

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, FEBRUARY 2, 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 regular meeting on Tuesday, February 2, 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  
Asst. City Clerk Brenda J. Reed  
City Clerk/Comptroller Robert J. Parker

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

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Opening remarks were made by several members of the Council. Councilwoman Simkins commented on the utility rate increase that was recently approved by the Council. Councilman Tipton advised the Jackson County Industrial Trade Show will be held on March 22, 2016. Councilman Hill reminded everyone that the Jackson County Carnival Association parade will take place on Saturday, February 6, 2016, at 1:00 p.m. Mayor Blevins encouraged everyone to review the Parks & Recreation event schedule for February and March.

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Councilman Jackson read a Proclamation for “American Heart Month” and presented it to Ron Schnoor, General Manager and Senior Vice President of World Marine (formerly Signal International) and member of the American Heart Association Mississippi State Board. Marlo Tipton was also introduced as the new Regional Director of the American Heart Association.

The Proclamation is spread on the minutes as follows:

**Proclamation**

WHEREAS, while progress has been significant in reducing deaths from heart disease, it is still the No. 1 killer of both women and men; and

**WHEREAS**, cardiovascular diseases are the nation’s leading cause of death and costliest disease with direct and indirect costs estimated to be \$316.6 billion in 2011-12; and

**WHEREAS**, about 801,000 people in the United States died from heart disease, stroke and other cardiovascular diseases in 2013, or about 1 of every 3 deaths in America; and

**WHEREAS**, nearly 7,715 die from cardiovascular diseases in Mississippi each year; and

**WHEREAS**, the American Heart Association’s 2020 Impact Goal seeks to improve the cardiovascular health of all Americans by 20 percent while reducing deaths from cardiovascular diseases and stroke by 10 percent through research, population- and community-level interventions, public health and policy measures; and

**WHEREAS**, about eighty percent of cardiovascular disease cases may be prevented through everyday healthy living steps; and

**WHEREAS**, the American Heart Association encourages citizens to help save lives by calling 911 if symptoms occur, become trained in CPR, and promote comprehensive automated external defibrillator programs in their communities; and

**WHEREAS**, the American Heart Association is celebrating February 2016 as American Heart Month and promoting education and awareness by encouraging citizens to learn the warning signs of heart attack and stroke;

**NOW, THEREFORE**, I, Mayor Harry “Jim” Blevins, in recognition of the importance of the ongoing fight against heart disease, do hereby proclaim February 2016 to be

### **American Heart Month**

in the City of Pascagoula, Mississippi, and urge all citizens to recognize the critical importance of recognizing symptoms, taking preventive measures to live healthy, and incorporating tools and skills that will increase survival rates and save thousands of lives each year.

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Harry “Jim” Blevins, Mayor

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Councilwoman Simkins also read a Proclamation for “National Wear Red Day” and presented it to Ron Schnoor and Marlo Tipton.

The Proclamation is spread on the minutes as follows:

## Proclamation

WHEREAS, heart disease and stroke kill one in three women in the United States, yet eighty percent of cardiac events may be prevented; and

WHEREAS, cardiovascular diseases and stroke kill one woman every eighty seconds in the United States; and

WHEREAS, an estimated forty-four million women in the United States are affected by cardiovascular diseases; and

WHEREAS, ninety percent of women have at least one risk factor for developing heart disease, yet only one in five American women believe that heart disease is her greatest health threat; and

WHEREAS, women comprise only twenty-four percent of participants in all heart-related studies; and

WHEREAS, women are less likely to call 911 for themselves when experiencing symptoms of a heart attack than they are if someone else were having a heart attack; and

WHEREAS, Go Red For Women encourages women to take charge of their health and schedule a Well-Woman Visit to learn about health status and risk for diseases; and

WHEREAS, Go Red For Women is asking all Americans to Go Red by wearing red and speaking red:

- G**et Your Numbers: Ask your doctor to check your blood pressure, cholesterol and glucose
- O**wn Your Lifestyle: Stop smoking, lose weight, be physically active and eat healthy
- R**aise Your Voice: Advocate for more women-related research and education
- E**ducate Your Family: Make healthy food choices for you and your family
- D**onate: Show your support with a donation of time or money

NOW, THEREFORE, I, Harry "Jim" Blevins, in recognition of the importance of the ongoing fight against heart disease and stroke, do hereby proclaim Friday, February 5, 2016

## National Wear Red Day

in the City of Pascagoula, Mississippi and urge all citizens to show their support for women and the fight against heart disease by wearing red and observing this day. By increasing awareness, speaking up about heart disease, and empowering women to reduce their risk for cardiovascular disease, we can save thousands of lives each year.

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Harry "Jim" Blevins, Mayor

Mr. Schnoor thanked the Council for both Proclamations and advised he plans to attend the next meeting to share more information about the American Heart Association. The Council thanked Mr. Schnoor and Ms. Tipton for attending tonight's meeting.

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Councilman Hill read a Proclamation for "Arbor Day" and presented it to Darcie Crew, Parks and Recreation Director. Ms. Crew thanked the Council for the Proclamation and advised that free trees will be given away for Arbor Day on February 12, 2016, at 10:00 a.m. at the Scranton Nature Center.

The Proclamation is spread on the minutes as follows:



*Whereas,* In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

*Whereas,* In 1926, Mississippi adopted the second Friday in February as the official day of observance for Arbor Day.

*Whereas,* Arbor Day is now observed throughout the nation and the world, and

*Whereas,* trees are a renewable resource giving us paper, wood for homes, fuel for our fires, and countless other wood products, and

*Whereas,* trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

*Whereas,* trees, wherever they are planted, are a source of joy and spiritual renewal

Now, Therefore, I, Harry J. Blevins, Mayor of the City of Pascagoula

do hereby proclaim the second Friday in February as

 **Arbor Day**

In the City of Pascagoula, I urge all citizens to celebrate Arbor Day and support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote well-being of this and future generations.

Dated this 2nd day of February, 2016

Mayor \_\_\_\_\_

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Mayor Blevins welcomed and recognized the Resurrection High School 2015 football team as the South State Championship winners for their division. They were presented with Pascagoula tee shirts and certificates. The Council congratulated them on a great season and wished them continued success. Head Coach Scott Sisson expressed appreciation for this team recognition tonight and thanked the entire community for its support.

