

Minutes of March 6, 2012
Mayor and Board of Aldermen

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, 201 Jeff Davis Avenue, in said City, it being the first Tuesday in March, 2012, 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 William Skellie, Jr., Aldermen Leonard G. Carrubba, Sr., Gary J. Ponthieux, Bernie Parker, Kaye H. Couvillon, Ronnie Hammons, Jr., Mark E. Lishen, Carolyn J. Anderson, Deputy City Clerk Stacey Dahl, and City Attorney James C. Simpson, Jr.

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

The meeting was called to order; whereupon Ms. Alicia Rosenquist, Senior Account Executive, Siemens Industry, Inc., Energy & Environmental Solutions, gave a presentation regarding performance contracting for the City of Long Beach. There was no action required or taken at this time.

The Mayor and Board of Aldermen proclaimed the Month of March, 2012, "Professional Social Work Month" in the City of Long Beach.

The Mayor and Board of Aldermen recognized Dr. John McKee and his innovative concept of fitness.

Alderman Anderson made motion seconded by Alderman Carrubba and unanimously carried to suspend the rules and amend the Municipal Docket, as follows:

Item XI.3. UNFINISHED BUSINESS: Cooperation Agreement; Mississippi Regional Housing Authority No. VIII.

Item XI.4. UNFINISHED BUSINESS: Repairs to Bulkhead/Retainage Wall-Bear Bayou; Alderman Parker

Item XII.3. NEW BUSINESS: Live A-Boards in Harbor; Alderman Couvillon

Item XII.4. NEW BUSINESS: JEL Investments, LLC Tax Abatement

The Mayor opened the floor for public comments regarding agenda items and no one came forward to be heard.

**Minutes of March 6, 2012
Mayor and Board of Aldermen**

Alderman Lishen made motion seconded by Alderman Anderson and unanimously carried to approve minutes of the Mayor and Board of Aldermen, as follows:

- February 21, 2012 – Regular, as submitted.
- February 28, 2012 – Work Session, as submitted.

Alderman Lishen made motion seconded by Alderman Carrubba and unanimously carried to approve the February 23, 2012, regular meeting minutes of the Planning Commission, as submitted.

Alderman Hammons made motion seconded by Alderman Lishen and unanimously carried to approve the March 1, 2012, work session minutes of the Long Beach Port Commission, as submitted.

Alderman Anderson made motion seconded by Alderman Hammons and unanimously carried to approve payment of invoices as listed in Docket of Claims number 030612; inclusive of HMGP Payment No.2, Shutter Installation, in the amount of \$29,002.25. Said Pay Application as follows:

**Minutes of March 6, 2012
Mayor and Board of Aldermen**



February 29, 2012

To: Mayor William Skellie, Jr.
City of Long Beach
P.O. Box 929
Long Beach, MS 39560

From: Patrick Moore
Project Manager
AMEC Environment and Infrastructure

**RE: City of Long Beach
Storm Shutter Installation Senior/ Recreation Center
FEMA Project Number: DR-1604-MS-0376
HMGP Pay Application 2**

Mayor Skellie:

Enclosed please find the following Application and Certificate for Payment Number 2 from CIS Construction for the period ending 2/24/2012. Per the attached certification and recommendation for payment by project engineer Capital Engineering, please place this application on the agenda for approval and payment by the City's Board of Alderman at their March 6, 2012, board meeting.

Application and Certificate for Payment are attached as follows:

HMGP Payment No.2, Shutter Installation, amount due: \$29,002.25

Please note that this pay application applies to the Hazard Mitigation Grant Program (HMGP) scope of work only.

Sincerely,
Patrick Moore

**Minutes of March 6, 2012
Mayor and Board of Aldermen**



CAPITAL ENGINEERING, LLC
1433 E. 83rd Avenue, Suite 100
Merrillville, IN
46410 USA

Tel : 219-791-1984
Fax : 219-791-1983

February 28, 2012

Mr. Patrick Moore
AMEC Earth and Environmental
9061 Hannah Lane
Biloxi, MS 39532

Subject: Long Beach, MS Senior Citizen and Recreation Center
Door & Window Shutters
CIS Construction Payment Application No. 2
SNC Lavalin Capital Engineering Project No. 8667

Dear Mr. Moore:

Enclosed please find the certified pay application no. 2 for construction work on the Long Beach Senior Citizen and Recreation Center door and window shutters. I have certified this pay application for the requested amount of \$29,002.25. The amount includes the remainder of the contract price and completes the payments for this project.

If you have any questions, please do not hesitate to contact me.

Sincerely yours,

A handwritten signature in black ink that reads "Louis A. Traina".

Louis A. Traina, P.E.
Project Manager
SNC Lavalin Capital Engineering
Ph: 219-791-1984
Cell: 219-718-8610
Email: louis.traina@snclavalin.com



**Minutes of March 6, 2012
Mayor and Board of Aldermen**

APPLICATION FOR PAYMENT

CAP702
Page: 1 of 2

Application No.: Application Date: Period To: Contract Date:
 3 FEB 24, 2012 FEB 24, 2012 DEC 19, 2011
 Project Nos.

Distribution List: Owner Construction Mgr
 Architect Field
 Contractor Other

PROJECT:
 S.C. STORM SHUTTERS
 Long Beach Senior Citizen and
 Recreational Center Door &
 Window Shutters

VIA ARCHITECT:
 Capital Engineering, Inc.
 1433 E. 83rd Ave, Suite 100
 Merrillville, IN 46410

TO:
 Senior Citizen Recreation Center
 201 Jeff Davis Avenue
 Long Beach, MS 39560

FROM CONTRACTOR:
 CIS Construction, Inc.
 27 Fountain Abbey
 Pensacola, 32506

CONTRACT FOR: Senior Citizen Recreation Center

Contractor's Application for Payment

Application is made for payment as shown below, with attached Continuation Sheet.

