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- I. CALL TO ORDER
- II. INVOCATION AND PLEDGE OF ALLEGIANCE
- III. ROLL CALL AND ESTABLISH QUORUM
- IV. PUBLIC HEARINGS-DERELICT PROPERTIES
  - 1. 108 Buena Vista Drive; Robert D. & Paula R. Kopp
  - 2. 141 Markham Drive; Sue E. Kelly
  - 3. 108 Pirate Avenue; Annie Davis L/E
  - 4. 110 Pirate Avenue; Terry & Glenda Price
  - 5. 112 Pirate Avenue; Holt Properties, LLC
  - 6. 115 Pirate Avenue; Nathan & Phyllis Bourn
  - 7. 95 Pitcher Point; James Vonderharr
  - 8. 105 Pitcher Point; Mary Laughlin
- V. BIDS
  - 1. Award-Harbor B.I.G. & C.I.A.P. Paving Improvements
- VI. ANNOUNCEMENTS; PRESENTATIONS; PROCLAMATIONS
- VII. AMENDMENTS TO THE MUNICIPAL DOCKET
- VIII. \* PUBLIC COMMENTS-AGENDA ITEMS ONLY
- IX. APPROVE MINUTES:
  - 1. MAYOR AND BOARD OF ALDERMEN
    - a. February 3, 2015
  - 2. PLANNING COMMISSION
    - a. February 12, 2015
  - 3. PORT COMMISSION
    - a. February 10, 2015-Special
- X. APPROVE DOCKET OF CLAIMS NUMBER(S):
  - 1. 021715
- XI. DEPARTMENTAL BUSINESS
  - 1. MAYOR'S OFFICE
  - 2. COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
  - 3. PERSONNEL
    - a. Police Department-(1) Retirement; (2) Resignations
    - b. Fire Department-(1) Military Leave; (1) Step Increase
    - c. Library-(4) Step Increases
  - 4. CITY CLERK
    - a. SANICO Renewal Agreement; Entrance Mats City Hall, Police Department and Harbor House
  - 5. DERELICT PROPERTIES-DISCUSSION/SCHEDULE PUBLIC HEARINGS
    - a. 996 West Beach Blvd. & 0 Pitcher Point, Court Street Station of Mississippi, LLC
- XII. UNFINISHED BUSINESS
  - 1. St. Patrick's Day Parade-Change in Route
- XIII. NEW BUSINESS
  - 1. Funding-Pineville Road Study/Consultant Selection; Gulf Regional Planning Commission
  - 2. Request to Rent Recreation Center-Long Beach Concert Choir Association
  - 3. Special Event Application-First United Methodist Church Block Party/Church Picnic
- XIV. REPORT FROM CITY ATTORNEY
- XV. \* PUBLIC COMMENTS-MATTERS NOT APPEARING ON THE AGENDA
- XVI. ADJOURN (OR) RECESS

\* ALL PUBLIC COMMENTS ARE LIMITED TO A MAXIMUM OF TWO (2) MINUTES PER PERSON, NOT TO EXCEED A TOTAL OF TEN (10) MINUTES EACH FOR PUBLIC COMMENTS.

**Minutes of February 17, 2015  
Mayor and Board of Aldermen**

Be it remembered that eight (8) public hearings before the Mayor and Board of Aldermen, Long Beach, Mississippi, were begun and held, at 5:00 o'clock p.m., Tuesday, the 17<sup>th</sup> day of February, 2015, in the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, in said City, and the same being the time, date and place fixed by order of the Mayor and Board of Aldermen for holding said public hearings.

There were present and in attendance on said board and at the public hearings the following named persons: Mayor William Skellie, Jr., Aldermen Leonard G. Carrubba, Sr., Gary J. Ponthieux, Bernie Parker, Ronnie Hammons, Jr., Mark E. Lishen, Alan Young and City Clerk Rebecca E. Schruff.

Alderman Kelly Griffin and City Attorney James C. Simpson, Jr. were absent the public hearings.

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

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The first public hearing was called to order to determine whether or not two parcels of property situated in the City of Long Beach, located at 108 Buena Vista Drive and assessed to Robert D. and Paula R. Kopp, are in such a state of uncleanness as to constitute a menace to the public health and safety of the community.

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

- 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 January 6, 2015, she did cause to be sent via certified mail, electronic receipt requested, Notice of Hearing, to Robert D. and Paula R. Kopp, 1154 Woodley Drive, Gulfport, Mississippi, 39503, as the same appears of record on the Harrison County 2014 Official Real Property Roll; the status of said notice by the USPS is listed as "Notice Left (No Authorized Recipient Available) on January 16, 2015 and "Unclaimed" on February 4, 2015; said notice is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

City of Long Beach

BOARD OF ALDERMEN  
Leonard G. Carrubba, Sr. - At-Large  
Gary J. Ponthieux - Ward 1  
Bernie Parker - Ward 2  
Kelly Griffin - Ward 3  
Ronnie Hammons, Jr. - Ward 4  
Mark E. Lishen - Ward 5  
Alan Young - Ward 6



WILLIAM SKELLIE, JR.  
MAYOR

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schruoff

CITY ATTORNEY  
James C. Simpson, Jr.

January 6, 2015

MAILED

Date: 1/15/15

Robert D. and Paula R. Kopp  
11154 Woodley Drive  
Gulfport, MS 39503

91 7108 2133 3938 0607 6991

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting January 6, 2015, hold a public hearing at 5:00 p.m., Tuesday, February 17, 2015, at the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Robert D. and Paula R. Kopp, and situated in the City of Long Beach, Mississippi, at 108 Buena Vista Drive, is in such a state of uncleanliness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 108 Buena Vista Drive, Long Beach, Mississippi  
Parcel Number: 0512I-01-022.000 and 0512I-01-023.000  
Legal Description: 0519-0207 LOTS 58 TO 60 BLK B BUENA VISTA HEIGHTS

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

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[www.cityoflongbeachms.com](http://www.cityoflongbeachms.com)

Minutes of February 17, 2015  
Mayor and Board of Aldermen

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

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6<sup>th</sup> day of January, 2015.



Rebecca E. Schruff  
City Clerk



# Minutes of February 17, 2015 Mayor and Board of Aldermen

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First-Class Mail®

Features:  
Certified Mail™

Return Receipt Electronic

DATE & TIME	STATUS OF ITEM	LOCATION
February 4, 2015, 10:21 am	Unclaimed	GULFPORT, MS 39503
<p>The package is delayed and will not be delivered by the expected delivery date. An updated delivery date will be provided when available. Your item was returned to the sender on February 4, 2015 at 10:21 am in GULFPORT, MS 39503 because it was not claimed by the addressee.</p>		
January 16, 2015, 12:43 pm	Notice Left (No Authorized Recipient Available)	GULFPORT, MS 39503
January 16, 2015, 10:22 am	Out for Delivery	GULFPORT, MS 39503
January 16, 2015, 10:12 am	Sorting Complete	GULFPORT, MS 39503
January 16, 2015, 9:24 am	Arrived at Unit	GULFPORT, MS 39503
January 16, 2015, 12:16 am	Departed USPS Origin Facility	GULFPORT, MS 39503
January 15, 2015, 6:13 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
January 15, 2015, 4:58 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560
January 15, 2015, 4:49 pm	Acceptance	LONG BEACH, MS 39560

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Tracking (or receipt) number

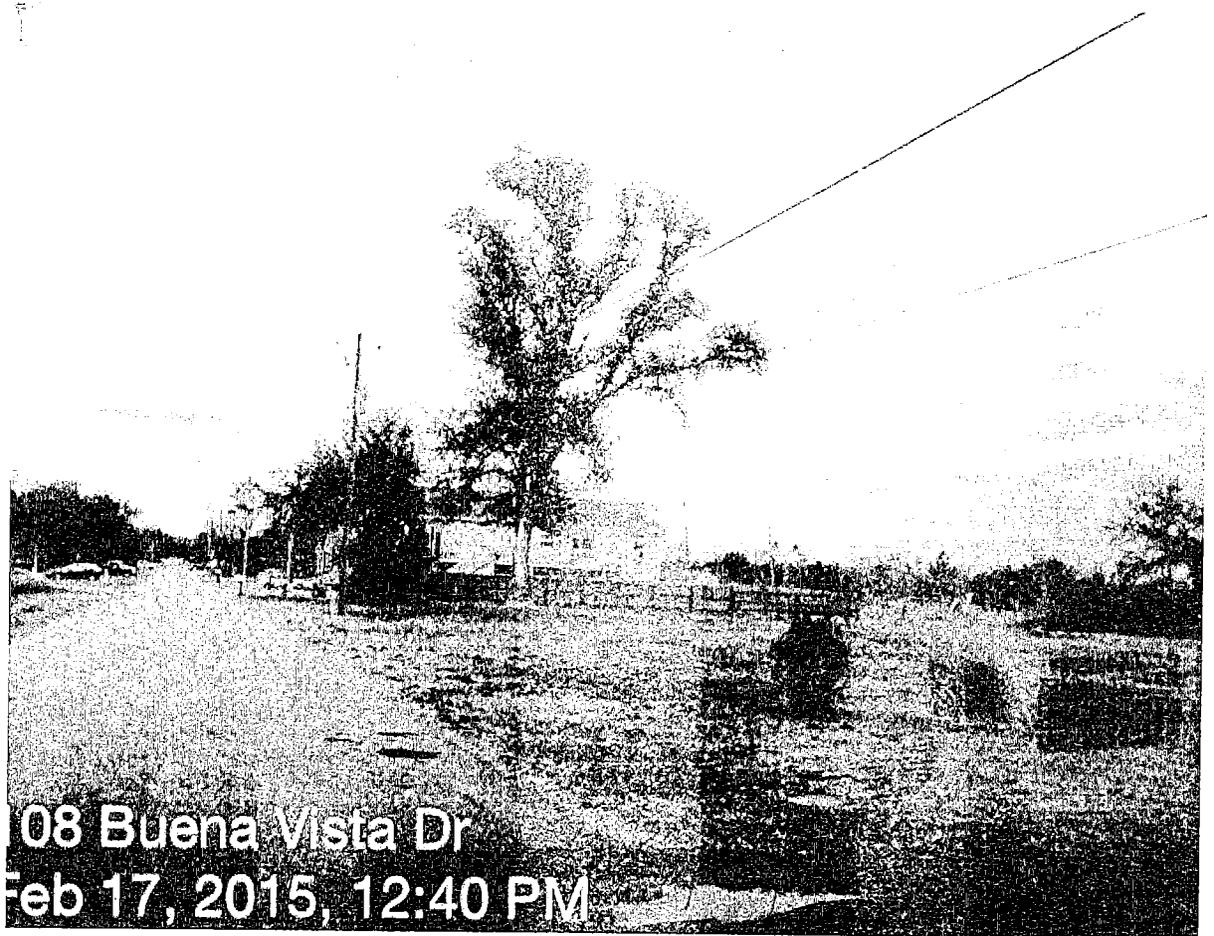
Track It

<https://tools.usps.com/go/TrackConfirmAction.action?tRef=fullpage&tLc=1&text28777=&t...> 2/5/2015

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 108 Buena Vista Drive, Long Beach, Mississippi; the bulletin boards at City Hall, the Water Department and the Building Official's Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi; and the city's official website [www.cityoflongbeachms.com](http://www.cityoflongbeachms.com).

Minutes of February 17, 2015  
Mayor and Board of Aldermen

- The Clerk submitted photographs taken by Building Official Josh Hayes on February 17, 2015, depicting the subject property, 108 Buena Vista Drive, Long Beach, Mississippi, in its present condition, as follows:



- The Clerk submitted a sworn affidavit from Building Official Josh Hayes affirming that photographs were taken of the subject property on February 17, 2015, and the Notice of Hearing was posted on the subject property, 108 Buena Vista Drive, Long Beach, Mississippi, on or before February 2, 2015; said affidavit is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

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

1. That he is the duly appointed and acting Building Official of the City of Long Beach, Mississippi;

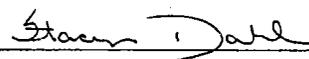
2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanliness as to constitute a menace to the public health and safety of the community; he is responsible for the taking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

3. That on or before February 2, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Robert D. and Paula R. Kopp, and located at 108 Buena Vista Drive, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on February 17, 2015, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for February 17, 2015.

