

OFFICIAL PROCEEDINGS  
CITY OF MORGAN CITY  
AUGUST 26, 2014

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, Barry Dufrene, James Fontenot, Tim Hymel, and Louis J. Tamporello, Jr.

Absent: None

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

The invocation was given by Reverend Terry Bunner.

Mayor Grizzaffi stated that Mr. Clarence Robinson had submitted a request to hold the prostate cancer screening with Mary Bird Perkins Cancer Center on September 27, 2014 from 9:00 AM to 1:00 PM. He asked that Poncio Street between Railroad and Cherry Streets be blocked off. A motion to allow the request was made by Mr. Dufrene, seconded by Mr. Hymel, and voted unanimously in favor.

Mr. Courtney Long with Hoodstock advised the Council that this year the event would take place in Brownell Homes on October 11, 2014. He invited the Mayor and Council to attend and for their support of the event.

Mr. Dean Wattingy addressed the council regarding his candidacy for District Judge, Division A.

Mr. Teddy Liner with the Doric Lodge 205 addressed the Council requesting the use of Lawrence Park for the second annual National Night Out Against Crime on October 1, 2014 from 5:00 PM to 9:00 PM. A motion to allow the use of Lawrence Park for the National Night Out Against Crime was made by Reverend Bias, seconded by Mr. Fontenot, and voted unanimously in favor.

Mr. Pat Cloutier asked the Mayor and Council the status of the non-compliant BFE property located next to his property. He stated that the property had not been discussed since 2012. Mayor Grizzaffi stated that there was joint effort between FEMA and the Planning & Zoning Director, Anthony Governale to figure out the options. The City had taken a request to file a claim with the insurance company to see if there was any negligence on the City. He stated that after the insurance company had issued their decision, the options would be presented to the property owner. Mr. Cloutier also stated that he would like a total cost of the levee alignment project. Mayor Grizzaffi stated that he would get that figure to him. Mr. Cloutier asked the condition of the road on Veteran's Boulevard and Mayor Grizzaffi told him that Police Department was going to focus efforts on enforcing the weight limit laws on the bridge. The trucks over weight limit were causing a lot of the damage.

Mr. Woodrow Parker with the Aqua Safe Community First Program addressed the Council regarding the budget process and the City possibly budgeting funds for the program. Mayor Grizzaffi told Mr. Parker to call and set up an appointment with him to discuss the matter.

The minutes of the July 22, 2014 meeting were submitted. There being no corrections, additions, or deletions, a motion to approve the minutes was made by Mr. Tamporello, 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, 2014.

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**MONTHLY FINANCIAL STATEMENTS**

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**DATE:** July 22, 2014  
**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, 2014.

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, 2014. The following comments are related thereto:

**General and Ancillary Funds:** Actual total revenues are over budget by \$660,093. The sales taxes in the General Fund are \$129,000 over budget. Operating expenses are below budget by \$427,750. The net income, after transfers, of \$70,484 creates a favorable variance of \$1,087,843.

**Utility Fund:** Actual revenues are over budget by \$1,196,729, with operational expenses also over budget by \$1,050,471. Again, this is largely due to the energy and gas costs being \$1,330,188 over budget making the electric and gas revenue over budget as well. The net loss, after transfers, of \$246,129 creates a favorable variance of \$146,553.

**Sanitation and Sewer Fund:** The operating revenues are \$352,254(\$350,000 sewer) over budget, with total operating expenses under budget by \$6,778. If we had based the sewer revenue budget upon the new rates, sewer revenue would be approximately \$57,800 under budget instead of \$350,000 over budget. The net income, after transfers, of \$222,998 leaves a favorable variance of \$358,936.

