

MEETING OF THE MAYOR AND CITY COUNCIL CITY OF COLUMBUS, MS JUNE 16, 2015

The Mayor and City Council met in Regular Session on Tuesday, June 16, 2015, at 5:00 p.m. in the Court Chambers of the Municipal Complex. Mayor Robert Smith, Sr. presided over the meeting and all Council Members were present. Also present were the COO, CFO, General Counsel, Police Chief, and the Human Resources Director.

I. CALL TO ORDER AND INVOCATION

Mayor Smith called the meeting to order and called on Council Member Mickens to offer the Invocation.

II. APPROVE MINUTES FOR THE MEETING OF JUNE 2, 2015.

Council Member Karriem made a motion to approve the Minutes for the meeting of June 2, 2015. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

III. APPROVE DOCKET OF CLAIMS FOR JUNE 16, 2015.

Council member Taylor made a motion to approve the Docket of Claims for June 16, 2015, in the amount of \$282,833.52. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

IV. CONFIRMATION OF/OR AMENDMENTS TO THE AGENDA

CONSENT AGENDA:

Delete Item "M" – *Approve request to refund a citizen for cancellation of Trotter Convention Center Rental.*

Add Item "N" – *Ratify payment to Lowndes County Chancery Clerk for filing Lis Pendens notice.*

Add Item "O" – *Approve request from the Columbus-Lowndes League of Voters to use the Municipal complex Courtroom on July 14, 2015 to host a political forum.*

REPORTS, PROCLAMATIONS AGENDA:

Add David Shelton as an applicant to the Utilities Commission Board

POLICY AGENDA:

Change wording on Item "B" to read *Discuss/Approve the hiring of two (2) Laborers and One (1) Operator for the Public Works Department, contingent upon successful completion of the pre-employment medical examination and drug screen.*

Council Member Mickens made a motion to approve the Agenda, according to amendments. Council Member Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

Council Member Mickens made a motion to approve the overall agenda, according to the amendments. Council Member Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

V. CONSENT AGENDA:

- A. Approve request to refund Shelia Washington the sum of \$300 for cancellation of Trotter Convention Center Rental.
- B. Approve request for Fire personnel Steve Loden and Shannon Murphy to attend the "Fire Department Safety Officer 1521 Class" to be held in Jackson, MS, and approve payment of \$720.00 for registration, \$75.00 for travel, and \$230.00 for meal expenses.
- C. Approve request for Fire Personnel Robert Kain to attend the "National Fire Academy Fire Protection for the Built Environment Training" to be held in Emmitsburg, MD, and approve payment of \$400.00 for travel.
- D. Approve request for Fire Personnel Roderick Dillard and Brent Younger to attend the "National Registry of EMT Testing" to be held in Meridian, MS, and approve payment of \$75.00 for travel and \$46.00 for meal expenses.
- E. Approve request for Fire Engineer. Wil McReynolds to be reimbursed for course fees in the amount of \$600.00 to be paid in accordance with the City's Continuing Educational Reimbursement Policy.

