

**RECESSED REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, AUGUST 16, 2016, AT 6:00 P. M.  
CITY HALL, PASCAGOULA, MISSISSIPPI**

The City Council of the City of Pascagoula, Mississippi, met at City Hall in a recessed regular meeting on Tuesday, August 16, 2016, at 6:00 p.m. Mayor Blevins called the meeting to order with the following officials present:

Mayor Harry J. Blevins  
Councilman Burt Hill  
Councilman Freddy Jackson  
Councilman Marvin Pickett, Sr.  
Councilwoman Brenda Simkins  
Councilman David Tadlock  
Councilman Scott Tipton

City Manager Joe Huffman  
City Attorney Eddie Williams  
City Clerk/Comptroller Robert J. Parker  
Asst. City Clerk Karen Kennedy

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Mayor Blevins welcomed everyone to the meeting. The invocation was given by Councilman Tadlock. The pledge of allegiance was led by Councilman Tipton.

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Opening remarks were made by several members of the Council. Councilwoman Simkins stated many of the residents are confused as to what the new smaller recycling carts are to be used for and asked to put more information about the carts on the City website. Councilman Hill commended the Resurrection and Pascagoula Mayor's Youth Councils for hosting an Ice Cream Social for the members of the councils in Moss Point, Gautier, and Ocean Springs to allow them the chance to all work together. Mayor Blevins recognized members of the Pascagoula Mayor's Youth Council who were in attendance tonight. Mayor Blevins stated he is continuing to emphasize the importance of recycling and encouraged residents to recycle more. Mayor Blevins also commended the Council and staff for their work on the FY17 budget.

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Joe Huffman, City Manager, advised no one will be addressing the Council tonight concerning the Bicycle and Pedestrian Infrastructure; therefore, the first item will be removed from the agenda.

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Minutes of the Planning Board meeting held on August 10, 2016, were filed by Donovan Scruggs, City Planner, and spread on the minutes as follows:

REGULAR MEETING OF THE PASCAGOULA PLANNING BOARD  
WEDNESDAY, AUGUST 10, 2016 AT 6:00 PM  
CITY OF PASCAGOULA, MISSISSIPPI

The Planning Board of the City of Pascagoula, Mississippi, met at City Hall in a Regular Meeting on Wednesday, August 10, 2016 at 6:00 P. M.

**The following official(s) were present:**

Linda Tillman  
Wesley Smith (Chairman)  
Joseph Odom  
Stephen Parker (Vice-Chairman)  
Mike Gilly  
Jimmy Krebs

**Other official(s) not present:**

Stewart P. Keene

**Other officials present:**

Eddie Williams, City Attorney  
Donovan Scruggs, City Planner  
Angelia Kimbrough, Permit Technician

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**A. PUBLIC HEARINGS:**

**1. Tommy Pittenger for PediaTrust**

**2025 Jackson Ave.:** The request is for a Special Use permit to operate a Child Day Care Facility in a Single Family 6 (SFR 6) district.

This item was moved to the end of the agenda because the applicant was not present.

**2. City of Pascagoula**

**The request is to rezone certain land lying generally in the area of Dr. Reuben P. Morris Dr. between the Mississippi Export Railroad crossing (MERR), and Victor Street from Mixed Residential 3 (MR 3) to Community Commercial (CC) district.**

City Planner indicated that the City of Pascagoula is the petitioner for this proposed rezoning. He stated that the need to rezone the area has been discussed for some time, but a recent request to locate a business on the street moved the process forward. He explained that the current zoning is a continuation of an older zoning designation that permitted Carver Village, a multi-family residential development. This development is no longer present, and it has been replaced with the Pascagoula Senior Citizen Center. Property ownership of the area includes the Pascagoula Redevelopment Authority, the City of Pascagoula, and several additional owners of smaller lots.

The existing zoning is not consistent with the lot sizes or the existing or intended uses for the area. Scruggs indicated a Community Commercial (CC) District designation would be more appropriate and pointed to the change in neighborhood character and abutting districts as a basis for the change. He further explained a public need for available areas that are located outside of the 100 year flood hazard areas.

There was general discussion among Planning Board members and staff regarding the railroad crossing and the one-way traffic along the street. After hearing the staff's recommendation to approve the rezoning request based on the change in neighborhood character evidenced by the removal of Carver Village and the construction of the Pascagoula Senior Citizen Center, and there being no protest, a motion was made by Joseph Odom to "ADOPT" the ordinance to rezone several parcels along the north and south sides of Dr. Reuben P. Morris Dr. from MR-3 to CC. The motion was seconded by Stephen Parker, and the vote thereupon was as follows: Linda Tillman "AYE", Jimmy Krebs "AYE", Wesley Smith "AYE", Mike Gilly "AYE", Joseph Odom "AYE", Stephen Parker "AYE".

## **PUBLIC HEARING – PLANNING BOARD MEETING OF AUGUST 10, 2016**

Next on the agenda was a public hearing for a Planning Board item. Donovan Scruggs, City Planner, gave a presentation.

The item was a request to rezone several parcels along the north and south sides of Reuben P. Morris Drive and located east of Market Street between Victor Street and Mississippi Export Railroad from Mixed Use Residential 3 (MR3) to Community Commercial (CC).

After discussion, the Council considered the following Ordinance:

The application will go to the City Council with the recommendation to “Adopt”.

**ORDINANCE NO. \_\_\_\_\_ 2016  
CITY OF PASCAGOULA, MISSISSIPPI**

**AN ORDINANCE TO AMEND ORDINANCE NO. 1-2011 (UNIFIED DEVELOPMENT ORDINANCE) TO CHANGE THE ZONING OF CERTAIN LAND LYING GENERALLY IN THE AREA OF DR. REUBEN P. MORRIS DR. BETWEEN THE MISSISSIPPI EXPORT RAILROAD CROSSING (MERR), AND VICTOR STREET FROM MIXED RESIDENTIAL 3 (MR 3) TO COMMUNITY COMMERCIAL (CC) DISTRICT.**

**WHEREAS**, the petitioner, City of Pascagoula, proposes to have the zoning of the land described below changed from Mixed Residential 3 (MR3) to Community Commercial (CC); and

**WHEREAS**, a public hearing on the proposal was held by the Pascagoula Planning Board on the 10<sup>th</sup> day of August, 2016, after due notice thereof, at which time all interested persons were given an opportunity to be heard; and

**WHEREAS**, after hearing the matter, the Planning Board recommended to the City Council that the application to change the zoning be approved; and

**WHEREAS**, a second public hearing on the proposal was held by the City Council on the 16<sup>th</sup> day of August, 2016, at which time all interested persons were given an opportunity to be heard; and

**WHEREAS**, we find that the zoning change is supported by the evidence adduced at the hearing, is reasonable, and is in the public interest; and

**WHEREAS**, we further find that the character of the neighborhood wherein the property is located has changed substantially over the years, that the area is no longer consistent with the mixed residential district and the multifamily uses permitted within the district, and that a public need requires a change in the zoning designation to create an area more compatible with the surrounding commercial and public properties and uses; and

**WHEREAS**, we further find that the change in zoning will not create non-conforming uses within the area described herein:

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PASCAGOULA, MISSISSIPPI:**

**SECTION 1:** Ordinance 1-2011 (Unified Development Ordinance) is hereby amended to change the zoning of the following described land from Mixed Residential 3 (MR3) to Community Commercial (CC):

The property is located in the City of Pascagoula, Jackson County, Mississippi, and is more particularly described as follows to wit:

Lots 60 through 79 Southland Homes S/D of lot 77 Sidoine Krebs Tract in Section 1, Township 8 South, Range 6 West.

