

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PEARL, MISSISSIPPI, HELD IN THE BOARD ROOM AT CITY HALL JULY 18, 2017 AT 6:00 O'CLOCK P.M.**

**CALL TO ORDER**

The regular meeting of the Mayor and Board of Aldermen was called to order by Mayor Windham at 6:00 p.m.

Alderman McHenry  
Alderman Lockett  
Alderman Sartor  
Alderman Steverson  
Alderman Foy  
Alderman Thompson  
Alderman Gill

Also in attendance was Kelly Scouten, City Clerk and Rusty Fortenberry, City Attorney.

**PRAYER**

The meeting was opened with prayer by Alderman Sartor.

**EMPLOYEE RECOGNITION**

The Mayor and Board of Aldermen recognized Sgt. John Burt as police officer of the Month for July, 2017.

**MAYOR'S REMARKS**

The Mayor read the Proclamation for Pearl Pirate U10 All-Stars State Championship.

**CONSENT AGENDA**

**Upon Motion by Alderman Gill seconded by Alderman McHenry, the following items were approved and adopted as the Orders of the Board by unanimous affirmative vote ("Aye") of all Aldermen present:**

- A. Approval of minutes of the Regular Board Meeting June 6, 2017, as submitted.
- B. Approval of the claims docket for the period of July 6, 2017 to July 18, 2017, in the amount of \$0.00 in paid claims,\$504,065.10, in unpaid claims and \$68,134.97, addendum.

C. Approval of garbage exemptions and renewals:

There were no garbage exemptions or renewals.

D. Approval of employment of the following at will employees on terms reflected by Payroll Authorization forms and subject to satisfaction of post offer conditions:

There were no new hires.

E. Approval of authorizations of employee travel as described in request(s):

1. Officer Glenn Westbrook, MLEOTA Refresher Training, Aug. 14-Aug. 31, 2017. (Cost:\$900.00)
2. Deputy Clerk, Melissa Lovorn, Clerk Summer Program, Biloxi MS, July 24-July 25, 2017. (Cost: \$82.00)

F. Approval of pay increase for the following employees on terms reflected by Payroll Authorization forms: There were no pay increases.

G. Order to approve and authorize payment to Franklin Environmental Group for Invoice Number 1092 in the amount of \$750.00 for environmental consulting.

H. Order to set public hearing for August 15, 2017, at 6:00 p.m. to consider request by Ashley Buie for a conditional use to open an online clothing boutique to be located at 1919 Twin Pine Dr., Pearl MS 39208.

I. Order to set public hearing for August 15, 2017, at 6:00 p.m. to consider request by Eddie Knight to rezone 105 Headstart Lane from R-E Residential Estates to C-3 High Intensity Commercial.

J. Order to set public hearing for August 15, 2017, at 6:00 p.m. to request by Billy Stutts for a waiver of City of Pearl Code of Ordinance Section 5-95 to place a metal storage building to be located at 690 Pearl Park Plaza.

### **PUBLIC COMMENT**

Robert Dienelt, addressed the Mayor and Board of Aldermen to consider the installation of a Three Way Stop Sign and to review the posted speed limit near Lakeshore Drive, Ludlow Road, and Asbury Circle.

### **I. PUBLIC HEARING**

1. Consider request by Allen D. Carr for a conditional use to open a Planet Fitness Health Club to be located at 3029 Hwy. 80 E.

Mayor Windham called the public hearing to order and asked if anyone was present to speak in favor of the request. Allen Carr spoke and indicated that he wanted to open a Planet Fitness Health Club to be located at 3029 Highway 80 E. He stated the premises would be well kept and in compliance with the City's other ordinances. Mayor Windham asked if anyone else desired to speak on the matter. No one answered. Mayor Windham closed the public hearing and asked for the pleasure of the Board.

**Motion was made by Alderman Thompson and seconded by Alderman Gill to grant a permit to Allen D. Carr to open a Planet Fitness Health Club to be located at 3029 Hwy. 80 E. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Gill, Alderman McHenry, Alderman Luckett, Alderman Thompson, Alderman Sartor, Alderman Foy and Alderman Steverson.**

### **GENERAL BUSINESS**

1. Consider order approving and authorizing payment to Holmes Community College for Summer Semester 2017, tuition and fees, in the amount of \$1,651.00 for Justin Priest.

