

**MUNICIPAL DOCKET**  
**REGULAR MEETING OF DECEMBER 1, 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. PUBLIC HEARINGS-Derelict Properties
  - 1. 916 Beatrice Drive-Patrick E. Frizzell
  - 2. 101 Buena Vista Drive-Debra Rivers
  - 3. 701 East Old Pass Road-JP Morgan Chase Bank
  - 4. 409 Gulf View Avenue-Francis D. Hall
  - 5. 206 Klondyke Road-Michael A. Reed and Wife
  - 6. 100 LaRosa Road-Sheila Ladner (Long Beach Medi-Center Condos)
  - 7. 98 Marcie Drive-Daniel Patrick Brodie
  - 8. 237 South Lang Avenue-Steven D. Peters
  - 9. 741 N. Nicholson Ave.-Michael/Prentiss Magee-Dilapidated Structure
- 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. November 17, 2016-Public Hearing; Regular
  - 2. PORT COMMISSION
    - a. November 19, 2015-Regular
- IX. APPROVE DOCKET OF CLAIMS NUMBER(S):
  - 1. 120115
- X. NEW BUSINESS
  - 1. Permit Fee to Cover Third Party Inspections; Alderman Lishen
  - 2. Request to Waive Fees-Senior Center; Family Readiness Group Christmas Party
  - 3. Community Service Program Guidelines/Agreement-Judge Bradley Rath
- XI. DEPARTMENTAL BUSINESS
  - 1. MAYOR'S OFFICE
  - 2. FIRE DEPARTMENT
    - a. Purchase of Vehicle-Fire Rebate Funds
  - 3. CITY CLERK
    - a. School Board Résumés-Schedule Interviews
    - b. Sep-Oct/2015 Revenue-Expense Reports
    - c. Universal TelCom Quote-City Hall Telephone System
  - 4. DERELICT PROPERTIES-DISCUSSION/SCHEDULE PUBLIC HEARINGS
    - a. Resolution-Assess Cleaning Costs-305 Church Avenue
    - b. Resolution-Assess Cleaning Costs-604 East 5<sup>th</sup> Street
    - c. Resolution-Assess Cleaning Costs-715 Gardendale Avenue
- XII. REPORT FROM CITY ATTORNEY
- XIII. \*PUBLIC COMMENTS-MATTERS NOT APPEARING ON THE AGENDA
- XIV. ADJOURN (OR) RECESS

— Ex session personnel 1/5/15

\* 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 December 1, 2015  
Mayor and Board of Aldermen**

Be it remembered that nine (9) 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 1<sup>st</sup> day of December, 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, Kelly Griffin, Ronnie Hammons, Jr., Mark E. Lishen, Alan Young, City Clerk Rebecca E. Schruoff and City Attorney James C. Simpson, Jr.

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

\*\*\*\*\*

The first 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 916 Beatrice Drive and assessed to Patrick E. Frizzell, 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 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 regular meeting duly held and convened on November 3, 2015, she did cause to be sent via certified mail, electronic receipt requested, Notice of Hearing, to Patrick E. Frizzell, 916 Beatrice Drive, Long Beach, Mississippi, 39560, as the same appears of record on the Harrison County 2014 Official Real Property Rolls. The Notice was returned "UNABLE TO FORWARD" by the USPS on November 5, 2015; said Notice is as follows:

Minutes of December 1, 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.

November 3, 2015

MAILED *TS*  
Date: 11/4/15

Patrick E. Frizzell  
916 Beatrice Drive  
Long Beach, MS 39560

91 7199 9991 7035 1110 9964

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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 Patrick E. Frizzell, and situated in the City of Long Beach, Mississippi, at 916 Beatrice 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: 916 Beatrice Drive, Long Beach, Mississippi  
Parcel Number: 0612D-02-079.000  
Legal Description: LOT 9 BLK 3 REINIKE 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

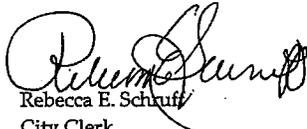
Minutes of December 1, 2015  
Mayor and Board of Aldermen

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 3<sup>rd</sup> day of November, 2015.

  
Rebecca E. Schuff  
City Clerk

Minutes of December 1, 2015  
Mayor and Board of Aldermen

**CERTIFIED MAIL**

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

*MS*

91 7199 9991 7035 1110 9964

U.S. POSTAGE PITNEY BOWES  
ZIP 39560 \$ 005.33<sup>6</sup>  
02 34  
0001387306 NOV. 04. 2015

**929**

LONG BEACH, MS 39560  
NOV 05 2015  
USPS

Patrick E. Frizzell  
916 Beatrice Drive  
Long Beach, MS 39560

1st Notice  
2nd Notice  
Return

39560 CITYCLERK  
Signature Required

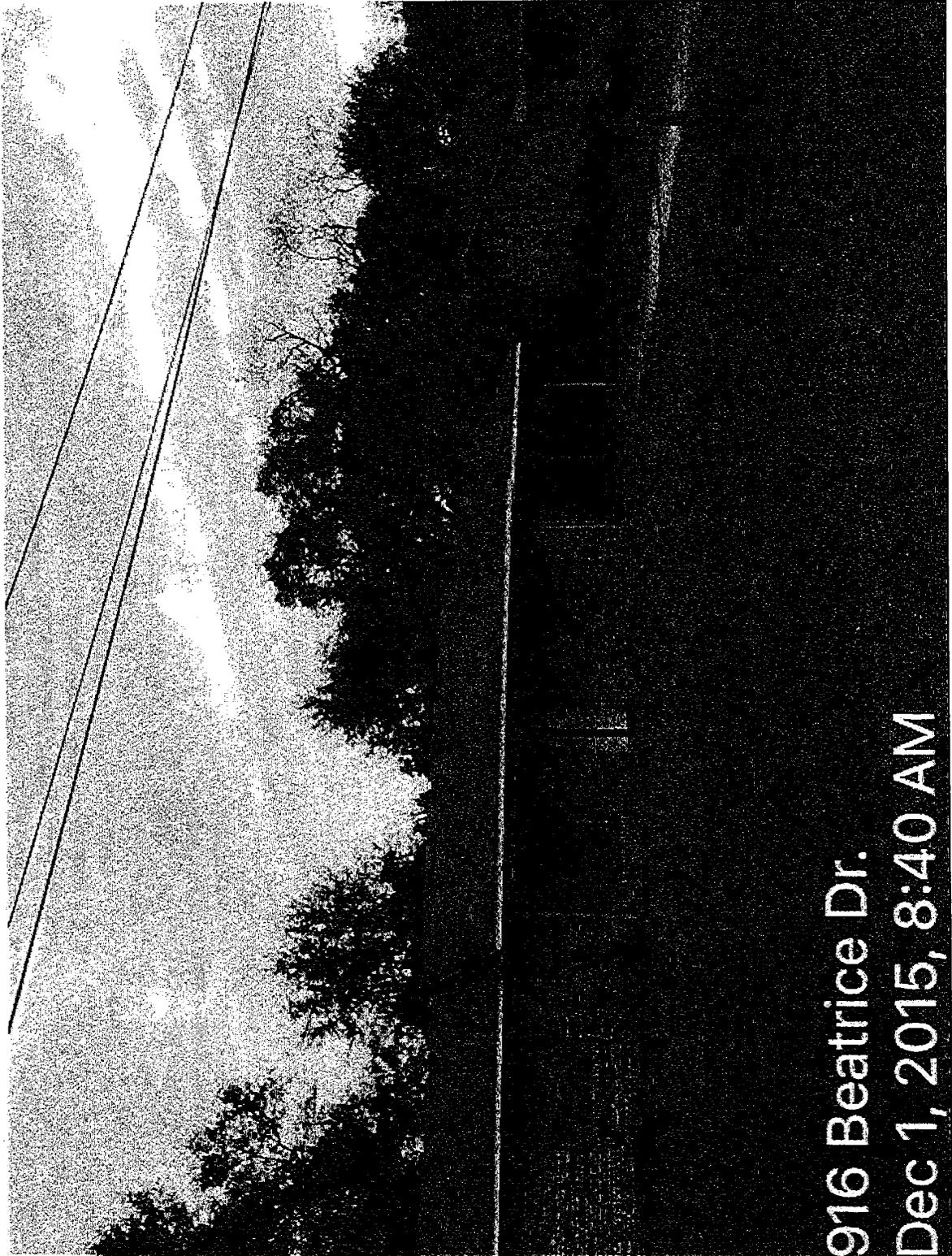
3956034311 0004

PLACE STICKER AT TOP OF ENVELOPE FOR POSTAGE IDENTIFICATION

*Public Hearing*

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 916 Beatrice Drive, Long Beach, Mississippi; the bulletin board at City Hall, the Water Department and the Building Department, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted photographs taken by Building Official Josh Hayes on December 1, 2015, depicting the subject property, 916 Beatrice Drive, Long Beach, Mississippi, in its present condition, as follows:

Minutes of December 1, 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, 916 Beatrice Drive, Long Beach, Mississippi, on December 1, 2015, and the Notice of Hearing was posted on said subject property on November 6, 2015; said affidavit is as follows:

Minutes of December 1, 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 uncleanness 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;

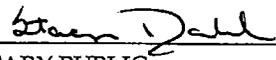
3. That on November 6, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Patrick E. Frizzell, 916 Beatrice Drive, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on December 1, 2015, he 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 December 1, 2015.

This the 1<sup>st</sup> day of December, 2015.

  
REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 1<sup>st</sup> day of December, 2015.

-My Commission Expires-

  
NOTARY PUBLIC



AFFIDAVIT-PHOTOS;POST NOTICE

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

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

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

Alderman Griffin made motion seconded by Alderman Parker and unanimously carried that the subject property, 916 Beatrice Drive, Long Beach, Mississippi, assessed to Patrick E. Frizzell, is in compliance with Mississippi Code §21-19-11, city ordinances and property maintenance codes at this time.

\*\*\*\*\*

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 101 Buena Vista Drive and assessed to Debra Rivers, 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 Young made motion seconded by Alderman Griffin 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 November 3, 2015, she did cause to be sent via certified mail, electronic receipt requested, Notice of Hearing, to Debra Rivers, 620 West Railroad Street, Long Beach, Mississippi, 39560, as the same appears of record on the Harrison County 2014 Official Real Property Rolls. The Notice was delivered by the USPS on November 5, 2015; said Notice is as follows:

Minutes of December 1, 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. Schuff

CITY ATTORNEY  
James C. Simpson, Jr.

November 3, 2015

MAILED  
Date: 11/4/15

Debra Rivers  
620 West Railroad Street  
Long Beach, MS 39560

91 7199 9991 7035 1111 0946

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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 Debra Rivers, and situated in the City of Long Beach, Mississippi, at 101 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: 101 Buena Vista Drive, Long Beach, Mississippi

Parcel Number: 0512I-01-033.000

Legal Description: BEG ON W MARGIN OF BUENA VISTA DR & S LINE OF BUENA VISTA HEIGHTS  
& RUN S 150 FT TO BEG W 124 FT S 75 FT E 124 FT N 75 FT TO BEG PART OF LOTS  
12 & 13 WHITE & CALVERT SUR 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

201 Jeff Davis • P.O. Box 929 • Long Beach, MS 39560 • 863-1556 • FAX 865-0822  
www.cityoflongbeachms.com

Minutes of December 1, 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 3<sup>rd</sup> day of November, 2015.

  
Rebecca E. Schruiff  
City Clerk

Minutes of December 1, 2015  
 Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English Customer Service USPS Mobile Register / Sign In

**USPS.COM**

**USPS Tracking®**

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

Get Easy Tracking Updates › Sign up for My USPS.

Tracking Number: 9171999991703511110946

Updated Delivery Day: Thursday, November 5, 2015

**Product & Tracking Information**

<b>Postal Product:</b> First-Class Mail®	<b>Features:</b> Certified Mail™	Return Receipt Electronic
<b>DATE &amp; TIME</b>	<b>STATUS OF ITEM</b>	<b>LOCATION</b>
November 5, 2015, 10:33 am	Delivered	LONG BEACH, MS 39560
Your item was delivered at 10:33 am on November 5, 2015 in LONG BEACH, MS 39560.		
November 5, 2015, 9:18 am	No Access	LONG BEACH, MS 39560
November 5, 2015, 7:36 am	Arrived at Unit	LONG BEACH, MS 39560
November 5, 2015, 2:05 am	Departed USPS Facility	GULFPORT, MS 39503
November 4, 2015, 7:12 pm	Arrived at USPS Facility	GULFPORT, MS 39503
November 4, 2015, 5:57 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

**Manage Incoming Packages**

Track all your packages from a dashboard. No tracking numbers necessary.

Sign up for My USPS ›

**HELPFUL LINKS**  
 Contact Us  
 Site Index  
 FAQs

**ON ABOUT.USPS.COM**  
 About USPS Home  
 Newsroom  
 USPS Service Updates  
 Forms & Publications  
 Government Services  
 Careers

**OTHER USPS SITES**  
 Business Customer Gateway  
 Postal Inspectors  
 Inspector General  
 Postal Explorer  
 National Postal Museum  
 Resources for Developers

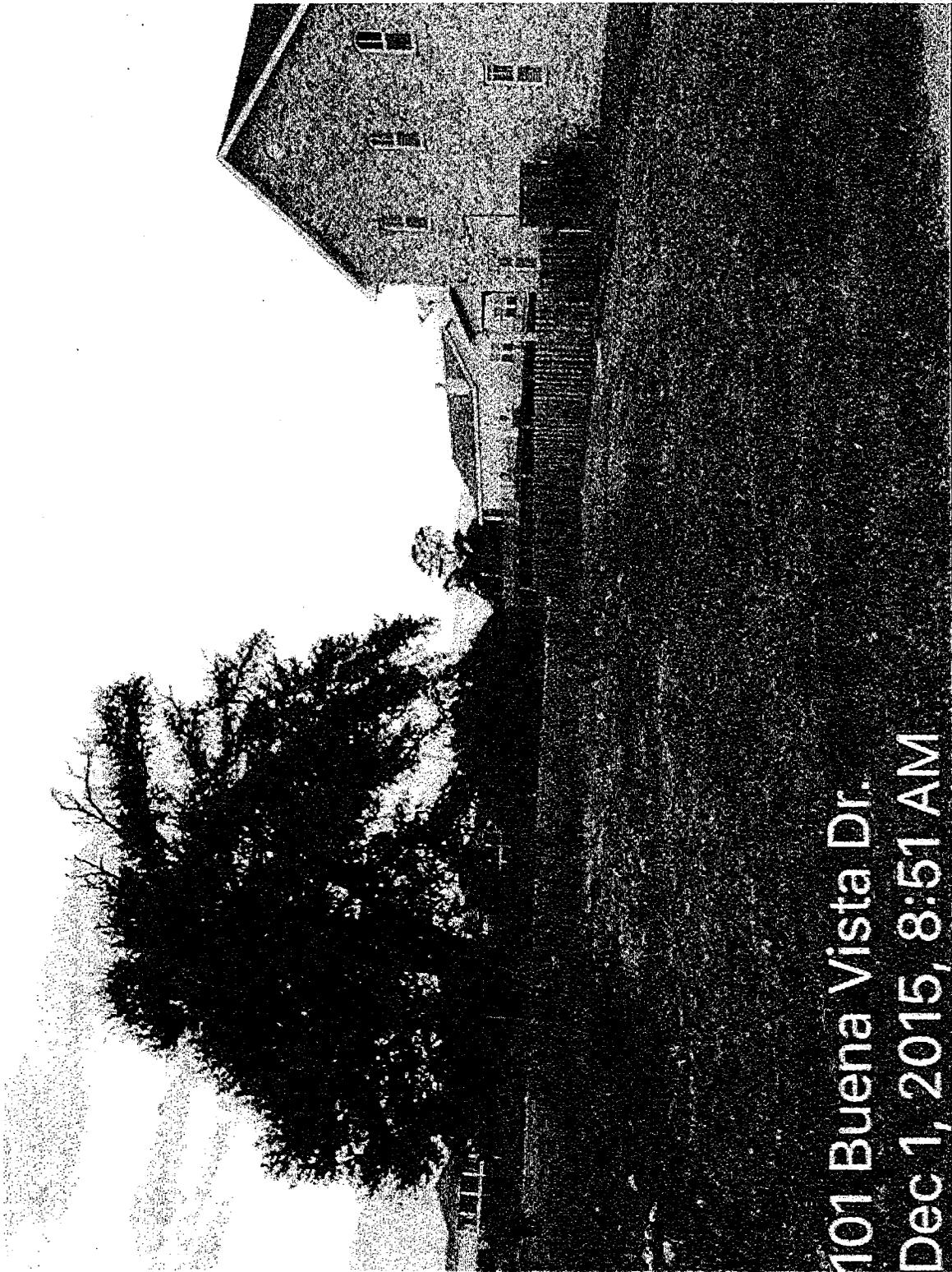
**LEGAL INFORMATION**  
 Privacy Policy  
 Terms of Use  
 FOIA  
 No FEAR Act EEO Data

Copyright © 2015 USPS. All Rights Reserved.

