

**CITY OF BYRAM  
MINUTES OF REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN  
THURSDAY, JUNE 13, 2013  
MUNICIPAL BOARD ROOM, 121 SOUTHPOINTE DRIVE**

**WELCOME AND CALL TO ORDER** Mayor Nick Tremonte

**ROLLCALL** City Clerk Angela Richburg

Present: Nick Tremonte, Mayor  
Amy Douglas, Alderman  
Kent Alday, Alderman  
D. L. Ford, Alderman  
Theresa Marble, Alderman  
Attorney Jerry Mills  
Absent: Richard White, Mayor Pro Tem

**RESOLUTIONS FOR COMMANDERS ERRINGTON AND HAYMAN**

**MOTION** made by Alderman Douglas and **SECONDED** by Alderman Alday to approve and present Resolutions for Outstanding Job Performance to Commander David Errington and Commander Ford Hayman **UNANIMOUSLY APPROVED**

**AMEND AGENDA**

**MOTION** made by Alderman Douglas and **SECONDED** by Alderman Marble to amend the Agenda to include discussion of the Gary Road Improvement bid opening and to remove item G for vote on June 27, 2013 **MOTION UNANIMOUSLY APPROVED**

**AMEND AGENDA**

**MOTION** made by Alderman Alday and **SECONDED** by Alderman Douglas to amend the Agenda to vote separately on item F **MOTION UNANIMOUSLY APPROVED**

**APPROVAL OF CONSENT AGENDA**

- a) Minutes of the Regular Meeting of the Mayor and Board of Aldermen Held on May 23rd, 2013
- b) Minutes of the Work Session of the Mayor and Board of Aldermen Held on June 6, 2013
- c) \$740.00 Innovative Computer Solutions, Inc., Proposal 947 for Veeam Support, 3 year subscription (various)
- d) \$352.00 to Jones Walker LLP for invoice #655676 for Annual Report Concerning Outstanding Bonds (310-000-392)
- e) \$830.00 to pat Wilson and Marilyn Avery Machine Specialist/Technician each for voting machines preparation and services rendered (001-195-612)
- f) Approval to hire City Hall Receptionist at a rate of \$10.58 per hour with full benefits to start immediately
- g) Approval of Asset List (attached)
- h) Approval to removal from the Asset List: Platform that was installed in Suite F, Room Partition installed in Suite E and one (1) Motorola Pager #00502

- i) Approval to dispose of three (3) Dell Printers donated to the City by MS Development Authority that no longer work
- j) \$440.00 - \$235.00 Registration and \$205.00 estimated travel expenses for Linda White to attend the MML Annual Conference in Biloxi, MS on July 15 – 17, 2013 (001-140-611/610)
- k) \$351.47 estimated travel expenses for Det. C. Cooper to attend the ALERRT Training Class in Tunica, MS, June 23-25, 2013 (001-200-610)
- l) \$351.47 estimated travel expenses for Det. J. Nelson to attend the ALERRT Training Class in Tunica, MS, June 23-25, 2013 (001-200-610)
- m) \$25,720.00 to Bodie Construction and \$3,900.00 for City supplied materials for Storm Drain Replacement on Meagan Drive (001-301-908)
- n) \$12,054.20 CDBG Project #1127-10-432-FP-0 Lake Ridgelea, Requisition #4, \$5,750.00 to CDBG and \$6,304.20 to Hemphill Construction Co. (300-320-601/907)

**MOTION** made by Alderman Alday and **SECONDED** by Alderman Douglas to approve the Consent Agenda less items g and f for separate vote **MOTION UNANIMOUSLY APPROVED**

### **APPROVAL TO HIRE CITY HALL RECEPTIONIST**

**MOTION** made by Alderman Alday and **SECONDED** by Alderman Douglas to approve the hire of Mrs. Sharon Collins as City Hall Receptionist effective immediately with full benefits at an hourly rate of \$10.58 contingent upon her clear drug screen with an unpaid preplanned family trip August 7<sup>th</sup> through 23<sup>rd</sup>, 2013. **MOTION UNANIMOUSLY APPROVED**

### **ARCHITECTURAL DESIGN APPEAL, 7118 SIWELL ROAD**

**MOTION** made by Alderman Alday and **SECONDED** by Alderman Ford to accept the as built structure for occupancy as recommended by Zoning and Planning Board with the condition of being revocable if the City is not provided with as built plans within thirty (30) days **MOTION FAILED 1 – 3 ALDERMAN FORD VOTING AYE AND ALDERMAN ALDAY, ALDERMAN DOUGLAS AND ALDERMAN MARBLE VOTING NAY**

### **ACCEPTANCE OF ARCHITECTURAL DESIGN APPEAL, 7118 SIWELL ROAD**

**MOTION** made by Alderman Alday and **SECONDED** by Alderman Douglas that the enforcement of the Certificate of Occupancy requirement be stayed until the Zoning and Planning Commission Chairman Richard Matthews is provided with an architectural drawing of the building as it is architecturally corrected to comply with the Architectural Design Standards as adopted by Ordinance on July 14, 2011, and reviewed by the City of Byram Zoning and Planning Commission **MOTION UNANIMOUSLY APPROVED**

