

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 JANUARY 5 2021, 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 Alderman Gill .

Brendan Sartin led the Pledge of Allegiance.

CONSENT AGENDA

Upon Motion by Alderman Foy 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;

1. Approval/corrections of minutes of the Regular Board Meeting, December 1, 2020, and the Special Called Meeting, December 9, 2020.
2. Approval of the claims docket for the period of December 1, 2020 to January 5, 2021, in the amount of \$5,043,400.58, in paid claims \$937,494.34, in unpaid claims and \$731,151.34, 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:
Alan Schmidt-WATER
Chase Rivers- FIRE
Lawson Moody-FIRE
5. Authorization to Travel:
Brad Thornton- FIRE
Ron Hopson- FIRE
Todd Burkes-FIRE
Michael Fivecoat-FIRE
6. Approval of Merit Increases:
Rodger Grady- WATER
Mitch Sills- GROUND
Sidney Spann- WELLS
Ricky Steen- PD
John Burt- PD
Ava Hoey- PD
Melba Prince- PD
Willie Robinson- PD
Ricky Purvis- FD
James Moore- FD
William Russell- FD
7. Order to approve and authorize the transfer of Steve Culberson to Reserve status effective, January 1, 2021.
8. Order to approve and authorize the sale of one (1) Glock, Model 17, 9mm, Serial No: BHBT850 to Steve Culberson for a reasonable amount of \$.01, upon his retirement from the City of Pearl, on January 1, 2021.
9. Order to approve and authorize the purchase of Miracle Recreation equipment from Jefcoat Recreation Construction in the amount of \$611,661.25 for the Pearl Parks & Rec Project. (sole source)
10. Order to approve and authorize payment to Barnard & Sons Construction, LLC, in the amount of \$317,393.49, for the Parks & Recreation Construction Project Softball & Baseball.
11. Order to approve and authorize payment to Clear River Construction Co., Inc., in the amount of \$24,813.75, for the Parks & Recreation Construction Project Phase II: City Park Improvements.
12. Order to approve and authorize payment to Equipment Inc., in the amount of \$5,500.00 for the rental of one (1) Doosan DX255LC. (12/3/20 – 12/30/20)

13. Order to approve and authorize payment to Lyle Machinery in the amount of \$8,830.50 for the rental of one (1) D6PXI-24 Crawler DO (computer controlled grade machine).
14. Order to approve and authorize payment to People Ready, in the amount of \$38,492.75, for temporary employee labor.
15. Order to approve and authorize payment to ISI Water Company in the amount of \$6,682.43 for review of unbilled or missed billed water and sewer. (4/1/20-10/31/20).
16. Order to approve and authorize payment to Utility Service Co., Inc., in the amount of \$7,501.95 for quarterly maintenance to the 1,000,000 Fluted Column at Pete Walker Lane.
17. Order to approve and authorize the write off of inactive water/sewer/garbage accounts as uncollectible and to send the same to Advanced Recovery Systems, Inc. for collection.
18. Order to adopt a Resolution to adjudicate the cost of cleaning of property at 418 Marilyn Dr. and assess the cost against the property.
19. Order to approve the Covid-19 Community Test Site Memorandum of Understanding and to authorize Mayor Windham to sign the same.
20. Order to set public hearing for February 2, 2021, at 6:00 p.m. to consider request by Ken and Susan Barrington for a dimensional variance to allow a 1500 sq. ft. house instead of the 1800 sq. ft. required by the City of Pearl Code of Ordinances.
21. Order to set public hearing for February 2, 2021, at 6:00 p.m. to consider request by Powerhouse of Deliverance, Restoration and Encouragement Ministry for a conditional use permit to operate a ministry at 4490C Highway 80.
22. Order to extend the Ordinance proclaiming existence of an emergency.

PUBLIC COMMENT

None.

PUBLIC HEARING

1. Consider request by Eddie Knight for a dimensional variance to allow an 1100 sq. ft. metal building in the rear yard at 106 El Dorado Rd., Pearl MS 39208.

Mr. Knight appeared in support of his request. Motion was made by Alderman Luckett and seconded by Alderman McHenry to accept the Community Development Director's recommendation to allow the request by Eddie Knight for a dimensional variance to allow an 1100 sq. ft. metal building in the rear yard at 106 El Dorado 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 McHenry, Alderman Steverson, Alderman Thompson, Alderman Gill, Alderman Lockett and Alderman Sartor. There was no one to speak in opposition.

