

CITY OF BYRAM
MINUTES OF REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
THURSDAY, AUGUST 22, 2013
MUNICIPAL BOARD ROOM, 5901 TERRY ROAD

WELCOME AND CALL TO ORDER Mayor Richard White

ROLLCALL City Clerk Angela Richburg

Present: Richard White, Mayor
Jim Moser, Alderman Ward 1
Diandra Hosey, Alderman Ward 2
Theresa Marble, Alderman Ward 3
Teresa Mack, Alderman Ward 4
Wanda Smith, Alderman Ward 5
D. L. Ford, Alderman Ward 6
Richard Cook, Mayor Pro Tem
Attorney John Scanlon
Angela Richburg, City Clerk

APPROVAL TO AMEND AGENDA

MOTION made by Alderman Hosey and **SECONDED** by Alderman Smith to approve to amend the agenda to include: the Next Door Program, the Unofficial Byram Facebook Page and MS Livable Communities Summit **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF CONSENT AGENDA

- a. Minutes of the Special Work Session of the Mayor and Board of Aldermen Held on August, 6, 2013
- b. Minutes of the Regular Meeting of the Mayor and Board of Aldermen Held August 8, 2013
- c. Minutes of the Special Work Session of the Mayor and Board of Aldermen Held on August 13, 2013
- d. Minutes of the Special Work Session of the Mayor and Board of Aldermen Held on August 15, 2013
- e. Order to Levy Tax Millage for Fiscal Year ending September 30, 2014 (attached)
- f. \$435.50 estimated Travel Expenses for Mayor Richard White to attend MS Municipal League Board of Directors meeting in Starkville, MS on September 19 and 20, 2013
- g. \$124,970.85 for CDBG – Lake Ridgelea Sewer Project Requisition #7:
 - Sample Hicks & Associates \$4,750.00 (300-320-601)
 - Hemphill Construction Company \$89,573.85 (300-320-907)
 - Guest Consulting \$30,647.00 (300-320-602)
- h. \$13,627.55 to Superior Asphalt for Pay Request #1 for Gary Road, Project #STP-7315-00(0041) (310-301-912)

- i. \$120.00 Registration to MS Assoc. of Personnel Administrators and estimated travel expenses for Shirley Henderson to attend HR: Break Through To Excellence Conference in Tupelo, MS, October 1 – 4, 2013
- j. \$1,758.00 to Leads Online, renewal for annual Total Track Service Package for FY 13/14 (001-200-681)
- k. Officer Amanda Johansson's change in present position as Police Recruit to full-time Law Enforcement Officer, salary increase to \$28,700.00 per year/ \$13.80 per hour plus Education pay of .62 per hour, effective 08/19/2013
- l. \$395.00 to Center for Government & Community Development for Nekesha Moore to attend 9011 Fall Training Seminar and \$344.00 estimated travel expenses on October 13 – 16, 2013 at MS State, MS (001-200-610/611, FY 13/14 Budget)
- m. \$395.00 to Center for Government & Community Development for Tricia Crotwell to attend 9011 Fall Training Seminar and \$344.00 estimated travel expenses on October 13 – 16, 2013 at MS State, MS (001-200-610/611, FY 13/14 Budget)
- n. \$170.00 Registration and estimated travel expenses for Angela Richburg to attend Master Academy & Committee Workshops in Starkville, MS on September 22 – 25, 2013 (001-140-610/611)

MOTION made by Alderman Moser and **SECONDED** by Alderman Cook for the approval of the Consent Agenda **MOTION UNANIMOUSLY APPROVED**

The Next Door Program, no action taken.

Unofficial Byram Facebook Page, Mrs. Melanie of Melanie's was asked to approach the Board of Alderman in regards to her experience. No action taken.

APPROVAL OF MS LIVABLE COMMUNITIES SUMMIT

MOTION made by Alderman Marble and **SECONDED** by Mayor Pro Tem Cook to approve Alderman Smith and Alderman Marble to attend the two (2) day summit in Jackson, MS for the registration of \$100.00 per person on October 21 and 22, 2013 **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF CLAIMS

MOTION made by Mayor Pro Tem Cook and **SECONDED** by Alderman Smith to approve the Claims for July 27 through August 9, 2013 in the amount of \$714,218.47 **MOTION PASSED 5 - 2, ALDERMAN HOSEY, ALDERMAN MARBLE, ALDERMAN MACK, ALDERMAN SMITH AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN MOSER AND ALDERMAN FORD VOTING NAY**