### **APPROVAL OF REZONING OF A PARTICULAR PARCEL TO C1**

**MOTION** made by Alderman Douglas and **SECONDED** by Alderman Marble to amend the text of the Zoning Ordinance and Map to rezone 4149 South Siwell Road from A-1 Agricultural District to C-1, Neighborhood Commercial District **MOTION PASSED 3 – 1 ALDERMAN ALDAY, ALDERMAN DOUGLAS AND ALDERMAN MARBLE VOTING AYE AND ALDERMAN FORD VOTING NAY**

**APPROVAL OF SITE PLAN AND ARCHITECTURAL DESIGN FOR COMMERCIAL BUILDING aka LINDSEY CLAIRE'S DANCE STUDIO**

**MOTION** made by Alderman Marble and **SECONDED** by Alderman Douglas to approve the site plan and architectural design for proposed commercial building aka Lindsey Clair's Dance Studio **MOTION UNANIMOUSLY APPROVED**

**APPROVAL OF CLAIMS**

**MOTION** made by Douglas and **SECONDED** by Alderman Alday to approve the Claims for May 21 through June 03, 2013 in the amount of \$121,584.49 **MOTION PASSED 3 – 1 ALDERMAN ALDAY, ALDERMAN DOUGLAS AND ALDERMAN MARBLE VOTING AYE AND ALDERMAN FORD VOTING NAY**

**APPROVAL OF RESOLUTION APPOINTING VOTING DELEGATES**

**MOTION** made by Alderman Marble and **SECONDED** by Alderman Ford to list Alderman elect Teresa Mack and Alderman At Large elect Richard Cook as first and second alternate voting delegates at the 2013 MML Conference held July 15<sup>th</sup> – 17<sup>th</sup> in Biloxi, MS.

**PARADE OF FLAGS**

The Aldermen directed City Clerk Angela Richburg to list Alderman At Large elect Richard Cook as Flag carrier for the City of Byram at the 2013 MML Conference as requested by the Aldermen Elect present at the meeting.

**2012-2013 Budget amendments – no action taken**

**APPROVAL OF PAUL JACKSON & SON, INC PAYMENT**

**MOTION** made by Alderman Douglas and **SECONDED** by Alderman Ford to pay Paul Jackson & Son, Inc. for Application #003 in the amount of \$133,457.99 for the Central Fire Station **MOTION CARRIED 3 – 0 ALDERMAN DOUGLAS, ALDERMAN FORD AND ALDERMAN MARBLE VOTING YES AND ALDERMAN ALDAY RECUSED HIMSELF FROM ANY DISCUSSION OR ACTION ON THIS CLAIM AND PHYSICALLY ABSENTED HIMSELF FROM ALL SUCH DISCUSSION OR ACTION.** Alderman Alday took this action not because of any actual conflict of interest.

**ACCEPTANCE OF SUPERIOR ASPHALT BID FOR GARY ROAD IMPROVEMENT**

**MOTION** made by Alderman Douglas and **SECONDED** by Alderman Marble to accept Superior Asphalt's bid of \$1,747,200.40 for the Gary Road Improvement Project. Alderman Elect 2013 Teresa Mack requested it be put on record that she would like a briefing on the bid tabulation and Alderman Elect 2013 Diandra Hosey expressed agreement with Mrs. Mack and concern of the bidding process **MOTION UNANIMOUSLY APPROVED**

**CLOSED SESSION**

**MOTION** made by Alderman Douglas and **SECONDED** by Alderman Alday to go into Executive Session to discuss personnel matters **MOTION UNANIMOUSLY APPROVED**

**EXECUTIVE SESSION**

**MOTION** made by Alderman Alday and **SECONDED** by Alderman Douglas for the termination of 2 employees and possible litigation on past due Sewer Accounts **MOTION UNANIMOUSLY APPROVED**

**TERMINATION OF STREET CREW EMPLOYEE**

**MOTION** made by Alderman Alday and **SECONDED** by Alderman Marble to terminate Julius Hollis due to excessive abuse and disregard of City property **MOTION UNANIMOUSLY APPROVED**

**TERMINATION OF STREET CREW EMPLOYEE**

**MOTION** made by Alderman Douglas and **SECONDED** by Alderman Marble to terminate Ronald Davis due to excessive abuse and disregard of City property **MOTION UNANIMOUSLY APPROVED**

**APPROVAL TO REQUEST COLLECTION AGENCY PROPOSALS**

**MOTION** made by Alderman Alday and **SECONDED** by Alderman Douglas to request Collection Agency proposals **MOTION PASSED 3 – 1 ALDERMAN ALDAY, ALDERMAN DOUGLAS AND ALDERMAN MARBLE VOTING AYE AND ALDERMAN FORD VOTING NAY**

**ADJURN EXECUTIVE SESSION**

**MOTION** made by Alderman Douglas and **SECONDED** by Alderman Alday to go adjourn Executive Session **MOTION UNANIMOUSLY APPROVED**

**ADJOURN**

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

**APPROVED:** Signed/By: Nick Tremonte, Mayor Date: 6/27/13

**ATTEST:** Signed/By: Angela Richburg, City Clerk Date: 6/27/13