

MUNICIPAL DOCKET

REGULAR MEETING OF JANUARY 19, 2016

363

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 HEARING**
 - 1. Comprehensive Zone Change-From R-1 Single Family to R-2 Low Density Multi-Family Residential East of Cleveland Avenue, South of Allen Road, North of East Old Pass Road, West of McCaughan Avenue**
- V. BIDS**
 - 1. Award-Municipal Depository**
- VI. ANNOUNCEMENTS; PRESENTATIONS; PROCLAMATIONS**
- VII. AMENDMENTS TO THE MUNICIPAL DOCKET**
- VIII. * PUBLIC COMMENTS-AGENDA ITEMS ONLY**
- IX. APPROVE MINUTES:**
 - 1. MAYOR AND BOARD OF ALDERMEN**
 - a. January 5, 2016-Public Hearings; Regular**
 - 2. PLANNING COMMISSION**
 - a. January 14, 2016**
- X. APPROVE DOCKET OF CLAIMS NUMBER(S):**
 - 1. 011916**
- XI. NEW BUSINESS**
 - 1. Special Event Application-CALB Mardi Gras Parade (Mike Gundlach, President, CALB; Angie Johnson)**
 - 2. Dedication of Road-Florine Theodore; Rev. Benjamin Simpson**
 - 3. Resignation Robert Morrison-Long Beach Tree Board**
 - 4. Appointment to Long Beach Tree Board; Present-July, 2017**
 - 5. Community-Wide Super Bowl Fellowship-Church of the Good Shepherd; Recreation Facility**
- XII. UNFINISHED BUSINESS**
 - 1. Update-Sea Oaks Drainage & Detention Pond**
- XIII. DEPARTMENTAL BUSINESS**
 - 1. MAYOR'S OFFICE**
 - a. Resolution-Harrison County Board of Supervisors; Pave Parking Lot Girls Softball Field**
 - 2. HARBOR**
 - a. Final Acceptance-FY2015 Excursion Pier; M&D Construction, Co., Inc.**
 - b. Final Acceptance-West Fishing Pier Improvements; M&D Construction Co., Inc.**
 - 3. PERSONNEL**
 - a. Fire Department-(1) EMT Pay**
 - b. Police Department-(7) Step Increases**
 - 4. PUBLIC WORKS**
 - a. Declare Surplus Property**
 - 5. CITY CLERK**
 - a. June O'Neal-Cemetery Property**
 - b. December, 2015, Revenue/Expense Report**
 - c. FY 2015-2016 Budget Amendments-Utility Billing**
 - 6. DERELICT PROPERTIES-DISCUSSION/SCHEDULE PUBLIC HEARINGS**
 - a. Resolution-Assess Cleaning Costs; 0 Beach View Circle**
- KIV. REPORT FROM CITY ATTORNEY**
- KV. * PUBLIC COMMENTS-MATTERS NOT APPEARING ON THE AGENDA**
- XVI. ADJOURN (OR) RECESS**

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

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

Be it remembered that a public hearing before the Mayor and Board of Aldermen, Long Beach, Mississippi, was begun and held, at 5:00 o'clock p.m., Tuesday, the 19th day of January, 2016, 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 hearing.

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

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

The public hearing was called to order to consider a Comprehensive Zoning Map Change from R-1 Single-Family Residential to R-2 Low Density Multi-Family Residential for property generally described as encompassing the east of Cleveland Avenue, south of Allen Road, north of East Old Pass Road and west of McCaughan Avenue; said zoning map change was approved by the Long Beach Planning Commission at a public hearing duly held and convened on July 23, 2015.

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 December 16, 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, Public Hearing, as evidenced by the Publisher's Proof of Publication.

Alderman Ponthieux made motion seconded by Alderman Griffin and unanimously carried to spread said Proof of publication upon the record of this public hearing in words and figures, as follows:

Minutes of January 19, 2016
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 1 times in the following numbers and on the following dates of such paper, viz:

- Vol. 132 No., 79 dated 21 day of Dec, 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____
- 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.

DEC 23 2015 Crista Brackett
Clerk

Sworn to and subscribed before me this 21 day of Dec, 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



LONG BEACH, MISSISSIPPI
LEGAL NOTICE
PUBLIC HEARING
NOTICE IS HEREBY GIVEN, that, in accordance with Article XIX of the Comprehensive Long Beach Unified Land Ordinance (698) of the City of Long Beach, Mississippi (2015) as amended, the Mayor and Board of Aldermen, City of Long Beach, will conduct a public hearing, Tuesday, January 19, 2016, at 5:00 o'clock p.m., City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, 39560, for the purpose of considering a comprehensive zoning map change.

The City of Long Beach, P.O. Box 929, Long Beach, MS 39560, filed an application for a Zone Map change in accordance with the Comprehensive Long Beach Unified Land Ordinance. The City is proposing to change the zoning classification from R-1, Single-Family Residential to R-2, Low Density Multi-family Residential for property generally described as encompassing the East of Cleveland Avenue, South of Allen Road, North of East Old Pass Road and West of McCaughan Avenue.

A map of the subject area is available for view in the Building Official's Office located in City Hall, 201 Jeff Davis Avenue.

The purpose of this proposed change is to promote uniform development and improve public safety, thereby enhancing the quality of life for all Long Beach residents. The comprehensive zoning map change was approved by the Long Beach Planning Commission at a public hearing duly held and convened on Thursday, July 23, 2015.

The City encourages all residents, groups and organizations to contact the City if they have any questions concerning the petition.

ORDERED, this the 18th day of December, 2015, by the Mayor and Board of Aldermen, Long Beach, Mississippi.

/s/ signed
Rebecca E. Bohrer
City Clerk
ADV21,IMCN
1509288

The Clerk further reported that said Legal Notice of Public Hearing was posted at City Hall, the Water Department, and the Building Office, 201 Jeff Davis Avenue; the Long Beach Public Library, 209 Jeff Davis Avenue; and the city's official website, www.cityoflongbeachms.com.

Alderman Ponthieux made motion seconded by Alderman Griffin and unanimously carried to make the July 23, 2015, minutes of the Long Beach Planning Commission a part of the record of this public hearing, on file in the Office of the City Clerk.

Minutes of January 19, 2016
Mayor and Board of Aldermen

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The Mayor opened the floor for public comments in favor of the Comprehensive Zoning Map Change and no one came forward to be heard.

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The Mayor opened the floor for public comments in opposition to the Comprehensive Zoning Map Change and no one came forward to be heard.

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There being no public comments, Alderman Carrubba made motion seconded by Alderman Parker and unanimously carried to close the public.

Upon discussion, it was noted for the record that, during the 2013 city-wide comprehensive re-zoning, the area should have been zoned R-2 Low Density Multi-Family Residential, however, was erroneously zoned R-1 Single Family.

There being no further discussion, official action was taken as follows:

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

ORDINANCE NO. 617

**AN ORDINANCE BY THE MAYOR AND BOARD OF ALDERMEN OF
THE CITY OF LONG BEACH, MISSISSIPPI AMENDING THE
OFFICIAL COMPREHENSIVE ZONING MAP, AND FOR RELATED
PURPOSES.**

WHEREAS, the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, having made due investigation therefore, do now find, determine adjudicate and declare as follows:

(A) The Official Comprehensive Zone Map of the City of Long Beach has been heretofore adopted by the Mayor and Board of Aldermen of the City of Long Beach to reflect the zoning classification of all property within the City of Long Beach as it was at the time of adoption of said Comprehensive Zone Map.

(B) Upon petition of citizens or upon motion and action of the City, the Mayor and Board of Aldermen of the City of Long Beach have from time to time effected changes in the zoning classification of one or more parcels or properties within the City of Long Beach, recognizing changed circumstances, mistake or such lawful basis for the said changes as shown at the time of the action, and as a result of such occasional revisions to the zoning classification of parcels the official zoning map should be amended to reflect such occasional changes in zoning classifications of property or properties adopted by action of the by Mayor and Board of Aldermen of the City of Long Beach.

(C) That the Planning Commission of the City of Long Beach has proposed a Comprehensive Zone Map change map to reflect changes in circumstances and area, public need, mistake, and other lawful reasons to rezone certain areas or properties within the City of Long Beach.

(D) That on July 23, 2015 the Planning Commission of the City of Long Beach conducted a public hearing reviewed a proposed Comprehensive Zone Map change for the area described generally described as encompassing the East of Gardendale Avenue, South of Allen Road, North of Old Pass Road and West of McCaughan Avenue, all as more particularly shown on the map thereof contained within the minutes of the July 23,

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

2015 Planning Commission meeting.

(E) That the recommended proposed change to the Comprehensive Zone Map by the Planning Commission was duly considered at such public hearing and regular meeting of said Planning Commission, and after public hearing, input, and thorough consideration as to all relevant factors required and available under law, the Planning Commission adopted same and recommended approval thereof by the Mayor and Board of Aldermen as reflected in the official minutes of said meeting.

(F) That pursuant to legal notice published and given for the time and in the manner provided by law, the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, did meet at 5:00 o'clock p.m. on Tuesday, the 19th day of January, 2016 at the City Hall in said City at the time, place and date fixed in said legal notice, and did on such date conduct a public hearing at which hearing all parties interested in or opposed to adoption of the change proposed to the Comprehensive Zone Map were given an opportunity to be heard and allowed to make oral and/or written comment to such proposed changes, which proposed changes to the map were then and there on file and had been on file during the period of said notice in the office of the City Clerk at the City Hall in said City, available for public inspection and examination by any and all parties interested in or opposed to the proposed changes to the map, all as more particularly hereinafter set forth in this ordinance.

(G) That, as a result of the aforesaid public hearing and after consideration by the Mayor and Board of Aldermen of the testimony and evidence presented, and after due deliberation, the Mayor and Board of Aldermen did then find, and do now find, determine, adjudicate and declare that mistakes have been discovered that were made in certain areas when the Comprehensive Zone Map was adopted, such that the rezoning of the particular areas as reflected by the proposed changes to the comprehensive zone map adopted hereby is needed and is clearly justified; that public need exists for changing the zoning of certain districts to reflect the correct and intended proper zoning for the

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

various neighborhoods of the City as well as to provide for and foster orderly development and growth of the City in accordance with a comprehensive plan.

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

Section 1. That the Mayor and Board of Aldermen having considered the comments and testimony at the said hearing, all of the documentary evidence submitted into evidence and their own knowledge and familiarity of the City of Long Beach hereby find and adjudicate as follows:

(a) That the clear and convincing evidence established that the City is in need of changing the Comprehensive Zone Map to correct a mistake included therein, and further, such action is fully supported by the opinion of the Long Beach Planning Commission;

(b) That the clear and convincing evidence establishes the both the error and the public need for the said amendment;

(c) The changes will not be detrimental to present and potential uses but will have a beneficial effect, which could not be achieved without the map changes.

(d) The proposed change is in conformance with the general intent of the Comprehensive Master Plan of the City.

Section 2. That the Zoning Ordinances of the City of Long Beach and the official Comprehensive Zone Map created and enacted thereby should be and hereby are amended to define, include, approve and designate and incorporate the change to the Comprehensive Zone Map of the City of Long Beach as hereinabove described generally as encompassing the East of Gardendale Avenue, South of Allen Road, North of Old Pass Road and West of McCaughan Avenue, all as more particularly shown on the map thereof contained within the minutes of the July 23, 2015 Planning Commission meeting and attached hereto, and that hereafter, the same be adopted and incorporated into the official Comprehensive Zone Map of the City of Long Beach.

Minutes of January 19, 2016
Mayor and Board of Aldermen

Section 3. This Ordinance and Resolution of the Mayor and Board of Aldermen of the City of Long Beach shall be deemed effective in the manner and time prescribed by law.

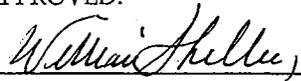
The City Clerk is hereby ordered to publish this Ordinance and Resolution in the manner and time required by law.

Alderman Parker made motion to approve the Ordinance creating a new official zoning map with legal descriptions. Alderman Griffin seconded the motion and the question being put to a roll call vote the result was as follows:

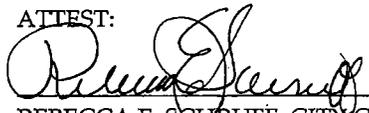
Alderman Bernie Parker	voted aye
Alderman Gary J. Ponthieux	voted aye
Alderman Kelly Griffin	voted aye
Alderman Alan Young	voted aye
Alderman Leonard G. Carrubba, Sr.	voted aye
Alderman Mark E. Lishen	voted aye
Alderman Ronnie Hammons, Jr.	voted aye

The question having received the affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and the said Ordinance Number 617 adopted and approved this, the 19th day of January, 2016.

APPROVED:


WILLIAM SKELLIE, JR., MAYOR

ATTEST:


REBECCA E. SCHRUFF, CITY CLERK

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

Be it remembered that a regular meeting of the Mayor and Board of Aldermen, Long Beach, Mississippi, was begun and held at 5:00 o'clock p.m., Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, in said City, it being the third Tuesday in January, 2016, 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 Clerk reported that, pursuant to that certain order of the Mayor and Board of Aldermen at a regular meeting duly held and convened on December 15, 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 to Financial Institutions, as evidenced by the Publisher's Proof of Publication.

