

REVISED - AGENDA
CITY OF GAUTIER, MISSISSIPPI
CITY HALL COUNCIL CHAMBERS
June 16, 2020 @ 6:30 PM

I. Call to Order

- 1. Prayer**
- 2. Pledge of Allegiance**

II. Agenda Order Approval

III. Announcements

- 1. Farmers Market Saturday June 25th 2:00 pm until 6:00 pm at the Singing River Mall**
- 2. City Offices will be closed Friday, July 3rd in observance of Independence Day**

IV. Presentation Agenda

- 1. Juneteenth Freedom Day Proclamation**
- 2. Paige Roberts, CEO of Jackson County Chamber of Commerce**
- 3. Letter from the American Legion Post 1992**

V. Business Agenda

- 1. Consider a request by Burl L. Eure, Jr. for a Special Exception that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District on Dubarry Drive (GPC Case No. 20-06-SE)**

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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2. Consider a request for a Special Exception that would allow occupancy of an existing single-family dwelling at 6008 Allen Road in a C-3 Highway Commercial Zoning District (GPC Case No. 20-07-SE)

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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3. Consider a request for a Special Exception that would allow occupancy of an existing single-family dwelling at 3525 Old Spanish Trail in a C-2 Community Commercial Zoning District (GPC Case No. 20-08-SE)

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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4. Consider a request for a Conditional Use-Major that would allow a church at 2400 Old Spanish Trail in a TC Town Center Zoning District (GPC Case No. 20-09-CU)

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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5. Consider a Property Owner Initiated Rezoning of Property from a split zoning of C-3 Highway Commercial/AG Agricultural to AG Agricultural located on Brown Road at PID #82429240.000. (GPC 20-10-RZ)

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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6. Requesting the approval to change the Captain's position to "Exempt" under Civil Service Rules

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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7. Approval of Docket of Claims

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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VI. Consent Agenda (All items approved in one motion)

1. Approval of minutes from Regular Council Meeting held June 2, 2020
2. Resolution approving the continuation of a Declaration of Local Emergency pertaining to COVID-19

3. **Termination of Proclamation of Local Emergency relating to Tropical Storm Cristobal**
4. **Resolution appointing Mississippi Municipal League 2020 voting delegates**
5. **Resolution removing broken office equipment from inventory and declaring equipment surplus.**
6. **Approval of an agreement between the City of Gautier and Cruisin' the Coast, Inc. to host a one-day Cruisin' Through the Decades Event on October 4, 2020.**
7. **Receive April 2020 Finance Report**

VII. STUDY AGENDA

1. **Discuss Citizen Comments**
2. **Discuss Council Comments**
3. **Discuss City Manager Comments**
4. **Discuss City Clerk Comments**
5. **Discuss City Attorney Comments**

Adjourn until July 7, 2020 at 6:30 pm
www.gautier-ms.gov

**CITY OF GAUTIER, MISSISSIPPI
ANNOUNCEMENT AGENDA
June 16, 2020**

ITEM DESCRIPTION:

ANNOUNCEMENTS

1. Farmers Market Saturday June 25th 2:00 pm until 6:00 pm at the Singing River Mall
2. City Offices will be closed Friday, July 3rd in observance of Independence Day

NOTES:



Gautier

Farmers MARKET



JUNE 25TH
2:00 P.M. UNTIL 6:00 P.M.
SR MALL PROPERTY
2800 HWY 90

PLEASE NOTE DATE & LOCATION CHANGE

FOR MORE INFORMATION OR TO BECOME A
VENDOR CONTACT RACHEL HONEA AT 228-219-3259



STATE OF MISSISSIPPI

Office of the Governor



A PROCLAMATION

BY THE

GOVERNOR

WHEREAS, under the provisions of Miss. Code Ann. Section 3-3-7, Independence Day, the fourth day of July is declared a legal holiday in the State of Mississippi; and

WHEREAS, July 4, 2020, falls on a Saturday; and

WHEREAS, during the Fourth of July holiday, many state employees will spend time with their families in Mississippi and in other states;

NOW, THEREFORE, I, Tate Reeves, Governor of the State of Mississippi, pursuant to the authority vested in me under the Constitution of the State of Mississippi and applicable statutes of the State of Mississippi, do hereby authorize the executive officers of all state agencies, in their discretion after considering the interests of the people of the State of Mississippi and the staffing needs of their respective agencies, to close all offices of the State of Mississippi on Friday, July 3, 2020, in further observance of Independence Day. This authorization shall be in lieu of any discretionary authority granted executive officers for state holidays falling on a Saturday.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE in the City of Jackson, on the 22nd day of May in the year of our Lord, two thousand and twenty, and of the Independence of the United States of America, the two hundred and forty-fourth.



**TATE REEVES
GOVERNOR**

BY THE GOVERNOR



**MICHAEL WATSON
SECRETARY OF STATE**

**CITY OF GAUTIER, MISSISSIPPI
PRESENTATION AGENDA
June 16, 2020**

ITEM DESCRIPTION:

PRESENTATION AGENDA

1. Juneteenth Freedom Day Proclamation
2. Paige Roberts, CEO of Jackson County Chamber of Commerce
3. **Letter from the American Legion Post 1992**

NOTES:

PROCLAMATION

A Proclamation of the Mayor and City Council Of The City of Gautier, Mississippi

WHEREAS, the date of June 19 is known as "**Juneteenth**," and it is the oldest nationally celebrated commemoration of the ending of slavery in the United States; and

WHEREAS, the commemoration of June 19th as **Juneteenth** specifically refers to the fact that, even though President Lincoln announced the Emancipation Proclamation in 1863, the joyous news of freedom from slavery did not reach certain Americans in Galveston, Texas, until June 19, 1865;

WHEREAS, **Juneteenth** commemorates freedom from slavery in America, emphasizes education and achievement, and is a time for reflection and rejoicing in the African-American experience; and

WHEREAS, the celebration of **Juneteenth** is inclusive of all races, ethnicities, religions and nationalities, in that citizens across our country join hands in acknowledging a period in our history that has influenced our society--a great society that advances the ideals of liberty and justice for all;

NOW, THEREFORE, I, Phil Torjusen, Mayor of the City of Gautier, Mississippi do hereby proclaim June 19, 2020 as

Juneteenth Freedom Day

in the City of Gautier, Mississippi and encourage all residents to become more aware of the significance of this celebration in African-American history and in the heritage of our nation and city.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of Gautier, Mississippi to be affixed on this the 16th day of June 2020.



