

MUNICIPAL DOCKET
REGULAR MEETING OF OCTOBER 4, 2016
THE MAYOR AND BOARD OF ALDERMEN
THE CITY OF LONG BEACH, MISSISSIPPI
5:00 O'CLOCK P.M. LONG BEACH CITY HALL, 201 JEFF DAVIS AVE.

- I. CALL TO ORDER
- II. INVOCATION AND PLEDGE OF ALLEGIANCE
- III. ROLL CALL AND ESTABLISH QUORUM
- IV. PUBLIC HEARINGS-DERELICT PROPERTIES
 - 1. 103 East Azalea Drive-Karen Elizabeth & Kristine Melon
 - 2. 105 East Azalea Drive-Jacqueline Moore
 - 3. 0 Old Savannah Drive (0511P-01-003.054) Robert Genin, Jr.
- V. ANNOUNCEMENTS; PRESENTATIONS; PROCLAMATIONS
 - 1. Proclamation-Domestic Violence Awareness Month
 - 2. Proclamation-Long Beach High School Day; October 3, 2016
- VI. AMENDMENTS TO THE MUNICIPAL DOCKET
- VII. * PUBLIC COMMENTS-AGENDA ITEMS ONLY
- VIII. APPROVE MINUTES:
 - 1. MAYOR AND BOARD OF ALDERMEN
 - a. September 20, 2016-Regular
 - 2. PLANNING COMMISSION
 - a. September 22, 2016
 - 1) Schedule Public Hearing-Zone Text Amendment-Legal Descriptions
- IX. APPROVE DOCKET OF CLAIMS NUMBER(S):
 - 1. 100416
- X. UNFINISHED BUSINESS
 - 1. Sea Oaks Drainage-Results of Site Meeting; Bill Leiteritz
- XI. NEW BUSINESS
 - 1. Discuss Uses and Lighting at the City's Recreation Fields (Softball & Babe Ruth); Alderman Griffin
- XII. DEPARTMENTAL BUSINESS
 - 1. MAYOR'S OFFICE
 - 2. PERSONNEL
 - a. Police Department-(1) Resignation; (5) Step Increases; (1) Return to Duty from Active Military
 - b. Fire Department-(1) Part-Time Hire
 - 3. CITY CLERK
 - a. Certificate of Attendance-Municipal Court Clerk
 - b. Advertise-Appointment to School Board of Trustees Mar 2017-Mar 2022; Expiring Term of Angie Johnson
 - c. Special Event Application-LBHS Homecoming Parade
 - d. Special Event Application-Historical Society Cemetery Tour
 - e. Senior Community Service Employment Program-Host Agency Agreement
 - f. Long Beach Garden Club 2017 Spring Pilgrimage Sponsorship
 - g. Beer Permit Application-Davis S. Nguyen, Captain Danny Seafood
 - h. Municipal Compliance Questionnaire 2015-2016
 - 4. DERELICT PROPERTIES-DISCUSSION/SCHEDULE PUBLIC HEARINGS
 - a. 0 Markham Drive (512J-01-030-000) & 127 Markham Drive (0512J-01-029.000)-Assessed to Paul McKnight and Wife
- XIII. REPORT FROM CITY ATTORNEY
- XIV. * PUBLIC COMMENTS-MATTERS NOT APPEARING ON THE AGENDA
- XV. 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 FOR ALL PUBLIC COMMENTS.

Minutes of October 4, 2016
Mayor and Board of Aldermen

Be it remembered that three (3) public hearings before the Mayor and Board of Aldermen, Long Beach, Mississippi, were begun and held, at 5:00 o'clock p.m., Tuesday, the 4th day of October, 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 hearings.

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

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

The first public hearing was called to order to determine whether or not certain property situated in the City of Long Beach, located at 103 East Azalea Drive and assessed to Karen Elizabeth Melon and Kristine Melon, is in such a state of uncleanness as to constitute a menace to the public health and safety of the community.

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

- The Clerk reported that, pursuant to that certain order of the Mayor and Board of Aldermen at a regular meeting duly held and convened on September 6, 2016, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing, to Karen Elizabeth Melon and Kristine Melon, 820 Carter Lane, Paramus, NJ, 07652, as the same appears of record on the Harrison County 2016 Official Real Property Tax Rolls. The Notices of Hearing were delivered by the USPS on September 22, 2016; said notices are as follows:

Minutes of October 4, 2016 Mayor and Board of Aldermen

City of Long Beach

BOARD OF ALDERMEN

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



WILLIAM SKELLIE, JR.
MAYOR

CITY CLERK
TAX COLLECTOR
Rebecca E. Schruff

CITY ATTORNEY
James C. Simpson, Jr.

September 6, 2016

MAILED - 4
Date: 9/7/16

Karen Elizabeth Melon 91 7199 9991 7036 0750 4901
Kristine Melon 91 7199 9991 7036 0750 4925
820 Carter Lane
Paramus, NJ 07652

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting September 6, 2016, hold a public hearing at 5:00 p.m., Tuesday, October 4, 2016, at the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Karen Elizabeth and Kristine Melon, and situated in the City of Long Beach, Mississippi, at 103 East Azalea Drive, is in such a state of uncleanliness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 103 East Azalea
Parcel Number: 0712D-03-019.000
Legal Description: LOT 2 AZALEA HOMES SUBD

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

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

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Mayor and Board of Aldermen

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

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6th day of September, 2016.


Rebecca E. Schruoff
City Clerk

Minutes of October 4, 2016 Mayor and Board of Aldermen

9/22/2016

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DATE & TIME	STATUS OF ITEM	LOCATION
September 22, 2016 , 1:30 pm	Delivered, Left with Individual	TOWNSHIP OF WASHINGTON, NJ 07676

Your item was delivered to an individual at the address at 1:30 pm on September 22, 2016 in TOWNSHIP OF WASHINGTON, NJ 07676.

September 12, 2016 , 2:00 pm	Notice Left (No Authorized Recipient Available)	TOWNSHIP OF WASHINGTON, NJ 07676
September 12, 2016 , 8:48 am	Out for Delivery	PARAMUS, NJ 07652
September 12, 2016 , 8:38 am	Sorting Complete	PARAMUS, NJ 07652
September 12, 2016 , 7:50 am	Arrived at Unit	TOWNSHIP OF WASHINGTON, NJ 07676
September 10, 2016 , 1:08 pm	Departed USPS Destination Facility	TETERBORO, NJ 07699
September 10, 2016 , 8:47 am	Arrived at USPS Destination Facility	TETERBORO, NJ 07699
September 8, 2016 , 7:34 pm	Departed USPS Origin Facility	JACKSON, MS 39201
September 8, 2016 , 7:53 am	Arrived at USPS Origin Facility	JACKSON, MS 39201
September 8, 2016 , 5:49 am	Departed USPS Facility	GULFPORT, MS 39503
September 7, 2016 , 7:43 pm	Arrived at USPS Origin Facility	GULFPORT, MS 39503
September 7, 2016 , 6:28 pm	Accepted at USPS Origin Facility	LONG BEACH, MS 39560

Available Actions

Return Receipt Electronic

Text Updates

Email Updates

Track Another Package

Manage Incoming Packages

[https://tools.usps.com/go/TrackConfirmAction.action?Ref=fullpage&ILc=1&tex\(28777=&ILabels=9171999991703607504901](https://tools.usps.com/go/TrackConfirmAction.action?Ref=fullpage&ILc=1&tex(28777=&ILabels=9171999991703607504901)

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Minutes of October 4, 2016 Mayor and Board of Aldermen

9/22/2016

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- The Clerk further reported that the Notice of Hearing was posted on the subject property, 103 East Azalea Drive, Long Beach, Mississippi, on September 7, 2016, by Building Official John Eustace; the bulletin boards at City Hall, the Water Department, and the Building Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.
- The Clerk submitted a photograph taken of 103 East Azalea Drive, Long Beach, Mississippi, by Building Official John Eustace on October 4, 2016, depicting the subject property in its present condition; said photograph is as follows:

Minutes of October 4, 2016
Mayor and Board of Aldermen

10/4/16

103 EAST AZALEA DR.



Minutes of October 4, 2016
Mayor and Board of Aldermen



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

As of 10/4/16, the property located at 103 East Azalea Dr. is still in violation of section 302.4 of the International Property Maintenance Code adopted by the City of Long Beach.

A handwritten signature in black ink, appearing to read "John Eustace". The signature is written in a cursive, flowing style.

City of Long Beach
Building Official
201 Jeff Davis Ave.
P.O. Box 929
Long Beach, MS 39560

- The Clerk submitted an affidavit from Building Official John Eustace affirming that the Notice of Hearing was posted on the subject property and a photograph taken in a manner prescribed by state law, property maintenance codes and city ordinances; said affidavit is as follows:

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Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

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

1. That he is serving in the capacity of Building Official/Zoning Enforcement Officer of the City of Long Beach, Mississippi;

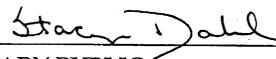
2. That in such capacity, he is responsible for the posting of notices of public hearings for the purpose of determining whether or not certain properties are in such a state of uncleanliness as to constitute a menace to the public health and safety of the community; he is responsible for the taking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

3. That on September 7, 2016, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property located at 103 East Azalea Drive, Long Beach, Mississippi, assessed to Mark Karen Elizabeth and Kristine Melon, and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on October 4, 2016, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for October 4, 2016.

This the 4th day of October, 2016.


REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 4th day of October, 2016.


NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS;POST NOTICE

*

*

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

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

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

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

The Mayor and Board of Aldermen took up the matter of the public hearing on the property located at 103 East Azalea Drive, Long Beach, Mississippi, to determine and consider the condition of said property. After conducting the hearing and considering all matters produced there at and after hearing all persons interested and appearing, the Board of Aldermen declared the hearing finally closed. After a discussion of the subject, Alderman Griffin offered and moved the adoption of the following Resolution and Order:

**RESOLUTION AND ORDER BY THE MAYOR AND BOARD OF ALDERMEN OF
THE CITY OF LONG BEACH, MISSISSIPPI ADJUDICATING THE PROPERTY
LOCATED AT 103 EAST AZALEA DRIVE, LONG BEACH, MISSISSIPPI, TO BE A
MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY AND
REQUIRING OWNER OF SUCH PROPERTY TO CLEAN SAID PROPERTY.**

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

1. That on complaint and motion of the Governing Authorities of the City of Long Beach wherein lies the property known as 103 East Azalea Drive, Long Beach, Mississippi, (hereinafter referred to as the subject parcel), and after discussion of same, the Mayor and Board of Aldermen, at its regular meeting of September 6, 2016, on its own motion did set a hearing to determine whether or not the subject parcel, in its then condition, was in such a state of uncleanness as to be a menace to the public health and safety of the community in accordance with Miss Code Annotated Section 21-19-11, as amended, said hearing to be October 4, 2016, and directed notice of said hearing be served on the owner of said property in the manner as provided by said MCA Section 21-19-11;

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

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

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

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

1. That the parcel of land lying and being situated in the City of Long Beach, First Judicial District of Harrison County, Mississippi, and having the street address of 103 East Azalea Drive, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0712D-03-019.000, and according to said tax records is owned by Karen Elizabeth and Kristine Melon, is at present in such a state of uncleanliness as to be a menace to the public health and safety of the community and/or an attractive nuisance.