MINUTES

June 16, 2015

- F. Approve permit request from Patricia Brock, Executive Director for the United Way, to host the "5K the United Way" Run on June 20, 2015, from 7:30 a.m. until 9:00 a.m. The run will begin at the Baptist Memorial Hospital on Leigh Drive, North Leigh Road, North on 31st Ave., McArthur Drive, Hospital Drive, North Leigh, Leigh - Baptist Memorial Hospital.
- G. Approve permit request from Brad Atkins, on behalf of the Possum Town Triathlon, to host the Triathlon on August 15, 2015, from 7:00 a.m. until 10:00 a.m. See attached map for the route that will be taken.
- H. Approve request for Crime Lab Director, Austin Shepherd, to attend the "Logical Latent Analysis," to be held in Fort Lauderdale, FL and approve payment of \$300.00 for the cost of registration. Costs for lodging, travel and meal expenses will be submitted later for approval after program registration is accepted.
- I. Approve request for Crime Lab Director, Austin Shepherd, to attend the "Analysis of Distortion in Latent Prints Training" to be held in Fort Lauderdale, FL and pay \$299.00 for the cost of registration. Costs for lodging, travel and meal expenses will be submitted later for approval after program registration is accepted.
- J. Approve request from Officer Rhonda Sanders to attend the "Older Adults and Law Enforcement Working Together for Safer Communities Training" to be held in Biloxi, MS, and approve payment of \$200 for registration, \$249.00 for lodging and \$161.00 for meal expenses.
- K. Approve request for the Municipal Court Victim's Advocate to attend the "Domestic Violence and Sexual Assault Training" to be hosted by Mississippi Coalition against Sexual Assault in Choctaw, MS, at no cost to City.
- L. Approve request for the Human Resources Director to attend the "38th Annual Phelps Dunbar Mississippi Employment Law Seminar" to be held in Biloxi, MS, and approve payment of \$298.00 for lodging, \$297.92 for travel and \$102.50 for meal expenses.
- M. **DELETE**
- N. Ratify payment to Lowndes County Chancery Clerk for filing Lis Pendens notice.
- O. Approve request from the Columbus-Lowndes League of Voters to use the Municipal Complex Courtroom on July 14, 2015 to host a political forum.

Council Member Karriem made a motion to approve the Consent Agenda, according to the amendments. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

VI. REPORTS, PROCLAMATIONS, RECOGNITIONS AGENDA:

A. General Comments from the Mayor and Council Members

Mayor Smith announced that Funeral Services for State Representative Esther Harrison will be held Friday, June 19, 2015 at the Trotter Convention Center, upper level, burial will follow at Sandfield Cemetery and the Repast will be held in the lower level of the Trotter Convention Center.

B. Monthly Report from the Columbus Police Department for May 2015

The Monthly Report from the Columbus Police Department for May 2015 was presented. No action was taken.

C. Monthly Report from the Columbus Fire & Rescue Department for May 2015.

The Monthly Report from the Columbus Fire and Rescue Department for May 2015 was presented. No action was taken.

D. Monthly Report from the Municipal Court Division for May 2015

The Monthly Report from the Municipal Court Division for May 2015 was presented. No action was taken.

E. Monthly Report from the Public Works Department for May 2015

The Monthly Report from the Public Works Department for May 2015 was presented. No action was taken.

F. Monthly Report from the City Planning and Community Development Department for May 2015

The Monthly Report from the City Planning and Community Development Department for May 2015 was presented. No action was taken.

G. Monthly Report from the Building Inspection Department for May 2015

The Monthly Report from the Building Inspection Department for May 2015 was presented. No action was taken.

H. Monthly Report from the Code Enforcement Division for May 2015

The Monthly Report from the Code Enforcement Division for May 2015 was presented. No action was taken.

I. Monthly Financial Report

Milton Rawle, Jr. gave a financial report and remarked that sales taxes increased

by \$45,248.68, compared to the same time last year.

J. Board Vacancies:

COO David Armstrong, announced vacancies on various boards and remarked That an appointment can be made on the City Utilities Commission Board tonight.

G.T. Regional Waste Management Authority

- One Vacancy
- John Dickerson passed away January 19, 2015.
- Applicant will fill the remainder of unexpired 4-Year Term which ends 12/31/2016.
- Appointment can be made immediately.
- No Applicants at this time

Columbus-Lowndes Recreation Authority

- One Vacancy
- Oop Swoope's 5-Year Term expired May 25, 2015.
- Joint Appointment from the Mayor and Board of Supervisors' President
- No Applicants at this time

City Utilities Commission

- One Vacancy
- Brandy Gardner's 5-Year Term will expire June 30, 2015.
- Appointment can be made June 16, 2015.

Applicant

- Brandy Gardner
- David Shelton

Council Member Mickens made a motion to reappoint Brandy Gardner to the City Utilities Commission for a 5-Year Term, until June 30, 2020. Council Member Karriem seconded the motion.

Council Members Taylor, Mickens & Karriem voted in favor of the motion. Council Members Box, Turner and Gavin opposed the motion.

Mayor Smith voted in favor of the motion and the motion carried.