Phil Torjusen
Mayor of Gautier, Mississippi

**CITY OF GAUTIER
Business Agenda Item #1
Fact Sheet**

Council Meeting:
Title:

June 16, 2020
Consideration for a Special Exception that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District on Dubarry Drive, PID #87010141.000 (GPC 20-06-SE)

Introduced by:
Contact Person/Telephone

Scott Ankerson 497-8000 ext. 312

Summary Explanation: Consideration for a Special Exception that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District on Dubarry Drive, PID #87010141.000 (GPC 20-06-SE). The application fee of \$250 was paid on February 18, 2020. All public notice requirements have been met.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Second Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2020

**CITY OF GAUTIER
SPECIAL EXCEPTION PERMIT
GPC CASE NO. 20-06-SE
DUBARRY DRIVE – CONSTRUCTION OF A SINGLE-FAMILY
DWELLING IN A R-2 HIGH DENSITY MULTI-FAMILY
RESIDENTIAL ZONING DISTRICT
PARCEL ID NO: 87010144.000**

WHEREAS, an application for a Special Exception Permit that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District was submitted by Burl L. Eure, Jr.; and

WHEREAS, the parcel subject to this Permit is located on Dubarry Drive in Gautier, Mississippi; and

WHEREAS, after due public notice, Planning Commission, at its June 4, 2020 meeting, held a public hearing on this matter; and

WHEREAS, the Planning Commission considered testimony and exhibits presented by the applicant, the report of the City Staff and all relevant evidence, and recommended approval of such a permit; and

WHEREAS, the City Council has considered testimony and exhibits presented by the applicant, the report of the City Staff, and all relevant evidence, in addition to the favorable recommendation from Planning Commission; and

WHEREAS, the City Council hereby finds that the proposed Special Exception (will or will not) be in harmony with the purpose and intent of the Unified Development Ordinance; and will not be injurious to the neighborhood or the general welfare; and

WHEREAS, the City Council hereby finds that the proposed Special Exception is consistent with the character of the immediate vicinity of the proposed use; and

WHEREAS, the City Council hereby finds that all relevant criteria in the Unified Development Ordinance (have or have not) been met to approve a Special Exception Permit; and

WHEREAS, the City Council hereby finds that the proposed use, classified as a Single-Family Dwelling, requires a Special Exception Permit in the R-2 High Density Multi-Family Residential Zoning District.

IT IS THEREFORE ORDERED that the Mayor and City Council (accepts or denies) the recommendation of the Planning Commission and (approves or disapproves) the application submitted by Burl L. Eure, Jr. for a Special Exception Permit.

IT IS FURTHER ORDERED that the Planning Department shall have this permit on file and provide the applicant a copy of the permit.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary for this purpose.

Motion was made by **BLANK** seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 16, 2020.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Babs Logan, Planning Technician
Date: 6/9/2020
Subject: Consider a request by Burl L. Eure, Jr. for a Special Exception that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District on Dubarry Drive (GPC Case No. 20-06-SE)

REQUEST:

The Planning Department has received a request by Burl L. Eure, Jr. for a Special Exception that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District on Dubarry Drive, PID #87010141.000.

The application fee of \$250 was paid on February 18, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned R-2 High Density Multi-Family Residential.

Location: Dubarry Drive, PID #87010141.000 (See Exhibit A)

General features of the proposed project:

Site Size: Approximately 2.84 Acres

Potable Water and Wastewater Services: Existing from City

Current Zoning (See Exhibit B): R-2 High Density Multi-Family Residential

Current Surrounding Zoning (See Exhibit B): R-2 High Density Multi-Family Residential

Current Surrounding Existing Land Use (See Exhibit C): Vacant, High Density Residential and Very Low to Low Density Residential.

Comprehensive Plan Future Land Use Designation (See Exhibit D): Low Density Residential

DISCUSSION:

The following addresses the review criteria for a Special Exception outlined in Section 4.16.4 of the UDO.

Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?

Applicant Response: The City of Gautier's Unified Development Ordinance requires a Special Exception because Dubarry Drive has been zoned Commercial. Without an Exception we cannot build our single-family house on the 2.6 acres.

Staff Finding: The proposed location has been zoned R-2 as far back as 1986, a designation most likely carried over from the County's zoning designation prior to annexation.

Explain how the requested Special Exception will be in harmony with the purpose of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?

Applicant Response: If not granted a Special Exception we cannot build our single-family home. The general welfare of our neighborhood will not change as there are homes & an apartment complex on Dubarry Drive at this time.

Staff Finding: Staff finds that the Special Exception would not be injurious to the neighborhood or the general welfare. There are currently single-family homes in the immediate vicinity.

Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant.

Applicant Response: We are required by the City of Gautier's Unified Development Ordinance to apply for a Special Exception.

Staff Finding: There is no evidence to indicate that special circumstances requiring the Special Exception were results of the action of the applicant.

DETERMINATION OF APPLICABLE LAW:

The UDO defines a Special Exception as a relaxation of the terms of the Unified Development Ordinance where such an exception will not be contrary to the public interest, and where, owing to conditions peculiar to the property, a literal enforcement of the ordinance would result in undue hardship. Special Exceptions are necessary when an applicant seeks to establish or expand a use not ordinarily permitted in a specific zoning district. "Special Exceptions" are not transferable from one (1) owner of land to another.

Special Exception requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).

Once an application for a Special Exception is submitted to the Planning Department, the procedures outlined in UDO Section 4.14.1 will be followed. At the appropriate time, The Planning Commission will conduct a public hearing to determine whether the applicant meets all relevant criteria, and make a recommendation to City Council pursuant to UDO Section 4.14.4. City Council, pursuant to UDO Section 4.14.4(C), will then consider the matter at its next regularly scheduled meeting and approve or deny the Special Exception.

A Special Exception is required for uses not ordinarily permitted in a specific zoning district. Special Exceptions are not permitted by right, and may only be granted when certain criteria are established. (4.16.4)

Special Exceptions do not run with the land, and may be revoked by the Planning Department if any of the following circumstances are discovered:

The property changes ownership

The property is being utilized in a manner not permitted under the zoning regulations or the special exception;
or

The property ceases to be used for the purpose allowed in the Special Exception for a period of one hundred eighty (180) days during the existence of the Special Exception.

The UDO defines Hardship as:

Hardship means the unnecessary hardship that would result from a failure to grant the requested variance or special exception. An unnecessary hardship exists if:

- (1) the land in question cannot yield a reasonable return if used only
 - (a) for a purpose allowed in that zone (applicable to special exceptions), or
 - (b) as permitted by the dimensional requirements of this ordinance (applicable to variances);
- (2) that the plight of the owner is due to unique circumstances of the land for which the variance or special exception is sought; and
- (3) that the use to be authorized by the variance will not alter the essential character of the locality.

RECOMMENDATION:

The Planning Commission recommends that City Council approve the Special Exception based on the Future Land Use Map showing low density residential for the property in question and that it would be a hardship on the applicant if he could not use the property as intended.

The City Council may:

- Approve the Special Exception;
- Approve the Special Exception with changes; or
- Deny the Special Exception.

ATTACHMENTS:

- 1.Excerpt GPC Meeting 6.4.2020 (GPC 20-06-SE)
- 2.Combined Packet 20-06-SE

ATTACHMENTS:

1. Business Agenda Item 1 - Authorization to approve Special Exception for Construction in a R-2
2. GPC Packet 20-06-SE
3. Excerpt GPC Meeting 6.4.20 (GPC 20-06-SE)

Gautier Planning Commission

Regular Meeting Agenda

June 4, 2020

GPC #20-06-SE

Burl L. Eure, Jr.

Dubarry Drive

VII. NEW BUSINESS

1. Consider a request by Burl L. Eure, Jr. for a Special Exception that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District on Dubarry Drive, PID #87010141.000 (GPC Case No. 20-06-SE)

GAUTIER PUBLIC HEARING PROCESS (PLANNING COMMISSION)

Planning Commission Chairman to follow procedure below. All questions/comments to be directed to the Council and not to applicant, staff, or other attendees of the meeting.

