

CITY OF BYRAM
MINUTES OF REGULAR MEETING OF THE MAYOR AND BOARD OF
ALDERMEN
THURSDAY, NOVEMBER 14, 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 Jerry Mills
Angela Richburg, City Clerk

APPROVAL TO AMEND AGENDA

MOTION made by Mayor Pro Tem Cook and **SECONDED** by Alderman Mack to amend the agenda to include CEDA update by Mr. Quincy Mukoro and Consideration and Approval of the Exterior Elevations to the Lakeshore Congregational Methodist Church Youth Building and to move Item #18 for both to be considered before the Consent Agenda **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF EXTERIOR ELEVATIONS OF YOUTH BUILDING

MOTION made by Alderman Moser and **SECONDED** by Alderman Marble to approve the Exterior Elevations to the Lakeshore Congregational Methodist Church Youth Building upon the recommendation of the Zoning and Planning Commission **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF REZONING OF HINDS COUNTY PARCEL 4859-644-1

MOTION made by Alderman Moser and **SECONDED** by Alderman Smith; upon the recommendation of the Zoning and Planning Commission, to approve the rezoning of Hinds County Parcel 4859-644-1 from RE – Residential Estate to C3 – General Commercial to correct a mistake on the Zoning Map as adopted June 2011 (attached) **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF CEDA RESOLUTION

MOTION made by Alderman Marble and **SECONDED** by Alderman Smith to approve the Citizens for Economic Development Act Resolution (attached) **MOTION UNANIMOUSLY APPROVED**

BIBLE DEDICATION

MOTION made by Alderman Marble and **SECONDED** by Mayor Pro Tem Cook to accept the Bible donated to the City by Alderman Wanda Smith **MOTION UNANIMOUSLY APPROVED**

Alderman Wanda Smith officially presented the donated Bible of her late husband Doyle Smith to the City of Byram.

APPROVAL OF PUBLIC DEFENDERS FOR MUNICIPAL COURT

MOTION made by Alderman Moser and **SECONDED** by Alderman Mack to approve Mr. Graham Patrick Carner as the Primary Public Defender for Byram Municipal Court and Mr. Damon R. Stevenson as the Pro Tem **MOTION PASSED 6 - 0 ALDERMAN MOSER, ALDERMAN MARBLE, ALDERMAN MACK AND ALDERMAN SMITH, ALDERMAN FORD, MAYOR PRO TEM COOK VOTING AYE, AND ALDERMAN HOSEY RECUSED HERSELF FROM ANY DISCUSSION OR ACTION ON THIS CLAIM AND PHYSICALLY ABSENTED HERSELF FROM ALL SUCH DISCUSSION OR ACTION.** Alderman Hosey took this action, not because of any actual conflict of interest.

APPROVAL OF CONSENT AGENDA

- a. Minutes of the Regular Meeting of the Mayor and Board of Aldermen Held October 24, 2013
- b. Minutes of the Work Session of the Mayor and Board of Aldermen Held November 7, 2013
- c. Approval of October as “Racial Reconciliation Celebration Month”
- d. Approval of Fortenberry & Ballard, PC engagement letter for 2012/2013 audit not to exceed \$18,900.00
- e. Approval for Mayor White to request the transfer of tax forfeited land: Parcel Number 4854-433, Lot 3 & 4, Lake Dockery subdivision Part 2A AM and Parcel Number 4857-432, Lot 32, Lake Dockery Subdivision Part 2A AM
- f. Approval of Purple Heart City Proclamation
- g. Christmas Holiday Schedule, Administrative Offices closed December 24 and 25, 2013
- h. \$575.00 to Pro Gutter Services for replacement of gutters and downspouts at the entrance of City Hall (001-195-560)
- i. \$35.00 to MAGPPA for yearly membership renewal for Linda White (001-140-622)
- j. \$5,194.75 to Grenada Gold-N-Gun LLC for 5 Windham AR-15 Rifles, fully equipped (001-200-904)

- k. Permission to transfer/release police vehicle 11-21 to Union Standard Insurance Group and accept \$19,045.00 as total loss settlement
- l. \$22,920.00 for a 2013 Dodge Charger to replace police vehicle 11-21 (001-200-915/903)
- m. \$164.00 estimated travel expenses for Det. Colin Cooper to attend 2014 MS Crime Stoppers Training Conference in Biloxi, MS on January 21-24, 2013 (001-200-610)
- n. Authorization for Chief Marshall Robinson to submit Fire Fighters Grant Federal FY13 Grant Application
- o. \$100.00 to Building Officials Association of MS registration plus \$281.00 estimated travel expenses for Terry Griffin to attend Professional Development Training in Vicksburg, MS on December 11 – 13, 2013 (001-280-610/611)
- p. Tammie Roberson to attend Floodplain Management Classes in Pearl, MS on November 18-22, 2013, paid for from last year's budget
- q. Storm drain culvert and driveway repair at 5019 Kay Brook Drive, estimated cost of \$1,000.00 (001-301-572)
- r. \$30,839.71 to Guest Consultants, Inc. for Invoice #4, Gary Road Project

MOTION made by Mayor Pro Tem Cook and **SECONDED** by Alderman Moser to approve the Consent Agenda with the removal of items p and q for separate votes **MOTION UNANIMOUSLY APPROVED**

APPROVAL FOR TAMMIE ROBERSON TO ATTEND FLOODPLAIN MANAGEMENT CLASSES

MOTION made by Alderman Mack and **SECONDED** by Alderman Marble to approve Tammie Roberson to attend the Floodplain Management training classes at MEMA in Pearl, MS on November 18 – 22, 2013, payment was made in last year's budget but credited to the City for a future class due to a previous class cancellation **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF WORK AT 5019 KAY BROOK DRIVE

