

**Minutes of March 18, 2008
Mayor and Board of Aldermen**

Be it remembered that a public hearing before the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, was begun and held at 5:30 o'clock p.m. on the 18th day of March, 2008, in the Long Beach School District Central Office, 19148 Commission Road 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 hearing.

There were present and in attendance on said Board and at the public hearing the following named persons: Mayor William Skellie, Jr., Aldermen Allen D. Holder, Jr., Charles Boggs, Joseph McNary, Mark Lishen, Richard Burton, Deputy City Clerk Stacey Dahl, and City Attorney Frank R. McCreary, III. Alderman Richard Notter was present via telephone.

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

The public hearing to consider an application for Special Exception Use as filed by Jan and Tom Karatzelidis, 18124 Allen Road, was called to order.

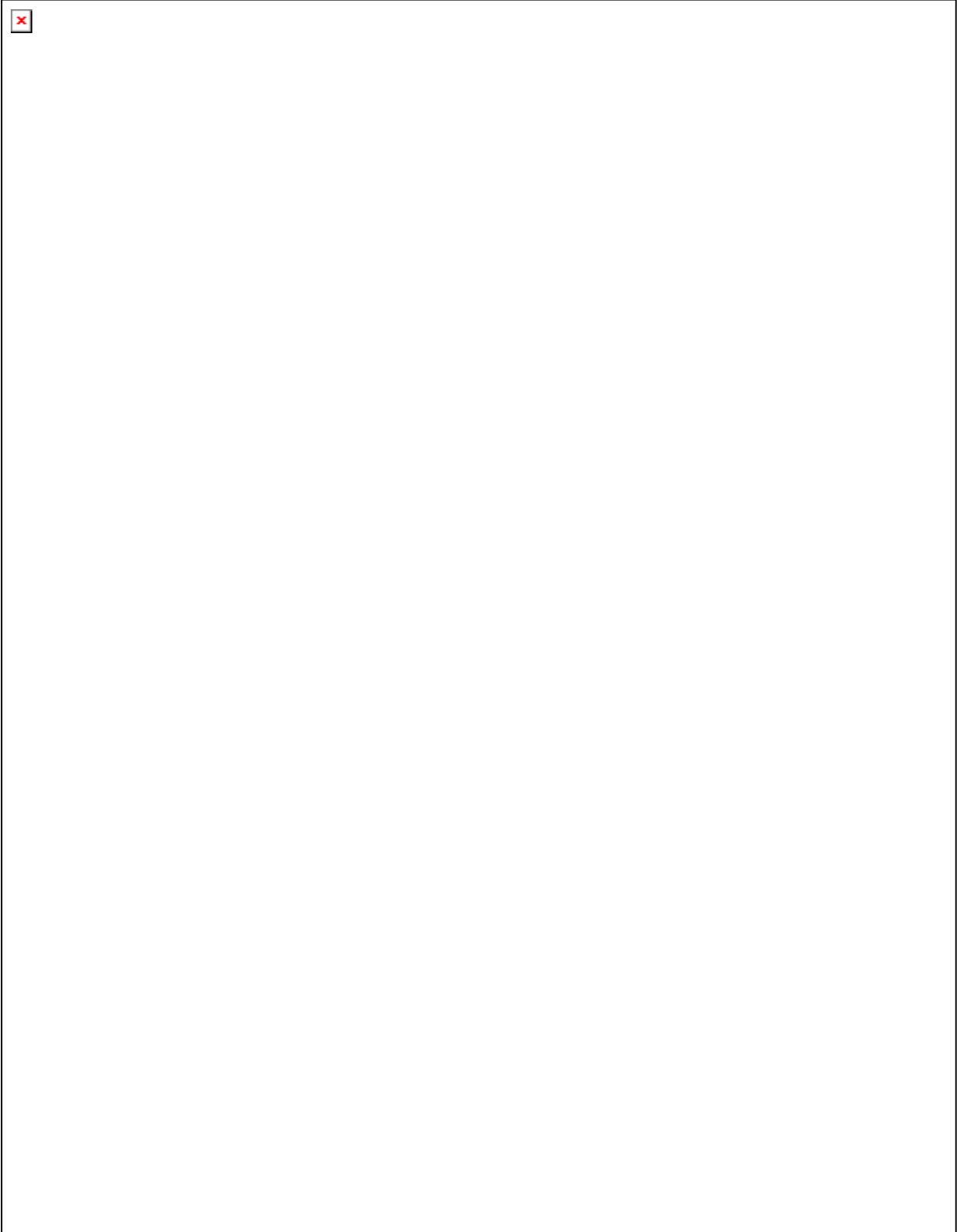
*

*

The Clerk reported that pursuant to that certain order of the Mayor and Board of Aldermen at a regular meeting duly held and convened on February 5, 2008, that she did cause to be published in The Sun Herald, a newspaper with a general circulation in the City of Long Beach and published in Harrison County, Legal Notice, Public Hearing, as evidenced by the Publisher's Proof of Publication.

Alderman Holder made motion seconded by Alderman Lishen and unanimously carried to spread said Proof of Publication upon the record of this public hearing in words and figures, as follows:

**Minutes of March 18, 2008
Mayor and Board of Aldermen**



*

*

The Clerk further reported that fourteen (14) legal notices of public hearing were sent via certified mail, return receipt requested, to property owners within two hundred feet (200') of the subject property, thirteen (13) were received and one (1) returned unclaimed.

Minutes of March 18, 2008 Mayor and Board of Aldermen

Alderman Holder made motion seconded by Alderman Boggs and unanimously carried to make the aforementioned certified receipts a part of the record of this public hearing, on file in the Office of the City Clerk.

* * *

Alderman Boggs made motion seconded by Alderman Holder and unanimously carried to make the January 24, 2008, Planning Commission minutes a part of the record of this public hearing on file in the Office of the City Clerk.

* * *

The Mayor recognized Jason Purvis, Attorney at Law, representing Jan and Tom Karatzelidis, who stated the following:

The applicants are requesting an extension to leave their mobile home on the subject property until their business is running and a home can be built.

- There are other mobile homes on Gates Avenue and Allen Road.
- The applicants are requesting additional time to remove the trailer, thirty (30) days is not sufficient time as directed through a letter sent to them from the Building Code Official, dated October 17, 2007.
- The applicants are not seeking a permanent right to allow the trailer, but ask that the City be merciful and allow time for a home to be built.

* * *

In rebuttal, Alderman Holder stated that other trailers were “grandfathered in” and this particular property was allowed a trailer by special use exception. Alderman Holder further stated that the City did not cause this problem. The real estate company that sold the aforesaid property to the Karatzelidis’s, misrepresented the property as being commercial property and the trailer and business would be allowed.

* * *

Mayor Skellie requested the Planning Commission Minutes of December 12, 1996, be made a part of the record of this meeting and read them as follows:

Mr. Meadows addressed the Commission to answer questions regarding his request to replace his existing mobile home which existed prior to the zoning change. After discussion, Commissioner Smith made motion seconded by Commissioner Rouse and unanimously carried to approve the request due to a hardship situation to replace the existing mobile home which is in need of replacement. The request is being approved for Mr. Meadows only and once his ownership terminates, the mobile home would have to be moved due to non-conforming use. The mobile home has to be located in the same location as it is presently.

Minutes of March 18, 2008
Mayor and Board of Aldermen

Mayor Skellie reiterated that once Mr. Meadows vacated the property, the trailer would have to be removed.

*

*

Upon further discussion with Attorney Purvis and upon questioning by the Aldermen, Mr. Purvis stated that a Bill of Exceptions has been filed.

