

**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 NOVEMBER 5, 2019 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.

Alderman McHenry
Alderman Luckett
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 Gill.

Alderman Steverson led the Pledge of Allegiance.

ACKNOWLEDGEMENTS

- **Recognize Greg Cupstid for 5 years of service with the Pearl Municipal Broadcasting.**
- **Fireman of the Month Todd Harvey**

CONSENT AGENDA

Upon Motion by Alderman McHenry and seconded by Alderman Gill, 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, October 15, 2019 and Special Called Meeting, October 28, 2019.**
2. **Approval of the claims docket for the period of October 15, 2019 to November 5, 2019, in the amount of \$1,107,825.51, in paid claims \$2,300,359.87, in unpaid claims and \$1,495,047.19, 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):
 - Willie Brown- Public Works
 - Lonzo Miller- Water
 - Robin Lee- Police
 - Zachary Kircher- Police
 - James Creel- Police
5. Approval of authorization to travel:
 - Brendan Sartin- December 12-13, 2019 to New Orleans, LA for Annual Employment Law Conference/ Cost \$ 2104.20
 - Casey Foy- January 14-16, 2020 to Jackson, MS for the 2020 Mid-Winter Conference/ Cost \$ 135.00
 - Kelly Scouten- December 11-13, 2019 to Jackson, MS for the MMCCA Winter Education Workshop/ Cost \$165.00
 - Blake Chennault, James McGraw, Patrick Finnegan and Charles Weathersby- December 13-14, 2019 to Southaven, MS for the NREMT Exam/ Cost \$417.00 each
 - Frank Hutton- November 11-15, 2019 to Dallas, TX for the Alcatel-lucent OXO Connect VOIP server training/ Cost \$1699.95
6. Approval of Merit Increases:
 - Alfred Jenkins- Police
 - Michael Johnson- Public Works
 - Matt Vaughn- Auto Maint.
 - Mark Mooney- Police
 - Johnny Barnes- Police
 - Gregg Cupstid- IT
 - Cynthia Jenkins- Accounting
 - Stacey Underwood-Fire
 - Craig Millett- Fire
 - Landon Ball- Fire
 - James Byrd- Fire
 - William Grant- Fire
 - James Kimball- Police
 - Zachary Goins- Police
7. Order to adopt the 2019-2020 Holiday Schedule for the City of Pearl as recommended by the City Clerk.
8. Order to adopt a Resolution finding that the approximate 20,500 rounds of .40 caliber Smith & Wesson ammunition, as surplus, and to approve the disposal and/or sale of each item as required by law.

9. Order to adopt a Resolution finding that the Glock, Model 17, Gen 5, Serial No: BHBT835, as surplus, the fair market value of said personal property is zero, and to approve the disposal and sale of same to Martha Gill for \$1.00.
10. Order to approve and authorize the promotion of Sergeant Mark Mooney to Lieutenant in the Police Department.
11. Order to approve and authorize the promotion of Corporal John Barnes to Sergeant in the Police Department.
12. Order to approve and authorize the purchase of parts for the ALC-24 Leaf Collector from The American Road Machinery Company in the amount of \$5,601.04. (quotes obtained)
13. Order to adopt a Resolution accepting the appraisal report of James E. Craig and establishing the appraised value therein as just compensation for the subject property described therein for the purpose of water detention areas. It is further resolved and ordered that Mayor Windham may enter into negotiations, up to the appraised value, with the subject property owners for the purchase of the real properties listed therein.
14. Order to approve and authorize payment to Pickering Firm in the amount of \$71,100.50, for the Detention Pond Project.
15. Order to approve and authorize the Subgrant between the City of Pearl and CMPDD for congregate and home delivered meals for Senior Services and to authorize Angela Jones, Senior Services Director, to sign the same.
16. Order to adopt a Resolution authorizing Mayor Windham to execute documents required in connection with the Emergency Medical Services Operating Fund (EMSOF) Grant application.
17. Order to approve the Contractual Agreement for Legal Services by and between, the City of Pearl and Brendan C. Sartin.
18. Order to approve and authorize the Professional Services Agreement between the City of Pearl and Guest Consultants, Inc. for Professional Engineering Services.
19. Order to approve and authorize the Henderson Road Sewer Project in the amount of \$54,600.00.
20. Order to approve and authorize payment to Neel-Schaffer in the amount of \$13,645.44, for the Pearl Intersection Improvements Project.
21. Order to approve and authorize the purchase of (1) Challenger 14,000 lb. lift with bridge jacks and installation from Advance Auto Parts in the amount of \$9,740.71. (quotes obtained)

