



City of Laurel

401 N. 5th Avenue
Laurel, MS 39440
www.laurelms.com

Regular Meeting Minutes City Council

Tuesday, March 20, 2018

9:00 AM

Council Chambers

CALL TO ORDER

Present: 7 - Councilperson Jason Capers, Councilperson Tony Wheat, Vice President Tony Thaxton, Council President George Carmichael, Councilperson Travares Comegys, Councilperson Stacy Comegys and Councilperson Anthony Page

Staff: 4 - Mayor Johnny Magee, City Attorney Deidra Bassi, City Council Clerk Sharon King and Deputy Council Clerk Judith Denham

PRAYER

Councilman Anthony Page

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

APPROVAL OF MINUTES

A. [ID 18-2948](#)

March 6, 2018

Attachments: [Col Minutes of 030618](#)

A motion was made by Vice President Tony Thaxton, seconded by Councilperson Stacy Comegys, that the Minutes be approved. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

1. CONFIRMATION OF AGENDA

A motion was made by Councilperson Travares Comegys, seconded by Councilperson Tony Wheat, that the agenda be approved as amended. Upon roll call vote the President declared the motion carried by the results as follows:

Add Agenda Item 4P, Consider adopting an Order approving the travel to the LPA Project Development Manual Training in Ridgeland, MS.

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

2. PRESENTATION AGENDA

A. [ID 18-2926](#)

Monthly Report of Privilege Taxes issued for the month of February, 2018.

Attachments: [cover letter](#)

[BL Monthly Transaction Report - 4204](#)

[new business license list](#)

There came on before the City Council a report of privilege licenses that have been issued for the month of February 2018. This report can be reviewed in the City Clerk's office.

B. [ID 18-2949](#)

Monthly Budget and Purchasing Certification for the month of February, 2018.

Attachments: [CERTIFICATION FY17APR](#)
[SALESTAX 2018](#)
[TOURISMTAX 2018](#)
[REVENUE 2018](#)

Mary Ann Hess, City Clerk/Finance Director, presented the following Budget and Purchasing Certification for February 2018.

3. PUBLIC AGENDA**A. PUBLIC HEARING****1. SET PUBLIC HEARING****A. [ID 18-2958](#)**

Consider adopting an Order to set a date of April 17, 2018 to conduct a public hearing in regard to the properties listed to determine whether or not the properties are in such a state of uncleanness so as to be a menace to the public health and safety of the community.

- a) James Wash, property in need of demolition at 907 ½ S 7th Ave, PPIN 12832, WD 6
- b) On Point LLC, overgrown property at 1828 Lindsey Ave, PPIN 10414, WD 4

Attachments: [setsforapril172018](#)

A motion was made by Councilperson Jason Capers, seconded by Councilperson Travares Comegys, that the Order to Set Hearing be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

2. CONDUCT PUBLIC HEARING

A motion was made by Councilperson Jason Capers, seconded by Councilperson Travares Comegys, to conduct a public hearing. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

A. [ID 18-2963](#)

Consider adopting a Resolution to conduct a public hearing on March 20, 2018 in regard to the property at 108 W 13th St, which is owned by Freddie Dykes, to determine whether or not the property is in such a state of uncleanness so as to be a menace to the public health and safety of the community. This property contains a dilapidated structure. WARD 5.

Attachments: [freddiedykesresolution32018](#)

A motion was made by Councilperson Stacy Comegys, seconded by Councilperson Travares Comegys, that the Resolution be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

B. CITIZENS HEARING**C. CITIZENS FORUM**

President Carmichael recognized Faye Jackson, 30 Country Club Drive, Ms. Jackson spoke in agreement with Anthony Hudson of the need of a Black History Museum in the city of Laurel.

4. POLICY AGENDA

A. [ID 18-2946](#)

Consider adopting an Order for approval to advertise for bids for one Storm Pump that is needed for the Massey Wastewater Treatment Plant.

Attachments: [Order-Advertise for Bids for Replacement Valve for 12th Street Elevated Tank](#)

A motion was made by Councilperson Jason Capers, seconded by Councilperson Travares Comegys, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

B. [ID 18-2945](#)

Consider adopting an Order to advertise for bids for a replacement valve for the 12th Street Elevated Tank.

Attachments: [Order-Advertise for Storm Pump for Massey WWTP](#)

A motion was made by Councilperson Jason Capers, seconded by Councilperson Travares Comegys, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

C. [ID 18-2966](#)

Consider adopting a Resolution to approve Professional Service Contract with Neel-Schaffer for the Geotechnical Investigation of the Gibson's Property.