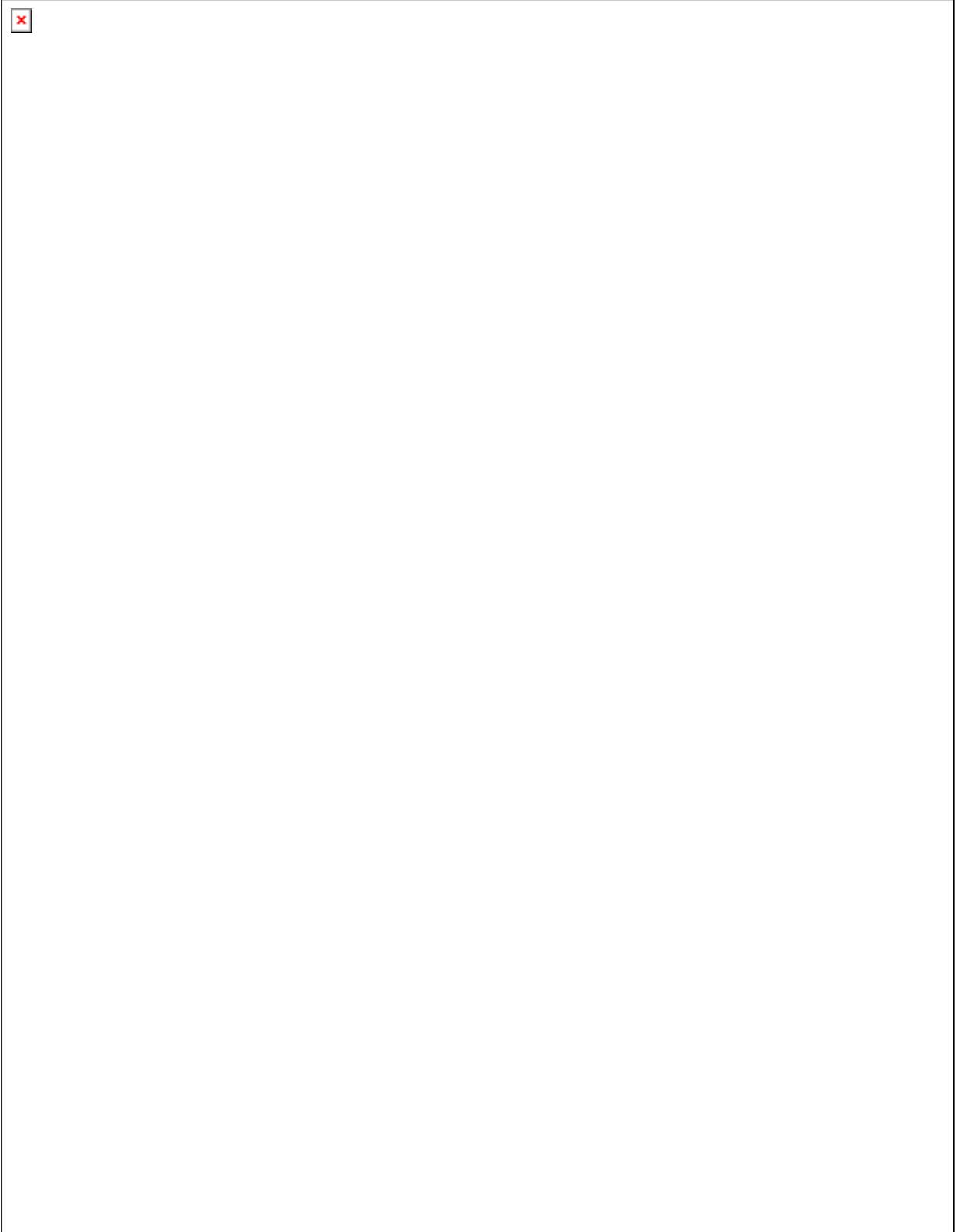
*

*

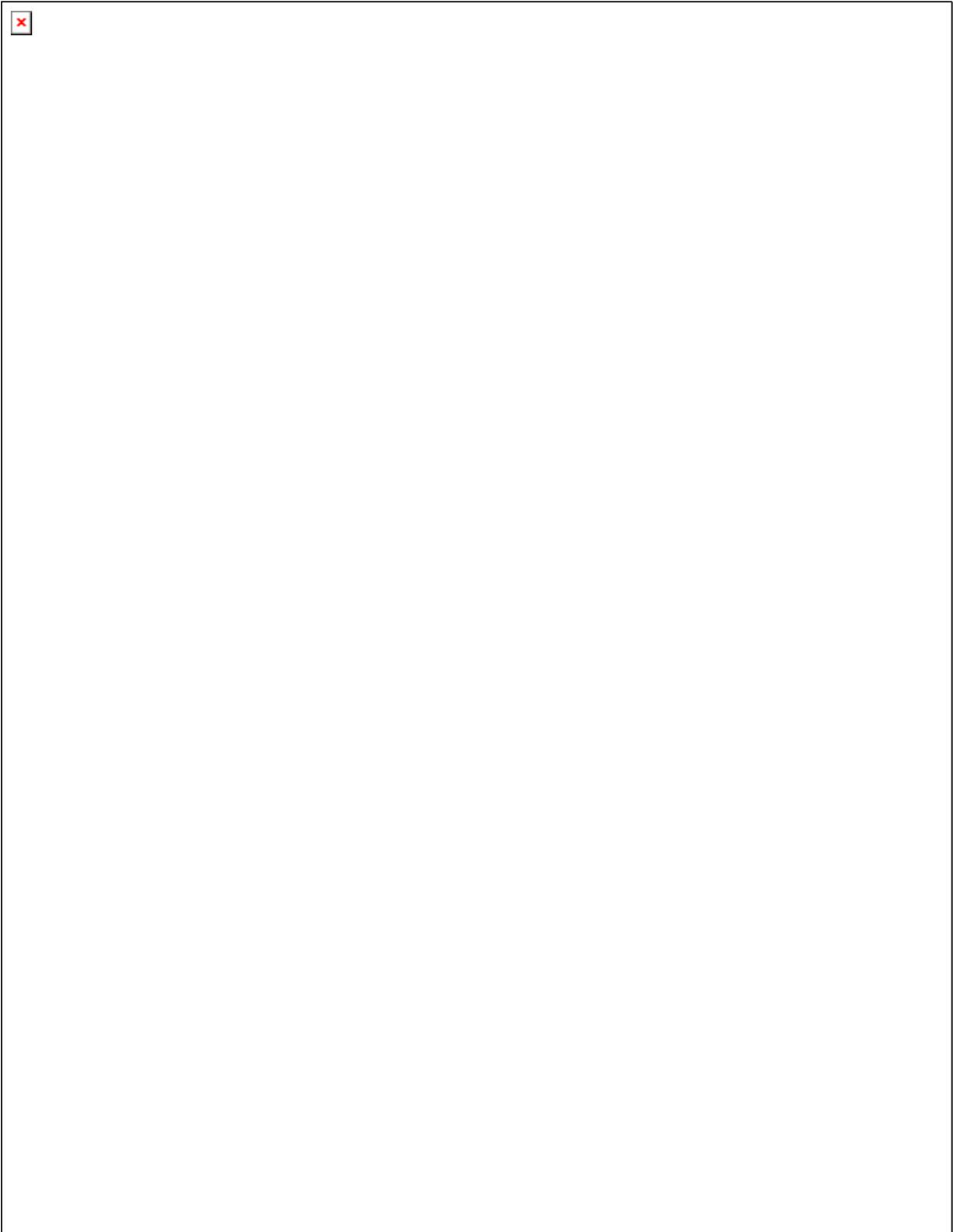
The Mayor opened the floor for public comments in favor of the application for Special Exception Use, as follows:

Tom Karatzelidis, 18124 Allen Road, Long Beach, Mississippi, only wants to live in the trailer temporarily, until he can sell his property in Pass Christian, then will have the funding to build a house. Requested that a petition submitted to the Planning Commission on December 13, 2007, be made a part of this record:

Minutes of March 18, 2008
Mayor and Board of Aldermen



**Minutes of March 18, 2008
Mayor and Board of Aldermen**



*

*

The Mayor opened the floor for public comments in opposition to the application for Special Exception Use, as follows:

Martita Pierce, 5535 Gates Avenue, Long Beach, Mississippi, stated that a friend of the applicants approached her prior to their purchase of the subject property and she advised the friend to warn the prospective buyers the property is zoned R-1 and the business/trailer would not be allowed.

**Minutes of March 18, 2008
Mayor and Board of Aldermen**

Patrick Pierce, 5535 Gates Avenue, Long Beach, Mississippi, sympathizes with the applicants, but the property needs to revert back to an R-1 or it will diminish the property values in the surrounding area.

Leroi Stovall, 619 Parkwood Drive, Long Beach, Mississippi, property zoned R-1.

David Wolfe, 400 Pinecrest Circle, Long Beach, Mississippi, property zoned R-1 and intends to build near the property and does not want property values to diminish.

* * *

The Mayor recognized Attorney Purvis for rebuttal, as follows:

The applicants understand the trailer must be removed, only want additional time so that they may sell their other property and fund the building of a home on the subject property.

The applicants qualify for a Katrina Cottage. What would be the difference in allowing the existing trailer to stay temporarily, or having it removed and bring a Katrina Cottage in temporarily?

* * *

Alderman Boggs made motion seconded by Alderman Holder to continue the hearing at a later date.

* * *

Alderman Lishen made substitute motion seconded by Alderman Burton to allow the Karatzelidis's to remain in their trailer for six (6) months.

* * *

Upon continued discussion, Alderman Lishen withdrew his motion and it was determined that a new motion was in order.

* * *

Alderman Boggs made motion seconded by Alderman Holder and unanimously carried to recess this public hearing for Special Use Exception until September 2, 2008, at 5:30 pm, and to suspend the Building Code Official's letter giving a thirty (30) day notice to remove trailer. Mr. Karatzelidis was further instructed to do everything possible to have the trailer removed prior to that date.

Be it remembered that a regular meeting of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, was begun and held at the Long Beach School District Central Office, 19148 Commission Road, in said City at 5:30 p.m., it being the

**Minutes of March 18, 2008
Mayor and Board of Aldermen**

second Tuesday in March, 2008, and the same being the time, date, and place fixed by Laws 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 William Skellie, Jr., Aldermen Allen D. Holder, Jr., Charles Boggs, Richard Burton, Mark Lishen, Joseph McNary, Deputy City Clerk Stacey Dahl, and City Attorney Frank R. McCreary, III. Alderman Richard Notter was present via telephone.

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

The meeting was called to order and the Mayor announced that the Keep American Beautiful Project that was held on March 11, 2008, was a great success. The Mayor further announced the excitement on the ribbon cutting of the newly built Police Station and the ground breaking for the Senior Citizen/Recreation Complex on March 12, 2008.

The Mayor opened the floor for public comments pertaining to matters on the agenda.

Zak Klee, 109 Shady Drive, Long Beach, Mississippi, would like the public to be more effectively informed regarding the Ayers Saint Gross meetings and is in favor of water fluoridation.

Marcia Kruse, 19015 Red Bud Drive, Long Beach, Mississippi, questioned the approval of Planning Commission minutes as to the establishment of a quorum.

Alderman McNary made motion seconded by Alderman Holder and unanimously carried to suspend the rules and amend the Municipal Docket as follows:

Add:

Item XI. 3. NEW BUSINESS: Gandy Circle Drainage

Item X. 3.d. DEPARTMENTAL BUSINESS: Katrina/Mema Cottage-Curtis

Jones, 129 Church Lane

Alderman Burton made motion seconded by Alderman Holder and unanimously carried to approve the Mayor and Board of Aldermen Regular Minutes of March 4, 2008, as submitted.

**Minutes of March 18, 2008
Mayor and Board of Aldermen**

Attorney James C. Simpson, Jr. was not present to submit the ordinance correcting the zone change for the Favre property on Seal Avenue.

There came on for approval the Planning Commission Minutes of March 13, 2008. Upon clarification from the City Attorney that the physical presence four (4) planning commissioners and one (1) via telephone would constitute a quorum, Alderman Holder made motion seconded by Alderman Boggs and unanimously carried to approve the Planning Commission Minutes of March 13, 2008, as submitted.

Alderman Burton made motion seconded by Alderman Holder and unanimously carried to approve the bills as listed on Docket of Claims #031808.

