

Minutes of August 6, 2013
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 August, 2013, 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, Kelly Griffin, Ronnie Hammons, Jr., Mark E. Lishen, Alan Young, City Clerk Rebecca E. Schruuff, and Attorney Russell Noble.

City Attorney James C. Simpson, Jr., 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 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 2, 2013, 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, Mississippi, Legal Notice, Advertisement for Bids, "Commercial Cleaning Services", as evidenced by the Publisher's Proof of Publication.

Alderman Carrubba made motion seconded by Alderman Hammons and unanimously carried to spread said Proof of Publication upon the minutes of this meeting 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 Crista Lantz 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 2 times in the following numbers and on the following dates of such paper, viz:

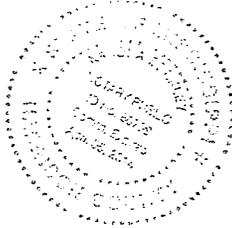
- Vol. 129 No., 286 dated 16 day of July, 20 13
- Vol. 129 No., 293 dated 23 day of July, 20 13
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ 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.

Crista Lantz
Clerk

Sworn to and subscribed before me this 23 day of July, A.D., 20 13

Kandice
Notary Public



LONG BEACH, MISSISSIPPI
LEGAL NOTICE REQUEST
FOR PROPOSALS
COMMERCIAL CLEANING
SERVICES
NOTICE IS HEREBY GIVEN
that the City of Long Beach,
Mississippi, will receive
proposals for COMMERCIAL
CLEANING SERVICES until
the hour of 10:00 a.m.
Wednesday, July 31, 2013, in
the Office of the City Clerk,
City Hall, 201 Jeff Davis Avenue,
Long Beach, Mississippi, 39560, for
the City Hall Complex, 201
Jeff Davis Avenue, Long
Beach Public Library, 209 Jeff
Davis Avenue, the Recre-
ation/Senior Citizens Build-
ing, 20257 Daugherty Road,
and the Long Beach Police
Department, 202 Alexander
Road. All bidders must be li-
censed, bonded, insured and
have at least 5 years commer-
cial experience. To set up an
appointment to do a walk thru
of the City Hall contact Char-
lene at (228) 868-1550, Li-
brary contact Jeanne at (228)
868-0711, Recreation/Senior
Citizens Building contact Bob
at (228) 868-7601 or Cabinet
at (228) 868-7517; Police De-
partment contact Wayne
McDowell at (228) 865-1981.
Specifications are available in
the Office of City Clerk, City
Hall, or on the city's website
www.cityoflongbeach.ms.gov.
All proposals must be sealed
and clearly marked "Bid for
Commercial Services" on the
outside envelope. The City
reserves the right to reject any
or all bids and to waive any
informalities. Bids may be
held for a period not to exceed
thirty (30) days.
Ordered this 2nd day of
July, 2013.
Signed:
Rebecca E. Schruff
City Clerk
ADV16232TUE
1520-469

The Clerk further reported that three (3) bids were properly filed, publicly opened, and read aloud on Wednesday, July 31, 2013, at 10:00 o'clock a.m. in the Office of the City Clerk, City Hall, Suite 202, 201 Jeff Davis Avenue, Long Beach, Mississippi, by City Clerk Rebecca E. Schruff and City Comptroller Kini Gonsoulin, as follows:

LAMS Facility Solutions, LLC
313 Telly Road, PMB #90
Picayune, MS 39466
Annual Bid: \$33,099.12

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All Green All Clean, LLC
20245 Cliff Allen Lane
Long Beach, MS 39560
Annual Bid: \$34,226.00

Bonds Services, Inc.
20369 Jones Mill Road
Long Beach, MS 39560
Annual Bid: \$38,290.00

Said bids were taken under advisement for review and tabulation, as follows:

Comptroller's Office

Memo

To: Becky Schruff, City Clerk
From: Kini Gonsoulin, Comptroller
Date: 7/31/2013
Re: Recommendation of Bid Award for Commercial Cleaning Services

I have reviewed the three bids received for commercial cleaning services for City Hall, the Library, the Senior Citizen's building, the Recreation building, and the Police Department. Bids were received from the following companies:

All Green-All Clean LLC
Bonds Services, Inc.
LAMS Facility Solutions, LLC

I converted all the bids to an annual cost to be able to compare them fairly. The lowest and best bid came from LAMS Facility Solutions, LLC. I recommend awarding the bid to them on the August 6, 2013 board meeting. I have attached a bid tabulation of the results.

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

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City of Long Beach
Bid Tabulation for Commercial Cleaning Services
July 31, 2013

Vendor	Annual Quote	Ins Cert
LAMS Facility Solutions LLC	33,099.12	Yes
All Green All Clean , LLC	34,226.00	Yes
Bonds Services, Inc.	38,290.00	No

Based upon information submitted by the City Comptroller as set forth above, Alderman Parker made motion seconded by Alderman Lishen and unanimously carried to award the contract, Commercial Cleaning Services, to LAMS Facility Solutions, LLC, as lowest and best bid in the amount of \$33,099.12.

Alderman Lishen made motion seconded by Alderman Hammons and unanimously carried authorizing advertisement for bids, public works annual contracts, as follows:

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Mayor and Board of Aldermen



Memo

To: REBECCA SCHRUFF, CITY CLERK
From: Derrel Wilson, Project Manager
CC: Mayor & Board of Aldermen
Date: 7/26/2013
Re: REQUEST TO ADVERTISE

Please place the following requests to advertise for annual bids on the next Board Agenda:

- (1) BID FOR "PVC SEWER PIPE & FITTINGS, WATER PIPE & FITTINGS, FIRE HYDRANT & GATE VALVES"
- (2) BID FOR "RECLAIMED CRUSHED CONCRETE"
- (3) BID FOR "READY MIX CONCRETE"
- (4) BID FOR "HOT BITUMINOUS PAVEMENT, TYPE SC-1"
- (5) BID FOR "CRUSHED LIMESTONE"
- (6) BID FOR "POLYETHYLENE CULVERT PIPE (SMOOTH INTERIOR ONLY)"
- (7) BID FOR "CHLORINE FOR PUBLIC WATER DISTRIBUTION SYSTEM"

The Mayor and Board of Aldermen accepted a Proclamation from the Military Order of the Purple Heart, Department of Mississippi, proclaiming the City of Long Beach, Mississippi, "A Purple Heart City".

There were no announcements, presentation, amendments or public comments to the Municipal Docket.

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Alderman Hammons made motion seconded by Alderman Lishen and unanimously carried to approve the regular meeting minutes of the Mayor and Board of Aldermen dated July 16, 2013, as submitted.

Alderman Hammons made motion seconded by Alderman Lishen and unanimously carried to approve the regular meeting minutes of the Long Beach Planning Commission dated July 25, 2013, as submitted.

Alderman Hammons made motion seconded by Alderman Parker and unanimously carried to approve the regular meeting minutes of the Long Beach Port Commission dated July 18, 2013, noting for the record that there were an insufficient number of duly appointed commissioners present to constitute a quorum.

Alderman Parker made motion seconded by Alderman Hammons and unanimously carried to approve payment of invoices as listed in Docket of Claims number 080613.

The Mayor and Alderman Carrubba gave an update on wind insurance; no official action was required or taken.

There was no action required or taken regarding CDBG Requests for Cash; Payment of Invoices.

