

**MINUTES OF THE SECOND REGULAR OCTOBER 2010 MEETING OF THE
MAYOR AND BOARD OF ALDERMEN OF THE
CITY OF RIDGELAND, MISSISSIPPI
OCTOBER 19, 2010
6:00 P.M.**

The Mayor called the second regular October 2010 meeting of the Mayor and Board of Aldermen to order. Present were Mayor Gene F. McGee, Alderman Gerald Steen, Alderman Ken Heard, Alderman Chuck Gautier, Alderman Brian Ramsey, Alderman Scott Jones, Alderman Wesley Hamlin, City Clerk David Overby, and City Attorney Jerry Mills. Alderman Kevin Holder was absent. The meeting opened with an invocation and the Pledge of Allegiance.

The Mayor recognized and congratulated Police Officer Justin Lancaster for being selected as the Police Department's "Officer of the Month" for the months of May and June 2010. Next, the Mayor asked Police Officer Ricky Bracey to come forward as he introduced and congratulated him for being selected "Officer of the Month" for July 2010. The Mayor commended both officers for their service.

The Mayor and Board of Aldermen were furnished minutes from the October 12, 2010 Architectural Review Board meeting.

The first order of business was the matter of accepting the minutes from the September 21, 2010 and the October 5, 2010 meetings of the Mayor and Board of Aldermen. The minutes were accepted with no corrections.

CODE ENFORCEMENT/525 EVERGREEN STREET

Next came the matter of a Code Enforcement hearing for property located at 525 Evergreen Street. Notice of hearing was posted on September 23, 2010 at the designated area of City Hall authorized by Resolution for Notices of Hearing. After the Mayor and Board reviewed photographs of the condition of said property, the Mayor asked if anyone was present who wished to come forward and speak in regard to the matter. There being no response, Alderman Steen moved to accept the recommendation of the Code Enforcement Officer to adjudicate the cleaning of 525 Evergreen Street pursuant to Section 21-19-11 of the Mississippi Code of 1972. A memorandum from the Code Enforcement Officer as well as a copy of said notice of hearing is attached hereto as Exhibit "A".

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

Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye
Alderman Jones	Aye
Alderman Hamlin	Aye

The Mayor then declared the Motion carried.

PROPERTY ADJUDICATION/402 PINWOOD LANE

There next came for consideration the matter of adjudicating the cost of cleaning 402 Pinewood Lane and imposing statutory penalty by Resolution for the cleaning of said property. Alderman Ramsey moved to accept the recommendation of the Code Enforcement Officer to adjudicate the cost of cleaning pursuant to Section 212-19-11 of

the Mississippi Code of 1972 and imposing a penalty of \$250.00. A copy of said invoice and resolution are attached hereto as Exhibit "B".

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

Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye
Alderman Jones	Aye
Alderman Hamlin	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 Heard requested that item (a) Petition to Establish The Colony Park Public Improvement District/Set Public Hearing-December 7, 2010 and item (l) Request Authorization for Mayor to Execute Proposed 2010 Trustmark Loan Member Payment Agreement by MOU with Madison County Wastewater Authority Members be removed. Alderman Hamlin moved to approve the following Consent Agenda.

- (b) Applications for Special Event Permits
 - i. Mississippi Track Club-Half Marathon Run
 - ii. City of Ridgeland Recreation & Parks-Christmas Parade
 - iii. City of Ridgeland Recreation & Parks-Floating Christmas Parade
 - iv. AT&T Pre-Game ExperienceOrder attached hereto as Exhibit "C"
- (c) Request for Assistance by Grillin For Life, Inc. for BBQ Cook-Off Special Event-Public Works-Order attached hereto as Exhibit "D"
- (d) FYE 2010 Budget Adjustments-Order attached hereto as Exhibit "E"
- (e) Establish Just Compensation-Old Agency/Livingston Road Water Project-Order attached hereto as Exhibit "F"
- (f) Request to Declare Vehicle as Surplus Property-Police Department-Order attached hereto as Exhibit "G"
- (g) Request to Declare Abandoned Property as Surplus Property-Police Department Order attached hereto as Exhibit "H"
- (h) Request Approval of Change Order No. 2-Western Sewer System Improvements White Oak Creek Sewer Interceptor (Hemphill Construction)-Order attached hereto as Exhibit "I"
- (i) Request Approval of DEQ Payment Request No. 9 for White Oak Creek Sewer Project (Waggoner Engineering and Hemphill Construction)-Sample & Associates/Public Works-Order attached hereto as Exhibit "J"
- (j) Request Approval of Proposed Contract with Eco-Systems, Inc. for Risk Management Plan Update-Public Works Department-Order attached hereto as Exhibit "K"
- (k) Request Approval of Utility Service Co., Inc. Contract-Public Works-Order attached hereto as Exhibit "L"
- (m) Request Approval of DUI Grant Application Changes-Order attached hereto as Exhibit "M"

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

Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye

Alderman Jones Aye
Alderman Hamlin Aye

The Mayor then declared the Motion carried.

COLONY PROPERTIES, LLC PETITION/SET DATE FOR PUBLIC HEARING

There next came for consideration the matter of setting a date to conduct a public hearing for a petition filed by Colony Properties, LLC to establish a public improvement dsitric. Pursuant Mississippi Code Section 19-31-7, the Petitioner has requested the Mayor and Board of Aldermen grant a time extension beyond the forty-five (45) day statutory time requirement and set the date of the public hearing for December 7, 2010.

