

CITY OF PASS CHRISTIAN, MISSISSIPPI

MINUTE BOOK 119

REGULAR MEETING

APRIL 16, 2019

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, Alderwoman Regina Charlot (6:02 p.m.), Alderman Buddy Clarke, Alderman Victor Pickich, Police Chief Hendricks, Attorney Malcolm Jones and City Clerk Marian Governor

ABSENT: Alderman Anthony Hall

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, hearing from Betty Sparkman in reference to Art in the Pass 2019, as requested by Mayor Chipper McDermott.

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Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, minutes of the April 2, 2019 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 Clarke, seconded by Alderwoman Charlot, the Board approved unanimously, declaring Thursday, May 2, 2019, National Prayer Day in Pass Christian, allowing the use of the City Court Yard/Court Room, the use of podium and sound system at noon, this bringing favorable notice to the resources and opportunities of the City, as requested by Jessie McBride.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, request from Mississippi Organ Recovery Agency for the use of and waiver of fees at Memorial Park for their annual 100 Hero bike ride to raise awareness for organ, eye, and tissue donations, to be held on Saturday, March 7, 2020 at 7:00 a.m., this bringing favorable notice to the resources and opportunities of the City, as requested by Trisha Bryd, Community Outreach Coordinator. A-4.

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Upon motion of Alderwoman Charlot, seconded by Alderman Clarke, the Board approved unanimously, Tee Box donation in the amount of \$100.00 for Knights of Peter Claver 6th Annual Sickle Cell Foundation Golf Tournament, this bringing favorable notice to resources and opportunities of the City, as requested by Mayor McDermott. A-5.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, agreements with Local Government Services for the lump sum of \$5,500 plus pre-approved out-of-pocket expenses to assist City in reviewing and providing consultation services concerning proposed Cable Television Ordinance for Franchise Agreement from Telepak LLC (\$3,000.00) (Greg Fender) and renewal of AT &T (\$2,500.00), as recommended by Marian Governor. Based upon his preliminary review, Mr. Fender has recommended that the City not approve the Cable Television Agreement as proposed, but authorize his firm to negotiate more suitable and beneficial terms for the City. A-6.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, authorizing advertising for City Depository as required by law, as requested by Marian Governor, City Clerk.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, appointing Jenny Nicaud as Municipal Judge Pro Tem, as requested by Malcolm Jones, City Attorney.

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PLANNING DEPARTMENT

Upon motion of Alderman Clarke, seconded by Alderwoman Charlot, the Board approved unanimously, City Planner's recommendation to approve a Re-Subdivision Application PD-16-2019, at 300 Fairway Drive, Tax Parcels #0212P-02-063.001 & 0212P-02-063.000. Donald H & Anne M Hardenstein propose combining the two lots into one, as requested by Danit Simon, City Planner. PD-1.

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Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, Pass Christian Tree Board's recommendation to *approve* Sean Anthony's (as agent of James Development) request to remove one live oak tree at 0 Lang Avenue, Parcel #0413C-02-007.000, Lot 4, as requested by Danit Simon, City Planner. PD-2.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, Pass Christian Tree Board's recommendation to approve Dorrie Forbess request to remove two dying live oak tree at 445 E 2nd Street, as requested by Danit Simon, City Planner. PD-3.

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COMMUNITY DEVELOPMENT DEPARTMENT

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, authorizing William Hansel to volunteer in the Community Development Building Maintenance Office and authorize use of City vehicle, as requested by Russell Holliman and Joel Sims, Community Development Director.

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HARBOR DEPARTMENT

Upon motion of Alderman Clarke, seconded by Alderwoman Charlot, the Board approved unanimously, purchase of 680 Stainless Steel wedge anchor bolts from Cornett Bolt and Screw in the amount of \$7,613.00, to be used for installation of cleats in the East Harbor to be paid out of 489-751-911, as requested by Harbor Master Tiller. H-1.

