

CITY OF PASS CHRISTIAN, MISSISSIPPI

MINUTE BOOK 117

REGULAR MEETING

DECEMBER 4, 2018

BE IT REMEMBERED that the Mayor and Board of Aldermen of the City of Pass Christian, Mississippi met on the above date at the Municipal Court Bldg., 105 Hiern Avenue, Pass Christian, Mississippi, at 6:00 p.m., same being the time and place for said meeting.

PRESENT: Mayor Chipper McDermott, Alderman at Large Kenny Torgeson, Alderman Anthony Hall, Alderwoman Regina Charlot, Alderman Buddy Clarke, Alderman Victor Pickich, Assistant Police Chief Freeman, Attorney Malcolm Jones and City Clerk Marian Gest

There being a quorum present to transact the business of the City, the following proceedings were had and done.

ADMINISTRATIVE

Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, bid opening for City Engineer and Tideland Services.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, to accept, tabulate, and refer to interview committee at a later date.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, to move item A-7 to number 1 under Administrative.

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Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, request from Dog Park Committee to enter into lease agreement with Trinity Episcopal Church for City to use vacant lot West of Church on St. Louis for such purposes, as requested by Mary Bourdin, Representative.

- Long term agreement (25-30 years) - annual payment from City of \$1.00
- Off-street parking to be gravel or asphalt - between street and sidewalk - remove crepe myrtle trees or park between them
- Park to be closed during weekend of Pass Christian Mardi Gras Parade
- Design shall include sliding gate access for maintenance vehicle
- Survey with property boundaries to be included in agreement
- Liability will be with the City - indemnification clause/waiver of subrogation to be in agreement
- Park will be named Trinity Dog Park in the Pass
- Fencing on north and east sides to be black iron (similar to cemetery) south and west to be black coated chain link
- City will be responsible for maintenance & insurance
- Fill dirt in low-lying areas to be provided by City - areas to be surveyed and included in agreement

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Upon motion of Alderman Clarke, seconded by Alderwoman Charlot, the Board approved unanimously, minutes of the November 20, 2018 Regular Mayor and Board of Aldermen meeting, as requested by Dawn Sanders, Deputy City Clerk. A-1.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, Change Order #4 for Timber Piling Replacement—to Gill’s Crane & Dozer Service. Inc. to adjust quantities to conform to final field conditions with a decrease of \$8,150.00 and a revised contract amount of \$283,060.00, amend the budget accordingly. The Project Engineer advises that this change order is necessary to the scope of work of the contract as originally bid; the project is not a new undertaking outside the original scope of work; the change of the work of the change order is reasonable and in line with the prices under the original contract; entering into the change order is commercially reasonable under the circumstances; and this change order will not circumvent the public purchasing statutes, as requested by City Engineer. A-2.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, request from Mexican Gulf Lodge for the use and waiver of rental fee at Randolph Center on December 15, 2018, for their annual Pass Christian luncheon, this bringing favorable notice to the opportunities and resources of the City, as requested by Jake Cook, Representative, Mexican Gulf Lodge. A-3.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, ratifying request to accept letter of resignation from Katelyn McGill effective December 4, 2018 and pay her for any comp-time and vacation pay per City policy that she may have accrued while employed, , as requested by Bret Bentz, Recreation Director. A-4.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, advertising for an administrative clerk to be a departmental floater for the Administrative Office, Code office, Court Department and Recreation Department at a rate of pay of \$10.00 per hour, as requested by Marian Gest, City Clerk.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, authorizing BMA to apply for Emergency Repair Funds for replacement of the Asmar Bridge, as requested by Mayor McDermott. A-6.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, Harrison County Board of Supervisors to pave certain street and public areas under our Interlocal Agreement with the City to reimburse the County for the cost of paving under its annual contract with its contractor and the County's personnel labor expense, as requested by Malcolm Jones, City Attorney. A-8.

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Alderman Torgeson recused himself at this time during the meeting.

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PLANNING DEPARTMENT (A)

Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, the Planning Commission's recommendation to approve Application PD-50-2018, Kenneth L Torgeson II, 621 E North Street, application for a metal shed to the rear/north of the existing commercial building, in the G2 Controlled Growth Sector, as requested by Danit Simon, City Planner. PD-1.

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Alderman Torgeson returned to the meeting.

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COMMUNITY DEVELOPMENT DEPARTMENT

Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, purchase of a 2018 Nissan Pathfinder S from Paul Barnett Nissan in the amount of \$23,100.00 (approved on the 2018/2019 Budget) and adjust budget accordingly, as requested by Joel Sims, Code Enforcement Director. CO-1.