2. Determine whether or not that certain parcel of real property owned by Alson William Boleware, Jr. and located at 3175 Stark Dr., Pearl, Rankin County, Mississippi 39208 (Parcel No. E09D000030 00190; PPIN No. 012057) 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.

Alson William Boleware, Jr., 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.

Alson William Boleware, Jr., nor any 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 Alson William Boleware, Jr. and located at 3175 Stark Dr., Pearl, Rankin County, Mississippi 39208, (Parcel No. E09D000030 00190; PPIN No. 012057) 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 ten (10) 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 dwelling, and other debris, and draining cess-pools 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 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 McHenry 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 McHenry, Alderman Steverson, Alderman Thompson, Alderman Lockett, Alderman Sartor and Alderman Gill.

3. 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 Gill and seconded by Alderman Thompson to continue this hearing until February 2, 2021. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Foy, Alderman McHenry, Alderman Steverson, Alderman Gill, Alderman Sartor, Alderman Lockett and Alderman Thompson.

4. Determine whether or not that certain parcel of real property owned by Southeast Ventures, LLC, and located at 3070 Highway 80 E., Pearl, Rankin County, Mississippi 39208 (Parcel No. E09D000002 00010; PPIN No. 065038) 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 McHenry and seconded by Alderman Gill to continue this hearing until February 2, 2021. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Foy, Alderman McHenry, Alderman Steverson, Alderman Gill, Alderman Sartor, Alderman Lockett and Alderman Thompson.

5. Determine whether or not that certain parcel of real property owned by Mitchell Sylvester, and located at 404 Old Whitfield Rd., Pearl, Rankin County, Mississippi 39208 (Parcel No. E07P000038 00000; PPIN No. 008452) 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 Foy to continue this hearing until March 2, 2021. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Foy, Alderman McHenry, Alderman Steverson, Alderman Gill, Alderman Sartor, Alderman Lockett and Alderman Thompson.

6. Determine whether or not that certain parcel of real property owned by 3420 East Lisa Trust C/O Bravo Realty, and located at 3420 East Lisa Dr., Pearl, Rankin County, Mississippi 39208 (Parcel No. E08L000008 00940; PPIN No. 010907) 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 Gill and seconded by Alderman Steverson to continue this hearing until February 2, 2021. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Foy, Alderman McHenry, Alderman Steverson, Alderman Gill, Alderman Sartor, Alderman Lockett and Alderman Thompson.

7. Determine whether or not that certain parcel of real property owned by Carolyn Ramsey, and located at 716 Vandevender, Pearl, Rankin County, Mississippi 39208 (Parcel No. G08N000004 04150; PPIN No. 018944) 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.

Carolyn Ramsey 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.

Carolyn Ramsey nor any 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 Carolyn Ramsey, and located at 716

Vandevender, Pearl, Rankin County, Mississippi 39208 (Parcel No. G08N000004 04150; PPIN No. 018944) 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 ten (10) 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 dwelling, and other debris, and draining cess-pools 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 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 McHenry, Alderman Steverson, Alderman Thompson, Alderman Lockett, Alderman Sartor and Alderman Gill.

8. Determine whether or not that certain parcel of real property owned by Edna Simpson, and located at 4342 Autry St., Pearl, Rankin County, Mississippi 39208 (Parcel No. F09C000003 00040; PPIN No. 015638) 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 Steverson to continue this hearing until March 2, 2021. The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman Foy, Alderman McHenry, Alderman Steverson, Alderman Gill, Alderman Sartor, Alderman Luckett and Alderman Thompson.

GENERAL BUSINESS

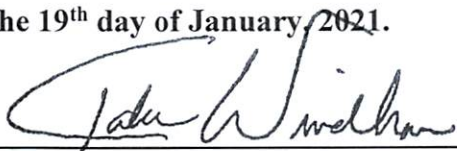
None.

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 Mr. Ray Rogers.

Motion was made by Alderman McHenry and seconded by Alderman Thompson approving an order to adjourn the meeting in Memory of Mr. Ray Rogers. 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 5th day of January, 2021.

WITNESS MY SIGNATURE on this the 19th day of January 2021.



JAKE WINDHAM, MAYOR

ATTEST AND CERTIFY:



CITY CLERK, KELLY SCOUTEN

