

Minutes of August 19, 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 Tuesday the 19th day of August, 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, Richard Notter, Richard Burton, Joseph McNary, Carolyn Anderson, City Clerk Rebecca E. Schruuff, and City Attorney Frank R. McCreary, III.

Alderman Mark Lishen was out of town and absent the meeting.

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

Alderman McNary and Alderman Notter arrived late and were preliminarily absent the public hearing.

The public hearing to consider an application for Zoning Map Change submitted by J & D Properties requesting a zone change from Residential (R-1) Single Family to R-2 Low Density Multi-Family, 400 Klondyke 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 July 15, 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 Boggs and unanimously carried to spread said Proof of Publication upon the record of this public hearing in words and figures, as follows:

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Mayor and Board of Aldermen**

PROOF OF PUBLICATION



STATE OF MISSISSIPPI
COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared Julie Garner who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a newspaper published in the city of Gulfport, in Harrison County, Mississippi, and the publication of the notice, a copy of which is hereto attached, has been made in said paper 7 times in the following numbers and on the following dates of such paper, viz:

- Vol. 124 No., 301 dated 30 day of July, 2008
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____

Affiant further states on oath that said newspaper has been established and published continuously in said country for a period of more than twelve months next prior to the first publication of said notice.

AUG 01 2008

[Signature]
Clerk

Sworn to and subscribed before me this 31 day of July, A.D., 2008

KANDI A. BERKLEY
Notary Public, State of Mississippi
Harrison County
My Commission Expires
April 05, 2010

[Signature]
Notary Public

Printer's Fee \$ 60.48
Furnishing proof of publication \$ 3.00
TOTAL 63.48

The Clerk further reported that twenty-three (23) legal notices of public hearing were sent via certified mail, return receipt requested, to property owners within two-hundred (200') feet of the subject property, sixteen (16) were received, six (6) returned unclaimed and one (1) with no return.

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

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* * *

Alderman Boggs made motion seconded by Alderman Holder and unanimously carried to make the July 10, 2008, Planning Commission minutes a part of the record of this public hearing on file in the Office of the City Clerk.

* * *

The Clerk reported that all fees associated with this public hearing were paid in full by the applicant.

* * *

The Mayor recognized Jason Spence, 5 Ronnie Dossett Road, Carriere, Mississippi, owner J & D Properties of South Mississippi, LLC. Mr. Spence stated that he intends to construct multi-family dwellings on the property. It was determined that multi-family dwellings are presently on the portion of the property already zoned multi-family.

* * *

The Mayor opened the floor for public comments in favor of the application for zone change and no one came forward to be heard.

* * *

The Mayor opened the floor for public comments in opposition to the application of zone change, as follows:

Drew Savner, 224 Greenwood Drive, stated that the subject property is directly behind his home and he is opposed to the construction of two-story structures looking down over his property and into in his home;

Other residents in the area stated their opposition to the construction of a two-story structure and it was determined that the present zoning would support the construction of a two-story structure at this time.

* * *

Alderman McNary and Alderman Notter arrived at the public hearing.

* * *

Discussion was held regarding one story versus two story structures and it was noted for the record that size and density of the development would be determined at a later date and the matter before the Mayor and Board of Aldermen at this time is the application for zone change.

* * *

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There being no further public comments, Alderman Anderson made motion seconded by Alderman Holder and unanimously carried to close the public hearing.

* * * * *

Upon further discussion and deliberation, Alderman Notter made motion seconded by Alderman Holder and unanimously carried to uphold the Planning Commission recommendation to rezone the subject property from Residential (R-1) to Residential (R-2) Low Density Multi-Family, authorizing the City Attorney to prepare the appropriate ordinance for adoption at the next regular meeting, September 2, 2008.

* * * * *

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 third Tuesday in August, 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 Notter, Richard Burton, Joseph McNary, Carolyn Anderson, City Clerk Rebecca E. Schruff and City Attorney Frank R. McCreary, III.

Alderman Mark Lishen was out of town and absent the meeting.

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 there came on for consideration a letter with attachments from City Engineer David Ball, as follows:

Minutes of August 19, 2008
Mayor and Board of Aldermen



A. GARNER RUSSELL & ASSOCIATES, INC. / CONSULTING ENGINEERS

520 33RD STREET, GULFPORT, MS 39507
P.O. BOX 1677, GULFPORT, MS 39502

TEL (228) 863-0867
FAX (228) 863-5232



August 15, 2008

City of Long Beach
P.O. Box 929
Long Beach, MS 39560

**RE: LB Smallcraft Harbor – Katrina Repairs Phase IV
Fuel Facility**

Ladies and Gentlemen:

The City received the Bids for the referenced project on August 5 and we have enclosed a Certified Tabulation of Bids herein. We have also received the attached letter from Twin L Construction addressed to the Board of Aldermen, requesting that they withdraw their bid for the referenced project without forfeiting the associated bid bond. They reason that they should be allowed to do so because an honest mistake was made when they quoted their price in the Bid Proposal.

Should you find it in reason to allow Twin L Construction to withdraw their bid in this manner, the City Attorney can best advise you on the necessary course of action. If Twin L cannot withdraw their bid, they have advised me that they would prefer to perform the project rather than forfeit their bid bond. We would therefore recommend award of the reference contract to Twin L Construction in the amount of their low bid, \$104,400.

However, should you allow the withdrawal of their bid, we recommend award of this project to B & E Equipment Co. in the amount of their bid \$174,050. Although I have not worked with them on a project before, personnel in our office advise that previous projects with them have gone well and that they are a competent Contractor, able to perform the work. FEMA officials have advised the Mayor that an action of this type should not jeopardize the eligibility of this work for reimbursement.

