

**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 7, 2020 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.

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 Mayor Windham.

Alderman Gill led the Pledge of Allegiance.

**CONSENT AGENDA**

**Upon Motion by Alderman Gill and seconded by Alderman Steverson, the following items were approved and adopted as the Orders of the Board by majority affirmative vote (“Aye”) of the Aldermen present;**

1. Approval/corrections of minutes of the Regular Board Meeting, June 16, 2020.
2. Approval of the claims docket for the period of June 16, 2020 to July 7, 2020, in the amount of \$3,678,619.51, in paid claims \$892,595.41, in unpaid claims and \$339,037.57, 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 Applications:  
Yonas Evans- Street  
Catherine Collins- Police

Ryan Edwards- Police  
DeMarcus Longmire- Police  
Damon Robinson-Police

5. Approval of authorization to travel:

Taylor Ambrose- July 18, 2020 to Pearl Police Department for Human Trafficking Class/  
Cost \$150.00

6. Approval of Merit Increases:

Orlando Redd-Police  
Richard Lents- Police  
Donell Reynolds- Police  
Heather Vaughn- Police  
Marshal Steen- Police  
Wilkes Carter- Police  
Mandy Dearman- Police  
Edgar Lemus- Police  
Jeannie Easterling- Police  
Amanda Parson- Comm. Deve.  
Antonio Washington- Water

7. Order to approve and authorize Contract Change Order Number One (1) between the City of Pearl and Anderson Contracting, LLC, and to authorize Mayor Windham to sign all related documents for the Fowler Buick GMC Ditch Repair Project.

8. Order to approve and authorize to Anderson Contracting, LLC, in the amount of \$135,355.01, for the Fowler Buick GMC Ditch Repair Project.

9. Order to approve and authorize payment to Barnard & Sons Construction, LLC in the amount of \$336,453.54, for the Parks & Recreation Construction Project Softball & Baseball.

10. Order to approve and authorize the Electronic Remittance Services Agreement by and between the City of Pearl and Fiserv Solutions, LLC for utility bill payment processing.

11. Order to approve the City of Pearl Community Center Rental Policy & Procedures, Rental Rates and Rental Contract and to authorize use of the same.

12. Order to approve and authorize the update application for the Mississippi Office of Surplus Property and to appoint and authorize the City Clerk as the representative to acquire Surplus Property.

13. Order to approve and authorize the police officers identified on the proposed part-time work schedule for the months of July and August 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.
14. 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.
15. Order to approve and authorize the Pearl purchase of Bronzer Badger Meters and parts from Central Pipe Supply in the amount of \$25,540.00. (sole source)
16. Order to approve and authorize payment to Equipment, Inc. in the amount of \$5,800.00 for Doosan Dozier Rental for the Retention Pond Project.
17. Order to approve and authorize the payment to United Rental in the amount of \$7,983.88, for well point system rental for the Cornerstone Church/US Highway 80 Sewer Project.
18. Order to approve and authorize the emergency repairs to Crossgates Well by Cooper Electric in the amount of \$6,125.00.
19. Order to approve and authorize the purchase of (1) Pro Turn Mach 60" Mower from Revell Outdoor in the amount of \$9,800.00. (state contract#8200049984)
20. Order to approve the military leave of Daniel Allen from June 25, 2020 to August 21, 2020.
21. Order to approve and authorize payment to Hinds Community College for four (4) EMT courses in the amount of \$1,296.95 each and two (2) A&P 1 in the amount of \$735.00 each. (\$6,657.80)
22. Order to approve and authorize payment to Holmes Community College for one (1) Paramedic course in the amount of \$1,816.10.
23. Order to adopt a Resolution to Adjudicate the cost of cleaning of property at 405 Valentour Rd., Pearl, MS 39207 in the amount of \$150.00.
24. Order to adopt a Resolution to Adjudicate the cost of cleaning of property at 302 Pearl Dr., Pearl, MS 39207 in the amount of \$150.00.
25. Order to adopt a Resolution accepting the bid of Clear River Construction Co. Inc., for City of Pearl Parks and Recreation Project Phase II, finding that the conforming bid of

Clear River Construction Co., Inc., is the lowest and best bid in the amount of \$2,699,808.33, and that the contract should be and hereby is awarded to Clear River Construction Co., Inc., and to authorize Mayor Windham to sign all related documents.