1. Chairman announces the case.
2. Chairman makes statement, "This is a Public Hearing and all statements to be made need to be true and accurate for the record."
3. Staff gives brief overview of case.
4. Applicant presents their case.
5. Anyone to speak in support of the Request? Please state your name and address for the record.
6. Anyone to speak in opposition of the Request? Please state your name and address for the record.
7. Any final comments from the applicant?
8. Questions from Commission?
9. Chairman closes public hearing – "This closes the Public Hearing portion of this case" bang of gavel
10. Motion/Deliberation/Vote

CITY OF GAUTIER STAFF REPORT

To: Chairman and Members, Planning Commission

From: Scott Ankerson, Planning Director

Date: March 16, 2020

Subject: Consider a request for a Special Exception that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District on Dubarry Drive, PID #87010141.000 (GPC Case No. 20-06-SE)

REQUEST:

The Planning Department has received a request by Burl L. Eure, Jr. for a Special Exception that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District on Dubarry Drive, PID #87010141.000. The application fee of \$250 was paid on February 18, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned R-2 High Density Multi-Family Residential.

1. Location: Dubarry Drive, PID #87010141.000 (See Exhibit A)
2. General features of the proposed project:
Site Size: Approximately 2.84 Acres
3. Potable Water and Wastewater Services: Existing from City
4. Current Zoning (See Exhibit B): R-2 High Density Multi-Family Residential
5. Current Surrounding Zoning (See Exhibit B): R-2 High Density Multi-Family Residential
6. Current Surrounding Existing Land Use (See Exhibit C): Vacant, High Density Residential and Very Low to Low Density Residential.
7. Comprehensive Plan Future Land Use Designation (See Exhibit D): Low Density Residential

DISCUSSION:

The following addresses the review criteria for a Special Exception outlined in Section 4.16.4 of the UDO.

1. Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?

Applicant Response: *The City of Gautier's Unified Development Ordinance requires a Special Exception because Dubarry Drive has been zoned Commercial. Without an Exception we cannot build our single-family house on the 2.6 acres.*

Staff Finding: *The proposed location has been zoned R-2 as far back as 1986, a designation most likely carried over from the County's zoning designation prior to annexation.*

2. Explain how the requested Special Exception will be in harmony with the purpose of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?

Applicant Response: *If not granted a Special Exception we cannot build our single-family home. The general welfare of our neighborhood will not change as there are homes & an apartment complex on Dubarry Drive at this time.*

Staff Finding: *Staff finds that the Special Exception would not be injurious to the neighborhood or the general welfare. There are currently single-family homes in the immediate vicinity.*

3. Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant.

Applicant Response: *We are required by the City of Gautier's Unified Development Ordinance to apply for a Special Exception.*

Staff Finding: *There is no evidence to indicate that special circumstances requiring the Special Exception were results of the action of the applicant.*

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines a Special Exception as a relaxation of the terms of the Unified Development Ordinance where such an exception will not be contrary to the public interest, and where, owing to conditions peculiar to the property, a literal enforcement of the ordinance would result in undue hardship. Special Exceptions are necessary when an applicant seeks to establish or expand a use not ordinarily permitted in a specific zoning district. "Special Exceptions" are not transferable from one (1) owner of land to another.
2. Special Exception requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).
3. Once an application for a Special Exception is submitted to the Planning Department, the procedures outlined in UDO Section 4.14.1 will be followed. At the appropriate time, The Planning Commission will conduct a public hearing to determine whether the applicant meets all relevant criteria, and make a recommendation to City Council pursuant to UDO Section 4.14.4. City Council, pursuant to UDO Section 4.14.4(C), will then consider the matter at its next regularly scheduled meeting and approve or deny the Special Exception.
4. A Special Exception is required for uses not ordinarily permitted in a specific zoning district. Special Exceptions are not permitted by right, and may only be granted when certain criteria are established. (4.16.4)
5. Special Exceptions do not run with the land, and may be revoked by the Planning Department if any of the following circumstances are discovered:
 - A. The property changes ownership
 - B. The property is being utilized in a manner not permitted under the zoning regulations or the special exception; or
 - C. The property ceases to be used for the purpose allowed in the Special Exception for a period of one hundred eighty (180) days during the existence of the Special Exception.

The UDO defines **Hardship** as:

Hardship means the unnecessary hardship that would result from a failure to grant the requested variance or special exception. An unnecessary hardship exists if:

- (1) the land in question cannot yield a reasonable return if used only
- (a) for a purpose allowed in that zone (applicable to special exceptions), or

- (b) as permitted by the dimensional requirements of this ordinance (applicable to variances);
- (2) that the plight of the owner is due to unique circumstances of the land for which the variance or special exception is sought; and
- (3) that the use to be authorized by the variance will not alter the essential character of the locality.

RECOMMENDATION & CONCLUSION:

If recommending approval, Planning Commission shall record a "Finding of Fact" regarding the "Criteria for Approval" from the UDO as listed above.

The Planning Commission may:

1. Recommend that City Council approve the Special Exception;
2. Recommend that City Council approve the Special Exception with changes; or
3. Recommend that City Council deny the Special Exception.

ATTACHMENTS:

1. Applicant's Exhibit 1 – Application
2. City's Exhibit A – Location Map
3. City's Exhibit B – Existing Zoning Map
4. City's Exhibit C – Existing Land Use Map
5. City's Exhibit D – Future Land Use Map

PLANNING DEPARTMENT
GAUTIER, MISSISSIPPI

SPECIAL EXCEPTION HEARING APPLICATION

Hearing Number

20-06-SE

TYPE OF REQUEST:

Special Exception

FEE:

\$250.00

Special Exception— These uses are not allowed by right, and **require** a recommendation by the Planning Commission and approval of the City Council.

Name of Applicant: Burl L. Eure JR.

Name of Business:

N/A

Address: 6721 Martinique Drive , Biloxi, MS 39532

Mailing Address (if different):

Email Address: johnny.eure@ge.com

Phone: Cell Phone: 228-239-5920

Reason for request, location and intended use of Property: To build a single family home

ATTACHMENTS REQUIRED AS APPLICABLE:

- X 1. Diagram of intended use, showing dimensions and distances of property, building with setbacks, parking spaces, entrances and exits.
- X 2. Legal descriptions and street address.
- X 3. A detailed project narrative that also addresses the questions on the "Criteria for Approval" page of this application.
- X 4. Copy of protective covenants or deed restrictions, if any.
- N/A 5. Copies of approvals, or requests for approval, from other agencies, such as, but not limited to, the Mississippi State Department of Health, U.S. Army Corp of Engineers, Mississippi Department of Environmental Quality and Department of Marine Resources.
- N/A 6. Any other information requested by the Planning Director and/or members of the Technical Review Committee.
- X 7. Owner's Consent form, if anyone other than 100% sole owner makes application (see attached).

