

CITY OF PASS CHRISTIAN, MISSISSIPPI

MINUTE BOOK 119

REGULAR MEETING

MAY 21, 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, Assistant Police Chief Freeman, Attorney Malcolm Jones and City Clerk Marian Governor

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

ADMINISTRATIVE

Upon motion of Alderman Clarke, seconded by Alderman Hall, the Board approved unanimously, minutes of the May 7, 2019 Regular Mayor and Board of Aldermen meeting, as requested by Dawn Sanders, Deputy City Clerk. A-1.

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Upon motion of Alderwoman Charlot, seconded by Alderman Torgeson, the Board approved unanimously, ratifying request to waive fees for PCES for the use of Memorial Park on Monday, May 13, 2019, from 10:00 a.m. to 4:00 p.m. for approximately 147 students, this bringing favorable notice to the resources and opportunities of the City, as requested by Charlene Stevens, PCES Representative. A-2.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, allowing Jenny Nicaud with Nicaud Foods to hold Independence Day Parade with Band to begin at 4:30 p.m. at Bacchus on the Beach Restaurant on Scenic Drive as provided in the attached application between Davis Avenue to City Hall on July 4, 2019, with a request for police assistance for safety and traffic control and use of barricades for street closings and a waiver of liability insurance requirement with the Mayor authorized to take such other action as shall be required for these purposes, this bringing favorable notice to the resources and opportunities of the City, as requested by Jenny Nicaud, Representative. A-3.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, MOU with Ability Works, Inc. to have a part time Intern work from June, 2019 through July, 2019 codifying the Ordinance Books. The intern's wages and workers compensation will be paid through Ms. Department of Rehabilitation Services, as requested by Marian Governor, City Clerk. A-4.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, to table budget adjustment to move funds from Recreation Department to

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Administration for employee expenses of administrative floater. There is no increase to budget just moving funds from one line item to another, as requested by Marian Governor, City Clerk. A-5.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, to move to the end of Administration, ratifying revised Main Street Agreement with the City of Pass Christian and to authorize payment to Main Street for January 2019 thru September 2019 in the amount of \$12,500.00. The City will no longer have an agreement with Main Street effective September 30, 2019, as requested by Marian Governor, City Clerk. A-6.

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, ratifying declaration of emergency for removal and replacement of two existing 4” sewer check valves in Lift Station No. 31 at the intersection of Menge Avenue and East North Street and ratify contract for repair with DNA Underground, LLC. (Dustin Gartman) as provided in the quote attached with City providing two check valves in the approximate sum of \$1,570 through WPSCO and DNA Underground to provide labor and miscellaneous materials for work to effectively maintain sewer collection facilities in the amount of \$4,850.00. The City finds that the immediate repair of the City’s sewer lift station is necessary for the protection of the public’s health and safety; the delay that incident to advertisement for solicitation for competitive bidding will have an adverse impact upon governing authorities of the City and citizens thereof, as recommended by Bob Escher, City Engineer. A-7.

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Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, authorizing Mayor and City Clerk to execute Quitclaim Deed for past due Tax Sale Deed to current owner of property for Tax Parcel No. 0312M-03-010.000 in the amount of \$166.74, as requested by Malcolm Jones, City Attorney. A-8.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, authorizing Mayor and City Clerk to execute Quitclaim Deed to current owner for Tax Parcel No. 310N-02-017.000 for past due tax sale in the amount of \$193.30, as requested by Malcolm Jones, City Attorney. A-9.

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Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, renewal of Annual Unit Price Repair Contract for Utilities and Drainage with DNA Underground, as requested by Bob Escher, City Engineer. A-10.

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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 Hall, the Board approved, to revised Memorandum of Agreement with City of Long Beach and Harrison County for Beatline Parkway project, as requested by Malcolm Jones, City Attorney. A-11.