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

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

520 33RD STREET
GULFPORT, MS 39507

TEL (228) 863-0657
FAX (228) 863-5232

August 1, 2013

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

RE: **Amendment No. 13 & 14 – Hurricane Katrina Permanent Repairs
Bear Bayou Bulkhead Repairs (Amend. 13) & Rate Schedule (Amend. 14)**

Ladies and Gentlemen:

We've attached two proposed amendments to the Master Agreement between the City and A. Garner Russell, Inc. The purpose of the Amendments is as follows:

Amendment 13 – Bear Bayou Bulkhead

Due to the extensive damages during Hurricane Katrina and afterward, there was significant damage to the Bear Bayou Bulkhead between Nicholson Avenue and Hwy. 90, mostly near Gulf View Avenue. The repairs to this bulkhead were initially scheduled for repair during the Area 4 Infrastructure Repairs; however, the extensive damages necessitated a full replacement. During meetings with FEMA personnel, there was initial agreement regarding the eligibility of this replacement work for funding in the Public Assistance (PA) program. However, upon our efforts to have a PW version created, we encountered resistance and eventual denial from FEMA personnel. Eventually, on the basis of an excellent appeal package submitted by the City, the denial was overturned and our request for PA funding was approved. This funding includes 100% reimbursement of the construction cost and all other associated project costs, including engineering and program management. Therefore, this amendment is intended to pay for our related Basic Services and Construction Inspection for the work. Furthermore, by way of this letter and the amendment, we request that our previous contract with fees for Basic Services of \$0 be cancelled.

Amendment 14 – Rates for Services

The purpose of this amendment is to update the original billing rates last modified around June 2009.

We request your consideration in approving this amendment to the Master Agreement so that we can continue this important work. Should you need more information, please call.

Sincerely,

David Ball, P.E.

DB:539-Master Agreement
Enclosure

O:\539\Master Agreement\RE Eng Amend 13 & 14 20130501.doc

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AMENDMENT NUMBER 13 TO
MASTER AGREEMENT BETWEEN
CITY OF LONG BEACH
AND
A. GARNER RUSSELL & ASSOCIATES, INC.
LONG BEACH SMALLCRAFT HARBOR
HURRICANE KATRINA PERMANENT REPAIRS

(BEAR BAYOU BULKHEAD REPAIRS)

It is agreed to undertake the following work in accordance with the provisions contained in the Master Agreement dated May 3, 2006:

A. DESCRIPTION OF ASSIGNMENT

1. Engineer will provide all necessary Basic engineering services relating to the construction of a project consisting of the construction of a bulkhead along Bear Bayou between Nicholson Avenue and Hwy. 90, but generally around Gulf View Ave. Services will include:
 - a. Any necessary location surveys of the site along the route of the project.
 - b. Preparation of detailed construction drawings, specifications, and bid documents, sufficient for the bidding and construction of the project.
 - c. Acquisition of permits necessary for construction.
 - d. Assist City in identifying any parcels or easements necessary for the construction of the work.
 - e. Assist City in soliciting and receiving of competitive bids for construction.
 - f. Provide professional oversight of the construction, including the processing of Contractor's Pay Estimates.
2. The estimated construction cost of the project is approximately \$56,710. Project funding is through the FEMA Public Assistance program.

B. PERIOD OF SERVICE

1. Engineer shall plan and prosecute the work to result in a completed set of construction drawings and specifications for the work within 30 days of the execution of this Amendment.

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- 2. It is presently estimated that the final completion of construction of the project will be not more 180 days after execution of this Amendment.

C. BASIS OF COMPENSATION

- 1. Fees for the above described services will be in accordance with the hourly rates recited on ATTACHMENT 1 to EXHIBIT C to the Master Agreement, as amended, subject to future adjustment as provided for in Master Agreement.
- 2. Fees for services rendered under this Amendment will be made separate from any other project.
- 3. The total of all fees billed for Basic Services under this Amendment will not exceed \$5,600 without further authorization.
- 4. For services of ENGINEER's Resident Project Representative and for Post-Construction Services, an amount equal to the cumulative hours charged to the Project by each class of ENGINEER's employees times Standard Hourly Rates for each applicable billing class for all Resident Project Representative services performed on the Project, plus Reimbursable Expenses and ENGINEER's Consultant's charges, if any.

OWNER:

CITY OF LONG BEACH, MISSISSIPPI

By: 
 William Skellie, Jr.; Mayor

Date Signed: 8/6/13

ENGINEER:

A. GARNER RUSSELL & ASSOCIATES, INC.

By: 
 M. Scott Burge, P.E.; President
 MS PE #9550

Date Signed: 8/1/13

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AMENDMENT NUMBER 14 TO
MASTER AGREEMENT BETWEEN
CITY OF LONG BEACH
AND
A. GARNER RUSSELL & ASSOCIATES, INC.
HURRICANE KATRINA PERMANENT REPAIRS

It is agreed to modify the provisions of the Master Agreement for Hurricane Katrina Permanent Repairs dated May 3, 2006, as follows:

(A) BASIS OF COMPENSATION

- (1) Subsequent to this agreement, fees for the services described in the Master Agreement and in all Amendments to said Agreement will be in accordance with the hourly rates recited on the enclosed ATTACHMENT 1 to EXHIBIT C, effective for all future billing cycles and are hereby adjusted as provided for in Paragraph C4.05 of Exhibits C1 and C2 to the Master Agreement.

OWNER:

ENGINEER:

CITY OF LONG BEACH, MISSISSIPPI

A. GARNER RUSSELL & ASSOCIATES, INC.

By: William Skellie, Jr.
William Skellie, Jr.

By: M. Scott Burge
M. Scott Burge, P.E.; MS PE #9550

Title: Mayor

Title: President

Date Signed: 8/6/13

Date Signed: 8/1/13

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This is Appendix 1 to EXHIBIT C, consisting of 1 page, referred to in and part of the Agreement between OWNER and ENGINEER for Professional Services, dated _____, 2013.

Initial:
OWNER _____
ENGINEER ASB

Standard Hourly Rates Schedule

<u>Position</u>	<u>Billing Rate</u>
Senior Engineer, Principal	\$135.00
Professional Engineer III	\$125.00
Professional Engineer II	\$115.00
Professional Engineer I	\$105.00
Senior Project Manager	\$105.00
Engineer Intern III	\$95.00
Engineer Intern II	\$80.00
Engineer Intern I	\$70.00
Professional Land Surveyor II	\$135.00
Professional Land Surveyor I	\$95.00
Survey Crew Chief	\$85.00
Senior Resident Project Representative	\$80.00
Engineering Technician III	\$75.00
Engineering Technician II	\$65.00
Engineering Technician I	\$50.00
CADD Technician III	\$80.00
CADD Technician II	\$65.00
CADD Technician I	\$50.00
Clerical	\$55.00
Surveys with RTK GPS Equipment	\$12.00

Page 1 of 1 Pages
(Appendix 1 to Exhibit C – Standard Hourly Rates Schedule)
Revised: 05/04/2009

The Mayor recognized Mr. Ball to answer questions and provide additional information and, based upon the information submitted by Mr. Ball, Alderman Hammons made motion seconded by Alderman Lishen and unanimously carried to approve Amendment #13, Hurricane Katrina Permanent Repairs, Bear Bayou Bulkhead Repairs Project, as set forth above.

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Upon further discussion and based upon the information submitted by Mr. Ball, Alderman Hammons made motion seconded by Alderman Ponthieux and unanimously carried to approve Amendment #14 to the Master Agreement, Hurricane Katrina Permanent Repairs, Bear Bayou Bulkhead Repairs Project Rate Schedule, as set forth above.