Sincerely,

David Ball, P.E.

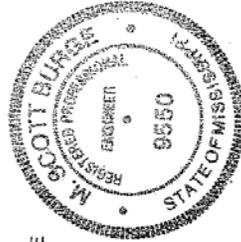
DB:1775-IV
Enclosure

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TABULATION OF BIDS
CITY OF LONG BEACH
HURRICANE KATRINA REPAIRS - PHASE IV
LONG BEACH SMALLCRAFT HARBOR, HARBOR FUEL FACILITY
 August 5, 2008 (Re-Bid)

CONTRACTORS BIDDING:		Twin L. Construction, Inc.		B & E Equipment Co., Inc.		Kirk L. Lachner Excavating, Inc.		Bay South Limited, Inc.	
Certificate of Responsibility No. 7		08365		08305		07214		09864	
Acknowledgement of Addendum No. 1:		Yes		Yes		Yes		Yes	
Debarment/Non-Collusion Certification:		Yes		Yes		Yes		Yes	
Bid Bond?		Yes		Yes		Yes		Yes	
ITEM	PLAN QUANTITY	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
401-A TANK INSPECTION	1 L.S.	\$7,200.00	\$7,200.00	\$12,550.00	\$12,550.00	\$27,876.00	\$27,876.00	\$54,000.00	\$54,000.00
401-B TANK REPLACEMENT	1 L.S.	\$7,200.00	\$7,200.00	\$33,500.00	\$33,500.00	\$39,262.00	\$39,262.00	\$168,000.00	\$168,000.00
401-C SITE WORK	1 L.S.	\$90,000.00	\$90,000.00	\$128,000.00	\$128,000.00	\$149,223.00	\$149,223.00	\$230,000.00	\$230,000.00
TOTAL BID			\$104,400.00		\$174,050.00		\$216,351.00		\$452,000.00



I HEREBY CERTIFY THAT THIS IS A TRUE
AND CORRECT TABULATION OF BIDS.

M. Scott Burge

M. Scott Burge, P.E.
Cert. No. 9550

August 6, 2008

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FROM : SECURITY ELECTRONICS INC

FAX NO. : 2285869621

Aug. 15 2008 08:52AM P1

Twin L Construction

8292 FIRETOWER RD.
Suite C
PASS CHRISTIAN, MS 39571
(228) 255-7930
(228) 255-4155 - FAX

August 14, 2008

City of Long Beach
P.O. Box 929
Long Beach, MS 39560

Att: David Ball

Re: Hurricane Katrina Repairs-Phase IV
Long Beach Small Craft Harbor
Harbor Fuel Facility

Twin L Construction Inc. is requesting that our bid for the above referenced project be declined or rejected.

When Twin L received the bid tabulation's we noticed a discrepancy on bid item #401-B tank replacement. We used the same number for item 401-A tank inspection. We contacted our suppliers to verify their quotes and found our tank supplier had misquoted on the price of the tank. The correct price for a tank would add approximately \$20,000.00 to our bid amount.

Twin L has recalculated our prices and has determined that the cost would put a financial burden on us to do this project.

If you can decline or reject our bid, without our bid bond being forfeited, we would like to take that route.

Your cooperation in this matter would be greatly appreciated.

Thank you,


Richard Ladner
President

Page 1 of 1
ATT: DAVID BALL

Based upon the findings of Mr. Ball, as set forth above, Alderman Holder made motion seconded by Alderman Notter and unanimously carried to allow Twin L Construction to withdraw their bid without forfeiture of the bid bond; and to award the contract, Harbor Katrina Repairs Phase IV Fuel Facility, to B & E Equipment Company in the amount of \$174,050.

Alderman McNary made motion seconded by Alderman Holder and unanimously carried directing the advertisement for annual public works bids, as

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follows:

Crushed Limestone; Reclaimed Crushed Concrete; Polyethylene Culvert Pipe (Smooth Interior Only); Hot Bituminous Pavement Type SC-1; Ready Mix Concrete; and PVC Sewer Pipe & Fittings; Water Pipe & Fittings, Fire Hydrant & Gate Valves.

The Mayor and Board of Aldermen proclaimed August 19, 2008 as "Suzanne Gautier Johnson Day".

The Mayor recognized Wanda Hogan who presented the Police Department with a bullet proof vest for the drug dog, Taro.

There came on for consideration amendments to the Municipal Docket and action was taken, as follows:

Alderman Holder made motion seconded by Alderman McNary and unanimously carried to adopt Minute Book 62 as the next consecutive official Minute Book of the Mayor and Board of Aldermen effective August 19, 2008;

Alderman Notter made motion seconded by Alderman Boggs and unanimously carried to suspend the rules and amend the Municipal Docket to include the following:

Item XI.5. UNFINISHED BUSINESS - Prioritize Letters and Telephone Notification – Property Cleaning; and

Item XI.6. UNFINISHED BUSINESS – Question for City Attorney, Alderman McNary.

There were no public comments pertaining to agenda items.

Alderman McNary made motion seconded by Alderman Anderson and unanimously carried to approve the regular meeting and closed and executive session minutes of the Mayor and Board of Aldermen dated August 5, 2008, as submitted.

Alderman Notter made motion seconded by Alderman Burton and unanimously carried to approve the August 14, 2008, Planning Commission minutes with exception to action taken approving an application for Zone Change from R-4 Residential Farm to C-2 General Commercial for the south 820 feet of property located south of 28th Street,

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east of Fred Allen Road and north of Cliff Allen Road, submitted by George W. Healy, IV;

Alderman Holder made motion seconded by Alderman Notter and unanimously carried to schedule a public hearing to consider the aforesaid application for zone change, Tuesday, September 16, 2008, at 6:00 p.m.