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Alderman Clarke returned to the meeting.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, to discuss authorizing City Attorney to file claim against Delta Directional Boring to recoup boring damages on North Street, as requested by Mayor McDermott.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved, to go into Executive Session to discuss authorizing City Attorney to file claim against Delta Directional Boring to recoup boring damages on North Street.

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

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Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved, authorizing City Attorney to file claim against Delta Directional Boring to recoup boring damages on North Street.

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

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Alderman Clarke recused himself at this time during the meeting.

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PLANNING DEPARTMENT

Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved, Planning Commission's recommendation to approve Warrant Application PD-23-2019, Travis March as agent of Blair F & Lydia K Scanlon, 125 Birch Drive, Parcel #0312M-01-086.000,

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Warrant request to access under house parking through the front façade with garage doors and screening, and for dormer windows with a 2:12 roof pitch, in the T3R Single-Family Residential Zone, as requested by Danit Simon, City Planner. PD-1.

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Alderman Clarke returned to the meeting.

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Upon motion of Alderman Torgeson, seconded by Alderman Hall, the Board approved unanimously, Planning Commission's recommendation to approve Warrant Application PD-24-2019, Henry H Furr as agent of Richard T & Jeri Lynne Foley, 1020 E 2nd Street, Parcel #0412P-04-017.000, Warrant request for a 4:12 roof pitch for an addition to the house (Principal Structure) and for all Outbuildings including a workshop, in the T3R Single-Family Residential 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, Planning Commission's recommendation to approve Warrant Application PD-26-2019, Robert E & Kimberly S Alsobrooks, 104 Barkley Drive, Parcel #0313L-02-011.000, Warrant request to access under house parking through the front façade with garage doors and screening, in the T3R Single-Family Residential Zone, as requested by Danit Simon, City Planner. PD-3.

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Upon motion of Alderman Torgeson, seconded by Alderwoman Charlot, the Board approved unanimously, the Pass Christian Tree Board's recommendation to approve Donovan Hays' request to remove one dying live oak tree at 220 Clarence Avenue, as requested by Danit Simon, City Planner. PD-4.

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FIRE DEPARTMENT

Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, request to promote FF Andy Purchner to Lieutenant since passing the Lieutenants exam on May 1, 2019. His salary will increase to \$36,786.38 effective May 22, 2019, as requested by Fire Chief Dwight Gordon.

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HARBOR DEPARTMENT

Upon motion of Alderman Torgeson, seconded by Alderman Clarke, the Board approved unanimously, Extended Maintenance Agreement for the harbor skid steer for the price of \$2,500.00 to be paid out of Contractual Repairs and Maintenance (480-751-635) for a period of

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24 months or 500 hours and that will cover power train and hydraulics from Puckett Rentals, as requested by Harbor Master Tiller. H-1.

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Upon motion of Alderman Clarke, seconded by Alderwoman Charlot, the Board approved unanimously, hiring Dakota Darty to fill the existing full time vacancy in harbor patrol effective May 22, 2019 with a rate of pay of \$9.00 per hour, as requested by Harbor Master Tiller.

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Upon motion of Alderman Clarke, seconded by Alderman Torgeson, the Board approved unanimously, awarding bid for Unit Price Pier Repair Project Phase II to David Rush Construction LLC, the lowest and only responsive bid for a sum of \$100,970.00, amend the budget accordingly, as recommended by Bob Escher City Engineer. H-3.

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PUBLIC WORKS DEPARTMENT

Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, request to hire Anthony Smith for the Operator I position at the Public Works Department at a rate of \$10.00 an hour and a starting date May 22, 2019, pending urinalysis, as requested by Russel Holliman, Public Works Director.

