

MEETING OF THE MAYOR AND CITY COUNCIL CITY OF COLUMBUS, MS OCTOBER 6, 2015

The Mayor and City Council met in Regular Session on Tuesday, October 6, 2015 at 5:00 p.m. in the Court Chambers of the Municipal Complex. Mayor Robert Smith presided over the meeting and all Council Members were present. Also present were the COO, CFO, General Counsel, Asst. Police Chief, and the Human Resources Director.

I. CALL TO ORDER AND INVOCATION

Mayor Robert Smith called the meeting to order and called upon Council Member Mickens to offer the Invocation

II. APPROVE MINUTES FOR THE MEETING OF SEPTEMBER 15, 2015.

Council member Taylor made a motion to approve the Minutes for the Meeting of September 15, 2015. Council Member Box seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

III. APPROVE DOCKET OF CLAIMS FOR OCTOBER 6, 2015.

Council Member Karriem made a motion to approve the Docket of Claims in the amount of \$734,528.09. Council Member Gavin 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:

Change the time on Item "G" to 10:00 a.m. – 11:00 a.m. and "*see the revised map.*"

POLICY AGENDA:

Delete Item "I".

Delete Item "J".

EXECUTIVE SESSION:

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Add one (1) Personnel Matter and delete one matter of prospective litigation.

Council Member Mickens made a motion to approve the 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 for Fire & Rescue Administrative Assistant Tabitha Barham to attend the "ESAP Planning Meeting" to be held in Flowood, MS, and approve payment of \$65.00 for travel and \$34.50 for meal expenses.
- B. Approve request for Fire & Rescue Administrative Assistant Tabitha Barham to attend a "Grant Writing Class" to be held in Baton Rouge, LA, and approve payment of \$455.00 for registration, \$315.27 for lodging, \$200.00 for travel and \$224.00 for meal expenses.
- C. Approve request for Fire & Rescue Personnel Michael Miller, Scott Swain, Kevin Brown, Alan Walker, Lance Godfrey, and Kirk McKellar to attend "FUNSAR" to be held in Meridian, MS, and approve payment \$150.00 for travel and \$276.00 for meal expenses.
- D. Approve request for Public Works Director Casey Bush to attend the "American Public Works Association Fall Conference 2015" to be held in Gulfport, MS, and approve payment of \$250.00 for registration, \$332.64 for lodging and reimbursement for meal expenses.
- E. Approve request for Police Officer Brent Swan to attend "Interview and Interrogation" to be held in Tupelo, MS, and approve payment of \$150.00 for registration and travel expenses.
- F. Ratify permit request from Scott Ferguson to host the "Little Hands, Big Truck Fundraiser" for United Way of Lowndes County that was held on October 3, 2015 at Champions Loop at the Soccer Complex, from 7:00 a.m. to 12:00 p.m. at 3rd Street North from 4th Avenue to 6th Avenue.
- G. Approve permit request from Jessica James and Chief Bonner to hold the "Homecoming Parade" for Columbus High School to be held on October 9, 2015 from 4:15 p.m. until 5:30 p.m. The parade will begin at the Farmer's Market on 2nd Ave. North, right turn onto 5th St. North, left turn onto Main Street, right turn onto 9th St. South, right turn onto College Street, right turn onto 5th St. North, left turn onto 2nd Ave. North and end at Farmer's Market on 2nd Ave. North. See attached map.
- H. Approve permit request from Ciara Peoples, on behalf of the Blacklist Honorary Social Club, to host the "Rattle Them Bones 5K Run" to be held on October 17, 2015, from 3:00 p.m. until 4:00 p.m. The route will begin at 1200 5th Ave. South and end at 521 11th St. South. See attached route map.

