

**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 JANUARY 7, 2020 AT 6:30 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 6:30 p.m.

Roll call indicated the following Aldermen present:

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

Also in attendance was Kelly Scouten, City Clerk and Brendan Sartin, City Attorney.

**PRAYER**

The meeting was opened with prayer by Alderman Steverson.

Alderman McHenry led the Pledge of Allegiance.

**ACKNOWLEDGEMENTS**

- **Proclamation – Eagle Scout Aiden Lewis**
- **Proclamation – Eagle Scout James Sellers**
- **Recognize Jeremy Haywood for 5 years with the Pearl Police Dept.**

**CONSENT AGENDA**

**Upon Motion by Alderman Foy and seconded by Alderman McHenry, the following items were approved and adopted as the Orders of the Board by majority affirmative vote (“Aye”) of the Aldermen present; Alderman Sartor abstained from voting:**

1. Approval/corrections of minutes of the Regular Board Meeting, December 3, 2019.
2. Approval of the claims docket for the period of December 3, 2019 to January 7, 2020, in the amount of \$3,319,055.37, in paid claims \$811,992.63, in unpaid claims and \$147,695.17, addendum. The Mayor and Board of Aldermen further find that the claims being paid are for budgeted items and those items are authorized to be purchased by law.

3. Approval of garbage exemptions applications and renewals, as attached hereto and made a part of the Minutes.
4. Approval of application(s)  
Tyrone Thames- Water  
Danny Butler- Water  
Ava Hoey- Police
5. Approval of authorization to travel:  
Brendan Sartin- January 16, 2020 - Jackson, MS - Winter MMA/ Cost \$200.00  
Stacy Chadic- February 12-14, 2020 - Memphis, TN - Keep America Beautiful Conf.  
Justin Priest, Ron Hopson, Shawn Buchanan, Preston Harris, and Blake Ball –  
New Mexico Tech, Socorro, NM - Incident Response to Terrorist Bombings School  
hosted/ No Cost  
Kimberleigh Turner- January 13-17, 2020 - Pearl, MS - TAC Class/ No Cost  
Kayla Collins, Kelly Scouten- January 14, 2020 - Jackson, MS - Debt Setoff Training  
Session/ No Cost
6. Approval of Merit Increases  
Jeremy Haywood- Police  
John Burt- Police  
Melba Prince- Police  
Meagan Bilbro- Police  
Willie Robinson- Police  
Billy Stegall- Fire  
Ricky Purvis- Fire  
James Moore- Fire  
William Russell- Fire  
Tyler Herring- Fire
7. Order to adopt a Resolution of the City of Pearl for the Introduction and Passage of Local and Private Legislation during the 2020 Legislative Session to extend the Repealer as included in HB 1667 which was passed by the Mississippi Legislature during the 2018 Regular Session and duly signed into law by the Governor.
8. Order to approve and authorize payment to Barnard & Sons Construction, LLC, in the amount of \$83,559.06 for the Parks & Recreation Baseball & Softball Fields Project.
9. Order to approve and authorize the police officers identified on the proposed part-time work schedule for January 2020, which is attached hereto and made a part hereof, the use of the official Pearl Police Department uniform and official Pearl Police Department duty weapon and finding that the proposed employment is not likely to bring disrepute to the City of Pearl, or the Pearl Police Department, the officers at issue, or law enforcement generally, and that the use of the official uniform and weapon in the discharge of the officer's private security endeavor promotes the public interest of the City of Pearl.

