

**MINUTES OF THE FIRST REGULAR SEPTEMBER MEETING OF THE
MAYOR AND BOARD OF ALDERMEN OF THE
CITY OF RIDGELAND, MISSISSIPPI
SEPTEMBER 5, 2006
6:30 P.M.**

The Mayor called the first regular September meeting of the Mayor and Board of Aldermen to order. Present were Mayor Gene F. McGee, Alderman Linda Davis, Alderman Gerald Steen, Alderman Ken Heard, Alderman Chuck Gautier, Alderman Kevin Holder, Alderman Larry Roberts, Alderman Scott Jones, City Clerk David W. Overby, and City Attorney James Gabriel. The meeting opened with an invocation and the Pledge of Allegiance.

The Mayor recognized Officer Marquetta Hughes as "Officer of the Month" for the month of July.

Next, Charles Bryan, Customer Service Regional Manager of Entergy Mississippi, Inc., came forward and presented the Mayor with a print acknowledging the one-year anniversary of Hurricane Katrina and the community support given to Entergy Mississippi during the restoration of power following our nation's greatest natural disaster.

The Mayor and Board were furnished copies of the minutes from the August 17, 2006 Zoning Board meeting and the August 22, 2006 Architectural Review Board meeting.

The first order of business was the matter of accepting the minutes from the August 15, 2006 regular board meeting and the August 23, 2006 special board meeting. The minutes were accepted with no corrections.

2007 TAXING AND SPENDING PLAN

There next came for consideration the matter of adopting the City of Ridgeland's FY2006 taxing and spending plan. Alderman Steen moved to adopt an Order approving the proposed budget for fiscal year 2007. A copy of said order is attached hereto as Exhibit "A".

The Motion was seconded by Alderman Gautier and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

ORDER TO LEVY TAX MILLAGE FOR FISCAL YEAR 2007

There next came for consideration the matter of approving a tax levy for the City of Ridgeland's ad valorem taxes for Fiscal Year 2007. Alderman Jones moved to adopt an Order approving a tax levy of 20.03 mills for the fiscal year beginning October 1, 2006 and ending September 30, 2007. A copy of the order is attached hereto as Exhibit "B".

The Motion was seconded by Alderman Holder and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

CODE ENFORCEMENT HEARING/124 NORTH MAGNOLIA STREET

There next came for consideration the matter of a scheduled code enforcement hearing for property owned by Terry Butler and located at 124 North Magnolia Street regarding said property’s state of uncleanliness that has been determined to be a menace to the public health and safety of the community. Pursuant to Section 21-19-11, Mississippi Code of 1972, Bryan Johnson, the City of Ridgeland Code Enforcement Officer, presented various certified letters and hearing notices that had been sent to the owner who was not present. After reviewing said documents, Alderman Gautier moved to authorize the Community Development Department to apply the proper code enforcements. Copies of the documents are attached hereto as Exhibit “C”.

The Motion was seconded by Alderman Steen and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

REQUEST FOR DIMENSIONAL VARIANCE/PAUL HOPPING

There next came for consideration the matter of a request to appeal the Zoning Board’s decision to deny petition for dimensional variance filed by Paul Hopping to change the dimensional requirements for property located at 426 Christine Drive reducing the number of parking spaces required by the Zoning Ordinance. Alderman Gautier moved to grant said variance and that the property be designated Class A Non-Conforming.

The Motion was seconded by Alderman Jones and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Nay
Alderman Jones	Aye

The Mayor then declared the Motion carried.

Alderman Roberts stated that his “Nay” vote was due to conflict of interest.

At this time, City Attorney James Gabriel told the Mayor and Board that an error had been made and that the petition filed by Paul Hopping for a Dimensional Variance to change the dimensional requirements for his aforementioned property reducing the number of parking spaces should be for a Special Exception and Conditional Use permit and recommended that Alderman Gautier rescind his original motion to grant a Dimensional Variance for Mr. Hopping’s property located at 426 Christine Drive.

Then, Alderman Gautier made a motion to rescind his previous motion and that a Special Exception and Conditional Use Permit be granted allowing 35 parking spaces as long as the property is used as a storage facility and that the property be designated Class A Non-Conforming. Copies of documents related to this matter are attached hereto as Exhibit “D”.

The Motion was seconded by Alderman Jones and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Nay
Alderman Jones	Aye

The Mayor then declared the Motion carried.

Alderman Roberts stated that his “Nay” vote was due to possible conflict of interest.

BELK/EXTENDED SUNDAY HOURS

There next came for consideration the matter of a request by Belk department store for extended Sunday hours at their location in Northpark Mall. Alderman Steen moved to grant the request to extend Belk’s Sunday hours from 11:00 a.m. to 7:00 p.m. effective October 1, 2006 through December 31, 2006. Copies of the request and a calendar showing Sunday and daily hours are attached hereto as Exhibit “E”.

The Motion was seconded by Alderman Gautier and a vote was taken thereon as follows:

Alderman Davis	Nay
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

BUILDING CODE VARIANCE/BRIDGEWATER SUBDIVISION

There next came for consideration the matter of a request by Sebastian Giurintano for dimensional variances, regarding guardrails, balustrades, and handrails, from the 2003 International Residential Code for Lot #28 located in Bridgewater Subdivision. Alderman Heard moved to grant said request, a copy of which is attached hereto as Exhibit "F".