22. Order to approve and authorize the purchase of (1) Kubota Tractor K Series in the amount of \$35,819.06, from Deviney Equipment. (state contract)
23. Order to approve and authorize the purchase of (1) New Holland Side Boom Tractor Mower in the amount of \$122,279.84. (quotes obtained)
24. Order to approve and authorize the purchase of (5) Badger Bronze meters with parts and (100) Badger Meters from Central Pipe Supply, Inc. in the amount of \$28,387.20. (sole source)
25. Order to adopt a Resolution authorizing Mayor Windham to execute documents required in connection with the CDBG Grant for the Sanitary Sewer Improvement Project.
26. Order to adopt a Resolution authorizing Mayor Windham to execute documents required in connection with the MDA Capital Improvement Loan Program for the Sanitary Sewer Improvement Project.
27. Order to adopt a Resolution to Adjudicate the cost of cleaning of properties and assess the costs against said properties located at 229 Nelson Circle and 131 Greenfield Rd, Pearl MS, 39208.
28. Order to set public hearing for December 3, 2019, at 6:30 p.m. to determine whether or not that certain parcel of real property owned by J. Lee Oglesby, and located at 2124 & 2126 Vera St., Pearl, Rankin County, Mississippi 39208 (Parcel No. E08M-4 ; PPIN No. 011028 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.
29. Order to set public hearing for December 3, 2019 at 6:30 p.m. to consider request by Bryan Batterfield for a variance of Section 803 and 804 of the R-3 Zoning Ordinance to allow for a total acreage of approx. 2.825 acres and a variance of Section 805 of the R-3 Zoning Ordinance to allow for the removal of extra green space.
30. Order to set public hearing for December 3, 2019 at 6:30 p.m. to consider request by Tommy Donovan for a waiver of Section 5-95 of the Metallic Ordinance and the square foot Ordinance to allow for a 1200 sq. ft. metal accessory building.
31. Order to approve and authorize travel for attendance at the Retail Strategies Recruitment Plan and Educational Meeting, November 18 – 19, 2019, for Mayor Jake Windham, Alderman John McHenry, Alderman David Luckett, Alderman Mike Sartor, Alderman Johnny Steverson, Alderman Casey Foy, Alderman James Thompson, Alderman Gavin Gill, City Clerk Kelly Scouten, and City Attorney Brendan Sartin.

32. Order to adopt a Resolution accepting the bid of Hemphill Construction Company, Inc. for S.R. 477, West Rankin Parkway, Phase 2 Project, finding that the conforming bid of Hemphill Construction Company, Inc., is the lowest and best bid in the amount of \$15,375,270.00 and that the contract should be and hereby is awarded to Hemphill Construction Company, Inc., and to authorize Mayor Windham to sign all related documents.

PUBLIC COMMENT

Bozidar Draca, 608 Falon Way, Brandon MS 39047.

PUBLIC HEARING

1. Determine whether or not that certain parcel of real property owned by Geraldine Freshour, and located at 2282 Upper Dr., Pearl, Rankin County, Mississippi 39208 (Parcel No. E08F000001 00360; PPIN No. 008934 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 Steverson and seconded by Alderman Gill to approve and authorize Community Development to enter the property for clean-up. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman McHenry, Alderman Gill, Alderman Foy, Alderman Steverson, Alderman Sartor, Alderman Thompson, and Alderman Luckett.

2. Consider request by King I, LLC, for a dimensional variance to allow them to build a 1200 sq. ft. house instead of the 1500 sq. ft. that the Ordinance requires at 406 Boehle St. and 3445 E. Lisa Dr., Pearl MS 39208.

Motion was made by Alderman Foy and seconded by Alderman Gill to approve the request by King I, LLC, for a dimensional variance to allow them to build a 1200 sq. ft. house instead of the 1500 sq. ft. that the Ordinance requires at 406 Boehle St. and 3445 E. Lisa Dr., Pearl MS 39208; The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman McHenry, Alderman Gill, Alderman Foy, Alderman Steverson, Alderman Sartor, Alderman Thompson, and Alderman Luckett.

3. Determine whether or not that certain parcel of real property, owned Kitty Ruth Lowry and located at 4144 Bright Street, Pearl, Rankin County, Mississippi 39208 (Parcel No. F09C000002 00760; PPIN No. 015626), 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 Thompson and seconded by Alderman McHenry to remove that certain parcel of real property, owned by Kitty Ruth Lowry and located at 4144 Bright Street, Pearl, Rankin County, Mississippi 39208 (Parcel No. F09C000002 00760; PPIN No. 015626, and take no further action. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Foy, Alderman Steverson, Alderman Gill, Alderman Sartor, Alderman Lockett, Alderman McHenry, and Alderman Thompson.

GENERAL BUSINESS

1. Consider an Order to approve and authorize the acceptance of the Preliminary Plat for Mt. Elam Place.

Motion was made by Alderman McHenry and seconded by Alderman Thompson to approve and authorize the acceptance of the Preliminary Plat for Mt. Elam Place. contingent upon the variance requested being approved on December 3, 2019. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman McHenry, Alderman Gill, Alderman Foy, Alderman Steverson, Alderman Sartor, Alderman Thompson, and Alderman Lockett.

2. Consider executive session to discuss personnel matters in the Municipal Court.

Motion was made by Alderman Foy and seconded by Alderman Gill to consider an 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 Thompson, Alderman McHenry; Alderman Sartor and Alderman Steverson.


It was announced that upon a Motion made by Alderman Gill and seconded by Alderman Foy 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. 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 5th day of November, 2019.

WITNESS MY SIGNATURE on this the 3rd day of December, 2019.



JAKE WINDHAM, MAYOR

ATTEST AND CERTIFY:



CITY CLERK, KELLY SCOUTEN

