

293

**MUNICIPAL DOCKET
REGULAR MEETING OF APRIL 21, 2015
THE MAYOR AND BOARD OF ALDERMEN
THE CITY OF LONG BEACH, MISSISSIPPI
5:00 O'CLOCK P.M. LONG BEACH CITY HALL, 201 JEFF DAVIS AVE.**

- I. CALL TO ORDER
- II. INVOCATION AND PLEDGE OF ALLEGIANCE
- III. ROLL CALL AND ESTABLISH QUORUM
- IV. BIDS
 - 1. Harbor-FY2015 Tidelands; Excursion Pier
- V. ANNOUNCEMENTS; PRESENTATIONS; PROCLAMATIONS
- VI. AMENDMENTS TO THE MUNICIPAL DOCKET
- VII. * PUBLIC COMMENTS-AGENDA ITEMS ONLY
- VIII. APPROVE MINUTES:
 - 1. MAYOR AND BOARD OF ALDERMEN
 - a. April 7, 2015
 - 2. PLANNING COMMISSION
 - a. Reschedule Public Hearing; Zoning Text Change-Amend Section 119 Lots-Establishing Corner Setback Requirements
 - b. April 9, 2015
 - 3. PORT COMMISSION
 - a. April 16, 2015
- IX. APPROVE DOCKET OF CLAIMS NUMBER(S):
 - 1. 042115
- X. DEPARTMENTAL BUSINESS
 - 1. MAYOR'S OFFICE
 - 2. COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
 - 3. PERSONNEL
 - a. Fire Department-(1) Disciplinary Action
 - b. Harbor-(1) Step Increase
 - c. Police Department-(2) New Hires; (1) Retirement (Payment of Unuse Leave)
 - 4. POLICE DEPARTMENT
 - a. Retiring Officer-Purchase of Service Weapon
 - 5. PUBLIC WORKS
 - a. Water Bill; Gretchen Bell, 123 South Island View
 - 6. CITY CLERK
 - a. Notice Under the Americans With Disabilities Act/ADA Coordinator
 - b. Revenue/Expense Report-March, 2015
 - c. FY14-15 Budget Amendment-General Fund (Police Department)
 - d. Resolution-Assess Cleaning Costs; 108 Pirate Avenue, Annie Davis L/E
 - 7. DERELICT PROPERTIES-DISCUSSION/SCHEDULE PUBLIC HEARINGS
- XI. NEW BUSINESS
 - 1. Special Event Application-Inaugural Vintage Bicycle Show and Swap Meet
 - 2. Special Event Application-Wind and Wave Festival
- XII. REPORT FROM CITY ATTORNEY
- XIII. * PUBLIC COMMENTS-MATTERS NOT APPEARING ON THE AGENDA
- XIV. 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 April 21, 2015
Mayor and Board of Aldermen**

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

Alderman Mark E. Lishen 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 March 3, 2015, she did cause to be published in The Sun Herald, a newspaper with a general circulation in the City of Long Beach and published in Harrison County, Mississippi, Legal Notice, Advertisement for Bids, "Long Beach Smallcraft Harbor, FY 2015 Tidelands – Excursion Pier", as evidenced by the Publisher's Proof of Publication.

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

Minutes of April 21, 2015
Mayor and Board of Aldermen

ADVERTISEMENT FOR BIDS
 City of Long Beach, Mississippi
 The City of Long Beach, Mississippi, will receive bids for:
 Long Beach - Smalcraft Harbor
 FY2015 Tidelands - Excursion Pier
 at the Office of City Clerk located at City Hall, 201 Jeff Davis Avenue, (P.O. Box 929) Long Beach, Mississippi, 39580, 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., April 14, 2015.
 Bids are invited for the furnishing of materials, equipment, labor, and incidentals necessary to construct a 150 foot long (total length) excursion pier complete with pilings, wood pier substructure and decking, pier bumpers and utility system (water & electricity) and other related improvements. 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. Gary Russell & Associates, Inc., Consulting Engineers, 620 33rd Street (at Heves Avenue), 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 - Smalcraft Harbor - FY2015 Tidelands - Excursion Pier", shall be submitted with each bid.
 For bids exceeding \$50,000, Bidder must indicate his 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 pecuniary 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 his 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, March 5, 2015.
 City of Long Beach, Mississippi
 By: REBECCA SCHRUFF
 Title: CITY CLERK
 ADVS, B.2MOW 1854728

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., 157 dated 9 day of Mar, 2015
- Vol. 131 No., 164 dated 16 day of Mar, 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.