<https://tools.usps.com/go/TrackConfirmAction.action?tRef=fullpage&tLc=1&text28777=...> 11/20/2015

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 101 Buena Vista Drive, Long Beach, Mississippi; the bulletin board at City Hall, the Water Department and the Building Department, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted photographs taken by Building Official Josh Hayes on December 1, 2015, depicting the subject property, 101 Buena Vista Drive, Long Beach, Mississippi, in its present condition, as follows:

Minutes of December 1, 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, 101 Buena Vista Drive, Long Beach, Mississippi, on December 1, 2015, and the Notice of Hearing was posted on said subject property on November 5, 2015; said affidavit is as follows:

Minutes of December 1, 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;

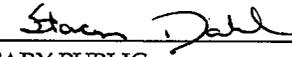
3. That on November 5, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Debra Rivers, 101 Buena Vista Drive, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on December 1, 2015, he did 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 December 1, 2015.

This the 1<sup>st</sup> day of December, 2015.

  
REBECCA E. SCHRUF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 1<sup>st</sup> day of December, 2015.

-My Commission Expires-

  
NOTARY PUBLIC



AFFIDAVIT-PHOTOS;POST NOTICE

Minutes of December 1, 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 Parker made motion seconded by Alderman Hammons and unanimously carried to close the public hearing and take official action, as follows:

Alderman Parker made motion seconded by Alderman Griffin and unanimously carried that the subject property, 101 Buena Vista Drive, Long Beach, Mississippi, assessed to Debra Rivers, 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, Mississippi, located at 701 East Old Pass Road and assessed to JP Morgan Chase Bank, 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 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 regular meeting duly held and convened on November 3, 2015, she did cause to be sent via certified mail, electronic receipt requested, Notice of Hearing, to JP Morgan Chase Bank, 3415 Vision Drive, Columbus, OH, 43219, as the same appears of record on the Harrison County 2014 Official Real Property Rolls. The Notice was delivered by the USPS on November 10, 2015; said Notice is as follows:

Minutes of December 1, 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.

November 3, 2015

MAILED   
Date: 11/4/15

JP Morgan Chase Bank NA  
3415 Vision Drive  
Columbus, OH 43219

91 7199 9991 7035 1111 0939

**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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 JP Morgan Chase Bank, and situated in the City of Long Beach, Mississippi, at 701 East Old Pass Road, 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: 701 East Old Pass Road, Long Beach, Mississippi

Parcel Number: 0611P-04-132.000

Legal Description: LOTS 7 TO 10 BLK 7 ALSO AN ALLEY 10 FT WIDE N OF & ADJACENT TO SAID LOTS VACATED AS PER DECREE BK 472 PG 31 BLK 7 GATES AVE

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

Minutes of December 1, 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 3<sup>rd</sup> day of November, 2015.

  
Rebeca E. Schruoff  
City Clerk

# Minutes of December 1, 2015 Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English Customer Service USPS Mobile

Register / Sign In



## USPS Tracking®



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



Get Easy Tracking Updates >  
Sign up for My USPS.

Tracking Number: 9171999991703511110939

Updated Delivery Day: Thursday, November 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
November 10, 2015, 10:30 am	Delivered	COLUMBUS, OH 43219
Your item was delivered at 10:30 am on November 10, 2015 in COLUMBUS, OH 43219.		
November 10, 2015, 9:43 am	Arrived at Unit	COLUMBUS, OH 43224
November 8, 2015, 1:08 pm	Departed USPS Destination Facility	COLUMBUS, OH 43218
November 8, 2015, 9:53 am	Arrived at USPS Destination Facility	COLUMBUS, OH 43218
November 4, 2015, 9:58 pm	Departed USPS Facility	GULFPORT, MS 39503
November 4, 2015, 7:11 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
November 4, 2015, 5:56 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560

Email Updates

### Track Another Package

Tracking (or receipt) number

Track It

### Manage Incoming Packages

Track all your packages from a dashboard.  
No tracking numbers necessary.

Sign up for My USPS >

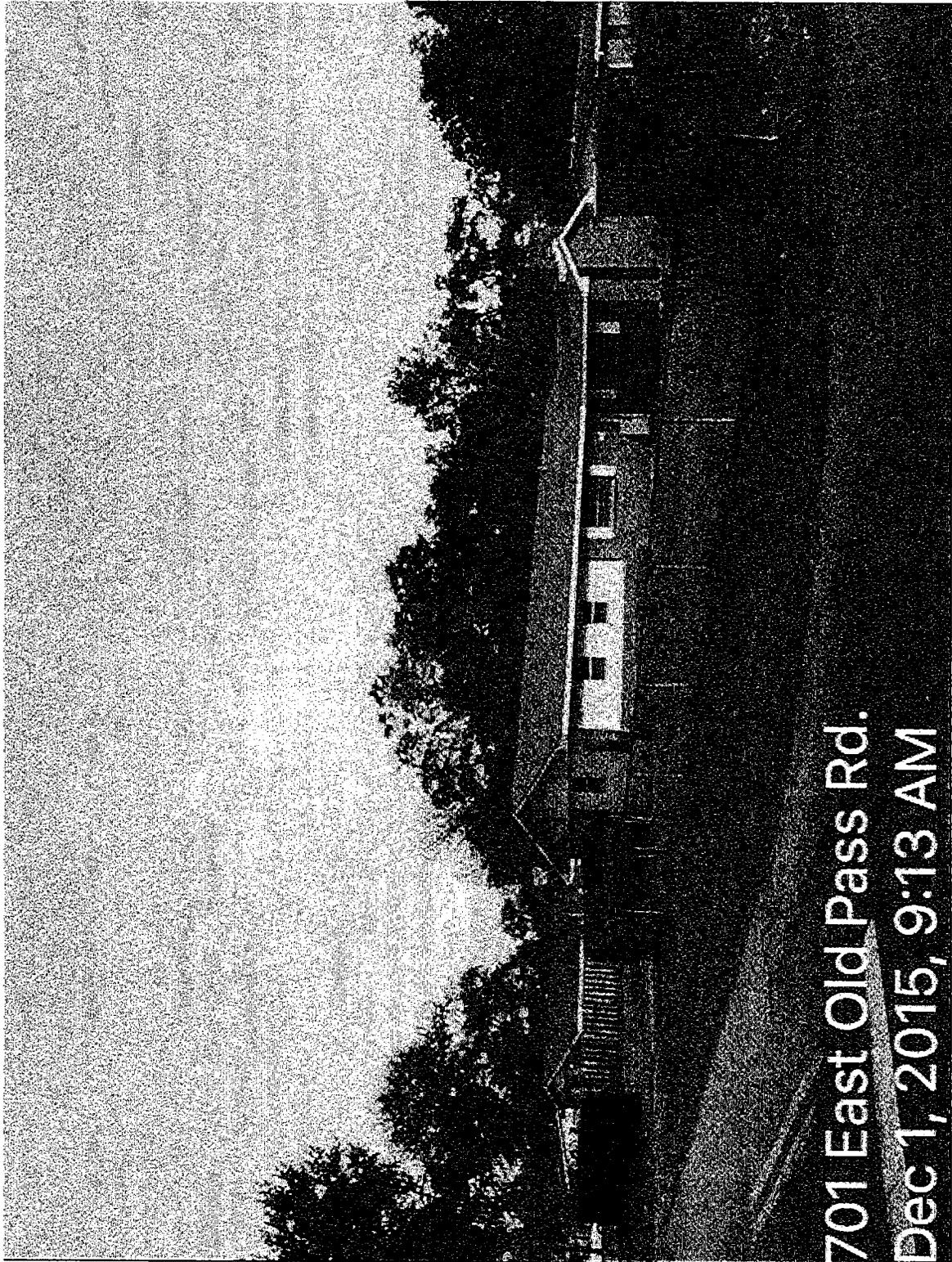


<https://tools.usps.com/go/TrackConfirmAction.action?iRef=fullpage&tLc=1&text28777=...> 11/20/2015

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 701 East Old Pass Road, Long Beach, Mississippi; the bulletin board at City Hall, the Water Department and the Building Department, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted photographs taken by Building Official Josh Hayes on December 1, 2015, depicting the subject property, 701 East Old Pass Road, Long Beach, Mississippi, in its present condition, as follows:

Minutes of December 1, 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, 701 East Old Pass Road, Long Beach, Mississippi, on December 1, 2015, and the Notice of Hearing was posted on said subject property on November 5, 2015; said affidavit is as follows:

Minutes of December 1, 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;

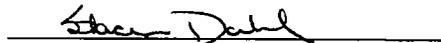
2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanliness as to constitute a menace to the public health and safety of the community; he is responsible for the taking 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 November 5, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to JP Morgan Chase Bank, 701 East Old Pass Road, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on December 1, 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 December 1, 2015.

This the 1<sup>st</sup> day of December, 2015.

  
REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 1<sup>st</sup> day of December, 2015.

  
NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS;POST NOTICE

**Minutes of December 1, 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 Parker and unanimously carried to close the public hearing and take official action, as follows:

Alderman Parker made motion seconded by Alderman Griffin and unanimously carried that the subject property, 701 East Old Pass Road, Long Beach, Mississippi, assessed to JP Morgan Chase Bank, is in compliance with Mississippi Code §21-19-11, city ordinances and property maintenance codes at this time.

\*\*\*\*\*

The fourth 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 409 Gulf View Avenue and assessed to Francis D. Hall, 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 Griffin 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 November 3, 2015, she did cause to be sent via certified mail, electronic receipt requested, Notice of Hearing, to Francis D. Hall, 8416 Vidalia Road, Pass Christian, MS, 39571, as the same appears of record on the Harrison County 2014 Official Real Property Rolls. The Notice was returned by the USPS on November 14, 2015 marked "FORWARD ORDER EXPIRED, RETURN TO SENDER". The Notice was resent on November 20, 2015, to Francis D. Hall, 1657 Sheffield Drive, Jackson, MS, 39211-5740, as stated on the return by the USPS; said Notice is as follows:

Minutes of December 1, 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.

November 3, 2015

MAILED

Date: 11/11/15

Francis D. Hall  
8416 Vidalia Road  
Pass Christian, MS 39571

91 7199 9991 7035 1110 9971

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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 Francis D. Hall, and situated in the City of Long Beach, Mississippi, at 406 Gulf View 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: 406 Gulf View Avenue, Long Beach, Mississippi  
Parcel Number: 0612A-03-014.000

Legal Description: FRANCIS D HALL REVOCABLE TRUST - 2014-603 & 604-LOTS 6-7 BLK 1 GULF VIEW COURT RESURVEY

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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

Page 2 of 2

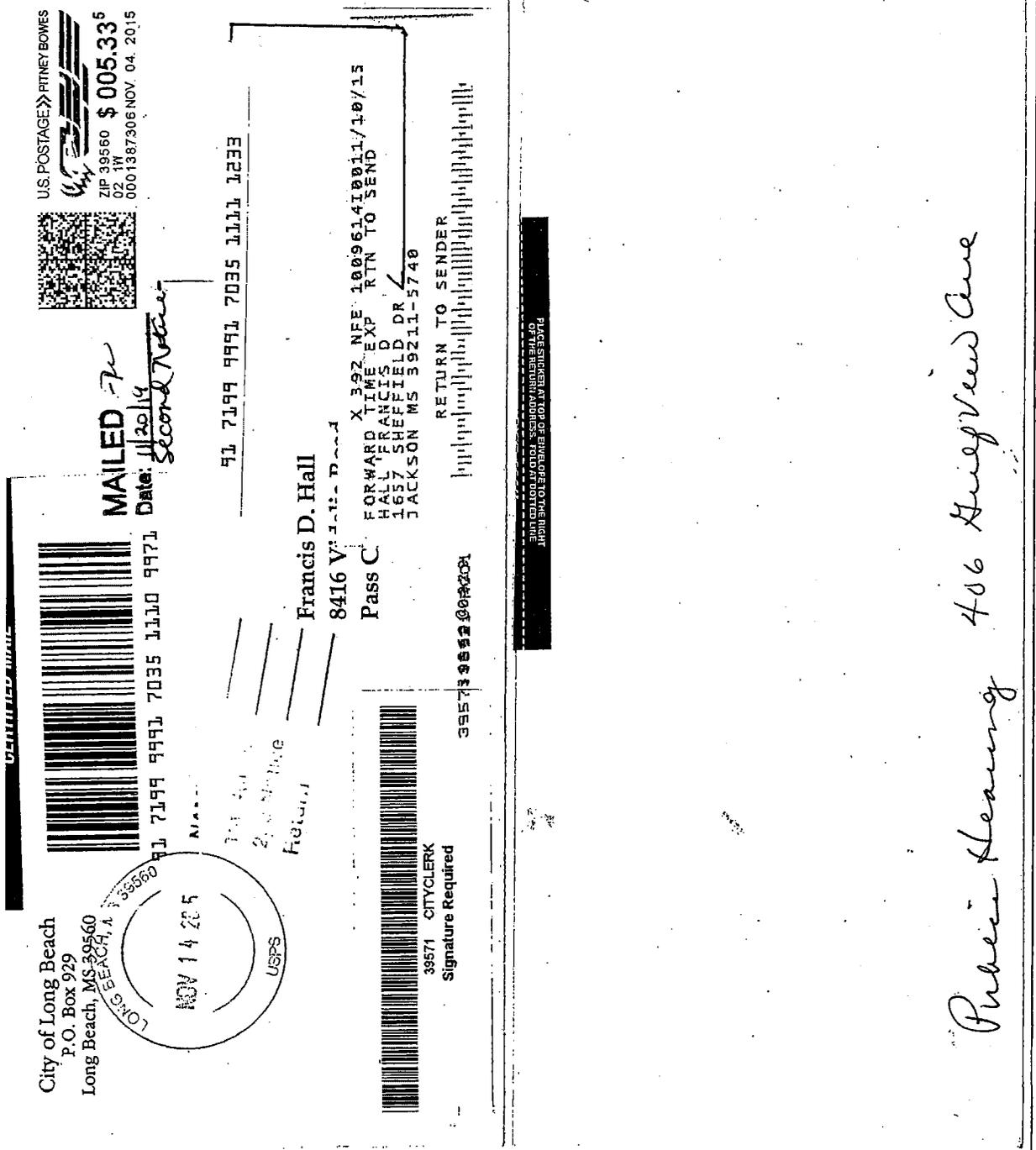
expense of cleaning of said property shall not exceed an aggregate amount of Twenty Thousand Dollars (\$20,000.00) per year, or the fair market value of the property subsequent to cleaning, whichever is less. If it is determined by the governing authority that it is necessary to clean the property or 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.

