

**FIRST REGULAR APRIL 2009 MEETING OF THE
MAYOR AND BOARD OF ALDERMEN OF THE
CITY OF RIDGELAND, MISSISSIPPI
APRIL 7, 2009
6:30 P.M.**

The Mayor called the first regular April 2009 meeting to order. Present were Mayor Gene F. McGee, Alderman Linda Davis, Alderman Gerald Steen, Alderman Ken Heard, Alderman Chuck Gautier, Alderman Larry Roberts, Alderman Scott Jones, City Clerk David Overby, and City Attorney James Gabriel. Alderman Kevin Holder was absent. The meeting opened with an invocation and the Pledge of Allegiance.

The Mayor and Board were furnished copies of the minutes from the February 10, 2009 Architectural Review Board meeting and the March 5, 2009 meeting of the Zoning Board.

The first order of business was the matter of accepting the minutes from the March 17, 2009 meeting of the Mayor and Board of Aldermen. The minutes were accepted with no corrections.

NORTHPARK MALL/PARKING LOT EVENTS

There next came for consideration the matter of a request from Allison Lunsford, Director of Marketing and Business Development of Northpark Mall, for the Mayor and Board to consider allowing outside activities in the parking lot at Northpark Mall. After discussion, Alderman Jones moved to grant said request. Copies of documents related to this matter are attached hereto as Exhibit "A".

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	Absent
Alderman Roberts	Aye
Alderman Jones	Aye

The Mayor then declared the Motion carried.

CELLULAR SOUTH CELL TOWER/REZONING

There next came for consideration the matter of adopting an ordinance amending the Official Zoning Ordinance and Map of the City of Ridgeland to rezone property located at 6969 Cole Road by changing the Use District Classification from (R-1A) to (TIP) and to grant a Special Exception and Conditional Use Permit to allow a wireless communications facility. Alderman Steen moved to adopt said ordinance.

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

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

Alderman Jones Aye

The Mayor then declared the Motion carried.

CELLULAR SOUTH CELL TOWER/SITE PLAN

There next came for consideration the matter of accepting the recommendations of the Director and Community Development, the Public Works Director and the Architectural Review Board to approve the site plan for the Cellular South Cell Tower proposed to be located at 6969 Cole Road. Alderman Steen moved to accept said recommendations and approve the site plan, copies of which the recommendations are attached hereto as Exhibit "B".

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

Alderman Davis	Aye
Alderman Steen	Aye
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
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 requested that item number (g) Amend Terms of Agreement/ Dedication of Creston Court be removed.

After the President of the Creston Court Homeowner's Association confirmed that the association has met the terms set out by the City Engineer in a letter dated July 6, 2005 which would enable Creston Court to become a public street, Alderman Steen moved to accept the Homeowner's \$12,000 to go toward the \$14,000 needed to mill and overlay the street and that the balance of \$2,000 be paid within 12 months of the dedication with a specific date set out by the Mayor and Board. Copies of documents related to this matter are attached hereto as Exhibit "C".

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

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

The Mayor then declared the Motion carried.

Alderman Steen left the meeting at this time.

Alderman Jones moved to approve the following Consent Agenda.

- (a) Site Plan/Metropolitan Bank (Township)-Order attached hereto as Exhibit "D"
- (b) Ridgeland Magazine/Award of Bids-Order attached hereto as Exhibit "E"
- (c) CDBG Request for Cash & Invoices/Sample & Associates-Order attached hereto as Exhibit "F"
- (d) MDOT-Memorandum of Understanding/Lake Harbour Drive Extension-Order attached hereto as Exhibit "G"
- (e) Western Water & Sewer System Improvements WEI Amendment #7-Order attached hereto as Exhibit "H"
- (f) Livingston Road Phase II/WEI Professional Services Letter Agreement-Order attached hereto as Exhibit "I"
- (h) Landscaping @ I-55 & Roundabout/Authorization to Renew Contract/-Order attached hereto as Exhibit "J"
- (i) EMCRS-Emergency Sewer Repair-Order attached hereto as Exhibit "K"
- (j) Magnolia BMX Club Request-Order attached hereto as Exhibit "L"
- (k) Declare Property Surplus & Approve Donation/Recreation & Parks Department-Order attached hereto as Exhibit "M"
- (l) Special Event Permits:-Order attached hereto as Exhibit "N"
 - i. Jackson Street District Bunny Hunt
 - ii. Kerioth Jazz Festival

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

Alderman Davis	Aye
Alderman Steen	Absent
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
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. City Clerk, David Overby, requested to add a claim in the amount of \$61, 944.00 to Hemphill Construction for close out payments. Copies of documents related to this matter are attached hereto as Exhibit "O". Alderman Gautier moved that claim numbers 75592 through 76064 with the exception of claim numbers 75663 through 75669 (Cellular South) on claims docket dated 04/07/09 be paid.

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

Alderman Davis	Aye
Alderman Steen	Absent
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
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 to pay claim numbers 75663 through 75669 (Cellular South) on claims docket dated 04/07/09.

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

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

The Mayor then declared the Motion carried.

Alderman Roberts returned to the meeting.

DINSMOR SUBDIVISION/TREE REMOVAL

There next came for consideration the matter of adjudicating that the situation concerning a tree located within the drainage retention facility in Dinsmor Subdivision is a danger to inflict harm upon the persons and property of the citizens of the City of Ridgeland. After discussion, Alderman Gautier moved to adopt a resolution, pursuant to the authority granted by Mississippi Code Ann. Section 21-19-13, that allows the Public Works Department to enter the drainage retention facility and remove certain trees and debris conditioned upon the adjacent property owners executing rights-of-entry to the City; and that all other requirements to allow the City to perform work on private property be met before the work is done.

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

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

The Mayor then declared the Motion carried.

Copies of the resolution and the right-of-entry form are attached hereto as Exhibit "P".

ADJOURNMENT

There being no further business before the Mayor and Board of Aldermen the Mayor declared the first regular April 2009 meeting adjourned.

WITNESS MY SIGNATURE this the _____ day of April 2009.

Gene F. McGee, Mayor

ATTEST:

David W. Overby, City Clerk