Signature of Applicant: See Attached

FOR OFFICE USE ONLY

Date Received 2/18/2020 Verify as Complete SA/BL

Fee Amount Received 250.00 CH # 1031

Initials of Employee Receiving Application SB/CL

SPECIAL EXCEPTION

Criteria for Approval Special Exception

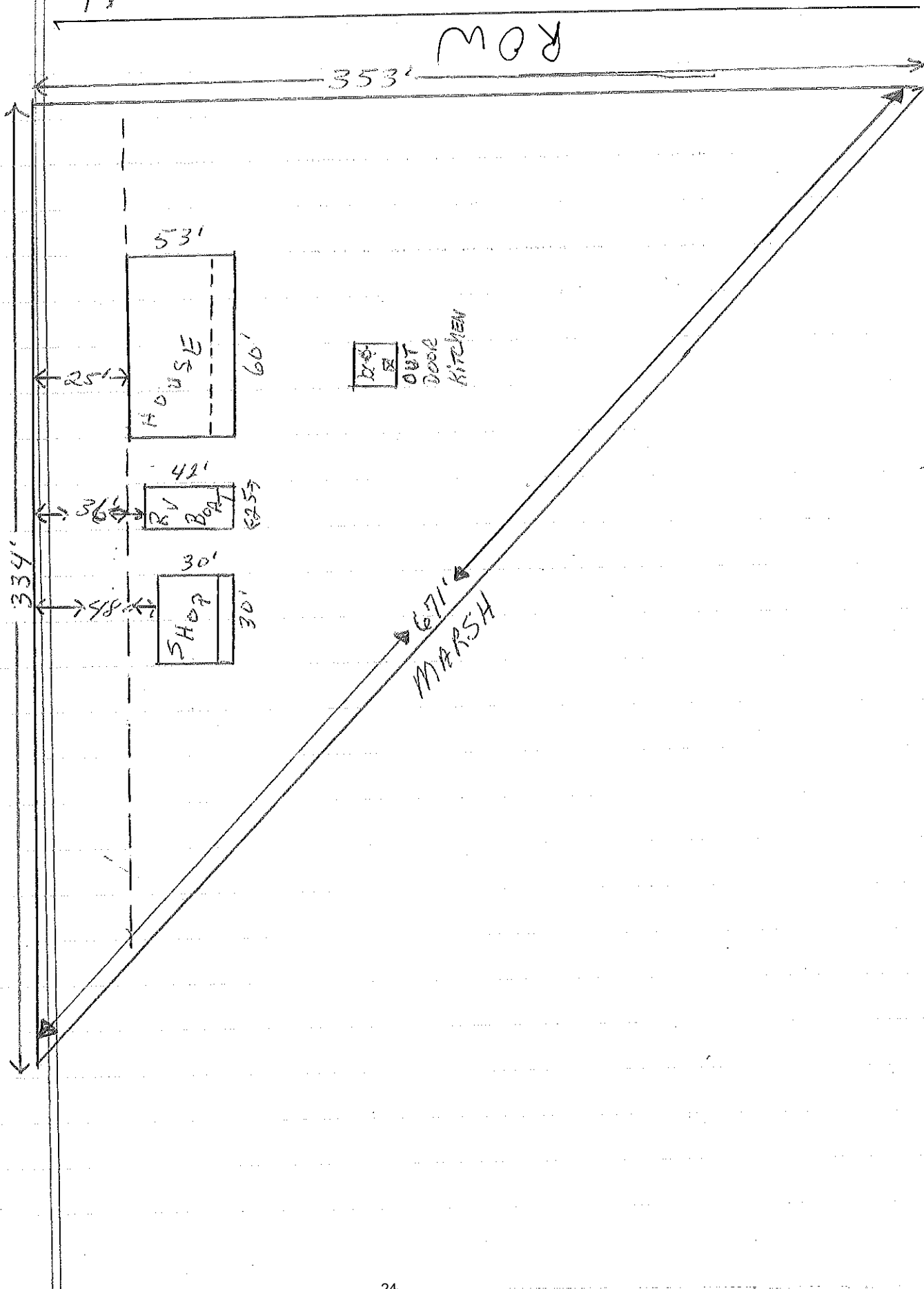
- A. Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?
- B. Explain how the requested Special Exception will be in harmony with the purpose and intent of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?
- C. Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant?

See Attached

- A. The City of Gautier's Unified Development Ordinance requires a Special Exception because Dubarry Drive has been zoned Commercial. Without an Exception we can not build our single family house on the 2.6 acres.
- B. If not granted a Special Exception we can not build our single family home. The general welfare of our neighborhood will not change as there are homes & an apartment complex on Dubarry Drive at this time.
- C. We are required by the City of Gautier's Unified Development Ordinance to apply for a Special Exception.

50660
 116.27
 45000
 -240.00
 19000

Dubarry Drive



Date of Application: _____

I, Johnny Herman Eure, the fee simple owner of the following described property (give legal description):

Tax Parcel Number: 8-70-10-141.000 Tax Area: 3840

Block: Q

Legal Description: BEG NEC BLK Q RIVER OAKS S/D S 83 DEG W ALG S/M AZALEA RD
450' TO MARSH S 49 DEG E THRU MARSH 672.7' M/L TO W/M TITI ST N 500' TO POB
PT BLK Q RIVER OAKS S/D DB
1733-532 (11 MAP863.05-02)

hereby petition to the City of Gautier to Grant a Special Exception of a single family dwelling in an R-2 Multi Family District.

and affirm that Burl L. Eure is hereby

designated to act as agent on my behalf to accomplish the above.

I certify that I have examined the application and that all statements and diagrams submitted are true and accurate to the best of my knowledge. Further, I understand this application; attachments and fees become part of the official records of the City of Gautier, MS, and are not returnable.

Burl L. Eure
(Owner's Signature)

The foregoing instrument was acknowledged before me this 18th day of February, 2020 by Johnny Herman Eure & Burl L. Eure, who is personally known to me or has produced MSDL,

Addie L. Bang as identification and who did take an oath.

Addie L. BANG
(Printed Name of Notary Public)

(Signature of Notary Public)

Commission # 101387. My commission expires Feb 13, 2024.

(Notary's Seal)



Exhibit A Location Map

Prepared by:
City of Gautier
Planning Department



Exhibit B

Existing Zoning

Prepared by:

City of Gautier
Planning Department

Legend

Zoning

ZONECODE

	AG
	C-1
	C-2
	C-3
	I-2
	MURC-1
	MURC-2
	MURC-MW
	PL
	PUD
	R-1
	R-2
	RE
	TC

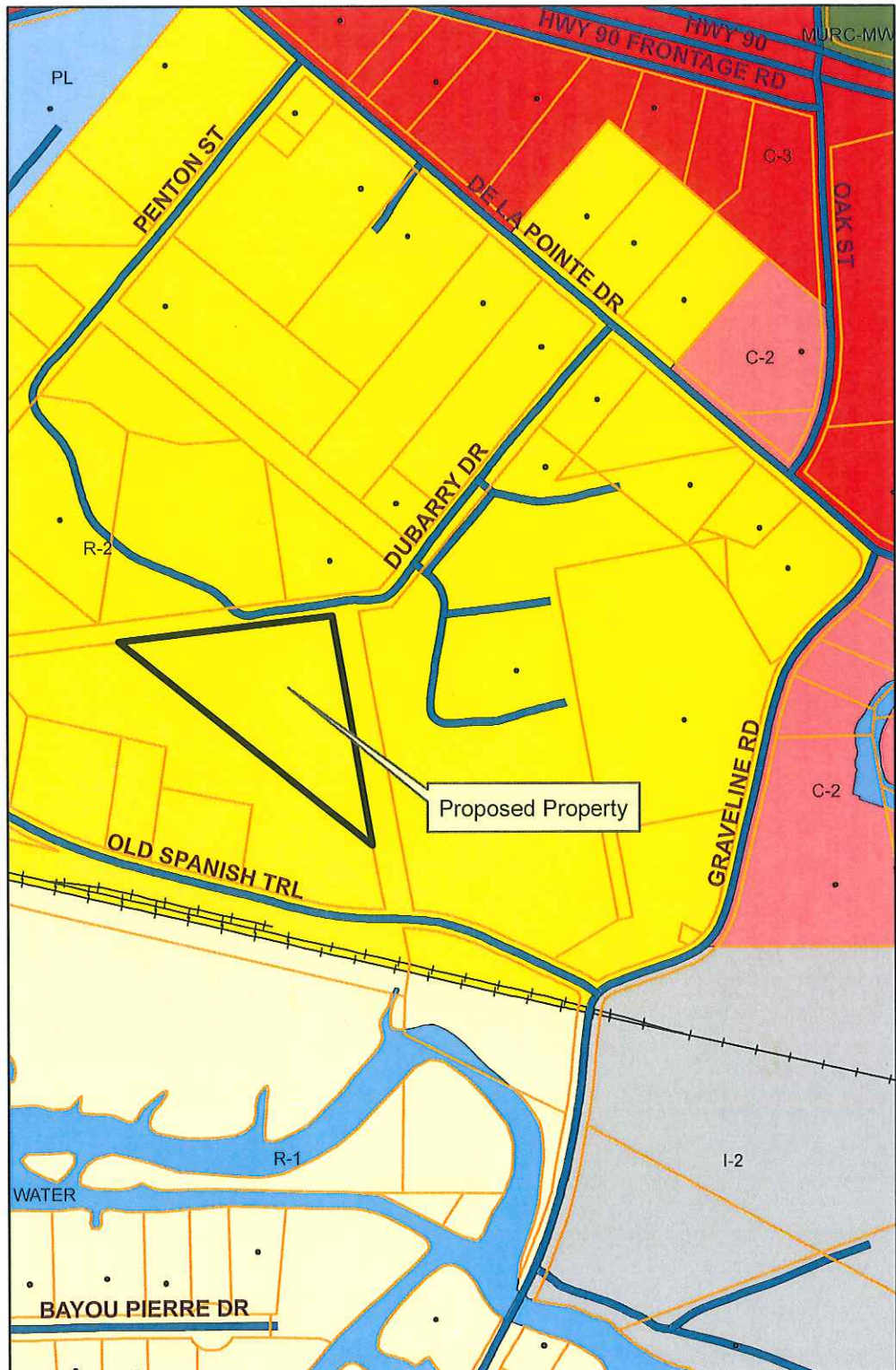


Exhibit C

Existing Land-Use

Prepared by:

City of Gautier
Planning Department

Legend

EXISTING LAND USE

ELU_08

- commercial-retail
- conservation
- civic
- industrial
- marina/fish camps
- high density residential
- mobile home
- mobile home park
- medium density residential
- office
- recreation
- very low to low density residential
- utility
- vacant

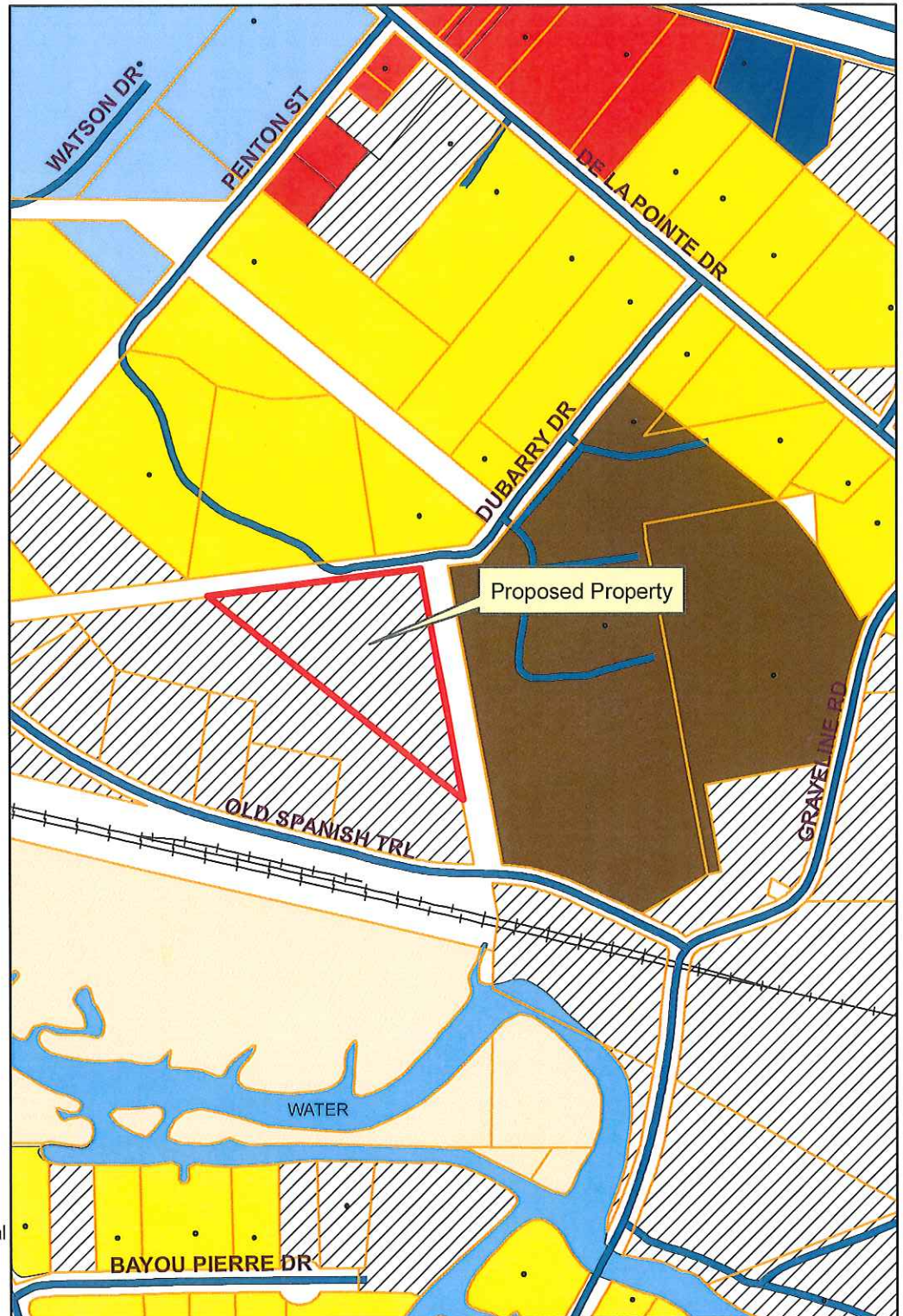


Exhibit D Future Land-Use

Prepared By:

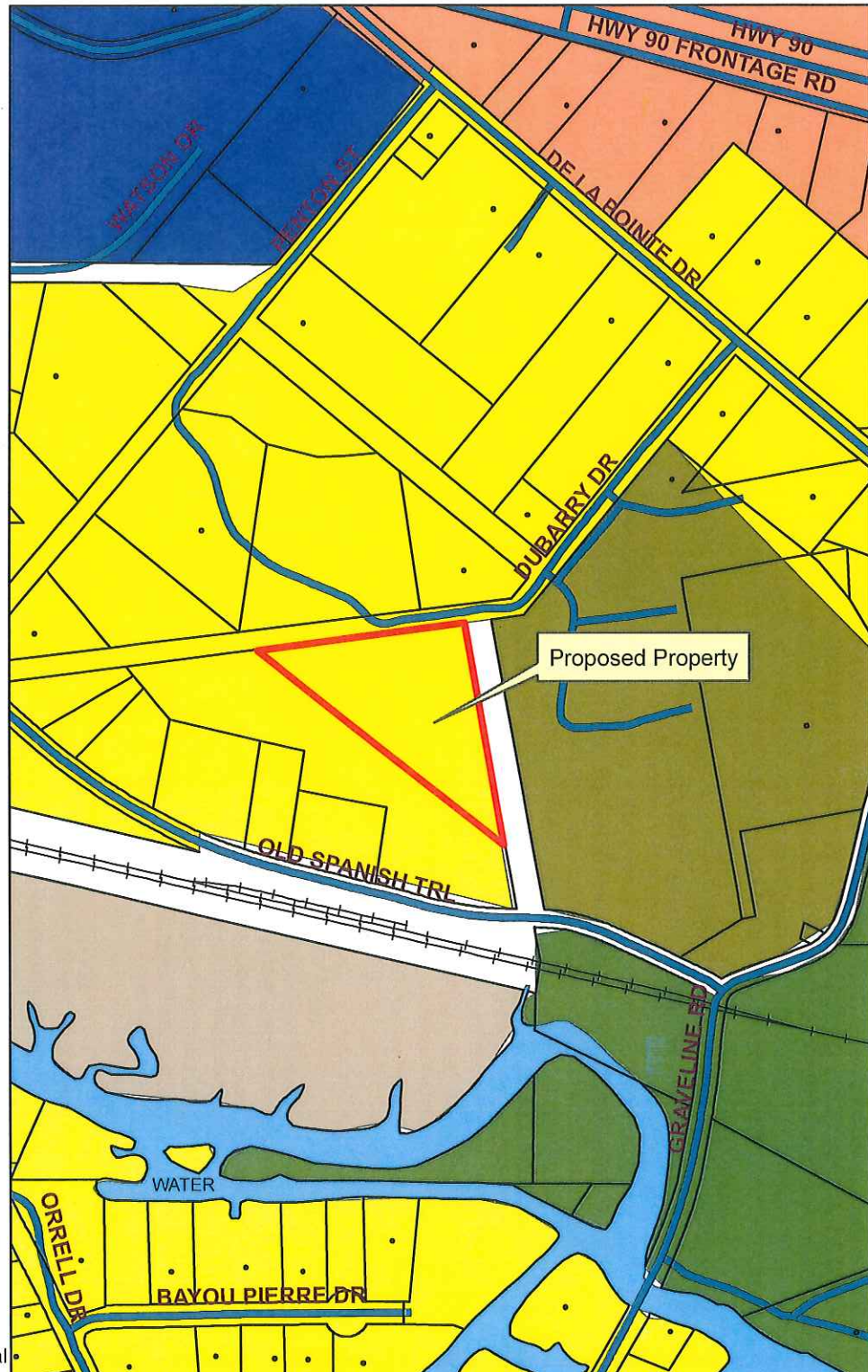
City of Gautier
Planning Department

Legend

FUTURE LAND USE

FLU_Class

- Civic
- high impact commercial
- Conservation
- High Density Residential
- Industrial
- Low Density Residential
- Medium Density Residential
- Mobile Home Residential
- low impact Commercial
- Recreational
- recreational commercial
- Regional Scale Commercial
- mixed use residential
- Town Center
- Very Low Density Residential



**Excerpt from June 4, 2020 Planning Commission Meeting:
(GPC 20-06-SE)**

The Planning Department has received a request by Burl L. Eure, Jr. for a Special Exception that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District on Dubarry Drive, PID #87010141.000. (GPC 20-06-SE)

Scott Ankerson, Planning Director, gave a brief overview of the case.

REQUEST:

The Planning Department has received a request by Burl L. Eure, Jr. for a Special Exception that would allow construction of a single-family dwelling located in a R-2 High Density Multi-Family Residential Zoning District on Dubarry Drive, PID #87010141.000.

The application fee of \$250 was paid on February 18, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned R-2 High Density Multi-Family Residential.

1. Location: Dubarry Drive, PID #87010141.000 (See Exhibit A)
2. General features of the proposed project:
Site Size: Approximately 2.84 Acres
3. Potable Water and Wastewater Services: Existing from City
4. Current Zoning (See Exhibit B): R-2 High Density Multi-Family Residential
5. Current Surrounding Zoning (See Exhibit B): R-2 High Density Multi-Family Residential
6. Current Surrounding Existing Land Use (See Exhibit C): Vacant, High Density Residential and Very Low to Low Density Residential.
7. Comprehensive Plan Future Land Use Designation (See Exhibit D): Low Density Residential

DISCUSSION:

The following addresses the review criteria for a Special Exception outlined in Section 4.16.4 of the UDO.

1. Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?

Applicant Response: *The City of Gautier's Unified Development Ordinance requires a Special Exception because Dubarry Drive has been zoned Commercial. Without an Exception we cannot build our single-family house on the 2.6 acres.*

Staff Finding: *The proposed location has been zoned R-2 as far back as 1986, a designation most likely carried over from the County's zoning designation prior to annexation.*

2. Explain how the requested Special Exception will be in harmony with the purpose of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?

Applicant Response: *If not granted a Special Exception we cannot build our single-family home. The general welfare of our neighborhood will not change as there are homes & an apartment complex on Dubarry Drive at this time.*

Staff Finding: *Staff finds that the Special Exception would not be injurious to the neighborhood or the general welfare. There are currently single-family homes in the immediate vicinity.*

3. Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant.

Applicant Response: *We are required by the City of Gautier's Unified Development Ordinance to apply for a Special Exception.*

Staff Finding: *There is no evidence to indicate that special circumstances requiring the Special Exception were results of the action of the applicant.*

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines a Special Exception as a relaxation of the terms of the Unified Development Ordinance where such an exception will not be contrary to the public interest, and where, owing to conditions peculiar to the property, a literal enforcement of the ordinance would result in undue hardship. Special Exceptions are necessary when an applicant seeks to establish or expand a use not ordinarily permitted in a specific zoning district. "Special Exceptions" are not transferable from one (1) owner of land to another.

2. Special Exception requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).
3. Once an application for a Special Exception is submitted to the Planning Department, the procedures outlined in UDO Section 4.14.1 will be followed. At the appropriate time, The Planning Commission will conduct a public hearing to determine whether the applicant meets all relevant criteria, and make a recommendation to City Council pursuant to UDO Section 4.14.4. City Council, pursuant to UDO Section 4.14.4(C), will then consider the matter at its next regularly scheduled meeting and approve or deny the Special Exception.
4. A Special Exception is required for uses not ordinarily permitted in a specific zoning district. Special Exceptions are not permitted by right, and may only be granted when certain criteria are established. (4.16.4)
5. Special Exceptions do not run with the land, and may be revoked by the Planning Department if any of the following circumstances are discovered:
 - A. The property changes ownership
 - B. The property is being utilized in a manner not permitted under the zoning regulations or the special exception; or
 - C. The property ceases to be used for the purpose allowed in the Special Exception for a period of one hundred eighty (180) days during the existence of the Special Exception.