This the 17<sup>th</sup> day of February, 2015.

  
REBECCA E. SCHRUOFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 17<sup>th</sup> day of February, 2015.

  
NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS;POST NOTICE

Minutes of February 17, 2015  
Mayor and Board of Aldermen

The Mayor opened the floor for public comments from the property owners or their representative and no came forward to be heard.

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There being no further discussion, Alderman Carrubba made motion seconded by Alderman Young and unanimously carried to close the public hearing and take official action, as follows:

Based upon discussion held and information obtained during the course of this public hearing, Alderman Carrubba made motion seconded by Alderman Lishen and unanimously carried that the subject property, 108 Buena Vista Drive, is in compliance with Mississippi Code §21-19-11, city ordinances and property maintenance codes at this time.

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The second public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, Mississippi, located at 141 Markham Drive and assessed to Sue E. Kelly, is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community.

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

- 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 January 6, 2015, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing to Sue E. Kelly, 1380 Highway 277, Chipley, Florida, 32428, as the same appears of record on the Harrison County 2014 Official Real Property Roll; the Notice of Hearing was delivered by the USPS on January 10, 2015; said Notice is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

City of Long Beach

BOARD OF ALDERMEN  
Leonard G. Carrubba, Sr. - At-Large  
Gary J. Ponthieux - Ward 1  
Bernie Parker - Ward 2  
Kelly Griffin - Ward 3  
Ronnie Hammons, Jr. - Ward 4  
Mark E. Lishen - Ward 5  
Alan Young - Ward 6



WILLIAM SKELLIE, JR.  
MAYOR

January 6, 2015

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schruff

CITY ATTORNEY  
James C. Simpson, Jr.

MAILED

Date: 1/8/15 - J

Sue E. Kelly  
1380 Highway 277  
Chipley, FL 32428

91 7108 2133 3938 0607 6915

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting January 6, 2015, hold a public hearing at 5:00 p.m., Tuesday, February 17, 2015, at the Long Beach City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Sue E. Kelly, and situated in the City of Long Beach, Mississippi, at 141 Markham Drive, is in such a state of uncleanness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 141 Markham Drive  
Parcel Number: 0512J-01-023.000  
Legal Description: LOTS 15 TO 17 INC. BLK 3 THOMAS SUBD. PART OF LOTS 33 TO 35 WHITE & CALVERT SURVEY OF L & N RR SEC. 22-8-12

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

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Minutes of February 17, 2015  
Mayor and Board of Aldermen

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

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6<sup>th</sup> day of January, 2015.

  
Rebecca E. Schruoff  
City Clerk

# Minutes of February 17, 2015 Mayor and Board of Aldermen

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On Time  
Expected Delivery Day: Saturday, January 10, 2015

**Product & Tracking Information**

Postal Product: First-Class Mail®  
Features: Certified Mail™  
Return Receipt Electronic

DATE & TIME	STATUS OF ITEM	LOCATION
January 10, 2015, 11:08 am	Delivered	CHIPLEY, FL 32428
Your item was delivered at 11:08 am on January 10, 2015 in CHIPLEY, FL 32428.		
January 10, 2015, 8:40 am	Arrived at Unit	CHIPLEY, FL 32428
January 9, 2015, 5:59 pm	Departed USPS Facility	PENSACOLA, FL 32522
January 9, 2015, 3:45 pm	Arrived at USPS Facility	PENSACOLA, FL 32522
January 8, 2015, 6:54 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
January 8, 2015, 5:39 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560

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<https://tools.usps.com/go/TrackConfirmAction.action?ref=fullpage&tlc=1&text28777=&t...> 2/5/2015

- The Clerk further reported that said Notice was posted on the subject property, 141 Markham Drive; the bulletin boards at City Hall, the Water Department, the Building Official's Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi; and the City's official website, [www.cityoflongbeachms.com](http://www.cityoflongbeachms.com).
- The Clerk submitted photographs taken by Building Official Josh Hayes on February 17, 2015, depicting the subject property, 141 Markham Drive, Long Beach, Mississippi, in its present condition, as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen



- The Clerk submitted a sworn affidavit from Building Official Josh Hayes affirming that photographs were taken of the subject property on February 17, 2015, and the Notice of Hearing was posted on the subject property, 141 Markham Drive, Long Beach, Mississippi, on or before February 2, 2015; said affidavit is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

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

1. That he is the duly appointed and acting Building Official of the City of Long Beach, Mississippi;

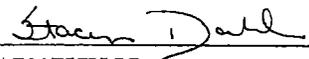
2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanliness as to constitute a menace to the public health and safety of the community; he is responsible for the taking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

3. That on or before February 2, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Sue E. Kelly, and located at 141 Markham Drive, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on February 17, 2015, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for February 17, 2015.

This the 17<sup>th</sup> day of February, 2015.

  
REBECCA E. SCHRUFF, AFFIANZ

SWORN TO AND SUBSCRIBED before me on this the 17<sup>th</sup> day of February, 2015.

  
NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS;POST NOTICE

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\*

Minutes of February 17, 2015  
Mayor and Board of Aldermen

The Mayor opened the floor for comments from the property owner or her representative and no one came forward to be heard.

\* \* \*

There being no further discussion, Alderman Carrubba made motion seconded by Alderman Lishen and unanimously carried to close the public hearing and take official action, as follows:

Based upon discussion held and information obtained during the course of this public hearing, Alderman Young made motion seconded by Alderman Parker and unanimously carried that the subject property, 141 Markham Drive, is in compliance with Mississippi Code §21-19-11, city ordinances and property maintenance codes at this time.

\*\*\*\*\*

The third public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, located at 108 Pirate Avenue and assessed to Annie Davis L/E, is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community.

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

- The Clerk reported that, pursuant to that certain order of the Mayor and Board of Aldermen at regular meeting duly held and convened on January 6, 2015, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing to Annie Davis L/E, c/o Cynthia Davis, as the same appears of record on the Harrison County 2014 Official Property Roll; the Notice was returned "Unclaimed" by the USPS on February 2, 2015; said Notice is as follows:

# Minutes of February 17, 2015 Mayor and Board of Aldermen

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## City of Long Beach

BOARD OF ALDERMEN  
Leonard G. Carrubba, Sr. - At-Large  
Gary J. Ponthieux - Ward 1  
Bernie Parker - Ward 2  
Kelly Griffin - Ward 3  
Ronnie Hammons, Jr. - Ward 4  
Mark E. Lishen - Ward 5  
Alan Young - Ward 6



WILLIAM SKELLIE, JR.  
MAYOR

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schruoff

CITY ATTORNEY  
James C. Simpson, Jr.

January 6, 2015

**MAILED**  
Date: 1/8/15 *DR*

91 7108 2133 3938 0607 6922

Annie Davis L/E  
C/O Cynthia Davis  
23368 SW 53<sup>rd</sup> Ave. Unit A  
Boca Raton, FL 33433

### NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting January 6, 2015, hold a public hearing at 5:00 p.m., Tuesday, February 17, 2015, at the Long Beach City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Annie Davis L/E C/O Cynthia Davis, and situated in the City of Long Beach, Mississippi, at 108 Pirate Avenue, is in such a state of uncleanliness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 108 Pirate Avenue  
Parcel Number: 0512J-01-042.000  
Legal Description: LIFE ESTATE - 1493/502-154/053 - LOT 70 PITCHER POINT SUBD

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

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Minutes of February 17, 2015  
Mayor and Board of Aldermen

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

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6<sup>th</sup> day of January, 2015.

  
Rebecca E. Schuff  
City Clerk

# Minutes of February 17, 2015 Mayor and Board of Aldermen

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Certified Mail™

Return Receipt Electronic

Text Updates

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
February 2, 2015, 1:23 pm	Delivered	LONG BEACH, MS 39560
The package is delayed and will not be delivered by the expected delivery date. An updated delivery date will be provided when available. Your item was delivered at 1:23 pm on February 2, 2015 in LONG BEACH, MS 39560.		
February 2, 2015, 9:15 am	Available for Pickup	LONG BEACH, MS 39560
February 2, 2015, 3:17 am	Departed USPS Origin Facility	GULFPORT, MS 39503
February 2, 2015, 2:42 am	Arrived at USPS Origin Facility	GULFPORT, MS 39503
February 1, 2015, 9:15 am	Arrived at USPS Facility	MOBILE, AL 36619
January 30, 2015, 6:00 pm	Arrived at USPS Facility	WEST PALM BEACH, FL 33416
January 29, 2015, 12:00 pm	Departed USPS Facility	WEST PALM BEACH, FL 33409
January 29, 2015, 8:22 pm	Arrived at USPS Facility	WEST PALM BEACH, FL 33409
January 26, 2015, 1:19 pm	Unclaimed	BOCA RATON, FL 33433
January 12, 2015, 1:54 pm	Notice Left (No Authorized Recipient Available)	BOCA RATON, FL 33433
January 12, 2015, 3:31 am	Departed USPS Facility	WEST PALM BEACH, FL 33416
January 11, 2015, 2:01 pm	Arrived at USPS Facility	WEST PALM BEACH, FL 33416
January 8, 2015, 11:05 pm	Departed USPS Facility	GULFPORT, MS 39503
January 8, 2015, 6:54 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
January 8, 2015, 5:39 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560

### Track Another Package

Tracking (or receipt) number

<https://tools.usps.com/go/TrackConfirmAction.action?iRef=fullpage&tlc=1&text28777=&t...> 2/5/2015



Minutes of February 17, 2015  
Mayor and Board of Aldermen

- The Clerk submitted photographs taken by Building Official Josh Hayes on February 17, 2015, depicting the subject property, 108 Pirate Avenue, Long Beach, Mississippi, in its present condition, as follows:



- The Clerk submitted a sworn affidavit from Building Official Josh Hayes affirming that photographs were taken of the subject property on February 17, 2015, and the Notice of Hearing was posted on the subject property, 108 Pirate Avenue, Long Beach, Mississippi, on or before February 2, 2015; said affidavit is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

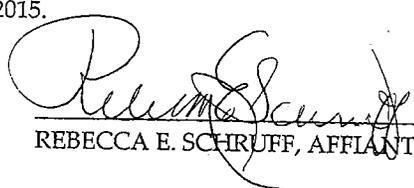
AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

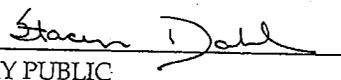
BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared JOSH HAYES, known to me to be the Building Official of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows,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

1. That he is the duly appointed and acting Building Official of the City of Long Beach, Mississippi;
2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanliness as to constitute a menace to the public health and safety of the community; he is responsible for the taking of photographs of those certain properties to determine the state of the properties in their then condition on the date of such public hearings; and other matters pertaining to such public hearings and the business of the zoning/code enforcement in and for the City of Long Beach;
3. That on or before February 2, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Annie Davis L/E, c/o Cynthia Davis, and located at 108 Pirate Avenue, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on February 17, 2015, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for February 17, 2015.

This the 17<sup>th</sup> day of February, 2015.

  
 REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 17<sup>th</sup> day of February, 2015.

  
 NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS,POST NOTICE

\*

\*

**Minutes of February 17, 2015  
Mayor and Board of Aldermen**

The Mayor opened the floor for public comments from the property owner or their representative and no one came forward to be heard.

