

CITY OF PASS CHRISTIAN, MISSISSIPPI

MINUTE BOOK 113

REGULAR MEETING

FEBRUARY 20, 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 Buddy Clarke, Alderwoman Regina Charlot, Alderman Victor Pickich, Alderman at Large Kenny Torgeson, Assistant Police Chief Freeman, Attorney Malcolm Jones and City Clerk Marian Gest.

LATE: Alderman Anthony Hall (6:12 P.M.)

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

ADMINISTRATIVE

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, bid opening Small Craft Harbor Construction of the Day Pier Extension.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, to accept, tabulate and award at a later date bids for Small Craft Harbor Construction of the Day Pier Extension.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, to amend the agenda.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, to move and hear addendum item number one.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, bid opening for Timber Piling Replacement.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, to accept, tabulate and award at a later date bids for Timber Piling Replacement.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, minutes of the February 6, 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 Pickich, the Board approved unanimously, proclaiming May 19, 2018 Kids to Parks Day in Pass Christian, as requested by Chipper McDermott, Mayor. A-2.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, adopting Order to require Delta Directional Drilling or any other directional drilling companies operating within the City to immediately provide the City's Water and Sewer Contractor, WPSCO, and the City Engineer with three sets of construction drawings or plans for the path of all existing and future directional drilling and installation of underground utilities in all areas within the City right-of-way or other public areas and also to prohibit such contractors from performing their drilling operations within the City limits after 3:30 PM each business day and on any holiday that the City is closed and WPSCO crews are unavailable, except for Feb. 19, 2018, by special permission with WPSCO. [WPSCO has informed the City staff and City Engineer that they have recently discovered that Delta Directional Drilling has unlawfully drilled through the City's sewer main on Davis Avenue and WPSCO is concerned that this contractor's operations must be greater regulated to avoid unnecessary overtime charges to the City from WPSCO and further damages to the City's underground utility infrastructure.] A-3.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, ratifying or approving, as shall be appropriate, the Mayor to immediately enter into a contract or issue a purchase order with the lowest and best quote to DNA Underground LLC in the amount of \$10,820.20 to perform certain repair work to the City's sewer main on Davis Avenue and South of Handy Avenue recently believed to be caused by Delta Directional Drilling and to amend the budget accordingly. [In consultation with WPSCO, the City Engineer has solicited expedited bids from interested contractors for this work and such bids will be received on February 19, 2018, and presented at the Board of Aldermen meeting. The City Engineer has certified that an emergency exists because there has been a failure in the transportation of the sewer through the City main and that the delay incident to giving opportunity for competitive bidding by advertisement, if required, would be detrimental to the interests of the City in providing for the immediate restoration of such sewer system. The City's contractor and staff are currently compiling documentation to submit a claim to Delta Directional Drilling for the damage caused to the City's sewer main.]

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PLANNING DEPARTMENT

Alderman Clarke recused himself at this time during the meeting.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, the City Planner's recommendation to approve a Re-Subdivision at 100 Ashwood Drive, Tax Parcels #0212P-01-057.000 & 0212P-01-056.000. Don L and Eugenia M Miller propose combining the two parcels, as requested by Danit Simon, City Planner. PD-1.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, the Planning Commission's recommendation to approve Warrant Application PD-9-2018, Chiron Hosley as agent of Carl Panebiango, 1101 E Beach Boulevard, Warrant Application for sliding front doors at the front of the house, in the T3R Single-Family Residential Zone, as requested by Danit Simon, City Planner. PD-2.

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Alderman Clarke returned to the meeting.

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WATER DEPARTMENT

Upon motion of Alderman Clarke, seconded by Alderwoman Charlot, the Board denied unanimously, adjustment request from Melissa Legier in the amount of \$643.50 for 1/2 of the excess water charges for 90,000 gallons of water and all of the excess sewer charges. Customer states no one is living in the home, a plumber was dispatched to the property, and no leaks were found. WPSCO performed a flow test on 1/26/18 and meter was found to be in good working order. Customers' usage is back down to average billing. (Total amount of adjustment for excess water and sewer is \$754.20.)Based on previous rulings recommendation is to deny this request, as requested by the Water Department. W-1.

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FIRE DEPARTMENT

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, request to put the following individuals listed below on the part- time call out list, as Fire Fighters, contingent upon passing urinalysis and background check, as requested by Fire Chief, Dwight Gordon.

- Rachel Gnau
- Rylie Hayden

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Upon motion of Alderman Pickich, seconded by Alderman Clarke, the Board approved unanimously, request to purchase a custom-built trailer from Custom Built Trailers of MS in the amount of \$9,995.00, as requested by Fire Chief Gordon. F-2.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to hire Dan Dauner to pick up generator assembly from Station One and deliver it to Custom Built Trailers of MS in Seminary, MS in the amount of \$539.00 for pickup and delivery, as requested by Fire Chief Gordon. F-3.

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POLICE DEPARTMENT

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, ratifying accepting resignation of Matt Issman as Pass Christian Police Reserve Officer effective February 9, 2018, as requested by Police Chief Hendricks. P-1.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, accepting resignation of Officer Kimbro Estes effective February 22, 2018, as requested by Police Chief Hendricks. P-2.

