

Minutes of November 19, 2019 Mayor and Board of Aldermen

MUNICIPAL DOCKET
REGULAR MEETING OF NOVEMBER 19, 2019
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.

- I. CALL TO ORDER
- II. INVOCATION AND PLEDGE OF ALLEGIANCE
- III. ROLL CALL AND ESTABLISH QUORUM
- IV. PUBLIC HEARINGS
 - 1. 5599 Dauro Rd; assessed to Michael Kinney
 - 2. 114 E 2nd St; assessed to Picou Properties LLC
 - 3. 302 & 304 E Beach Blvd; assessed to Veronica Coborn
 - 4. 225 Magnolia St; assessed to Desiree Broussard
- V. ANNOUNCEMENTS; PRESENTATIONS; PROCLAMATIONS
- VI. AMENDMENTS TO THE MUNICIPAL DOCKET
- VII. APPROVE MINUTES:
 - 1. MAYOR AND BOARD OF ALDERMEN
 - a. October 15, 2019 – Regular
 - b. November 5, 2019 - Regular
 - 2. PLANNING & DEVELOPMENT COMMISSION
 - a. November 14, 2019 – Regular
- VIII. APPROVE DOCKET OF CLAIMS NUMBER(S):
 - 1. 110519
- IX. UNFINISHED BUSINESS
 - 1. Planning & Development Commission Appointment – Ward 2
- X. NEW BUSINESS
 - 1. Fee Waiver – Rec Center; First Class Petty Officer Association
 - 2. Fee Waiver – Town Green; USM Institute for Disability Studies
 - 3. Tyler Quote – Content Manager for Billing Office
 - 4. Memorandum of Understanding – Mississippi Sound Coalition
 - 5. Request to Sponsor the Annual Pilgrimage
 - 6. Chart of Uses Amendment – Alderman Frazer
- XI. DEPARTMENTAL BUSINESS
 - 1. MAYOR'S OFFICE
 - 2. PERSONNEL
 - a. Fire Department – Step Increase (1)
 - 3. CITY CLERK
 - a. Revenue/Expense Report October 2019
 - b. Budget Amendment FY 2020; Public Works
 - 4. FIRE DEPARTMENT
 - 5. POLICE DEPARTMENT
 - 6. ENGINEERING
 - 7. PUBLIC WORKS
 - a. Annual Bid Award – Ready Mix Concrete
 - 8. RECREATION
 - 9. DERELICT PROPERTIES
 - a. Schedule Public Hearing – 406 Klondyke Rd; assessed to Carl LaRosa
 - b. Schedule Public Hearing – 218 Alverado Dr; assessed to Donald & Alice Shaffer
 - c. Schedule Public Hearing – 594 W Beach Blvd; assessed to Barbara Owensby
 - d. Schedule Public Hearing – 125 Mount Bass St; assessed to Joey & Kiasha Brou
- XII. REPORT FROM CITY ATTORNEY
- XIII. ADJOURN (OR) RECESS

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

Be it remembered that four public hearings before the Mayor and Board of Aldermen, Long Beach, Mississippi, were begun and held, at 5:00 o'clock p.m., Tuesday, the 19th day of November, 2019, in the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, in said City, and the same being the time, date and place fixed by order of the Mayor and Board of Aldermen for holding said public hearings.

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

Absent the public hearings were Aldermen Mark E. Lishen and Patricia Bennett.

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

The first public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, located at 5599 Dauro Road and assessed to Michael Jacob Kinney, Map Parcel #0611J-01-08.000, is in such a state of uncleanness as to constitute a menace to the public health and safety of the community.

The Mayor recognized the Deputy City Clerk for her report, whereupon Alderman Frazer made motion seconded by Alderman Parker and unanimously carried to make said report a part of the record of this public hearing, as follows:

- The Clerk reported that, the Mayor and Board of Aldermen at a regular meeting duly held on October 15, 2019, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing, to Michael Jacob Kinney, 5599 Dauro Road, Long Beach, MS, as the same appears of record on the Harrison County 2019 Official Real Property Tax Rolls. The notice was delivered October 21, 2019.

Minutes of November 19, 2019

Mayor and Board of Aldermen

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



GEORGE L. BASS
 MAYOR

October 16, 2019

CITY CLERK
 TAX COLLECTOR
 Stacey Dahl

CITY ATTORNEY
 James C. Simpson, Jr.

MAILED

Date: 10/16/19

Michael Jacob Kinney
 5599 Dauro Road
 Long Beach, MS 39560

91 7199 9991 7036 0717 8836

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting October 15, 2019, hold a public hearing at 5:00 p.m., **Tuesday, November 19, 2019**, at the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Michael Jacob Kinney, and situated in the City of Long Beach, Mississippi, at 5599 Dauro Road, is in such a state of uncleanliness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 5599 Dauro Road

Parcel Number: 0611J-01-018.000

Legal Description: BEG ON S MAR OF COMMISSION RD 224.9FT E OF NW COR OF LOT 5 BLK 3 COX SUBD SEC 13-8-12 FOR BEG S 200 FT ALONG W MAR OF 40 FT ST W 90 FT N 200 FT TO COMMISSION RD E 90 FT TO BEG PART OF LOT 4 BLK 3 COX SUBD SEC 13-8-12

If at such hearing, the governing authority shall, in its resolution, adjudicate such parcel of land in its then condition to be a menace to the public health and safety of the community, the governing authority shall, if the owner does not do so himself, proceed to clean the land, by the use of municipal employees or by contract, by cutting weeds; filling cisterns; removing rubbish, dilapidated fences, outside toilets, dilapidated buildings and other debris; filling swimming pools; and draining cesspools and standing water therefrom. Thereafter, the governing authority shall, at its next regular meeting, by resolution adjudicate the actual cost of cleaning the property and may also impose a penalty of One Thousand Five Hundred Dollars (\$1,500.00) or fifty (50%) of such actual cost, whichever is more. The cost and any penalty may become a civil debt against the property owner, or, at the option of the governing authority, an assessment against the property. The cost assessed against the property means the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done. The action herein authorized shall not be undertaken against any one (1) parcel of land more than six (6) times in any one (1) calendar year, and the

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**Minutes of November 19, 2019
Mayor and Board of Aldermen**

Page 2 of 2

expense of cleaning of said property shall not exceed an aggregate amount of Twenty Thousand Dollars (\$20,000.00) per year, or the fair market value of the property subsequent to cleaning, whichever is less. If it is determined by the governing authority that it is necessary to clean the property or land more than once within a calendar year, then the municipality may clean it provided notice to the property owner is given by United States mail to the last known address at least ten (10) days before cleaning the property. The governing authority may assess the same penalty for each time the property or land is cleaned as otherwise provided in this section. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. In the event the governing authority declares, by resolution, that the cost and any penalty shall be collected as a civil debt, the governing authority may authorize the institution of a suit on open account against the owner of the property in court of competent jurisdiction in the manner provided by law for the cost and any penalty, plus court costs, reasonable attorney's fees and interest from the date that the property was cleaned. In the event that the governing authority does not declare that the cost and any penalty shall be collected as a civil debt, then the assessment above provided for shall be a lien against the property and may be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the municipality shall, upon order of the board of governing authorities, proceed to sell the land to satisfy the lien as now provided by law for the sale of lands for delinquent municipal taxes as provided by *Section 21-19-11 Mississippi Code, Annotated.*

All decisions rendered under the provisions of this section may be appealed in the same manner as other appeals from municipal boards or courts are taken.

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 15th day of October, 2019.



Kini Consoulin
Deputy City Clerk

Minutes of November 19, 2019 Mayor and Board of Aldermen

11/19/2019

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October 18, 2019, 12:12 pm

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October 18, 2019, 8:11 am

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Minutes of November 19, 2019 Mayor and Board of Aldermen

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October 17, 2019, 9:35 pm
Arrived at USPS Regional Facility
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2/2

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 5599 Dauro Road, Long Beach, Mississippi, on October 17, 2019, by Zoning Enforcement Officer Dale Stogner; the bulletin boards at City Hall, the Water Department, and the Building Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted photographs of 5599 Dauro Road, Long Beach, Mississippi taken by Zoning Enforcement Officer Dale Stogner on November 19, 2019,

Minutes of November 19, 2019
Mayor and Board of Aldermen

depicting subject property in its present condition; said photographs are as follows:



Minutes of November 19, 2019
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared DALE STOGNER, known to me to be the Zoning Enforcement Officer of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows, to-wit:

1. That he is serving in the capacity of Zoning Enforcement Officer of the City of Long Beach, Mississippi;

2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanliness as to constitute a menace to the public health and safety of the community; he is responsible for the taking of photographs of those certain properties to determine the state of the properties in their then condition on the date of such public hearings; and other matters pertaining to such public hearings and the business of the zoning/code enforcement in and for the City of Long Beach;

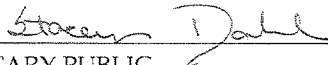
3. That on October 17, 2019, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property located at 5599 Dauro Road (Tax Map Parcel 0611J-01-018.000). Long Beach, Mississippi, assessed to Michael Jacob Kinney, and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on November 19, 2019, the Zoning Enforcement Officer, Dale Stogner, did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for November 19, 2019.

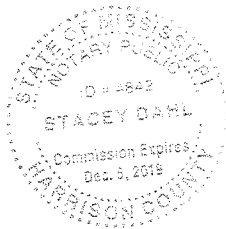
This the 19th day of November 2019.