The team members and coaches are as follows:

David Alfred	Justin Archer
Gavin Backs	Avery Barlow
Paul Blackwell	Jonathan Burgett
Phillip Burrows	Jackson Byrd
Will Cleamens	Steven Demetropoulos
Barron Freeman	Michael Gatchet
Payton Hartman	Cadin Hinman
Jerry Johnson	Renzell Johnson
Dillan Jolly	Terry Lancaster
Patrick Lee	Andy Murphy
Caleb Newbill	Cearly Parker IV
Zach Pierce	Blake Porter
Patrick Roth	Becht Rowell
Hunter Sharp	Justice Sharp
Jack Sisson	Ben Walley
Carter Warren	Elija Watts
Patrick Watts	Lane Wieniewitz
Sam Williams	

Manager –	Dawson Hellard
Head Coach –	Scott Sisson
Asst. Coaches –	Eric Denmark
	Randy Mitchell
	Steve O’Bryant
	Lucas Anaya
	Rodrick Means
	Tom Jones
Principal -	Noah Hamilton
Athletic Director –	Dobbs Dennis

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Curley Clark, President, Jackson County Chapter of NAACP, addressed the Council regarding the need for diversity on the Pascagoula-Gautier School Board. Mr. Clark stated he has been very proud of the job the new City Council has done thus far. He submitted a handout with the number of students by nationality and percentage for each school and totals in the

school district. As of January 2016, the Pascagoula Gautier School District had a total of 46% black, 36% white, 17% Hispanic, 1% Asian, 0% Indian, and 0% Pacific Islander. He noted that the majority of the students are black. He requested that the Council consider the information he shared before a decision is made on an appointment to the Board of Trustees. After comments from the Council, Mayor Blevins stated they will consider this as they make a final decision.

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A public hearing was held at this time on the Promenade Project. Jaci Turner, City Engineer, and Ben Smith, Brown, Mitchell, and Alexander Engineering (BMA), briefly commented before the public addressed the Council. A lengthy discussion followed regarding the project, beach erosion, traffic concerns, and particularly the shade structures and fire pit amenities.

Comments were received from the following individuals:

Vincent Castigliola, 919 Beach Boulevard  
Dr. Brad Paetz, M.D., 7312 Park Ridge Drive, S. (owner of lot at 927 Beach Boulevard)  
Dr. Bruner Bosio, M.D., 1025 Beach Boulevard  
Liz Ford, 911 Beach Boulevard  
Ronnie Shelton, 1006 Shepherd Avenue  
Kathy Keene, 1401 Beach Boulevard  
Charlie McVea, 918 Washington Avenue

Ms. Turner and Mr. Smith noted the comments from area property owners. Mayor Blevins thanked everyone for attending the public hearing tonight and advised the Council will take the comments into consideration.

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A property cleanup hearing was held for 709 Live Oak. This matter was continued from the Council meetings of September 1, 2015, October 6, 2015, and November 3, 2015. Donovan Scruggs, City Planner, gave an update on the property and recommended that the Council continue this matter until the Council meeting of June 7, 2016.

The Council then considered the following Resolution:

### **RESOLUTION**

**WHEREAS**, by order dated August 4, 2015, this Council authorized giving notice to the owners of the parcel of land listed in Exhibit A of a hearing before this Council at 6:00 P.M., September 1, 2015, to determine whether the parcel listed is in such a state of uncleanness as to be a menace to the public health and safety of the community; and

**WHEREAS**, notice of the hearing has been given in the manner and time required by law; and

**WHEREAS**, this matter was continued at the September 1, 2015, meeting until October 6, 2015; and

**WHEREAS**, this matter was continued at the October 6, 2015, meeting until November 3, 2015; and

**WHEREAS**, this matter was continued at the November 3, 2015, meeting until February 2, 2016; and

**WHEREAS**, the Council has received evidence from the staff of the City as to the condition of the parcel listed and the owners have been given an opportunity to be heard; and

**WHEREAS**, we find that the parcel of land listed in the exhibit is in such a state of uncleanliness as to be a menace to the public health and safety of this community:

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

**SECTION 1.** That the parcel of land listed in Exhibit A is hereby found and determined to be in such a state of uncleanliness as to be a menace to the public health and safety of the community.

**SECTION 2.** That, if the parcel is not cleaned by the owners within seven days of this date, the City Manager, by use of City personnel or a private contractor, shall have the parcel cleaned by removing any dilapidated buildings thereon, removing any standing water, by cutting any excess vegetation thereon, and by removing rubbish and debris. Thereafter, this Council shall adjudicate the actual cost of cleaning the parcel and such costs shall be an assessment against the parcel.

**EXHIBIT A**

<b><u>Tax Parcel Number and Property Address</u></b>	<b><u>Owner(s) and Mailing Address</u></b>	<b><u>Described at the following Jackson County, MS, Deed Books and Pages</u></b>
41700504.000 709 Live Oak	David A. Roberts 4402 Willow Street Pascagoula, MS 39567 <b>AND</b> Regions Bank Attention: Chris Ball P.O. Box 420 Pascagoula, MS 39567 <b>(Footnote 1)</b>	Deed Book 1547, Page 153

## **PARTIES WITH INTEREST**

**Footnote 1:** -Randolph & Joedna Fagan, 9108 W. Simmons Circle, Ocean Springs, MS 39564  
-Marion D. LLC, 33 Canebreak Blvd., Hattiesburg, MS 39402  
-Paul R. Campo, 6004 Moreton Place, Ocean Springs, MS 39564

Councilman Hill made a motion to “CONTINUE” the property cleanup hearing for 709 Live Oak until the Council meeting of June 7, 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”. (Continued 2-2-16)

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

The first item for consideration was the minutes of the recessed regular Council meeting of January 19, 2016, as recommended by Brenda Reed, Asst. City Clerk.

Councilman Pickett made a motion to adopt and approve the minutes of the recessed regular Council meeting of January 19, 2016, as recommended. 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 2-2-16)

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The next item for consideration was a Resolution authorizing participation of City employees and the use of City resources in the promotion of the National Day of Prayer to be held on May 5, 2016, as recommended by Anne Pitre, Public Relations Specialist.

The Resolution is spread on the minutes as follows:

### **RESOLUTION AUTHORIZING PARTICIPATION OF CITY EMPLOYEES AND USE OF CITY RESOURCES IN THE PROMOTION OF THE NATIONAL DAY OF PRAYER**

**WHEREAS**, the National Day of Prayer is an annual event which has heretofore been supported by the City of Pascagoula; and

**WHEREAS**, the City has received a request from the organizers of the event for assistance in creating the brochure for the National Day of Prayer which is scheduled for May 5, 2016; and

**WHEREAS**, the production and copying of the brochures is considered by the Council to be a method for advertising the resources of the City and bringing to favorable notice the

opportunities and possibilities within the City, as well as being in support of a very worthy cause:

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

**SECTION 1.** The City Manager is authorized and directed, in his discretion, to assign personnel to assist the organizers of the National Day of Prayer with their request for the creation and printing of a brochure for the event presently scheduled for May 5, 2016.

**SECTION 2.** The City Manager, in his discretion, is also authorized to allow the use of City resources for this effort and as a means of advertising the resources of the City for a proper municipal purpose.

**SECTION 3.** No overtime compensation shall be allowed for participation by the City staff in this effort.

**SECTION 4.** The total costs of staff time and resources devoted to this effort shall not exceed the sum of \$1,000.00.