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- I. Approve permit request from Sheniynah Richardson to host a "Family Fall Festival" on October 24, 2015 to provide positive entertainment for the Sandfield Community and promote literacy. The location of this event is 1919 Bell Ave. and will be held from 12:00 p.m. until 8:00 p.m. See attached map.
- J. Approve permit request from Ivy Harris on behalf of First United Methodist Church with Annunciation Catholic Church, St. Paul's Episcopal Church and Real Life Church to host a Fall Festival Community Block Party to be held on October 25, 2015, from 4:00 p.m. until 6:30 p.m. The event will start at St. Paul's Episcopal Church on College (South 3rd Street) and end at the Annunciation Catholic Church Activities Building (South 9th Street). They are requesting the streets to be blocked off by 2:00 p.m.
- K. Approve permit request from James Richardson, on behalf of the Veterans, to host the "Veteran's Day Parade" on November 7, 2015 from 10:00 a.m. until 11:00 a.m. The parade route will begin at the Municipal Court Complex Building, go up Main Street, turn on 6th St. North and end at the Lowndes County Courthouse on 2nd Ave. North.
- L. Approve permit request from Angela Crossley Ferraez, Director of Special Events, to host the "Wassail at the W" on December 4, 2015, from 6:30 p.m. until 10:00 p.m. She is requesting to block off 11th Street South between 5th Avenue and 7th Avenue.
- M. Approve request for CFO Milton Rawle to attend the 2015 Fall Session of the "Certification Program for Municipal Clerks" that will be held in Pearl, MS, and approve payment of \$324.00 for the cost of lodging, \$312.80 for transportation, \$200.00 for registration, and \$161.00 for meal expenses.
- N. Approve request for Mayor Robert Smith to attend the "MML 2015 Small Town Conference" to be held in Starkville, MS, and approve payment of \$75.00 for registration and meal expenses.
- O. Approve request for Councilman Marty Turner to attend the "MDEQ (Mississippi Department of Environmental Quality) Training" to be held in Cleveland, MS, and approve payment of travel and meal expenses.
- P. Approve request for Mayor Smith and Councilmen to attend the "National League of Cities 2015 Congress of Cities Conference" to be held in Nashville, TN, and approve payment of registration, lodging, travel and meal expenses.
- Q. Ratify the Telecommunication Service Agreement between the City of Columbus, MS and CSpire.
- R. Approve request to refund an applicant the sum of \$300.00 for cancellation of Trotter Convention Center Rental.
- S. Approve request from Jamie O'Shea, Branch Manager, RoadSafe Traffic Systems, for a full road closure on Hwy. 69 South due to KCS crossing repairs. Detours will start October 10, 2015, from 7:00 a.m. until 5:00 p.m., and to use Yorkville Road and Lehmborg Road as part of the detour route. See attached map.

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

All Council Members voted in favor of the motion, with the exception of Council Member Gavin, who opposed.

The motion carried.

VI. REPORTS, PROCLAMATIONS, RECOGNITIONS AGENDA:

A. General Comments from the Mayor and Council Members

There were no comments from the Mayor and Council Members.

Dorothy Givens, Victims Advocate Coordinator came forth and announced a vigil for Victims Awareness Month and invited the Mayor and Council and the public to attend immediately following the Council meeting.

B. Board Vacancies:

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

Columbus Library Board

- One Vacancy
- L. Nicole Clinkscales' 5-Year Term will expire September 30, 2015.
- Appointment can be made October 6, 2015.

APPLICANT

- L. Nicole Clinkscales

Council Member Taylor made a motion to reappoint Nicole Clinkscales to the Columbus Library Board for a 5-Year term. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

VII. CITIZENS INPUT AGENDA

Santee Ezell – Red Ribbon Week Proclamation

Mayor Smith presented a Proclamation to Santee Ezell in recognition of Red Ribbon Week.

Hilda Rashell Hopkins – Lupus Awareness

Hilda Rashell Hopkins came forward, distributed pamphlets regarding Lupus Awareness and invited the Mayor, Council Members and the public to Lupus Awareness Day, scheduled to be held October 24, 2015 from 10:00 a.m. – 4:00 p.m. at Leigh Mall.