KINI GONSOULIN, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 19th day of November 2019.

-My Commission Expires-


NOTARY PUBLIC



AFFIDAVIT-PHOTOS;POST NOTICE

Mayor Bass recognized Mr. Michael Kinney who explained he had recently rented a dumpster and was actively working on cleaning the property. After

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

discussion, Alderman Parker made motion seconded by Alderman Griffin and unanimously carried to close the public hearing and take official action as follows:

Alderman Parker made motion seconded by Alderman Griffin and unanimously carried to grant Mr. Kinney a 30 day extension to bring his property into compliance.

The second public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, located at 114 E 2nd Street and assessed to Picou Properties LLC, Map Parcel #0612-03-009.000, is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community.

The Mayor recognized the Deputy City Clerk for her report, whereupon Alderman McCaffrey made motion seconded by Alderman Frazer and unanimously carried to make said report a part of the record of this public hearing, as follows:

- The Clerk reported that, the Mayor and Board of Aldermen at a regular meeting duly held on October 15, 2019, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing, to Picou Properties LLC, 20 Villa Cove, Gulfport, MS, as the same appears of record on the Harrison County 2019 Official Real Property Tax Rolls. The notice was delivered October 29, 2019.

Minutes of November 19, 2019 Mayor and Board of Aldermen

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



GEORGE L. BASS
MAYOR

CITY CLERK
TAX COLLECTOR
Stacey Dahl

CITY ATTORNEY
James C. Simpson, Jr.

October 16, 2019

MAILED

Date: 10/16/19

Picou Properties LLC
20 Villa Cove
Gulfport, MS 39507

91 7199 9991 7036 0717 8843

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting October 15, 2019, hold a public hearing at 5:00 p.m., Tuesday, November 19, 2019, at the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Picou Properties LLC, and situated in the City of Long Beach, Mississippi, at 114 E 2nd Street, is in such a state of uncleanness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 114 E 2nd Street
Parcel Number: 0612B-03-009.000
Legal Description: E 60 FT LOT 10 BLK 1 ORIGINAL LONG BEACH

If at such hearing, the governing authority shall, in its resolution, adjudicate such parcel of land in its then condition to be a menace to the public health and safety of the community, the governing authority shall, if the owner does not do so himself, proceed to clean the land, by the use of municipal employees or by contract, by cutting weeds; filling cisterns; removing rubbish, dilapidated fences, outside toilets, dilapidated buildings and other debris; filling swimming pools; and draining cesspools and standing water therefrom. Thereafter, the governing authority shall, at its next regular meeting, by resolution adjudicate the actual cost of cleaning the property and may also impose a penalty of One Thousand Five Hundred Dollars (\$1,500.00) or fifty (50%) of such actual cost, whichever is more. The cost and any penalty may become a civil debt against the property owner, or, at the option of the governing authority, an assessment against the property. The cost assessed against the property means the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done. The action herein authorized shall not be undertaken against any one (1) parcel of land more than six (6) times in any one (1) calendar year, and the

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Minutes of November 19, 2019 Mayor and Board of Aldermen

Page 2 of 2

expense of cleaning of said property shall not exceed an aggregate amount of Twenty Thousand Dollars (\$20,000.00) per year, or the fair market value of the property subsequent to cleaning, whichever is less. If it is determined by the governing authority that it is necessary to clean the property or land more than once within a calendar year, then the municipality may clean it provided notice to the property owner is given by United States mail to the last known address at least ten (10) days before cleaning the property. The governing authority may assess the same penalty for each time the property or land is cleaned as otherwise provided in this section. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. In the event the governing authority declares, by resolution, that the cost and any penalty shall be collected as a civil debt, the governing authority may authorize the institution of a suit on open account against the owner of the property in court of competent jurisdiction in the manner provided by law for the cost and any penalty, plus court costs, reasonable attorney's fees and interest from the date that the property was cleaned. In the event that the governing authority does not declare that the cost and any penalty shall be collected as a civil debt, then the assessment above provided for shall be a lien against the property and may be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the municipality shall, upon order of the board of governing authorities, proceed to sell the land to satisfy the lien as now provided by law for the sale of lands for delinquent municipal taxes as provided by *Section 21-19-11 Mississippi Code, Annotated*.

All decisions rendered under the provisions of this section may be appealed in the same manner as other appeals from municipal boards or courts are taken.

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 15th day of October, 2019.



Kini Gonsoulin
Deputy City Clerk

Minutes of November 19, 2019 Mayor and Board of Aldermen

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October 18, 2019, 8:16 am

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Minutes of November 19, 2019 Mayor and Board of Aldermen

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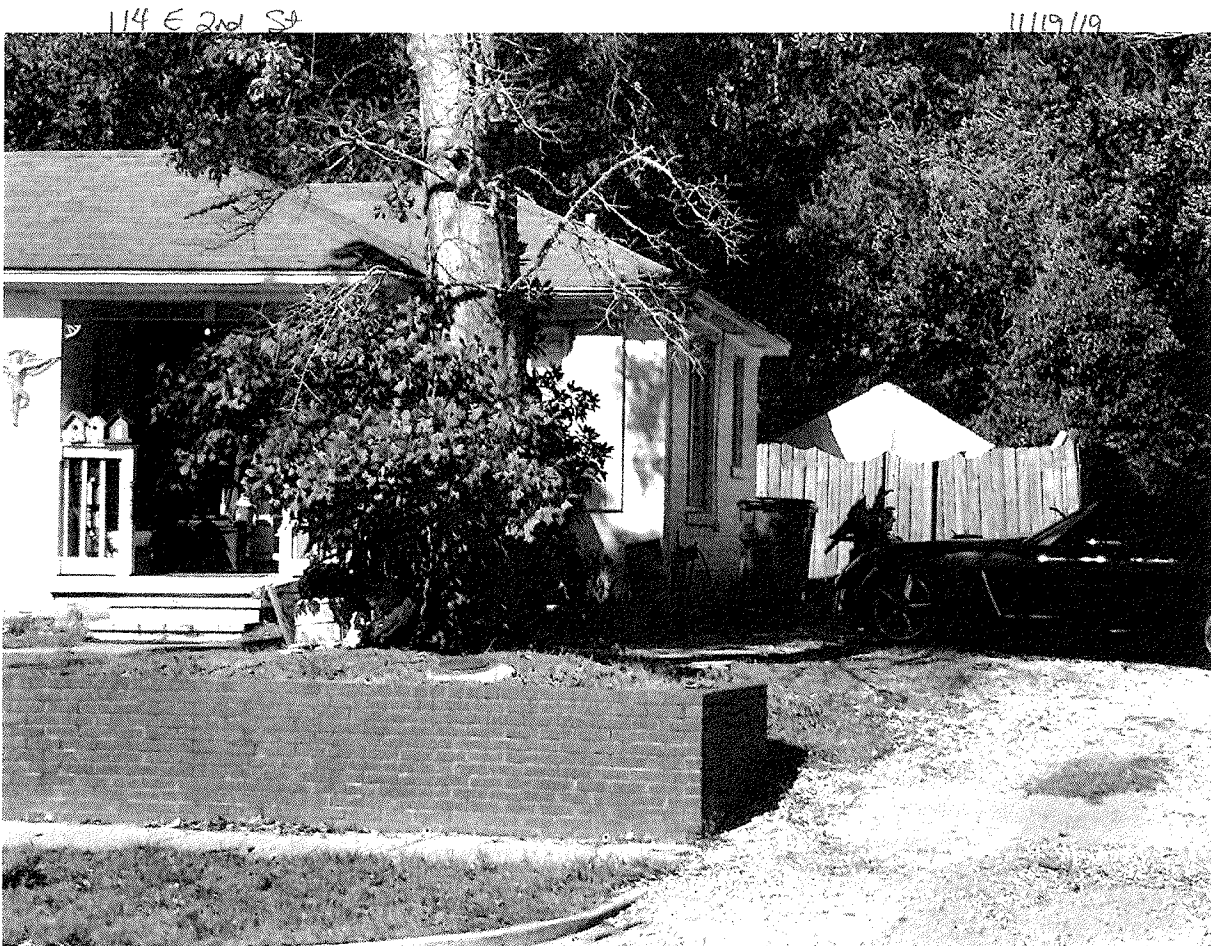
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2/2

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 114 E 2nd Street, Long Beach, Mississippi, on October 17, 2019, by Zoning Enforcement Officer Dale Stogner; the bulletin boards at City Hall, the Water Department, and the Building Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted photographs of 114 E 2nd Street, Long Beach, Mississippi taken by Zoning Enforcement Officer Dale Stogner on November 19, 2019,

Minutes of November 19, 2019
Mayor and Board of Aldermen

depicting subject property in its present condition; said photographs are as follows:



Minutes of November 19, 2019
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared DALE STOGNER, known to me to be the Zoning Enforcement Officer of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows, to-wit:

1. That he is serving in the capacity of Zoning Enforcement Officer of the City of Long Beach, Mississippi;

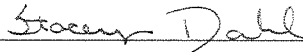
2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanness as to constitute a menace to the public health and safety of the community; he is responsible for the taking of photographs of those certain properties to determine the state of the properties in their then condition on the date of such public hearings; and other matters pertaining to such public hearings and the business of the zoning/code enforcement in and for the City of Long Beach;

3. That on October 17, 2019, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property located at 114 E 2nd Street (Tax Map Parcel 0612B-03-009.000). Long Beach, Mississippi, assessed to Picou Properties, and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on November 19, 2019, the Zoning Enforcement Officer, Dale Stogner, did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for November 19, 2019.