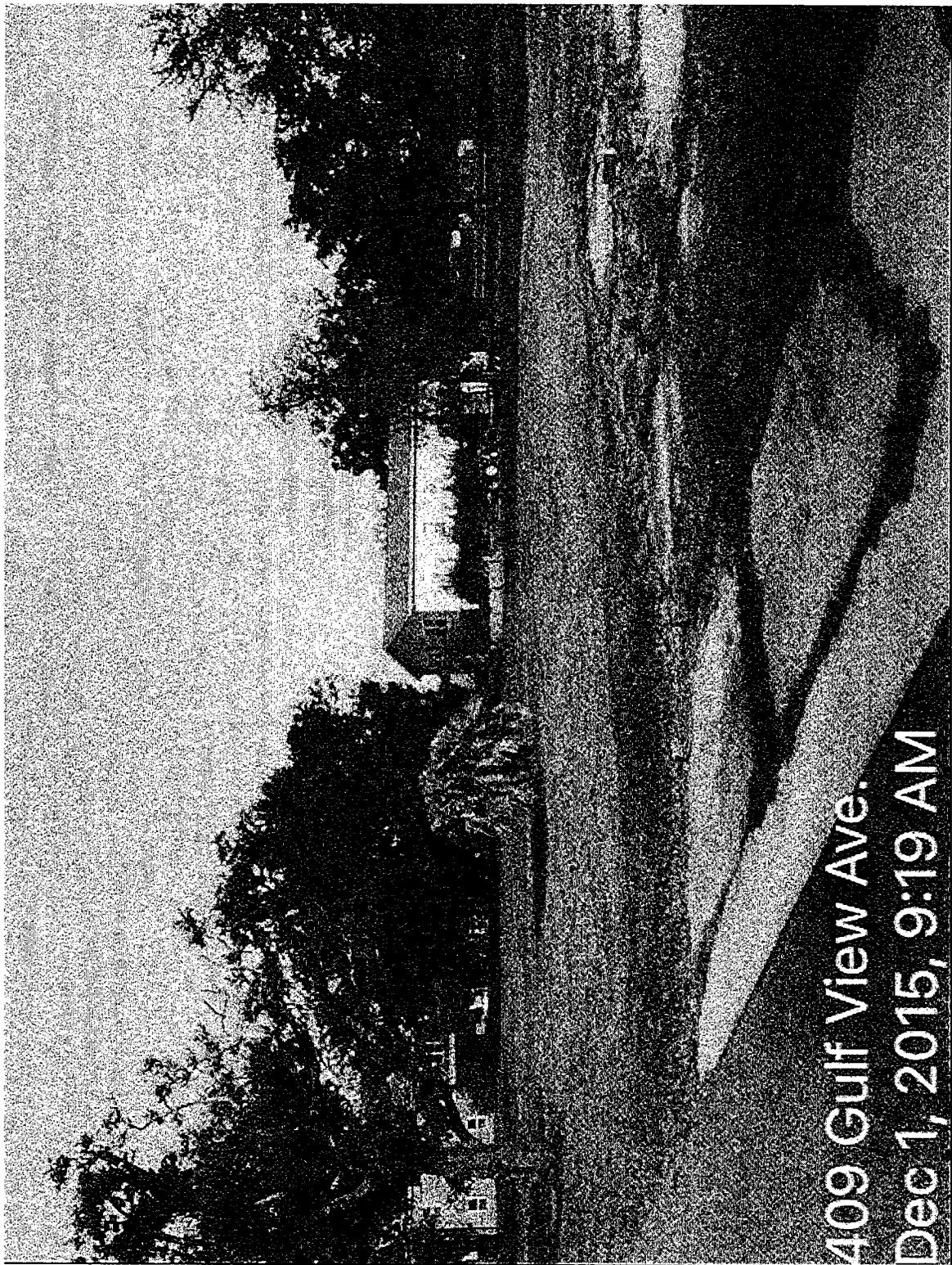
Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 3<sup>rd</sup> day of November, 2015.

  
Rebecca E. Schruif  
City Clerk

Minutes of December 1, 2015  
Mayor and Board of Aldermen



- The Clerk further reported that the Notice of Hearing was posted on the subject property, 409 Gulf View Avenue, Long Beach, Mississippi; the bulletin board at City Hall, the Water Department and the Building Department, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted photographs taken by Building Official Josh Hayes on December 1, 2015, depicting the subject property, 409 Gulf View 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, 409 Gulf View Avenue, Long Beach, Mississippi, on December 1, 2015, and the Notice of Hearing was posted on said subject property on November 6, 2015; said affidavit is as follows:

Minutes of December 1, 2015  
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

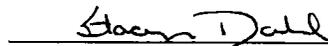
BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared JOSH HAYES, known to me to be the Building Official of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows, 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 November 6, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Francis D. Hall, 409 Gulf View Avenue, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on December 1, 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 December 1, 2015.

This the 1<sup>st</sup> day of December, 2015.

  
 REBECCA E. SCHRUFER, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 1<sup>st</sup> day of December, 2015.

  
 NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS;POST NOTICE

Minutes of December 1, 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 Parker made motion seconded by Alderman Young and unanimously carried to close the public hearing and take official action, as follows:

Alderman Parker made motion seconded by Alderman Young and unanimously carried that the subject property, 409 Gulf View Avenue, Long Beach, Mississippi, assessed to Francis D. Hall, 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, Mississippi, located at 206 Klondyke Road and assessed to Michael A. Reed and Wife, 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 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 November 3, 2015, she did cause to be sent via certified mail, electronic receipt requested, Notice of Hearing, to Michael A. Reed and Wife, 206 Klondyke Road, Long Beach, Mississippi, 39560, as the same appears of record on the Harrison County 2014 Official Real Property Rolls. The Notice was delivered by the USPS on November 16, 2015. Notice of Hearing was also sent to Green Tree Servicing, LLC, 7360 South Kyrene Road, T314, Tempe, AZ, 85283, and delivered by the USPS on November 9, 2015; said Notices are as follows:

Minutes of December 1, 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.

November 3, 2015

MAILED

Date: \_\_\_\_\_

Michael A. Reed and Wife  
206 Klondyke Road  
Long Beach, MS 39560

91 7199 9991 7035 1111 0915

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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 Michael A. Reed and Wife, and situated in the City of Long Beach, Mississippi, at 206 Klondyke Road, 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: 206 Klondyke Road, Long Beach, Mississippi  
Parcel Number: 0612C-01-004.000

Legal Description: BEG ON N LINE OF PASS RD & INTER OF W MAR OF KLONDYKE RD FOR BEG  
SWLY ALONG N MAR OF OLD PASS RD NWLY 100 FT ELY 155.4 FT TO W LINE  
OF KLONDYKE RD S ALONG W MAR OF KLONDYKE RD 86.5 FT TO BET LOT 55  
H-S-H SUR SEC 14-8-12

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 clearing 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

Minutes of December 1, 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.

November 3, 2015

MAILED

Date: 11/4/15

Green Tree Servicing, LLC  
7360 South Kyrene Road, T314  
Tempe, AZ 85283

91 7199 9991 7035 1111 0922

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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 Michael Reed, and situated in the City of Long Beach, Mississippi, at 206 Klondyke Road, 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: 206 Klondyke Road, Long Beach, Mississippi

Parcel Number: 0612C-01-004.000

Legal Description: BEG ON N LINE OF PASS RD & INTER OF W MAR OF KLONDYKE RD FOR BEG SWLY ALONG N MAR OF OLD PASS RD NWLY 100 FT ELY 155.4 FT TO W LINE OF KLONDYKE RD S ALONG W MAR OF KLONDYKE RD 86.5 FT TO BET LOT 55 H-S-H SUR SEC 14-8-12

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

201 Jeff Davis • P.O. Box 929 • Long Beach, MS 39560 • 863-1556 • FAX 865-0822  
www.cityoflongbeachms.com

Minutes of December 1, 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 3<sup>rd</sup> day of November, 2015.

  
Rebecca E. Schruoff  
City Clerk

# Minutes of December 1, 2015 Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English

Customer Service

USPS Mobile

Register / Sign In



## USPS Tracking®



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



Get Easy Tracking Updates ›  
Sign up for My USPS.

Tracking Number: 9171999991703511110915

Updated Delivery Day: Saturday, November 14, 2015

### Product & Tracking Information

Postal Product:  
First-Class Mail®

Features:  
Certified Mail™

Return Receipt Electronic

DATE & TIME	STATUS OF ITEM	LOCATION
November 16, 2015, 12:28 pm	Delivered	LONG BEACH, MS 39560
Your item was delivered at 12:28 pm on November 16, 2015 in LONG BEACH, MS 39560.		
November 14, 2015, 10:05 am	Held at Post Office	LONG BEACH, MS 39560
November 14, 2015, 8:42 am	Available for Pickup	LONG BEACH, MS 39560
November 14, 2015, 8:33 am	Arrived at Unit	LONG BEACH, MS 39560
November 14, 2015, 2:30 am	Arrived at USPS Facility	GULFPORT, MS 39503
November 12, 2015, 4:36 pm	Departed USPS Facility	JACKSON, MS 39201
November 10, 2015, 3:25 pm	Arrived at USPS Facility	JACKSON, MS 39201
November 4, 2015, 9:58 pm	Departed USPS Facility	GULFPORT, MS 39503
November 4, 2015, 7:12 pm	Arrived at USPS Facility	GULFPORT, MS 39503
November 4, 2015, 5:57 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

### Manage Incoming Packages

Track all your packages from a dashboard.  
No tracking numbers necessary.

Sign up for My USPS ›



<https://tools.usps.com/go/TrackConfirmAction.action?tRef=fullpage&tLc=1&text28777=...> 11/20/2015

Minutes of December 1, 2015  
Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking®



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



Get Easy Tracking Updates >  
Sign up for My USPS.

Tracking Number: 9171999991703511110922

Updated Delivery Day: Monday, November 9, 2015

Product & Tracking Information

Postal Product:  
First-Class Mail®

Features:  
Certified Mail™

Return Receipt Electronic

Text Updates

DATE & TIME	STATUS OF ITEM	LOCATION
November 9, 2015, 11:00 am	Delivered	TEMPE, AZ 85284
Your item was delivered at 11:00 am on November 9, 2015 in TEMPE, AZ 85284.		
November 9, 2015, 8:32 am	Arrived at Unit	TEMPE, AZ 85284
November 9, 2015, 7:50 am	Out for Delivery	TEMPE, AZ 85283
November 9, 2015, 7:40 am	Sorting Complete	TEMPE, AZ 85283
November 8, 2015, 10:37 am	Departed USPS Destination Facility	PHOENIX, AZ 85028
November 8, 2015, 10:52 am	Arrived at USPS Destination Facility	PHOENIX, AZ 85028
November 4, 2015, 10:58 pm	Departed USPS Origin Facility	GULFPORT, MS 39503
November 4, 2015, 7:11 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
November 4, 2015, 5:56 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39580

Available Actions

Email Updates

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard.  
No tracking numbers necessary.

Sign up for My USPS >



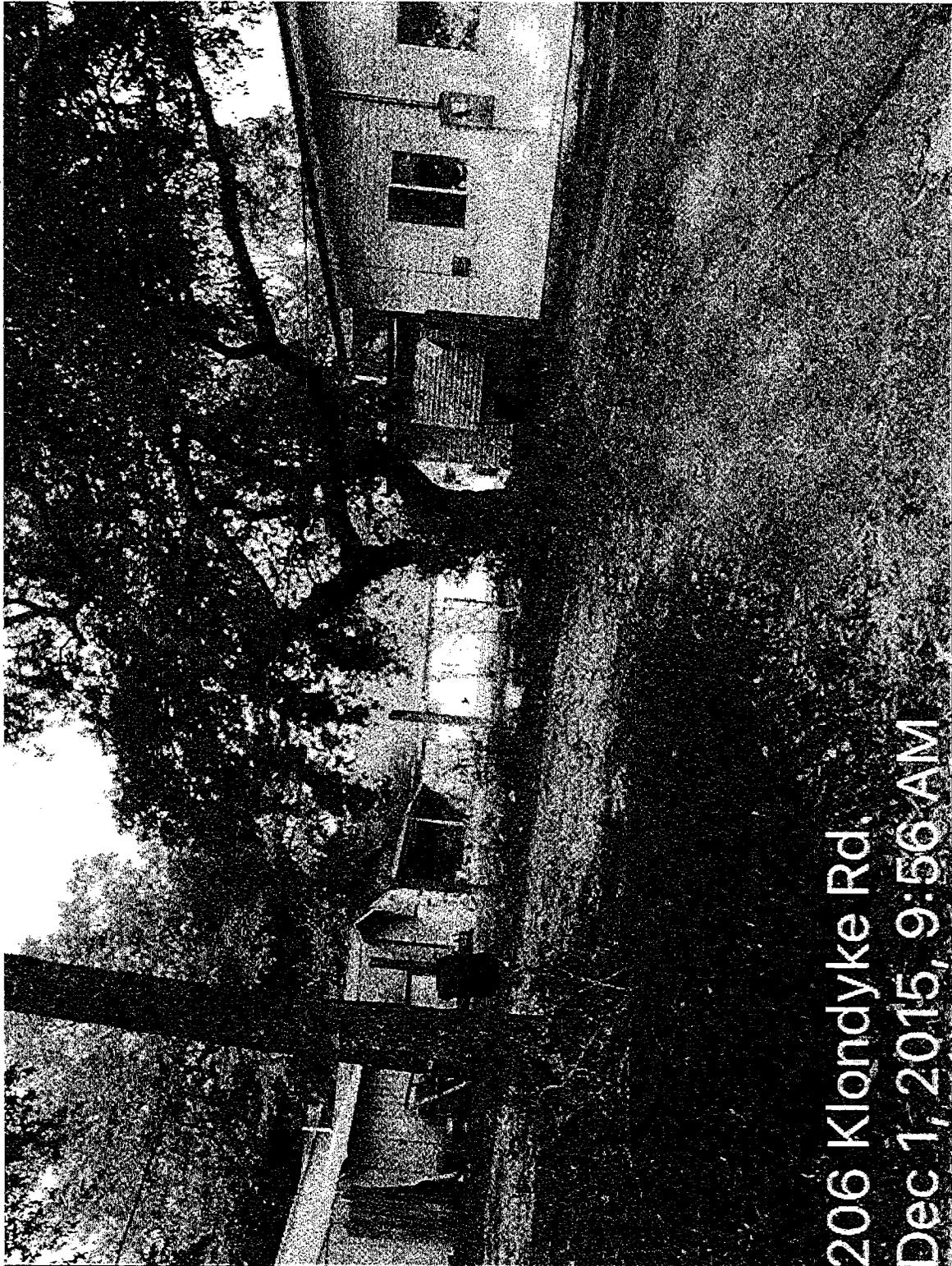
<https://tools.usps.com/go/TrackConfirmAction.action?iRef=fullpage&tLc=1&text28777=...> 11/20/2015

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 206 Klondyke Road, Long Beach, Mississippi; the bulletin board at City Hall, the Water Department and the Building Department, 201 Jeff Davis Avenue,

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.

- The Clerk submitted photographs taken by Building Official Josh Hayes on December 1, 2015, depicting the subject property, 206 Klondyke Road, 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, 206 Klondyke Road, Long

Minutes of December 1, 2015  
Mayor and Board of Aldermen

Beach, Mississippi, on December 1, 2015, and the Notice of Hearing was posted on said subject property on November 5, 2015; said affidavit is as follows:

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

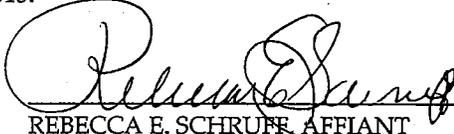
BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared JOSH HAYES, known to me to be the Building Official of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows,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

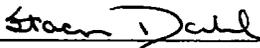
3. That on November 5, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Michael A. Reed and Wife, 206 Klondyke Road, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on December 1, 2015, 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 December 1, 2015.

This the 1<sup>st</sup> day of December, 2015.

  
REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 1<sup>st</sup> day of December, 2015.

-My Commission Expires-

  
NOTARY PUBLIC



AFFIDAVIT-PHOTOS;POST NOTICE

**Minutes of December 1, 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 Griffin and unanimously carried to close the public hearing and take official action, as follows:

**Minutes of December 1, 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 206 Klondyke Road, Long Beach, Mississippi, 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 Parker 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 206 KLONDYKE ROAD, 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 206 Klondyke Road, 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 November 3, 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 December 1, 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;

Minutes of December 1, 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, do find and adjudicate that the property is, in its present condition, in such a state of uncleanliness 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 206 Klondyke Road, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0612C-01-004.000, and according to said tax records is owned by Michael A. Reed & Wife, is at present in such a state of uncleanliness 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 August 17, 2015, 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 Griffin seconded the motion to adopt the foregoing resolution and

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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	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 1<sup>st</sup> day of December, 2015.



APPROVED:

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

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

Minutes of December 1, 2015  
Mayor and Board of Aldermen



Building Department  
201 Jeff Davis Ave.  
Long Beach, MS 39560  
228-863-1554

August 17, 2015

Green Tree Servicing, LLC  
7360 South Kyrene Road, T314  
Tempe, AZ 85283

91 7108 2133 3938 0608 0752

Reference: Notice of Violation  
206 Klondyke Road; Long Beach, MS 39560  
Tax Parcel Number: 0612C-01-004.000

After receiving a complaint and inspecting the above referenced property, it is in violation 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 the violation corrected, within fourteen (14) days from date of this letter. Failure to comply 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. The board can then adjudicate the above property and may take action to bring the property into compliance and all cost in doing so will be assessed to the property or property owner.

