

# City of Pearl

2420 Old Brandon Road  
Pearl, MS 39288-5948  
Office: (601) 932-2262



## Meeting Minutes - Final

**Tuesday, October 17, 2023**

**6:00 PM**

**Council Chambers**

### **Mayor and Board of Aldermen**

***JAKE WINDHAM***  
*Mayor*

***KELLY SCOUTEN***  
*City Clerk*

***VACANT - Alderman-at-Large***  
***SAMMY WILLIAMS - Alderman Ward 1***  
***KEITH DENNIS - Alderman Ward 2***  
***JOHNNY STEVERSON - Alderman Ward 3***  
***CASEY FOY - Alderman Ward 4***  
***DWIGHT KNIGHT - Alderman Ward 5***  
***VACANT - Alderman Ward 6***

**6:00 P.M.**

**CALL TO ORDER**

**ROLL CALL**

- Present:** Alderman McHenry  
Alderman Dennis  
Alderman Steverson  
Alderman Foy  
Alderman Gill  
Mayor Windham  
Alderman Knight
- Absent:** Alderman Williams

**PRAYER**

**PLEDGE**

**ACKNOWLEDGEMENTS**

Police Officer of the Month Lieutenant Mark Mooney  
 Employee of the Month Assistant Office Manager at Public Works Leslie McMillan

**APPROVAL OF CONSENT AGENDA ITEMS:**

All items under this heading will be considered to be approved with one motion and one vote. If further discussion is desired on any item, it will automatically be removed from the consent agenda and will be considered as a general business item.

**Approval of the Consent Agenda**

Upon motion by Alderman Gill and seconded by Alderman Knight, the following items were approved and adopted as the Orders of the Board by majority affirmative vote ("Aye") of the Alderman present:

- Aye:** Alderman McHenry, Alderman Dennis, Alderman Steverson, Alderman Foy, Alderman Gill, and Alderman Knight
- Absent:** Alderman Williams

1.  
approve.
2.  
approve.
3.  
approve.
4.  
approve.

5.

approve.

6.

approve.

7. Order to approve contract Change Order #1 and Contract Change Order #2 from Hemphill Construction Company on the FY21 Water Distribution Improvements Project and to authorize Mayor Windham to sign the same.

approve.

8. Order to approve and authorize payment in the amount of \$95,680.10 to Heflin Engineering (\$12,000.00) and Hemphill Construction Company (\$83,680.10) for the SRF Water System Improvements Project. (Pay App #3)

approve.

9.

approve.

10.

approve.

11. Order to approve the Professional Services Agreement with Pickering Firm, Inc. on the Southeast Sanitary Sewer Improvements (Airport Road) project and to authorize Mayor Windham to sign all documents.

approve.

12. Order to approve the Professional Services Agreement with Pickering Firm, Inc. on the Grandview Heights Sewer Rehabilitation Project and to authorize Mayor Windham to sign all documents.

approve.

- 13. Order to approve and authorize payment to Joe Goddard Enterprises, LLC, in the amount of \$5,500.00 for the yearly inspection and maintenance service to the outdoor sirens and controllers.

Department Represented: Fire

Back Up Data: Click or tap here to enter text.

Purchasing Approval:

Budget Acct#: 001-160-605

*(MUST be initialed by Leia Cooper for purchases over \$5,000, which require Board approval, prior to submission to the Mayor.)*

SUBMITTED BY: Christa Billings

\_10/2/2023

MAYOR'S APPROVAL:           

*NOTE: SAVE COPY OF REQUEST AND BACK-UP FOR YOUR RECORDS*

approve.

- 14. Order to approve invoice package #19 from Pickering Firm, Inc. for \$31,827.31 on the Pearl-Richland Intermodal Bridge Project.

approve.

- 15. Order to approve Pay App #4 for \$488,885.00 from PATH Company relating to the LED Energy Savings Project.

approve.

16. Order to approve and authorize the purchase of (1) Skid water tank along with hoses and other components from MTECH, Inc., in the amount of \$7,180.00, to be used with the Fire Department's UTV.  
approve.
17.  
approve.
18.  
approve.
19.  
approve.
20.  
approve.
21.  
approve.
22. Request to purchase 4 new License Plate Reader (LPR) mobile cameras and warranty from Insight LPR LLC in the amount of \$26765.00 from pearl Police Seizure Fund.  
approve.
23. Order to approve and authorize the police officers identified on the proposed part-time work schedule for November 2023, which is attached hereto and made a part hereof, the use of the official Pearl Police Department uniform and official Pearl Police Department duty weapon and finding that the proposed employment is not likely to bring disrepute to the City of Pearl, or the Pearl Police Department, the officers at issue, or law enforcement generally, and that the use of the official uniform and weapon in the discharge of the officer's private security endeavor promotes the public interest of the City of Pearl.  
approve.
24. Order to set public hearing for November 7, 2023 to consider a request from Justin McCardle for a Conditional Use Permit to allow him to operate a vehicle reconditioning business at 133 Paul Truitt Lane, Suite G, Pearl, Mississippi 39208.  
approve.
25. Order to adopt Patrick Farms Phase Ten final plat.  
approve.