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

Removal of all discarded materials, dangerous items, and such other rubbish and/or debris as described in any notice or as appearing on said property contributing to the property constituting a nuisance and menace overall to the public health and safety, and abate or cause to be abated the conditions otherwise existing and constituting a menace to public safety and health as testified and/or described in general at the hearing, and as contained in the report letter from Building Official John Eustace dated June 2, 2016, and attached hereto.

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

Alderman Ponthieux seconded the motion to adopt the foregoing resolution and

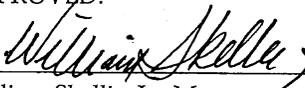
Minutes of October 4, 2016
Mayor and Board of Aldermen

order, and the question being put to a roll call vote by the Mayor, the result was as follows:

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

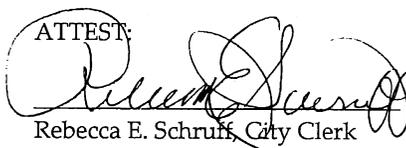
The question having received the Affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and the resolution and order adopted and approved this the October 4, 2016.

APPROVED:



William Skellie, Jr., Mayor

ATTEST:


Rebecca E. Schruiff, City Clerk

Minutes of October 4, 2016
Mayor and Board of Aldermen

City of Long Beach



NOTICE OF VIOLATION

June 2, 2016

Karen Elizabeth and Kristine Melon
820 Carter Lane
Paramus, NJ 07652

71 7108 2133 3938 0608 2824

Reference: 103 Azalea Drive; Long Beach, MS 39560
Tax Parcel Number 0712D-03-019.000

The above referenced property is in violation as listed below:

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

The City of Long Beach Ordinance No 611, Section 2: Nuisance Declared. "Old, pre-used slabs and/or pilings; and other objectionable, unsightly or unsanitary matter are hereby declared to be a nuisance. Any slab, piling, or property that is in a state of dilapidation, deterioration; damage, decay, or disrepair, is of faulty or insufficient construction, is open to intrusion, abandoned, damaged by fire, storm, hurricane, or neglect to the extent as not to provide shelter, is extremely unsound, in danger of collapse or failure, constitutes a fire hazard, causes flooding or drainage problems, violates any flood prevention ordinance, and/or violates the City's adopted building codes, and that constitutes a threat to the public, safety and welfare are hereby declared to be a nuisance outside, on, or in any property within the City."

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

Please notify the Building Department at (228) 863-1554 as soon as the referenced violation has been corrected, so that the premises can be inspected or if you have any questions or concerns.

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

Sincerely,

John Eustace
Building Official / Zoning Enforcement Officer

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

The second public hearing was called to order to determine whether or not certain property situated in the City of Long Beach, located at 105 East Azalea Drive and assessed to Jacqueline Moore, is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community.

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

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

- 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 September 6, 2016, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing, to Jacqueline Moore, 860 East Beach Boulevard, Long Beach, Mississippi, 39560, as the same appears of record on the Harrison County 2016 Official Real Property Tax Rolls. The Notice of Hearing was returned by the USPS on September 12, 2016, marked "Return to Sender-Not Deliverable as Addressed-Unable to Forward"; said notice is as follows:

City of Long Beach

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



WILLIAM SKELLIE, JR.
MAYOR

CITY CLERK
TAX COLLECTOR
Rebecca E. Schruoff

CITY ATTORNEY
James C. Simpson, Jr.

MAILED
Date: 9/7/16

September 6, 2016

Jacqueline Moore
860 East Beach Boulevard
Long Beach, MS 39560

91 7199 9991 7036 0750 4918

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting September 6, 2016, hold a public hearing at 5:00 p.m., Tuesday, October 4, 2016, at the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Jacqueline Moore, and situated in the City of Long Beach, Mississippi, at 105 East Azalea Drive, is in such a state of uncleanness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 105 East Azalea Drive
Parcel Number: 0712D-03-020.000
Legal Description: LOT 3 AZALEA HOME SUBD

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

Minutes of October 4, 2016
Mayor and Board of Aldermen

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

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6th day of September 6, 2016.


Rebecca E. Schruoff
City Clerk

Minutes of October 4, 2016 Mayor and Board of Aldermen

9/22/2016

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Tracking Number: 9171999991703607504918

Updated Delivery Day: Monday, September 12, 2016

Product & Tracking Information

Postal Product:
First-Class Mail®

Features:
Certified Mail™

DATE & TIME	STATUS OF ITEM	LOCATION
September 12, 2016 , 2:11 pm	Delivered	LONG BEACH, MS 39560
Your item was delivered at 2:11 pm on September 12, 2016 in LONG BEACH, MS 39560.		
September 12, 2016 , 8:28 am	Available for Pickup	LONG BEACH, MS 39560
September 12, 2016 , 8:25 am	Arrived at Unit	LONG BEACH, MS 39560
September 11, 2016 , 11:59 pm	Arrived at USPS Facility	GULFPORT, MS 39503
September 9, 2016 , 11:10 am	Arrived at USPS Facility	JACKSON, MS 39201
September 8, 2016 , 8:11 am	Moved, Left no Address	LONG BEACH, MS 39560
September 8, 2016 , 7:48 am	Arrived at Unit	LONG BEACH, MS 39560
September 8, 2016 , 5:49 am	Departed USPS Facility	GULFPORT, MS 39503
September 7, 2016 , 7:43 pm	Arrived at USPS Facility	GULFPORT, MS 39503
September 7, 2016 , 6:28 pm	Accepted at USPS Origin Facility	LONG BEACH, MS 39560

Available Actions

Return Receipt Electronic

Text Updates

Email Updates

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

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

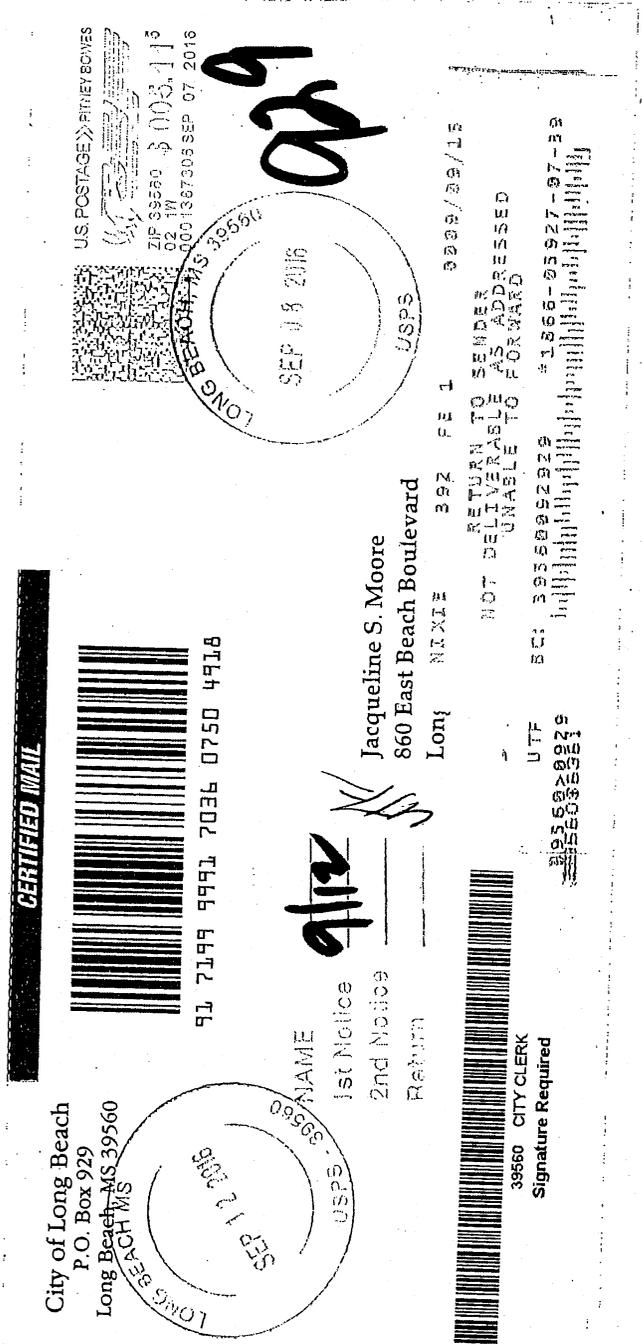
Sign up for My USPS >



https://tools.usps.com/go/TrackConfirmAction.action?Ref=fullpage&ILc=1&lexl28777=&ILabels=9171999991703607504918

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Minutes of October 4, 2016
Mayor and Board of Aldermen