Reverend Kamal Karriem, Jr. – Pending Ordinance Regulating Hours of Operation of certain Convenience Stores

Reverend Kamal Karriem, Jr. came forward and offered a proposed Ordinance modification for convenience store owners that will be affected by the pending Ordinance regulating hours of operation of certain Convenience Stores. Several such owners were present in support of Mr. Karriem's position. Assistant Police Chief McCoy read aloud the number of disturbance calls, arrests and drug possession arrests just in the past few months in the areas surrounding where affected stores were located. There followed a lengthy discussion on the details of the ordinance including the fact that it would only require closing of stores at the times specified in the ordinance if they are located in the immediate proximity of residential neighborhoods.

Council Member Gavin made a motion to accept the original Ordinance regulating Hours of operation of certain Convenience Stores. Council Member Box seconded the motion. There followed a discussion wherein the Council and the Mayor discussed the fact that during the town-hall meetings held earlier in the year, there was a community-wide refrain about late-night activities in and around convenience stores and the negative impact it had on residential peace and solitude.

SUBSTITUTE MOTION:

Council Member Karriem made a substitute motion to extend hours for certain Convenience Stores from 11:00 p.m. to 12:00 midnight on the weekend, with the exception of OK Foods, located at 1801 – 7th Avenue North, for which the closing time would be 11:00. Council Member Turner seconded the motion.

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

The motion failed.

ORIGINAL MOTION:

The Mayor then stated that, because the substitute motion failed, the Council should consider the original motion to adopt the foregoing Ordinance. The General Counsel then stated that the ordinance was narrowly tailored to address the issue of protection of residential neighborhoods and that the Mississippi Legislature had specifically given cities and counties the powers to regulate closing times for establishments that sell beer and light wine. The question was then put to a roll-call vote, the result of which was as follows:

Council Member Gene Taylor	voted: <u>YEA</u>
Council Member Joseph Mickens	voted: <u>YEA</u>
Council Member Charlie Box	voted: <u>YEA</u>
Council Member Marty Turner	voted: <u>YEA</u>
Council Member Kabir Karriem	voted: <u>YEA</u>
Council Member Bill Gavin	voted: <u>YEA</u>

THE ORDINANCE FOLLOWS:

AN ORDINANCE OF THE CITY OF COLUMBUS, MISSISSIPPI

AN ORDINANCE REGULATING OPENING AND CLOSING TIMES OF CERTAIN
CONVENIENCE STORES.

THE MAYOR AND CITY COUNCIL OF THE CITY OF COLUMBUS, MISSISSIPPI
ADOPT THIS ORDINANCE AS FOLLOWS:

SECTION 1. STATEMENT OF PURPOSE

WHEREAS, the CITY OF COLUMBUS, Mississippi, as a political subdivision of the State of Mississippi, in furtherance of its police powers, recognizes a compelling interest on the part of the CITY OF COLUMBUS, Mississippi, to promote, preserve and protect the safety and security of its citizens, and other visitors to the City of Columbus; and

WHEREAS, the City finds and determines that certain late night illicit activities are occurring with greater frequency at or near small mercantile operations which businesses sell beer and/or light wine and are located in and in close proximity to single family and multifamily neighborhoods; and

WHEREAS, such activities include gang activity, underage drinking, loitering, littering, loud noise, disturbance of the peace, fighting, discharge of firearms, graffiti, vandalism, burglary, illicit drug usage and trade, underage smoking, sexual misconduct and other deleterious activities; and

WHEREAS, the City of Columbus finds and determines that the Citizens of the City of Columbus and their guests, licensees and invitees deserve to have peace and solitude on their own residential properties, particularly at night time after certain hours and have made large investments in such properties zoned for Residential use; and

WHEREAS, pursuant to its police powers as specifically provided for in Section 67-3-65 of the Mississippi Code of 1972, the Mayor and City Council have the statutory authority to pass regulations, including those governing the opening and closing times of Convenience Stores that sell beer and light wine;

THEREFORE, as more particularly set forth herein, the Mayor and City Council find that it would be in the best interest of the City of Columbus and further, the health, safety and welfare of

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those residential neighborhoods located close to such businesses, that certain restrictions be placed upon the hours of operation;

NOW THEREFORE be it ordained as follows:

SECTION 2. DEFINITIONS.

