Belle Chasse Plantation, Belle Chasse, Plaquemines Parish Louisiana,  
6           as shown on map of subdivision by Dufrene Surveying and Engineering, Inc.,  
7           Registered Land Surveyor, dated February 11, 2021 revised October 20, 2022,  
8           without cost to Plaquemines Parish Government or the Parish of Plaquemines.

9  
10          WHEREAS, J Sercovich, LLC, is the owner of the property as shown on map of subdivision, by  
11          Dufrene Surveying and Engineering, Inc., Registered Land Surveyor, dated February 11, 2021  
12          revised October 20, 2022, herein attached; and

13          WHEREAS, J Sercovich, LLC, as owner of the property, plans to subdivide said property into 5  
14          lots shown as Lots 8D, 8B, 8E, 8F & 9E as shown on map of subdivision by Dufrene Surveying  
15          and Engineering, Inc., Registered Land Surveyor, dated February 11, 2021 revised October 20,  
16          2022, a copy of which is on file in the Permits, Planning & Zoning Department of Parish of  
17          Plaquemines; and

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

22          NOW, THEREFORE:

23          BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the above described  
24          plan of subdivision of the property of J Sercovich, LLC, Lot 8A, Section B, Belle Chasse  
25          Plantation, Section 9, Township 14 South, Range 25 East, Southeastern Land District of Louisiana,  
26          West of the Mississippi River, Belle Chasse, Plaquemines Parish, Louisiana into Lots 8D, 8B, 8E,  
27          8F & 9E, Section B, Belle Chasse Plantation, Belle Chasse, Plaquemines Parish Louisiana, as  
28          shown on map of subdivision by Dufrene Surveying and Engineering, Inc., Registered Land  
29          Surveyor, dated February 11, 2021 revised October 20, 2022, a copy of which is annexed hereto  
30          and made a part hereof, be conditionally approved, and the approval of all appropriate Parish  
31          Department Heads of the above described plan of subdivision be ratified.

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

36          BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT  
37          conditional approval of the plan shall be authority for the owners of the subdivision only to proceed  
38          with construction and installation of the improvements and work in order to comply with the

39 requirements of the Ordinance No. 96-41, as amended, Plaquemines Parish Subdivision  
40 Ordinance, and shall not authorized said owners to sell any lots in the proposed subdivision.

41 BE IT FURTHER RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT that the  
42 Secretary of this Council is hereby authorized and directed to immediately certify and release this  
43 Resolution and that Parish employees and officials are authorized to carry out the purposes of this  
44 Resolution, both without further reading and approval by the Plaquemines Parish Council.  
45

ORDINANCE NO. 23-

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

1           An Ordinance reaffirming prohibition of any Plaquemines Parish-issued permit for  
2           authorization, construction and/or operation of any Mississippi River Diversion  
3           project, and directing and authorizing any and all legal steps necessary to prevent  
4           harm to Plaquemines Parish, its citizens, its industries, its natural resources, its  
5           economy and its environment from aforementioned Mississippi River Diversion  
6           projects; and otherwise to provide with respect thereto.

7  
8           WHEREAS, the US Corps of Engineers (USACE) has recently issued necessary permit approvals  
9           to the Louisiana Coastal Protection and Restoration Authority (CPRA) for construction and  
10          operation of the Mid-Barataria Sediment Diversion (MBSD); and

11  
12          WHEREAS, the aforementioned permit approvals by USACE contain a list of permitting  
13          conditions; and

14  
15          WHEREAS, this list of conditions contains requirement #20 which states:

16  
17                 *Many local governing bodies have instituted laws and/or ordinances in order to*  
18                 *regulate dredge and/or fill activities in floodplains to assure maintenance of*  
19                 *floodwater storage capacity and avoid disruption of drainage patterns that may*  
20                 *affect surrounding properties. The authorized project involves dredging and/or*  
21                 *placement of fill, therefore, the permittee must contact the local municipal and/or*  
22                 *parish governing body regarding potential impacts on floodplains and compliance*  
23                 *of your proposed activities with local floodplain ordinances, regulations, or*  
24                 *permits.*

