

CITY OF PASS CHRISTIAN, MISSISSIPPI

MINUTE BOOK 117

REGULAR MEETING

FEBRUARY 5, 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, 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 Hall, seconded by Alderman Torgeson, the Board approved unanimously, minutes of the January 14, 2019 Special Mayor and Board of Aldermen meeting, as requested by Dawn Sanders, Deputy City Clerk. A-1.

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Upon motion of Alderman Hall, seconded by Alderman Pickich, the Board approved unanimously, minutes of the January 15, 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 Hall, seconded by Alderman Torgeson, the Board approved unanimously, to table ratifying proclamation to declare January 2019 as Human Trafficking Awareness Month for the City of Pass Christian, as requested by. Kristen Richardson Borguezan, Regional Director. A-3.

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Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, requests from The Krewe of Blarney for 24TH Pass Christian St. Patrick Day Parade on Saturday, March 16, 2019 starting at 1:00 p.m., followed by a block party on East Scenic between the hotel and Bacchus from 3:00 p.m. to 5:00 p.m., closing off street between Market and the Blue Rose on East Scenic, this bringing favorable notice to the resources and opportunities of the City, as requested by Babs Robie. A-4.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, request from the Temple Christian Academy for the use and waiver of fees at Memorial Park on Friday, March 29, 2019 from 9:00 a.m. to 2:00 p.m. for a field trip for approximately 30 students, this bringing favorable notice to the resources and opportunities of the City, as requested by Heather, Representative. A-5.

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Upon motion of Alderwoman Charlot, seconded by Alderman Torgeson, the Board approved unanimously, request from Pass Christian Garden Clubs to ask the Gulf Coast Council of Garden Clubs to allow the City Hall Complex to be the Pass portion of this year's Pilgrimage on Wednesday, March 27, 2019 from 1:00 p.m. to 3:00 p.m. The Art Association is planning a garden themed art exhibit in the conference room, as requested by Wendy Allard, Garden Club/Library. A-6.

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Upon motion of Alderman Hall seconded by Alderman Clarke, the Board approved unanimously, temporary lease agreement with Cellular South Real Estate, Inc. for the use of surplus City property near intersection of Woodman Avenue and E. Second Street for location of Cell on Wheels during 2019 Mardi Gras parade for the lump sum of \$2,500.00, as requested by Malcolm Jones, City Attorney. A-7.

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Upon motion of Alderwoman Charlot, seconded by Alderman Torgeson, the Board approved unanimously, City Attorney to participate in telephonic seminar concerning the development and regulation of Airbnb and short-term rental laws on February 27, 2019, with the Rossdale CLE Center for the sum of \$129.00 to provide information to City Planner and Code Official for proposed new ordinances on this subject. A-8.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, re-appointing Craig Steenkamp to the Zoning Board of Adjustments, term ending January, 2022, as requested by Mayor, Chipper McDermott.

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Upon motion of Alderwoman Charlot, seconded by Alderman Torgeson, the Board approved unanimously, re-appointing Margaret Jean Kalif and Steve Hunter to the Pass Christian Planning Commission, term ending January 2023, as requested by Chipper McDermott, Mayor.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, declaring School Board member Avra O'Dwyer's term up March 1, 2019 and advertise for the position, as requested by Mayor McDermott.

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Upon motion of Alderman Clarke, seconded by Alderman Hall, the Board approved unanimously, accepting a bench donation and redoing the Butterfly Garden, valued at approximately \$2,500.00, from the Pass Christian Garden Club to the Beautification Department, as requested by PC Garden Club.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, request to pay all City personnel overtime for the 2019 Mardi Gras Pass Parade, as requested by Marian Gest, City Clerk.

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Upon motion of Alderwoman Charlot, seconded by Alderman Clarke, the Board approved unanimously, authorizing Mardi Gras vendors with valid permits to use space at the Second Street Pavilion area, if they so desire, for a fee of \$50 per space for the 2019 Mardi Gras Parade. The establishment of spaces to be rented and allocation of same will be on a first come-first serve basis.

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, purchases of supplies for the March 3, 2019 Mardi Gras parade authorized by Section 17-3-1 which allows advertising and promotional expenditures to advance the moral, financial and other interest of the municipality, for Public entertainment, this bringing favorable notice to the resources and opportunities of the City not to exceed \$300.00, as requested by Marian Gest, City Clerk.