26. [Removed to General Business]
27. Order to approve and authorize Supplemental Agreement No. 3 between the Pearl-Richland Intermodal Connector Commission and Pickering Firm, Inc. for the Pearl Richland Intermodal Connector Project.
28. Order to approve the Department of the Army Permit to conduct regulated activities in Waters of the U.S. for the construction of a detention basin and outlet structure and to authorize Mayor Windham to sign all related documents.
29. Order to approve and authorize payment to Berg Mitigation Banks, LLC in the amount of \$70,875.00 for the Pine Park Detention Pond Project.
30. Order to approve the “No Objection” Response to the City of Brandon, Mississippi’s annexation as filed in Rankin County Chancery; Cause No: 20-782(M), with Reservation of Rights and to authorize Brendan Sartin, City Attorney, to sign all related documents.

#### **PUBLIC COMMENT**

There were no public comments.

#### **PUBLIC HEARING**

1. Determine whether or not that certain parcel of real property owned by Venerea Minchew Burt Estate, C/O Ricky Pearson and located at 310 Boehle St., Pearl, Rankin County, Mississippi 39208 (Parcel No. E08J000008 00100; PPIN No. 010049) 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 24 of the Code of Ordinances of the City of Pearl, Mississippi and Section 21-19-11 of the Mississippi Code of 1972, as Amended.

Venerea Minchew Burt Estate, C/O Ricky Pearson and other interested parties were served with notice of the public hearing as required by law.

Community Development Director, Brad Robertson, informed the Mayor and Board that the property was not properly maintained and the building was unsafe, the owner had failed to maintain the property in a manner to keep it from being an eye sore, unsightly and unkept or otherwise a menace to the public health and safety of the community. Further, he stated that he believes the cost to renovate and restore the building to a livable condition is greater than fifty percent of the assessed value of the house.

Ricky Pearson appeared and stated that he had a buyer for this property and requested thirty days to close the sale.

**WHEREAS**, said hearing was held at the time and place mentioned aforesaid, therefore:

BE IT ORDERED AND RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PEARL, MISSISSIPPI THAT:

1) The required notice which was mailed and posted in relation to this hearing is hereby received and recorded and the City Clerk is directed to record said copy in the minutes of these proceedings.

2) The parcel of property owned by Venerea Minchew Burt Estate, C/O Ricky Pearson and located at 310 Boehle St., Pearl, Rankin County, Mississippi 39208 (Parcel No. E08J000008 00100; PPIN No. 010049) is hereby adjudicated, in its present condition, to be a menace to the public health and safety of the community for the reason that said property is in an unsafe and unclean condition with grass, weeds and other unsightly vegetation growing thereon and with debris present thereon, and said owner(s) has failed to remedy these hazardous, unsafe, and unsightly conditions thereon.

3) That the Department of Community Development is hereby directed to post a copy of this Order on the property, and if said owner fails to bring said property into compliance by obtaining the necessary permits and by performing significant progress within thirty (30) days of the date of this Order, then the Department of Public Works with the aid of the various departments of the City, including the Department of Community Development, to perform one or more or all of the following acts on and to said property to clean said lot and remedy the hazardous, unsafe and unsightly conditions thereon:

Cutting grass, weeds, unsightly vegetation, cutting dead trees in danger of falling, filling cisterns, removing rubbish, dilapidated fences, outside toilets, demolishing and removing any dilapidated or unsafe or unsanitary buildings, including the residence, and other debris, and draining cesspools and standing water therefrom.

