#### MUNICIPAL DOCKET REGULAR MEETING OF FEBRUARY 4, 2020 THE MAYOR AND BOARD OF ALDERMEN THE CITY OF LONG BEACH, MISSISSIPPI

5:00 O'CLOCK P.M. LONG BEACH CITY HALL, 201 JEFF DAVIS AVE.

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I.	CALL TO ORDER			
II.	INVOCATION AND PLEDGE OF ALLEGIANCE			
III.	ROLL CALL AND ESTABLISH QUORUM			
IV.	PUBLIC HEARINGS			
V.	ANNOUNCEMENTS; PRESENTATIONS; PROCLAMATIONS			
VI.	AMENDMENTS TO THE MUNICIPAL DOCKET			
VII.	APPROVE MINUTES:			
	1. MAYOR AND BOARD OF ALDERMEN			
	a. January 21, 2020 – Regular			
	2. PLANNING & DEVELOPMENT COMMISSION			
	a. January 23, 2020 – Regular			
VIII.	APPROVE DOCKET OF CLAIMS NUMBER(S):			
	1. 020420			
IX.	UNFINISHED BUSINESS			
Χ.	NEW BUSINESS			
	1. Donation – Santa Sleigh; Walker Rent-All			
	2. Resolution - Request Stage; Harrison County			
	3. Appoint School Board Trustee			
	4. Contract Extension – Pickering Firm			
XI.	DEPARTMENTAL BUSINESS			
	1. MAYOR'S OFFICE			
	2. PERSONNEL			
	a. Fire Department – Step Increase (2)			
	b. Library – Step Increase (2)			
	3. CITY CLERK			
	a. Award Newspaper Publication			
	b. Award City Depository			
	c. Budget Amendment FY 2020; Municipal Court			
	4. FIRE DEPARTMENT			
	5. POLICE DEPARTMENT			
	6. ENGINEERING			
	7. PUBLIC WORKS			
	8. RECREATION			
	9. DERELICT PROPERTIES			
	a. Update 5599 Dauro Road assessed to Michael Kinney			
XII.	REPORT FROM CITY ATTORNEY			
	1. Annexation Update			
	TOTAL (OR) DECEGO			

ADJOURN (OR) RECESS

XIII.

Be it remembered that a regular meeting of the Mayor and Board of Aldermen, Long Beach, Mississippi, was begun and held at 5:00 o'clock p.m., Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, in said City, it being the first Tuesday in February, 2020, and the same being the time, date and place fixed by Laws of the State of Mississippi and ordinance of the City of Long Beach for holding said meeting.

There were present and in attendance on said board and at the meeting the following named persons: Mayor George L. Bass, Aldermen Donald Frazer, Ronald Robertson, Bernie Parker, Kelly Griffin, Timothy McCaffrey, Jr., Mark E. Lishen, Patricia Bennett, Deputy City Clerk Kini Gonsoulin, and City Attorney James C. Simpson, Jr.

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

Alderman Frazer made motion seconded by Alderman McCaffrey and unanimously carried to approve the minutes of the Mayor and Board of Aldermen dated January 21, 2020, as submitted.

Alderman Frazer made motion seconded by Alderman Lishen and unanimously carried to approve the minutes of the Planning & Development Commission dated January 23, 2020, as submitted.

Alderman Griffin made motion seconded by Alderman Frazer and unanimously carried to approve payment of invoices listed in Docket of Claims number 020420.

Alderman Parker made motion seconded by Alderman Robertson and unanimously carried to accept the donation of a Santa Sleigh from Walker Rent-All as described below:

Dear Mayor George Bass and City of Long Beach

It is with great pleasure that my family and I would like to donate the nostalgic Walker Rent-All Santa Sleigh to our beloved city . For eighteen years my family and I have traversed the streets of Long Beach bringing smiles, candy canes , toys and laughter and most importantly the love of Christ to the children, their families and our neighbors. We originally started out just as Santa and some plain clothed elves authentic dressed elves. After that Mrs. Claus decided to join us as well. Soon we had outgrown the small trailer and decided to upgrade to an eighteen passenger bus that was reconfigured into a sleigh. That sleigh led us all over the city. We made great memories in the sleigh. So it is with pleasure that we would like to dedicate this iconic sleigh to the City of Long Beach , MS.

