

**MORGAN CITY**

**Council Meeting**

06-28-16

Work Session

6:00 p.m.

# **AMENDED AGENDA**

## **NOTICE OF WORK MEETING OF THE MORGAN CITY COUNCIL**

Pursuant to Utah Code, Title 52, Chapter 4, notice is hereby given to members of the Morgan City Council and to the general public that the Morgan City Council will hold a work meeting in open public session on Tuesday, June 28, 2016 at **6:00 p.m.**, in the Council Room of the City Office located at 90 West Young Street.

### **AGENDA**

#### **Items for Discussion**

1. Jamie Grandpre, Senior Wastewater Operator – sewer lagoon update
2. Resolution #16-24 – opening and adjusting 2015-16 FY Budgets
3. Resolution #16-25 – Recreation Agreement
4. Skateboard Park – request for dedication – Middleton family
5. Discussion on stage for events
6. Electric system appraisal
7. Mtn. View park/detention pond
8. Council department review
9. Attorney Crane – council training

In the event of an absence of a full quorum, agenda items will be continued to the next regularly scheduled meeting.

Notice is hereby given that by motion of the Morgan City Council, pursuant to Title 52, Chapter 4 of the Utah Code, the City Council may vote to hold a closed session for any of the purposes identified in that Chapter.

In compliance with the American with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Julie A. Bloxham, City Recorder, (801) 829-3461 at least 24 hours before the meeting.

Morgan City invites any person, church or other civic organization to contact the Mayor, to be scheduled for presenting a thought, reading, opening remarks, or invocation in the opening ceremony portion of the public meeting. Written invitations will be made by the Mayor to those who wish to participate.

This meeting may be held electronically to allow a member to participate.

Posted on 06-22-16

2:00 p.m.

Julie A. Bloxham, Recorder

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MINUTES OF WORK SESSION MEETING HELD BY MORGAN CITY COUNCIL IN REGULAR  
SCHEDULED OPEN PUBLIC SESSION ON TUESDAY, JUNE 14, 2016 AT 6:00  
P.M., IN THE COUNCIL ROOM OF THE CITY OFFICE LOCATED AT 90 WEST YOUNG STREET

Present: Mayor, Ray W. Little.

Council Members: Tony London, Jeff Wardell, Mike Kendell, and Bill Cobabe.

Excused: Council Member, Fran Hopkin.

City Staff: Gary Crane, Attorney.

Others present: Oliver Middleton; Royal Coburn; Crystal Middleton; Tina Cannon, Morgan County Council; Renn Hoopes; Steve George, Morgan Recreation; Kyle Thackeray; Adam Birt; Robert Kilmer, County Council & Recreation; Carol Brooks, Morgan Recreation; Ken Durrant, School Board; Marie Heiner; Jennifer Vesper, Morgan County News; Sally Jensen, and Ann Marie Robinson.

This meeting was called to order by Mayor, Ray W. Little.

**Items for Discussion**

**County Officials**

**Presentation of Check**

John Barber representing the County Council/Economic Development Board stated they have been working on attracting businesses to the County and helping businesses that are already located here. He stated they have received a Business Expansion and Retention (BEAR) grant from the State. Through this grant they were given \$75 per visit to interview each business within the community. Shayla Hurlbut, Economic Development Director for the City has been conducting the interviews for the City. This has been a very valuable tool in getting to know the businesses and find out what their needs are. The County oversees this grant asked if monies from this grant could be used to reimburse the City \$2,000 for the money they spent on the Commercial Street upgrade project.

Mayor Little stated John lends leadership to this committee that is very valuable. John told the members he appreciates all entities and individuals that contribute to these economic development meetings. He appreciates the efforts being made. He presented the City with a check for \$2,000 for the reimbursement.

**Recreation Board**

**Recreation Funding**

Mike turned the time over to Robert Kilmer is the Chair of the Recreation Board. Robert introduced the recreation board members. He stated there will be several present making comments regarding the recreation agreement. Tina Cannon stated when they met with the City last year it was asked why the recreation board is not funded by a special service district. Tina stated the fire department in Mtn. Green is a special service district. If you make it a

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special service district, the County and City lose the ability to determine where the funds go; the special service board decides where to spend the funds. The general public does not have any input either the board has total control over the funds.

Tina stated she feels having the funding for this program done the way it currently is appears to be the best way to operate this program. Tony stated it does not need to be a special service district, could it be funded as a line item on the property tax billings. Tina stated this has to go through a process. Historically the public does not approve increase in taxes. She feels it should be presented by an individual and not a council member if this is the approach to be taken. Tony asked if it has to be a special service district, or are there other options? It was stated there could be a Recreation and Park (RAP) tax imposed.

Robert introduced Carol Brooks to those present. She is the secretary to the board and is very valuable.

Steve George spoke next and stated he does the maintenance at the recreation complex. He gave a brief history of the recreation program. He started his own business before the opportunity to serve Morgan Recreation became available. His business took over the programs and the maintenance of the recreation complex. He stated the facility is in disrepair and will take several years to get back into good shape. Getting the fields in shape was a priority for this year. He has received compliments on the fields. He read minutes from a council meeting where it was stated the facility was a mess. He wanted to make the members aware of the improvements that are being done.