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Upon motion of Alderman Clarke seconded by Alderman Pickich, the Board approved unanimously, hiring Liz Paille as Administrative Floater, at a rate of \$10.00 per hour, effective February 11, 2019, as requested by Marian Gest, City Clerk.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, transferring \$60,000 from the Water Dept. Credit Card Clearing, Hancock Bank Account no 61192167 to the Water Dept. Operating Hancock Bank Account no. 12594900 for payments settled through credit card payments through 12/31/2018, as requested by Marian Gest.

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, opening a separate bank account to be used solely for the funds received from Senate Bill 2002, 2018 First Extraordinary Session at Hancock Bank. A-18.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, purchase of new IT servers from Dell at a cost of \$9,912.20 and amend budget line item 117-105-919. (Tyler software will no longer support server 2008 and requires us to update to server 2016), as requested by Marian Gest, City Clerk. A-19.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, the 2019 projected plan for state fire rebate fund monies as reported on the attached 2018 annual report and amend budget as follows: A-20.

- 116-220-610 increase \$ 5,500.00
- 116-220-919 increase \$46,309.49

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PLANNING DEPARTMENT

Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, Planning Commission's recommendation to *approve* Warrant Application PD-4-2019, City of Pass Christian, 125 Church Avenue, Parcel #0313G-05-010.000, Warrant Application for a Dog Park on a section of the parcel fronting St. Louis Street (west of Trinity Episcopal Church), with the conditions that (1) the Lease Agreement is executed and (2) the rules governing the park are approved by the Mayor and Board of Aldermen, in the T5C Mixed Use Zone with a Civic Buildings Overlay, as requested by Danit Simon, City Planner. PD-1.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, to open holding a Public Hearing to review the Planning Commission's recommendation to *deny* Application PD-1-2019, Harold H Jr & Linda Dawley & Yelwad Revocable Trust, 0 Henderson Avenue & 0 Clarence Avenue, Parcel #0313C-02-004.000 & 0313C-02-021.000, Planning Commission Approval for Boat & RV Storage Use, in the T4L Limited Mixed-Use Zone, as requested by Danit Simon, City Planner. PD-2.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, to close holding a Public Hearing to review the Planning Commission's recommendation to *deny* Application PD-1-2019, Harold H Jr & Linda Dawley & Yelwad Revocable Trust, 0 Henderson Avenue & 0 Clarence Avenue, Parcel #0313C-02-004.000 & 0313C-02-021.000, Planning Commission Approval for Boat & RV Storage Use, in the T4L Limited Mixed-Use Zone, 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, to *deny* Application PD-1-2019, Harold H Jr & Linda Dawley & Yelwad Revocable Trust, 0 Henderson Avenue & 0 Clarence Avenue, Parcel #0313C-02-004.000 &

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0313C-02-021.000, Planning Commission Approval for Boat & RV Storage Use, in the T4L Limited Mixed-Use Zone.

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Alderman Clarke recused himself at this time during the meeting.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, to open Public Hearing to review the Planning Commission's recommendation to *approve* Application PD-2-2019, David Adams as agent of Charles A Cox Jr, 531 Espy Avenue, Parcel #0412H-02-001.002, Re-Subdivision Application to divide one lot into two, and Planning Commission Approval for Mechanical Shop Use, in the G3 Intended Growth Sector with the following conditions: (1) Each lot must have 25-feet of the access route from Espy Avenue; (2) A City Privilege License must be obtained; (3) Outdoor storage of any kind is prohibited; (4) A maximum of ten vehicles, boats and trailers may be parked on the property, in the Third Layer only (after the first 20-ft of the shop), as requested by Danit Simon, City Planner. PD-3.

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Upon motion of Alderman Pickich, seconded by Alderman Torgeson, the Board approved unanimously, to close Public Hearing to review the Planning Commission's recommendation to *approve* Application PD-2-2019, David Adams as agent of Charles A Cox Jr, 531 Espy Avenue, Parcel #0412H-02-001.002, Re-Subdivision Application to divide one lot into two, and Planning Commission Approval for Mechanical Shop Use, in the G3 Intended Growth Sector with the following conditions: (1) Each lot must have 25-feet of the access route from Espy Avenue; (2) A City Privilege License must be obtained; (3) Outdoor storage of any kind is prohibited; (4) A maximum of ten vehicles, boats and trailers may be parked on the property, in the Third Layer only (after the first 20-ft of the shop), as requested by Danit Simon, City Planner. PD-3.