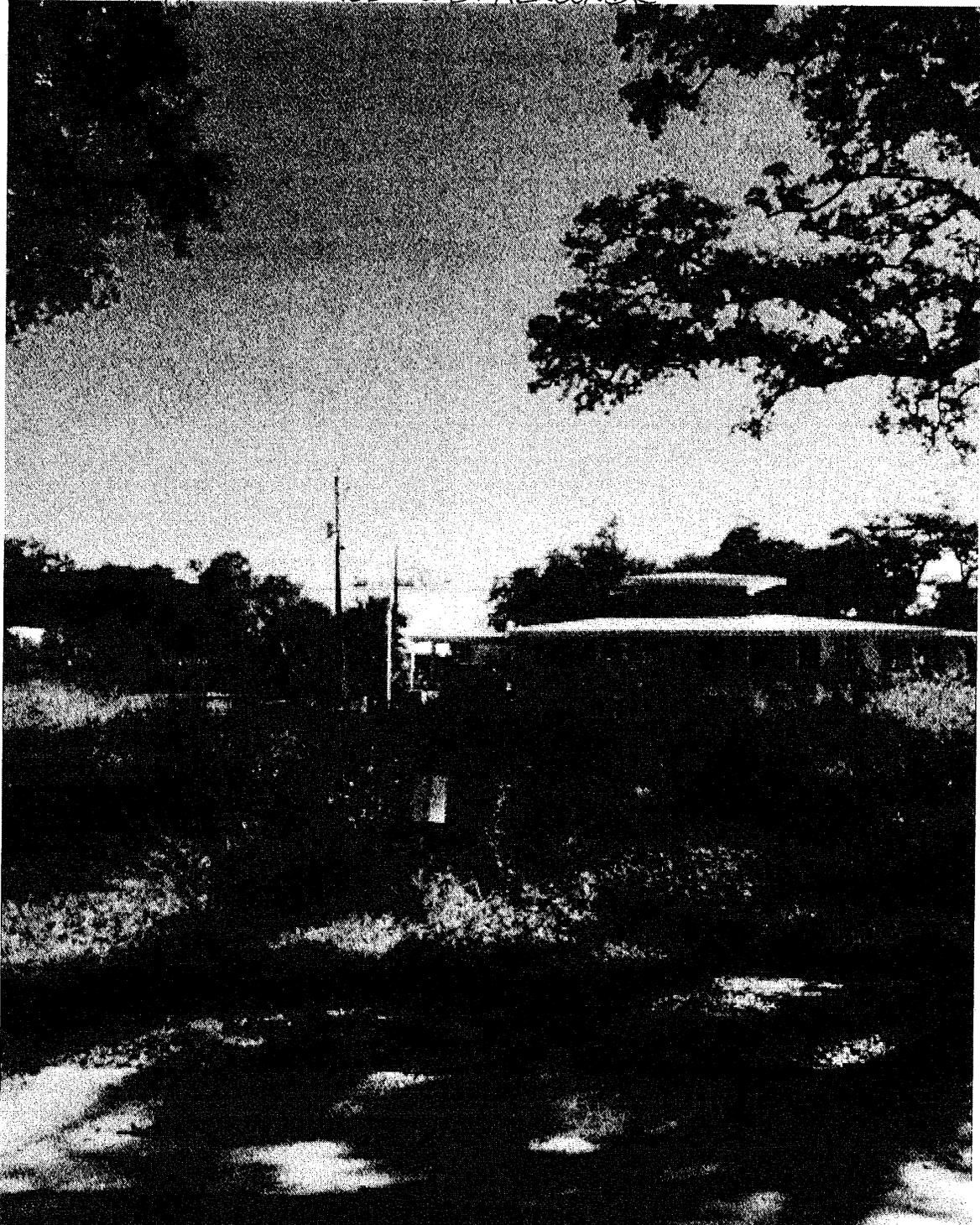


- The Clerk further reported that the Notice of Hearing was posted on the subject property, 105 East Azalea Drive, Long Beach, Mississippi, on September 7, 2016 by Building Official John Eustace; the bulletin boards at City Hall, the Water Department, and the Building Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.

Minutes of October 4, 2016
Mayor and Board of Aldermen

- The Clerk submitted a photograph taken of 105 East Azalea Drive, Long Beach, Mississippi, by Building Official John Eustace on October 4, 2016, depicting the subject property in its present condition; said photograph is as follows:

10/4/16 105 EAST AZALEA DR.



Minutes of October 4, 2016
Mayor and Board of Aldermen



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

As of 10/4/16, the property located at 105 East Azalea Dr. is still in violation of section 302.4 of the International Property Maintenance Code adopted by the City of Long Beach.

A handwritten signature in cursive script that reads "John Eustace".

City of Long Beach
Building Official
201 Jeff Davis Ave.
P.O. Box 929
Long Beach, MS 39560

- The Clerk submitted an affidavit from Building Official John Eustace affirming that the Notice of Hearing was posted on the subject property and photographs taken in a manner prescribed by state law, property maintenance codes and city ordinances; said affidavit is as follows:

*

*

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

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

1. That he is serving in the capacity of Building Official/Zoning Enforcement Officer of the City of Long Beach, Mississippi;

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

3. That on September 7, 2016, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property located at 105 East Azalea Drive, Long Beach, Mississippi, assessed to Jacqueline Moore, and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on October 4, 2016, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for October 4, 2016.

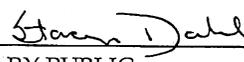
This the 4th day of October, 2016.


REBECCA E. SCHUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 4th day of October, 2016.

-My Commission Expires-




NOTARY PUBLIC

AFFIDAVIT-PHOTOS;POST NOTICE

*

*

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

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

The Clerk reported that she spoke with Ms. Moore's daughter who assured her that property would be brought into compliance and maintained in the future.

*

*

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

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

The Mayor and Board of Aldermen took up the matter of the public hearing on the property located at 105 East Azalea Drive, Long Beach, Mississippi, to determine and consider the condition of said property. After conducting the hearing and considering all matters produced there at and after hearing all persons interested and appearing, the Board of Aldermen declared the hearing finally closed. After a discussion of the subject, Alderman Young offered and moved the adoption of the following Resolution and Order:

**RESOLUTION AND ORDER BY THE MAYOR AND BOARD OF ALDERMEN OF
THE CITY OF LONG BEACH, MISSISSIPPI ADJUDICATING THE PROPERTY
LOCATED AT 105 EAST AZALEA DRIVE, LONG BEACH, MISSISSIPPI, TO BE A
MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY AND
REQUIRING OWNER OF SUCH PROPERTY TO CLEAN SAID PROPERTY.**

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

1. That on complaint and motion of the Governing Authorities of the City of Long Beach wherein lies the property known as 105 East Azalea Drive, Long Beach, Mississippi, (hereinafter referred to as the subject parcel), and after discussion of same, the Mayor and Board of Aldermen, at its regular meeting of September 6, 2016, 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 October 4, 2016, and directed notice of said hearing be served on the owner of said property in the manner as provided by said MCA Section 21-19-11;

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

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

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

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

1. That the parcel of land lying and being situated in the City of Long Beach, First Judicial District of Harrison County, Mississippi, and having the street address of 105 East Azalea Drive, Long Beach, Mississippi, which parcel of land is identified by Harrison County Tax Parcel Number 0712D-03-020.000, and according to said tax records is owned by Jacqueline Moore, is at present in such a state of uncleanliness as to be a menace to the public health and safety of the community and/or an attractive nuisance.

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

Removal of all discarded materials, dangerous items, and such other rubbish and/or debris as described in any notice or as appearing on said property contributing to the property constituting a nuisance and menace overall to the public health and safety, and abate or cause to be abated the conditions otherwise existing and constituting a menace to public safety and health as testified and/or described in general at the hearing, and as contained in the report letter from Building Official John Eustace dated June 2, 2016, and attached hereto.

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

Alderman Griffin seconded the motion to adopt the foregoing resolution and

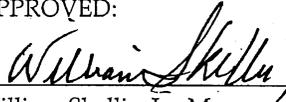
**Minutes of October 4, 2016
Mayor and Board of Aldermen**

order, and the question being put to a roll call vote by the Mayor, the result was as follows:

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

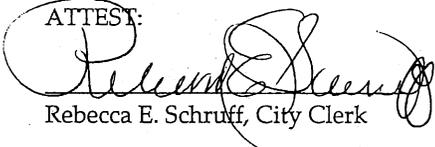
The question having received the Affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and the resolution and order adopted and approved this the 4th day of October, 2016.

APPROVED:



William Skellie, Jr., Mayor

ATTEST:


Rebecca E. Schruoff, City Clerk

Minutes of October 4, 2016
Mayor and Board of Aldermen

City of Long Beach



NOTICE OF VIOLATION

June 2, 2016

Jacqueline S. Moore 91 7108 2133 3938 0608 2800
860 East Beach Boulevard
Long Beach, MS 39560

Reference: 105 Azalea Drive; Long Beach, MS 39560
Tax Parcel Number 0712D-03-020.000

The above referenced property is in violation as listed below:

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

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

Please notify the Building Department at (228) 863-1554 as soon as the referenced violation has been corrected, so that the premises can be inspected or if you have any questions or concerns.

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

Sincerely,

John Eustace
Building Official / Zoning Enforcement Officer

Cc: Jacqueline S. Moore 91 7108 2133 3938 0608 2817
3609 Portree Place
Ocean Springs, MS 39564

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

The third and final public hearing was called to order to determine whether or not certain property situated in the City of Long Beach, located at 0 Old Savannah Drive (Tax Map Parcel 0511P-01-003.054) and assessed to Robert Genin, Jr., is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community.

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

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

- 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 September 6, 2016, she did cause to be sent, via certified mail, electronic receipt requested, Notice of Hearing, to Robert Genin, Jr., 116 Leopold Street, Bay St Louis, Mississippi, 39520, as the same appears of record on the Harrison County 2016 Official Real Property Tax Rolls. The Notice of Hearing was delivered by the USPS on September 8, 2016; said notice is as follows:

City of Long Beach

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



WILLIAM SKELLIE, JR.
MAYOR

CITY CLERK
TAX COLLECTOR
Rebecca E. Schruff

CITY ATTORNEY
James C. Simpson, Jr.

September 6, 2016

MAILED
Date: 9/7/16

Robert Genin, Jr.
116 Leopold Street
Bay St Louis, MS 39520

91 7199 9991 7036 0750 4895

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of The City of Long Beach, Mississippi, will, in accordance with motion duly made, seconded and adopted at its regular meeting September 6, 2016, hold a public hearing at 5:00 p.m., Tuesday, October 4, 2016, at the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not a parcel of land owned by and/or assessed to Robert Genin, Jr. and situated in the City of Long Beach, Mississippi, at 0 Old Savannah Drive, is in such a state of uncleanness as to be a menace to the public health and safety of the community, all in accordance with Section 21-19-11 of the Mississippi Code of 1972, as amended. Said property is more particularly described, as follows:

Address: 0 Old Savannah Drive
Parcel Number: 0511P-01-003.0054
Legal Description: LOT 57 PECAN PARK ESTATES PH II

If at such hearing, the governing authority shall, in its resolution, adjudicate such parcel of land in its then condition to be a menace to the public health and safety of the community, the governing authority shall, if the owner does not do so himself, proceed to clean the land, by the use of municipal employees or by contract, by cutting weeds; filling cisterns; removing rubbish, dilapidated fences, outside toilets, dilapidated buildings and other debris; filling swimming pools; and draining cesspools and standing water therefrom. Thereafter, the governing authority shall, at its next regular meeting, by resolution adjudicate the actual cost of cleaning the property and may also impose a penalty of One Thousand Five Hundred Dollars(\$1,500.00) or fifty (50%) of such actual cost, whichever is more. The cost and any penalty may become a civil debt against the property owner, or, at the option of the governing authority, an assessment against the property. The cost assessed against the property means the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done. The action herein authorized shall not be undertaken against any one (1) parcel of land more than six (6) times in any one (1) calendar year, and the expense of cleaning of said property shall not exceed an aggregate amount of Twenty Thousand Dollars (\$20,000.00) per year, or the fair market value of the property subsequent to cleaning, whichever is less. If it is determined by the governing authority that it is necessary to clean the property or land more than once within a calendar year, then the municipality may clean it provided notice to the property owner is given by United States mail to the last known address at least ten (10) days before cleaning the property.

