

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 20, 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 Lockett
Alderman Sartor
Alderman Steverson
Alderman Foy
Alderman Thompson
Alderman Gill

Alderman McHenry 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 Brendan Sartin.

Mayor's Youth Council President, Cooper Giles, led the Pledge of Allegiance.

CONSENT AGENDA

Upon Motion by Alderman Gill and seconded by Alderman Thompson, 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, October 6, 2020.
2. Approval of the claims docket for the period of October 6, 2020 to October 20, 2020, in the amount of \$2,706,284.26, in paid claims \$889,327.28, in unpaid claims and \$176,973.27, 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:
Roger Addison Pitts-PD
Tanisha Gaylord-PD
5. Approval of Merit Increases:
Frank Hutton- IT
Eddie Hurtt-PD
Robin Lee- PD
Zachary Redditt- PD
Lonzo Miller- Water (Pt-Ft)
Mike Phillips- Water
David Walker- Solid Waste
Cynthia Jenkins- Accounting
6. Authorization to Travel: None
7. Order to accept and receive the donation of (1) 2012 Chevrolet Tahoe with VIN#1GNLC2E08CR206070, to the City of Pearl Police Dept.at no cost; said items shall be placed on the inventory of the Pearl Police Department.
8. [Removed to General Business]
9. Order to adopt a Resolution authorizing Mayor Windham to execute documents required in connection with the Emergency Medical Services Operating Fund (EMSOF) Grant application.
10. Order to approve and authorize payment to Equipment Inc., in the amount of \$5,500.00 for the rental of one (1) Doosan DX255LC. (10/8/20 – 11/4/20)
11. Order to approve and authorize payment to People Ready, in the amount of \$34,552.21, for temporary employee labor.
12. Order to approve and authorize the purchase of 100 5/8 M25 Badger Orion Meters and parts from Central Pipe Supply in the amount of \$16,800.00. (sole source)
13. Order to approve and authorize the repair/replacement of engine to PD56, 2010 Dodge Charger by Mac Haik Dodge, in the amount of \$6,124.04. (quotes obtained)
14. Order to approve and authorize the Pearl Police Department to participate in the “Halloween Paper Drive Thru” on October 29, 2020, and to authorize the use of the Police Department’s MWRAP at said event.
15. Order to approve and authorize the purchase of two lane fixed LPR system with 2 Rapier 50 Dual Lens LPR cameras from TCS Ware in the amount of \$25, 495.00, to be placed on Riverwind Drive at Childre Rd. (sole source)

16. Order to approve and authorize the police officers identified on the proposed part-time work schedule for November 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.
17. Order to approve and authorize the lateral transfer of an Investigator from CID to the Narcotics Division.
18. Order to approve and authorize the promotion and transfer of Zachary Perry Redditt from Patrol to CID Investigator.
19. Order to set public hearing for December 1, 2020, at 6:00 p.m. to consider request by Lena Kimmons for a dimensional variance to allow her to build an 800 sq. ft. metal building the rear yard at 125 Chicot Court.
20. 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.
21. Order to approve and authorize Contract Change Order Number One (1) between the City of Pearl and Deviney Construction Company, Inc. and to authorize Mayor Windham to sign all related documents.

PUBLIC COMMENT

None.

PUBLIC HEARING

1. Consider proposed amendments to the Official Zoning Ordinance and Map.

David Wade, Principal Planner for Central Mississippi Planning and Development District discussed the proposed amendments to the Official Zoning Ordinance Map.
2. Determine whether or not that certain parcel of real property owned by Fesser Harper Estate and located at 2624 Highway 468, Pearl, Rankin County, Mississippi 39208 (Parcel No. E07K000022 00000; PPIN No. 008102) 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.

Motion was made by Alderman Thompson and seconded by Alderman Gill to continue this hearing until December 1, 2020. 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 and Alderman Thompson.

3. Determine whether or not that certain parcel of real property owned by Crown Enterprises, Inc., and located at 400 Childre Rd., Pearl, Rankin County, Mississippi 39208 (Parcel No. DOH000010 00000; PPIN No. 005151) 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.

Crown Enterprises, Inc., was served with notice of the public hearing as required by law.

Community Development Director, Brad Robertson informed the Mayor and Board that the property owner had failed to keep 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. And that the property was open and unsecure.

Crown Enterprises, Inc., nor their representative appeared at the hearing.