The above Resolution was introduced by Councilman Pickett, seconded for adoption 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". The Mayor then declared the Resolution adopted on the 2<sup>nd</sup> day of February, 2016.

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Next for consideration was a request to advertise the resources of the City through the Pascagoula Riverfront Festival – Free Flowin’ on the Riverfront, in the amount of \$1,000.00, as recommended by Eddie Williams, City Attorney. The event will be held on April 16, 2016. The Council is given legal authority to support this group by Section 21-71-1.

Councilman Pickett made a motion to advertise the resources of the City through the Pascagoula Riverfront Festival – Free Flowing’ on the Riverfront, in the amount of \$1,000.00 as recommended. 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 2-2-16)

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The next item for consideration was the renewal of the Discover South Mississippi Advertising Contract (formerly See South Mississippi) as recommended by Anne Pitre, Public Relations Specialist. These are quarterly full-page ads in the amount of \$500.00 for each ad.

Councilman Pickett made a motion to approve the renewal of the Discover South Mississippi Advertising Contract for quarterly full-page ads in the amount of \$500.00 for each ad as recommended. 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 2-2-16)

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The next item for consideration was the Zonta Memorandum of Understanding (MOU) with the City of Pascagoula as recommended by Jen Dearman, Community and Economic Development Director.

The MOU is spread on the minutes as follows:

## MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (Agreement) is entered into by and between the City of Pascagoula (City) as represented by its Community Events Coordinator (CEC) and Zonta Club of Pascagoula Area (Zonta). Zonta is represented in this Agreement by and through its duly authorized President. This agreement supercedes and replaces all prior agreements between the parties and any amendments thereafter.

The purpose of this Agreement is to set forth the duties and responsibilities of the parties with respect to the Zonta Festival (Festival) which is held in the City annually on the first Saturday in October.

### **I. Zonta Responsibilities**

1. Zonta shall furnish a diagram of vendor spaces for the Festival to the CEC no later than two (2) months prior to the Festival.
2. Zonta shall advise the CEC of the electrical service needs and any other utility services that might be necessary during the Festival two months prior to the Festival.
3. Zonta acknowledges that while vendor locations are pre-sold, due to ongoing City projects, Zonta understands (and shall advise each vendor) that no guarantee can be, or will be, given to any vendor that the initial location assigned to such vendor will be available on the day of the Festival.
4. Zonta agrees that it shall allocate one ten-foot by ten-foot space to each Merchant along the Festival route at no charge to the Merchant (the "Merchant Free Space").
5. Zonta agrees that it shall allocate one ten-foot by ten-foot space to the Pascagoula Fire Department for the purpose of a first aid station. This space will be as centralized as possible within the Festival area.
6. Zonta shall furnish the CEC with the contact information for the President and Festival Chairperson. Contact information shall include the name, residence address, office address (if any), email address and all phone numbers where such contact person can be reached.
7. Zonta shall not, under any circumstances, make any representations or warranties to any vendors or Festival participants with respect to use of City facilities.

### **II. The City Responsibilities**

1. The City shall furnish Zonta with the contact information for the CEC.
2. ***Two weeks before the Festival the City shall:***

- i. Place the Zonta banner at the Pascagoula City sign at Pascagoula Street and Highway 90 as well as other locations in the City ROW.

**3. By Wednesday preceding the Festival the City shall:**

- i. Make certain that all available outside electrical outlets and lights are in good working order.
- ii. Make certain that the grass is cut, weed eating is completed, and hedges are trimmed and treated for ants throughout the Festival area.
- iii. Sweep all streets in the Festival area.
- iv. Furnish labor to move the flower planters to the backside of the sidewalks next to the buildings, to remove the decorative chains and move the benches back against the buildings.

**4. By Friday preceding the Festival the City shall:**

- i. Turn off all sprinklers in the downtown area.
  - ii. Flush, clean, and add vanilla D to sewers in Festival area.
  - iii. Deliver and chain 25 picnic tables at an agreed upon location. This number may change in the future based on the number of picnic tables the City has in its inventory. The City shall leave a key to the chain locks with the CEC for a Zonta member to pick up Friday afternoon immediately preceding the Festival.
  - iv. Make certain that the outside restroom behind Arts on the Avenue is cleaned and adequately stocked with toilet paper and paper towels. The key to the restroom shall be left with the CEC so that a Zonta member can pick it up on Friday afternoon preceding the Festival.
  - v. Furnish barricades by Friday preceding the Festival throughout the downtown area to:
    - a. block the streets involved in the Festival,
    - b. enclose the children's area on the northeast corner of Magnolia Street and Delmas Avenue
    - c. enclose pony area, and
    - d. block the alleyway between Scranton's Restaurant and the Boland Building to prevent parking in that area.
  - vi. Make certain that all City vehicles and City employee vehicles are removed
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from the north parking lot at City Hall by 5:00PM on Friday preceding the Festival. The parking lot shall be barricaded by the City at 10:00PM on that date.

- vii. Deliver two sets of bleachers each to the Library and the old Hancock Bank parking lot and one set to First Baptist Church parking lot.

**2. *Day of the Festival the City shall:***

- i. Have an electrician available to assist vendors with their electrical hook-ups.
- ii. Furnish employees who will be assigned to work the trash truck. To this end, the City shall purchase trash liners to make certain that garbage cans are emptied and placed in the receptacle holders in the Festival area and at key locations throughout the Festival area on the Friday immediately preceding the Festival.
- iii. Cover all sewer openings throughout Festival area.
- iv. Provide electrical tripods for children's area and stage area.
- v. Provide water truck for animal area.
- vi. Provide one three-prong water spigot for fountain.
- vii. Have vanilla D on hand.
- viii. Provide Police Department support for traffic and crowd control.

**III. Miscellaneous**

1. The City expressly disclaims any responsibility for the selling of vendor locations and the assignment of same to various vendors.
  2. Both parties to this Agreement covenant and agree to maintain open lines of communication throughout the year in an effort to ensure the success of the Festival.
  3. Both parties reserve the right to terminate this Agreement at any time for breach of the terms hereunder if such breach is not cured within thirty (30) days of receipt of written notice by the breaching party, which notice shall describe such breach in reasonable detail. This Agreement may be altered or amended from time to time as the need arises; however, such alterations or amendments shall be in writing and shall be properly approved and executed by the appropriate representatives of each of the parties hereto.
  4. Both parties acknowledge the City's in-kind contributions being in excess of \$6,500
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in exchange for a successful community event that draws over 10,000 visitors.

