

# CITY OF PASS CHRISTIAN, MISSISSIPPI

## MINUTE BOOK 116

REGULAR MEETING

NOVEMBER 5, 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, Police Chief Hendricks, 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 Torgeson, seconded by Alderman Clarke, the Board approved unanimously, to table hearing from Toni Richardson with the Ms. Dept. of Health for establishing the Pass Christian Mayoral Health Council, as requested by Marian Gest, City Clerk.

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Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, minutes of the October 16, 2018 Regular Mayor and Board of Aldermen meeting, as requested by Dawn Sanders, Deputy City Clerk. A-2.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, hearing update on purchase of fire truck, requested by Mayor McDermott.

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, ratifying approving request from Reeves Elementary for use of and waiver of rental fee at Memorial Park on Friday, October 26, 2018 from 8:30 a.m. to 1:30 p.m. for PBIS Behavior Reward field trip, this bringing favorable notice to the resources and opportunities of the City, as requested by Hope Gros, Representative. A-4.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, request of Gulf Coast Running Club for use of Memorial Park/Gazebo and public streets for annual running event on December 15, 2018 from 6:00 a.m. to noon, this bringing favorable notice to the resources and opportunities of the City, as requested by Auglain Holmes, Representative. A-5.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, the following City resources for annual Christmas in the Pass event December 7, 2018, this bringing favorable notice to the resources and opportunities of the City, as requested by Gabrielle Rose, Pass Christian Chamber of Commerce.

- Street Closings:
- 5-9pm 100 and 200 block of Davis Avenue
- Second Street /West edge of City Parking Lot to Fleitas
- 100 block of Fleitas & Scenic from WMP to West side of Hancock Bank
- Scenic Drive from Fleitas to Seal Ave (4:30 – 6 pm) for parade lineup
- Barricades
- Trash receptacles
- Public Works/Beautification to help with Decorating (Tree & Light set-up)
- Spotlight on wooden stand
- Power resources/power assistance for vendors
- Sound System
- Davis Ave Pavilion
- Police Support - Officer blocking traffic at Hwy 90 and Scenic; barricades at Fleitas and Second; Second and St Paul's lot; Robin's Nest in the Pass and Second Street. We need an Officer to drive the parade route ahead of Santa to make sure the route is cleared. Officers rotate between Robin's Nest and Second and Fleitas and Second.
- Any other resources the Mayor deems necessary

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, hearing update on VRBO rentals within the City, as requested by Mayor McDermott.

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### *LEGAL DEPARTMENT*

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, Memorandum of Understanding between the City of Pass Christian and the Dept. of Finance And Administration requesting disbursement of funds that were appropriated with Senate Bill 2002, 2018 First Extraordinary Session, Laws of 2018, as requested by Marian Gest, City Clerk. L-1.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, adopting amendment to Harbor Ordinance 401 to provide provisions and penalties for the failure of any vessel owner or person in control of such vessel to remove in the event of an evacuation order, as recommended by City Attorney. L-2. (Ordinance 671)

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Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, adopting and approving Memorandum of Understanding concerning enforcement of the City's Floodplain Prevention Ordinance required by the Mississippi Emergency Management Agency (MEMA) concerning Shaggy's Bar and Grill Restaurant at 120 South Hiern Avenue, Pass Christian, MS, as requested by City Attorney. L-3.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, contract for Fire Protection service with Pass Christian, MS Volunteer Fire Department, Inc. effective July 1, 2017 for a four-year term to expire on June 30, 2021, Nunc pro tunc to July 1, 2017, as requested by Marian Gest, City Clerk. L-4.

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Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, ratifying Mayor's counteroffer in the sum of \$25,000, was asking \$30,000, offered \$18,000, for the sale of vacant property on Barkley Drive, as requested by Mayor McDermott. L-5.

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Upon motion of Alderwoman Charlot, seconded by Alderman Hall, the Board approved unanimously, discussing acceptance of dedication of sewer lift station installed by the Pass Christian School District on the High School property situated at the NE Corner of 720 W. North Street conditioned upon School District entering into agreement with City for operation and maintenance of same and/or granting the City an easement and right of access for future maintenance, all as provided by MCA Sections 21-19-49(1) and/or 21-37-3, as amended, as requested by Malcolm Jones. L-6.

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Upon motion of Alderman Hall, seconded by Alderman Clarke, the Board approved unanimously, to table acceptance of dedication of sewer lift station installed by the Pass Christian School District on the High School property situated at the NE Corner of 720 W. North Street conditioned upon School District entering into agreement with City for operation and maintenance of same and/or granting the City an easement and right of access for future maintenance, all as provided by MCA Sections 21-19-49(1) and/or 21-37-3, as amended, as requested by Malcolm Jones.