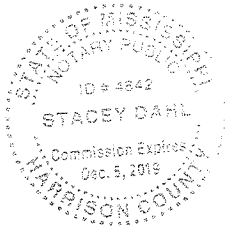
This the 19th day of November 2019.


KINI GONSOULIN, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 19th day of November 2019.


NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS,POST NOTICE

Mayor Bass asked for anyone speaking on behalf on this property, and no one came forward. After discussion, Alderman Frazer made motion seconded by Alderman

Minutes of November 19, 2019
Mayor and Board of Aldermen

McCaffrey and unanimously carried to close the public hearing and take official action as follows:

The Mayor and Board of Aldermen took up the matter of the public hearing on the property located at 114 E 2nd Street, 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 McCaffrey 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 114 E 2ND STREET, 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 114 E 2nd Street, 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 uncleanness 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;

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

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 uncleanness 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:

1. 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 114 E 2nd Street, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0612B-03-009.000, and according to said tax records is owned by Picou Properties LLC, is at present in such a state of uncleanness 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 August 27, 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.

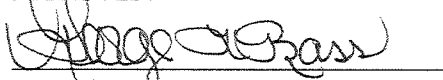
**Minutes of November 19, 2019
Mayor and Board of Aldermen**

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	Absent, not voting
Alderman Donald Frazer	voted	Aye
Alderman Mark E. Lishen	voted	Absent, not voting
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 19th day of November 2019.

APPROVED:



George L. Bass, Mayor

ATTEST:


Stacey Dahl, City Clerk

The third public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, located at 302 & 304 E Beach Blvd. and assessed to Veronica Coborn, Map Parcel #0612A-03-069.003 & 0612A-03-169.001, is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community.

The Mayor recognized the Deputy City Clerk for her report, whereupon Alderman Frazer made motion seconded by Alderman Parker and unanimously carried to make said report a part of the record of this public hearing, as follows:

- The Clerk reported that, the Mayor and Board of Aldermen at a regular meeting duly held on October 15, 2019, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing, to Veronica Coborn, 12620 102nd Ave, Seminole, FL, as the same appears of record on the Harrison County 2019 Official Real Property Tax Rolls. The notice was returned to sender of November 4, 2019.

Minutes of November 19, 2019

Mayor and Board of Aldermen

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



GEORGE L. BASS
 Mayor
 October 10, 2019

CITY CLERK
 TAX COLLECTOR
 Stacey Dahl

CITY ATTORNEY
 James C. Simpson, Jr.

MAILED

Date: 10/16/19

Veronica Coborn
 12620 102nd Avenue
 Seminole, FL 33778

91 7199 9991 7036 0717 8850

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting October 15, 2019, hold a public hearing at 5:00 p.m., Tuesday, November 19, 2019, at the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not parcels of land owned by and/or assessed to Veronica Coborn, and situated in the City of Long Beach, Mississippi, at 302 & 302 E Beach Blvd, are in such a state of uncleanliness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said properties are more particularly described, as follows:

Address: 302 E Beach Blvd.

Parcel Number: 0612A-03-069.003

Legal Description: COM AT INTER N MAR HWY 90 & W MAR DOUGLAS AVE W ALONG HWY 390 FT TO BEG N 205 FT W 31 FT S 205 FT E 31 FT TO POB NE 1/4 SEC 13/8/12

Address: 304 E Beach Blvd.

Parcel Number: 0612A-03-069.001

Legal Description: COM AT INTER N MAR HWY 90 & W MAR DOUGLAS AVE W ALONG HWY 360 FT TO BEG N 205 FT W 34 FT S 205 FT E 34 FT TO POB NE 1/4 SEC 13/8/12

If at such hearing, the governing authority shall, in its resolution, adjudicate such parcel of land in its then condition to be a menace to the public health and safety of the community, the governing authority shall, if the owner does not do so himself, proceed to clean the land, by the use of municipal employees or by contract, by cutting weeds; filling cisterns; removing rubbish, dilapidated fences, outside toilets, dilapidated buildings and other debris; filling swimming pools; and draining cesspools and standing water therefrom. Thereafter, the governing authority shall, at its next regular meeting, by resolution adjudicate the actual cost of cleaning the property and may also impose a penalty of One Thousand Five Hundred Dollars (\$1,500.00) or fifty (50%) of such actual cost, whichever is more. The cost and any penalty may become a civil debt against the property owner, or, at the option of the governing authority, an assessment against the property. The cost assessed against the property means the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done. The action herein authorized shall not be undertaken against any one (1) parcel of land more than six (6) times in any one (1) calendar year, and the

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**Minutes of November 19, 2019
Mayor and Board of Aldermen**

Page 2 of 2

expense of cleaning of said property shall not exceed an aggregate amount of Twenty Thousand Dollars (\$20,000.00) per year, or the fair market value of the property subsequent to cleaning, whichever is less. If it is determined by the governing authority that it is necessary to clean the property or land more than once within a calendar year, then the municipality may clean it provided notice to the property owner is given by United States mail to the last known address at least ten (10) days before cleaning the property. The governing authority may assess the same penalty for each time the property or land is cleaned as otherwise provided in this section. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. In the event the governing authority declares, by resolution, that the cost and any penalty shall be collected as a civil debt, the governing authority may authorize the institution of a suit on open account against the owner of the property in court of competent jurisdiction in the manner provided by law for the cost and any penalty, plus court costs, reasonable attorney's fees and interest from the date that the property was cleaned. In the event that the governing authority does not declare that the cost and any penalty shall be collected as a civil debt, then the assessment above provided for shall be a lien against the property and may be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the municipality shall, upon order of the board of governing authorities, proceed to sell the land to satisfy the lien as now provided by law for the sale of lands for delinquent municipal taxes as provided by *Section 21-19-11 Mississippi Code, Annotated.*

All decisions rendered under the provisions of this section may be appealed in the same manner as other appeals from municipal boards or courts are taken.

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 15th day of October, 2019.



Kiru Gonsoulin
Deputy City Clerk

Minutes of November 19, 2019 Mayor and Board of Aldermen

11/19/2019

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Your item has been delivered to the original sender at 11:31 am on November 4, 2019 in LONG BEACH, MS 39560.

 **Delivered**

November 4, 2019 at 11:31 am
Delivered, To Original Sender
LONG BEACH, MS 39560

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Feedback

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November 4, 2019, 11:31 am

Delivered, To Original Sender
LONG BEACH, MS 39560

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November 4, 2019, 8:21 am

Available for Pickup
LONG BEACH, MS 39560

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1/4

Minutes of November 19, 2019 Mayor and Board of Aldermen

11/19/2019

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November 4, 2019, 7:55 amArrived at Unit
LONG BEACH, MS 39560**November 4, 2019, 2:53 am**Arrived at USPS Regional Facility
GULFPORT MS DISTRIBUTION CENTER**November 3, 2019**

In Transit to Next Facility

November 2, 2019, 3:59 pmArrived at USPS Regional Facility
MOBILE AL DISTRIBUTION CENTER ANNEX**October 31, 2019, 1:39 pm**Departed USPS Regional Facility
FORT MEYERS FL DISTRIBUTION CENTER**October 31, 2019, 5:59 am**Arrived at USPS Regional Facility
FORT MEYERS FL DISTRIBUTION CENTER**October 29, 2019, 8:48 am**Moved, Left no Address
LARGO, FL 33770**October 26, 2019, 3:02 am**Departed USPS Regional Facility
SARASOTA FL DISTRIBUTION CENTER**October 25, 2019, 12:16 pm**Arrived at USPS Regional Facility
SARASOTA FL DISTRIBUTION CENTER**October 25, 2019, 12:56 am**Departed USPS Regional Facility
FORT MEYERS FL DISTRIBUTION CENTER

Feedback

<https://tools.usps.com/go/TrackConfirmAction?tRef=fullpage&tlc=2&text128777=&tlLabels=9171999991703607178850%2C>

2/4

Minutes of November 19, 2019 Mayor and Board of Aldermen

11/19/2019

USPS.com® - USPS Tracking® Results

October 24, 2019, 7:49 pm
Arrived at USPS Regional Facility
FORT MEYERS FL DISTRIBUTION CENTER

October 22, 2019, 10:03 am
Forwarded
LARGO, FL

October 21, 2019, 4:36 pm
Forwarded
LARGO, FL

October 20, 2019, 4:55 am
Departed USPS Regional Facility
SARASOTA FL DISTRIBUTION CENTER

October 19, 2019, 11:43 am
Arrived at USPS Regional Facility
SARASOTA FL DISTRIBUTION CENTER

October 18, 2019, 12:44 am
Departed USPS Regional Facility
GULFPORT MS DISTRIBUTION CENTER

October 17, 2019, 11:30 pm
Arrived at USPS Regional Facility
GULFPORT MS DISTRIBUTION CENTER

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3/4

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 302 & 302 E Beach Blvd., Long Beach, Mississippi, on October 17, 2019, by Zoning Enforcement Officer Dale Stogner; the bulletin boards at City Hall, the Water Department, and the Building Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted a photograph of 302 & 304 E Beach Blvd., Long Beach, Mississippi taken by Zoning Enforcement Officer Dale Stogner on November 19,

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

2019, depicting subject property in its present condition; said photograph is as follows:



**Minutes of November 19, 2019
Mayor and Board of Aldermen**

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared DALE STOGNER, known to me to be the Zoning Enforcement Officer of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows, to-wit:

1. That he is serving in the capacity of Zoning Enforcement Officer of the City of Long Beach, Mississippi;


2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanness as to constitute a menace to the public health and safety of the community; he is responsible for the taking of photographs of those certain properties to determine the state of the properties in their then condition on the date of such public hearings; and other matters pertaining to such public hearings and the business of the zoning/code enforcement in and for the City of Long Beach;

3. That on October 17, 2019, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property located at 302 & 304 E Beach Blvd. (Tax Map Parcel 0612A-03-069.003 & 0612A-03-069.001). Long Beach, Mississippi, assessed to Veronica Coborn, and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on November 19, 2019, the Zoning Enforcement Officer, Dale Stogner, did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for November 19, 2019.