The UDO defines **Hardship** as:

Hardship means the unnecessary hardship that would result from a failure to grant the requested variance or special exception. An unnecessary hardship exists if:

- (1) the land in question cannot yield a reasonable return if used only
 - (a) for a purpose allowed in that zone (applicable to special exceptions), or
 - (b) as permitted by the dimensional requirements of this ordinance (applicable to variances);
- (2) that the plight of the owner is due to unique circumstances of the land for which the variance or special exception is sought; and
- (3) that the use to be authorized by the variance will not alter the essential character of the locality.

RECOMMENDATION & CONCLUSION:

Staff opinion is that the criteria for 4.16.4 of the UDO has been met and Staff recommends approval of the Special Exception.

If recommending approval, Planning Commission shall record a "Finding of Fact" regarding the "Criteria for Approval" from the UDO as listed above.

The Planning Commission may:

1. Recommend that City Council approve the Special Exception;
2. Recommend that City Council approve the Special Exception with changes; or
3. Recommend that City Council deny the Special Exception.

Chairman Wooten asked the applicant if the new residence would be for his personal use.

Mr. Eure stated that he and his brother would be living in the new residence.

There were none in attendance speaking in opposition.

ACTION TAKEN:

Commissioner Green made a motion to recommend that City Council approve the Special Exception based on the Future Land Use Map showing low density residential for the property in question and that it would be a hardship on the applicant if he could not use the property as intended.

Commissioner Gainer seconded the motion and the following vote was recorded:

AYES:	David Wooten
	Kay C. Jamison
	Jimmy Green
	Paul Gainer
	James Lee
	William Davis

Motion passed.

**CITY OF GAUTIER
Business Agenda Item #2
Fact Sheet**

Council Meeting: June 16, 2020
Title: Consideration of a Special Exception Permit that would allow occupancy of an existing Single-Family dwelling in a C-3 Highway Commercial Zoning District, PID #81970008.000 (GPC 20-07-SE).
Introduced by:
Contact Person/Telephone Scott Ankerson 497-8000 ext. 312

Summary Explanation: Consideration of a request from Sarah Pannell for a Special Exception Permit that would allow occupancy of an existing Single-Family dwelling in a C-3, Highway Commercial Zoning District, at 6008 Allen Road, PID #81970078.000 (GPC Case No. 20-07-SE).

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Second Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2020

**CITY OF GAUTIER
SPECIAL EXCEPTION PERMIT
GPC CASE NO. 20-07-SE
6008 ALLEN ROAD – EXISTING SINGLE-FAMILY DWELLING IN
A C-3, HIGHWAY COMMERCIAL ZONING DISTRICT
REGARDING PARCEL ID NO: 81970008.000**

WHEREAS, an application for a Special Exception Permit that would allow for an existing Single-Family dwelling in a C-3, Highway Commercial Zoning District was submitted by Sarah Pannell; and

WHEREAS, the parcel subject to this Permit is located at 6008 Allen Road in Gautier, Mississippi; and

WHEREAS, after due public notice, Planning Commission, at its June 4, 2020 meeting, held a public hearing on this matter; and

WHEREAS, the Planning Commission considered testimony and exhibits presented by the applicant, the report of the City Staff and all relevant evidence, and recommended approval of such a permit; and

WHEREAS, the City Council has considered testimony and exhibits presented by the applicant, the report of the City Staff, and all relevant evidence, in addition to the favorable recommendation from Planning Commission; and

WHEREAS, the City Council hereby finds that the proposed Special Exception (will or will not) be in harmony with the purpose and intent of the Unified Development Ordinance; and will not be injurious to the neighborhood or the general welfare; and

WHEREAS, the City Council hereby finds that the proposed Special Exception (is or is not) consistent with the character of the immediate vicinity of the proposed use; and

WHEREAS, the City Council hereby finds that all relevant criteria in the Unified Development Ordinance (have or have not) been met to approve a Special Exception Permit; and

WHEREAS, the City Council hereby finds that the proposed use, classified as an existing Single-Family dwelling, requires a Special Exception Permit in the C-3 Highway Zoning District.

IT IS THEREFORE ORDERED that the Mayor and City Council (accepts or denies) the recommendation of the Planning Commission and (approves or denies) the application submitted by Sarah Pannell on February 18, 2020 for a Special Exception Permit.

IT IS FURTHER ORDERED that the Planning Department shall have this permit on file and provide the applicant a copy of the permit.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK** seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 16, 2020.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Babs Logan, Planning Technician
Date: 6/9/2020
Subject: Consider a request for a Special Exception that would allow occupancy of an existing single-family dwelling at 6008 Allen Road in a C-3 Highway Commercial Zoning District (GPC Case No. 20-07-SE)

REQUEST:

The Planning Department has received a request by Sarah Pannell for a Special Exception that would allow occupancy of an existing single-family dwelling at 6008 Allen Road in a C-3 Highway Commercial Zoning District, PID #81970008.000 (GPC Case No. 20-07-SE). The application fee of \$250 was paid on February 18, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned C-3 Highway Commercial.

Location: 6008 Allen Road, PID #81970008.000 (See Exhibit A)

General features of the proposed project:

Existing House

Site Size: 2.5 Acres

Potable Water and Wastewater Services: Existing from City

Current Zoning (See Exhibit B): C-3 Highway Commercial

Current Surrounding Zoning (See Exhibit B): C-3 Highway Commercial, and AG Agricultural.

Current Surrounding Existing Land Use (See Exhibit C): Vacant and Very Low to Low Density Residential.

Comprehensive Plan Future Land Use Designation (See Exhibit D): Regional Scale Commercial

DISCUSSION:

The following addresses the review criteria for a Special Exception outlined in Section 4.16.4 of the UDO.

Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?

Applicant Response: We bought the home from my husband's grandfather's estate as well as the island and half of lake. No family was told of a zoning change and I was not made aware of a change to commercial zoning in the process of purchasing home. My current home is for sale so if we are unable to move into our new home we will be in a severe hardship. We have 2 young children who are ready to move into our new

home. It's been in the family since 1977 and is very special to the Pannell family.

Staff Finding: This area was annexed into the City in 2002. Prior to the annexation, this area was zoned AG Agricultural.

Explain how the requested Special Exception will be in harmony with the purpose of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?

Applicant Response: All the homes surrounding my property are used for residential use in the same way that we will occupy ours.

Staff Finding: There are currently single-family homes in the immediate vicinity of the proposed site of the Special Exception. Staff's opinion is that approval of the request will not negatively affect the neighborhood.

Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant.

Applicant Response: We were unaware of the situation and it was only brought to our attention when we went to obtain permit to turn power on. My family planned to move in the next 2 weeks and now we are unable to. Our property is now half commercial and half residential. We do not intend to use for business purposes, it is solely for the use of primary residence for our family.

Staff Finding: There is no evidence to indicate that special circumstances requiring the Special Exception were results of the action of the applicant. Staff finds that the Special Exception will not negatively affect the surrounding area, or cause a detriment to the surrounding properties. The home was existing when the property was rezoned to C-3 Highway Commercial.

DETERMINATION OF APPLICABLE LAW:

The UDO defines a Special Exception as a relaxation of the terms of the Unified Development Ordinance where such an exception will not be contrary to the public interest, and where, owing to conditions peculiar to the property, a literal enforcement of the ordinance would result in undue hardship. Special Exceptions are necessary when an applicant seeks to establish or expand a use not ordinarily permitted in a specific zoning district. "Special Exceptions" are not transferable from one (1) owner of land to another.