Alderman McNary made motion seconded by Alderman Anderson and unanimously carried to approve payment of invoices as listed in Docket of Claims number 081908.

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

Alderman Anderson made motion seconded by Alderman McNary and unanimously carried to approve budget modification number two (2), CDBG Construct New City Hall Project, as follows:

Minutes of August 19, 2008 Mayor and Board of Aldermen

Katrina Supplemental CDBG Program Budget Summary

Applicant: Long Beach – Construct new Municipal Complex

Funding Year: _____ Grant Year: _____ Contract: # _____

Description	MDA	IDIS	Katrina CDBG	Other Funding Sources			Total
Administration							
General Administration			\$144,268.00				\$144,268.00
Application Prep.			\$10,000.00				\$10,000.00
Audit							\$ 0.00
Subtotal (A)			\$154,268.00	\$0.00	\$0.00	\$0.00	\$154,268.00
Description	MDA	IDIS	Katrina CDBG	Other Funding Sources			Total
Public Facilities							
Acquisition							\$ 0.00
Architectural/Engineering			\$327,171.00				\$327,171.00
Bridges							\$ 0.00
Construction of Public Building			\$4,545,301.00				\$4,545,301.00
Contingency			\$340,934.00				\$340,934.00
Demolition							\$ 0.00
Drainage & Flood Protection							\$ 0.00
Fire protection							\$ 0.00
Legal							\$ 0.00
Public Service							\$ 0.00
Rail							\$ 0.00
Renovation of Public Building							\$ 0.00
Sewage Pumping Station							\$ 0.00
Sewage Treatment							\$ 0.00
Sewer Line(s)							\$ 0.00
Street & Road Improvements							\$ 0.00
Water Booster Station							\$ 0.00
Water Line(s)							\$ 0.00
Water Tank							\$ 0.00
Water Treatment							\$ 0.00
Water Well							\$ 0.00
Other							\$ 0.00
Subtotal (B)			\$5,213,406.00	\$0.00	\$0.00	\$0.00	\$5,213,406.00
Grand Total (A + B)			\$5,367,674.00	\$0.00	\$0.00	\$0.00	\$5,367,674.00

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BUDGET MODIFICATION WORKSHEET

Recipient: City of Long Beach Contract Number: R-109-235-02-KCR

Activity	Current Budget	Proposed Budget	Change (+ -)
Application Prep	\$ 10,000	\$ 10,000	No change
Administration	\$ 21,500	\$ 144,268	+\$ 122,768
Architectural/Engineering	\$ 263,537	\$ 327,171	+\$ 63,634
Construction of Public Building	\$ 0	\$ 4,545,301	+\$4,545,301
Contingencies	\$ 26,000	\$ 340,934	+\$ 314,934
	TOTAL	TOTAL	TOTAL
	\$321,037	\$5,367,674	\$5,046,637

Comments:

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Contract Amendment Individual Work Activity Description

Recipient: City of Long Beach Contract Number: R-109-235-02-KCR

The individual work activity description is provided to describe in detail each activity proposed to be amended. A separate work activity description must be completed for each activity proposed in contract amendment (i.e., sewer, water, streets, housing, etc.).

1. Work Activity: Public Building Construction Activity No. Administration,
City Hall Architect, Building
Const,Contingencies
2. Community (area) problem to be addressed:

Hurricane Katrina severely damaged the City Hall in Long Beach. This project will allow for the construction of a new city hall to provide space for city administrative offices, aldermen, municipal court chambers, water billing department and other essential services offices for the city.
3. Detailed description of work activity:

The City of Long Beach will construct a new Municipal Complex under this Katrina Supplemental project. Additional activities include the construction of a parking lot, drainage related to the construction activities and landscaping amenities.
4. Impact of increase in proposed scope of work (or new scope of work):

The increase in the scope of work will allow for the project scope to be amended from "Pre-Development Activities to the full scope of work outlined in the application.
5. Number benefiting from proposed work activity. Show the number of increase in beneficiaries, or decrease if applicable. Show how this was determined.

The beneficiaries will not change, city wide benefit.
6. Identify how this proposed amendment addresses one or more of the national objectives:

<u>N/A</u>	A.	Low-and moderate-income families:
<u>X</u>	B.	Aid in prevention or elimination of slum and blight:
<u>N/A</u>	C.	Meets other community development needs:
7. Documentation to verify public hearing on increase of scope of services (if applicable).

The public hearing conducted on November 10, 2006, is still applicable to this project.
8. Describe any effects the proposed amendment of the work activities will have on the Environmental Assessment of the project: This scope change will have no effect on the current Environmental Assessment.

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9. Describe any changes in the contract budgets that will be needed to complete the proposed amendment to the work activity:

The total project budget will increase from \$321,037 (Pre-Development costs) to \$5,367,674 to allow for the full spectrum of the implementation of this project.

There came on for consideration a letter from William A. Bates, requesting placement of a camping trailer, 234 West 4th Street, as follows:

**Minutes of August 19, 2008
Mayor and Board of Aldermen**

Agenda Matter: William A. Bates

Detailed Description of Specific Matter to be Discussed:

Briefly, my wife, Nancy, and I own property and resided at 234 West 4th Street in Long Beach prior to Hurricane Katrina. Our house was completely destroyed, and we subsequently have been and are presently residing in my wife's hometown of Gillespie, Illinois.