Steve stated there is a lot of interest in the programs that are being held at the facility. This attracts people to the area; it is great to see the families that are together at the games being held. He asked the members to contact him if they have any questions or concerns about the complex. Tony stated the remarks about the disrepair of the facility were made by him. At the time he made the remarks, this area looked terrible. There have been improvements and he has noticed. It looks much better than it did at the beginning of the year. Steve stated they have several Eagle Scout projects that want to help improve this area.

Bill stated he appreciates the efforts to get the community involved, through Eagle Scout projects, etc. He feels this is huge to the success of the program.

Adam Birt introduced himself to the members. He stated he works for Ridley's. There is a tangible increase in business when there are recreation games being held. He stated the soccer program made a big difference in their business this year. It is very beneficial to have the residents from Mt. Green come to the store. It is more convenient for them to go to other counties to shop. If they come into the City and see what the stores have to offer, this is very beneficial.

Kyle Thackeray stated he works for Blaine Smith, owner of J's Drive In, Pretzelmaker, and Nebco. They are huge fans of soccer. During May of this year their sales were up over \$10,000 and a huge part of this was due to the soccer games being held and the families that come to watch. Every night of the week there are people with baseball hats at J's Drive In. The more that can be done to attract people into the City, the better for all involved.

Steve George stated there will not be a break this year between the different events – soccer, football, baseball, softball. There are several teams from other communities.

Tony stated you do not have to sell him on the recreation program; he is a great supporter of recreation. His concern has always been the way it is funded. If it was up to him, they would have more funding. Robert Kilmer stated they are looking at how to do fund it until a better way can be found. They have not had any success on getting increases in taxes for items. Robert stated most items that have been successful it is due to grass roots efforts and the community takes an interest and want what is being proposed.

Robert stated they are hopeful the City will see the benefit this brings to the City and will be willing to give more funding. Mike Kendell who is the City representative on the recreation board reviewed the funding for the program. The City charges for the utilities for the facilities, but were willing last year to fund more money to the program. He is hoping the City is willing to do the same this year. He is proud of the board and the improvements that have taken place. They are asking the City to fund the same amount as they did last year. \$13,058 instead of the amount in the contract and the amount budgeted of \$6,058. This is an extra \$7,000.

Mayor Little stated he appreciates all those who have attended and the information they have presented. He asked if those present know how much the City gets from sales tax. The City gets ½ of 1% of the tax collected. The County gets 100% of the restaurant taxes collected, the City gets none. The other taxes are collected through property taxes and all entities – the City, County and School benefit from these taxes not only the City. It was asked what the school district gets for the \$22,000 they contribute. They provide the land and the facilities where the events are held. Mayor Little stated in the past they have used the funds to help pay for the coaches. This is no longer being done. Tony stated the School is very generous to the recreation board. Ken Durrant stated the reason is for the youth. They feel it is very valuable to the community to have the kids in these sports. This is what the benefit is – you cannot always look at the money part – there are other benefits. The City has done a lot to improve the City Park and they benefit from this. The City probably benefits from the recreation events more than the other entities.

Bill stated he agrees with Ken there is the need to look at the total picture. They need to look at all benefits not only the financial gain. They need to look at the value to the youth and residents. Mayor Little stated he agrees he just wanted to let all know that everyone benefits – not only the City.

**2016-17 Budget - Public Hearing**  
**Adoption – Related Resolutions and Ordinances**

Mayor Little stated the budget is set to be adopted tonight along with all the rate increases, salary schedule and other related items. There was discussion about increasing the line item for recreation. The members had no other amendments to consider at this time.

**Ordinance #16-05**  
**Historic District Amendments**

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Mayor Little gave those present a brief overview of the changes being made to the historic district ordinances. These have been discussed by the planning commission at length and sent to the council for consideration.

Bill stated he has a couple of wording changes he will suggest during council meeting. He would like to see changes made where the historic district would be approved, and refer to a manual or book – not actually be set out in the ordinance. This is very restrictive to have it in the ordinance – especially if any changes need to be made. He feels this gives more flexibility as far as making changes to the guidelines.

Attorney Crane stated the legislature and the businesses have concerns over how communities govern historic districts. He would recommend they do it in the same fashion as other standards are done. They could be reviewed and changes as needed, but would not be in the ordinance. Bill stated that is what he is recommending – it is very cumbersome to handle it this way. Attorney Crane stated the members could look at making this change in the future. The members discussed some changes they would like to make to the ordinance as proposed.

**Ordinance #16-06**  
**Industrial Park Landscape Amendments**

This item was not discussed.

**Ordinance #16-07**  
**Fence Ordinance Amendments**

This item was not discussed.

**Mahogany Ridge, Phase 3**  
**Final Acceptance**

This item was not discussed.

**Council Department Review**

This item was not discussed.

**Attorney Crane**  
**Council Training**

This item was not discussed.

This meeting was adjourned at 7:00 p.m.

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Julie A. Bloxham, Recorder

These minutes were approved at the \_\_\_\_\_ meeting.

**NOTICE OF MEETING TO BE HELD IN  
PUBLIC AND CLOSED SESSION  
OF THE MORGAN CITY COUNCIL**

Pursuant to Utah Code, Title 52, Chapter 4, notice is hereby given to members of the Morgan City Council and to the general public that the Morgan City Council will hold a meeting in public and closed session on Tuesday, June 28, 2016 at 7:00 p.m., in the Council Room in the City Office at 90 West Young Street.