\*

\*

There being no further discussion, Alderman Young made motion seconded by Alderman Hammons and unanimously carried to close the public hearing and take official action, as follows:

**Minutes of February 17, 2015  
Mayor and Board of Aldermen**

The Mayor and Board of Aldermen took up the matter of the public hearing on the property located at 108 Pirate Avenue to determine and consider the condition of said property. After conducting the hearing and considering all matters produced there at and after hearing all persons interested and appearing, the Board of Aldermen declared the hearing finally closed. After a discussion of the subject, Alderman Hammons offered and moved the adoption of the following Resolution and Order:

**RESOLUTION AND ORDER BY THE MAYOR AND BOARD OF ALDERMEN OF  
THE CITY OF LONG BEACH, MISSISSIPPI ADJUDICATING THE PROPERTY  
LOCATED AT 108 PIRATE AVENUE, LONG BEACH, MISSISSIPPI, TO BE A  
MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY AND  
REQUIRING OWNER OF SUCH PROPERTY TO CLEAN SAID PROPERTY.**

WHEREAS, the Mayor and Board of Aldermen having made due investigation therefore do now find, determine, declare and order as follows:

1. That on complaint and motion of the Governing Authorities of the City of Long Beach wherein lies the property known as 108 Pirate Avenue, Long Beach, Mississippi, (hereinafter referred to as the subject parcel), and after discussion of same, the Mayor and Board of Aldermen, at its regular meeting of January 6, 2015, on its own motion did set a hearing to determine whether or not the subject parcel, in its then condition, was in such a state of uncleanness as to be a menace to the public health and safety of the community in accordance with Miss Code Annotated Section 21-19-11, as amended, said hearing to be February 17, 2015, and directed notice of said hearing be served on the owner of said property in the manner as provided by said MCA Section 21-19-11;

2. That, having served the owner of said property, either by registered mail as is evidenced by the return receipt included in the materials produced at said hearing, or by personal service by police officer as evidenced by the return of service of such police officer, or my posting and publication of same, such service being in accordance with said MCA Section 21-19-11, and proof of same being spread upon the minutes of the Governing Authorities taken of such hearing, hereby made a part of the record of these proceedings;

3. That the Mayor and Board of Aldermen having considered testimony

**Minutes of February 17, 2015  
Mayor and Board of Aldermen**

evidence adduced at hearing regarding the condition of the subject property and the observations of individual Aldermen concerning the condition of the subject property in its condition on the date of hearing, and being fully advised in the premises, do find and adjudicate that the property is, in its present condition, in such a state of uncleanness as to be a menace to the public health and safety of the community and/or constitutes an attractive nuisance. It is therefore,

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

1. That the parcel of land lying and being situated in the City of Long Beach, First Judicial District of Harrison County, Mississippi, and having the street address of 108 Pirate Avenue, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0512J-01-042.000 and according to said tax records is owned by Annie Davis L/E, c/o Cynthia Davis, is at present in such a state of uncleanness as to be a menace to the public health and safety of the community and/or an attractive nuisance.

2. That the aforesaid owner is hereby order to clean said parcel of land within **ten (10) days** from the entry of this Resolution and Order, and that such cleaning shall include:

**Removal of all discarded materials, dangerous items, and such other rubbish and/or debris as described in any notice or as appearing on said property contributing to the property constituting a nuisance and menace overall to the public health and safety, and abate or cause to be abated the conditions otherwise existing and constituting a menace to public safety and health as testified and/or described in general at the hearing, and as contained in the report letter from Building Official Josh Hayes dated October 31, 2014, and attached hereto.**

3. That in the event that said owner shall fail to complete cleaning of the subject property within **ten (10) days** from entry of this Resolution and Order, then the governing authority shall proceed to clean the subject property as required by paragraph 2, above, by the use of municipal employees or by contract, with the cost of same, together with a penalty of \$1,500.00 or 50% of such actual cost, whichever is greater, to be, at the next regular meeting after completion of such clean-up, assessed against the said parcel of land.

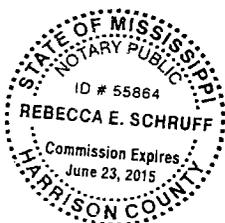
Alderman Carrubba seconded the motion to adopt the foregoing resolution and order, and the question being put to a roll call vote by the Mayor, the result was as

Minutes of February 17, 2015  
Mayor and Board of Aldermen

follows:

Alderman Bernie Parker	voted	Aye
Alderman Gary J. Ponthieux	voted	Aye
Alderman Kelly Griffin	voted	Absent, Not Voting
Alderman Alan Young	voted	Aye
Alderman Leonard G. Carrubba, Sr.	voted	Aye
Alderman Mark E. Lishen	voted	Aye
Alderman Ronnie Hammons, Jr.	voted	Aye

The question having received the Affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and the resolution and order adopted and approved this the 17<sup>th</sup> day of February, 2015.



APPROVED:

*William Skellie, Jr.*  
 \_\_\_\_\_  
 William Skellie, Jr., Mayor

ATTEST:

*Rebecca E. Schruff*  
 \_\_\_\_\_  
 Rebecca E. Schruff, City Clerk

Minutes of February 17, 2015  
Mayor and Board of Aldermen

City of Long Beach

BOARD OF ALDERMEN  
Leonard G. Carrubba, Sr. - At-Large  
Gary J. Ponthieux - Ward 1  
Bernie Parker - Ward 2  
Kelly Griffin - Ward 3  
Ronnie Hammons, Jr. - Ward 4  
Mark E. Lishen - Ward 5  
Alan Young - Ward 6



WILLIAM SKELLIE, JR.  
MAYOR

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schruoff

CITY ATTORNEY  
James C. Simpson, Jr.

NOTICE OF VIOLATION

October 31, 2014

Annie Davis L/E  
C/O Cynthia Davis  
23368 SW 53<sup>rd</sup> Avenue Unit A  
Boca Raton, FL 33433

91 7108 2133 3938 9857 7758

Reference: Annie Davis L/E  
108 Pirate Avenue; Long Beach, Mississippi 39560  
Tax Parcel Number: 0512J-01-042.000  
Legal Description: LIFE ESTATE -1493/502-1541/053- LOT 70 PITCHER POINT SUBD

After receiving a complaint and inspecting the above referenced property, it is in violation of the 2012 International Property Maintenance Code for the City of Long Beach, MS as listed below:

2012 International Property Maintenance Code, Chapter 3, Section 302.4: Weeds. "All premises and exterior property shall be maintained free from weeds or plant growth in excess of twelve (12) inches. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens."

The purpose of this letter is to request that you inspect or have inspected the above referenced property and voluntarily have such land cleaned, within fourteen (14) days from date above, failure to or refusal to respond to this notice will result in a citation being issued to appear in the Long Beach Municipal court and/or a hearing before the Mayor and Board of Aldermen of the City of Long Beach, where the board can adjudicate the above property and may take action to clean-up the property, all cost in doing so will be assessed to the property or property owner.

Please notify my office by emailing [jhayes@cityoflongbeachms.com](mailto:jhayes@cityoflongbeachms.com), [veronica@cityoflongbeachms.com](mailto:veronica@cityoflongbeachms.com) or by fax at (228) 863-1558 as soon as the referenced violation has been corrected, so that the premises can be inspected or if you have any questions or concerns. In the event you do not own the property in question, my office would appreciate being informed of these facts.

2012 International Property Maintenance Code, Chapter 1, Section 111.1 Application for appeal. "Any person directly affected by a decision of the code official or a notice or order issued under this code shall have the right to appeal to the board of appeals, provided that a written application for appeal is filed within twenty (20) days after the day the decision, notice or order was served. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted there under have been incorrectly interpreted, the provisions of this code do not fully apply, or the requirements of this code area adequately satisfied by other means."

Sincerely,

Josh Hayes  
Zoning Enforcement

201 Jeff Davis • P.O. Box 929 • Long Beach, MS 39560 • 863-1556 • FAX 865-0822  
[www.cityoflongbeachms.com](http://www.cityoflongbeachms.com)

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**Minutes of February 17, 2015  
Mayor and Board of Aldermen**

The fourth public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, located at 110 Pirate Avenue and assessed to Terry and Glenda Price, is in such a state of uncleanness as to constitute a menace to the public health and safety of the community.

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

- 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 January 6, 2015, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing to Terry and Glenda Price, 12387 Highland Drive, Gulfport, Mississippi, 39503, as the same appears of record on the Harrison County 2014 Official Real Property Rolls; the Notice was delivered on January 9, 2015; said Notice is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

City of Long Beach

BOARD OF ALDERMEN  
Leonard G. Carrubba, Sr. - At-Large  
Gary J. Ponthieux - Ward 1  
Bernie Parker - Ward 2  
Kelly Griffin - Ward 3  
Ronnie Hammons, Jr. - Ward 4  
Mark E. Lishen - Ward 5  
Alan Young - Ward 6



WILLIAM SKELLIE, JR.  
MAYOR

January 6, 2015

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schruoff

CITY ATTORNEY  
James C. Simpson, Jr.

MAILED

Date: 1/8/15

Terry and Glenda Price  
12387 Highland Drive  
Gulfport, MS 39503

91 7108 2133 3938 0607 6939

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting January 6, 2015, hold a public hearing at 5:00 p.m., Tuesday, February 17, 2015, at the Long Beach City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Terry and Glenda Price, and situated in the City of Long Beach, Mississippi, at 110 Pirate Avenue, is in such a state of uncleanness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 110 Pirate Avenue  
Parcel Number: 0512J-01-043.000  
Legal Description: LOT 69 PITCHER POINT SUBD

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

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Minutes of February 17, 2015  
Mayor and Board of Aldermen

Page 2 of 2

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

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6<sup>th</sup> day of January, 2015.

  
Rebecca E. Schreff  
City Clerk

# Minutes of February 17, 2015 Mayor and Board of Aldermen

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Updated Delivery Day: Friday, January 9, 2015

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First-Class Mail®

Features:  
Certified Mail™

Return Receipt Electronic

DATE & TIME	STATUS OF ITEM	LOCATION
January 9, 2015, 2:57 pm	Delivered	GULFPORT, MS 39503
Your item was delivered at 2:57 pm on January 9, 2015 in GULFPORT, MS 39503.		
January 9, 2015, 10:06 am	Out for Delivery	GULFPORT, MS 39503
January 9, 2015, 9:58 am	Sorting Complete	GULFPORT, MS 39503
January 9, 2015, 8:45 am	Arrived at Unit	GULFPORT, MS 39503
January 9, 2015, 6:45 am	Departed USPS Facility	GULFPORT, MS 39503
January 8, 2015, 8:54 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
January 8, 2015, 5:39 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560

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- The Clerk further reported that the Notice of Hearing was posted on the subject property, 110 Pirate Avenue, Long Beach, Mississippi, by Building Official Josh Hayes; the bulletin boards at City Hall, the Water Department, the Building Official's Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi; and the City's official website, [www.cityoflongbeachms.com](http://www.cityoflongbeachms.com).

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**Minutes of February 17, 2015  
Mayor and Board of Aldermen**

- The Clerk submitted photographs taken by Building Official Josh Hayes on February 17, 2015, depicting the subject property, 110 Pirate Avenue, Long Beach, Mississippi, in its present condition, as follows:



- The Clerk submitted a sworn affidavit from Building Official Josh Hayes affirming that photographs were taken of the subject property on February 17, 2015, and the Notice of Hearing was posted on the subject property, 110 Pirate Avenue, Long Beach, Mississippi, on or before February 2, 2015; said affidavit is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

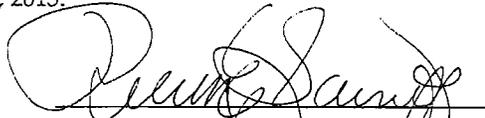
BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared JOSH HAYES, known to me to be the Building Official of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows,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

1. That he is the duly appointed and acting Building Official of the City of Long Beach, Mississippi;

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

3. That on or before February 2, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Terry and Glenda Price, and located at 110 Pirate Avenue, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on February 17, 2015, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for February 17, 2015.

This the 17<sup>th</sup> day of February, 2015.