Part of lots 13, 14, 15, 16 and 17 T G Hibbler S/D of lot 76 Sidoine Krebs Tract in Section 1, Township 8 South, Range 6 West.

Part lots 1 and 2 Gessman S/D of lots 19, 20 and 21 T. G. Hibbler S/D of lot 76 Sidoine Krebs Tract in Section 1, Township 8, Range 6 West.

Part lots 22, 23 and 24 of T. G. Hibbler S/D of lot 76 Sidoine Krebs Tract in Section 1, Township 8 South, Range 6 West.

All tracts located on north side Dr. Reuben P. Morris between MERR tract on west and Victor Street on east.

**AND:**

Lot 1 Block A, lot 1 Block B and lots 1, 2 and 3 Block C Dr. Reuben P. Morris Addition in Section 12, Township 8 South, Range 6 West located on south side Dr. Reuben P. Morris Dr. between MERR track on west and Victor Street on east.

**SECTION 2.** The zoning map adopted by and incorporated in Ordinance 1-2011 (Unified Development Ordinance) shall be revised to show this change.

**SECTION 3.** This ordinance shall become effective as provided by law.

**SECTION 4.** This ordinance shall not be codified.

At this time the Planning Board proceeded to the next item on the agenda. Donovan Scruggs indicated that no one was present to represent the applicant. With no one being present on behalf of PediaTrust a decision was made to "dismiss" the application. A motion was made by Mike Gilly to "DISMISS" the application. The motion was seconded by Linda Tillman and the vote thereupon was as follows: Linda Tillman "AYE", Jimmy Krebs", Wesley Smith "AYE", Mike Gilly "AYE", Joseph Odom "AYE", Stephen Parker "AYE".

The application was "**DISMISSED**".

**Other matters:**

Donovan addressed the Planning Board regarding the 2016 Fall Conference Mississippi and Alabama Chapters of the American Planning Association September 14-16, 2016. Donovan made reference to those who would be attending and to those who may still be interested in attending.

After no further business to discuss the meeting was adjourned at 6:19 p.m.

The above Ordinance was introduced in writing by Councilwoman Simkins, seconded for adoption by Councilman Tadlock, and the motion received the following vote: Mayor Blevins voted "AYE", Councilman Hill voted "AYE", Councilman Jackson voted "AYE", Councilman Pickett voted "AYE", Councilwoman Simkins voted "AYE", Councilman Tadlock voted "AYE", and Councilman Tipton voted "AYE".

Passed this the 16<sup>th</sup> day of August, 2016.

APPROVED:

/s/ Harry J. Blevins  
Harry J. Blevins, Mayor

ATTEST:

/s/ Karen Kennedy  
Karen Kennedy, Asst. City Clerk

( S E A L )

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**The consent agenda was considered at this time:**

The first item for consideration was the minutes of the regular Council meeting of August 2, 2016, and minutes of the recessed Council meeting of August 3, 2016, as recommended by Karen Kennedy, Asst. City Clerk.

Councilman Hill made a motion to adopt and approve minutes of the regular Council meeting of August 2, 2016, and minutes of the recessed Council meeting of August 3, 2016, as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

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Minutes of the Strategic Plan Steering Committee meetings of June 6, 2016, were acknowledged by the Council.

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The next item for consideration was an Order terminating the State of Emergency issued on August 9, 2016, as recommended by Eddie Williams, City Attorney.

The Order is spread on the minutes as follows:

## ORDER TERMINATING STATE OF EMERGENCY

**WHEREAS**, on or about the 9<sup>th</sup> day of August, 2016, Mayor Harry J. Blevins issued a proclamation declaring a state of emergency in the City of Pascagoula due to approaching inclement weather; and

**WHEREAS**, the state of emergency has now passed and the need for such status is no longer required for the safe and orderly conduct of City business:

**NOW, THEREFORE, BE IT ORDERED** that the state of emergency as proclaimed by the Mayor on the 9<sup>th</sup> day of August, 2016, is hereby ratified and the same is now terminated.

**BE IT FURTHER ORDERED** that any and all actions taken by the City Manager in response to the state of emergency are ratified and approved in all particulars.

So ordered on this 16<sup>th</sup> day of August, 2016.

Councilman Hill made a motion to approve an Order terminating the State of Emergency issued on August 3, 2016, as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

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The next item for consideration was a request to advertise the resources of the City through the Pascagoula Quarterback Club 2016 Football Season for \$250.00, as recommended by Eddie Williams, City Attorney.

Councilman Hill made a motion to approve advertising the resources of the City through the Pascagoula Quarterback Club 2016 Football Season for \$250.00, as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

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The next item for consideration was a request to advertise the resources of the City through the Pascagoula Rotary Club Golf Tournament as a diamond sponsor for \$500.00, as recommended by Eddie Williams, City Attorney.

Councilman Hill made a motion to approve advertising the resources of the City through the Pascagoula Rotary Club Golf Tournament as a diamond sponsor for \$500.00, as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

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The next item for consideration was an Order authorizing the Sale of Real Property on 11<sup>th</sup> Street, as recommended by Eddie Williams, City Attorney.

The Order is spread on the minutes as follows:

## ORDER AUTHORIZING SALE OF REAL PROPERTY

**WHEREAS**, on or about July 5, 2016, the City Council for the City of Pascagoula adopted a Resolution authorizing the retention of two appraisers to appraise certain hereinafter described real property owned by the City and in anticipation of a prospective sale thereof; and

**WHEREAS**, pursuant to the aforesaid Resolution the City Manager was directed to retain the services of Michael Heidelberg to prepare an appraisal on behalf of the City and the prospective purchaser was directed to retain the services of Bruce Brister to render an appraisal on his behalf; and

**WHEREAS**, it was later determined that Mr. Brister was not available and the prospective purchaser thereupon retained the services of Stephen M. Parker, whom the City Council finds to be a competent and very capable appraiser for the purposes herein stated; and

**WHEREAS**, the subject property is situated in Regular Section 13, Claim Section 10, Township 8 South, Range 6 West, Jackson County, Mississippi, and is more particularly described as follows:

That certain tract, piece or parcel of land situated in the Parsley Tract in Regular Section 13, Claim Section 10, Township 8 South, Range 6 West and bounded by a line running as follows: Beginning at the intersection of the South margin of Parsley Avenue with the West margin of 11<sup>th</sup> Street for Point of Beginning; thence South along the West margin of 11<sup>th</sup> Street a distance of 288.7 feet to a point marking the Northeast corner of property belonging to Jackson County Board of Education; thence West a distance of 193.0 feet to a point marking the Northwest corner of property belonging to Jackson County Board of Education; thence South 341.63 feet to a point marking the Southwest corner of property belonging to Jackson County Board of Education ; thence East 53 feet to a point marking the Northwest corner of property belonging to Jackson County; thence South 150 feet to a point; thence West 76 feet to a point on the East line of property formerly belonging to Sheldon; thence North along the East line of the Sheldon property a distance of 780.33 feet more or less to a point on the South margin of Parsley Avenue; thence Easterly along the South margin of Parsley Avenue a distance of 216 feet, more or less, to the Point of Beginning.