**AGENDA ITEMS:**

**1. CALL TO ORDER, PLEDGE, OPENING CEREMONY, APPROVAL OF MINUTES AND WARRANTS:**

1 set of warrants  
June 14, 2016 minutes

**2. PRESENTATIONS:**

Skateboard park – request for dedication – Middleton family

**3. CONSENT ITEMS:** (These items will be discussed and voted as one item)

**4. PUBLIC HEARINGS**

**A. Public Hearing** - Regarding opening and adjusting 2015-2016 fiscal year budgets

**Resolution #16-24** – opening and adjusting 2015-2016 fiscal year budgets

**5. NEW BUSINESS:**

Resolution #16-25 – Recreation agreement

Electric system appraisal

**6. UNFINISHED BUSINESS**

**7. SPECIAL REPORTS**

**8. CITIZEN COMMENTS:**

## 9. ADJOURN

Notice is hereby given that:

- A work meeting will be held at 6:00 p.m., or at another time as posted to discuss miscellaneous matters.
- In the event of an absence of a full quorum, agenda items will be continued to the next regularly scheduled meeting.
- By motion of the Morgan City Council, pursuant to Title 52, Chapter 4 of the Utah Code, The City Council may vote to hold a closed meeting for any of the purposes identified in that chapter

In compliance with the American with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Julie A. Bloxham, City Recorder, (801) 829-3461 at least 24 hours before the meeting.

This meeting may be held electronically to allow a member to participate.

Posted on 06-22-16

11:00 a.m.

Julie A. Bloxham, Recorder

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MINUTES OF MEETING HELD BY MORGAN CITY COUNCIL IN REGULAR SCHEDULED OPEN PUBLIC SESSION ON TUESDAY, JUNE 14, 2016 AT 7:00 P.M., IN THE COUNCIL ROOM OF THE CITY OFFICE LOCATED AT 90 WEST YOUNG STREET

Present: Mayor, Ray W. Little.

Council Members: Tony London, Jeff Wardell, Mike Kendell, and Bill Cobabe.

Excused: Council Member, Fran Hopkin.

City Staff: Gary Crane, Attorney.

Others present: Jennifer Vesper, Morgan County News; Marie Heiner, Oliver Middleton; Royal Coburn; Crystal Middleton; Sally Jensen; and Ann Marie Robinson.

This meeting was called to order by Mayor, Ray W. Little.

The opening ceremony was presented by Bill Cobabe.

The pledge of allegiance was led by Tony London.

**Minutes and Warrants**

MOTION: Tony London moved to approve the minutes of the May 24, 2016 meetings and two sets of warrants.

SECOND: Jeff Wardell. Vote: 4 ayes, Fran not present.

**Public Hearings**

- A. **Public Hearing** - Regarding the final adoption of the 2016-2017 fiscal year budgets, adoption of any proposed changes to the compensation schedule for all elected, statutory officers and all employees of Morgan City, adopting the 2016 tax rates and property tax revenue budget amounts and for any rate increases for utilities that will be implemented.

MOTION: Tony London moved to open the public hearing.

SECOND: Jeff Wardell. Vote: 5 ayes.

There were no comments made by the public.

MOTION: Bill Cobabe moved to close the public hearing.

SECOND: Tony London. Vote: 4 ayes, Fran not present.

**Resolution #16-18**  
**Adopting the 2016-2017 Fiscal Year Budgets**

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Mayor Little stated for those present there have been several meetings with staff and during work sessions to come up with the budgets as they have been prepared.

MOTION: Mike Kendell moved to adopt Resolution #16-18, a resolution adopting the 2016-2017 fiscal year budgets, with one change – under expenses – to change the amount funded for recreation from \$6,058 to \$13,058 and to lower the transfer to capital project fund by the difference which is \$7,000.

SECOND: Bill Cobabe.

Discussion on motion: Bill stated this is the same amount as was contributed last year. He is in favor of this motion and feels this should be approved. Tony clarified what was being proposed.

ROLL CALL VOTE: Bill Cobabe – aye  
Mike Kendell – aye  
Jeff Wardell - aye  
Tony London – aye  
Fran Hopkin – not present

**Resolution #16-19**  
**Sewer Rates**

Tony stated the sewer rates are being increased due to the necessity to build funds that are needed. They were raised 12% last year and the same increase is being proposed this year. The sewer lagoons have critical needs, there have been a lot of expense this year keeping the lagoons operational and there are new regulations being adopted that will affect the sewer lagoons in the future.

Bill asked about the sewer rate charge to the county residents. He asked how the ratio for this charge was calculated. Tony stated when he was over this department they tried to use the criteria available to calculate this fee - it is approximately 10% more than regular rates.

MOTION: Jeff Wardell moved to adopt Resolution #16-19, a resolution adopting the sewer rates for Morgan City.

SECOND: Bill Cobabe.

ROLL CALL VOTE: Bill Cobabe – aye  
Mike Kendell – aye  
Jeff Wardell - aye  
Tony London – aye  
Fran Hopkin – not present

**Resolution #16-20**  
**Sanitation Rates**

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Tony stated for those present the reason for this increase. This is an increase from \$14 to \$15 per month for residential cans. This same increase goes across the fee schedule. There have been a lot of improvements done to the transfer station, and the fees were lowered the last few years. He is recommending this increase to help build the fund balance.