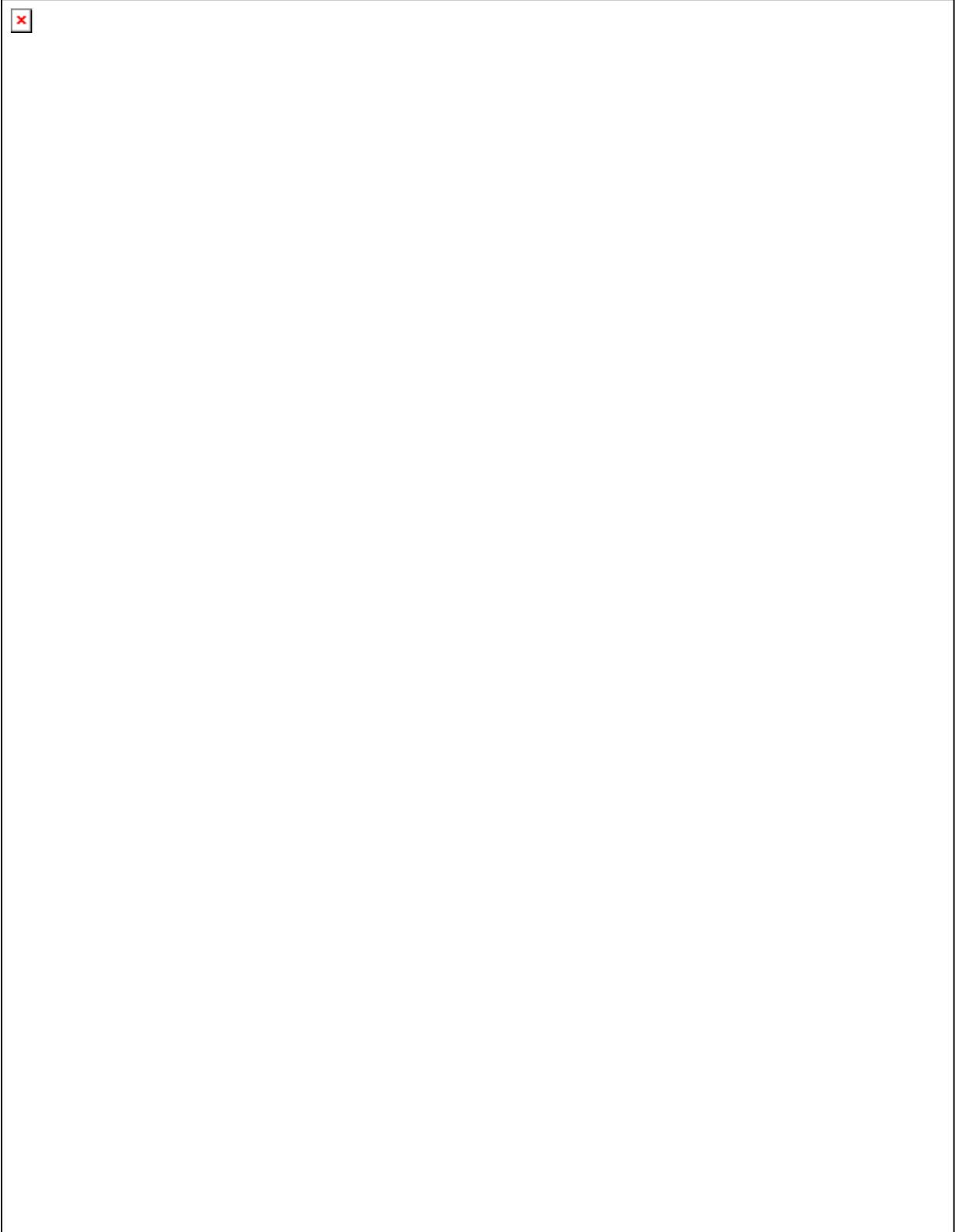
Alderman Holder made motion seconded by Alderman Burton and unanimously carried to schedule two (2) work sessions with Ayers Saint Gross to discuss the comprehensive zoning plan. Said work sessions will be held on Monday, March 24, 2008, at 5:30 pm and on Tuesday, March 25, 2008, at 10:00 am, at the Long Beach Police Department Training Room located at 201 Alexander Road, Long Beach, Mississippi.

Based upon the recommendation of Fire Chief George Bass and certification of the Civil Service Commission, Alderman Holder made motion seconded by Alderman Burton and unanimously carried to approve Fire Department personnel matters, as follows:

Step Increase, 1st Class Firefighter Joshua Rutledge, PS-9-VII, effective April 1, 2008

Alderman Lishen made motion seconded by Alderman Holder and unanimously carried to spread the Order of the Harrison County Board of Supervisors reappoint of Fire Chief/Civil Defense Director George Bass upon the minutes of this meeting in words and figures as follows:

Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



**Minutes of March 18, 2008
Mayor and Board of Aldermen**

Alderman Holder made motion seconded by Alderman Boggs and unanimously carried extend the Proclamation of Civil Emergency –Hurricane Katrina, to protect and preserve the public health and safety of the community.

Alderman Lishen made motion seconded by Alderman Burton and unanimously carried to approve CDBG Requests for Cash number 1, Project #R-103-235-02-KCR, in the amount of \$31,500.00, Project #R-103-235-04-KCR, and payment to Jimmy G. Gouras Urban Planning Consultants Inc., Invoice #5194, \$31,500.00 and Invoice #5193, \$31,500.00, as follows:

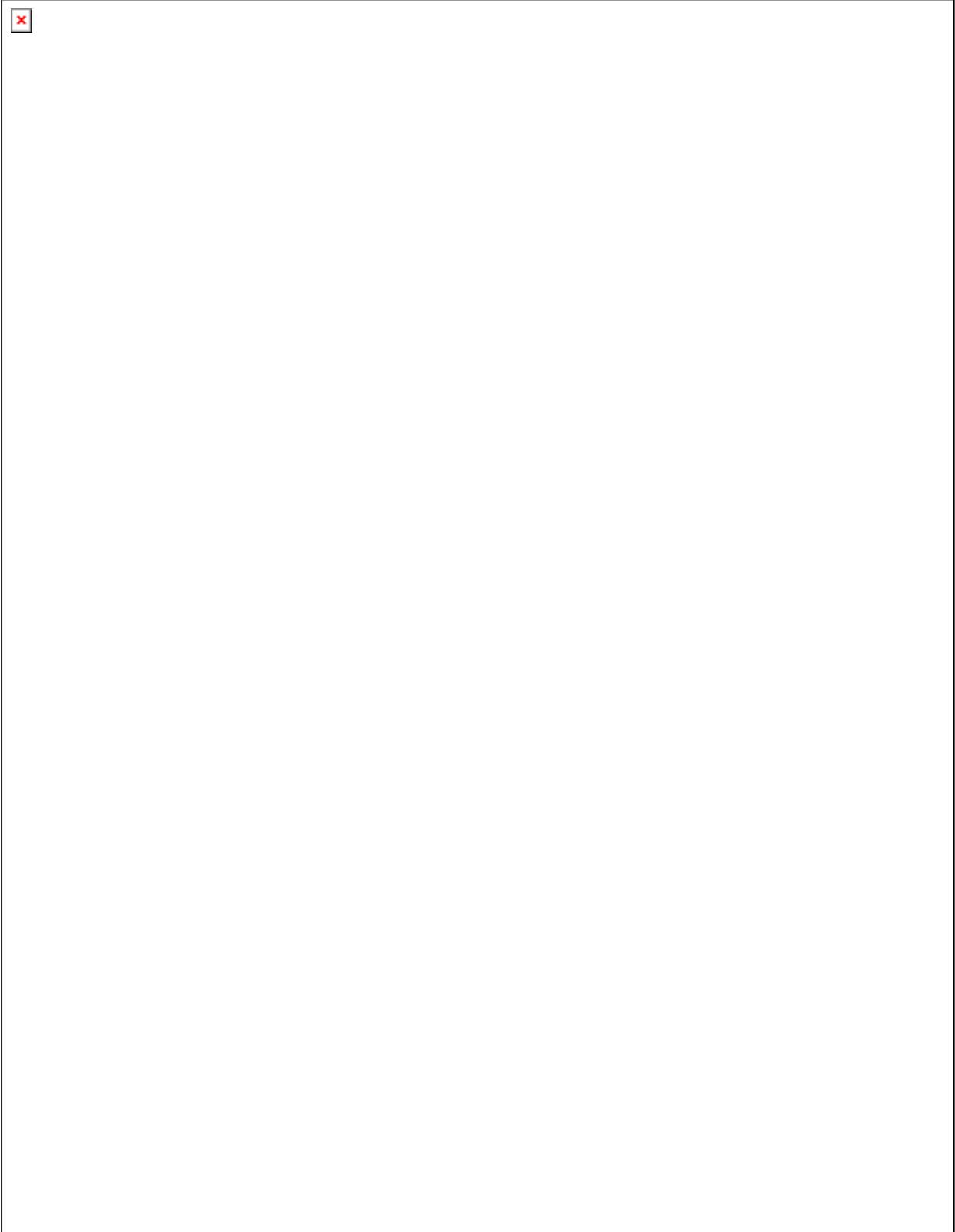
Minutes of March 18, 2008
Mayor and Board of Aldermen



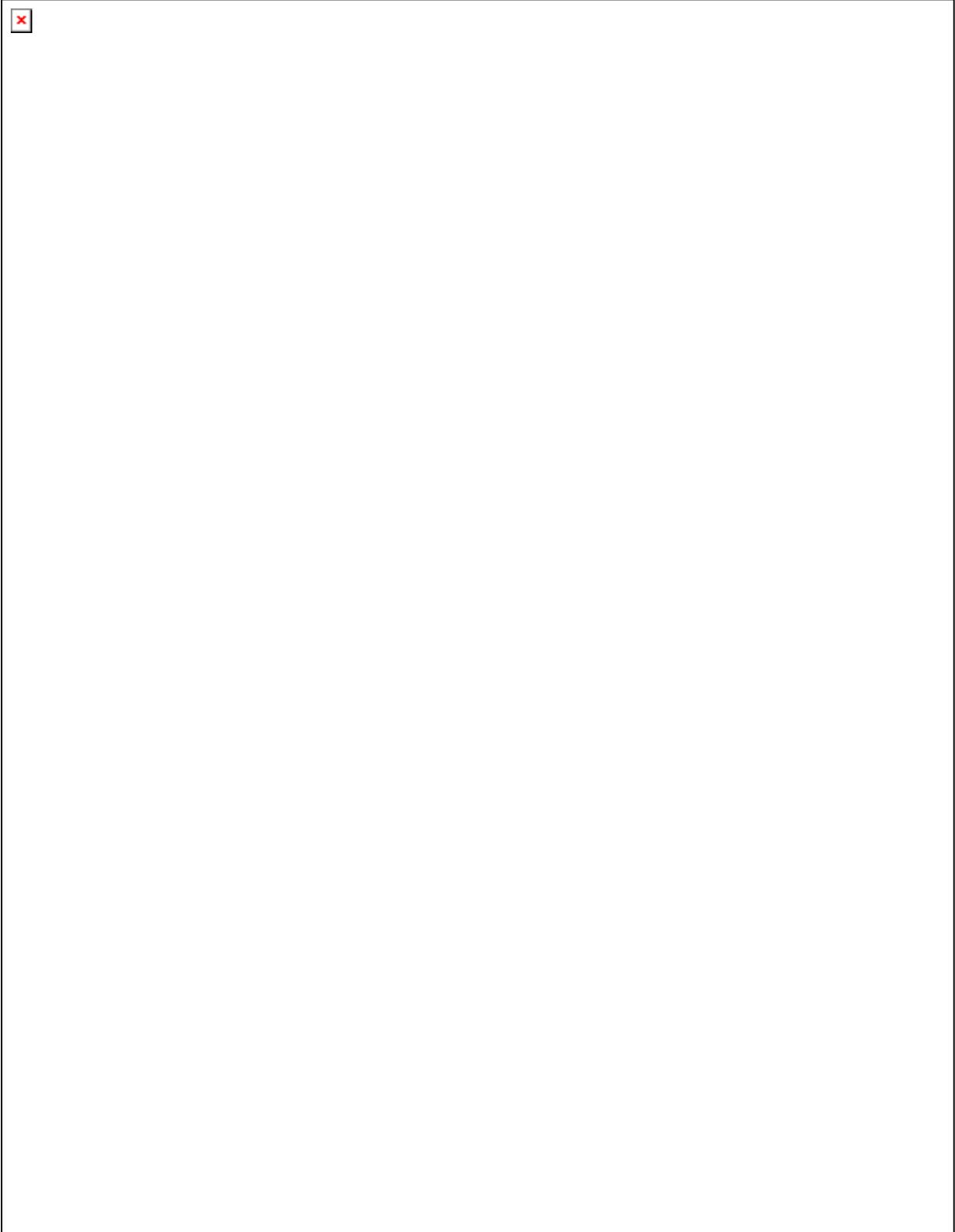
Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