BUS VIN NUMBER 1FTJE34G9MHB33474 MFG DATE JULY 1991

BUS VALUE \$20,000.00

There came on for consideration at a duly constituted meeting of the Board of Aldermen and Mayor of the City of Long Beach held on the 4<sup>th</sup> day of February, 2020, the following Resolution, which was reduced to writing and presented in advance of the meeting for reading and examination:

RESOLUTION SEEKING THE ASSISTANCE OF THE HARRISON COUNTY BOARD OF SUPERVISORS IN USE OF HARRISON COUNTY'S VIEWING STAGE AS A VIEWING STAND FOR TWO ANNUAL EVENTS, "BEACH DAY AT THE WHEEL WAY" ANNUAL EVENT TO BE HELD ON MARCH 7<sup>TH</sup>, 2020, ON THE WEST SIDE OF THE LONG BEACH HARBOR AND "JEEPIN' THE COAST" ANNUAL EVENT TO BE HELD MAY 28<sup>TH</sup> – MAY 30<sup>TH</sup>, 2020, IN THE CITY OF LONG BEACH

WHEREAS, the City of Long Beach and the Board of Supervisors of Harrison County, Mississippi have heretofore entered into an Interlocal Agreement to allow and provide for the exchange of services and the provision of assistance between them on behalf of the citizens of Long Beach and Harrison County; and

WHEREAS, from time to time and on occasion the City has sought the assistance of Harrison County in use of County equipment or facilities, or in paving roads, public parking lots and other public areas in need of repair, and the Harrison County Board of Supervisors has generously responded and complied whenever possible with such requests; and

WHEREAS, the Harrison County Board of Supervisors has in its possession a viewing stand or stage, tent and related equipment suitable to be used as a viewing stand or stage for various public functions and events; and

WHEREAS, in the City of Long Beach there occurs annual events, including but not limited to a Mardi Gras parade, Jeepin' the Coast parade, Cruisin' the Coast parade, in which events draw tourist and others to the downtown area of the City and bring substantial business and public notice of the amenities and business opportunities which exist in the City of Long Beach and is of substantial benefit to the City of Long Beach; and

WHEREAS, the City of Long Beach is without sufficient resources and proper equipment to construct and provide a viewing stand or stage for such parade and events, and such is necessary and desirable for municipal purposes; and

WHEREAS, the City of Long Beach hereby seeks the assistance of the Harrison County Board of Supervisors by requesting the Board of Supervisors allow the use by the City of Long

Beach of its viewing stand or stage for such parade and events for the benefit, protection, health and safety of all citizens of Harrison County.

NOW, THEREFORE, be it resolved by the Board of Aldermen of the City of Long Beach that the Harrison County Board of Supervisors be, and same hereby are requested to provide such assistance as may be available to the City of Long Beach and the citizens of Harrison County by allowing the City the use of its viewing stand or stage, tent and related equipment for use as a viewing stand or stage for various public functions and events.

**BE IT FURTHER RESOLVED,** by the Mayor and Board of Aldermen of the City of Long Beach that we express our appreciation to Supervisor Marlin Ladner and the entire Harrison County Board of Supervisors for any assistance it is able to provide in this request.

The above and foregoing Resolution having been introduced in writing, was first read and considered section by section and then as a whole. This question being put to a roll call vote by the Mayor, the result was a follows:

Alderman Ron Robertson	voted	Aye
Alderman Timothy McCaffrey	voted	Aye
Alderman Kelly Griffin	voted	Aye
Alderman Bernie Parker	voted	Aye
Alderman Mark Lishen	voted	Aye
Alderman Tricia Bennett	voted	Aye
Alderman Donald Frazer	voted	Aye

The question having received the Affirmative vote all the Aldermen present and voting, the Mayor declared the motion carried and the resolution and order adopted and approved this 4<sup>th</sup> day of February, 2020.

George L. Bass, Mayor

ATTEST:

Stacey Dahl, City Clerk

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Alderman Frazer made motion seconded by Alderman Robertson and unanimously carried to re-appoint Timothy Pierce as a Long Beach School Board Trustee with a term ending March 2025.