MOTION: Bill Cobabe moved to adopt Resolution #16-20, a resolution adopting the sanitation rates for Morgan City.

SECOND: Tony London.

ROLL CALL VOTE: Bill Cobabe – aye  
Mike Kendell – aye  
Jeff Wardell - aye  
Tony London – aye  
Fran Hopkin – not present

**Resolution #16-21**  
**Retirement Participation**

The City participates in the Utah State Retirement system. Their regulations require this resolution be adopted each year outlining the amount of participation.

MOTION: Tony London moved to adopt Resolution #16-21, a resolution authorizing and directing the participation of the City of Morgan, Utah in the public employee's non-contributory retirement system of the Utah Retirement Systems for the fiscal years 2016-2017.

SECOND: Jeff Wardell.

ROLL CALL VOTE: Bill Cobabe – aye  
Mike Kendell – aye  
Jeff Wardell - aye  
Tony London – aye  
Fran Hopkin – not present

**Ordinance #16-04**  
**Compensation Schedule**

This ordinance adopts all salaries for the City. This has a 3% cost of living increase this year for all schedules. Mayor Little explained the increase in medical insurance costs and how the members decided on the cost of living increase.

MOTION: Bill Cobabe moved to adopt Ordinance #16-04, an ordinance adopting a compensation schedule of the elected and statutory officers, and of the employees, of Morgan City Corporation; repealing conflicting ordinances and resolutions; and, providing for severability and an effective date.

SECOND: Jeff Wardell.

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ROLL CALL VOTE: Bill Cobabe – aye  
Mike Kendell – aye  
Jeff Wardell - aye  
Tony London – aye  
Fran Hopkin – not present

**Resolution #16-23**  
**2016 Tax Rates and Property Tax Revenue Budget Amounts**

This resolution adopts the property tax rates and revenue amounts. This amount is already in the budget that was adopted. The certified tax rate is 0.001912 and that is being proposed to be adopted and will bring revenue of \$321,694.

MOTION: Jeff Wardell moved to adopt Resolution #16-23, a resolution adopting the 2016 tax rates and property tax revenue budget amounts.

SECOND: Tony London.

ROLL CALL VOTE: Bill Cobabe – aye  
Mike Kendell – aye  
Jeff Wardell - aye  
Tony London – aye  
Fran Hopkin – not present

**B. Public Hearing** – regarding amending Ordinance #10-7-9, Historic Commercial Overlay Zone

MOTION: Jeff Wardell moved to open the public hearing.

SECOND: Tony London. Vote: 4 ayes, Fran not present.

There were no comments by the public present.

MOTION: Tony London moved to close the public hearing.

SECOND: Jeff Wardell. Vote: 4 ayes, Fran not present.

**Ordinance #16-05 – An Ordinance Amending Title 10, Chapter 10-7, Section 10-7-9 of the Morgan City Code**

Bill recommended a change to page 10 – he would like to see the reference to “masonite” removed. Also on page 11 (H-1-B) where it refers to metallic paint, he would like to change it to read: "Day-Glo" paints and garish colors are not permitted in the district. Limited metallic paint may be allowed on signs for accent and lettering purposes”.

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Bill mentioned in the work session he feels these regulations should be put into a booklet or set of guidelines that are referred to by ordinance. This would allow changes to be made easier. This would need to be worked through with the historic committee.

**MOTION:** Bill Cobabe moved to adopt Ordinance #16-05 an ordinance amending Title 10, Chapter 10-7, Section 10-7-9 of the Morgan City code by providing a definition for hard surface; refining the description of the location of the district; clarifying the committee's meetings; providing references to historical photographs and narratives; restricting the use of stone; clarifying the color palette; proscribing aluminum siding; restricting animated signage; providing flexibility on sign material; removing the height limitation on sign lettering; providing for repealer; providing for severability; and providing for an effective date, with the changes that were outlined above.

**SECOND:** Tony London.

**ROLL CALL VOTE:** Bill Cobabe – aye  
Mike Kendell – aye  
Jeff Wardell - aye  
Tony London – aye  
Fran Hopkin – not present

**C. Public Hearing** – regarding amending Ordinance 10-10-6, Street Frontage Landscape Strip Ordinance

**MOTION:** Bill Cobabe moved to open the public hearing.

**SECOND:** Tony London. Vote: 4 ayes, Fran not present.

There were no comments made by the public present.

**MOTION:** Jeff Wardell moved to close the public hearing.

**SECOND:** Tony London. Vote: 4 ayes, Fran not present.

**Ordinance #16-06** – an Ordinance amending Title 10, Chapter 10-10, Section 10-10-6 of the Morgan City Code.

Mayor Little reviewed for those present the changes being proposed to this ordinance. He stated there have not been many industrial zone businesses approved. Recently there was a development proposed and this brought attention to some items that were of concern. Mayor Little gave the members a handout that outlined the changes being proposed and the current requirements.

He recommended some changes to the ordinance as it has been prepared. The purpose the planning commission dealt with this was the landscape part – the city standards outline the infrastructure. Mayor Little would like to see the wording changed in the second paragraph under “B” on page two changed from 4’ in width to 3’. Also, he would like the fourth paragraph

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to be changed from 18' to seventeen. He feels this is consistent with the commercial district regulations.