**WHEREAS**, Michael Heidelberg, the City's appraiser, has returned a fair market value of \$12,900.00, for the property and Stephen M. Parker, the prospective purchaser's appraiser, has returned a fair market value of \$12,000.00 for the property; and

**WHEREAS**, the appraisals have been reviewed by the City Attorney and have been found to be reasonable and based upon comparable sales of vacant properties similarly situated; and

**WHEREAS**, the average of the two values is \$12,450.00, which the City Council finds to be a fair and reasonable price for this surplus real property as previously determined by the City Council in its Resolution of July 5, 2016; and

**WHEREAS**, the prospective purchaser has agreed to pay the sum of \$12,450.00 for the property:

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF PASCAGOULA AS FOLLOWS:**

**SECTION 1.** The statements made in all of the foregoing preambles are hereby determined to be factual and accurately reflect the findings and intentions of the City Council.

**SECTION 2.** The City Attorney is ordered to retain the services of a closing attorney to prepare and file all documents necessary for the closing of the sale and to pay for such services from the sale proceeds.

**SECTION 3.** The Mayor is ordered to execute, on behalf of the City, any and all documents prepared by the closing attorney to effect a conveyance of title to the prospective purchaser in accordance with the statutes made and provided for same.

The above Order was introduced in writing by Councilman Hill, seconded for adoption by Councilman Jackson, and the motion received the following vote: Mayor Blevins voted "AYE", Councilman Hill voted "AYE", Councilman Jackson voted "AYE", Councilman Pickett voted "AYE", Councilwoman Simkins voted "AYE", Councilman Tadlock voted "AYE", and Councilman Tipton voted "AYE". The Mayor declared the Order adopted on the 16<sup>th</sup> day of August, 2016.

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The next item for consideration was the closeout documents for Point Park Boat Launch and Pier Restoration project, as recommended by Darcie Crews, Parks and Recreation Director.

Councilman Hill made a motion to approve and authorize the City Manager to execute the documents related to the Point Park Boat Launch and Pier Restoration project to include the final payment application and certificate signature page, contract completion certificate and recommendation for final acceptance of contract; accept final completion inspection report, final waiver of lien and consent of surety to final payment from Compton Engineering and accept payment application no. 1 and final and authorize a manual check to be issued to J.E. Borries, Inc. in the amount of \$293,161.16 as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

(A copy of the related documents is filed in the minute file of this meeting and incorporated herein by reference.)

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The next item for consideration was a request to advertise the MDOT Safe Routes to School Program for Jackson Elementary Project, as recommended by Jen Dearman, Community and Economic Development Director, City Attorney.

Councilman Hill made a motion to approve and authorize the City Clerk to advertise the Mississippi Department of Transportation (MDOT) Safe Routes to School Program for Jackson Elementary Project, contingent upon MDOT approval, as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

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The next item for consideration was a request to approve additional funds to reimburse Orion Planning and Design for increases in travel costs related to the Comprehensive Plan Update, as recommended by Donovan Scruggs, City Planner.

Additional information is spread on the minutes as follows:

4015 14<sup>th</sup> Street  
Pascagoula, MS 39567

Phone: 228-938-6620  
Fax: 228-938-6765

To: Joe Huffman, City

Manager From: Donovan

Scruggs, AICP Date:

August 12, 2016



### **RE: Comprehensive Plan Conflicts**

Orion Planning and Design Group along with its partner firms were scheduled to participate in a series of public input sessions related to the Comprehensive Plan update during the final week of August. Due to location conflicts and other concerns, I requested that this effort be delayed for additional information gathering, reviews, public outreach, and site coordination. Because some airline reservations have been made, some additional costs are being incurred at no fault to the consulting team. This change order will address those costs.

Councilman Hill made a motion to approve the request to increase in contracted amount not to exceed \$1,200.00 for costs related to travel resulting from delay in workshop at the request of the City Planner. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins “AYE”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”. (Approved 8-16-16)

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The next item for consideration was the CDBG Standard Operating Procedures as recommended by Jen Dearman, Community and Economic Development Director.

Councilman Hill made a motion to approve the CDBG Standard Operating Procedures, as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins “AYE”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”. (Approved 8-16-16)

(A copy of the related documents is filed in the minute file of this meeting and incorporated herein by reference.)

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The next item for consideration was an extension of the annual Red Clay Bid #334, as recommended by Jaci Turner, City Engineer. The new contract dates will be June 5, 2016 - June 4, 2017.

Additional information is spread on the minutes as follows:

Robin Wood  
Purchasing Agent  
rwood@cityofpascagoula.com



Phone: (228) 938-6722  
Fax: (228) 938-6749

603 Watts Avenue - P.O. Drawer 908  
Pascagoula, MS 39567 - Pascagoula, MS 39568-0908

Thursday, July 14, 2016

Joseph E. Talley  
JET Construction  
1711 Prospect Avenue  
Pascagoula, MS 39567

Re: Extension of Red Clay Bid 334

Dear Mr. Talley:

The current Red Clay Bid 334 expired on June 5, 2016. The City of Pascagoula would like to extend this bid with JET Construction at the current rates and conditions. The new contract dates would be 6/5/2016-6/4/2017. If you are in agreement with this extension, please sign the concurrence line below and return to me via mail, email or fax as soon as possible.

Thank you and we look forward to continued business with your company.

Sincerely,

Robin Wood  
Purchasing Agent

CONCURRENCE:

JET Construction Representative, Name and Title  
Joseph E. Talley, Jr. Vice-President

7-15-16.  
Date



**TABULATION SHEET**  
**RED CLAY - BID #334**  
**BID OPENING: TUESDAY, APRIL 15, 2014**

<b>Company</b>	<b>Location</b>	<b>Price</b>
Whitehead Construction Co.	Pascagoula, MS	17.25 yd
Manning Trucking, Inc.	Pascagoula, MS	9.25 yd
Mallette Bros Construction Co.	Gautier, MS	12.00 yd
Jet Construction	Pascagoula, MS	8.75 yd

Councilman Hill made a motion to approve the request for an extension of the annual Red Clay Bid #334, as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins “AYE”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”. (Approved 8-16-16)

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The next item for consideration was an extension of the annual Gas Pipe Bid #337, as recommended by Jaci Turner, City Engineer. The new contract dates will be June 4, 2016 – June 3, 2017.

