

PORT COMMISSION MINUTES
September 9, 2008

Be it remembered that a special meeting of the Port Commission of the City of Long Beach, Mississippi, was begun and held at the Temporary City Hall FEMA Trailer located immediately south of the Central Fire Station, 645 Klondyke Road in said City at 5:30 p.m., on Tuesday, September 9, 2008, and the same being the time and place fixed by the Port Commission in accordance with the Laws of Mississippi in relation to the holding of a special meeting.

There were present and in attendance on said Port Commission and at the meeting the following named persons: Commission President Phil Kies, Vice President James Hancock, Secretary Barbara Reed, Commissioners Vernon Ehlers, Mike Spruill, Steve Nicosia, Charles Purchner, Chuck Ryan, Kaye Couvillon, Port Attorney Bryan Vonder Bruegge, Harbormaster Calvin Poupart, and Deputy City Clerk Stacey Dahl.

There being a sufficient number of duly appointed commissioners present to constitute a quorum, the following proceedings were had and done.

Commissioner Kies called the meeting to order whereupon; Commissioner Ehlers made motion seconded by Commissioner Hancock and unanimously carried to spread the notice of special meeting upon the minutes of this meeting in words and figures as follows:

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City of Long Beach

BOARD OF ALDERMEN

Allen D. Holder, Jr. - At Large
Charlie Boggs - Ward 1
Richard Notter - Ward 2
Richard Burton - Ward 3
Joe McNary - Ward 4
Mark Lishen - Ward 5
Carolyn Anderson - Ward 6



WILLIAM SKELLIE, JR.
MAYOR

CITY CLERK
TAX COLLECTOR
Rebecca E. Schruff

CITY ATTORNEY
Frank R. McCreary, III

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

TO THE CHIEF OF POLICE OR ANY LAWFUL OFFICER OF THE CITY OF
LONG BEACH, MISSISSIPPI:

GREETINGS:

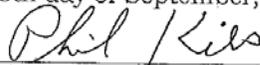
THIS IS TO COMMAND YOU TO NOTIFY Port Commission Members James Hancock, Vernon Ehlers, Steve Nicosia, Charles Purchner, ~~Barbara~~, Kaye Couvillon, Chuck Ryan, and Mike Spruill, Port Attorney Bryan VonderBruegge, Minutes Clerk Stacey Dahl, and Harbormaster Calvin Poupart, all of the City of Long Beach, Mississippi, that a special meeting of the Long Beach Port Commission has been called and ordered to be held on Tuesday, September 9, 2008, at 5:30 o'clock PM at the IT Building located adjacent to the Central Fire Station, 645 Klondyke Road, in said City for the purpose of transacting important business of the Port Commission as follows:

To consider and take action on the following:

1. Hurricane Gustav Repairs

And you are to have this Notice of Special Meeting then and there with the endorsement of its service on the above named officers and persons who could be found personally at least three (3) hours before the time and date fixed for the special meeting aforesaid.

WITNESS MY SIGNATURE, this
5th day of September, 2008



Phil Kies, President

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STATE OF MISSISSIPPI
 COUNTY OF HARRISON
 CITY OF LONG BEACH

I, the undersigned Chief of Police of the City of Long Beach, Mississippi, hereby certify that I have served the within notice of Special Meeting of the Long Beach Port Commission of the City of Long Beach, Mississippi, by delivering a true and correct copy thereof personally to the following named persons at least three (3) hours prior to the time fixed for said special meeting, viz:

NAME OF PERSON SERVED	DATE	TIME
<i>James A. Dahl</i>	9/5/08	10:04 am
<i>John J. ...</i>	9/3/08	1:30 PM
<i>FCM ...</i>	9/5/08	1:24 PM
<i>William ...</i>	9/5/08	1:05 P.M.
<i>Vernon Ehlers</i>	9/5/08	1:35 P.M.
<i>...</i>	9/5/08	1:42 PM
<i>...</i>	9/5/08	7:45 PM
<i>...</i>	9/5/08	1:55 PM
<i>...</i>	9/5/08	2:08 P.M.
<i>...</i>	9/5/08	2:35 P.M.
<i>...</i>	9/5/08	2:55 PM


 Wayne McDowell, Chief
 BY: *Tom ...*
 Patrolman

Discussion was held regarding damages to the harbor by Hurricane Gustav on September 1, 2008, violation of berthing agreements and violation of a wharf space agreement.

* * *

After considerable discussion, Commissioner Spruill made motion seconded by Commissioner Ehlers and unanimously carried to direct the Port Attorney to draft two (2) letters to the slip lessees of the sunken vessels, Glenn Hintle (Audy) and Charles Lyn Thompson. Said letters shall notify the owners

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to remove their sunken vessels by noon, Monday, September 15, 2008, or the Port will remove, store, and assess the costs of such to the owners.

* * *

Upon continued discussion, Commissioner Kies made motion seconded by Commissioner Hancock and unanimously carried authorizing the harbor master to expend Port funds to remove the sunken vessels in the event the lessees do not remove them. It was further ordered that the vessels shall be removed by a reputable, insured, and bonded company.

There came on for discussion violations to the Wharf Space Lease Agreement with tenant, Randall Tempel. Commissioner Kies apprised the commission the bait shop was destroyed during Hurricane Gustav and portions are scattered in and within the harbor area. Commissioner Kies made motion seconded by Commissioner Reed and unanimously carried to direct the Port Attorney to draft a letter to Mr. Tempel notifying him to remove the bait shop debris by noon, Monday, September 15, 2008. It was further ordered that, as a result of Mr. Tempel's failure to remove the bait shop prior to Hurricane Gustav, any costs incurred by the Port in removing the bait shop debris will be assessed to him.

After brief discussion regarding the lessees who's slips remained occupied during Hurricane Gustav, Commissioner Hancock made motion seconded by Commissioner Purchner and unanimously carried directing the Port Attorney to draft a letter to those slip lessees who violated the terms of their leases by having an occupied slip during Hurricane Gustav, notifying them that their leases have been revoked/terminated immediately.

Upon further discussion regarding damages to the harbor as a result of Hurricane Gustav, Commissioner Purchner made motion seconded by Commissioner Ehlers and unanimously carried authorizing the harbor master to expend harbor funds for emergency repairs as needed.

There being no further business allowed under the rules of this special meeting, Commissioner Hancock made motion seconded by Commissioner Purchner and unanimously carried to adjourn until the next regular meeting in due course.

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APPROVED:

PHIL KIES, PRESIDENT

DATE:

ATTEST:

STACEY DAHL, DEPUTY CITY CLERK