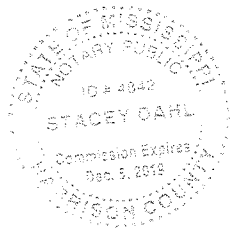
This the 19th day of November 2019.


KINI GONSOULIN, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 19th day of November 2019.


NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS;POST NOTICE

Mayor Bass asked for anyone speaking on behalf on this property, and no one came forward. After discussion, Alderman Parker made motion seconded by

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

Alderman McCaffrey and unanimously carried to close the public hearing and take official action as follows:

The Mayor and Board of Aldermen took up the matter of the public hearing on the property located at 302 & 304 E Beach Blvd, 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 Frazer 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 302 & 304 E BEACH BLVD, 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 302 & 304 E Beach Blvd, 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 uncleanness 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;

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

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:

1. 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 302 & 304 E Beach Blvd, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0612A-03-069.003 & 0612A-03-069.001, and according to said tax records is owned by Veronica Coborn, 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 June 7, 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.

Minutes of November 19, 2019 Mayor and Board of Aldermen

Alderman McCaffrey 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	Absent, not voting
Alderman Donald Frazer	voted	Aye
Alderman Mark E. Lishen	voted	Absent, not voting
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 19th day of November 2019.

APPROVED:


George L. Bass, Mayor

ATTEST:


Stacey Dahl, City Clerk

The fourth public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, located at 225 Magnolia Street and assessed to Desiree L. Broussard, Map Parcel #0612F-02-001.000, is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community.

The Mayor recognized the Deputy City Clerk for her report, whereupon Alderman McCaffrey made motion seconded by Alderman Griffin and unanimously carried to make said report a part of the record of this public hearing, as follows:

- The Clerk reported that, the Mayor and Board of Aldermen at a regular meeting duly held on October 15, 2019, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing, to Desiree Broussard, 317 Barrett Lake Drive, Swansea, IL, as the same appears of record on the Harrison County 2019 Official Real Property Tax Rolls. The notice was returned to sender of November 15, 2019.

Minutes of November 19, 2019 Mayor and Board of Aldermen

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



GEORGE L. BASS
MAYOR

CITY CLERK
TAX COLLECTOR
Stacey Dahl

CITY ATTORNEY
James C. Simpson, Jr.

October 16, 2019

MAILED
Date: 10/16/19

Desiree L. Broussard
317 Barrett Lake Drive
Swansea, IL 62256

91 7199 9991 7036 0717 8867

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting October 15, 2019, hold a public hearing at 5:00 p.m., Tuesday, November 19, 2019, at the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Desiree L. Broussard, and situated in the City of Long Beach, Mississippi, at 225 Magnolia Street, is in such a state of uncleanliness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 225 Magnolia Street

Parcel Number: 0612F-02-001.000

Legal Description: BEG AT SE COR OF INTERSECTION OF RUSSELL AVE & MAGNOLIA ST & RUN NE ALONG S MAR OF MAGNOLIA ST 580.23 FT TO BEG S 293.69 FT W 50 FT N 275 FT TO S LINE OF MAGNOLIA ST N 69.5 DG E ALONG MAGNOLIA ST 53.33 FT TO BEG LOT 54 H-S-H

If at such hearing, the governing authority shall, in its resolution, adjudicate such parcel of land in its then condition to be a menace to the public health and safety of the community, the governing authority shall, if the owner does not do so himself, proceed to clean the land, by the use of municipal employees or by contract, by cutting weeds; filling cisterns; removing rubbish, dilapidated fences, outside toilets, dilapidated buildings and other debris; filling swimming pools; and draining cesspools and standing water therefrom. Thereafter, the governing authority shall, at its next regular meeting, by resolution adjudicate the actual cost of cleaning the property and may also impose a penalty of One Thousand Five Hundred Dollars (\$1,500.00) or fifty (50%) of such actual cost, whichever is more. The cost and any penalty may become a civil debt against the property owner, or, at the option of the governing authority, an assessment against the property. The cost assessed against the property means the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done. The action herein authorized shall not be undertaken against any one (1) parcel of land more than six (6) times in any one (1) calendar year, and the

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Minutes of November 19, 2019
Mayor and Board of Aldermen

Page 2 of 2

expense of cleaning of said property shall not exceed an aggregate amount of Twenty Thousand Dollars (\$20,000.00) per year, or the fair market value of the property subsequent to cleaning, whichever is less. If it is determined by the governing authority that it is necessary to clean the property or land more than once within a calendar year, then the municipality may clean it provided notice to the property owner is given by United States mail to the last known address at least ten (10) days before cleaning the property. The governing authority may assess the same penalty for each time the property or land is cleaned as otherwise provided in this section. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. In the event the governing authority declares, by resolution, that the cost and any penalty shall be collected as a civil debt, the governing authority may authorize the institution of a suit on open account against the owner of the property in court of competent jurisdiction in the manner provided by law for the cost and any penalty, plus court costs, reasonable attorney's fees and interest from the date that the property was cleaned. In the event that the governing authority does not declare that the cost and any penalty shall be collected as a civil debt, then the assessment above provided for shall be a lien against the property and may be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the municipality shall, upon order of the board of governing authorities, proceed to sell the land to satisfy the lien as now provided by law for the sale of lands for delinquent municipal taxes as provided by *Section 21-19-11 Mississippi Code, Annotated.*

All decisions rendered under the provisions of this section may be appealed in the same manner as other appeals from municipal boards or courts are taken.

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 15th day of October, 2019.


Kini Consoulin
Deputy City Clerk

Minutes of November 19, 2019 Mayor and Board of Aldermen

11/19/2019

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Alert

November 15, 2019 at 6:10 pm
Unclaimed/Being Returned to Sender
BELLEVILLE, IL 62223

