

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING HELD ON MONDAY, JANUARY 22, 2024 AT 7:00 P.M.** IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA.

The St. Bernard Parish Council, the Governing Authority, met in Regular Session on Monday, January 22, 2024 at seven o'clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 7:00 p.m. Members present: Council Chair Fred Everhardt, Jr, Patrice Cusimano, Joshua "Josh" Moran, Cindi Meyer, Ryan Randall, Amanda Mones, and Gillis McCloskey.

Also present were Roxanne Adams, Deputy Clerk of Council, serving as official secretary of the Council and Louis Pomes, Parish President, Donnie Bourgeois, CAO, John Lane, Coastal Manager, Earl Borden, Fire Chief, Hillary Nunez, Director of Public Works, Chad Kelley, Assistant Director of Finance W&S, and Merritt Landry, Interim Director of Community Development were representing Administration.

Councilmember Meyer delivered the invocation and Councilmember Cusimano led the Pledge of Allegiance.

Elected Officials present were Tony "Te-Ton" Jeansonne - Constable Ward J, Jake Benoit - Representative for Senator Kennedy's Office, Merritt Landy - Constable Ward A.

#1 On motion of Mr. McCloskey, seconded by Mr. Moran, it was moved to approve the minutes from the January 9, 2024 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, January 19, 2024.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey
NAYS: None
ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

#2 Councilmember 's District Update

A copy of this update is on file with the minutes of this meeting.

#3 President 's Report

No action taken on this item.

#4 Recognize the Public

- Michael Moolemkamp - Meraux, LA

#5 On motion of Mr. McCloskey, seconded by Ms. Meyer, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2346-01-24

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO COMPLETE AND SUBMIT THOSE DOCUMENTS AND AGREEMENTS REQUIRED IN CONNECTION WITH THE COMMUNITY WATER ENRICHMENT FUND (CWEF) 2023-2024 GRANT APPLICATION IN THE SUM OF \$140,000.00 TO THE STATE OF LOUISIANA TO INSTALL A NEW 12-INCH DIAMETER STEEL POTABLE WATER FILL LINE ON THE REGGIO WATER TOWER FOR THE PURPOSE OF IMPROVING DRINKING WATER QUALITY FOR THE RESIDENTS OF EASTERN ST. BERNARD PARISH.

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The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey
NAYS: None
ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

#6 On motion of the Council Chair, without objection and by unanimous consent, it was moved to **remove** the following resolution:

RESOLUTION SBPC #2347-01-24

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO COMPLETE AND SUBMIT THOSE DOCUMENTS AND AGREEMENTS REQUIRED IN CONNECTION WITH THE LOCAL GOVERNMENT ASSISTANCE PROGRAM (LGAP) 2023-2024 GRANT APPLICATION IN THE SUM OF \$100,000.00 TO THE STATE OF LOUISIANA TO REPLACE PIPING AND REHABILITATE THE DE LA RONDE SEWER LIFT STATION FOR THE PURPOSE OF MAINTAINING A RELIABLE WASTEWATER COLLECTION SYSTEM FOR THE RESIDENTS OF ST. BERNARD PARISH.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey
NAYS: None
ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

#7 On motion Mr. McCloskey, seconded by Mr. Randall, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2348-01-24

A RESOLUTION TO OPPOSE THE PORT NOLA'S LOUISIANA INTERNATIONAL TERMINAL PROJECT (LIT) IN ST. BERNARD PARISH.

Discussion ensued;

On motion of Mr. McCloskey, seconded by Mr. Moran, it was moved to **amend** Resolution SBPC #2348-01-24 as submitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey
NAYS: None
ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

On motion Mr. McCloskey, seconded by Mr. Randall, it was moved to **adopt** the following resolution as amended:

RESOLUTION SBPC #2348-01-24

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A RESOLUTION TO OPPOSE THE PORT NOLA'S LOUISIANA INTERNATIONAL TERMINAL PROJECT (LIT) IN ST. BERNARD PARISH.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

#8 On motion of Mrs. Mones, seconded by Mr. Randall, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2349-01-24

A RESOLUTION REQUESTING SUPPORT OF ST. BERNARD PARISH ELECTED OFFICIALS IN OPPOSITION OF THE PORT NOLA'S LOUISIANA INTERNATIONAL TERMINAL PROJECT.

Discussion ensued;

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

#9 On motion of Mr. McCloskey, seconded by Ms. Meyer, it was moved to accept the Monthly Financial Summary Statement of Revenues and Expenditures and Change in Fund Balance for November, 2023.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

#10 Coastal Zone Advisory Committee

No action taken on this item.

#11 On motion of Mr. Randall, seconded by Ms. Meyer, it was moved to enter into Executive Session to Discuss status of suit bearing the caption Louisiana Fishing & Hunting Adventures, LLC v. St. Bernard Parish Government, Civil No. 198012, 32nd Judicial District Court.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

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YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

On motion of the Council Chair, without objection and by unanimous consent, it was moved to amend the agenda to include items #12 and #13.

#12 Motion to enter into Executive Session to discuss the status of suit bearing the caption St. Bernard v. Atlantic Richfield Company, et al, Case No. 16-1228, 34th Judicial District Court

#13 Motion to enter into Executive Session to discuss the status of suit bearing the caption The Parish of Cameron v. Alpine Exploration Companies, Inc., Case No. 10-19580.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

#12 On motion of Mr. Meyer, seconded by Mr. McCloskey, it was moved to enter into Executive Session to Discuss status of suit bearing the caption Louisiana Fishing & Hunting Adventures, LLC v. St. Bernard Parish Government, Civil No. 198012, 32nd Judicial District Court.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

#13 On motion of Mr. Meyer, seconded by Mr. McCloskey, it was moved to enter into Executive Session to discuss the status of suit bearing the caption The Parish of Cameron v. Alpine Exploration Companies, Inc., Case No. 10-19580.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

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The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

On motion of the Council Chair, without objection and by unanimous consent, it was moved to return to Regular Session.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024

#11 On motion of Mr. McCloskey, seconded by Mr. Randall, it was moved to accept the advice of legal counsel in the matter of the status of suit bearing the caption Louisiana Fishing & Hunting Adventures, LLC v. St. Bernard Parish Government, Civil No. 198012, 32nd Judicial District Court.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

#12 On motion of Mr. McCloskey, seconded by Mr. Randall, it was moved to accept the advice of legal counsel in the matter of the status of suit bearing the caption St. Bernard v. Atlantic Richfield Company, et al, Case No. 16-1228, 34th Judicial District Court.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

#13 On motion of Mr. McCloskey, seconded by Mr. Randall, it was moved to accept the advice of legal counsel in the matter of the status of suit bearing the caption The Parish of Cameron v. Alpine Exploration Companies, Inc., Case No. 10-19580.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

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ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 22nd day of January, 2024.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 9:04 p.m. on the 22nd day of January, 2024.

COPIES OF ALL RESOLUTIONS AND ORDINANCES IN THEIR ENTIRETY ARE ON FILE AT THE CLERK OF COUNCIL'S OFFICE AND ARE AVAILABLE FOR PUBLIC VIEWING.

Roxanne Adams

ROXANNE ADAMS
CLERK OF COUNCIL

Fred Everhardt, Jr.

FRED EVERHARDT, JR.
COUNCIL CHAIR