Attachments: [Resolution for Professional Services Contract for Geotechnical Investigation of Gibson's Property](#)
[Letter of Agreement for Neel Schaffer Gibson's Property](#)

A motion was made by Councilperson Jason Capers, seconded by Councilperson Travares Comegys, that the Resolution be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

D. [ID 18-2947](#)

Consider adopting an Order allowing Melicia Shaw Cooper to attend the 13th Annual Conference on Crimes Against Women in Dallas, TX on April 16-19, 2018.

Attachments: [13th Annual Conference on Crimes Against ORDER](#)

A motion was made by Councilperson Travares Comegys, seconded by Councilperson Stacy Comegys, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

E. [ID 18-2953](#)

Consider approving the Second reading and adopting an amended Ordinance enlarging, extending, and defining the corporate limits and boundaries of the City of Laurel, Jones County, Mississippi, specifying the improvements to be made in the annexed territory and the municipal or public services to be rendered therein; and for other purposes related thereto.

Attachments: [ANNEXATION2018OrdinanceAmendedSecondReadingMar2018.doc](#)

A motion was made by Councilperson Travares Comegys, seconded by Councilperson Jason Capers, that the Ordinance be approved on second reading. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

Enactment No: 1675-2018

F. [ID 18-2950](#)

Consider adopting the Second reading of an Ordinance amending Ordinance #1415-2002, #1497-2007, #1527-2008, #1542-2009, #1569-2010, #1583-2011, #1595-2012, #1603-2013, #1616-2014, #1624-2016, AND #1655-2017 from Chapter 25, “WATER”, of the Laurel Code of Ordinances pertaining to Article IV. “RATES AND CHARGES”, Section 25-53: WATER RATES

Attachments: [ordinance - water 18](#)

A motion was made by Councilperson Tony Wheat, seconded by Councilperson Jason Capers, that the Ordinance be approved on second reading. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 5 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael and Stacy Comegys

Nay: 2 - Travares Comegys and Anthony Page

Enactment No: 1676-2018

G. [ID 18-2951](#)

Consider adopting the Second reading of an Ordinance amending Ordinance Nos. 675-1973, 1416-2002, 1422-2002, 1528-2008, 1541-2009, 1568-2010, 1584-2011, 1594-2012, 1604-2013, 1615-2014, 1635-2016 AND 1656-2017 from Chapter 20, “SEWERS”, of the Laurel Code of Ordinances pertaining to Article I, “SEWER CONNECTIONS”, Section 20-11: SEWER RATE SCHEDULE.

Attachments: [ordinance - sewer 18](#)

A motion was made by Councilperson Tony Wheat, seconded by Councilperson Jason Capers, that the Ordinance be approved on second reading. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 5 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael and Stacy Comegys

Nay: 2 - Travares Comegys and Anthony Page

Enactment No: 1677-2018

H. [ID 18-2961](#)

Consider adopting an Order to grant a one year special exception to Mallori and Jim Rasberry to allow the use of their one-bedroom guest house at 1118 N 6th Ave as a rental under Airbnb. This property is zoned R-1 which does not allow dependencies or use of a dependency as a bed and breakfast. WARD 2

Attachments: [rasberryspecialexception2018](#)

A motion was made by Councilperson Tony Wheat, seconded by Councilperson Travares Comegys, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

I. [ID 18-2954](#)

Consider adopting a Resolution establishing the position of Substitute Municipal Court Prosecutor and Appointing Mr. Andrew Cardwell to that position.

Attachments: [RESMunicipalCourtProsecutorSubstituteEstablishedAppointCardwell2018.doc](#)
[RESMunicipalCourtProsecutorSubstituteEstablished2018AppointCardwellExhibitABio.doc](#)

A motion was made by Councilperson Jason Capers, seconded by Councilperson Tony Wheat, that the Resolution be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

J. [ID 18-2956](#)

Consider adopting a Resolution to award the construction of the Healthy Heroes Initiative #2 Police Training Academy walking track.

Attachments: [BLUECROSSANDBLUESHIELDHealthyHeroes2017RESAwardBidForConstructionWalkingTrack.docx](#)
[RESWalkingTrackAwardBidAttachmentNeelSchafferBidTabulation.pdf](#)

A motion was made by Councilperson Jason Capers, seconded by Councilperson Travares Comegys, that the Resolution be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

K. [ID 18-2965](#)

Consider adopting an Order approving expenses incurred by the elected officials and clerks while attending the Mississippi Municipal League Annual Summer Conference in Biloxi, MS on June 24-27, 2018.