4) That the Director of Community Development is hereby directed to keep a careful and correct accounting of the cost of cleaning and remedying said lot and to report this accounting to the next regular meeting of the Mayor and Board of Aldermen after said property is cleaned and remedied in compliance with this Order.

5) That there should be and hereby is imposed and assessed against the subject property a penalty of One Thousand Five Hundred Dollars (\$1,500.00) or fifty percent (50%) of the actual cost, whichever is more, which the City Clerk shall cause to be included in the assessments for municipal ad valorem taxes.

6) This adjudication that the property or parcel of land is in need of cleaning will authorize the will also authorize the municipality to reenter the property or parcel of land up to six (6) times in any twelve-month period with respect to removing dilapidated buildings, dilapidated fences and outside toilets, and up to twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the subject property, without any further hearing if notice is posted on the property or parcel of land and at city hall or another place in the municipality where such notices are generally posted at least seven (7) days before the property or parcel of land is reentered for cleaning.

**This Motion was made by Alderman Foy and seconded by Alderman Gill. 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 Sartor, and Alderman Thompson, Alderman Lockett, Alderman McHenry and Alderman Gill.**

2. Determine whether or not that certain parcel of real property owned by Julia Stewart Washington, et al., and located at 2709 Highway 468, Pearl, Rankin County, Mississippi 39208 (Parcel No. E07L000007 00000 ; PPIN No. 008118) 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 24 of the Code of Ordinances of the City of Pearl, Mississippi and Section 21-19-11 of the Mississippi Code of 1972, as Amended.

Julia Stewart Washington, et al., and other interested parties were served with notice of the public hearing as required by law.

Community Development Director, Brad Robertson, informed the Mayor and Board that the property was not properly maintained and the building was unsafe, the owner had failed to maintain the property in a manner to keep it from being an eye sore, unsightly and unkept or otherwise a menace to the public health and safety of the community. Further, he stated that he believes the cost to renovate and restore the building to a livable condition is greater than fifty percent of the assessed value of the house.

Julia Stuart Washington appeared with a potential buyer for this property. They were advised that this property is no longer located in a residential zone and could not be rezoned from C-2.

**WHEREAS**, said hearing was held at the time and place mentioned aforesaid, therefore: **BE IT ORDERED AND RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PEARL, MISSISSIPPI THAT:**

1) The required notice which was mailed and posted in relation to this hearing is hereby received and recorded and the City Clerk is directed to record said copy in the minutes of these proceedings.

2) The parcel of property owned by Julia Stewart Washington, et al., and located at 2709 Highway 468, Pearl, Rankin County, Mississippi 39208 (Parcel No. E07L000007 00000 ; PPIN No. 008118) is hereby adjudicated, in its present condition, to be a menace to the public health and safety of the community for the reason that said property is in an unsafe and unclean condition with grass, weeds and other unsightly vegetation growing thereon and with debris present thereon, and said owner(s) has failed to remedy these hazardous, unsafe, and unsightly conditions thereon.

3) That the Department of Community Development is hereby directed to post a copy of this Order on the property, and if said owner fails to bring said property into compliance by obtaining the necessary permits and by performing significant progress within thirty (30) days of the date of this Order, then the Department of Public Works with the aid of the various departments of the City, including the Department of Community Development, to perform one or more or all of the following acts on and to said property to clean said lot and remedy the hazardous, unsafe and unsightly conditions thereon:

Cutting grass, weeds, unsightly vegetation, cutting dead trees in danger of falling, filling cisterns, removing rubbish, dilapidated fences, outside toilets, demolishing and removing any dilapidated or unsafe or unsanitary buildings, including the residence, and other debris, and draining cesspools and standing water therefrom.