Board of Adjustment & Appeals of Development Codes

- One Vacancy
- Mike Gibson's 3-Year Term will expire July 6, 2015.
- Appointment can be made July 7, 2015.

Applicant

- Michael W. Gibson

Convention & Visitors Bureau

- One Vacancy
- Elizabeth “Liz” Terry’s Term will expire July 7, 2015.
- Appointment can be made July 7, 2015.

Applicant

- Elizabeth “Liz” Terry

Columbus Housing Authority

- One Vacancy
- S. B. Platt’s 5-Year Term will expire July 13, 2015.
- Appointment can be made July 7, 2015.

Applicant

- Kegdra Gray
- Vivian S. Irby

VII. CITIZENS INPUT AGENDA

VIII. POLICY AGENDA:

- A. Discuss/Approve cost of property clean up on cases previously heard by Council and for which remediation has been completed.**

Council Member Karriem made a motion to adjudicate the cost of property clean-up on cases previously heard by Council and for which remediation has been completed. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

The adjudication follows:

MINUTES
June 16, 2015

REPORT OF LOT CLEANING ACTIVITY

Cases Previously Heard by Council for Which Remediation Has Been Completed

TOTAL COST BILLED TO OWNERS THIS REPORT							\$447.00
CASE NO	WARD	OWNER NAME	C/O NAME	SITE ADDRESS	LOT CLEANED BY	BUILDING DEMOLISHED BY	TOTAL CLEANING COST w/Penalty
14-254.1	4	John/Laura Granderson		1309 21st St. North	Public Works	N/A	\$164.00
		ASBESTOS SAMPLES \$0.00	ASBESTOS REMOVAL \$0.00	PUBLIC WORKS \$164.00	ATTORNEY FEES \$0.00	LEGAL ADVERTISING \$0.00	Approved Penalty \$0.00
NOTES							
14-524.1	2	Eloise/Emmia Rush/Smith		1605 Bell Avenue	Public Works	N/A	\$164.00
		ASBESTOS SAMPLES \$0.00	ASBESTOS REMOVAL \$0.00	PUBLIC WORKS \$164.00	ATTORNEY FEES \$0.00	LEGAL ADVERTISING \$0.00	Approved Penalty \$0.00
NOTES							
15-010.1	5	Hatcher Invest. Prop, LLC		1621 4th Ave. North	Public Works	N/A	\$119.00
		ASBESTOS SAMPLES \$0.00	ASBESTOS REMOVAL \$0.00	PUBLIC WORKS \$119.00	ATTORNEY FEES \$0.00	LEGAL ADVERTISING \$0.00	Approved Penalty \$0.00
NOTES							
							\$0.00
		ASBESTOS SAMPLES	ASBESTOS REMOVAL	PUBLIC WORKS	ATTORNEY FEES	LEGAL ADVERTISING	Approved Penalty
NOTES							
							\$0.00
		ASBESTOS SAMPLES	ASBESTOS REMOVAL	PUBLIC WORKS	ATTORNEY FEES	LEGAL ADVERTISING	Approved Penalty
NOTES							
							\$0.00
		ASBESTOS SAMPLES	ASBESTOS REMOVAL	PUBLIC WORKS	ATTORNEY FEES	LEGAL ADVERTISING	Approved Penalty
NOTES							

- B. Discuss/Approve the hiring of two (2) Laborers and one (1) Operator for the Public Works Department, contingent upon successful completion of the pre-employment medical examination and drug screen.**

Council Member Taylor made a motion to hire Calvin Robinson and Brandon Thomas as Laborers at \$8.80 per hour and Matthew M. Stubbe as an Operator at \$14.00 per hour, for the Public Works Department, contingent upon successful completion of the pre-employment medical examination and drug screen. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

- C. Accept Victim's Advocate Grant. DELETE.**
- D. Discuss/Approve Derelict Property Docket.**

**BELL PROPERTY DESIGN GROUP
1607 – 3rd Avenue North
Case Number 15-170 Lot, Structure**

The General Counsel called case number **15-170**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Karriem made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

BELL PROPERTY DESIGN GROUP
1207 – 10th Avenue North
Case Numbers 15-184/185 Lot, Structure