**PUBLIC HEARINGS 21-19-11**

Determine whether or not the owners and those certain parcels of real property which are listed herein, are in such a condition or state as to be unsightly and un-kept or otherwise a menace to the public health and safety of the community, and therefore, prohibited, pursuant to Chapter 24 of the Code of Ordinances of the City of Pearl, Mississippi and Section 21-19-11 of the Mississippi Code of 1972, as Amended:

26. Odessa Terry Estate and Lonnie Terry Estate and located at 720 Old Whitfield Road, Pearl, Rankin County, Mississippi 39208.

Odessa Terry Estate and Lonnie Terry Estate were served with notice of the public hearing as required by law.

Community Development Director, Brad Robertson informed the Mayor and Board that the property owner had failed to keep the property in a manner to keep it from being an eye sore, unsightly and unkept or otherwise a menace to the public health and safety of the community. Paul Emerson appeared at the hearing on behalf of the property.

WHEREAS, said hearing was held at the time and place mentioned aforesaid, therefore:  
BE IT ORDERED AND RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PEARL, MISSISSIPPI THAT:

1) The required notice which was mailed and posted in relation to this hearing is hereby received and recorded and the City Clerk is directed to record said copy in the minutes of these proceedings.

2) The parcel of real property owned by Odessa Terry Estate and Lonnie Terry Estate, 702 Old Whitfield Rd., Pearl, Rankin County, Mississippi 39208, is hereby adjudicated, in its present condition, to be a menace to the public health and safety of the community for the reason that said property is in an unsafe, unsecure, and unclean condition with grass, weeds and other unsightly vegetation growing thereon and with debris present thereon, and said owner(s) has failed to remedy these hazardous, unsafe, unsecure, and unsightly conditions thereon.

3) That the Department of Community Development is hereby directed to post a copy of this Order on the property, and if said owner fails to bring said property into compliance by obtaining the necessary permits and by performing significant progress within ten (10) days of the date of this Order, then the Department of Public Works with the aid of the various departments of the City, including the Department of Community Development, to perform one or more or all of the following acts on and to said property to clean said lot and remedy the hazardous, unsafe and unsightly conditions thereon: Cutting grass, weeds, unsightly vegetation, cutting dead trees in danger of falling, filling cisterns, removing rubbish, dilapidated fences, outside toilets, demolishing and removing any dilapidated or unsafe or unsanitary buildings, including the dwelling, and other debris, and draining cesspools and standing water therefrom.

4) That the Director of Community Development is hereby directed to keep a careful and correct accounting of the cost of cleaning and remedying said lot and to report this accounting to the next regular meeting of the Mayor and Board of Aldermen after said property is cleaned and remedied in compliance with this Order.

5) That there should be and hereby is imposed and assessed against the subject property a penalty of One Thousand Five Hundred Dollars (\$1,500.00) or fifty percent (50%) of the actual cost, whichever is more, which the City Clerk shall cause to be included in the assessments for municipal ad valorem taxes.

6) This adjudication that the property or parcel of land is in need of cleaning will also authorize the municipality to reenter the property or parcel of land up to six (6) times in any twelve-month period with respect to removing dilapidated buildings, dilapidated fences and outside toilets, and up to twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the subject property, without any further hearing if notice is posted on the property or parcel of

land and at city hall or another place in the municipality where such notices are generally posted at least seven (7) days before the property or parcel of land is reentered for cleaning.7) That the Community Development Director shall continue his efforts in making contact with the owners.

This Motion was made by Alderman Gill and seconded by Alderman Dennis;The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman McHenry, Alderman Dennis, Alderman Gill, Alderman Foy, Alderman Steverson and Alderman Knight.

**Aye:** Alderman McHenry, Alderman Dennis, Alderman Steverson, Alderman Foy, Alderman Gill, Mayor Windham, and Alderman Knight

**Absent:** Alderman Williams

27. Jeffrey Pierce and located at 3352 Harle Street, Pearl, Rankin County, Mississippi 39208.

Jeffrey Pierce was served with notice of the public hearing as required by law.

Community Development Director, Brad Robertson informed the Mayor and Board that the property owner had failed to keep the property in a manner to keep it from being an eye sore, unsightly and unkept or otherwise a menace to the public health and safety of the community. Paul Emerson appeared at the hearing on behalf of the property.