MOTION: Mike Kendell moved to adopt Ordinance #16-06, an ordinance amending Title 10, Chapter 10-10, Section 10-10-6 of the Morgan City code increasing the size of the park strip in the manufacturing/distribution (m) zoning district; clarifying the landscaping requirements therein; providing for repealer; providing for severability; and providing for an effective date.

SECOND: Bill Cobabe.

ROLL CALL VOTE: Bill Cobabe – aye  
Mike Kendell – aye  
Jeff Wardell - nay  
Tony London – nay  
Fran Hopkin – not present

The vote ended in a tie, Mayor Little, breaking the tie – vote nay. This motion did not pass.

MOTION: Tony London moved to adopt Ordinance #16-06, an ordinance amending Title 10, Chapter 10-10, Section 10-10-6 of the Morgan City code increasing the size of the park strip in the manufacturing/distribution (m) zoning district; clarifying the landscaping requirements therein; providing for repealer; providing for severability; and providing for an effective date with the changes suggested by Mayor Little – the wording in the second paragraph on page two be changed from 4' to 3' and the fourth paragraph wording be changed from 18'to 17'.

SECOND: Jeff Wardell.

Discussion on motion: Mike stated the reason for his motion was the requirements are not usually the same for commercial versus industrial. He feels there needs to be consideration on this item; he feels the industrial requirements need to be looked at carefully to give a buffer.

Bill stated his concern is to stay consistent. He feels removing the additional feet of width - 4' to 3' is significant. He would prefer to go with the planning commission recommendation. He feels this is an acceptable proposal.

Tony stated he feels the planning commission wanted the requirements to be the same for commercial versus industrial. Bill asked why they would send this to the members as is written if they wanted it to be the same?

ROLL CALL VOTE: Bill Cobabe - nay  
Mike Kendell – nay  
Jeff Wardell – aye  
Tony London –aye  
Fran Hopkin – not present

The vote ended in a tie, Mayor Little, breaking the tie – vote aye. This motion passed.

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D. **Public Hearing** – regarding amending Ordinance 10-10-8 of the Morgan City Code in regards to fence requirements.

MOTION: Jeff Wardell moved to open the public hearing.

SECOND: Tony London. Vote: 4 ayes, Fran not present.

There were no comments made by the public present.

MOTION: Jeff Wardell moved to close the public hearing.

SECOND: Tony London. Vote: 4 ayes, Fran not present.

**Ordinance #16-07** - an Ordinance Amending Title 10, Chapter 10-10, Section 10-10-8, subparagraph d. of the Morgan City Code.

Tony stated the changes to the fencing ordinances have been discussed for several years. There were recently some concerns that came to the forefront. One of the items is on page two under "D" to not enclose the electric or gas meter. This caused some problems for existing homes. He reviewed the recommended changes.

There were some changes made to side yards and corner lots. The main change was the fencing requirements for meters in back yards. They changed the front yard height requirements from 4' to 3', this is fairly standard. Tony mentioned there was a section added about odd shaped lots, and the building official being given the authority to make the determination on these cases.

Bill stated typically retaining walls that are over 3' high require engineering and/or architect approval. It was stated this is addressed in the building codes. Bill stated he feels there should be requirements on retaining walls; he is not sure where it should be included – or if it is already covered in some area. He would like to see it added that any fence over 8' tall have engineering approval. This will be added to page two, D. the first paragraph.

MOTION: Tony London moved to adopt Ordinance #16-07, an ordinance amending Title 10, Chapter 10-10, Section 10-10-8, subparagraph d. of the Morgan City code; providing for applications; providing for application review and appeal; establishing fencing materials; providing for fencing placement and establishing clear view areas; providing for repealer; providing for severability; and providing for an effective date, with the change recommended on page 2, under D – for 8' or higher to require engineer approval.

SECOND: Bill Cobabe.

ROLL CALL VOTE: Bill Cobabe – aye  
Mike Kendell – aye  
Jeff Wardell - aye

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Tony London – aye  
Fran Hopkin – not present

**New Business**

**Mahogany Ridge, Phase 3**  
**Final Acceptance**

The engineer and staff have done a final inspection on this subdivision and they have approved giving final acceptance based upon the conditions listed in a letter provided by the engineer. Mayor Little explained to those present this development was given conditional acceptance a year ago. The final inspection was done and all improvements are complete. There is the need to take into consideration the money for doing the chip and seal work on the road. This amount can either be kept in the account, or they can write the City a check for this amount, and the escrow account could be closed.

MOTION: Tony London moved to grant final acceptance to Mahogany Ridge, Phase 3 – contingent upon and being effective when the developer writes the City a check for the amount dedicated for chip and seal (slurry coat) on the road.

SECOND: Bill Cobabe. Vote: 4 ayes, Fran not present.

**Citizen Comments**

Crystal Middleton stated she has lived here about a year with her husband Chad. Chad recently passed away. She wanted to find a way to honor him. About 15 years ago there were a group of young men that had a vision to establish a skateboard park at the Riverside Park. This group got together and developed a plan to bring this park to the community. They presented this plan to the City Council and as a result the members approved establishing the skateboard park. She stated her appreciation of the City and their support of the skateboard park and keeping this facility in working order.

Chad was very proud of his efforts in getting this skateboard facility. She is here tonight asking the members to honor him and do a remembrance of him for this skateboard park. Mayor Little stated they are very sorry for her loss, it is a great loss. Tony asked who the original group where that proposed the skateboard park. Oliver Middleton stated that Chad was the driving force, he drew the plans, there were some others involved but Chad was the driving factor.