5. The parties acknowledge that the availability of City personnel to perform the duties imposed by this Agreement may be subject to unforeseen emergencies that could require the diversion of such personnel to other job sites before or during the Festival. The City covenants and agrees that it will exert its best efforts to provide the necessary personnel to perform all of the duties assumed by the City in this Agreement.
6. The term of this Agreement shall be for a period of one (1) year from January 1 of each calendar year hereof and shall automatically renew annually on the same date unless one party notifies the other party in writing that it does not want to renew prior to the beginning of such renewal period. Notice of nonrenewal shall be sent no less than thirty (30) days prior to the end of each calendar year.

WITNESS THE SIGNATURES OF THE PARTIES on this the \_\_\_\_ day of \_\_\_\_\_, 2015

**Zonta Club of Pascagoula Area**

**City of Pascagoula**

\_\_\_\_\_  
President

\_\_\_\_\_  
City Manager

Councilman Pickett made a motion to approve the Zonta Memorandum of Understanding as recommended and authorize the City Manager to execute the related documents. 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 2-2-16)

(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 closeout documents with DCD Construction, Inc., Ocean Springs, MS, for the Point Park Pervious Concrete Paving 2015 Project as recommended by Darcie Crew, Parks & Recreation Director. A manual check for \$3,720.40 was also requested.

Councilman Pickett made a motion to approve the closeout documents with DCD Construction, Inc. for the Point Park Pervious Concrete Paving 2015 Project, authorize the City Manager to execute the related documents, and authorize a manual check for \$3,720.40 as recommended. 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 2-2-16)

(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 adopt an Analysis of Impediments to the Fair Housing Choice 2015, as required in association with the City's Community Development Block Grant annual entitlement funds, as recommended by Jen Dearman, Community and Economic Development Director.

Councilman Pickett made a motion to adopt an Analysis of Impediments to the Fair Housing Choice 2015, as required in association with the City's Community Development Block Grant annual entitlement funds, as recommended. 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 2-2-16)

(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 award the Bucket Truck Bid #359 to the low bidder, Aerial Truck Equipment, Olive Branch, MS, in the amount of \$122,422.00 as recommended by Jaci Turner, City Engineer.

Councilman Pickett made a motion to award the Bucket Truck Bid #359 to the low bidder, Aerial Truck Equipment, in the amount of \$122,422.00 as recommended. 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 2-2-16)

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

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Next for consideration was a request to approve an extension of the Miscellaneous Services Contract with Compton Engineering, Inc., Pascagoula, MS, as recommended by Jaci Turner, City Engineer. No funding is associated directly with this contract. All work is done by separate task orders.

Councilman Pickett made a motion to approve an extension of the Miscellaneous Services Contract with Compton Engineering, Inc., as recommended and authorize the City Manager to execute the related documents. 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 2-2-16)

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

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Next for consideration was a request to approve an extension of the Miscellaneous Services Contract with Brown, Mitchell & Alexander (BMA), Biloxi, MS, as recommended by Jaci Turner, City Engineer. No funding is associated directly with this contract. All work is done by separate task orders.

Councilman Pickett made a motion to approve an extension of the Miscellaneous Services Contract with Brown, Mitchell & Alexander (BMA), as recommended and authorize the City Manager to execute the related documents. 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 2-2-16)

(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 Budget Modification No. 5 for the LaFont Redevelopment Project as recommended by Jaci Turner, City Engineer. Ms. Turner advised the only change is extending the grant completion date to June 30, 2016, to allow further time for job creation documentation and grant closeout.

Councilman Pickett made a motion to approve Budget Modification No. 5 for the LaFont Redevelopment Project as recommended and authorize the City Manager to execute the related documents. 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 2-2-16)

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

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Next for consideration was authorization to advertise for Request for Qualifications to provide web development, design and hosting services for a new City website and Economic Development microsite as recommended by Anne Pitre, Public Relations Specialist.

Councilman Pickett made a motion to authorize the City Clerk to advertise for Request for Qualifications to provide web development, design and hosting services for a new City website and Economic Development microsite as recommended. 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 2-2-16)

(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 Municipal Compliance Questionnaire for the fiscal year ended September 30, 2015, as presented by Bobby Parker, City Clerk/Comptroller.

The questionnaire is spread on the minutes as follows:

**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 Pascagoula  
\_\_\_\_\_
  
2. List the date and population of the latest official U.S. Census or most recent official census:  
2010 - 22,392  
\_\_\_\_\_
  
3. Names, addresses and telephone numbers of officials (include elected officials, chief administrative officer, and attorney).  
See attached  
\_\_\_\_\_
  
4. Period of time covered by this questionnaire:  
From: October 1, 2014 To: September 30, 2015
  
5. Expiration date of current elected officials' term: June 30, 2017

City of Pascagoula  
**MUNICIPAL COMPLIANCE QUESTIONNAIRE**  
 Year Ended September 30, 2015

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

**IV-B1**

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

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) Y

- |  |            |
|--|------------|
| 11. Have financial records been maintained in accordance with the chart of accounts prescribed by the State Auditor? (Section 21-35-11)  | Y<br>_____ |
| 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<br>_____ |
| 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<br>_____ |
| 14. Has the municipality commissioned municipal depositories? (Sections 27-105-353 and 27-105-363)   | Y<br>_____ |
| 15. Have investments of funds been restricted to those instruments authorized by law? (Section 21-33-323)  | Y<br>_____ |
| 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<br>_____ |
| 17. Are fixed assets properly tagged and accounted for? (Section II - Municipal Audit and Accounting Guide)  | Y<br>_____ |
| 18. Is all travel authorized in advance and reimbursements made in accordance with Section 25-3-41?  | Y<br>_____ |
| 19. Are all travel advances made in accordance with the State Auditor's regulations? (Section 25-3-41)   | Y<br>_____ |

**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<br>_____ |
| 2. Are all lowest and best bid decisions properly documented? [Section 31-7-13(d)]  | Y<br>_____ |
| 3. Are all one-source item and emergency purchases documented on the board's minutes? [Section 31-7-13(m) and (k)]          | Y<br>_____ |
| 4. Do all officers and employees understand and refrain from accepting gifts or kickbacks from suppliers? (Section 31-7-23) | Y<br>_____ |

**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)             | <u>Y</u> |
| 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) | <u>Y</u> |
| 3. | Have the required trust funds been established for utility revenue bonds? (Section 21-27-65)   | <u>Y</u> |
| 4. | Have expenditures of bond proceeds been strictly limited to the purposes for which the bonds were issued? (Section 21-33-317)                                    | <u>Y</u> |
| 5. | Has the municipality refrained from borrowing, except where it had specific authority? (Section 21-17-5)   | <u>Y</u> |