“Convenience goods” means basic food, household and/or pharmaceutical items, beer and/or light wine.

“Convenience store” means any business that is primarily engaged in the retail sale of convenience goods, or both convenience goods and gasoline, and has less than 4,500 square feet of retail floor space.

SECTION 3. OPENING AND CLOSING TIMES FOR CERTAIN CONVENIENCE STORES.

- (a) All Convenience Stores within the municipal boundaries of the City of Columbus located in the following locations shall not remain opened for business after 10:00 p.m. Sunday through Thursday nor after 11:00 p.m. on Friday and Saturday and shall open for business no earlier than 4:30 a.m on any day of the week:
- (1) Those Convenience Stores located within an R-1 (Single Family) Zoning District.
 - (2) Those Convenience Stores located within a C-1 Neighborhood Commercial Zoning district the nearest property line of which is within fifty feet (50’) of the property line of any land Zoned R-1 (Single Family); and
 - (3) Those Convenience Stores located within a C-3 and C-3-R Highway Commercial Zoning District the nearest property line of which is within sixty feet (60’) of any land Zoned R-1 (Single Family) and also within one hundred seventy five feet (175’) of any land Zoned R-3 or R-4 (Multifamily).

SECTION 4. ENFORCEMENT

The provisions of this Ordinance shall be enforced by the Police Department of the CITY OF COLUMBUS, Mississippi, or any designee thereof.

SECTION 5. PENALTIES.

Any person who shall be found to have violated this article shall be subject to a fine not exceeding \$1,000.00 or imprisonment not exceeding 90 days or both.

SECTION 6. SEVERABILITY AND CAPTIONS

This Ordinance and the various parts, sections, subsections, phrases and clauses thereof are

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hereby declared to be severable. If any part, section, subsection, sentence, phrase or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby. The Captions included at the beginning of each Section are for convenience only and shall not be considered a part of this Ordinance.

SECTION 7. REPEAL

All resolutions, ordinances, orders or parts thereof in conflict in whole or in part with any of the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

SECTION 8. EFFECTIVE DATE

This Ordinance shall be effective on October 6, 2015.

ROBERT E. SMITH, SR., Mayor
CITY OF COLUMBUS

ATTEST:

MILTON RAWLE, SECRETARY/TREASURER

VIII. POLICY AGENDA:

A. Consider/Approve a Resolution to Authorize the Link to make Application on behalf of the City to Become Certified as an ACT WorkReady Community.

Council Member Box made a motion to approve a Resolution authorizing the LINK to make Application on behalf of the City of Columbus to become Certified as an ACT WorkReady Community. Council Member Gavin seconded the motion to adopt the foregoing Ordinance, and the question being put to a roll-call vote, the result was as follows:

Council Member Gene Taylor	voted: <u>YEA</u>
Council Member Joseph Mickens	voted: <u>YEA</u>
Council Member Charlie Box	voted: <u>YEA</u>
Council Member Marty Turner	voted: <u>YEA</u>
Council Member Kabir Karriem	voted: <u>YEA</u>
Council Member Bill Gavin	voted: <u>YEA</u>

THE RESOLUTION FOLLOWS:

A RESOLUTION OF THE MAYOR AND COUNCILMEMBERS OF THE
CITY OF COLUMBUS, MISSISSIPPI, TO AUTHORIZE AND DIRECT THE
GOLDEN TRIANGLE DEVELOPMENT LINK TO SUBMIT AN
APPLICATION ON BEHALF OF THE CITY OF COLUMBUS TO BECOME
CERTIFIED AS AN ACT WORKREADY COMMUNITY.