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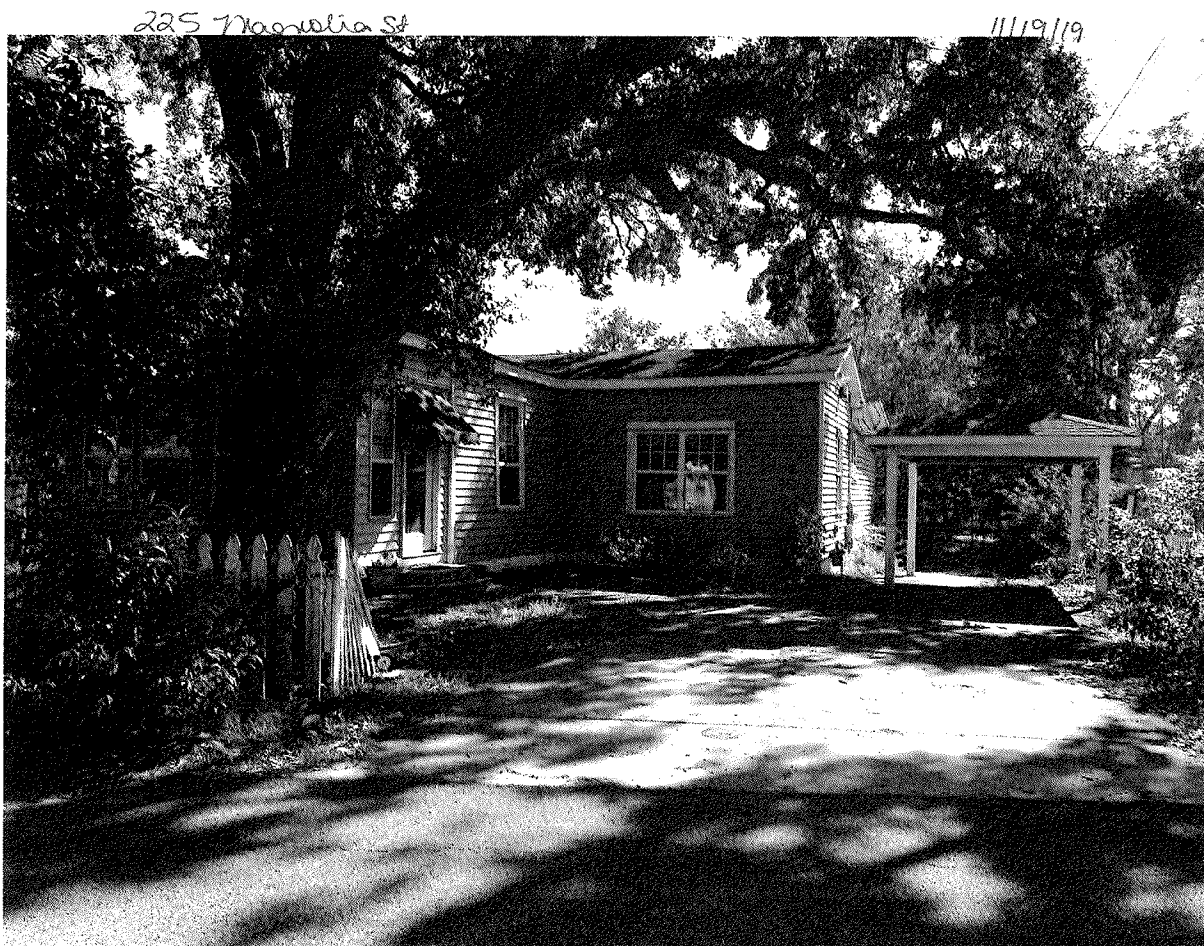
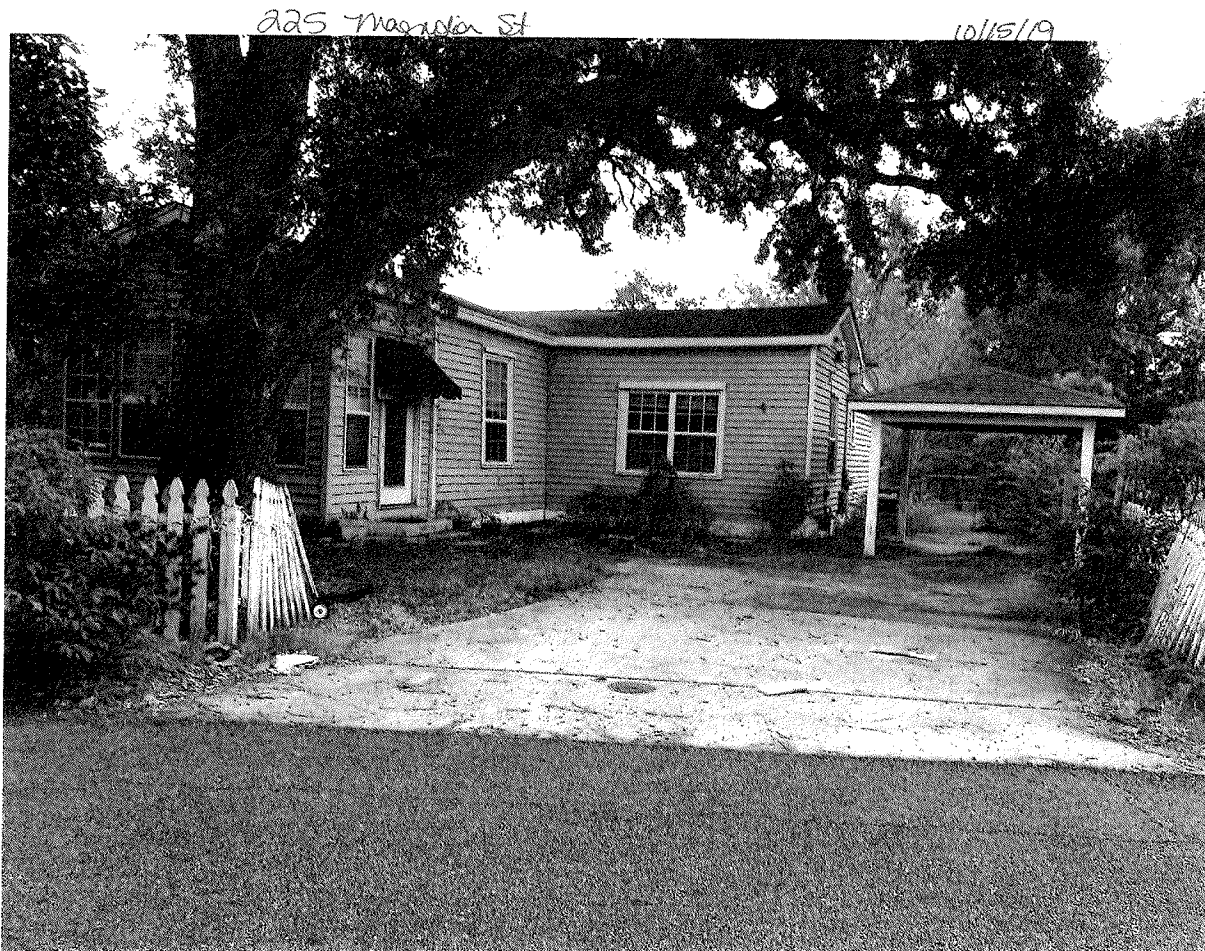
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1/2

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 225 Magnolia Street, Long Beach, Mississippi, on October 17, 2019, by Zoning Enforcement Officer Dale Stogner; the bulletin boards at City Hall, the Water Department, and the Building Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted photographs of 225 Magnolia Street, Long Beach, Mississippi taken by Zoning Enforcement Officer Dale Stogner on November 19,

Minutes of November 19, 2019
Mayor and Board of Aldermen

2019, depicting subject property in its present condition; said photographs are as follows:



**Minutes of November 19, 2019
Mayor and Board of Aldermen**

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared DALE STOGNER, known to me to be the Zoning Enforcement Officer of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows, to-wit:

1. That he is serving in the capacity of Zoning Enforcement Officer of the City of Long Beach, Mississippi;

2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanness as to constitute a menace to the public health and safety of the community; he is responsible for the taking of photographs of those certain properties to determine the state of the properties in their then condition on the date of such public hearings; and other matters pertaining to such public hearings and the business of the zoning/code enforcement in and for the City of Long Beach;

3. That on October 17, 2019, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property located at 225 Magnolia Street (Tax Map Parcel 0612F-02-001.000). Long Beach, Mississippi, assessed to Desiree L. Broussard, and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on November 19, 2019, the Zoning Enforcement Officer, Dale Stogner, did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for November 19, 2019.

This the 19th day of November 2019.


KINI GONSOULIN, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 19th day of November 2019.

-My Commission Expires-


NOTARY PUBLIC



AFFIDAVIT-PHOTOS;POST NOTICE

Mayor Bass asked for anyone speaking on behalf on this property, and no one came forward. After discussion, Alderman Parker made motion seconded by

M.B. 91

11.19.19 Pub Hear/Reg

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

Alderman McCaffrey and unanimously carried to close the public hearing and take official action as follows:

The Mayor and Board of Aldermen took up the matter of the public hearing on the property located at 225 Magnolia Street, 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 Frazer 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 225 MAGNOLIA STREET, 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 225 Magnolia Street, 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 uncleanness 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;

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

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:

1. 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 225 Magnolia Street, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0612F-02-001.000, and according to said tax records is owned by Desiree L. Broussard, 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 August 15, 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.


Minutes of November 19, 2019 Mayor and Board of Aldermen

Alderman Parker 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	Absent, not voting
Alderman Donald Frazer	voted	Aye
Alderman Mark E. Lishen	voted	Absent, not voting
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 19th day of November 2019.

APPROVED:


George L. Bass, Mayor

ATTEST:


Stacey Dahl, City Clerk

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 third Tuesday in November, 2019, 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., Deputy City Clerk Kini Gonsoulin, and City Attorney James C. Simpson, Jr.

Absent the meeting were Aldermen Mark E. Lishen and Patricia Bennett.

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

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

Alderman Parker made motion seconded by Alderman McCaffrey and unanimously carried to approve the Regular minutes of the Mayor and Board of Aldermen dated October 15, 2019 and November 5, 2019, as submitted.

Alderman McCaffrey made motion seconded by Alderman Frazer and unanimously carried to approve the minutes of the Planning & Development Commission meeting dated November 14, 2019, as submitted.

Alderman Griffin made motion seconded by Alderman McCaffrey and unanimously carried to approve the payment of invoices listed in Docket of Claims number 111919.

Planning & Development Commission Appointment was tabled until a candidate is selected.

Alderman Griffin made motion seconded by Alderman Parker and unanimously carried to approve the following request from the First Class Petty Officer Association to waive fees for the use of the Recreation Center:

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

October 31, 2019

Mayor of Long Beach and
Aldermen of Long Beach
City of Long Beach
Post Office Box 929
Long Beach, MS 39560

Dear Mr. Garcia and Aldermen:

SUBJECT: CITY OF LONG BEACH COMMUNITY CENTER REQUEST FOR USE

I am Anthony Mata, a First Class Petty Officer and the President of the First Class Petty Officer Association (FCPOA), a Non-Federal Entity, attached to Naval Construction Battalion Center (NCBC) Gulfport. The FCPOA is organizing a holiday gathering for the Active Duty Military and their Families. On behalf of the First Class Petty Officer Association, I am respectfully requesting to use the City of Long Beach Community Center for our Holiday Party. This event will take place from approximately 1300 to 1700 on 7 December 2019. There will be no alcohol, and the event will be open to NCBC Gulfport Active Duty Military, Civilian Federal Employees, and their dependents. If you need any further information, my contact information is (979) 943-1130. I am standing by for any further questions or concerns. Thank you for your consideration.