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

Minutes of January 19, 2016
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 1 times in the following numbers and on the following dates of such paper, viz:

- Vol. 132 No., 74 dated 16 day of Dec, 20 15
- 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 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____

Affiant further states on oath that said newspaper has been established and published continuously in said county for a period of more than twelve months next prior to the first publication of said notice.

Crista Brackett

DEC 17 2015

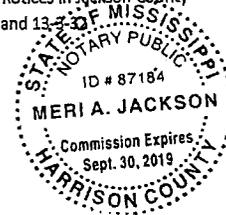
Clerk

Sworn to and subscribed before me this 16 day of Dec, A.D., 20 15

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



NOTICE TO FINANCIAL INSTITUTIONS
IN ACCORDANCE with Section 27-105-305 and Section 27-105-353 of the Mississippi Code 1972, Annotated, the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, hereby give notice that bids will be received from all financial institutions qualifying under the requirements as set forth in Section 27-105-315 of the Mississippi Code 1972, Annotated, until 10:00 a.m., Tuesday, January 12, 2016, for the privilege of keeping municipal funds, or any part thereof, for a period of two (2) years. The bids or proposals shall designate the kind of security as authorized by law which the financial institutions propose to give as security for the funds. Sealed bids should be mailed to the City Clerk, P.O. Box 929, Long Beach, Mississippi, 39060, or hand-delivered to City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, prior to the deadline for bid opening.
ORDERED, this 16th day of December, 2015, by the Mayor and Board of Aldermen, Long Beach, Mississippi.
Attest:
Rebecca E. Schuff, City Clerk
ADV16,1WED 1509310

The Clerk further reported that one (1) proposal was properly filed, publicly opened and read aloud on Tuesday, January 12, 2016, at 10:00 a.m., in the Office of the City Clerk, City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, by City Clerk Rebecca E. Schuff and Comptroller Kini Gonsoulin; said proposals are as follows:

Minutes of January 19, 2016
Mayor and Board of Aldermen



January 12, 2016

Rebecca E. Schruff, City Clerk
City of Long Beach
201 Jeff Davis Ave.
Long Beach, MS 39560

Dear Ms. Schruff,

Pursuant to your request for bids to be submitted for the privilege of acting as your depository, the undersigned Hancock Bank, submits this, its bid therefore and application to be designated as depository for the accounts now with said Bank and any other accounts for which we may be designated depository.

We agree to furnish legal security for the faithful performance of such duties as depository as provided by statute in the sum required by the laws of the State of Mississippi, the securities pledged to be of proper type and amount as required by law.

We will clear all checks and warrants against sufficient funds on a par basis and all transfers of funds and receipts will be handled at par.

We agree to pay interest on the deposits when requested in accordance with Mississippi statutes. Hancock Bank would like to offer a fixed rate of 0.30% apy. **These deposit accounts will have no service charges.**

Hancock Bank is pleased to offer its cash management services free of any service charges. With this internet product you will be able to perform and obtain info reporting, balance inquiries, stop payments, wire transfers, ACH transfers, payroll direct deposit, check imaging and electronic record storage via CD-ROM.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Jennifer Papania King".

Jennifer Papania King
Banking Officer / Relationship Manager
Institutional Banking
228-563-5706

Post Office Box 4019 • Gulfport, MS 39502
1-800-522-6542 • hancockbank.com



Minutes of January 19, 2016 Mayor and Board of Aldermen

ONVIA

Jennifer King, Hancock Bank

Account Manager: [Tam Nguyen](#) 208-373-9537
[\[Help & Support\]](#)

Type: RFP/RFI/RFQ
 Project Name: privilege of keeping municipal funds
 Agency: City of Long Beach
 Location: Long Beach, MS 39560
 Level Of Government: City and Town
 Submittal/Due Date: **1/12/2016 10:00 AM** Due in 26 days
 Publication Date: 12/16/2015
 Last Updated Date: 12/16/2015
 Onvia Reference #: RFP:30676149

 [View Map](#) [Print This](#) [Send This](#)**Specifications**

Description: NOTICE TO FINANCIAL INSTITUTIONS IN ACCORDANCE with Section 27-105-305 and Section 27-105-353 of the Mississippi Code 1972, Annotated, the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, hereby give notice that bids will be received from all financial institutions qualifying under the requirements as set forth in Section 27-105-315 of the Mississippi Code 1972, Annotated, until 10:00 a.m., Tuesday, January 12, 2016, for the privilege of keeping municipal funds, or any part thereof, for a period of two (2) years. The bids or proposals shall designate the kind of security as authorized by law which the financial institutions propose to give as security for the funds. Sealed bids should be mailed to the City Clerk, P.O. Box 929, Long Beach, Mississippi, 39560, or hand delivered to City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, prior to the deadline for bid opening. ORDERED, this the 15th day of December, 2015, by the Mayor and Board of Aldermen, Long Beach, Mississippi. /s/signed Rebecca E. Schuff, City Clerk ADV16,1WED 1569319

Products and Services: **Primary:** Commercial banking services

Categories: Banking Services

Agency Contact

Agency: City of Long Beach
 Owner Address: 201 Jeff Davis Ave.
 Long Beach, Mississippi 39560
 Owner Phone: p: (228) 863-1556
 Owner Website: <http://www.cityoflongbeachms.com/>

Minutes of January 19, 2016
Mayor and Board of Aldermen

STATE OF MISSISSIPPI

Office of the State Treasurer



Having complied with all the requirements of law, and having placed approved securities with the State Treasurer of Mississippi, Hancock Bank is hereby appointed a

STATE DEPOSITORY

for a term of one year ending the **thirtieth (30th)** day of **November, 2016**, and is hereby authorized and empowered to receive and disburse, according to law, any and all State Funds, there offered for demand deposits and for investment in Time Certificates of Deposit or other authorized securities, but shall not have on deposit at any time an amount exceeding that authorized by Section 27-105-9, Mississippi Code (1972) as amended, or other applicable law or regulation unless otherwise ordered by the State Treasurer.

In witness whereof, the State Treasurer has ordered this Commission issued and has duly signed and affixed the Seal of the Office of the Treasurer of the State of Mississippi thereto on this the **first day of December, 2015**.

A handwritten signature in cursive script, appearing to read "Lynn Fitch".

Lynn Fitch
Treasurer of the State of Mississippi

The aforementioned proposal was taken under advisement for review and tabulation with a recommendation from the comptroller, as follows:

Minutes of January 19, 2016
Mayor and Board of Aldermen

Comptroller's Office

Memo

To: Becky Schruff
From: Kini Gonsoulin
Date: 1/12/2016
Re: Municipal Depositories Bid 2016

We received only one bid from the following bank:

Hancock Bank

The City currently has checking accounts and certificates of deposit at Hancock Bank, and The First.

My recommendation would be consolidate all the City's checking accounts at Hancock Bank. This would streamline our banking transactions. This would require that we close two accounts at the First (our old Payroll account, and the Unemployment fund), and open one new account at Hancock Bank (Unemployment fund).

I would also recommend that we name Hancock Bank as the City's Municipal Depository for the next two years. Since our CD at The First has renewed for an 18 month term, it will have to remain there until they mature in July 2016, and at that time it should be moved to the City's approved depository.

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

Based upon the recommendation of the city comptroller, Alderman Carrubba made motion seconded by Alderman Hammons and unanimously carried to award the privilege of keeping municipal funds, or any part thereof, for a period of two (2) years to Hancock Bank, all as set forth above.

There were no announcements, presentations, proclamations, amendments, or comments to the municipal docket.

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

Alderman Ponthieux 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 December 15, 2015, as submitted.

Alderman Ponthieux made motion seconded by Alderman Lishen and unanimously carried to approve the public hearing and regular meeting minutes of the Long Beach Planning Commission dated January 14, 2016, as submitted, requesting that the Planning Commission and Planning Consultant Bill Hessel review the regulations regarding tourist homes, daily/weekly rentals, and contact other cities to determine their guidelines regarding hotel room type taxes, restrictions, etc.

Alderman Ponthieux made motion seconded by Alderman Young and unanimously carried to approve payment of invoices as listed in Docket of Claims number 011916.

There came on for consideration the Special Event Application, Carnival Association of Long Beach Mardi Gras Parade and the Mayor recognized Ms. Angie Johnson.

Upon discussion, it was determined that the Carnival Association will provide three (3) additional light stands and a total of six (6) port-o-lets along the parade route where needed; and the city will utilize their two (2) light stands and open the restrooms at the Town Green.

Alderman Young made motion seconded by Alderman Ponthieux and unanimously carried to approve the Special Event Application, Carnival Association of Long Beach Mardi Gras Parade, as follows:

Minutes of January 19, 2016
Mayor and Board of Aldermen

LBCA Mardi Gras
Parade
January 30, 2015
Saturday
6:00 P.M.

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

Date Received By Clerk's Office: CS Time: 1:50 By: CS

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

Sponsoring Organization's Legal Name: CARNIVAL ASSOCIATION OF LONG BEACH

Organization Address: PO Box 120 Long Beach, MS 39560

Organization Agent: EDDIE SEAL Title: PARADE CHAIRMAN

Phone: 228-326-7207 Work Home 228-863-5525 During event 228-326-7207

Agent's Address: 404 HALEY ST LONG BEACH, MS 39560

Agent's E-Mail Address: EDDIESEAL@CABLEONE.NET

Event Name: CARNIVAL ASSOCIATION OF LONG BEACH MARDI GRAS PARADE

Please give a brief description of the proposed special event: MARDI GRAS PARADE

STARTING AT 6:00 PM AT LBHS STADIUM PROCEEDING SOUTH ON CLEVELAND

AVE, WEST ON RAILROAD ST, SOUTH ON JEFF DAVIS AVE, EAST ON FIFTH ST

NORTH ON CLEVELAND, WEST ON FIRST ST, NORTH ON JEFF DAVIS, EAST ON RAILROAD TO CLEVELAND.

Event Day(s) & Date(s): 1/30/16 Event Time(s): 6:00 PM

Set-Up Date & Time: 1/29/16 9:00AM Tear-Down Date & Time: 2/1/16 9:00AM

Event Location: REVIEWING STAND ON JEFF DAVIS AT CITY HALL

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

How many years has this event occurred? 40

ADOPTED: 11.15.11-BOARD ACTION

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

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

STREET CLOSURES: Start Date/ Time: 1/30 5:00 PM through Date/ Time 1/30 8:00 PM

RESERVED PARKING: Are you requesting reserved parking? YES NO

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

REVIEWING STAND AREA IN FRONT OF CITY HALL ALONG JEFF DAVIS

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

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

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

If yes, what time? _____ Until _____

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

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

ATTENDANCE: What is the expected (estimated) attendance for this event? 10,000 +

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

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

REST ROOMS: Are you planning to provide portable rest rooms at the event? YES NO

If yes, how many? 2 AT REVIEWING STAND

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

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

POLICE TO LEAD PARADE AND CLOSE STREETS AT THE PREVIOUSLY
NOTED TIMES.

ADOPTED: 11.15.11-BOARD ACTION

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

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

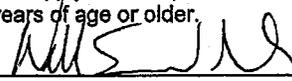
CERTIFICATION AND SIGNATURE: I understand and agree on behalf of the sponsoring organization that: A Certificate of Insurance must be provided which names the City of Long Beach as an additional named insured party on the policy or I am requesting that Board of Aldermen waive the insurance requirement for this Low Hazard Event as identified in paragraph above related to insurance, and I have executed the Hold Harmless and Indemnification Agreement on behalf of the event sponsor.

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

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

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

12/15/15
Date


Signature of Sponsoring Organization's Agent

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

ADOPTED: 11.15.11-BOARD ACTION

Minutes of January 19, 2016
Mayor and Board of Aldermen

Event Title: CALB MAROI GRAS PARADE

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

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

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

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

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

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

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

Have businesses been notified for street closures?: YES NO

Reason for disapproval: _____

Any special requirements/conditions Additional lighting between Burke & Cleveland
on 5th St, and multiple on 1st St. 12 ADDITIONAL PORT-O-LETS
AROUND PARADE ROUTE
Insurance/Indemnification Received: YES

Insurance Approved: YES

Board of Aldermen Approved: _____ Denied: _____

Approval/ Denial Mailed: _____

ADOPTED: 11.15.11-BOARD ACTION

Minutes of January 19, 2016
 Mayor and Board of Aldermen

BUSINESSOWNERS GENERAL LIABILITY COVERAGE PART DECLARATIONS							
Policy No. NBP2551522				Effective Date: 06/15/2015 12:01 AM STANDARD TIME			
DETAILS OF INSURANCE							
Liability and Medical Expenses						\$1,000,000	
Medical Expense (per person)						\$5,000	
Damages To Premises Rented To You (Any One Premises)						\$100,000	
An Aggregate Limit of Liability applies to this Coverage as defined in SECTION II - LIABILITY, paragraph D.4. of the Businessowners Coverage Form.							
LOCATION OF PREMISES OWNED, RENTED OR OCCUPIED							
<i>Location</i>	<i>Address</i>					<i>Territory</i>	
1	20010 Patton Road, Long Beach, MS 39560					001	
PREMIUM COMPUTATION							
<i>Loc</i>	<i>Classification</i>	<i>Code No.</i>	<i>Premium Basis</i>	<i>Rate</i>		<i>Advance Premium</i>	
				<i>Pr/Co</i>	<i>All Other</i>	<i>Pr/Co</i>	<i>All Other</i>
1	Charitable Organization - no premises owned or leased - Not-for-Profit only	41670	137 Per Members	0.000	2.885	\$0	\$395
MINIMUM PREMIUM FOR GENERAL LIABILITY COVERAGE PART:						\$450	
TOTAL PREMIUM FOR GENERAL LIABILITY COVERAGE PART:						\$450 MP	
(This Premium may be subject to adjustment) MP - minimum premium							
Coverage Form(s)/Part(s) and Endorsement(s) made a part of this policy at time of issue: <div style="text-align: center;">See Form EOD (01/95)</div>							
THESE DECLARATIONS ARE PART OF THE POLICY DECLARATIONS CONTAINING THE NAME OF THE INSURED AND THE POLICY PERIOD.							