The General Counsel called case numbers **15-184 and 15-185**, No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner as to the lot, but not as to the structure, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community and also to secure the structure under Section 21-19-21 with the costs of same being taxed as a lien to the owners of the property. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Turner seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

BELL PROPERTY DESIGN GROUP
1019 Waterworks Road
Case Number 15-187 Lot

The General Counsel called case number **15-187**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Turner made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

BELL PROPERTY DESIGN GROUP

**1018 Waterworks Road
Case Number 15-197 Lot**

The General Counsel called case number **15-197**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

**GUY AND MARION TAYLOR
213 Sand Road
Case Numbers 15-090 & 15-091 Lot**

The General Counsel called case numbers **15-090 and 15-091**. Marion Taylor came forth and remarked that he has applied for a demolition permit and requested an extension of 45 days for 203 Sand Road remediation. Code Enforcement Officer Tomarris Jones concurred with the request of a **45-day extension** to remediate the property and recommends entering an Order under Section 21-19-11 of the Mississippi Code, finding that this property is in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should give the owner seven (7) days on remediation of vegetation and forty-five (45) days to remediate the exterior property and provide for such re-entry as the Statute allows. Council Member Box made a motion to grant the extension in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property, and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

THOMAS AND BETTY MATHIS ESTATE
104 Airline Road
Case Number 15-177 Lot

The General Counsel called case number **15-177**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Mickens made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remediate by cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Box seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

EVELYN HARRISON – LIFE ESTATE
206 McHall Drive
Case Number 15-196 Lot

The General Counsel called case number **15-196**. Evelyn Harrison came forth, stated that she is in the process of selling the property and requested a **30-day extension** to remediate the property and/or securing the property. Code Enforcement Officer Tomarris Jones remarked that he concurs with the request and recommends entering an Order under Section 21-19-11 of the Mississippi Code, finding that this property is in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should give the owner seven (7) days on remediation of vegetation and forty-five (45) days to remediate the exterior property and provide for such re-entry as the Statute allows. Council Member Mickens made a motion to grant the extension in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property, and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

VIKING INVESTMENTS, LLC
1124 – 15th Street North
Case Number 15-203 Lot

The General Counsel called case number **15-203**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Karriem made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City remediate by cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

RICHARD TOWNSEL
140 Juanita Street
Case Number 15-224 Lot

The General Counsel called case number **15-224**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Mickens made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remediate by cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

WALTER AND LUCY WILLIAMS
1106 – 18th Street North
Case Number 15-259 Lot

The General Counsel called case number **15-259**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of

uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Taylor made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remediate by cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

MT. ZION M. B. CHURCH
14th Avenue North
Case Number 15-173 Lot

The General Counsel called case number **15-173**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

WILLIARD WELLS
1702 – 2nd Avenue North
Case Number 15-176 Lot

The General Counsel called case number **15-176**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting

MINUTES
June 16, 2015

grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

WILLIE AND ESSIE MATTHEWS
913 – 17th Street North
Case Number 15-201 Lot

The General Counsel called case number **15-201**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

ALMA SUMMERVILLE
15th Street North
Case Number 15-204 Lot

The General Counsel called case number **15-204**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

FAVEN FARMS, LLC
412 – 16th Street North
Case Number 15-205 Lot

The General Counsel called case number **15-205**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

A. E. GREENLEE, c/o ANNA CROSS
2200 (Block) College Street
Case Number 15-209 Lot

The General Counsel called case number **15-209**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

KENNY AND MARY DIXON
1522 Shephard Road
Case Number 15-217 Lot

The General Counsel called case number **15-217**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

WILKERSON RENTALS INVESTMENT
709 – 18th Avenue North
Case Number 15-222 Lot

The General Counsel called case number **15-222**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

CHAD AND CARLENE YOST
1425 – 2nd Avenue North
Case Number 15-223 Lot

The General Counsel called case number **15-223**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

RODNEY GUIN
1805 Bell Avenue
Case Number 15-225 Lot

The General Counsel called case number **15-225**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Taylor made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

E. Discuss/Approve Recommendations from the Planning Commission Meeting of June 8, 2015.

Permitted Use Request P/U 15-06

CBW Properties, LLC and REALCO, LLC
On Behalf of Air Gas USA, LLC
1424 Gardner Boulevard

The Planning Commission recommends *permitted use approval* to allow relocation of a business.