The Motion was seconded by Alderman Steen and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Nay
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

BUILDING CODE VARIANCE/466 GREENWOOD LANE

There next came for consideration the matter of a request for variances for property located at 466 Greenwood Lane. After discussion, Alderman Jones moved to grant a variance which would allow a 34 inch distance from the front porch to the ground.

The Motion was seconded by Alderman Steen and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Nay
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

SITE PLAN APPROVALS

There next came for consideration the matter of reviewing and approving site plans for the following:

- i. Northpark Commons
- ii. Edwards Office Building
- iii. Wilson Sportsplex

Alderman Gautier moved to accept the recommendations of the Community Development, the Public Works Department and the Architectural Review Board and approve said plans. A copy of the recommendations are attached hereto as Exhibit "G".

The Motion was seconded by Alderman Holder and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

HARBOR DRIVE RELOCATION/ENGINEERING INVOICE

There next came for consideration the matter of reviewing and approving an invoice, number 21392, from Waggoner Engineering, Inc. for professional services rendered for the period May 1, 2006 to May 31, 2006, for the Harbor Drive Relocation project. Alderman Jones moved that the invoice in the amount of \$32,283.57 be paid. Copies of documents related to this matter are attached hereto as Exhibit "H".

The Motion was seconded by Alderman Steen and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

**LANDSCAPE SERVICES/EAST COUNTY LINE ROAD-
PEAR ORCHARD ROAD TO RIDGEWOOD ROAD**

There next came for consideration the matter of a request by the Public Works Director for authorization to advertise for bids for landscape services for East County Line Road from Pear Orchard Road to Ridgewood Road. Alderman Holder moved to grant the request, a copy of which is attached hereto as Exhibit "I".

The Motion was seconded by Alderman Gautier and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

**VACATION & HOLIDAY PAY/
PUBLIC SAFETY**

There next came for consideration the matter of amending the City of Ridgeland Personnel Policy regarding increasing the firemen’s vacation days and the policemen’s holiday pay. Alderman Gautier moved to amend said policy. Copies of documents related to this matter are attached hereto as Exhibit “J”.

The Motion was seconded by Alderman Jones and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Nay
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

CONSENT AGENDA

There next came for consideration the matter of the items set out on the Consent Agenda. Alderman Steen moved to approve the following Consent Agenda.

- (a) Approve Major League Soccer (MLS) Contract/Chicago Fire-Order attached hereto as Exhibit “K”
- (b) Budget Amendment/Recreation & Parks Department-Order attached hereto as Exhibit “L”
- (c) Renew Employee Assistance Program (EAP) Contract-Order attached hereto as Exhibit “M”
- (d) Budget Amendment/PURF-Order attached hereto as Exhibit “N”
- (e) Budget Amendment/Community Development Department-Order attached hereto as Exhibit “O”
- (f) Code Enforcement/Set Hearings-October 3, 2006
 - i. 716 Landsdowne Lane (Lisa Pittman)
 - ii. 1833 Lincolnshire Boulevard (Chase Home Finance)
 Order attached hereto as Exhibit “P”
- (g) Surplus Property/Fire Department-Order attached hereto as Exhibit “Q”

The Motion was seconded by Alderman Jones and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

2006 INTERNATIONAL BUILDING CODE

There next came for consideration the matter of a request by the Community Development Department to adopt an Ordinance To Adopt Various International Codes Relating to Inspection Activities of the City of Ridgeland, and Enforcement of Building Provision as Provided in Said Codes. Alderman Jones moved to adopt the ordinance, a copy of which is attached hereto as Exhibit “R”.

The Motion was seconded by Alderman Holder and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

PAYMENT OF CLAIMS

There next came for consideration the matter of payment of claims. Alderman Steen moved that claim numbers 55212 through 55601 on claims docket dated September 5, 2006 with the exception of claim numbers 55261, 55262, 55263, and 55264 (Cellular South) be paid.

The Motion was seconded by Alderman Gautier and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

At this time Alderman Roberts left the meeting because his wife is employed by Cellular South.

Alderman Gautier moved that claim numbers 55261, 55262, 55263, and 55264 on claims docket dated September 5, 2006 be paid. (Cellular South)

The Motion was seconded by Alderman Jones and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Absent
Alderman Jones	Aye

The Mayor then declared the Motion carried.

Alderman Roberts returned to the meeting.

**MERCURY AVIATION, INC./
LAW ENFORCEMENT PROGRAM**

There next came for consideration the matter of approving a Letter of Agreement indicating support and interest in working with Mercury Aviation to establish an aerial law enforcement program. After lengthy discussion, Alderman Gautier moved to approve the letter agreement, a copy of which is attached hereto as Exhibit "S".

The Motion was seconded by Alderman Davis and a vote was taken thereon as follows:

Alderman Davis	Aye
Alderman Steen	Nay
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Aye
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

ADJOURNMENT

There being no further business before the Mayor and Board of Aldermen the Mayor declared the first regular September 2006 meeting adjourned.

WITNESS MY SIGNATURE this the _____ day of September 2006.

Gene F. McGee, Mayor

ATTEST:

David W. Overby, City Clerk