  
REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 17<sup>th</sup> day of February, 2015.

  
NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS;POST NOTICE

\*

\*

Minutes of February 17, 2015  
Mayor and Board of Aldermen

The Mayor opened the floor for public comments from the property owner or their representative and no one came forward to be heard.

\*

\*

There being no further discussion, Alderman Young made motion seconded by Alderman Hammons and unanimously carried to close the public hearing and take official action, as follows:

Based upon discussion held and information obtained during the course of this public hearing, Alderman Parker made motion seconded by Alderman Carrubba and unanimously carried that the subject property, 110 Pirate Avenue, is in compliance with Mississippi Code §21-19-11, city ordinances and property maintenance codes at this time.

\*\*\*\*\*

The fifth public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, located at 112 Pirate Avenue and assessed to Holt Properties, LLC, is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community.

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

- 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 January 6, 2015, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing to Holt Properties, LLC, 468 Hutchins Landing Road, Natchez, Mississippi, 39120, as the same appears of record on the Harrison County 2014 Official Real Property Rolls; the Notice was delivered on January 22, 2015; said Notice is as follows:

# Minutes of February 17, 2015 Mayor and Board of Aldermen

## City of Long Beach

### BOARD OF ALDERMEN

Leonard G. Carrubba, Sr. - At-Large  
Gary J. Ponthieux - Ward 1  
Bernie Parker - Ward 2  
Kelly Griffin - Ward 3  
Ronnie Hammons, Jr. - Ward 4  
Mark E. Lishen - Ward 5  
Alan Young - Ward 6



WILLIAM SKELLIE, JR.  
MAYOR

January 6, 2015

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schruff

CITY ATTORNEY  
James C. Simpson, Jr.

**MAILED**

Date: 1/8/15

Holt Properties, LLC  
468 Hutchins Landing Road  
Natchez, MS 39120

91 7108 2133 3938 0607 6946

### NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting January 6, 2015, hold a public hearing at 5:00 p.m., Tuesday, February 17, 2015, at the Long Beach City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Holt Properties, LLC, and situated in the City of Long Beach, Mississippi, at 112 Pirate Avenue, is in such a state of uncleanliness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 112 Pirate Avenue  
Parcel Number: 0512J-01-044.000  
Legal Description: LOT 68 PITCHER POINT SUBD

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

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[www.cityoflongbeachms.com](http://www.cityoflongbeachms.com)

Minutes of February 17, 2015  
Mayor and Board of Aldermen

Page 2 of 2

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

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6<sup>th</sup> day of January, 2015.

  
Rebecca E. Schruoff  
City Clerk

# Minutes of February 17, 2015 Mayor and Board of Aldermen

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Tracking Number: 9171082133393806076946

### Product & Tracking Information

Postal Product: First-Class Mail®	Features: Certified Mail™	Return Receipt Electronic
<b>DATE &amp; TIME</b>	<b>STATUS OF ITEM</b>	<b>LOCATION</b>
January 22, 2015 , 11:08 am	Delivered	NATCHEZ, MS 39120
<p>The package is delayed and will not be delivered by the expected delivery date. An updated delivery date will be provided when available. Your item was delivered at 11:08 am on January 22, 2015 in NATCHEZ, MS 39120.</p>		
January 10, 2015 , 1:29 pm	Notice Left (No Authorized Recipient Available)	NATCHEZ, MS 39120
January 10, 2015 , 8:11 am	Out for Delivery	NATCHEZ, MS 39120
January 10, 2015 , 8:01 am	Sorting Complete	NATCHEZ, MS 39120
January 10, 2015 , 7:10 am	Arrived at Unit	NATCHEZ, MS 39120
January 10, 2015 , 3:10 am	Departed USPS Origin Facility	JACKSON, MS 39201
January 9, 2015 , 1:41 pm	Arrived at USPS Origin Facility	JACKSON, MS 39201
January 8, 2015 , 6:54 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
January 8, 2015 , 8:39 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560

### Available Actions

Text Updates

Email Updates

### Track Another Package

Tracking (or receipt) number

Track It

<https://tools.usps.com/go/TrackConfirmAction.action?iRef=fullpage&tLc=1&text28777=&t...> 2/5/2015

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 112 Pirate Avenue, Long Beach, Mississippi; the bulletin boards at City Hall, the Water Department and the Building Official's Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi; and the city's official website [www.cityoflongbeachms.com](http://www.cityoflongbeachms.com).

M.B. 80  
PUBHEAR/REG:02.17.15

**Minutes of February 17, 2015  
Mayor and Board of Aldermen**

- The Clerk submitted photographs taken by Building Official Josh Hayes on February 17, 2015, depicting the subject property, 112 Pirate Avenue, Long Beach, Mississippi, in its present condition, as follows:



- The Clerk submitted a sworn affidavit from Building Official Josh Hayes affirming that photographs were taken of the subject property on February 17, 2015, and the Notice of Hearing was posted on the subject property, 112 Pirate Avenue, Long Beach, Mississippi, on or before February 2, 2015; said affidavit is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

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

1. That he is the duly appointed and acting Building Official of the City of Long Beach, Mississippi;

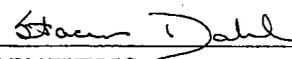
2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanliness as to constitute a menace to the public health and safety of the community; he is responsible for the taking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

3. That on or before February 2, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Holt Properties, LLC, and located at 112 Pirate Avenue, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on February 17, 2015, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for February 17, 2015.

This the 17<sup>th</sup> day of February, 2015.

  
REBECCA E. SCHRUPP, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 17<sup>th</sup> day of February, 2015.

  
NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS;POST NOTICE

\*

\*

Minutes of February 17, 2015  
Mayor and Board of Aldermen

The Mayor opened the floor for public comments from the property owners or their representatives and no one came forward to be heard.

\*

\*

There being no further discussion, Alderman Parker made motion seconded by Alderman Young and unanimously carried to close the public hearing and take official action, as follows:

Based upon discussion held and information obtained during the course of this public hearing, Alderman Parker made motion seconded by Alderman Young and unanimously carried that the subject property, 112 Pirate Avenue, is in compliance with Mississippi Code §21-19-11, city ordinances and property maintenance codes.

\*\*\*\*\*

The sixth public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, located at 115 Pirate Avenue and assessed to Nathan and Phyllis Bourn, is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community.

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

- 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 January 6, 2015, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing to Nathan and Phyllis Bourn, 11221 Peyton Drive, Gulfport, Mississippi, 39503, as the same appears of record on the Harrison County 2104 Official Real Property Rolls; the Notice was returned by the USPS "UNCLAIMED"; said Notice is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

City of Long Beach

BOARD OF ALDERMEN

Leonard G. Carrubba, Sr. - At-Large  
Gary J. Ponthieux - Ward 1  
Bernie Parker - Ward 2  
Kelly Griffin - Ward 3  
Ronnie Hammons, Jr. - Ward 4  
Mark E. Lishen - Ward 5  
Alan Young - Ward 6



WILLIAM SKELLIE, JR.  
MAYOR

January 6, 2015

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schruff

CITY ATTORNEY  
James C. Simpson, Jr.

MAILED

Date: 1/8/15

Nathan and Phyllis Bourn  
11221 Peyton Drive  
Gulfport, MS 39503

91 7108 2133 3938 0607 6953

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting January 6, 2015, hold a public hearing at 5:00 p.m., Tuesday, February 17, 2015, at the Long Beach City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Nathan and Phyllis Bourn, and situated in the City of Long Beach, Mississippi, at 115 Pirate Avenue, is in such a state of uncleanness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 115 Pirate Avenue  
Parcel Number: 0512J-01-063.000  
Legal Description: LOT 46 PITCHER POINT SUBD

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

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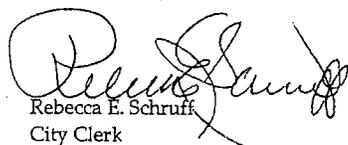
Minutes of February 17, 2015  
Mayor and Board of Aldermen

Page 2 of 2

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

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6<sup>th</sup> day of January, 2015.

  
Rebecca E. Schruoff  
City Clerk

# Minutes of February 17, 2015 Mayor and Board of Aldermen

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## USPS Tracking™



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Tracking Number: 9171082133393806076953

Updated Delivery Day: Wednesday, February 4, 2015

### Product & Tracking Information

Postal Product: First-Class Mail®      Features: Certified Mail™      Return Receipt Electronic

DATE & TIME	STATUS OF ITEM	LOCATION
February 4, 2015, 3:05 pm	Delivered	LONG BEACH, MS 39560

Your item was delivered at 3:05 pm on February 4, 2015 in LONG BEACH, MS 39560.

February 4, 2015, 8:00 am	Available for Pickup	LONG BEACH, MS 39560
February 4, 2015, 7:59 am	Available for Pickup	LONG BEACH, MS 39560
February 4, 2015, 1:33 am	Arrived at USPS Origin Facility	GULFPORT, MS 39503
February 1, 2015, 1:32 pm	Departed USPS Origin Facility	JACKSON, MS 39201
January 31, 2015, 12:13 pm	Arrived at USPS Origin Facility	JACKSON, MS 39201
January 26, 2015, 2:08 pm	Unclaimed	GULFPORT, MS 39503
January 9, 2015, 11:43 am	Notice Left (No Authorized Recipient Available)	GULFPORT, MS 39503
January 9, 2015, 10:06 am	Out for Delivery	GULFPORT, MS 39503
January 9, 2015, 9:56 am	Sorting Complete	GULFPORT, MS 39503
January 9, 2015, 8:45 am	Arrived at Unit	GULFPORT, MS 39503
January 9, 2015, 1:03 am	Departed USPS Origin Facility	GULFPORT, MS 39503
January 8, 2015, 8:54 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
January 8, 2015, 5:39 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560

### Available Actions

Text Updates

Email Updates

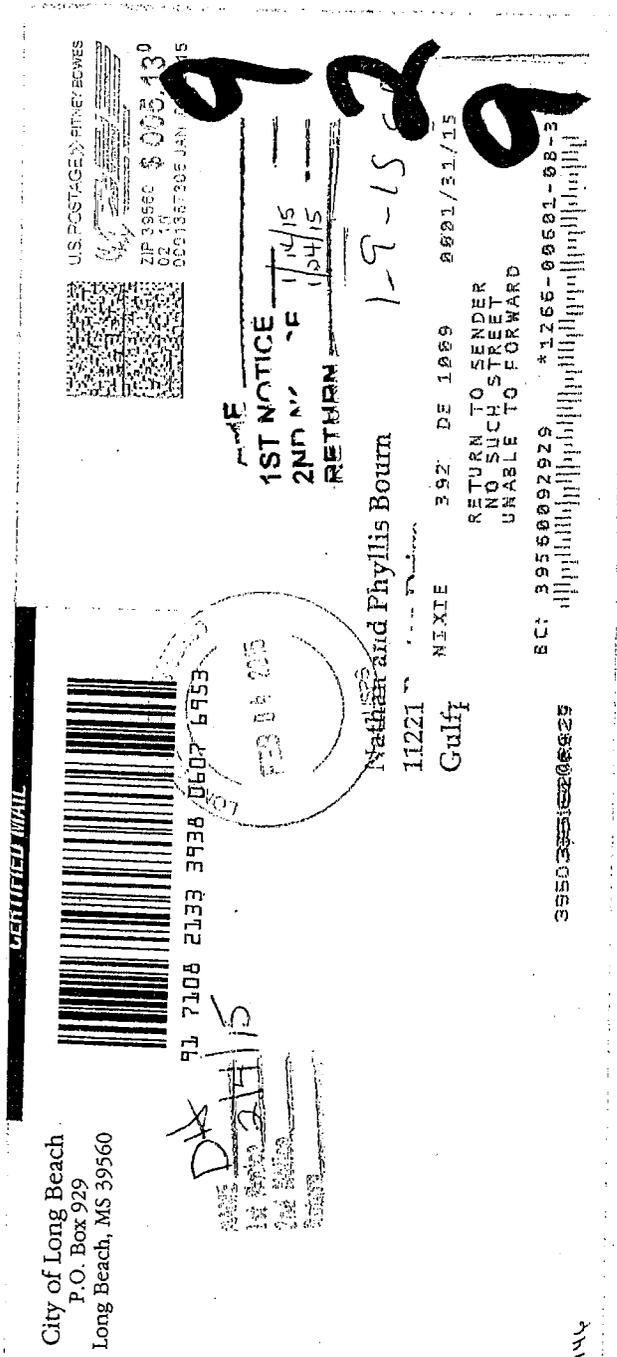
### Track Another Package

Tracking (or receipt) number

Track It

<https://tools.usps.com/go/TrackConfirmAction.action?tRef=fullpage&tLc=1&text28777=&t...> 2/5/2015

Minutes of February 17, 2015  
Mayor and Board of Aldermen



- The Clerk further reported that the Notice of Hearing was posted on the subject property, 115 Pirate Avenue, Long Beach, Mississippi; the bulletin boards at City Hall, the Water Department and the Building Official's Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi; and the city's official website [www.cityoflongbeachms.com](http://www.cityoflongbeachms.com).