Council Member Taylor moved that the facts and findings of the Planning Commission be adopted as the facts and findings of the Mayor and City Council, and that the recommendation of the Planning Commission to approve the request to relocate a business, as a Permitted Use, be approved. Council Member Gavin seconded the motion, after which followed discussion, consideration, and review by the Council of the issues and facts presented by this request and the action taken by the City of Columbus Planning Commission.

All Council Members voted in favor of the motion.

The motion carried.

Permitted Use Request P/U 15-07

City of Columbus, MS On Behalf of Columbus Fire and Rescue Department @ Airline Road

The Planning Commission recommends approval of request to allow a Fire Station.

Council Member Karriem moved that the facts and findings of the Planning Commission be adopted as the facts and findings of the Mayor and City Council, and that the recommendation of the Planning Commission to approve the request to allow a Fire Station, as a Permitted Use, be approved. Council Member Gavin seconded the motion, after which followed discussion, consideration, and review by the Council of the issues and facts presented by this request and the action taken by the City of Columbus Planning Commission.

All Council Members voted in favor of the motion.

The motion carried.

Amend Chart of Uses Permitted

The Planning Commission recommends *Chart of Uses Permitted* be amended to allow an industrial use in C-3 (Highway Commercial); C-3 R (Highway Commercial-Restricted, I-1 (Planned Industrial Park); and, I-2 Light Industrial Districts.

Council Member Gavin moved that the facts and findings of the Planning Commission be adopted as the facts and findings of the Mayor and City Council, and that the recommendation of the Planning Commission to approve the request to amend the Chart of Uses Permitted to allow an industrial gas sale in C-3 (Highway Commercial); C-3 R (Highway Commercial-Restricted, I-1 (Planned Industrial Park); and, I-2 Light Industrial Districts. Council Member Taylor seconded the motion, after which followed discussion, consideration, and review by the Council of the issues and facts presented by this request and the action taken by the City of Columbus Planning Commission.

All Council Members voted in favor of the motion.

The motion carried.

Amend Chart of Uses Permitted

The Planning Commission recommends *Chart of Uses Permitted* be amended to allow a Fire Station in all zoning districts.

Council Member Taylor moved that the facts and findings of the Planning Commission be adopted as the facts and findings of the Mayor and City Council, and that the recommendation of the Planning Commission to approve the request to amend the Chart of Uses Permitted to allow a Fire Station in all zoning districts. Council Member Mickens seconded the motion, after which followed discussion, consideration, and review by the Council of the issues and facts presented by this request and the action taken by the City of Columbus Planning Commission.

All Council Members voted in favor of the motion.

The motion carried.

F. Discuss/Approve the revised Lease Purchase documents and Resolution to finalize purchase of five (5) Police Cars, police computer equipment, and a 2015 Ford F-150.

Whereas, the governing body of the City of Columbus, Mississippi (the "Lessee") has determined that in order for the Lessee to better accomplish its public purposes, the Lessee needs to acquire the use of the Equipment described in the schedule attached to or set forth in the Equipment Lease-Purchase Agreement (the "Lease") attached hereto. The Resolution, after being presented to the Mayor and City Council at a duly and lawfully called meeting was moved for adoption by Council Member TAYLOR and the motion was seconded by Council Member TURNER. The Mayor then called for, and counted the votes as follows:

Council Member Gene Taylor voted: YES
Council Member Joseph Mickens voted: YES

MINUTES
June 16, 2015

Council Member Charlie Box	voted: <u>YES</u>
Council Member Marty Turner	voted: <u>YES</u>
Council Member Kabir Karriem	voted: <u>YES</u>
Council Member Bill Gavin	voted: <u>YES</u>

The Mayor then announced that the motion carried and that the Resolution was therefore adopted on this the 16th day of June, 2015.