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Upon motion of Alderman Clarke, seconded by Alderman Pickich, the Board approved unanimously, to table and send back to the Planning Commission Application PD-2-2019, David Adams as agent of Charles A Cox Jr, 531 Espy Avenue, Parcel #0412H-02-001.002, Re-Subdivision Application to divide one lot into two, and Planning Commission Approval for Mechanical Shop Use, in the G3 Intended Growth Sector with the following conditions: (1) Each lot must have 25-feet of the access route from Espy Avenue; (2) A City Privilege License must be obtained; (3) Outdoor storage of any kind is prohibited; (4) A maximum of ten vehicles, boats and trailers may be parked on the property, in the Third Layer only (after the first 20-ft of the shop).

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Alderman Clarke returned to the meeting.

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, authorizing the following requests for Art in the Pass (April 5-7th, 2019), this bringing favorable notice to the resources and opportunities of the city as requested by Mary-Catherine Scriber, Event Coordinator, Pass Christian Main Street.

- Closing Scenic Drive from Fleitas Avenue (both ways) to just east of the Pass Books parking lot (Access will be allowed for residents living within this area.)
- Police and Fire Department presence throughout the event (Evening security will be hired)
- Traffic control/pedestrian crossing assistance at US 90 and Davis Avenue as needed during festival hours (10 am – 5 pm)
- Use of digital sign at US 90 and Davis Avenue
- Permission to designate parking areas North of the tennis courts along Fleitas;
- primarily for Artist parking area
- Permission to mark “Handicap Parking Only” along NE corner of the Park and in front of the Boy Scout hut.
- Barricades
- Trash receptacles with bags, and replacement bags
- Transporting and set up of wooden stage
- Use of City dumpster for trash disposal
- Permission to use City Entertainment Stage
- Sound system
- Permission to place festival signs around the City beginning on March 28, 2015
- Permission for festival committee to use several golf carts/utility carts on and around the Park grounds (consideration will be given to weather conditions)
- Mowing the Park a day or two prior to tent set-up
- Marking sprinkler heads and lines for the larger tent sites
- Sprinklers turned off during the event
- Fire ant treatment of the entire park up to a month in advance of the Festival
- Use of East Harbor parking lots and Pavilion parking lot for Festival parking (sufficient parking will be reserved for harbor business/boat owners/fishermen)
- Installation of water/hose connects on fire hydrants along Fleitas.
- Other resources as needed and approved by the Mayor

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, the Department of Marine Resources', Celebrate the Gulf Festival, to be held in conjunction with Art in the Pass on April 6th, 2019 (Saturday only) and the following requests, this bringing favorable notice to the resources and opportunities of the City, as requested by Mary-Catherine Scriber, Event Coordinator, Pass Christian Main Street.

- Permission to hold a youth fishing rodeo from 8-10 am at the harbor
- Use of pier/slips to dock and board two vessels in the harbor (one schooner and one GCRL boat)

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, adopting a resolution which is required by the Harrison County Board of Supervisors from the municipality requesting the usage of the large county tent for Art in the Pass and Jazz in the Pass for the 2019 festivals, as requested by M-C Scriber, Main Street Director. MS-3.

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WATER DEPARTMENT

Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, WPSCO Invoice # 16455 in the amount of \$1176.00 for September 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 requested by WPSCO. W-1.

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FIRE DEPARTMENT

Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, request to award the brick contracting for the front of Station One to Manning Restorations in the amount of \$11,452.00. The funds will be out of capital improvement. (Rischel Services withdrew their bid)

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, request to award the paint contracting for the front of Station One to Manning Restorations in the amount of \$2,650.00.

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HARBOR DEPARTMENT

Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, bid from Pavement Marking & Maintenance for pavement re-striping in the west harbor for \$3,255.00, to be paid out of 489-751-911, as requested by Harbormaster Tiller. H-1.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, request to refund \$2,198.90 to Ha V Nguyen for slip rental C-414 refund due to vessel being sold on 1/29/19 to close the account out, as requested by Harbormaster Tiller. H-2.

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POLICE DEPARTMENT

Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, accepting donation of \$2,000.00 from the Pass Christian Rotary Club to enhance drone for the Pass Christian Police Department, amend 001-200-919, as requested by PC Rotary Club.

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Upon motion of Alderman Hall, seconded by Alderman Clarke, the Board approved unanimously, ratifying accepting letter of resignation from Officer Mickey Moran effective Friday, January 18, 2019 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.