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

Minutes of October 4, 2016
Mayor and Board of Aldermen

Page 2 of 2

The governing authority may assess the same penalty for each time the property or land is cleaned as otherwise provided in this section. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. In the event the governing authority declares, by resolution, that the cost and any penalty shall be collected as a civil debt, the governing authority may authorize the institution of a suit on open account against the owner of the property in court of competent jurisdiction in the manner provided by law for the cost and any penalty, plus court costs, reasonable attorney's fees and interest from the date that the property was cleaned. In the event that the governing authority does not declare that the cost and any penalty shall be collected as a civil debt, then the assessment above provided for shall be a lien against the property and may be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the municipality shall, upon order of the board of governing authorities, proceed to sell the land to satisfy the lien as now provided by law for the sale of lands for delinquent municipal taxes as provided by *Section 21-19-11 Mississippi Code, Annotated.*

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

Done by order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, this the 6th day of September, 2016.



Rebecca E. Schruff
City Clerk

Minutes of October 4, 2016 Mayor and Board of Aldermen

9/22/2016

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Sign up for My USPS.

Tracking Number: 9171999991703607504895

Updated Delivery Day: Thursday, September 8, 2016

Product & Tracking Information

Postal Product:
First-Class Mail®

Features:
Certified Mail™

DATE & TIME	STATUS OF ITEM	LOCATION
September 8, 2016 , 3:32 pm	Delivered, Left with Individual	BAY SAINT LOUIS, MS 39520
Your item was delivered to an individual at the address at 3:32 pm on September 8, 2016 in BAY SAINT LOUIS, MS 39520.		
September 8, 2016 , 3:29 pm	Notice Left (No Authorized Recipient Available)	BAY SAINT LOUIS, MS 39520
September 8, 2016 , 8:35 am	Out for Delivery	LONG BEACH, MS 39560
September 8, 2016 , 8:25 am	Sorting Complete	LONG BEACH, MS 39560
September 8, 2016 , 8:12 am	Arrived at Unit	BAY SAINT LOUIS, MS 39520
September 8, 2016 , 5:49 am	Departed USPS Facility	GULFPORT, MS 39503
September 7, 2016 , 7:43 pm	Arrived at USPS Facility	GULFPORT, MS 39503
September 7, 2016 , 6:28 pm	Accepted at USPS Origin Facility	LONG BEACH, MS 39560

Available Actions

Return Receipt Electronic

Text Updates

Email Updates

Track Another Package

Tracking (or receipt) number

Track It

Manage Incoming Packages

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

Sign up for My USPS »



https://tools.usps.com/go/TrackConfirmAction.action?iRef=fullpage&tLc=1&text128777=&tLabels=9171999991703607504895

1/2

- The Clerk further reported that the Notice of Hearing was posted on the subject property, 0 Old Savannah Drive (Tax Map Parcel 0511P-01-003.054), on September 7, 2016 by Building Official John Eustace; the bulletin boards at City Hall, the Water Department, and the Building Office, 201 Jeff Davis Avenue, Long Beach, Mississippi; and the Long Beach Public Library, 209 Jeff Davis Avenue, Long Beach, Mississippi.

Minutes of October 4, 2016
Mayor and Board of Aldermen

- The Clerk submitted a photograph taken of 0 Old Savannah Drive (Tax Map Parcel 0511P-01-003.054), by Building Official John Eustace on October 4, 2016, depicting the subject property in its present condition; said photograph is as follows:

10/4/16 0 OLD SAVANNAH DR. (0511P-01-003.054)



Minutes of October 4, 2016
Mayor and Board of Aldermen



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

As of 10/4/16, the property located at 0 Old Savannah Dr. (0511P-01-003.054) is no longer in violation of section 302.4 of the International Property Maintenance Code adopted by the City of Long Beach.

A handwritten signature in black ink, appearing to read "John Eustace". The signature is written in a cursive style and is positioned above the typed name and address.

City of Long Beach
Building Official
201 Jeff Davis Ave.
P.O. Box 929
Long Beach, MS 39560

The Clerk submitted an affidavit from Building Official John Eustace affirming that the Notice of Hearing was posted on the subject property and the photograph taken in a manner prescribed by state law, property maintenance codes and city ordinances; said affidavit is as follows:

Minutes of October 4, 2016
Mayor and Board of Aldermen

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

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

1. That he is serving in the capacity of Building Official/Zoning Enforcement Officer of the City of Long Beach, Mississippi;

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

3. That on September 7, 2016, he did cause to be posted, Notice of Hearing, a copy of which is attached hereto, on property located at 0 Old Savannah Drive (Tax Map Parcel 0511P-01-003.054), Long Beach, Mississippi, assessed to Robert Genin, Jr., and at the City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi; and that on October 4, 2016, he did take and cause to be processed photographs depicting said property in its then condition, to be submitted as exhibits at the public hearing scheduled for October 4, 2016.

This the 4th day of October, 2016.


REBECCA E. SCHRUPF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 4th day of October, 2016.


NOTARY PUBLIC

-My Commission Expires-



AFFIDAVIT-PHOTOS,POST NOTICE

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Minutes of October 4, 2016
Mayor and Board of Aldermen

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

Upon further discussion, it was noted for the record that the property owner removed a considerable amount of top soil in the process of cleaning which could result in additional problems during heavy rains. Any problems arising will be addressed at that time and the Zoning Enforcement Officer will monitor this situation as well as future property cleanings in an attempt to prevent the excess removal of top soil.

* * * * *

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

Based upon the recommendation of Building Official/Zoning Enforcement Officer John Eustace and the discussion held and information obtained during the course of this public hearing, Alderman Hammons made motion seconded by Alderman Young and unanimously carried that the subject property, 0 Old Savannah Drive (Tax Map Parcel 0511P-01-003.054), Long Beach, Mississippi, assessed to Robert Genin, Jr., is in compliance with Mississippi State Law, property maintenance codes and city ordinances at this time.

Be it remembered that a regular meeting of the Mayor and Board of Aldermen, Long Beach, Mississippi, was begun and held at 5:00 o'clock p.m., Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, in said City, it being the first Tuesday in October, 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 meeting was called to order and the Mayor and Board of Aldermen proclaimed October, 2016, as "Domestic Violence Awareness Month".

* * * * *

Minutes of October 4, 2016
Mayor and Board of Aldermen

The Mayor and Board of Aldermen proclaimed October 3, 2016, "Long Beach High School Day".

*

*

ANNOUNCEMENTS:

- Long Beach Harbor met the criteria to qualify as a certified Clean and Resilient Marina by the Mississippi Department of Marine Resources scoring an impressive 97.18%, commending Harbor Master Bill Angley and the Long Beach Harbor staff.
- The Cruisin' the Coast® kick-off parade was a huge success and city department heads and staff were commended for a job well done.

Alderman Carrubba made motion seconded by Alderman Griffin and unanimously carried to suspend the rules and amend the Municipal Docket, as follows:

ADD Item XII.3.d.2. DEPARTMENTAL BUSINESS; CITY CLERK; Special Event Application-Long Beach Concert Choir Association, Haunted Hall of Fame.

ADD Item XIV.2. PERSONNEL-EXECUTIVE SESSION.

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

Minutes of October 4, 2016
 Mayor and Board of Aldermen

PUBLIC COMMENTS PERTAINING TO MATTERS ON THE AGENDA ONLY			
<p>NOTE: All comments <u>shall</u> be directed to the Chairman (Mayor). Comments of a personal nature regarding individual members of the Governing Authority (Mayor and Board of Aldermen), City Staff and/or Personnel, other Citizens, disruptive comments or improper actions <u>will not</u> be permitted. Public Comments will be limited to a total of ten (10) minutes and limited to a maximum of two (2) minutes per person. Except as otherwise directed by the Chairman (Mayor), Public Comments will not be permitted before or after the allotted time. Disruption of the regular business meeting will be cause for removal from the public meeting.</p>			
	PLEASE PRINT: NAME / ADDRESS / TELEPHONE	AGENDA ITEM NO.	AGENDA ITEM SUBJECT MATTER
1	Gayle Nolan	3f	L. B. Garden Club request
2	Stephanie Piper	V1	Proclamation-DVAM
3	Barb Fischer Bill Leiteritz	X 1	Disgruntled property owners w/ Sea Oaks Subdivision
4			Drainage issues
5			
6			
7			
8			
9			
10			

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

Excel Worksheet: public comments - agenda PUBLIC COMMENTS-AGENDA

Alderman Ponthieux made motion seconded by Alderman Griffin and unanimously carried to approve the regular meeting minutes of the Mayor and Board of Aldermen dated September 20, 2016, as submitted.

Alderman Carrubba made motion seconded by Alderman Griffin and unanimously carried to approve the regular meeting minutes of the Long Beach Planning Commission dated September 22, 2016, with exception to action taken on the zoning text amendment-adopt zoning district legal descriptions.

Minutes of October 4, 2016
Mayor and Board of Aldermen

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Alderman Young made motion seconded by Alderman Griffin and unanimously carried to schedule a public hearing, Tuesday, November 15, 2016, at 5:00 p.m., City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to consider a Zone Text Amendment-Ordinance 598, Section 102-Adopt Zoning District Legal Descriptions.

Alderman Hammons made motion seconded by Alderman Griffin and unanimously carried to approve payment of invoices as listed in Docket of Claims number 100416.

There came on for consideration Sea Oaks Drainage and a letter with attachment from Project Engineer David Ball, as follows:

Minutes of October 4, 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) 863-5292

September 29, 2016

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

RE: Sea Oaks Drainage & Detention area

Ladies and Gentlemen:

Upon your direction at the last meeting of the Mayor and Board of Aldermen, I met Mr. Bill Leiteritz, along with Public Works personnel, at his home at 141 Sea Oaks Blvd. to determine the possibility of filling the detention swale behind his property and bringing it into compliance with US Army Corps of Engineers (USACE) and MS Dept. of Environmental Quality (MSDEQ) and MS Dept. of Marine Resources (MSDMR) permits issued during the initial design and development of the property in the late 1990s. Additionally, other property owners are also interested in completing similar work at their property upon the City's acceptance of Mr. Leiteritz's plan. These are environmental requirements regarding wetlands, which the City has no responsibility to enforce that I'm aware of.

