

ORDINANCE NO. 24-

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

1 An Ordinance to amend the 2024 Operating Revenue Budget and the Five Year
2 Capital Improvements Plan, Renovations-EOC and 911 Call Center Project; and
3 otherwise to provide with respect thereto.

4 DIGEST: An ordinance to budget the proceeds from the sale of the Popich Building. *The digest*
5 *is for informational purposes only and is superseded by the language of the actual ordinance or*
6 *resolution.*

7
8 WHEREAS, Plaquemines Parish Government will receive proceeds in the amount of \$2,189,000
9 from the sale of the Popich Building; and

10 WHEREAS, it is the desire of the Parish President and the Parish Council to designate all
11 revenues received from the sale of the Popich Building; and

12 WHEREAS, amending the 2024 Operating Revenue Budget and the Five Year Capital
13 Improvements Plan is requested;

14 NOW, THEREFORE:

15 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

16
17 The 2024 Operating Revenue Budget is amended as follows:

Fund: 001 General Fund			
Dept/Div: 515-2500 Financial Administration			
Object	Description	Inc/Dec	Amendment
487.005	Proceeds from Sale of Assets General	Inc	2,189,000

SECTION 2

24
25 The Five Year Capital Improvements Plan is amended by appropriating \$2,189,000 to the
26 Renovations-EOC and 911 Call Center Project from the proceeds derived from the sale of the
27 Popich Building.

SECTION 3

28
29 The Secretary of this Council is hereby authorized and directed to immediately certify and
30 release this Ordinance and that Parish employees and officials are authorized to carry out the
31 purposes of this Ordinance, both without further reading and approval by the Plaquemines Parish
32 Council.
33

ORDINANCE NO. 24-

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

1 An Ordinance to amend the 2024 Operating Expenditure Budget; and otherwise to
2 provide with respect thereto.

3 DIGEST: An ordinance to appropriate additional funding to the 2024 Operating Expenditure
4 Budget. *The digest is for informational purposes only and is superseded by the language of the*
5 *actual ordinance or resolution.*

6
7 WHEREAS, a review of the 2024 Operating Expenditure Budget was performed and an
8 amendment is required;

9 NOW, THEREFORE:

10 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

12 The 2024 Waterworks & Sewerage Fund, Operating Expenditure Budget, Waterworks &
13 Sewerage Operations Department, is amended by appropriating \$1,500,000 from the Fund
14 Balance Designated for Emergencies as follows:

Fund: 441 Waterworks & Sewerage Fd			
Dept/Div: 690-4305 Waterworks & Sewerage Operations			
Object	Description	Inc/ Dec	Amendment
541.120	Supplies Chemicals	Inc	1,000,000
565.001	Equipment – General	Inc	500,000

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.

ORDINANCE NO. 24-

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

1 An Ordinance to amend and as amended re-adopt Ord No. 24-40, Section 1,
2 paragraphs 1 and 4 as pertaining to the Coastal Resources and Protection
3 Department; and otherwise to provide with respect thereto.
4

5 DIGEST: This Ordinance will make the following changes to the distribution of Departments,
6 Offices and Agencies in Plaquemines Parish Government by removing general management and
7 control over the Coastal Resources and Protection Department from the Director of Operations
8 and placing the direct management and control over the Coastal Resources and Protection
9 Department to the Parish President. *The digest is for informational purposes only and is*
10 *superseded by the language of the actual ordinance or resolution.*
11

12 WHEREAS, Section 5.01 (F.) of the Charter for Local Self-Government for Plaquemines Parish,
13 Louisiana states: Upon recommendation of the parish president, or upon its own motion, the parish
14 council may provide by ordinance for distribution among the departments of any duties and
15 functions not provided for above and may transfer duties and functions herein assigned from one
16 department to another or may consolidate such departments, all as in the judgment of the parish
17 president and the parish council will make for a more orderly and successful operation of parish
18 government; and
19

20 WHEREAS, the Parish President of Plaquemines Parish Government recommends the following
21 distribution among the Departments, Offices, and Agencies of Plaquemines Parish Government;
22 and
23

24 WHEREAS, the Plaquemines Parish Council accepts the recommendation of the Parish President
25 and desires to provide by Ordinance said distribution among the Departments, Offices, and
26 Agencies of Plaquemines Parish Government;