Sincerely,


A. D. Mata

ENCLOSURES: 1. CITY OF LONG BEACH COMMUNITY CENTER APPLICATION FOR USE

Copy to: Robert Paul, Director of City of Long Beach Community Center

Alderman Parker made motion seconded by Alderman McCaffrey and unanimously carried to approve the following request from USM Institute for Disability Studies for waiver of fees for use of the Town Green:

**Minutes of November 19, 2019
Mayor and Board of Aldermen**



**THE UNIVERSITY OF
SOUTHERN MISSISSIPPI.**

INSTITUTE FOR DISABILITY STUDIES

Mississippi's University Center for Excellence in Disabilities

118 College Drive #5163 | Hattiesburg, MS 39406

Phone: 601.266.5388 | (TTY) 866.883.4474 | Fax: 601.266.5114 | www.usm.edu/disability-studies

October 31, 2019

Dear Long Beach Mayor and Board of Alderman,

The Institute for Disabilities Studies at The University of Southern Mississippi Gulf Park Campus is asking for the fee for Long Beach Town Green and Pavilion at 301 Jeff Davis Ave Long Beach, MS 39560 to be waived for our Out and About Field Day on April 24, 2020. This free event will be open to individuals with disabilities, their family members from local schools, the community and agencies that serve individuals with disabilities.

The Institute for Disability Studies, Mississippi's University Center for Excellence in Developmental Disabilities, has provided interdisciplinary education, community services, information dissemination and research to Mississippians with developmental and other disabilities statewide for more than 40 years. The mission is to positively affect the lives of Mississippians with developmental and other disabilities and their families across the life span and work toward increasing their independence, productivity and integration into their communities.

The City of Long Beach will be considered a co-host for this event and assist in providing resources for a fun and educational day of service. For more information, please contact me at Jourdan.Hartshorn@usm.edu or 228.236.7233. Thank you in advance for your consideration.

Sincerely,

Jourdan Hartshorn
TRAID AmeriCorps
Institute for Disabilities Studies

Minutes of November 19, 2019
Mayor and Board of Aldermen

April 24, 2019
Friday
Family Field Day
8:00am - 2:00pm.
Town Green

CITY OF LONG BEACH
PARKS AND RECREATION DEPARTMENT
APPLICATION FOR PERMIT

Bob Paul
228-669-7601

TOWN GREEN

Group / Individual Name (Permit tee):

Institute for Disability Studies (USM)

Telephone Number: 228-865-9500 228-236-7233

Street Address: 730 Beach Blvd E, (Cell)

City Long Beach State MS Zip

Type of Event: Family Field Day

Start Time: 9:00 8:00 / Set-up

Closing Time: 2:00 2:00

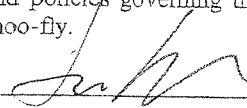
It is agreed between the City of Long Beach and the permit fee that the named facility is reserved on

April 24, 2019

Friday (Date)

The person(s) requesting this permit

1. Agrees to personally accept responsibility for any damage done to the facility, grounds or equipment by persons in his/her group during the reserved period of time, and will hold the City of Long Beach harmless of any damage done to permit tee or permit tee's equipment.
2. Agrees to maintain order and control over persons in the group.
3. Agrees to abide by all policies and procedures of the City of Long Beach, the Long Beach Parks and Recreation Department as directed by the contents of the Town Green policy statement.
4. Understands that failure to comply with all the terms of the aforementioned policy as well as any violation of federal, state, or municipal law in conjunction with the use of this facility will result in the cancellation of the privilege of using this facility and will jeopardize any future permit grants for this or any other facility. I hereby agree that I have read and understand the regulations and policies governing the use of the Long Beach Town Green, including the deck area and shoo-fly.

Signature 

Date: 11/4/19

Rental Fee \$ _____ Receipt # _____ Date _____

Deposit Fee \$ _____ Receipt # _____ Date _____

Clean-up Fee \$ _____ Receipt # _____ Date _____

PLEASE REVIEW THE POLICY AND RETAIN FOR YOUR RECORDS

Minutes of November 19, 2019
Mayor and Board of Aldermen

STATE OF MISSISSIPPI
COUNTY OF HARRISON
SECOND JUDICIAL DISTRICT

RELEASE AND IDNEMNITY

WHEREFORE, for and in consideration of the use of the ground of the City of Long Beach, Town Green and structures erected upon it owned by the City of Long Beach, Mississippi, and located at 115 East 3rd Street, I _____, do hereby release, acquit and forever discharge the City of Long Beach, Mississippi, and all of its respective agents, servants, employees, elected and non-elected officials, successors, predecessors, insurers, attorneys, and any and all other legal entities and persons, of and from any and all claims, demands, actions, damages, liability, or legal recourse of any type, and expenses (including attorneys' fees) in connection with or arising from or out of my use of the Town Green.

WHEREFORE, PREMISES CONSIDERED:

The undersigned further agrees that he/she shall indemnify and hold harmless the City against and from all claims, demands, actions, rights of action, liabilities, losses, judgments, costs, expenses, and attorney fees which shall or may rise by virtue of anything done or omitted to be done by us, including through or by its agents, employees, or other representatives, arising out of, claimed on account of, or in any manner predicated upon the use of the above mentioned property. The undersigned further agrees to protect and save and keep the City harmless and indemnify the City against and from any and all claims, demands, actions, liabilities, judgments, losses, costs, damages or expenses (including attorneys' fees) arising out of, claimed on account of, or in any manner predicated upon any accident or other occurrence arising from the use of the above mentioned property causing injury to person(s) (including death) or property to whomsoever or whatever in law and equity.

Furthermore, as part of the consideration for using the abovementioned property, the undersigned agree to assume full responsibility and liability for any and all risk of loss by theft, vandalism, destruction, or otherwise, of any and all items of personal property belonging to the organization, group or members thereof while in and about said facility, regardless of whether or not said loss relates to, or arises out of, the use of said facility and, in addition, said organization or group agrees to indemnify and hold the City of Long Beach, its agents and servants, and employees harmless from and against all claims and expenses for same, including attorneys fees.

This, the 19 day of November, 2019.

X Authorized Signature [Signature]

X Witness [Signature]

Minutes of November 19, 2019 Mayor and Board of Aldermen

LONG BEACH TOWN GREEN RULES AND REGULATIONS

The Town Green is owned and operated by the City of Long Beach and administered by the Department of Parks and Recreation. All groups wishing to book the facility are considered on first come, first serve basis. The City of Long Beach reserves the right to provide activities on those dates deemed appropriate in carrying out its program(s).

Permission to use the Town Green does not include the closing of the Town Green to the general public. When renting the shoo-fly area the permit tee agrees not to restrict the public from entering the grounds or the parking lot connected to the Town Green.

Tables and chairs are NOT provided at this facility. Arrangements for the rental of these items are the responsibility of the permit tee. However, the City does rent their stage and bleacher area. You can get the rental fees for those areas by contacting the Parks and Recreation Department.

Gambling will not be permitted on the Town Green or in any of the buildings at this location and failure to comply with this policy shall be grounds for cancellation of the permit.

The selling or consumption of alcoholic beverages on the Town Green is NOT ALLOWED without written consent for the City of Long Beach Parks and Recreation Department. Requests must be presented in writing and will be considered on an individual basis.

NO GLASS BOTTLES OR OTHER GLASS CONTAINERS are allowed on the Town Green area without the approval of the Parks and Recreation Department.

The permit tee is responsible for the cleaning of the grounds following his/her activity. Failure to clean the area may result in forfeiture of the deposit, and/or the denial of any future use of this facility by their person(s) or group.

All functions must be concluded and the premises emptied no later than midnight. Any deviation from this policy will have to be approved by the Parks and Recreation Department.

There will be no nailing, screwing or tying of any type to the Gazebo's and Shoo-fly structures; this includes the trees on the grounds. Some exceptions can be made but only with prior consent from The City of Long Beach.

Any special requests must be submitted in writing and approved by the City of Long Beach Parks and Recreation Department.

No vehicles are allowed on the grounds without approval from Director or Assistant Director of Parks and Recreation.



~ 3 ~

Minutes of November 19, 2019
Mayor and Board of Aldermen

FEES:

Deposit Fee – A deposit of \$100.00 must be paid when your contract is signed, this will also secure your event date. **Deposit for festivals is \$300.00**

Rental Fees - \$150.00 per day for the stage and bleacher areas, \$50.00 per day for each gazebo, & \$50.00 per day for the shoo-fly area. **Festival rental is \$400.00 this fee must be paid 1 month prior to the event date.**

Clean-up Fee - \$200.00 for events - **\$300.00 for festivals**, this fee is refundable. You are responsible for cleaning up after your event/festivals, if you fail to do so your cleanup fee will not be refunded to you. The property will be inspected at the end of your event/festival.

Non-Profit Group Fee- To be considered for the reduced rate you must provide The City of Long Beach with a copy of the organizations 501 C-3 tax status form that is filed with the Secretary of State in Jackson, MS. If you do qualify for the discounted rate it will reduce it by half.

Security Personnel - \$25.00 per hour with a 4 hours minimum. The requirement for security personnel will be handled on a case by case basis. This will be handled by a City of Long Beach Police Department representative and will be dependent on the type of event and estimated attendance. You will need to contact the City of Long Beach Police Department to make those arrangements.

Refunds – All refund will be processed the day after your event and inspection. As long as there is no damage your refund will be mailed out to you and could take 3-5 weeks for you to receive.

Cancellation Policies: should the permit tee cancel his/her event with the Parks and Recreation Department prior to 60 days of their scheduled event, 100% of the deposit will be refunded. Any cancellation within 60 days their deposit will be forfeited. If a warning or watch for a hurricane is present, then the renter would be refunded full rent and deposit. Any other exception (weather conditions) will be on a case by case basis.