WHEREAS, the Mayor and City Council of Columbus, Mississippi (the "Council" of the "City"), acting for and on behalf of the City, hereby finds, determines, adjudicates and declares as follows:

1. Lowndes County, Mississippi (the "County"), has contracted with the Golden Triangle Development LINK, a Mississippi non-profit corporation (the "LINK"), for the LINK to provide economic development services to the County, including services related to workforce development, and in connection therewith, the County has assigned to the City and the City assumed from the County, a portion of such contractual rights and obligations of the County, in order that the LINK will provide such economic development services to the City, including services related to workforce development;

2. In furtherance of its obligation to provide economic development services to the City, the LINK has advised and recommended that the Council support the cultivation and development of improved workforce data and analysis through the application to become an ACT WorkReady Community;

3. Upon the advice and recommendation of the LINK, the Council desires to authorize and direct the LINK to submit an application on behalf of the City to become certified as an ACT WorkReady Community;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL AS FOLLOWS:

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SECTION 1. The Council hereby authorizes and directs the LINK to submit an application on behalf of the City to become certified as an ACT WorkReady Community.

SECTION 2. The Mayor, together with the Secretary-Treasurer of the City, are hereby authorized to do all things and to execute such instruments which are required of them or which any such officer, clerk, attorney or agent of the City deems necessary or desirable to effect the purposes of this resolution.

Councilmember **BOX** moved and Councilmember **GAVIN** seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Councilmember Gene A. Taylor	voted: <u>YES</u>
Councilmember Joseph W. Mickens, Sr.	voted: <u>YES</u>
Councilmember Charlie Box	voted: <u>YES</u>
Councilmember Marty Turner	voted: <u>YES</u>
Councilmember Kabir Karriem	voted: <u>YES</u>
Councilmember Bill Gavin	voted: <u>YES</u>

The motion having received the affirmative vote of a majority of the members present, the Mayor declared the motion carried and the resolution adopted this, the 6th day of October, 2015.

Columbus, Mississippi

Mayor, City of Columbus

ATTEST:

Secretary-Treasurer, City of Columbus
(SEAL)

B. Consider/Approve Adoption of Proposed Ordinance Regulating Hours of Operation of Certain Convenience Stores.

(See above)

C. Discuss/Approve Extension of Contract for Lawns, Etc.

Mike Anderson came forward and requested approval of a one-year extension of the Contract for Grounds Maintenance at Friendship Cemetery with Lawns, Etc. Council Member Taylor made a motion to approve the request to extend the contract for Grounds Maintenance at Friendship Cemetery with Lawns, Etc for one year, until September 30, 2016. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

D. Discuss/Approve Independent Contractor Agreement between the City of Columbus and Cindy Tidwell for Drug Court Case Manager work.

Leonardo Dismukes, Drug Court Coordinator, came forth and requested approval of an Independent Contractor Agreement between the City of Columbus and Cindy Tidwell as Drug Court Case Manager at a rate of \$15.00 per hour, not to exceed twenty (20) hours per week. Council Member Karriem made a motion to approve the request to contract with Cindy Tidwell as Drug Court Case Manager at a rate of \$15.00 per hour, not to exceed twenty (20) hours per week. Council Member Box seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

E. Discuss/Approve request to hire one (1) employee as a full-time temporary employee in the Municipal Court Division while the permanent employee is out on medical leave.

Council Member Karriem made a motion to hire Kristen Ewing as a full-time temporary Clerk in the Municipal Court Division at \$10.70 per hour, while the permanent Clerk is on medical leave. Council Member Turner seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

F. Discuss/Approve request to hire one (1) Laborer for the Public Works Department contingent on successful completion of the pre-employment medical examination and drug screen.

Council Member Turner made a motion to approve the request to hire Rickey Clay as a Laborer in the Public Works Department at the rate of \$10.00 per hour, contingent on successful completion of a pre-employment medical exam and drug screen. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

G. Discuss/Approve request to hire one (1) Clerk for the Code Enforcement Division contingent on successful completion of the pre-employment medical examination and drug screen.

Council Member Karriem made a motion to approve the request to hire Jarion J. Jones as Code Enforcement Clerk at \$10.70 per hour, contingent on successful completion of a 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.