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



A. GARNER RUSSELL & ASSOCIATES, INC. / CONSULTING ENGINEERS
520 33RD STREET TEL (228) 863-0667
GULFPORT, MS 39507 FAX (228) 863-5232

August 1, 2013

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

RE: Smallcraft Harbor - Permanent Repairs
Hurricane Isaac

Ladies and Gentlemen:

Please find attached three proposed amendments to the Master Contract between the City & A. Garner Russell & Assoc. for permanent repairs at the Smallcraft Harbor. These amendments are adjustments to the fees for Basic Services per the Contract requirements, and are all based on the FEMA fee curves and the awarded construction contract amount. We request your approval in this matter.

Sincerely,

David Ball, P.E.

DB:1967-Master
Enclosure

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AMENDMENT NUMBER 1-A TO MASTER AGREEMENT BETWEEN
CITY OF LONG BEACH AND A. GARNER RUSSELL & ASSOCIATES, INC.

LONG BEACH SMALLCRAFT HARBOR - HURRICANE ISAAC PERMANENT REPAIRS
(PIERS & ELECTRICAL REPAIRS)

It is agreed to modify the referenced Contract in accordance with the provisions contained in the Master Agreement dated November 6, 2012:

A. BASIS OF COMPENSATION

1. The project was bid with a Base Bid and an Alternate Bid item, both of which were included in the awarded construction Contract.
2. Fees for Basic Services in this Contract will be in accordance with Exhibit C3 of the referenced Master Agreement, more particularly, as a percentage of the final construction cost, based on Curve B in Appendix 1 to Exhibit C3.
 - a. Based on the Certified Tabulation of the Bids, the construction cost of the Base Bid is \$414,349.10; therefore, total fees for the related Basic Services shall be \$49,600.
 - b. Additionally, at Owner's request, additional services were performed for the design of electrical improvements in the Harbor (to be reimbursed under Katrina PW #6820). Based on the Certified Tabulation of the Bids, the construction cost of Alternate 1 is \$68,310; therefore, fees for the related Basic Services shall be \$8,200.
3. For services of ENGINEER's Resident Project Representative and for Post-Construction Services, an amount equal to the cumulative hours charged to the Project by each class of ENGINEER's employees times Standard Hourly Rates for each applicable billing class for all Resident Project Representative services performed on the Project, plus Reimbursable Expenses and ENGINEER's Consultant's charges, if any.
 - a. FEMA has obligated up to \$12,400 for Construction Inspection services for the Base Bid.
 - b. Fees for Construction Inspection services for the Alternate Bid shall be up to \$2,000.
 - c. These fees are only sufficient for part-time inspection. Additional inspection can be provided upon Owner's request.

OWNER:

ENGINEER:

CITY OF LONG BEACH, MISSISSIPPI

A. GARNER RUSSELL & ASSOCIATES, INC.

By: William Skellie, Jr.
William Skellie, Jr.; Mayor

By: M. Scott Burge
M. Scott Burge, P.E.; President
MS PE #9550

Date Signed: 8/6/13

Date Signed: 8/1/13

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AMENDMENT NUMBER 8-A TO MASTER AGREEMENT BETWEEN
CITY OF LONG BEACH AND A. GARNER RUSSELL & ASSOCIATES, INC.

LONG BEACH SMALLCRAFT HARBOR - HURRICANE ISAAC PERMANENT REPAIRS
(FINGER PIER REPAIRS)

It is agreed to modify the referenced Contract in accordance with the provisions contained in the Master Agreement dated November 6, 2012:

A. BASIS OF COMPENSATION

1. Fees for Basic services described in this Contract will be in accordance with Exhibit C3 of the referenced Master Agreement, more particularly, as a percentage of the final construction cost, based on Curve B in Appendix 1 to Exhibit C3.
 - a. Based on the Certified Tabulation of the Bids, the construction cost of the Base Bid is \$69,652; therefore, fees for the related Basic Services shall be \$10,300.

2. For services of ENGINEER's Resident Project Representative and for Post-Construction Services, an amount equal to the cumulative hours charged to the Project by each class of ENGINEER's employees times Standard Hourly Rates for each applicable billing class for all Resident Project Representative services performed on the Project, plus Reimbursable Expenses and ENGINEER's Consultant's charges, if any.
 - a. FEMA has obligated up to \$2,100 for Construction Inspection services for the Base Bid.
 - b. These fees are only sufficient for part-time inspection. Additional inspection can be provided upon Owner's request.

OWNER:

ENGINEER:

CITY OF LONG BEACH, MISSISSIPPI

A. GARNER RUSSELL & ASSOCIATES, INC.

By: William Skellie, Jr.
William Skellie, Jr.; Mayor

By: M. Scott Burge
M. Scott Burge, P.E.; President
MS PE #9550

Date Signed: 8/6/13

Date Signed: 8/1/13

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AMENDMENT NUMBER 2-A TO MASTER AGREEMENT BETWEEN
CITY OF LONG BEACH AND A. GARNER RUSSELL & ASSOCIATES, INC.

LONG BEACH SMALLCRAFT HARBOR - HURRICANE ISAAC PERMANENT REPAIRS
(LAUNCH RAMP REPAIRS)

It is agreed to modify the referenced Contract in accordance with the provisions contained in the Master Agreement dated November 6, 2012:

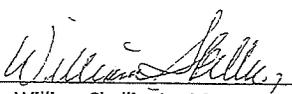
A. BASIS OF COMPENSATION

1. Fees for Basic services described in this Contract will be in accordance with Exhibit C3 of the referenced Master Agreement, more particularly, as a percentage of the final construction cost, based on Curve B in Appendix 1 to Exhibit C3.
 - a. Based on the Certified Tabulation of the Bids, the construction cost is \$114,562; therefore, fees for Basic Services shall be \$16,000.

2. For services of ENGINEER's Resident Project Representative and for Post-Construction Services, an amount equal to the cumulative hours charged to the Project by each class of ENGINEER's employees times Standard Hourly Rates for each applicable billing class for all Resident Project Representative services performed on the Project, plus Reimbursable Expenses and ENGINEER's Consultant's charges, if any.
 - a. The referenced FEMA PWs have obligated approximately 3% of the construction cost for Construction Inspection services. Based on the Certified Tabulation of the Bids, the fees for Construction Inspection services are \$3,400, which will only allow for part-time inspection. Additional inspection can be provided upon Owner's request.

OWNER:

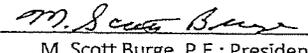
CITY OF LONG BEACH, MISSISSIPPI

By: 
William Skellie, Jr.; Mayor

Date Signed: 8/6/13

ENGINEER:

A. GARNER RUSSELL & ASSOCIATES, INC.

By: 
M. Scott Burge, P.E.; President
MS PE #9550

Date Signed: 8/1/13

Page 1 of 1

Mr. Ball came forward to answer questions and provide additional information and, upon discussion, official action was taken as follows:

- Based upon the information provided by Mr. Ball, Alderman Parker made motion seconded by Alderman Ponthieux and unanimously carried to approve Master Agreement Amendment 1-A, Hurricane Isaac Permanent Repairs (Piers and Electrical Repairs), as set forth above.

- Based upon the information provided Mr. Ball, Alderman Parker made motion seconded by Alderman Carrubba and unanimously carried to approve Master

Agreement Amendment 8-A, Hurricane Isaac Permanent Repairs (Finger Pier Repairs), as set forth above.

- Based upon the information provided by Mr. Ball, Alderman Parker made motion seconded by Alderman Ponthieux and unanimously carried to approve Master Agreement Amendment 2-A, Hurricane Isaac Permanent Repairs (Launch Ramp Repairs), as set forth above.