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HARBOR DEPARTMENT

Upon motion of Alderman Clarke, seconded by Alderman Hall, the Board approved unanimously, accepting resignation for the retirement of Willie Davis Harbor Master effective January 10, 2019 and authorize advertisement through December 21, 2018 for vacancy, as request by Marian Gest, City Clerk. H-1.

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POLICE DEPARTMENT

Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, request that Investigator Barry Smith and Investigator Michael Burkett be granted

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their yearly clothing allowance of four hundred dollars (\$400) each for FY18-19, as requested by Police Chief Hendricks.

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LEGAL DEPARTMENT

Upon motion of Alderman Hall, seconded by Alderman Clarke, the Board approved unanimously, to discuss City Attorney and recommendations of Harbormaster Davis concerning cancellation and notices to be issued to various vessel owners.

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Upon motion of Alderman Torgeson, the Board approved unanimously, to into Closed Session to discuss if they need to go into Executive Session on Harbor Department issue.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, to come out of Closed Session.

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Upon motion of Alderman Hall, seconded by Alderman Clarke, the Board approved unanimously, to go into Executive Session to discuss Harbor Department issue.

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, to come out of Executive Session.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, to follow the recommendation of the Harbormaster and City Attorney concerning the following:

- Cancel slip for Mr. Montagnet for three months and to refund any balance owed him.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, to follow the recommendation of the Harbormaster and City Attorney concerning the following:

- Amend the Agenda to correct the November 20, 2018 Minutes

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, to follow the recommendation of the Harbormaster and City Attorney concerning the following:

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- Change C437 boat owner from evict for 1 year to no action

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CONSENT AGENDA

Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, request to send School Resource Officer Stepheon Johnson to a two-day Mandatory ALERRT Level I training class held on January 7-8, 2019 in Pearl, MS. Tuition and lodging are free and use of a City vehicle, as requested by Police Chief Hendricks. CA-1.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, to send Officers David Hart and Joshua Williams to a one-day Counterterrorism training class held on December 5, 2018 in Biloxi. Tuition is free and use of a City vehicle, as requested by Police Chief Hendricks. CA-2.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, to send Sergeant Samantha Phillips and Sue Young to a two-day NIBRS training class held on January 17-18, 2019 at USM in Long Beach. Tuition is free and use of a City vehicle, as requested by Police Chief Hendricks. CA-3.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, Pay Application #3 (Final) in the amount of \$43,926.00 to Gill's Crane & Dozer Service, Inc. for Timber Piling Replacement Contract W)1, as requested by City Engineer. CA-4.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, request to send the Aldermen Torgeson and Hall to a three-day 2019 Mid-Winter Legislative Conference held in Jackson, MS on January 8-10, 2019. Registration \$140.00/each and lodging \$129.00/each per night, as requested by Alderman Torgeson. CA-5.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, accepting oath of office taken from Stepheon Johnson as Patrol Officer, as requested by Marian Gest, City Clerk. CA-6.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, declaring the items listed below located at the Police Department as surplus and disposal and remove from City inventory. Items are broken and not repairable and will be

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scrapped, as requested by Police Chief Hendricks.

- Macom P7100 Portable Radio Asset #41548 S/N 9022426
- 7 Radio Batteries Assets numbers unknown S/N None
- 6 Hand Mics Asset numbers unknown S/N None
- 3 Portable Radio Chargers Asset numbers unknown S/N None

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, receiving monthly Budget Report for October 2018 from City Clerk, as requested by Marian Gest, City Clerk. CA-8.

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CLAIMS DOCKET

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved Claims Docket in the amount of \$215,460.39. CD-1.

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PLANNING DEPARTMENT (B)

The Board approved unanimously, to table till January 2019 holding Public Hearing and review Dennis L Henry’s appeal of the Planning Commission’s recommendation to deny Re-Subdivision Application #PD-49-2018, Dennis L & Barbara Henry, 512 E 2nd Street, Parcel #0413D-03-023.000, Re-Subdivision Application to divide one lot into two; creating a conforming western lot, and an eastern lot that conforms to the size and lot width requirements, but the existing house does not conform to the 24-foot front setback maximum, in the T4L Limited Mixed-Use Zone, as requested by Danit Simon, City Planner. PD-2.

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, to recess at 7:09 p.m. to the December 18, 2018 Regular Mayor and Board of Aldermen meeting.

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Mayor

12-18-2018_____
Date

City Clerk

12-18-2018_____
Date