We recently received a Grant through the Mississippi Development Authority (MDA) and such funds, when coupled with Flood Insurance benefits previously received, permit us to initiate action to rebuild a house on the above noted site.

As considerable time and effort will be necessary to arrange for the numerous permits, plans and contractor arrangements, we would wish to be on-site in some temporary form of housing throughout such period.

In this regard, I am requesting permission or authorization to place a mobile unit in the form of either a Recreational Vehicle (RV) or Camping Trailer at 234 West 4th Street in Long Beach. Such unit would be a one bedroom unit of no less than approximately 32 feet and would require utility hookups of electric, gas, water and sewer.

We have not purchased the above described mobile unit as of this date. Any purchase is subject to your approval of this request. If approved, we would anticipate purchasing and placing such unit at 234 West 4th Street in November or December, 2008.

I further request that any approved authorization of this request extend for a period of no less than 12 months from the date of approval, subject to extension by written request if required to complete the proposed on-site construction as made in writing.

We thank you for your consideration.


William and Nancy Bates

Upon discussion, Alderman Notter made motion seconded by Alderman Boggs and unanimously carried to allow the placement of the camper trailer once building permits have been issued.

There came on for consideration Change Order Number 3, Senior Citizen and Recreation Center Contract, Flagstar Construction, as follows:

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OK TO PAY
990

14116 CUSTOMS BLVD. STE. 105
(228) 822-4720
rdlawrence101@bellsouth.net

GULFPORT, MS · 39503
FAX: (228) 822-4768
www.flagstarconstruction.com

06/09/08

MAYOR WILLIAM SKELLIE, JR.
CITY OF LONG BEACH
201 JEFF DAVIS
LONG BEACH, MS 39560

REF: Long Beach Senior Citizen and Recreation Center

FlagStar Construction Co., Inc. would like to offer the following changes in work as per your request:

ITEM #1: add plumbing rough-ins for laundry room and shower:

Plumbing -	\$ 845.00
Ins./Bond -	\$ 27.00
Tax -	\$ 37.00
P&O -	\$ <u>161.00</u>
Total add -	\$1070.00

ITEM #1 PART 2: finish out shower area:

Door unit -	\$ 965.00
Walls/painting/ceilings -	\$2014.00
Plumbing -	\$2875.00
Exhaust fan -	\$ 634.00
Ins./Bond -	\$ 208.00
Tax -	\$ 288.00
P&O -	\$ <u>1233.00</u>
Total add -	\$8217.00

The above price does not include any new lighting, fire sprinkler, heating, air conditioning or any work not listed above.

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ITEM #2: add new hallway to ceramics:

Three door units -	\$2588.00
Walls/painting/ceilings -	\$2853.00
VCT flooring -	\$ 325.00
Ins./Bond -	\$ 185.00
Tax -	\$ 256.00
P&O -	<u>\$1095.00</u>
Total add -	\$7302.00

The above price does not include any new electrical, hvac, fire sprinkler or any item not listed above.

ROBERT D. LAWRENCE

PROJECT MANAGER

Gulfport Office: 14116 CUSTOMS BLVD, STE 105 – GULFPORT, MS 39503

(228) 822-4720

FAX: (228) 822-4768

Minutes of August 19, 2008
Mayor and Board of Aldermen



OK TO PAY
RD

14116 CUSTOMS BLVD. STE. 105
(228) 822-4720
rdlawrence101@bellsouth.net

GULFPORT, MS · 39503
FAX: (228) 822-4768
www.flagstarconstruction.com

08/05/08

MAYOR WILLIAM SKELLIE, JR.
CITY OF LONG BEACH
201 JEFF DAVIS
LONG BEACH, MS 39560

Ref: Long Beach Senior Citizen and Recreation Facility

FlagStar Construction Co., Inc. is offering the following change order per your request to delete the large storage room and add two smaller storage rooms, one in each of the south end corners:

A. Studs, gyp. Board, finishing and painting	- \$1876.00
B. Cement and plywood roof	- \$ 541.00
C. One 6070 door frame with doors and hardware	- \$1667.00
D. Electrical (one light switch, conduit, wire and use existing lights)	- \$1194.00
Tax	- \$ 230.00
Bond	- \$ 65.00
P&O	- \$ 984.00
Total add	- \$6557.00

ROBERT D. LAWRENCE

PROJECT MANAGER

Gulfport Office: 14116 CUSTOMS BLVD, STE 105 – GULFPORT, MS 39503

(228) 822-4720

FAX: (228) 822-4768

Minutes of August 19, 2008
Mayor and Board of Aldermen



OK To PAY
RD

14116 CUSTOMS BLVD. STE. 105
(228) 822-4720
rdlawrence101@bellsouth.net

GULFPORT, MS 39503
FAX: (228) 822-4768
www.flagstarconstruction.com

08/05/08

MAYOR WILLIAM SKELLIE, JR.
CITY OF LONG BEACH
201 JEFF DAVIS
LONG BEACH, MS 39560

Ref: Long Beach Senior Citizen and Recreation Facility

FlagStar Construction Co., Inc. is offering the following change order per your request to add a kiln room:

A. Studs, gyp. board, finishing, painting and ceiling	- \$ 1176.00
B. One 6070 door frame with doors and hardware	- \$ 1667.00
C. Flooring (none included)	- \$ 0000.00
D. Exhaust fan, supply and ductwork	- \$ 3950.00
E. Electrical (two 50 amp receptacles, one 60 amp disconnect, power for motorized damper and use existing light)	- \$ 4399.00
Tax	- \$ 487.00
Bond	- \$ 139.00
P&O	- \$ 2085.00
Total Add	- \$13903.00