Minutes of November 19, 2019 Mayor and Board of Aldermen

Alderman McCaffrey made motion seconded by Alderman Griffin and unanimously carried to approve the following Quote from Tyler Technologies for Content Manager Software for the Water/Sewer Billing Office:



Quoted By: Brad Reed
 Date: 11/4/2019
 Quote Expiration: 1/28/2020
 Quote Name: City of Long Beach - ERP - TCMse
 Quote Number: 2019-90636
 Quote Description: Tyler Content Manager SE

Sales Quotation For
 City of Long Beach
 PO Box 929
 Long Beach, MS 39560-0929
 Phone +1 (228) 863-1556

Description	Annual Fee/Net	# Years	Total SaaS Fee	Impl. Hours
Additional:				
TCM SE	\$3,240.00	0.75	\$2,430.00	0
TOTAL:	\$3,240.00		\$2,430.00	0

Description	License	Impl. Hours	Impl. Cost	Data Conversion	Module Total	Year One Maintenance
Productivity:						
Tyler Content Manager SE	\$9,000.00	32	\$5,120.00	\$0.00	\$14,120.00	\$0.00
Sub-Total:	\$9,000.00		\$5,120.00	\$0.00	\$14,120.00	\$0.00
Less Discount:	\$1,800.00		\$0.00	\$0.00	\$1,800.00	\$0.00
TOTAL:	\$7,200.00	32	\$5,120.00	\$0.00	\$12,320.00	\$0.00

Description	Quantity	Unit Price	Unit Discount	Extended Price
Tyler Content Manager SE Installation (Existing Clients)	1	\$1,500.00	\$0.00	\$1,500.00
Tyler Forms GoDocs Forms Upgrade	1	\$3,000.00	\$0.00	\$3,000.00
TOTAL:				\$4,500.00

2019-90636 - Tyler Content Manager SE CONFIDENTIAL 1 of 4

Summary	One Time Fees	Recurring Fees
Total SaaS	\$0.00	\$3,240.00
Total Tyler Software	\$7,200.00	\$0.00
Total Tyler Services	\$9,620.00	\$0.00
Total 3rd Party Hardware, Software and Services	\$0.00	\$0.00
Summary Total	\$16,820.00	\$2,430.00
Contract Total	\$19,250.00	

Unless otherwise indicated in the contract or amendment thereto, pricing for optional items will be held for six (6) months from the Quote date or the Effective Date of the contract, whichever is later.

Customer Approval: George L. Bass Date: 11-20-19
 Print Name: George L. Bass P.O. #:

All primary values quoted in US Dollars

Description	License	License Discount	License Net	Maintenance Basis	Year One Maint Discount	Year One Maint Net
Productivity:						
Tyler Content Manager SE	\$9,000.00	\$1,800.00	\$7,200.00	\$0.00	\$0.00	\$0.00
TOTAL:	\$9,000.00	\$1,800.00	\$7,200.00	\$0.00	\$0.00	\$0.00

2019-90636 - Tyler Content Manager SE CONFIDENTIAL 2 of 4

Minutes of November 19, 2019 Mayor and Board of Aldermen

Comments

Client agrees that items in this sales quotation are, upon Client's signature or approval of same, hereby added to the existing agreement ("Agreement") between the parties and subject to its terms. Additionally, payment for said items, as applicable but subject to any listed assumptions herein, shall conform to the following terms:

- License fees for Tyler and third party software are invoiced upon the earlier of (i) deliver of the license key or (ii) when Tyler makes such software available for download by the Client;
- Fees for hardware are invoiced upon delivery;
- Fees for year one of hardware maintenance are invoiced upon delivery of the hardware;
- Annual Maintenance and Support fees, SaaS fees, Hosting fees, and Subscription fees are first payable when Tyler makes the software available for download by the Client (for Maintenance) or on the first day of the month following the date this quotation was signed (for SaaS, Hosting, and Subscription), and any such fees are prorated to align with the applicable term under the Agreement, with renewals invoiced annually thereafter in accord with the Agreement.
- Fees for services included in this sales quotation shall be invoiced as indicated below:
 - Implementation and other professional services fees shall be invoiced as delivered
 - Fixed-fee Business Process Consulting services shall be invoiced 50% upon delivery of the Best Practice Recommendations, by module, and 50% upon delivery of custom desktop procedures, by module
 - Fixed-fee conversions are invoiced 50% upon initial delivery of the converted data, by conversion option, and 50% upon Client acceptance to load the converted data into Live/Production environment, by conversion option. Where conversions are quoted as estimated, Tyler will invoice Client the actual services delivered on a time and materials basis
 - Except as otherwise provided, other fixed price services are invoiced upon complete delivery of the service. For the avoidance of doubt, where "Project Planning Services" are provided, payment shall be invoiced upon delivery of the Implementation Planning document. Dedicated Project Management services, if any, will be invoiced monthly in arrears, beginning on the first day of the month immediately following initiation of project planning
 - If Client has purchased any change management services, those services will be invoiced in accordance with the Agreement
 - Notwithstanding anything to the contrary stated above, the following payment terms shall apply to services fees specifically for migrations: Tyler will invoice Client 50% of any Migration Fees listed above upon Client approval of the product suite migration schedule. The remaining 50%, by line item, will be billed upon the go-live of the applicable product suite. Tyler will invoice Client for any Project Management Fees listed above upon the go-live of the first product suite.
- Expenses associated with onsite services are invoiced as incurred

Tyler's quote contains estimates of the amount of services needed, based on our preliminary understanding of the size and scope of your project. The actual amount of services depends on such factors as your level of involvement in the project and the speed of knowledge transfer.

Unless otherwise noted, prices submitted in the quote do not include travel expenses incurred in accordance with Tyler's then-current Business Travel Policy.

Tyler's prices do not include applicable local, city or federal sales, use excise, personal property or other similar taxes or duties, which you are responsible for determining and remitting. Installations are completed remotely, but can be done onsite upon request at an additional cost.

In the event Client cancels services less than two (2) weeks in advance, Client is liable to Tyler for (i) all non-refundable expenses incurred by Tyler on Client's behalf; and (ii) daily fees associated with the cancelled services if Tyler is unable to re-assign its personnel.

* * * * *

Minutes of November 19, 2019 Mayor and Board of Aldermen

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 19th day of November 2019, the following Resolution, which was reduced to writing and presented in advance of the meeting for reading and examination:

RESOLUTION TO ADOPT MEMORANDUM OF UNDERSTANDING WITH OTHER COAST CITY AND COUNTY GOVERNMENTS TO FORM A MISSISSIPPI SOUND COALITION AND FOR OTHER PURPOSES

WHEREAS, recent openings of the Bonnet Carré Spillway caused great damage to the Mississippi Sound and the way of life and economies of our coastal communities; and

WHEREAS, it is in the best interests of the health, safety and welfare of the residents of Hancock, Harrison, and Jackson Counties, Mississippi, and all the municipalities therein, that local governments enter this memorandum of understanding ("MOU") to restore the Mississippi Sound and the seafood and tourism economies that depend upon it and to cause changes in public policies at national, state and local levels to prevent future damage from the water of the Mississippi River; and

WHEREAS, we desire to work collaboratively with the offices of Mississippi's Governor, Attorney General, Lt. Governor, Secretary of State, Department of Environmental Quality, Department of Marine Resources, Senators, Congressmen, Legislators, and other parties that have capacity to assist in restoring and protecting the Mississippi Sound.

NOW THEREFORE, BE IT RESOLVED, that the Board of Aldermen and Mayor of the City of Long Beach do hereby find and adjudicate and resolve as follows:

SECTION ONE. The findings, conclusions, and statements of fact contained in the foregoing preamble are hereby adopted, ratified, and incorporated herein.

SECTION TWO. The Mayor is authorized to execute and deliver duplicate originals of the MOU in substantially similar form to Exhibit "A" attached hereto.

SECTION THREE. This resolution shall take effect and be in force from and after adoption.

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

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 as follows:

Alderman Ronald Robertson	voted	Aye
Alderman Timothy McCaffrey, Jr.	voted	Aye
Alderman Kelly Griffin	voted	Aye
Alderman Bernie Parker	voted	Aye
Alderman Mark E. Lishen	voted	Absent, not voting
Alderman Patricia Bennett	voted	Absent, not voting
Alderman Donald Frazer	voted	Aye

The question having received the Affirmative vote of a majority the Alderman present and voting, the Mayor declared the motion carried and the resolution and order adopted and approved this 19th day of November, 2019.

APPROVED:


George L. Bass, Mayor

ATTEST:


Stacey Dahl, City Clerk

Minutes of November 19, 2019 Mayor and Board of Aldermen

MEMORANDUM OF UNDERSTANDING MISSISSIPPI SOUND COALITION

Whereas, recent openings of the Bonnet Carré Spillway caused great damage to the Mississippi Sound and the way of life and economies of our coastal communities; and

Whereas, it is in the best interests of the health, safety and welfare of the residents of Hancock, Harrison, and Jackson Counties, Mississippi, and all the municipalities therein, that local governments enter this memorandum of understanding ("MOU") to restore the Mississippi Sound and the seafood and tourism economies that depend upon it and to cause changes in public policies at national, state and local levels to prevent future damage from the water of the Mississippi River; and

Whereas, we desire to work collaboratively with the offices of Mississippi's Governor, Attorney General, Lt. Governor, Secretary of State, Department of Environmental Quality, Department of Marine Resources, Senators, Congressmen, Legislators, and other parties that have capacity to assist in restoring and protecting the Mississippi Sound;

Now therefore, in consideration of the premises herein, the governing authorities of the undersigned municipalities and county governments of the Mississippi Gulf Coast enter this MOU and agree as follows:

Section 1. We hereby form the Mississippi Sound Coalition.

