

**RECESSED REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, DECEMBER 15, 2009, 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, December 15, 2009, at 6:00 p.m. Mayor Maxwell called the meeting to order with the following officials present:

Mayor Robert H. Maxwell
Councilman Joe Abston
Councilman Frank Corder
Councilman Jim Milstead
Councilman Robert Stallworth, Sr.
Councilman Harold Tillman, Jr.
Councilman George L. Wolverton, Sr.

City Manager Kay J. Kell
City Attorney Eddie Williams
City Clerk Brenda Reed

Mayor Maxwell welcomed everyone to the meeting. Councilman Corder then gave the invocation and the pledge of allegiance was recited before the commencing of business.

At this time, Councilman Corder recognized the winners of the City Christmas Decorating Contest and presented representatives with certificates and awards. He thanked everyone who participated in this fun event.

| | |
|---------------------------|---|
| 1st Place | Central Fire Station |
| 2nd Place | Community Development |
| 3rd Place | Utilities Accounting |
| Honorable Mention: | Police Dept. - Dispatch and Parks & Recreation Dept. |

John Jones and Janet Mabry addressed the Council regarding progress of the Jackson County Business Incubator Project. He advised they are doing really well with a new tenant from Pascagoula, MS. They thanked the Council for its support.

Councilman Corder made a motion to approve the quarterly payment of \$2,500.00 to the Institute for Compatible Development for the Jackson County Business Incubator Project for the first quarter of FY 2010. The motion was seconded by Councilman Abston and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

Jay Estes, representative of Eco-System, gave a presentation on NEMO, an educational program that addresses water quality through land use and natural resource planning. Municipalities can use it to assist them in meeting the public education requirements of their MS-4 Stormwater Permit and is required to be presented annually per the current permit. Mr. Estes gave a brief presentation on the project and provided a handout for the Council to review. He advised that Pascagoula has done an outstanding job the past several years and our program is in very good shape. He thanked the staff members who have worked on the project.

Jack Oppie, with Wolfe, McDuff, and Oppie, CPAs, addressed the Council regarding the FY08 audit report for Pascagoula. After providing an overview of the report, Councilman Stallworth made a motion to accept the FY08 audit report as presented. The motion was seconded by Councilman Wolverton and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

Minutes of the Planning Board meeting of December 9, 2009, and actions by the City Council are spread on the minutes as follows:

**REGULAR MEETING OF THE PASCAGOULA PLANNING BOARD
WEDNESDAY, DECEMBER 9, 2009, 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, December 9, 2009 at 6:00 P. M.

The following official(s) were present:

Linda Tillman
Stephen Parker
Leah Rollins
Joseph Odom
Wesley Smith (Vice-Chairman)
Roy Williams (Chairman)
Etienne Melcher

Other officials present:

| | |
|---|---------------------------------------|
| Susan Moore, Director of Code Enforcement | Eddie Williams, City Attorney |
| Brian Nelson, City Planner | Lesley Long, Administrative Assistant |

A. PUBLIC HEARINGS:

1. Wilton Turk – Continued from November 12, 2009 Planning Board Meeting

2313 Lewis Ave. The property is zoned R-2. The request is for a Special Use Permit to permit the construction of a 20' x 30' building for the operation of a Snowball & Snack Stand in an R-2 zone.

No one was present, so a decision was made to “**DISMISS**” the application.

COUNCIL ACTION:

This item was “**DISMISSED**” by the Planning Board; therefore, no action was required by the Council at tonight’s meeting.

2. Amy Knight

1946 Jackson Ave. The property is zoned R-2. The request is for a Special Use Permit to permit the operation of a day care center in an R-2 zone.

Mrs. Amy Knight was present to explain the application. Mrs. Knight stated she will place a fence around the proposed playground section including the air conditioner unit for child safety.

After hearing Mrs. Knight’s request, and there being no protest, a motion was made by Wesley Smith to “**APPROVE**” the application with the following stipulations:

1. All play items such as toys, bikes, games, etc; which are not permanently affixed to the property shall be properly stored in a location that is not visible from the street (Jackson Avenue) during the hours which the facility is not operating.
2. A fence shall be placed around proposed playground section and air conditioner unit for child safety.

The motion was seconded by Leah Rollins and the vote thereupon was as follows: Linda Tillman “**AYE**”, Roy Williams “**ABSTAINED**”, Leah Rollins “**AYE**”, Joseph Odom “**AYE**”, Wesley Smith “**AYE**”, Stephen Parker “**AYE**”, Etienne Melcher “**AYE**”.

The application will go to the City Council with the recommendation to “**APPROVE**” with stipulations.

COUNCIL ACTION:

Councilman Stallworth made a motion to “**APPROVE**” the variance request of Amy Knight with the stipulations noted above and as recommended by the Planning Board. The motion was seconded by Councilman Tillman and received the following vote: Mayor Maxwell “**AYE**”. Councilmen Abston “**AYE**”, Corder “**AYE**”, Milstead “**AYE**”, Stallworth “**AYE**”, Tillman “**AYE**”, and Wolverton “**AYE**”. (Approved 12-15-09)

B. OTHER MATTERS

1. **Kidney Disease Hypertension Centers PA**, Permission to erect a 3' x 3' directional sign at the north/west corner of Criswell Ave. and Telephone Rd. The sign will be located to the west of the street sign and will not cause any visibility problems for traffic.

The City Planner, Brian Nelson, addressed the Planning Board on this application. Mr. Nelson stated the proposed location of the sign will impose line of site issues; which may result in accidents at the intersection of Criswell and Telephone Roads. He also stated that the critical nature of the business conducted at the facility warrants identification on Telephone Road. Mr. Nelson recommended the sign, (to be provided by the applicant), be no more than an 18" x 18" sign and be affixed to the existing street sign at the intersection of Criswell and Telephone Roads. He also requested that the applicant submit specifications of the sign that includes color, letter height, and any other pertinent data to the Code Enforcement office for approval prior to its installation.