Additional information is spread on the minutes as follows:

Robin Wood  
Purchasing Agent  
[rwood@cityofpascagoula.com](mailto:rwood@cityofpascagoula.com)



Phone: (228) 938-6722  
Fax: (228) 938-6749

603 Watts Avenue - P.O. Drawer 908  
Pascagoula, MS 39567 - Pascagoula, MS 39568-0908

Thursday, July 14, 2016

Mr. Reggie Smith  
Port City Pipe  
PO Box 850356  
Mobile, MS 36685

Re: Extension of Gas Pipe Bid 337

Dear Mr. Smith:

The current Gas Pipe Bid 337 expired on June 3, 2016. The City of Pascagoula would like to extend this bid with Port City Pipe as primary vendor at the current rates and conditions. The new contract dates would be 6/4/2016-6/3/2017. If you are in agreement with this extension, please sign the concurrence line below and email back to me at [rwood@cityofpascagoula.com](mailto:rwood@cityofpascagoula.com) as soon as possible.

Thank you and we look forward to continued business with your company.

Sincerely,

*Robin Wood*  
Robin Wood  
Purchasing Agent

CONCURRENCE: *Daniel R Smith President* 7-14-16  
Port City Pipe Representative, Name and Title Date



**Tabulation Sheet**  
**Gas Pipe - Bid #337**  
**Bid Opening Wednesday, April 23, 2014**  
**2:00 P.M.**

**Pipe Size PE-2406**

Company	Location	5/8" OD (1/2" CTS), SDR-7, 500' Coils	3/4" SDR11, 500' Coils	1" SDR11, 500' Coils	2" SDR11, 500' Coils	3" SDR11, 40' Lengths	4" SDR11, 40' Lengths	6" SDR11, 40' Lengths
Port City Pipe	Mobile, AL	\$ 0.16	\$ 0.30	\$ 0.36	\$ 0.88	\$ 1.85	\$ 3.02	\$ 6.67
HD Supply Waterworks	Gulfport, MS	\$ 0.21	\$ 0.33	\$ 0.49	\$ 1.02	\$ 2.28	\$ 3.63	\$ 7.93
MT Deason	Birmingham, AL	\$ 0.175	\$ 0.30	\$ 0.41	\$ 0.91	\$ 2.35	\$ 3.57	\$ 7.89
Consolidated Pipe & Supply	Pascagoula, MS	\$ 0.16	\$ 0.25	\$ 0.39	\$ 0.84	\$ 2.29	\$ 3.45	\$ 7.23
Coburn Supply	Richland, MS	\$ 0.20	\$ 0.30	\$ 0.45	\$ 0.94	\$ 1.94	\$ 3.25	\$ 6.80

Councilman Hill made a motion to approve the request for an extension of the annual Gas Pipe Bid #337, as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

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The next item for consideration was Change Order No. 3 for Drainage Improvements for Holland Street to Ingalls Avenue, as recommended by Jaci Turner, City Engineer.

Councilman Hill made a motion to approve the request for Change Order No. 3 with Apple Construction for the referenced project, relating to field conditions and adjustments as needed as work progressed under Ingalls Avenue with the overall adjustment to the contract to be an increase of \$2,140.00 and authorize the City Manager to execute the related documents, as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

(A copy of the related documents is filed in the minute file of this meeting and incorporated herein by reference.)

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The next item for consideration was the revision of the Senior Center Assistant job description, as recommended by Valerie Moore, H.R. Director.

Councilman Hill made a motion to authorize the request for revisions to the job description for the Senior Center Assistant. There are minor changes to update the description and there is no salary change that is necessary as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins “AYE”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”. (Approved 8-16-16)

(A copy of the related documents is filed in the minute file of this meeting and incorporated herein by reference.)

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The next item for consideration was the City of Pascagoula Employees Group Health Plan Amendment #12, as recommended by Brenda Germany, Human Resource Generalist.

Additional information is spread on the minutes as follows:

## CITY OF PASCAGOULA

### Employee Health Care Plan Amendment #12

### Plan Year 2015/16

The City of Pascagoula believes this Health Care Plan to be a “Grandfathered Health Care Plan” under the Patient Protection and Affordable Act of 2010 and does hereby amend the City of Pascagoula Employee Health Care Plan as follows:

Effective August 1, 2016:

**Page 2 | Summary Plan Description | Source of Plan Contributions** is amended to read as follows:

Contributions for *Plan* expenses are obtained from the *employer* and from the *covered employees* and their covered *dependents*. The *employer* evaluates the costs of the *Plan* based on projected *Plan* expenses and determines the amount to be contributed by the *employer* and the amount to be contributed by the *covered employees*. In no case will the *employer* contribute more than the cost of Employee Only coverage for the positions of City Judge, City Prosecutor and City Public Defender.

**Page 66 | Definitions | Employee** is amended to read as follows:

A person directly involved in the regular business of and compensated for services by the *employer*, who is regularly scheduled to work not less than thirty (30) hours per work week on a *full-time* status basis. This definition includes the members of the City Council and positions of Mayor, City Judge, City Prosecutor, and City Public Defender.

These changes, as approved by the City of Pascagoula on \_\_\_\_\_ day of \_\_\_\_\_, 2016, are effective August 1, 2016. By signature of its duly authorized representative below, the Plan Administrator agrees to be bound by the terms and provisions of the above amendment on or after the effective date hereof.

**City of Pascagoula**

Printed Name: \_\_\_\_\_ Title: \_\_\_\_\_

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

Councilman Hill made a motion to approve the request to amend the Group Health Plan, on pages 2 and 66 of the Plan Document to include the position of Public Defender in the description of Source of Plan Contributions and Definition of an Employee, respectively as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins “AYE”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”. (Approved 8-16-16)

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The next item for consideration was the City of Pascagoula Employees Insurance Committee Bylaws, as recommended by Brenda Germany, Human Resource Generalist.

Additional information is spread on the minutes as follows:

**CITY OF PASCAGOULA EMPLOYEE INSURANCE PROGRAM  
STEERING COMMITTEE  
BYLAWS**

ARTICLE I.

NAME: The name of this committee shall be the *City of Pascagoula Employee Insurance Program Steering Committee* (Committee).

ARTICLE II.