1. Original Contract Amount: \$ 68,166.00
2. Net of Change Orders: \$ 0.00
3. Net Amount of Contract: \$ 68,166.00
4. Total Completed & Stored to Date: \$ 68,166.00

5. Retainage Summary:

- a. 0.00 % of Completed Work \$ 0.00
- b. 5.00 % of Stored Material \$ 0.00

Total Retainage: \$ 0.00

6. Total Completed Less Retainage: \$ 68,166.00
7. Less Previous Applications: \$ 39,163.75

8. Current Payment Due, This Application: \$ 29,002.25

9. Contract Balance (Including Retainage): \$ 0.00

CHANGE ORDER Activity	Additions		Subtractions	
Total previously approved:	0.00		0.00	
Total approved this Month:	0.00		0.00	
Sub Totals:	0.00		0.00	
NET of Change Orders:		0.00		0.00

CONTRACTOR'S CERTIFICATION:

The Contractor's signature here certifies that, to the best of their knowledge, this document accurately reflects the work completed in this Application for Payment. The Contractor also certifies that all payments have been made for work on previous Applications for Payment and also that the Current Payment is Due.

[Signature]
 (Authorizing Signature)

CIS Construction, Inc.

Date: FEB 24, 2012
 State Authorized: Florida
 County of: Escambia
 JESSICA LINDSEY
 COMMISSION # EE 75122
 EXPIRES: March 17, 2015

Subscribed and sworn to before me this 24 day of February, 2012
 Notary Public *[Signature]*
 My Commission expires: MARCH 17, 2015

ARCHITECT'S CERTIFICATION:

The Architect's signature here certifies that, based on their own observations, the Contract Documents and the information contained herein, this document accurately reflects the work completed in this Application for Payment. The Architect also certifies the Contractor is entitled to the amount certified for payment.

AMOUNT CERTIFIED: \$29,002.25

[Signature]
 (Architect's Signature) Date: 02-28-12

Minutes of March 6, 2012
Mayor and Board of Aldermen

Based upon the recommendation of Assistant Fire Chief Mike Brown and certification by the Civil Service Commission, Alderman Anderson made motion seconded by Alderman Lishen and unanimously carried to approve Fire Department personnel matters, as follows:

- Step Increase, Driver/Operator Jay Lonthair, FS-10-IV, effective March 16, 2012
- Step Increase, Lieutenant Jared McGill, FS-12-V, effective March 1, 2012
- Step Increase, Firefighter 1st Class Brian Moore, FS-9-III, effective April 1, 2012.

Alderman Lishen made motion seconded by Alderman Parker and unanimously carried to approve CDBG (1) Request for Cash and payment of (1) invoice, as follows:

**Minutes of March 6, 2012
Mayor and Board of Aldermen**

MEMO

DATE: February 29, 2012
TO: Honorable William Skellie, Jr.
City of Long Beach
FROM: Ann Frazier
Jimmy G. Gouras Urban Planning
RE: City of Long Beach
Community Revitalization Grant
CDBG Project #R-109-235-03-KCR
Town Green
Request for Cash and Summary Support Sheet

Enclosed please find the following invoices for the above referenced project:

1. FMA
Invoice number 3 in the amount of \$31,920.00
For Construction expense

Also enclosed is "Request for Cash and Summary Support Sheet No. 31" in the amount of \$31,920.00 for payment of the above invoices.

Please have the above invoices and Request for Cash and the supporting documentation placed on your next agenda for approval. After its approval, the appropriate official should sign the "Request for Cash and Cash Summary Support Sheet No. 31" and return it along with the supporting documentation for processing to our office at the following address:

Debra Tompkins
Jimmy Gouras Urban Planning
100 Cherry Street
Vicksburg, MS 39183

If you have any questions, please do not hesitate to call me or Debra Tompkins at (601)638-7121.

REMINDER

From the date of deposit into your account you have only three (3) working days to distribute funds to avoid penalties from MDA.

enclosure

JIMMY G. GOURAS

URBAN PLANNING CONSULTANTS, INC.
1100 CHERRY ST. • VICKSBURG, MS 39183 • 601-638-7121 • FAX 601-638-5292 • Email: jggouras@bellsouth.net

Minutes of March 6, 2012 Mayor and Board of Aldermen

Mississippi Development Authority REQUEST FOR CASH

Section A: General Information		Bank Information		Section B: Project Information			
Applicant Name:	City of Long Beach	Electronic Transfer	065503081	Grant No.	R-103-06	Request No.	31
Mailing Address:	Post Office Box 929	Bank Account:	043309089	Contract No.	R-108-235-03-KCR		
Street Address:		Bank Name:	Hancock Bank	FOR MIDA USE ONLY			
City, State Zip:	Long Beach, MS 39560	Address:	101 Jeff Davis Avenue	Vendor No.			
Telephone No.	228-863-1556	City, State Zip:	Long Beach, MS 39560	IDIS Voucher Number			
Fax Number:	228-866-0822	Telephone No.:	228-866-4000				
Email Address:	slvclerk@cityoflongbeach.ms.gov	From:	January 17, 2012	Approval for Payment			
		Services Rendered:	thru	Signature			
			February 15, 2012	Date			
Section C: Request Per Activity							
Activity Description	Budget Amount	Total Prior Request to Date	This Request	Remaining Balance	Activity Numbers		
1 Administration	\$ 72,100.00	\$ 56,300.00		\$ 15,800.00			
2 Application Preparation	\$ 10,000.00	\$ 10,000.00		-			
3 Architect/Engineering Expense	\$ 107,083.82	\$ 105,859.24		1,224.58			
4 Contingencies				-			
5 Legal				-			
6 Other-Surveying/Geotech	\$ 14,700.00	\$ 14,700.00		-			
7 Town Green Construction	\$ 1,446,277.00	\$ 1,123,378.47	\$ 31,920.00	\$ 290,978.53			
8 Special Consultants	\$ 37,568.18	\$ 37,568.18		-			
Total Expense	\$ 1,687,729.00	\$ 1,347,805.89	\$ 31,920.00	\$ 308,003.11			

I Hereby Certify That (a) the services covered by this request have not been received from the Federal Government or expended for such services under any other contract; agreement or grant; (b) the amount requested will be expended for allowable costs / expenditures under the terms of the contract agreement or grant; (c) the amount requested herein does not exceed the total funds obligated by contract; and (d) the funds are requested for only immediate disbursements.