After hearing Mr. Nelson's request, and there being no protest, a motion was made by Leah Rollins to "APPROVE" the application for an 18" x 18" sign onto existing street sign at the intersection of Criswell and Telephone Roads. The motion was seconded by Linda Tillman and the vote thereupon was as follows: Linda Tillman "AYE", Roy Williams "ABSTAINED", Leah Rollins "AYE", Joseph Odom "AYE", Wesley Smith "AYE", Stephen Parker "AYE", Etienne Melcher "AYE".

The application will go to the City Council with the recommendation to "**APPROVE**" an 18" x 18" sign onto existing street sign at the intersection of Criswell and Telephone Roads.

COUNCIL ACTION:

Councilman Milstead made a motion to "APPROVE" the request of Kidney Disease Hypertension Centers PA, with an 18" x 18" sign onto the existing street sign at the intersection of Criswell Avenue and Telephone Road, as recommended by the Planning Board. The motion was seconded by Councilman Stallworth and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE".
(Approved 12-15-09)

Minutes of the Special Planning Board meeting held on December 14, 2009, are as follows:

**SPECIAL MEETING OF THE PASCAGOULA PLANNING BOARD
MONDAY, DECEMBER 14, 2009 AT 6:00 PM
CITY OF PASCAGOULA, MISSISSIPPI**

The Planning Board of the City of Pascagoula, Mississippi, met at City Hall in a Special Meeting on Monday, December 14, 2009 at 6:00 P. M.

The following official(s) were present:

Linda Tillman
Stephen Parker
Leah Rollins
Joseph Odom

Wesley Smith (Vice-Chairman)
Roy Williams (Chairman)
Etienne Melcher

Other officials present:

Susan Moore, Director of Code Enforcement
Brian Nelson, City Planner
Stephen Mitchell, Operations Manager

Eddie Williams, City Attorney
Lesley Long, Administrative Asst.

A. PUBLIC HEARINGS:

1. Trisomy Success LLC

Lot 29 (10 acres) 5102 Old Mobile Ave, Lot 28 (44.79 acres) & Lot 30 (21.29 acres).

The property is zoned R-2. The request is for a Special Use to allow a Planned Unit Development in an R-2 zone consisting of multi-family and single-family residential units and commercial uses. The Plan calls for 418 residential units and 61,125 square feet of retail and commercial development.

Mr. David Kelly, President of Urban Design Studio, was present to explain the application. Mr. Kelly stated the 76.08 acres of land will consist of 418 residential units and a 61,125 square feet Town Center which will feature local retailers, grocery, coffee shop and a Daycare to entice young families to retail and commercial development. Mr. Kelly stated the Townhomes will be 3 bedrooms, 3 bath homes ranging from 1450 to 1650 square feet with double garages. The Brownstone homes will be two (2) story homes with rear parking. There will be an Independent living facility for active retired individuals; however, there will be no medical assistance on-site. There will be Lofts over the Retail Center ranging from 1800 to 2000 square feet. The Town Center will be the only structure three (3) stories in height with approximately 150 feet from all residences. All retail will operate from approximately 6 a.m. to 9 p.m. daily. The Fuel Center will close daily at 9 p.m.; with the Daycare holding between 90 to 100 children. Mr. Kelly also stated the Amphitheater will be able to seat 4,000 to 4,500 people with on-site parking available during various activities such as concerts and arts and crafts. The Clubhouse will have a tennis court and swimming pool. There will be a RV and Boat parking area; which will also include 46 mini storage units. In addition, no parking will be allowed on the streets. The Garden and Estate homes will range from 1450 to 2000 square feet with 50' x 100' and 70' x 130' lots. Mr. Kelly stated they will also maintain a 30' tree buffer along the property line. Mr. Kelly stated this new development is not an affordable or workforce housing community and there are no income restrictions. He also stated the homes will be for sale at market-rate construction. He also stated the development will be constructed within a 24 month construction period with the retail being constructed first and the residential simultaneously over the 24-month period.

Mr. Roy Williams questioned whether the pond will be used to handle the water run-off. Mr. Kelly stated the ponds will be constructed to maintain a certain amount of water run-

off with additional landscaping than what the City requires. Mr. Stephen Parker questioned the elevation requirement.

Ms. Susan Moore, Director of Code Enforcement, stated the current land is approximately at 12' above mean sea level; with the new required flood elevation of 14' above mean sea level. Mr. Parker also questioned the safety of the residents of possible explosions due to Chevron and surrounding companies. Mr. Kelly stated nothing has been brought to his attention in this matter.

Mr. Mike Fondren, who represents the Hague's selling the property, and Mr. Doug Hague, grandson of Hague property owner, both spoke in favor of the application. Mr. Mark Cumbest, who represents the Hague family on the land listing, spoke in favor of the application. Mr. Cumbest stated this is a very worthy proposal which has a lot of money put into it. Mr. Leroy Smith, COO of Trisomy Success, stated the new development will create an amazing impact on the City to create jobs, a safe environment and a proud community.

Mr. Leonard Stewart, of 5201 Trailwood, stated the development is a good idea; however, the current drainage system is not up to standards causing flooding into surrounding existing homes.

Then Mr. Brian Nelson, City Planner, made a staff recommendation of approval with the following conditions: all access points shall be approved by City, storm water calculations shall be provided to the City; which show minimal or no additional run-off from proposed site onto adjacent properties. The property shall be landscaped in accordance with applicable City ordinances. Buildings more than two (2) stories in height shall be erected at a point on property as not to impose on surrounding properties. Retail operation shall cease by 9:00 p.m. daily, with any proposed exceptions brought back to the Planning Board and City Council for approval prior to operation.