Please notify my office by phone or by emailing at [jhayes@cityoflongbeachms.com](mailto:jhayes@cityoflongbeachms.com) 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, CFM  
Building Official

# Minutes of December 1, 2015 Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English Customer Service USPS Mobile

Register / Sign In



## USPS Tracking®



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



Get Easy Tracking Updates >  
Sign up for My USPS.

Tracking Number: 9171082133393806080752

Updated Delivery Day: Monday, August 24, 2015

### Product & Tracking Information

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

### Available Actions

Text Updates

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
August 22, 2015, 10:48 am	Delivered	TEMPE, AZ 85284
Your item was delivered at 10:48 am on August 22, 2015 in TEMPE, AZ 85284.		
August 22, 2015, 9:29 am	Arrived at Unit	TEMPE, AZ 85284
August 22, 2015, 8:37 am	Out for Delivery	TEMPE, AZ 85283
August 22, 2015, 8:27 am	Sorting Complete	TEMPE, AZ 85283
August 21, 2015, 6:18 pm	Departed USPS Facility	PHOENIX, AZ 85026
August 21, 2015, 6:32 am	Arrived at USPS Destination Facility	PHOENIX, AZ 85026
August 19, 2015, 10:55 pm	Departed USPS Origin Facility	GULFPORT, MS 39503
August 19, 2015, 9:28 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
August 19, 2015, 8:11 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560
August 18, 2015	Pre-Shipment Info Sent to USPS	

### Track Another Package

Tracking (or receipt) number

Track It

### Manage Incoming Packages

Track all your packages from a dashboard. No tracking numbers necessary.

Sign up for My USPS >



<https://tools.usps.com/go/TrackConfirmAction?tLabels=9171082133393806080752>

9/10/2015

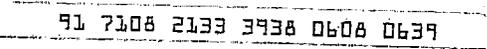
Minutes of December 1, 2015  
Mayor and Board of Aldermen



Building Department  
201 Jeff Davis Ave.  
Long Beach, MS 39560  
228-863-1554

August 7, 2015

Michael Reed  
206 Klondyke Road  
Long Beach, MS 39560



Reference: Notice of Violation  
206 Klondyke Road; Long Beach, MS 39560  
Tax Parcel Number: 0612C-01-004.000

After receiving a complaint and inspecting the above referenced property, it is in violation 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 the violation corrected, within fourteen (14) days from date of this letter. Failure to comply 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. The board can then adjudicate the above property and may take action to bring the property into compliance and all cost in doing so will be assessed to the property or property owner.

Please notify my office by phone or by emailing at [jhayes@cityoflongbeachms.com](mailto:jhayes@cityoflongbeachms.com) 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.J 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, CFM  
Building Official

Minutes of December 1, 2015  
Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English Customer Service USPS Mobile Register / Sign In

**USPS.COM**

**USPS Tracking®**

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

Get Easy Tracking Updates > Sign up for My USPS.

Tracking Number: 9171082133393806080639

Updated Delivery Day: Thursday, August 13, 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	Email Updates
August 13, 2015, 11:40 am	Delivered	LONG BEACH, MS 39560	
Your item was delivered at 11:40 am on August 13, 2015 in LONG BEACH, MS 39560.			
August 13, 2015, 7:39 am	Arrived at Unit	LONG BEACH, MS 39560	
August 13, 2015, 2:21 am	Arrived at USPS Facility	GULFPORT, MS 39503	
August 11, 2015, 4:48 pm	Departed USPS Facility	JACKSON, MS 39201	
August 9, 2015, 9:31 am	Arrived at USPS Facility	JACKSON, MS 39201	
August 7, 2015, 7:24 pm	Departed USPS Facility	GULFPORT, MS 39503	
August 7, 2015, 7:19 pm	Arrived at USPS Facility	GULFPORT, MS 39503	
August 7, 2015, 6:04 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560	
August 7, 2015	Pre-Shipment Info Sent to USPS		

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard. No tracking numbers necessary.

Sign up for My USPS >

https://tools.usps.com/go/TrackConfirmAction?qt\_c\_tlLabels1=9171082133393806080639 9/10/2015

\*\*\*\*\*

The sixth 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 100 LaRosa Road and assessed to Sheila Ladner (Long Beach Medi-Center Condos), 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 Griffin and unanimously carried to make said report a part of the record of this public hearing, as follows:

**Minutes of December 1, 2015**  
**Mayor and Board of Aldermen**

- The Clerk reported that, pursuant to that certain order of the Mayor and Board of Aldermen at regular meeting duly held and convened on November 3, 2015, she did cause to be sent via certified mail, electronic receipt requested, Notice of Hearing, to Sheila Ladner, 21154 Cameron Road, Kiln, MS, 39556, as the same appears of record on the Harrison County 2014 Official Real Property Rolls. The Notice was returned by the USPS on November 20, 2015 marked "UNCLAIMED/MAX HOLD TIME EXPIRED". Notice of Hearing was sent to Long Beach Medi-Center, 100 LaRosa Road, Long Beach, Mississippi, and was returned by the USPS on November 9, 2015, marked "UNABLE TO FORWARD"; said Notices are as follows:

Minutes of December 1, 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

November 3, 2015

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schuff

CITY ATTORNEY  
James C. Simpson, Jr.

MAILED

Date: 11/4/15

Sheila Ladner  
22154 Cameron Road  
Kiln, MS 39556

91 7199 9991 7035 1111 0953

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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 Sheila Ladner and/or Long Beach Medi-Center Condos, and situated in the City of Long Beach, Mississippi, at 100 LaRosa Road, 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: 100 LaRosa Road, Long Beach, Mississippi

Parcel Number: 0611N-02-007.000

Legal Description: ALL COMMON AREAS- PART OF LOTS 13 TO 19 INC BLK 4 MODEL HOMES  
SECS 14/112-8-12 ASSESSED W/INDIVIDUAL PCLS

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

Minutes of December 1, 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: \_\_\_\_\_

November 3, 2015

Long Beach Medi-Center Condos  
100 LaRosa Road  
Long Beach, MS 39560

9L 7199 9991 7035 1111 0960

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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 Sheila Ladner and/or Long Beach Medi-Center Condos, and situated in the City of Long Beach, Mississippi, at 100 LaRosa Road, 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: 100 LaRosa Road, Long Beach, Mississippi  
Parcel Number: 0611N-02-007.000  
Legal Description: ALL COMMON AREAS- PART OF LOTS 13 TO 19 INC BLK 4 MODEL HOMES  
SECS 14/112-8-12 ASSESSED W/INDIVIDUAL PCLS

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

Minutes of December 1, 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 3<sup>rd</sup> day of November, 2015.



Rebecca E. Schruoff  
City Clerk

# Minutes of December 1, 2015 Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English

Customer Service

USPS Mobile

Register / Sign In



## USPS Tracking®



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



Get Easy Tracking Updates ›  
Sign up for My USPS.

Tracking Number: 917199999170351110953

Your item was returned to the sender on November 20, 2015 at 7:16 am in KILN, MS 39556 because it was not claimed by the addressee once the item reached its maximum hold time at the post office.

### Product & Tracking Information

Postal Product:  
First-Class Mail®

Features:  
Certified Mail™

Return Receipt Electronic

DATE & TIME	STATUS OF ITEM	LOCATION
November 20, 2015, 7:16 am	Unclaimed/Max Hold Time Expired	KILN, MS 39556
Your item was returned to the sender on November 20, 2015 at 7:16 am in KILN, MS 39556 because it was not claimed by the addressee once the item reached its maximum hold time at the post office.		
November 10, 2015, 7:23 am	Available for Pickup	KILN, MS 39556
November 5, 2015, 12:24 pm	Notice Left (No Authorized Recipient Available)	KILN, MS 39556
November 5, 2015, 8:30 am	Out for Delivery	KILN, MS 39556
November 5, 2015, 8:20 am	Sorting Complete	KILN, MS 39556
November 5, 2015, 8:17 am	Arrived at Unit	KILN, MS 39556
November 4, 2015, 11:27 pm	Departed USPS Facility	GULFPORT, MS 39503
November 4, 2015, 7:11 pm	Arrived at USPS Facility	GULFPORT, MS 39503
November 4, 2015, 5:56 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

### Manage Incoming Packages

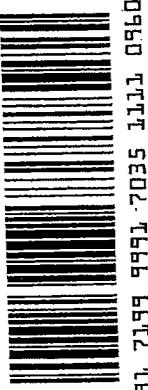
Track all your packages from a dashboard. No tracking numbers necessary.

Sign up for My USPS ›



<https://tools.usps.com/go/TrackConfirmAction.action?tRef=fullpage&tLc=1&text28777=...> 11/20/2015

Minutes of December 1, 2015  
Mayor and Board of Aldermen



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



MAILED

1st Notice

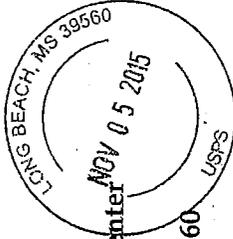
2nd Notice

Return

11-5

Long Beach Medi-Center  
100 LaRosa Road

Long Beach, MS 39560



Signature Required

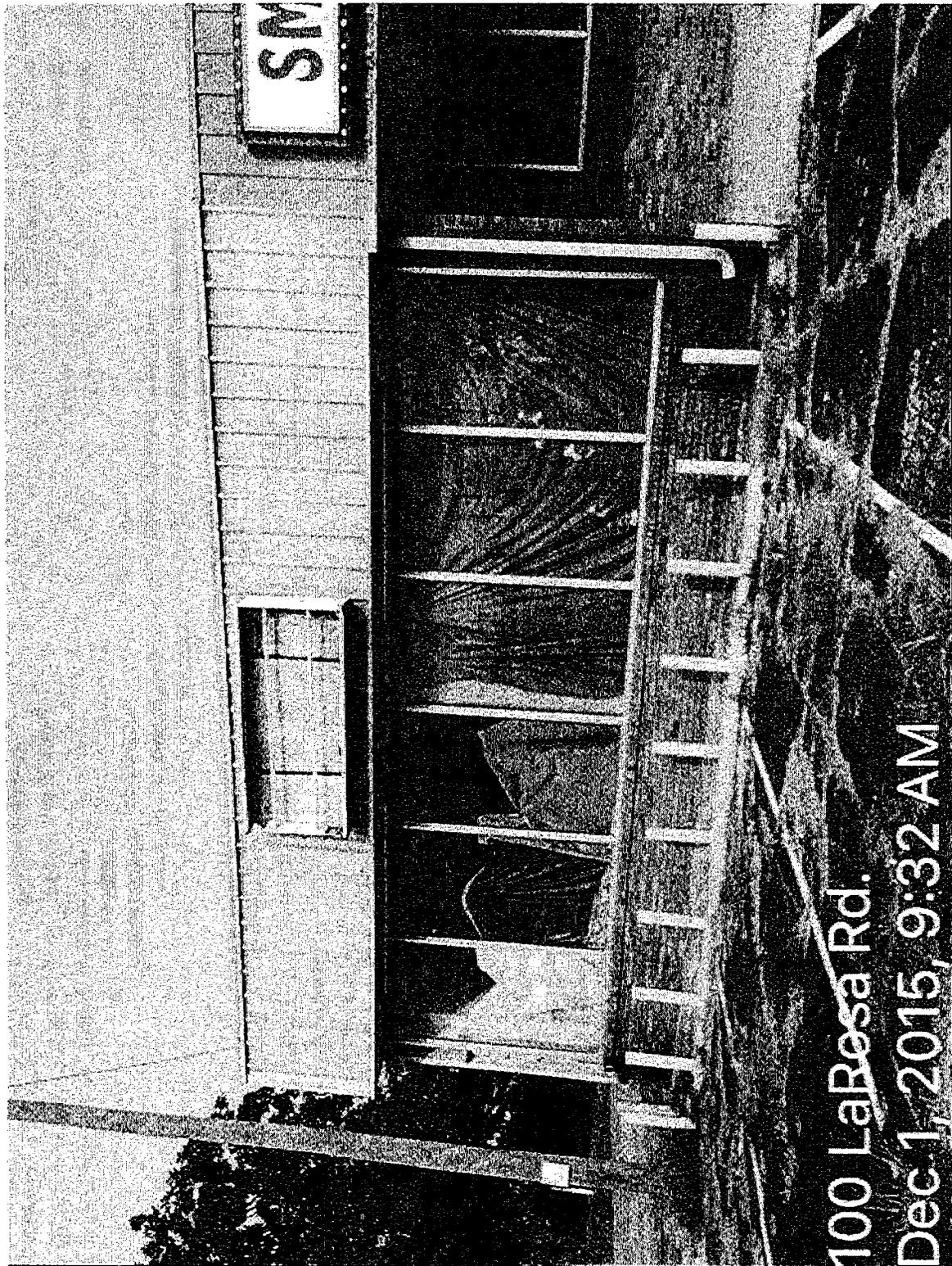
39560\$4000 0001



*Public Hearing*

Minutes of December 1, 2015  
Mayor and Board of Aldermen

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 100 LaRosa Road, Long Beach, Mississippi; the bulletin board at City Hall, the Water Department and the Building Department, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted photographs taken by Building Official Josh Hayes on December 1, 2015, depicting the subject property, 100 LaRosa Road, Long Beach, Mississippi, in its present condition, as follows:



**Minutes of December 1, 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, 100 LaRosa Road Avenue, Long Beach, Mississippi, on December 1, 2015, and the Notice of Hearing was posted on said subject property on November 5, 2015; said affidavit is as follows:

Minutes of December 1, 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 uncleanness 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;

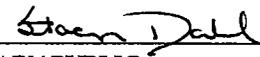
3. That on November 5, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Sheila Ladner (Long Beach Medi-Center Condos) 100 LaRosa Road, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on December 1, 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 December 1, 2015.

This the 1<sup>st</sup> day of December, 2015.

  
REBECCA E. SCHRUTE, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 1<sup>st</sup> day of December, 2015.

-My Commission Expires-

  
NOTARY PUBLIC



AFFIDAVIT-PHOTOS;POST NOTICE

**Minutes of December 1, 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.

Building Official Josh Hayes came forward to answer questions and provide additional information. He stated that the structure is sound and secured, but in deplorable condition and flammable equipment is stored in one of the units.

Discussion was held regarding the condition of said property noting for the record that the structure is infested with rats; after considerable discussion, it was determined that the property is in deplorable condition and should be adjudicated and referred to Municipal Court for further action.

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:

**Minutes of December 1, 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 100 LaRosa Road, Long Beach, Mississippi, 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 Parker 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 100 LAROSA ROAD, 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 100 LaRosa Road, 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 November 3, 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 December 1, 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;

**Minutes of December 1, 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, 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 100 LaRosa Road, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0611N-02-007.000, and according to said tax records is owned by Sheila Ladner (Long Beach Medi-Center Condos) , 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 7, 2015, 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 remand the property to Municipal Court and/or 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 Griffin seconded the motion to adopt the foregoing resolution and

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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	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 December 1, 2015.



APPROVED:

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

ATTEST  
*Rebecca E. Schuff*  
\_\_\_\_\_  
Rebecca E. Schuff, City Clerk

Minutes of December 1, 2015  
Mayor and Board of Aldermen

\* Still in violation  
10-27-15



Building Department  
201 Jeff Davis Ave.  
Long Beach, MS 39560  
228-863-1554

October 7, 2015

Sheila Ladner  
22154 Cameron Rd.  
Kiln, MS 39566

91 7199 9991 7035 1111 0434

Re: Notice of Violation  
100 La Rosa Rd; Long Beach, MS 39560  
Tax Parcel Number: 0611N-02-007.000

After receiving a complaint and inspecting the above referenced property, it is in violation as listed below:

2012 IPMC. Sec.308.1 Accumulation of rubbish or garbage. "All exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish or garbage."

The purpose of this letter is to request that you inspect or have inspected the above referenced property and voluntarily have the violation corrected, within fourteen (14) days from date of this letter. Failure to comply 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. The board can then adjudicate the above property and may take action to bring the property into compliance and all cost in doing so will be assessed to the property or property owner.