I Hereby Certify That the goods sold and/or services rendered have been delivered and/or performed in good order within the time listed above and are in compliance with all statutory requirements and regulations. I certify that this request does not include any advances or funds for future obligations.

Signature of Authorized Official _____ William Skelle, Jr., Mayor Typed Name and Title of Authorized Official	Date Signed _____ Debra Tompkins Prepared By 601-636-7121 Preparer's Telephone No. 2/29/2012 Date Prepared
---	--

Minutes of March 6, 2012 Mayor and Board of Aldermen

Mississippi Development Authority
Cash Summary Support Sheet

Applicant: City of Long Beach Request No: 31 Grant Number: R-103-06
 Period Cost - Beginning: January 17, 2012 Ending Date: February 15, 2012 Contract Number: R-109-235-03-KCR

1. Activity: <u>Administration Expense</u>		(a)	(b)	Federal Share
Line Item	Vendor Name	Invoice #	Invoice Amount	Match Share
A.	<u>Administration Expense</u>			\$0.00
B.				
C.				
D.				
Subtotal:			\$0.00	\$0.00

2. Activity: <u>Architect/Engineering</u>		(a)	(b)	Federal Share
Line Item	Vendor Name	Invoice #	Invoice Amount	Match Share
A.	<u>Architect/Engineering</u>			\$0.00
B.	<u>Architect/Engineering</u>			\$0.00
C.				
D.				
Subtotal:			\$-	\$-

3. Activity: <u>Construction of Town Green</u>		(a)	(b)	Federal Share
Line Item	Vendor Name	Invoice #	Invoice Amount	Match Share
A.	<u>Construction of Town Green</u>	<u>FMA</u>	<u>\$31,920.00</u>	<u>\$31,920.00</u>
B.				
C.				
D.				
Subtotal:			\$31,920.00	\$31,920.00

Minutes of March 6, 2012 Mayor and Board of Aldermen

Cash Summary Support Sheet
 Applicant: City of Long Beach Request No: 31 Grant Number: R-103-06
 Contract Number: R-109-235-03-KCR

4. Activity: <u>Other-Surveying-Geotech</u>		(a)	(b)	
Line Item	Vendor Name	Invoice #	Invoice Amount	Match Share
A.	<u>Other-Surveying-Geotech</u>			Federal Share
B.				\$0.00
C.				
D.				
Subtotal:			<u>\$0.00</u>	<u>\$0.00</u>

5. Activity: _____		(a)	(b)	
Line Item	Vendor Name	Invoice #	Invoice Amount	Match Share
A.				Federal Share
B.				
C.				
D.				
Subtotal:				

6. Activity: _____		(a)	(b)	
Line Item	Vendor Name	Invoice #	Invoice Amount	Match Share
A.				Federal Share
B.				
C.				
D.				
Subtotal:				

Cumulative Match Expended To Date:					
Cumulative Federal Expended To Date:	\$1,379,725.89				
GRAND TOTAL:		\$	31,920.00	\$	31,920.00

I hereby Certify That: a) the services covered by this request have not been received from the Federal Government or expended for such services under any other contract agreement or grant; b) the amount requested will be expended for allowable costs/expenses under the terms of the contract agreement or grant; c) the amount requested herein does not exceed the total funds obligated by contract; and d) the funds are requested for only immediate disbursements.
 I hereby Certify that the goods sold and/or services rendered have been delivered and/or performed in good order and are in compliance with all statutory requirements and regulations.

 William Skellie, Jr., Mayor
 Typed Name and Title of Authorized Official

 Signature of Authorized Official

Minutes of March 6, 2012 Mayor and Board of Aldermen



GULF COAST OFFICE
2548 Beach Blvd, Ste. 100
Biloxi, Mississippi 39531

228.694.2200
FAX 228.694.2020
EMAIL info@jbhm.com

February 21, 2012

UPS Ground

Ann Frazier
Jimmy Gouras and Associates
1100 Cherry Street
Vicksburg, MS 39183

RE: LONG BEACH WAR MEMORIAL

Dear Ann:

I have enclosed two copies of the **Application and Certificate for Payment Number 3** for the period ending 2/15/12, in the amount of \$31,920.00 for the above referenced project. I am certifying the entire amount requested.

If you have questions concerning these actions, please do not hesitate to contact me.

Adverse weather information included: **No**

Updated progress schedule included: **No**

Sincerely,

A handwritten signature in black ink, appearing to read "Glenn Currie".

Glenn Currie, AIA, Principal

cc: Melvin Faciane, Jr. – FMA, Inc.
Mayor William Skellie, Jr. – City of Long Beach
Ann Frazier – Jimmy Gouras and Associates
Glenn Currie/Edward Yeatman/ Carl Bradley – JBHM
JBHM # 11034.09

OFFICES

Biloxi
Columbus
Jackson
Tupelo

PRINCIPALS

GLENN CURRIE, AIA
JOSEPH S. HENDERSON, AIA
RICHARD H. MCNEEL, AIA

Minutes of March 6, 2012 Mayor and Board of Aldermen

Project name: Long Beach War Memorial

Project Number: 11034

Original Contract Sum: \$ 154,000.00

Change Orders to date: \$ -

New Contract Sum: \$ 154,000.00

NOTE: Numbers in red indicate formulas or links and should only be written over on purpose. Blue cells are meant for data entry. All the numbers in the section are linked from the Change Order Tab.

