

**CITY OF BYRAM
MINUTES FOR RECONVENED MEETING OF
JUNE 12, 2014 ON THURSDAY, JULY 3, 2014, 7:00 P.M.
MUNICIPAL CONFERENCE ROOM, 121 SOUTHPOINTE DRIVE**

WELCOME AND CALL TO ORDER Mayor Richard White

ROLLCALL City Clerk Angela Richburg

Present: Richard White, Mayor
Jim Moser, Alderman Ward I
Diandra Hosey, Alderman Ward II
Theresa Marble, Alderman Ward III
Teresa Mack, Alderman Ward IV
D. L. Ford, Alderman Ward VI
Richard Cook, Mayor Pro Tem
Attorney Jerry Mills
Angela Richburg, City Clerk
Absent: Wanda Smith, Alderman Ward V

Discussion of residences constructed on lots 235 and 236, part Four, Barrington Subdivision; the City's refusal to give Barrington Construction Company a final inspection, and certificate of occupancy on either house. Attorney Smith requested the attached be part of the minutes **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. **No Action taken, to be on July 10, 2014 Agenda**

ACCEPTANCE OF CONDITIONAL USE PERMIT FOR WAL-MART

MOTION made by Alderman Moser and **SECONDED** by Mayor Pro Tem Cook to approve the Zoning and Planning Commission's recommendation to accept the Conditional Use Permit for Wal-Mart **MOTION PASSED 5 - 1 ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MARBLE, ALDERMAN MACK, AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN FORD VOTING NAY**

ACCEPTANCE OF SIGN VARIANCE FOR BYRAM TOWN CENTER AND WAL-MART

MOTION made by Alderman Moser and **SECONDED** by Mayor Pro Tem Cook to approve the Zoning and Planning Commission's recommendation to accept the sign variance for the Byram Town Center and Wal-Mart **MOTION UNANIMOUSLY APPROVED**

Acceptance of the Moratorium on the Placement of Manufactured Housing or Mobile Homes in the City of Byram – Tabled

ACCEPTANCE OF C & H SYSTEMS AERATOR FOR LAGOON

MOTION made by Mayor Pro Tem Cook and **SECONDED** by Alderman Marble to approve the purchase of the C & H Systems, LLC, aerator for the lagoon, estimate #159 in the amount of \$12,000.00 (sole source) **MOTION PASSED 5 - 1 ALDERMAN MOSER, ALDERMAN HOSEY, ALDERMAN MARBLE, ALDERMAN FORD, AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN MACK VOTING NAY**

CITY HALL NOT TO BE USED FOR PRIVATE MEETINGS

After discussion concerning the Byram Business Association to have their monthly meetings at City Hall it was determined that the City would need to be prepared to open City Hall for all organizations and at this time the City does not have the personnel or policies in place to provide this service. **MOTION** made by Mayor Pro Tem Cook and **SECONDED** by Alderman Marble to not allow City Hall to be used for private meetings **MOTION UNANIMOUSLY APPROVED**

Byram Business Association Meetings at City Hall - Tabled

Forest Woods Utilities – Attorney Mills informed the Mayor and Board that an appraisal must be provided for the purchase of any real estate according to State Statute – No Action Taken

APPROVAL OF CONSENT AGENDA

- a. Minutes of the Regular Board Meeting of the Mayor and Board of Aldermen held on June 12th, 2014, with the correction of Alderman Smith voting aye and Alderman Ford voting nay for the Revell Hardware Claims - Angela Richburg, City Clerk
- b. Minutes of the Retreat of the Mayor and Board of Aldermen held on June 25th, 2014 - Angela Richburg, City Clerk
- c. Authorization for Mayor to sign Cellular South Agreement for April 1, 2014 – March 31, 2016
- d. \$35.00 to MS Assoc. of Personnel Administrators, renewal of yearly membership dues for Shirley Henderson (001-140-622)
- e. \$110.00 Conference Registration, and \$261.00 estimated travel expenses for Shirley Henderson to attend the 2014 Annual Conference in Bay St. Louis, MS on October 1-3, 2014 (001-140-611/610)
- f. \$400.00 to Leslie Hill, Phelps Dunbar, LLP, registration for Shirley Henderson to attend the MS Labor and Employment Law Conference in Biloxi, MS and \$341.00 estimated travel expenses, August 6 – 8, 2014 (001-140-611/610)
- g. \$329.00 to Calibre Press - Registration, \$244.16 to Courtyard by Marriott and \$123.00 estimated travel expenses for Commander Errington to attend Finding the Leader in You in Gulfport, MS on July 31 – August 1, 2014 (001-200-610/611)
- h. \$275.00 to MS FBINAA- Registration, \$288.24 to Courtyard by Marriott and \$164.00 estimated travel expenses for Chief Thompson to attend the National Academy Assoc. Summer Conference in Gulfport, MS on August 4 - 7, 2014 (001-200-610/611)
- i. \$380.00 to MS State Fire Academy, registration for Commander Everett to attend NFPA 1041-I Fire Instructor Course in Pearl, MS, July 14-18, 2014 (001-260-611)