MAR 18 2015

Crista Brackett
Clerk

Sworn to and subscribed before me this 16 day of March, A.D., 2015

Kendal Beirig
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 eleven (11) bids were properly filed, whereupon, said bids were publicly opened and read aloud by City Clerk Rebecca E. Schruuff and Project Engineer David Ball in the City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, on Tuesday, April 14, 2015, at 10:00 a.m. Bid representatives were also in attendance. Said bids are as follows:

Advanced Construction & Development, LLC
619 Hillside Drive
Biloxi, MS 39532
COR#: 20916-MC

Minutes of April 21, 2015
Mayor and Board of Aldermen

Bid Amount: \$201,416.80

Apple Construction Company
P. O. Box 7503
Gulfport, MS 39506
COR#: 09785-MC
Bid Amount: \$239,927.30

Gulf Breeze Landscaping, LLC
P.O. Box 347
Gautier, MS 39553
COR#: 07560-MC
Bid Amount: \$256,531.00

J. E. Borries, Inc.
16701 Highway 57
Vanceleave, MS 39565
COR#: 09360-MC
Bid Amount: \$264,544.00

M & D Construction Company, Inc.
P. O. Box 5047
Moss Point, MS 39563
COR#: 05107-SC
Bid Amount: \$187,482.15

Millennium Construction, LLC
3254 Mallett Road, Suite C
D'Iberville, MS 39540
COR#: 07342-MC
Bid Amount: \$243,566.16

Mississippi Marine Services, LLC
866 Camp Wilkes Road
Biloxi, MS 39532
COR#: 19527-SC
Bid Amount: \$370,000.00

Professional Construction Services, Inc.
6 East Third Street
Kenner, LA 70062
COR#: 20874-MC
Bid Amount: \$418,035.00

Twin L Construction
8292 Firetower Road
Pass Christian, MS 39571
COR#: 08365-MC
Bid Amount: \$240,896.00

W. C. Fore Trucking, Inc.
P.O. Box 3058
Gulfport, MS 39505
COR#: 06042-MC
Bid Amount: \$426,941.04

**Minutes of April 21, 2015
Mayor and Board of Aldermen**

Walters Diving and Marine, Inc.
1315 Lake Avenue
Pascagoula, MS 39567
COR#: 10631-SC
Bid Amount: \$252,117.16

The aforementioned bids were held in abeyance for review and tabulation by the Project Engineer with a recommendation, as follows:



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

520 33RD STREET
GULFPORT, MS 39507

TEL: (228) 863-0667
FAX: (228) 863-9232

April 15, 2015

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

**RE: FY2015 Tidelands – Excursion Pier
Long Beach Smallcraft Harbor**

Ladies and Gentlemen:

The City of Long Beach received bids for the performance of the referenced project on April 13, 2015. The project is for the construction of an excursion pier at the west side of the Harbor, just south of Steve's Marina. We received eleven bids total; but only ten were responsive. We have reviewed the bids and have enclosed a Certified Tabulation.

The low bid was provided by M & D Construction Company, Inc., who has performed much of the work in the Harbor since Hurricane Katrina. Although the low bid was well below our estimate for the work, the bidding was competitive and the low bidder is satisfied with his bid and certainly intends to honor his offered price. We expect no problems regarding the contractor and we therefore recommend award of this contract to M & D Construction in the amount of their bid, \$187,482.15. If approved, we will coordinate with the Contractor to obtain executed contract documents with construction to begin as soon as feasible.

Sincerely,

David Ball, P.E.

DB:1998-1
Enclosure

Minutes of April 21, 2015
Mayor and Board of Aldermen

Alderman Hammons made motion seconded by Alderman Young and unanimously carried to approve the regular meeting minutes of the Mayor and Board of Aldermen dated April 7, 2015, as submitted.

Due to a deficiency in the public notice, Alderman Parker made motion seconded by Alderman Hammons and unanimously carried to reschedule a public hearing, Tuesday, May 19, 2015, at 5:00 o'clock p.m., City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi to consider a Zoning Text Change, Amend Section 119. Lots – Establishing corner Setback Requirements.