25  
26          WHEREAS, Plaquemines Parish Government has consistently opposed large-scale Mississippi  
27          River Diversion projects, including in its official Coastal Zone Management Plan and affirmed by  
28          its passage of Ordinance No. 14-52; and

29  
30          WHEREAS, the Final Environmental Impact Statement (FEIS) released by USACE for the MBSD  
31          clearly delineates that operation of the MBSD will irreparably harm the natural resources of  
32          Plaquemines Parish, including, but not limited to, its commercial fishing industries, saltwater  
33          recreational fishing, and dolphins of the Barataria Basin; and

34  
35          WHEREAS, the destruction of Plaquemines Parish natural resources in the aforementioned FEIS  
36          has been confirmed by numerous scientific studies as well as official resolutions and statements  
37          from Louisiana Government's Oyster and Shrimp Task Forces; and

38  
39          WHEREAS, the aforementioned FEIS also clearly delineates that operation of the MBSD will  
40          cause massive land loss in the Birdfoot Delta; and

41  
42          WHEREAS, the aforementioned FEIS also clearly delineates that operation of the MBSD will  
43          cause overtopping of levees in communities south of the diversion structure which wouldn't  
44          otherwise be overtopped due to bathymetry changes from the release of massive amounts of  
45          Mississippi River water into the Barataria Basin; and

46  
47          WHEREAS, the aforementioned FEIS also clearly delineates that operation of the MBSD will  
48          produce a minimal amount of land over a 50 year period that will not reduce storm surge events  
49          or provide any additional protection to coastal Louisiana; and

50

51 WHEREAS, dredging, including long-distance piping of dredged material, and beneficial use of  
52 dredged material are methods proven to produce more land in a much quicker time period and are  
53 more cost effective than the MBSD (which is only anticipated to produce a dismal 21 square miles  
54 of land in 50 years);

55  
56 NOW, THEREFORE:

57  
58 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Governing  
59 Authority of Plaquemines Parish reaffirms its opposition to large-scale Mississippi River  
60 Diversion projects, including the MBSD, and any further proposed diversion projects and hereby  
61 affirms that Mississippi River Diversion projects, including the MBSD, are not compatible with  
62 the best interests of Plaquemines Parish, its citizens, its economy, and/or its natural resources, and  
63 shall not be considered to meet any requirements for its official policies and ordinances, including  
64 its official Coastal Zone Management Plan and its Floodplain Management policies. No required  
65 permits for planning, research, construction or operation of any Mississippi River diversion project  
66 shall be issued by Plaquemines Parish Government.

67  
68 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Plaquemines  
69 Parish President is hereby authorized, directed to and shall immediately notify, in writing, all  
70 federal agencies involved in the permitting and environmental evaluation of the MBSD, the  
71 Louisiana Coastal Protection and Restoration Authority, and all agencies, including the LA TIG,  
72 involved in funding mechanisms for MBSD and the proposed river diversion for Mid-Breton, that  
73 Plaquemines Parish, in accordance with its policies and ordinances, will not issue any required  
74 permit for planning, construction or operation of any Mississippi River diversion project.

75  
76 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT the Plaquemines  
77 Parish President is hereby authorized, directed to and shall immediately request, in writing, that  
78 the Administrator of the US Environmental Protection Agency reevaluate the MBSD permit  
79 approval and consider withdrawal based on an elevated status, pursuant to Title 33, Chapter 26,  
80 Subchapter IV, §1344(c) of the Clean Water Act, and in light of a newly finalized rule for Waters  
81 of the United States (WOTUS) announced December 30, 2022, and designed to restore  
82 fundamental water protections. §1344(c) specifically states:

83  
84 *The Administrator is authorized...to deny or restrict the use of any defined area for*  
85 *specification (including the withdrawal of specification)...whenever he*  
86 *determines...that the discharge of such materials into such area will have an*  
87 *unacceptable adverse effect on municipal water supplies, shellfish beds, and fishery*  
88 *areas...*

89  
90 BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT to protect the citizens,  
91 natural resources and economy of Plaquemines Parish, the Plaquemines Parish President is hereby  
92 authorized, directed to and shall immediately institute any and all legal measures available,  
93 including preparation for and filing of litigation, which may be available to prevent the  
94 construction and operation of MBSD.