However, utilizing Mr. Leiteritz's plan to bring the backyard swales into compliance with state and federal environmental requirements would require filling and obstructing them in a way which is harmful to their purpose as a drainage detention element, which is required by City Ordinances. The original construction plans approved by the City required these swales in order to avoid flooding on- and off-site due to increased runoff from the development. I've attached a copy of a drawing assembled by previous City Engineer John Campton after the development of this subdivision which delineates the approved location and design intent of the detention swales in the development, and I encourage all property owners in the development to restore the ditch to the dimensions and configurations indicated thereon. Furthermore, in accordance with City action on Sept. 18, 2001, all future prospective home builders should be responsible to restore these areas to the design condition prior to issuance of a Certificate of Occupancy.

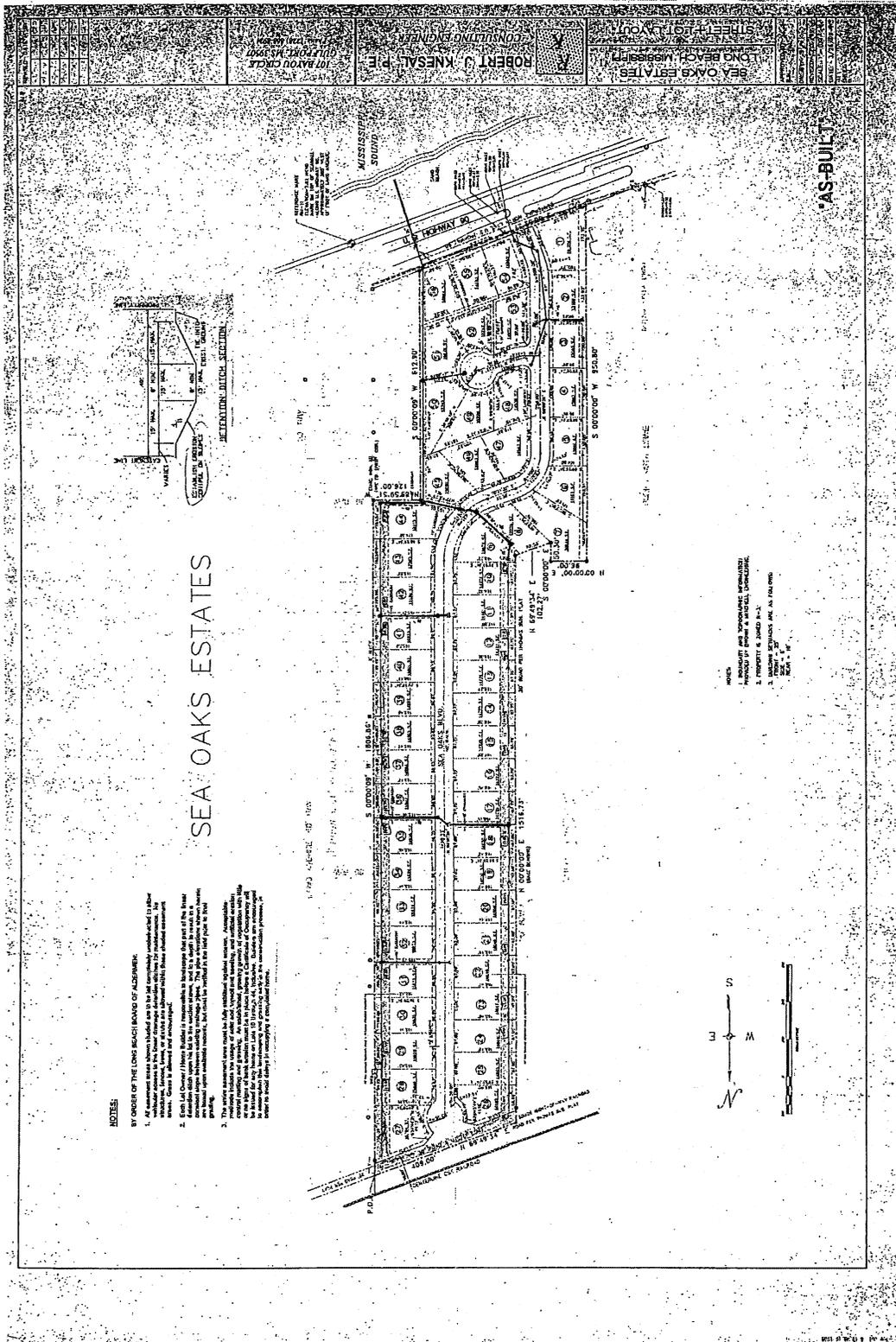
Finally, and as an alternative to allowing no fill in these areas, the City may choose to allow variances on a case-by-case basis for each individual lot owner in the subdivision who desires to pipe and fill the detention swale. Conceivably, small changes to these detention swales may not have a large impact on stormwater runoff in the current condition, but the cumulative effect could be substantial as filling and development continues. Any such variance would obviously be at the City's discretion.

Sincerely,

David Ball, P.E.

DB:539
Attachment

Minutes of October 4, 2016
Mayor and Board of Aldermen



Project Engineer David Ball came forward to answer questions and provide additional information and the Mayor recognized Bill Leiteritz for comments.

After considerable discussion, Mr. Leiteritz was advised that he could apply for a variance through the Building Department for a public hearing before the Planning Commission.

There came on for consideration uses and lighting at the City's recreation fields (Softball and Babe Ruth).

Minutes of October 4, 2016
Mayor and Board of Aldermen

Recreation Director Bob Paul came forward to answer questions and provide additional information.

After considerable discussion, Mr. Paul was directed to obtain quotes for the installation of timers on lights at the City's recreation fields. Any amendments or additions to the official rules and regulations regarding uses and scheduling of city fields will be determined at a later date.

There was no report from the Mayor's Office.

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

POLICE DEPARTMENT:

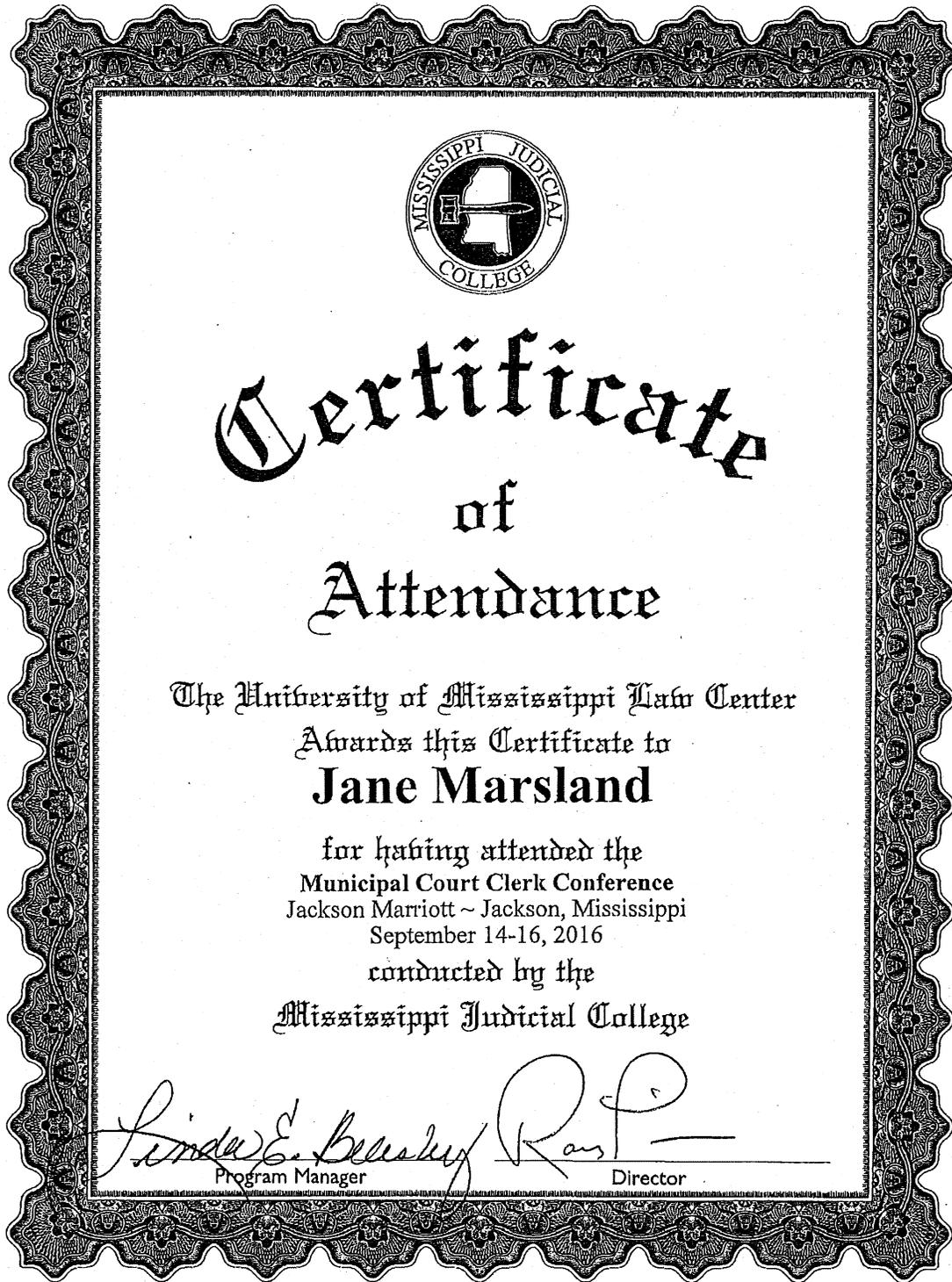
- Resignation-Police Officer 1st Class Timothy Fisackerly, effective September 18, 2016;
- Step Increase-Office Manager Susan Bowes, CSA-6-VII, effective October 1, 2016;
- Step Increase-Sergeant Kevin Brazil, PS-11-XVI, effective October 1, 2016;
- Step Increase-Police Officer 2nd Class William Lansdale, effective October 1, 2016;
- Step Increase-Police Chief Wayne McDowell, PSA-17-XIII, effective October 1, 2016;
- Step Increase-Sergeant Mike Plavidal, PS-11-VIII, effective October 1, 2016;
- Return to Duty from Active Military-Officer 1st Class Jason Case, PS-9-VIII, effective September 30, 2016.

FIRE DEPARTMENT:

- Part-Time Hire Firefighter Brooks Hoda, \$10.00 per hour contract labor, without benefits, effective October 16, 2016.