At this time Mr. Joe Bosarge submitted a single page of concerns: (Development) - that the housing be single family ownership, that there be no commercial occupancies like a 7-Eleven store. (Old Mobile Hwy) - widen and add turning lanes, install curbing and sidewalks, improve drainage, install several 4-way stops. Mr. Bosarge also stated that Old Mobile Hwy. is a race track with speeding cars and does not think the development needs a gas station, Mr. Bosarge was also concerned with the rain water runoff onto existing properties due to required elevation for new construction. Roy Williams advised Mr. Bosarge that the developer will have to meet all guidelines and would not be allowed to put additional water onto neighboring properties.

Ms. Darlene Guthrie spoke in objection to the project, along with Ms. Hawkins from 5207 Old Mobile Hwy., having concerns with her children not being able to play outside as it is with the speeding traffic and not being able to get out of driveway. Mr. Kelly stated that they are talking with the City on doing a study to put in a traffic signal to help slow traffic down. The owner from 5119 Trailwood had a question on the buffer between the storage units and the residence on Trailwood, also if there would be any dumpsters on

site. Mr. Kelly stated that there would be at least a 10 to 15 foot buffer and a fence. He also stated that there would be no dumpsters on site. The resident from 5217 Old Mobile Hwy. also had concerns about traffic and her mailbox being hit 4 times, she also stated that she did not think that this was the best place for this type of project.

Mr. Brian Nelson spoke at this time in reference to the traffic issues. He stated that if this project did, or did not, go forward that the City would do a traffic study and try to get approval from the State to put a traffic signal in this area. Ms. Jackson from Old Mobile Hwy. also spoke in concern about taxes and property value. Mr. Roy Williams stated that the property value should go up and the tax base should go down. The owner of 4102 Pimlico wanted to know if there were going to be sidewalks on Arlington Street. Mr. Kelly advised her that they would only put sidewalks on their property.

Mr. Matt Parker asked if there were any tax breaks involved, Mr. Kelly advised not at this time. Mr. Joe Odom stated that it will increase property value but also was concerned with traffic issues. Ms. Leah Rollins understood their concerns with drainage issues however felt like this was a good thing for the City and that the drainage issues would be addressed. Mr. Kelly also stated that they were going to try and save as many of the older trees as possible.

After hearing from Mr. Kelly and a lengthy discussion by the Board, a motion was made by Leah Rollins to “APPROVE” the application with the following staff recommendations; all access points shall be approved by City, storm water calculations shall be provided to the City; which show minimal or no additional run-off from proposed site onto adjacent properties. The property shall be landscaped in accordance with applicable City ordinances. Buildings more than two (2) stories in height shall be erected at a point on property as not to impose on surrounding properties. Retail operation shall cease by 9:00 p.m. daily, with any proposed exceptions brought back to the Planning Board and City Council for approval prior to operation. The motion was seconded by Wesley Smith and the vote thereupon was as follows: Linda Tillman “AYE”, Roy Williams “ABSTAINED”, Leah Rollins “AYE”, Joseph Odom “AYE”, Wesley Smith “AYE”, Stephen Parker “AYE”, Etienne Melcher “AYE”.

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

COUNCIL ACTION:

Brian Nelson, City Planner, briefed the Council on the proposed project and recommendations from the Planning Board. David L. Kelly, President of Urban Design Studio, LLC, Brandon, MS, provided an overview of the project. He advised the project is not an affordable or workforce housing community. There are no income restrictions and the homes will be “for sale” and market rate construction. Several of the citizens who attended the Planning Board meeting also addressed the Council with their concerns regarding draining, traffic, etc.

After a lengthy discussion, Councilman Corder made a motion to “APPROVE” the special use permit for Trisomy Success, LLC, Lot 29 (10 acres) at 5102 Old Mobile

Avenue, Lot 28 (44.79 acres) and Lot 30 (21.29 acres) as recommended by the Planning Board and with the following stipulations:

- All access points shall be approved by City
- Storm water calculations shall be provided to the city which show minimal or no additional run-off from proposed site onto adjacent properties
- Property shall be landscaped in accordance with applicable city ordinances
- Buildings more than two stories in height shall be erected at a point on property as not to impose on surrounding properties
- Retail operations shall cease by 9:00 p.m. daily, with any proposed exceptions brought back to Planning Board and City Council for approval prior to operation

The motion was seconded by Councilman Wolverson and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverson "AYE". (Approved 12-15-09)

The following consent agenda items were then considered.

The first item for consideration was the minutes of the regular Council meeting held on December 1, 2009, as recommended by Brenda Reed, City Clerk.

Councilman Stallworth made a motion to adopt and approve minutes of the regular Council meeting of December 1, 2009, as recommended. The motion was seconded by Councilman Corder and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverson "AYE". (Approved 12-15-09)

Minutes of the Recreation Commission meeting held on December 2, 2009, were acknowledged by the Council.

Minutes of the Main Street Board and Committees meeting held on November 16, 2009, were acknowledged by the Council.

Next for consideration was a modification to the Mississippi Development Authority (MDA) Code Enforcement Grant as recommended by Aleta Raley, Grants Accounting Specialist. The overall budget amount has been increased by \$200,000.00 and the time has been extended to December 31, 2010. Councilman Milstead recommended designating someone to be in charge of property cleanups and then follow-up with those properties. He expressed concerns regarding several that he has submitted for review and it appears no action has been taken on them. A brief discussion followed.