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CONSENT AGENDA

Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, payment of the following Kevin Scott Fitzpatrick Architect January 2018 invoices totaling \$410.00. CA-1.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, amending lodging rate from \$186.00 to \$202.00 previously approved at the February 6, 2018 Regular Mayor and BOA meeting to send Chief Tim Hendricks to a two-day FBI National Academy Spring Re-Trainer on March 22-23, 2018, first night of lodging is not covered by blocked room rates, as requested by Police Chief Hendricks.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to send Lt. Dia'mond Woodman to MS Fire Investigators Association Conference, April 11-13, 2018, in Oxford, MS. The cost of the conference is \$175.00, per diem of \$124.00, lodging

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\$457.00 for three nights and use of city vehicle, as requested by Fire Chief Gordon. CA-3.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to send Sgt. Samuel Thompson to a three-day Supervisor Level II training class held on February 26-28, 2018 in Gulfport, MS. Tuition is free and use of a City vehicle, as requested by Police Chief Hendricks. CA-4.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to send Investigator Michael Burkett and Sgt. Chris Williams to a six-day Mississippi Command College class held on July 15-20, 2018 in Oxford, MS. The total tuition is \$700.00 (\$350.00 each), lodging \$495.00 (\$99.00 per night-double occupancy), per diem \$200.00 (each) and use of City vehicle is required, as requested by Police Chief Hendricks. CA-5.

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Upon motion of Alderman Torgeson seconded by Alderman Pickich, the Board approved unanimously, request to send the following officers to a three day Standardized Field Sobriety Testing training class held on April 17-19, 2018 in Hancock County, MS. Tuition is free and use of a City vehicle, as requested by Police Chief Hendricks. CA-6.

- Officer Kyle Broadus
- Officer Samantha Phillips
- Officer Jeffrey Frye

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to send SRO John Dedeaux to a one-day Planning Safe and Secure Large Outdoor Sport and Entertainment Events Training class held on March 22, 2018 in Biloxi, MS. Tuition is free, and use of a City vehicle, as requested by Police Chief Hendricks. CA-7.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to send Officers Anthony Michael and Alex Bryan to a five-day Core Tactics class March 6-9, 2018 held in Pearl, MS. Tuition is free, lodging is \$372, per diem \$248 (\$124 x 2), and use of a City vehicle, as requested by Police Chief Hendricks. CA-8.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to transfer the following from the Police Department (200) to Beautification (502), as requested by Police Chief Hendricks.

- Magic Chef Microwave S/N# DJ04511850
(Item received from ATF donation)

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to transfer the following from the Police Department (200) to the City Hall Administration (001, as requested by Police Chief Hendricks.

- Executive Desk Chair, Black S/N# N/A
(Item received from ATF donation)

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, disbursement in the sum of \$53,688 to contractor, Advanced Construction and Development, LLC, for municipal parking lot construction as recommended by City Engineer. [This is in conjunction with the approval of Pay Application No. 1 at the February 6, 2018, meeting, where the City Engineer recommended withholding this sum until certain tests had been performed on the concrete used in the parking lot. The tests have now been successfully performed and this disbursement can be made.] As recommended by Bob Escher, City Engineer. CA-11.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, disposal of the following items from the Police Department it is defective and needs replacing, as requested by Shawn Jerone, IT Director. CA-12.

- Iphone 5 Tag # 03435

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, receiving monthly Budget Report for January 2018 from City Clerk, as requested by Marian Gest, City Clerk. CA-13.

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CLAIMS DOCKET

Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, Claims Docket in the amount of \$293,150.06. CD-1.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, to amend the agenda to accept an addendum.

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Alderman Hall arrived at the meeting 6:12 p.m.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, ratifying the contract approved by the Mayor with DNA Underground on a Time and Materials basis and approve the payment of the sum of \$17,477.50 for the sewer point repair on the West side of the #10 Manhole between Henderson Avenue and Church Avenue. [The City Engineer has certified that an emergency existed because there was an imminent threat of a road collapse in the area; there had been a failure in the transportation of the sewer through the City main to the treatment facility; and the delay incident to giving opportunity for bidding by advertisement (and even an expedited solicitation of quotes) would be detrimental to the interests of the City in providing for the prevention of the damage to the City's public street and repair of the sewer main. AD-2.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, authorizing Mayor to execute letter of support to Governor Bryant for the restoration of the Passenger Rail Service along the Gulf Coast. AD-3.

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Upon motion of Alderman Torgeson, , the Board approved unanimously, to go into closed session to discuss personnel matter in the Fire Department, as requested Fire Chief Gordon.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, to go into Executive Session to hold Administrative Hearing on personnel matter in the Fire Department, as requested Fire Chief Gordon.

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

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, to follow the recommendation of the Fire Chief concerning FF John Strawn.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, motion to adjourn at 6:37 p.m.

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Mayor

3-6-2018
Date

City Clerk

3-6-2018
Date