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

CONSOLIDATED STATEMENT  
 Actual Revenues and Expenses Compared to Budget  
 Period Ended June 30, 2014

	June 2014 ACTUAL	June 2014 BUDGET	VARIANCE
<b>GENERAL AND ANCILLARY FUNDS</b>			
REVENUES			
General Fund	3,621,635	2,985,835	635,800
Recreation Fund	96,358	87,325	9,033
Library Fund	7,738	7,608	131
Auditorium Fund	62,786	56,350	6,436
Lake End Park Fund	345,989	337,296	8,693
Total Revenues	4,134,506	3,474,413	660,093
EXPENSES-OPERATIONAL			
General Fund	4,932,889	5,250,200	(317,311)
Recreation Fund	283,614	308,315	(24,701)
Library Fund	73,775	77,315	(3,540)
Auditorium Fund	220,423	251,818	(31,395)
Lake End Park Fund	348,317	399,121	(50,804)
Total Expenses	5,859,018	6,286,768	(427,750)
TRANSFERS			
Transfers from Funds	2,136,996	2,136,996	0
Transfers to Funds	(342,000)	(342,000)	0
Net Transfers	1,794,996	1,794,996	0
EXCESS NET OF TRANSFERS	70,484	(1,017,359)	1,087,843
<b>UTILITY FUND</b>			
Total			
Revenues	11,063,902	9,867,173	1,196,729
Total Expenditures	9,574,917	8,524,446	1,050,471
Net Excess	1,488,985	1,342,727	146,258
Net Transfers and non-oper.	(1,735,114)	(1,735,409)	295
Excess net of transfers	(246,129)	(392,682)	146,553

**SANITATION AND SEWER FUND**

Total			
Revenues	1,408,073	1,055,819	352,254
Total Expenses	<u>1,499,774</u>	<u>1,506,552</u>	<u>(6,778)</u>
Net Excess	(91,701)	(450,732)	359,031
Net Transfers/non- operating expenses	<u>314,699</u>	<u>314,794</u>	<u>(95)</u>
Excess net of transfers and non-operating	<u><u>222,998</u></u>	<u><u>(135,938)</u></u>	<u><u>358,936</u></u>

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

The next matter on the agenda was the Finance Committee recommendations, whereupon,

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

**RESOLUTION NO. R: 14-32**

BE IT RESOLVED, by the City Council, the governing authority of the City of Morgan City, that the following Finance Committee recommendations be and the same are hereby approved:

1. Allocate \$61,600 from General Fund fund balance to purchase 10 S.C.B.A. replacement packs.

Mr. Dufrene seconded the motion.

The vote thereon was as follows:

AYES: Tamporello, Dufrene, Bias, Fontenot, Hymel

NAYS: None

ABSENT: None

The resolution was therefore declared approved and adopted this 26<sup>th</sup> day of August, 2014.

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

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

Mr. Lee Dragna with the St. Mary Drainage District stated that all parties involved in the levee improvement design were at a point of being ready to start construction. He stated that he needed approval of the Council before the project permitting could be done. The best solution all parties had come up with was to exclude the Lakeside Subdivision and include Siracusaville and Fig Street including Brownell Homes. He presented a map of the proposed levee improvements to the Council (copy on file). A motion to approve the plans of the levee improvement design was made by Reverend Bias, seconded by Mr. Hymel, and voted unanimously in favor.

Mr. Blake Baudoin and Mr. Mike Neecase with Water Company of America addressed the Council with a proposal to help the City recover lost revenue. Mr. Neecase stated that the service would not cost anything unless lost revenue was found. He stated that if there were losses found, they would be paid a percentage of the loss for thirty six months. He stated that last year the company had returned over six million dollars to governmental entities. Mr. Tamporello made a motion to allow the Mayor to enter into an agreement with Water Companies of America. Mr. Fontenot stated that he was not comfortable making a decision on the matter without having enough time to research it. Mr. Dufrene made a motion to table the matter, seconded by Reverend Bias. The vote thereupon was as follows: AYES: Dufrene, Bias, Fontenot, Hymel NAYS: Tamporello.

The next matter on the agenda was the substantial completion for the Potable Water Storage Tank Roofing project, whereupon,

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

RESOLUTION NO. R: 14-33

WHEREAS, the firm of Morgan Roofing Company, Inc. has substantially completed the work done under contract No. R:14-03, for the Potable Water Storage Tank Roofing project, dated February 21, 2014, and recorded in the mortgage records of the Parish of St. Mary, Book 1394, Entry 323175, Page 269, and

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

WHEREAS, the engineer for the project 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, Environmental Engineering Services, Inc., 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: Hymel, Fontenot, Bias, Dufrene, Tamporello  
NAYS: None  
ABSENT: None

The resolution was therefore declared approved and adopted this 26<sup>th</sup> day of August, 2014.