27 NOW, THEREFORE:

28
29 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

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31
32 The Parish President shall exercise direct management and control over the following
33 Departments, Offices, and Agencies of Plaquemines Parish Government: **Coastal Resource and**
34 **Protection Department,** Grants, Director of Administration, Director of Public Service, Director
35 of Operations, Director of Arts, Parks, and Recreation, Director of Economic
36 Development/Tourism, Public Awareness, Legal Services, and Homeland Security and
37 Emergency Preparedness.
38

39 The Director of Administration shall have general management and control over the following
40 Departments, Offices, and Agencies of Plaquemines Parish Government: Administration, Finance
41 and Accounting, Sales Tax, Purchasing, Human Resources, Parish Courier, Community Action
42 Agency, Libraries, and Courthouse Security.
43

44 The Director of Public Service shall have general management and control over the following
45 Departments, Offices, and Agencies of Plaquemines Parish Government: Public Service,
46 Buildings, Permits, Planning and Zoning, Engineering and Public Works, Health, Animal Control,
47 Mosquito Control, Fire Fighting and Ambulances, Waterworks & Sewerage, and Maintenance.
48

49 The Director of Operations shall have general management and control over the following
50 Departments, Offices, and Agencies of Plaquemines Parish Government: Operations, Flood
51 Control, Road Maintenance-Bridges, Public Right of Way and Maintenance, Solid Waste District
52 1, Solid Waste District 2, Shipyards and Boat Harbors, ~~Coastal Resource and Protection~~
53 **Department,** Telecommunications, Information Technology, GIS Management and Safety.
54

55 The Director of Arts, Parks, and Recreation Department shall have general management and
56 control over the following Departments, Offices, and Agencies of Plaquemines Parish
57 Government: Recreation, Swimming Pools, Athletic Fields and Tennis Courts.

58
59 The Director of Homeland Security shall have general management and control over the following
60 Departments, Offices and Agencies of Plaquemines Parish Government: Homeland Security and
61 911 Services.

62
63 SECTION 2

64
65 Nothing herein shall in any way deprive, limit, or waive the rights, powers, and authority of the
66 Parish President of Plaquemines Parish Government, established by the Charter for Local Self-
67 Government, Plaquemines Parish, Louisiana, prior Ordinances duly adopted by the Plaquemines
68 Parish Government, or authorized by the Constitution and laws of the State of Louisiana and the
69 United States of America.

70
71 SECTION 3

72
73 All prior Ordinances and Resolutions in conflict with this Ordinance are hereby repealed and
74 superseded, except that the Flood Control and Drainage Departments shall remain consolidated.

75
76 SECTION 4

77
78 The Secretary of this Council is hereby authorized and directed to immediately certify and release
79 this Ordinance and that Parish employees and officials are authorized to carry out the purposes of
80 This Ordinance, both without further reading and approval by the Plaquemines Parish Council.

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ORDINANCE NO. 24-

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

1 An Ordinance to amend the 2024 Operating Expenditure Budget; and otherwise to
2 provide with respect thereto.

3 DIGEST: An ordinance to appropriate additional funding to the 2024 Operating Expenditure
4 Budget. *The digest is for informational purposes only and is superseded by the language of the*
5 *actual ordinance or resolution.*

6 WHEREAS, a review of the 2024 Operating Expenditure Budget was performed and an
7 amendment is required;

8 NOW, THEREFORE:

9 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

11 The 2024 Waterworks & Sewerage Fund, Operating Expenditure Budget, Waterworks &
12 Sewerage Operations Department, is amended by appropriating \$1,500,000 from the Fund Balance
13 Designated for Emergencies as follows:

Fund: 441 Waterworks & Sewerage Fd			
Dept/Div: 690-4305 Waterworks & Sewerage Operations			
Object	Description	Inc/ Dec	Amendment
541.120	Supplies Chemicals	Inc	1,000,000
565.001	Equipment – General	Inc	500,000

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.

