



City of Laurel

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

Regular Meeting Minutes City Council

Tuesday, April 17, 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: 3 - Mayor Johnny Magee, City Attorney Deidra Bassi and City Council Clerk Sharon King

Staff Absent: 1 - Deputy Council Clerk Judith Denham

PRAYER

Councilman Tony Wheat

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

APPROVAL OF MINUTES

A. [ID 18-2988](#) April 3, 2018

Attachments: [CoL Minutes 040318](#)

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

Move Agenda Item 4D to Executive Session., Consider adopting a Resolution committing the City of Laurel to a Services & Facilities Plan for annexation of areas specified in amended Ordinance No. 1675-2018.

Add Agenda Item 4P., Consider adopting an Order for approval oto re-advertise for bids for replacement valve for 12th Street Elevated Tank.

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

2. PRESENTATION AGENDA

A. [ID 18-2987](#)

Monthly Report of Privilege Taxes issued for the month of March 2018.

Attachments: [cover letter](#)

[BL Monthly Transaction Report - 8413](#)

[new business .license list](#)

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

B. [ID 18-2990](#)

Monthly Budget Certification for the month of March 2018.

Attachments: [CERTIFICATION FY17APR](#)

[SALESTAX 2018](#)

[TOURISMTAX 2018](#)

[REVENUE 2018](#)

Mary Ann Hess, City Clerk/Finance Director, presented the following Budget and Purchasing Certification:

3. PUBLIC AGENDA**A. PUBLIC HEARING****1. SET PUBLIC HEARING****A. [ID 18-2994](#)**

Consider adopting an Order to set a date of May 22, 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 uncleanliness so as to be a menace to the public health and safety of the community.

- a) Donald Hutchings, overgrown property at lot located on Susie B. Ruffin Ave, PPIN 15683, WD 4
- b) Bernice Cooley, garbage on property at 325 W 17th St., PPIN 9659, WD 4
- c) Simon Shanks, overgrown property at 807 N. Meridian Ave, PPIN 12683, WD 5
- d) Ranson Stokes, overgrown property at 938 N Meridian Ave, PPIN 15682, WD 5
- e) Jermaine Newell, overgrown property at 2125 Center Ave, PPIN 14885, WD 7
- f) Romas McClain, overgrown property at 2103 Center Ave, PPIN 11090, WD 7

Attachments: [setsformay222018](#)

A motion was made by Councilperson Jason Capers, seconded by Councilperson Stacy Comegys, that the Order to Set Hearings 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 Travares Comegys, seconded by Councilperson Tony Wheat, 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 18-2995](#)

Consider adopting a Resolution to conduct a public hearing on April 17, 2018 in regard to the property at 907 ½ S 7th Ave, which is owned by James Wash, to determine whether or not the property is in such a state of uncleanliness so as to be a menace to the public health and safety of the community. This property contains a dilapidated structure. WARD 6.

Attachments: [jameswashresolutiondemo41718](#)

A motion was made by Councilperson Jason Capers, seconded by Councilperson Travares Comegys, that the Resolution adopted as amended, granting a 45 days extension. 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 18-2996](#)

Consider adopting a Resolution to conduct a public hearing on April 17, 2018 in regard to the property at 1828 Lindsey Ave, which is owned by On Point LLC, 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. WARD 4

Attachments: [onpointllcresolutionlindsey41718](#)

A motion was made by Councilperson Travares Comegys, seconded by Council President George Carmichael, 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****4. POLICY AGENDA****A. [ID 18-2986](#)**

Consider adopting an Order accepting various donations for improvement of Leontyne Price Park.

Attachments: [ORDER FOR LEONTYNE PRICE PARK DONATIONS](#)

A motion was made by Councilperson Jason Capers, 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

B. [ID 18-2984](#)

Consider approving an Order accepting a donation to the Parks & Recreation Dept.

Attachments: [ORDER](#)
[reciept for donation](#)

A motion was made by Councilperson Stacy 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

C. [ID 18-3009](#)

Consider adopting an Order accepting a donation of bricks to be used for Ward 4 Projects.

Attachments: [Order accepting Ward 4 donations](#)

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

E. [ID 18-3001](#)

Consider adopting a Resolution granting authority to advertise for construction of the Free Skate of Jones Skate Park Project.

Attachments: [RESOLUTION-Auth to Adv.doc](#)

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

F. [ID 18-2991](#)

Consider adopting an Order authorizing travel by members of the Laurel Fire Department to Holden, Louisiana for examination and acceptance of the City's new ladder truck.

Attachments: [ORDLFDTravelToLouisianaFireLadderTruckExaminationApril2018](#)

A motion was made by Councilperson Stacy 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

G. [ID 18-2999](#)

Consider adopting an Order authorizing travel by members of the Laurel Fire Department to Mobile, Alabama for servicing of fire trucks.

Attachments: [ORDLFDTravelToAlabamaFireTruckMaintenanceApril2018.doc](#)

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

H. [ID 18-2992](#)

Consider adopting an Order authorizing the appointment of Mrs. Kathy Posey as the Representative of Ward Three on the Tree Board for the City of Laurel.