Please notify my office by phone or by emailing at [jhayes@cityoflongbeachms.com](mailto:jhayes@cityoflongbeachms.com) 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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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, CFM  
Building Official

Minutes of December 1, 2015  
Mayor and Board of Aldermen

\*\*\*\*\*

The seventh 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 98 Marcie Drive and assessed to Daniel Patrick Brodie, 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 Griffin 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 November 3, 2015, she did cause to be sent via certified mail, electronic receipt requested, Notice of Hearing, to Daniel Patrick Brodie, 98 Marcie Drive, Long Beach, Mississippi, 39560, as the same appears of record on the Harrison County 2014 Official Real Property Rolls. The Notice was "RETURNED TO SENDER" by the USPS on November 20, 2105; said Notice is as follows:

Minutes of December 1, 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: 11/4/15

November 3, 2015

Daniel Patrick Brodie  
98 Marcie Drive  
Long Beach, MS 39560

91 7199 9991 7035 1110 9988

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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 Daniel Patrick Brodie, and situated in the City of Long Beach, Mississippi, at 98 Marcie 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: 98 Marcie Drive, Long Beach, Mississippi  
Parcel Number: 0512H-03-025.000  
Legal Description: LOT 15 LESS S 100 FT RE-SURVEY OF MARCIE DRIVE 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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

Page 2 of 2

expense of clearing 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 clearing, 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 3<sup>rd</sup> day of November, 2015.

  
Rebecca E. Schruoff  
City Clerk

# Minutes of December 1, 2015 Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English

Customer Service

USPS Mobile

Register / Sign In



## USPS Tracking®



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



Get Easy Tracking Updates >  
Sign up for My USPS.

Tracking Number: 9171999991703511109988

Updated Delivery Day: Thursday, November 5, 2015

### Product & Tracking Information

Postal Product:  
First-Class Mail®

Features:  
Certified Mail™

Return Receipt Electronic

DATE & TIME	STATUS OF ITEM	LOCATION
November 5, 2015, 1:39 pm	Notice Left (No Authorized Recipient Available)	LONG BEACH, MS 39560

We attempted to deliver your item at 1:39 pm on November 5, 2015 in LONG BEACH, MS 39560 and a notice was left because an authorized recipient was not available. You may arrange redelivery by using the Schedule a Redelivery feature on this page or calling 800-ASK-USPS, or may pick up the item at the Post Office indicated on the notice. If this item is unclaimed by November 20, 2015 then it will be returned to sender.

November 5, 2015, 7:36 am	Arrived at Unit	LONG BEACH, MS 39560
November 5, 2015, 2:05 am	Departed USPS Facility	GULFPORT, MS 39503
November 4, 2015, 7:12 pm	Arrived at USPS Facility	GULFPORT, MS 39503
November 4, 2015, 5:57 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

### Manage Incoming Packages

Track all your packages from a dashboard.  
No tracking numbers necessary.

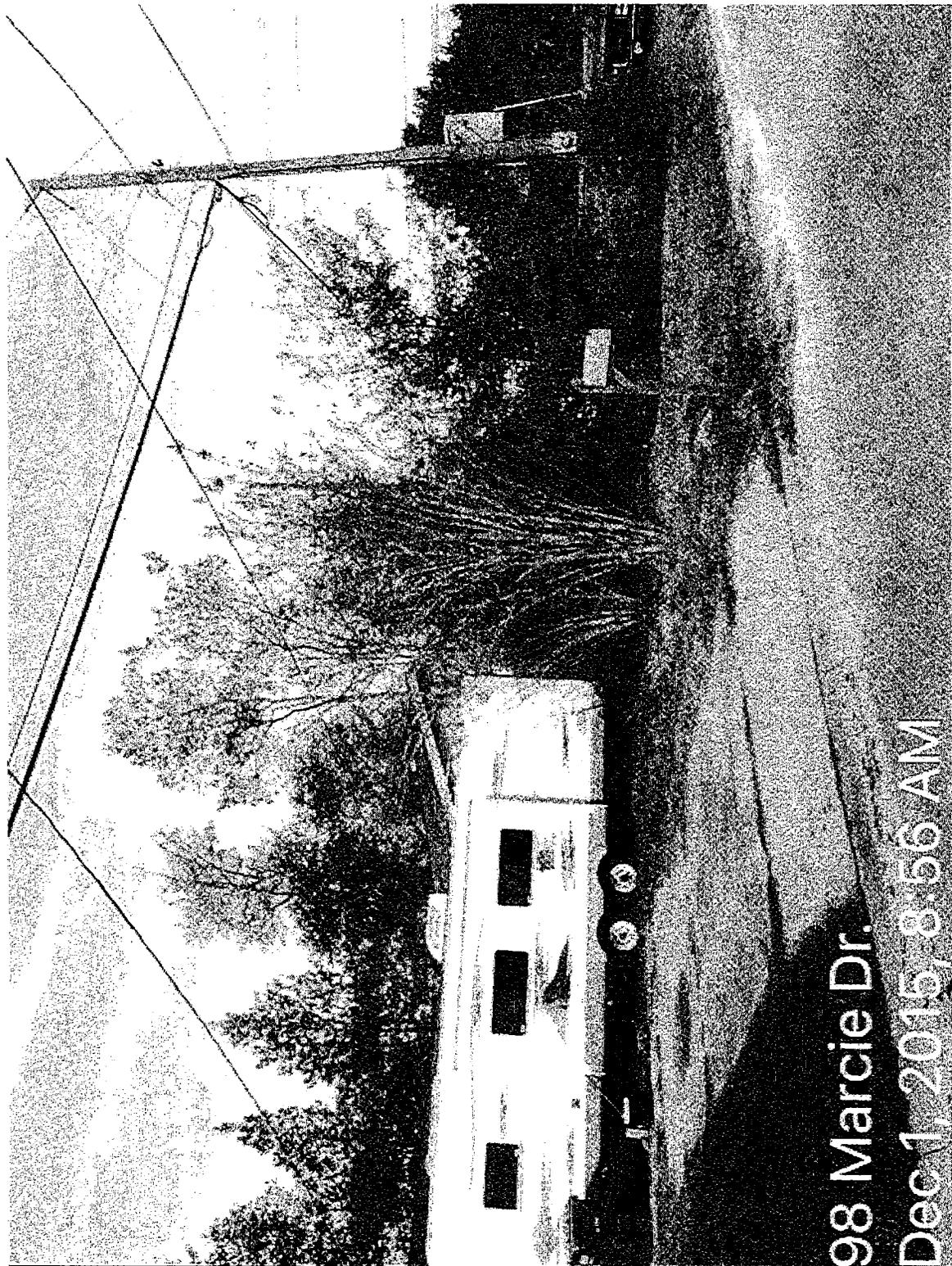
Sign up for My USPS >



<https://tools.usps.com/go/TrackConfirmAction.action?iRef=fullpage&tLc=1&text28777=...> 11/20/2015

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 98 Marcie Drive, Long Beach, Mississippi; the bulletin board at City Hall, the Water Department and the Building Department, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted photographs taken by Building Official Josh Hayes on December 1, 2015, depicting the subject property, 98 Marcie 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, 98 Marcie Drive, Long Beach, Mississippi, on December 1, 2015, and the Notice of Hearing was posted on said subject property on November 5, 2015; said affidavit is as follows:

Minutes of December 1, 2015  
Mayor and Board of Aldermen

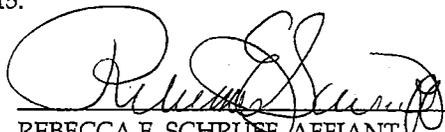
AFFIDAVIT

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:

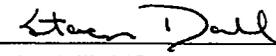
1. That he is the duly appointed and acting Building Official of the City of Long Beach, Mississippi;
2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanness as to constitute 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 November 5, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Daniel Patrice Brodie, 98 Marcie Drive, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on December 1, 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 December 1, 2015.

This the 1<sup>st</sup> day of December, 2015.

  
 REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 1<sup>st</sup> day of December, 2015.

-My Commission Expires-

  
 NOTARY PUBLIC



AFFIDAVIT-PHOTOS;POST NOTICE

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

The Mayor opened the floor for public comments from the property owner or his representative and Daniel Patrick Brodie came forward to provide additional information and answer questions. He stated that he could have the property cleaned in forty-five (45) days.

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

**Minutes of December 1, 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 98 Marcie Drive, Long Beach, Mississippi, 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 Ponthieux 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 98 MARCIE DRIVE, 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 98 Marcie Drive, 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 November 3, 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 December 1, 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;

**Minutes of December 1, 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, do find and adjudicate that the property is, in its present condition, in such a state of uncleanliness 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 98 Marcie Drive, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0512H-03-025.000, and according to said tax records is owned by Daniel Patrick Brodie, is at present in such a state of uncleanliness 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 **forty-five (45) 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 September 4, 2015, 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 Griffin seconded the motion to adopt the foregoing resolution and

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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	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 December 1, 2015.

APPROVED:

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

ATTEST:

  
\_\_\_\_\_  
Rebecca E. Schruft, City Clerk

Minutes of December 1, 2015  
Mayor and Board of Aldermen

#

\* still in violation  
9.22.15 / JH



Building Department  
201 Jeff Davis Ave.  
Long Beach, MS 39560  
228-863-1554

September 4, 2015

BRODY DANIEL PATRICK  
98 MARCIE DR  
LONG BEACH, MS 39560

91 7199 9991 7035 1111 0243

Reference: Notice of Violation  
98 Marcie Drive; Long Beach, MS 39560  
Tax Parcel Number: 0512H-03-025.000

After receiving a complaint and inspecting the above referenced property, it is in violation 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."

2012 International Property Maintenance Code, Chapter 3, Section 302.8 Motor vehicles. "Except as provided for in other regulations, no inoperative or unlicensed motor vehicle shall be parked, kept or stored on any premises, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an approved spray booth."

2012 IPMC, Sec.308.1 Accumulation of rubbish or garbage. "All exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish or garbage."

The purpose of this letter is to request that you inspect or have inspected the above referenced property and voluntarily have the violation corrected, within fourteen (14) days from date of this letter. Failure to comply 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. The board can then adjudicate the above property and may take action to bring the property into compliance and all cost in doing so will be assessed to the property or property owner.

Please notify my office by phone or by emailing at [jhayes@cityoflongbeachms.com](mailto:jhayes@cityoflongbeachms.com) 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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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, CFM  
Building Official

\*\*\*\*\*

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

The eighth 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 237 South Lang Avenue and assessed to Steven D. Peters, 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 Young made motion seconded by Alderman Griffin 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 November 3, 2015, she did cause to be sent via certified mail, electronic receipt requested, Notice of Hearing, to Steven D. Peters, P.O. Box 7095, Gulfport, MS, 39506, as the same appears of record on the Harrison County 2014 Official Real Property Rolls. The Notice was delivered by the USPS on November 6, 2015; said Notice is as follows:

Minutes of December 1, 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

November 3, 2015

CITY CLERK  
TAX COLLECTOR  
Rebecca E. Schruff

CITY ATTORNEY  
James C. Simpson, Jr.

MAILED

Date: 11/4/15

Steven D. Peters  
P.O. Box 7095  
Gulfport, MS 39506

91 7199 9991 7035 1111 0977

**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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 Steven D. Peters, and situated in the City of Long Beach, Mississippi, at 237 South Lang 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: 237 South Lang Avenue, Long Beach, Mississippi

Parcel Number: 0512I-01-001.000

Legal Description: S 10 FT OF LOT 18 & ALL 19 & N ½ OF LOT 20 BLK 6 HARBOR VIEW 358/351 411/69

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

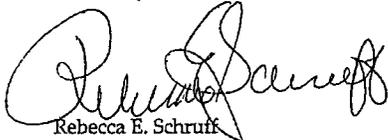
Minutes of December 1, 2015  
Mayor and Board of Aldermen

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 3<sup>rd</sup> day of November, 2015.



Rebecca E. Schruoff  
City Clerk

Minutes of December 1, 2015  
Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English Customer Service USPS Mobile Register / Sign In

---

**USPS.COM**

---

**USPS Tracking®**

Tracking Number: 9171999991703511110977

Expected Delivery Day: Friday, November 6, 2015

**Product & Tracking Information**

<b>Postal Product:</b> First-Class Mail®	<b>Features:</b> Certified Mail™	Return Receipt Electronic
<b>DATE &amp; TIME</b>	<b>STATUS OF ITEM</b>	<b>LOCATION</b>
November 6, 2015, 1:12 pm	Delivered	GULFPORT, MS 39507
Your item was delivered at 1:12 pm on November 6, 2015 in GULFPORT, MS 39507.		
November 6, 2015, 8:54 am	Available for Pickup	GULFPORT, MS 39508
November 5, 2015, 10:14 pm	Departed USPS Facility	GULFPORT, MS 39503
November 4, 2015, 7:11 pm	Arrived at USPS Facility	GULFPORT, MS 39503
November 4, 2015, 5:58 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560

**Available Actions**

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

Get Easy Tracking Updates >  
Sign up for My USPS.

Text Updates

Email Updates

---

**Track Another Package**

Tracking (or receipt) number

Track It

**Manage Incoming Packages**

Track all your packages from a dashboard. No tracking numbers necessary.

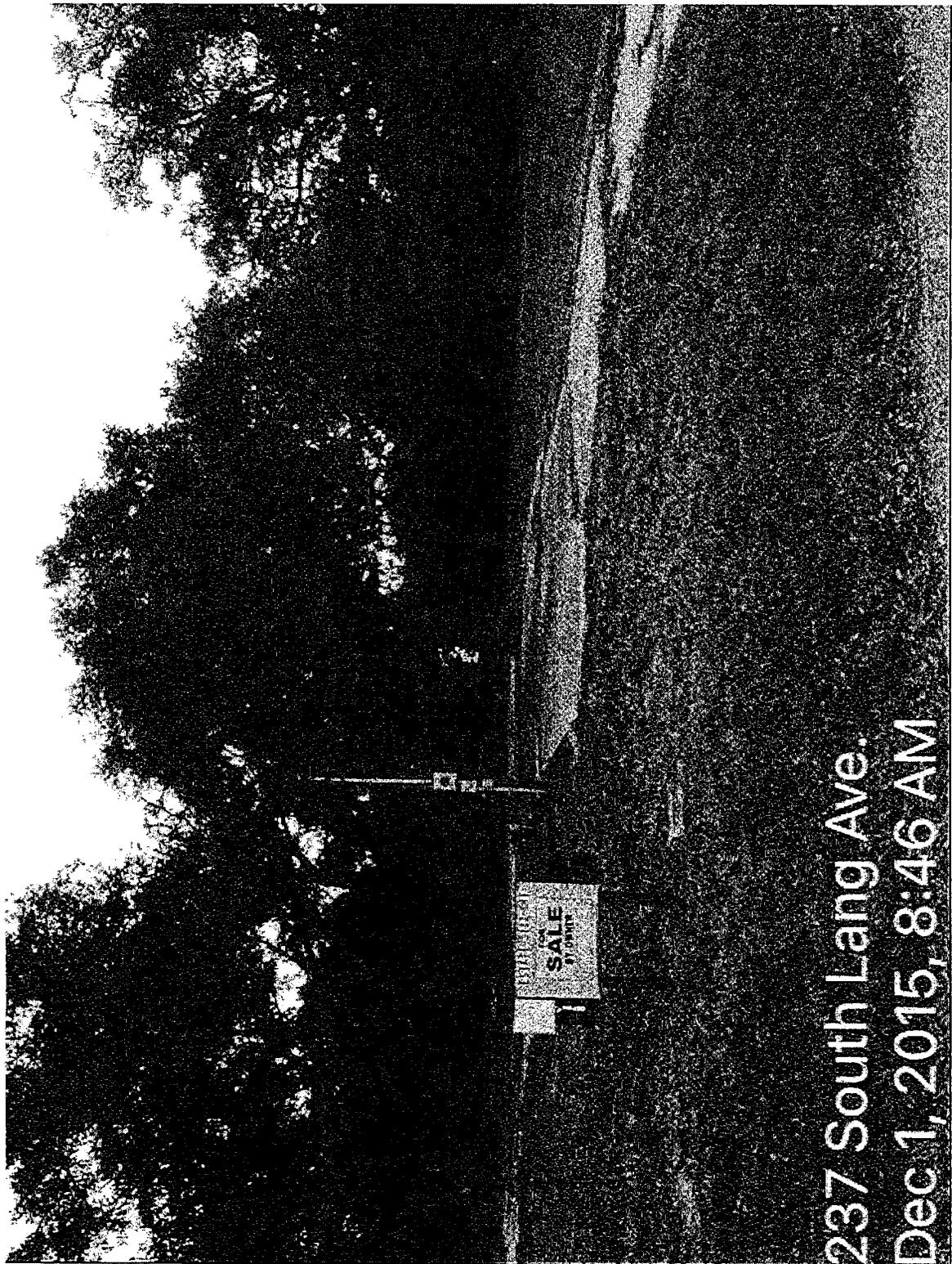
Sign up for My USPS >

- |                      |                          |                           |                          |
|----------------------|--------------------------|---------------------------|--------------------------|
| <b>HELPFUL LINKS</b> | <b>ON ABOUT.USPS.COM</b> | <b>OTHER USPS SITES</b>   | <b>LEGAL INFORMATION</b> |
| Contact Us           | About USPS Home          | Business Customer Gateway | Privacy Policy           |
| Site Index           | Newsroom                 | Postal Inspectors         | Terms of Use             |
| FAQs                 | USPS Service Updates     | Inspector General         | FOIA                     |
|                      | Forms & Publications     | Postal Explorer           | No FEAR Act EEO Data     |
|                      | Government Services      | National Postal Museum    |                          |
|                      | Careers                  | Resources for Developers  |                          |