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

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington, Clerk

May Grizzaffi stated that the Council needed to authorize him to sign off on anything regarding the new cabin project, whereupon,

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

RESOLUTION NO. R:14-34

BE IT RESOLVED, by the City Council, the governing authority of the City of Morgan City, that Mayor Frank P. Grizzaffi be and he is hereby authorized, empowered, and directed to execute any and all documents necessary in connection with the Lake End Parkway Cabin Project.

Mr. Fontenot seconded the motion.

The vote thereon was as follows:

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

The resolution was therefore declared approved and adopted this 26<sup>th</sup> day of August, 2014.

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

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

Mr. Michael Loupe Public Works Director, stated that the low bid for the Roadway Repairs & Improvements, Phase VIII project was Southern Constructors, LLC in the amount of \$606,900. He stated that the totals did not match up by two dollars, but after checking with the City Attorney and Southern Constructors, it was agreed that the bid of \$606,900 would be honored. Mr. Seth Babineaux with Southern Constructors stated that they were ready to proceed with the job and it would not take more than six months to complete, whereupon,

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

RESOLUTION NO. R: 14-35

BE IT RESOLVED, by the City Council, the governing authority of the City of Morgan City, that the bid of Southern Constructors, LLC of New Iberia, LA, for furnishing all labor, materials, equipment, etc., for the Roadway Repairs & Improvements, Phase VIII in the amount of SIX HUNDRED SIX THOUSAND NINE HUNDRED DOLLARS (\$606,900.00) being the least and most responsible bid received, be and the same is hereby accepted and awarded to Southern Constructors, LLC.

BE IT FURTHER RESOLVED, etc., that the Mayor, be and he is hereby authorized, empowered, and directed to execute a contract with said Southern Constructors, LLC for

and on behalf of and in the name of said Municipal Corporation, for furnishing all labor, materials, and equipment for the Roadway Repairs & Improvements, Phase VIII, Morgan City, Louisiana.

BE IT FURTHER RESOLVED, etc., that the contract shall be filed with the Clerk of Court and Ex-officio Recorder of Mortgages for the Parish of St. Mary, State of Louisiana, for recordation in the mortgage records of said parish, hereby ratifying and confirming his act or acts in the premises.

Mr. Dufrene seconded the motion.

The vote thereon was as follows:

AYES: Hymel, Dufrene, Bias, Fontenot, Tamporello

NAYS: None

ABSENT: None

The resolution was therefore declared approved and adopted this 26<sup>th</sup> day of August, 2014.

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

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

Mayor Grizzaffi stated that the next resolution on the agenda was a cooperative endeavor agreement between the St. Mary Drainage District #2 and the City to help purchase a replacement part for a tractor that the City used to cut the drainage ditches, whereupon,

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

RESOLUTION NO. R: 14-36

WHEREAS, the City of Morgan City and the Consolidated Gravity Drainage District Number 2 of the Parish of St. Mary, State of Louisiana have previously entered into a Cooperative Endeavor Agreement, which includes the provision that the City assists the District in grass cutting and related maintenance of certain aspects of the District's ditches and property under its control; and

WHEREAS, the City has expressed a need and the drainage district has the means, to provide money for the purchase of equipment to enable the City to assist the Drainage District in grass cutting and related maintenance of certain aspects of the Drainage District ditches and property under its control.

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 and empowered to execute a cooperative endeavor agreement between the City of Morgan City and Consolidated Gravity Drainage District Number 2 of the Parish of St. Mary, State of Louisiana.

Mr. Tamporello seconded the motion.

The vote thereon was as follows:

AYES: Fontenot, Tamporello, Bias, Dufrene, Hymel

NAYS: None

ABSENT: None

The resolution was therefore declared approved and adopted this 26<sup>th</sup> day of August, 2014.

