

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 SEPTEMBER 19, 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 Luckett
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.

Alderman Foy led the Pledge of Allegiance.

EMPLOYEE RECOGNITION

The Mayor and Board of Aldermen recognized Joshua Craig as police officer of the month for September.

MAYOR’S REMARKS

The Mayor and Board of Aldermen presented Dr. Clyde Muse, of Hinds Community College with a Resolution in special recognition of the 2017 Centennial Celebration of Hinds Community College.

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/corrections of minutes of the Regular Board Meeting September 5, 2017 and Special Called Board Meeting September 7, 2017.**

- B.** Approval of the claims docket for the period of September 5, 2017 to September 19, 2017, in the amount of \$0.00 in paid claims \$336,574.51, in unpaid claims and \$734,303.63, addendum.
- C.** Approval of garbage exemptions applications and renewals:
- None
- D.** Approval of application(s) : Jacob Bailey – Reserve police officer program
- E.** Approval of authorization to travel:
- Jim Brown, National Computer Forensics Institute and Mobile Device Examinations (MDE), October 23, 2017 – November 11, 2017, Hoover, AL (Cost: \$00.00 each)
Mayor Windham and Kathy Bourgeois, LPA Project Development Manual, October 18, 2017, Biloxi, MS (Cost: Travel Only)
- F.** Approval of merit increases:
- Taylor Ambrose - Dispatch
Tommy Boswell – Dispatch
Brandy Wolff – Dispatch
Vinessha Hill – Dispatch
Melissa Lovorn - Records
- G.** Order to approve and authorize amendment of Rule XV – Travel Expenses and Vehicle Use of the City of Pearl, Mississippi Personnel Policies and Procedures, April 15, 1997 (revised September 4, 2017) by amending paragraph 3 of Rule XV as attached hereto and incorporated herein by reference, as well as approving the “Ride Along Program and Policy” currently being operated by the Pearl Fire Department and the Pearl Police Department.
- H.** Order to approve and authorize the purchase of (2) gallons of Specticle Flo PreEmergen Herbicide for Golf Course Fairways and Tees from SiteOne Landscape Supply in the amount of \$3,213.00 (quotes obtained)
- I.** Order to approve and authorize payment to Utility Services in the amount of \$6,758.51, for maintenance to 1,000,000 Fluted Column on Pete Walker Lane.
- J.** Order to set public hearing for October 17, 2017, at 6:00 p.m. to consider request by the Exchange Church Inc., for conditional use to occupy and use the building at 3510 Highway 80 East for Church Services and Activities.
- K.** Order to set public hearing for October 17, 2017, at 6:00 p.m. to consider request by the Nikki Patchin to waive Section 4-8 of the City of Pearl Animal Ordinance.

L. Order to approve and authorize the purchase of microphones, amplifier and digital mixer from B&H Photo in the amount of \$1,588.89 for the Board Room at City Hall.

M. [Removed to General Business].

PUBLIC COMMENT

Margie Thornton, 258 Belaire Drive, spoke about limb and leaf pick-up.

PUBLIC HEARING

A. Consider request by Kevin Kimery for a conditional use to operate a Splash Pad to be located at 306 Babin Wells Rd.

Mayor Windham called the public hearing to order. Mr. Kimery stated that he wants to open a Splash Pad to be located at 306 Babin Wells Rd., Pearl, MS 39208, which is adjacent to his existing business, Kimery Martial Arts. Mr. Kimery explained that he would primarily use this for his summer daycare but that it would also be open to the public during certain days and times. The Splash Pad will be completely handicap accessible and ADA compliant and is a Zero entry depth. 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 Foy and seconded by Alderman Sartor to grant the conditional use permit, to Kevin Kimery to operate a Splash Pad to be located at 306 Babin Wells Rd, so long as Mr. Kimery meets the conditions of the Board. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Gill, Alderman Sartor, Alderman McHenry, and Alderman Steverson, Alderman Foy and Alderman Thompson and Alderman Lockett.