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

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

520 33RD STREET
GULFPORT, MS 39507

TEL (228) 863-0667
FAX (228) 863-5292

August 1, 2013

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

RE: Safe Routes to School – Sidewalks on Commission Road
SRSP-9368-00(001)LPA / 105864-401000

Ladies and Gentlemen:

Since all Professional Services for this project (including Prelim. Engineering of \$24,1327.46) are below \$150,000, the City may select A. Garner Russell & Assoc. to perform the next stage of engineering services for this work, which will be Construction Engineering & Inspection (CE&I). If the City desires, we can begin immediately to make preparations to begin the CE&I (Construction Engineering & Inspection) portion of this contract. This includes our preparation of a Preliminary CE&I contract on MDOT's "boilerplate" contract to be submitted at a future Board of Aldermen meeting.

Sincerely,

David Ball, P.E.

DB:1895

Mr. Ball came forward to answer questions and provide additional information and, upon discussion, Alderman Parker made motion seconded by Alderman Ponthieux and unanimously carried to award the Construction Engineering & Inspection portion of the Safe Routes to School – Sidewalks on Commission Road Contract, to the engineering firm of A. Garner Russell & Associates.

Based upon the recommendation of Police Chief Wayne McDowell and certification by the Civil Service Commission, Alderman Parker made motion seconded

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by Alderman Hammons and unanimously carried to approve Police Department personnel matters, as follows:

- Step Increase, Dispatch 1st Class Thomas Allen, PS-3-III, effective September 1, 2013;
- Step Increase, Admin Detective Brian Beeman, PSA-10-VIII, effective August 16, 2013;
- Step Increase, Evidence Clerk Carl Campbell, CSA-5-XIII, effective August 1, 2013;
- Step Increase, Police Officer Phillip Carden, PS-9-III, effective August 1, 2013;
- Step Increase, Admin Lieutenant Keith Ladner, PSA-12-IX, effective September 16, 2013.

There came on for consideration a letter with attachments from Police Chief Wayne McDowell, as follows:

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228-863-7292
FAX 228-863-1557



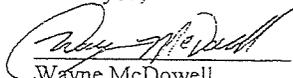
LONG BEACH POLICE DEPARTMENT

P.O. BOX 929 LONG BEACH, MS 39560

Date: July 22, 2013
To: Mayor Skellie
Board of Alderman
Re: Surplus Property

The following list of property is no longer of use to our department or is no longer cost effective to maintain. Therefore, I am requesting that these items be declared as surplus property. Also, Long Beach Auto Auction will be holding an auction in August where property may be disposed of at that time.

Thank you,


Wayne McDowell
Chief of Police

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228-863-7292
FAX 228-863-1557



LONG BEACH POLICE DEPARTMENT

P.O. BOX 929 LONG BEACH, MS 39560

Surplus Property List (for Aug 24, 2013 auction)

Old Portable Radios (with chargers)

Motorola	Mod # P93YQT20G2AA	Ser # 777FUSA791
Motorola	Mod # P93YQT20G2AA	Ser # 777FWY0616
Motorola	Mod # P93YQT20G2AA	Ser # 777FZND550
Motorola	Mod # P93YQT20G2AA	Ser # 777FWY0703
Motorola	Mod # P93YQT20G2AA	Ser # 777FWLE138
Motorola	Mod # P93YQT20G2AA	Ser # 777FWY0581
Motorola	Mod # P93YQT20G2AA	Ser # 777FWLE112
Motorola	Mod # P93YQT20G2AA	Ser # 777FWLE418
Motorola	Mod # P93YQT20G2AA	Ser # 777FZND531
Motorola	Mod # P93YQT20G2AA	Ser # 777FVQ0844
Motorola	Mod # P93YQT20G2AA	Ser # 777FWY0628
Motorola	Mod # P93YQT20G2AA	Ser # 777FAW6941

Old Car Radios

Motorola	Mod # D43LRA7PA5BK	Ser # 778TRUB694
Motorola	Mod # D43LRA7PA5BK	Ser # 778TSLD805
Motorola	Mod # D43LRA7PA5BK	Ser # 778TRUB682
Motorola	Mod # D43LRA7PA5BK	Ser # 778TRUB726
Motorola	Mod # D43LRA7PA5BK	Ser # 778TSLD833
Motorola	Mod # D43LRA7PA5BK	Ser # 778TSLD849
Motorola	Mod # D43LRA7PA5BK	Ser # 778TSE2996
Motorola	Mod # M43GMC29C2AA	Ser # 159TWGE848
Motorola	Mod # M43GMC29C2AA	Ser # 159TWGF8
Motorola	Mod # M33GMC20D2AA	Ser # 159TTJ2757
Motorola	Mod # M43DGC90J2AA	Ser # 869FZE3960
Motorola	Mod # M43DGC90J2AA	Ser # 869FZA3950
Motorola	Mod # M43DGC90J2AA	Ser # 869FZA3849
Motorola	Mod # M43DGC90J2AA	Ser # 869FZE0897
Motorola	Mod # M43DGC90J2AA	Ser # 869FBE7303
Motorola	Mod # M43DGC90J2AA	Ser # 869FZE0887

Electronics

Computer Monitor	HP	Mod # P1283A	Ser # THTEE02791
Cassette Deck	Teac	Mod # W860R	Ser # 0240345
Overhead Projector	Apollo		Ser # 96020461
Printer	HP	Mod # PSC2410	Ser # MY3AFG20XP
Computer Monitor	Dell	Mod # E173FPC	Ser # CN0F5035641805961P7K
Audio Surveillance System	Law Enforcement Associates	Mod # 6306TAC6	Ser # 07650
USB Micro SD card reader	Gear Head	Mod # CR3000MSD	

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LONG BEACH POLICE DEPARTMENT

P.O. BOX 929 LONG BEACH, MS 39560

Digital Camera	Sony	Mod # MVC-FD75	Ser # 1659518
DVD burner	Condre		Ser # 90800319
(2) Micro SD cards	Transcend	32 GB	
Cell Phone	Motorola	Mod # M69ACLD858	Ser # 80B39EA9
Digital Camera	Kodak	Mod # DX7440	Ser # KCKDF50207748
Digital Camera	Kodak	Mod # M530	Ser # KCGMH01370319
Headset	Plantronics	Mod # H171N	
Digital Camera	Kodak	Mod # M530	Ser # KCGMH01226701
Digital Camera	Sony	Mod # MVC-FD75	Ser # 1656367
Camcorder	Sony	Mod # DCR-TRV350NTSC	Ser # 1479924
Portable Radio	Macom	LPE-200	Ser # 9807470 LID # 4798

Old laptop computers

Rough Rider II	Ser # R 1069964
Rough Rider II	Ser # R 1069925
Rough Rider II	Ser # R 1069919
Rough Rider II	Ser # R 1069921
Rough Rider II	Ser # R 1069955
Rough Rider II	Ser # R 1069918
Rough Rider II	Ser # R 1069963
Rough Rider II	Ser # R 1069961
Rough Rider II	Ser # R 1069936
Rough Rider II	Ser # R 1069933
Rough Rider II	Ser # R 1069937
Rough Rider II	Ser # R 1069941
Rough Rider II	Ser # R 1069944
Rough Rider II	Ser # R 1069942
Rough Rider II	Ser # R 1069958
Rough Rider II	Ser # R 1069960
Rough Rider II	Ser # R 1069967
Rough Rider II	Ser # R 1069928
Rough Rider II	Ser # R 1069923
Rough Rider II	Ser # R 1069932
Rough Rider II	Ser # R 1069953
Rough Rider II	Ser # R 1069940
Rough Rider II	Ser # R 1069965
Rough Rider II	Ser # R1069924
Rough Rider II	Ser # R 1069931
Rough Rider II	Ser # R 1069956
Rough Rider II	Ser # R1069968

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LONG BEACH POLICE DEPARTMENT