Pay Application #	Date Received	Date Approved	Total Completed and Stored to Date	Retainage	Total Earned	Less Previous Payments	Payment Due	Balance to finish, inc. retainage
1	12/9/2011	12/12/2011	28,698.50	1,434.93	27,263.58	0.00	27,263.58	126,736.43
2	1/17/2011	1/20/2012	51,673.50	2,583.68	49,089.83	27,263.58	21,826.25	104,910.18
3	2/15/2012	2/22/2012	85,273.50	4,263.68	81,009.83	49,089.83	31,920.00	72,990.18
4			0.00	0.00	0.00	81,009.83	-81,009.83	154,000.00
5			0.00	0.00	0.00	0.00	0.00	154,000.00
6			0.00	0.00	0.00	0.00	0.00	154,000.00
7			0.00	0.00	0.00	0.00	0.00	154,000.00
8			0.00	0.00	0.00	0.00	0.00	154,000.00
9			0.00	0.00	0.00	0.00	0.00	154,000.00
10			0.00	0.00	0.00	0.00	0.00	154,000.00
11			0.00	0.00	0.00	0.00	0.00	154,000.00
12			0.00	0.00	0.00	0.00	0.00	154,000.00
13			0.00	0.00	0.00	0.00	0.00	154,000.00
14			0.00	0.00	0.00	0.00	0.00	154,000.00
15			0.00	0.00	0.00	0.00	0.00	154,000.00
16			0.00	0.00	0.00	0.00	0.00	154,000.00
17			0.00	0.00	0.00	0.00	0.00	154,000.00
18			0.00	0.00	0.00	0.00	0.00	154,000.00
19			0.00	0.00	0.00	0.00	0.00	154,000.00
20			0.00	0.00	0.00	0.00	0.00	154,000.00
21			0.00	0.00	0.00	0.00	0.00	154,000.00
22			0.00	0.00	0.00	0.00	0.00	154,000.00
23			0.00	0.00	0.00	0.00	0.00	154,000.00
24			0.00	0.00	0.00	0.00	0.00	154,000.00
25			0.00	0.00	0.00	0.00	0.00	154,000.00

Minutes of March 6, 2012 Mayor and Board of Aldermen



Application and Certificate for Payment

TO OWNER: City of Long Beach 201 Jeff Davis Ave Long Beach, MS 39560	PROJECT: 11034.00 Long Beach War Memorial Jefferson Davis Ave Long Beach, MS
FROM CONTRACTOR: FMA, Inc. 403 Moonraker Dr. Sibley, LA 70458	VIA ARCHITECT: JBHM Architects, P.A. 2548 Beach Blvd. Suite 100 Biloxi, MS 39531

APPLICATION NO: 3	Distribution to:
PERIOD TO: 2/15/2012	<input type="checkbox"/> OWNER
CONTRACT FOR: 154,000	<input checked="" type="checkbox"/> ARCHITECT
CONTRACT DATE: 10/18/2011	<input type="checkbox"/> CONTRACTOR
PROJECT NOS: /	<input type="checkbox"/> FIELD
	<input type="checkbox"/> OTHER

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$ 154,000.00	
2. Net change by Change Orders	0.00	
3. CONTRACT SUM TO DATE (Line 1 ± 2)	\$ 154,000.00	
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$ 85,273.50	
5. RETAINAGE:		
a. 5.00% of Completed Work	\$ 4,263.88	
b. 5.00% of Stored Material	\$ 0.00	
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$ 4,263.88	
6. TOTAL EARNED LESS RETAINAGE	\$ 81,009.82	
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT	\$ 49,089.82	
8. CURRENT PAYMENT DUE	\$ 31,920.00	
9. BALANCE TO FINISH, INCLUDING RETAINAGE	\$ 72,990.18	

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner \$	0.00	0.00
Total approved this Month \$	0.00	0.00
TOTALS \$	0.00	0.00
NET CHANGES by Change Order \$	0.00	0.00

CAUTION: You should sign an original AIA Contract Document on which this statement appears in RED. An original assures that changes will not be obscured. AIA Document G702™ - 1992. Copyright © 1959, 1989, 1995, 1971, 1978, 1983 and 1992 by The American Institute of Architects. All rights reserved. WARNING: This AIA Document is protected by U.S. Copyright law and international treaties. Unauthorized reproduction or distribution of this AIA Document or any portion of it is prohibited by law and may result in severe civil and criminal penalties, and will be prosecuted to the maximum extent possible under the law. Purchasers are permitted to reproduce (in PDF copies of this document when completed) to report copyright violations of AIA Contract Documents. email: The American Institute of Architects legal counsel, copyright@aia.org.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payments shown herein is now due.

CONTRACTOR: FMA, Inc.
 By: *[Signature]*
 State of: Louisiana MS
 County of: *[Signature]*
 Subscribed and sworn to before me this 15th day of February, 2012.
 Notary Public: *[Signature]* 4/13/13
 My Commission expires: *[Signature]*



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 31,920.00
(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT: *[Signature]*
 Date: 2.21.12

Minutes of March 6, 2012 Mayor and Board of Aldermen



To: City of Long Beach
201 Jeff Davis Ave.
Long Beach, MS 39560

From Contractor:
F&J, Inc.
403 McConraker Dr.
Shelton, LA 70458

Continuation Sheet

AIA Document G703, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached. In tabulations below, amounts are stated to the nearest dollar. Use Column I on Contracts where variable retainage for line items may apply.