B. Consider request by Stella Banks-Horne to change Fir Street to Banks-Horne Street.

Mayor Windham called the public hearing to order. Stella Banks-Horne explained to the Board that she is the only house on her street and that because when pronounced to people it is often misunderstood as "First St." instead of "Fir St." Ms. Banks-Horne explained that it is very difficult to get her mail and it is often delivered to the wrong address. 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 Lockett and seconded by Alderman Thompson to grant the request by Stella Banks-Horne to change Fir Street to Banks-Horne Street. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Gill, Alderman Sartor, Alderman

McHenry, and Alderman Steverson, Alderman Foy and Alderman Thompson and Alderman Lockett.

C. Consider request by Eddie Knight to rezone 105 Headstart Lane from Residential Estates to C-3 High Intensity Commercial.

Mayor Windham called the public hearing to order. Mr. Knight explained that he is requesting to rezone 105 Headstart Lane from Residential Estates to C-3 High Intensity Commercial. Mr. Knight states he doesn't understand the reason it was ever changed from C-3 because it was not at his request. He further stated that since he's owned the property he has paid taxes for C-3 High Intensity Commercial. 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 Lockett and seconded by Alderman to grant the request to rezone 105 Headstart Lane from Residential Estates to C-3 High Intensity Commercial. The following members of the Board of Aldermen voted in favor of the Motion: Alderman Gill, Alderman Sartor, Alderman McHenry, and Alderman Steverson, Alderman Foy and Alderman Thompson. Alderman Lockett did not vote.

GENERAL BUSINESS

1. Order to approve and authorize Pearl High School officials and affiliated student support squads to be passengers in city vehicles during the upcoming Pearl High School Homecoming Parade.

Motion was made by Alderman Foy and seconded by Alderman Thompson to approve and authorize Pearl High School officials and affiliated student support squads to be passengers in city vehicles during the upcoming Pearl High School Homecoming Parade; The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board:, Alderman Lockett, AldermanThompson, Alderman Foy and Alderman Steverson; Alderman Gill and Alderman McHenry recused themselves and did not participate in a vote.

2. Consider request by Mike Love to waive the Subdivision Ordinance for the Asbury Subdivision.

Alderman Lockett recused himself and left the meeting room and did not participate in any action regarding this matter. Prior to discussion regarding this matter at the Board's work session last night, Alderman Lockett excused himself from the meeting and did not participate in any discussion regarding this matter. Alderman Lockett is recusing himself from any action on the matter to avoid a possible conflict of interest resulting from his being involved in a decision regarding the matter.

Alderman Luckett has been advised to not discuss this matter with the Mayor, other Board members or any other city officials. The remaining Board members have been advised not to discuss the matter with Alderman Luckett.

Mayor Windham called the public hearing to order. Mr. Love explained to the Board that he was requesting to waive the Subdivision Ordinance for the Asbury Subdivision in order to eliminate curbs and gutters and to use a grinder pump system. This is for the new development in Asbury Subdivision and would be estate lots in this part. Mayor Windham asked if anyone else desired to speak on the matter. Betty Newman spoke in opposition to the waiver. Mayor Windham closed the public hearing and asked for the pleasure of the Board.

Motion was made by Alderman Thompson and seconded by Alderman Sartor to grant the request by Mike Love to waive the Subdivision Ordinance for the Asbury Subdivision.; The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman McHenry, Alderman Thompson, Alderman Sartor, Alderman Steverson and Alderman; Alderman Foy and Alderman Gill voted against the measure and Alderman Luckett did not participate in the vote.

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 Foy and seconded by Alderman McHenry 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 19th day of September, 2017.

WITNESS MY SIGNATURE on this the 3rd day of October, 2017.

JAKE WINDHAM, MAYOR

ATTEST AND CERTIFY:

CITY CLERK, KELLY SCOUTEN