Minutes of February 17, 2015  
Mayor and Board of Aldermen

- The Clerk submitted photographs taken by Building Official Josh Hayes on February 17, 2015, depicting the subject property, 115 Pirate Avenue, Long Beach, Mississippi, in its present condition, as follows:



- The Clerk submitted a sworn affidavit from Building Official Josh Hayes affirming that photographs were taken of the subject property on February 17, 2015, and the Notice of Hearing was posted on the subject property, 115 Pirate Avenue, Long Beach, Mississippi, on or before February 2, 2015; said affidavit is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

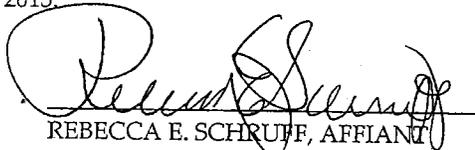
BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared JOSH HAYES, known to me to be the Building Official of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows,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

1. That he is the duly appointed and acting Building Official of the City of Long Beach, Mississippi;

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

3. That on or before February 2, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Nathan and Phyllis Bourn, and located at 115 Pirate Avenue, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on February 17, 2015, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for February 17, 2015.

This the 17<sup>th</sup> day of February, 2015.

  
REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 17<sup>th</sup> day of February, 2015.

-My Commission Expires-

  
NOTARY PUBLIC



AFFIDAVIT-PHOTOS;POST NOTICE

\*

\*

Minutes of February 17, 2015  
Mayor and Board of Aldermen

The Mayor opened the floor for public comments from the property owners or their representative and no one came forward to be heard.

\* \* \*

There being no further discussion, Alderman Parker made motion seconded by Alderman Young and unanimously carried to close the public hearing and take official action, as follows:

Based upon discussion held and information obtained during the course of this public hearing, Alderman Parker made motion seconded by Alderman Young and unanimously carried that the subject property, 115 Pirate Avenue, is in compliance with Mississippi Code §21-19-11, city ordinances and property maintenance codes at this time.

\*\*\*\*\*

The seventh public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, located at 95 Pitcher Point and assessed to James Vonderharr, is in such a state of uncleanness as to constitute a menace to the public health and safety of the community.

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

- 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 January 6, 2015, she did cause to be sent, via certified mail, electronic receipt requested, to James Vonderharr, 1910 Chatham Trials Court, Sugar Land, Texas, 77479, as the same appears of record on the Harrison County 2014 Official Real Property Rolls; the Notice was delivered by the USPS on January 12, 2015; said Notice is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

City of Long Beach

BOARD OF ALDERMEN  
Leonard G. Carrubba, Sr. - At-Large  
Gary J. Ponthieux - Ward 1  
Bernie Parker - Ward 2  
Kelly Griffin - Ward 3  
Ronnie Hammons, Jr. - Ward 4  
Mark E. Lishen - Ward 5  
Alan Young - Ward 6



WILLIAM SKELLIE, JR.  
MAYOR

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schruff

CITY ATTORNEY  
James C. Simpson, Jr.

January 6, 2015

MAILED

Date: 1/8/15 to

James Vonderharr  
1910 Chatham Trials Court  
Sugar Land, TX 77479

91 7108 2133 3938 0607 6977

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting January 6, 2015, hold a public hearing at 5:00 p.m., Tuesday, February 17, 2015, at the Long Beach City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to James Vonderharr, and situated in the City of Long Beach, Mississippi, at 95 Pitcher Point Avenue, is in such a state of uncleanliness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 95 Pitcher Point Avenue  
Parcel Number: 0512J-03-021.000  
Legal Description: LOT 3 PITCHER POINT SUBD

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

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Minutes of February 17, 2015  
Mayor and Board of Aldermen

Page 2 of 2

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

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6<sup>th</sup> day of January, 2015.

  
Rebecca E. Schruoff  
City Clerk

# Minutes of February 17, 2015 Mayor and Board of Aldermen

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## USPS Tracking™



Customer Service  
Have questions? We're here to help.

Tracking Number: 9171082133393806076977

On Time  
Expected Delivery Day: Monday, January 12, 2015

### Product & Tracking Information

### Available Actions

Postal Product:  
First-Class Mail®

Features:  
Certified Mail™

Return Receipt Electronic

Text Updates

DATE & TIME	STATUS OF ITEM	LOCATION
January 12, 2015, 7:03 pm	Delivered	SUGAR LAND, TX 77479
Your item was delivered at 7:03 pm on January 12, 2015 in SUGAR LAND, TX 77479.		
January 12, 2015, 11:45 am	Out for Delivery	SUGAR LAND, TX 77479
January 12, 2015, 11:35 am	Sorting Complete	SUGAR LAND, TX 77479
January 12, 2015, 8:22 am	Arrived at Unit	SUGAR LAND, TX 77479
January 10, 2015, 11:18 pm	Departed USPS Facility	NORTH HOUSTON, TX 77315
January 10, 2015, 5:50 am	Arrived at USPS Facility	NORTH HOUSTON, TX 77315
January 8, 2015, 6:54 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
January 8, 2015, 5:39 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560

Email Updates

Return Receipt After Mailing

### Track Another Package

Tracking (or receipt) number

Track It

<https://tools.usps.com/go/TrackConfirmAction.action?tRef=fullpage&tLc=1&text28777=...> 1/13/2015

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 95 Pitcher Point, Long Beach, Mississippi; the bulletin boards at City Hall, the Water Department and the Building Official's Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi; and the city's official website [www.cityoflongbeachms.com](http://www.cityoflongbeachms.com).

**Minutes of February 17, 2015  
Mayor and Board of Aldermen**

- The Clerk submitted photographs taken by Building Official Josh Hayes on February 17, 2015, depicting the subject property, 95 Pitcher Point, Long Beach, Mississippi, in its present condition, as follows:



- The Clerk submitted a sworn affidavit from Building Official Josh Hayes affirming that photographs were taken of the subject property on February 17, 2015, and the Notice of Hearing was posted on the subject property, 95 Pitcher Point, Long Beach, Mississippi, on or before February 2, 2015; said affidavit is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

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

1. That he is the duly appointed and acting Building Official of the City of Long Beach, Mississippi;

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

3. That on or before February 2, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to James Vonderharr, and located at 95 Pitcher Point, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on February 17, 2015, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for February 17, 2015.

This the 17<sup>th</sup> day of February, 2015

  
REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 17<sup>th</sup> day of February, 2015.

-My Commission Expires-

  
NOTARY PUBLIC



AFFIDAVIT-PHOTOS,POST NOTICE

\*

\*

Minutes of February 17, 2015  
Mayor and Board of Aldermen

The Mayor opened the floor for public comments from the property owner or his representative and no came forward to be heard.

\*

\*

There being no further discussion, Alderman Parker made motion seconded by Alderman Hammons and unanimously carried to close the public hearing and take official action, as follows:

Based upon discussion held and information obtained during the course of this public hearing, Alderman Parker made motion seconded by Alderman Hammons and unanimously carried that the subject property , 95 Pitcher Point, Long Beach, Mississippi, is in compliance with Mississippi State Code §21-19-11, city ordinances and property maintenance codes at this time.

\*\*\*\*\*

The eighth and final public hearing was called to order to determine whether or not a parcel of property situated in the City of Long Beach, located at 105 Pitcher Point and assessed to Mary Laughlin, is in such a state of uncleanness as to constitute a menace to the public health and safety of the community.

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

- 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 January 6, 2015, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing to Mary Laughlin, 5844 Stonewall Drive, Olive Branch, Mississippi, 38654, as the same appears of record on the Harrison County 2014 Official Real Property Rolls; the Notice as delivered by the USPS on January 21, 2015; said Notice is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

City of Long Beach

BOARD OF ALDERMEN  
Leonard G. Carrubba, Sr. - At-Large  
Gary J. Ponthieux - Ward 1  
Bernie Parker - Ward 2  
Kelly Griffin - Ward 3  
Ronnie Hammons, Jr. - Ward 4  
Mark E. Lishen - Ward 5  
Alan Young - Ward 6



WILLIAM SKELLIE, JR.  
MAYOR

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schruff

CITY ATTORNEY  
James C. Simpson, Jr.

MAILED  
Date: 1/8/15/10

January 6, 2015

Mary Laughlin  
5844 Stonewall Drive  
Olive Branch, MS 38654

91 7108 2133 3938 0607 6984

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting January 6, 2015, hold a public hearing at 5:00 p.m., Tuesday, February 17, 2015, at the Long Beach City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Mary Laughlin, and situated in the City of Long Beach, Mississippi, at 105 Pitcher Point Avenue, is in such a state of uncleanness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 105 Pitcher Point Avenue  
Parcel Number: 0512J-03-016.000  
Legal Description: LOT 8 PITCHER POINT SUBD

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

201 Jeff Davis • P.O. Box 929 • Long Beach, MS 39560 • 863-1556 • FAX 865-0822  
[www.cityoflongbeachms.com](http://www.cityoflongbeachms.com)

Minutes of February 17, 2015  
Mayor and Board of Aldermen

Page 2 of 2

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

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6<sup>th</sup> day of January, 2015.

  
Rebecca E. Schruoff  
City Clerk

Minutes of February 17, 2015  
Mayor and Board of Aldermen

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Page 1 of 2

English Customer Service USPS Mobile Register / Sign In

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USPS Tracking™  Customer Service > Have questions? We're here to help.

Tracking Number: 9171082133393806076984

Updated Delivery Day: Saturday, January 10, 2015

**Product & Tracking Information** Available Actions

Postal Product: First-Class Mail® Features: Certified Mail™ Return Receipt Electronic

DATE & TIME	STATUS OF ITEM	LOCATION
January 21, 2015, 11:50 am	Delivered	OLIVE BRANCH, MS 38654
Your item was delivered at 11:50 am on January 21, 2015 in OLIVE BRANCH, MS 38654.		
January 10, 2015, 2:19 pm	Notice Left (No Authorized Recipient Available)	OLIVE BRANCH, MS 38654
January 10, 2015, 10:18 am	Out for Delivery	OLIVE BRANCH, MS 38654
January 10, 2015, 10:08 am	Sorting Complete	OLIVE BRANCH, MS 38654
January 10, 2015, 5:02 am	Arrived at Unit	OLIVE BRANCH, MS 38654
January 9, 2015, 11:04 pm	Departed USPS Facility	MEMPHIS, TN 38101
January 9, 2015, 8:08 pm	Arrived at USPS Origin Facility	MEMPHIS, TN 38101
January 8, 2015, 6:54 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
January 8, 2015, 5:39 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560

Text Updates  
Email Updates

**Track Another Package**

Tracking (or receipt) number

<https://tools.usps.com/go/TrackConfirmAction.action?iRef=fullpage&tLc=1&text28777=&t...> 2/5/2015

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 105 Pitcher Point, Long Beach, Mississippi; the bulletin boards at City Hall, the Water Department and the Building Official's Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi; and the city's official website [www.cityoflongbeachms.com](http://www.cityoflongbeachms.com).