4) That the Director of Community Development is hereby directed to keep a careful and correct accounting of the cost of cleaning and remedying said lot and to report this

accounting to the next regular meeting of the Mayor and Board of Aldermen after said property is cleaned and remedied in compliance with this Order.

5) That there should be and hereby is imposed and assessed against the subject property a penalty of One Thousand Five Hundred Dollars (\$1,500.00) or fifty percent (50%) of the actual cost, whichever is more, which the City Clerk shall cause to be included in the assessments for municipal ad valorem taxes.

6) This adjudication that the property or parcel of land is in need of cleaning will authorize the will also authorize the municipality to reenter the property or parcel of land up to six (6) times in any twelve-month period with respect to removing dilapidated buildings, dilapidated fences and outside toilets, and up to twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the subject property, without any further hearing if notice is posted on the property or parcel of land and at city hall or another place in the municipality where such notices are generally posted at least seven (7) days before the property or parcel of land is reentered for cleaning.

**This Motion was made by Alderman Thompson and seconded by Alderman Sartor. 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 Sartor, and Alderman Thompson, Alderman Luckett, Alderman McHenry and Alderman Gill.**

3. Determine whether or not that certain parcel of real property owned by Birdie Bradley Estate and located at Highway 468, Parcel#E071-8, Pearl, Rankin County, Mississippi 39208 (Parcel No. E07L000008 00000 PPIN No. 008119) 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 24 of the Code of Ordinances of the City of Pearl, Mississippi and Section 21-19-11 of the Mississippi Code of 1972, as Amended. Julia Stewart Washington, et al., and other interested parties were served with notice of the public hearing as required by law.

Community Development Director, Brad Robertson, informed the Mayor and Board that the property was not properly maintained and the building was unsafe, the owner had failed to maintain the property in a manner to keep it from being an eye sore, unsightly and unkept or otherwise a menace to the public health and safety of the community. Further, he stated that he believes the cost to renovate and restore the building to a livable condition is greater than fifty percent of the assessed value of the house.

Julia Stuart Washington appeared with a potential buyer for this property. They were advised that this property is no longer located in a residential zone and could not be rezoned from C-2.

**WHEREAS**, said hearing was held at the time and place mentioned aforesaid, therefore: **BE IT ORDERED AND RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PEARL, MISSISSIPPI THAT:**

1) The required notice which was mailed and posted in relation to this hearing is hereby received and recorded and the City Clerk is directed to record said copy in the minutes of these proceedings.

2) The parcel of property owned by Birdie Bradley Estate and located at Highway 468, Parcel#E071-8, Pearl, Rankin County, Mississippi 39208 (Parcel No. E07L000008

00000 PPIN No. 008119) is hereby adjudicated, in its present condition, to be a menace to the public health and safety of the community for the reason that said property is in an unsafe and unclean condition with grass, weeds and other unsightly vegetation growing thereon and with debris present thereon, and said owner(s) has failed to remedy these hazardous, unsafe, and unsightly conditions thereon.

3) That the Department of Community Development is hereby directed to post a copy of this Order on the property, and if said owner fails to bring said property into compliance by obtaining the necessary permits and by performing significant progress within thirty (30) days of the date of this Order, then the Department of Public Works with the aid of the various departments of the City, including the Department of Community Development, to perform one or more or all of the following acts on and to said property to clean said lot and remedy the hazardous, unsafe and unsightly conditions thereon:

Cutting grass, weeds, unsightly vegetation, cutting dead trees in danger of falling, filling cisterns, removing rubbish, dilapidated fences, outside toilets, demolishing and removing any dilapidated or unsafe or unsanitary buildings, including the residence, and other debris, and draining cesspools and standing water therefrom.

4) That the Director of Community Development is hereby directed to keep a careful and correct accounting of the cost of cleaning and remedying said lot and to report this accounting to the next regular meeting of the Mayor and Board of Aldermen after said property is cleaned and remedied in compliance with this Order.