*

*

Alderman Hammons made motion seconded by Alderman Parker and unanimously carried to approve the regular meeting minutes of the Long Beach Planning Commission dated April 9, 2015, as submitted.

Alderman Parker made motion seconded by Alderman Hammons and unanimously carried to approve the regular meeting minutes of the Long Beach Port Commission dated April 16, 2015, as submitted.

Alderman Griffin made motion seconded by Alderman Parker and unanimously carried to approve payment of invoices as listed in Docket of Claims number 042115, withholding release of payment to Geiger Heating and Air, directing Building Official Josh Hayes to meet with Geiger representatives to review the invoice for completion and obtain warranty information prior to releasing the check.

There was no report from the Mayor's Office.

No action was required or taken regarding CDBG matters.

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

Minutes of April 21, 2015
Mayor and Board of Aldermen

FIRE DEPARTMENT:

- One (1) Disciplinary Action - Darren Koenenn; 48 duty hours suspension without pay; 6 therapy sessions within 6 months for anger management; 6 month probation.

HARBOR:

- Step Increase, Assistant Harbor Guard Curtis Faiks, HR-4-III, effective March 1, 2015

POLICE DEPARTMENT:

- Hire Police Officer 1st Class (state certified) Christopher Cuevas, PS-9-B, effective May 1, 2015.
- Hire Police Officer 1st Class (state certified) Bryan Young, PS-9-B, effective May 1, 2015.
- Retirement, Captain John Carrubba, effective May 1, 2015, with regret, noting for the record that Captain Carrubba has forty years in law enforcement, 35 years with the City; and to approve payment of unused annual leave/comp time.

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

Minutes of April 21, 2015
Mayor and Board of Aldermen



Date: April 16, 2015

To: Mayor Skellie
Board of Alderman

From: Wayne McDowell
Chief of Police

Re: Retiring Officer's Service Weapon

Dear Mayor and Board,

Mississippi Code 1972, et seq., annotated and as amended Section 45-9-131 allows the governing authorities to approve the purchase of a retiring law enforcement officer to purchase his/her sidearm which was issued to him by the law enforcement agency from which he retired. The governing authorities shall determine the amount to be paid for the firearm.

It is my request that you authorize Captain John Carrubba to purchase his assigned duty weapon, Glock 21 Ser # TPB-956, which has sentimental value to him. Please keep in mind that Capt. Carrubba served over 35 years with the City of Long Beach as a full time sworn Officer (40 years total as a Law Enforcement Officer). I would suggest that you considered a minimal amount of \$1.00 be paid for his sidearm.

I have attached a copy of statute 45-9-131 for your quick review.

Sincerely,

Wayne McDowell
Chief of Police

Minutes of April 21, 2015
Mayor and Board of Aldermen

Search - 1 Result - § 45-9-131. Purchase of sidearm by retiring law enforcement officer or... Page 1 of 1

Miss. Code Ann. § 45-9-131

MISSISSIPPI CODE of 1972

*** Current through the 2014 Regular Session and 1st and 2nd Extraordinary Sessions ***

TITLE 45. PUBLIC SAFETY AND GOOD ORDER
CHAPTER 9. WEAPONS
PURCHASE OF SIDEARMS BY RETIRING LAW ENFORCEMENT PERSONNEL

Miss. Code Ann. § 45-9-131 (2014)

§ 45-9-131. Purchase of sidearm by retiring law enforcement officer or spouse of law enforcement officer killed in line of duty

Upon approval of the governing authority of the municipality or county, a member of any municipal or county law enforcement agency who retires under any state retirement system or the spouse of a law enforcement officer who is killed in the line of duty may be allowed to purchase as his or her personal property one (1) sidearm which was issued to the law enforcement officer by the law enforcement agency from which he or she retired or by whom he or she was employed at the time of death. The governing authority of the municipality or county shall determine the amount to be paid for the firearm by the retiring member of the law enforcement agency or the spouse of the law enforcement officer.

HISTORY: SOURCES: Laws, 1995, ch. 462, § 1; Laws, 2013, ch. 381, § 1, eff from and after passage (approved Mar. 20, 2013.)