Minutes of January 19, 2016
 Mayor and Board of Aldermen

PROFESSIONAL LIABILITY COVERAGE PART DECLARATIONS

PLEASE READ YOUR POLICY CAREFULLY.

THIS IS A CLAIMS MADE POLICY COVERAGE FORM AND UNLESS OTHERWISE PROVIDED HEREIN, THE COVERAGE OF THIS FORM IS LIMITED TO LIABILITY FOR CLAIMS FIRST MADE DURING THE POLICY PERIOD, OR THE EXTENSION PERIOD, IF APPLICABLE. DEFENSE COSTS SHALL BE APPLIED AGAINST THE RETENTION.

No. **NBP2551522**

Effective Date: **06/15/2015**
 12:01 AM STANDARD TIME

ITEM I. PARENT ORGANIZATION AND PRINCIPAL ADDRESS

CARNIVAL ASSOCIATION OF LONG BEACH INC
PO BOX 120
LONG BEACH, MS 39560

ITEM II. POLICY PERIOD: (MM/DD/YYYY) From: 06/15/2015 To: 06/15/2016

Coverage Part A: Non Profit Directors and Officers Liability

ITEM III. LIMITS OF LIABILITY

a. Non Profit Directors & Officers	\$1,000,000	EACH CLAIM
b. Non Profit Directors & Officers	\$1,000,000	IN THE AGGREGATE

ITEM IV. RETENTION: \$0 EACH CLAIM

ITEM V. PREMIUM: \$744

Coverage Part B: Employment Practices Liability

ITEM III. LIMITS OF LIABILITY

a. Employment Practices	NOT COVERED
b. Employment Practices	

ITEM IV. RETENTION: NOT COVERED

ITEM V. PREMIUM: NOT COVERED

ITEM VI. Coverage Form(s)/Part(s) and Endorsement(s) made a part of this policy at time of issue:
 See Endorsement EOD (01/95)

THESE DECLARATIONS ARE PART OF THE POLICY DECLARATIONS CONTAINING THE NAME OF THE INSURED AND THE POLICY PERIOD.

Minutes of January 19, 2016 Mayor and Board of Aldermen

M.J. Kelly South, Inc.
103 Millcreek Corners Suite B
Brandon, MS 39047
Tel: :: Fax:

<p>To:</p> <p>Attn:</p> <p>From: Jennifer Different</p> <p>Applicant: Carnival Association of Long Beach</p> <p>State: MS</p> <p>Policy Type: Commercial General Liability</p> <p>Policy Period: 01/30/2016 - 01/31/2016</p>	<p style="text-align: center;">PLEASE BIND EFFECTIVE</p> <p>Circle Desired Premium Option(s) Below. No coverage is bound until confirmed by our official Quote is Valid for 60 DAYS.</p> <p style="text-align: center;">Signature</p>
---	--

Premium Summary	
General Liability	\$1,081.00
Total Premium	\$1,081.00
Total Fees	\$100.00
Total Taxes	\$85.62
Grand Total	\$1,266.62

Fees & Taxes	
fee	\$100.00
SL Tax	\$47.24
Stamping Fee	\$2.95
Non-Admitted	\$35.43
Policy Fee	
Commission	%

Quoted By
Western World Insurance Company (BEST RATING: A Excellent ; Non-Admitted)

We offer the following quote subject to:

Fully completed and signed Western World Application(s) listed in the Application List. Please review your quote for confirmation of all coverages requested. Some coverages might have been omitted on this quote because these coverages are not offered by this carrier.
Subject to No Undisclosed Losses.
Subject to receipt of signed terrorism form upon binding.

Application List

App No	ED Date	Application Name
A50	09/03	Special Event Liability

Location Information

Location	Address
P1/B1	LONG BEACH, MS 39560

General Liability Limits of Insurance

Minutes of January 19, 2016 Mayor and Board of Aldermen

General Aggregate Limit (Other Than Products-Completed Ops)	\$2,000,000
Products-Completed Ops Aggregate Limit	Included
Personal and Advertising Injury Limit	\$1,000,000
Each Occurrence Limit	\$1,000,000
Damage To Premises Rented To You	\$100,000
Medical Expense Limit	\$5,000 Any One Person
Each Professional Incident Limit (if applicable)	Not Covered
Deductible	\$250 BI/PD

Exposure

Code	Class Name	Basis	Exposure	Pr/Co Rate	Pr/Co Premium	All Other Rate	All Other Premium
W2713	Parades (MS P1/B1)	Attendee	12,000	Included	Included	0.09	1,080.00
OC004	Additional Insureds (MS P1/B1)	Flat Charge	1			100.000	1.00

Additional Coverage Notes

WW183 (05/12) Minimum-Earned Premium

% : 25

WW204A (12/13) Standard Provisions Endorsement

Minimum and Deposit Premium % : 100

Additional Premium for Certified Acts of Terrorism Coverage: \$100.00 plus tax.

Form List

Subject to the following Endorsements:

Form No	ED Date	Form Name
<u>CG0001</u>	12/07	Commercial General Liability Coverage Form
<u>CG0068</u>	05/09	Recording And Distribution Of Material Or Information In Violation Of Law Exclusion
<u>CG2107</u>	05/14	Exclusion-Access or Disclosure of Confidential or Personal Information and Data-Related Liability - Limited Bodily Injury Exception Not Included
<u>CG2139</u>	10/93	Contractual Liability Limitation
<u>CG2147</u>	12/07	Employment-Related Practices Exclusion
<u>CG2167</u>	12/04	Fungi or Bacteria Exclusion
<u>IL0017</u>	11/98	Common Policy Conditions
<u>IL0021</u>	09/08	Nuclear Energy Exclusion Endorsement (Broad Form)
<u>WW1</u>	06/12	Deductible Endorsement
<u>WW109</u>	01/97	Pyrotechnician Exclusion
<u>WW13</u>	06/12	Classification Limitation
<u>WW158</u>	03/10	Saddle Animal Liability Limitation Endorsement
<u>WW180</u>	03/10	Additional Insured Endorsement
<u>WW183</u>	05/12	Minimum-Earned Premium
<u>WW192</u>	04/13	Premium Basis Endorsement
<u>WW196</u>	01/97	Performer and Crew Exclusion
<u>WW197</u>	06/09	Specified Race or Event Days Coverage Limitation
<u>WW204A</u>	12/13	Standard Provisions Endorsement
<u>WW206</u>	03/10	Liquor Liability Additional Exclusion

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

<u>WW22</u>	10/14	Service of Suit
<u>WW230</u>	01/15	Common Policy Declarations
<u>WW232</u>	01/12	Commercial Liability Coverage Part Declarations
<u>WW3</u>	08/09	Assault and Battery Exclusion
<u>WW401</u>	06/12	Total Asbestos Exclusion
<u>WW424</u>	09/10	Exclusion of Nuclear, Biological and Chemical Injury or Damage
<u>WW456</u>	01/12	Commercial General Liability Amendatory Endorsement
<u>WW608MS</u>	03/11	Mississippi Changes - Cancellation and Nonrenewal

If the insured accepts Certified Acts of Terrorism Coverage for General Liability and pays the appropriate premium the following endorsements apply:

- o CG2184 - Exclusion Of Certified Nuclear, Biological, Chemical Or Radiological Acts Of Terrorism; Cap On Losses From Certified Acts Of Terrorism

If the insured rejects Certified Acts of Terrorism Coverage for General Liability and does not pay the appropriate premium the following endorsements apply:

- o CG2173 - Exclusion of Certified Acts of Terrorism

These rates, terms and conditions are valid for 60 days from the date of this Quote.

We are pleased to offer the preceding quotation which should be reviewed carefully as the terms and conditions of coverage may differ from those requested on your application / submission.

Minutes of January 19, 2016
Mayor and Board of Aldermen

Terrorism Form - WW405D

WESTERN WORLD INSURANCE GROUP
POLICYHOLDER DISCLOSURE
NOTICE OF TERRORISM INSURANCE COVERAGE

You are hereby notified that under the Terrorism Risk Insurance Act, as amended, that you have a right to purchase insurance coverage for losses resulting from acts of terrorism, as defined in Section 102(1) of the Act: The term "act of terrorism" means any act that is certified by the Secretary of the Treasury - in consultation with the Secretary of Homeland Security, and the Attorney General of the United States - to be an act of terrorism; to be a violent act or an act that is dangerous to human life, property, or infrastructure; to have resulted in damage within the United States, or outside the United States in the case of certain air carriers or vessels or the premises of a United States mission; and to have been committed by an individual or individuals as part of an effort to coerce the civilian population of the United States or to influence the policy or affect the conduct of the United States Government by coercion.

YOU SHOULD KNOW THAT WHERE COVERAGE IS PROVIDED BY THIS POLICY FOR LOSSES RESULTING FROM CERTIFIED ACTS OF TERRORISM, SUCH LOSSES MAY BE PARTIALLY REIMBURSED BY THE UNITED STATES GOVERNMENT UNDER A FORMULA ESTABLISHED BY FEDERAL LAW. HOWEVER, YOUR POLICY MAY CONTAIN OTHER EXCLUSIONS WHICH MIGHT AFFECT YOUR COVERAGE, SUCH AS AN EXCLUSION FOR NUCLEAR EVENTS. UNDER THIS FORMULA, THE UNITED STATES GOVERNMENT GENERALLY REIMBURSES 85% THROUGH 2015; 84% BEGINNING ON JANUARY 1, 2016; 83% BEGINNING ON JANUARY 1, 2017; 82% BEGINNING ON JANUARY 1, 2018; 81% BEGINNING ON JANUARY 1, 2019 and 80% BEGINNING ON JANUARY 1, 2020, OF COVERED TERRORISM LOSSES EXCEEDING THE STATUTORILY ESTABLISHED DEDUCTIBLE PAID BY THE INSURANCE COMPANY PROVIDING THE COVERAGE. THE PREMIUM CHARGED FOR THIS COVERAGE IS PROVIDED BELOW AND DOES NOT INCLUDE ANY CHARGES FOR THE PORTION OF LOSS THAT MAY BE COVERED BY THE FEDERAL GOVERNMENT UNDER THE ACT.

YOU SHOULD ALSO KNOW THAT THE TERRORISM RISK INSURANCE ACT, AS AMENDED, CONTAINS A \$100 BILLION CAP THAT LIMITS U.S. GOVERNMENT REIMBURSEMENT AS WELL AS INSURERS' LIABILITY FOR LOSSES RESULTING FROM CERTIFIED ACTS OF TERRORISM WHEN THE AMOUNT OF SUCH LOSSES IN ANY ONE CALENDAR YEAR EXCEEDS \$100 BILLION. IF THE AGGREGATE INSURED LOSSES FOR ALL INSURERS EXCEED \$100 BILLION, YOUR COVERAGE MAY BE REDUCED.

Acceptance or Rejection of Terrorism Insurance Coverage

- I hereby elect to purchase Terrorism coverage for a prospective premium of 5% (\$100.00 plus tax) of the quoted policy premium subject to a \$100 minimum.
- I hereby decline to purchase Terrorism coverage. I understand that I will have no coverage for losses resulting from acts of terrorism.

Carnival Association of Long Beach		
Policyholder/Applicant's Signature	Account Name	
Print Name	Date	Policy Number

Western World Insurance Company - Tudor Insurance Company - Stratford Insurance Company
400 Parson's Pond Drive, Franklin Lakes, NJ 07417-2600
Telephone: (201) 847-8600

Reprinted from: 2015 National Association of Insurance Commissioners

WW405D (01/15)

There came on for consideration a request from Florine Theodore and Reverend Benjamin Simpson for the city to construct a road or improve the right-of-way or driveway leading to their place of worship located at 2050D 28th Street.

It was noted for the record that the owners must first construct the road according to the city's specifications then dedicate the road to the city for perpetual maintenance.

After considerable discussion, no official action was required or taken at this time.

Minutes of January 19, 2016
Mayor and Board of Aldermen

Alderman Ponthieux made motion seconded by Alderman Parker and unanimously carried to accept, with regret, the resignation of Robert Morrison from the Long Beach, Tree Board, effective immediately.

*

*

Appointment to the Long Beach Tree Board to fill the unexpired term of Robert Morrison, Present-July, 2017, was taken under advisement for further consideration at the next regular meeting, February 2, 2016.