Councilman Stallworth made a motion to approve the modification to the MDA Code Enforcement Grant for an increase of \$200,000.00 and time extension to December 31, 2010, as recommended and authorized the Mayor to execute the related documents. The motion was seconded by Councilman Corder and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

(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 Preventative Maintenance Contract for the weight room equipment at the Pascagoula Recreation Center with Deep South Technical Services, Inc., Madisonville, LA, at a rate of \$205.00 bi-annually as recommended by Darcie Crew, Parks and Recreation Director. The preventative maintenance agreement would be effective December 16, 2009, through December 15, 2010.

Councilman Stallworth made a motion to approve the Preventative Maintenance Contract for the weight room equipment at the Pascagoula Recreation Center with Deep South Technical Services, Inc., Madisonville, LA, at a rate of \$205.00 bi-annually as recommended and authorized the City Manager to execute the related documents. The motion was seconded by Councilman Corder and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

The agreement is spread on the minutes as follows:

Deep South Technical Services Inc.

454 Galatas Road
Madisonville, LA 70447
Office 985-845-1161 / Fax 985-845-1163

City of Pascagoula Rec Dept
2935 Pascagoula St
Billing PO DRAW 908 39568
Pascagoula, MS 39567

November 25, 2009

Amy Thompson

Deep South Technical Services, Inc.
454 Galatas Road
Madisonville, LA 70447
Office: (985)845-1161 Fax: (985) 845-1163
Email: deepsouthtecserv@bellsouth.net

Preventative Maintenance Contract
Preventative maintenance prices are uniquely designed for each customer facility.

Preventative maintenance includes: Opening up unit for complete inspection, lube, interior motor cleaning (vacuumed), and minor adjustments. We offer full warranty unit watch for all applicable upgrades. We follow up with a repair and parts proposal for your authorization, so that you can be aware of what units need repair, the approximate cost of the needed repairs on each unit, and so that you may keep a history on each unit. We will supply you with an equipment list form for you to refer to for model numbers, serial numbers, and unit numbers for quick reference.

All preventative maintenance and repairs are performed by licensed/certified technicians. Repairs are not included or performed in preventative maintenance contract.

We also give our customers the option to order their own parts. (Sometimes the manufacturer may be more apt to give a more substantial discount to the customer.) We offer staff training on how to perform daily, weekly, and monthly maintenance of the fitness equipment for regular upkeep between scheduled maintenance services. Labor charges at \$70.00/hour and travel charges at \$75.00/trip prices are locked with a signed maintenance contract and cannot increase for the life of the maintenance contract (12 months). Maintenance contracts can be voided or cancelled by either party with written notice within 30 days of set service. This account is net 45 days unless otherwise noted.

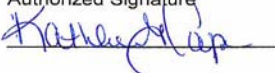
Preventative maintenance without a signed contract is completed as above only with the standard hourly labor and travel charges at the time of service.

Please circle the quantity of preventative maintenance you desire, sign below, and fax or email back to Deep South Technical Services, Inc.

Preventative maintenance for the listed equipment - \$205.00

Quarterly (Recommended) Bi-Annually Yearly

Authorized Signature



DATE November 25, 2009

Acceptance Signature

_____ DATE _____

(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 approval to extend the Annual Bid # 286 for zinc orthophosphate with Thornton, Musso & Bellemin, Inc., Zachary, LA, for an additional year at the same price of \$0.819 per pound as recommended by Steve Mitchell, Operations Manager. The new contract dates will be December 18, 2009, through December 17, 2010.

Councilman Stallworth made a motion to approve the annual contract extension for zinc orthophosphate (Annual Bid # 286) with Thornton, Musso & Bellemin, Inc. as recommended. The motion was seconded by Councilman Corder and received the following vote: Mayor

Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

The next item for consideration was approval to renew Annual Bid # 223 for street milling with Pandle, Inc., Pascagoula, MS, for an additional year at the same contract prices as recommended by Steve Mitchell, Operations Manager. The new contract dates will be December 7, 2009, to December 6, 2010. Prices are:

Per square yard with:

- 1" depth - \$1.40
- 2" depth - \$1.63
- 3" depth - \$1.82
- 4" depth - \$2.11
- 5" depth - \$2.61
- 6" depth - \$3.32

Councilman Stallworth made a motion to approve the renewal of Annual Bid #223 for street milling with Pandle, Inc. as recommended. The motion was seconded by Councilman Corder and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

The next item for consideration was approval to extend the contract for gas pipe (Annual Bid # 269) at the current contract prices with Consolidated Pipe and Supply Co., Inc., Mobile, AL, as recommended by Steve Mitchell, Operations Manager. The contract dates will be January 14, 2010, to January 13, 2011, with a one year renewal option remaining in effect.

Prices are:

- 5/8" - \$0.13/ft.
- 3/4" - \$0.22/ft.
- 1" - \$0.35/ft.
- 2" - \$0.79/ft.
- 3" - \$1.55/ft.
- 4" - \$2.55/ft.
- 6" - \$5.45/ft.