**Minutes of February 17, 2015  
Mayor and Board of Aldermen**

- The Clerk submitted photographs taken by Building Official Josh Hayes on February 17, 2015, depicting the subject property, 105 Pitcher Point, Long Beach, Mississippi, in its present condition, as follows:



- The Clerk submitted a sworn affidavit from Building Official Josh Hayes affirming that photographs were taken of the subject property on February 17, 2015, and the Notice of Hearing was posted on the subject property, 105 Pitcher Point, Long Beach, Mississippi, on or before February 2, 2015; said affidavit is as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

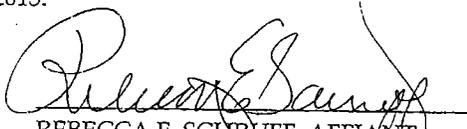
BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared JOSH HAYES, known to me to be the Building Official of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows,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

1. That he is the duly appointed and acting Building Official of the City of Long Beach, Mississippi;

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

3. That on or before February 2, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Mary Laughlin, and located at 105 Pitcher Point, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on February 17, 2015, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for February 17, 2015.

This the 17<sup>th</sup> day of February, 2015.

  
REBECCA E. SCHRUOFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 17<sup>th</sup> day of February, 2015.

-My Commission Expires-

  
NOTARY PUBLIC



AFFIDAVIT-PHOTOS;POST NOTICE

\*

\*

Minutes of February 17, 2015  
Mayor and Board of Aldermen

The Mayor opened the floor for public comments from the property owner or her representative and no one came forward to be heard.

\* \* \*

There being no further discussion, Alderman Young made motion seconded by Alderman Parker and unanimously carried to close the public hearing and take official action, as follows:

Based upon discussion held and information obtained during the course of this public hearing, Alderman Hammons made motion seconded by Alderman Parker and unanimously carried that the subject property, 105 Pitcher Point, is in compliance with Mississippi code §21-19-11, city ordinances and property maintenance codes.

\*\*\*\*\*

Be it remembered that a regular meeting of the Mayor and Board of Aldermen, Long Beach, Mississippi, was begun and held at 5:00 o'clock p.m., Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, in said City, it being the third Tuesday in February, 2015, 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, Ronnie Hammons, Jr., Mark E. Lishen, Alan Young and City Clerk Rebecca E. Schruff.

Alderman Kelly Griffin and City Attorney James C. Simpson, Jr. were 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 November 18, 2015, she did cause to be published in The Sun Herald, a newspaper with a general circulation in the City of Long Beach, Mississippi, and published in Harrison County, Mississippi, Legal Notice, Advertisement for Bids, "HARBOR B.I.G. & C.I.A.P. PAVING IMPROVEMENTS", as evidenced by the Publisher's Proof of Publication.

Minutes of February 17, 2015  
Mayor and Board of Aldermen

Alderman Lishen made motion seconded by Alderman Parker and unanimously carried to spread said Proof of Publication upon the minutes of this meeting in words and figures, as follows:

ADVERTISEMENT FOR BIDS  
City of Long Beach, Mississippi  
The City of Long Beach, Mississippi, will receive bids for:  
Long Beach Smalcroft Harbor  
B.I.G. & C.I.A.P. - Paving Improvements  
at the Office of City Clerk located at City Hall, 201 Jeff Davis Avenue, (P.O. Box #23) Long Beach, Mississippi, 39560, during normal office hours at any time prior to the designated bid date. Bids will then be publicly opened and read aloud at 10:00 A.M., February 10, 2015.  
Bids are invited for the furnishing of materials, equipment, labor, and incidentals necessary to make various paving, drainage, and striping improvements within the Harbor. The work is located within the Long Beach Harbor area.  
Contract Documents are on file at the Office of the City Clerk, at City Hall, Long Beach, MS. The Documents may be obtained at the office of A. Garner Russell & Associates, Inc., Consulting Engineers, 620 3rd Street, Gulfport, Mississippi 39507, upon payment of a \$100.00 non-refundable fee.  
A certified check or bank draft payable to the order of City of Long Beach, Mississippi, negotiable U.S. Government bonds (at par value), or a satisfactory Bid Bond executed by the Bidder and an acceptable surety licensed under the laws of the State of Mississippi, in an amount equal to five percent (5%) of the total bid for "City of Long Beach, Long Beach - Smalcroft Harbor; B.I.G. & C.I.A.P. - Paving Improvements", shall be submitted with each bid.  
For bids exceeding \$50,000 Bidder must indicate the Certificate of Responsibility Number on outside of sealed proposal as required by Mississippi Law. For bids not exceeding \$50,000, Bidder must either indicate his Certificate Number, or else write clearly "Bid does not exceed \$50,000."  
The City of Long Beach, Mississippi, reserves the right to consider the following relevant factors in addition to the contract price in determining the lowest and best bid: bidder's skill and business judgment, his experience and his facilities for carrying out the contract, his previous conduct under other contracts and the quality of previous work, as well as his punctuality, ability, honesty, and integrity. The City also reserves the right to reject any or all bids or to waive any informality in the bidding.  
Awarding public contracts to non-resident Bidders will be on the same basis as the non-resident bidder's state awards contracts to Mississippi Contractors bidding under similar circumstances. In order to ensure that Mississippi's so-called Golden Rule is followed, state law requires a non-resident bidder to attach to his bid a copy of the resident state's current laws pertaining to such state's treatment of non-resident contractors.  
Bids may be held by the City of Long Beach, Mississippi, for a period not to exceed ninety (90) days from the date of the opening of bids for the purpose of reviewing the bids and investigating the qualifications of Bidders, prior to awarding of the Contract.  
Authorized by order of the Mayor and City Council, November 18, 2014.  
City of Long Beach, Mississippi  
By S/REBECCA SCHRUFF  
Title CITY CLERK  
ADV12,19,2MON 1582031

Proof of Publication

STATE OF MISSISSIPPI

COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared Crista Brackett who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a newspaper published in the city of Gulfport, in Harrison County, Mississippi, and the publication of the notice, a copy of which is hereto attached, has been made in said paper 2 times in the following numbers and on the following dates of such paper, viz:

- Vol. 131 No., 101 dated 12 day of Jan, 2015
- Vol. 131 No., 108 dated 19 day of Jan, 2015
- 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 county for a period of more than twelve months next prior to the first publication of said notice.

Crista Brackett

Clerk

Sworn to and subscribed before me this 10 day of Feb, A.D., 2015

Handwritten Signature  
Notary Public

\*The Sun Herald has been deemed eligible for publishing legal notices in Jackson County to meet the requirements of Miss. Code 1972 Section 13-3-31 and 13-3-32

The Clerk further reported that five (5) bids were properly filed on February 10, 2015, at 10:00 a.m., in the City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi and, then and there, publicly opened and read aloud by City Clerk Rebecca E. Schruoff and Project Engineer David Ball; company representatives were also present. Said bids are as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen

Gulf Breeze Landscaping, LLC  
P.O. Box 347  
Gautier, MS 39553  
Certificate of Responsibility #: 07560-MC  
Bid Amount: \$299,777.77

Huey Stockstill, Inc.  
P.O. Box 758  
Picayune, MS 39466  
Certificate of Responsibility #: 02764-MC  
Bid Amount: \$255,652.13

Land Shaper, Inc.  
P.O. Box 995  
Gulfport, MS 39502  
Certificate of Responsibility #: 05188-MC  
Bid Amount: \$256,981.65

Landmark Contracting, Inc.  
P.O. Box 2391  
Gulfport, MS 39505  
Certificate of Responsibility #: 07410-MC  
Bid Amount: \$235,692.62

Millennium Construction, LLC  
3254 Mallett Road, Ste. C  
D'Iberville, MS 39540  
Certificate of Responsibility #: 17342-MC  
Bid Amount: \$244,160.00

The aforementioned bids were taken under advisement for review and tabulation by Project Engineer David Ball with a recommendation as follows:

Minutes of February 17, 2015  
Mayor and Board of Aldermen



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

520 33<sup>RD</sup> STREET  
GULFPORT, MS 39507

TEL (228) 869-0667  
FAX (228) 869-5232

February 12, 2015

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

**RE: Long Beach Smallcraft Harbor  
BIG & CIAP Improvements – Paving**

Ladies and Gentlemen:

The City received bids for the performance of the referenced project on February 10, 2015, and a certified Bid Tabulation is attached. We received five bids for the work; however, one bid, by Millenium Construction, LLC, was completed improperly, resulting in an irregular bid, as noted on the tabulation. The lowest three bidders were within 10% of each other and we see no items in the low bid that appear unbalanced or otherwise unsatisfactory. The low bid was provided by Landmark Contracting, Inc., of Gulfport, MS. Although they haven't worked as a prime Contractor in the City recently, they are a long-standing fixture on the MS Coast for this type of work and have a good reputation. We are comfortable regarding their capability to perform the work satisfactorily.

Therefore, based on our review of the bids, we recommend award of the work to the low bidder, Landmark Contracting, Inc., in the amount of their bid, \$235,692.24, subject to the advice of your legal counsel.

Sincerely,

David Ball, P.E.

DB:2025-Paving

Minutes of February 17, 2015  
Mayor and Board of Aldermen

Page 1 of 1

**TABULATION OF BIDS**  
**CITY OF LONG BEACH**  
**LONG BEACH SMALLCRAFT HARBOR - B.I.G. & C.I.A.P. - PAVING IMPROVEMENTS**