PURPOSE: The *City of Pascagoula Employee Insurance Program Steering Committee* shall provide recommendations and expertise regarding the operation and structure of the City of Pascagoula Employee Insurance Program (COPEIP). The Committee shall have the opportunity to review, provide comment and recommendations regarding all benefit and premium structures, eligibility, enrollment rules and requirements as well as any other matters that have an impact or a potential impact on the COPEIP. In order to achieve this purpose, the Committee will solicit and encourage comment and input from the members of the COPEIP. Committee members are charged with the responsibility of monitoring and shaping a COPEIP that is both fiscally responsible and responsive to the needs of City of Pascagoula Employees.

The Committee shall review all proposed changes in benefit and premium structures, eligibility, enrollment rules and requirements for the COPEIP prior to such changes being submitted to the City Council for final approval. The moderator of the Committee shall present the Committee’s recommendations in writing to the City Council for approval as an Agenda Item at a regularly scheduled Council meeting.

ARTICLE III.

MEMBERSHIP: The Committee shall consist of the following fourteen (14) members:

VOTING MEMBERS

- Police Department (90): 2 Active Members and 1 Alternate Member

- Fire Department (55): 2 Active Members and 1 Alternate Member
- Parks & Recreation Department (21): 2 Active Members and 1 Alternate Member
- Planning, Building, Inspections and Engineering (10): 1 Active Member and 1 Alternate Member
- City Hall, MIS & City Council (23): 2 Active Members and 1 Alternate Member
- Utilities & Community Development/Grants (13): 1 Active Member and 1 Alternate Member
- Retirees & COBRA (3): 1 Active Member and 1 Alternate Member

NON-VOTING MEMBERS

- Comptroller
- Human Resources Director
- Human Resources Insurance Administrator (Committee Moderator).

Members of the Committee shall serve voluntarily without compensation for their services.

Article IV.

TERMS: Members shall serve three (3) year terms upon appointment to the Committee. Members will serve at the discretion of their department's Executive Management Team (EMT) member or Supervisor and may be removed from this Committee at any time. Members who serve an initial three (3) year term may continue to serve the Committee for any number of years thereafter.

A member may resign from the Committee at any time or at the discretion of their Department Head or Supervisor.

Article V.

VOTING: Committee members shall be entitled to one (1) vote on all matters that shall come before the Committee.

Article VI.

MEETINGS: A Majority of the voting members of the Committee shall constitute a quorum for the purpose of conducting the official business of the Committee. The Committee shall meet at least once a month, or as needed. Committee meetings shall be called by the Committee Moderator.

Meetings shall be conducted in accordance with the procedures outlined in the most recent version of Robert's Rules of Order.

The location of the regular meetings of the Committee shall be the Pascagoula City Council Chambers currently located at 603 Watts Avenue Pascagoula, MS unless otherwise deemed necessary.

Article VII.

ATTENDANCE: Committee Members shall attend at least 50 percent of Committee meetings each year.

If a Committee member fails to or cannot do so, the Committee Moderator may request that the Department Head or Supervisor re-evaluate said member's participation in the Committee.

Article VIII.

COMMITTEE MODERATOR: The Human Resources Insurance Administrator shall act as the Committee Moderator and shall maintain a record of the Committee meetings and actions.

Article IX.

EDUCATION AND TRAINING: In an effort to better serve the City of Pascagoula Employees, the Committee will conduct and members will attend an annual Education Day to review any Plan Document, Group Health and Voluntary Insurance changes and any legislative changes that may have occurred during the prior Plan year or will occur in the upcoming Plan year. Educational information related to the operation and structure of the Plan shall also be presented at regular monthly or called meetings of the Committee as needed.

Article X.

VACANCIES: Appointments to fill vacancies on the Committee roster shall be made by the EMT member or Supervisor of the Department in which the vacancy occurs.

Article XI.

AMENDMENTS: Proposed amendments to these bylaws may be approved at any meeting of the Committee by a quorum of the voting members of the Committee. Following approval by the Committee, proposed amendments to the bylaws shall be submitted to the Pascagoula City Council for final approval.

These Bylaws, as approved by the City of Pascagoula on \_\_\_\_\_ day of \_\_\_\_\_, 2016, shall be effective August 1, 2016. By signature of the duly authorized representative below, the City of Pascagoula Employees Insurance Program Steering Committee agrees to be bound by the terms and provisions of the above Articles on and after the effective date hereof.

Councilman Hill made a motion to approve the Bylaws for the operation and structure of the City of Pascagoula Employees Insurance Committee as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE", Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

\*\*\*\*\*

The next item for consideration was the City of Pascagoula Website Redevelopment, as recommended by Ravin Floyd, Public Relations Specialist.

Councilman Hill made a motion to accept and approve the Proposal from CivicPlus and authorize the City Manager to sign and execute all necessary documents as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

(A copy of the related documents is filed in the minute file of this meeting and incorporated herein by reference.)

\*\*\*\*\*

The next item for consideration was a request to approve Task Order No. 061 (REV-1) with Compton Engineering, Inc., Pascagoula, MS, for 2D renderings of recreation facilities, as recommended by Darcie Crew, Parks and Recreation Department Director.

The task order is spread on the minutes as follows:



## COMPTON ENGINEERING, INC.

ENGINEERING, SURVEYING & ENVIRONMENTAL SERVICES

1706 Convent Avenue  
P.O. Box 686  
Pascagoula, MS 39568

Phone: 228.762.3970  
Fax: 228.769.9079

comptonengineering.com

PASCAGOULA  
■  
BILOXI  
■  
BAY ST. LOUIS

July 29, 2016

Ms. Darcie Crew, Parks & Recreation Director  
City of Pascagoula  
P.O. Drawer 908  
Pascagoula, MS 39568-0908

Re: Pascagoula Athletic Facilities  
(C.E. Job #: 213-008.061)

Dear Ms. Crew:

Please find attached two (2) originals of Task Order No. 061 (REV-1) for your review and comment or approval. Upon execution, please return one (1) original to our office for our files.

If you have any questions, please advise.

Sincerely,

COMPTON ENGINEERING, INC.

  
Geoffrey F. Clemens, P.E.  
President

GFC:kl

attachments

S:\Pascagoula\Projects\2013\213-008 COP Misc Services\061 Pascagoula Athletic Facilities\Docs\Eng-Owner Agreement\Letter Darcie Crew 7-29-16.doc

**TASK ORDER No. 061 (REV-1)**  
**CITY OF PASCAGOULA GENERAL SERVICES CONTRACT**

**PROJECT NAME:** Pascagoula Athletic Facilities

Owner to identify desired services:

- |  |  |   |
|--|--|---|
| <input type="checkbox"/> Concept Plan          | <input type="checkbox"/> Conceptual Opinion of Cost    | <input type="checkbox"/> Phase I ESA                        |
| <input type="checkbox"/> Phase II ESA          | <input type="checkbox"/> Phase III ESA                 | <input type="checkbox"/> Wetlands Delineation               |
| <input type="checkbox"/> Wetlands Permitting   | <input type="checkbox"/> Cultural Resource Survey      | <input type="checkbox"/> SWPPP Preparation                  |
| <input type="checkbox"/> Topographic Survey    | <input type="checkbox"/> Boundary Survey               | <input type="checkbox"/> Preliminary Plat                   |
| <input type="checkbox"/> Final Plat            | <input type="checkbox"/> Elevation Certificate         | <input type="checkbox"/> Easement/ROV Exhibits              |
| <input type="checkbox"/> Civil Design          | <input type="checkbox"/> Structural Design             | <input type="checkbox"/> Electrical Design                  |
| <input type="checkbox"/> Mechanical Design     | <input type="checkbox"/> Architectural Design          | <input type="checkbox"/> Landscape Architecture             |
| <input type="checkbox"/> Contract Docs for Bid | <input type="checkbox"/> Contract Docs for quote       | <input type="checkbox"/> Design Documents only              |
| <input type="checkbox"/> Bid Administration    | <input type="checkbox"/> Construction Admin.           | <input type="checkbox"/> RPR Services                       |
| <input type="checkbox"/> Record Drawings       | <input type="checkbox"/> O&M Manuals                   | <input type="checkbox"/> Warranty Inspection                |
| <input type="checkbox"/> Study / Report        | <input type="checkbox"/> Grant Application Preparation | <input checked="" type="checkbox"/> Other (described below) |

Owner's General Description of Project: Generic rendering of Athletic Facilities

**DETAILED SCOPE OF WORK, SCHEDULE AND COST:**

Consultant to provide detailed proposed scope of work, with any applicable associated milestones, dates, and costs associated with phases of work:

Proposed Scope of Work: Compton Engineering shall provide two (2) renderings of Generic Athletic Complexes with Pascagoula Identifiers.

Timeline and Milestones: Compton Engineering will begin work within 3 days and shall have 1<sup>st</sup> draft of rendering within 21 days.

Cost and Method of Compensation (Lump Sum or Hourly Rates): CE will provide rendering and associated sketches on a time and material basis not to exceed \$3,000.00.

AC By initialing here, the Consultant agrees that the above described scope of work represents a complete scope of work consistent with the goals of the Owner and no additional tasks will be needed to accomplish the intent.

It is agreed that the above described work will be completed in accordance with the provisions of the General Services Consulting Contract dated February 2, 2016.

**CITY OF PASCAGOULA:**

BY: \_\_\_\_\_

DATE: \_\_\_\_\_

**CONSULTANT:**

BY:  \_\_\_\_\_

DATE: 7/27/2016

(A copy of the two renderings of athletic complexes w/Pascagoula Identifiers are attached)

Councilman Hill made a motion to approve Task Order No. 061 (REV-1) with Compton Engineering, Inc., Pascagoula, MS, in an amount not to exceed \$3,000.00 for up to two (2), 2D renderings of athletic facilities in Pascagoula and authorize the City Manager to execute the task order as recommended. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

\*\*\*\*\*

The year-to-date revenue and expenditure reports for July, 2016 were filed by the City Clerk and acknowledged by the City Council.

\*\*\*\*\*

The next item for consideration was a Resolution to set liens for property cleanup as recommended by Eddie Williams, City Attorney.

The Resolution is spread on the minutes as follows:

**RESOLUTION**

**WHEREAS**, in accordance with Section 21-19-11, Mississippi Code of 1972, this City Council heretofore adjudicated, after lawful notice and hearing, that the parcels of land described hereinafter were in such a state of uncleanliness as to be a menace to the public health and safety of this community and authorized them to be cleaned by the City; and

**WHEREAS**, the parcels have been cleaned by the City; and

**WHEREAS**, it is hereby adjudicated that the amount set opposite the parcels listed hereinafter is the actual cost of cleaning of each parcel;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PASCAGOULA, MISSISSIPPI:**

**SECTION 1.** That the parcels of land listed below, which are described by reference to deeds recorded at the appropriate pages in the Jackson County, Mississippi, Land Deed Books, are hereby charged with the cost of cleaning of each parcel appearing opposite.

**SECTION 2.** That these amounts are hereby declared to be an assessment and lien against each parcel listed below, which shall be enrolled in the office of the Circuit Clerk of Jackson County, Mississippi, as judgments are enrolled, and the Jackson County Tax Collector, acting as collector of City taxes, is hereby directed to sell each parcel of land to satisfy the liens in the manner provided by law for the sale of land for delinquent taxes, to wit:

**EXHIBIT A**

<b>Tax Parcel Number and <u>Property Address</u></b>	<b>Owner(s) and <u>Mailing Address</u></b>	<b>Described at the following Jackson County, MS, <u>Deed Books and Pages</u></b>	<b>Cost of <u>Cleaning</u></b>
41702816.000	June E. Slaughter	Deed Book 901, Page 588	\$9,735.000

3706 Marie  
**AND**  
41702817.000  
Accessory Lot

2110 Lucy Lane  
Missouri City, TX 77489

41330145.000  
4813 Chateau

Hoyt K. Evans  
4813 Chateau Drive  
Pascagoula, MS 39581  
**AND**  
Paulette E. Evans  
4813 Chateau Drive  
Pascagoula, MS 39581

Deed Book 594, Page 286      \$6,884.66

41450797.000  
2211 Ingalls

Leo Patrick Fleming  
1314 B.B. King Road  
Indianola, MS 39525  
**AND**  
Stephanie Pauline Fleming  
1314 B.B. King Road  
Indianola, MS 39525  
**(Footnote 1)**

Deed Book 1239, Page 652      \$689.22

41230182.110  
Vacant Lot on  
Ingalls Ave.

Jean Wigington Moore  
6708 Elder Ferry Road  
Moss Point, MS 39563  
**AND**  
Jean W. Moore  
3613 Riverwood Circle  
Moss Point, MS 39563

Deed Book 1279, Page 893      2,876.02

#### **PARTIES WITH INTEREST**

**Footnote 1:** -Crisler Properties, Inc., 806 Oakwood Drive, Clinton, MS 39056  
-College Investment Company, 806 Oakwood Drive, Clinton, MS 39056

The above Resolution was introduced in writing by Councilman Hill, seconded for adoption by Councilman Jackson, and the motion received the following vote: Mayor Blevins voted "AYE", Councilman Hill voted "AYE", Councilman Jackson voted "AYE", Councilman Pickett voted "AYE", Councilwoman Simkins voted "AYE", Councilman Tadlock voted "AYE", and Councilman Tipton voted "AYE". The Mayor declared the Resolution adopted on the 16<sup>th</sup> day of August, 2016.

\*\*\*\*\*

**The following new business items were considered at this time:**

The first item for consideration was an appointment to the Municipal Election Commission, as presented by Eddie Williams, City Attorney. Mr. Williams advised Mrs. Pat Ellis recently resigned her position due to a conflict with her schedule, effective immediately.