10. Order to approve and authorize the purchase of candy that was distributed during City's Annual Christmas parade and finding that such expenditures advertise and bring favorable notice to the opportunities and resources of the City of Pearl, Mississippi.
11. Order to approve the mandatory 2019 annual employee safety meeting and thereat to provide lunch for all employees.
12. Order to approve and authorize the purchase of (200) Badger Meters and parts from Central Pipe Supply, Inc. in the amount of \$38,606.00. (sole source)
13. Order to approve the Professional Services Agreement by and between the City of Pearl and Pickering Firm, Inc. for the Emergency Watershed Protection Program Fowler Buick GMS Ditch Repair Project and to authorize Mayor Windham to sign all related documents.
14. Order to approve the Addendum to Extend Time to LPA Professional Services Contract by and between the Pearl-Richland Intermodal Connector Commission and Pickering Firm, Inc. for the Pearl Richland Intermodal Connector Project and to authorize Mayor Windham to sign all related documents.
15. Order to adopt a Resolution finding that the certain items identified on the attached list, which is incorporated herein by reference, as surplus, and to approve the disposal and/or sale of each item as required by law.
16. Order to approve and authorize the FMLA leave of James M. Odom.
17. Order to approve and authorize the purchase of Trax analytical web-based mapping platform by Zetx, Inc. with an annual subscription amount of \$2,400.00. (sole source)
18. Order to set public hearing for February 4, 2019 at 6:30 p.m. to consider request by Bozidar Draca for a waiver of the side set back to allow him to have a side set back of 3 ft. instead of the required 5 ft. on each side at 101 Courtyards Dr.
19. Order to approve and authorize payment to Axon Enterprise, Inc., for (60) Tazers with battery packs and holsters in the amount of \$17,460.00. (sole source)
20. Order to approve and authorize the purchase of 4.99 acres from Joseph E. Loomis and Allison Marly L. Loomis for the purpose of detention pond placement which is a proper municipal purpose to alleviate potential flooding at the purchase price of \$7,200.00 per acre and said purchase price is commensurate with the fair market value and to authorize Mayor Windham to execute any and all necessary documents associated therein.
21. Order to approve and authorize the purchase of 4.85 acres from Roscoe Joe Jones, Jr. for the purpose of detention pond placement which is a proper municipal purpose to alleviate potential flooding at the purchase price of \$7,200.00 per acre and said purchase price is commensurate with the fair market value and to authorize Mayor Windham to execute any and all necessary documents associated therein.

22. Order to approve and authorize the purchase of 2.77 acres from First Free Will Baptist Church of Pearl for the purpose of detention pond placement which is a proper municipal purpose to alleviate potential flooding at the purchase price of \$7,200.00 per acre and said purchase price is commensurate with the fair market value and to authorize Mayor Windham to execute any and all necessary documents associated therein.
23. Order to adopt a Resolution accepting permanent drainage easement and temporary construction easement from Hinds Community College and authorize Mayor Windham to execute any and all necessary documents associated therein.
24. Order to adopt a Resolution accepting permanent drainage easement and temporary construction easement from Country Place Homeowner's Association and authorize Mayor Windham to execute any and all necessary documents associated therein.
25. Order to approve and authorize the payment of registration fees and hotel reservations for attendance at the 89<sup>th</sup> Annual MML Conference, June 28 – July 2, 2020, for Mayor Jake Windham, Alderman John McHenry, Alderman David Lockett, Alderman Mike Sartor, Alderman Johnny Steverson, Alderman Casey Foy, Alderman James Thompson, Alderman Gavin Gill, City Clerk Kelly Scouten, Brad Robertson, Police Chief, Fire Chief, and City Attorney Brendan Sartin, Registration, Hotel (4 nights), plus mileage and meal per diem.
26. Order to approve and authorize the amendment to the FY 19-20 Citywide Budget for an increase in the amount of \$100,000.00 to Legal Services (001-001-601) this increase is due to the legal fees associated with the Series 2019 Note Project Fund and the 2019 Parks & Recreation Construction Project.
27. Order to approve and authorize the amendment to the FY 19-20 Citywide Budget for an increase in the amount of \$10,000.00 to Printing & Binding (001-001-620) this increase is due to the fees associated with the Municode project.

#### **PUBLIC COMMENT**

There was no public comment.

#### **PUBLIC HEARING**

1. Consider adopting the proposed Comprehensive Plan for the City of Pearl.

**Mayor Windham called the Public Hearing to Order. David Wade of CMPDD spoke in favor of the proposed Comprehensive Plan. No one spoke in opposition. The Public Hearing was closed.**

**Motion was made by Alderman Foy and seconded by Alderman Thompson to adopt the proposed Comprehensive Plan for the City of Pearl. The following members of the Board of Aldermen voted in favor of the Motion, which became the Orders of the Board: Alderman Foy, Alderman Steverson, Alderman Sartor,**

**Alderman Thompson, Alderman Lockett, Alderman McHenry and Alderman Gill.**

2. Determine whether or not that certain parcel of real property owned by George Michael Roland Estate, C/O George T. Roland, and located at 160 Baugh St., Pearl, Rankin County, Mississippi 39208 (Parcel No. F09C000002 ; PPIN No. 015559) is in such a condition or state as to be unsightly and unkept or otherwise a menace to the public health and safety of the community, and therefore, prohibited, pursuant to Chapter 11 of the Code of Ordinances of the City of Pearl, Mississippi and Section 21-19-11 of the Mississippi Code of 1972, as Amended.