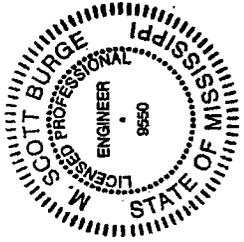
Bid Date: February 10, 2015

CONTRACTORS BIDDING:		Landmark Contracting, Inc.		Hwy. Stockstill, Inc.		Lans Stapp, Inc.		Gulf Breeze Landscaping, LLC		Millennium Construction, LLC		
Certificate of Responsibility No.:		07/14-NC		07/24-NC		05/18-NC		07/30-NC		17/32-NC		
Acknowledgment of Advertisement No. 1:		Yes		Yes		Yes		Yes		Yes		
Bid Bond:		Yes		Yes		Yes		Yes		Yes		
<b>BID SCHEDULE NO. 1 - PHASE 1</b>												
ITEM NO.	ITEM	PLAN QUANTITY	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
3-A-1	HOT BITUMINOUS ASPHALT OVERLAY COURSE (ST-12.5mm)	365 TON	\$11.09	\$4,069.65	\$9.10	\$3,327.90	\$93.00	\$34,650.00	\$195.00	\$71,175.00	\$195.00	\$71,175.00
3-B-1	HOT BITUMINOUS ASPHALT REPAIR/LEVELING COURSE (ST-9.5mm)	50 TON	\$14.71	\$,735.50 *	\$10.00	\$,500.00	\$175.00	\$8,750.00	\$134.00	\$6,700.00	\$134.00	\$6,700.00
4-C	TEMPORARY STRIPING	1 L.S.	\$5,016.75	\$5,016.75	\$7,500.00	\$7,500.00	\$7,500.00	\$7,500.00	\$11,736.00	\$11,736.00	\$11,736.00	\$11,736.00
<b>TOTAL BID SCHEDULE NO. 1:</b>				\$51,623.90 *		\$50,900.00		\$44,745.50 *		\$70,411.00		
<b>BID SCHEDULE NO. 2 - ALL OTHER WORK</b>												
ITEM NO.	ITEM	PLAN QUANTITY	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
1-A	INSTALL TRENCH DRAIN	1 L.S.	\$9,650.00	\$9,650.00	\$16,000.00	\$9,126.00	\$9,126.00	\$10,500.00	\$10,500.00	\$10,500.00	\$10,500.00	\$10,500.00
1-B	INSTALL SIGNAGE	1 L.S.	\$362.25	\$362.25	\$1,050.00	\$1,200.00	\$1,200.00	\$3,500.00	\$3,500.00	\$3,500.00	\$3,500.00	\$3,500.00
1-C	MISCELLANEOUS SITEWORK	1 L.S.	\$12,075.00	\$12,075.00	\$21,000.00	\$35,000.00	\$35,000.00	\$22,500.00	\$22,500.00	\$22,500.00	\$22,500.00	\$22,500.00
2-A	CONCRETE HEADER CURB	2,164 L.F.	\$18.11	\$39,098.84	\$18.00	\$40,928.00	\$23.00	\$49,828.00	\$18.00	\$38,772.00	\$18.00	\$38,772.00
2-B	CONCRETE SIDEWALK	63 S.Y.	\$43.47	\$2,733.81	\$65.00	\$4,095.00	\$75.00	\$4,725.00	\$54.00	\$3,402.00	\$54.00	\$3,402.00
3-A	HOT BITUMINOUS ASPHALT OVERLAY COURSE (ST-12.5mm)	550 TON	\$11.09	\$6,099.50	\$90.00	\$49,500.00	\$93.10	\$46,705.00 *	\$134.00	\$73,700.00	\$134.00	\$73,700.00
3-B	HOT BITUMINOUS ASPHALT REPAIR/LEVELING COURSE (ST-9.5mm)	100 TON	\$14.71	\$1,471.00 *	\$150.00	\$15,000.00	\$100.00	\$10,000.00	\$134.00	\$13,400.00	\$134.00	\$13,400.00
4-A	THERMOPLASTIC DETAIL (ANY COLOR)	2,861 L.F.	\$2.72	\$7,781.92	\$5.83	\$16,579.53	\$5.75	\$16,450.75	\$7.32	\$20,942.82	\$7.32	\$20,942.82
4-B	THERMOPLASTIC LEGEND (ANY COLOR)	525 S.F.	\$9.66	\$5,071.50	\$11.66	\$6,121.50	\$11.50	\$6,037.50	\$16.81	\$8,825.25	\$16.81	\$8,825.25
5-A	LIGHT POLE	4 EA.	\$4,021.70	\$16,086.80	\$3,900.00	\$15,600.00	\$3,954.00	\$15,816.00	\$4,000.00	\$16,000.00	\$4,000.00	\$16,000.00
5-B	LIGHT FIXTURE	8 EA.	\$1,821.44	\$14,571.52	\$1,800.00	\$14,400.00	\$1,746.00	\$13,968.00	\$2,000.00	\$16,000.00	\$2,000.00	\$16,000.00
5-C	1" PVC UNDERGROUND CONDUIT	730 L.F.	\$5.81	\$4,241.30	\$6.00	\$4,380.00	\$5.58	\$4,073.40	\$2.50	\$1,825.00	\$2.50	\$1,825.00
<b>TOTAL BID SCHEDULE NO. 2:</b>				\$184,168.34 *		\$204,732.13		\$211,296.15 *		\$229,366.77		
<b>TOTAL BID (SCHEDULE NO. 1 + SCHEDULE NO. 2):</b>				<b>\$235,692.24 *</b>	<b>\$255,652.13</b>	<b>\$266,041.65 *</b>	<b>\$299,777.77</b>					

\* Engineer's Corrected Figure

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

*M. Scott Burge*  
M. Scott Burge, P.E.  
Cert. No. 9550  
February 12, 2015



\*\* Contractors bid proposals were completed in an irregular manner in that some items were approximations only and which conflicted with the prices written in words. This happened in numerous locations.

Minutes of February 17, 2015  
Mayor and Board of Aldermen

Landmark Contracting past project Data

David Ball

---

**Subject:** Landmark Contracting past project Data  
**Date:** Thursday, February 12, 2015 1:41 PM  
**From:** Steve Waller <steve@landmarkcontracting.com>  
**To:** David Ball <davidball@cableone.net>

David:

Here are some recent projects that we have been involved with, as well as the engineering contacts. Also, please check out our web-site [www.landmarkcontracting.com](http://www.landmarkcontracting.com).

I-10-I-110 Interchange improvements, MDOT. Prime Contractor Gulf Equipment Corporation. Sub-Contract value \$1,687,000.00. In progress. MDOT Area Engineer Mr. Michael Harter, P.E. [mharter@mdot.state.ms.us](mailto:mharter@mdot.state.ms.us)

Bay St. Louis Harbor Parking. Completed 2014. Prime Contractor Gill's Crane Service. Engineer. Brown, Mitchell, & Alexander (Dax Alexander 228-864-7612). Sub-Contract Value \$306,575.00.

Pass Christian Harbor. Completed 2014. Prime Contractor Silverton Construction. Engineer: Shawn Wozencraft, P.E. - Thompson Engineering [swozencraft@thompsonengineering.com](mailto:swozencraft@thompsonengineering.com). Value: \$185,196.00

We performed approximately \$4.6 million in revenue last year and can provide you with many more examples of projects if you wish.

We look forward to working with you on this project.



Concrete Contractors . Certified W.B.E.

D Steven Waller  
Secretary-Treasurer  
Landmark Contracting Inc.  
P O Box 2391  
Gulfport, MS 39505  
228-831-4425 office  
228-831-4467 fax  
228-861-0434 cell

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**From:** David Ball [<mailto:davidball@cableone.net>]  
**Sent:** Thursday, February 12, 2015 11:27 AM  
**To:** Steve Waller

1 of 2

2/12/2015 2:49 PM

Based upon the recommendation of Mr. Ball as set forth above, Alderman Ponthieux made motion seconded by Alderman Carrubba and unanimously carried to award the contract, HARBOR B.I.G. & C.I.A.P. PAVING IMPROVEMENTS, to Landmark Contracting, Inc., as lowest and best bidder in the amount of \$235,692.62.

\*\*\*\*\*

ANNOUNCEMENTS:

Long Beach Middle School Students – State Winners ALS Essay Contest

- Kathryn Boettner – First Place

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- Lyanna Malik – Second Place
- Carlin Taylor – Third Place

Recognition - Teacher of the Year 2014-2015

- Honey LeBlanc – High School
- Lacey Carmack – Middle School
- Holly Jo Engle – Quarles Elementary
- Lisa Hodges – Reeves Elementary
- Cheryl Landry - District

\*\*\*\*\*

There were no presentations, proclamations, or amendments to the Municipal Docket.

\*\*\*\*\*

The Mayor opened the floor for public comments, as follows:

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PUBLIC COMMENTS PERTAINING TO MATTERS ON THE AGENDA ONLY		
<p><b>NOTE:</b> All comments shall be directed to the Chairman (Mayor).                  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.                  Public Comments will be limited to a total of <b>ten (10) minutes</b> and limited to a maximum of <b>two (2) minutes</b> per person.                  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>		
PLEASE PRINT: NAME / ADDRESS / TELEPHONE	AGENDA ITEM NO.	AGENDA ITEM SUBJECT MATTER
1 John Bull 440 Klondyke Rd LB, MS 39560	ix 3	Port Commission
2		
3		
4		
5		
6		
7		
8		
9		
10		

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

Excel Worksheet: public comments - agenda PUBLIC COMMENTS-AGENDA

\*\*\*\*\*

Alderman Ponthieux made motion seconded by Alderman Hammons and unanimously carried to approve the regular meeting minutes of the Mayor and Board of Aldermen dated February 3, 2015, as submitted.

\*\*\*\*\*

Alderman Parker made motion seconded by Alderman Hammons and unanimously carried to approve the regular meeting of the Long Beach Planning Commission dated February 12, 2015, as submitted.

\*\*\*\*\*

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Upon clarification and after considerable discussion, Alderman Hammons made motion seconded by Alderman Carrubba and unanimously carried to approve the special meeting minutes of the Long Beach Port Commission dated February 10, 2015, as submitted.

\*\*\*\*\*

Alderman Parker made motion seconded by Alderman Ponthieux and unanimously carried to approve payment of invoices as listed in Docket of Claims number 021715.

\*\*\*\*\*

There was no report from the Mayor's Office.

\*\*\*\*\*

There was no action required or taken regarding CDBG matters.

\*\*\*\*\*

Based upon the recommendation of Departments Heads and certification by the Civil Service Commission, Alderman Carrubba made motion seconded by Alderman Parker and unanimously carried to approve personnel matters, as follows:

POLICE DEPARMTENT:

- Accept, with regret, the retirement of Dispatcher 1<sup>st</sup> Class Kevin Smyth, effective March 31, 2015, after 21 years of service;
- Resignation, Patrolman 1<sup>st</sup> Class Aloysius Neff, effective February 2, 2015;
- Resignation, Patrolman 1<sup>st</sup> Class James Hansen, effective February 20, 2015.

FIRE DEPARTMENT:

- Military Leave, Firefighter Lance Dunn, effective February 17, 2015;
- Step Increase, Driver/Operator Jay Lonthair, FS-10-VII, effective March 16, 2015.

LIBRARY:

- Reference Librarian, Shannon Bennett, CSA-4-V, effective March 1, 2015;
- Children's Librarian, Charlene Rayburn, CSA-4-XII, effective March 1, 2015;
- Library Director, Jeannie Ripoll, CSA-8-X, effective March 1, 2015;
- Library Clerk Melissa Szkolnik, CSA-1-III, effective March 1, 2015.

\*\*\*\*\*

Alderman Parker made motion seconded by Alderman Hammons and unanimously carried to approve the SANICO Renewal Agreement, entrance mats for City Hall, Police Department and the Harbor House, as follows:









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- Noting for the record that the event is being sponsored by Long Beach Main Street and Coast Cares Foundation.
- Waiving associated rental fees, with exception to expenses incurred for personnel overtime, to promote the City of Long Beach and advertise the resources and opportunities available.

\*\*\*\*\*

There came on for consideration a letter from Gulf Regional Planning Commission, as follows:



January 29, 2015

Mr. William Skellie, Mayor  
City of Long Beach  
201 Jeff Davis Avenue  
Long Beach, MS 39560

Dear Mayor Skellie:

The city's November 25, 2014 request for \$75,000 to conduct a feasibility study of Pineville Road to add sidewalks and/or a bicycle path between Beatline Road and Railroad Street is consistent with the MPO's goals. Under our grouped project planning funds, GRPC has the available funds to contribute to this effort. GRPC's planning staff is very familiar with the need for the proposed improvements.

The city will have to commit the required 20% local match of \$15,000, which will have to be paid to GRPC in full at the time of the contract execution. To move this project forward, the city, as the LPA, will have to select a consultant to conduct the study and begin the contract development process with MDOT.

The city may use the Small Purchase Procedures. This approach bypasses the standard competitive selection procedure for projects where the total professional services involving federal funds are valued under the \$150,000. A copy of the regulations and a sample small purchase letter is attached.

Please contact me if you have further questions.

Sincerely,

David Taylor  
Planning Director

CC: Elaine Wilkinson, Executive Director  
David Seyfarth, MDOT LPA District Coordinator

## Minutes of February 17, 2015 Mayor and Board of Aldermen

Created: 11/11/08  
Revised: 08/14/2013

applicable statutes regarding the hiring of professionals to perform acquisition work. LPAs that do not follow the Uniform Acquisition and Relocation act and all other applicable statutes are warned that these activities may not be reimbursable.

### **2.2 Other Consultant Selection Process**

This section outlines the processes for selecting a Consultant through a "non-competitive" selection process.