Attachments: [ORDAppTreeBoard2018Posey.doc](#)
[ORDAppTree BoardPosey2018ExhibitABio.docx](#)

A motion was made by Vice President Tony Thaxton, 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

I. [ID 18-3006](#)

Consider adopting an Order approving the purchase of a full page ad in the National Oak Park High School Alumni Association Booklet.

Attachments: [ORDER approving purchase of Oak Park Ad](#)
[Oak Park Ad Exhibit](#)

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

J. [ID 18-3002](#)

Consider adopting a Resolution approving advertising for bids for landfill chipping.

Attachments: [RESOLUTION](#)
[Notice to dealers in landfill services](#)

A motion was made by Councilperson Travares Comegys, 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

K. [ID 18-2997](#)

Consider adopting the Second reading of an Ordinance abandoning the unused alleys and streets in Lake View Addition which is further described hereinafter.

Attachments: [abandonstreetsinlakeviewsecondreading](#)
[attachmentrelakeview2nd20180406_15524408](#)

A motion was made by Vice President Tony Thaxton, seconded by Councilperson Tony Wheat, 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: 1678-2018

L. [ID 18-2998](#)

Consider adopting the Second Reading of an Ordinance removing the one-way traffic designation from that section of West 12th Street from 3rd Avenue to 5th Avenue.

Attachments: [secondreadingofordinanemaking12thstreetatwowaystreet](#)

A motion was made by Councilperson Stacy Comegys, seconded by Councilperson Tony Wheat, 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: 1679-2018

M. [ID 18-3005](#)

Consider adopting an Order to approve certain budget amendments to the FY 2018 budget.

Attachments: [Budget Amendment Order](#)
[Budget Amendment List](#)

A motion was made by Vice President Tony Thaxton, 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

N. [ID 18-3004](#)

Consider adopting an Order to approve advertisement for Semi-Annual Bids to be publicly opened May 3, 2018 at 10:00 a.m. in the City Clerk's Office.

Attachments: [Order - Semi Annual 2018](#)
[Notice To Bidders 2018 Semi](#)

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

O. [ID 18-2993](#)

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

- A. Cleaning of property belonging to Wu Fu Hua Wang, which is located at 1609 Congress St. Total Cost including \$75 administrative fee \$603 WD 1
- B. Cleaning of property belonging to Jimmie Rayford, which is located on Elm St. Total Cost including \$75 administrative fee \$150 WD 5
- C. Cleaning of property belonging to Gery Marcombe, which is located on Pine St. Total Cost including \$75 administrative fee \$150 WD 5
- D. Demolition and the cleaning of property after demolition in relation to property belonging to Sherren Taylor, which is located at 336 N 14th Ave. Total Cost including \$75 administrative fee \$3509.80 WD 6

Attachments: [lotcleaningassessmentsforapril172018](#)
[Lotcleaningbackupforapril172018](#)

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

P. [ID 18-3012](#)

Consider adopting an Order for approval to re-advertise for bids for a replacement valve for the 12th Street Elevated Tank. No bids were received at bid opening on April 16th, 2018.

Attachments: [Order Readvertising Bids on 12th Street Elevated Tank](#)
[Exhibits for 12th Street Elevated Water Tank](#)

A motion was made by Vice President Tony Thaxton, 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

5. ROUTINE AGENDA**A. [ID 18-3003](#)**

Consider adopting a Resolution to approve the claims docket.

Attachments: [CLAIMS DOCKET RESOLUTION ONLY](#)
[WARRANT APRIL 17 2018](#)
[CLAIMS DOCKET APRIL 17 2018](#)

A motion was made by Councilperson Travares Comegys, 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

Councilperson Wheat moved, seconded by Councilperson T. Comegys that the Council move into Closed Session to discuss the necessity of an Executive Session. Upon roll call vote, the result was as follows:

YEAS: Capers, Wheat, Thaxton, Carmichael, S. Comegys, T. Comegys, Page

The President thereupon declared the motion carried and the Council to be in Closed Session, this the 17th day of April, A. D., 2018.

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Following discussion, Councilperson Thaxton moved, seconded by Councilperson S. Comegys that the Council move into Executive Session for the purpose of annexation litigation. Upon roll call vote, the result was as follows:

YEAS: Capers, Wheat, Thaxton, Carmichael, S. Comegys, T. Comegys, Page

The President thereupon declared the motion carried and the Council to be in Executive Session, this the 17th day of April, A. D., 2018.

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Upon motion by Councilperson T. Comegys, seconded by Councilperson Capers all Council Members present voting aye, the President declared the meeting to be back in Open Session, this the 17th day of April, A.D., 2018.

D. [ID 18-3000](#)

Consider adopting a Resolution committing the City of Laurel to a Services & Facilities Plan for Annexation of areas specified in Amended Ordinance No. 1675-2018.

Attachments: [PendorffAnnexation2018RESAdoptFacilitiesPlanApril2018.docx](#)
[Services and Facilities Plan - April 17 2018](#)

A motion was made by Vice President Tony Thaxton, 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