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 owned by Crown Enterprises, Inc., and located at 400 Childre Rd., Pearl, Rankin County, Mississippi 39208 (Parcel No. DOH000010 00000; PPIN No. 005151) 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 cess-pools and standing water therefrom. This shall specifically include, finishing paint, Cornice, repair all broken windows on structure and remove the outside storage building from the property.

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 account-

ing 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 Gill and seconded by Alderman Thompson. 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 Thompson, Alderman Luckett, Alderman Sartor and Alderman Gill.

4. Determine whether or not that certain parcel of real property owned by Peter James & Amanda Marie Hauck and located at 4315 Autry St., Pearl, Rankin County, Mississippi 39208 (Parcel No. F09C000003 01620; PPIN No. 015790) 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.

Peter James & Amanda Marie Hauck were served with notice of the public hearing as required by law.

Community Development Director, Brad Robertson and Code Enforcement Officer, Brian Ellis, informed the Mayor and Board that the property owner had failed to keep 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. Officer Ellis informed the Mayor and Board that this property has been and continues to be a haven for criminals and criminal activity. Officer Ellis and Brad Robertson have been to the property numerous times to speak with the owners.

Peter James & Amanda Marie Hauck did not appear at the hearing.

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 owned by Peter James & Amanda Marie Hauck and located at 4315 Autry St., Pearl, Rankin County, Mississippi 39208 (Parcel No. F09C000003 01620; PPIN No. 015790) 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 cess-pools and standing water therefrom. This shall specifically include, finishing paint, Cornice, repair all broken windows on structure and remove the outside storage building from the property.

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 Gill 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 Thompson, Alderman Luckett, Alderman Sartor and Alderman Gill.

5. Consider request by Jeff Bagley 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 3.

Jeff Bagley appeared at the hearing and explained to the Mayor and Board that he is requesting for the same Variance that he was granted for Silver Ridge Part 2.

Motion was made by Alderman Thompson and seconded by Alderman Gill to grant the request by Jeff Bagley 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 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 Thompson, Alderman Lockett, Alderman Sartor and Alderman Gill.

GENERAL BUSINESS

1. Consider request by Jeff Bagley to accept the Preliminary Plat for Part 3 of Silver Ridge Subdivision.

Motion was made by Alderman Thompson and seconded by Alderman Steverson to accept the Preliminary Plat for Part 3 of Silver Ridge Subdivision. 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 Thompson, Alderman Gill, Alderman Lockett and Alderman Sartor

2. Consider request by Jeff Bagley to accept the Final Plat for Mt. Elam Place.

Motion was made by Alderman Thompson and seconded by Alderman Sartor to accept the Final Plat for Mt. Elam Place. 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 Thompson, Alderman Gill, Alderman Lockett and Alderman Sartor

3. Consider a Motion to cancel the 2nd Board Meeting in November and December, 2020.

Motion was made by Alderman Gill and seconded by Alderman Thompson to cancel the 2nd Board Meeting in November and December, 2020. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Steverson, Alderman Thompson, Alderman Gill, Alderman Lockett and Alderman Sartor; Alderman Foy voted against the Motion.

4. Consider an Order to approve and authorize Contract Change Order Number One (1) between the City of Pearl and Clear River Construction Company, Inc. and to authorize Mayor Windham to sign all related documents.

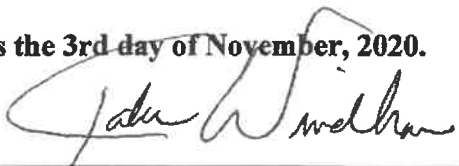
Motion was made by Alderman Foy and seconded by Alderman Thompson to approve and authorize the Contract Change Order Number One (1) between the City of Pearl and Clear River Construction Company, Inc. and to authorize Mayor Windham to sign all related Documents, conditioned upon confirmation that the Change Order will meet ADA compliance. 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 Thompson, Alderman Gill, Alderman Lockett and Alderman Sartor

There were no emergency consideration of committees, commission and board matters. Having no further business Mayor Windham asked that the meeting be adjourned in Memory of Theron Bishop.

Motion was made by Alderman Sartor and seconded by Alderman Foy approving an order to adjourn the meeting in Memory of Theron Bishop. The following members of the Board of Aldermen voted in favor of the Motion: Alderman Steverson, Alderman Thompson, Alderman Sartor, Alderman Foy, Alderman Lockett 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 20th day of October, 2020.

WITNESS MY SIGNATURE on this the 3rd day of November, 2020.



JAKE WINDHAM, MAYOR

ATTEST AND CERTIFY:



CITY CLERK, KELLY SCOUTEN