Copyright © 2015 USPS. All Rights Reserved.

https://tools.usps.com/go/TrackConfirmAction.action?tRef=fullpage&tLc=1&text28777=... 11/20/2015

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 237 South Lang Avenue, Long Beach, Mississippi; the bulletin board at City Hall, the Water Department and the Building Department, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted photographs taken by Building Official Josh Hayes on December 1, 2015, depicting the subject property, 237 South Lange 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, 237 South Lang Avenue, Long Beach, Mississippi, on December 1, 2015, and the Notice of Hearing was posted on said subject property on November 5, 2015; said affidavit is as follows:

Minutes of December 1, 2015  
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

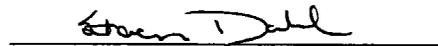
BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared JOSH HAYES, known to me to be the Building Official of the City of Long Beach, Mississippi, who being by me first duly sworn, deposes and says on oath as follows, 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 November 5, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Steven D. Peters, 237 South Lang Avenue, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on December 1, 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 December 1, 2015.

This the 1<sup>st</sup> day of December, 2015.

  
 REBECCA E. SCHRUP, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 1<sup>st</sup> day of December, 2015.

  
 NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS;POST NOTICE

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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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

Alderman Carrubba made motion seconded by Alderman Griffin and unanimously carried that the subject property, 237 South Lang Avenue, Long Beach, Mississippi, assessed to Steven D. Peters, is in compliance with Mississippi Code §21-19-11, city ordinances and property maintenance codes at this time.

\*\*\*\*\*

The ninth and final 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 741 North Nicholson Avenue and assessed to Michael and Prentiss Magee, 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 Griffin 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 November 3, 2015, she did cause to be sent via certified mail, electronic receipt requested, Notices of Hearing, to Michael and Prentiss Magee, 10435 Hutter Road, Gulfport, MS, 39503, as the same appears of record on the Harrison County 2014 Official Real Property Rolls. The Notices were delivered by the USPS on November 16, 2015; said Notices are as follows:

Minutes of December 1, 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.

91 7199 9991 7035 1111 0991  
Michael and Prentiss Magee

10435 Hutter Road  
Gulfport, MS 39503

91 7199 9991 7035 1111 0984

November 3, 2015

MAILED  
Date: 11/10/15

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 November 3, 2015, hold a public hearing at 5:00 p.m., Tuesday, December 1, 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 Michael and Prentiss Magee, and situated in the City of Long Beach, Mississippi, at 741 North Nicholson 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: 741 North Nicholson Avenue, Long Beach, Mississippi  
Parcel Number: 06110-01-031.000  
Legal Description: 1.6 AC(C) BEG AT NW COR LOT 58 LONGVIEW ADD ON E MAR OF NICHOLSON N ALONG MAR 313 FT NELY 10 FT NWLY 50 FT NELY 105 FT S PARELELL TO NICHOLSON AVE 371 FT SWLY TO E MAR AND POB PART OF NEW ¼ OF SW ¼ OF SEC 12-8-12

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, including the removal of any dilapidated buildings, 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

201 Jeff Davis • P.O. Box 929 • Long Beach, MS 39560 • 863-1556 • FAX 865-0822  
www.cityoflongbeachms.com

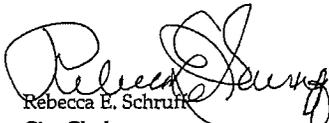
Minutes of December 1, 2015  
Mayor and Board of Aldermen

Page 2 of 2

six (6) times in any one (1) calendar year, and the 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 3<sup>rd</sup> day of November, 2015.

  
Rebecca E. Schrum  
City Clerk

# Minutes of December 1, 2015 Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English Customer Service USPS Mobile

Register / Sign In



## USPS Tracking®



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



Get Easy Tracking Updates ›  
Sign up for My USPS.

Tracking Number: 9171999991703511110991

Updated Delivery Day: Friday, November 13, 2015

### Product & Tracking Information

Postal Product:  
First-Class Mail®

Features:  
Certified Mail™

Return Receipt Electronic

DATE & TIME	STATUS OF ITEM	LOCATION
November 16, 2015, 1:00 pm	Delivered	GULFPORT, MS 39503
Your item was delivered at 1:00 pm on November 16, 2015 in GULFPORT, MS 39503.		
November 12, 2015, 12:09 pm	Notice Left (No Authorized Recipient Available)	GULFPORT, MS 39503
November 12, 2015, 9:57 am	Sorting Complete	GULFPORT, MS 39503
November 12, 2015, 9:42 am	Arrived at Unit	GULFPORT, MS 39503
November 11, 2015, 8:46 pm	Departed USPS Facility	GULFPORT, MS 39503
November 10, 2015, 8:49 pm	Arrived at USPS Facility	GULFPORT, MS 39503
November 10, 2015, 5:34 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

### Manage Incoming Packages

Track all your packages from a dashboard.  
No tracking numbers necessary.

Sign up for My USPS ›



https://tools.usps.com/go/TrackConfirmAction.action?tRef=fullpage&tLc=1&text28777=... 11/23/2015

Minutes of December 1, 2015  
 Mayor and Board of Aldermen

USPS.com® - USPS Tracking®

Page 1 of 2

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking®



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



Get Easy Tracking Updates >  
 Sign up for My USPS.

Tracking Number: 9171999991703511110984

Updated Delivery Day: Friday, November 13, 2015

Product & Tracking Information

Available Actions

Postal Product:  
 First-Class Mail®

Features:  
 Certified Mail™

Return Receipt Electronic

Text Updates

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
November 16, 2015, 1:00 pm	Delivered	GULFPORT, MS 39503
Your item was delivered at 1:00 pm on November 16, 2015 in GULFPORT, MS 39503.		
November 12, 2015, 12:09 pm	Notice Left (No Authorized Recipient Available)	GULFPORT, MS 39503
November 12, 2015, 9:57 am	Sorting Complete	GULFPORT, MS 39503
November 12, 2015, 9:42 am	Arrived at Unit	GULFPORT, MS 39503
November 11, 2015, 6:46 pm	Departed USPS Facility	GULFPORT, MS 39503
November 10, 2015, 6:49 pm	Arrived at USPS Facility	GULFPORT, MS 39503
November 10, 2015, 5:34 pm	Accepted at USPS Origin Sort Facility	LONG BEACH, MS 39560

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

Track all your packages from a dashboard.  
 No tracking numbers necessary.

Sign up for My USPS >

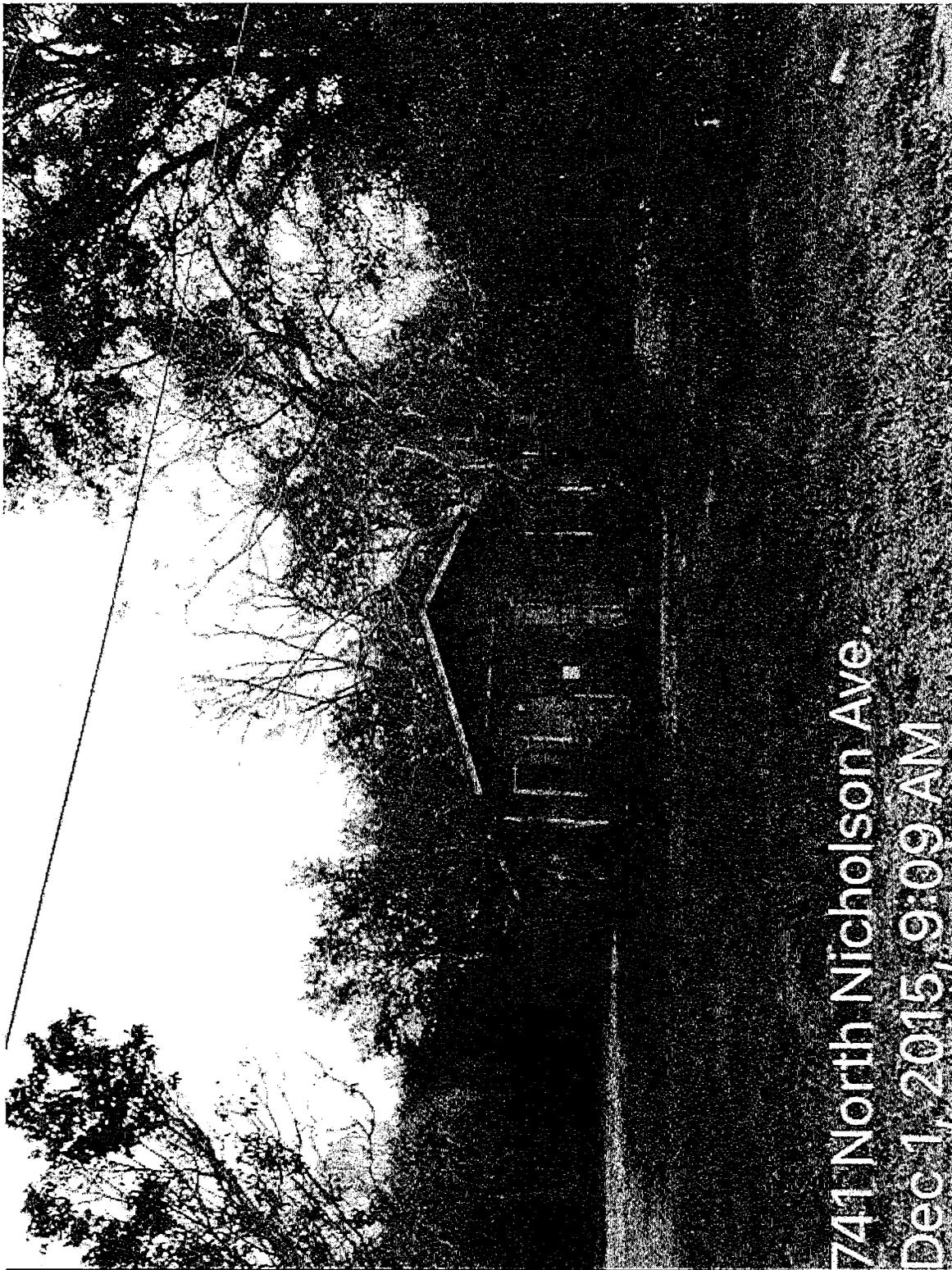


<https://tools.usps.com/go/TrackConfirmAction.action?iRef=fullpage&tLc=1&text28777=...> 11/23/2015

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 741 North Nicholson Avenue, Long Beach, Mississippi; the bulletin board at City Hall, the Water Department and the Building Department, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.

Minutes of December 1, 2015  
Mayor and Board of Aldermen

- The Clerk submitted photographs taken by Building Official Josh Hayes on December 1, 2015, depicting the subject property, 741 North Nicholson 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, 741 North Nicholson Avenue, Long Beach, Mississippi, on December 1, 2015, and the Notice of Hearing

Minutes of December 1, 2015  
Mayor and Board of Aldermen

was posted on said subject property on November 9, 2015; said affidavit is as follows:

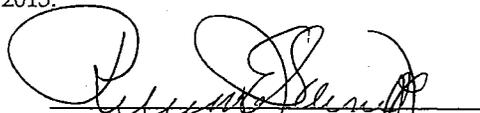
AFFIDAVIT

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 November 9, 2015, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property assessed to Michael and Prentiss Magee, 741 North Nicholson Avenue, Long Beach, Mississippi and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on December 1, 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 December 1, 2015.

This the 1<sup>st</sup> day of December, 2015.

  
REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 1<sup>st</sup> day of December, 2015.

  
NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS;POST NOTICE

**Minutes of December 1, 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.

Building Official Josh Hayes came forward to provide additional information and answer questions. He stated that the dilapidated building situated on the subject property is structurally unsafe and not secured, creating a hazard to the public health and safety of the community. It was the consensus of the Mayor and Board of Aldermen to allow the property owners forty-five (45) days to demolish the structure and remove the debris.

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

**Minutes of December 1, 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 741 North Nicholson Avenue, Long Beach, Mississippi, 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 Young 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 741 NORTH NICHOLSON 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 741 North Nicholson 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 November 3, 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 December 1, 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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

these proceedings;

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, 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 741 North Nicholson Avenue, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 06110-01-031.000, and according to said tax records is owned by Michael and Prentiss Magee, 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 forty five (45) 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 29, 2015, 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.

Minutes of December 1, 2015  
Mayor and Board of Aldermen

Alderman Griffin 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	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 1<sup>st</sup> day of December, 2015.



APPROVED:

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

ATTEST  
*Rebecca E. Schruoff*  
\_\_\_\_\_  
Rebecca E. Schruoff, City Clerk

Minutes of December 1, 2015  
Mayor and Board of Aldermen

\* still in violation  
10.27.15 / SH



Building Department  
201 Jeff Davis Ave.  
Long Beach, MS 39560  
228-863-1554

October 7, 2015

91 7199 9991 7035 1111 0441

MAGEE MICHAEL O. & PRENTISS  
10435 HUTTER RD  
GULFPORT, MS 39503

Re: Notice of Violation  
741 North Nicholson Ave; Long Beach, MS 39560  
Tax Parcel Number: 06110-01-031.000

After receiving a complaint and inspecting the above referenced property, it is in violation as listed below:

2012 IPCM. [A] 110.1 General: The code official shall order the owner of any premises upon which is located any structure, which in the code official judgment after review is so deteriorated or dilapidated or has become so out of repair as to be dangerous, unsafe, insanitary or otherwise unfit for human habitation or occupancy, and such that it is unreasonable to repair the structure, to demolish and remove such structure...

The purpose of this letter is to request that you inspect or have inspected the above referenced property and voluntarily have the violation corrected, within **fourteen (14)** days from date of this letter. Failure to comply 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. The board can then adjudicate the above property and may take action to bring the property into compliance and all cost in doing so will be assessed to the property or property owner.

Please notify my office by phone or by emailing at [jhayes@cityoflongbeachms.com](mailto:jhayes@cityoflongbeachms.com) 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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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, CFM  
Building Official

---

\*\*\*\*\*

Minutes of December 1, 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 first Tuesday in December, 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., Mark E. Lishen, Alan Young, City Clerk Rebecca E. Schruoff, and City Attorney James C. Simpson, Jr.

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

\*\*\*\*\*

The meeting was called to order and there were no announcements, presentations, proclamation, amendments or public comments to the agenda.

\*\*\*\*\*

Alderman Hammons made motion seconded by Alderman Griffin and unanimously carried to approve the public hearing and regular meeting minutes of the Mayor and Board of Aldermen dated November 17, 2015, as submitted.

\*\*\*\*\*

Alderman Hammons made motion seconded by Alderman Carrubba and unanimously carried to approve the regular meeting minutes of the Long Beach Port Commission dated November 19, 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 120115.

