

OFFICIAL PROCEEDINGS  
CITY OF MORGAN CITY  
JULY 23, 2013

The Mayor and City Council of Morgan City, Louisiana, met at 6:00 pm (local time) in regular session, this date, in the City Court Building, Highway 182 East, Morgan City, Louisiana.

There were present: Honorable Frank P. Grizzaffi, III Mayor; and Council Members Ron Bias, James Fontenot, Tim Hymel, and Louis J. Tamporello, Jr.

Absent: Barry Dufrene

Also present were Mr. Marcus Folse, Chief Administrative Officer and Mr. Gregory Aucoin, City Attorney.

The invocation was given by Reverend Ronnie Cuvillier, Higher Ground Family Church.

Mayor Grizzaffi presented this month's Positive Image certificate to Mr. and Mrs. Don Tellman for their tremendous success with the BBQ Bash. He also thanked Mrs. Donna Meyer and the Chamber of Commerce for all of their help.

Ms. Danika Foley with Hoodstock addressed the Council requesting permission to hold the third annual Hoodstock on Eleventh Street on October 12, 2013 from 10:00 AM to 5:00 PM. She passed out a map (copy on file) of where she wanted the event held. Mayor Grizzaffi asked if she had received permission from the property owner to utilize their property for the event. Ms. Foley stated that she had not. Mayor Grizzaffi suggested that she contact the property owner for their permission to use the property and bring the matter back to the Council after she had secured permission.

Mr. Anthony Hoskins stated that he was looking for an update on the Morgan City Industrial Road project. Mr. Matt Ledet with T. Baker Smith stated that they were currently trying to get the right of way from the Railroad. The project called for 100' of right of way and the railroad wanted to sell all of the property or none.

The minutes of the June 25, 2013 meeting were submitted. There being no corrections, additions, or deletions, a motion to approve the minutes was made by Mr. Hymel, seconded by Reverend Bias, and voted unanimously in favor.

Mrs. Deborah Garber, Finance Director, submitted the following financial statement for the period ending June 30, 2013 .

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**MONTHLY FINANCIAL STATEMENTS**

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**DATE:** July 23, 2013  
**TO:** Mayor and Council  
**FROM:** Deborah Garber  
**RE:** Comments related to summary of revenues and expenses compared to budget for the period ended June 30, 2013.

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Attached is a summary that compares our actual revenues and expenses to our operational budget for our major funds subject to budgetary control for the period ending June 30, 2013. The following comments are related thereto:

**General and Ancillary Funds:** Actual total revenues exceed budget by \$140,600. Operating expenses are below budget by \$227,400. The net income, after transfers, of \$141,400 creates a favorable variance of \$368,000.

**Utility Fund:** Actual revenues are under budget by \$326,000, with operational expenses under budget by \$124,500. The net loss, after transfers, of \$873,200 creates an unfavorable variance of \$199,300.

**Sanitation and Sewer Fund:** The operating revenues are \$12,600 under budget, with total operating expenses under budget by \$125,500. The net loss, after transfers, of \$58,300 leaves a favorable variance of \$124,600.

Respectfully submitted,  
 /s/ Deborah Garber  
 Deborah Garber  
 Finance Director

CONSOLIDATED STATEMENT  
 Actual Revenues and Expenses Compared to Budget  
 Period Ended June 30, 2013

	June 2013 ACTUAL	June 2013 BUDGET	VARIANCE
<b>GENERAL AND ANCILLARY FUNDS</b>			
REVENUES			
General Fund	3,102,515	2,951,776	150,739
Recreation Fund	120,140	84,150	35,990
Library Fund	7,272	8,803	(1,531)
Auditorium Fund	68,213	56,350	11,863
Lake End Park Fund	310,264	366,700	(56,436)
Total Revenues	3,608,404	3,467,779	140,626
EXPENSES-OPERATIONAL			
General Fund	4,966,221	5,109,556	(143,335)
Recreation Fund	326,123	362,279	(36,156)
Library Fund	52,215	62,918	(10,703)
Auditorium Fund	191,310	229,360	(38,050)
Lake End Park Fund	360,222	359,410	812
Total Expenses	5,896,091	6,123,523	(227,432)
TRANSFERS			
Transfers from Funds	2,152,320	2,152,320	0
Transfers to Funds	276,767	276,767	0
Net Transfers	2,429,087	2,429,087	0
EXCESS NET OF TRANSFERS	141,400	(226,657)	368,057
<b>UTILITY FUND</b>			
Total			
Revenues	9,581,708	9,907,822	(326,114)
Total Expenditures	8,618,169	8,742,669	(124,500)
Net Excess	963,539	1,165,153	(201,614)
Net Transfers and non-oper.	(1,836,728)	(1,838,971)	2,243
Excess net of transfers	(873,189)	(673,818)	(199,371)
<b>SANITATION AND SEWER FUND</b>			
Total			
Revenues	1,077,366	1,090,046	(12,680)
Total Expenses	1,527,510	1,653,097	(125,587)
Net Excess	(450,144)	(563,051)	112,907
Net Transfers/non-operating expenses	391,844	380,102	11,743
Excess net of transfers and non-operating	(58,300)	(182,950)	124,650