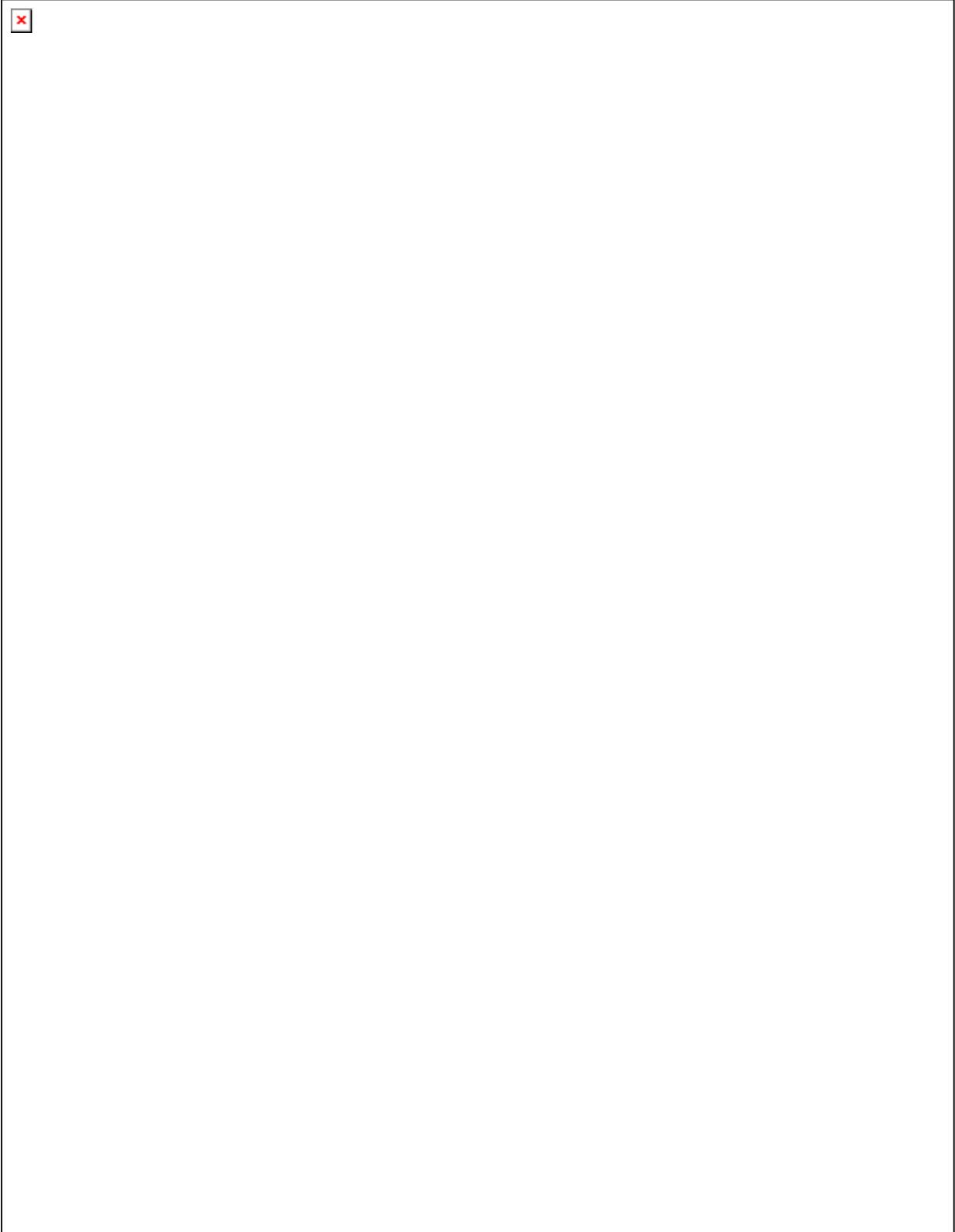
Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



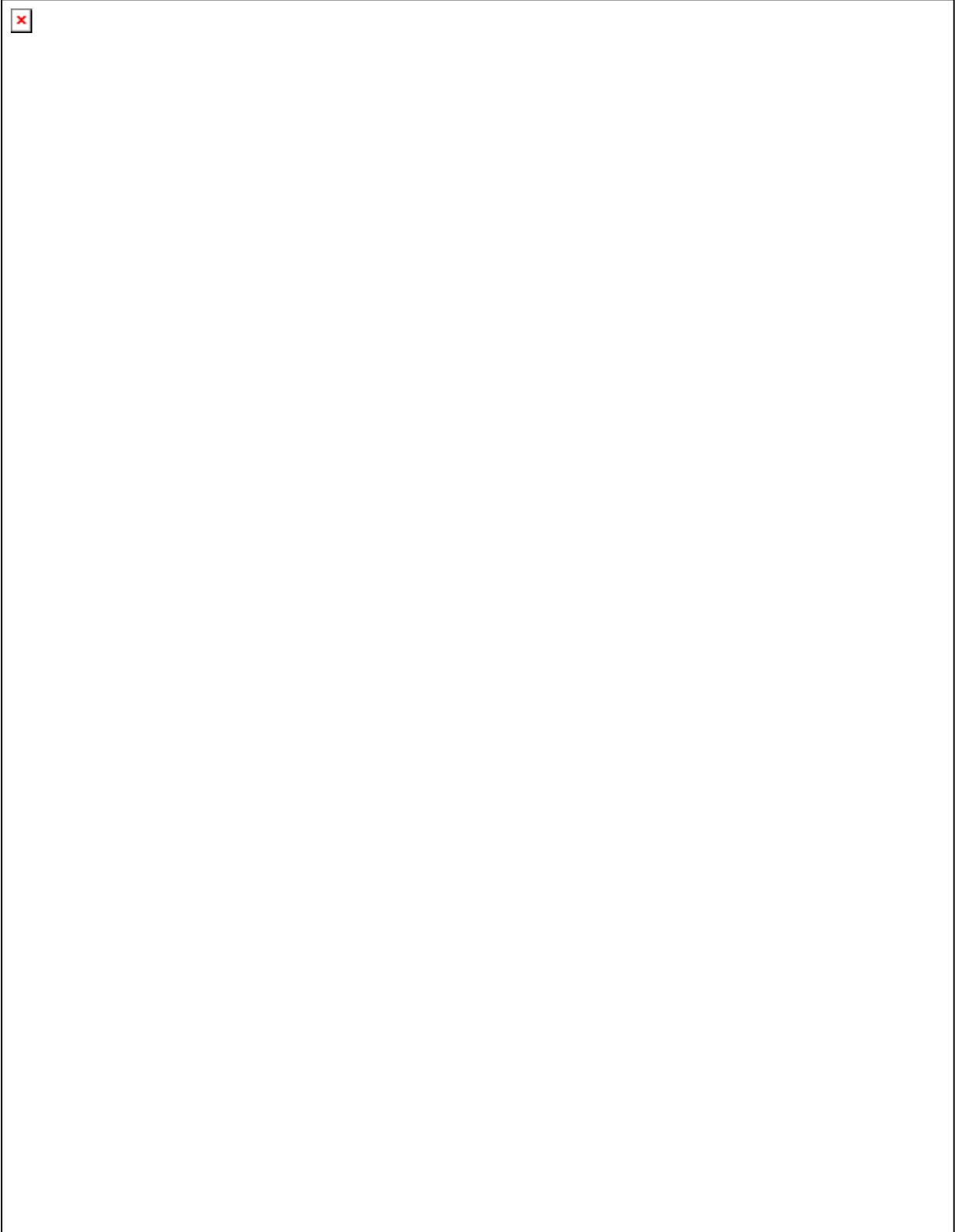
Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen

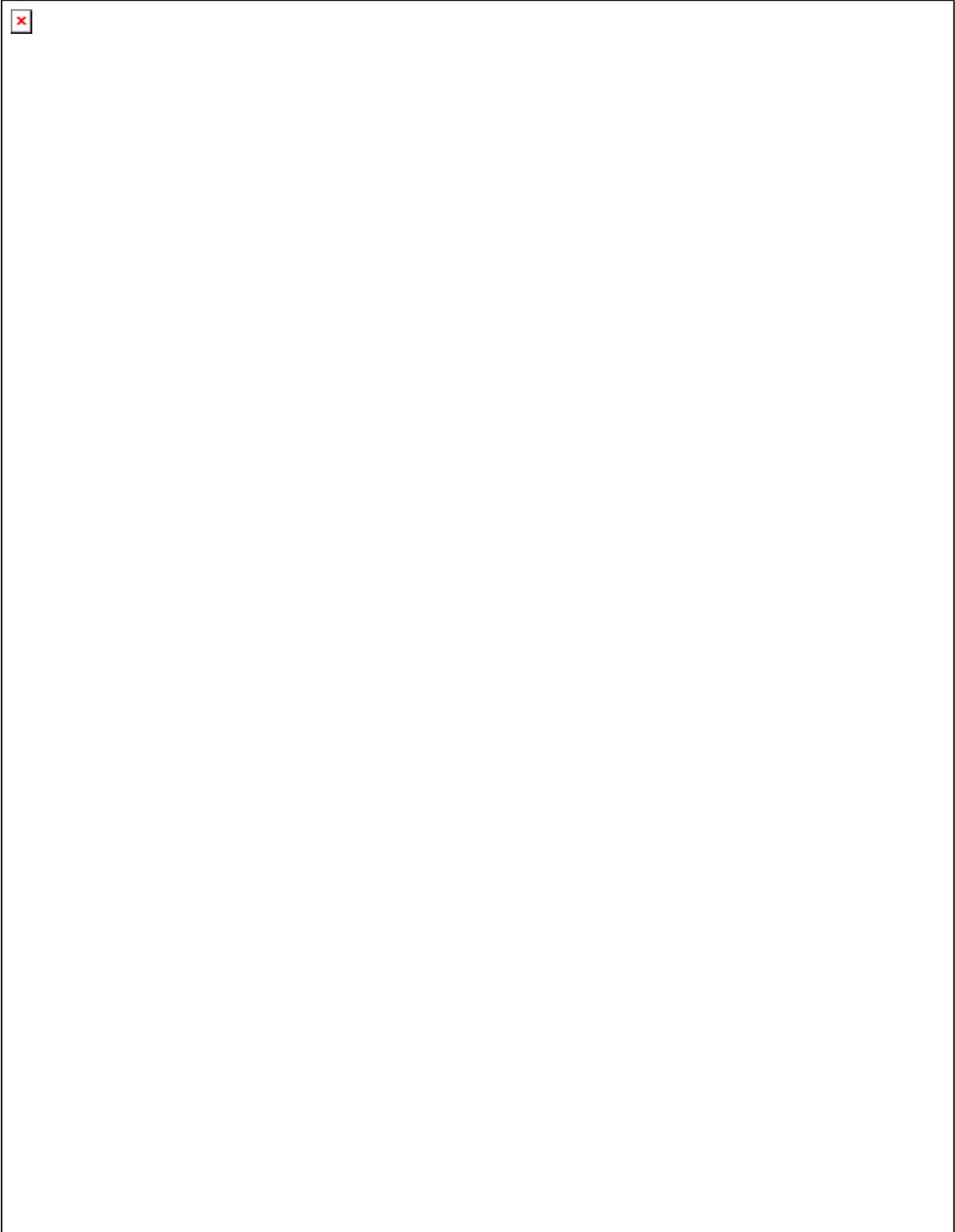


Minutes of March 18, 2008
Mayor and Board of Aldermen



**Minutes of March 18, 2008
Mayor and Board of Aldermen**

There came on for consideration a request by Mr. Leroy Nelson, 325 E. Second Street, for a Katrina/MEMA cottage, said request ordered spread upon the minutes of this meeting in words and figures as follows:



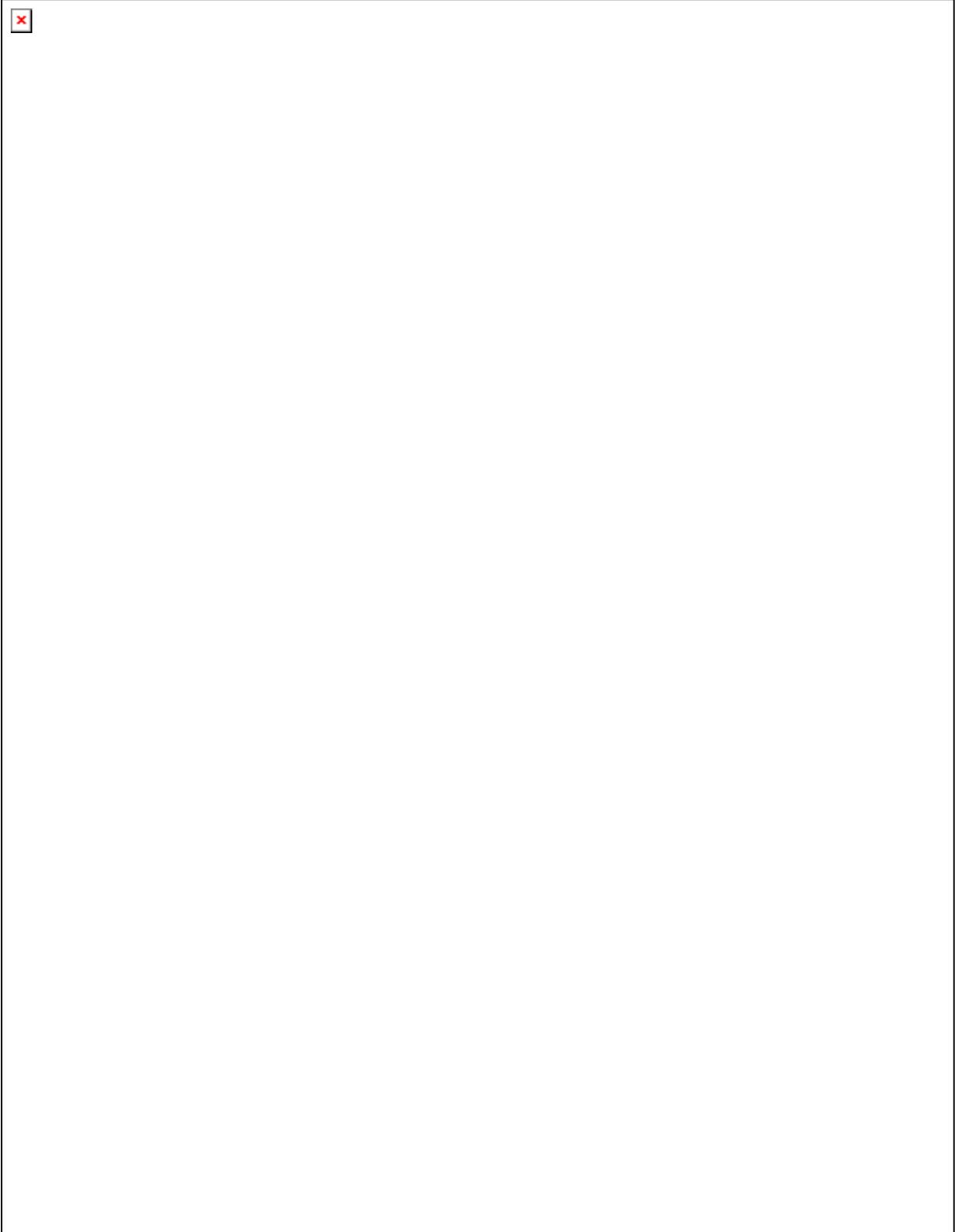
Minutes of March 18, 2008
Mayor and Board of Aldermen

Alderman Burton made motion seconded Alderman McNary and unanimously carried to approve the aforesaid request.

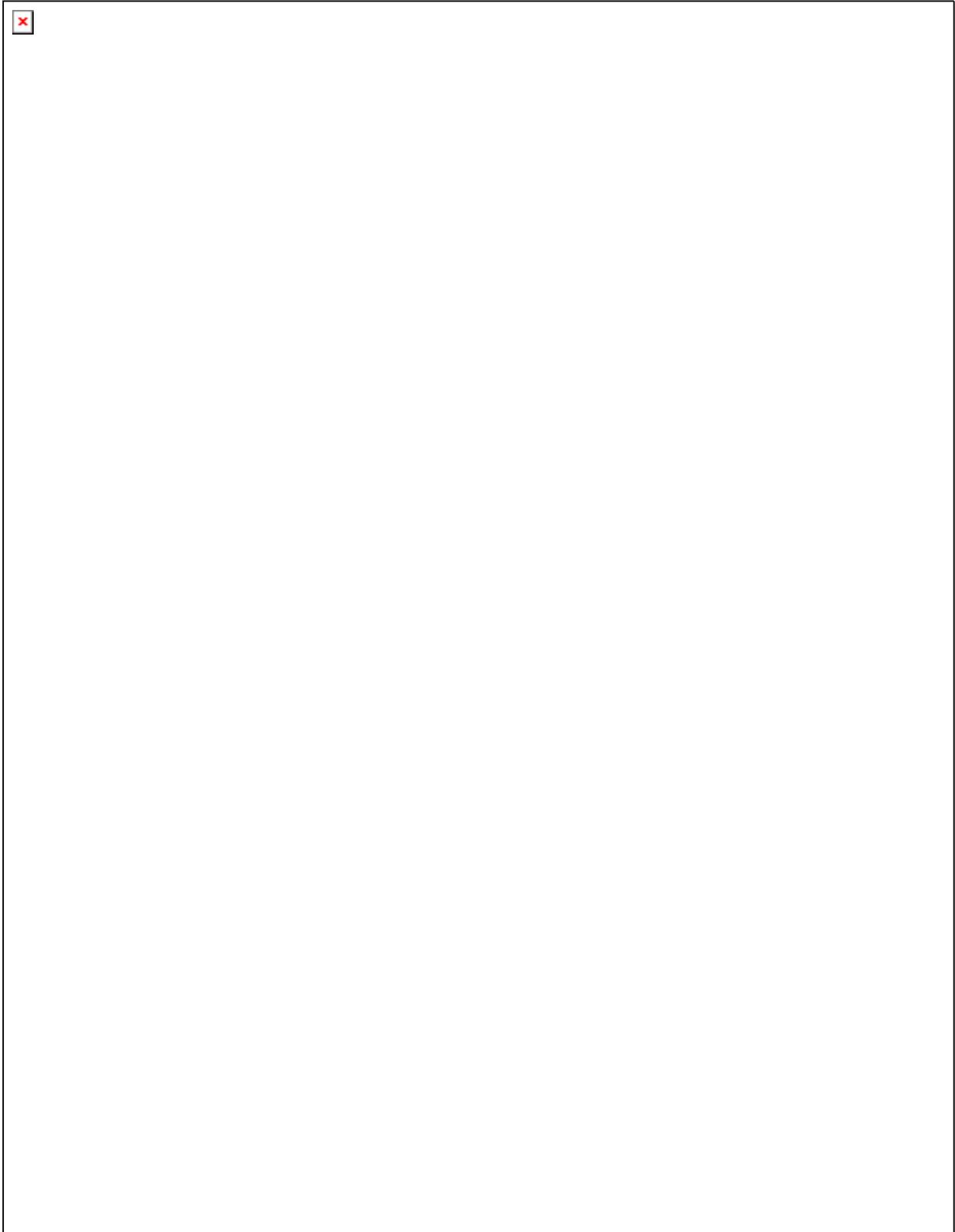
There came on for consideration a request by Mr. Curtis Jones to place a Katrina/MEMA cottage at 129 Church Lane. Alderman Holder made motion seconded by Alderman Boggs and unanimously carried to approve the request.

There came on for consideration an application for a beer permit requested by Oscar Daniels. Said request ordered spread upon the minutes of this meeting in words and figures as follows:

Minutes of March 18, 2008
Mayor and Board of Aldermen



**Minutes of March 18, 2008
Mayor and Board of Aldermen**



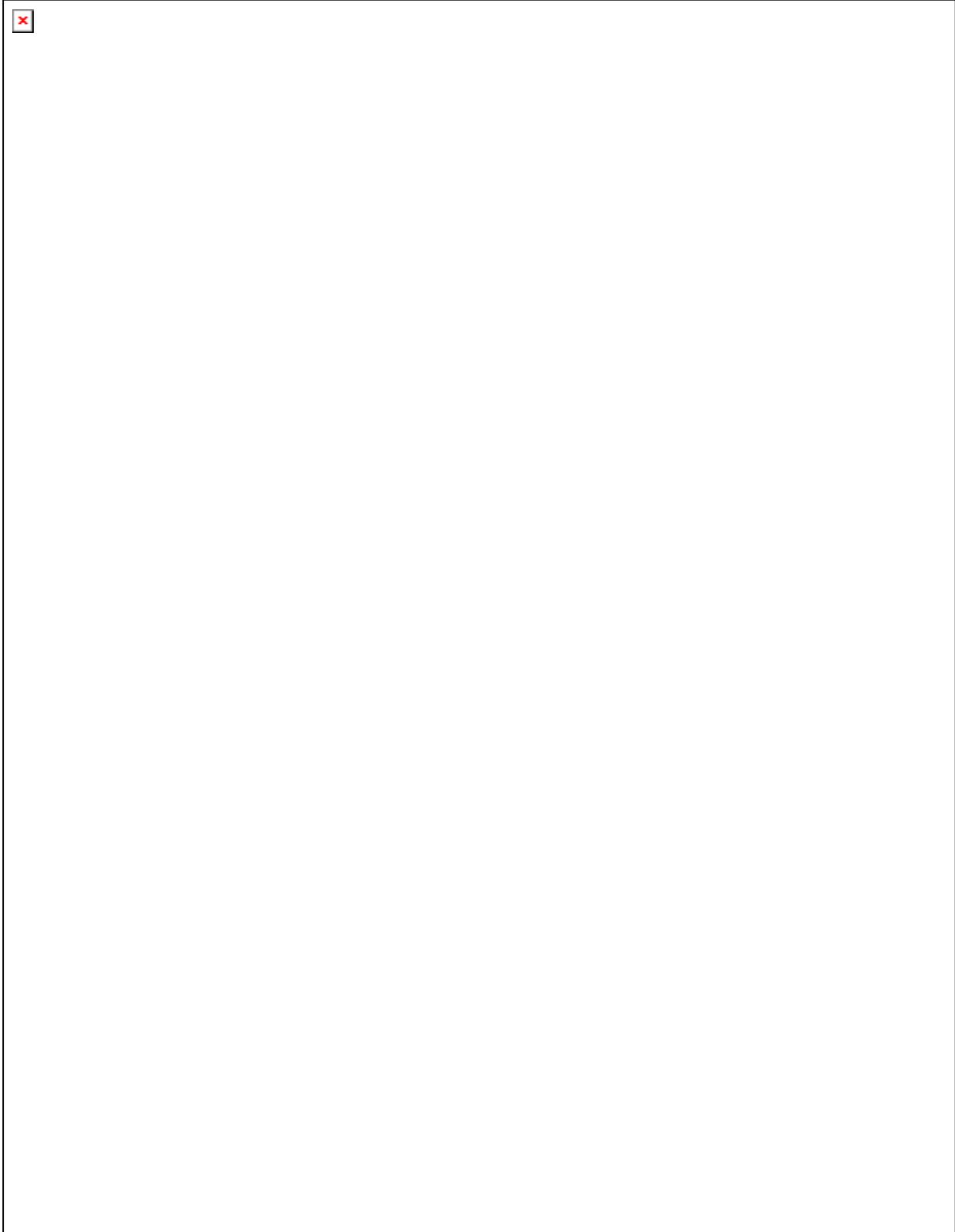
Alderman Holder made motion seconded by Alderman Burton and unanimously carried to approve the application for beer permit as set forth above.

Based upon the recommendation of Police Chief Wayne McDowell and certification by the Civil Service Commission, Alderman Holder made motion seconded by Alderman Burton and unanimously carried to approve Police Department personnel matters, as follows:

New Hire, Shannon Tappan, 1rst Class Police Officer, PS-10-Basic, effective March 16, 2008.

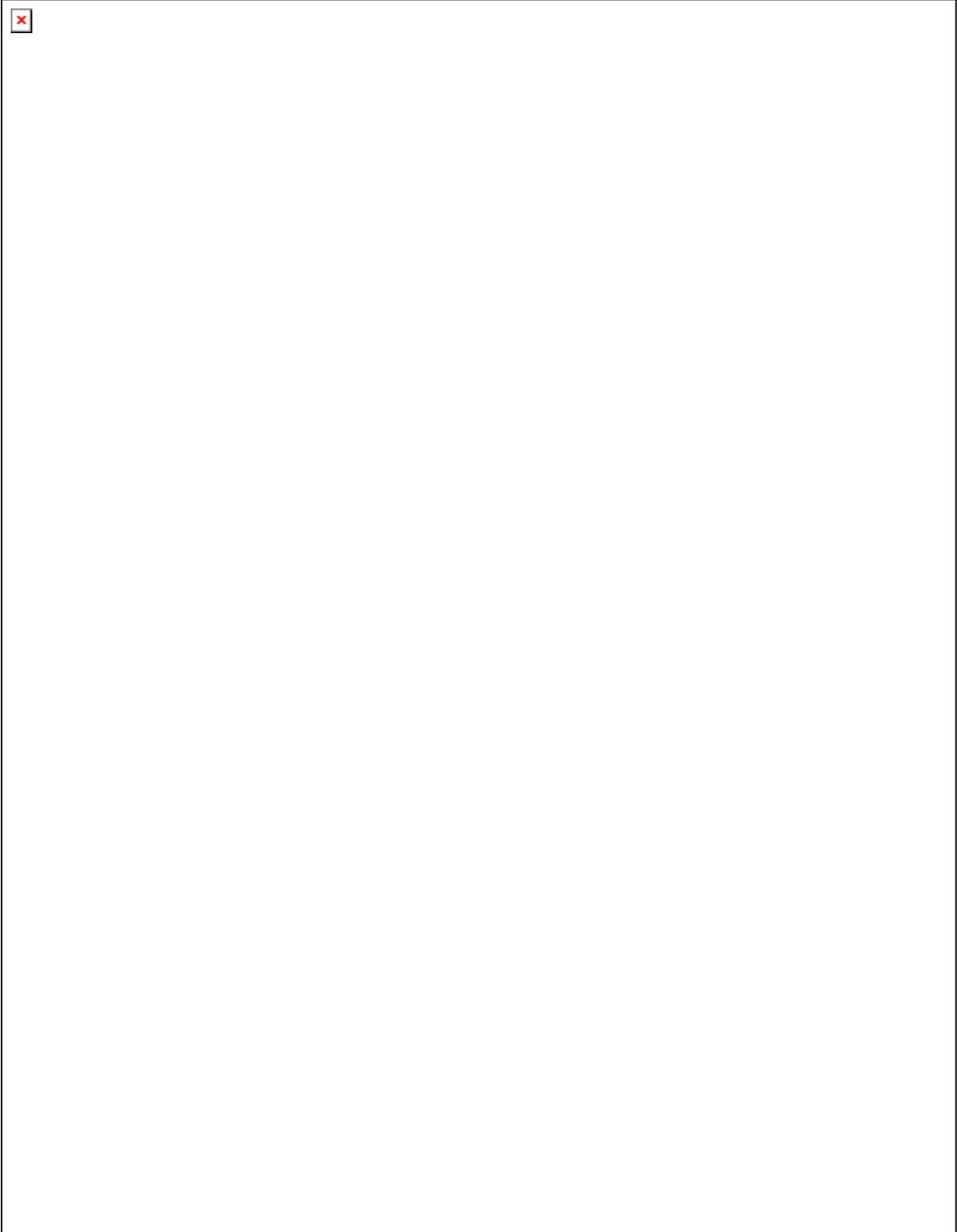
**Minutes of March 18, 2008
Mayor and Board of Aldermen**

Alderman McNary made motion seconded by Alderman Burton and unanimously carried to spread the Certificate of Attendance, Municipal Court Clerk, upon the minutes of this meeting in words and figures, as follows:

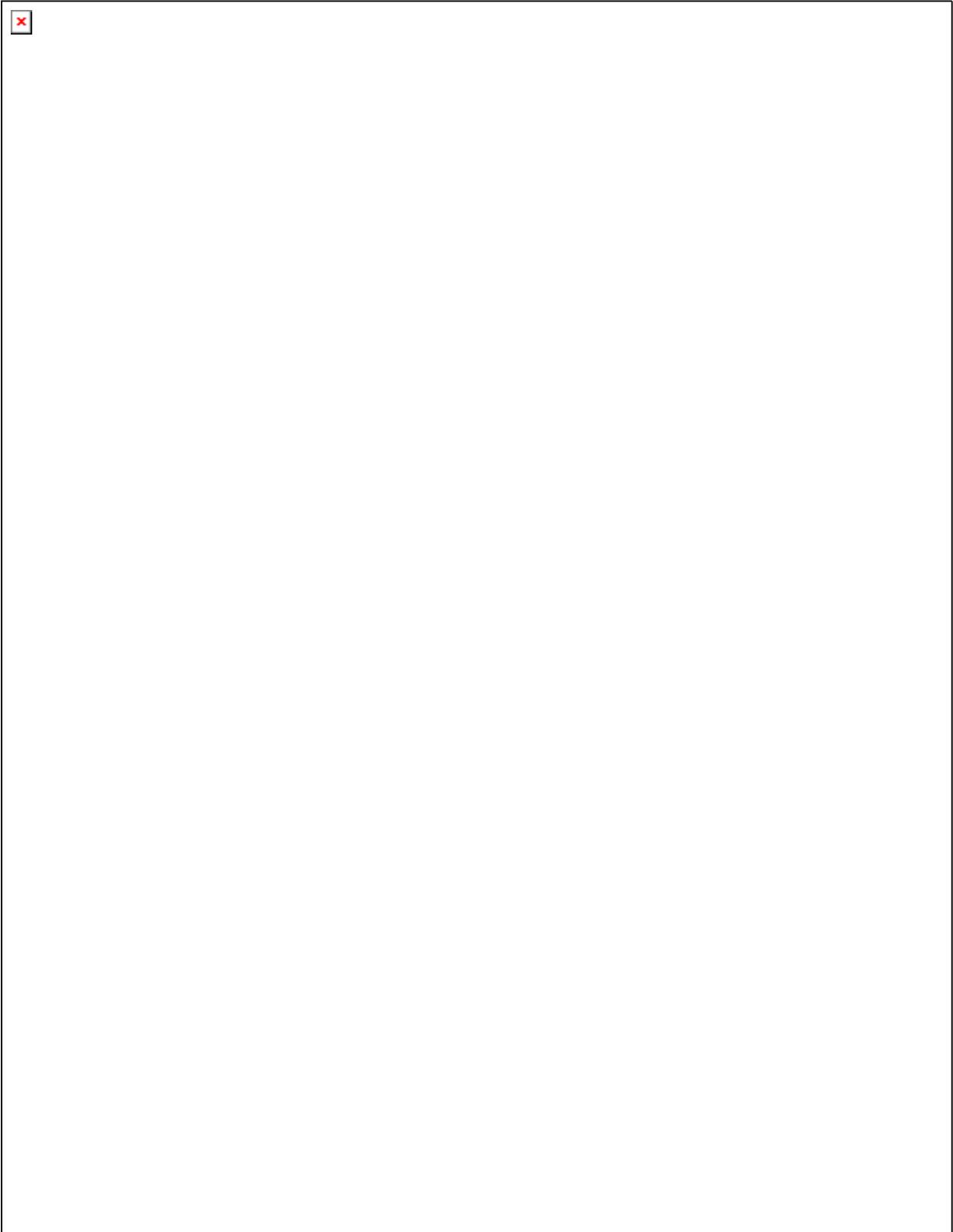


Minutes of March 18, 2008
Mayor and Board of Aldermen

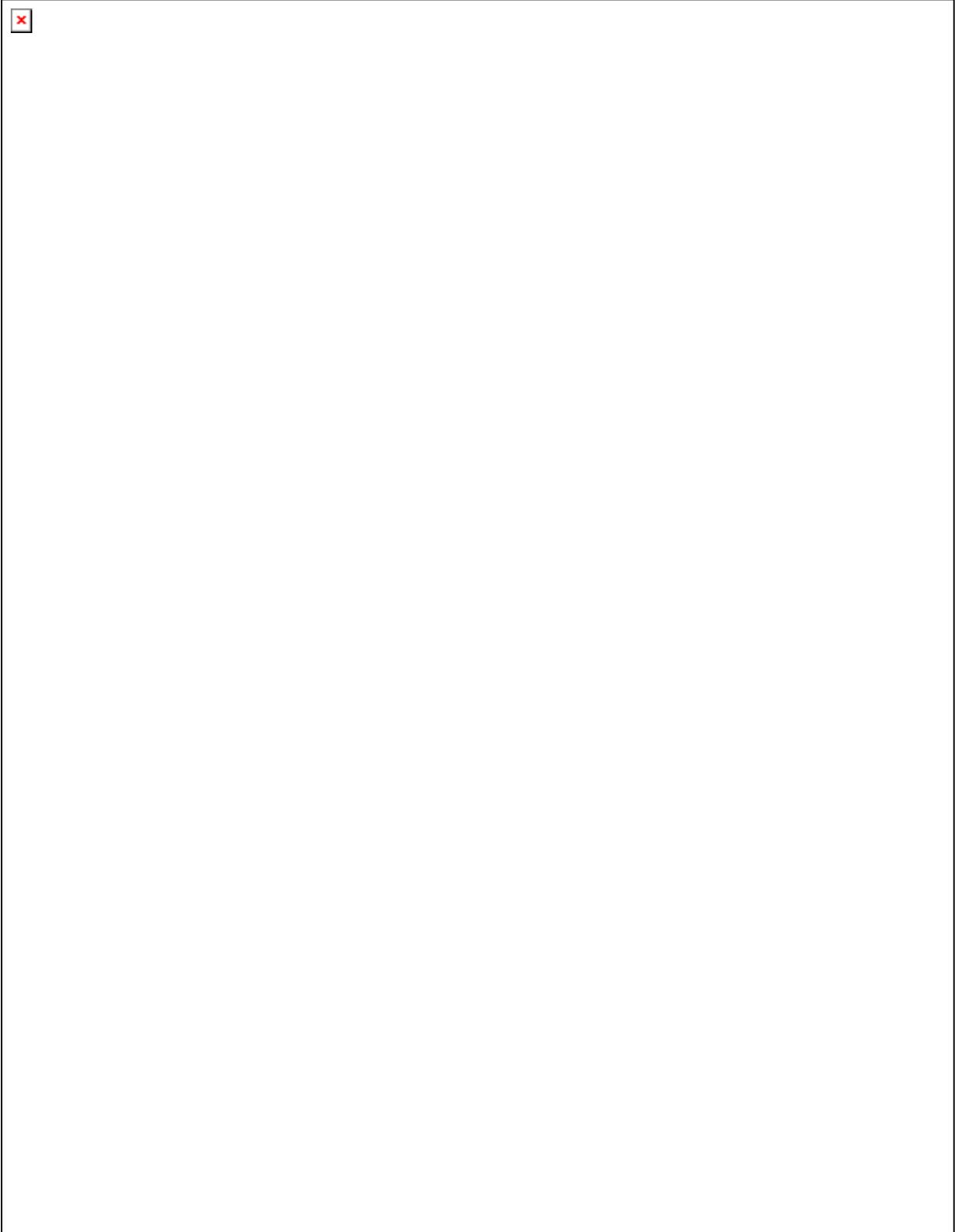
There came on for consideration the Public Water Fluoridation Contract and a letter from Utility Partners, LLC regarding the costs associated with said contract. Documents ordered spread upon the minutes of this meeting in words and figures as follows:



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



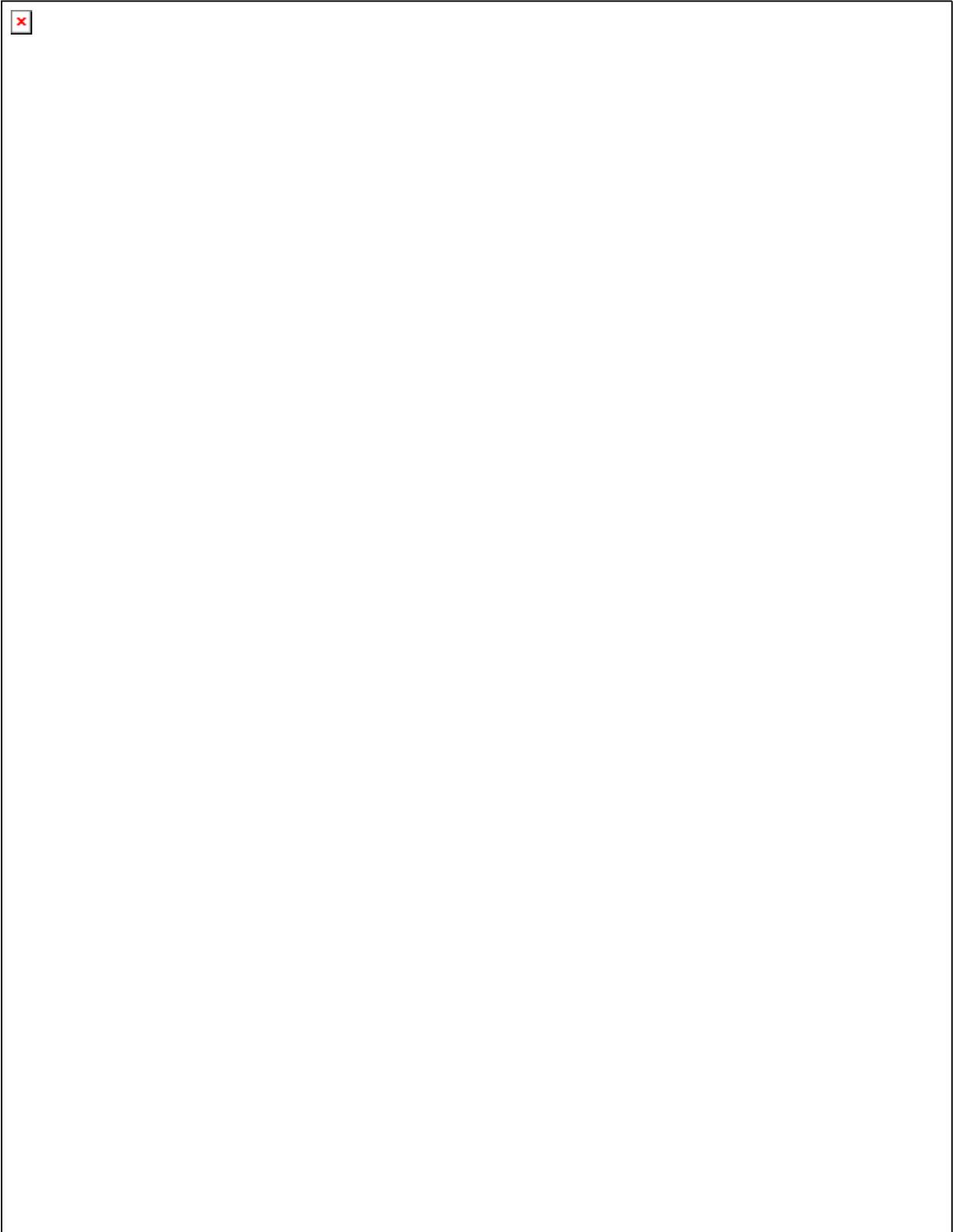
Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



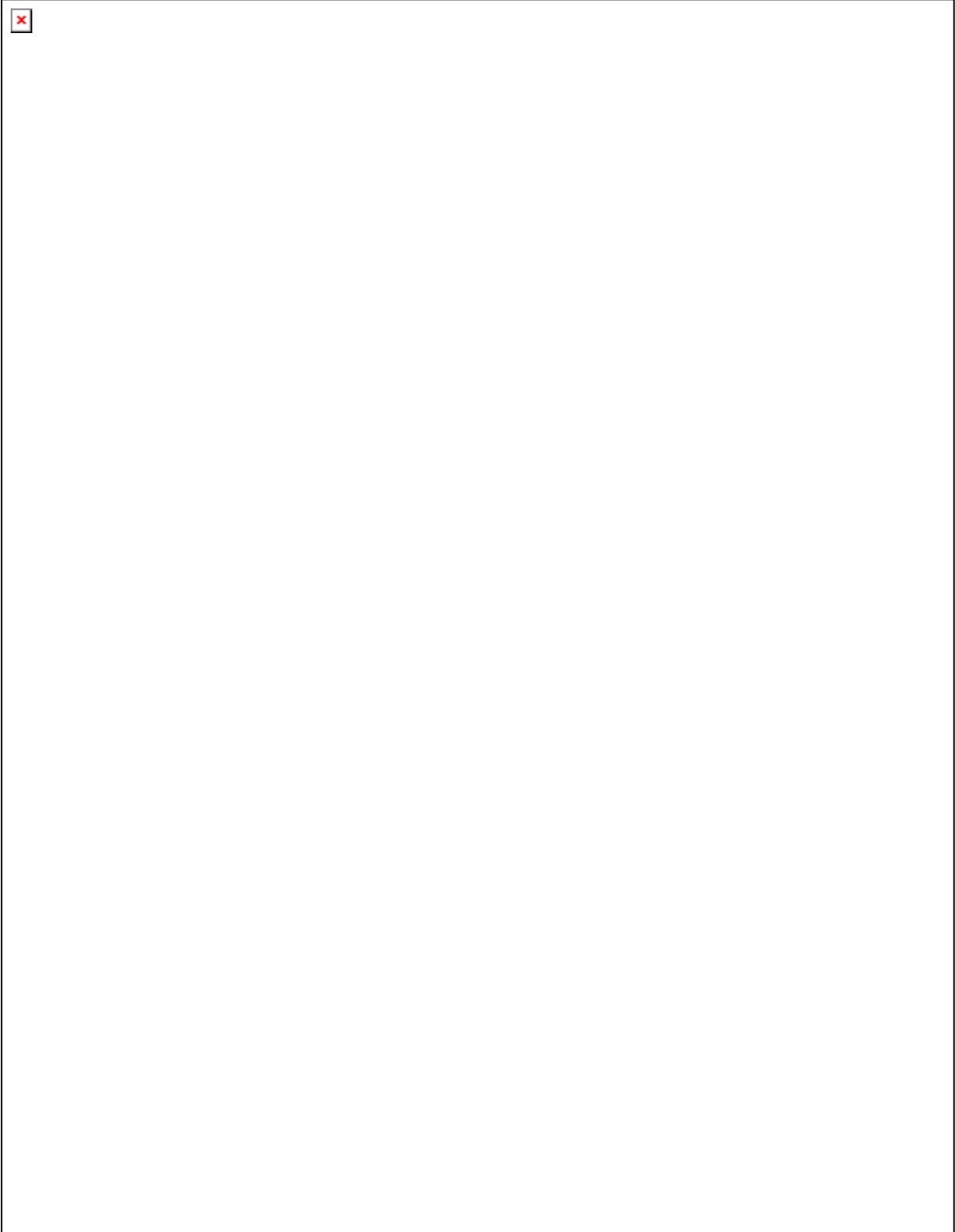
Minutes of March 18, 2008
Mayor and Board of Aldermen