Alderman Carrubba made motion seconded by Alderman Griffin and unanimously carried acknowledging receipt of the Certificate of Attendance – Municipal Court Clerk, as follows:

Minutes of October 4, 2016
Mayor and Board of Aldermen



Alderman Carrubba made motion seconded by Alderman Griffin and unanimously carried to advertise for School Board Trustee, March/2017-March/2022, expiring term of Angie Johnson.

Alderman Young made motion seconded by Alderman Griffin and unanimously carried to approve the Special Event Application, Long Beach High School Homecoming Parade, as follows:

Minutes of October 4, 2016
Mayor and Board of Aldermen

November 3, 2016
Thursday
4:00 - 6:00pm
Parade
Jeff Davis Ave

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: 9/21/16 Time: 12:00 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: Long Beach High School
Organization Address: 300 E. Old Pass Rd
Organization Agent: Darlene Cormier Title: Teacher
Phone: _____ Work Home ²²⁸ 863 6945 During event 228 304-0105
Agent's Address: _____
Agent's E-Mail Address: darlene.cormier@lbsd.k12.com
Event Name: LBHS Homecoming Parade
Please give a brief description of the proposed special event: _____

Event Day(s) & Date(s): 11/3 ~~4:00~~ Event Time(s): 4:30
Set-Up Date & Time: 11/3 4:00 Tear-Down Date & Time: 11/3 4:00
Event Location: LB

ANNUAL EVENT: Is this event expected to occur next year? YES NO
How many years has this event occurred? decades

ADOPTED: 11.15.11-BOARD ACTION

**Minutes of October 4, 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: 11/3 4:00 through Date/ Time 11/3 6:00

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

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

EOld Pass & Cleveland surrounding
High School

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? _____

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

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

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

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

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

police assistance closing roads

ADOPTED: 11.15.11-BOARD ACTION

Minutes of October 4, 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.

9/19/16
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 October 4, 2016
Mayor and Board of Aldermen

Event Title: LBHS Homecoming 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.: [Signature] Recommend Approval: YES NO Est. Economic Impact: \$ _____

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

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

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

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

Have businesses been notified for street closures?: YES NO

Reason for disapproval: _____

Any special requirements/conditions: _____

Insurance / Indemnification Received: Yes

Insurance Approved: Yes

Board of Aldermen Approved: _____ Denied: _____

Approval/ Denial Mailed: _____

ADOPTED: 11.15.11-BOARD ACTION

Minutes of October 4, 2016
Mayor and Board of Aldermen



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
9/22/2016

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.

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.

PRODUCER: BancorpSouth Insurance Services, Inc.
CONTACT NAME: Cindy Teague
PHONE: 228-863-5362
INSURER(S) AFFORDING COVERAGE: Zurich American Insurance Co

COVERAGES CERTIFICATE NUMBER: 1534670079 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.

Table with columns: INSR LTR, TYPE OF INSURANCE, POLICY NUMBER, POLICY EFF, POLICY EXP, LIMITS. Includes Commercial General Liability, Automobile Liability, and Workers Compensation.

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Re: Long Beach School District, Homecoming Parade, Thursday, 11/3/2016

CERTIFICATE HOLDER: City of Long Beach
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.

ACORD 25 (2014/01) The ACORD name and logo are registered marks of ACORD © 1988-2014 ACORD CORPORATION. All rights reserved.

Alderman Young made motion seconded by Alderman Griffin and unanimously carried to approve the Special Event Application, Long Beach Historical Society, Cemetery Tour, as follows:

Minutes of October 4, 2016
Mayor and Board of Aldermen

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: 9/26/16 Time: 2:37p By: [Signature]

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: Long Beach Historical Society
Organization Address: P.O. Box 244 Long Beach, MS 39560
Organization Agent: Brandi Batey Title: Cemetery Tour Coordinator
or Marilyn Vencourt Coordinator
Phone: 228 437 4983 Work Home NA During event same (either)
228 866 6953
Agent's Address: 106 East Ave Long Beach, MS 39560
Agent's E-Mail Address: Linguanut@msn.com
Event Name: Long Beach ~~Historical Society~~ Cemetery Tour

Please give a brief description of the proposed special event:
60 citizens portray noted citizens of Long Beach buried in cemetery

Event Day(s) & Date(s): Tues, Oct 25, 2016 Event Time(s): 5:30-7:00pm
Set-Up Date & Time: 4:00pm ^{Tu} Oct 25 Tear-Down Date & Time: 7pm Oct 25 & 7am Oct 26
Event Location: Long Beach 1st St. Cemetery
ANNUAL EVENT: Is this event expected to occur next year? YES NO
How many years has this event occurred? 3

ADOPTED: 11.15.11-BOARD ACTION

Minutes of October 4, 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.

N/A
STREET CLOSURES: Start Date/ Time: _____ through Date/ Time _____

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:

Cars will park along 1st st. near cemetery or on Girard Av. (Tour workers park inside s. by Girard)

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 N/A

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? 100-200

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

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

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

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 street guard rails - 2 South Girard
1 each 1st st. Gate

ADOPTED: 11.15.11-BOARD ACTION

Minutes of October 4, 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:

4th time for event. Adults Lead the Groups (Nor other problems)
Not free access - No accidents in 4 yrs.

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.

MA 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.

9/26/2016 Brenda Batley
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 October 4, 2016
Mayor and Board of Aldermen

Event Title: Long Beach Cemetery Tour
sponsored by Historical Society

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.: [Signature] Recommend Approval: (YES) NO Est. Economic Impact: \$ 0

Fire Dept.: [Signature] Recommend Approval: (YES) NO Est. Economic Impact: \$ 0

Public Works: [Signature] Recommend Approval: (YES) NO Est. Economic Impact: \$ 0

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: PARKING ON 1ST ST. (NOT GIRARD)

Insurance / Indemnification Received: WILL BE PROVIDED PRIOR TO EVENT

Insurance Approved: _____

Board of Aldermen Approved: _____ Denied: _____

Approval/ Denial Mailed: _____

ADOPTED: 11.15.11-BOARD ACTION

Alderman Ponthieux made motion seconded by Alderman Griffin and unanimously carried to approve the Special Event Application-Long Beach Concert Choir Association, Haunted Hall of Fame, as follows:

Minutes of October 4, 2016
 Mayor and Board of Aldermen

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: 9/30/16 Time: _____ 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: Long Beach Concert Choir Association

Organization Address: P.O. Box 518, Long Beach, MS 39560

Organization Agent: Michele Milliet Title: Vice President

Phone: 601-325-0414 Work Home _____ During event 601-325-0414

Agent's Address: 300 E. Old Pass Rd, Long Beach, MS 39560

Agent's E-Mail Address: micheliet@yahoo.com

Event Name: Haunted Hall of Fame

Please give a brief description of the proposed special event: Tour led through "Haunted Hall of Fame" with performances of ghosts of Singers past. Appropriate for all ages.

Event Day(s) & Date(s): 10/21, 22, 28, 29, 31 Event Time(s): 6:00pm - 11:00pm

Set-Up Date & Time: 10/15/16 Tear-Down Date & Time: 11/5/16

Event Location: 100 Larosa, Long Beach, MS 39560

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

How many years has this event occurred? 0

ADOPTED: 11.15.11-BOARD ACTION

Minutes of October 4, 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: _____ through Date/ Time _____

RESERVED PARKING: Are you requesting reserved parking? YES NO

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

VENDORS: Food Concessions? YES NO | Other Vendors? YES NO *Face painting*

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. *Students Only*

ATTENDANCE: What is the expected (estimated) attendance for this event? *100 per night*

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

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

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

If yes, how many? _____

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

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

ADOPTED: 11.15.11-BOARD ACTION

**Minutes of October 4, 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:

It is simply a music performance - We will have a policy for the school anyway -

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.

9/30/16
Date

Michelle Dillert
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 October 4, 2016
Mayor and Board of Aldermen

Event Title: Haunted Hall of Fame

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.: AK Recommend Approval: YES NO Est. Economic Impact: \$ 0

Fire Dept.: AS Recommend Approval: YES NO Est. Economic Impact: \$ 0

Public Works: PC Recommend Approval: YES NO Est. Economic Impact: \$ 0

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 CONTACT GRIFFSKELLIE, FIRE DEPT
FOR INSPECTION PRIOR TO .863 7292 CHOIR RESPONSIBLE FOR
ALL CLEAN UP
Insurance / Indemnification Received: N/A

Insurance Approved: _____

Board of Aldermen Approved: _____ Denied: _____

Approval/ Denial Mailed: _____

ADOPTED: 11.15.11-BOARD ACTION

Alderman Griffin made motion seconded by Alderman Parker and unanimously carried to approve the Senior Community Service Employment Program Host Agency Agreement, as follows:

Minutes of October 4, 2016
Mayor and Board of Aldermen



STATE OF MISSISSIPPI
DEWEY PHILLIP BRYANT, GOVERNOR
DEPARTMENT OF EMPLOYMENT SECURITY
MARK HENRY
EXECUTIVE DIRECTOR

SCSEP Host Agency Agreement

As part of the Senior Community Service Employment Program, operated under Title V of the Older Americans Act, this Agreement is voluntarily entered into by

CITY OF LONG BEACH, MS

a governmental agency or a non-profit agency designated under Section 501(c)(3) of the Internal Revenue Code, (hereinafter referred to as the Host Agency), and

SOUTHERN MISSISSIPPI PLANNING AND DEVELOPMENT DISTRICT

Sponsor Agency

The intent of this agreement is to furnish useful community service assignments for low-income mature workers who are 55 years of age or older, in order to increase their skills and assist transition to permanent employment.

The Host Agency agrees:

- To provide a safe and healthful environment, adequate orientation and training, additional training as needed to meet employment goals, and to treat each participant as a valued worker in the Host Agency.
- To assist the Sponsor agency in placing one or more participants per year in a job off of the program; and to consider participants for regular employment on its staff when vacancies occur or when new positions are created.
- To abide by mutually agreed to schedules, documented by properly prepared time sheets and periodic performance evaluations. Participants may be required to attend periodic meetings during regular working hours, and the Host Agency recognizes that they will be unavailable at the Host Agency during these times.
- To ensure that each participant's assignment does not displace currently employed or laid-off workers, replace others working in assisted programs, or reduce regular house work, wages or benefits.
- Not to discriminate against any participant because of race, color, religion, sex, national origin, or disability.
- To send a representative to a group meeting of host agency supervisors. Group meetings of host agency supervisor or designated representatives will be held annually to acquaint all concerned with the SCSEP goals and objectives.

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

- That no other national Title V SCSEP project sponsor will use this Host Agency site while this Agreement is in effect; and
- To inform the Sponsor Agency immediately if its Section 501(c)(3) certification is changed.