95  
96 a) Upon the passage of this Ordinance, the Parish President shall prepare a proposed budget  
97 for initial legal remedies and/or litigation and present it to the Parish Council for approval  
98 at the next regularly-scheduled Council meeting.

99  
100 b) The Parish President shall provide the Council and the public a regular update on legal  
101 measure progress at all following Council meetings, except information properly held in  
102 Executive Session.

103  
104

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

110

111

RESOLUTION NO. 23-

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

1           A Resolution to appoint the members whose term has expired on the Coastal Zone  
2           Advisory Committee; and otherwise to provide with respect thereto.

3  
4   WHEREAS, it is necessary to appoint members to the Coastal Zone Management Advisory  
5   Committee due to all terms expired on December 31, 2022;

6  
7   NOW, THEREFORE:

8  
9   BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby appoints the  
10   following individuals to fill expired terms of members said Committee:

11		
12	Kindra Arnesen, representing the commercial fishermen	January 1, 2023
13	Gerald Cormier, representing waterway enforcement	January 1, 2023
14	Kent Frelich, representing the oil industry	January 1, 2023
15	Brian Champagne, representing the Plaquemines Parish Council	January 1, 2023
16	Earl Armstrong, representing the Plaquemines Parish President's Office	January 1, 2023
17	Rob Buck, representing the Parish Administration	January 1, 2023
18	Pete Vujnovich, Jr., representing the oyster fishermen	January 1, 2023
19	Chad Horton, representing recreational fishermen	January 1, 2023
20	Albertine Kimble, representing private land owners	January 1, 2023
21	Jacque Touzet, representing the Legal Department	January 1, 2023
22	Rocky Ditcharo, representing the shrimp fishermen	January 1, 2023

23  
24   BE IT FURTHER RESOLVED by the Plaquemines Parish Council that the Secretary of this  
25   Council is hereby authorized and directed to immediately certify and release this Resolution and  
26   that Parish employees and officials are authorized to carry out the purposes of this Resolution,  
27   both without further reading and approval by the Plaquemines Parish Council.

28

RESOLUTION NO. 23-

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

1           A Resolution appointing Plaquemines Parish’s members of the Regional Planning  
2           Commission; and otherwise to provide with respect thereto.

3  
4   WHEREAS, on July 11, 1996, the Plaquemines Parish Council adopted Ordinance No. 96-115  
5   establishing the amendment, supplementation and re-establishment of a Regional Planning  
6   Commission jointly and between the Parishes of Jefferson, Orleans, St. Bernard, St. Tammany and  
7   Plaquemines; and

8  
9   WHEREAS, said Ordinance defined the membership of such commission as being composed of a  
10   simple majority of appointed or elected public officials holding office in the following  
11   municipalities and/or Parishes, namely the Parishes of Jefferson, Orleans, St. Bernard, St.  
12   Tammany and Plaquemines and set the terms for said members; and

13  
14   WHEREAS, appointment of the Plaquemines Parish representatives was made via Resolution No.  
15   22-18 which was adopted on January 21, 2022, and all of the appointees. terms have expired;

16  
17   NOW, THEREFORE:

18  
19   BE IT RESOLVED BY THE PLAQUEMINES PARISH COUNCIL THAT it hereby appoints the  
20   following individuals to serve as members of the Regional Planning Commission to represent  
21   Plaquemines Parish:

- 22  
23           1. Parish Present Keith Hinkley, whose term shall be January 1, 2023 to December  
24           31, 2023.  
25  
26           2. Council Chairman Carlton M. LaFrance, Sr., whose term shall be January 1,  
27           2023 to December 31, 2023.  
28  
29           3. Council Member \_\_\_\_\_whose term shall be January 1, 2023 to  
30           December 31, 2023.  
31  
32           4. \_\_\_\_\_ as Plaquemines Parish Civic Member, whose term  
33           shall be January 1, 2023 to December 31, 2023 or until a replacement has been  
34           nominated.  
35  
36           5. \_\_\_\_\_ as Plaquemines Parish Civic Member, whose term  
37           shall be January 1, 2023 to December 31, 2023 or until a replacement has been  
38           nominated.  
39

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