Mayor Little stated this item is not on the agenda for approval, they can put it on a future agenda for a motion. Tony asked what they are actually requesting. Crystal stated in the future – their children will not hear his stories anymore, but will be able to visit the facility and know he played a part of it. She is not sure what the members would approve - a plaque for the facility, or a bench with his name attached to it. Bill stated he feels this is a very lovely proposal and he would hope this can be approved. Due to Chad's involvement he has blessed countless lives and he feels this should be recognized. This will be on the next agenda for consideration.

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**Special Reports**

Tony stated there was a meeting today with the representatives from the insurance company requiring medical insurance for the employees. He was glad he could attend and he feels this is a great benefit for the employees. The elected officials are going to be more involved in the future on benefits and what is provided to the employees. Mayor Little stated a committee will be formed and Laurie Moore, Treasurer will be arranging this with all involved.

Mike reminded everyone present that the first movie in the park will be held on June 24<sup>th</sup> and is Cinderella.

Mayor Little reviewed the plans for July 4<sup>th</sup>. There is information on the city website and at the office regarding these events.

Tony asked about the ice cream social that is usually held with the first movie in the park, is it being held on June 24<sup>th</sup>. Mike stated this will be done at the last movie at the park in conjunction with the safety awareness/safety fair.

This meeting was adjourned at 8:35 p.m.

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Julie A. Bloxham, Recorder

These minutes were approved at the \_\_\_\_\_ meeting.

**NOTICE**

**PUBLIC HEARING**

Morgan City will hold a public hearing on Tuesday, June 28, 2016 at

7:00 p.m. in the

Council Room of the City Office located at 90 West Young Street for the purpose of opening and making adjustments to the 2015-2016 fiscal year budget. All interested parties are invited to attend.

Morgan City Corporation

Ray W. Little, Mayor

Julie A. Bloxham, Recorder

Published in The Morgan County News June 10, 2016.

**RESOLUTION #16-24**

**BE IT HEREBY RESOLVED THAT AFTER HOLDING A PUBLIC HEARING ON  
TUESDAY, JUNE 28, 2016 AT 7:00 P.M., THE MORGAN CITY COUNCIL  
DOES OPEN THE 2015-2016 FISCAL YEAR BUDGETS  
BY MAKING THE ADJUSTMENTS LISTED IN ATTACHMENT "A":**

**See attached sheet**

Adopted this 28<sup>th</sup> day of June, 2016.

\_\_\_\_\_, Ray W. Little, Mayor

ATTEST:

\_\_\_\_\_  
Julie A. Bloxham, City Recorder

CITY SEAL:

**GENERAL FUND**

		<b>Increase</b>	<b>Decrease</b>	<b>Net Increase (Decrease)</b>
Property Taxes - Current	10-31-100			
Fee in Lieu/Property Tax	10-31-400			
Sales Tax	10-31-300			
Building Permits	10-32-200			
Ambulance from County	10-34-100			
Park Improvement Donations	10-34-350			
Road Impact Fee Collections	10-36-500			
Telecomm Fees	10-36-700			
Transfer from Perpetual Care	10-39-200			
Road Impact Fees - Retained E	10-36-550			
Park Impact Fees - Retained Ea	10-36-650			
Surplus B & C Roads	10-36-900			
Appropriation from Fund Balar	10-39300	\$ -	\$ 200,000	
		\$ -	\$ 200,000	\$ (200,000)
Salaries and Wages	10-41-110			
Employee Benefits	10-41-130			
Engineer Fees	10-41-300			
		\$ -	\$ -	\$ -
Professional & Technical	10-42-310			
				\$ -
Economic Development	10-46-480			
Business Development/Expansi	10-46-490			
		\$ -	\$ -	\$ -
Election Expenses	10-50-240			
			\$ -	\$ -
Building Cleaning Services	10-51-250			
			\$ -	\$ -
Fire Expense to County	10-55-620			
			\$ -	\$ -
Office Expense & Supplies	10-56-240			
Prof & Tech/Planner	10-56-310			
Miscellaneous	10-56-610			
Professional & Technical	10-56-310			
		\$ -	\$ -	\$ -
Ambulance Exp	10-58-620			
				\$ -

Salaries & Wages	10-60-110				
Employee Benefits	10-60-130				
Equipment	10-60-250				
Engineer Fees	10-60-300				
Street Impact Fees	10-60-600				
Professional & Technical	10-60-310				
Supplies	10-60-480				
Class B & C Expenses	10-60-610				
		\$	-	\$	-
Park Impact Fees	10-64-600				
Recreation Expenses	10-65-520			\$	-
Salaries and Wages	10-67-110				
Engineer Fees	10-67-300				
Capital Outlay - Equipment	10-67-740				
		\$	-	\$	-
Office Expense & supplies	10-70-240			\$	-
Transfer to Capital Project	10-90-100	\$	200,000		
		\$	200,000	\$	-
				\$	200,000
Grand Total of General Fund Expenses		\$	200,000	\$	-
				\$	200,000

**CAPITAL PROJECTS FUND**

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**Revenues:**

Transfer from General Fund	45-39-200	\$	200,000		
Approp of CP Fund Balance	45-39-300			\$	200,000
		\$	200,000	\$	200,000
				\$	-