The Sponsor Agency Agrees:

- To recruit, enroll, assess and assign a SCSEP participant to the Host Agency for the purpose of engaging in a productive community service assignment with duties and tasks as specified in a written community service assignment description.
- To be responsible for all administrative and fiscal controls for the assignment and for paying wages and providing required fringe benefits to each participant.

The Sponsor Agency reserves the right to reassign any participant whenever reassignment will increase opportunities for training or unsubsidized employment, will serve the best interest of the participant, or will better support the goals and objectives of the SCSEP program.

This agreement may be amended by mutual agreement.

Minutes of October 4, 2016
 Mayor and Board of Aldermen

This Agreement is in effect from July 1, 2016 to June 30, 2017.

SIGNED - HOST AGENCY

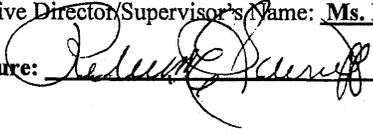
Name of Agency: City of Long Beach, MS (Mayor William Skellie, Jr.)

Address: 20257 Daugherty Rd., Long Beach, MS (Long Beach Senior Center) 39560
 (Please submit physical address to include street, city/town & ZIP)

Mailing Address if different from above: P. O. Box 929, Long Beach, MS 39560
 (Include street and/or P.O. Box, city/town & ZIP)

Telephone Number: (228) 863-1556 FAX Number: (228) 865-0822
 (Including area code)

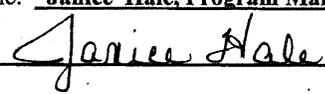
Executive Director/Supervisor's Name: Ms. Rebecca Schruoff Title: City Clerk

Signature:  Date: 9/24/16

Supervisor's Email address (if applicable): William.Skellie.CityClerk@CityofLongBeach.ms.com
 SIGNED - SCSEP PROJECT SPONSOR

Project Sponsor: South Mississippi Planning and Development District, Inc.

Name & Title: Janice Hale, Program Manager Phone: (228) 868-2311 Fax: (228) 868-2550

Signature:  Date: July 1, 2016
 July 1, 2016

Program Manager's Email Address: jhale@smpdd.com

DEFINITION OF HOST AGENCY STATUS

This host agency is a government agency. FEIN: 64-6000637 (Required by USDOL)

or

This host agency is a certified non-profit agency under Section 501(c) (3) of the United States Internal Revenue Code. FEIN: _____ (Required by USDOL).

501(c) (3) documentation is attached.

501(c) (3) documentation is already on file with the sponsor.

Minutes of October 4, 2016
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Host Agency Responsibilities

It is the Host Agency's responsibility to:

Provide training so that enrollees can improve existing skills and acquire new ones.

Provide job-related orientation to the enrollees.

Designate an individual to supervise the enrollee.

Provide the materials and equipment necessary for enrollees to perform job duties.
However, Enrollees are never to be given the keys to a Host Agency office for the purpose of opening or closing said office to the Public. Enrollees may not operate Host Agency vehicles. Enrollees are not allowed to handle cash transactions without direct Agency supervision.

Include enrollees in staff development opportunities.

Give first consideration to employing enrollees when openings occur for which they are qualified or assist in facilitating entry into the competitive labor market.

Keep the Project Director informed of the enrollees' progress and any work-related problems, and complete evaluations as required.

Verify and sign timesheets and assure that they are completed correctly and forwarded to the Project Director.

Assure that enrollees do not work more than the twenty hours per week authorized by the Senior AIDES Program.

Permit enrollees to attend training sessions and job interviews during work hours when needed.

Assure that enrollees do not displace or replace paid employees.

Provide a safe and hazard free working environment for the enrollee and report all accidents immediately to the Project Director.

There came on for consideration a letter from Gayle Nolan, Co-Chair, Spring Pilgrimage, Long Beach Garden Club, as follows:

Minutes of October 4, 2016
Mayor and Board of Aldermen

September 24, 2016

Billy Skellie, Mayor, and
Board of Aldermen
City of Long Beach
201 Jeff Davis Ave.

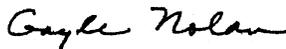
Dear Mayor Skellie and Board,

The Mississippi Gulf Coast 65th Annual Spring Pilgrimage will be held from April 9-12, 2017. The Long Beach Garden Club will be hosting the Pilgrimage on Tuesday, April 11, from 1:00-4:00 p.m. This year, we will be showing two of our newest cottages on Magnolia Avenue – the Sunshine Cottage and the Sand Dollar Cottage. A third cottage on 4th Street is also a possibility, but not yet secured.

Our brochures will be available at Bankhouse Coffee, so most of the visitors will have the opportunity to visit the shops and area around Jeff Davis.

Once again, we are requesting that the City of Long Beach sponsor the event through **the Benefactor level of \$500.00**. The funds are used for publicity, printing of the Pilgrimage Brochure, and insurance. Benefactors are advertised in the brochure as well as on the Pilgrimage website: www.springpilgrimage.com. You may include a link to the city website on the Pilgrimage Website.

Sincerely,



Gayle Nolan and Terri Oemichen,
Co-chairs, Spring Pilgrimage

Long Beach Garden Club

Upon discussion, Alderman Carrubba made motion seconded by Alderman Griffin and unanimously carried to sponsor the event at the benefactor level in the amount of \$500.00 to promote the City of Long Beach and advertise the resources and opportunities available.

There came on for consideration an application for Beer Permit submitted by David D. Nguyen, Captain Danny Seafood, 20048 Pineville Road and a letter from Commander William Seal, Long Beach Police Department, as follows:

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Mayor and Board of Aldermen

09/22/2016 THU 14:59 FAX --- Police Department

001/001



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

BEER PERMIT APPLICATION

TODAY'S DATE: <u>9/20/16</u>		SOCIAL SECURITY NO. OR TAX ID # [REDACTED]	
NAME: <u>NGUYEN D, DAVIS</u>			
ADDRESS: <u>1019 WRIGHT AVE</u>			
CITY, STATE, ZIP CODE: <u>long beach MS 39560</u>			
PHONE: <u>228 596 9008</u>			
BUSINESS NAME: <u>Capt. Danny seafood</u>			
IS THIS ANEW BUSINESS: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
BUSINESS ADDRESS: <u>20048 pineville rd</u>			
CITY, STATE, ZIP CODE: <u>long beach MS 39560</u>			
TYPE OF BUSINESS (BE SPECIFIC): <u>SEAFOOD</u>			
DATE OF BIRTH	SEX	WEIGHT	HEIGHT
<u>Apr 102/1968</u>	<u>M</u>	<u>150</u>	<u>5,6</u>
EYE COLOR	HAIR COLOR	RACE	DL NUMBER
<u>bl</u>	<u>bl</u>		<u>801845089</u>
SIGNATURE OF APPLICANT <u>[Signature]</u>		DATE <u>9/20/16</u>	

Minutes of October 4, 2016
Mayor and Board of Aldermen



To: Chief Wayne McDowell

From: Commander Seal

Re: Application for beer permit: **Davis D. Nguyen**

Date: September 28, 2016

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

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

Respectfully Submitted,

William Seal
Commander

Approved/Disapproved

Wayne McDowell
Chief of Police

Based upon the recommendation of Commander Seal and approval by Police Chief Wayne McDowell, Alderman Carrubba made motion seconded by Alderman Parker and unanimously carried to approve the Beer Permit Application, all as set forth above.

Alderman Carrubba made motion seconded by Alderman Parker and unanimously carried to accept the Municipal Compliance Questionnaire, October 1, 2015-September 30, 2016, as follows:

Minutes of October 4, 2016 Mayor and Board of Aldermen

MUNICIPAL COMPLIANCE QUESTIONNAIRE

As part of the municipality's audit, the governing authorities of the municipality must make certain assertions with regard to legal compliance. The municipal compliance questionnaire was developed for this purpose.

The following questionnaire and related certification must be completed at the end of the municipality's fiscal year and entered into the official minutes of the governing authorities at their next regular meeting.

The governing authorities should take care to answer these questions accurately. Incorrect answers could reduce the auditor's reliance on the questionnaire responses, resulting in the need to perform additional audit procedures at added cost.

INFORMATION

Note: Due to the size of some municipalities, some of the questions may not be applicable. If so, mark N/A in answer blanks. Answers to other questions may require more than "yes" or "no", and as a result, more information on this questionnaire may be required and/or separate work papers may be needed.

1. Name and address of municipality: City of Long Beach, 201 Jeff Davis Ave., P.O. Box 929, Long Beach, MS, 39560
2. List the date population of the latest official U.S. Census or most recent official census:
2010 - 14,792
3. Names, addresses and telephone numbers of officials (include elected officials, chief administrative officer, and attorney).
 - Mayor William Skellie, Jr., 20122 Pineville Road, Long Beach, MS 38560 (228) 863.1698
 - Alderman Leonard G. Carrubba, Sr., 105 Summer Lane, Long Beach, MS 39560 (228) 224-4694
 - Alderman Gary J. Ponthieux, 212 South Seashore Avenue, Long Beach, MS 39560 (228) 563-5264
 - Alderman Bernie Parker, 103 Summer Lane, Long Beach, MS 39560 (228) 868-2116
 - Alderman Kelly Griffin, 731 North Nicholson Avenue, Long Beach, MS 39560 (228-860-0241
 - Alderman Ronnie Hammons, Jr., 631 West Old Pass Road, Long Beach, MS 39560 (228) 596-4447
 - Alderman Mark E. Lishen, 9 Ashley Court, Long Beach, MS 39560, (228) 575.8583
 - Alderman Alan Young, 211 Alverado Drive, Long Beach, MS 39560 (228) 860-6281
 - Attorney James C. Simpson, Jr., 1105 30th Avenue, Ste. 300, Gulfport, MS 39501 (228) 867-7141
4. Period of time covered by this questionnaire:
From: October 1, 2015 To: September 30, 2016
5. Expiration date of current elected officials' term: July, 2017