Councilman Stallworth made a motion to approve the extension of the contract for gas pipe (Annual Bid # 269) at the current contract prices listed above with Consolidated Pipe and Supply Co., Inc. as recommended above. The motion was seconded by Councilman Corder and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

The next item for consideration was a Resolution to set liens for property cleanup at 1204 Kenneth Avenue, 1410 Commanche Street, 4711 Navaho Street, 810 Lafayette Street, 3722 Warwick Street, and 4507 Agnes Street as recommended by the 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 said 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

| <u>Tax Parcel Number and Property Address</u> | <u>Owner(s) and Mailing Address</u> | <u>Described at the following Jackson County, MS, Deed Books and Pages</u> | <u>Cost of Cleaning</u> |
|--|--|---|--|
| 41702802.000 1204 Kenneth Ave. | John H. Green 3912 Scovel Ave. Pascagoula, MS 39581 | Deed Book 1074, Page 478 | \$5,193.00 |
| 41335262.000 1410 Commanche St. | Bette L. Stanzel And Allen A. Saicido 1203 13 th Street Pascagoula, MS 39567 | Deed Book 1418, Page 652 | \$4,314.00 |
| 41335215.000 4711 Navaho St. | Leon P. and Tanya Scott 273 Mable St. Lucedale, MS 39452 | Deed Book 1349, Page 496 | \$4,314.00 |
| 41625244.000 810 Lafayette St. | Federal Home Loan Mortgage Corp. c/o GMAC Mortgage, LLC 500 Enterprise Rd., Suite 150 Horsham, PA 19044 | Deed Bk 1583, Pg. 621 | \$5,930.00 |
| 41205330.000 3722 Warwick Street | Ebony Walker Unknown address | Deed Book 1257, Page 385 | \$5,262.00 |
| 40401136.000 4507 Agnes Street | Alexis Resources P.O. Box 351 Leavenworth, WA 98826 | Deed Book 1571, Page 67 | \$2,805.00 |

The above Resolution was introduced by Councilman Stallworth, seconded for adoption by Councilman Corder and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". The Mayor then declared the Resolution adopted on the 15th day of December, 2009.

The next item for consideration was a request to authorize the Community Development Director to submit a Notice of Intent to Apply for the Certified Local Government Grant FFY 2010 through the Mississippi Department of Archives and History (MDAH) as recommended by Harry Schmidt, Community Development Director.

Councilman Stallworth made a motion to authorize the Community Development Director and Mayor to execute the Notice of Intent to Apply for the Certified Local Government

Grant FFY2010 as recommended. The motion was seconded by Councilman Corder and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

(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 authorization for the Mayor to sign a letter to the Department of Public Safety granting Brent Gager signature authority on monthly reporting worksheets submitted for reimbursement for the COPS Technology Grant as recommended by Aleta Raley, Grants Accounting Specialist.

Councilman Stallworth made a motion to authorize the Mayor to sign a letter to the Department of Public Safety granting Brent Gager signature authority on monthly reporting worksheets submitted for reimbursement for the COPS Technology Grant as recommended. The motion was seconded by Councilman Corder and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

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

Financial reports for the month of November 2009 were filed by the City Clerk and acknowledged by the City Council.

The following new business items were then considered.

The City Manager requested approval of a budget amendment of \$35,000.00 for the annexation study as approved by the City Council on October 6, 2009.

The budget amendment is spread on the minutes as follows:

**City of Pascagoula
Budget Amendment # 10.10
December 15, 2009**

| | <u>Original Appropriation</u> | <u>Budget Amendment</u> | <u>Amended Budget</u> |
|--|-----------------------------------|-----------------------------|---------------------------|
|--|-----------------------------------|-----------------------------|---------------------------|

General Fund

Expenditures:

General Administration:

Other Charges:

| | | | |
|----------------------------|-------|----------|--------|
| Consulting services | 5,000 | 35,000 | 40,000 |
| Total Expenditures | 5,000 | 35,000 | 40,000 |
| Net Change in Fund Balance | | (35,000) | |

PURPOSE: To amend budget to provide expenditure authority for annexation study approved by Council on 10/6/09.

Councilman Corder made a motion to approve the budget amendment as presented above. The motion was seconded by Councilman Abston and received the following vote: Mayor Maxwell “AYE”. Councilmen Abston “AYE”, Corder “AYE”, Milstead “AYE”, Stallworth “AYE”, Tillman “AYE”, and Wolverton “AYE”. (Approved 12-15-09)

The City Manager requested authorization of travel for the Council to attend the 2010 Mississippi Gulf Coast Legislative Reception in Jackson, MS, on January 6, 2010.

Councilman Stallworth made a motion to authorize travel for the Council to attend the 2010 Mississippi Gulf Coast Legislative Reception in Jackson, MS, on January 6, 2010, as requested. The motion was seconded by Councilman Corder and received the following vote: Mayor Maxwell “AYE”. Councilmen Abston “AYE”, Corder “AYE”, Milstead “AYE”, Stallworth “AYE”, Tillman “AYE”, and Wolverton “AYE”. (Approved 12-15-09)

The next item for consideration was an updated job description for the City Clerk/Comptroller position (Labor Grade 123) as recommended by Bruce Knott, Human Resources Director. There is no labor grade change for this position. Mr. Knott recommended combining the two titles for statutory reasons.

Councilman Corder made a motion to approve the updated job description for the City Clerk/Comptroller position as recommended. The motion was seconded by Councilman Stallworth and received the following vote: Mayor Maxwell “AYE”. Councilmen Abston “AYE”, Corder “AYE”, Milstead “AYE”, Stallworth “AYE”, Tillman “AYE”, and Wolverton “AYE”. (Approved 12-15-09)

The job description is spread on the minutes as follows:



City of Pascagoula Job Description

City Clerk/Comptroller

| | | | |
|---------------------|-----------------|-----------------------|-------|
| DEPARTMENT: | Programs | LABOR GRADE: | 123 |
| EXEMPT(Y/N): | Yes | POSITION CODE: | 50060 |
| REPORTS TO: | Program Manager | | |

MEETING PERFORMANCE EXPECTATIONS

To perform this job successfully, an individual must perform each essential duty satisfactorily. The requirements listed below are representative of the knowledge, skills and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

SUMMARY:

This position is responsible for the day-to-day operations of the Finance Division, the City Clerk’s office, and the financial planning for the City of Pascagoula in accordance with all applicable laws and City of Pascagoula policies and procedures.