**PART V - Taxes and Other Receipts**

- |    |  |          |
|----|--|----------|
| 1. | Has the municipality adopted the county ad valorem tax rolls? (Section 27-35-167)  | <u>Y</u> |
| 2. | Are interest and penalties being collected on delinquent ad valorem taxes? (Section 21-33-53)  | <u>Y</u> |
| 3. | Has the municipality conducted an annual land sale for delinquent ad valorem taxes? (Section 21-33-63)                                       | <u>Y</u> |
| 4. | Have the various ad valorem tax collections been deposited into the appropriate funds? (Separate Funds for Each Tax Levy) (Section 21-33-53) | <u>Y</u> |
| 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)                     | <u>Y</u> |
| 6. | Are local privilege taxes collected from all businesses located within the municipality, except those exempted? (Section 27-17-5)            | <u>Y</u> |
| 7. | Are transient vendor taxes collected from all transient vendors within the municipality, except those exempted? (Section 75-85-1)            | <u>Y</u> |
| 8. | Is money received from the state's "Municipal Fire Protection Fund" spent only to improve municipal fire departments? (Section 83-1-37)      | <u>Y</u> |

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, <sup>two</sup> 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
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) Y
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**

City of Pascagoula  
(MUNICIPAL NAME)

**Certification to Municipal Compliance Questionnaire**

**Year Ended September 30, 2015**

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

  
(City Clerk's Signature)

1/27/16  
(Date)

  
(Mayor's Signature)

1/28/2016  
(Date)

Minute Book References:

Book Number \_\_\_\_\_

Page \_\_\_\_\_

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

**City of Pascagoula**  
**CITY OFFICIALS CONTACT INFORMATION**  
**Municipal Compliance Questionnaire**  
**Year Ended September 30, 2015**

**Mayor:**

**Jim Blevins (Harry J.)**  
3007 Northwood Avenue  
Pascagoula, MS 39567

(228) 762-3991 (h)  
(228) 990-1187 (c)

---

**Councilman at Large:**

**Brenda H. Simkins**  
1419 Washington Avenue  
Pascagoula, MS 39567

(228) 712-2883 (h)  
(228) 762-4822 (w)  
(228) 990-4629 (c)

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**Councilman – Ward 1**

**Marvin L. Pickett, Sr.**  
2111 Buena Vista Street  
Pascagoula, MS 39567

(228) 218-3531 (c)  
(228) 769-6257 (h)

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**Councilman – Ward 2**

**Freddy L. Jackson**  
4607 Old Mobile Avenue  
Pascagoula, MS 39581

(228) 762-1082 (h)  
(228) 249-9698 (c)

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**Councilman – Ward 3**

David Tadlock  
4528 Shadow Wood Circle  
Pascagoula, MS 39581

(228) 312-0370 (w)  
(228) 662-471-8683 (c)

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**Councilman – Ward 4**

Burton L. (Burt) Hill  
2806 Larchmont Street  
Pascagoula, MS 39567

(228) 769-8655 (h)  
(228) 762-1466 (w)  
(228) 990-9270 (c)

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**Councilman – Ward 5:**

Scott Tipton  
5304 Hilltop Street  
Pascagoula, MS 39567

(228) 769-1674 (h)  
(228) 248-6453 (w)  
(228) 669-9603 (c)

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**City Manager:**

Joe Huffman  
603 Watts Ave.  
Pascagoula, MS 39567

(228) 938-6614 (w)

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**City Attorney:**

Eddie Williams  
603 Watts Ave.  
Pascagoula, MS 39567

(228) 938-6605 (w)

Councilman Pickett made a motion to accept the Municipal Compliance Questionnaire for the fiscal year ended September 30, 2015, as presented. 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 2-2-16)

(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 Resolution authorizing the sale of the Energy Recovery Facility (ERF) as recommended by Eddie Williams, City Attorney.

The Resolution is spread on the minutes as follows:

**RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF PASCAGOULA AUTHORIZING THE MAYOR TO  
EXECUTE ALL DOCUMENTS NECESSARY TO EFFECT A SALE  
OF THE FORMER ENERGY RECOVERY FACILITY**

**WHEREAS**, the City is the owner of certain property described in the Contract of Sale attached hereto as an exhibit, which property constituted the former “Energy Recovery Facility” previously built by the City of Pascagoula and located on property owned by the City in Moss Point, MS; and

**WHEREAS**, the use of this property and the facility thereon as an Energy Recovery Facility was discontinued by the City many years ago; and

**WHEREAS**, the property was most recently used as a solid waste transfer station by the City until the same was condemned and closed in December of 2012; and

**WHEREAS**, the property has remained vacant and has deteriorated to the point where it is no longer safe to be used for any purpose by the City; and

**WHEREAS**, a prospective buyer for the property has come forward and made a bonafide offer to purchase the same from the City; and

**WHEREAS**, pursuant to a Resolution adopted by the City Council on August 4, 2015, the City authorized the Mayor to execute the contract with the prospective buyer for the purchase of the property at the sum of \$107,500.00; and

**WHEREAS**, pursuant to Section 57-7-1 of the Mississippi Code, the Council finds that the property described in the attached exhibit is in fact surplus property, of no value to the City and does not serve a governmental function and that the prospective purchaser of the property intends to use the same for commercial or industrial purposes as contemplated in the aforesaid statute; and

**WHEREAS**, the negotiated price of \$107,500.00 was arrived at based upon two separate appraisals of the subject property and the same is found to be a fair and reasonable price for the property given its present deteriorated condition; and

**WHEREAS**, pursuant to a resolution adopted by the Council on November 3, 2015, the due diligence period for the aforesaid contract of sale was extended to allow the prospective purchaser additional time within which to procure certain permits and to arrange for financing; and

**WHEREAS**, the due diligence expires on February 5, 2016, and the prospective purchaser has notified the City Attorney that he is ready to proceed to closing; and

**WHEREAS**, the City Council does find that the sale of the property for the aforesaid purchase price is in fact in the best interest of the citizens of this community and the sale thereof will relieve the City of any further obligations and responsibilities with respect to this property:

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

**SECTION 1.** All matters and facts stated in the preambles to this resolution are found to be factual and are the findings of the governmental authority for the City of Pascagoula.

**SECTION 2.** The Mayor is authorized by the City Council to execute any and all documents that will be necessary to effect a sale of the property pursuant to the terms and conditions set forth in the attached contract of sale.

**SECTION 3.** The City Attorney is authorized and directed to present a certified copy of this resolution to Attorney Patricia Wallace and to request that she forthwith prepare all documents for the sale and transfer of the subject property pursuant to the terms and conditions set forth in the attached contract.

The above Resolution was introduced by Councilman Pickett, seconded for adoption 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". The Mayor then declared the Resolution adopted on the 2<sup>nd</sup> day of February 2016.

\*\*\*\*\*

Next for consideration was a request to approve a recommendation to dedicate the gym at the Parks & Recreation Center to Sarah Bailey Thomas as recommended by Darcie Crew, Parks & Recreation Director. The gym would be named the Sarah Bailey Thomas Gym.