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

**MUNICIPAL COMPLIANCE QUESTIONNAIRE
Year Ended September 30, 20__**

Answer All Questions: Y - YES, N - NO, N/A - NOT APPLICABLE

PART I - General

- | | |
|--|---|
| 1. Have all ordinances been entered into the ordinance book and included in the minutes? (Section 21-13-13) | Y |
| 2. Do all municipal vehicles have public license plates and proper markings? (Sections 25-1-87 and 27-19-27) | Y |
| 3. Are municipal records open to the public? (Section 25-61-5) | Y |
| 4. Are meetings of the board open to the public?
(Section 25-41-5) | Y |
| 5. Are notices of special or recess meetings posted?
(Section 25-41-13) | Y |
| 5. Are all required personnel covered by appropriate surety bonds? | |
| - Board or council members (Sec. 21-17-5) | Y |
| - Appointed officers and those handling money, see statutes governing the form of government (i.e., Section 21-3-5 for Code Charter) | Y |
| - Municipal clerk (Section 21-15-38) | Y |
| - Deputy clerk (Section 21-15-23) | Y |
| - Chief of police (Section 21-21-1) | Y |
| - Deputy police (Section 45-5-9) (if hired under this law) | Y |
| 7. Are minutes of board meetings prepared to properly reflect the actions of the board? (Sections 21-15-17 and 21-15-19) | Y |
| 8. Are minutes of board meetings signed by the mayor or majority of the board within 30 days of the meeting?
(Section 21-15-33) | Y |
| 9. Has the municipality complied with the nepotism law in its employment practices? (Section 25-1-53) | Y |

IV-B1

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

10. Did all officers, employees of the municipality, or their relatives avoid any personal interest in any contracts with the municipality during their term or within one year after their terms of office or employment? (Section 25-4-105) Y
11. Does the municipality contract with a Certified Public Accountant or an auditor approved by the State Auditor for its annual audit within twelve months of the end of each fiscal year? (Section 21-35-31) Y
12. Has the municipality published a synopsis or notice of the annual audit within 30 days of acceptance? (Section 21-35-31 or 21-17-19) Y
- PART II - Cash and Related Records**
1. Where required, is a claims docket maintained? (Section 21-39-7) Y
2. Are all claims paid in the order of their entry in the claims docket? (Section 21-39-9) Y
3. Does the claims docket identify the claimant, claim number, amount and fund from which each warrant will be issued? (Section 21-39-7) Y
4. Are all warrants approved by the board, signed by the mayor or majority of the board, attested to by the clerk, and bearing the municipal seal? (Section 21-39-13) Y
5. Are warrants for approved claims held until sufficient cash is available in the fund from which it is drawn? (Section 21-39-13) Y
6. Has the municipality adopted and entered on its minutes a budget in the format prescribed by the Office of the State Auditor? (Sections 21-35-5, 21-35-7 and 21-35-9) Y
7. Does the municipality operate on a cash basis budget, except for expenditures paid within 30 days of fiscal year end or for construction in progress? (Section 21-35-23) Y

IV-B2

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

- | | |
|--|----|
| 8. Has the municipality held a public hearing and published its adopted budget? (Sections 21-35-5, 27-39-203, & 27-39-205) | Y |
| 9. Has the municipality complied with legal publication requirements when budgetary changes of 10% or more are made to a department's budget? (Section 21-35-25) | Y |
| 10. If revenues are less than estimated and a deficit is anticipated, did the board revise the budget by its regular July meeting? (Section 21-35-25) | NA |
| 11. Have financial records been maintained in accordance with the chart of accounts prescribed by the State Auditor? (Section 21-35-11) | Y |
| 12. Does the municipal clerk submit to the board a monthly report of expenditures against each budget item for the preceding month and fiscal year to date and the unexpended balances of each budget item? (Section 21-35-13) | Y |
| 13. Does the board avoid approving claims and the city clerk not issue any warrants which would be in excess of budgeted amounts, except for court-ordered or emergency expenditures? (Section 21-35-17) | Y |
| 14. Has the municipality commissioned municipal depositories? (Sections 27-105-353 and 27-105-363) | Y |
| 15. Have investments of funds been restricted to those instruments authorized by law? (Section 21-33-323) | Y |
| 16. Are donations restricted to those specifically authorized by law? [Section 21-17-5 (Section 66, Miss. Constitution) -- Sections 21-19-45 through 21-19-59, etc.] | Y |
| 17. Are fixed assets properly tagged and accounted for? (Section II - Municipal Audit and Accounting Guide) | Y |
| 18. Is all travel authorized in advance and reimbursements made in accordance with Section 25-3-41? | Y |
| 19. Are all travel advances made in accordance with the State Auditor's regulations? (Section 25-3-41) | Y |

IV-B3

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

PART III - Purchasing and Receiving

- | | | |
|----|--|---|
| 1. | Are bids solicited for purchases, when required by law (written bids and advertising)? [Section 31-7-13(b) and (c)] | Y |
| 2. | Are all lowest and best bid decisions properly documented? [Section 31-7-13(d)] | Y |
| 3. | Are all one-source item and emergency purchases documented on the board's minutes? [Section 31-7-13(m) and (k)] | Y |
| 4. | Do all officers and employees understand and refrain from accepting gifts or kickbacks from suppliers? (Section 31-7-23) | Y |

PART IV - Bonds and Other Debt

- | | | |
|----|--|----|
| 1. | Has the municipality complied with the percentage of taxable property limitation on bonds and other debt issued during the year? (Section 21-33-303) | Y |
| 2. | Has the municipality levied and collected taxes, in a sufficient amount for the retirement of general obligation debt principal and interest? (Section 21-33-87) | Y |
| 3. | Have the required trust funds been established for utility revenue bonds? (Section 21-27-65) | NA |
| 4. | Have expenditures of bond proceeds been strictly limited to the purposes for which the bonds were issued? (Section 21-33-317) | Y |
| 5. | Has the municipality refrained from borrowing, except where it had specific authority? (Section 21-17-5) | Y |

PART V - Taxes and Other Receipts

- | | | |
|----|---|---|
| 1. | Has the municipality adopted the county ad valorem tax rolls? (Section 27-35-167) | Y |
| 2. | Are interest and penalties being collected on delinquent ad valorem taxes? (Section 21-33-53) | Y |

IV-B4

**Minutes of October 4, 2016
Mayor and Board of Aldermen**

- | | | |
|-----|---|---|
| 3. | Has the municipality conducted an annual land sale for delinquent ad valorem taxes? (Section 21-33-63) | Y |
| 4. | Have the various ad valorem tax collections been deposited into the appropriate funds? (Separate Funds for Each Tax Levy) (Section 21-33-53) | Y |
| 5. | Has the increase in ad valorem taxes, if any, been limited to amounts allowed by law? (Sections 27-39-320 and 27-39-321) | |
| 6. | Are local privilege taxes collected from all businesses located within the municipality, except those exempted? (Section 27-17-5) | Y |
| 7. | Are transient vendor taxes collected from all transient vendors within the municipality, except those exempted? (Section 75-85-1) | Y |
| 8. | Is money received from the state's "Municipal Fire Protection Fund" spent only to improve municipal fire departments? (Section 83-1-37) | Y |
| 9. | Has the municipality levied or appropriated not less than 1/4 mill for fire protection and certified to the county it provides its own fire protection or allowed the county to levy such tax? (Sections 83-1-37 and 83-1-39) | Y |
| 10. | Are state-imposed court assessments collected and settled monthly? (Section 99-19-73, 83-39-31, etc.) | Y |
| 11. | Are all fines and forfeitures collected when due and settled immediately to the municipal treasury? (Section 21-15-21) | Y |
| 12. | Are bids solicited by advertisement or, under special circumstances, three appraisals obtained when real property is sold? (Section 21-17-1) | Y |
| 13. | Has the municipality determined the full and complete cost for solid waste for the previous fiscal year? (Section 17-17-347) | Y |

IV-B5

**Minutes of October 4, 2016
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14. Has the municipality published an itemized report of all revenues, costs and expenses incurred by the municipality during the immediately preceding fiscal year in operating the garbage

or rubbish collection or disposal system? (Section 17-17-348)

NA

15. Has the municipality conducted an annual inventory of its assets in accordance with guidelines established by the Office of the State Auditor? (MMAAG)

Y

IV-B6

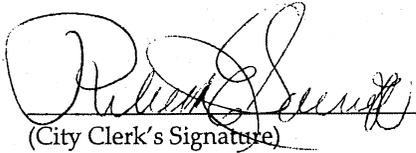
Minutes of October 4, 2016
Mayor and Board of Aldermen

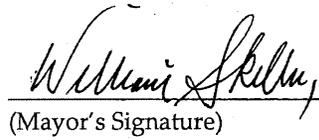
Long Beach, Mississippi

Certification to Municipal Compliance Questionnaire

Year Ended September 30, 2016

We have reviewed all questions and responses as contained in this Municipal Compliance Questionnaire for the Municipality of Long Beach, and, to the best of our knowledge and belief, all responses are accurate.


(City Clerk's Signature)


(Mayor's Signature)

October 4, 2016
(Date)

October 4, 2016
(Date)

Minute Book References:

Book Number _____

Page _____

(Clerk is to enter minute book references when questionnaire is accepted by board.)

Alderman Young made motion seconded by Alderman Griffin and unanimously carried to schedule public hearings, Tuesday, November 1, 2016, at 5:00 p.m., Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi, to determine whether or not certain properties situated in the City of Long Beach are in such a state of uncleanliness as to constitute a menace to the public health and safety of the community; said properties are as follows:

- 0 Markham Drive (0512J-01-030.000)-Paul McKnight;
- 127 Markham Drive (0512J-01-029.000)-Paul McKnight.

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There was no report from the City Attorney.

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

There came on for consideration Police Department personnel matters and Alderman Ponthieux made motion seconded by Alderman Young and unanimously carried to meet in Closed Session to preliminarily determine whether or not to meet in Executive Session, whereupon, the Mayor and Board of Aldermen met in Closed Session.

*

*

The meeting resumed in open and, based upon discussion held in Closed Session, Alderman Hammons made motion seconded by Alderman Griffin to meet in Executive Session for the transaction of public business, to-wit: discuss personnel matters relating to the job performance, character and professional competence of specific Police Department personnel.

The question being put to a roll call vote by the Mayor, the result was as follows:

Alderman Bernie Parker	voted	Aye
Alderman Gary Ponthieux	voted	Aye
Alderman Kelly Griffin	voted	Aye
Alderman Alan Young	voted	Aye
Alderman Leonard Carrubba, Sr.	voted	Aye
Alderman Mark 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, whereupon, the Mayor and Board of Aldermen met in Executive Session.

*

*

The meeting resumed in open session and, based upon discussion held and information obtained in Executive Session, official action was taken, as follows:

Alderman Griffin made motion seconded by Alderman Young and unanimously carried to uphold the action taken by Police Chief Wayne McDowell terminating the employment of Police Officer Cassie Barker effective October 4, 2016, and Police Officer Clark Ladner effective October 4, 2016, noting for the record that as civil service

Minutes of October 4, 2016
Mayor and Board of Aldermen

employees, they have a right to file a written demand for an investigation within ten (10) days' notice to the Civil Service Commission.

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. Schruoff, City Clerk