**Expenses**

Transfer to Sewer Fund	45-40-900				
		\$	-	\$	-

**SEWER FUND**

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**Revenues:**

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Collections		\$	19,000		
Hook up Fees		\$	1,000		
Sale of Materials		\$	700		
Miscellaneous		\$	3,300		
Appropriation from Fund Balance		\$	116,740		
		\$	140,740	\$	-
				\$	140,740

**Expenses**

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Travel and Training	52-40-230	\$	450		
Office Expense & Supplies	52-40-240	\$	6,300		
Equipment - Expense & Maint	52-40-250	\$	500		
Sewer Cleaning	52-40-650	\$	3,100		
Liability Insurance	52-40-280	\$	2,700		
Engineer Fees	52-40-300	\$	22,000		
Professional & Technical Serv	52-40-310	\$	14,000		
Supplies	52-40-480	\$	1,800		
Sample Expense	52-40-540	\$	550		
Sewer Impact Fees	52-40-600	\$	9,000		
Sewer Minor Construction	52-40-720	\$	5,400		
Capital Outlay Construction	52-40-750	\$	60,000		
Bad Debt Expense	52-40-800	\$	940		
Bonds	52-40-810	\$	14,000		
		\$	140,740	\$	-
				\$	140,740

## ELECTRIC FUND

### Revenues:

Sale of Materials	\$	10,000		
Impact Fee Collections	\$	11,000		
Appropriation from Fund Balance	\$	524,300		
	\$	545,300	\$	-
			\$	545,300

### Expenses

Salaries and Wages	53-40-110		\$	20,000	
Bad Debt Expense	53-40-800	\$	3,300		
Electric Impact Fees	53-40-650	\$	30,000		
Office Expense & Supplies	53-40-240	\$	2,000		
Supplies	53-40-480	\$	80,000		
Capital Outlay - Equipment	53-40-740	\$	450,000		
Capital Outlay - System	53-40-750		\$	-	
		\$	565,300	\$	20,000
				\$	545,300

**PERPETUAL CARE TRUST**

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**Revenues:**

Perpetual Care Fees		\$	3,000		
Appropriation from Fund Balance					
		\$	3,000	\$	-
				\$	3,000

**Expenses**

Transfer to General Fund	70-40-900			\$	5,000
Cemetery Trust Expense	70-40-620	\$	8,000		
		\$	8,000	\$	5,000
				\$	3,000

**RESOLUTION #16-25**

**A RESOLUTION ADOPTING AND APPROVING AN AGREEMENT BETWEEN  
MORGAN COUNTY SCHOOL DISTRICT; MORGAN CITY AND MORGAN  
COUNTY FOR THE MORGAN COUNTY RECREATION PROGRAM, AND  
ESTABLISHING AND EMPOWERING A BOARD FOR THE  
ADMINISTRATION OF THOSE SERVICES**

**WHEREAS**, Morgan County School District, Morgan City and Morgan County have worked together for a number of years now, at providing the Recreation Program to Morgan City and Morgan County; and

**WHEREAS**, in that same spirit of cooperation and assistance, the School District, City and the County desire to enter into an agreement for the provision of the recreation program; and

**WHEREAS**, the attached agreement provides the terms and conditions of the agreement between the School District, City and the County relative to the recreation program; and

**WHEREAS**, the School District, City Council and the County Council, have determined that it will be in the best interests of both entities and their citizens, to adopt and approve this agreement.

**NOW THEREFORE, be it resolved by the City Council as follows:**

1. That the Agreement between Morgan County School District, Morgan City and Morgan County, entitled "Interlocal Cooperation Agreement to Fund Morgan County Recreation Program," which agreement is dated 07-01-2016 and attached hereto, be adopted and approved.
2. That the Mayor be authorized to execute the agreement and do all other things necessary to give this agreement force and effect.

DATED this 28<sup>th</sup> day of June 2016.

\_\_\_\_\_  
RAY W. LITTLE, MAYOR

ATTEST:

\_\_\_\_\_  
CITY RECORDER, JULIE A. BLOXHAM

**INTERLOCAL COOPERATION AGREEMENT  
TO FUND MORGAN COUNTY RECREATION PROGRAM**

WITNESSETH, this Agreement is entered into effective the 1<sup>st</sup> day of July, 2016 by and among the Morgan County School District (“District”), Morgan City (“City”) and Morgan County (“County”), as authorized by Title 11, Chapters 2 and 13, 1953, as amended. (Hereafter “State Code”)

WHEREAS, the parties deem it desirable to have recreational activities for the citizens,

NOW THEREFORE, in consideration of mutual covenants and conditions contained herein the parties agree as follows:

1. Duration of Inter-local Agreement
  - A. This agreement is in force until one or more parties desire to change it or withdraw. No party may withdraw without mutual agreement of all parties except at the beginning of each fiscal year (July 1).
2. Administrative Governance
  - A. An administrative board to be known as The Recreation Board (Hereafter “Board”) shall be established in compliance with State Code.
3. Membership of the Board
  - A. The voting membership of the Board shall consist of:
    - i. One representative from the Morgan City Council.
    - ii. Two Representatives from the Morgan County Board of Education.
    - iii. Two Representatives from the Morgan County Council.
    - iv. Two citizens who will be appointed at-large by the Board representatives.
  - B. These appointments will be shall be governed by State Code