There came on for consideration a letter from Matt Murphy, Associate Pastor, Church of the Good Shepherd, as follows:

Minutes of January 19, 2016
Mayor and Board of Aldermen

Church of the Good Shepherd

P. O. Box 526
Espy Avenue at Pineville Road
Pass Christian, Mississippi 39571
www.cotgs.net
(228) 452-9318

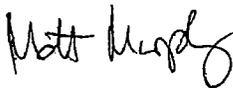
*Pastor
Mike Barbera
(228) 864-7754*

*Associate Pastor
Mike Cassagne
(228) 223-5032*

*Associate Pastor
Matt Murphy
(601) 540-3980*

Bob Paul (City of Long Beach),

Our church (Church of the Good Shepherd on Espy Avenue) has used the LB Recreation Center on Daughtery multiple times in the past for various purposes. Thank you for helping us provide activities for church fellowship that also welcomes the entire community of Long Beach, and surrounding areas. We would like to once again request permission for use of your facility on February 7th for a community-wide Superbowl fellowship. We would like to setup briefly beforehand, either Saturday night or that Sunday around noon. We will cleanup quickly after the event. Let us know what else is necessary for this request. If nothing else, we await your response. Thanks again!



Matt Murphy
Associate Pastor at COGS

*"I myself will be the shepherd of my sheep" - says the Lord God.
Ezekiel 34:15*

After considerable discussion, Alderman Parker made motion seconded by Alderman Ponthieux and unanimously carried to approve the community wide super bowl fellowship, reducing fees to \$250.00 in accordance with city policy regarding civic and non-profit organizations.

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

**Minutes of January 19, 2016
Mayor and Board of Aldermen**



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

620 33RD STREET
GULFPORT, MS 39507

TEL (228) 863-0667
FAX (228) 863-5232

January 14, 2016

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

RE: Update - Sea Oaks Drainage & Detention area

Ladies and Gentlemen:

This week I received notification from Ms. Kaaren Neumann of the US Army Corps of Engineers (USACE) that the City would not be required to permit or be otherwise involved in restoration of the impacted wetlands areas in the Sea Oaks subdivision. I'm unsure if the USACE will pursue the individual homeowners for restoration, but the City's involvement in the wetlands mitigation is no longer required.

The remaining issue related to the filling of these areas is the stormwater detention required by the City to manage post-development runoff. To verify the function of the detention swales as they exist now will require some limited survey on-site and an engineer's time to "design" the drainage system, which is not permissible based on the limitation previously placed on my time. However, I offer the following general thoughts regarding the runoff:

- There is approximately 3,200 linear feet available for these detention swales based on Google Earth measurements.
- As I understand the on-site situation, approximately 400 linear feet of the detention swales have been filled & piped, resulting in an approximate loss of 12% of the available storage.
- A 12% loss in storage does not equate to a 12% increase in runoff, but I'm certain that design calculations would indicate an increase of some amount, perhaps negligible.

If the City desires to leave the existing fill and piping in the detention areas and desires to ensure correct post-development runoff control, I can verify the function of the pond and make additional recommendations based on those findings; however, this would require authorization of additional services for my company. An additional 10 hours total for survey & design would be fitting.

If no further engineering expense is allowable, my recommendation is that the City require restoration of the filled detention areas to the as-approved design configuration. This should ensure correct runoff control and eliminate concern of future flooding. I am unsure of the expense of such action, because the City's Public Works crews could perform much or all of the work. However, the City should expect extreme disruption in the backyards of subdivision residents. Further, unless the City desires to remove all sheds, fences, and other structures constructed in the easement, there are some very small areas which cannot be restored to full function, which would leave a small, if negligible, increase in the runoff.

Minutes of January 19, 2016
Mayor and Board of Aldermen

January 14, 2016

Last, if the City desires no further expenditures, engineering or otherwise, related to this matter, the City can trust to the "local lore" of the residents in the subdivision, lore which is not to be taken lightly, and leave all filled and piped areas in their current configuration. As I understand it, some of the residents in the subdivision claim that the ponds never fill up or hold water during storm events, which indicates that the existing configuration of the pond doesn't function as a control for runoff, if true. I am also unaware of any historic or recent flooding during "standard" storm events in the subdivision. This suggests the possibility that flooding is not of concern even in the current configuration.

Regardless of the choice the City makes, whether one as explained in the preceding three paragraphs or another choice entirely, I stand by my previous suggestion that the City allow no further filling of these detention areas at this time. Obviously, this suggestion could be modified if the City chooses to investigate the performance of the drainage system as it exists now. As always, we are ready to assist in whatever manner you desire.

Sincerely,



David Ball, P.E.

DB:2066

After considerable discussion, no official action was required or taken.

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

There came on for consideration at a duly constituted meeting of the Board of Aldermen and Mayor of the City of Long Beach held on 19th day of January 2016, the following Resolution, which was reduced to writing and presented in advance of the meeting for reading and examination:

**RESOLUTION SEEKING THE ASSISTANCE OF THE HARRISON
COUNTY BOARD OF SUPERVISORS IN PAVING THE PARKING
LOT AT THE GIRLS SOFTBALL FIELD LOCATED ON KLONDYKE
ROAD IN THE CITY OF LONG BEACH, AND FOR OTHER PURPOSES**

WHEREAS, the City of Long Beach and the Board of Supervisors of Harrison County, Mississippi have heretofore entered into an Interlocal Agreement to allow and provide for the exchange of services and the provision of assistance between them on behalf of the citizens of Long Beach and Harrison County; and

WHEREAS, from time to time and on occasion the City has sought the assistance of Harrison County in paving roads, public parking lots and other public areas in need of repair, and the Harrison County Board of Supervisors has generously responded and complied whenever possible with such requests; and

WHEREAS, the parking lot at the girls softball field located on Klondyke Road in the City of Long Beach has suffered extreme deterioration due to use, wet weather conditions, construction activity, and other causes which may possibly cause this parking lot to deteriorate to the point of being in a hazardous condition and threat to public safety; and

WHEREAS, being without sufficient resources and proper equipment to pave such public parking area which is used predominately for children's athletic events, the City of Long Beach hereby seeks the assistance of the Harrison County Board of Supervisors to pave such parking lot for the protection, health and safety of all citizens of Harrison County.

NOW, THEREFORE, be it resolved by the Board of Aldermen of the City of Long

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

Beach that the Harrison County Board of Supervisors be, and same hereby are requested to provide such assistance as may be available to the City of Long Beach and the citizens of Harrison County utilizing the parking lot at the girls softball field located on Klondyke Road in the City of Long Beach in the form of asphalt paving for such distance and in all such are as is in need, or for which resources are available.

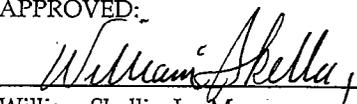
BE IT FURTHER RESOLVED, by the Mayor and Board of Aldermen of the City of Long Beach that we express our appreciation to Supervisor Marlin Ladner and the entire Harrison County Board of Supervisors for any assistance it is able to provide in this request.

The above and foregoing Resolution having been introduced in writing, was first read and considered section by section and then as a whole. Alderman Parker made motion seconded by Alderman Griffin to adopt the above and foregoing resolution and, the question being put to a roll call vote by the Mayor, the result was as follows:

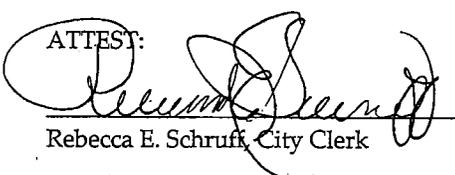
Alderman Bernie Parker	voted	Aye
Alderman Gary J. Ponthieux	voted	Aye
Alderman Kelly Griffin	voted	Aye
Alderman Alan Young	voted	Aye
Alderman Leonard G. Carrubba, Sr.	voted	Aye
Alderman Mark E. Lishen	voted	Aye
Alderman Ronnie Hammons, Jr.	voted	Aye

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 19th day of January, 2016.

APPROVED:


William Skellie, Jr., Mayor

ATTEST:


Rebecca E. Schruft, City Clerk

Minutes of January 19, 2016
Mayor and Board of Aldermen

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



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

520 33RD STREET
GULFPORT, MS 39507

TEL (228) 863-0667
FAX (228) 863-5232

January 7, 2016

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

**RE: Long Beach Small Craft Harbor – FY2015 Excursion Pier
Final Acceptance – M&D Construction Co. Inc.**

Gentlemen:

This is to advise and certify that the above referenced contract has been satisfactorily completed in substantial conformance with the contract requirements. I therefore now recommend final settlement with the contractor, in accordance with the following enclosed documents:

1. Change Order Number 3 (Summary), adjusting the contract quantities to conform to the completed work, for a net contract amount decrease of (\$8,332.10). The final amount of the contract is \$183,710.05
2. Application for Payment Number 5 (Final), in the amount of \$10,610.50; bringing the total of all payments to the amount of \$183,710.05.
3. Consent of Surety to Final Payment.
4. Contractor's Affidavit of Payment of Debts and Claims.
5. Final Waiver of Lien.
6. Certificate of Liability Insurance.
7. Certificate of Substantial Completion.

Sincerely,

David Ball, P.E.

DB/st. 1998-1
Enclosures

O:\1998\20160107. Re Final Acceptance M&D 1998.docx

Minutes of January 19, 2016 Mayor and Board of Aldermen

Change Order
No. **3 (Summary)**

Date of Issuance: <u>12/2/2015</u>	Effective Date: <u>12/15/2015</u>
<hr/>	
Project: <u>City of Long Beach</u>	Owner's Contract No.: _____
Contract: <u>Long Beach Smallcraft Harbor - FY2015 Excursion Pier</u>	Date of Contract: <u>6/23/2015</u>
Contractor: <u>M&D Construction Company, Inc.</u>	Engineer's Project No.: <u>1998-1</u>

The Contract Documents are modified as follows upon execution of this Change Order:

- Description:
1. Contractor was unable to remove the sunken boat in its entirety, although some debris was removed. This work will be added by Change Order to a future contract for the same price.
 2. Add pay item for the installation of two handrails at the concrete entrance to the pier. These handrails will provide additional safety by preventing pier users from falling off the concrete entrance onto the concrete jetty below. The handrails will be constructed from 1-5/8" SCH40 galvanized rails and three posts per handrail mounted by galvanized plates to the wood pier. All items shall be painted to match the pier entrance gate.
 3. Adjust contract quantities to reflect final field conditions.

Attachments: (List documents supporting change):

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price: <u>\$187,482.15</u>	Original Contract Times: <input type="checkbox"/> Working Days <u>90</u> Calendar days Substantial completion (days or date): <u>10/5/2015</u> Ready for final payment (days or date): _____
(Increase) In Contract Price from previous Change Orders No. <u>\$4,560.00</u>	Change in Contract Time from previous Change Orders No. Substantial completion (days or date): _____ Ready for final payment (days or date): _____
Contract Price prior to this Change Order: <u>\$192,042.15</u>	Contract Times prior to this Change Order: Substantial completion (days or date): <u>10/5/2015</u> Ready for final payment (days or date): _____
(Decrease) In Contract Price due to this Change Order: <u>(\$8,332.10)</u>	(Increase) In Contract Time due to this Change Order: Substantial completion (days or date): <u>36</u> Ready for final payment (days or date): _____
Revised Contract Price incorporating this Change Order: <u>\$183,710.05</u>	Contract Times incorporating this Change Order: Substantial completion (days or date): <u>11/10/2015</u> Ready for final payment (days or date): _____

RECOMMENDED: (ENGINEER)	ACCEPTED: (CONTRACTOR)	ACCEPTED: (OWNER)
By: <u>[Signature]</u>	By: <u>[Signature]</u> S. David Vile	By: <u>[Signature]</u>
Date: <u>12-10-2015</u>	Date: <u>12-7-15</u>	Date: <u>12-28-15</u>

Minutes of January 19, 2016
Mayor and Board of Aldermen

PROJECT NO. 1998-1

3 (Summary)

ATTACHMENT TO CHANGE ORDER NUMBER

NO.	DESCRIPTION	CURRENT QUANTITY	UNIT PRICE	CURRENT CONTRACT AMOUNT	QUANTITY THIS CO.	EXTENSION THIS CO.	TOTAL CONTRACT QUANTITY	TOTAL CONTRACT AMOUNT
1-A	12" X 35' PILE	37 EA.	\$832.50	\$30,802.50			37	\$30,802.50
1-B	WOOD PIER SUBSTRUCTURE	3,956 B.F.	\$10.40	\$41,142.40	(779)	(\$8,101.60)	3,177	\$33,040.80
1-C	6" PIER DECKING	56.0 L.F.	\$60.75	\$3,402.00	4	\$243.00	60	\$3,645.00
1-D	12' PIER DECKING	96 L.F.	\$87.75	\$8,424.00	6	\$526.50	102	\$8,950.50
2-A	ELECTRICAL PLATFORM & METER CENTER	1 L.S.	\$75,350.00	\$75,350.00			1	\$75,350.00
2-B	"SINGLE 100A" POWER PEDESTAL WITH WIRING	4 EA.	\$4,162.50	\$16,650.00			4	\$16,650.00
2-C	PIER LIGHTS & LIGHTING CIRCUIT MODIFICATION	1 L.S.	\$2,831.25	\$2,831.25			1	\$2,831.25
2-D	WATER SYSTEM	1 L.S.	\$6,187.50	\$6,187.50			1	\$6,187.50
3-A	CHAINLINK FENCE & GATE	1 L.S.	\$2,992.50	\$2,992.50			1	\$2,992.50
CO1-1	MODIFY "SINGLE 100A" POWER PEDESTAL TO "DOUBLE 50/30A"	4 EA.	\$140.00	\$560.00			4	\$560.00
CO1-2	REMOVE SUNKEN DEBRIS	1 L.S.	\$2,500.00	\$2,500.00	(1)	(\$2,500.00)	0	
CO2-1	MODIFY CONCRETE SIDEWALK AT ENTRANCE TO PIER	1 L.S.	\$1,500.00	\$1,500.00			1	\$1,500.00
CO3-1	INSTALL (2) 20" HAND RAILS AT PIER ENTRANCE	0 L.S.	\$1,500.00	\$0.00	1	\$1,500.00	1	\$1,500.00
TOTAL				\$192,042.15		(\$6,332.10)		\$185,710.05

E:\DC\14_0411_0800\Edwin
 P:\14_0411_0800\Edwin\Joint Contract Documents Committee and endorsed by the
 Associated General Contractors of America and the Connecticut Specifications Institute.

