

**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 OCTOBER 15, 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 Pastor Floyd Steverson.

Alderman McHenry led the Pledge of Allegiance.

**ACKNOWLEDGEMENTS**

**Recognize Fire Chief, Brad Thornton for 25 years of service in the Pearl Fire Dept.**

**CONSENT AGENDA**

**Upon Motion by Alderman Foy and seconded by Alderman Thompson, 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 October 1, 2019.
2. Approval of the claims docket for the period of October 1, 2019 to October 15, 2019, in the amount of \$533,831.59, in paid claims \$405,234.02, in unpaid claims and \$877,050.32, 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): None
5. Approval of authorization to travel:  
Kelly Scouten- November 15, 2019 to Ridgeland, MS to MML Debt setoff training session/ No Cost  
Ricky Steen, Brian Ellis, and John Burt- October 15-18, 2019 to Biloxi, MS for the 2019 Mississippi Crime Stoppers Training Conference/ No Cost  
John Burt & Ruben Miles- November 3-6, 2019 to Phenix, AL for the Practical Homicide Investigation Training/ Cost \$829.60
6. Approval of Merit Increases:  
Leia Cooper- Budget  
Justin Raines- Water  
Eddie Hurt- Police  
Jim Brown- Police  
Billy Hudson- Police  
Wes Flynt- Police  
Donovan Randolph-Police  
Byron Robinson- Police
7. Order to approve and authorize Herzog CPA Company, PLLC, to conduct the annual audit for year ending September 30, 2019, and to authorize Mayor Windham to sign all related documents.
8. Order to approve the Agreement by and between, the City of Pearl Municipal Intercept Company, LLC, to collect municipal debt and to authorize Mayor Windham to sign the same.
9. Order to Adopt a Resolution authorizing the Mayor to enter into an Agreement with the Municipal Intercept Company, LLC, to collect the City's debt between MIC and the City of Pearl.
10. Order to approve the professional services agreement provided by APA for Pearl Day entertainment subject to review and approval by Counsel and authorize the Mayor, City Clerk and/or the Pearl Day Committee to execute the same and to receive revenue and incur costs and expend monies and to take action consistent with the contracts.
11. Order to approve the professional services agreement provided by Paradigm Talent Agency for Pearl Day entertainment subject to review and approval by Counsel and authorize the Mayor, City Clerk and/or the Pearl Day Committee to execute the same and to receive revenue and incur costs and expend monies and to take action consistent with the contracts.
12. Order to approve the Settlement Agreement Franchise Fee Audit/Review by and between the City of Pearl and Comcast of Southern Mississippi, Inc. and to authorize Mayor Windham to sign all related documents.

13. Order to approve and authorize the quarterly maintenance to 1,000,000 fluted column on Pete Walker Lane by Utility Service Co. in the amount of \$7,501.95.
14. Order to approve and authorize the purchase of (1) TRIBLE T10 Rugged Tablet and Badger Orion ME mobile kit from Central Pipe Supply, Inc. in the amount of \$8,384.01. (sole source)
15. Order to adopt a Resolution to Adjudicate the cost of cleaning of properties and assess the costs against said properties on the list attached and made a part hereof.
16. 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 Robert M. Hancock, and located at 2603 Old Country Club Rd., Pearl, Rankin County, Mississippi 39208 (Parcel No. E08J000011 00020; PPIN No. 010144 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.
17. 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 Meredith Slade Sawin, and located at 216 Sandburr Lane, Pearl, Rankin County, Mississippi 39208 (Parcel No. E08J000011 00020; PPIN No. 010144 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.
18. Order to set public hearing for December 3, 2019 at 6:30 p.m. to consider request by Mike Love for a variance to waive Section 805 of the Zoning Ordinance that requires a subdivision to have 35% of the total gross area for common open space for Silver Ridge Part 2.
19. Order to set public hearing for December 3, 2019 at 6:30 p.m. to consider request by J.T. Crowover for a variance to waive R-1 Zoning Ordinance to allow for 60 ft. lot width, 7,800 sq. ft. lot size and setbacks of 25 ft. front setback and 20 ft. rear setback, and to waive Article 7 Section 3 of the Subdivision Ordinance to allow them to have street width of 27 ft. back of curb to back of curb.

#### **PUBLIC COMMENT**

Pastor Ryan Sullivan, Grace Community Church

#### **PUBLIC HEARING**

1. Consider request by BC Development to rezone parcels F09C-240 through F09C-360 and F09C-12, located on Skylane Dr., Pearl, MS 39208, from R-1 to R-3.

Mayor Windham called the public hearing to order. Mr. Chalk stated that he plans to build 25 homes on Skylane Dr. that will range in size of 1,200 to 1,500 sq. ft. with garages and brick front exterior. Mr. Mike Love, the engineer for this development addressed flooding concerns and stated that a retention pond twice the size of what is needed has been designed and further the road is designed and will be constructed so that the water flows to the retention pond. Mayor Windham asked if anyone else wished to speak in favor of the request. No one spoke. Mayor Windham asked if anyone wished to speak against the request. Mr. Earl Dahlem, the neighbor to the property expressed his desire that the property be left as is and that this request be denied. The public hearing was closed.

**Motion was made by Alderman Luckett and seconded by Alderman McHenry to grant the request by BC Development to rezone parcels F09C-240 through F09C-360 and F09C-12, located on Skylane Dr., Pearl, MS 39208, from R-1 to R-3. 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 Luckett, Alderman McHenry, and Alderman Thompson.**

#### **GENERAL BUSINESS**

1. Consider an Order to approve and authorize the acceptance of Patrick Farms Phase 8 Final Plat.

**Motion was made by Alderman Thompson and seconded by Alderman Gill to approve and authorize the acceptance of Patrick Farms Phase 8 Final Plat conditioned upon the ditch being cleaned on the developer's side of said development. 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 an Order to approve and authorize the acceptance of the Preliminary Plat for Residence of Riverwind Phase 4.

**Motion was made by Alderman Thompson and seconded by Alderman Gill to approve and authorize the acceptance of the Preliminary Plat for Residence of Riverwind Phase 4, contingent upon the variances 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 Luckett.**

3. Consider an Order to approve and authorize the acceptance of the Preliminary Plat for Part 2 of Silver Ridge Subdivision.

**Motion was made by Alderman McHenry and seconded by Alderman Thompson to approve and authorize the acceptance of the Preliminary Plat for Part 2 of Silver Ridge Subdivision 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.**

4. Consider an Order to approve and authorize the acceptance of the Preliminary Plat for Richburg Subdivision.

**Motion was made by Alderman Foy and seconded by Alderman Thompson to approve and authorize the acceptance of the Preliminary Plat for Richburg 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 Gill, Alderman Foy, Alderman Steverson, Alderman Sartor, Alderman Thompson, and Alderman Lockett.**

5. Consider a Motion to cancel the 2<sup>nd</sup> Board Meeting in November and December, 2019.

**Motion was made by Alderman McHenry and seconded by Alderman Gill to cancel the 2<sup>nd</sup> Board Meeting in November and December, 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 Steverson, Alderman Sartor, and Alderman Thompson. Alderman Foy and Alderman Lockett voted against the Motion.**

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 Sartor 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 15<sup>th</sup> day of October, 2019.**

**WITNESS MY SIGNATURE on this the 5<sup>th</sup> day of November, 2019.**

  
**JAKE WINDHAM, MAYOR**

**ATTEST AND CERTIFY:**

*Kelly Scouten*  
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**CITY CLERK, KELLY SCOUTEN**