MOTION made by Alderman Moser and **SECONDED** by Mayor Pro Tem Cook to approve the work on private property to repair the storm drain culvert and driveway at 5019 Kay Brook Drive due to the problem being made by water runoff from Henderson Road, estimated cost of \$1,000.00 **MOTION PASSED 5 - 2, ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MARBLE, ALDERMAN SMITH AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN MACK AND ALDERMAN FORD VOTING NAY**

APPROVAL OF CLAIMS

MOTION made by Alderman Hosey and **SECONDED** by Mayor Pro Tem Cook to approve the Claims for October 22 through November 8, 2013 in the amount of \$358,162.04 **MOTION PASSED 6 - 1, ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MARBLE, ALDERMAN MACK, ALDERMAN SMITH AND MAYOR PRO TEM COOK VOTING AYE, 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 October 22 through November 8, 2013 in the amount of \$128.40 **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.

APPROVAL OF COMPUTERS FOR ELECTED OFFICIALS

MOTION made by Mayor Pro Tem Cook and **SECONDED** by Alderman Moser to approve Proposal 1098 from Innovative Computer Solution, Inc. for seven (7) Dell Venue 11 Pro Tablets with 3 year warranties in the amount of \$10,317.93. **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF LAW ENFORCEMENT OFFICER TRAINEE

MOTION made by Alderman Moser and **SECONDED** by Mayor Pro Tem Cook to approve to hire Law Enforcement Officer Trainee Richard Lents at the rate of \$12.02 per hour with full benefits and employment to begin contingent upon passing scheduled evaluations **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF LAW ENFORCEMENT OFFICER TRAINEE

MOTION made by Alderman Marble and **SECONDED** by Mayor Pro Tem Cook to approve to hire Law Enforcement Officer Trainee Darryl Grant at the rate of \$12.02 per hour with full benefits and employment to begin contingent upon passing scheduled evaluations **MOTION UNANIMOUSLY APPROVED**

ESTABLISHMENT OF 40 MILE PER HOUR SPEED LIMIT ON GARY ROAD

MOTION made by Alderman Smith and **SECONDED** by Mayor Pro Tem Cook to approve An Order Establishing Speed Limit on Gary Road within the City of Byram of 40 mile per hour upon completion of the reconstruction project (attached) **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF PAY APPLICATION TO PAUL JACKSON AND SON

MOTION made by Mayor Pro Tem Cook and **SECONDED** by Alderman Marble to approve Pay Application #8 to Paul Jackson and Son in the amount of \$215,546.45 for the Central Fire Station **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 MILWORK FOR CENTRAL FIRE STATION

MOTION made by Alderman Marble and **SECONDED** by Alderman Smith to approve additional Millwork in the Central Fire Station bunkrooms not to exceed \$7,500.00 **MOTION PASSED 6 - 1, ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MARBLE, ALDERMAN MACK, ALDERMAN SMITH AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN FORD VOTING NAY**

AUTHORIZATION TO WITHDRAW LAKE DOCKERY WALKING TRAIL GRANT

MOTION made by Alderman Moser and **SECONDED** by Mayor Pro Tem Cook to authorize the withdrawal for the MDOT Transportation Enhancement Grant and the Wildlife and Fisheries Grant for the Lake Dockery Walking Trail **MOTION UNANIMOUSLY APPROVED**

APPROVAL FOR RETENTION OF TEMPORARY EMPLOYEE IN PUBLIC WORKS

MOTION made by Alderman Marble and **SECONDED** by Alderman Smith to approve the retention of temporary employee, Faith Martin-Funches at \$10.00 per hour with full benefits **MOTION PASSED 6 - 1, ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MARBLE, ALDERMAN MACK, ALDERMAN SMITH AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN FORD VOTING NAY**

APPROVAL OF STREET CREW LABORER HIRE

MOTION made by Mayor Pro Tem Cook and **SECONDED** by Alderman Smith to approve Timothy Clayborn as a Street Crew Laborer at \$10.00 per hour with full benefits and a start date of November 25, 2013 **MOTION PASSED 5 - 2, ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MARBLE, ALDERMAN SMITH AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN MACK AND ALDERMAN FORD VOTING NAY**

No Action taken on Hiring Street Superintendent

No Action taken on Hiring Sewer Superintendent

APPROVAL OF CITY PAMPHLETS

MOTION made by Alderman Moser and **SECONDED** by Alderman Mack to approve printing 200 pamphlets created by Byram Middle School Students and direction to research the costs of professional pamphlets or brochures **MOTION UNANIMOUSLY APPROVED**

Agenda Item Requirement, no motion made

Fire Department Service Area Range, no motion made

Media Communications, no vote taken

Department Head's Monthly Report, no motion made

CLOSED SESSION

MOTION made by Mayor Pro Tem Cook 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 Smith and **SECONDED** by Alderman Mack to go into Executive Session regarding employee resignation and potential litigation of J. Savell issues and Barrington Subdivision **MOTION UNANIMOUSLY APPROVED**

Alderman Moser recused himself from all discussion or action involving J. Savell and Barrington Subdivision. Alderman Moser took this action, not because of any actual conflict of interest.

ADJOURN EXECUTIVE SESSION

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

ADJOURN

MOTION made by Alderman Moser and **SECONDED** by Mayor Pro Tem Cook to Adjourn **MOTION APPROVED: ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MACK, ALDERMAN FORD AND MAYOR PRO TEM COOK VOTING AYE**

The adjournment was done before Alderman Marble and Alderman Smith returned to the meeting.

APPROVED: Signed/By: Richard White, Mayor Date: December 5, 2013

ATTEST: Signed/By: Angela Richburg, City Clerk Date: December 5, 2013