Project: 11034.00
Long Beach War Memorial
Jefferson Davis Ave.
Long Beach, MS

APPLICATION NO: 3
APPLICATION DATE: 2/15/2012
PERIOD TO: 2/15/2012
ARCHITECT'S PROJECT NO:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C-G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD				
1	Bonds/Insurance	10,000.00	10,000.00	0.00	0.00	10,000.00	0.00	500.00
2	MS State Tax 3.5%	5,390.00	5,390.00	0.00	0.00	5,390.00	0.00	269.50
3	General Conditions	28,000.00	11,200.00	5,600.00	0.00	16,800.00	11,200.00	840.00
4	Sitework (L)	4,000.00	3,000.00	0.00	0.00	3,000.00	1,000.00	150.00
5	Sitework (M)	1,500.00	1,125.00	0.00	0.00	1,125.00	375.00	56.25
6	Concrete Work (L)	4,000.00	3,000.00	1,000.00	0.00	4,000.00	0.00	200.00
7	Concrete Work (M)	5,000.00	3,750.00	1,250.00	0.00	5,000.00	0.00	250.00
8	Pavers (L)	7,000.00	5,250.00	0.00	0.00	5,250.00	1,750.00	282.50
9	Pavers (M)	5,000.00	4,250.00	0.00	0.00	5,000.00	0.00	250.00
10	Masonry (L)	4,000.00	0.00	0.00	0.00	0.00	4,000.00	0.00
11	Masonry (M)	2,010.00	1,708.50	0.00	0.00	1,708.50	301.50	85.43
12	Structural Steel (L)	4,250.00	0.00	4,250.00	0.00	4,250.00	0.00	212.50
13	Structural Steel (M)	4,250.00	0.00	4,250.00	0.00	4,250.00	0.00	212.50
14	Carpentry (L)	2,500.00	0.00	0.00	0.00	0.00	2,500.00	0.00
15	Carpentry (M)	2,000.00	0.00	0.00	0.00	0.00	2,000.00	0.00
16	Roofing & Sheet Metal (L)	3,400.00	0.00	0.00	0.00	0.00	3,400.00	0.00
17	Roofing & Sheet Metal (M)	3,400.00	0.00	0.00	0.00	0.00	3,400.00	0.00
18	Metal Framing & Drywall (L)	3,900.00	0.00	0.00	0.00	0.00	3,900.00	0.00
19	Metal Framing & Drywall (M)	2,600.00	0.00	0.00	0.00	0.00	2,600.00	0.00
20	Painting (L)	2,500.00	0.00	0.00	0.00	0.00	2,500.00	0.00
21	Painting (M)	1,500.00	0.00	0.00	0.00	0.00	1,500.00	0.00
22	Cast Stone (L)	5,000.00	0.00	0.00	0.00	0.00	5,000.00	0.00
23	Cast Stone (M)	15,000.00	0.00	0.00	0.00	15,000.00	0.00	750.00
24	Landscaping (L)	1,500.00	0.00	0.00	0.00	1,500.00	0.00	75.00
25	Landscaping (M)	4,300.00	0.00	0.00	0.00	4,300.00	0.00	215.00
		132,000.00	48,673.50	32,100.00	0.00	80,773.50	61	51,226.50
								4,038.68

CAUTION: You should sign an original AIA Contract Document, on which this text appears in RED, do original assures that changes will not be obscured.
AIA Document G703™ - 1992. Copyright © 1992, 1995, 1996, 1997, 1970, 1978, 1983 and 1992 by The American Institute of Architects. All rights reserved. WARNING: This AIA Document is protected by U.S. Copyright Law and International Treaties. Unauthorized reproduction or distribution of this AIA Document, or any portion of it, may result in severe civil and criminal penalties and will be prosecuted to the maximum extent possible under the law. Purchases are permitted to reproduce ten (10) copies of this document when completed. To report copyright violations of AIA Contract Documents, e-mail The American Institute of Architects' legal counsel, copyright@aia.org.

Minutes of March 6, 2012
Mayor and Board of Aldermen

- Step Increase, Clerk Chrystal Dubose, CSA-3-X, effective March 1, 2012
- Step Increase, Sergeant Kenneth Lassabe, PS-11-V, effective March 16, 2012
- Step Increase, Admin Detective Alicia Stevison, PSA-10-II, effective March 1, 2012.

Based upon the recommendation of Harbormaster Bill Angley and certification by the Civil Service Commission, Alderman Ponthieux made motion seconded by Alderman Carrubba and unanimously carried to approve Harbor personnel matters, as follows:

- Promotion, Assistant Harbormaster Curtis Falks, CSH-4-I, effective March 16, 2012.

The Mayor recognized Building Official Earl Levens; whereupon Mr. Levens reported his findings on valuation/permit fees comparisons. After considerable discussion, it was the consensus of the board to direct the City Attorney to incorporate any “changes” he had discussed with the Building Official into Ordinance #494, and present it at the next regular meeting of the Mayor and Board of Aldermen.

There came on for consideration appointment to the Long Beach School District Board of Trustees, whereupon, Alderman Bernie Parker, Alderman Carolyn Anderson, and Alderman Kaye Couvillon were recused from the public meeting due to a possible conflict of interest.

The following Advisory Opinion No. 12-025-E was received from the Mississippi Ethics Commission:

Minutes of March 6, 2012 Mayor and Board of Aldermen

03/05/2012 MON 15:46 FAX MS Ethics Commission

003/005



BEN H. STONE, Chairman
Gulfport

WALLEY R. NAYLOR,
Vice Chairman
Madison

BILLY R. POWELL, Secretary
Madison

WILLIAM R. WHEELER, JR.
Tupelo

MISSISSIPPI ETHICS COMMISSION

Post Office Box 22746
Jackson, Mississippi 39225-2746
Telephone: 601-359-1285
Telecopier: 601-359-1292
www.ethics.state.ms.us

ROBERT G. CLARK
Pickens

SUE H. STEDMAN
Natchez

PAUL V. BREAZEALE
Jackson

BRENDA T. REDFERN
Richland

TOM HOOD
Executive Director and Chief Counsel

ADVISORY OPINION NO. 12-025-E

March 2, 2012

Question Presented: May an employee of a community hospital serve on the municipal school board of trustees while the superintendent of the municipal school district serves on the community hospital board of trustees?

Brief Answer: Yes. Under these circumstances, it seems highly unlikely any violation of Section 25-4-105(1), Miss. Code of 1972, would arise.