THE RESOLUTION FOLLOWS:

RESOLUTION

WHEREAS, the governing body of CITY OF COLUMBUS, MISSISSIPPI (the “Lessee”) has determined that in order for the Lessee to better accomplish its public purposes, the Lessee needs to acquire the use of the Equipment described in the schedule attached to or set forth in the Equipment Lease-Purchase Agreement (the “Lease”) attached hereto; and

WHEREAS, the Lessee has determined that the most economical and efficient means of acquiring the use of said Equipment is pursuant to a lease-purchase of the Equipment pursuant to the Lease; and

WHEREAS, a copy of the Lease has been presented to, considered and approved by the governing body of the Lessee.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE LESSEE, as follows:

1. The Lessee is hereby authorized to enter into the Lease between the Lessee and Regions Equipment Finance Corporation, as Lessor, with all riders, certificates, schedules, and amendments thereto, substantially in the form attached hereto, and the execution and delivery of the Lease is hereby approved, authorized, ratified and confirmed.

2. The Mayor is hereby authorized to execute and deliver the Lease on behalf of the Lessee in substantially the form presented to the governing body of Lessee at this meeting with such changes or additions thereto or deletions therefrom as the officer executing the same shall approve, which approval shall be conclusively evidenced by his or her execution of the Lease. The Mayor is hereby authorized to execute and deliver on behalf of the Lessee such agreements, indemnities, purchase orders, leases, bills of sale, certificates or other instruments or obligations as he may deem necessary or appropriate to the accomplishment of the Lease, and the execution and delivery of any such agreement, instrument or obligation prior to the date hereof by any such officer is in all respects hereby confirmed, ratified and approved. The Secretary/Treasurer is hereby authorized and directed to affix the corporate seal to such instruments and to attest the same.

3. The proper offices of the Lessee are authorized and directed to do or cause to be done all such other acts and things, to make all payments, including rent payments, required pursuant to the Lease and related documents, and to execute all such documents, certificates and

MINUTES
June 16, 2015

instruments as in his, her or their judgment may be necessary or advisable in order to carry out the foregoing Resolutions and the Lessee's obligations under the Lease, or any amended, renewed or supplemental lease; and all actions heretofore taken by the officers of the Lessee in connection with the acquisition of the Equipment and negotiation of the Lease are hereby approved, ratified and confirmed in all respects.

4. The Lessee hereby designates the Lease to be a "qualified tax exempt obligation" under the provisions of Section 265(b)(3) of the Internal Revenue Code, as amended.

5. the Lessee and the proper officers of the Lessee understand Section 15 of the Lease ("Insurance") and hereby agree to provide property and liability damage in accordance with the terms of the Lease.

The above Resolution, after being presented to the Mayor and City Council at a duly and lawfully called meeting was moved for adoption by Council Member TAYLOR and the motion was seconded by Council Member TURNER. The Mayor then called for, and counted the votes as follows:

	Yes/No
Gene Taylor	<u>YES</u>
Joseph Mickens	<u>YES</u>
Charlie Box	<u>YES</u>
Marty Turner	<u>YES</u>
Kabir Karriem	<u>YES</u>
Bill Gavin	<u>YES</u>

The Mayor then announced that the motion carried and that the Resolution was therefore Adopted on this the 16th day of June, 2015.

MAYOR

ATTEST:

SECRETARY/TREASURER

CLOSED DETERMINATION:

Council Member Karriem made a motion to go into closed session to determine whether it is necessary to go into Executive Session. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

All members of the public, with the exception of the Mayor, the Council, the General Counsel, the COO, the Police Chief and the HR Director exited the Council Chambers.

Mayor Smith apprised the Council of a personnel matter involving two (2) Municipal Court employees and remarked that these matters warrant being heard in Executive Session.

Council Member Karriem made a motion to go into Executive Session. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

ADJOURNMENT:

The Mayor then asked if there was any other business to come before the Mayor and City Council. There being none, Council Member Karriem moved that the meeting be adjourned. Upon second by Council Member Gavin and unanimous vote, the Mayor announced that the meeting was ADJOURNED.

Approved by: _____
Robert E. Smith, Sr., Mayor

**Milton Rawle, Jr.,
CFO- Secretary-Treasurer**