**Motion was made by Alderman Foy and seconded by Alderman Gill to continue this hearing until February 4, 2020. The following members of the Board of Aldermen voted in favor of the Motion, which became the Orders of the Board: Alderman Foy, Alderman Steverson, Alderman Sartor, Alderman Thompson, Alderman Lockett, Alderman McHenry and Alderman Gill.**

3. Consider request by Josh McClintoch, for a variance to allow him to operate a mechanic shop at 159 Fairmont Plaza, that is zoned C-1.

**Motion was made by Alderman McHenry and seconded by Alderman Thompson to grant the request by Josh McClintoch, for a variance to allow him to operate a mechanic shop at 159 Fairmont Plaza, that is zoned C-1 . The following members of the Board of Aldermen voted in favor of the Motion, which became the Orders of the Board: Alderman Foy, Alderman Steverson, Alderman Sartor, Alderman Thompson, Alderman Lockett, Alderman McHenry and Alderman Gill.**

#### **GENERAL BUSINESS**

1. Consider request by Brad Robertson, to Amend the Floodplain Ordinance, Article 5, Section B6(B)(I) and II pertaining to Manufactured Homes.

**Motion was made by Alderman Foy and seconded by Alderman Gill to Amend the Floodplain Ordinance, Article 5, Section B6(B)(I) and II pertaining to Manufactured Homes. The following members of the Board of Aldermen voted in favor of the Motion, which became the Orders of the Board: Alderman Foy, Alderman Steverson, Alderman Sartor, Alderman Thompson, Alderman Lockett, Alderman McHenry and Alderman Gill.**

2. Consider request by Brad Robertson, to Amend Section 407.07 of the Zoning Ordinance pertaining to Dumpster Enclosures.

**Motion was made by Alderman Thompson and seconded by Alderman Gill to Amend Section 407.07 of the Zoning Ordinance pertaining to Dumpster Enclosures. The following members of the Board of Aldermen voted in favor**

**of the Motion, which became the Orders of the Board: Alderman Foy, Alderman Steverson, Alderman Sartor, Alderman Thompson, Alderman Lockett, Alderman McHenry and Alderman Gill.**

3. Consider amending Article III, Chapter 18 of the Code of Ordinances with regard to prohibiting the possession and consumption of alternative nicotine products and electronic cigarettes by minors.

**Motion was made by Alderman Gill and seconded by Alderman Steverson to Amend Article III, Chapter 18 of the Code of Ordinances with regard to prohibiting the possession and consumption of alternative nicotine products and electronic cigarettes by minors. The following members of the Board of Aldermen voted in favor of the Motion, which became the Orders of the Board: Alderman Foy, Alderman Steverson, Alderman Sartor, Alderman Thompson, Alderman Lockett, Alderman McHenry and Alderman Gill.**

4. Consider executive session to discuss personnel matters in the Public Works Department.

**Motion was made by Alderman Foy and seconded by Alderman Gill to consider an executive session to discuss personnel matters in the Public Works Department, 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 Lockett, Alderman Thompson, Alderman McHenry, Alderman Sartor and Alderman Steverson.**

**It was announced that upon a Motion made by Alderman Foy and seconded by Alderman Gill the board entered executive session to discuss personnel matters in the Municipal Court; 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 Lockett, Alderman McHenry, Alderman Thompson, Alderman Sartor and Alderman Steverson.**

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

**The foregoing were adopted as, and became, the Resolutions and Orders of the Governing Authorities of the City of Pearl, Mississippi on this the 7<sup>th</sup> day of January, 2020.**

**WITNESS MY SIGNATURE on this the 7<sup>th</sup> day of January, 2020.**

**JAKE WINDHAM, MAYOR**

**ATTEST AND CERTIFY:**

**CITY CLERK, KELLY SCOUTEN**