5) That there should be and hereby is imposed and assessed against the subject property a penalty of One Thousand Five Hundred Dollars (\$1,500.00) or fifty percent (50%) of the actual cost, whichever is more, which the City Clerk shall cause to be included in the assessments for municipal ad valorem taxes.

6) This adjudication that the property or parcel of land is in need of cleaning will authorize the will also authorize the municipality to reenter the property or parcel of land up to six (6) times in any twelve-month period with respect to removing dilapidated buildings, dilapidated fences and outside toilets, and up to twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the subject property, without any further hearing if notice is posted on the property or parcel of land and at city hall or another place in the municipality where such notices are generally posted at least seven (7) days before the property or parcel of land is reentered for cleaning.

**This Motion was made by Alderman Thompson and seconded by Alderman Sartor. 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 Sartor, and Alderman Thompson, Alderman Lockett, Alderman McHenry and Alderman Gill.**

4. Consider request by Morgan Seals to place a mobile home at 355 Sweet Home Church Rd., Pearl, MS, 39208.

**Motion was made by Alderman Sartor and seconded by Alderman Lockett to grant the request Morgan Seals to place a mobile home at 355 Sweet Home Church Rd., 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 Foy, Alderman Gill, Alderman Sartor, Alderman Luckett, Alderman McHenry, and Alderman Thompson. Alderman Steverson voted against the Motion.**

5. Consider amending the Floodplain Ordinance to be in compliance with MEMA and FEMA.

**Motion was made by Alderman McHenry and seconded by Alderman Gill to amend the Floodplain Ordinance to be in compliance with MEMA and FEMA. 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. Angela T. Herzog, Herzog CPA Company, LLC, Fiscal Year 2019 Audit.

**Motion was made by Alderman Foy and seconded by Alderman Thompson to accept the Fiscal Year 2019 Audit as presented by Angela T. Herzog, Herzog CPA Company, LLC. The following members of the Board of Aldermen voted in favor of the Motion: Alderman Luckett, Alderman Foy, Alderman Steverson, Alderman Thompson, Alderman McHenry and Alderman Gill.**

2. Consider adopting a Resolution canceling the July 21, 2020, Mayor and Board of Aldermen meeting.

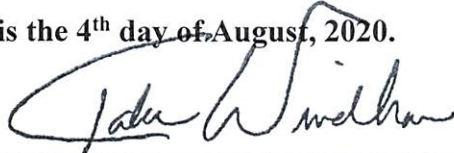
**Motion was made by Alderman Thompson and seconded by Alderman Gill to adopt a Resolution canceling the July 21, 2020, Mayor and Board of Aldermen meeting; The following members of the Board of Aldermen voted in favor of the Motion which became the Orders of the Board: Alderman Thompson, Alderman McHenry, Alderman Steverson, and Alderman Gill. Alderman Foy, Alderman Sartor and Alderman Luckett voted against the Motion. Alderman Foy stated for the record that this was not about Mayor Windham's vacation but for consistency in his voting against canceling meetings.**

There were no emergency consideration of committees, commission and board matters. Having no further business Mayor Windham asked that the meeting be adjourned in Honor of Danny Fulton, Ralph Foster, Daisy Sartor, and Easter Williams.

**Motion was made by Alderman Gill and seconded by Alderman McHenry approving an order to adjourn the meeting in Honor of Danny Fulton, Ralph Foster, Daisy Sartor, and Easter Williams. The following members of the Board of Aldermen voted in favor of the Motion: Alderman Steverson, Alderman Thompson, Alderman Sartor, Alderman McHenry, Alderman Foy, Alderman Luckett 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 July, 2020.

WITNESS MY SIGNATURE on this the 4<sup>th</sup> day of August, 2020.



\_\_\_\_\_  
JAKE WINDHAM, MAYOR

ATTEST AND CERTIFY:

  
\_\_\_\_\_  
CITY CLERK, KELLY SCOUTEN