ESSENTIAL DUTIES AND RESPONSIBILITIES include the following:

- Plans, organizes and directs all operations of the Finance Division and City Clerk’s office, including the Utilities Billing department, Purchasing Department, Accounting Department and Assistant Comptroller.
- Serves as the auditor of the municipality by state law; oversees the filing of monthly financial reports with the City Council, ensures the distribution of budget reports to departments.
- Directs and participates in the development and implementation of municipal finance policies.
- Directs the development of budget preparation forms and procedures.
- Performs various financial internal audits as directed.
- Determines time schedule requirements to permit adequate development of operating budgets.
- Reviews and makes recommendations on finance division budget request.
- Reviews and coordinates policies, procedures and documents managed by the City Clerk’s office.
- Serves as Chief Financial Officer to the City Council and provides advice to city officials on financial matters.
- Attends all City Council and department head meetings to explain financial matters.
- Prepares and maintains various fiscal and accounting records, reports, and analyses.
- Supervises the maintenance of historical cost data.

- Directs the purchase of securities required by law and good business practice.
- Any other duties as required by State Law and as assigned by the Program Manager or City Manager.

The absence of specific statements of duties does not exclude those tasks from the position if the work is similar, related, or a logical assignment of the position.

QUALIFICATION REQUIREMENTS:

The requirements listed below are representative of the knowledge, skill and/or ability required to successfully perform the essential functions of this position.

SUPERVISORY REQUIREMENT:

This position directly supervises the City Clerk's office, Purchasing Agent, Utilities Business Manager, and Assistant Comptroller on a daily basis. This position indirectly supervises all employees of each of these divisions.

EDUCATION and/or EXPERIENCE:

A high school graduate or its equivalent and an undergraduate degree from an accredited college with major course work in accounting, business, or public administration is required, as well as, a CPA designation. Five (5) years or more progressively responsible experience in public finance administration is essential.

SPECIAL QUALIFICATIONS:

Thorough knowledge of the principles and practices of public finance administration and governmental accounting and auditing is required. Computer proficiency in MS Word and MS Excel is required; previous experience with MUNIS software is preferred. A valid driver's license is required.

LANGUAGE AND REASONING SKILLS:

Ability to understand written or oral instructions; read, analyze and interpret complex documents, instruction manuals, policies and procedures is essential. Strong interpersonal skills are required to ensure the ability to interact well with supervisors and elected officials. Excellent communication skills are required to effectively present information in a one-on-one and small group setting. The ability to work effectively and efficiently, under stressful conditions, to ensure deadlines are met is essential. Must have demonstrated, through prior work experience, the ability to identify and resolve complex problems, in a professional and courteous manner, while adhering to appropriate policy and procedure.

PHYSICAL DEMANDS:

The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job.

Work is primary sedentary and requires the ability to lift up to ten (10) pounds. Adequate vision; finger and hand dexterity is essential to operate computer software.

WORKING ENVIRONMENT:

The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job.

Work is primarily performed indoors is in an office setting. The noise level in the work environment is usually low to moderate. The stress level for this position is high.

The next item for consideration was a Code of Ethics for the City of Pascagoula as recommended by Bruce Knott, Human Resources Director. The proposed Code of Ethics is spread on the minutes as follows:

INTEROFFICE MEMORANDUM

TO: KAY KELL
COUNCIL MEMBERS
FROM: BRUCE E. KNOTT
SUBJECT: CODE OF ETHICS
DATE: 1/7/2010

CODE OF ETHICS

Employees of the City of Pascagoula have the trust of citizens who depend on a high level of service. This level of trust creates a special responsibility for the employees of the City of Pascagoula. Because of this, employees are expected to maintain a high level of ethical standards, to act with integrity in all public relationships and to always conduct themselves in a manner which maintains public confidence. This is accomplished by following the City of Pascagoula Code of Ethics.

Employees of the City of Pascagoula shall strive to always uphold the Constitution, laws and ordinances of the United States, State of Mississippi, and the City of Pascagoula, and shall also strive to be:

- I. Honest and trustworthy in what they say and write and in all professional relationships;
- II. Dedicated to providing quality services by being cooperative and constructive, and by making the best and most efficient use of available resources;
- III. Fair and considerate in the treatment of fellow employees and citizens, addressing concerns and needs with equity, granting no special favors;
- IV. Committed to accomplishing all tasks in a superior way, and abstaining from all job behaviors that may tarnish the image of the City of Pascagoula;
- V. Recognizing that public and political policy decisions are ultimately the responsibility of the City Council; and
- VI. Dedicated to services to improve the quality of life in the City of Pascagoula.

This Code of Ethics requires hard work, courage and difficult choices. In the long run, however, employees and citizens will always be better served by doing what is right rather than what is expedient.

Councilman Wolverton made a motion to approve the Code of Ethics for the City of Pascagoula as recommended. The motion was seconded by Councilman Stallworth and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE".
(Approved 12-15-09)

The Council then considered a bid award for an in-car digital video recording camera system (Bid #294) to the low bidder, TCS Ware, Pearl, MS, for \$199,995.00 as recommended by Kenny Johnson, Chief of Police. Mr. Johnson's recommendation letter is as follows:

MEMORANDUM

To: Kay Kell, City Manager
From: Kenny Johnson, Chief of Police
Date: November 23, 2009
Subject: Bid Acceptance for Digital Car Cameras

Friday, November 20, 2009 completed the bidding process for the in-car digital camera system and back officer server system. Three (3) companies turned in bids, which are: TCS Ware, Kustom Signal, and Digital Ally. The following are their bids:

TCS Ware; submitted a bid for the back office server system and one in-car digital camera system: \$29,928.00 (The lowest bidder overall). The back office server bid with backup server and access point wireless point was \$24,633.00, and the unit price per camera was \$5,295.00.