\*\*\*\*\*

There came on for consideration permit fees to cover third party inspections. Building Official Josh Hayes was called upon to answer questions and provide additional information regarding the electrical failure at the Harbor. After considerable discussion, it was the consensus of the Mayor and Board of Aldermen for Mr. Hayes to provide electrical permit fees charged for the harbor project based upon construction value and the matter was taken under advisement for further review and consideration at the next regular meeting, December 15, 2015.

\*\*\*\*\*

Minutes of December 1, 2015  
Mayor and Board of Aldermen

There came on for consideration a letter from the NMCB Family Readiness Group,  
as follows:

(Rec'd 11/19/15  
CS)



Mayor William "Billy" Skellie, Jr.  
P.O. Box 929  
LONG BEACH, MISSISSIPPI 39560  
Phone: (228) 863-1556

Mayor Skellie,

The NMCB 11 Family Readiness Group (FRG) would first like to thank you for all you have done as Mayor of Long Beach for our military and military families. The FRG is an organization that stands behind our battalion and supports the family during times of deployment as well as times of homeport. We try to lift the moral of the entire battalion. We also reach out and include those single sailors who are far from home and may not have any family in the area.

We as a battalion, a family, and an entire Seabee base have been blessed enough to be included in many of Long Beach's events for the military. I have two daughters in the Long Beach School district and I know that they have really enjoyed all of the extra activities that the schools have for them as military children.

On December 5th we are going to host our annual battalion Christmas Party. We have been lucky enough to secure the Long Beach Senior Center to hold this annual time of celebration. We have had events at the Senior Center in the past and were thankful for the use of this center. In the past we were blessed by the city of Long Beach to have the fee for the rental waived, which then allowed us to give back to our families in other ways. We were wondering if it would be possible for this same waive of these fees for the rental of the center for this Christmas event for our families. We plan to have a dinner and games as we celebrate the holidays as an organization.

We are very thankful for the city of Long Beach who gives back to their community and military families so frequently. We would like to wish you and your family a very warm and happy holiday season!

If you have any questions, comments, or even concerns please feel free to email me at Michelle.barkley@ymail.com or even call me at 757-319-9052. I would like to thank you again for your time and consideration or the waiving of these fees.

Thank you,

Michelle Barkley

NMCB 11 FRG President

Upon discussion, Alderman Parker made motion seconded by Alderman Young and unanimously carried to approve the request as set forth above, waiving fees in accordance with city policy for non-profit government affiliates.

\*\*\*\*\*

**Minutes of December 1, 2015**  
**Mayor and Board of Aldermen**

There came on for consideration the Community Service Program Guidelines and Community Service Agreement presented by Municipal Court Judge Bradley Rath, as follows:

**COMMUNITY SERVICE PROGRAM GUIDELINES**

(Effective as of October 1, 2015)

1. Pursuant to Miss. Code Ann. §21-37-7(2), as part of any sentence for contempt of court, or other fines ordered by the Court, and/or as a condition of any suspended sentence, Defendants may be ordered to perform a certain number of hours of community service, within the incorporated limits and for the benefit of the City of Long Beach, Mississippi.
2. The Community Service Program shall be put into use and maintained through a procedure adopted and approved, with consent of the Mayor, by the Municipal Court Judge. Creation and implementation of a Community Service Program shall not create a right of any person, or guarantee of any kind, for assignment or referral to any type of community service.
3. Defendants shall be assigned or referred to the Community Service Program only by order of the Municipal Court Judge or Judge Pro-Tempore. Community Service shall be ordered in lieu of a monetary fine; as an alternative to incarceration; as a condition of any suspended sentence; or, as a method by which indigent persons are legally enabled to satisfy fines resulting from and ordered in criminal cases.
4. Defendants shall earn credit toward fines owed at an hourly rate set by the Court for all work performed through the Community Service Program. The hourly rate shall be set by the Court in an amount determined to be fair and adequate under all relevant circumstances, but in no event shall the set hourly rate be less than the stated federal minimum hourly wage.
5. Unless otherwise ordered, all work performed through the Community Service Program shall be at a rate of ten dollars (\$10.00) per hour, and credited toward Defendant's fine. Credit shall be given and applied, first to the file in which community service is ordered; then, to any other fines owed by Defendant, beginning with the oldest outstanding fine.
6. Defendants shall be required to perform work directly for the benefit of the City of Long Beach. All work through the Community Service Program shall be performed within the City of Long Beach, and during the normal business hours, unless otherwise approved and ordered by the Court.
7. The total hours worked by each Defendant through the Community Service Program shall be reported and submitted to the Municipal Court Clerk at least once per month. No service hours will be combined with or given for any hours of community service work performed for any other court or agency.
8. All work performed through the Community Service Program shall be under the direction and supervision of an employee of the City of Long Beach. Such employee shall be the Director of Parks and Recreation, or may be an employee under the direction of the Director of Parks and Recreation or department head designated to oversee such work. Such designated employee or department head shall monitor the number of hours worked by each Defendant, and shall report same to the Court via a designated timesheet.
9. All work through the Community Service Program shall be performed in a reasonable and acceptable manner, as determined by the department head or designated employee. No credit will be given for incomplete work, or work performed unsatisfactorily or otherwise

Minutes of December 1, 2015  
Mayor and Board of Aldermen

not in conformity with generally accepted standards for the type of work performed.

- 10. For work performed through the Community Service Program, no credit shall be given for any Court ordered restitution; for unpaid costs and fees associated with any probation or drug screening services previously ordered by the Court; or, for other amounts ordered to be paid by Defendants over and above fines and assessments.
- 11. If Defendant fails to comply with any term of the ordered Community Service, non-compliance shall be reported to the Municipal Court Clerk and/or Municipal Court Judge. Non-compliance may result in Defendant being dismissed from the Community Service Program and/or cause to issue a warrant for Defendant's arrest or revocation of any suspended sentence.
- 12. Defendants ordered to perform community service shall execute a Community Service Agreement prior to performing any work. Such agreement should be prepared by the Municipal Court Judge and approved by the Attorney for the City of Long Beach, and shall include the following terms, statements, and averments:
  - a. Defendant certifies under oath that Defendant is indigent and financially unable to pay the ordered fines and/or that Defendant has volunteered to perform work through the Community Service Program in lieu of paying a monetary fine or incarceration;
  - b. Defendant certifies under oath that Defendant is in good physical and mental health; is not under the care of any physician; is not currently undergoing treatment for any ailment or infirmity; has not been deemed, and is not presently seeking to be deemed, disabled or otherwise unable to perform manual labor;
  - c. During scheduled work days, Defendants are responsible for providing their own transportation to and from the designated work location, and shall arrive for work on time, wearing proper attire; and, are responsible for providing their own meals during each work day;
  - d. Defendant's understanding that failure to complete the number of hours ordered, or what otherwise may constitute non-compliance, may result in immediate suspension from the community service program and/or being held in contempt of court;
  - e. Defendant shall execute a release and waiver of liability, or other hold harmless agreement, with regard to any injury which may occur while performing work through the Community Service Program.

ORDERED AND APPROVED, as of the \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
MUNICIPAL COURT JUDGE

\_\_\_\_\_  
MUNICIPAL COURT CLERK

Minutes of December 1, 2015  
Mayor and Board of Aldermen

IN THE LONG BEACH MUNICIPAL COURT  
IN AND FOR THE CITY OF LONG BEACH, MISSISSIPPI

State of Mississippi

v.

Case No. \_\_\_\_\_

Defendant \_\_\_\_\_

COMMUNITY SERVICE AGREEMENT

WHEREAS, I, the undersigned party and Defendant in this Cause, having been charged and convicted of certain misdemeanor crime(s) in the Municipal Court of the City of Long Beach, Mississippi on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_; and at said time, having requested community service; and thereafter, having been sentenced to provide a total of \_\_\_\_\_ hours of Community Service, in lieu of paying a fine of \$\_\_\_\_\_ and/or serving \_\_\_\_\_ days in jail, hereby acknowledge, understand, and agree, as follows:

- \_\_\_\_\_ 1. I acknowledge that I have received, read, and understand the terms of the *Community Service Program Guidelines*.
- \_\_\_\_\_ 2. I certify under oath that I am indigent or otherwise financially unable to pay the ordered fines, and that I have volunteered to perform work through the Community Service Program in lieu of paying a monetary fine or serving time in jail.
- \_\_\_\_\_ 3. I have the following physical, mental, or other medical conditions that may affect my ability to perform certain types of work (if none, state "none") \_\_\_\_\_

\_\_\_\_\_ Otherwise, I certify under oath that I am in good physical and mental health; not under the care of any physician; not currently undergoing treatment for any ailment or infirmity; have not been deemed, and am not presently seeking to be deemed, disabled or otherwise unable to perform manual labor.

- \_\_\_\_\_ 4. I acknowledge and understand that during scheduled work days, I am responsible for providing my own transportation to and from the designated work location, and that I shall arrive for work on time, wearing proper attire; and, am responsible for providing my own meals during each work day.
- \_\_\_\_\_ 5. I acknowledge and understand that any non-compliance may result in immediate dismissal from the Community Service Program and/or cause to issue a warrant for my arrest and/or revocation of any suspended sentence. I further acknowledge and understand that non-compliance includes, but is in no way limited to, the failure to report for any scheduled work; the failure to comply with any term of this *Agreement*; insubordination or failure to perform any work as instructed; intoxication or illegal drug

Minutes of December 1, 2015  
Mayor and Board of Aldermen

use; the violation of the law or any term of a suspended sentence; any conduct which is offensive, inappropriate, or otherwise unbecoming; and/or any other act that is disruptive to coworkers or the community.

- \_\_\_\_\_ 6. If I do not successfully complete all of the hours of community service work that I have been ordered to complete, I understand that I will be held in contempt of court. Specifically, I hereby acknowledge, agree, and stipulate that in any subsequent proceeding against me, my official timesheet will be used as evidence of the hours of community service I have completed.
- \_\_\_\_\_ 7. I acknowledge that I have received, read, understand, and have executed a *Waiver and Release of Liability* regarding my participation in the *Community Service Program*.
- \_\_\_\_\_ 8. I understand that my community service work detail may include cleaning, loading, bending, repetitive motions, walking, lifting, and other similar physical exertions and labors. I hereby expressly assume the risk of injury or harm in the activities relating to my community service work detail and release and forever discharge the City of Long Beach and its employees, agents, officers, and insurers from all liability for injury, illness, death, or property damage resulting from the activities associated with community service.
- \_\_\_\_\_ 9. I acknowledge and agree that I will in no way be considered, nor shall I hold myself out as an employee of the City of Long Beach, the Long Beach Municipal Court, or any other department, governmental agency, as a result of this community service. Further, I will not make any claim for wages, unemployment, or workers' compensation benefits from any sources as a result of my participation in the Community Service Program.
- \_\_\_\_\_ 10. I acknowledge and agree that I have read, understand and fully agree to the terms of this *Community Service Agreement*. Further, I confirm that I have signed this Agreement freely, voluntarily, under no duress or threat of duress, without inducement, promise or guarantee being communicated to me.

WITNESS my signature this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
 DEFENDANT  
 Address: \_\_\_\_\_  
 \_\_\_\_\_  
 Tel. (home): \_\_\_\_\_  
 Tel. (mobile): \_\_\_\_\_  
 Tel. (cell): \_\_\_\_\_  
 Tel. (other): \_\_\_\_\_

SWORN TO AND SUBSCRIBED before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Municipal Court Judge

## Minutes of December 1, 2015 Mayor and Board of Aldermen

**Jim Simpson**

---

**From:** Tom Sawyer <tsawyer@bbmiss.com>  
**Sent:** Monday, November 30, 2015 9:24 AM  
**To:** Jim Simpson  
**Subject:** Fwd: City of Long Beach: Liability & Workers Comp feedback needed asap  
**Attachments:** image001.jpg

FYI info precious email trail. Tom

**Tom Sawyer**  
**Brown & Brown of Mississippi, LLC**  
 P O Drawer AA  
Gulfport, MS 39502  
 Direct: 228-679-5974  
 Cell: 228-596-7400  
 Email: [tsawyer@bbmiss.com](mailto:tsawyer@bbmiss.com)



*Please remember that insurance coverage cannot be bound or changed by leaving an electronic message or voice mail message. Thank you.*

**CONFIDENTIALITY NOTICE**

*The information contained in this communication, including attachments is privileged and confidential. It is intended only for the exclusive use of the addressee. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us by telephone immediately.  
 Thank you.*

Sent from my iPhone

Begin forwarded message:

**From:** Jennifer Carter <[JCarter@msmsc.com](mailto:JCarter@msmsc.com)>  
**Date:** November 25, 2015 at 2:03:17 PM EST  
**To:** Crystal Gatlin <[cgatlin@bbmiss.com](mailto:cgatlin@bbmiss.com)>, Marion Alford <[MAIford@msmsc.com](mailto:MAIford@msmsc.com)>  
**Cc:** Tom Sawyer <[tsawyer@bbmiss.com](mailto:tsawyer@bbmiss.com)>  
**Subject:** RE: City of Long Beach: Liability & Workers Comp feedback needed asap

Crystal, see responses below. I trust this will answer your questions.

Questions:

Minutes of December 1, 2015  
Mayor and Board of Aldermen

- Would the City's current liability policy respond on behalf of work performed by the defendants? If not, could we endorse the policy to include coverage? **We would defend the city for liability. We do not endorse coverage for this.**
- What about workers comp? In case of injury to the defendants, would the City's workers comp policy respond? The defendants would be paid \$10 an hour **We would not cover work comp for a non-employee.**

I would appreciate any feedback.

On a separate note regarding Employee Benefits Liability & Employment Related Practices Liability- does the City have an exposure? If so, is this coverage available through MS Municipal? I'm aware that governmental plans are not subject to ERISA, but now sure about Employee Benefits Liability & Employment Related Practices Liability- your thoughts? **The defendant would not have "rights" for EPL coverage since not an employee. WC is not provided to inmates or defendants in this case scenario.**

Jennifer Carter  
MS Municipal Service Company

---

**From:** Crystal Gatlin [<mailto:cgatlin@bbmiss.com>]  
**Sent:** Tuesday, November 24, 2015 3:34 PM  
**To:** Jennifer Carter; Marion Alford  
**Cc:** Tom Sawyer  
**Subject:** City of Long Beach: Liability & Workers Comp feedback needed asap  
**Importance:** High

Hi Jennifer & Marion,

The City is looking to implement a Community Service Program that will allow defendants to work & pay off fines (see attached).

The program will be presented to the Mayor at the Board of Aldermen meeting on December 1 so I'm hoping for a response pretty quickly.

Questions:

- Would the City's current liability policy respond on behalf of work performed by the defendants? If not, could we endorse the policy to include coverage?
- What about workers comp? In case of injury to the defendants, would the City's workers comp policy respond? The defendants would be paid \$10 an hour

I would appreciate any feedback.

On a separate note regarding Employee Benefits Liability & Employment Related Practices Liability- does the City have an exposure? If so, is this coverage available through MS Municipal? I'm aware that governmental plans are not subject to ERISA, but now sure about Employee Benefits Liability & Employment Related Practices Liability- your thoughts?

Thanks so much,

---

Crystal M. Gatlin, BBA, CISR  
 Brown & Brown of Mississippi, LLC  
 P.O. Drawer AA | Gulfport, MS 39502  
 T 228.864.1550 x4007 | D 228.679.5977 | F 228. 868.3457  
[cgatlin@bbmiss.com](mailto:cgatlin@bbmiss.com)  
[www.bbinsurance.com](http://www.bbinsurance.com)

Judge Bradley Rath came forward to answer questions and provide additional information; discussion was held regarding insurance coverage as discussed in e-mails from Tom Sawyer, Brown and Brown of Mississippi, LLC.

After considerable discussion, Alderman Carrubba made motion seconded by Alderman Lishen and unanimously carried to approve the program and agreement, all as set forth above.

\*\*\*\*\*

The Mayor gave his report and official action was taken, as follows:

Minutes of December 1, 2015  
Mayor and Board of Aldermen

- Due to disturbances and damage to the roadway, Alderman Parker made motion seconded by Alderman Young and unanimously carried to post signs on Jeff Davis Avenue that read "NO TRUCK ROUTE" and "LOCAL DELIVERIES ONLY".
- Construction of a three-way stop at the intersection of Beatline Road and Lovers Lane was taken under advisement for further consideration and review at the next regular meeting, December 15, 2015.