Minutes of January 19, 2016 Mayor and Board of Aldermen

APPLICATION FOR PAYMENT NO. 5 (Final)

TO: City of Long Beach (OWNER)
 Contract for: Long Beach Smallcraft Harbor FY 2015 Tidelands - Excursion Piers Dated: 6/23/2015

OWNER'S Project No.: _____ ENGINEER'S Project No.: 1998-1
 For work accomplished through the date of: 11/10/2015

CURRENT CONTRACT AMOUNT: \$183,710.05

ITEM	CONTRACTOR'S Schedule of Values			Work Completed	
	Unit Price	Quantity	Amount	Quantity	Amount
COMPLETED WORK					\$183,710.05
STORED MATERIALS					\$0.00
TOTAL	\$183,710.05				\$183,710.05
(Orig. Contract)	\$187,482.15				
CO #1	\$3,060.00				
CO #2	\$1,500.00				
CO #3	-\$8,332.10				

Accompanying Documentation:	GROSS AMOUNT DUE	\$ 183,710.05
_____	LESS 0% RETAINAGE	\$ 0.00
_____	AMOUNT DUE TO DATE	\$ 183,710.05
_____	LESS PREVIOUS PAYMENTS	\$ 173,099.55
_____	AMOUNT DUE THIS APPLICATION	\$ 10,610.50

CONTRACTOR'S Certification:

The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied to discharge in full all obligations of CONTRACTOR incurred in connection with Work covered by prior Applications for Payment numbered 1 thru 5 inclusive; and (2) title to all materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for payment will pass to OWNER at time of payment free and clear of all liens, claims, security interests and encumbrances (except such as covered by Bond acceptable to OWNER).

Dated: 1/5, 2016

M&D Construction Co., Inc.
 P.O. Box 5047
 Moss Point, MS 39563

CONTRACTOR

By: _____

ENGINEER'S Recommendation:

This Application (with accompanying documentation) meets the requirements of the Contract Documents and payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated: 1-7, 2016

A. GARNER RUSSELL & ASSOCIATES, INC.

ENGINEER

By: _____

Minutes of January 19, 2016
Mayor and Board of Aldermen

PROJECT NO. 1998-1

5

ATTACHMENT TO PAY ESTIMATE NO.

NO.	DESCRIPTION	CURRENT CONTRACT QUANTITY	UNIT PRICE	CURRENT CONTRACT AMOUNT	PREVIOUS QUANTITY	PREVIOUS EXTENSION	QUANTITY THIS EST.	EXTENSION THIS EST.	EXTENSION TO DATE	QUANTITY TO DATE
1-A	12" X 35' PILE	37	\$823.50	\$30,870.50	37	\$1,350.00		\$0.00	\$30,870.50	37
1-B	WOOD PIER SUBSTRUCTURE	3,177	\$16.40	\$52,102.80	3,177	\$33,040.80		\$0.00	\$52,102.80	3,177
1-C	6" PIER DECKING	600	\$40.75	\$24,450.00	60	\$3,645.00		\$0.00	\$24,450.00	60
1-D	12" PIER DECKING	302	\$87.75	\$26,500.50	102	\$8,950.50		\$0.00	\$26,500.50	102
2-A	ELECTRICAL PLATFORM & METER CENTER	1	\$75,350.00	\$75,350.00	100%	\$75,350.00		\$0.00	\$75,350.00	100%
2-B	"SINGLE 100A" POWER PEDESTAL WITH WIRING	4	\$4,163.25	\$16,653.00	4	\$16,650.00		\$0.00	\$16,653.00	4
2-C	PIER LIGHTS & LIGHTING CIRCUIT MODIFICATION	1	\$2,531.25	\$2,531.25	100%	\$2,531.25		\$0.00	\$2,531.25	100%
2-D	WATER SYSTEM	1	\$6,187.50	\$6,187.50	100%	\$6,187.50		\$0.00	\$6,187.50	100%
2-E	CHAINLINK FENCE & GATE	1	\$2,992.50	\$2,992.50	100%	\$2,992.50		\$0.00	\$2,992.50	100%
CO1-1	MODIFY "SINGLE 100A" POWER PEDESTAL TO "DOUBLE 50/200A"	4	\$140.00	\$560.00	4	\$560.00		\$0.00	\$560.00	4
CO1-2	REMOVE SUNKEN DEBRIS	0	\$2,500.00	\$0.00	0	\$0.00		\$0.00	\$0.00	0
CO2-1	MODIFY CONCRETE SIDEWALK AT ENTRANCE TO PIER	1	\$1,500.00	\$1,500.00	1	\$1,500.00		\$0.00	\$1,500.00	100%
CO3-1	INSTALL (2) 20' HAND RAILS AT PIER ENTRANCE	0	\$1,500.00	\$0.00	0	\$0.00	100%	\$1,500.00	\$1,500.00	100%
TOTAL WORK COMPLETED				\$83,710.05	\$152,776.55	\$152,776.55	\$1,500.00	\$1,500.00	\$183,710.05	

Minutes of January 19, 2016
 Mayor and Board of Aldermen

 **AIA** Document G707™ – 1994

Consent Of Surety to Final Payment

Bond # 1001043723

PROJECT: <i>(Name and address)</i> City of Long Beach, Long Beach Smalcraft Harbor - FY2015 Tidelands - Excursion Pier	ARCHITECT'S PROJECT NUMBER:	OWNER: <input type="checkbox"/>
	CONTRACT FOR: Construction	ARCHITECT: <input type="checkbox"/>
TO OWNER: <i>(Name and address)</i> City of Long Beach P O Box 929 Long Beach, MS 39560	CONTRACT DATED:	CONTRACTOR: <input type="checkbox"/>
		SURETY: <input type="checkbox"/>
		OTHER: <input type="checkbox"/>

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(Insert name and address of Surety)

U.S. Specialty Insurance Company
 13403 Northwest Freeway
 Houston, TX 77040-6094

, SURETY,

on bond of

(Insert name and address of Contractor)
 M & D Construction Company, Inc.
 4006 Kreole Avenue
 Moss Point, MS 39563

, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the Surety of any of its obligations to

(Insert name and address of Owner)

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

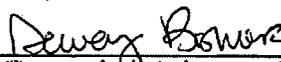
, OWNER,

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: January 4th, 2016
(Insert in writing the month followed by the numeric date and year.)

U.S. Specialty Insurance Company

(Surety)



(Signature of authorized representative)

Dewey Brashier, Attorney-in-Fact

(Printed name and title)

Attest: 
(Seal):

Minutes of January 19, 2016
Mayor and Board of Aldermen



POWER OF ATTORNEY
AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS, That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Jim E. Brashier, Troy P. Wagener, Loren Richard Howell, Jr., Dewey Brashier, Norma J. McMahon,
Kathleen B. Scarborough, Susan Skrmetta

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred limits name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the Bond penalty does not exceed *****Unlimited***** Dollars (\$ *****unlimited***).

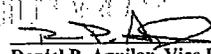
This Power of Attorney shall expire without further action on December 20, 2017. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

RESOLVED, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company, subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

RESOLVED, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 1st day of December, 2014.

AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY
By: 
Daniel P. Aguilar, Vice President

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.
State of California
County of Los Angeles SS:

On this 1st day of December, 2014, before me, Maria G. Rodriguez-Wong, a notary public, personally appeared Dan P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature  (Seal) 
MARIA G. RODRIGUEZ-WONG
Commission # 2049771
Notary Public - California
Los Angeles County
My Comm. Expires Dec 20, 2017

I, Michael Chalekson, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 21st day of January, 2016.

Corporate Seals
Bond No. 1001043723
Agency No. 107033





Michael Chalekson, Assistant Secretary

Minutes of January 19, 2016
Mayor and Board of Aldermen

CONTRACTOR'S AFFIDAVIT OF
PAYMENT OF DEBTS AND CLAIMS
AND WAIVER OF LIENS

TO: (Owner) City of Long Beach ENGINEER'S PROJECT NO. 1998-1
P.O. Box 929 CONTRACT FOR: M&D Construction
Long Beach, MS 39560 CONTRACT DATE: 6-23-2015

PROJECT: Long Beach Smallcraft Harbor - FY2015 Excursion Pier

State of: Mississippi
County of: Harrison

The undersigned, pursuant to Article 14 of the General Conditions, hereby certifies that, except as listed below, he has paid in full or has otherwise satisfied all obligations for all materials and equipment furnished, for all work, labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or his property might be held responsible.

EXCEPTIONS: (If none, write "None". If required by Owner, the Contractor shall furnish bond satisfactory Owner for each exception.)

None

CONTRACTOR: M&D Construction Company, Inc.
(Address) P.O. Box 5047
Moss Point, MS 39563

BY: [Signature] Vice President

Subscribed and sworn to before me this 5TH day of January, 2016.

Notary Public: Karin Ellen Richard [Signature]

My Commission Expires: January 7, 2018



ONE PAGE

Minutes of January 19, 2016
Mayor and Board of Aldermen

FINAL WAIVER OF LIEN

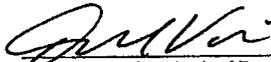
To All Whom It May Concern:

WHEREAS, the undersigned has been employed by M & D Construction Company, Inc. to furnish labor and materials for Long Beach Smallcraft Harbor – FY 2015 Tidelands – Excursion Piers work, under a contract for the improvement of property described as Long Beach Smallcraft Harbor – FY 2015 Tidelands – Excursion Piers in the County of Harrison, State of Mississippi of which City of Long Beach is the Owner,

NOW, THEREFORE, this 5th day of January, 2016

for and in consideration of the sum of Ten thousand, six hundred ten dollars and fifty cents (\$10,610.50) paid simultaneously herewith, the receipt whereof is hereby acknowledged by the undersigned, the undersigned does hereby waive and release any lien rights to, or claim of lien with respect to and on said above-described premises, and the improvements thereon, and on the monies or other considerations due to become due from the owner, on account of labor, services, material, fixtures, apparatus of machinery heretofore or which may hereafter be furnished by the undersigned to or for the above-described premises by virtue of said contract.

M & D Construction Company, Inc.
CONTRACTOR (Name of sole ownership, corporation or partnership)



(Signature of Authorized Representative)

(Affix corporate seal here)

Samuel D. Vice - President
TITLE



Minutes of January 19, 2016
Mayor and Board of Aldermen



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
9/10/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER BancorpSouth Insurance Services, Inc. The Insurance Center 213 Porter Biloxi MS 39530		CONTACT NAME: Kay S. Takewell PHONE (A/C, No., Ext.): 228-374-2000 FAX (A/C, No.): 228-863-1957 E-MAIL ADDRESS: kay.takewell@bhsi.com	
INSURED M&D CONSTRUCTION COMPANY, INC. PO BOX 5047 MOSS POINT MS 39563		INSURER(S) AFFORDING COVERAGE	
M&DCONS-03		INSURER A: Amerisure Mutual Insurance Company	NAIC # 23396
		INSURER B: Travelers Property Casualty Co of A	25674
		INSURER C: Underwriters at Lloyd's London	32727
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES **CERTIFICATE NUMBER: 783811840** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDITIONAL INSURED	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	X COMMERCIAL GENERAL LIABILITY CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	Y	GL20888580201	8/15/2015	8/15/2016	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$100,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COM/PROP AGG \$2,000,000 \$
A	X AUTOMOBILE LIABILITY X ANY AUTO ALL OWNED AUTOS X HIRED AUTOS SCHEDULED AUTOS NON-OWNED AUTOS		CA20888570202	8/15/2015	8/15/2016	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
B	X UMBRELLA LIAB EXCESS LIAB DED <input checked="" type="checkbox"/> RETENTION \$10,000 X OCCUR CLAIMS-MADE		ZUP13S85259-15-NF	8/15/2015	8/15/2016	EACH OCCURRENCE \$10,000,000 AGGREGATE \$ \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N/A	WC20888600202	8/15/2015	8/15/2016	X PER STATUTE OTH-ER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000
C	Maritime Employers Liability		TMU-406582	6/10/2015	6/10/2016	Limit of Insurance 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Project: Long Beach Smallcraft Harbor - West Fishing Pier Improvements
 City of Long Beach is Additional Insured as respects General Liability for work performed by Named Insured as required in written contract.

CERTIFICATE HOLDER City of Long Beach 201 Jeff Davis Avenue Long Beach MS 39560	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
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ACORD 25 (2014/01)

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Minutes of January 19, 2016
Mayor and Board of Aldermen

CERTIFICATE OF SUBSTANTIAL COMPLETION

PROJECT City of Long Beach
Long Beach Smallcraft Harbor FY 2015 Tidelands - Excursion Pier

DATE OF ISSUANCE November 19, 2015

OWNER City of Long Beach

OWNER'S Contract No. _____

CONTRACTOR M&D Construction Co., Inc. ENGINEER A. Garner Russell & Associates, Inc.