P.O. BOX 929 LONG BEACH, MS 39560

Items for old laptop computers

(23) USB card readers
(21) APC fingerprint readers
(23) APC UBS ports
(27) NAVMAN GPS antennas

Old Fingerprint Machine

Printer	Lexmark	Mod # T-630	
Computer	Systium Technologies	Mod # 545	Ser # 545000026153
Reader	Part # 230-954-R	Ser # 954-5004-00219R	

K-9 Items

"Cool Cop" hose
Leash
Harness
Collar
Vehicle Heat Alert Sensor Ray Allen Ser # 133D
Bite Sleeve Ray Allen
Bite Sleeve HardDogs

Miscellaneous Items

Black leather office chair
Tomahawk animal trap
Tomahawk 5 ft. catch pole
(16) 10 pack of JVC VHS tapes
(8) RCA VHS tapes
(7) Sony audio cassette tapes
(4) Sony Hi8 video tapes
(9) 3 pack of Maxell micro cassette tapes
Flashlight Streamlight Mod # SL20XPLED Ser # 410079
Vehicle lockout tool wedge Big Easy Easy Wedge
Portable Breath Tester (PBT) CMI Mod # SD-2 Ser # 93763
Portable Breath Tester (PBT) CMI Mod # SD-2 Ser # 102016
(3) Crown Victoria vehicle center consoles
Lawnmower Craftsman Mod # 917387671 Ser # 090805M019223
Lawnmower Weed Eater Ser # 062408M050346
Lawnmower Snapper Ser # 11126485
Refrigerator Frigidaire Mod # PLRU1777DSO Ser # WA50391972
Refrigerator GE Mod # GMS10AAMRWW Ser # LA901037
Riding lawnmower Troy Bilt Ser # 1B201H10188

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LONG BEACH POLICE DEPARTMENT

P.O. BOX 929 LONG BEACH, MS 39560

Body Armor

Point Blank	Ser # 0601399342 / 0601399325
Armorshield	Ser # 828050006
Armorshield	Ser # 828050004
Armorshield	Ser # 828050005
Armorshield	Ser # 828050002
Armorshield	Ser # 828050001
PACA	Ser # RC 445308
Point Blank	Ser # 060140482 / 0601404261
Point Blank	Ser # 0601405578 / 0601405582
Survival Armor / Falcon	Ser # 109417
PACA	Ser # 004806
PACA	Ser # 004805
Survival Armor / Falcon	Ser # 106433
Safariland	Ser # 12192302 / 12192303
Second Chance	Ser # 05070791
PACA	Ser # RC 445274
Point Blank	Ser # 0601399341 / 0601399323
Safariland	Ser # 921088 / 921089
Point Blank	Ser # 0601399334 / 0601399348
Safariland	Ser # 921336 / 921335
Point Blank	Ser # 0601399328 / 0601399343
Safariland	Ser # 619426 / 619408
Point Blank	Ser # 0601404273 / 0601404267
Point Blank	Ser # 0601404281 / 0601404272
Point Blank	Ser # 0601399331 / 0601399351
Second Chance	Ser # 10020298
Point Blank	Ser # 0601404279 / 0601404271
ABA	Ser # 09076852
Protective Products	Ser # 44019
Smith & Wesson	Ser # 401649
Smith & Wesson	Ser # 400897
Smith & Wesson	Ser # 400926
Smith & Wesson	Ser # 401660
Smith & Wesson	Ser # 401294
Smith & Wesson	Ser # 401146
Smith & Wesson	Ser # 401647
Second Chance	Ser # 10020307
Second Chance	Ser # 10020300
PACA	Ser # RC 99863
PACA	Ser # RC 038495
PACA	Ser # RC 445321
Point Blank	Ser # 0601404266 / 0601404284
Point Blank	Ser # 0601404288 / 0601404290

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LONG BEACH POLICE DEPARTMENT

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ABA	Ser # 986
Point Blank	Ser # 0601404283 / 0601404277
Protective Products	Ser # 44017
Safariland	Ser # 12155198 / 12155199
Survival Armor	Ser # 106426

Abandoned Bicycles

Haro Bikes	Ser # K6FY003549
Mongoose Deception	Ser # R2882WMA
Huffy Sea Star	Ser # SNHB10F07379
La Jolla Street Cruiser	Ser # GL060100445
Chaos Thruster	Ser # GS92092
Ozone Shockedge	Ser # 8573-076
Mongoose	Ser # SNCNP06G32800
Schwinn Suburban	Ser # SNMNG11J05379
Huffy Rockit	Ser # 8B10E29452
Ozone Stacker	Ser # 94104794
Next Misty	Ser # unknown
Chaos Freestyle	Ser # GB091104429
Unknown Blue Cruiser	Ser # unknown
Abyss BMX	Ser # GS090803830
Huffy Sea Star	Ser # BLA06E063795
Next Breakpoint	Ser # 01TD374720
Charge Freestyle	Ser # G50812334U
Razor Kobra	Ser # G581830/5090501192
Next	Ser # 47447953
Chaos	Ser # GS52090
La Jolla street Cruiser	Ser # GS62640
Murray Ultra Terrain	Ser # 7-9993X92-090697
Schwinn Point Beach	Ser # 54852WM
Pacific Legend	Ser # C1901910
Kensington FS Elite	Ser # 1684890899-11F286
Schwinn Z force	Ser # SNHUA04609357
Workhorse (Yellow)	Ser # 7TSP4910110
Huffy Avarice	Ser # 26517BA076
Huffy (Gray)	Ser # 8NHEC09F37
Ozone	Ser # 8508-34C

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LONG BEACH POLICE DEPARTMENT

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Other abandoned property

Honda Quadra	Ser # MZC66771687
Craftsman	Ser # 090805M019223
Snapper Quantum	Ser # 11126485
Weed eater	Ser # 0802125178194
Statue of Angel	Ser # none
Golf Clubs	Ser # unk
Tom Tom GPS	Ser # PB2388F00009
Nextar GPS	Ser # ML0808-?-70587
Motorola cell phone	Ser # 326988F2

Vehicles

1996 GMC Suburban	VIN # 3GKFK16R5TG501518 (Drug Seizure)
1997 Ford Ambulance	VIN # 1FDKE30FXVHA60047
1997 Chevy Blazer	VIN # 1GNCS13W2V2226086

Based upon the recommendation of Chief McDowell, Alderman Hammons made motion seconded by Alderman Parker and unanimously carried to declare police department property surplus, as set forth above.

There came on for consideration two (2) letters with attachment from Commander William Seal, Police Department, as follows:

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LONG BEACH POLICE DEPARTMENT

P.O. BOX 929 LONG BEACH, MS 39560

To: Chief Wayne McDowell
From: Commander Seal
Re: Application for beer permit: Terry Lee Tully
Date: July 23, 2013

Mr. Tully applied for a beer permit with the City Of Long Beach, MS. The Long Beach Police Department conducted a background check with the following results.

Mr. Tully's background investigation *did not reflect nor indicate* any arrest record.