Councilman Tipton made a motion to appoint Mr. David Richards to fill the vacant position on the Municipal Election Commission, as recommended. The motion was seconded by Councilman Tadlock and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

\*\*\*\*\*

The next item for consideration was a request to enter into a Memorandum of Agreement between the United States Coast Guard and Pascagoula Police Department regarding Small Arms Firing Range Usage, as recommended by Eddie Williams, City Attorney,

**MEMORANDUM OF AGREEMENT  
BETWEEN  
UNITED STATES COAST GUARD AND PASCAGOULA, MS POLICE  
DEPARTMENT**

**REGARDING SMALL ARMS FIRING RANGE USAGE**

1. **PARTIES.** The parties to this Agreement are the United States Coast Guard (USCG) and the Pascagoula, MS Police Dept.
2. **AUTHORITY.** This Agreement is authorized under the provisions of 14 U.S.C. § 141(b).
3. **PURPOSE.** The purpose of this Agreement is to set forth terms by which the USCG shall utilize the Pascagoula, MS Police Dept small arms firing range located at 8000 Bayou Cumbest Road, Moss Point, MS 39562.

4. **RESPONSIBILITIES:**

**USCG Shall:**

- a. Submit written or telephonic requests to use the range to the Pascagoula Police Dept. at least 48 hours prior to the requested date of use.
- b. Will provide a Range Officer who is a qualified range instructor and is a graduate of a Coast Guard Range Instructor School (Firearms Instructor School, Precision Marksmanship School or Advanced Marksmanship School) in order to conduct live fire training.
- c. Agree to adhere to the Pascagoula Police Dept. safety rules and procedures while using or being present on their firearms range.
- d. Comply with all federal laws, regulations, directives and USCG policies governing the use of the firearms range.

**Pascagoula Police Dept Shall:**

- a. Work cooperatively with the USCG to allow it to schedule and their range in accordance with the policies and other guidance provided by the Pascagoula Police Dept. to the USCG.
- b. Notify the USCG as soon as possible of any changes to or cancellations of USCG scheduled range time.

- c. Agree to indemnify and hold the USCG harmless from any responsibilities regarding the removal or remediation of hazardous waste as a result of activities covered by this Agreement.
  - d. Agree to indemnify and hold harmless the USCG from any costs associated with the removal or remediation of hazardous waste at this site.
5. POINTS OF CONTACT:
- Coast Guard:**  
**LTJG Gomez, Alex**  
**1500 15<sup>th</sup> Street, Mobile, AL 36615**  
[Alex.r.gomez@uscg.mil](mailto:Alex.r.gomez@uscg.mil)  
**251-583-1154**
- Pascagoula, MS Police Dept:**  
**CAPT Broom, Shannon**  
**8000 Bayou Cumbest Road, Moss Point, MS 39562**  
[sbroom@cityofpascagoula.com](mailto:sbroom@cityofpascagoula.com)  
**228-938-6689**
6. NOTICES. Communications affecting the operations covered by this agreement are sufficient only if in writing and delivered in person, mailed, or transmitted electronically by e-mail or fax, as follows:
- a. To the Pascagoula Police Dept.'s point of contact, at the address specified in paragraph five (5) of this Agreement, or such other address as designated by their department.
  - b. To USCG Sector Mobile point of contact, at the address specified in paragraph five (5) of this Agreement, or such other address designated by the USCG in writing.
7. OTHER PROVISIONS:
- a. Nothing in this Agreement is intended to conflict with current law or regulation or the directives of the United States Coast Guard, the Department of Homeland Security, local or state law, or the Pascagoula Police Dept. If a term of this agreement is inconsistent with such authority, then that term shall be invalid, but the remaining terms and conditions of this Agreement shall remain in full force and effect.
  - b. No provision of this Agreement will be interpreted to require obligation or provision of federal funds in violation of the Anti-Deficiency Act (31 U.S.C. § 1341).
  - c. The U. S. Coast Guard, is an agency of the Federal government and is self insured for tort and contract liability, as well as any other damages caused by the official activities of the United States Coast Guard.

- d. The United States' liability for damage to or loss of property, personal injury or death resulting from the official activities of the United States Coast Guard shall be governed by relevant federal statutes which may authorize a cause of action against the United States including the Federal Tort Claims Act (28 U.S.C. § 601-613), the Military Claims Act (10 U.S.C. § 2733), and the governing regulations found at 33 CFR part 25.
  - e. No agency relationship is created between the Parties by this Agreement.
  - f. The Parties herein agree to execute any additional documents if necessary and applicable to effectuate terms, conditions, and purpose of this Agreement.
8. EFFECTIVE DATE. The term of this Agreement shall begin on the date the document is endorsed by the officials authorized to enter into this Agreement, as set forth below.
  9. MODIFICATION. This agreement may be modified upon the mutual written consent of the parties.
  10. TERMINATION. The terms of this Agreement, as modified with the consent of both parties, will remain in effect until termination upon agreement of parties. Either party may terminate this Agreement upon 60 days written notice to the other party.

AGREED TO AND APPROVED BY:

**U.S. Coast Guard Sector Mobile  
Sector Commander:**

*Signature*

*Date*

**Pascagoula, MS Police Dept:  
CAPT Broom, Shannon**

*Signature*

*Date*

Councilman Tadlock made a motion to approve and enter into a Memorandum of Agreement between the United States Coast Guard and Pascagoula Police Department regarding Small Arms Firing Range Usage and authorize the Police Capt. Shannon Broome to execute the

related document as recommended. The motion was seconded by Councilman Tadlock and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

\*\*\*\*\*

The next item for consideration was a request to adopt the Resolution authorizing the submission of the HOME Investment Partnership Homeowner Rehabilitation and Reconstruction Application to the Mississippi Home Corporation and adopt the Affirmative Marketing Plan, as recommended by Jen Dearman, Community and Economic Development Director. The application requests \$349,000.00 and there is no match required.

After a brief discussion, Councilwoman Simkins made a motion to approve the Resolution and authorize the Mayor to execute the related documents as recommended. The motion was seconded by Councilman Tadlock and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 8-16-16)

(A copy of the related documents is filed in the minute file of this meeting and incorporated herein by reference.)

\*\*\*\*\*

The next item for consideration was Budget Amendment No 16.21 in the General Fund for the FY2017 DUI grant revenue and related expenditures as recommended by Bobby Parker, City Clerk/Comptroller.

The Budget Amendment is spread on the minutes as follows:

**City of Pascagoula  
Budget Amendment # 16.21  
August 16, 2016**

<u>General Fund</u>	<u>Current Budget</u>	<u>Budget Amendment</u>	<u>Amended Budget</u>
<b><u>Revenues:</u></b>			
<b><u>Grants:</u></b>			
2017 DUI Grant	-	15,411	15,411
<b>Total Revenues</b>	-	15,411	15,411
<b><u>Expenditures:</u></b>			
<b><u>Field Services:</u></b>			
<b><u>Personal Services:</u></b>			
Overtime - DUI	-	15,411	15,411
<b>Total Expenditures</b>	-	15,411	15,411
<b>Net Change in Fund Balance - General Fund</b>		-	
<p>To amend budget to provide authority for expenditures stemming from the FY2017 DUI Grant and the related grant revenue as approved by the Council on July 19, 2016.</p>			

\*\*\*\*\*

The next item for consideration was an Ordinance to amend Section 70-9 of the Code of Ordinances to increase the rate charged for refuse collection, as recommended by Bobby Parker, City Clerk/Comptroller. The rate will increase from \$14.35 to \$15.64.