A motion to accept the financial statement was made by Reverend Bias, seconded by Mr. Tamporello, and voted unanimously in favor.

Mr. Oscar Boudreaux with Environmental Engineering Services, Inc. stated that the Water Treatment Plant Generator needed to be placed in substantial completion, whereupon,

Mr. Tamporello offered the following Resolution, who moved for its adoption.

RESOLUTION NO. R: 13-50

WHEREAS, the firm of Ernest P. Breaux Electrical, Inc. has substantially completed the work done under contract No. R:12-43, for the Water Treatment Plant Generator and High Service Pump Upgrade project, and

WHEREAS, the contractor has requested that this work be put in the lien period, and

WHEREAS, Environmental Engineering Services, engineering firm for the City has recommended acceptance of said project as substantially complete, to begin the forty-five (45) day lien period with no items remaining to be done, and

WHEREAS, before final payment is made, the Engineer, will so certify to the City that the project is fully complete and approve the payment of the retainage,

NOW THEREFORE BE IT RESOLVED, by the City Council, the governing authority of the City of Morgan City, Louisiana that the Mayor be and he is hereby authorized, empowered, and directed to execute the "Certificate of Substantial Completion" and that a copy of this resolution, along with said "Certificate" be filed with the Clerk of Courts of the Parish of St. Mary to initiate the forty-five (45) day lien period for the work done under the above mentioned contract.

Mr. Fontenot seconded the motion.

The vote thereon was as follows:

AYES: Tamporello, Fontenot, Bias, Hymel

NAYS: None

ABSENT: Dufrene

The resolution was therefore declared approved and adopted this 23<sup>rd</sup> day of July, 2013.

/s/ Frank P. Grizzaffi, III  
Frank P. Grizzaffi, III  
Mayor

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

The next matter on the agenda was the Memorandum of Understanding with the St. Mary Cajun Coast, whereupon,

Mr. Hymel offered the following Resolution, who moved for its adoption.

RESOLUTION NO. R: 13-51

WHEREAS, the City of Morgan City and the Cajun Coast Visitors and Convention Bureau have an interest in beautifying Morgan City's Historic District; and

WHEREAS, tourism is an economic driver in Morgan City, and

WHEREAS, funds have been made available out of the State General Fund by Statutory Dedications out of the St. Mary Parish Visitor Enterprise Fund, and

WHEREAS, a Memorandum of Understanding with the Cajun Coast Visitors and Convention Bureau needs to be entered into to describe the mutual goals and responsibilities with regard to funds payable out of the State General Fund.

NOW THEREFORE BE IT RESOLVED, by the City Council, the governing authority of the City of Morgan City, that the Mayor be and he is hereby authorized, empowered, and directed to execute a Memorandum of Understanding with the Cajun Coast Visitors and Convention Bureau.

Mr. Tamporello seconded the motion.

The vote thereon was as follows:

AYES: Hymel, Tamporello, Bias, Fontenot

NAYS: None

ABSENT: Dufrene

The resolution was therefore declared approved and adopted this 23<sup>rd</sup> day of July, 2013.

/s/ Frank P. Grizzaffi, III  
Frank P. Grizzaffi, III  
Mayor

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

Mayor Grizzaffi stated that Main Street needed authorization to use monies from the Friends of Main Street account to complete a crosswalk project, whereupon,

Mr. Tamporello offered the following Resolution, who moved for its adoption.

RESOLUTION NO. R: 13-52

WHEREAS, the Main Street Program has requested that the \$8,823.50 be allocated for the purchase of five crosswalks not connected to the Historic District.

NOW THEREFORE BE IT RESOLVED, by the City Council, the governing authority of the City of Morgan City that it hereby approves the allocation of the \$8,823.50 to five crosswalks..

Mr. Hymel seconded the motion.

The vote thereon was as follows:

AYES: Tamporello, Hymel, Bias, Fontenot  
NAYS: None  
ABSENT: Dufrene

The resolution was therefore declared approved and adopted this 23<sup>rd</sup> day of July, 2013.