/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 hotel motel tax cooperative endeavor agreement with the State of Louisiana for \$35,000 to help defray some of the expenses of the City for the Shrimp & Petroleum Festival, whereupon,

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

RESOLUTION NO. R: 14-37

WHEREAS, Article VII, Section 14(c) of the Constitution of the State of Louisiana provides that "for a public purpose, the state and its political subdivisions...may engage in cooperative endeavors with each other, with the United States or its agencies, or with any public or private association, corporation, or individual;" and

WHEREAS, Act 15 of the 2014 Regular Session of the Louisiana Legislature contains a line item appropriation of which the sum of THIRTY FIVE THOUSAND & NO/100 (\$35,000.00) DOLLARS has been allocated from the Hotel/Motel Tax to the city of Morgan City for the Shrimp and Petroleum Festival.

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 and submit the Cooperative Endeavor Agreement between the City and

the State of Louisiana pertaining to the appropriation from the Hotel/Motel Tax to the City of Morgan City for the Shrimp and Petroleum Festival.

Reverend Bias seconded the motion.

The vote thereon was as follows:

AYES: Dufrene, Bias, Fontenot, Hymel, Tamporello

NAYS: None

ABSENT: None

The resolution was therefore declared approved and adopted this 26<sup>th</sup> day of August, 2014.

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

ATTEST:

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

Mayor Grizzaffi stated that there was a grant for the Wharf Repair project in the amount of \$1.3 million. He said that the State needed a resolution stating that the City would be responsible for anything over that amount, whereupon,

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

RESOLUTION NO. R: 14-38

WHEREAS, the City of Morgan City is making application for a *Community Development Block Grant-Disaster Recovery Grant* (CDBG-DRU) from the Louisiana Office of Community Development; and,

WHEREAS, in order to apply for such a grant, the City of Morgan City must submit a CDBG application package in compliance with HUD Program Regulations; and,

WHEREAS, the City of Morgan City has been awarded \$1,300,000.00 in CDBG-DRU Rita/Katrina Fisheries Infrastructure funds for the "*Morgan City Wharf Repair Project*" and the Estimated Project Cost is \$1,635,118.00

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF MORGAN CITY:

SECTION 1: That the Mayor of Morgan City is authorized to commit supplemental funding in the amount of \$335,118.00 to complete the project as designed and approved by the City of Morgan City and the Office of Community Development.

SECTION 2: That the Mayor, being the chief executive officer of the City of Morgan City, is hereby authorized to be the representative for the project and, as such, is authorized to commit funding and authorize all associated documentation for a *CDBG Disaster Recovery Grant* on behalf of the City of Morgan City with full authority to execute all documents pertaining to the project.

Mr. Fontenot seconded the motion.

The vote thereon was as follows:

AYES: Bias, Fontenot, Dufrene, Hymel, Tamporello



NAYS: None  
ABSENT: None

The resolution was therefore declared approved and adopted this 26<sup>th</sup> day of August, 2014.

/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 parking agreement with Port of Morgan City. This was a first reading and no definitive action was necessary.

Mr. Greg Aucoin, City Attorney, thanked the Mayor and Council for the opportunity to serve as the City Attorney for the past years. He stated that because he had been elected to the Division of Judgeship of the 16<sup>th</sup> Judicial District Court he would have to close his law office and resign as the City Attorney.

Mayor Grizzaffi stated that Mr. Paul Landry had been working as the Assistant City Attorney for the past several months. He offered the name of Mr. Paul Landry to serve as the new City Attorney. A motion to concur in the appointment was made by Reverend Bias, seconded by Mr. Tamporello, and voted unanimously in favor.

Mr. Mac Wade congratulated Judge Aucoin and thanked him for his many years of support to the City and the Port of Morgan City.

Mayor Grizzaffi offered the names of Mr. Larry Pennison and Mrs. Sarah Burton for reappointment to the Archives Committee, Mrs. Natalie Johnson and Mrs. Ila Hardee for reappointment to the Library Commission, and Mrs. Kelly Boudreaux for reappointment to the Main Street Committee. A motion to concur in the appointments was made by Mr. Hymel, seconded by Mr. Fontenot, and voted unanimously in favor.

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

/s/ Debbie Harrington  
Debbie Harrington  
Clerk

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