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RECREATION DEPARTMENT

Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, Pass Christian Elementary School and Delisle Elementary School request to host their 2019 field days at the city sports complex on Fleitas Avenue. PCES would use it May 16, 2019 and DES would use it May 17, 2019, this bringing favorable notice to the resources and opportunities of the City, as requested by Bret Bentz, Recreation Director.

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CONSENT AGENDA

Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, Marian Governor, City Clerk to attend the State Revolving Loan Fund Workshop in Madison, Ms. on April 30, 2019 with no registration fee, lodging \$182.00, per diem of \$51 and use of City vehicle. (Will already be attending the Clerk's spring conference on Wed thru Friday in Clinton) CA-1

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to send Joel Sims to a 4 day, 2019 Building Officials Association Summer Conference from June 10 – 14, 2019 in Biloxi, MS. Cost of conference will be \$150.00 and use of city vehicle, as requested by Joel Sims, Community Development Director. CA-2.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to send Inv. Kyle Broadus, Inv. Barry Smith and Evidence Technician Connie Hall to a NamUs training class May 16, 2019 held in Gulfport. 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, accepting Oath of Office from George Bryan as Police Officer, as requested by Dawn Sanders, Deputy City Clerk. CA-4.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, accepting Oath of Office from Steven Holmes as Police Officer, as requested by Dawn Sanders, Deputy City Clerk. CA-5.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, declaring the following items as surplus: 2019 T-Ball Uniforms (27) uniforms consist of hat, shirt, pants, socks, & belt. 2019 Softball Uniforms (10) Uniforms consist of shirt, pants, belt, socks, as requested by Bret Bentz, Recreation Director.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, declaring and disposing of the following item located at City Hall and remove from City inventory. Item is broken and cannot be repaired, as requested by Dawn Sanders, Deputy City Clerk. CA-7.

- Tag# 1428 Cash Register Printer (Deputy City Clerk's)

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to declare the following items listed below as surplus. Items are old, obsolete, or defective and will be wiped, donated or scrapped, as requested by Shawn Jerone, IT Director. CA-8.

- Iphone 6 Tag # 02036
- Iphone 6 Tag # 01893

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, receiving monthly Budget Report for March 2019 from City Clerk, as requested by Marian Governor, City Clerk. CA-9.

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CLAIMS DOCKET

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved Claims Docket in the amount of \$137,432.50. CD-1.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, to accept addendum.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously donation in the amount of \$125.00 to the Pass Christian Historical Society, Garden Party & Home Tour, May 5, 2019, 2:00 p.m. to 5:00 p.m., this bringing favorable notice to the resources and opportunities of the City, as requested by Chipper McDermott, Mayor. AD-1.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, going into Executive Session to discuss strategy sessions or negotiations for pending litigation by Jason Edmonds and Chris Weiss for FLSA and Breach of Contract claims in Circuit Court in Harrison County, MS, that would have a detrimental effect on the City's position in defending such claims, as requested by Malcolm Jones, City Attorney.

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

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, to authorize City Attorney to reject offer made concerning litigation by Jason Edmonds and Chris Weiss for FLSA and Breach of Contract claims in Circuit Court in Harrison County, MS.

Alderman Torgeson	Aye
Alderman Hall	Absent
Alderman Clarke	Aye
Alderman Pickich	Aye
Alderwoman Charlot	Aye

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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, going into Executive Session to discuss strategy sessions or negotiations for prospective litigation by Paul Barber at 305 and 308 Baywood Drive concerning the City's vacation by Ordinance of a portion of the cul-de-sac of Baywood Drive, which may have a detrimental effect on the City's position in defending such claim, as requested by Malcolm Jones, City Attorney.

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

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board rejected the request by Paul Barber at 305 and 308 Baywood Drive to rescind the City's vacation by Ordinance of a portion of the cul-de-sac of Baywood Drive.

Alderman Torgeson	Aye
Alderman Hall	Absent
Alderman Clarke	Recused
Alderman Pickich	Aye
Alderwoman Charlot	Aye

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Alderman Clarke returned to the meeting.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, to adjourn at 7:03 p.m.

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Mayor

5-7-2019
Date

City Clerk

5-7-2019
Date