Respectfully Submitted,

William Seal
Commander

Approved/Disapproved

Wayne McDowell
Chief of Police

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 Mayor and Board of Aldermen



PO BOX 929
 201 JEFF DAVIS AVENUE
 LONG BEACH, MS 39560
 228-863-1554 PHONE
 228-863-1558 FAX

BEER PERMIT APPLICATION

TODAY'S DATE: 7/22/13		SOCIAL SECURITY NO. OR TAX ID # [REDACTED]	
NAME: <u>TERRY L. TULLY</u>			
ADDRESS: <u>915 EAST 2ND ST</u>			
CITY, STATE, ZIP CODE: <u>PASS CHRISTIAN MS</u>			
PHONE: <u>228-224-2923</u>			
BUSINESS NAME: <u>ALL ABOUT @</u>			
IS THIS ANEW BUSINESS: <u>—</u> YES <u>—</u> NO			
BUSINESS ADDRESS: <u>2004 S BULDING @ WINEVILLE RD</u>			
CITY, STATE, ZIP CODE: <u>Long Beach MS.</u>			
TYPE OF BUSINESS (BE SPECIFIC): <u>BARBECUE RESTAURANT.</u>			
DATE OF BIRTH	SEX	WEIGHT	HEIGHT
<u>3/12/1959</u>	<u>MALE</u>	<u>190</u>	<u>5'7"</u>
EYE COLOR	HAIR COLOR	RACE	DL NUMBER
<u>BROWN</u>	<u>BROWN</u>	<u>Caucasian</u>	[REDACTED]
SIGNATURE OF APPLICANT <u>[Signature]</u>		DATE <u>7/22/2013</u>	

Received Time Jul. 22. 2013 1:58PM No. 4692

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FAX 228-863-1557



LONG BEACH POLICE DEPARTMENT

P.O. BOX 929 LONG BEACH, MS 39560

To: Chief Wayne McDowell
From: Commander Seal
Re: Application for beer permit: Vu Phi Tran
Date: July 24, 2013

Mr. Tran applied for a beer permit with the City Of Long Beach, MS. The Long Beach Police Department conducted a background check with the following results.

Mr. Tran's background investigation *did not reflect nor indicate* any arrest record.

Respectfully Submitted,

William Seal
Commander

Approved/Disapproved

Wayne McDowell
Chief of Police

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07/24/2013 WED 15:56 FAX --- Police Department

001/001



PO BOX 929
201 JEFF DAVIS AVENUE
LONG BEACH, MS 39560
228-863-1554 PHONE
228-863-1558 FAX

BEER PERMIT APPLICATION

TODAY'S DATE: 7/24/13		SOCIAL SECURITY NO. OR TAX ID # [REDACTED]	
NAME: Vu Tran Vu Phi Tran			
ADDRESS: 21408 Rutland Lane			
CITY, STATE, ZIP CODE: Long Beach, MS 39520			
PHONE: 256-649-0373			
BUSINESS NAME: Coastal Convenience			
IS THIS ANEW BUSINESS: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
BUSINESS ADDRESS: 20200 Pineville Rd			
CITY, STATE, ZIP CODE: Long Beach, MS 39520			
TYPE OF BUSINESS (BE SPECIFIC): Convenience Store			
DATE OF BIRTH 7/21/82	SEX M	WEIGHT 176	HEIGHT 5'10"
EYE COLOR Brown	HAIR COLOR Black	RACE Asian	DL NUMBER [REDACTED]
SIGNATURE OF APPLICANT [Signature]		DATE 7/24/13	

Received Time Jul. 24. 2013 3:49PM No. 4789

Based upon information as submitted by Commander Seal, Alderman Ponthieux made motion seconded by Alderman Lishen and unanimously carried to approve the applications for beer permits, as follows:

- Terry L. Tully, d/b/a All About Q Barbeque Restaurant, 20048 Building C, Pineville Road, Long Beach, Mississippi;
- Vu Phi Tran, d/b/a Coastal Convenience Store, 20200 Pineville Road, Long Beach, Mississippi.

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Alderman Parker made motion seconded by Alderman Lishen and unanimously carried to approve the Non-Compensated Special Contract Agent Contract, as follows:

STATE OF MISSISSIPPI
COUNTY OF HINDS

NONCOMPENSATED SPECIAL CONTRACT AGENT

CONTRACT

THIS AGREEMENT, made between the Director of the Mississippi Bureau of Narcotics, P.O. Box 720519, Byram, MS 39272, hereinafter referred to as "Director", and EDWARD LEROY HILLIARD, JR., to be called a NONCOMPENSATED SPECIAL CONTRACT AGENT, hereinafter referred to as "SCA".

WITNESSETH:

WHEREAS, the Director desires the benefit of the services of SCA for those purposes and duties hereinafter enumerated, under the terms and conditions hereinafter set forth; and,

WHEREAS, the SCA is willing to provide such services on a noncompensated basis under the terms and conditions hereinafter set forth; and,

WHEREAS, the Director and SCA recognize and understand that the specific legal authority authorizing this contract is Section 41-29-112 of the Mississippi Code of 1972, as amended, all the terms and provisions of which are incorporated herein and made a part hereof by reference;

NOW, THEREFORE, for and in consideration of the mutual promises and covenants of the SCA and the Director, to perform in accordance with the terms and conditions of this contract, the Director, Mississippi Bureau of Narcotics, hereby designates SCA to be a Noncompensated Special Contract Agent of the Mississippi Bureau of Narcotics with the authority, subject to the conditions of this agreement, to exercise all powers necessary and incidental to the fulfillment of these contractual obligations. SCA will be known and identify himself as a special contract agent for the MISSISSIPPI BUREAU OF NARCOTICS. Both the Director and SCA agree as follows:

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I. DUTIES

SCA agrees and promises to perform services and duties as assigned by the Director of the Mississippi Bureau of Narcotics, or his designee, in accordance with Sections II through X below. Such services and duties to be assigned SCA shall be consistent with the accomplishment of the intent, purpose and objective of the Mississippi Uniform Controlled Substances Law, Section 41-29-101, et seq. of the Mississippi Code of 1972, as amended, and shall be necessary for the lawful detection and apprehension of violators of the law and for the lawful preservation and presentation of evidence of such violations to the appropriate Grand Jury, the proper prosecuting authority, and to the court. SCA will be assigned duties and have authority to act in cases related to drug investigations with the MISSISSIPPI BUREAU OF NARCOTICS only.

II. STATUS OF SPECIAL CONTRACT AGENT

SCA is a regular full-time employee of LONG BEACH POLICE DEPARTMENT (as well as being an SCA) and while functioning as a regular full-time employee of said POLICE DEPARTMENT should be entitled to all rights, benefits, privileges, and responsibilities which accompany such employment. SCA shall not be considered as an employee of the Mississippi Bureau of Narcotics for any purpose. While functioning as an SCA under this contract, he shall not be subject to the employment rules and regulations of the Fair Labor Standards Act, the State Personnel Board, the Mississippi Department of Public Safety, the State of Mississippi, (including but not limited to the Mississippi Public Employees Retirement System), and any Mississippi Law or Constitutional provision specifically relating to public employment, as the above provisions apply to the Bureau. The relationship now being formed does in no way guarantee full employment either in the present or future for the SCA now entering this agreement. SCA SHALL BE AN INDEPENDENT CONTRACTOR, and not receive

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compensation from the Bureau. While functioning as an SCA, he shall not be entitled to participate in any group health or life insurance plan offered by the Mississippi Bureau of Narcotics or the State of Mississippi through the Bureau nor shall he be entitled by this contract to coverage by Mississippi Workers' Compensation as applicable to the Mississippi Bureau of Narcotics. Further, badges, weapons, and other personal equipment will be furnished by the Special Contract Agent's permanent employer. However, appropriate credentials will be furnished by the Bureau for the SCA.

The SCA shall retain the legal right to assert defenses available generally to law enforcement officers for any claim made against him. However, legal representation will not be afforded SCA by the Bureau for claims or criminal charges arising from the performance of duties under this agreement. Said representation must come from the permanent employer of the SCA.