 LexisNexis® About LexisNexis | Privacy Policy | Terms & Conditions | Contact Us
Copyright © 2015 LexisNexis, a division of Reed Elsevier Inc. All rights reserved.

http://web.lexisnexis.com/research/retrieve?_m=de557cc1a2b74c9c3b9322c2a99ca39b&... 4/16/2015

Upon discussion, Alderman Carrubba made motion seconded by Alderman Griffin and unanimously carried to approve the request as set forth above.

There came on for consideration the past due water bill, Gretchen Bell, 123 South Island View, and a letter from Water Department Office Manager, Jamie Paige, as follows:

Minutes of April 21, 2015
Mayor and Board of Aldermen

4/14/2015

To Whom It May Concern,

In May of 2014 it was brought to my attention that someone was residing at 123 S Island View Avenue in Long Beach. Each month we send our gentleman out to check inactive accounts to verify if they are off and no one is residing at those locations which have closed accounts. During a May 2014 inactive list I was informed that over the last six months we had tagged the door at that location and turned water off three times, each time our gentleman had knocked on the door in months prior to the shutoffs he was greeted by a different person who could not give him any information other than they were renters. After three attempts we locked the water off and then received a response from Gretchen Bell in regards to this account. I was informed at that time that she was just moving into the location but could not provide proof of the date she moved in so I spoke with Earl Levens our building inspector and he verified the home was livable from January of 2007 forward. I obtained copies off all permits pulled for this address to try and find a date to start billing and be as accurate as possible. I used the permits to generate a bill from January 1, 2007 to June 30, 2014. I also received some insurance documentation and storage information from Gretchen Bell but I could not use them for dates because they do not reflect a utility or rental/purchase agreement. At this time I have spoken with our building department to clarify the permits pulled and time frames on those permits for completion and have been informed that the home would have had power as of January 1, 2008 based on the last permit pulled for temporary electrical power in November of 2014. The building inspector's office informed me that permanent power would have been established within thirty days of the temp final. I also checked with the Harrison County Tax Assessor and this property has been classified as homestead exempt and owner occupied since 2007. With this information clarified I feel that the bill should have been generated from January 1, 2008 not 2007. Based on the information provided I believe the year of 2007 should be credited. I was also made aware by Gretchen Bell that she did reside at 816 Magnolia Street until June of 2014 but was not able to provide any proof due to the utilities being in her mother's name at this location. I have tried all options and resources I have available to resolve this matter with no luck. Based on the temp final power permit if I adjusted off the bill for 2007 that would be an adjustment of \$612.00. The current bill is now \$5448.00.

Thank you,

Jamie Paige
City of Long Beach Water Dept.
Billing Manager

Upon discussion, Alderman Parker made motion seconded by Alderman Carrubba and unanimously carried to generate the water and sewer bill effective January 1, 2008, and reduce said bill in the amount of \$612.00, all as set forth above.

Alderman Parker made motion seconded by Alderman Ponthieux and unanimously carried to approve the Notice Under the Americans With Disabilities Act, as follows:

**Minutes of April 21, 2015
Mayor and Board of Aldermen**



<=">

**NOTICE UNDER THE AMERICANS
WITH DISABILITIES ACT**

In accordance with the requirements of title II of the Americans with Disabilities Act of 1990 ("ADA"), the City of Long Beach will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities.

Employment: The City of Long Beach does not discriminate on the basis of disability in its hiring or employment practices and complies with all regulations promulgated by the U.S. Equal Employment Opportunity Commission under title I of the ADA.

Effective Communication: The City of Long Beach will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the City of Long Beach's programs, services, and activities, including qualified sign language interpreters, documents in Braille, and other ways of making information and communications accessible to people who have speech, hearing, or vision impairments.

Modifications to Policies and Procedures: The City of Long Beach will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all of its programs, services, and activities. For example, individuals with service animals are welcomed in the City of Long Beach offices, even where pets are generally prohibited.

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of the City of Long Beach, should contact the office of Joshua Hayes, ADA Coordinator, (228) 863-1573 as soon as possible but no later than 48 hours before the scheduled event.

The ADA does not require the City of Long Beach to take any action that would fundamentally alter the nature of its programs or services, or impose an undue financial or administrative burden.