Kustom Signal; submitted a bid for the back officer server system and one in-car digital camera system: \$31,260.00. However, when adding the additional features as TCS Ware has done, the server system is 34,300.00 and the unit price per camera system is \$5,060.00. This company also has a clause in their bid that allows them to charge additional fees for the wireless access point.

Digital Ally; submitted a bid for one in-car digital camera system: \$3,895.00. This company did not submit a bid for the back office server system, which in my opinion is an incomplete bid according to our detailed bid specifications.

It is my recommendation that we go with **TCS Ware**. After the purchases have been completed, we should see an overall savings of about \$3,000.00 going with this company. If you concur with my recommendation, I will proceed further for the acceptance of bid to be placed on the next available Council Agenda. I will be available for further discussion in this matter if you wish.

Sincerely,

Kenny Johnson, Chief of Police

Kenny Johnson
Chief of Police
(228) 938-6688 phone
(228) 938-6745 fax
kennyj@cityofpascagoula.com

After discussion, Councilman Wolverton made a motion to award the low bid for the in-car digital video recording camera system to TCS Ware, Pearl, MS, as recommended. The motion was seconded by Councilman Corder and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

The next item for consideration was closeout documents, final summary change order for a deduction of \$206,895.00, and final payment of \$54,435.25 for the contract with J. E. Borries, Inc., Vancleave, MS, for the Hurricane Katrina Repairs to Round Island Beach Project as recommended by Jaci Turner, Program Manager, and Compton Engineering, Inc.

Councilman Stallworth made a motion to approve the closeout documents, final summary change order for a deduction of \$206,895.00, and final payment of \$54,435.25 for the contract with J. E. Borries, Inc., Vancleave, MS, for the Hurricane Katrina Repairs to Round Island Beach Project as recommended, authorized the City Manager to execute the associated documents, and authorized a manual check for final payment. The motion was seconded by Councilman Corder and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

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

Next were the closeout documents, final summary change order for a deduction of \$15,169.60, and final payment of \$14,036.83 on the contract with Vision Constructors, Inc., Gulfport, MS, for the Hurricane Katrina Phase II Repairs to the Pascagoula Recreation Center as recommended by Jaci Turner, Program Manager, and Compton Engineering, Inc.

Councilman Stallworth made a motion to approve the closeout documents, final summary change order for a deduction of \$15,169.60, and final payment of \$14,036.83 on the contract with Vision Constructors, Inc., Gulfport, MS, for the Hurricane Katrina Phase II Repairs to the Pascagoula Recreation Center as recommended, authorized the City Manager to execute the associated documents, and authorized a manual check for final payment. The motion was seconded by Councilman Abston and received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". (Approved 12-15-09)

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

The next item to be considered was the Façade Grant Program as recommended by Jaci Turner, Program Manager, which would use CDBG Entitlement Grant funding for improvements in the qualified area as described in the memo below.

MEMO

TO: City Council
FROM: Community Development
DATE: December 7, 2009
RE: Pascagoula Façade Grant Program

The City of Pascagoula proposes to establish a Façade Improvement Program with the assistance of funding from the Community Development Block Grant program. The intent of this program

is to increase the attractiveness of the City of Pascagoula, increase patronage of businesses, and attract more private investment in the City of Pascagoula. The City will provide funding at a matching rate of 60-40 up to \$10,000 to property owners included in the City of Pascagoula's project area. Therefore, if the City provides \$6,000 to a project, the grantee must provide \$4,000, and if the City provides \$10,000 to a project, the grantee must provide \$6,666 in cash to fund the project. These funds are to encourage the renovation or restoration of building facades on properties in the proposed project area. The City of Pascagoula's Façade Improvement Program will be an 18 month program with an estimated completion date of June 2011.

The property owner will give the City a temporary easement on the facade of their building allowing the local government to spend funds on its improvement. In exchange for this temporary easement, the grant funds help pay for the facade improvements. The advantages of this type of façade program are that it allows for a single source of project management, a single source of design, and a single source for construction. The single source of design, used in conjunction with the Main Street Program's Design Committee, ensures that all façade enhancements are sympathetic to the historic architectural heritage of their place. The single source of construction allows for dramatic cost savings since the contractor purchases all construction supplies for the entire enhancement project, rather than each property owner having to buy their own sign, door, windows, paint, awnings, etc. However, the biggest advantage to this approach is the ability for a downtown district to receive an overall appearance facelift in a short amount of time.

Process:

- Develop guidelines for the administration of the grant funds.
- Negotiate and hire design professional (will be facilitated through Mississippi Main Street).
- Develop application and select potential grant recipients. Review and selection will be coordinated between the Main Street Design Committee and Community Development.
- Design professional photographs subject properties and interviews each property owner/tenant to ascertain appropriate enhancement approach.
- Design professional develops renderings and technical recommendations for each facade.
- Community Development, design professional, and project engineer develop specifications and bid documents.
- Bid package submitted to contractors.
- Negotiate with and hire low bidder.
- Construction commences with oversight by administrative party and design professional.
- Punch list and project close out.

Budget:

Engineering & Project Management: \$1,000 - \$1,500/facade

Construction Allowance: \$5,000 - 10,000/facade

Project Area: Front and rear street facing facades in Downtown Pascagoula. The Downtown façade district for this program is within the area bounded by Krebs Avenue on the north,

Pascagoula Street on the east, Convent Avenue on the South, and the Pascagoula River on the west. Both sides of the boundary streets are considered within the Downtown district.

Total: Approximately 10 downtown facades, depending on scope of projects, as determined/multiplied by the number of facades being considered against the budget estimates noted above.

Schedule: Upon Council approval a Kick-off Meeting will be held at City Hall to explain the façade program to eligible businesses. Applications will be distributed at this meeting and will be available at City Hall, Community Development, and Main Street for thirty days.