Alderman Frazer made motion seconded by Alderman Robertson and unanimously carried to table the Contract Extension – Pickering Firm until the February 18, 2020 meeting to review a draft contract provided.

Alderman Parker made motion seconded by Alderman Frazer and unanimously carried to authorize the Mayor to execute the following document accepting right-of-way on Wilkerson Lane:

City of Long Beach

BOARD OF ALDERMEN
Donald Frazer - At-Large
Ronald Robertson - Ward 1
Bernie Parker - Ward 2
Kelly Griffin - Ward 3
Timothy McCaffrey, Jr. - Ward 4
Mark E. Lishen - Ward 5
Patricia Bennett - Ward 6



CITY CLERK TAX COLLECTOR Stacey Dahl

CITY ATTORNEY James C. Simpson, Jr.

December 26, 2019

RE:

Extension of Wilkerson Lane

Long Beach, MS

To Whom It May Concern:

Please accept this letter as evidence that the City of Long Beach, MS hereby accepts the unimproved right-of-way of Wilkerson Lane for approximately 375' north of the current end of asphalt as a public street and intends to provide such maintenance for the road as may be required per the City's standard practices.

Sincerely,

George L. Bass, Mayor

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Based on the recommendations of Department Heads and certification by the Civil Service Commission, Alderman Griffin made motion seconded by Alderman Frazer and unanimously carried to approve the following personnel matters:

Police Department:

- ➤ Termination, Police Officer 1<sup>st</sup> Class Jason Edmonds, effective January 27, 2020 <u>Fire Department</u>:
  - > Step Increase, Firefighter 1st Class Michael Paul, FS-9 I, effective February 1, 2020
  - Step Increase, Firefighter 2<sup>nd</sup> Class Jessie Peterson, FS-9 B, effective February 1, 2020

#### Library:

- Step Increase, Reference Librarian Shannon Bennett, CSA-A-X, effective March 1, 2020
- Step Increase, Children's Librarian Charlene Rayburn, CSA-4-XVII, effective March 1, 2020

Based on the following recommendation of the City Clerk, Alderman Frazer made motion seconded by Alderman Robertson and unanimously carried to contract with The Gazebo Gazette as the City's weekly advertising agent and The Sun Herald for other legal advertisements that require other than weekly publication:

City of Long Beach

BOARD OF ALDERMEN
Donald Frazer - At-Large
Ronald Robertson - Ward 1
Bernie Parker - Ward 2
Kelly Griffin - Ward 3
Timothy McCaffrey, Jr. - Ward 4
Mark E. Lishen - Ward 5
Patricia Bennett - Ward 6



CITY CLERK TAX COLLECTOR Stacey Dahl

CITY ATTORNEY James C. Simpson, Jr.

January 31, 2020

RE: NOTICE TO QUALIFIED NEWSPAPERS

REF: § 21-39-3. Publishing contracts

In municipalities in which there is more than one newspaper qualified to publish legal notices, the governing authorities of such municipality shall enter into a contract for the publication of its proceedings, ordinances, resolutions, and other notices required to be published *only after inviting competitive bids from such newspapers*. Such contracts shall be let to the lowest bidder among them for a period of *not more than twelve months from the date of such contract*. It shall not be necessary, however, that the governing authorities of such municipality advertise its intention to accept such competitive bids but it shall be sufficient if notice thereof in writing be given to all of such newspapers by mail or delivery at least five days prior to the date on which said bids will be received, which said notice shall specify the date on which such bids will be received.

Mayor and Board of Aldermen:

In accordance with the above referenced State Statute, notice for competitive bids was published on December 20, 2019. Bids were opened on January 30, 2020, at 5:00 p.m. One bid was received as follows:

The Gazebo Gazette LLC 300 Davis Avenue, Suite G Pass Christian, MS 39571 S.10 per word for first insertion

Based on the aforesaid bid, I recommend contracting The Gazebo Gazette as the City's weekly advertising agent and The Sun Herald for other legal advertisements that require other than weekly.