#### **2.2.1 Small Purchase Procedures**

This approach bypasses the standard competitive selection procedure for projects where the total professional services involving federal funds are valued under the Federal Simplified Acquisition Threshold for A&E Services. Use of this approach should be limited to discrete projects, not the first phase of a multi-phase project (i.e. Design & CE&I). However, when using this approach, the LPA shall consider at least three (3) qualified firms. The LPAs Chief LPA Official must submit a written letter to the MDOT District LPA Coordinator stating that the total costs for all professional services associated with all phases of the project utilizing federal funds for the Consultant selected are estimated to be less than the Federal Simplified Acquisition Threshold for A&E Services. The LPA shall also list the three (3) firms considered. The MDOT District LPA Coordinator will forward a copy of this letter to the MDOT CSU Director. An example template may be found as followed by the link: [Small Purchase Letter Example](#).

#### **2.2.2 Utilization of MDOT Master Contracts for Selection**

LPAs may request services be provided from Consultants who have been previously selected based on qualifications under an existing MDOT Master Contract. In order to initiate this process, the LPA shall provide a written request for selection of a Consultant from an MDOT approved Master Contract to the MDOT District LPA Coordinator. This written request shall define the services to be performed by the Consultant and the projected estimated cost for these services. The MDOT District LPA Coordinator will then forward that request to the MDOT CSU Director for review. If appropriate, the MDOT CSU Director will then respond to the LPA and the MDOT District LPA Coordinator with a written response stating which Master Contract would be applicable to the services requested, and the names of all Consulting firms that were selected by the MDOT for the current Master Contract. The LPA will review this list of Consulting firms. The LPAs Chief LPA Official will then provide a written request to the MDOT District LPA Coordinator for no less than three (3) Consulting firms' qualification proposals. The MDOT District LPA Coordinator will then transmit the request to the MDOT CSU Director. The MDOT CSU Director will then provide the LPA and MDOT District LPA Coordinator with the requested qualifications proposals of the three (3) Consulting firms selected. The LPA will

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February 3, 2015

Scot Ehr Gott, P.E.  
Consultant Services Director  
Mississippi Department of Transportation  
P.O. Box 1850  
Jackson, Mississippi 39215

REFERENCE: CONSULTANT SELECTION-City of Long Beach Pineville Road Study

Dear Mr. Ehr Gott,

With this letter the City of Long Beach (LPA) is requesting to use the Small Purchase Procedures as outlined in the Local Public Agency Consultant Operating Procedures for Professional Services, Section 2.2.1 Small Purchase Procedures.

*"Small Purchase Procedures – Procuring professional services for contracts and total costs below the Federal simplified acquisition threshold for those services applicable to architectural, engineering and design related services (A&E Services). This process bypasses a competitive advertisement; however, the LPA shall consider three (3) qualified firms."*

The LPA has considered (3) three qualified firms \_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_ By our internal selection process, we have selected \_\_\_\_\_ to assist us with this Pineville Road Study as our Professional Engineering Consultant on all related services of the Pineville Road Study. The total costs for all professional services associated with all phases of the Study utilizing federal funds for the Consultant selected are estimated to be less than the Federal Simplified Acquisition Threshold.

Thank you for your time and consideration. Please call me at 228-863-1556 if you have any questions, concerns or comments.

Sincerely,

William Skellie, Mayor  
City of Long Beach

cc: David Seyfarth, LPA District Coordinator  
David Taylor, Planning Director

Upon discussion, Alderman Ponthieux made motion seconded by Alderman Hammons and unanimously carried to take action, as follows:

- Allocate the required 20% local match in the amount of \$15,000 for a feasibility study of Pineville Road to add sidewalks and/or a bicycle path between Beatline Road and Railroad Street.
- Approve the Small Purchase Procedures based upon the regulations set forth above.
- Approve the sample small purchase letter as set forth above.

\*\*\*\*\*

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There came on for consideration a letter from Lena Beth Chance, President, Long Beach Concert Choir Association, as follows:



P.O. Box 518 • Long Beach, MS 39560-0518

February 5, 2015

Mayor Billy Skellie  
Board of Alderman  
City of Long Beach  
P.O. Box 929  
Long Beach, MS 39560

RE: Choir Spring Jazz Dinner

Dear Mayor Skellie:

The High School Concert Choir would like to host a spring event featuring the high school concert choir performing jazz style music and dinner where tickets would be sold to cover the cost of the meal. LBCCA would like for the focus to be more on the performance value of the students and keep the cost down as much as possible for the dinner. Any profit will go strictly to support the choir program.

LBCCA has looked into renting the LB Senior Center and they have quoted us a price of \$650.00 rental price for Saturday, May 2<sup>nd</sup>.

LBCCA would like to request any help you can give us in getting this venue rental fee either waived or reduced for our event. Any help you can give us would be greatly appreciated. If you have any questions, please do not hesitate to contact me at 228-239-8095.

Thank you for your consideration.

Sincerely

Lena Beth Chancey  
LBCCA President

Upon discussion, Alderman Carrubba made motion seconded by Alderman Lishen and unanimously carried to approve the request, waiving fees in accordance with the city's policy for school organizations.

\*\*\*\*\*

Alderman Parker made motion seconded by Alderman Ponthieux and unanimously carried to approve the Special Event Application, First United Methodist Church Block Party/Church Picnic, as follows:

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April 19, 2015  
Sunday  
12:00 - 2:00  
War Memorial PK  
Methodist Church  
Grounds

CITY OF LONG BEACH  
SPECIAL EVENT APPLICATION  
City Clerk's Office \* 201 Jeff Davis Avenue \* P.O. Box 929 \* Long Beach, MS 39560

Date Received By Clerk's Office: 2/16/15 Time: 4:07 By: CS

Please complete this application in accordance with the City of LONG BEACH Special Events Policy, and return it to the Office of the City Clerk at least 90 calendar days before the first day of the event.

Sponsoring Organization's Legal Name: First United Methodist Church of LB

Organization Address: 208 Pine Str, Long Beach, MS 39560

Organization Agent: Susan Taylor Title: Fellowship/Events Chair

Phone: (228) 893-9619 <sup>cell</sup> Work Home (228) 332-1083 During event (228) 332-1083

Agent's Address: PO Box 183, Long Beach, MS 39560

Agent's E-Mail Address: the-taylor.family@hotmail.com

Event Name: FUNCLB Block Party/Church Picnic

Please give a brief description of the proposed special event: Church Picnic on Church grounds and in War Memorial Park. Food/Games (no vendors). Traffic can go through church parking lot to get to Pine.

Event Day(s) & Date(s): April 19<sup>th</sup> Event Time(s): 12-3pm

Set-Up Date & Time: 10:00am Tear-Down Date & Time: 3:00pm

Event Location: Church Grounds: War Memorial Park

ANNUAL EVENT: Is this event expected to occur next year?  YES  NO

How many years has this event occurred? once before 2012?

ADOPTED: 11.15.11-BOARD ACTION

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**MAP:** (a) If your event will use streets or sidewalks (for a parade, run, etc.) or will use multiple locations, please attach a complete map showing the assembly and dispersal locations and the route plan. (b) Show any streets or parking lots that you are requesting to be blocked off, and location of vendors, if any. A final map, if different, must be provided seven (7) days before the event. (c) Please show an emergency vehicle access lane.

**STREET CLOSURES:** Start Date/ Time: 10:00 am through Date/ Time 3:00 pm

**RESERVED PARKING:** Are you requesting reserved parking? YES  NO

If yes, list the number of street spaces, City lots or locations where parking is requested:

\_\_\_\_\_

\_\_\_\_\_

**VENDORS:** Food Concessions? YES  NO  Other Vendors? YES  NO

**DO YOU PLAN TO HAVE ALCOHOL SOLD/SERVED AT THIS EVENT?** YES  NO

If yes, are liquor license and liquor liability insurance attached? YES  NO

If yes, what time? \_\_\_\_\_ Until \_\_\_\_\_

**ENTERTAINMENT:** Are there any entertainment features related to this event? YES  NO

If yes, provide an attachment listing all bands/performers, type of entertainment, and performance schedule.

**ATTENDANCE:** What is the expected (estimated) attendance for this event? 200+

**AMUSEMENT:** Do you plan to have any amusement or carnival rides? YES  NO

If yes, you are required to obtain a permit through the City Clerk's Office.

**REST ROOMS:** Are you planning to provide portable rest rooms at the event? YES  NO   
If yes, how many? All Restrooms at the church

As an event organizer, you must consider the availability of rest room facilities during this event. Consideration should be made regarding the type of event, the length of time it will be held, the number of people, etc. You must determine the rest room facilities in the immediate area of the event venue and then identify the potential need for portable facilities. Remember to identify accessible facilities for ADA requirements as well.

**OTHER REQUESTS:** (i.e., Police Department assistance, Fire Dept., street closures, electrical, etc.)

Barricades for 1st Street & Pine Street  
No other assistance Needed

ADOPTED: 11.15.11-BOARD ACTION

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**INSURANCE:** All sponsors of special events must carry liability insurance with coverage of at least \$500,000. An event sponsor must provide a valid certificate of insurance naming the City of Long Beach as an additional insured party on the policy. A sponsor of a Low Hazard event may request that Board of Aldermen waive the insurance requirement and execute a Hold Harmless and Indemnification Agreement. This event qualifies consideration for Low Hazard because:

---

**CERTIFICATION AND SIGNATURE:** I understand and agree on behalf of the sponsoring organization that: A Certificate of Insurance must be provided which names the City of Long Beach as an additional named insured party on the policy or I am requesting that Board of Aldermen waive the insurance requirement for this Low Hazard Event as identified in paragraph above

related to insurance, and I have executed the Hold Harmless and Indemnification Agreement on behalf of the event sponsor.

All food vendors must be approved by the Harrison County Health Department, and each food or other vendor must provide the City of Long Beach with a Certificate of Insurance which names the City of Long Beach as an additional named insured party on the policy.

The approval of this special event may include additional requirements or limitations, based on the City's review of this application. Applicants who fail to clean up and repair damages to the Event Area may be billed for City services and such failure will be considered for future applications.

As the duly authorized agent of the sponsoring organization, I am applying for approval of this Special Event, affirm the above understandings, and agree that my sponsoring organization will comply with the terms of the written confirmation of approval, and all other City requirements, ordinances and other laws, which apply to this Special Event. By signing this Special Event Application, I declare I am 21 years of age or older.

2/6/15  
Date

Susan Taylor  
Signature of Sponsoring Organization's Agent

**RETURN THIS APPLICATION at least ninety (90) days before the first day of the event to:  
CITY CLERK'S OFFICE - 201 JEFF DAVIS AVENUE - P.O. BOX 929 - LONG BEACH, MS  
39560**

ADOPTED: 11.15.11-BOARD ACTION

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Event Title: Block Party/Church Picnic

DEPARTMENTAL USE ONLY: Please contact applicant directly with any questions or concerns. Sign and return to the City Clerk's Office, as soon as possible.

Approvals noted below, by departments, indicate they have been made aware of the request and the reasonability of their department has been met.

Police Dept.: ML Recommend Approval: YES NO Est. Economic Impact: \$ \_\_\_\_\_

Fire Dept.: M Recommend Approval: YES NO Est. Economic Impact: \$ \_\_\_\_\_

Public Works: DW Recommend Approval: YES NO Est. Economic Impact: \$ \_\_\_\_\_

Traffic Eng.: \_\_\_\_\_ Recommend Approval: YES NO Est. Economic Impact: \$ \_\_\_\_\_

Parks/REC: AP Recommend Approval: YES NO Est. Economic Impact: \$ \_\_\_\_\_

Have businesses been notified for street closures?: YES NO

Reason for disapproval: \_\_\_\_\_

Any special requirements/conditions: \_\_\_\_\_

Insurance / Indemnification Received: \_\_\_\_\_

Insurance Approved: \_\_\_\_\_

Board of Aldermen Approved: \_\_\_\_\_ Denied: \_\_\_\_\_

Approval/ Denial Mailed: \_\_\_\_\_

ADOPTED: 11.15.11-BOARD ACTION

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There was no report from the City Attorney.

\*\*\*\*\*

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

\*\*\*\*\*

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