What improvements qualify for funding through the program?

The following elements are encouraged in the context of a comprehensive façade renovation:

- Cleaning, repainting, patching, or re-siding of façade walls of buildings. This includes rear facades which face city streets.
- Installation or repair of awnings or canopies, where these can be both functional and meet the historical character of the City of Pascagoula.
- Replacing, repairing, or relocating storefronts, doors, windows, parapets or cornices, including the removal of extraneous elements or exterior finishes or materials that are not in agreement with the historical character of the City of Pascagoula.
- Installation or repair of exterior lighting and perpendicular hanging signs.

The following elements are ineligible:

- Interior improvements.
- Roof repairs, except those portions that directly abut to a new or renovated façade.
- Removal of architecturally important features.
- Sidewalk repairs (these will be addressed by the City).
- Alarm systems.
- New building construction
- Electrical work that involves more than providing service to the façade.
- Any items that are not in compliance with the adopted Pascagoula city ordinances.

Who is eligible to participate in the program?

- Applicants must be property owners or tenants operating retail businesses, restaurants, service establishments or offices (tenants must have a façade easement signed by the property owner).
- Properties must be up to date on all City of Pascagoula taxes (including property tax and the City's Business License) prior to participation in the program.
- Applicants must comply with all state and local laws and regulations pertaining to licensing and permits.

Grant Awards and Project Process

- A City of Pascagoula Façade Improvement Program application must be completed and submitted to the City of Pascagoula.
- Along with the application, the property owner must sign a deed of façade easement. The easement requires the proper maintenance of the façade improvements for a period of five (5) years after the completion of the improvement.
- The City of Pascagoula will procure for architects to provide architectural services for the Façade Improvement Program.
- The Architect will survey the existing building conditions and work with the property owner/tenant to develop a schematic design of potential improvements that are maintained within the proposed façade improvement budget.
- Upon approval, a program documents detailing designs for the new facades will be developed.
- The City of Pascagoula will bid out construction of the façade improvements.
- The Architect and the City of Pascagoula will provide oversight of the construction.
- The property owner must maintain the façade improvements as the project is set forth in the deed of façade easement for a period of five (5) years.

After a brief discussion, Councilman Corder made a motion to approve the Façade Grant Program as recommended. The motion was seconded by Councilman Wolverton and received the following vote: Mayor Maxwell “AYE”. Councilmen Abston “AYE”, Corder “AYE”, Milstead “AYE”, Stallworth “AYE”, Tillman “AYE”, and Wolverton “AYE”.
(Approved 12-15-09)

The Order for the docket of claims is spread on the minutes as follows:

ORDER

WHEREAS, the attached docket of claims for the period of November 25, 2009 through December 11, 2009, has been presented to the City Council for allowance and approval; and

WHEREAS, the below claim numbers 11-13-01, and 11-25-02, and 1103 have also been presented to the City Council for allowance and approval:

| <u>November 13, 2009</u> | | <u>Claim # 11-13-01</u> |
|--------------------------|------------------------|-------------------------|
| 010 | General Fund | \$ 407,765.64 |
| 180 | Code Enforcement Grant | 1,197.48 |
| 400 | Pascagoula Utilities | 31,768.85 |
| 475 | Transfer Station | 10,886.48 |
| 480 | Solid Waste Mgmt. | <u>547.85</u> |

Total \$ 452,166.30

November 25, 2009

Claim # 11-25-02

| | | |
|-----|------------------------|----------------------|
| 010 | General Fund | \$ 422,573.81 |
| 180 | Code Enforcement Grant | 1,015.31 |
| 400 | Pascagoula Utilities | 31,488.66 |
| 475 | Transfer Station | 11,670.80 |
| 480 | Solid Waste Mgmt. | <u>530.72</u> |
| | Total | \$ <u>467,279.30</u> |

Miscellaneous Claim

Claim # 1103

| | | |
|------|---------------------|----------------------|
| 1000 | City Share FICA | \$ 45,509.77 |
| 1100 | City Share Medicare | 10,643.50 |
| 7000 | City Share PERS | <u>89,130.31</u> |
| | Total | \$ <u>145,283.58</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.

Councilman Stallworth made a motion to approve the Order for the docket of claims, excluding Brenda Kitchens for \$320.00 on page 3 of the Claims Report and Our Daily Bread for \$7,500.00 on page 15 of the Claims Report, as recommended. Councilman Tillman seconded the motion which received the following vote: Mayor Maxwell "AYE". Councilmen Abston "AYE", Corder "AYE", Milstead "AYE", Stallworth "AYE", Tillman "AYE", and Wolverton "AYE". The Mayor then declared the Order adopted, as amended, on the 15th day of December, 2009.

Councilman Abston made brief comments regarding the upcoming School Board appointment. He also thanked Steve Loper for the tree he donated. Councilman Abston encouraged everyone to shop in Pascagoula. He recommended an alternate date for the Christmas parade in 2010 since this year's parade was cancelled due to bad weather.

Several Council members wished everyone a Merry Christmas and a Happy New Year. Councilman Tillman requested our prayers for William “Buff” Dunnam (Code Enforcement employee) due to his recent heart attack.

There being no further business to come before the Council at this time, Councilman Stallworth made a motion to adjourn. Councilman Corder seconded the motion which received the following vote: Mayor Maxwell “AYE”. Councilmen Abston “AYE”, Corder “AYE”, Milstead “AYE”, Stallworth “AYE”, Tillman “AYE”, and Wolverton “AYE”.

The meeting adjourned at 7:05 p.m.

APPROVED:

Robert H. Maxwell, Mayor

ATTEST:

Brenda J. Reed, City Clerk