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CONSENT AGENDA

Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, request to send Officer Kyle Michael to a four-day K9 Annual Recertification Training Class held June 25-28, 2019 in Abbeville, LA. Tuition is \$575.00, lodging \$80.00 and per diem \$164.00, 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, request to send FF Jason Windham to Chemistry of Haz-Mat: Fire Chem I at MSFA. In Jackson, MS from June 3-13, 2019. Cost of class is \$535.00, per diem of \$231.00 and use of city vehicle, as requested by Fire Chief Gordon. CA-2.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, resolution appointing an Alderman to represent the City of Pass Christian as our Voting Delegate and Alderman as First Alternate for the MML 2019 Election of MML 2nd Vice

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President. CA-3.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, appointing Alderman Hall to represent the City of Pass Christian as our Voting Delegate and Alderwoman Charlot as First Alternate for the MML 2019 Election of MML 2nd Vice President. CA-3.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, declaring the items listed below located at the Harbor (751) as surplus. Items are worn out or broken, not repairable and will be disposed of in the trash, as requested by Harbor Master Tiller. CA-4.

- o Three pick-up tools Asset# 02054 replaced 5/7/19

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, payment of the following Overstreet & Associates invoices totaling \$4,577.50, as recommended by Bob Escher, City Engineer. CA-5.

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|-----------|------|-------------|---------------------------|
| ▪ Invoice | 1113 | \$ 1,575.00 | Ann. Unit Price Repair |
| ▪ Invoice | 1114 | \$ 1,875.00 | FY 2019 Tidelands |
| ▪ Invoice | 1115 | \$ 1,127.50 | City Engineering Services |

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, receiving monthly Budget Report for April 2019 from City Clerk, as requested by Marian Governor, City Clerk. CA-6.

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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 \$108,020.71. CD-1.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, to accept addendum and add item AD-3.

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Upon motion of Alderman Hall, seconded by Alderwoman Charlot, the Board approved unanimously, City Saxophone sponsorship of \$250.00 to Jazz in the Pass, May 26, 2019, this

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brings 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 Hall, seconded by Alderman Torgeson, the Board approved unanimously, ratifying declaration of emergency to install temporary bypass sewer line from Lift Station #33 in Emerald Oaks Estates Subdivision from Lift Station to Menge Ave. and authorize DNA to repair/replace valves in Lift Station per attached quote in the amount of \$48,496.00. The City will provide two 3" check valves (\$1,400 from Ferguson Waterworks) and pumping services by Danny Miller Plumbing in the amount of \$1,095.00. AD-2.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, allowing the Aldermen to attend annual MML Conference in Biloxi, MS and pay registration fee of \$275 each. AD-3.

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Upon motion of Alderman Torgeson, the Board approved unanimously, to go into Closed Session to discuss personnel matter concerning employee within the Police Department, as requested by Mayor McDermott.

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Upon motion of Alderman Hall, seconded by Alderman Torgeson, the Board approved unanimously, to go into Executive Session to discuss personnel matter concerning employee within 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 Hall, seconded by Alderman Torgeson, the Board approved unanimously, consensus of the Board to accepting resignation/retirement of Police Chief Hendricks effective June 27, 2019, authorize advertising for the position of Police Chief and Assistant Police Chief Freeman will be acting Police Chief until the position is filled.

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

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Upon motion of Alderman Torgeson, the Board approved unanimously, to go into Closed Session to discuss strategy session concerning prospective litigation concerning Main Street Foundation because discussion of the matter in open session would have a detrimental effect on the litigating position of the City, as requested by Malcolm Jones, City Attorney.

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Upon motion of Alderman Torgeson, seconded by Alderman Pickich, the Board approved unanimously, to into Executive Session to discuss strategy session concerning prospective litigation concerning Main Street Foundation because discussion of the matter in open session would have a detrimental effect on the litigating position of the City, as requested by Malcolm Jones, City Attorney.

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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 Hall, seconded by Alderwoman Charlot, the Board approved unanimously, consensus of the Board that the City will approve Main Street Agreement for the month of October 2018 and January 2019 thru September 2019 in the amount of \$1,250.00 per month. At the end of the Agreement in September 2019 the City will no longer have an agreement with Main Street.

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

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

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Mayor

6-4-2019
Date

City Clerk

6-4-2019
Date