This Certificate of Substantial Completion applies to all Work under the Contract Documents or to the following specified parts thereof:

Entire Project

TO City of Long Beach
OWNER

And To M&D Construction Co., Inc.
CONTRACTOR

The Work to which this Certificate applies has been inspected by authorized representatives of OWNER, CONTRACTOR and ENGINEER, and that Work is hereby declared to be substantially complete in accordance with the Contract Documents on

November 10, 2015
DATE OF SUBSTANTIAL COMPLETION

A tentative list of items to be completed or corrected is attached hereto. This list may not be all-inclusive, and the failure to include an item in it does not alter the responsibility of CONTRACTOR to complete all the Work in accordance with the Contract Documents. The items in the tentative list shall be completed or corrected by CONTRACTOR within 30 days of the above date of Substantial Completion.

EJDC No. 1910-8-D (1990 Edition)
Prepared by the Engineers Joint Contract Documents Committee and endorsed by the Associated General Contractors of America.

Minutes of January 19, 2016
Mayor and Board of Aldermen

From the date of Substantial Completion the responsibilities between OWNER and CONTRACTOR for security, operation, safety, maintenance, heat, utilities, insurance and warranties and guarantees shall be as follows:

RESPONSIBILITIES:

OWNER: Assume normal operation of project, subject to Contractor's one-year warranty.

CONTRACTOR: Complete Attachment "A"

The following documents are attached to and made a part of this Certificate:

Punchlist

[For items to be attached see definition of Substantial Completion as supplemented and other specifically noted conditions precedent to achieving Substantial Completion as required by Contract Documents.]

This certificate does not constitute an acceptance of Work not in accordance with the Contract Documents nor is it a release of CONTRACTOR's obligation to complete the Work in accordance with the Contract Documents.

Executed by ENGINEER on 11-24, 2015

A. Garner Russell & Associates, Inc.

ENGINEER

By: [Signature]
(Authorized Signature)

CONTRACTOR accepts this Certificate of Substantial Completion on _____, _____

M&D Construction Co., Inc.

CONTRACTOR

By: [Signature]
Samuel D'Vice - President

OWNER accepts this Certificate of Substantial Completion on Dec. 2, 2015

City of Long Beach

OWNER

By: [Signature]
(Authorized Signature)

Minutes of January 19, 2016
Mayor and Board of Aldermen

LB Smallcraft Harbor FY 2015 Tidelands Excursion Pier

Walkthru: November 10, 2015
Punchlist Date: November 19, 2015

- All electrical items must still be tested and verified upon installation of meters.
- Trim timber substructure "headers" on east side of pier so that they do not protrude past the water.
- Smooth transition of asphalt/concrete interface at the utility trench to avoid trip hazards
- Install asphalt around electrical junction box to protect from damage and trip hazards.

Based upon the recommendation of Mr. Ball, Alderman Young made motion seconded by Alderman Lishen and unanimously carried to approve Final Acceptance, FY2015 Excursion Pier Contract, M&D Construction Company, Inc., all as set forth above.

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

Minutes of January 19, 2016
Mayor and Board of Aldermen



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

520 33RD STREET
GULFPORT, MS 39507

TEL (228) 863-0667
FAX (228) 863-5232

January 7, 2016

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

RE: Long Beach Small Craft Harbor – West Fishing Pier Improvements
Final Acceptance – M&D Construction Co. Inc.

Gentlemen:

This is to advise and certify that the above referenced contract has been satisfactorily completed in substantial conformance with the contract requirements. I therefore now recommend final settlement with the contractor, in accordance with the following enclosed documents:

1. Application for Payment Number 3 (Final), in the amount of \$12,274.71, bringing the total of all payments to the amount of \$72,164.25.
2. Consent of Surety to Final Payment.
3. Contractor's Affidavit of Payment of Debts and Claims.
4. Final Waiver of Lien.
5. Certificate of Liability Insurance.
6. Certificate of Substantial Completion.

Sincerely,

David Ball, P.E.

DB/st: 1946 WF
Enclosures

O:\1946W. Fishing Pier\20160107 Re Final Acceptance M&D.docx

Minutes of January 19, 2016
Mayor and Board of Aldermen

APPLICATION FOR PAYMENT NO. 3 Final

TO: City of Long Beach (OWNER)
Contract for: Long Beach Smallcraft Harbor - West Fishing Pier Improvements Dated: 9/14/2015

OWNER'S Project No.: _____ ENGINEER'S Project No.: 1946 West FP
For work accomplished through the date of: 12/31/2015

ITEM	CONTRACTOR'S Schedule of Values			Work Completed	
	Unit Price	Quantity	Amount	Quantity	Amount
COMPLETED WORK					\$72,164.25
STORED MATERIALS					\$0.00
TOTAL					\$72,164.25
(Orig. Contract)	\$70,256.25				
CO #1	\$1,908.00				

Accompanying Documentation:	GROSS AMOUNT DUE	\$ 72,164.25
	LESS 0% RETAINAGE	\$ 0.00
	AMOUNT DUE TO DATE	\$ 72,164.25
	LESS PREVIOUS PAYMENTS	\$ 59,889.54
	AMOUNT DUE THIS APPLICATION	\$ 12,274.71

CONTRACTOR'S Certification:
The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied to discharge in full all obligations of CONTRACTOR incurred in connection with Work covered by prior Applications for Payment numbered 1 thru 3 inclusive; and (2) title to all materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for payment will pass to OWNER at time of payment free and clear of all liens, claims, security interests and encumbrances (except such as covered by Bond acceptable to OWNER).

Dated: 1-5, 2016

M&D Construction Co., Inc.
P.O. Box 5047
Moss Point, MS 39563
CONTRACTOR

By: [Signature]
DAVID D. WILE - VICE PRESIDENT

ENGINEER'S Recommendation:

This Application (with accompanying documentation) meets the requirements of the Contract Documents and payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated: 1-7, 2016

A. GARNER RUSSELL & ASSOCIATES, INC.
ENGINEER

By: [Signature]

Minutes of January 19, 2016
Mayor and Board of Aldermen

PROJECT NO. 1946 W441 FP

3

IT TO PAY ESTIMATE NO.

NO.	DESCRIPTION	CURRENT CONTRACT QUANTITY	UNIT PRICE	CURRENT CONTRACT AMOUNT	PREVIOUS QUANTITY	PREVIOUS EXTENSION	QUANTITY THIS EST.	EXTENSION THIS EST.	QUANTITY TO DATE	EXTENSION TO DATE
BASE BID										
1-A	MOBILIZATION	1 L.S.	\$1,125.00	\$1,125.00	100%	\$1,125.00		\$0.00	100%	\$1,125.00
2-A	12" X 50' PILE	12.0 EA.	\$800.00	\$9,600.00	12	\$10,800.00		\$0.00	12	\$9,600.00
2-B	WOOD PIER SUBSTRUCTURE	1,000 S.F.	\$9.00	\$9,000.00	801.5	\$7,212.50	198.5	\$1,787.50	1,000	\$9,000.00
2-C	WEST FISHING PIER PAVILION DECKING	1 L.S.	\$13,275.00	\$13,275.00	100%	\$13,275.00		\$0.00	100%	\$13,275.00
2-D	WEST FISHING PIER PAVILION ROOF	1 L.S.	\$24,750.00	\$24,750.00	90%	\$21,275.00	10%	\$2,475.00	100%	\$24,750.00
COL-1	RELOCATE/RESET PIER LIGHTS TO EDGE OF PIER/TEE	2 EA.	\$495.00	\$990.00		\$0.00	200%	\$990.00	200%	\$870.00
COL-2	MODIFY PLUMBING TO INCLUDE HOSE BIF AND WOOD COVERS @ 6 LOCATIONS ON W. JETTY	6 EA.	\$173.00	\$1,038.00		\$0.00	600%	\$1,038.00	600%	\$1,038.00
TOTAL BASE BID				\$40,858.00		\$54,688.50		\$6,169.50		\$60,858.00
ALTERNATE BID (WATER SERVICE TO PIER)										
3-A	INSTALL WATER LINE	1 L.S.	\$10,800.00	\$10,800.00	75%	\$8,100.00	25%	\$2,700.00	100%	\$10,800.00
3-B	INSTALL FISH CLEANING STATION	1 L.S.	\$508.25	\$508.25	50%	\$253.13	50%	\$253.13	100%	\$506.25
TOTAL ALTERNATE BID				\$11,308.25		\$8,353.13		\$2,953.13		\$11,306.25
TOTAL BASE BID * ALTERNATE BID				\$72,166.25		\$63,041.63		\$9,122.63		\$72,164.25

Minutes of January 19, 2016
 Mayor and Board of Aldermen

 **AIA** Document G707™ – 1994

Consent Of Surety to Final Payment

Bond # 1001053905

PROJECT: (Name and address) City of Long Beach Smaller Craft Harbor West Fishing Pier Improvements	ARCHITECT'S PROJECT NUMBER:	OWNER: <input type="checkbox"/>
TO OWNER: (Name and address) City of Long Beach P O Box 929 Long Beach, MS 39560	CONTRACT FOR: Construction	ARCHITECT: <input type="checkbox"/>
	CONTRACT DATED:	CONTRACTOR: <input type="checkbox"/>
		SURETY: <input type="checkbox"/>
		OTHER: <input type="checkbox"/>

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(Insert name and address of Surety)
 U.S. Specialty Insurance Company
 13403 Northwest Freeway
 Houston, TX 77040-6094

, SURETY,

on bond of
(Insert name and address of Contractor)
 M & D Construction Company, Inc.
 4006 Kreole Avenue
 Moss Point, MS 39563

, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the Surety of any of its obligations to

(Insert name and address of Owner)
 City of Long Beach
 P O Box 929
 Long Beach, MS 39560

, OWNER,

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: January 4th, 2016
(Insert in writing the month followed by the numeric date and year.)

U.S. Specialty Insurance Company
(Surety)

(Signature of authorized representative)
 Dewey Brashier, Attorney-in-Fact
(Printed name and title)

Attest: 
(Seal):

Minutes of January 19, 2016
Mayor and Board of Aldermen



POWER OF ATTORNEY
AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS that American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Jim E. Brashier, Troy P. Wagener, Loren Richard Howell, Jr., Dewey Brashier, Norma J. McMahon,
Kathleen B. Scarborough, Susan Skrmetta

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred to its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed *****Unlimited***** Dollars (\$ *****unlimited***).

This Power of Attorney shall expire without further action on December 20, 2017. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Res. Resolves that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Res. Resolves that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating hereto by facsimile or any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 1st day of December, 2014.

AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

Corporate Seals

By:
Daniel P. Aguilar, Vice President

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.
Notary Public
State of California
County of Los Angeles SS:

On this 1st day of December, 2014, before me, Maria G. Rodriguez-Wong, a notary public, personally appeared Dan P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.
WITNESS my hand and official seal.

Signature (Seal)

I, Michael Chalekson, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 24th day of January, 2016.

Corporate Seals
Bond No. 1001053905
Agency No. 19033

Michael Chalekson, Assistant Secretary

Minutes of January 19, 2016
Mayor and Board of Aldermen

CONTRACTOR'S AFFIDAVIT OF
PAYMENT OF DEBTS AND CLAIMS
AND WAIVER OF LIENS

TO: (Owner) City of Long Beach ENGINEER'S PROJECT NO. 1946-W. Fish.
P.O. Box 929 CONTRACT FOR: M&D Construction
Long Beach, MS 39560 CONTRACT DATE: 9-14-2015

PROJECT: Long Beach Smallcraft Harbor - West Fishing Pier Improvements

State of: Mississippi
County of: Harrison

The undersigned, pursuant to Article 14 of the General Conditions, hereby certifies that, except as listed below, he has paid in full or has otherwise satisfied all obligations for all materials and equipment furnished, for all work, labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or his property might be held responsible.

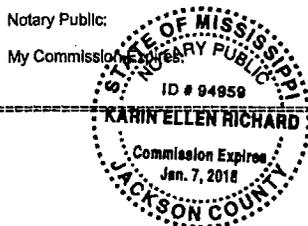
EXCEPTIONS: (If none, write "None". If required by Owner, the Contractor shall furnish bond satisfactory Owner for each exception.)

None

CONTRACTOR: M&D Construction Company, Inc.
(Address) P.O. Box 5047
Moss Point, MS 39563

BY: [Signature] Vice President

Subscribed and sworn to before me this 5TH day of January, 2016.



Notary Public: Karin Ellen Richard
My Commission Expires: January 7, 2018

ONE PAGE

Minutes of January 19, 2016
Mayor and Board of Aldermen

FINAL WAIVER OF LIEN

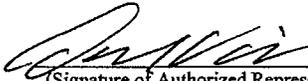
To All Whom It May Concern:

WHEREAS, the undersigned has been employed by M & D Construction Company, Inc. to furnish labor and materials for Long Beach Harbor – West Fishing Pier Improvements work, under a contract for the improvement of property described as Long Beach Harbor – West Fishing Pier Improvements in the County of Harrison, State of Mississippi of which City of Long Beach is the Owner,

NOW, THEREFORE, this 5th day of January, 2016.

for and in consideration of the sum of Twelve thousand, two hundred seventy-four dollars and seventy-one cents (\$12,274.71) paid simultaneously herewith, the receipt whereof is hereby acknowledged by the undersigned, the undersigned does hereby waive and release any lien rights to, or claim of lien with respect to and on said above-described premises, and the improvements thereon, and on the monies or other considerations due to become due from the owner, on account of labor, services, material, fixtures, apparatus of machinery heretofore or which may hereafter be furnished by the undersigned to or for the above-described premises by virtue of said contract.