Additional information is spread on the minutes as follows:



**To:** Joe Huffman, City Manager  
The Honorable Mayor and City Council

**From:** Anne Pitre  
Public Relations Specialist

**Subject:** Recreation Department Gym Dedication

**Date:** January 28, 2016

---

As you and Mayor Blevins are aware, the Parks & Recreation Department and I have been working together to coordinate a ceremony to honor Sarah Thomas, a Pascagoula native who went on to break barriers for women in professional athletics as the first female official with the National Football League. At this point, the ceremony is confirmed to take place on March 3<sup>rd</sup> from 6-8 p.m. at the Recreation Center.

Sarah attended Pascagoula High School in its former location on Pascagoula Street, where she lettered in softball. The former high school gym now houses the Pascagoula Recreation Department, where she also played basketball. She was also among the first to play on an all-girls' basketball team in the City's recreational league, and went on to attend the University of Mobile on a basketball scholarship.

Given that Pascagoula youth athletics set Sarah on the course to make great contributions to professional athletics for women, we request approval to name the gym at the Pascagoula Recreation Center the Sarah Bailey Thomas Gym. This will give Sarah a permanent place in Pascagoula's history as someone who made her own path to pursue her goals and made it possible for others to follow in her footsteps.

We respectfully request that the City Council take up this topic at their next meeting and approve this request.

Councilman Pickett made a motion to approve the request to designate the gym at the Parks & Recreation Center as the “Sarah Bailey Thomas Gym” as recommended. 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 2-2-16)

\*\*\*\*\*

**The following new business items were considered:**

The first item for consideration was a Resolution urging the Mississippi Legislature to appropriate funds for the purpose of challenging the Coastal Flood Plains Maps previously prepared by FEMA as presented by Eddie Williams, City Attorney. A question and answer session followed.

The Resolution is spread on the minutes as follows:

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF PASCAGOULA TO URGE THE MISSISSIPPI LEGISLATURE TO APPROPRIATE FUNDING TO THE SOUTHERN MISSISSIPPI PLANNING AND DEVELOPMENT DISTRICT TO ASSIST WITH COSTS ASSOCIATED WITH ATTEMPTS BY THE THREE COASTAL COUNTIES TO MITIGATE THE NEGATIVE IMPACTS OF THE BIGGERT-WATERS FLOOD INSURANCE REFORM ACT OF 2012; AND FOR RELATED PURPOSES.**

**WHEREAS**, the National Flood Insurance Program (NFIP) was created by the United States Congress in 1968 with the passage of the National Flood Insurance Act of 1968 (P.L. 90-448) to enable property owners in participating communities to purchase insurance protection from the government against losses from flooding; and

**WHEREAS**, the NFIP insures over 5 million homes in the United States, the large majority of which are along the Atlantic, Gulf, Pacific and Great Lakes shore lines of the United States; and

**WHEREAS**, the NFIP, historically, has provided insurance which, in an effort to create economic benefit, encouraged and incentivized coastal communities to develop their shore lines, including the concentration of economic production, population and infrastructure along the coasts; and

**WHEREAS**, shoreline communities around the country, and certainly in the State of Mississippi, have become a stronghold for economic vitality by providing not only major economic engines (including transportation and access to trade corridors), but also for activities

that are major contributors to the Mississippi Coast's historic economic success and strength: tourism, recreation, and cultural activities; and

**WHEREAS**, in recent years, the United States Congress passed the Biggert-Waters Flood Insurance Reform Act of 2012 (Biggert-Waters), which significantly overhauled the National Flood Insurance Program (NFIP); and

**WHEREAS**, while ensuring the long-term solvency and long-term sustainability of the NFIP are valid goals of the US Congress, those goals must take into account the negative side-effects associated with Biggert-Waters flood mapping efforts including, but not limited to, the increased difficulties to conduct business, trade, and live in these shoreline communities throughout the Country, including communities along the Mississippi Gulf Coast, caused by such mapping; and

**WHEREAS**, shoreline communities that have undergone the FEMA and NFIP required process to revise their flood maps are discovering that the maps are flawed, inconsistent from one community to another and, effectively, have been improperly drawn; and

**WHEREAS**, communities that have recently had FEMA flood map changes, like communities all along the Mississippi Gulf Coast, will pay higher rates due to Biggert-Waters than communities in other areas of the Country that, though built at similar flood elevations, have not had recent flood map studies, or have had studies that are inconsistent with the findings in other but related areas; and, as a result of incomplete flood map studies and changes, communities like those along the Mississippi Gulf Coast will likely bear a larger burden of the NFIP program and thus suffer competitive trade and other disadvantages; and

**WHEREAS**, now, after receipt of a September of 2015 notice from FEMA to coastal cities, it appears that FEMA has remapped the Mississippi Gulf Coast yet again, even though there are large areas of the entire country that have yet to be mapped once, and that preliminary data shows this re-mapping is placing new areas of Mississippi in FEMA-created flood zones; and

**WHEREAS**, in an effort to achieve reasonable and deserved relief, certain communities have undertaken the arduous and expensive task of challenging the revised and amended flood maps, and are winning their challenges in cases where the communities can present well-prepared and drafted engineering studies in support of their position that the flood maps for their communities are not properly created; and

**WHEREAS**, individually, no Mississippi coastal community, city or county has the financial resources or wherewithal to undertake the required engineering studies, but together, the communities of the Mississippi Gulf Coast, with financial assistance from the state to fund the aforementioned studies, can work together to ensure that a consistent map for the entire Mississippi Gulf Coast and, indeed, our coastal region, is prepared and submitted to NFIP and FEMA as part of a regional challenge to the post-Katrina (i.e., current) flood maps currently governing the Mississippi Gulf Coast; and

**WHEREAS**, in an effort to mitigate the effects of Biggert-Watters, the full impact of which will likely now be triggered upon property owners in Coastal Mississippi due to the previously referenced remapping, and to ensure that flood maps governing the City of Pascagoula and other Mississippi Coastal communities are accurate, the City Council of the City of Pascagoula hereby urges the legislature of the State of Mississippi to appropriate funds to the Southern Mississippi Planning and Development District to help offset and fund the costs of engaging an expert engineer or engineers to remap the flood zones and flood elevations in the three coast counties (Harrison, Hancock, and Jackson) in order to facilitate and support a comprehensive challenge to the flood zones and elevations put in place by FEMA.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PASCAGOULA, MISSISSIPPI, AS FOLLOWS, TO WIT:**

**SECTION 1.** That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the City Council.

**SECTION 2.** That the City Council of the City of Pascagoula, Mississippi, hereby urges the Coast's state legislative delegation to actively pursue an appropriation in the amount of \$1,500,000.00 to the Southern Mississippi Planning and Development District to offset and fund the costs of engaging an expert engineer or engineers to study and remap the flood zones and flood elevations in the three coastal counties (Harrison, Hancock, and Jackson) in order to support and create a challenge to the flood zones and elevations as have been determined by FEMA to be applicable in the three coast counties.