/s / Frank P. Grizzaffi, III  
Frank P. Grizzaffi, III  
Mayor

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

The next matter on the agenda was the St. Mary Drainage District Cooperative Endeavor Agreement, whereupon,

Mr. Tamporello offered the following Resolution, who moved for its adoption.

RESOLUTION NO. R: 13-53

WHEREAS, the City of Morgan City (City) and the St. Mary Gravity Drainage District Number 2 (District) are desirous of updating Cooperative Endeavor Agreement No. R:06-50, dated September 5, 2006, defining the responsibility of each entity to provide for the maintenance and operation of the drainage system within the District.

BE IT RESOLVED, by the City Council, the governing authority of the City of Morgan City, that the Mayor is hereby authorized to execute an updated Cooperative Endeavor Agreement between the City and the District.

Mr. Hymel seconded the motion.

The vote thereon was as follows:

AYES: Tamporello, Hymel, Bias, Fontenot  
NAYS: None  
ABSENT: Dufrene

The resolution was therefore declared approved and adopted this 23<sup>rd</sup> day of July, 2013.

/s/ Frank P. Grizzaffi, III  
Frank P. Grizzaffi, III  
Mayor

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

In the matter of the Roadway Repair & Improvements, Phase V Change Order Number 3, Public Works Director Michael Loupe stated that he had made an error in the amount of \$32,427 on Change Order Number Two, whereupon

Mr. Hymel offered the following Resolution, who moved for its adoption.

RESOLUTION NO. R: 13-54

BE IT RESOLVED, by the City Council, the governing authority of the City of Morgan City, that the Mayor be and he is hereby authorized, empowered, and directed in the name of and on behalf of said municipal corporation, to execute Change Order Number 3, an increase in the amount of \$32,427.00, under Contract Number R:12-49, between the City of Morgan City and Larry Doiron, Inc. for the Roadway Repairs & Improvements, Phase V project.

Mr. Fontenot seconded the motion.

The vote thereon was as follows:

AYES: Hymel, Fontenot, Bias, Tamporello

NAYS: None

ABSENT: Dufrene

The resolution was therefore declared approved and adopted this 23<sup>rd</sup> day of July, 2013.

/s/ Frank P. Grizzaffi, III  
Frank P. Grizzaffi, III  
Mayor

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

Mayor Grizzaffi stated that Minden Mayor Bill Robertson had been a friend to Morgan City after storms and on several other occasions. Mayor Robertson recently passed away and the City of Morgan City wanted to offer their condolences, whereupon,

Reverend Bias offered the following Resolution, who moved for its adoption.

RESOLUTION NO. R: 13-55  
**IN MEMORIAM**  
**Billy "Bill" Henry Robertson**

WHEREAS, God, in his infinite wisdom has taken Billy "Bill" Henry Robertson from our midst, and

WHEREAS, Mr. Robertson was a devoted public servant to both the City of Minden and the Louisiana Municipal Association, and

WHEREAS, He began his career in public service nearly forty years ago serving as a councilman for the City of Minden, and

WHEREAS, he was elected to Webster Parish Police Jury in 1979, and

WHEREAS, in 1990, he was elected as Mayor of Minden, a job he held until his death, and

WHEREAS, he served as past president of the Louisiana Municipal Association in 2008-2009 and continued to remain an integral part of the organization, and

WHEREAS, he was a very passionate believer in municipal government, and

WHEREAS, we honor his years of dedicated public service, and

WHEREAS, he will be missed by the many, whose lives he touched.

NOW THEREFORE BE IT RESOLVED, by the City Council, the governing authority of the City of Morgan City, that all those in attendance at this meeting rise and bow their heads in silent prayer out of respect for the late Billy "Bill" Henry Robertson and extend to his bereaved family our sincere condolences in this, their hour of sorrow, and in these inadequate words endeavor to express the high regard in which we held him in life and honor his memory in death.

BE IT FURTHER RESOLVED, etc., that this resolution be inscribed on a separate page of the official proceedings of this meeting; that a copy of this resolution be sent to his bereaved family.

Mr. Tamporello seconded the motion.

The vote thereon was as follows:

AYES: Bias, Tamporello, Fontenot, Hymel

NAYS: None

ABSENT: Dufrene

The resolution was therefore declared approved and adopted this 23<sup>rd</sup> day of July, 2013.