The Mississippi Ethics Commission issued this opinion on the date shown above in accordance with Section 25-4-17(i), Mississippi Code of 1972, as reflected upon its minutes of even date. The Commission is empowered to interpret and opine only upon Article IV, Section 109, Mississippi Constitution of 1890, and Article 3, Chapter 4, Title 25, Mississippi Code of 1972. This opinion does not interpret or offer protection from liability for any other laws, rules or regulations. The Commission based this opinion solely on the facts and circumstances provided by the requestor as restated herein. The protection from liability provided under Section 25-4-17(i) is limited to the individual who requested this opinion and to the accuracy and completeness of these facts.

L. LAW

The pertinent Ethics in Government Laws to be considered here are as follows:

Section 25-4-103, Miss. Code of 1972.

(l) "Pecuniary benefit" means benefit in the form of money, property, commercial interests or anything else the primary significance of which is economic gain. Expenses associated with social occasions afforded public servants shall not be deemed a pecuniary benefit.

(p) "Public servant" means:

(i) Any elected or appointed official of the government;

Minutes of March 6, 2012 Mayor and Board of Aldermen

03/05/2012 MON 15:47 FAX MS Ethics Commission

004/005

Opinion No. 12-025-E

MISSISSIPPI ETHICS COMMISSION
March 2, 2012

Page 2 of 3

(ii) Any officer, director, commissioner, supervisor, chief, head, agent or employee of the government or any agency thereof, or of any public entity created by or under the laws of the state of Mississippi or created by an agency or governmental entity thereof, any of which is funded by public funds or which expends, authorizes or recommends the use of public funds; or

(iii) Any individual who receives a salary, per diem or expenses paid in whole or in part out of funds authorized to be expended by the government.

Section 25-4-105, Miss. Code of 1972.

(1) No public servant shall use his official position to obtain, or attempt to obtain, pecuniary benefit for himself other than that compensation provided for by law, or to obtain, or attempt to obtain, pecuniary benefit for any relative or any business with which he is associated.

II. FACTS

Facts provided by the requestor are set forth below, with identifying information redacted, and are considered a part of this opinion.

As a member of the Board of Trustees of a School District, I write to ask for an Ethics Advisory Opinion from your office regarding my other employment.

I am employed as Executive Assistant to the President/CEO of a Hospital (the "Hospital"). As stated above, I am also appointed by the Mayor and Board of Aldermen as a Trustee for the School District. The Superintendent of the School District has been appointed by the Board of Supervisors of the County to serve as a Trustee on the Hospital Board of Directors.

My question specifically: is there any ethical violation or prohibition on my part by my service both as secretary at the Hospital and as a Trustee on the School Board, due to the fact of the Superintendent's position on the Hospital Board of Trustees?

For your convenience, I provide the following information on the Hospital and myself:

The Hospital is a public, not-for-profit hospital jointly owned by the City and the County Hospital District (the "District").

The Board of Trustees is composed of seven (7) Trustees, three (3) of which are named by the City; three (3) by the Board of Supervisors, acting on behalf of the District; and one (1) named jointly by the County and the City. Members serve five-year staggered terms. The Board of Trustees has general charge of the maintenance and operation of the Hospital, adoption of suitable rules and regulations, approval of

**Minutes of March 6, 2012
Mayor and Board of Aldermen**

03/05/2012 MON 15:48 FAX MS Ethics Commission

005/005

Opinion No. 12-025-E

MISSISSIPPI ETHICS COMMISSION

March 2, 2012

Page 3 of 3

medical and dental staff membership and privileges, employment of necessary personnel, purchase of operating supplies and ordinary operation services, as well as fiscal oversight.

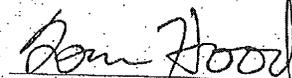
My job description at the Hospital is Senior Executive Assistant to the President and CEO, and is attached for your perusal. I have no authority in any policy making decisions or discussions. I am a secretary and my sole responsibility is to my boss. The only interaction I have with the Board of Trustees is the dissemination of information from my boss to the Board and coordination of meetings. I am not employed by the Board of Trustees of the Hospital; I am an employee of the Hospital. I answer only to the President and CEO.

III. ANALYSIS

As set forth in Section 25-4-105(1), Miss. Code of 1972, no public servant may use his or her position in government to obtain or attempt to obtain a monetary benefit for himself or herself. Certainly, two public servants such as the school board member and the school superintendent should not exchange any threat or inducement involving official action which would result in a monetary benefit or detriment to either party. Under these circumstances, it seems highly unlikely any such situation would arise. Therefore, the school board member may continue to serve on the school board, and the school superintendent may continue to serve on the hospital board.

MISSISSIPPI ETHICS COMMISSION

BY:


Tom Hood, Executive Director and
Chief Counsel

**

**

Based upon the aforesaid opinion received from the Ethics Commission, Alderman Ponthieux made motion seconded by Alderman Hammons and unanimously carried to re-appoint Angie Alexander Johnson to the Long Beach School District Board of Trustees for the term March/2012 – March/ 2017.

Alderman Bernie Parker, Alderman Carolyn Anderson, and Alderman Kaye Couvillon returned to the public meeting.

Discussion of Cable Broadcast Board Meetings was moved to the next regular meeting, March 20, 2012, at Alderman Carrubba's request.

Minutes of March 6, 2012
Mayor and Board of Aldermen

There came on for consideration the **COOPERATION AGREEMENT by and between the Mississippi Regional Housing Authority No. VIII and the City of Long Beach, MS.** After brief discussion, Alderman Anderson made motion seconded by Alderman Ponthieux and unanimously carried to approve the aforesaid agreement and spread it upon the minutes of this meeting in words and figures as follows:

COOPERATION AGREEMENT

This Agreement entered into this 6th day of March, 2012, by and between Mississippi Regional Housing Authority No. VIII (herein called the "Local Authority") and The City of Long Beach, MS (herein called the "Municipality"), witnesseth:

In consideration of the mutual covenants hereinafter set forth, the parties hereto do agree as follows:

1. Whenever used in this Agreement:

(a) The term "Project" shall mean any low-rent housing now existing or hereafter developed as an entity by the Local Authority with financial assistance of the United States of America acting through the Secretary of Housing and Urban Development (herein called the "Government"); excluding, however, any low-rent housing project covered by any contract for loans and annual contributions entered into between the Local Authority and the Government, or its predecessor agencies, prior to the date of this Agreement.

