

**MINUTES OF THE SECOND REGULAR JUNE 2010 MEETING OF THE
MAYOR AND BOARD OF ALDERMEN OF THE
CITY OF RIDGELAND, MISSISSIPPI
JUNE 15, 2010
6:00 P.M.**

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

The Mayor and Board of Aldermen were furnished minutes from the June 3, 2010 Zoning Board meeting, the June 8, 2010 Architectural Review Board meeting, and financial statements for the periods ending March 31, 2010 and April 30, 2010.

The first order of business was the matter of accepting the minutes from the June 1, 2010 meeting of the Mayor and Board of Aldermen. The minutes were accepted with no corrections.

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**PUBLIC HEARING/CONSIDER NORTHPARK OVERLAY ZONING
DISTRICT ORDINANCE**

The Mayor announces that the public hearing regarding the proposed zoning district is now open. The City Clerk adjudicated that notice of the public hearing was published in the Madison County Journal on May 20, 2010. Copies of the notice are attached hereto as Exhibit "A".

At this time, the Community Development Director came forward and reviewed the proposed overlay zoning district designed to create a unified character in an established commercial corridor. The Mayor then invited those who had signed up to speak to come forward as he announced their name, at which time, Lisa Rice and Pam Smith asked questions and presented their positions in regard to the adoption of the proposed ordinance. Charles Walton was next called to come forward to speak and he stated that his concerns, as well as those of other residents with homes in the proposed overlay district, had been addressed by the Board as being unaffected by the proposed amendment.

After the Mayor asked if anyone else wished to speak and there was no response, he declared the public hearing closed.

Alderman Gautier entered the meeting at 6:12.

Alderman Steen moved to adopt said amendment to the Zoning Ordinance. The Motion was seconded by Alderman Gautier. After discussion, a vote was taken thereon as follows:

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

The Mayor then declared the Motion carried.

PROPERTY ADJUDICATION/7116 OLD CANTON ROAD

There next came for consideration the matter of adjudicating the cost of cleaning 7116 Old Canton Road and imposing statutory penalty by Resolution for the cleaning of said property. Alderman Gautier moved to accept the recommendation of the Code Enforcement Officer and 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 Heard and a vote was taken thereon as follows:

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

The Mayor then declared the Motion carried.

PROPERTY ADJUDICATION/665 RALDE CIRCLE

Next came the matter of adjudicating the cost of cleaning 665 Ralde Circle and imposing statutory penalty by Resolution for the cleaning of said property. Alderman Gautier moved to accept the recommendation of the Code Enforcement Officer and 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 "C".

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

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

The Mayor then declared the Motion carried.

**THE TROPHY CASE, LLC/PETITION AND APPLICATION FOR
CONDITIONAL USE PERMIT**

There next came for consideration the matter of a petition and application filed by David E. Bishop, Sr., The Trophy Case, LLC, for a Conditional Use Permit for property located at 730 Ridgewood Road. The Petitioner requests a Conditional Use Permit to use the subject property zoned I-1 as a trophy company and a used car lot.

After a brief discussion, Alderman Jones moved that the City grant the conditional use requested by the Petitioner to add a used car lot with not more than five cars on the lot at a time. A copy of the Ordinance approving and granting a Conditional Use Permit is located in Ordinance Book #8, page 201009 in the City Clerk's office located at City Hall and copies of other documents related to this issue are attached hereto as Exhibit "D".

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	Absent
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 Steen requested that item (m) Petty Cash Drawer for Community Development Executive Secretary be removed. Alderman Steen moved to approve the following Consent Agenda.

- (a) Code Enforcement/Cancel and Reset Hearing-Date July 6, 2010-451 S. Wheatley Street (Ken Avery)-Order attached hereto as Exhibit "E"
- (b) Approve Neel-Schaffer Construction Engineering Contract-Pear Orchard/Rice Road Traffic Signal-Order attached hereto as Exhibit "F"
- (c) Approve Budget Amendment for Signal Projects-Centre St./Ridgewood and Pear Orchard/Rice Road-Order attached hereto as Exhibit "G"
- (d) Approve Amendment to Waggoner Engineering, Inc. Services Contract-Lake Harbour Drive Reconstruction-Order attached hereto as Exhibit "H"
- (e) Request Authorization to Renew Red River Recycling Contract for one year-Order attached hereto as Exhibit "I"
- (f) Entergy Mississippi, Inc.-Requests for Easements from City-Order attached hereto as Exhibit "J"
- (g) Establish Just Compensation-Old Agency/Livingston Road Water Project-Order attached hereto as Exhibit "K"
- (h) Bid for 6 Continuous Lots in Cottonwood Subdivision-Reeves, Inc.-Order attached hereto as Exhibit "L"
- (i) Special Event Permit Application-Jackson Amateur Radio Club Field Day-Order attached hereto as Exhibit "M"
- (j) Accept Donation/Water Fountain-Approve \$6,274.00 Budget Amendment to purchase fountain-Order attached hereto as Exhibit "N"
- (k) Request to Declare Computer Equipment Surplus Property-Order attached hereto as Exhibit "O"
- (l) Appoint Municipal Court Deputy Court Clerks-Order attached hereto as Exhibit "P"

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	Absent
Alderman Jones	Aye
Alderman Hamlin	Aye

The Mayor then declared the Motion carried.

PETTY CASH DRAWER/COMMUNITY DEVELOPMENT

Next came for consideration the matter of approving a petty cash drawer for the Community Development Executive Secretary. Community Development Director Alan Hart explained that the drawer will be used for making change rather than for petty cash expenditures and as a result should always contain \$200.00. Alderman Steen moved that the request be approved with the Community Development Director responsible for conducting audits. The document related to this matter is attached hereto as Exhibit "Q".

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	Absent
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 Steen moved that claim numbers 85355-85742 with the exception of claim numbers 85546-85557 (Fuelman of MS) on claims docket dated June 11, 2010 be paid.

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	Absent
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 Jones moved that claim numbers 85546-85557 (Fuelman of MS) on claims docket June 11, 2010 be paid.

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

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

The Mayor then declared the Motion carried.

EXECUTIVE SESSION

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

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

Alderman Steen	Absent
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Absent
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 real property and a request by Terra Holdings, LLC for additional assurances regarding execution of a temporary easement.

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

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

Alderman Steen	Absent
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Absent
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 real property and Terra Holdings, LLC letter stipulations.

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

At this time, discussion of additional assurances requested by Terra Holdings, LLC ensued with regard to possible interference with ingress and egress to and from the property, utility services to the property, and restoration of the land and property to at least the same or better condition prior to the granting of the easement. Alderman Gautier moved to approve Terra Holdings, LLC letter stipulation for Shell convenience store located at Lake Harbour Drive and Pear Orchard Road.

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	Absent
Alderman Jones	Aye
Alderman Hamlin	Aye

The Mayor declared the Motion carried.

A copy of a letter from the Mayor and Board of Alderman to Terra Holdings, LLC is attached hereto as Exhibit "R".

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

Alderman Steen	Absent
Alderman Heard	Aye
Alderman Gautier	Aye
Alderman Holder	Absent
Alderman Ramsey	Absent
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 June meeting adjourned.

WITNESS MY SIGNATURE, this the _____ day of _____ 2010.

Gene F. McGee, Mayor

ATTEST:

David Overby, City Clerk