**SECTION 3.** That this Resolution is hereby ordered to be spread on the minutes of the City Council, and to be in full force and effect immediately upon its passage and enactment according to law.

**SECTION 4.** That a copy of this resolution shall be provided to each member of the Coast Legislative Delegation, as follows: Representatives and Senators representing districts comprised, in whole or in part, of Hancock County, Harrison County and Jackson County, all located on the Mississippi Gulf Coast.

The above Resolution was introduced by Councilman Tadlock, seconded for adoption 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”. The Mayor then declared the Resolution adopted on the 2<sup>nd</sup> day of February, 2016.

\*\*\*\*\*

Eddie Williams, City Attorney, requested approval of NNS-SCO Agreement No. 45720 between Gulf South Pipeline Company, LP, and the City of Pascagoula effective April 1, 2016, through March 31, 2023. A brief discussion followed.

After comments, Mayor Blevins made a motion to approve the agreement between Gulf South Pipeline Company, LP, and the City of Pascagoula, subject to language modifications regarding storage capacity, and authorize the City Manager to execute the related documents. 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”.

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

(Mayor Blevins left the meeting at 8:05 p.m.)

\*\*\*\*\*

The next item for consideration was Budget Amendment # 16.08 in the General Fund for the Fire Department as recommended by Bobby Parker, City Clerk/Comptroller.

The budget amendment is spread on the minutes as follows:

<b>City of Pascagoula            Budget Amendment # 16.08            February 2, 2016</b>			
	<b><u>Current Budget</u></b>	<b><u>Budget Amendment</u></b>	<b><u>Amended Budget</u></b>
<b><u>General Fund</u></b>	-	-	-

-	-	-	-
<b><u>Revenues:</u></b>			
- <b><u>Miscellaneous:</u></b>			
- <b>Miscellaneous</b>	<b>84,096</b>	<b>397</b>	<b>84,493</b>
-			
<b>Total Revenues</b>	<b>84,096</b>	<b>397</b>	<b>84,493</b>
<b><u>Expenditures:</u></b>			
- <b><u>Fire Repair Service:</u></b>			
- <b><u>Supplies:</u></b>			
- <b>Equipment Parts</b>	<b>30,000</b>	<b>397</b>	<b>30,397</b>
-			
<b>Total Expenditures</b>	<b>30,000</b>	<b>397</b>	<b>30,397</b>
<b>Net Change in Fund Balance -</b>			
<b>General Fund</b>		-	
<b>To amend budget to provide expenditure authority for the repair of damages to Unit-14 and the related reimbursement.</b>			

Councilman Tadlock made a motion to approve the budget amendment as presented and recommended. The motion was seconded by Councilman Tipton and received the following vote: Mayor Blevins “ABSENT”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”. (Approved 2-2-16)

\*\*\*\*\*

The next item for consideration was Budget Amendment # 16.09 in the General Fund for the Economic Development Department as recommended by Bobby Parker, City Clerk/Comptroller.

The budget amendment is spread on the minutes as follows:

**City of Pascagoula  
Budget Amendment # 16.09  
February 2, 2016**

	<u>Current Budget</u>	<u>Budget Amendment</u>	<u>Amended Budget</u>
<b><u>General Fund</u></b>	-	-	-
- Revenues:	-		
<u>Miscellaneous:</u>			
Donations from Private Sources	61,436	300	61,736
- Total Revenues	61,436	300	61,736
Expenditures:			
<u>Economic Development:</u>			
<u>Other Services &amp; Charges:</u>			
Advertising - Other	10,000	300	10,300
Total Expenditures	10,000	300	10,300
Net Change in Fund Balance -			
General Fund		-	
<b>To amend budget to provide authority for increased advertising expenditures financed by private contributions for the TechTown event.</b>			

Councilwoman Simkins made a motion to approve the budget amendment as presented and recommended. The motion was seconded by Councilman Pickett and received the following vote: Mayor Blevins "ABSENT". Councilmen Hill "AYE", Jackson "AYE", Pickett "AYE", Simkins "AYE", Tadlock "AYE", and Tipton "AYE". (Approved 2-2-16)

\*\*\*\*\*

The next item for consideration was Budget Amendment # 16.10 in the Community Development Fund for the 2015 Justice Assistance Grant as recommended by Bobby Parker, City Clerk/Comptroller.

The budget amendment is spread on the minutes as follows:

<b>City of Pascagoula</b> <b>Budget Amendment # 16.10</b> <b>February 2, 2016</b>			
	<u>Current Budget</u>	<u>Budget Amendment</u>	<u>Amended Budget</u>
<b><u>Community Development Fund</u></b>	-	-	-
-	-		-
<b><u>Revenues:</u></b>			
- <b><u>Grants:</u></b>			
- <b>FY 2015 Justice Assistance</b>			
<b>Grant</b>	-	<b>14,283</b>	<b>14,283</b>
<b>Total Revenues</b>	-	<b>14,283</b>	<b>14,283</b>
<b><u>Expenditures:</u></b>			
<b><u>Community Development:</u></b>			
- <b><u>Other Services &amp; Charges:</u></b>			
- <b>FY 2015 Justice Assistance</b>			
<b>Grant</b>	-	<b>14,283</b>	<b>14,283</b>
<b>Total Expenditures</b>	-	<b>14,283</b>	<b>14,283</b>
<b>Net Change in Fund Balance -</b>			
<b>Community Development Fund</b>		-	
<b>To amend budget to provide expenditure authority for FY 2015 Justice Assistance Grant approved by Council on October 6, 2015 to be used for</b>			

the purchase of a police working dog.			
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Councilman Tadlock made a motion to approve the budget amendment as presented and recommended. The motion was seconded by Councilwoman Simkins and received the following vote: Mayor Blevins “ABSENT”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”.

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The next item for consideration was Budget Amendment # 16.11 in the General Fund for Police Training as recommended by Bobby Parker, City Clerk/Comptroller.

The budget amendment is spread on the minutes as follows:

<b>City of Pascagoula Budget Amendment # 16.11 February 2, 2016</b>			
	<u>Current Budget</u>	<u>Budget Amendment</u>	<u>Amended Budget</u>
<b><u>General Fund</u></b>	-	-	-
- <b><u>Revenues:</u></b>	-		-
- <b><u>Miscellaneous:</u></b>			-
- <b>Miscellaneous</b>	84,096	10,800	94,896
<b>Total Revenues</b>	84,096	10,800	94,896
<b><u>Expenditures:</u></b>			
- <b><u>Police Training:</u></b>			
- <b><u>Other Services &amp; Charges:</u></b>			
- <b>Training - Other</b>	3,750	10,800	14,550
<b>Total Expenditures</b>	3,750	10,800	14,550
<b>Net Change in Fund Balance - General Fund</b>		-	

<b>To amend budget to provide authority for increased training expenditures financed by reimbursements by the state.</b>		
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Councilman Hill made a motion to approve the budget amendment as presented and recommended. The motion was seconded by Councilman Pickett and received the following vote: Mayor Blevins “ABSENT”. Councilmen Hill “AYE”, Jackson “AYE”, Pickett “AYE”, Simkins “AYE”, Tadlock “AYE”, and Tipton “AYE”. (Approved 2-2-16)

(Mayor Blevins returned to the meeting at 8:10 p.m.)