The Ordinance is spread on the minutes as follows:

ORDINANCE NO. \_\_\_\_\_ 2016  
CITY OF PASCAGOULA, MISSISSIPPI

AN ORDINANCE TO AMEND SECTION 70-9 OF THE  
CODE OF ORDINANCES OF THE CITY OF PASCAGOULA,  
MISSISSIPPI, TO ADJUST THE RATE CHARGED FOR  
REFUSE REMOVAL; AND FOR RELATED PURPOSES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PASCAGOULA,  
MISSISSIPPI, AS FOLLOWS:

SECTION 1. Section 70-9 of the Code of Ordinances is amended to read as follows:

- (a) Occupants or owners of premises that have refuse collected therefrom and disposed of by the city, are required to pay a monthly fee therefor which will be billed for along with utility service billings. So long as premises are served by a water or gas meter that is "on," the monthly refuse removal charge will be made on the customary utility bill. If refuse is removed from premises that are not serviced by city water or gas service, then the removal charge will be made by a separate billing, which shall be the cost of equipment, labor, and disposal expense.
- (b) Unless otherwise provided in this section, the charge for removing refuse from commercial, industrial, or institutional establishments and multifamily residences having eight or more dwelling units shall be as negotiated between such persons and a private refuse collector. If the city collects refuse, such as tree limbs, from these kinds of premises, the owner or occupant shall be billed by the city for the reasonable cost thereof.
- (c) The occupants or owners of residences other than those of multifamily residences having eight or more dwelling units and commercial establishments that generate less than two 96-gallon carts of refuse per week shall pay \$15.64 per month for removal of refuse.

SECTION 2. In order that the change in the refuse collection rate can take effect with the next billing cycle, this ordinance shall become effective immediately upon passage.

The above Ordinance was introduced in writing by Councilman Jackson, seconded for adoption by Councilman Tipton, and the motion received the following vote: Mayor Blevins voted "AYE", Councilman Hill voted "AYE",

Councilman Jackson voted "AYE", Councilman Pickett voted "AYE", Councilwoman Simkins voted "AYE", Councilman Tadlock voted "AYE", and Councilman Tipton voted "AYE".

Passed this the 16<sup>th</sup> day of August, 2016.

APPROVED:

/s/ Harry J. Blevins  
Harry J. Blevins, Mayor

ATTEST:

/s/ Karen Kennedy  
Karen Kennedy, Asst. City Clerk

( S E A L )

\*\*\*\*\*

The next item for consideration was the Order for the docket of claims as follows:

**ORDER**

**WHEREAS**, the attached docket of claims for the period of July 29, 2016, through August 12, 2016, has been presented to the City Council for allowance and approval;

**WHEREAS**, the below claim numbers 06-03-01, 06-17-02 and 06-03 have also been presented to the City Council for allowance and approval:

<u>July 1, 2016</u>		<u>Claim # 07-01-01</u>
010	General Fund	\$ 468,300.61
400	Pascagoula Utilities	<u>26,485.58</u>
	Total	<u>\$ 494,786.19</u>
 <u>July 15, 2016</u>		 <u>Claim 07-15-02</u>
010	General Fund	\$ 494,822.13

400	Pascagoula Utilities	<u>24,382.58</u>
	Total	<u>\$ 519,204.71</u>

July 29, 2016 Claim 07-29-02

010	General Fund	\$ 494,822.13
400	Pascagoula Utilities	<u>24,674.98</u>
	Total	<u>\$ 519,497.11</u>

Miscellaneous Claim Claim 07-03

1000	City Share FICA	\$ 74,740.80
1100	City Share Medicare	17,479.57
7000	City Share PERS	<u>189,062.66</u>
	Total	<u>\$ 281,283.03</u>

**WHEREAS**, it appears that all of said claims are proper and should be allowed;

**NOW, THEREFORE, IT IS ORDERED** that all claims shown on said dockets are hereby allowed and approved for payment.

The above Order was introduced by Councilman Jackson, seconded for adoption by Councilman Tipton, and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". The Mayor then declared the Order adopted on the 16<sup>th</sup> day of August, 2016.

\*\*\*\*\*

Mr. Rob Hart, owner of Rob's Barbeque, addressed the Council regarding the proposed 2% tax levy on prepared foods. Mr. Hart stated he does not support this proposed tax. The Mayor thanked him for his comments.

\*\*\*\*\*

Councilman Pickett asked for an update concerning the new recycling cans. Ms. Jaci Turner, City Engineer, encouraged everyone who has not received a recycling can/cart to please call their office for documentation.

\*\*\*\*\*

Councilman Hill made a motion to close the meeting to consider the need for an executive session. The motion was seconded by Councilman Jackson and received the following vote: Mayor Blevins “AYE”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”.

\*\*\*\*\*

Councilman Hill made a motion to go into executive session for the purpose of discussing possible purchase of real property, JCUA legal matters and location of a business. The motion was seconded by Councilwoman Simkins and received the following vote: Mayor Blevins “AYE”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”, after which the Mayor announced to the public and to those in attendance that the Council had voted to hold an executive session for the purpose stated above. The Council then began the executive session.

\*\*\*\*\*

Councilwoman Simkins made a motion to authorize the City Attorney to send notification to Knowles Construction terminating their contract. The motion was seconded by Councilman Hill and received the following vote: Mayor Blevins “AYE”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”. (Approved 8-16-16)

\*\*\*\*\*

Councilwoman Simkins made a motion to authorize the City Attorney to obtain a follow-up appraisal on the 2 parcels located on the east end of Beach Boulevard. The motion was seconded by Councilman Tadlock and received the following vote: Mayor Blevins “AYE”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”. (Approved 8-16-16)

\*\*\*\*\*

Councilwoman Simkins made a motion to end the executive session and return to open session. The motion was seconded by Councilman Tipton and received the following vote: Mayor Blevins “AYE”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”.

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Councilman Tipton announced Pascagoula High School will be playing Moss Point High School in the first football game of the season on Friday night. The Mayor reminded everyone the area along the walking path will be without lights until mid-December while they replace the lights. The Mayor also stated the Council is continuing to discuss and get feedback concerning Market Street.

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There being no further business to come before the Council at this time, Councilman Hill made a motion to adjourn. The motion was seconded by Councilman Tadlock and received the following vote: Mayor Blevins "AYE". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE".

The meeting ended at 8:03 p.m.

APPROVE:

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Harry J. Blevins, Mayor

ATTEST:

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Karen Kennedy, Asst. City Clerk