Attachments: [ORDER approving MML travel 032018](#)

A motion was made by Councilperson Travares Comegys, seconded by Councilperson Anthony Page, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

L. [ID 18-2964](#)

Consider adopting an Order approving an increase in the mileage reimbursement rate in accordance with IRS regulations.

Attachments: [order - mileage reimb increase17](#)

A motion was made by Councilperson Jason Capers, seconded by Vice President Tony Thaxton, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

M. [ID 18-2952](#)

Consider adopting an Order approving the application of the Essmueller Company for renewal of a Tax Exemption on the Freeport Warehouse.

Attachments: [Freeport Warehouse Order Essmueller 3-2018](#)
[Application for Freeport 2018](#)

A motion was made by Councilperson Tony Wheat, seconded by Vice President Tony Thaxton, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

N. [ID 18-2957](#)

Consider adopting an Order approving an application for a Tax Exemption on Ad Valorem for Masonite Corporation.

Attachments: [ORDER APPROVING AD VALOREUM MASONITE 2018](#)
[2018 MASONITE APPLICATION](#)
[EXHIBIT A 2018](#)

A motion was made by Councilperson Stacy Comegys, seconded by Councilperson Travares Comegys, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

O. [ID 18-2960](#)

Consider adopting an Order to approve lot cleaning assessments on the following properties:

- A. Cleaning of property belonging to Elaine Landcaster, located at 321 N Pine St.
Total Cost including \$75 administrative fee \$180 WD 5
- B. Cleaning of property belonging to Eagle Investments LLC, located at 130 W Kingston St. Total Cost including \$75 administrative fee \$180 WD 5
- C. Cleaning of property belonging to Thelma Lampley, located at 213 S Pine St.
Total Cost including \$75 administrative fee \$180 WD 5
- D. Cleaning of property belonging to Pine Hills Land Co, located at 136 Elm St.
Total Cost including \$75 administrative fee \$180 WD 5
- E. Cleaning of property belonging to Stephen Sumrall, located at 1935 N 1st Ave.
Total Cost including \$75 administrative fee \$180 WD 4
- F. Cleaning of property belonging to Dionysys LLC, located at 1642 N 1st Ave.
Total Cost including \$75 administrative fee \$180 WD 4
- G. Cleaning of property belonging to Pace Property Investments LLC, located at 2005 Lindsey Ave.. Total Cost including \$75 administrative fee \$180 WD 4
- H. Cleaning of property belonging to Vera Quan, located at 1831 Congress St.
Total Cost including \$75 administrative fee \$519 WD 1

Attachments: [lotcleaningassessmentsformarch202018](#)
[backupformarch202018assessments20180312_15491780](#)

A motion was made by Councilperson Travares Comegys, seconded by Councilperson Tony Wheat, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

P. [ID 18-2967](#)

Consider adopting an Order approving the travel to the LPA Project Development Manual Training in Ridgeland, MS.

Attachments: [order - travel LPA Jackson](#)

A motion was made by Vice President Tony Thaxton, seconded by Councilperson Travares Comegys, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

5. ROUTINE AGENDA**A. [ID 18-2962](#)**

Consider adopting an Order to ratify the publication of notice of hearing for the March 8, 2018 Zoning public hearing. This was inadvertently omitted from the March 6, 2018 hearing.

Attachments: [phz0318](#)

A motion was made by Councilperson Tony Wheat, seconded by Vice President Tony Thaxton, that the Order be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

B. [ID 18-2959](#)

Consider adopting a Resolution to approve the Claims Docket.

Attachments: [CLAIMS DOCKET RESOLUTION ONLY](#)
[WARRANT MARCH 20 2018](#)
[CLAIMS DOCKET MARCH 20 2018](#)

A motion was made by Councilperson Tony Wheat, seconded by Councilperson Stacy Comegys, that the Resolution be adopted. Upon roll call vote the President declared the motion carried by the results as follows:

Yea: 7 - Jason Capers, Tony Wheat, Tony Thaxton, George Carmichael, Travares Comegys, Stacy Comegys and Anthony Page

EXECUTIVE SESSION

With no objections to adjourning, the President George Carmichael declared the meeting adjourned to Tuesday, April 3, 2018 this the 20th day of March, A. D., 2018.

PRESIDENT OF THE COUNCIL
COUNCILPERSON WARD 4

COUNCILPERSON WARD 1

COUNCILPERSON WARD 5

COUNCILPERSON WARD 2

COUNCILPERSON WARD 6

COUNCILPERSON WARD 3

COUNCILPERSON WARD 7

ATTEST:

CLERK OF THE COUNCIL

MAYOR

ATTEST:

CITY CLERK