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The next item for consideration was Budget Amendment # 16.12 in the General Fund for the Economic Development Department as recommended by Bobby Parker, City Clerk/Comptroller.

The budget amendment is spread on the minutes as follows:

<b>City of Pascagoula Budget Amendment # 16.12 February 2, 2016</b>			
	<u>Current Budget</u>	<u>Budget Amendment</u>	<u>Amended Budget</u>
<b><u>General Fund</u></b>	-	-	-
<b>-</b>	-		
<b>Expenditures:</b>			
<b><u>Economic Development:</u></b>			
<b><u>Other Services &amp; Charges:</u></b>			
<b>Professional Services - Other</b>	<b>155,000</b>	<b>9,500</b>	<b>164,500</b>
<b>Total Expenditures</b>	<b>155,000</b>	<b>9,500</b>	<b>164,500</b>
<b>Net Change in Fund Balance -</b>			
<b>General Fund</b>		<b>(9,500)</b>	

<b>To amend budget to provide expenditure authority for engineering services on the Riverfront Dock project approved by Council on October 20, 2015.</b>			
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Councilman Tipton made a motion to approve the budget amendment as presented and 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 2-2-16)

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The next item for consideration was a Resolution establishing Arts District in the City of Pascagoula as presented by Jen Dearman, Community and Economic Development Director.

The Council considered the following Resolution:

**RESOLUTION ESTABLISHING ARTS DISTRICT  
IN THE CITY OF PASCAGOULA**

**WHEREAS**, members of the local art community and particularly of the Singing River Art Association, have asked City officials to consider the possibility of establishing an “Arts District” within the Central Business District in the City of Pascagoula; and

**WHEREAS**, the purpose of establishing such a district is to promote the awareness of and support for arts in the City of Pascagoula; and

**WHEREAS**, the City of Pascagoula Comprehensive Plan and Strategic Plan call for the City to actively encourage development of arts and cultural pursuits in the downtown area; and

**WHEREAS**, the purpose of this resolution is to encourage the expansion of existing art venues in the area hereinafter defined; and

**WHEREAS**, these new, existing and expanded venues will increase the City’s reputation and market presence as a regional destination for arts activities, as well as opportunities and benefits for the citizens of the City:

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

**SECTION 1.** All of the matters and facts set forth in the foregoing preambles are hereby declared to be a factual determination by this City Council.

**SECTION 2.** There is hereby created in the City of Pascagoula an area to be known as the “Arts and Cultural District” which is described as follows:

Beginning at the intersection of the north margin of Orange Avenue with the east margin of Frederic Street for the Point of Beginning of the herein described tract; thence east along the north margin of Orange Avenue and an extension thereof to a point on the east margin of Pascagoula Street; thence south along the east margin of Pascagoula Street to the northwest corner of property belonging to the City of Pascagoula and now occupied by the Pascagoula Public Library (Library Lot); thence east along the north line of the Library Lot to the northeast corner thereof; thence south, following the eastern boundaries of the Library Lot, to the southeast corner thereof at its intersection with the north margin of Jackson Avenue; thence west along the north margin of Jackson Avenue to its intersection with the east margin of Pascagoula Street; thence west across Pascagoula Street to a point on the west margin of Pascagoula Street; thence southerly along the west margin of Pascagoula Street to its intersection with the north margin of Watts Avenue; thence westerly along the north margin of Watts Avenue and an extension thereof to a point on the east bank of the east prong of the Pascagoula River; thence northerly and along the east bank of the east prong of the Pascagoula River to its point of intersection with the north margin of Krebs Avenue as extended thereto; thence east along the north margin of Krebs Avenue as extended and along the actual north margin thereof to its intersection with the east margin of Frederic Street; thence north along the east margin of Frederic Street to the Point of Beginning. All of said land being located in Claim Section 5, Township 8 South, Range 6 West in Jackson County, Mississippi.

**SECTION 3.** A certified copy of this Resolution shall be forwarded to the President of the Singing River Art Association and to any and all other interested parties setting forth the Council’s actions and the creation of the new district.



Joe Huffman, City Manager, requested that the updated job description for the Assistant Comptroller position be removed from tonight's agenda.

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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 January 16, 2016, through January 28, 2016, has been presented to the City Council for allowance and approval.

**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 Pickett, 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 2<sup>nd</sup> day of February, 2016.

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Tracy Killiebrew and Ms. Ronnie Williams, both residents at Singing River Townhouse Apartments, 3401 Brooks Street, addressed the Council regarding the unsanitary living conditions at this location. Donovan Scruggs, City Planner, provided the Council with an update on the apartments and stated he has advised the new management and residents they will need to vacate the premises by Monday, February 8, 2016, due to the uninhabitable living conditions. A lengthy discussion followed. The City Manager advised he will meet with City staff and others in an effort to assist those who will be displaced.

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Joe Huffman, City Manager, introduced Donnie Carlson as the Interim Fire Chief. Mr. Carlson thanked the Council for this opportunity and also invited them to attend the retirement event for Robert O'Sullivan and Marvin Wright on February 13, 2016, at the Pascagoula Country Club.

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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”.

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Councilwoman Simkins made a motion to go into executive session for the purpose of discussing litigation issues involving PPM, prospective litigation with Knowles Construction Company, and prospective litigation regarding the Promenade Project. 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”. Mayor Blevins announced to the public and 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.

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During executive session, a discussion was held regarding the Beachfront Promenade Project and the concerns from property owners about the proposed shade structures and fire pit amenities.

After comments, Councilman Hill made a motion to authorize Jaci Turner, City Engineer, and Ben Smith, Brown, Mitchell & Alexander Engineering to withdraw the Department of Marine Resources permit request and relocate the fire pits and shade structures to City property. 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 2-2-16)

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Councilman Tipton made a motion to close the executive session and return to open session. 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”.

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The Council discussed the process for the appointment to the School Board of Trustees. This will be on the agenda for February 16, 2016.

Councilwoman Simkins commented on the need to work closely with the City’s boards and commissions in an effort to develop better interaction and expectations to move in the same direction. Mayor Blevins asked the City Manager to work on this request for the next Council planning session or earlier.

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There being no further business to come before the Council at this time, Councilman Tipton made a motion to recess until Tuesday, February 16, 2016, at 6:00 p.m. to transact such business as may lawfully come before the Council. 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".

The meeting ended at 9:40 p.m.

APPROVED:

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Harry J. Blevins, Mayor

ATTEST:

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Brenda J. Reed, Asst. City Clerk