(b) The term "Taxing Body" shall mean the State or any political subdivision or taxing unit thereof in which a Project is situated and which would have authority to assess or levy real or personal property taxes or to certify such taxes to a taxing body or public officer to be levied for its use and benefit with respect to a Project if it were not exempt from tradition.

(c) The term "Shelter Rent" shall mean the total of all charges to all tenants of a Project for dwelling rents and non-dwelling rents (excluding all other income of such Project), less the cost to the Local Authority of all dwelling and non-dwelling utilities.

(d) The term "Slum" shall mean any area where dwellings predominate which, by reason of dilapidation, overcrowding, faulty arrangement or design, lack of ventilation, light or sanitation facilities, or any combination of these factors, are detrimental to safety, health or morals.

2. The Local Authority shall endeavor (a) to secure a contract or contracts with the Government for loans and annual contributions covering one or more Projects comprising approximately 75 units of low-rent housing and (b) to develop and administer such Project or Projects, each of which shall be located within the corporate limits of the Municipality. The obligations of the parties hereto shall apply to each such Project.

3. (a) Under the constitution and statutes of the State of Mississippi, all Projects are exempt from all real and personal property taxes and special assessments levied or imposed by any Taxing Body. With respect to any Project, so long as either (i) such project is owned by a public body or governmental agency and is used for low-rent

Minutes of March 6, 2012 Mayor and Board of Aldermen

dwelling units eliminated by the clearance of the site of such Project shall not be counted as elimination for any other Project or any other low-rent housing project, or (ii) any Project located in a rural nonfarm or Indian area.

5. During the period commencing with the date of the acquisition of any part of the site or sites of any Project and continuing so long as either (i) such Project is owned by a public body or governmental agency and is used for low-rent housing purposes, or (ii) any contract between the Local Authority and the Government for loans or annual contributions, or both, in connection with such Project remains in force and effect, or (iii) any bonds issued in connection with such Project or any monies due to the Government in connection with such Project remain unpaid, whichever period is the longest, the Municipality without cost or charge to the Local Authority or the tenants of such Project (other than the Payments in Lieu of Taxes) shall:

(a) Furnish or cause to be furnished to the Local Authority and the tenants of such Project public services and facilities of the same character and to the same extent as are furnished from time to time without cost or charge to other dwellings and inhabitants in the Municipality;

(b) Vacate such streets, roads, and alleys within the area of such Project as may be necessary in the development thereof, and convey without charge to the Local Authority such interest as the Municipality may have in such vacated areas; and, in so far as it is lawfully able to do so without cost or expense to the Local Authority or to the Municipality, cause to be removed from such vacated areas, in so far as it may be necessary, all public or private utility lines and equipment;

(c) In so far as the Municipality may lawfully do so, (i) grant such deviations from the building code of the Municipality as are reasonable and necessary to promote economy and efficiency in the development and administration of such Project, and at the same time safeguard health and safety, and (ii) make such changes in any zoning of the site and surrounding territory of such Project as are reasonable and necessary for the development and protection of such Project and the surrounding territory;

(d) Accept grants of easements necessary for the development of such Project; and

(e) Cooperate with the Local Authority by such other lawful action or ways as the Municipality and the Local Authority may find necessary in connection with the development and administration of such Project.

6. In respect to any Project the Municipality further agrees that:

(a) It has or within a reasonable time after receipt of a written request therefore from the Local Authority will accept the dedication of all interior streets, roads, alleys, and adjacent sidewalks within the area of such Project, together with all storm and sanitary sewer mains in such dedicated areas, after the Local Authority, at its own

Minutes of March 6, 2012
Mayor and Board of Aldermen

There came on for discussion the speed limit on South Island View Avenue. Alderman Ponthieux relayed to the Board that a blind child resides on South Island View and the family is requesting a lower speed limit. After considerable discussion, Alderman Ponthieux made motion seconded by Alderman Lishen and unanimously carried to lower the speed limit (5) five mph, from 30 mph to 25 mph on South Island View Avenue. The twenty five (25) mph speed limit will be in effect from the railroad tracks south to Hwy 90. It was further stated that the speed limit will return to thirty (30) mph when the aforesaid child no longer lives on South Island View.

There came on for discussion Live Aboards at the Long Beach Harbor. After considerable discussion, Alderman Couvillon made motion seconded by Alderman Anderson and unanimously carried to allow the four (4) Live Aboards, currently with authorization to do so, to live aboard their vessels, but halt any further requests until review of the guidelines/rules currently in place regarding live a-boards. It was further ordered that Live Aboards be placed on the Regular meeting Agenda on April 3, 2012.

Minutes of March 6, 2012

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 6th day of March, 2012, the following Resolution, which was reduced in writing and presented in advance of the meeting for reading and examination:

RESOLUTION FINDING AND ADJUDICATING THAT JEL INVESTMENTS,LLC HAS MADE A QUALIFYING INVESTMENT IN THE PROPERTY LOCATED AT AND KNOW AS 300 JEFF DAVIS AVENUE, BEING TAX PARCEL NUMBER 0612B-03-058.000 IN THE CITY OF LONG BEACH, MISSISSIPPI IN ACCORDANCE WITH THE CITY OF LONG BEACH ECONOMIC RECOVERY AND REDEVELOPMENT PLAN; ; THAT SAID APPLICANT HAS MET ALL REQUIREMENTS UNDER THE CITY OF LONG BEACH'S ECONOMIC RECOVERY AND REDEVELOPMENT PLAN BY CONSTRUCTION, RENOVATION, OR IMPROVEMENT OF THE SUBJECT PROPERTY; THAT SUCH INVESTMENT IS FOR THE PROMOTION OF BUSINESS AND COMMERCE AND/OR HISTORIC PRESERVATION IN THE ECONOMIC RECOVERY AND REDEVELOPMENT DISTRICTS; AND GRANTING TAX EXEMPTION PURSUANT TO THE ORDINANCE.