/s/ Frank P. Grizzaffi, III  
Frank P. Grizzaffi, III, Mayor

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington, Clerk

The public hearing for the Garbage Rate ordinance was opened. No one appeared for or against said ordinance, whereupon,

This ordinance was introduced with a first reading on June 25 ,2013. Published by title on June 28, 2013.

Mr. Tamporello offered the following ordinance, who moved for its adoption.

ORDINANCE NO. 13-06

AN ORDINANCE AMENDING AND REENACTING CHAPTER 90, SOLID WASTE, ARTICLE II – PICKUP AND COLLECTIONS, SEC. 90-40, SERVICE CHARGE FOR PICKUP AND COLLECTION.

SECTION 1

BE IT ORDAINED, by the City Council, the governing authority of the City of Morgan City, Louisiana, that Section 90-40 of Chapter 90, Solid Waste, Article II, Pickup and Collection is hereby amended and re-enacted, said sub-section to read as follows:

Chapter 90  
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Solid Waste  
\*\*\*\*\*

Article II – Pickup and Collection  
\*\*\*\*\*

Sec. 90-40. Service Charges for Pickup and Collection  
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Sec. 90-40. Service Charges for Pickup and Collection

- (a) Monthly charges for pickup and collection of solid waste shall be due and payable by the owner, manager, agent or occupant and shall be billed by the city on the monthly utility bill.
- (2) Commercial (residential size can)...\$18.00 (not including Landfill Charge Adj.)
- (3) Residential, per month, (per can) . . .\$13.00 (not including Landfill Charge Adj.)
- (4) Housing authority, per month, (per can) . . .\$13.00 (not including Landfill Charge Adj.)

(a) *Landfill charge adjustment (LCA)*. In addition to the charges

established in subsections above, each customer shall pay a Landfill Adjustment charge of five dollars (\$5.00) for every residential container. Therefore, as Landfill costs fluctuate, a *Landfill Adjustment (LA)* will be calculated in accordance with the following formula for the purpose of allocating the total monthly landfill tipping fee cost:

$$\frac{\text{Landfill increase in cost per ton (LFI)}}{\text{DIVIDED BY}} \frac{\text{Landfill current cost per ton (LFC)}}{\text{EQUALS}} \text{The Percent Increase in Landfill Costs (\% INC)}$$

$$\text{The Percent Increase in Landfill Cost} \times \text{Current Landfill Adjustment (calculated to be \$4.32 at inception of LCA)}$$

*Example:*  
2010 LFC = \$40.50  
2010 LFI = \$ 6.50  
% INC = 6.50 / 40.50 or = 16%

Current LA = \$4.320 X 16% = \$ 5.01333  
New LA = \$5.00 (as rounded to the nearest \$.10)



*Therefore, every Sanitation Customer will be charged \$5.00 additional for every residential container of service.*

SECTION 2

Should any section, paragraph, sentence, clause, or phrase be declared unconstitutional or repealed for any reason, the remainder of the ordinance shall not be affected hereby. That all laws or parts of laws in conflict with this ordinance be and the same are hereby repealed. This ordinance shall take effect immediately after its passage within the time prescribed by law.

Mr. Hymel seconded the motion.

The vote thereon was as follows:

AYES: Tamporello, Hymel, Bias, Fontenot

NAYS: None

ABSTAIN: None

ABSENT: Dufrene

Certified approved and adopted this 23<sup>rd</sup> day of July, 2013.

Delivered to Mayor Grizzaffi at 11:00 am, this 24<sup>th</sup> day of July, 2013.

/s/ Debbie Harrington  
Debbie Harrington, Clerk

Approved this 24<sup>th</sup> day of July, 2013.

/s/ Frank P. Grizzaffi, III  
Frank P. Grizzaffi, III, Mayor

Received from Mayor at 11:15 am on July 24, 2013.

/s/ Debbie Harrington  
Debbie Harrington, Clerk

Published: July 30, 2013

The application for a Class A liquor and beer permit (Copy on file) for Francis M. Martinez. d/b/a La Negra, LLC, 6013 Highway 182 E, was submitted. A motion to approve the application was made by Reverend Bias, seconded by Mr. Hymel, and voted unanimously in favor.

Mayor Grizzaffi submitted the name of Mrs. Lee Hebert for appointment to the Cemetery Committee. A motion to concur in the appointment was made by Mr. Fontenot, seconded by Mr. Tamporello, and voted unanimously in favor.

There being no further business, a motion to adjourn was made by Reverend Bias, seconded by Mr. Hymel, and voted unanimously in favor.

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

/s/ Frank P. Grizzaffi, III  
Frank P. Grizzaffi, III  
Mayor