ROBERT D. LAWRENCE

PROJECT MANAGER

Gulfport Office: 14116 CUSTOMS BLVD, STE 105 - GULFPORT, MS 39503

(228) 822-4720

FAX: (228) 822-4768

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14116 CUSTOMS BLVD. STE. 105
(228) 822-4720
rdlawrence101@bellsouth.net

GULFPORT, MS 39503
FAX: (228) 822-4768
www.flagstarconstruction.com

08/05/08

MAYOR WILLIAM SKELLIE, JR.
CITY OF LONG BEACH
201 JEFF DAVIS
LONG BEACH, MS 39560

Ref: Long Beach Senior Citizen and Recreation Facility

FlagStar Construction Co., Inc. is offering the following change order per your request to delete the large storage room and add two smaller storage rooms, one in each of the south end corners:

A. Studs, gyp. Board, finishing and painting	- \$1876.00
B. Cement and plywood roof	- \$ 541.00
C. One 6070 door frame with doors and hardware	- \$1667.00
D. Electrical (one light switch, conduit, wire and use existing lights)	- \$1194.00
	Tax - \$ 230.00
	Bond - \$ 65.00
	P&O - \$ 984.00
	Total add - \$6557.00

ROBERT D. LAWRENCE

PROJECT MANAGER

Gulfport Office: 14116 CUSTOMS BLVD, STE 105 - GULFPORT, MS 39503

(228) 822-4720

FAX: (228) 822-4768

Total Flagstar Change Order #3

\$	1,070.00
	8,217.00
	7,302.00
	6,557.00
	13,903.00
	6,557.00
	<hr/>
\$	43,606.00

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Upon discussion, Alderman Holder made motion seconded by Alderman Notter and unanimously carried to approve Change Order Number 3, Flagstar Construction, as set forth above.

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

Reinstatement Sergeant Eric Dietrich, effective upon release from military duty, August 21, 2008;

Resignation, Patrol Officer Matthew Bevilacqua effective August 15, 2008.

The Clerk submitted the fiscal year 2008-2009 budget and associated civil service scale for consideration at the public hearing scheduled for September 2, 2008, at 5:30 p.m.

Alderman Notter made motion seconded by Alderman Burton and unanimously carried to increase court fines for standard traffic and implied consent charges by \$5.00 due to the increase in state assessments.

Alderman Notter made motion seconded by Alderman McNary and unanimously carried to spread Oaths of Office upon the minutes of this meeting in words and figures, as follows:

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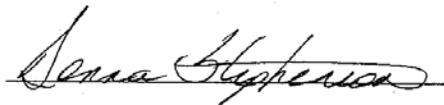
OATH OF OFFICE

I, Tina Dupree, do solemnly swear that I will faithfully support the Constitution of the United States, the Constitution of the State of Mississippi, the ordinances of the City of Long Beach and to obey the laws thereof; that I am not disqualified from holding the office of Interim Municipal Court Clerk in and for the City of Long Beach, Mississippi; that I will faithfully discharge the duties of the office which I shall enter into on the 6th day of August, 2008. So help me God.

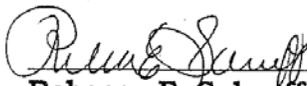


Tina Dupree, Interim Municipal Court Clerk
City of Long Beach, Mississippi

WITNESS:



Sworn to and subscribed before me, this the 6th day of August, 2008.



Rebecca E. Schruff, City Clerk

-SEAL-

Minutes of August 19, 2008
Mayor and Board of Aldermen

OATH OF OFFICE

I, Debbie Korte, do solemnly swear that I will faithfully support the Constitution of the United States, the Constitution of the State of Mississippi, the ordinances of the City of Long Beach and to obey the laws thereof; that I am not disqualified from holding the office of Deputy Court Clerk in and for the City of Long Beach, Mississippi; that I will faithfully discharge the duties of the office which I shall enter into on the 1st day of August, 2008. So help me God.

Debbie Korte
Debbie Korte, Deputy Court Clerk
City of Long Beach, Mississippi

WITNESS:

Tricia M. Dahl

Sworn to and subscribed before me, this the 6th day of August, 2008.

Rebecca E. Schruff
Rebecca E. Schruff, City Clerk

-SEAL-

There came on for consideration a letter with attachment from City Engineer David Ball, as follows:

Minutes of August 19, 2008
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A. GARNER RUSSELL & ASSOCIATES, INC. / CONSULTING ENGINEERS

520 33RD STREET, GULFPORT, MS 39507
P.O. BOX 1677, GULFPORT, MS 39502

TEL (228) 863-0667
FAX (228) 863-5232



August 15, 2008

City of Long Beach
P.O. Box 929
Long Beach, MS 39560

RE: MDOT Sidewalk @ Waffle House Property

Ladies and Gentlemen:

At the last meeting, you requested that I examine the Waffle House parking area in reference to the MDOT 5' sidewalk currently being constructed Coast-wide. The attached sketch shows the layout of the existing improvements on-site. As you can see from the sketch, the parking blocks would have to be moved at least 1' to provide a 5' sidewalk for MDOT purposes. Furthermore, there is an existing curbline which seems associated with the Waffle House parking lot which would have to be removed prior to construction.

I am not familiar with MDOT's requirements, if any, for sidewalk widths and clear zones around sidewalks; nor can I conjecture on what impact a change of this nature would have on the Waffle House parking area, if any. Waffle House and MDOT representatives should be able to make determinations of that nature, if necessary. Should you need any further information, please do not hesitate to contact me.