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SECTION 4

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

ORDINANCE NO. 24-

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

1 An Ordinance to propose an amendment to the Plaquemines Parish Charter for Local
2 Self Government to establish a Commission as the governing authority of the
3 Plaquemines Port, Harbor and Terminal District in lieu of the Plaquemines Parish
4 Council; to call a special election to submit the proposed amendment to voters; and
5 otherwise to provide with respect thereto.
6

7 *DIGEST:* To propose a Charter amendment to the voters to establish a Commission, in the place
8 of the Council to serve as the governing authority of the Port. *The digest is for informational*
9 *purposes only and is superseded by the language of the actual ordinance or resolution.*
10

11 WHEREAS, the Plaquemines Parish Council serves as the governing authority of the Plaquemines
12 Port, Harbor and Terminal District (“District”) in accordance with Article 4 of the Plaquemines
13 Parish Charter for Local Self Government and R.S. 34:1352;
14

15 NOW, THEREFORE:

16 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

17 SECTION 1

18 In accordance with Article 8, Section 8.05 of the Plaquemines Parish Charter for Local Self
19 Government there is hereby called a special election to amend the Plaquemines Parish Charter for
20 Local Self Government as follows:
21

22 Article 4, Section 4.01(A)(27) is hereby repealed.
23

24 Article 5.1 is hereby enacted to read as follows:
25

26 **Article 5.1. Plaquemines Port, Harbor and Terminal District**
27

28 **Section. 5.1.01. Plaquemines Port Commission**
29

30 **The Plaquemines Port Commission shall consist of seven commissioners and be the**
31 **governing authority of the Plaquemines Port, Harbor and Terminal District, the domicile of**
32 **which shall be Plaquemines Parish, Louisiana.**
33

34 **Section. 5.1.02. Port Commissioners; appointment; terms**
35

36 **A. Port Commissioners shall be appointed by the Plaquemines Parish Council as follows:**
37

- 38 1) **Three Commissioners, who shall have a background or experience in port**
39 **operations or port related industries and whose primary purpose is to**
40 **represent local interests for the District, shall be appointed from a list of**
41 **nominees submitted by any Council member.**
- 42 2) **Two Commissioners, who shall have a background or experience in port**
43 **operations or port related industries and whose primary purpose is to**
44 **represent parish-wide infrastructure and economic development interests for**
45 **the District, shall be appointed from a list of nominees submitted by the**
46 **Plaquemines Parish President.**
- 47 3) **Two Commissioners, who shall have a background or experience in port**
48 **operations or port related industries and whose primary purpose is to**
49 **represent the State of Louisiana’s interests for the District, shall be appointed**
50 **from a list of nominees submitted by the Governor of the State of Louisiana.**
- 51 4) **The Parish President and Governor shall provide no less than two nominees**
52 **for each commissioner vacancy.**
53
54
55

56 **B. All Commissioners shall be appointed for a term of four years**

- 57 1) Except for the Commissioners nominated by the Governor, the
58 Commissioners shall take office on July 1st of the year following the regular
59 election of the Council and Parish President.
60 2) The Commissioners appointed from the list nominated by the Governor shall
61 take office on July 1st of the year following the regular election of the
62 Governor.
63
64

65 **Section. 5.1.03. Port Commissioners; removal and vacancies**

- 66
67 A. Any Commissioner nominated by a Council member may be removed during his term
68 upon the vote of not less than six (6) members of the Council.
69 B. Any Commissioner nominated by the Parish President may be removed during his
70 term by the Parish President.
71 C. Any Commissioner nominated by the Governor may be removed during his term by
72 the Governor.
73 D. Upon the occurrence of a vacancy on the Port Commission, the vacancy shall be filled
74 in the same manner as the departing commissioner was appointed, as provided in
75 Section 5.1.02., to complete the term.
76 E. Upon the occurrence of a vacancy, the Port Commission may appoint an interim
77 commissioner to the Port Commission, by majority vote of the remaining
78 commissioners thereof, who shall serve until such time as a new commissioner is
79 appointed and takes office.
80

81 **Section. 5.1.04. Port Commission; meetings; staff**

- 82
83 A. The Port Commission shall meet on the dates and times that it shall establish.
84 B. The Port Commission and Plaquemines Parish Government may enter into a
85 cooperative agreement for use of their respective properties and personnel.
86 C. The Port Commission may conduct its meetings at another location in Plaquemines
87 Parish and engage its own staff to provide support for the conduct of its meetings.
88 D. The Port Commission shall use the processes for the adoption of resolutions and
89 ordinances as provided in Article 6 of this charter, but may establish its own meeting
90 rules not in conflict therewith.
91

92 **Section. 5.1.05. District; finances; audit**

- 93
94 A. The District's fiscal year shall be January 1st through December 31st.
95 B. The District shall maintain an operations budget and a capital improvements budget
96 as provided in the Local Government Budget Act.
97 C. The District shall be subject to the authority of the Internal Audit Committee as
98 provided in Section 7.08.
99

