

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 16, 2019 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 Steverson
Alderman Foy
Alderman Thompson
Alderman Gill

Alderman Sartor was absent from the meeting.

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

PRAYER

The meeting was opened with prayer by Alderman Steverson.

Brendan Sartin, City Attorney, led the Pledge of Allegiance.

ACKNOWLEDGEMENTS

Proclamation – Pearl Pirate U7 All Star Baseball Team

CONSENT AGENDA

Upon Motion by Alderman Gill and 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:

1. Approval/corrections of minutes of the Regular Board Meeting July 2, 2019.
2. Approval of the claims docket for the period of July 2, 2019 to July 16, 2019, in the amount of \$1,145,963.60, in paid claims \$2,190,141.92, in unpaid claims and \$76,297.46, 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. [Removed to General Business]
5. Approval of authorization to travel:

James Byrd, Daniel Allen, Mike Long, Chris Elliott, Trace Hunt and Patrick Finnegan – September 29- October 2, 2019 to Biloxi, MS for MEMS Conference / Cost 2,831.34
6. Approval of merit increases: None
7. Order to approve and authorize payment to Neel-Schaffer, Inc. in the amount of \$23,457.21 and Lewis Electric in the amount of \$65,497.92, for the US Hwy 80 Signal Upgrade.
8. Order to approve and authorize payment to Pickering Firm in the amount of \$25,970.00, for engineering services for the detention pond project.
9. Order to approve and authorize the resurfacing, rotovating, laser grading, and planting of Bermuda grass on 10 greens at the Pearl Municipal Golf Course by Sur-Line Turf, Inc. in the amount of \$27,000.00. (quotes obtained)
10. Order to approve and authorize the outdoor warning siren located at 201 S. Pearson Rd. declared surplus and to authorize the removal and disposal of same by Southern Electric Corporation of MS.
11. Order to set public hearing for August 20, 2019, at 6:00 p.m. to consider request by Rev. Cleve Havard and Oak Grove Missionary Baptist Church for a Waiver of Section 5-95 of the Ordinance to allow the church to build a metal building as a worship hall at 250 Oak Grove Church Rd., Pearl MS 39208.
12. Order to set public hearing for August 20, 2019, at 6:00 p.m. to consider request by Lloyd Fairley asking for a dimensional variance to build a 1,000-1,100 sq. ft. house instead of the 1,500 sq. ft.
13. Order to set public hearing for August 20, 2019, at 6:00 p.m. to consider request by Megan Hawkins for a Waiver of Section 407.06 of the Zoning Ordinance to allow her to build a 528 sq. ft. storage building at 3140 Eastland Dr., Pearl MS 39208.
14. Order to adopt a Resolution adjudicating the cost of cleaning of property at 2282 Upper Dr. Pearl, MS 39208, to assess the costs against the listed properties.
15. Order to adopt a Resolution of the Mayor and Board of Aldermen of the City of Pearl, Mississippi declaring the necessity for the sale and issuance of a General Obligation Note of the City in a principal amount of not to exceed One Million Fiver Hundred Thousand Dollars (\$1,500,000.00) for the purpose of raising money to provide for the projects

described herein; authorizing the publication of a Notice of Note Sale in connection with said Note and the Preparation and Distribution of information and materials related to the sale and issuance of said Note; and for related purposes.

16. [Removed to General Business]

PUBLIC COMMENT

There were no public comments.

PUBLIC HEARING

1. Consider request by Lori Miller for a Waiver of the Animal Ordinance to be allowed to exceed the maximum of four (4) dogs allowed to five (5).

Lori Miller appeared before the Mayor and Board of Aldermen and explained that she was unaware of this Animal Ordinance when she obtained her fifth dog. She requested a Waiver to allow her to keep all five dogs.

Marshall Steen, Animal Control Officer and Cindy Bailey, of Mississippi Animal Rescue League appeared and addressed the Mayor and Board of Aldermen concerning this request. Marshall Steen believes the Mayor and Board of Aldermen that granting such a request would set a precedent for more citizens to request this in the future. Marshall Steen recommends not granting this request. Cindy Bailey addressed the Mayor and Board of Aldermen regarding the habits of dogs that are in packs of more than 4. She did not recommend granting this request.

Motion was made by Alderman Gill and seconded by Alderman Steverson to deny the request by Lori Miller for a Waiver of the Animal Ordinance to be allowed to exceed the maximum of four (4) dogs allowed to five (5) as recommended by Marshall Steen and Cindy Bailey; The following members of the Board of Aldermen voted in favor of the Motion: Alderman Gill, Alderman McHenry, and Alderman Steverson; Alderman Foy, Alderman Thompson and Alderman Lockett voted against the Motion. Mayor Windham voted in favor of the Motion. The Motion passed.