**Minutes of April 21, 2015
Mayor and Board of Aldermen**

Complaints that a program, service, or activity of The City of Long Beach is not accessible to persons with disabilities should be directed to Joshua Hayes, ADA Coordinator, (228) 863-1573.

The City of Long Beach will not place a surcharge on a particular individual with a disability or any group of individuals with disabilities to cover the cost of providing auxiliary aids/services or reasonable modifications of policy, such as retrieving items from locations that are open to the public but are not accessible to persons who use wheelchairs.

**City of Long Beach
Grievance Procedure under
The Americans with Disabilities Act**

This Grievance Procedure is established to meet the requirements of the Americans with Disabilities Act of 1990 ("ADA"). It may be used by anyone who wishes to file a complaint alleging discrimination on the basis of disability in the provision of services, activities, programs, or benefits by the City of Long Beach. The City of Long Beach's Personnel Policy governs employment-related complaints of disability discrimination.

The complaint should be in writing and contain information about the alleged discrimination such as name, address, phone number of complainant and location, date, and description of the problem. Alternative means of filing complaints, such as personal interviews or a tape recording of the complaint, will be made available for persons with disabilities upon request.

The complaint should be submitted by the grievant and/or his/her designee as soon as possible but no later than 60 calendar days after the alleged violation to:

**Joshua Hayes
ADA Coordinator/ Building Official
P.O. Box 929
Long Beach, MS 39560**

Within 15 calendar days after receipt of the complaint, Joshua Hayes, or his designee, Griff Skellie, will meet with the complainant to discuss the complaint and the possible resolutions. Within 15 calendar days of the meeting, Joshua Hayes or his designee, Griff Skellie, will respond in writing, and where appropriate, in a format accessible to the complainant, such as large print, Braille, or audio tape. The response will explain the position of the City of Long Beach and offer options for substantive resolution of the complaint.

Minutes of April 21, 2015
Mayor and Board of Aldermen

If the response by Joshua Hayes or his designee, Griff Skellie, does not satisfactorily resolve the issue, the complainant and/or his/her designee may appeal the decision within 15 calendar days after receipt of the response to the City Clerk or her designee.

Within 15 calendar days after receipt of the appeal, the City Clerk, Rebecca Schruoff, or her designee, Stacey Dahl will meet with the complainant to discuss the complaint and possible resolutions. Within 15 calendar days after the meeting, the City Clerk, Rebecca Schruoff, or her designee, Stacey Dahl, will respond in writing, and, where appropriate, in a format accessible to the complainant, with a final resolution of the complaint.

All written complaints received by Joshua Hayes or his designee, Griff Skellie, appeals to the City Clerk, Rebecca Schruoff or her designee, Stacey Dahl, and responses from these two offices will be retained by the City of Long Beach for at least three years.

Alderman Parker made motion seconded by Alderman Griffin and unanimously carried acknowledging the Revenue/Expense Report – March, 2015.

Alderman Hammons made motion seconded by Alderman Parker and unanimously carried to approve the FY2014-2015 Budget Amendment, as follows:

Minutes of April 21, 2015
 Mayor and Board of Aldermen

City of Long Beach
 Budget Amendment Request

Fund Name General Date 4/21/2015
 Department # 213 Budget Entry # _____
 Department Name Police

	Original Budget	Prior Amendments	This Amendment	Revised Budget
K-9 Unit Supplies 213-615000	4,000	-	2,251	6,251
Donations 010-560200	-	2,100	2,251	4,351

Amendment to budget donations received for K-9 bullet proof vest and supplies.

Amendment #6

**Minutes of April 21, 2015
Mayor and Board of Aldermen**

The Mayor and Board of Aldermen took up the matter of assessing the costs of cleaning property located at 108 Pirate Avenue, assessed to Annie Davis L/E. After a discussion of the subject, Alderman Carrubba 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 ASSESSING THE COSTS OF CLEANING CERTAIN PROPERTY LOCATED AT 108 PIRATE AVENUE, LONG BEACH, MISSISSIPPI, PREVIOUSLY ADJUDICATED BY THE CITY TO BE A MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY, AND ORDERING SAME TO BE ENROLLED AS A LIEN AGAINST THE PROPERTY, AND THE PROPERTY TO BE SOLD FOR COLLECTION OF SAME BY THE COLLECTOR OF MUNICIPAL TAXES AND THE NEXT SALE CONDUCTED BY SUCH TAX COLLECTOR FOR SUCH PURPOSES, AND RELATED PURPOSES.