**Motion was made by Alderman Gill and seconded by Alderman Foy to approve and authorize payment to Holmes Community College for Summer Semester 2017, tuition and fees, in the amount of \$1,651.00 for Justin Priest. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Gill, Alderman McHenry, Alderman Luckett, Alderman Thompson, Alderman Sartor, Alderman Foy and Alderman Steverson.**

2. Consider adopting a Resolution to approve a change of time for regularly scheduled Meetings of Mayor and Board of Aldermen from 6:00 p.m. on the First and Third Tuesday of each month to 7:00 p.m. on the First and Third Tuesday of each month in order to better facilitate public participation, and to direct the clerk to publish the notice of change of time as required by law.

**Motion was made by Alderman Gill and seconded by Alderman Foy to deny the Resolution to approve a change of time for regularly scheduled Meetings of Mayor and Board of Aldermen from 6:00 p.m. on the First and Third Tuesday of each month to 7:00 p.m. on the First and Third Tuesday of each month in order to better facilitate public participation, and to direct the clerk to publish the notice of change of time as required by law. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Gill, Alderman McHenry, Alderman Luckett, Alderman Thompson, Alderman Sartor, and Alderman Foy. Alderman Steverson voted against the Motion.**

3. Consider approving and authorizing payment of claims to J. Bobo Inc., Docket No# 198099 in the amount of \$9,990.00 and Docket No#198100 in the amount of \$1,807.50.

**Motion was made by Alderman Foy and seconded by Alderman Gill to consider an executive session due to potential litigation in order to consider and discuss payment**

**of claims to J. Bobo Inc., Docket No# 198099 in the amount of \$9,990.00 and Docket No#198100 in the amount of \$1,807.50. The following members of the Board of Aldermen voted in favor of the Motion: Alderman Gill, Alderman Sartor, Alderman Luckett, Alderman McHenry, and Alderman Steverson, Alderman Foy and Alderman Thompson.**

It was announced that upon Motion made by Alderman Gill and seconded by Alderman McHenry to approve and authorize payment of J. Bobo Inc., Docket No# 198099 in the amount of \$9,990.00 and Docket No#198100 in the amount of \$1,807.50. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Gill, Alderman Luckett, Alderman McHenry, Alderman Sartor and Alderman Steverson. The following members of the Board of Aldermen voted against the Motion: Alderman Foy and Alderman Thompson.

4. Consider Executive Session to discuss personnel matters in Community Development.

**Motion was made by Alderman Gill and seconded by Alderman Steverson to consider an executive session to discuss the personnel matters in the Community Development. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Gill, Alderman Foy, Alderman Luckett, Alderman Thompson, Alderman McHenry, Alderman Sartor and Alderman Steverson.**

It was announced that upon a Motion made by Alderman Luckett and seconded by Alderman Gill that upon the recommendation of Mayor Windham and Community Development Director, Jamie Oliver that Community Development Department employee, Denise Ballard be terminated effective immediately. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Gill, Alderman Luckett, Alderman McHenry, and Alderman Thompson. The following members of the Board of Aldermen voted against the Motion: Alderman Foy and Alderman Sartor. Alderman Steverson abstained from voting.

It was announced that upon a Motion made by Alderman Luckett and seconded by Alderman Gill that upon the recommendation of Mayor Windham and Community Development Director, Jamie Oliver that Community Development Department employee, Lorraine Knight be terminated effective immediately. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Gill, Alderman Luckett, Alderman McHenry, and Alderman Thompson. The following members of the Board of Aldermen voted against the Motion: Alderman Foy and Alderman Sartor. Alderman Steverson abstained from voting.

There were no emergency consideration of committees, commission and board matters.

Having no further business Mayor Windham asked that the meeting be adjourned.

**Motion was made by Alderman Gill and seconded by Alderman Steverson approving an order to adjourn the meeting. The following members of the Board of Aldermen voted in favor of the Motion: Alderman Gill, Alderman Luckett, Alderman Sartor, Alderman Foy and Alderman Steverson, Alderman McHenry and Alderman Thompson.**

**The foregoing were adopted as, and became, the Resolutions and Orders of the Governing Authorities of the City of Pearl, Mississippi on this the 18th day of July, 2017.**

**WITNESS MY SIGNATURE on this the 1st day of August, 2017.**

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**JAKE WINDHAM, MAYOR**

**ATTEST AND CERTIFY:**

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**CITY CLERK, KELLY SCOUTEN**