WHEREAS, there exists certain areas within the City of Long Beach which historically were the commerce area and which are in need of redevelopment following damage of destruction of most structures therein due to Hurricane Katrina, and which areas are facing economic hurdles to such redevelopment stemming from the economic after effects of that storm; and,

WHEREAS, the City has hereto for implemented an incentive program known as The City of Long Beach Economic Recovery and Redevelopment Plan providing for ad valorem tax exemptions for qualified investments within the designated geographic areas; and

WHEREAS, such program has also been approved and adopted by the Harrison County Board of Supervisors, granting a similar tax exemption for qualifying investments within the designated geographic areas from county ad valorem taxes; and

WHEREAS, JEL INVESTMENTS,LLC has made application to the City for such an exemption in accordance with the requirements of The City of Long Beach Economic Recovery and Redevelopment Plan as contained as contained in Ordinance582, as amended, and has provided documentation and satisfactory proof to the Governing authorities that it has made a qualifying investment in the property located at 300 JEFF DAVIS AVENUE, and has otherwise complied with the terms and requirements of the Ordinance and eligible to apply for and receive

Minutes of March 6, 2012 Mayor and Board of Aldermen

such tax abatement and is allowed under the ordinance; and

WHEREAS, such property is located within the designated Economic Recovery and Redevelopment District and eligible for the tax abatement and incentives provided under The City of Long Beach's Economic Recovery and Redevelopment Plan; and

WHEREAS, after due consideration the Board of Aldermen find that the construction, renovation, or improvement of the subject property is for the promotion of business and commerce and/or historic preservation in the Economic Recovery and Redevelopment Districts; and

WHEREAS, it is the desire and decision of the governing authorities to grant said exemption;

NOW, THEREFORE, BE IT ORDERED AND Resolved by the Board of Aldermen of the City of Long Beach, Mississippi as follows:

Resolved, that the Applicant JEL INVESTMENTS,LLC has heretofore submitted to the Municipality the required documentation to the city to document and prove to the satisfaction of the governing authorities that it has made a qualifying investment in the property located at and known as 300 JEFF DAVIS AVENUE, being Tax parcel number 0612B-03-058.000 in Long Beach, Mississippi in accordance with The City of Long Beach's Economic Recovery and Redevelopment Plan;

RESOLVED FURTHER , that such property is located within the designated Economic Recovery and Redevelopment District and eligible for the tax abatement and incentives provided under The City of Long Beach's Economic Recovery and Redevelopment Plan;

RESOLVED FURTHER, that having made due investigation, the Board of Aldermen do find and adjudicate that the construction, renovation, or improvement of the subject property is for the promotion of business and commerce and/or historic preservation in the Economic Recovery and Redevelopment District.

RESOLVED FURTHER, there is hereby granted a tax exemption pursuant to City of Long Beach's Economic Recovery and Redevelopment Plan and Ordinance

**Minutes of March 6, 2012
Mayor and Board of Aldermen**

582, as amended, to the Applicant for a period of up to seven (7) years, commencing with the 2011 tax year, and for one hundred(100%) percent of the amount of the qualifying potential exemption under the ordinance. The tax abatement program will terminate on January 1, 2018, and no exemption shall be allowed for taxes accruing in the year 2018 and thereafter.

The exemptions granted by this Resolution and the ordinance shall be from the municipal ad valorem taxes designated in Section 17-21-5(1), Mississippi Code 1972, as amended only. Ordinance 582 and resolution specifically prohibit exemption from ad valorem taxes for school purposes.

RESOLVED FINALLY, The City of Long Beach Mayor and Board of Aldermen direct the City Clerk to send a certified copy of this Resolution to the Harrison County Board of Supervisors and Tax Collector.

So resolved this 6th day of March, 2012.

Alderman Ponthieux moved the adoption of the foregoing Resolution, seconded by Alderman Hammons, and the question being put to a roll call vote, the result was as follows:

Alderman Bernie Parker	voted	Aye
Alderman Gary J. Ponthieux	voted	Aye
Alderman Kaye H. Couvillon	voted	Aye
Alderman Carolyn J. Anderson	voted	Aye
Alderman Leonard G. Carrubba, Sr.	voted	Aye
Alderman Mark E. Lishen	voted	Aye
Alderman Ronnie Hammons, Jr.	voted	Aye

The motion having received an affirmative vote of all the members present and voting, the Mayor declared the motion carried and the Resolution adopted, this the 6th day of March, 2012.

CITY OF LONG BEACH, MISSISSIPPI

BY: 
Mayor Billy Skellie

ATTEST:


Deputy City Clerk, Stacey Dahl

There were no public comments to matters not appearing on the agenda.

There being no further business to come before the Mayor and Board of Aldermen at this time, Alderman Hammons made motion seconded by Alderman Carrubba and unanimously carried to **recess this meeting** until Tuesday, March 13, 2012, at 5:00 o'clock p.m.

Minutes of March 6, 2012
Mayor and Board of Aldermen

APPROVED:

Alderman Leonard G. Carrubba, Sr., At-Large

Alderman Gar J. Ponthieux, Ward 1

Alderman Bernie Parker, Ward 2

Alderman Kaye H. Couvillon, Ward 3

Alderman Ronnie Hammons, Jr., Ward 4

Alderman Mark E. Lishen, Ward 5

Alderman Carolyn J. Anderson, Ward 6

Date

ATTEST:

Rebecca E. Schruff, City Clerk