III. SERVICES OF SCA

SCA agrees to faithfully perform the duties assigned to him by the Bureau to the best of his ability. Further, SCA agrees to keep inviolate the confidences, secrets, and non-public information of the Mississippi Bureau of Narcotics, whether written or oral, and will not communicate same in any way unless authorized to do so. Moreover, SCA warrants that the performance of the duties assigned to him under this contract shall be conducted without conflict with his employment by any other federal, state, or local government agency. Duties performed and time devoted in the furtherance of this contract shall not interfere with, nor substitute for, the regular employment or the duties of SCA if otherwise employed or officially appointed. SCA agrees to follow Bureau methods and procedures to include: field testing, chain of custody, evidence handling, case reporting and handling of public funds. The Bureau agrees to train SCA

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in such Bureau methods and procedures.

The SCA agrees that he will not participate in drug enforcement activities outside the jurisdiction of his regular employment except under the direct supervision, direction and control of the Director of the Mississippi Bureau of Narcotics or his designee and will only participate in MISSISSIPPI BUREAU OF NARCOTICS cases.

IV. DURATION OF CONTRACT AND TERMINATION REQUIREMENTS

Notwithstanding the fact that this agreement may or may not be executed by the parties on the same date, it is specifically understood and agreed that this contract shall commence on **JULY 1, 2013** and shall terminate on **JUNE 30, 2014**, unless terminated otherwise as stated below. However, in no case shall the duration of this contract exceed one year, to be renewed at the option of both parties.

Either party hereto may sooner terminate this agreement, without cause and for any reason satisfactory to the party desiring such, upon forty-eight (48) hours written notice, computed from the date of the postmark. Such notice shall be sent by certified mail/return receipt to the Mississippi Bureau of Narcotics, ATTENTION: Director, at P.O. Box 720519, Byram, MS 39272, or to SCA at **14069 REMINGTON DRIVE, GULFPORT, MS 39503**. Notice to the permanent employer of SCA will also be given by the Bureau. Notice given pursuant to the provisions of this paragraph shall be deemed sufficient for all purposes.

This contract shall automatically terminate at such time as SCA is no longer employed by the agency who sponsored SCA for appointment as a Noncompensated Special Contract Agent. SCA agrees to immediately notify the Director and the appropriate MBN District Commander in all instances of either job reassignment, suspension or termination by his sponsoring employer. Notice will not be required to terminate the authority to act as an SCA under these

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circumstances.

This contract shall automatically terminate upon the death of SCA and no notice of such termination shall be required.

This contract shall automatically terminate at such time as SCA shall be adjudicated insane or shall otherwise suffer physical or mental disabilities which render him incapable of fully performing the duties required of him by this contract. The Mississippi Bureau of Narcotics shall have sole discretion to determine whether SCA is suffering from such physical or mental disabilities which render him incapable of fully performing the duties required of him by this contract. Should this contract be terminated under this paragraph as a result of SCA's physical or mental disabilities, SCA shall be given immediate notice of said termination.

Engaging in any activity which is, or could result in, a violation of the laws of the State of Mississippi, or of any state, the United States, or any local law or ordinance of any county or city in this State or of any state, shall be grounds for automatic termination of this contract without prior notice to SCA. SCA shall, as a condition to appointment as a SCA, meet the same requirements imposed on a Bureau agent regarding background investigation, work history, polygraph examination, urinalysis and similar requirements, but shall be exempt from age requirements and limitations provided, however, that SCA is not less than twenty-one (21) years of age. SCA understands that he may be subject to random urinalysis testing and/or polygraph testing at the option of the Director or his designee and that failure to comply will result in the termination of this Agreement.

V. ASSIGNABILITY

SCA shall not assign any of his rights or duties arising under this contract, without the express written consent of the Director. Such unauthorized assignment shall automatically terminate this

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contract and no notice of such termination shall be required.

VI. ELIGIBILITY OF SCA

SCA covenants as an express condition of his eligibility to become a Special Contract Agent that he is qualified to be a Mississippi Law Enforcement Officer under provisions of Section 45-6-11 of the Mississippi Code of 1972 and holds a valid professional certificate issued by the Board on Law Enforcement Officer Standards and Training. SCA must have completed the initial firearms training required by his permanent employer and show proof of meeting requalification requirements, such requalification to be conducted at least semi-annually, and such requalification to be the responsibility and at the cost of SCA and his employer.

VII. WAIVER OF CLAIM FOR DAMAGE

SCA agrees and promises to make no claim against the Director, nor against any Agent, employee or other SCA of the Mississippi Bureau of Narcotics for any physical or mental injury, loss, damage or death that may be incurred as a result of the performance of SCA's duties. SCA assumes the risk of any and all conditions, situations and hazards while performing his duties and specifically waives any and all notice of the existence of such conditions.

VIII. BONDED/INSURANCE

SCA promises that he is an authorized **POLICE OFFICER** and that prior to entering upon the discharge of duties as an SCA, he entered into a good and sufficient surety bond with a surety company authorized and doing business within the State of Mississippi and is individually named on the bond and such bond conditioned upon the faithful performance of the duties of his office and said bond covers SCA when working outside the jurisdiction of his employer as an SCA. Any and all liability to third persons not parties to this agreement shall be the total responsibility of SCA, his surety, or the law enforcement unit, department, office or agency

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wherein SCA is regularly employed. The SCA's employer does hereby sign below acknowledging that the SCA is bonded and is individually named on the bond. Further, SCA certifies that his permanent employer has liability insurance that covers his performance of duty as an SCA and said insurance is effective outside the jurisdiction of the permanent employer.

IX. MISCELLANEOUS

Any requirement that the SCA adhere to the policies and procedures of the Mississippi Bureau of Narcotics manual does not cause the incorporation, by reference or otherwise, of the manual as part of this contract. No contractual obligations arise therefrom or accrue against the Mississippi Bureau of Narcotics.

This contract represents the sole and exclusive agreement between the parties hereto and any changes, modifications or amendments must be made in writing and signed by all parties.

This contract and all rights and duties arising thereunder shall be governed, interpreted, and construed solely under the Constitution and Laws of the State of Mississippi.

The Mississippi Bureau of Narcotics, an agency of the State of Mississippi, in no way waives its sovereign immunity and such shall be controlling over any conflicting provision contained herein.

By affixing the signatures below, Director and SCA hereby cause this contract to take effect and both agree to be bound by the terms and conditions set forth above.

X. SPECIAL PROVISIONS

The Director reserves the right and in no way waives this right to conduct the customary and usual background investigation, including but not limited to the use of polygraph, urinalysis or other scientific tests.

As a condition before entering into this Agreement, SCA agrees to provide the Bureau on

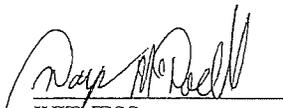
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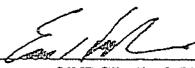
demand with information required to conduct a background investigation, satisfactory results of polygraph and urinalysis testing from sources acceptable to the Bureau, certification of Surety Bond/Liability Insurance Coverage, and certification of weapons qualification.

IN WITNESS WHEREOF, the parties have knowingly and willfully covenanted agreement on this the 6th day of August, 2013.

MISSISSIPPI BUREAU OF NARCOTICS

BY: _____
DIRECTOR


WITNESS

BY: 
SPECIAL CONTRACT AGENT

I hereby request that the Director, Mississippi Bureau of Narcotics, appoint **EDWARD LEROY HILLIARD, JR.** to be a Noncompensated Special Contract Agent under Section 41-29-112 of the Mississippi Code of 1972 and specifically agree to his serving as an SCA under the conditions set forth in this contract. I specifically understand that the Bureau will not provide legal representation for this SCA for any claims arising from the performance of duties or alleged performance of duty as an SCA and agree that all legal liabilities and costs are the responsibility of **CITY OF LONG BEACH**.