100 **Section. 5.1.06. Port Commission; civil service**

- 101
102 A. The Port Commission shall determine, in accordance with all applicable law, the civil
103 service system applicable to its employees.
104

105 **Section. 5.1.07. Port Commission; transition provisions**

- 106
107 A. The provisions of this Article and the repeal of Article 4, Section 4.01(A)(27) shall
108 take effect upon the effective date of an Act of the Legislature in the 2025 Regular
109 Session providing for an amendment to R.S. 34:1352 providing that the governing
110 authority of the Plaquemines Port, Harbor and Terminal District is as provided in
111 the Plaquemines Parish Charter for Local Self Government.
112 B. The initial Port Commission shall take office on November 1, 2025, having been
113 appointed by the Council as otherwise provided in Sec 5.1.03. The terms of the initial
114 Commissioners nominated by the Council and Parish President shall be until 2027
115 and the term of the initial Commissioners nominated by the Governor shall be until
116 2028.
117 C. Ferry transportation facilities and services in Plaquemines Parish shall be provided

118 for and operated by the District.

119 **D. All agreements between the Parish and the District in existence on the effective date**
120 **of this Article, including but not limited to agreements related to the ferry system and**
121 **infrastructure projects, shall remain in full force and effective until and unless the**
122 **Parish and the District mutually terminate those agreements.**

123
124 SECTION 2

125
126 Election Call – Under the authority of Louisiana Constitution Art. VI, Section 5, the Louisiana
127 Election Code and the Plaquemines Parish Charter for Local Self Government, a special election
128 is hereby called and ordered to be held in the Parish of Plaquemines, State of Louisiana on
129 December 7, 2024, between the hours of 7:00 am and 8:00 pm, or such other times as provided by
130 Louisiana law, to put before all of the qualified electors of Plaquemines Parish entitled to vote
131 thereon, the following proposition:

132
133 Shall the Plaquemines Parish Charter for Local Self Government be amended to
134 create the Plaquemines Port Commission as the governing authority of the
135 Plaquemines Port, Harbor and Terminal District, in lieu of the Plaquemines Parish
136 Council; and to provide for certain matters related thereto, all as more specifically
137 set forth in Ordinance No. [24-___] adopted by the Plaquemines Parish Council on
138 August ___, 2024, in accordance with Article VI, Section 5 of the Constitution of
139 Louisiana and other applicable law?

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141 SECTION 3

142
143 Publication of Notice of Election – A Notice of Special Election shall be published in the
144 Plaquemines Gazette, the official journal of Plaquemines Parish Government, once a week for four
145 consecutive weeks with the first publication not less than 45 days nor more than 90 days prior to
146 the election, substantially as set forth in Exhibit A, made a part hereof.

147
148 SECTION 4

149
150 Canvass – The Plaquemines Parish Council will meet at its regular meeting place, Pointe-a-la-
151 Hache Courthouse Council Chambers, 18055 Highway 15, Pointe-a-la-Hache, Louisiana on
152 December 19, 2024, at Two O'clock (2:00) PM, and shall then and there in open and public session
153 proceed to examine and canvass the returns and declare the result of the election.

154
155 SECTION 5

156
157 Polling Places, Commissioners & Voting Machines – As a parish-wide election, all of the
158 registered and qualified electors of Plaquemines Parish are entitled to vote in said election and
159 voting machines shall be used. Each and every polling place, encompassing each and every
160 precinct with Plaquemines Parish will be utilized for said election. The Commissioners-in-Charge
161 and Commissioners, respectively, shall be those persons designated in accordance with Louisiana
162 law.

163
164 SECTION 6

165
166 Authorization of Officers - Said election shall be held in accordance with all applicable laws,
167 including but not limited to the Louisiana Election Code, as set forth in Title 18 of the Louisiana
168 Revised Statutes of 1950, as amended, and other statutory or constitutional authority, and the
169 officers appointed to hold the said election, as provided in this Notice of Election, or such
170 substitutes therefor as may be selected and designated in accordance with LRS 18:1287, will make
171 due returns to said Governing Authority. The President of Plaquemines Parish and the Secretary
172 of the Plaquemines Parish Council shall take all actions necessary to conduct such election,
173 including furnishing certified copies of this ordinance to the Secretary of State, Clerk of Court of
174 Plaquemines Parish, and Registrar of Voters of Plaquemines Parish, along with a request that each
175 such official perform its functions under Louisiana law.