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### *PLANNING DEPARTMENT*

Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, City Planner's recommendation to approve a Re-Subdivision Application at 118

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Youngswood Loop, Tax Parcels #0312M-01-014.000 and 0312M-01-013.000. Steven P and Lauren L Rayes propose combining the two parcels, as requested by Danit Simon, City Planner. PD-1.

\* \* \*

Upon motion of Alderman Hall, seconded by Alderman Clarke, the Board approved unanimously, City Planner's recommendation to approve a Re-Subdivision Application at 0 West End Road, Tax Parcel #0313F-03-018.002. Andrea B and Anthony C Pace propose dividing one lot into two, as requested by Danit Simon, City Planner. PD-2.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, Planning Commission's recommendation to approve Warrant Application PD-48-2018, Leah Rodgers as agent for Carlene Alfonso of IAPM LLC, 526 E 2nd Street, Parcel #0413D-03-025.000, Warrant Application to (1) enlarge the existing Monument Sign and exceed the maximum size, and (2) install two directional signs, in the T4L Limited Mixed-Use Zone, as requested by Danit Simon, City Planner. PD-3.

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### *WATER DEPARTMENT*

Upon motion of Alderman Hall, seconded by Alderman Clarke, the Board approved unanimously, WPSCO Invoice # 16454 in the amount of \$1,488.00 for August 2018 for non-emergency/overtime repairs per paragraph 2.09 and per current contract paragraph 2.04 "Hours of Operation" known as "Ten Hour Rule" whereby WPSCO gives the City 10 hours of overtime per week and bills for hours in excess of. Charge to account 400-704-636, as recommended by City Engineer and WPSCO. W-1.

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### *COMMUNITY DEVELOPMENT DEPARTMENT*

Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, holding an Administrative hearing to declare property at 113 Wisteria to be a public menace pursuant to Section 21-19-11 of the Mississippi Code, as requested by Joel Sims, Code Official. CO-1.

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### *FIRE DEPARTMENT*

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, request to purchase FireDex FXR (khaki) bunker gear in the amount of \$1796.00

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from Bay St. Louis for FF Gnau, as it was only 3 months old when she came to work for the City and was sized to fit her, as requested by Fire Chief Gordon.

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### *HARBOR DEPARTMENT*

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, the purchase of maintenance trailer in the amount of \$4,969.00 from Lewis Tractor Trailer being the lower of the two quotes received to be paid from 117-751-919, as requested by Harbormaster Davis. H-1.

\* \* \*

Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, the purchase of Dock Cleats in the amount of \$25,653.00 from J.C. McElroy Co., Inc. to be paid out of account 117-751-911, as requested by Harbormaster Davis.

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### *POLICE DEPARTMENT*

Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, purchase of a portable electronic radar speed sign from Elan City at a cost of \$3,179.00. The TRPOA \$3,500 restricted donation was accepted at the 9/6/18 BOA meeting, as requested by Police Chief Hendricks.

\* \* \*

Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, ratifying accepting letter of resignation from Investigator Mechelle Carbine, effective October 15, 2018 and pay her for any comp-time and vacation pay per City policy that she may have accrued while employed, as requested by Police Chief Hendricks. P-2.

\* \* \*

Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, accepting letter of resignation from Officer Phillip Carden effective November 7, 2018 and pay him for any comp-time and vacation pay per City policy that he may have accrued while employed, as requested by Police Chief Hendricks. P-3.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, lateral transfer of Donald Jones to Harbor Patrol, effective November 6, 2018 at a rate of \$10.00 an hour.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously inter-departmental request to transfer Johnnie Jones from Public Works to the Police Department as the Department Community Services/Animal Control Officer with a starting salary of \$23,920 effective November 6, 2018.

\* \* \*

Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, recommendation to hire Clinton Guenther to fill the existing vacancy in patrol with hire date of November 6, 2018 and a starting salary of \$28,452. Position has a one year probationary period, as requested by Police Chief Hendricks.

\* \* \*

Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, recommendation to hire Stepheon Johnson to fill one of the existing vacancy in patrol with hire date of November 6, 2018 and a starting salary of \$32,152. He is already a certified officer and will be a lateral transfer as he has met all requirements of Civil Service. Position has a six-month probationary period, as requested by Police Chief Hendricks.