M & D Construction Company, Inc.
CONTRACTOR (Name of sole ownership, corporation or partnership)


(Signature of Authorized Representative)

(Affix corporate seal here)

Samuel D. Vice - President
TITLE

Minutes of January 19, 2016
Mayor and Board of Aldermen



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
9/10/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER BancorpSouth Insurance Services, Inc. The Insurance Center 213 Porter Biloxi MS 39530		CONTACT NAME: Kay S. Takewell PHONE (A/C No. Ext): 228-374-2000 FAX (A/C No.): 228-863-1857 E-MAIL ADDRESS: kay.takewell@bxsli.com	
INSURED M&DCONS-03 M&D Construction Company, Inc. PO BOX 5047 Moss Point MS 39563		INSURER(S) AFFORDING COVERAGE INSURER A: Amerisure Mutual Insurance Company 23396 INSURER B: Travelers Property Casualty Co of A 25674 INSURER C: Underwriters at Lloyd's London 32727 INSURER D: INSURER E: INSURER F:	

COVERAGES CERTIFICATE NUMBER: 783811840 REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADD'L INSD	RUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:		Y	GL20888580201	8/15/2015	8/15/2016	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$100,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMPIOP AGG \$2,000,000 \$
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			CA20888570202	8/15/2015	8/15/2016	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$10,000			ZUP13S85259-15-NF	8/15/2015	8/15/2016	EACH OCCURRENCE \$10,000,000 AGGREGATE \$ \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y/N N/A	WC20888800202	8/15/2015	8/15/2016	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000
C	Maritime Employers Liability			TMU-406582	8/10/2015	6/10/2016	Limit of Insurance 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Project: Long Beach Smallcraft Harbor - West Fishing Pier Improvements
 City of Long Beach is Additional Insured as respects General Liability for work performed by Named Insured as required in written contract.

CERTIFICATE HOLDER City of Long Beach 201 Jeff Davis Avenue Long Beach MS 39560	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
---	--

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ACORD 25 (2014/01)

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Minutes of January 19, 2016
Mayor and Board of Aldermen

CERTIFICATE OF SUBSTANTIAL COMPLETION

PROJECT City of Long Beach
Long Beach Smallcraft Harbor West Fishing Pier Improvements

DATE OF ISSUANCE January 4, 2016

OWNER City of Long Beach

OWNER'S Contract No. _____

CONTRACTOR M&D Construction Co., Inc. ENGINEER A. Garner Russell & Associates, Inc.

This Certificate of Substantial Completion applies to all Work under the Contract Documents or to the following specified parts thereof:

Entire Project

TO City of Long Beach
OWNER

And To M&D Construction Co., Inc.
CONTRACTOR

The Work to which this Certificate applies has been inspected by authorized representatives of OWNER, CONTRACTOR and ENGINEER, and that Work is hereby declared to be substantially complete in accordance with the Contract Documents on

December 17, 2015
DATE OF SUBSTANTIAL COMPLETION

A tentative list of items to be completed or corrected is attached hereto. This list may not be all-inclusive, and the failure to include an item in it does not alter the responsibility of CONTRACTOR to complete all the Work in accordance with the Contract Documents. The items in the tentative list shall be completed or corrected by CONTRACTOR within 30 days of the above date of Substantial Completion.

EJDC No. 1910-8-D (1990 Edition)
Prepared by the Engineers Joint Contract Documents Committee and endorsed by the Associated General Contractors of America.

Minutes of January 19, 2016
Mayor and Board of Aldermen

From the date of Substantial Completion the responsibilities between OWNER and CONTRACTOR for security, operation, safety, maintenance, heat, utilities, insurance and warranties and guarantees shall be as follows:

RESPONSIBILITIES:

OWNER: Assume normal operation of project, subject to Contractor's one-year warranty.

CONTRACTOR: Complete Attachment "A"

The following documents are attached to and made a part of this Certificate:

Punchlist

[For items to be attached see definition of Substantial Completion as supplemented and other specifically noted conditions precedent to achieving Substantial Completion as required by Contract Documents.]

This certificate does not constitute an acceptance of Work not in accordance with the Contract Documents nor is it a release of CONTRACTOR's obligation to complete the Work in accordance with the Contract Documents.

Executed by ENGINEER on 1-7, 2016

A. Garner Russell & Associates, Inc.

ENGINEER

By: [Signature]
(Authorized Signature)

CONTRACTOR accepts this Certificate of Substantial Completion on _____, _____

M&D Construction Co., Inc.

CONTRACTOR

By: [Signature]
Samuel D'Vice - President

OWNER accepts this Certificate of Substantial Completion on 1-12, 2016

City of Long Beach

OWNER

By: [Signature]
(Authorized Signature)

Minutes of January 19, 2016
Mayor and Board of Aldermen

LB Smallcraft Harbor FY 2015 Tidelands Excursion Pier

Walkthru: November 10, 2015

Punchlist Date: November 19, 2015

- All electrical items must still be tested and verified upon installation of meters.
- Trim timber substructure "headers" on east side of pier so that they do not protrude past the water.
- Smooth transition of asphalt/concrete interface at the utility trench to avoid trip hazards
- Install asphalt around electrical junction box to protect from damage and trip hazards.

Based upon the recommendation of Mr. Ball, Alderman Hammons made motion seconded by Alderman Young and unanimously carried to approve Final Acceptance, West Fishing Pier Improvements Contract, M&D Construction Company, Inc., all as set forth above.

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

Minutes of January 19, 2016
Mayor and Board of Aldermen

Fire Department:

- EMT Pay, Firefighter 1st Class Josh McGoey, \$50.00 per month effective February 1, 2016.

Police Department:

- Step Increase, Dispatcher 1st Class Thomas Allen, PS-3-V, effective March 1, 2016;
- Step Increase, Assistant Chief Alan Bond, PSA-16-VIII, effective February 1, 2016;
- Step Increase, Records Clerk Chrystal Dubose, CSA-3-XIV, effective March 1, 2016;
- Step Increase, Animal Control Officer Kerry Hall, PS-6-IV, effective March 16, 2016;
- Step Increase, Lieutenant Kenneth Lassabe, PS-12-IX, effective March 16, 2016;
- Step Increase, Dispatcher 1st Class Donna McArthur, PS-3-IX, effective February 16, 2016;
- Step Increase, Dispatcher 1st Class Emanuela Pollano, PS-3-B, effective March 1, 2016.

Alderman Carrubba made motion seconded by Alderman Griffin and unanimously carried to approve public works surplus property, as follows:

Minutes of January 19, 2016
Mayor and Board of Aldermen



TO: Mayor and Board of Aldermen
FROM: Derrel Wilson *DW*
DATE: December 29, 2015
RE: Request to declare materials surplus

This past summer (2015), Weyerhaeuser Company in Long Beach donated several bundles of surplus building materials to the City of Long Beach. Included was:

- Pre-fab beams
- 6"x6"x6' cedar posts
- 4"x12"x16' cedar beams
- Miscellaneous siding and stakes

The Public Works Department has used some of this material for forming and has offered the materials to other City departments, but there is no apparent need for it.

Please consider this a request to declare all of this material surplus so it can be disposed of.

Thank you.

There came on for consideration a letter with attachments from June O'Neal, as follows:

Minutes of January 19, 2016
Mayor and Board of Aldermen

01/04/2016 15:16 FAX

001



June O'Neal
343 Lott Road
Perkinston, MS 39573
(601) 928-2941

January 4, 2016

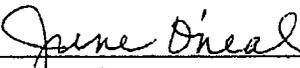
TO: Rebecca E. Schruff, City Clerk
FAX NO.: 228-865-0822
RE: Obtaining ownership of cemetery plots
PAGES: 6, including cover page

MESSAGE:

As you may recall, we discussed the process by which I might obtain ownership of cemetery plots in Long Beach City Cemetery that were owned by my parents. Attached is my Affidavit with exhibits. If you need the original at this point, I can mail or hand deliver it to you.

Please advise the next step in the process. If I need to appear before the City's governing body to present my case, just let me know when and where. I am copying Mr. Simpson with this fax so that he is aware of my request.

Thank you so much for your assistance and I look forward to hearing from you.



JUNEO'NEAL

cc: Jim Simpson, Esq.
via facsimile to 228-867-7142

Minutes of January 19, 2016
Mayor and Board of Aldermen

01/04/2016 15:16 FAX

002

STATE OF MISSISSIPPI)
)
COUNTY OF STONE) AFFIDAVIT

PERSONALLY APPEARED before me, the undersigned authority in and for the jurisdiction aforesaid, the within named JUNE BOSARGE O'NEAL, who, being by me first duly sworn, deposed and stated as follows:

1. I am June Bosarge O'Neal, and I reside at 343 Lott Road in Perkinston, Stone County, Mississippi. I am over the age of eighteen (18) years, and am otherwise competent to give this Affidavit.
2. I am the daughter of George J. Bosarge, Jr. and Leah Davion Bosarge, formerly of Long Beach, First Judicial District of Harrison County, Mississippi.
3. My parents, George J. Bosarge, Jr. and Leah Davion Bosarge, were the owners of four (4) cemetery plots in Long Beach City Cemetery, being more particularly described as the W 1/2 of Lot 121 of the Girard Avenue Extension, Long Beach Cemetery.
4. My parents buried my brother, Barry Stephen Bosarge, who was both born and died before me, in one of the plots described above.
5. My father, George J. Bosarge, Jr., departed this life on September 22, 1990, as evidenced on his death certificate, which is attached hereto.
6. My mother, Leah Davion Bosarge, departed this life on August 29, 2012, as evidenced on her death certificate, which is attached hereto.

Page 1 of 2

Minutes of January 19, 2016
Mayor and Board of Aldermen

01/04/2016 15:16 FAX

003

7. My only sister, Robin Bosarge Thorn, departed this life on December 15, 2012, as evidenced on her death certificate, which is attached hereto.

8. As the only survivor of my family, I wish to obtain ownership of the above described cemetery plots so that I may be buried in one, and two other members of my family may be buried in the remaining two plots in the future.

FURTHER, AFFIANT SAYETH NOT.

This, the 4th day of January, 2016.

June Bosarge O'Neal
JUNE BOSARGE O'NEAL

SWORN TO and subscribed before me, this 4th day of January, 2016.

Robin Bosarge
NOTARY PUBLIC
My Commission Expires:



Minutes of January 19, 2016
Mayor and Board of Aldermen

01/04/2016 15:16 FAX

004

STATE OF MISSISSIPPI
MISSISSIPPI STATE DEPARTMENT OF HEALTH
VITAL RECORDS

CERTIFICATE OF DEATH STATE FILE NUMBER 123

1. NAME: **George Jefferson Bosarge** 2. SEX: **Male** 3. HOUR OF DEATH: **8:55 a.m.** 4. DATE OF DEATH (Month, Day, Year): **September 22, 1990**

5. RACE (Specify White, Black, American Indian, etc.): **White** 6. AGE AT DEATH (Only if under 1 year): **66** 7. DATE OF BIRTH (Month, Day, Year): **May 6, 1924** 8. COUNTY OF DEATH: **Harrison**

9. CITY OR TOWN OF DEATH: **Gulfport** 10. HOSPITAL OR OTHER INSTITUTION NAME AND NUMBER: **Memorial Hospital at Gulfport, 444 Inpatient** 11. PLACE IN HOUSE OR INST. SPECIFY: **Inpatient**

12. DEPENDENT'S EDUCATION: **Elementary School** 13. MARRIED, NEVER MARRIED, WIDOWED, DIVORCED: **Never Married** 14. SURVIVING SPOUSE (Name, Maiden Name): **Leah Davison** 15. WAS DECEASED EVER IN U.S. ARMED FORCES? **No**

16. ORIGIN OF DESCENT (Specify Cuban, African, etc.): **American** 17. SOCIAL SECURITY NUMBER: **428-205431** 18. USUAL OCCUPATION (Kind of work done): **pipe welder** 19. KING OF BUSINESS OR INDUSTRY: **construction**

20. RESIDENCE STATE: **Mississippi** 21. COUNTY: **Harrison** 22. CITY OR TOWN: **Long Beach** 23. INSURANCE: **yes** 24. STREET AND NUMBER OR RURAL LOCATION: **114 Suffolk Drive**

25. FATHER'S NAME: **George J. Bosarge** 26. MOTHER'S NAME: **Elly Mae Laddner**

27. INFORMANT NAME (Type or print): **Mrs. E. J. Bosarge Jr.** 28. MAILING ADDRESS (Street and number or route and box number, City or town, State, ZIP code): **114 Suffolk Dr. Long Beach, MS 39560**

29. BURIAL INFORMATION: 29a. CEMETERY: **Long Beach Cemetery** 29b. CEMETERY OPERATOR'S NAME: **John D. ...** 29c. LOCATION (City and State): **Long Beach, MS** 29d. EXEMPTION: **None**