I certify that:

(1) He is bonded as a condition of his employment and is individually named on the bond. Further, that such bond is effective anywhere in the state of Mississippi, that such bond will continue during the life of this contract, and that this officer is covered outside the jurisdiction of **CITY OF LONG BEACH** while working as an SCA.

(2) **CITY OF LONG BEACH** has liability insurance that covers its law enforcement officers while in the performance of duty as an SCA in the amount of \$ 500,000. Said insurance policy will remain in effect during the life of this contract. The undersigned agrees to immediately notify the Mississippi Bureau of Narcotics if said insurance policy is cancelled or modified in any way. I further certify that this officer is covered outside the jurisdiction of **CITY OF LONG BEACH** while working as an SCA.

(3) He has been certified under Section 45-6-11, Mississippi Code of 1972 by the Board on Law Enforcement Officer Standards and Training and that such certification is current.

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Mayor and Board of Aldermen

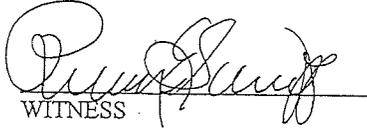
(4) He has met the firearms training requirements of my law enforcement agency and that required qualifications are current and will remain current during the life of this contract. Further, he has not been convicted of a misdemeanor crime of domestic violence and may possess a firearm and ammunition without violation of 18 U.S.C. 922 (g)(9).

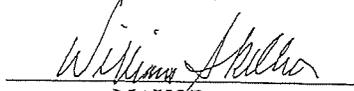
(5) That this request to appoint EDWARD LEROY HILLIARD, JR. as an SCA and the accompanying obligation to provide legal representation and costs has been recorded in the minutes of the CITY COUNCIL.


WITNESS


CHIEF OF POLICE
LONG BEACH, MS
(Signature)

WAYNE McDowell
(Printed Name)


WITNESS


MAYOR

William Skelley JR.
(Printed Name)

Minutes of August 6, 2013
Mayor and Board of Aldermen

There came on for consideration a memo from Derrel Wilson, Project Manager, Utility Partners, LLC, as follows:



Memo

To: MAYOR & BOARD OF ALDERMEN
From: DERREL WILSON *DW*
CC:
Date: 7/26/2013
Re: **AUTHORIZATION TO USE "SOLE SOURCE VENDOR" FOR EQUIPMENT REPAIR**

At this time, the Public Works Department has a 1996 Case Backhoe out of service for a transmission repair. Cost for this repair will be \$5,006.90 plus a core charge of \$1,000.00 which will be credited upon its return to the vendor. It is necessary that this repair be made from a Case dealership, Lee Tractor. Unable to obtain written quotes from two or more vendors, we are submitting this requisition as a "Sole Source Item".

Based upon information provided by Mr. Wilson, Alderman Parker made motion seconded by Alderman Ponthieux and unanimously carried authorizing the use of the sole source vendor for equipment repair, as set forth above.

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Based upon the recommendation of Recreation Director Bob Paul, Alderman Lishen made motion seconded by Alderman Hammons and unanimously carried to hire Timothy S. Maloney, part time in the Recreation Department, effective immediately.

There came on for discussion a request submitted by Brian Satchfield to refund the \$2,314.86 assessment fee and \$1,500.00 penalty fee charged for cleaning his derelict property at 237 South Lang Avenue.

Mr. Satchfield came forward to answer questions and provide additional information. He stated that, based upon e-mails to Veronica Howard in the Building Permit Office, he was under the impression that he had an agreement with the city whereby he would hire someone to clean the property and the city would not proceed with cleaning his property. Ms. Howard sent him a list of available contractors to clean the property. When the contractor attempted to clean the property, it had been cleaned by the city.

After considerable discussion, Alderman Hammons made motion to take the matter under advisement for further review and consideration at the next regular meeting. Motion died for lack of a second.

Upon further discussion, Alderman Hammons made motion seconded by Alderman Lishen, for discussion, to waive only the \$1,500.00 charged for penalties.

Upon discussion, it was noted for the record that the city properly followed all procedures; all properties adjudicated and cleaned by the city were treated in the same manner, assessing actual costs for equipment and labor and maximum penalty; and that assessment fees and penalty fees for 237 South Lang Avenue, were collected by the Harrison County Tax Collector at the 2011 tax sale and paid to the City, whereupon, Alderman Lishen withdrew his second and Alderman Hammons withdrew his motion; no further action was required or taken regarding this matter.

The MDEQ MS4 Requirements were taken under advisement for further consideration and review at the next regular meeting, August 20, 2013.

The Ward 3 appointment to the Long Beach Planning Commission was taken under advisement until the next regular meeting, August 20, 2013.

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Upon further discussion, Alderman Hammons made motion seconded by Alderman Lishen and unanimously carried to accept the resignation of Mr. George Casey from the Long Beach Planning Commission and to appoint Mr. Nicholas Brown as the Ward 4 representative to fill the unexpired term, Present-July, 2015.

Alderman Carrubba made motion seconded by Alderman Young and unanimously carried to appoint Mr. Robert Morrison to the Long Beach Tree Board for the term July, 2013-July, 2017, taking the one additional appointment under advisement for further review and consideration at the next regular meeting, August 20, 2013.

There was no report from the City Attorney.

The Mayor opened the floor for public comments regarding general matters not appearing on the agenda, as follows:

Minutes of August 6, 2013
 Mayor and Board of Aldermen

PUBLIC COMMENTS PERTAINING TO MATTERS <u>NOT</u> APPEARING ON THE AGENDA	
<p>NOTE: All comments <u>shall</u> be directed to the Chairman (Mayor) at the end of the meeting.</p> <p>Comments of a personal nature regarding individual members of the Governing Authority (Mayor and Board of Aldermen), City Staff and/or Personnel, other Citizens, disruptive comments or improper actions <u>will not</u> be permitted.</p> <p>Public Comments will be limited to a total of ten (10) minutes and limited to a maximum of two (2) minutes per person.</p> <p>Except as otherwise directed by the Chairman (Mayor), Public Comments will not be permitted before or after the allotted time. Disruption of the regular business meeting will be cause for removal from the public meeting.</p>	
<p>PLEASE PRINT:</p>	
NAME / ADDRESS / TELEPHONE	SUBJECT MATTER
1 James Barry 212 Kuykendall Pl. LB 728-284-4544	Proposal to have city known as a "Purple Heart City"
2 Joel A Case 107 Oak View Avenue 3587 Long Beach, MS 39560 904-514-	Occupancy of condemned structure
3	
4	
5	
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10	

City of Long Beach, Mississippi
 Mayor and Board of Aldermen Meeting
 Date: _____

Excel Worksheet: public comments - agenda PUBLIC COMMENTS-NOT ON AGENDA

Discussion was held regarding the deplorable condition of the derelict property on Oak View Avenue; however, no official action was required or taken at this time.

* *

It was the consensus of the Mayor and Board of Aldermen to direct the Building Official to provide updated worksheets regarding derelict properties on a monthly basis.

Minutes of August 6, 2013
Mayor and Board of Aldermen

There being no further business to come before the Mayor and Board of Aldermen at this time, Alderman Carrubba made motion seconded by Alderman Parker and unanimously carried to adjourn until the next regular meeting in due course.

APPROVED:

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

Alderman Gary J. Ponthieux, Ward 1

Alderman Bernie Parker, Ward 2

Alderman Kelly Griffin, Ward 3

Alderman Ronnie Hammons, Jr., Ward 4

Alderman Mark E. Lishen, Ward 5

Alderman Alan Young, Ward 6

Date

ATTEST:

Rebecca E. Schruff, City Clerk