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 uncleanliness 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 held 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 such hearing was conducted on February 17, 2015, having previously 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 by 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;

**Minutes of April 21, 2015
Mayor and Board of Aldermen**

3. That the Mayor and Board of Aldermen having considered testimony 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, did find and adjudicate on the hearing date that the property was in such a state of uncleanness as to be a menace to the public health and safety of the community;

4. That having adjudicated such property to be in such a state of uncleanness as to be a menace to the public health and safety of the community, notice of such adjudication was provided to the owner of same in accordance with the Resolution and as required by law, proof of which is attached hereto as Exhibit A, without action by the owner to resolve and remedy the condition of said property in the time allowed in accordance with Miss. Code Annotated Section 21-19-11, the City thereupon proceeded to cause same to be cleaned as allowed by law.

5. That it is now the intention of the City of Long Beach, in accordance with Miss. Code Annotated Section 21-19-11 to assess the costs of such cleanup against the property, to impose a lien against the said property as allowed by law, to cause such assessment to be a lien against the property and enrolled in the office of the circuit clerk of the county as other judgments are enrolled.

6. That further, the City desires that tax collector of the municipality proceed to sell the land to satisfy the lien now imposed at its next tax sale date as provided by law for the sale of lands for delinquent municipal taxes.

NOW, THEREFORE, BE IT 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, having heretofore been adjudicated to be a menace to the public health and safety of the community in accordance with Miss. Code Annotated Section 21-19-11, and the owner of same failing to have same cleaned as required within

**Minutes of April 21, 2015
Mayor and Board of Aldermen**

the time allowed by law; and same being thereupon cleaned by the City, the City does hereby assess the costs of such cleanup against the property, does hereby impose same as a lien against the property as allowed by law, and does hereby order and direct such lien against the property to be enrolled in the office of the circuit clerk of the county as other judgments are enrolled.

2. That further, the City hereby orders and directs the tax collector of the municipality proceed to sell the land to satisfy the lien now imposed at its next tax sale date as provided by law for the sale of lands for delinquent municipal taxes.

3. The lien assessed and imposed hereby is in the amount of \$776.64, \$526.64 being the cost of such clean up in accordance with the attached Exhibit A, together with a penalty of \$250.00, being not more than either One Thousand Five Hundred Dollars (\$1,500.00) or fifty percent (50%) of the actual cost of clean up as indicated on the attached Exhibit B, whichever is greater, as allowed by law, all to be assessed against the said parcel of land.

Alderman Ponthieux 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 follows:

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

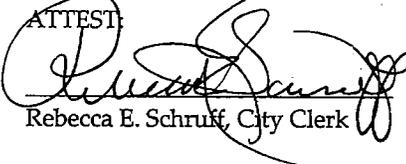
The question having received the Affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and the resolution and order adopted and approved this 21st day of April, 2015.

APPROVED:



William Skellie, Jr., Mayor

ATTEST:



Rebecca E. Schruiff, City Clerk

Minutes of April 21, 2015
Mayor and Board of Aldermen

CERTIFIED MAIL

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

91 7199 9991 7035 1110 8585
LONG BEACH, MS

DU
1st Notice 2/28
2nd Notice

FEB 28 2015
USPS - 39560

33433 CITYCLERK
Signature Required

U.S. POSTAGE PITNEY BOWES
ZIP 39560 \$0.53
CZ 1W
0001387306 FEB 28 2015

POE

Annie Davis L/E
C/O City of Long Beach
23368 S
Boca R
BC: 39560092929 *1255-04031-18-37

333 7E 1005 0102/24/15
RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

33433 CITYCLERK
Signature Required

33433 CITYCLERK
Signature Required

EXHIBIT A
(1 of 3)

Resolution - Adjudicate 108 Peach Ave

Minutes of April 21, 2015
Mayor and Board of Aldermen

EXHIBIT "A" (2 of 3)



M E M O

To: MAYOR SKELLIE & BOARD OF ALDERMEN
From: DERREL WILSON, PROJECT MANAGER *DW*
CC: REBECCA SCHRUFF, CITY CLERK
Date: April 17, 2015
Re: Cleanup at 108 Pirate Avenue, Long Beach, MS

Attached is the cost summary for cleaning the lot and disposing of debris at the above-referenced address, as directed by the Mayor and Board of Aldermen.