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The Board took no action, on accepting letter of resignation from Reserve Officer Lisa Bradley effective February 8, 2019 and to remove her from the Part Time List, as requested by Police Chief Hendricks. P-3.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, recommendation of hiring William Brett to fill the existing vacancy in patrol with hire date of February 6, 2019 and a starting salary of \$32,152. He is already certified and has taken and passed the civil service exam. Position has a one year probationary period, as requested by Police Chief Hendricks.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, to go into Executive Session to discuss recommendation of hiring Jeffrey Hendrix to fill the existing vacancy in patrol with hire date of February 6, 2019 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.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, to come out of Executive Session to discuss recommendation of hiring Jeffrey Hendrix to fill the existing vacancy in patrol with hire date of February 6, 2019 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.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, the hiring Jeffrey Hendrix to fill the existing vacancy in patrol with hire date of February 6, 2019 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.

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PUBLIC WORKS DEPARTMENT

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, ratifying accepting resignation from Stanley Christmas effective January 24, 2019, as requested by Marian Gest, City Clerk. PW-1.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, to hire Robert Riesenbeck as Equipment Operator I, effective February 6, 2019 at a rate of \$10.00 an hour, as requested by Russell Holliman, Public Works Director.

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, request to have a dead oak tree in War Memorial Park removed by Contractor Bob Cat Tree Services for the sum of \$3,000.00, as requested by Russell Holliman, Public Works Director.

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RECREATION DEPARTMENT

Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, recommendation to hire Fay Hogan for gatekeeper effective January 30, 2019 - March 2, 2019 for the 2019 Basketball Season at a starting game rate \$10.00 per hour, as requested by Bret Bentz, Recreation Director.

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CONSENT AGENDA

Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, to send Eddie Walley to MSFA for FF1001-II. Class will be from February 25, 2019 to April 11, 2019. Cost of class is \$500.00, per diem of \$735.00 and use of city vehicle, as requested by Fire Chief Gordon. CA-1.

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Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, to send Sergeant Kyle Craig and David Hart to a one-day CRASE Train the Trainer class held February 8, 2019 in Purvis, MS. Tuition is free and use of a City vehicle, as requested

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by Police Chief Hendricks. CA-2.

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Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, payment of the following A. Garner Russell & Associates, Inc. invoices totaling \$557.50, as recommended by City Engineer. CA-3.

▪ Invoice	22743	\$ 162.50	Tidelands 2018
▪ Invoice	22744	\$ 65.00	Tidelands 2019
▪ Invoice	22745	\$ 330.00	614 East Second Street Drainage

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Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, to remove the following items from Fire Dept. inventory due to damaged requiring disposal, as requested by Fire Chief Gordon. CA-4.

00562	42" Shop Fan Sta.2	00562	Utili-Tech
00582	PW9024-Generator	00582	Homelite
03701	Air Compressor	03701	Central Pneu.

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

- Tag# 3533 (7) 60" Round White Plastic Tables
- Tag#1570 (3) Rectangle White Plastic Tables
- Tag#1569 (6) White Plastic Chairs

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Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, declaring the following items in the Recreation Department as surplus and disposal and remove from city inventory, as requested by Brett Bentz, Recreation Director.

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|----------------------------------|-----------------------------------|
| - (20) 2018 Tennis Shirts | - (65) 2018 Cheerleading Uniforms |
| - (40) 2018 Flag Football Shirts | - (85) 2019 Basketball Jerseys |
| - (100) 2018 Football Jerseys | - (42) 2019 Soccer Jerseys |

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CLAIMS DOCKET

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved Claims Docket in the amount of \$238,785.34 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 Alderman Clarke, the Board approved unanimously, request from William Scarborough to crediting the \$100.00 utility fee only from his slip rental agreement on the skiff pier for bait shop when it is unoccupied, as requested by Harbormaster Tiller.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, hiring Randy Bryant as Operator/Irrigation Tech for Beautification Department, at a rate of \$10.00 per hour, effective February 6, 2019, as requested by Beautification Director, Kirk Ladner.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, to go into Executive Session for discussion on personnel issue at the Police Department.

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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 Alderwoman Charlot, the Board approved unanimously, to follow recommendation of Police Chief Hendricks and to suspend Sergeant Sullivan for one day and to extend his probation for six months.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, to recess at 7:07 p.m. until the Tuesday, February 19, 2019 Regular Mayor and Board of Aldermen meeting.

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Mayor

2-19-2019
Date

City Clerk

2-19-2019
Date