WHEREAS, said hearing was held at the time and place mentioned aforesaid, therefore:  
**BE IT ORDERED AND RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PEARL, MISSISSIPPI THAT:**

- 1) The required notice which was mailed and posted in relation to this hearing is hereby received and recorded and the City Clerk is directed to record said copy in the minutes of these proceedings.
- 2) The parcel of real property owned by Jeffrey Pierce, 3352 Harle St., Pearl, Rankin County, Mississippi 39208, is hereby adjudicated, in its present condition, to be a menace to the public health and safety of the community for the reason that said property is in an unsafe, unsecure, and unclean condition with grass, weeds and other unsightly vegetation growing thereon and with debris present thereon, and said owner(s) has failed to remedy these hazardous, unsafe, unsecure, and unsightly conditions thereon.
- 3) That the Department of Community Development is hereby directed to post a copy of this Order on the property, and if said owner fails to bring said property into compliance by obtaining the necessary permits and by performing significant progress within ten (10) days of the date of this Order, then the Department of Public Works with the aid of the various departments of the City, including the Department of Community Development, to perform one or more or all of the following acts on and to said property to clean said lot and remedy the hazardous, unsafe and unsightly conditions thereon: Cutting grass, weeds, unsightly vegetation, cutting dead trees in danger of falling, filling cisterns, removing rubbish, dilapidated fences, outside toilets, demolishing and removing any dilapidated or unsafe or unsanitary buildings, including the dwelling, and other debris, and draining cesspools and standing water therefrom.
- 4) That the Director of Community Development is hereby directed to keep a careful and correct accounting of the cost of cleaning and remedying said lot and to report this accounting to the next regular meeting of the Mayor and Board of Aldermen after said property is cleaned and remedied in compliance with this Order.
- 5) That there should be and hereby is imposed and assessed against the subject property a penalty of One Thousand Five Hundred Dollars (\$1,500.00) or fifty percent (50%) of the actual cost, whichever is more, which the City Clerk shall cause to be included in the assessments for municipal ad valorem taxes.
- 6) This adjudication that the property or parcel of land is in need of cleaning will also authorize the municipality to reenter the property or parcel of land up to six (6) times in any twelve-month period with respect to removing dilapidated buildings, dilapidated fences and outside toilets, and up to twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the subject property, without any further hearing if notice is posted on the property or parcel of land and at city hall or another place in the municipality where such notices are generally posted at least seven (7) days before the property or parcel of land is reentered for cleaning.
- 7) That this property shall be brought into compliance no later than November 30,

2023.

This Motion was made by Alderman Gill and seconded by Alderman Steverson;The following members of the Board of Aldermen voted in favor of the Motion which became the Order of the Board: Alderman McHenry, Alderman Dennis, Alderman Gill, Alderman Foy, Alderman Steverson and Alderman Knight.

**Aye:** Alderman McHenry, Alderman Dennis, Alderman Steverson, Alderman Foy, Alderman Gill, Mayor Windham, and Alderman Knight

**Absent:** Alderman Williams

**28.** Jessie W. Kern Estate located at 837 Boston Road, Pearl, Rankin County, Mississippi 39208

Motion was made by Alderman Gill and seconded by Alderman Dennis to continue this matter to December 5, 2023. The following members of the Board of Alderman voted in favor of the Motion which became the Order of the Board:

**Aye:** Alderman McHenry, Alderman Dennis, Alderman Steverson, Alderman Foy, Alderman Gill, Mayor Windham, and Alderman Knight

**Absent:** Alderman Williams

**GENERAL BUSINESS**

**1.**

Motion was made by Alderman Foy and seconded by Alderman Gill to consider Executive Session to discuss personnel matters in the police department. The following members of the Board of Alderman voted in favor of the Motion which became the Order of the Board:

**Aye:** Alderman McHenry, Alderman Dennis, Alderman Steverson, Alderman Foy, Alderman Gill, Mayor Windham, and Alderman Knight

**Absent:** Alderman Williams

**EMERGENCY CONSIDERATION OF COMMITTEES, COMMISSIONS, AND BOARD MATTERS.**

**ADJOURN IN HONOR OF JOHN NIKOLIC**

A motion was made by Alderman Gill, and seconded by Alderman Knight, to adjourn the meeting in Honor of John Nikolic. The motion carried by the following vote:

**Aye:** Alderman McHenry, Alderman Dennis, Alderman Steverson, Alderman Foy, Alderman Gill, Mayor Windham, and Alderman Knight

**Absent:** Alderman Williams

The foregoing were adopted as, and became the Resolutions and Orders Governing Authorities of the City of Pearl, Mississippi on this the 17th day of October 2023.

WITNESS MY SIGNATURE on this the 7th day of November 2023.

\_\_\_\_\_  
Mayor

ATTEST AND CERTIFY:

\_\_\_\_\_  
City Clerk