Minutes of April 21, 2015
Mayor and Board of Aldermen

Exhibit "A"
(3 of 3)

JOB SITE: 108 Pirate Avenue, Long Beach, MS 39560

SERVICE PERFORMED: Lot cleanup and debris removal

DATE OF SERVICE: April 9, 2015

EQUIPMENT COST:

Mini-Hoe – 2.5 hours @ \$21/hr	\$ 52.50
Knuckleboom Loader – 2.5 hours @ \$75/hr	187.50
Boom Tractor – 2.5 hours @ \$25/hr	62.50
Pickup Truck – 3 hours @ \$10/hr	30.00

TOTAL EQUIPMENT COST \$332.50

TOTAL LABOR COST \$194.14

TOTAL PROJECT COST \$526.64

TOTAL EQUIPMENT COST OF \$332.50 TO BE PAID TO:

City of Long Beach
PO Box 929
Long Beach, MS 39560

TOTAL LABOR COST OF \$194.14 TO BE PAID TO:

UTILITY PARTNERS, LLC
PO BOX 591
LONG BEACH, MS 39560

There was no further action required or taken regarding derelict properties.

Minutes of April 21, 2015
Mayor and Board of Aldermen

Alderman Hammons made motion seconded by Alderman Parker and unanimously carried to approve the Special Event Application, Inaugural Vintage Bicycle Show and Swap Meet, as follows:

*Paid in full
200.00 Stage/bleachers
200.00 Clean-up*

*May 3, 2015
Sunday
9:00-3:00 pm
Inaugural Bicycle
Show
Stage/bleachers
S. Gazebo*

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: 4/14/15 Time: 12:50 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: GULF COAST BICYCLE CLUB
Organization Address: 18133 ALLEN RD - LONG BEACH MS
Organization Agent: EDDIE HOLMES Title: _____
Phone: 228-216-3038 Work Home 228-216-3043 During event 228-216-3038 ★
Agent's Address: 18133 ALLEN RD, LONG BEACH
Agent's E-Mail Address: Holmes, eddie@yahoo.com
Event Name: INAUGURAL VINTAGE BICYCLE SHOW & SWAP MEET
Please give a brief description of the proposed special event: A NEW EVENT FOR THE GCBC. ALSO TO HELP RAISE MONEY FOR THE PINK HEART FUND OF LB. ALL PROCEEDS FOR A RAFFLED VINTAGE BIKE GO HERE.
Event Day(s) & Date(s): SUNDAY 5/3/15 Event Time(s): 11-4
Set-Up Date & Time: 9 AM 5/3 Tear-Down Date & Time: 4 PM 5/3
Event Location: TOWN GREEN - Stage/bleachers, S Gazebo
ANNUAL EVENT: Is this event expected to occur next year? YES NO
How many years has this event occurred? FIRST TIME

ADOPTED: 11.15.11-BOARD ACTION

Minutes of April 21, 2015
Mayor and Board of Aldermen

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: NA through Date/ Time NA

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:

IF POSSIBLE ON 3RD STREET
for vendors

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 - 300

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? _____

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.)

POLICE ASSISTANCE FOR A SHORT RIDE, I'VE
ALREADY ARRANGED THIS.

ADOPTED: 11.15.11-BOARD ACTION

Minutes of April 21, 2015
Mayor and Board of Aldermen

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:

*forthcoming - should have it by
Mon 4/20 - 4/22/15 will get copy to us*

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.

4/16/15
Date

John Eddie Johns
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

Minutes of April 21, 2015
Mayor and Board of Aldermen

Event Title: INAUGURAL BICYCLE SHOW & SWAP MEET

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.: WAC Recommend Approval: YES NO Est. Economic Impact: \$ _____