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SECTION 7

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Bond Commission – Application for approval of said election shall be made to the State Bond Commission if required by Louisiana law to do so, including providing thereto the documents required thereby.

Introduced by: Council Member Stuart Guey at the meeting of the Plaquemines Parish Council on August 8, 2024.

Publication of Summary and Notice of Public Hearing on _____.

Full reading and passage _____.

Moved for adoption by _____. Seconded by _____.

Council Members voting:

FOR:

AGAINST:

ABSTAIN:

ABSENT:

ORDINANCE NO. 24-

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

1 An Ordinance to amend, and as amended, readopt Subsection (b) of Section 17.5-
2 2 “Fees and policies for use of parish government facilities” of the Parish Code of
3 Ordinances to enact rental fees for the Empire Harbor Refuge Pavilion; and
4 otherwise to provide with respect thereto.

5 DIGEST: An Ordinance to enact rental fees for the Empire Harbor Refuge Outdoor Pavilion. *The*
6 *digest is for informational purposes only and is superseded by the language of the actual ordinance*
7 *or resolution.*

8
9 WHEREAS, the Plaquemines Parish Council desires to enact rental fees for the Empire Harbor
10 Refuge Outdoor Pavilion;

11
12 NOW, THEREFORE:

13
14 BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

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16
17 Subsection (b) of Section 17.5-2 “Fees and policies for use of parish government facilities” of the
18 Parish Code of Ordinances to hereby amended and as amended readopted to read as follows:

19
20 “(b) *Fees for the Belle Chasse Government Complex, Fort Jackson Festival Grounds, and*
21 *Empire Harbor Refuge Pavilion.* The cost and public safety concerns associated with large,
22 organized crowds of people require special consideration and Plaquemines Parish Government
23 reserves the right to require permits for the use of festival grounds by large, organized groups of
24 people. Moreover, it is the right and the duty of Plaquemines Parish Government to control access
25 to all public areas within its control. For the purposes of this Section an event shall mean any
26 organized group of people, with more than fifty (50) attendees or invitees.

27
28 (1) *Event Rental which shall only apply to the scheduled days of the event:*

29
30 a. \$1500.00 per day rental (12-hour period), including parking and the Pavilion, for
31 the Belle Chasse Government Complex Festival Grounds **or the Empire Harbor Refuge. Rental**
32 **of the Empire Harbor Refuge Pavilion shall not include use of the Empire Harbor Refuge**
33 **office or restroom facilities; the Contracting Party/Applicant shall be responsible for**
34 **supplying portable restroom facilities and handwashing stations.**

35
36 b. \$1000.00 per day rental (12-hour period) for the Fort Jackson Festival Grounds.

37
38 c. \$600.00 for a minimum rental time of three (3) hours for the Belle Chasse
39 Government Complex Festival Grounds **or the Empire Harbor of Refuge,** including parking and
40 the Pavilion. Each hour thereafter shall be \$200.00.

41
42 d. \$400.00 for a minimum rental time of three (3) hours for Fort Jackson, including
43 parking; Each hour thereafter shall be \$150.00.

44
45 e. \$10.00 per trash can per day. Where necessary, dumpster fee will be charged at the
46 current fee schedule.

47
48 f. \$500.00 damage and clean-up deposit which shall be paid at the time of reservation
49 to secure compliance with all laws, ordinances, and regulations. The Contracting Party/Applicant
50 shall be fully liable for any damages that exceed the deposit.”

SECTION 2

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

RESOLUTION NO. 24-

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

1 A Resolution authorizing and directing the Port Chairman to extend the
2 Engineering/Consulting Agreement with Kyle Associates, LLC.; and otherwise to
3 provide with respect thereto.
4

5 Digest: The Engineering agreement period has expired and will need to be extended to complete
6 this project through March 1, 2025. *The digest is for informational purposes only and is superseded*
7 *by the language of the actual ordinance or resolution.*
8

9 WHEREAS, Resolution 21-96 approved the Port to enter into a Professional Services Agreement
10 with Kyle Associates, LLC., to support construction of enhanced infrastructure in Plaquemines
11 Parish; and
12

13 WHEREAS, Resolution 23-220 authorized Kyle Associates to advertise for bids for the Alliance
14 Water Booster Station and Feedlines;
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 & TERMINAL
20 DISTRICT THAT the Professional Services Agreement with Kyle Associates, LLC., is hereby
21 extended through March 1, 2025, to complete the Alliance Water Booster Station and Feedline
22 Project in Plaquemines Parish.
23

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