Thank you,

Stacey Dahl, City Clerk

201 Jeff Davis • P.O. Box 929 • Long Beach, MS 39560 • (228) 863-1556 • FAX (228) 865-0822 www.cityoflongbeachms.com

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Based on the recommendation of the City's Finance Officer, Alderman Frazer made motion seconded by Alderman Parker and unanimously carried to award the City's Depository to Hancock Bank for the next two years:

**Finance Office** 

# Memo

Mayor and Board of Aldermen

From: Kini Gonsoulin

Date: 1/31/2020

Municipal Depositories Bid 2020

We received three qualified proposals from the following banks:

Hancock Bank The Peoples Bank

The First

After reviewing their submittals, I have determined that although all three institutions have met the required qualifications, my recommendation is to award the City's Depository to Hancock bank for the next two years as they offer the best interest rate.

I would also recommend that The Peoples Bank and The First be considered for any future investment or borrowing needs of the City.

If you have any questions regarding this recommendation, please do not hesitate to ask. Thank you.

Alderman McCaffrey made motion seconded by Alderman Griffin and unanimously carried to approve the following Budget Amendment for Fiscal Year 2020:

#### City of Long Beach

Budget Amendment Request

Fund Name	General Fund		Date	2/4/2020
Department #	125	Budget Entry #		*************************
Department Name	Municipal Court		,	
		Prior		Revised
	Original Budget	Amendments	This Amendment	Budget
Capital Outlay	3.900	-	3,400	7,300
Court Collection Fund			(3,400)	(3,400)

Amendment to budget funds from the Court Collection Fund to replace outdated computers.

Amendment #2

#### Kini Gonsoulin

Emma Ward <emma@cityoflongbeachms.com>

Thursday, January 30, 2020 4:04 PM 'Kini Gonsoulin' budget amendment

From: Sent: To: Subject:

Kini.

I'd like to see if we could move the \$ 3,400.00 from the Municipal Court Collection Fund over to the new computer hardware capital outlay account for the court to purchase our new computers.

Thank you,

Emma Ward

Court Clerk Long Beach Municipal Court 228-865-7840 ext. 6957 emma@cityoflongbeachms.com

The Mayor and Board of Aldermen took up the matter of the public hearing on the property located at 599 Dauro Road, Long Beach, Mississippi, to determine and consider the condition of said property. After conducting the hearing and considering all matters produced there at and after hearing all persons interested and appearing, the Board of Aldermen declared the hearing finally closed. After a discussion of the subject, Alderman Parker offered and moved the adoption of the following Resolution and Order:

RESOLUTION AND ORDER BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF LONG BEACH, MISSISSIPPI ADJUDICATING THE PROPERTY LOCATED AT 5599 DAURO ROAD, LONG BEACH, MISSISSIPPI, TO BE A MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY AND REQUIRING OWNER OF SUCH PROPERTY TO CLEAN SAID PROPERTY.

WHEREAS, the Mayor and Board of Aldermen having made due investigation therefore do now find, determine, declare and order as follows:

- 1. That on complaint and motion of the Governing Authorities of the City of Long Beach wherein lies the property known as 5599 Dauro Road, Long Beach, Mississippi, (hereinafter referred to as the subject parcel), and after discussion of same, the Mayor and Board of Aldermen, at its regular meeting of October 15, 2019, on its own motion did set a hearing to determine whether or not the subject parcel, in its then condition, was in such a state of uncleanliness as to be a menace to the public health and safety of the community in accordance with Miss Code Annotated Section 21-19-11, as amended, said hearing to be November 19, 2019, and directed notice of said hearing be served on the owner of said property in the manner as provided by said MCA Section 21-19-11;
- 2. That, having served the owner of said property, either by registered mail as is evidenced by the return receipt included in the materials produced at said hearing, or by personal service by police officer as evidenced by the return of service of such police officer, or by posting and publication of same, such service being in accordance with said MCA Section 21-19-11, and proof of same being spread upon the minutes of the Governing Authorities taken of such hearing, hereby made a part of the record of these proceedings;

3. That the Mayor and Board of Aldermen having considered testimony evidence adduced at hearing regarding the condition of the subject property and the observations of individual Aldermen concerning the condition of the subject property in its condition on the date of hearing, and being fully advised in the premises, do find and adjudicate that the property is, in its present condition, in such a state of uncleanliness as to be a menace to the public health and safety of the community and/or constitutes an attractive nuisance. It is therefore,