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Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, recommendation of re-hiring of David Hart to fill an existing vacancy as rank of Patrolman with hire date of November 6, 2018 and a starting salary of \$32,152. He previously resigned within the past six months and left in good standing. He has met all Civil Service requirements. Position has a one year probationary period, as requested by Police Chief Hendricks.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, sole source purchase of three (3) Stalker dual- 2 antenna radar system from Stalker Radar/Applied Concepts for the amount of \$4,819.50 (117-200-919), as requested by Police Chief Hendricks. P-9.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, recommendation to hire Constance Hall to fill the position of Evidence Technician with a hire date of November 6, 2018 and a starting salary of \$28,496, as requested by Police Chief Hendricks.

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### *PUBLIC WORKS DEPARTMENT*

Upon motion of Alderman Hall, seconded by Alderman Clarke, the Board approved unanimously, request to approve Richard Lansdale to take 128 hours vacation time for a trip to Hong Kong from 2/20/19 to 3/13/19, per handbook anything beyond 80 hours must be approved by the Board of Aldermen, as requested by Russell Holliman, Public Works Director.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, advertising for bids for a new Dump Truck for the Public Works Department, as requested by Russell Holliman, Public Works Director.

\* \* \*

Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, advertising for the position of Operator II at a rate of \$10.00 per hour due to the lateral transfer of Johnnie Jones Public Works maintenance to the Police Department Community Service/Animal Control Officer position, as requested by Russell Holliman, Public Works Director.

\* \* \*

Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, request to move Rickey Parker from Operator III to maintenance at a rate of \$13.00 per hour and move Barry Necaise to Operator III at a rate of \$ 13.00 per hour, with no increase to the budget, as requested by Russell Holliman, Public Works Director.

\* \* \*

Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, authorizing advertising the pavement of the following roads in the amount of \$171,459.71, as requested by Mayor McDermott. PW-5.

- Woodman Ave
- Asnard Street
- Public Works Entrance
- Public Works
- Robinson Street
- Kelly Cove
- Fleitas Ave
- E. Railroad

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### CONSENT AGENDA

Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, declaring the following vehicles listed below located at the Police Department (200) as surplus to be disposed of and removed from City inventory and insurance, as requested by Police Chief Hendricks.

- 2009 Ford F150 VIN# 1FTRF12265NB70187
- 2009 Ford Crown Victoria # 2FAFP71V38X168856
- 2006 Ford Crown Victoria # 2FAFP71V48X132061

\* \* \*

Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, declaring the following items listed below located at Public Works as surplus/disposal and remove from City inventory. Items are broken and not repairable, as requested by Russell Holliman, Public Works Director. CA-2.

- |                                       |               |
|---------------------------------------|---------------|
| ▪ Porter Cable Tool Kit Combo         | Asset # 02047 |
| ▪ Tool box from Toyota Tacoma unit #5 | No Asset      |

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### CLAIMS DOCKET

Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved Claims Docket in the amount of \$333,679.12. CD-1.

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

\* \* \*

Upon motion of Alderwoman Charlot, seconded by Alderman Torgeson, the Board approved unanimously, request from Selah Yoga for use of and waiver of rental fee at Memorial Park on Saturday, November 10, 2018 from 3:30 p.m. to 5:30 p.m. to hold donations only yoga class to raise funds for the victims of the Tallahassee, FL yoga studio shooting, this bringing favorable notice to the resources and opportunities of the City, as requested by Alderwoman Charlot. AD-1.

\* \* \*

Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, request from Pass Christian Elementary School for use of and waiver of rental fee at Memorial Park on Saturday, November 10, 2018 from 7:00 a.m. to noon for Fun Run K-5 students,

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this bringing favorable notice to the resources and opportunities of the City, as requested by Payton Ragon, PCES Representative. AD-2.

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Upon motion of Alderman Torgeson, the Board approved unanimously, to go into Closed Session to discuss Harbor Department issue, as requested by Harbormaster Davis.

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

\* \* \*

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

\* \* \*

Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, for Harbormaster Davis and City Attorney to review the 17 boat owner cases, who did not remove vessels during mandatory evacuation for the threat of Hurricane Michael, make a report and make recommendations at the next Mayor and Board of Aldermen meeting on November 20, 2018.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, to recess at 7:27 p.m. until the next Mayor and Board of Aldermen meeting on November 20, 2018.

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\_\_\_\_\_  
Mayor

11-20-018 \_\_\_\_\_  
Date

\_\_\_\_\_  
City Clerk

11-20-018 \_\_\_\_\_  
Date