APPROVAL OF REVELL HARDWARE CLAIMS

MOTION made by Alderman Moser and **SECONDED** by Alderman Smith to the approve the Revell Hardware Claims for July 27 through August 9, 2013 in the amount of \$199.25 **MOTION PASSED 5 - 1 ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MARBLE,**

ALDERMAN MACK AND ALDERMAN SMITH VOTING AYE, ALDERMAN FORD VOTING NAY AND MAYOR PRO TEM COOK RECUSED HIMSELF FROM ANY DISCUSSION OR ACTION ON THIS CLAIM AND PHYSICALLY ABSENTED HIMSELF FROM ALL SUCH DISCUSSION OR ACTION. Mayor Pro Tem Cook took this action, not because of any actual conflict of interest.

PURCHASE APPROVAL FOR DELL UPS NETWORK MANAGEMENT CARD

MOTION made by Mayor Pro Tem Cook and **SECONDED** by Alderman Moser to approve the purchase of a Dell UPS Network Management Card, Innovative Computer Solutions Proposal #1024 in the amount of \$2,830.00 **MOTION UNANIMOUSLY APPROVED**

APPROVAL TO AMEND ORDINANCE ESTABLISHING A PLANNING AND ZONING COMMISSION

MOTION made by Alderman Ford and **SECONDED** by Alderman Hosey to amend the Amended Ordinance Establishing a Planning and Zoning Commission for the City of Byram to include that Aldermen must nominate a Commissioner within their own Ward **MOTION PASSED 4 – 3 ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN FORD AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN MARBLE, ALDERMAN MACK, AND ALDERMAN SMITH VOTING NAY**

APPROVAL OF AMENDED ORDINANCE ESTABLISHING A PLANNING AND ZONING COMMISSION

MOTION made by Alderman Ford and **SECONDED** by Mayor Pro Tem Cook to approve the Amended Ordinance Establishing a Planning and Zoning Commission for the City of Byram (attached) **MOTION PASSED 6 – 1 ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MACK, ALDERMAN SMITH, ALDERMAN FORD AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN MARBLE VOTING NAY**

MAYOR VETO

The Amended Ordinance Establishing a Planning and Zoning Commission for the City of Byram was vetoed by **Mayor Richard White** as of August 29, 2013, see attached.

ACCEPTANCE OF LIVE OAK TREES FOR CITY HALL

MOTION made by Alderman Marble and **SECONDED** by Alderman Smith to approve the donation of four (4) Live Oak Trees for City Hall from Mr. & Mrs. Kenny Oates **MOTION UNANIMOUSLY APPROVED**

Potential utility acquisition, no action taken.

CLOSED SESSION

MOTION made by Alderman Moser and **SECONDED** by Alderman Smith to go into Closed Session to determine whether an Executive Session is warranted **MOTION UNANIMOUSLY APPROVED**

EXECUTIVE SESSION

MOTION made by Alderman Cook and **SECONDED** by Alderman Hosey to go into Executive Session regarding active litigation in regards to Jeff Savell & Creston Drive of Barrington **MOTION UNANIMOUSLY APPROVED**

ADJOURN EXECUTIVE SESSION

MOTION made by Alderman Moser and **SECONDED** by Alderman Smith to adjourn Executive Session **MOTION UNANIMOUSLY APPROVED**

JEFF SAVELL MATTER

MOTION made by Alderman Hosey and **SECONDED** by Alderman Smith to stop COO, issue stop on work orders and not issue future permits for Jeff Savell upon legal approval **MOTION PASSED 5 - 1, ALDERMAN HOSEY, ALDERMAN MARBLE, ALDERMAN MACK, ALDERMAN SMITH, ALDERMAN FORD AND MAYOR PRO TEM COOK VOTING AYE AND ALDERMAN MOSER RECUSED HIMSELF FROM ANY DISCUSSION OR ACTION ON THIS CLAIM AND PHYSICALLY ABSENTED HIMSELF FROM ALL SUCH DISCUSSION OR ACTION.** Alderman Moser took this action, not because of any actual conflict of interest.

ADJOURN

MOTION made by Alderman Hosey and **SECONDED** by Mayor Pro Tem Cook to Adjourn **MOTION UNANIMOUSLY APPROVED**

APPROVED:Signed/By: Richard White, Mayor Date: September 12, 2013

ATTEST: Signed/By: Angela Richburg, City Clerk Date: September 12, 2013