RESOLVED AND ORDERED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF LONG BEACH, MISSISSIPPI, AS FOLLOWS:

- That the parcel of land lying and being situated in the City of Long Beach, First Judicial District of Harrison County, Mississippi, and having the street address of 5599 Dauro Road, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0611J-01-018.000, and according to said tax records is owned by Michael Jacob Kinney, is at present in such a state of uncleanliness as to be a menace to the public health and safety of the community and/or an attractive nuisance.
- 2. That the aforesaid owner is hereby ordered to clean said parcel of land within ten (10) days from the entry of this Resolution and Order, and that such cleaning shall include:

Removal of all discarded materials, dangerous items, and such other rubbish and/or debris as described in any notice or as appearing on said property contributing to the property constituting a nuisance and menace overall to the public health and safety, and abate or cause to be abated the conditions otherwise existing and constituting a menace to public safety and health as testified and/or described in general at the hearing, and as contained in the report letter from Zoning Enforcement Officer Dale Stogner dated September 11, 2019, and attached hereto.

3. That in the event that said owner shall fail to complete cleaning of the subject property within ten (10) days from entry of this Resolution and Order, then the governing authority shall proceed to clean the subject property as required by paragraph 2, above, by the use of municipal employees or by contract, with the cost of same, together with a penalty of \$1,500.00 or 50% of such actual cost, whichever is greater, to be, at the next regular meeting after completion of such clean-up, assessed against the said parcel of land.

Alderman Frazer seconded the motion to adopt the foregoing resolution and order, and the question being put to a roll call vote by the Mayor, the result was as follows:

Alderman Ronald Robertson	voted	Aye
Alderman Patricia Bennett	voted	Aye
Alderman Donald Frazer	voted	Aye
Alderman Mark E. Lishen	voted	Aye
Alderman Timothy McCaffrey, Jr.	voted	Aye
Alderman Kelly Griffin	voted	Aye
Alderman Bernie Parker	voted	Aye

The question having received the Affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and the resolution and order adopted and approved this the  $4^{th}$  day of February 2020.

APPROVED:

George L. Bass, Mayor

ATTEST:

Stacey Dahl, City Clerk

City Attorney Jim Simpson apprised the Board of a typographical error that appears in the plats for Castine Pointe Phase II & III that was previously approved. The following Resolution was adopted to correct said error:

The Mayor and Board of Aldermen took up for consideration the matter of correction of an error in the recorded Plats of Castine Pointe Subdivision, Phases II and Phase III. After a discussion of the subject, Alderman Robertson offered and moved the adoption of the following Resolution:

RESOLUTION PROVIDING FOR CORRECTION AND ALTERATION OF THE RECORDED PLATS OF CASTINE POINTE SUBDIVISION, PHASE II AND PHASE III, BEING SUBDIVISIONS OF THE CITY OF LONG BEACH, MISSISSIPPI, PURSUANT TO MISSISSIPPI CODE ANNOTATED SECTION 17-1-23, AS AMENDED, AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and Board of Aldermen (the "Governing Body") of the City of Long Beach, Mississippi (the "Municipality"), having made do investigation, do now find, determine, adjudicate and declare as follows:

- 1. CASTINE POINTE, LLC, is the Owner of that certain land situated and being in the Sections 15 and 22, Township 8 South, Range 12 West, City of Long Beach, First Judicial District of Harrison County, Mississippi and has heretofore subdivided same as CASTINE POINTE SUBDIVISION, PHASE II AND PHASE III, the final Plats of which subdivision being recorded in Plat Book 59 at Page37-38 for Phase II, and Plat Book 59 at Page39-40 for Phase III of the records of the Chancery Clerk of Harrison County, Mississippi; and
- 2. It has been discovered that the aforesaid Plats of CASTINE POINTE SUBDIVISION, PHASE II AND PHASE III were examined and found to contain a typographical error in the certification of the surveyor, incorrectly identifying each as Phase I instead of Phase II and Phase III respectively; and
- 3. CASTINE POINTE, LLC, the sole and only owner of any interest in said CASTINE POINTE SUBDIVISION, PHASE II AND PHASE III has petitioned the Mayor and Board of Aldermen to exercise their authority under Miss. Code Ann. § 17-1-23 (4), *Regulation of Subdivisions*, to alter and correct said plats, and to instruct the Chancery Clerk to notate such corrected Phase number on each such plat in the certification of the surveyor.
- 4. The petition of CASTINE POINTE, LLC, the sole owner of said property to the Governing Authorities of the municipality for relief in the premises has set forth the particular circumstances of the case and given an accurate description of the property, of the plats which are to altered and corrected, and has certified and confirmed that no persons are adversely affected thereby or directly interested therein.
- 5. After a discussion of all of the above, the Governing Authorities of the Municipality do find, determine and adjudicate and declare that in the public interest, the aforesaid Plats of CASTINE POINTE SUBDIVISION, PHASES II AND PHASE III, should be and same are hereby ordered to be corrected as requested and as set forth above.

# NOW THEREFORE, BE IT RESOLVED AND ORDERED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF LONG BEACH, MISSISSIPPI, AS FOLLOWS:

SECTION 1. The Plats of CASTINE POINTE SUBDIVISION, PHASES II AND PHASE III, each being a subdivision of that certain parcel of land situated in Section 15 and 22 Township 8 South, Range 12 West, City of Long Beach, First Judicial District of Harrison County, Mississippi, , the final Plats of which subdivision being recorded in Plat Book 59 at Page 37-38 for Phase II, and Plat Book 59 at Page 39-40 for Phase III, are hereby acknowledged to contain a typographical error in the certification of the Surveyor

described above, in which the Phase II is incorrectly referred to as Phase I, and Phase III is incorrectly referred to as Phase I, and such errors should be corrected.

**SECTION 2.** The Chancery Clerk of Harrison County, Mississippi, First Judicial District is hereby requested and directed to notate this correction on each of said Plats for Phase II and Phase LLL, correctly referring to each in the Surveyors certificate.

SECTION 3. The Clerk of the City of Long beach and the Chancery Clerk of Harrison County, Mississippi, First Judicial District are hereby requested to indicate such correction on the plats recorded in their offices, and further to cause this Resolution and Order to be recorded and indexed against all lots in CASTINE POINTE SUBDIVISION, PHASE II AND PHASE III, to provide notice of the correction of the reference.

**SECTION 3.** Effective Date. This Resolution shall take effect and be in force from and after its adoption and being spread upon the minutes of the Governing Body of the Municipality.

The above and foregoing Resolution was introduced in writing by Alderman Robertson who moved its adoption. Alderman Frazer seconded the motion, and after discussion, the question being put to a roll call vote, the result was as follows:

voted	Aye
voted	Aye
	voted voted voted voted voted

The question having received the Affirmative vote of all of the Alderman present and voting, the Mayor declared the motion carried and the resolution and order adopted and approved this 4<sup>th</sup> day of February, 2020.

ARPRQVED:

rge L. Bass, Mayor

ATTEST:

Stacey Dahl, City Clerk

Alderman Robertson made motion seconded by Alderman McCaffrey and unanimously carried to declare an Executive Session for the transaction of public business, to wit: To discuss with and seek legal advice and counsel of the City Attorney regarding pending litigation as it pertains to annexation.

The question having received the affirmative voice vote of all of the Aldermen present and voting, the Mayor declared the motion carried, whereupon the Board entered into Executive Session

The meeting resumed in Open Session, whereupon no official action was required or taken at this time.

\*\*\*\*\*\*\* There being no further business to come before the Mayor and Board of Aldermen at this time, Alderman Lishen made motion seconded by Alderman Frazer and unanimously carried to adjourn until the next regular meeting in due course. APPROVED: Alderman Donald Frazer, At-Large Alderman Ronald Robertson, Ward 1 Alderman Bernie Parker, Ward 2 Alderman Kelly Griffin, Ward 3 Alderman Timothy McCaffrey, Jr., Ward 4 Alderman Mark E. Lishen, Ward 5 Alderman Patricia Bennett, Ward 6 Date ATTEST:

Kini Gonsoulin, Deputy City Clerk