GENERAL BUSINESS

1. Order to adopt a Resolution of the Mayor and Board of Aldermen of the City of Pearl, Mississippi finding and determining that a Resolution evidencing intent to issue either General Obligation Bond of the City of sale to the Mississippi Development Bank or to enter into a loan with the Mississippi Development Bank was duly published as required by law and that no written protest or other objection of any kind or character against the issuance of said bonds or bond or against said loan has been filed by qualified electors of said city; authorizing and directing the issuance of said bonds or bond or the entering into of said loan in the aggregate principal amount of not to exceed Twelve Million Dollars

(\$12,000,000.00) to provide funds for the purpose of (A) constructing, improving and paving streets, sidewalks, driveways, parkways, walkways, and public parking facilities, and purchasing land therefor; (B) purchasing land for parks, cemeteries and public playgrounds, and improving, equipping and adorning the same, including the constructions, repairing and equipping of swimming pools and other recreational facilities; (C) erecting municipal buildings, preparing and equipping athletic fields, and purchasing buildings or land therefor, and for repairing, improving, adorning and equipping the same, to include the construction of and improvements to softball and baseball fields, and city parks with parking, lighting, seating, practice fields, concessions, other related equipment and facilities, including the center city complex; directing the publication of a Notice of such intention; and for related purposes.

Motion was made by Alderman McHenry and seconded by Alderman Gill to adopt a Resolution of the Mayor and Board of Aldermen of the City of Pearl, Mississippi finding and determining that a Resolution evidencing intent to issue either General Obligation Bond of the City of sale to the Mississippi Development Bank or to enter into a loan with the Mississippi Development Bank was duly published as required by law and that no written protest or other objection of any kind or character against the issuance of said bonds or bond or against said loan has been filed by qualified electors of said city; authorizing and directing the issuance of said bonds or bond or the entering into of said loan in the aggregate principal amount of not to exceed Twelve Million Dollars (\$12,000,000.00) to provide funds for the purpose of (A) constructing, improving and paving streets, sidewalks, driveways, parkways, walkways, and public parking facilities, and purchasing land therefor; (B) purchasing land for parks, cemeteries and public playgrounds, and improving, equipping and adorning the same, including the constructions, repairing and equipping of swimming pools and other recreational facilities; (C) erecting municipal buildings, preparing and equipping athletic fields, and purchasing buildings or land therefor, and for repairing, improving, adorning and equipping the same, to include the construction of and improvements to softball and baseball fields, and city parks with parking, lighting, seating, practice fields, concessions, other related equipment and facilities, including the center city complex; directing the publication of a Notice of such intention; and for related purposes. 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 Thompson, Alderman McHenry, and Alderman Steverson. Alderman Lockett voted against the Motion.

2. Consider applications for employment.

Motion was made by Alderman Gill and seconded by Alderman McHenry to approve all applications for employment; 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 Thompson, Alderman McHenry, Alderman Steverson. Alderman Lockett voted against the Motion. The application for employment of Richard Blackburn at the Golf Course was the only application.

3. Order to approve and authorize the purchase of (1) Mine-Resistant Ambush Protected All Terrain Vehicle (MRAP-ATV) from Miss. Dept. of Finance and Administration, MS Office of Surplus Property, in the amount of \$10,000.00 plus all freight charges. The funds for the police department expenditures listed above shall be withdrawn from the Police Seizure Asset Forfeiture Fund as this expenditure is not a general budgeted item, the expenditure is for law enforcement purposes and the funds are being used to augment the existing law enforcement budget and not to supplant said budget. The impacted budgets should be amended accordingly, if necessary.

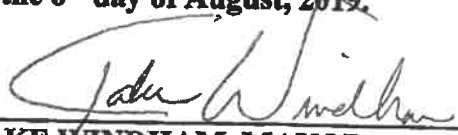
Motion was made by Alderman Foy and seconded by Alderman Thompson to approve and authorize the purchase of (1) Mine-Resistant Ambush Protected All Terrain Vehicle (MRAP-ATV) from Miss. Dept. of Finance and Administration, MS Office of Surplus Property, in the amount of \$10,000.00 plus all freight charges. The funds for the police department expenditures listed above shall be withdrawn from the Police Seizure Asset Forfeiture Fund as this expenditure is not a general budgeted item, the expenditure is for law enforcement purposes and the funds are being used to augment the existing law enforcement budget and not to supplant said budget. The impacted budgets should be amended accordingly, if necessary; 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 Thompson, Alderman McHenry, Alderman Steverson and Alderman Luckett.

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 Thompson approving an order to adjourn the meeting. The following members of the Board of Aldermen voted in favor of the Motion: Alderman Foy, Alderman Steverson, Alderman Thompson, Alderman Luckett, 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 16th day of July, 2019

WITNESS MY SIGNATURE on this the 6th day of August, 2019.



JAKE WINDHAM, MAYOR

ATTEST AND CERTIFY:



CITY CLERK, KELLY SCOUTEN

