

**CITY OF BYRAM**  
**MINUTES OF REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN**  
**THURSDAY, AUGUST 8, 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 OF CONSENT AGENDA**

- a. Minutes of the Regular Meeting of the Mayor and Board of Aldermen Held on July 25, 2013
- b. Minutes of the Work Session of the Mayor and Board of Aldermen Held on August 1, 2013
- c. Minutes of the Recessed Regular Meeting of the Mayor and Board of Aldermen on July 25, 2013 Reconvened on August 1, 2013
- d. \$9,129.30 to Guest Consultants, Invoice #1 for Professional Services on the Gary Road Project (310-301-602)
- e. \$4,240.00 to Power DMS, Invoice #6800 for Annual Power DMS.com subscription fee and Standards Assessment License (001-200-650)
- f. \$184,590.70 to Paul Jackson and Sons for Pay Application #5 for the construction of the Central Fire Station (310-260-901)
- g. Acceptance of Homeland Security Grant in the amount of \$2,000.00 to be used for Citizen Emergency Response Training Course

**MOTION** made by Alderman Moser and **SECONDED** by Alderman Marble for the approval of the Consent Agenda less items d and f for individual vote **MOTION UNANIMOUSLY APPROVED**

**APPROVAL OF GUEST CONSULTANTS, INC CLAIM**

**MOTION** made by Alderman Marble and **SECONDED** by Alderman Hosey to approve the Guest Consultants, Inc. claim for professional services on the Gary Road Project in the amount of \$9,129.30 **MOTION UNANIMOUSLY APPROVED**

**APPROVAL OF PAUL JACKSON AND SONS CLAIM**

**MOTION** made by Alderman Marble and **SECONDED** by Alderman Smith to approve the Paul Jackson and Sons claim for the Central Fire Station, pay application #5 in the amount of \$184,590.70 **MOTION PASSED 5 - 1 ALDERMAN MOSER, ALDERMAN MARBLE, MAYOR PRO TEM COOK, ALDERMAN MACK AND ALDERMAN SMITH VOTING AYE, ALDERMAN FORD VOTING NAY AND ALDERMAN HOSEY RECUSED HERSELF FROM ANY DISCUSSION OR ACTION ON THIS CLAIM AND PHYSICALLY ABSENTED HIMSELF FROM ALL SUCH DISCUSSION OR ACTION.** Alderman Hosey took this action, not because of any actual conflict of interest.

#### **APPROVAL OF PRELIMINARY SITE PLAN FOR CENTER POINTE ENERGY**

**MOTION** made by Alderman Marble and **SECONDED** by Alderman Smith to approve the Preliminary Site Plan for Center Point Energy to be located at 300 Executive Boulevard, contingent upon the three (3) City reviewed comments:

1. What kind of material is proposed for the storm drains? The City of Byram development regulations allow concrete or high density polypropylene pipe material.
2. The City of Byram will need a letter from the City of Jackson agreeing to provide water to this development.
3. The City of Byram will need a letter from Forest Woods Utilities agreeing to provide sewer to the development.

**MOTION UNANIMOUSLY APPROVED**

#### **APPROVAL OF REZONING OF SWINGING BRIDGE RV PARK FROM RM TO S1, WITH CONDITIONAL USE**

**MOTION** made by Alderman Moser and **SECONDED** by Alderman Smith to approve the rezoning of the Swinging Bridge RV Park from RM-Manufactured Home to S1-Special Use District with Conditional Use to operate a Planned Area Development and to allow two (2) existing cottages to remain. Zoning and Planning Commission recommended approval. There will be no cost to the City. Mr. Paul Smith owner of the RV Park spoke regarding the Conditional use of the Planned Area Development to allow the existing cottages to remain. **MOTION UNANIMOUSLY APPROVED**

#### **APPROVAL OF CLAIMS**

**MOTION** made by Alderman Marble and **SECONDED** by Alderman Smith to approve the Claims for July 15 through 26, 2013 in the amount of \$781,570.13 **MOTION PASSED 6 - 1 ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MARBLE, MAYOR PRO TEM COOK, ALDERMAN MACK AND ALDERMAN SMITH VOTING AYE, AND ALDERMAN FORD VOTING NAY**

#### **APPROVAL OF REVELL HARDWARE CLAIMS**

**MOTION** made by Alderman Smith and **SECONDED** by Alderman Marble to the approve the Revell Hardware Claims for July 15 through 26, 2013 in the amount of \$337.57 **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.

**No action taken on the Amendment of the Ordinance Establishing the Zoning and Planning Commission**

**CLOSED SESSION**

**MOTION** made by Alderman Marble 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 Mayor Pro Tem Cook and **SECONDED** by Alderman Smith to go into Executive Session regarding potential litigation regarding a zoning summons and complaint **MOTION UNANIMOUSLY APPROVED**

**AUTHORIZATION FOR PYLE, MILLS & DYE TO FILE A MOTION FOR DISMISSAL**

**MOTION** made by Alderman Cook and **SECONDED** by Alderman Moser to authorize Pyle, Mills and Dye to file a motion of dismissal of the zoning summons and complaint **MOTION UNANIMOUSLY APPROVED**

**ADJOURN EXECUTIVE SESSION**

**MOTION** made by Alderman Marble and **SECONDED** by Mayor Pro Tem Cook to adjourn Executive Session **MOTION UNANIMOUSLY APPROVED**

**ADJOURN**

**MOTION** made by Alderman Marble and **SECONDED** by Alderman Moser to Adjourn **MOTION UNANIMOUSLY APPROVED**

APPROVED: Signed/By: Richard White, Mayor Date: August 29, 2013

ATTEST: Signed/By: Angela Richburg, City Clerk Date: August 29, 2013