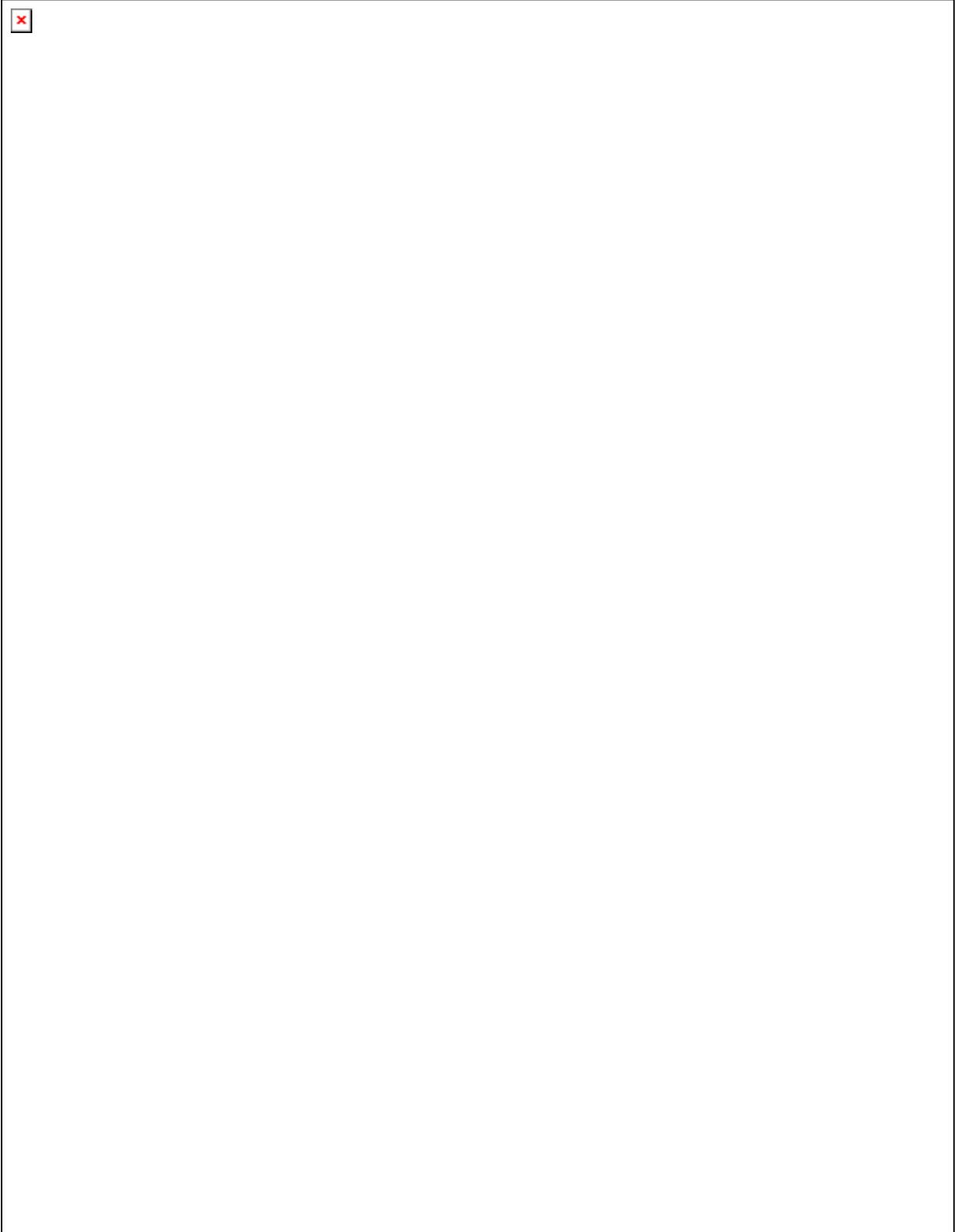
Minutes of March 18, 2008
Mayor and Board of Aldermen



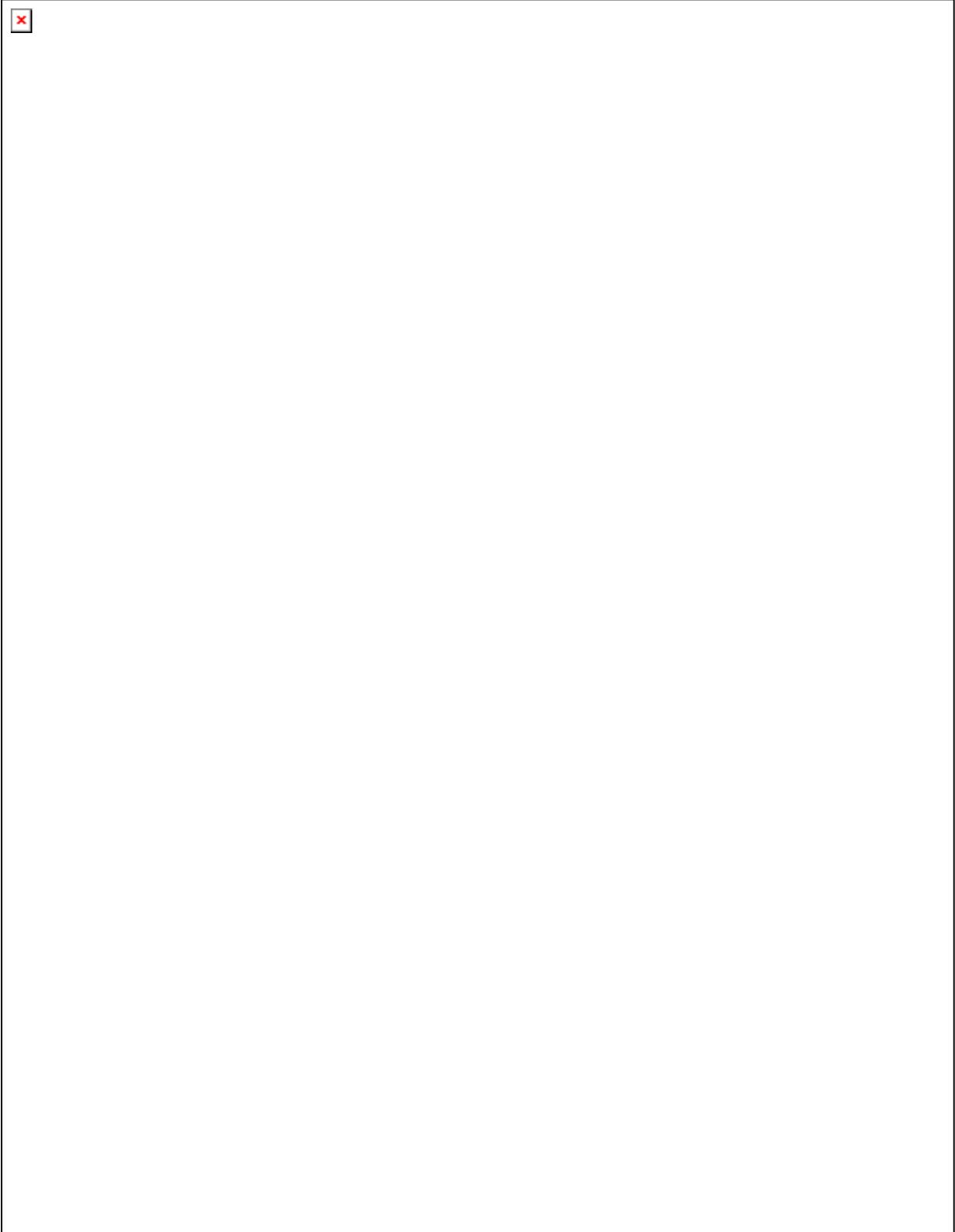
Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



Minutes of March 18, 2008
Mayor and Board of Aldermen



**Minutes of March 18, 2008
Mayor and Board of Aldermen**

After considerable discussion, Alderman Burton made motion seconded by Alderman Boggs approving the aforesaid contract and authorizing the Mayor to execute the same. The question being put to a roll call vote, the result was as follows:

Alderman Burton	voted	Aye
Alderman Boggs	voted	Aye
Alderman Notter	voted	Aye
Alderman Holder	voted	Nay
Alderman Lishen	voted	Nay
Alderman McNary	voted	Aye

The question having received the affirmative vote of a majority of the Aldermen present and voting, the Mayor declared the **motion carried**.

There came on for consideration the Mississippi Main Street Association application. Alderman Lishen made motion seconded by Alderman Notter and unanimously carried to table discussion on the matter until a representative of the Association is present to provide additional information.

There came on for discussion drainage issues on Gandy Circle. After considerable discussion, it was the consensus of the Board to instruct David Ball, City Engineer, and Derrell Wilson, Public Works Director, discuss options.

There was no action taken at this time regarding the appointment to the Long Beach Housing Authority.

Alderman Holder made motion seconded by Alderman Notter and unanimously carried to accept the resignation of Ms. Fran Wren from the Election Commission and to appoint Mr. Joe Fleming.

Alderman McNary made motion seconded by Alderman Holder and unanimously carried to spread the Certification of Candidates for the Ward 6 Special Election upon the minutes of this meeting, as follows:

Minutes of March 18, 2008
Mayor and Board of Aldermen



**Minutes of March 18, 2008
Mayor and Board of Aldermen**

Alderman Holder made motion seconded by Alderman Lishen and unanimously carried to spread of Official Ballot for the Ward 6 Special Election upon the minutes of this meeting in words and figures, as follows:



The Mayor recognized Mr. Frank McCreary for the City Attorney's report; upon which Mr. McCreary reported that the easement has been received on the Harper McCaughan School property.

**Minutes of March 18, 2008
Mayor and Board of Aldermen**

There were no public comments.

There being no further business to come before the Mayor and Board of Aldermen at this time, Alderman Holder made motion seconded by Alderman Lishen and unanimously carried to **recess** this meeting until Wednesday, April 2, 2008, due to the Special Election to be held on Tuesday, April 1, 2008.

APPROVED:

Alderman Allen D. Holder, Jr., At-Large

Alderman Charles A. Boggs, Ward 1

Alderman Richard Notter, Ward 2

Alderman Richard Burton, Ward 3

Alderman Joseph McNary, Ward 4

Alderman Mark Lishen, Ward 5

Date: _____

ATTEST:

Rebecca E. Schruff, City Clerk

This document was created with Win2PDF available at <http://www.win2pdf.com>.
The unregistered version of Win2PDF is for evaluation or non-commercial use only.
This page will not be added after purchasing Win2PDF.