***11-2-4. Number of members of board -- Selection -- Term.***

*(1) A recreation board shall consist of between five and seven persons.*

*(2) (a) When established in a city of the first or second class two members shall be selected from the board of education of the school district therein, and when established in any county two members shall be appointed from the board of education of that county; provided, that in counties having two or more school districts one member shall be appointed from each county school district therein.*

*(b) In any county having a regional service area and a recreation board consisting of more than five members, one of the members shall be appointed from the regional service area.*

*(3) (a) The members of the board shall be appointed by the appointing authority of the county, municipality, school district, or regional service area and shall serve for a term of five years and until their successors are appointed; and*

*(b) provided, that the members first appointed shall be appointed for such terms that the term of one member will expire annually thereafter except that the terms of two members may expire during the same year when more than five members are appointed.*

*(4) Vacancies in a board occurring otherwise than by expiration of term shall be filled in the same manner as original appointments for the unexpired term. The members of recreation boards shall serve without compensation.*

These appointments shall continue as described in State Code unless:

- i. The term expires for any elected official
- ii. The resignation of a representative

- iii. The representative receives a vote of “no confidence” from each of the three (3) entities boards/councils.
- 4. Administration of the Board
  - A. The administration of the Board shall consist of:
    - 1. A Chairman elected from the Board Members.
    - 2. A Vice Chairman elected from the Board Members.
    - 3. A director of the Recreation Board program, who will serve as the executive officer of the Board and who is appointed by the board.
    - 4. A secretary to the Board who is appointed by the Board.
    - 5. And any other officers as it shall be deemed necessary by the Board.
  - B. The officers of the Board shall be elected or appointed for a period of one year. At the end of each fiscal year the Board should elect new members to the administrative seats. Members of the Board may serve successive terms as an officer as long as they have been elected yearly.
- 5. Power of the Board
  - A. The Board shall have limited powers as outlined below. The power of the board shall be:
    - 1. To give general direction to the recreation programs of Morgan County.
    - 2. To review proposed expenditures of funds as set out in the budget and to forward them to the fiscal agent for disposition.
    - 3. To receive input from the public concerning changes, modification, elimination, or addition of programs to be run by the Board. The Board shall, after careful study of these proposals, make recommendations for any desired changes and funding needed for proposed programs. The Board may at its discretion set an annual or semi-annual meeting date to receive this input.
    - 4. To evaluate yearly the Recreation Director (prior to the June board meeting), to set the salary, and to make the annual appointment.
- 6. Fiscal Agent
  - A. The school district shall serve as the fiscal agent.
    - 1. The duties of the fiscal agent shall be:
      - i. To include the recreation budget as part of its legal annual budget hearing, thereby, providing the public with an opportunity to have input.
      - ii. To collect funds from tuitions, from fees, from the other agencies, and/or from any other sources.
      - iii. To expend the funds collected in accordance with the established budget and under the laws regulating the agency.
      - iv. To account for the receipt and expenditure of funds and to make at least quarterly reports to the other cooperating agencies.
      - v. To perform payroll responsibilities for regular non-contract employees.
- 7. Recreation Director
  - A. A director shall be appointed every year by the recreation board at the June meeting to take effect July 1.
  - B. The director shall be a non-voting member of the recreation board and shall serve as the executive officer.
  - C. The director will be under the direction of the board and as such shall be responsible for the daily operation of the recreation program, including but not limited to any employees the Board may hire.
  - D. The Fiscal Agent will perform payroll responsibilities and as such the director will be considered an employee of the fiscal agent. Director must conform to the fiscal agent’s employee policies and procedures.
- 8. Funding of the Recreation Program

- A. The Morgan County Recreation Program shall be funded as follows:
  - 1. Morgan County School District                      44% Current: \$22,198.00
  - 2. Morgan County    44% Current: \$22,198.00
  - 3. Morgan City Corporation                              12% Current: \$6,058.00
- B. Changes in funding arrangements can only be made by mutual agreement of all parties and only at the beginning of the fiscal year. The budget shall be for a fiscal year beginning July 1 and running until June 30.
- C. In the event that an entity cannot pay or chooses not to pay any increase agreed upon by the other entities, the increase is denied.

9. Disposition of Real Property or Equipment

- A. If the agreement is terminated, any equipment or real property jointly held shall be disposed of as follows:
  - 1. By mutual agreement, it may be sold or given to any or any combination of the entities involved or to any outside agency, business, or individual. If sold, funds shall be returned to the participating agencies in the same manner as funds were collected.
  - 2. If the agencies cannot agree on a method of dividing, selling, or disposing of equipment or real property, then the fiscal agency shall sell the property by public bid and shall distribute any funds derived thereby in the same manner as they were collected.

10. Amendments to this agreement

- A. This agreement may be amended by mutual agreement of all agencies at the beginning of the fiscal year only. (July 1)

DATED effective this 1st day of July, 2016.

MORGAN COUNTY COUNCIL

By \_\_\_\_\_  
Logan Wilde, Chair

DATED effective this 1st day of July, 2015.

MORGAN CITY COUNCIL

By \_\_\_\_\_  
Ray W. Little, Mayor Pro-Tem

DATED effective this 1st day of July, 2016.

MORGAN COUNTY BOARD OF EDUCATION

By \_\_\_\_\_  
Ken Durrant, Board President