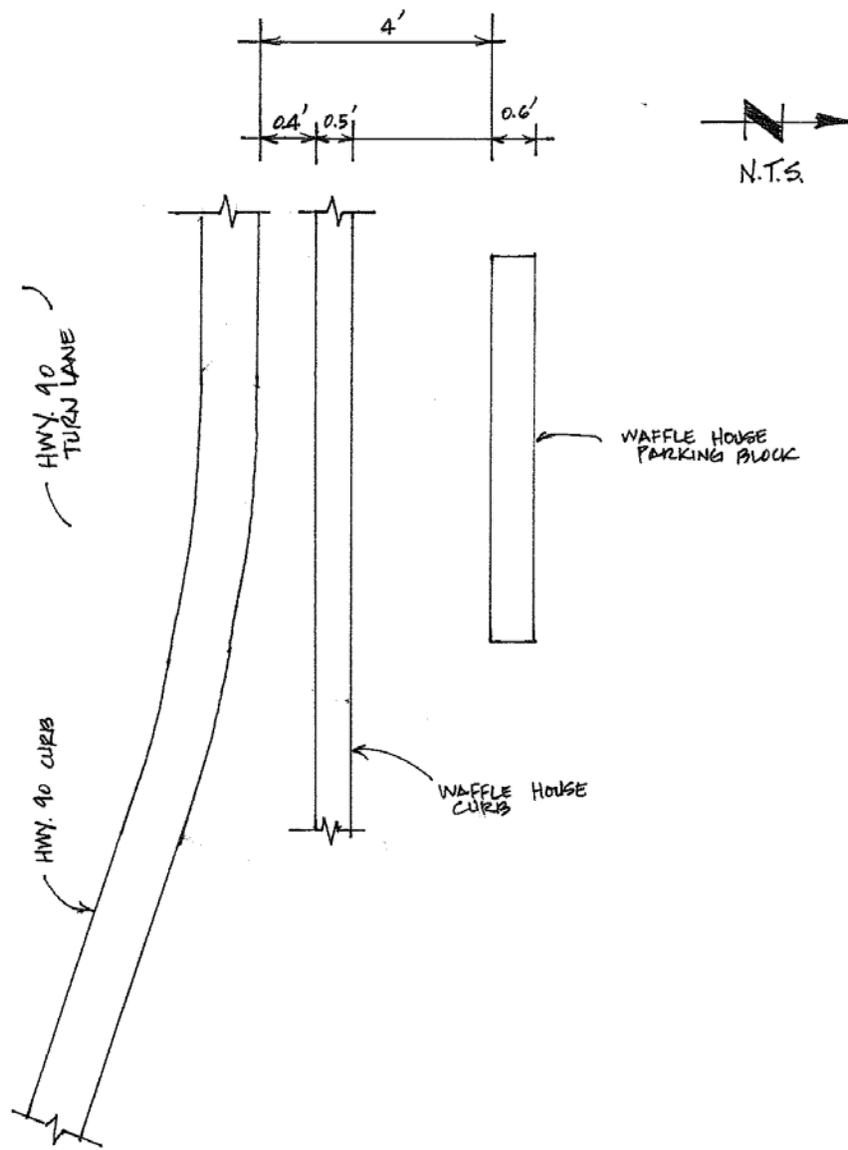
Sincerely,

David Ball, P.E.

DB:539
Enclosure

Minutes of August 19, 2008
Mayor and Board of Aldermen

STAEDTLER® No. 937 811E
Engineer's Computation Pad



Upon discussion, action was taken as follows:

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The Mayor and Board of Aldermen took up the matter of requesting permission of certain property owners to allow permission of the newly constructed sidewalk. After a discussion of the subject, Alderman Boggs moved the adoption of the following resolution:

WHEREAS, The Mississippi Department of Transportation has completed or is in the final phase of completion of the five foot wide sidewalk according to the American with Disabilities Act (ADA) on the north side of U.S. Highway 90 from Gulfport to Pass Christian, with one exception; and

WHEREAS, this on exception is the area in front of The Waffle House restaurant, the underlying property of which is owned by LBC, Inc., and leased to The Waffle House; and

WHEREAS, this sidewalk greatly enhances the beauty of the City of Long Beach and is totally consistent with the concept of making this City and the Gulf Coast a "walkable city" and "walkable coast"; and

WHEREAS, the aforesaid property is between Jeff Davis Avenue and the Long Beach Small Craft Harbor, and a complete sidewalk would be a prime and important connector between the main business areas of the City; and

WHEREAS, The City of Long Beach and the Mississippi Department of Transportation hereby formally request permission for the laying of the sidewalk in front of The Waffle House restaurant adjoining the north margin of U. S. Highway 90; and

WHEREAS, The City of Long Beach believes that it would be a "good neighbor" thing for the owner of the property, LBC, Inc., and the lessee, The Waffle House, to grant permission for completion of the ADA sidewalk, thereby joining Gulfport to Pass Christian with a continuous concrete pathway; and

WHEREAS, in its present state, both able bodied pedestrians and disabled citizens must leave a position of safety on either the east end or west end of the current sidewalk, traverse The Waffle House parking lot, step over (pedestrian) or otherwise avoid (wheelchair) the "car blockers" in order to get to the other side and thereby return to a point of safety; and

WHEREAS, the completion of the ADA specified sidewalk would enhance and protect the safety of able bodied pedestrians and disabled citizens by eliminating the crossing of this parking lot; and

WHEREAS, the current parking lot, vehicle blockers, and ends of the current sidewalk on both the east and west side of the subject property are shown in the photographs marked Exhibits A through E which are attached and made a part hereof; and

WHEREAS, the City Engineer, David Ball, has inspected the site and estimates that the "vehicle blockers" would have to be moved only 1 foot (approximately) to the north to allow for the ADA five foot sidewalk to be laid.