H. Approve request to award Annual Bids.

Pat Mitchell requested that the Council award annual bids. Council Member Taylor made a motion to approve the annual bids, which will be effective October 7, 2015 through September 30, 2016. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

ANNUAL BIDS FOLLOWS:

I. DELETE

J. DELETE.

K. Discuss/Approve recommendations from the Planning Commission Meeting of September 14, 2015.

Permitted Use Request – P/U 15-08

**A. Stuart and Kallie Phillips
507 Island Road**

The Planning Commission recommends approval of request to allow a Recreational Vehicle Park, subject to compliance of all regulations.

Council Member Box 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 Recreational Vehicle Park, subject to compliance of all regulations. 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. The Mayor then asked if there was anyone present in the audience who wanted to be heard in opposition to the Motion. Nobody came forward and the Mayor then called for a vote.

All Council Members voted in favor of the motion.

The motion carried.

L. Conduct Hearing on Overgrown Lots and Dilapidated Houses.

**DONALD JENNINGS
607 Oak Street
Case Number 15-100 Debris/rubbish**

The General Counsel called cause number **15-100**. Donald Jennings appeared and requested that the City clean up the burned debris. The General Counsel and Council Members remarked that this process will be costly if the City cleans up the property. The owner then remarked that he understood and still wants the City to clean up the property. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanness 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 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 Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

JOYCE ORR
509 – 15th Street North
Case Number 15-328 Unsafe structure, property maintenance code violation,
Dilapidated building

The General Counsel called cause number **15-328**. Joyce Orr appeared and requested a **45-day extension** to remediate the property. Code Enforcement Officer Tomarris Jones concurred with this request and recommended the 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 Karriem 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 and remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) 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.

JERRY VAUGHN-ET AL.
1618 – 10th Avenue North
Case Number 15-337 Burned Structure

The General Counsel called cause number **15-337**. 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 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 Box seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

STATE OF MS TAX SALE
8th Avenue North
Case Number 15-375 Vegetation

The General Counsel remarked that Chris Hemphill requested that this case be removed from the docket.

SARAH GUNTER
13th Street South
15-376 Vegetation

The General Counsel called cause number **15-376**. 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 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 Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

OTIS/YOLONDA SHERROD
609 Pear Street
Case Number 15-380 Vegetation

The General Counsel called cause number **15-380**. 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 Turner 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 Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

STEPHEN JOHNSTON
1216 – 11th Avenue South
Case Number 15-381 Vegetation

The General Counsel called cause number **15-381**. 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 Box 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 Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

LEON AND GEORGIA MORANT
21st Street North
Case Number 15-393 Vegetation

The General Counsel called cause number **15-393**. 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 Turner 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 Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

SHIRLEY THOMPSON
1404 21st Street North
Case Number 15-394 Vegetation

The General Counsel called cause number **15-394**. 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 Turner 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 Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

OR Inc.
Forrest Blvd.
Case Number 15-367 Vegetation

The General Counsel called cause number **15-367**. 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 Box 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 Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

CAYMRAN CUMMINGS
823 – 5th Avenue South
Case Number 15-374 Vegetation

The General Counsel called cause number **15-374**. 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 Box 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 Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

FLISHA HOLT
1424 – 13th Avenue North
Case Number 15-377 Vegetation

The General Counsel called cause number **15-377**. 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 Box 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 Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

FLISHA HOLT
1424 – 13th Avenue North
Case Number 15-392 Vegetation

The General Counsel called cause number **15-392**. 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 Box 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-

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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.

BRUCE MOELLENHOFF
1094 Southdown Parkway
Case Number 15-399 Vegetation

The General Counsel called cause number **15-399**. Bruce Moellenhoff appeared but remarked that this is not his property; however, he did remediate the property because he received the notice. Mike Jago came forward and remarked that the property has been vacant for some time. Code Enforcement Officer Tomarris Jones apologized for the mix-up and remarked that he would research for the owner. Council Member Gavin made a motion to table this case. Council Member Karriem seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

HANI ALHABBASH
410 Forest Glen Road
Case Number 15-410 Vegetation

The General Counsel called cause number **15-410**. 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 Box 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 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

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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**