- j. \$1,165.00 to MS State Fire Academy, registration for Firefighter Marlon Dixon; \$420.00 for meals, to attend NFPA 1001-I/II MS Minimum Standards Course, in Pearl, MS, August 4 – September 25, 2014 (001-260-611/610)
- k. \$1,165.00 to MS State Fire Academy, registration for Firefighter Lane Putt; \$420.00 for meals, to attend NFPA 1001-I/II MS Minimum Standards Course, in Pearl, MS, August 4 – September 25, 2014 (001-260-611/610)
- l. \$1,165.00 to MS State Fire Academy, registration for Firefighter Chad Oswalt; \$420.00 for meals, to attend NFPA 1001-I/II MS Minimum Standards Course, in Pearl, MS, August 4 – September 25, 2014 (001-260-611/610)
- m. Approval to amend Department Head Job Descriptions to include: Department Heads are required to attend Board Meetings and Work Sessions
- n. Approval of EASi Contract
- o. Approval of Chefs Appreciation Day, Proclamation

MOTION made by Alderman Moser and **SECONDED** by Mayor Pro Tem Cook to approve the Consent Agenda **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF CLAIMS

MOTION made by Mayor Pro Tem Cook and **SECONDED** Alderman Ford to approve the Claims for June 2 - 17, 2014 in the amount of \$72,760.29 **MOTION PASSED 5 - 1**
ALDERMAN HOSEY, ALDERMAN MACK, ALDERMAN MARBLE, ALDERMAN FORD, AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN MOSER VOTING NAY

APPROVAL OF REVELL HARDWARE CLAIMS

MOTION made by Alderman Marble and **SECONDED** by Alderman Ford to the approve the Revell Hardware June 2 - 17, 2014 in the amount of \$709.35 **MOTION PASSED 4 – 1,**
ALDERMAN HOSEY, ALDERMAN MARBLE, ALDERMAN MACK, AND ALDERMAN FORD VOTING AYE, ALDERMAN MOSER VOTING NAY, 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.

Renovations/Repairs to City Hall - Tabled until July 10, 2014

APPROVAL OF PROMOTION FROM RECRUIT TO LAW ENFORCEMENT OFFICER

MOTION made by Alderman Moser and **SECONDED** by Mayor Pro Tem Cook to approve Darryl L. Grant to begin Law Enforcement Officer duties with a salary of \$13.80 per hour with full benefits, starting 7/7/14 **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF PROMOTION FROM RECRUIT TO LAW ENFORCEMENT OFFICER

MOTION made by Alderman Moser and **SECONDED** by Alderman Marble to approve Richard Tyler Lents to begin Law Enforcement Officer duties with a salary of \$13.80 per hour with full benefits, starting 7/7/14 **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF PAY APPLICATION #14 TO PAUL JACKSON AND SON

MOTION made by Mayor Pro Tem Cook and **SECONDED** by Alderman Marble to approve Pay Application #14, reduced \$1,300.00 for the flagpole listed on page 8, not provided by Contractor but by Woodmen of The World and authorize Chief Robinson to provide an explanation letter for the reduction **MOTION PASSED 5 - 1 ALDERMAN HOSEY, ALDERMAN MACK, ALDERMAN MARBLE, ALDERMAN FORD, AND MAYOR PRO TEM COOK VOTING AYE, ALDERMAN MOSER VOTING NAY**

APPROVAL OF BYRAM FIRE STATION #1 CHANGE ORDER #1

MOTION made by Alderman Moser and **SECONDED** by Alderman Marble to approve Change Order #1 for Fire Station #1 which reconciles all changes for overall cost reduction of \$30,296.00 to final contract price of \$2,499,704.00, adjusting substantial completion to days per contract allowable, allowing clean contract execution and completion **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF WILLIAMS & ASSOC. INVOICE #W1201-13

MOTION made by Mayor Pro Tem Cook and **SECONDED** by Alderman Moser to approve Invoice #W1201-13 to Williams & Assoc. in the amount of \$15,142.05 for Fire Station #1 **MOTION UNANIMOUSLY APPROVED**

Purchase of Road Repair Equipment – Tabled

Expansion of recycling program – Tabled until July 10, 2014

APPROVAL TO DIRECT ATTORNEY SCANLON

MOTION made by Alderman Marble and **SECONDED** by Alderman Moser to approve directing Attorney Scanlon to work on City Wide Resort Status for restaurants to serve liquor seven (7) days a week as presented in option 3 at the retreat **MOTION UNANIMOUSLY APPROVED**

Electrical Expenses – Tabled

Privatization of Public Works – Tabled

APPROVAL OF SUPERIOR ASPHALT, INC FINAL PAY REQUEST FOR GARY ROAD IMPROVEMENTS PROJECT

MOTION made by Alderman Moser and **SECONDED** by Alderman Hosey to approve Superior Asphalt, Inc, Final Pay Request for Gary Road Improvements Project in the amount of \$50,825.39 **MOTION UNANIMOUSLY APPROVED**

APPROVAL OF ILLEGAL DUMPING ORDINANCE

MOTION made by Alderman Moser and **SECONDED** by Mayor Pro Tem Cook to approve the Ordinance providing for the Restriction of Illegal Dumping (attached) **MOTION UNANIMOUSLY APPROVED**

Department Head Reports (attached)

ADJOURN 9:17 P.M.

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

APPROVED: Signed/By: Richard White, Mayor Date: July 24, 2014

ATTEST: Signed/By: Angela Richburg, City Clerk Date: July 24, 2014