Fire Dept.: GF Recommend Approval: YES NO Est. Economic Impact: \$ _____

Public Works: JW Recommend Approval: YES NO Est. Economic Impact: \$ _____

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

Parks/REC: _____ 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: _____

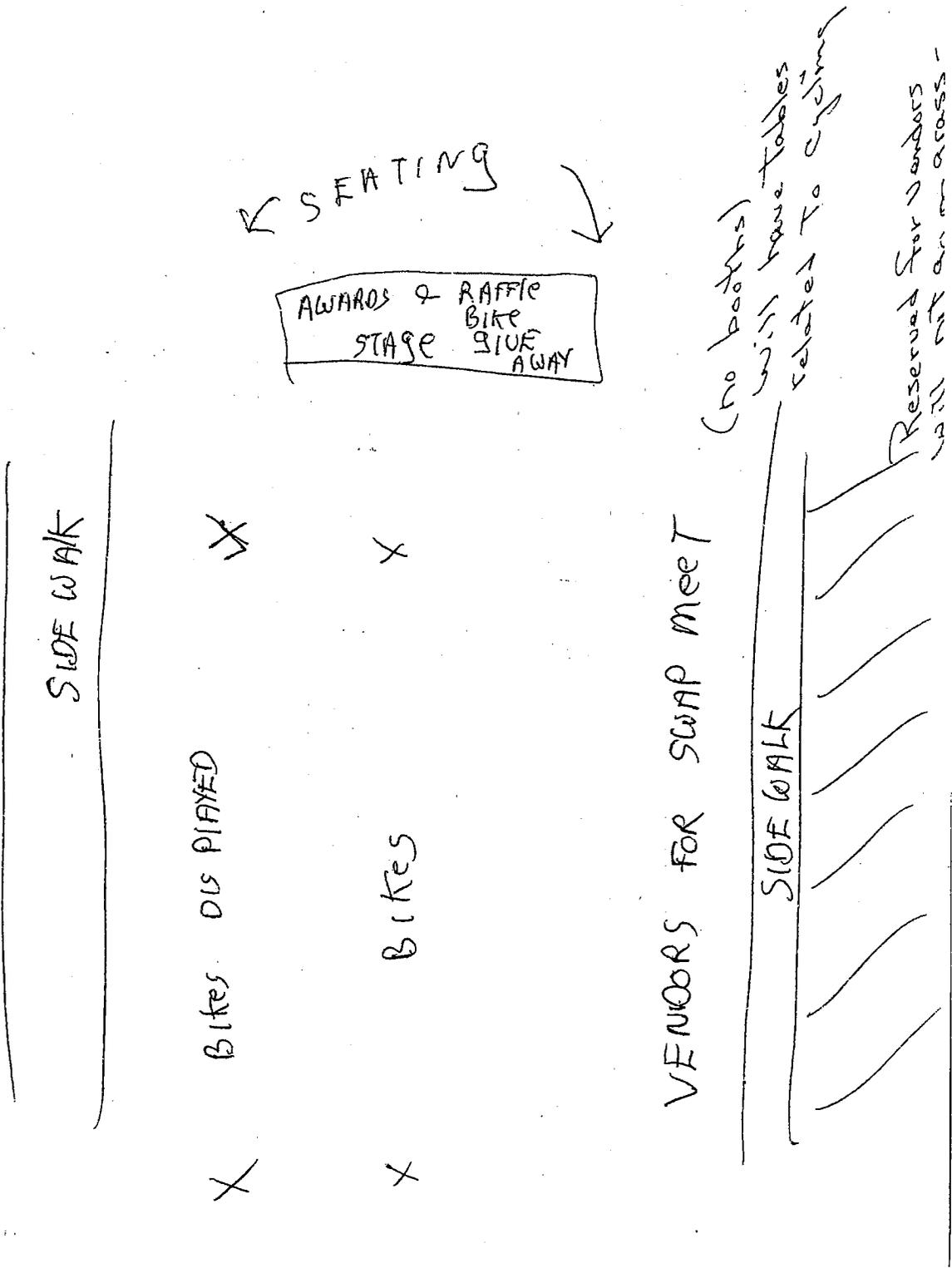
Board of Aldermen Approved: _____ Denied: _____

Approval/ Denial Mailed: _____

ADOPTED: 11.15.11-BOARD ACTION

map on back

Minutes of April 21, 2015
Mayor and Board of Aldermen



Alderman Hammons made motion seconded by Alderman Parker and unanimously carried to approve the postponement, Wind and Wave Festival, to Saturday, May 16, 2015.

There was no report from the City Attorney.

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

Minutes of April 21, 2015
Mayor and Board of Aldermen

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