NOW, THEREFORE, THE CITY OF LONG BEACH HEREBY RESOLVES AND DOES HEREBY REQUEST THE PERMISSION OF THE OWNERS OF THE AFORESAID PROPERTY LBC, INC., AND THE WAFFLE HOUSE, THE LESSEE OF THE PROPERTY, TO ALLOW THE PLACEMENT OF THE FIVE FOOT SIDEWALK CONNECTING

**Minutes of August 19, 2008
Mayor and Board of Aldermen**

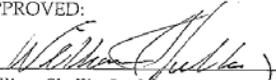
THE EAST END TO THE WEST END OF THE CURRENT NEWLY
CONSTRUCTED ADA SPECIFIED SIDEWALK.

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

Alderman Richard Notter	voted	Aye
Alderman Richard Burton	voted	Aye
Alderman Charles Boggs	voted	Aye
Alderman Carolyn Anderson	voted	Aye
Alderman Allen D. Holder, Jr.	voted	Aye
Alderman Mark Lishen	voted	Absent, Not Voting
Alderman Joseph McNary	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 adopted and approve this the 19th day of August, 2008.

APPROVED:



William Skellie, Jr., Mayor

ATTEST:



Rebecca E. Schruiff, City Clerk, City Clerk

There came on for consideration the Fiscal Year 2008-2009 Uniform Assessment Schedule and the Publisher's Proof of Publication, as follows:

Minutes of August 19, 2008
 Mayor and Board of Aldermen

PROOF OF PUBLICATION

The Mayor and Board of Aldermen took up the matter of adopting the Uniform Motor Vehicle Assessment Schedule for the City of Long Beach, Mississippi, and the Long Beach Separate School District for the fiscal year 2008-2009. After a discussion of the subject, Alderman Holder offered and moved the adoption of the following Order:

AN ORDER BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF LONG BEACH, MISSISSIPPI, ADOPTING THE UNIFORM MOTOR VEHICLE ASSESSMENT SCHEDULE FOR THE FISCAL YEAR 2008-2009 FOR AD VALOREM TAXES OF THE CITY OF LONG BEACH, MISSISSIPPI, AND THE LONG BEACH SEPARATE SCHOOL DISTRICT, PROVIDING FOR A HEARING ON ANY COMPLAINT FILED IN WRITING, OBJECTING TO AND PETITIONING FOR A SPECIFIED REDUCTION ON ANY PORTION OR PORTIONS OF THE ASSESSMENT SCHEDULE AFFECTING THE COMPLAINANT DIRECTLY, AND PROVIDING FOR PUBLICATION OF NOTICE OF SUCH HEARING AND FOR RELATED PURPOSES.

Whereas, in accordance with the provisions of Chapter 340, Laws of Mississippi, 1990, there has been filed with the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, a certified copy of the Uniform Motor Vehicle Assessment Schedule adopted by Order of the State Tax Commission of the State of Mississippi dated June 17, 2008, which motor vehicle assessment schedule has been examined and considered by the Mayor and Board of Aldermen of the City and is now on file in the office of the City Clerk of the City of Long Beach, Mississippi, who is also the Tax Assessor of said City and of the Long Beach Municipal Separate School District; and such motor vehicle assessment schedule is now open and ready for inspection and examination by any interested taxpayer of the City of Long Beach, Mississippi, and of the Long Beach Municipal Separate School District; now therefore,

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

SECTION 1. That the aforesaid Uniform Motor Vehicle Assessment Schedule for motor vehicle ad valorem taxes for the fiscal year 2008-2009, adopted by the State Tax Commission of the State of Mississippi, now on file with the Mayor and Board of Aldermen in the office of the City Clerk, at the City Hall of the City of Long Beach, Mississippi, be, and the same hereby is adopted as and for the motor vehicle assessment schedule for the City of Long Beach, Mississippi, and the Long Beach Separate School District for the collection of ad valorem taxes for the ensuing fiscal year of 2008-2009 for the City and the Municipal Separate School District subject to the hearing of objection as hereinafter provided.

SECTION 2. That the aforesaid motor vehicle assessment schedule is now open and ready for inspection and examination by any interested taxpayer of the City of Long Beach, Mississippi, and of the Long Beach Municipal Separate School District, and that a public hearing be and is hereby called and ordered to

be held in the Administration Building of the Long Beach Municipal Separate School District on Commission Road in said City of Long Beach, Mississippi, at 5:30 P.M. on Tuesday, the 19th day of August, 2008, for the purpose of hearing and taking action on any complaint filed in writing, objecting to and petitioning for a specific reduction on any portion or portions of the aforesaid motor vehicle assessment schedule affecting the complainant directly.

SECTION 3. That the City Clerk of the City be, and said City Clerk is hereby ordered and directed to give notice that the aforesaid motor vehicle assessment schedule is now ready and open for inspection and examination by any interested taxpayer of the City of Long Beach, Mississippi, and of the Long Beach Municipal Separate School District and of the public hearing hereinabove ordered and directed to be held for the purpose of hearing and taking action on any complaint filed in writing, objecting to and petitioning for a specified reduction on any portion or portions of the aforesaid motor vehicle assessment schedule affecting the complainant directly, at the City Hall of the City of Long Beach, Mississippi, at the time and on the date so specified hereinabove in Section 2 for said hearing. The said notice shall be given by publication of this Order in its entirety at least two (2) times in the Sun Herald, a newspaper published and having general circulation in the City of Long Beach, Mississippi, and in the Long Beach Municipal Separate School District, the first publication to be made not less than fifteen (15) days prior to the date hereinabove fixed for said public hearing, all as is provided by Section 27-51-21, Mississippi Code of 1972, as amended.