30. FUNERAL HOME NAME AND LICENSE NUMBER: **Funeral Home, 24 E. ...** 31. MAILING ADDRESS (Street and number or route and box number, City or town, State, ZIP code): **P.O. Drawer 1750, Gulfport, MS 39502**

32. PERSON WHO PRONOUNCED DEATH (Name and Title): **Rene Salsberg, M.D.** 33. PRONOUNCED DEAD (Month, Day, Year): **September 22, 1990** 34. PRONOUNCED DEAD (Hour): **8:55 a.m.**

35. CERTIFIER NAME (Type or print): **Douglas Taylor** 36. MAILING ADDRESS (Street and number or route and box number, City or town, State, ZIP code): **1011 Bishop Avenue, Gulfport, MS 39501**

37. DATE SIGNED (Month, Day, Year): **09-29-90** 38. STATE LICENSE NUMBER: **883** 39. SIGNATURE: *[Signature]* 40. TRUE: **Yes**

41. NAME OF ATTENDING PHYSICIAN OR OTHER THAN CERTIFIER: **Dr. Rene Salsberg** 42. DATE SIGNED (Month, Day, Year): **09-29-90**

43. IMMEDIATE CAUSE (Enter one): **Respiratory Distress** 44. INTERVAL BETWEEN ONSET AND DEATH: **29 to 40 hr**

45. DUE TO OR AS A CONSEQUENCE OF (Enter one cause only): **Arteriosclerosis** 46. INTERVAL BETWEEN ONSET AND DEATH: **None**

47. DUE TO OR AS A CONSEQUENCE OF (Enter one cause only): **None** 48. INTERVAL BETWEEN ONSET AND DEATH: **None**

49. CAUSE: **Arteriosclerosis, Myocardial Ischemia** 50. TOPOSY: **Yes** 51. WAS CASE REFERRED TO MEDICAL EXAMINER? (Yes or No): **No**

52. ACCIDENT, SUICIDE, HOMICIDE, PENDING: **None** 53. DATE OF INQUIRY: **October 9, 1990** 54. HOUR OF INQUIRY: **10:00** 55. DESCRIBE HOW OR BY WHAT MEANS INQUIRY OCCURRED: **Death Investigation or Undetermined**

56. PLACE OF INQUIRY: **None** 57. PLACE OF INQUIRY (Specify Home, Farm, Street, etc.): **None** 58. LOCATION: **None** 59. STREET BY ROUTE NUMBER: **None** 60. CITY OR TOWN: **None** 61. STATE: **None**

THIS IS TO CERTIFY THAT THE ABOVE IS A TRUE AND CORRECT COPY OF THE CERTIFICATE ON FILE IN THIS OFFICE

October 9, 1990

Attest: *[Signature]*
STATE HEALTH OFFICER

[Signature]
STATE REGISTRAR

WARNING
A REPRODUCTION OF THIS DOCUMENT RENDERS IT VOID AND INVALID. DO NOT ACCEPT UNLESS EMBOSSED SEALS OF THE MISSISSIPPI STATE BOARD OF HEALTH AND THE SEAL OF THE STATE OF MISSISSIPPI ARE PRESENT. IT IS ILLEGAL TO ALTER OR COUNTERFEIT THIS DOCUMENT.

THIS PAGE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER. THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK (HOLD AT AN ANGLE TO VIEW)

Minutes of January 19, 2016
Mayor and Board of Aldermen

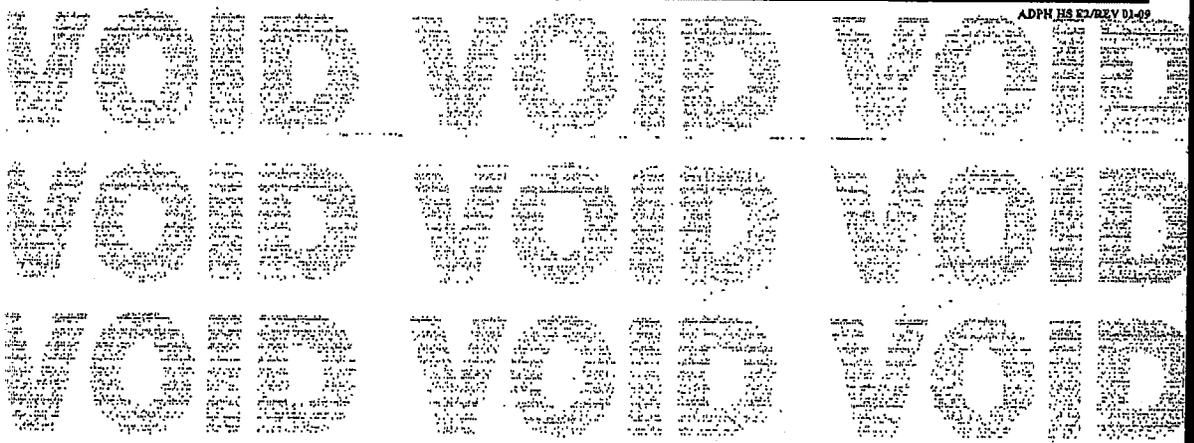
01/04/2016 15:20 FAX

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ALABAMA
Center for Health Statistics
ALABAMA CERTIFICATE OF DEATH State File Number **101 2012-44133**

1. DECEASED LEGAL NAME Robin Dale Bosarge Thorn		2. DATE AND TIME OF DEATH Dec 18, 2012 0240	
3. ALIAS NAME (IF ANY) None Given		4. DATE AND TIME PRONOUNCED DEAD Dec 15, 2012 0240	
5. COUNTY OF DEATH Tuscaloosa	6. CITY, TOWN OR LOCATION OF DEATH AND ZIP Tuscaloosa, 35404	7. PLACE OF DEATH Hospice of West Alabama	
8. HISPANIC ORIGIN No	9. RACE White	10. SEX Female	11. SERVED IN ARMED FORCES No
12. AGE 57	13. DATE OF BIRTH Dec 11, 1955	14. STATE OF BIRTH Mississippi	15. SOCIAL SECURITY NUMBER 425-02-9887
16. MARITAL STATUS Married	17. SURVIVING SPOUSE John Thorn		18. RESIDENCE STATE Alabama
19. RESIDENCE COUNTY Tuscaloosa	20. CITY, TOWN OR LOCATION AND ZIP Northport, 35473	21. STREET ADDRESS 4801 Dove Creek Avenue	
22. INFORMANT NAME, RELATIONSHIP AND ADDRESS John Thorn, Relationship: Husband 4801 Dove Creek Avenue Northport, Alabama 35473		23. OCCUPATION Teacher	
25. FATHER'S NAME George Bosarge		26. MOTHER'S MAIDEN NAME Leak Davion	
27. DISPOSITION OF BODY Burial	28. DATE OF DISPOSITION Dec 18, 2012	29. CEMETERY OR CREMATORY Sunset Memorial Park	30. LOCATION Northport, Alabama
31. FUNERAL HOME NAME AND ADDRESS Sunset Funeral Home, 3802 Watermelon Rd, Northport, AL 35476			
32. FUNERAL DIRECTOR Thomas Morgan		34. LICENSE NUMBER 05648	35. DATE SIGNED Dec 19, 2012
36. MEDICAL CERTIFICATION: <input checked="" type="checkbox"/> CERTIFYING PHYSICIAN <input type="checkbox"/> MEDICAL EXAMINER <input type="checkbox"/> CORONER			
37. NAME George P Miller MD		38. LICENSE NUMBER 9366	39. DATE SIGNED Dec 18, 2012
40. ADDRESS OF PERSON WHO COMPLETED CAUSE OF DEATH 3851 Loop Road, Tuscaloosa, Alabama 35404			
41. REGISTRAR Catherine Molchan Donald		42. DATE FILED Dec 20, 2012	

ADPH HS F2/REV 01-09



This is an official certified copy of the original record filed in the Center of Health Statistics, Alabama Department of Public Health, Montgomery, Alabama. 2015-468-961-8

December 14, 2015

Catherine M. Donald
Catherine Molchan Donald
State Registrar of Vital Statistics

After considerable discussion and upon the advice of the City Attorney, the matter was taken under advisement for further review by the City Attorney and consideration at the next regular meeting, February 2, 2016.

Alderman Ponthieux made motion seconded by Alderman Griffin and unanimously carried acknowledging receipt of the December, 2015, Revenue/Expense Report.

Minutes of January 19, 2016
Mayor and Board of Aldermen

Alderman Young made motion seconded by Alderman Parker and unanimously carried to approve the FY 2015-2016 Utility Billing Budget Amendment, as follows:

Comptroller's Office

Memo

To: Becky Schuff, City Clerk
From: Kini Gonsoulin, Comptroller
Date: 1/14/2016
Re: printer in utility billing department

Please find attached, a budget amendment request for the Utility Billing department.

The current printer that is used to print bills needs to be replaced. It is a remanufactured printer that was given to us by R.J. Young several years ago. It is now 13 years old and constantly jams and produces blurry print.

I have gotten a quote for a new machine that will better handle the print load. This new printer with an expanded paper drawer will be approximately \$930.

If you have any questions, please feel free to contact me. Thank you.

City of Long Beach
 Budget Amendment Request

Fund Name _____ Date _____
 Department # 811 Budget Entry # _____
 Department Name Utility Billing

	Original Budget	Prior Amendments	This Amendment	Revised Budget
New Computer				
Hardware 811-630200			1,000	1,000
Fund Balance			(1,000)	(1,000)

Amendment to budget funds for a new bill printer.

Amendment #6

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

The Mayor and Board of Aldermen took up the matter of assessing the costs of cleaning property located at 0 Beach View Circle, Long Beach, Mississippi, and assessed to Bert and Jonnie Clark. After a discussion of the subject, Alderman Lishen 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 0 BEACH VIEW CIRCLE, 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 0 Beach View Circle, 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 October 20, 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 November 17, 2015, and directed notice of said hearing be served on the owner of said property in the manner as provided by said MCA Section 21-19-11;

2. That such hearing was conducted on November 17, 2015, having previously served the owner of said property, either by registered mail as is evidenced by the return receipt included in the materials produced at said hearing, or by personal service by police officer as evidenced by the return of service of such police officer, or by posting and publication of same, such service being in accordance with said MCA Section 21-19-11, and proof of same being spread upon the minutes of the Governing Authorities taken of such hearing;

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 January 19, 2016
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 0 Beach View Circle, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0612E-03-081.000 and according to said tax records is owned by Bert and Jonnie Clark, 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 January 19, 2016
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.

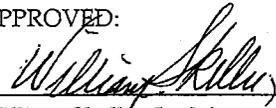
3. The lien assessed and imposed hereby is in the total amount of \$594.47, being the actual cost of such cleanup in accordance with the attached Exhibit A, to be assessed against said parcel of land.

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

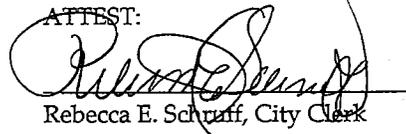
Alderman Bernie Parker	voted	Aye
Alderman Gary J. Ponthieux	voted	Aye
Alderman Kelly Griffin	voted	Aye
Alderman Alan Young	voted	Aye
Alderman Leonard G. Carrubba, Sr.	voted	Aye
Alderman Mark E. Lishen	voted	Aye
Alderman Ronnie Hammons, Jr.	voted	Aye

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 19th day of January, 2016.

APPROVED:


William Skellie, Jr., Mayor

ATTEST:


Rebecca E. Schraff, City Clerk



Memo

To: MAYOR SKELLIE & BOARD OF ALDERMEN
From: JOE CULPEPPER, ASSISTANT PROJECT MANAGER
CC: REBECCA SCHRUFF, CITY CLERK
Date: January 12, 2016
Re: PROPERTY CLEANUP – 0 Beach View Circle

Attached is the cost summary for cleaning an abandoned lot located at 0 Beach View Circle, Long Beach, MS, as directed by the Mayor and Board of Aldermen by letter dated December 10, 2015. Additionally, the work order outlining equipment, employees, time and materials used to perform this task is attached.

**Minutes of January 19, 2016
Mayor and Board of Aldermen**

JOB SITE: 0 Beach View Circle, Long Beach, MS
SERVICE PERFORMED: Bush hogged, trimmed, and cleaned lot.
DATE OF SERVICE: January 11, 2016

EQUIPMENT COST:

Trackhoe – 4 hours @ \$44/hr	176.00
Trash Truck – 4 hours @ \$60/hr	240.00

TOTAL EQUIPMENT COST: \$ 416.00

TOTAL LABOR COST: \$ 150.16

FUEL CHARGE \$ 28.31

TOTAL PROJECT COST: \$ 594.47

PLEASE REMIT EQUIPMENT COST TO: \$ 416.00

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

PLEASE REMIT LABOR & FUEL COST TO: \$ 178.47

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

Minutes of January 19, 2016
Mayor and Board of Aldermen

The City Attorney update the Mayor and Board of Aldermen regarding the maintenance contract on the Marcie Drive Elevated Water Tank.

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 Ponthieux made motion seconded by Alderman Griffin and unanimously carried to adjourn until the next regular meeting in due course.

APPROVED:

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

Alderman Gary J. Ponthieux, Ward 1

Alderman Bernie Parker, Ward 2

Alderman Kelly Griffin, Ward 3

Alderman Ronnie Hammons, Jr., Ward 4

Alderman Mark E. Lishen, Ward 5

Alderman Alan Young, Ward 6

Date

ATTEST:

Rebecca E. Schruff, City Clerk