Alderman Gautier moved to approve said time extension and set the date of the public hearing for December 7, 2010 at the first regular December 2010 meeting of the Mayor and Board of Aldermen. Copies of documents related to this issue are attached hereto as Exhibit "N".

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

Alderman Steen Aye
Alderman Heard Aye
Alderman Gautier Aye
Alderman Holder Absent
Alderman Ramsey Aye
Alderman Jones Aye
Alderman Hamlin Aye

The Mayor then declared the Motion carried.

MEMORANDUM OF UNDERSTANDING/MADISON COUNTY WASTEWATER AUTHORITY MEMBERS

Next came the matter of a request by the Madison County Wastewater Authority to authorize the Mayor, on behalf of the City of Ridgeland, to execute a 2010 Trustmark Loan Member Payment agreement to replace a prior open ended revolving credit agreement with BankPlus. Alderman Jones moved to approve the request to authorize the Mayor to enter into the proposed member payment agreement. Copies of documents related to this issue are attached hereto as Exhibit "O".

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

Alderman Steen Aye
Alderman Heard Aye
Alderman Gautier Aye
Alderman Holder Absent
Alderman Ramsey Aye
Alderman Jones Aye
Alderman Hamlin Aye

The Mayor then declared the Motion carried.

PAYMENT OF CLAIMS

There next came for consideration the matter of payment of claims. Alderman Jones moved that claim numbers 88462-88784 with the exception of claim numbers 88608-88620 (Fuelman of MS) on claims docket dated October 15, 2010 be paid.

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

Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye
Alderman Jones	Aye
Alderman Hamlin	Aye

The Mayor then declared the Motion carried.

Alderman Steen recused himself and left the boardroom to avoid any perception of impropriety.

Alderman Ramsey moved that claim numbers 88608-88620 (Fuelman of MS) on claims docket October 15, 2010 be paid.

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

Alderman Steen	Absent
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye
Alderman Jones	Aye
Alderman Hamlin	Aye

The Mayor then declared the Motion carried.

Alderman Steen returned to the meeting.

Next the Mayor offered Howard Brown, a judicial candidate, the opportunity to introduce himself. Mr. Brown informed those present of his candidacy for Madison County Court Judge and spoke briefly of his qualifications.

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EXECUTIVE SESSION

Alderman Jones moved that the meeting be closed to determine the necessity for an executive session.

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

Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye
Alderman Jones	Aye
Alderman Hamlin	Aye

The Mayor declared the Motion carried.

The meeting was closed and discussion followed regarding the necessity of going into executive session to discuss acquisition of property.

Alderman Jones moved that the Mayor and Board of Aldermen go into executive session.

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

Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye
Alderman Jones	Aye
Alderman Hamlin	Aye

The Mayor declared the Motion carried.

The Mayor reopened the meeting and announced that, by unanimous vote, the Mayor and Board of Aldermen were going into executive session to discuss acquisition of property.

The meeting was then closed and the Board went into executive session.

Woody Sample, the City's Acquisition Administrator, addressed the Mayor and Board regarding revised compensation for parcel 53, Old Agency/Livingston Road water project. The property owners requested an additional \$666.00 above the offer of just compensation, but did not provide justification for the requested increase.

Alderman Steen moved to approve an additional \$200.00 above certified appraisal, at the discretion of the Acquisition Administrator, in order to obtain the easements required for the implementation of said project.

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

Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye
Alderman Jones	Aye
Alderman Hamlin	Aye

The Mayor then declared the Motion carried.

Next, Mr. Sample explained a request for revised compensation for Parcel 32T on Lake Harbour Drive. The owners have requested an additional \$1,300.00 to pay for a turn-out in their yard.

Alderman Steen moved to approve the request to extend the driveway increasing total compensation to \$1,600.00.

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

Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye
Alderman Jones	Aye
Alderman Hamlin	Aye

The Mayor then declared the Motion carried.

Copies of memorandums from Woody Sample, Acquisition Administrator, related to the abovementioned parcels are attached hereto as Exhibit "P".

At this time, two properties for the proposed site of the City Center Complex were discussed. Terms of the sale would include responsibility for the removal of all

equipment, structures, pre-stressed concrete materials, and environmental clean up by the seller. Further discussion excluded slabs and footings from the required removal of concrete materials by the seller. In addition, the seller would have the right to void or renegotiate the contract if environmental clean up costs exceeded \$25,000.00.

Alderman Jones moved to authorize the Mayor to make a counter offer on the two properties of up to \$4.25 per square foot subject to appraisal and the aforementioned terms.

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

Alderman Steen	Nay
Alderman Heard	Nay
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye
Alderman Jones	Aye
Alderman Hamlin	Nay

There being a tie vote, the Mayor voted "Aye" and declared the Motion carried.

Alderman Ramsey moved that the Board come out of executive session. The Motion was seconded by Alderman Hamlin and a vote was taken thereon as follows:

Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Aye
Alderman Jones	Aye
Alderman Hamlin	Aye

The Mayor declared the Motion carried.

The meeting was reopened, whereupon, the Mayor informed the public of the action taken during executive session.

ADJOURNMENT

There being no further business before the Mayor and Board of Aldermen the Mayor declared the second regular October meeting adjourned.