Section 2. The Coalition intends to advocate state and federal action to cause national solutions to this national problem, provide public education on the subject, and, if necessary, engage in litigation to restore the Mississippi Sound, recover damages for affected parties, and mandate national solutions.

Section 3. Each local government executing this MOU shall be a member ("Member") represented by their respective mayor or president, who shall serve *ex officio* as the "Management Committee", which shall adopt its own rules, elect its officers, select an executive manager and adopt an annual budget based on voluntary appropriations by the Members and any other sources of private and public grants that the Coalition may obtain; it is understood that Member appropriations shall be voluntary and that no Member shall be required to appropriate any of its funds to the Coalition's budget or any of its initiatives.

Section 4. The Management Committee shall make decisions by majority vote of the Members in all matters except sources and uses of money, which shall require an affirmative vote of all Members who volunteer to commit to funding, it being understood that in the event a particular government does not agree to participate in funding of any particular matter, nevertheless the remaining members may proceed on behalf of the Members who do participate in the funding.

Section 5. City attorneys, attorneys for the boards of supervisors, and special counsel that the Coalition may designate shall form an "Attorneys Committee", which shall be under the supervision and direction of the Management Committee.

Section 6. All litigation decisions to sue and to settle suits must be made by the affirmative vote of the local governments who choose to become named parties and contribute funding for the action, it being understood that any Member may choose not to be a named party of a particular action, in which case the named Members would be free to proceed.

Section 7. The Management Committee shall request the Mississippi Gulf Coast Community Foundation or another appropriate nonprofit entity to establish a Mississippi Sound Fund for the purposes of this Coalition, to receive tax-exempt donations and governmental grants.

Section 8. Any Member may terminate its membership at any time upon a resolution adopted by its governing authorities and delivered to the other Members.

Section 9. This MOU shall become effective upon the latest date of execution of at least three local governments; provided, however, any local government joining within thirty days thereafter shall automatically become a charter Member of the Coalition.

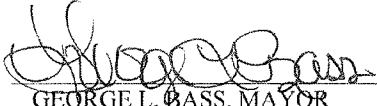
Signature pages follow _____

MOU Mississippi Sound Coalition, Page 1 of 2

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

Executed and delivered by the following municipal and governments on the dates beside our signatures below, to wit:

CITY OF LONG BEACH, MISSISSIPPI

BY:  DATE: 11-20-19
GEORGE L. BASS, MAYOR

MOU Mississippi Sound Coalition, Page 2 of 2

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

Alderman Griffin made motion seconded by Alderman Frazer and unanimously carried to approve the following sponsorship for the Garden Club's Annual Spring Pilgrimage:

Long Beach Garden Club
P. O. Box 392
Long Beach, Mississippi 39560



organized 1930

November 14, 2019

George Bass, Mayor, and
Board of Aldermen
City of Long Beach
201 Jeff Davis Ave.

Dear Mayor Bass and Board,

The Mississippi Gulf Coast 65th **Annual Spring Pilgrimage** will be held from March 25-28, 2020. The Long Beach Garden Club will be hosting the Pilgrimage on **Wednesday, March 25**, from 1:00-4:00 p.m. Our brochures will be available at Bankhouse Coffee as well as at the library, so visitors will have the opportunity to visit the shops and area around Jeff Davis.

Once again, we are requesting that the City of Long Beach sponsor the event through the **Benefactor level of \$500.00**. The funds are used for publicity, printing of the Pilgrimage Brochure, and insurance.

Benefactors are advertised in the brochure as well as on the Pilgrimage website: www.springpilgrimage.com. You may include a link to the city website on the Pilgrimage Web site. Please see last year's full page ad for the City of Long Beach in the brochure.

To make a donation, please complete the Sponsorship form, attach your business card and send with your check made out to the **Mississippi Gulf Coast Council of Garden Clubs, Inc.** by January 13, 2020.

Once again, we thank you for your support.

Sincerely,

Gayle Nolan and Terri Oemichen,
Co-chairs, Spring Pilgrimage

Long Beach Garden Club

The Chart of Uses Amendment discussion was tabled until the December 3, 2019 meeting.

There came on for discussion, available grant funds from MEMA Hazard Mitigation. The Mayor asked Andy Phelan of Pickering Firm to explain the proposed project for grant request. Mr. Phelan apprised the Board of a need to have drainage work completed in the Mt. Bass area. The total project would cost approximately \$500,000 and would require a 25% City match. Alderman Parker made motion seconded by Alderman Frazer to authorize Pickering Firm to complete the application

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

process for the Mt. Bass project under their current contract with the City, not to exceed \$5,000.

Based on the recommendations of Department Heads and certification by the Civil Service Commission, Alderman Parker made motion seconded by Alderman McCaffrey and unanimously carried to approve personnel matters, as follows:

Fire Department:

- Step Increase, Firefighter 2nd Class Dustin Strickland, FS-7, effective November 16, 2019

Alderman Frazer made motion seconded by Alderman Griffin and unanimously carried to accept the October 2019 Revenue/Expense Report, as submitted.

Alderman Griffin made motion seconded by Alderman McCaffrey and unanimously carried to approve the following budget amendment for FY 20 for Public Works:

**City of Long Beach
Budget Amendment Request**

Fund Name	<u>Water/Sewer</u>	Date	<u>11/19/2019</u>
Department #	<u>815/825/850</u>	Budget Entry #	<u> </u>
Department Name	<u>Public Works</u>		

	Original Budget	Prior Amendments	This Amendment	Revised Budget
<u>Water System Projects 815-616500</u>	<u>250,000</u>	<u>-</u>	<u>215,312</u>	<u>465,312</u>
<u>Sewer System Projects 825-616200</u>	<u>250,000</u>	<u>-</u>	<u>251,108</u>	<u>501,108</u>
<u>Contingency Capital Projects 850-640100</u>	<u>-</u>	<u>-</u>	<u>224,666</u>	<u>224,666</u>

Amendment roll over project funds not expended from FY 2019's budget for Public Works

Amendment #1

Minutes of November 19, 2019
Mayor and Board of Aldermen



MEMO

TO: KINI GONSOULIN, CITY OF LONG BEACH
FROM: JOE CULPEPPER, DIRECTOR OF PUBLIC WORKS
DATE: OCTOBER 18, 2019
RE: AUTHORIZATION TO TRANSFER FUNDS

Kini, as discussed, this is to confirm my request to:

1. Transfer \$215,311.90 from last year's budget 815-616500 (WATER SYSTEM PROJECT) surplus that was placed into Fund Balance to this year's budget – 815-616500.
2. Transfer \$251,108.00 from last year's budget 825-616200 (SEWER SYSTEM PROJECT) surplus that was placed into Fund Balance to this year's budget 825-616200.
3. Transfer \$224,665.66 from last year's budget 850-640100 (CAPITAL PROJECTS) surplus that was placed into Fund Balance to this year's budget 850-640100.

Thank you.

Alderman Parker made motion seconded by Alderman Frazer and unanimously carried to award the Annual Bid for Ready Mix Concrete per the Public Works Director's following recommendation:



MEMO

TO: MAYOR BASS & BOARD OF ALDERMEN
CC: CITY CLERK
FROM: JOE CULPEPPER, PUBLIC WORKS DIRECTOR
DATE: November 6, 2019
RE: ANNUAL BID – "READY MIX CONCRETE" – OCTOBER 1, 2019 – SEPTEMBER 30, 2020

I have reviewed the bids received for "Ready Mix Concrete" and am recommending that the City of Long Beach award this bid to:

Coast Concrete Company, Inc.
14270 Creosote Rd.
Gulfport, MS 39503
(228) 863-1364

Thank you.

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

There came on for discussion a non-compliant property located at 406 Klondyke Road, assessed to Carl LaRosa, whereupon Alderman Frazer made motion seconded by Alderman Griffin and unanimously carried to table this issue until the December 3, 2019 meeting.

* *

There came on for discussion a derelict property located at 218 Alverado Drive, assessed to Donald & Alice Schaffer, whereupon Alderman Griffin made motion seconded by Alderman McCaffrey and unanimously carried to schedule a public hearing, Tuesday, December 17, 2019, at 5:00 o'clock p.m., Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not this property situated in the City of Long Beach is in such a state of uncleanness as to constitute a menace to the public health and safety of the community.

* *

There came on for discussion a non-compliant property located 594 W Beach Blvd., assessed to Barbara Owensby, whereupon Alderman Robertson made motion seconded by Alderman Parker and unanimously carried to instruct the Zoning Official to send a notice to Ms. Owensby stating that she had 45 days to bring her property into compliance regarding Excess Illumination, or be cited and assessed with the highest penalty set by City Ordinance.

* *

There came on for discussion a derelict property located at 125 Mount Bass Street, assessed to Joey & Kiana Brou, whereupon Alderman Frazer made motion seconded by Alderman Parker and unanimously carried to schedule a public hearing, Tuesday, December 17, 2019, at 5:00 o'clock p.m., Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not this property situated in the City of Long Beach is in such a state of uncleanness as to constitute a menace to the public health and safety of the community.

The Mayor recognized the City Attorney for his report, whereupon he apprised the Board that the brief had been filed for the Cell Tower Appeal Case. No action was required or taken.

**Minutes of November 19, 2019
Mayor and Board of Aldermen**

There being no further business to come before the Mayor and Board of Aldermen at this time, Alderman Griffin made motion seconded by Alderman Robertson 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