SECTION 4. This Order shall take effect and be in force from and after its adoption. Alderman Nottor seconded the motion to adopt the foregoing Order, and the question being put to a roll call vote by the mayor, the result was as follows:

Alderman Richard Nottor - voted Aye
 Alderman Richard Burton - voted Aye
 Alderman Charles Boege - voted Aye
 Alderman Carolyn Anderson - voted Aye
 Alderman Allen D. Holder, Jr. - voted Aye
 Alderman Mark Lishen - voted Absent, Not Voting
 Alderman Joseph McNary - voted Aye

The question having received the affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and the order adopted this the 5th day of August, 2008.

APPROVED:
 WILLIAM SKELLIE, JR., MAYOR
 ATTEST: REBECCA E. SCHRUFF, CITY CLERK
 C90,adv11,1MON 1272357

STATE OF MISSISSIPPI
 COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared Lisa Marlow who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a newspaper published in the city Gulfport, in Harrison County, Mississippi, and the publication of the notice, a copy of which is hereto attached, has been made in said paper 1 times in the following numbers and on the following dates of such paper, viz:

- Vol. 124 No., 313 dated 11 day of August, 20 08
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____

Affiant further states on oath that said newspaper has been established and published continuously in said country for a period of more than twelve months next prior to the first publication of said notice.

AUG 14 2008

[Signature]

Clerk

Sworn to and subscribed before me this 12th day of August, A.D., 20 08

KANDI A. BERKLEY
 Notary Public, State of Mississippi
 Harrison County
 My Commission Expires
 April 05, 2010

[Signature]
 Notary Public

Printer's Fee \$ _____
 Furnishing proof of publication \$ _____
 TOTAL..... \$ _____

The Clerk reported that no complaint was filed in writing objecting to and petitioning for a specific reduction on any portion or portions of the aforesaid Uniform Assessment Schedule affecting the complainant directly, whereupon, Alderman Nottor made motion seconded by Alderman Holder and unanimously carried to adopt said schedule.

Minutes of August 19, 2008
Mayor and Board of Aldermen

Alderman Anderson stated her dissatisfaction with the firm of Ayers Saint Gross in the scheduling and publication of work sessions and meetings with the city administration and citizens of Long Beach.

Residents of Via Don Ray expressed the need for paving their street and considerable discussion followed regarding the need for paving in several areas throughout the city. The Mayor reported that there are ongoing negotiations with FEMA/MEMA for funding to pave several problem areas, including Via Don Ray and Merinda Lane. No further action was required or taken.

Considerable discussion was held regarding prioritization of property cleaning notices and it was determined that the zoning enforcement office would prioritize based upon the extent the property is out of compliance, the density of population in the area and the number of complaints received. No further action was required or taken.

Alderman Holder left and was absent the public meeting.

There came on for consideration a question for the City Attorney and Alderman McNary reported that his was question was answered during discussion throughout the course of this meeting. No further action was required or taken.

Alderman Anderson made motion seconded by Alderman Burton and unanimously carried authorizing City Engineer David Ball to conduct a traffic study for the installation of a stop sign at all the intersections of Pinecrest Subdivision, taking into consideration the number of small children and bicycles.

There came on for consideration a letter from City Engineer David Ball, as follows:

Minutes of August 19, 2008
Mayor and Board of Aldermen



A. GARNER RUSSELL & ASSOCIATES, INC. / CONSULTING ENGINEERS

520 33RD STREET, GULFPORT, MS 39507
P.O. BOX 1677, GULFPORT, MS 39502

TEL (228) 863-0667
FAX (228) 863-5232



August 15, 2008

City of Long Beach
P.O. Box 929
Long Beach, MS 39560

RE: Old Savannah / Charleston Lane Intersection

Ladies and Gentlemen:

At the request of Mr. Lishen, I visited the referenced intersection to determine if any special sign control should be installed there. Apparently, there have been some "close calls" which nearly resulted in traffic accidents. My inspection on-site revealed that there is a small tree and some associated bushes which are obstructing the view to the south from Charleston Lane. There is not currently a sign of any kind controlling Charleston, which combined with the obstructed view could lead to drivers pulling out into Old Savannah before they are able to safely see any oncoming traffic.

As my previous letters on this subject have probably made clear, my judgment as an engineer, supported by the Manual on Uniform Traffic Control Devices, is that excessive use of regulatory signs (STOP, YIELD, etc.) are detrimental to safety because they tend to lose their effectiveness. However, the conditions at this intersection, specifically the restricted view, seem to clearly allow the use of a STOP sign to control Charleston Lane when entering Old Savannah.

Sincerely,

David Ball, P.E.

DB-539

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Page 1 of 1

Based upon the information provided by Mr. Ball as set forth above, Alderman Notter made motion seconded by Alderman Anderson and unanimously carried to install a stop sign at the Old Savannah/Charleston Lane intersection.

There was no report from the City Attorney.

There were no general public comments.

**Minutes of August 19, 2008
Mayor and Board of Aldermen**

There being no further business to come before the Mayor and Board of Aldermen at this time, Alderman Notter made motion seconded by Alderman Anderson and unanimously carried to recess to Tuesday, September 2, 2008, at 5:30 p.m.

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

Alderman Carolyn Anderson, Ward 6

Date: _____

ATTEST:

Rebecca E. Schruff, City Clerk