\*\*\*\*\*

There came on for consideration a letter from Fire Chief Mike Brown, as follows:

***LONG BEACH FIRE DEPARTMENT***

*Chief Mike Brown*

645 Klondyke Road  
Long Beach MS 39560

Phone(228) 863-7292  
Fax (228) 868-0070

11/19/2015

Mayor Skellie  
City of Long Beach

Reference: Vehicle Purchase

Mayor Skellie,

I am requesting the approval to purchase a 2015 Ford F-150 pickup truck under state contract # 8200021746 in the amount of \$25,532.00 from fire rebate money, which is within my rebate budget. This money has been approved by the Mississippi State Insurance Commission (Rating Bureau) for the purchase. We have been having major mechanical problems with the 2004 Dodge Durango. If approved this Durango will be declared surplus and auctioned at a later date. If you have any questions concerning this matter please call me.

Thank You,



Chief Mike Brown

CC: File

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

Based upon the recommendation of Chief Brown, Alderman Parker made motion seconded by Alderman Young and unanimously carried to approve the vehicle purchase, utilizing Fire Rebate funds, all as set forth above.

\*\*\*\*\*

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 October 20, 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, "ELECTION OF SCHOOL TRUSTEE", as evidenced by the Publisher's Proof of Publication.

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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

Proof of Publication

STATE OF MISSISSIPPI

COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared Crista 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. 132 No., 23 dated 26 day of Oct, 2015
- Vol. 132 No., 30 dated 2 day of Nov, 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.

NOV 05 2015

Crista Brackett

Clerk

Sworn to and subscribed before me this 4 day of

Nov, A.D., 2015

Meri A. Jackson

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



LEGAL NOTICE  
ELECTION OF SCHOOL  
TRUSTEE  
THE CITY OF LONG BEACH,  
MISSISSIPPI  
NOTICE IS HEREBY GIVEN  
that the Mayor and Board of  
Aldermen of the City of Long  
Beach, Mississippi, at its first  
meeting in February, to be  
held at 5:00 o'clock p.m. on  
Tuesday, the 2nd day of  
February, 2016, at the City  
Hall Meeting Room in said  
City, or at such meeting to  
which the same may be  
recessed or adjourned, will  
consider and act upon the  
election of a Trustee to the  
Board of Trustees of the Long  
Beach Municipal Separate  
School District, required by  
law to be elected by said  
Mayor and Board of  
Aldermen.  
Any person desiring to be con-  
sidered an applicant for such  
office of trustee, or any person  
or civic organization desiring  
to submit the name of any per-  
son as an applicant, may do  
so by filing a curriculum vitae  
or resume with the City Clerk  
of said City at the City Hall in  
Long Beach, Mississippi, 201  
Jeff Davis Avenue, Post  
Office Box 828, Long Beach,  
MS 39560, on or before 5:00  
o'clock p.m., Friday, Novem-  
ber 20, 2015. The resume  
shall include, but is not limited  
to, the name, birthday, home  
address, email address and  
social security number of the  
applicant, his or her work his-  
tory and qualifications, and  
the name, address, birthday,  
social security number and  
present employment of the  
applicant's spouse, along with  
such other information as may  
be required by the Mayor and  
Board of Aldermen.  
ORDERED, this the 5th day  
of October, 2015.  
(Seal)  
Rebecca E. Schnuff, City  
Clerk  
ADV88.2.2MCN

The Clerk further reported that said Legal Notice was posted on the bulletin boards at City Hall, the Water Department, the Building Office, 201 Jeff Davis Avenue; and the bulletin board, Long Beach Public Library, 209 Jeff Davis Avenue. In addition, said Legal Notice was sent, via e-mail, to the Long Beach School District Central Office for distribution to all the schools in the district.

The Clerk reported that one (1) résumé was properly filed, as follows:

- Sandi Sawyer Dulaney  
5023 Beatline Road  
Long Beach, MS 39560

Minutes of December 1, 2015  
 Mayor and Board of Aldermen

Upon further discussion, it was noted for the record that interviews would not be necessary and Ms. Dulaney would be officially appointed at the first meeting in February, 2016.

\*\*\*\*\*

Alderman Carrubba made motion seconded by Alderman Ponthieux and unanimously carried to approve the installation of a new telephone system, City Hall, and to approve the agreement by and between Universal TelCom and the City of Long Beach, as follows:



Customer: City of Long Beach  
 Address: 201 Jeff Davis Avenue  
Long Beach, MS 39560  
 Phone Number: (228) 863-1556  
 Contact Name: Kini Gonsoulin

Quote Number: 8348  
 Date: 11/24/2015  
 Term of Contract: 36 months

Quantity	Part Number	Description	Item Price	Monthly	Installation
4	UTHST-MAIN#	Main Number - Includes Directory Listings, CLID Name/ Number, Call Records, Disaster Recovery, & E911.	\$10.00	\$40.00	\$200.00
18	UTHST-EXT	IP Ext - Includes Voice Mail, 5320 Phone	\$35.00	\$630.00	\$1,800.00
18	UTHST-5330	5330 Phone Upgrade (No Charge)	\$0.00	\$0.00	\$900.00
			\$0.00	\$0.00	\$0.00
			\$0.00	\$0.00	\$0.00
			\$0.00	\$0.00	\$0.00
			\$0.00	\$0.00	\$0.00
			\$0.00	\$0.00	\$0.00
			\$0.00	\$0.00	\$0.00
			\$0.00	\$0.00	\$0.00
18	UTHST-PWR	IP Phone Power Adapter	\$0.00	\$0.00	\$0.00

TOTAL INSTALLATION \$0.00  
 TOTAL MONTHLY\* \$670.00

\*Taxes Not Included: 1) USF (Universal Service Fund) This is a federal tax designed to ensure affordable telecommunication services. 2) A Regulatory Recovery Fee of \$1.50 will be charged monthly for each IP Extension to offset costs incurred by Universal TelCom in complying with inquiries and obligations imposed by federal, state and municipal regulatory bodies/governments and the compliance and expenses associated therewith. The regulatory fee will apply to every line assigned. 3) Prices for the monthly services and one-time fees do not include any customs duties, sales, use, excise, federal, state, local, or other similar taxes. All such taxes will be added to any amounts otherwise charged to you unless you provide us with an appropriate exemption certificate.

Authorized Signature: William Skellie Date: 12/1/15  
 Print Name: William Skellie, Jr Title: Mayor

By signing the Agreement, you agree 1) to timely pay the amounts set forth herein; 2) you have read, understand and agree to be bound by the general terms and conditions for Universal TelCom Services, which have been provided herewith or the specific terms of service which can be found at [www.universaltelcom.com](http://www.universaltelcom.com); and, agree that these general and specific terms and conditions are part of this agreement and apply to your use of the Universal TelCom Services provided pursuant to this agreement; and 3) you agree to be bound by the terms of Universal's Acceptable Use Policy.

14231 Seaway Rd., Suite F7  
 Gulfport, Mississippi 39503  
 (228) 863-4170 • UniversalComOne.com

Minutes of December 1, 2015  
Mayor and Board of Aldermen

Alderman Ponthieux made motion seconded by Alderman Griffin and unanimously carried acknowledging receipt of the Sep-Oct, 2015, Revenue/Expense Reports.

\*\*\*\*\*

There came on for consideration derelict properties and assessing cleaning costs for same; official action was taken as follows:

**Minutes of December 1, 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 305 Church Avenue, Long Beach, Mississippi, and assessed to Matthew Martin. After a discussion of the subject, Alderman Parker 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 305 CHURCH 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 305 Church 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 August 4, 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 September 15, 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 September 15, 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;

3. That the Mayor and Board of Aldermen having considered testimony evidence adduced at hearing regarding the condition of the subject property and the

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

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 uncleanliness 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 uncleanliness 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 205 Church Avenue, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0612G-02-049.000 and according to said tax records is owned by Matthew Martin, 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 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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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 total amount of Three Hundred Forty Seven & 13/100 Dollars (\$347.13), \$231.42 being the actual cost of such cleanup in accordance with the attached Exhibit A, together with a penalty of \$115.71, not more than One Thousand Five Hundred Dollars (\$1,500.00) or fifty percent (50%) of the actual cost of cleanup in accordance with Miss. Code Annotated Section 21-19-11, whichever is greater, as allowed by law, to be assessed against said parcel of land.

Alderman Young 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	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 December 1, 2015.



ATTEST:  
  
Rebecca E. Schuff, City Clerk

APPROVED:

William Skellie, Jr., Mayor

Minutes of December 1, 2015  
Mayor and Board of Aldermen



## Memo

**To:** MAYOR SKELLIE & BOARD OF ALDERMEN  
**From:** JOE CULPEPPER, ASSISTANT PROJECT MANAGER  
**CC:** REBECCA SCHRUFF, CITY CLERK  
**Date:** NOVEMBER 9, 2015  
**Re:** PROPERTY CLEANUP – 305 CHURCH AVENUE

---

Attached is the cost summary for cleaning an abandoned lot located at 305 Church Ave., Long Beach, MS, as directed by the Mayor and Board of Aldermen by letter dated October 13, 2015. Additionally, the work order outlining equipment, employees, time and materials used to perform this task is attached.

---

Minutes of December 1, 2015  
Mayor and Board of Aldermen

**JOB SITE:** 305 Church Ave., Long Beach, MS  
**SERVICE PERFORMED:** Trimmed, cleaned, removed hazards, and boarded up openings on the structure.

**DATE OF SERVICE:** November 5, 2015

**EQUIPMENT COST:**

String Trimmer – 5 hours @ \$5/hr 25.00

**TOTAL EQUIPMENT COST:** \$ 25.00

**TOTAL LABOR COST:** \$ 195.40

**FUEL CHARGE** \$ 11.02

**TOTAL PROJECT COST:** \$ 231.42

PLEASE REMIT EQUIPMENT COST TO: \$ 25.00

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

PLEASE REMIT LABOR & FUEL COST TO: \$ 206.42

Utility Partners, LLC  
P.O. Box 591  
Long Beach, MS 39560

\*

\*

Minutes of December 1, 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 604 East 5<sup>th</sup> Street, Long Beach, Mississippi, and assessed to T. G. and Ann Mcauliffe. After a discussion of the subject, Alderman Parker 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 604 EAST 5<sup>TH</sup> STREET, 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 604 East 5<sup>th</sup> Street, 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 August 18, 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 held September 15, 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 September 15, 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;
3. That the Mayor and Board of Aldermen having considered testimony evidence adduced at hearing regarding the condition of the subject property and the

\*\*\*\*\*

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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 uncleanliness 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 uncleanliness 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 604 East 5<sup>th</sup> Street, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0612A-01-060.000 and according to said tax records is owned by T. G. and Anne McAuliffe, 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 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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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 total amount of Two Hundred Forty One & 13/100 Dollars (\$241.13), \$41.13 being the actual cost of such cleanup in accordance with the attached Exhibit A, together with a penalty of \$200.00, not more than One Thousand Five Hundred Dollars (\$1,500.00) or fifty percent (50%) of the actual cost of cleanup in accordance with Miss. Code Annotated Section 21-19-11, whichever is greater, as allowed by law, to be assessed against said parcel of land.

Alderman Griffin 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	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 1<sup>st</sup> day of December, 2015.



ATTEST  
*Rebecca E. Schruoff*  
Rebecca E. Schruoff, City Clerk

APPROVED:

*William Skellie, Jr.*  
William Skellie, Jr., Mayor



## Memo

**To:** MAYOR SKELLIE & BOARD OF ALDERMEN  
**From:** JOE CULPEPPER, ASSISTANT PROJECT MANAGER  
**CC:** REBECCA SCHRUFF, CITY CLERK  
**Date:** NOVEMBER 9, 2015  
**Re:** PROPERTY CLEANUP – 604 EAST 5<sup>TH</sup> STREET

---

Attached is the cost summary for cleaning an abandoned lot located at 604 East 5<sup>TH</sup> ST. Long Beach, MS, as directed by the Mayor and Board of Aldermen by letter dated October 13, 2015. Additionally, the work order outlining equipment, employees, time and materials used to perform this task is attached.

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

**JOB SITE:** 604 East 5<sup>th</sup> St., Long Beach, MS

**SERVICE PERFORMED:** Bush hogged lot.

**DATE OF SERVICE:** November 2, 2015

**EQUIPMENT COST:**

Bush Hog – 1 hours @ \$15/hr	15.00
<b>TOTAL EQUIPMENT COST:</b>	<b>\$ 15.00</b>
<b>TOTAL LABOR COST:</b>	<b>\$ 24.17</b>
<b>FUEL CHARGE</b>	<b>\$ <u>1.96</u></b>
<b>TOTAL PROJECT COST:</b>	<b>\$ 41.13</b>

**PLEASE REMIT EQUIPMENT COST TO:** **\$ 15.00**  
 City of Long Beach  
 P.O. Box 929  
 Long Beach, MS 39560

**PLEASE REMIT LABOR & FUEL COST TO:** **\$ 26.13**  
 Utility Partners, LLC  
 P.O. Box 591  
 Long Beach, MS 39560

\*

\*

**Minutes of December 1, 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 715 Gardendale Avenue, Long Beach, Mississippi, and assessed to Kurt Hursell. After a discussion of the subject, Alderman Parker 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 715 GARDENDALE 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 715 Gardendale 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 August 4, 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 held September 1, 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 September 1, 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;

3. That the Mayor and Board of Aldermen having considered testimony evidence adduced at hearing regarding the condition of the subject property and the

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

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 715 Gardendale Avenue, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0611O-03-035.000 and according to said tax records is owned by Kurt Hursell, 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 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

Minutes of December 1, 2015  
Mayor and Board of Aldermen

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 total amount of Four Hundred Seventy Seven & 42/100 Dollars (\$477.42), \$318.28 being the actual cost of such cleanup in accordance with the attached Exhibit A, together with a penalty of \$159.14, not more than One Thousand Five Hundred Dollars (\$1,500.00) or fifty percent (50%) of the actual cost of cleanup in accordance with Miss. Code Annotated Section 21-19-11, whichever is greater, as allowed by law, to be assessed against said parcel of land.

Alderman Griffin 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	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 1<sup>st</sup> day of December, 2015.



ATTEST:  
*Rebecca E. Schruoff*  
Rebecca E. Schruoff, City Clerk

APPROVED:  
*William Skellie, Jr.*  
William Skellie, Jr., Mayor

Minutes of December 1, 2015  
Mayor and Board of Aldermen



## Memo

**To:** MAYOR SKELLIE & BOARD OF ALDERMEN  
**From:** JOE CULPEPPER, ASSISTANT PROJECT MANAGER  
**CC:** REBECCA SCHRUFF, CITY CLERK  
**Date:** NOVEMBER 9, 2015  
**Re:** PROPERTY CLEANUP – 715 GARDENDALE AVENUE

---

Attached is the cost summary for cleaning an abandoned lot located at 715 Gardendale Ave., Long Beach, MS, as directed by the Mayor and Board of Aldermen by letter dated October 13, 2015. Additionally, the work order outlining equipment, employees, time and materials used to perform this task is attached.

---

**Minutes of December 1, 2015  
Mayor and Board of Aldermen**

**JOB SITE:** 715 Gardendale Ave., Long Beach, MS

**SERVICE PERFORMED:** Bush hogged, trimmed, cleaned and removed hazards (pool) from lot.

**DATE OF SERVICE:** November 2, 2015

**EQUIPMENT COST:**

Bush Hog – 1 hours @ \$15/hr	15.00
String Trimmer – 2 hours @ \$5/hr	10.00

**TOTAL EQUIPMENT COST: \$ 25.00**

**TOTAL LABOR COST: \$ 278.12**

**FUEL CHARGE \$ 15.16**

**TOTAL PROJECT COST: \$ 318.28**

**PLEASE REMIT EQUIPMENT COST TO: \$ 25.00**

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

**PLEASE REMIT LABOR & FUEL COST TO: \$ 293.28**

Utility Partners, LLC  
P.O. Box 591  
Long Beach, MS 39560

Minutes of December 1, 2015  
Mayor and Board of Aldermen

\*\*\*\*\*

The City Attorney updated the Mayor and Board of Aldermen regarding the electrical failure at the harbor and a meeting scheduled with the responsible contractor; no official action was required or taken.

\*\*\*\*\*

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

\*\*\*\*\*

There being no further business to come before the Mayor and Board of Aldermen at this time, Alderman Parker 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. Schruoff, City Clerk