Special Exception requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).

Once an application for a Special Exception is submitted to the Planning Department, the procedures outlined in UDO Section 4.14.1 will be followed. At the appropriate time, The Planning Commission will conduct a public hearing to determine whether the applicant meets all relevant criteria, and make a recommendation to City Council pursuant to UDO Section 4.14.4. City Council, pursuant to UDO Section 4.14.4(C), will then consider the matter at its next regularly scheduled meeting and approve or deny the Special Exception.

A Special Exception is required for uses not ordinarily permitted in a specific zoning district. Special Exceptions are not permitted by right, and may only be granted when certain criteria are established. (4.16.4)

Special Exceptions do not run with the land, and may be revoked by the Planning Department if any of the following circumstances are discovered:

The property changes ownership

The property is being utilized in a manner not permitted under the zoning regulations or the special exception;
or
The property ceases to be used for the purpose allowed in the Special Exception for a period of one hundred eighty (180) days during the existence of the Special Exception.

The UDO defines Hardship as:

Hardship means the unnecessary hardship that would result from a failure to grant the requested variance or special exception. An unnecessary hardship exists if:

- (1) the land in question cannot yield a reasonable return if used only
 - (a) for a purpose allowed in that zone (applicable to special exceptions), or
 - (b) as permitted by the dimensional requirements of this ordinance (applicable to variances);
- (2) that the plight of the owner is due to unique circumstances of the land for which the variance or special exception is sought; and
- (3) that the use to be authorized by the variance will not alter the essential character of the locality.

RECOMMENDATION:

The Planning Commission recommends that City Council approve the Special Exception allowing the applicants to occupy the existing house.

The City Council may:

Approve the Special Exception;
Approve the Special Exception with changes; or
Deny the Special Exception.

ATTACHMENTS:

- 1. Excerpt GPC Meeting 6.4.20 (GPC 20-07-SE)
- 2. GPC Packet 20-07-SE
- 3. Business Agenda Item 2- Consider a request for a Special Exception that would allow occupancy of an existing single-family dwelling at 6008 Allen Road

Gautier Planning Commission

Regular Meeting Agenda

June 4, 2020

GPC #20-07-SE

Sarah Pannell

6008 Allen Road

VII. NEW BUSINESS

1. Consider a request by Sarah Pannell for a Special Exception that would allow occupancy of an existing single-family dwelling at 6008 Allen Road in a C-3 Highway Commercial Zoning District, PID #81970008.000 (GPC Case No. 20-07-SE)

GAUTIER PUBLIC HEARING PROCESS (PLANNING COMMISSION)

Planning Commission Chairman to follow procedure below. All questions/comments to be directed to the Council and not to applicant, staff, or other attendees of the meeting.

1. Chairman announces the case.
2. Chairman makes statement, "This is a Public Hearing and all statements to be made need to be true and accurate for the record."
3. Staff gives brief overview of case.
4. Applicant presents their case.
5. Anyone to speak in support of the Request? Please state your name and address for the record.
6. Anyone to speak in opposition of the Request? Please state your name and address for the record.
7. Any final comments from the applicant?
8. Questions from Commission?
9. Chairman closes public hearing – "This closes the Public Hearing portion of this case" bang of gavel
10. Motion/Deliberation/Vote

CITY OF GAUTIER STAFF REPORT

To: Chairman and Members, Planning Commission

From: Scott Ankerson, Planning Director

Date: March 17, 2020

Subject: Consider a request for a Special Exception that would allow occupancy of an existing single-family dwelling at 6008 Allen Road in a C-3 Highway Commercial Zoning District (GPC Case No. 20-07-SE)

REQUEST:

The Planning Department has received a request by Sarah Pannell for a Special Exception that would allow occupancy of an existing single-family dwelling at 6008 Allen Road in a C-3 Highway Commercial Zoning District, PID #81970008.000 (GPC Case No. 20-07-SE). The application fee of \$250 was paid on February 18, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned C-3 Highway Commercial.

1. Location: 6008 Allen Road, PID #81970008.000 (See Exhibit A)
2. General features of the proposed project:
 - Existing House
 - Site Size: 2.5 Acres
3. Potable Water and Wastewater Services: Existing from City
4. Current Zoning (See Exhibit B): C-3 Highway Commercial
5. Current Surrounding Zoning (See Exhibit B): C-3 Highway Commercial, and AG Agricultural.
6. Current Surrounding Existing Land Use (See Exhibit C): Vacant and Very Low to Low Density Residential.
7. Comprehensive Plan Future Land Use Designation (See Exhibit D): Regional Scale Commercial

DISCUSSION:

The following addresses the review criteria for a Special Exception outlined in Section 4.16.4 of the UDO.

1. Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?

Applicant Response: We bought the home from my husband's grandfather's estate as well as the island and half of lake. No family was told of a zoning change and I was not made aware of a change to commercial zoning in the process of purchasing home. My current home is for sale so if we are unable to move into our new home we will be in a severe hardship. We have 2 young children who are ready to move into our new home. It's been in the family since 1977 and is very special to the Pannell family.

Staff Finding: This area was annexed into the City in 2002. Prior to the annexation, this area was zoned AG Agricultural.

2. Explain how the requested Special Exception will be in harmony with the purpose of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?

Applicant Response: All the homes surrounding my property are used for residential use in the same way that we will occupy ours.

Staff Finding: There are currently single-family homes in the immediate vicinity of the proposed site of the Special Exception. Staff's opinion is that approval of the request will not negatively affect the neighborhood.

3. Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant.

Applicant Response: We were unaware of the situation and it was only brought to our attention when we went to obtain permit to turn power on. My family planned to move in the next 2 weeks and now we are unable to. Our property is now half commercial and half residential. We do not intend to use for business purposes, it is solely for the use of primary residence for our family.

Staff Finding: There is no evidence to indicate that special circumstances requiring the Special Exception were results of the action of the applicant. Staff

finds that the Special Exception will not negatively affect the surrounding area, or cause a detriment to the surrounding properties. The home was existing when the property was rezoned to C-3 Highway Commercial.

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines a Special Exception as a relaxation of the terms of the Unified Development Ordinance where such an exception will not be contrary to the public interest, and where, owing to conditions peculiar to the property, a literal enforcement of the ordinance would result in undue hardship. Special Exceptions are necessary when an applicant seeks to establish or expand a use not ordinarily permitted in a specific zoning district. "Special Exceptions" are not transferable from one (1) owner of land to another.
2. Special Exception requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).
3. Once an application for a Special Exception is submitted to the Planning Department, the procedures outlined in UDO Section 4.14.1 will be followed. At the appropriate time, The Planning Commission will conduct a public hearing to determine whether the applicant meets all relevant criteria, and make a recommendation to City Council pursuant to UDO Section 4.14.4. City Council, pursuant to UDO Section 4.14.4(C), will then consider the matter at its next regularly scheduled meeting and approve or deny the Special Exception.
4. A Special Exception is required for uses not ordinarily permitted in a specific zoning district. Special Exceptions are not permitted by right, and may only be granted when certain criteria are established. (4.16.4)
5. Special Exceptions do not run with the land, and may be revoked by the Planning Department if any of the following circumstances are discovered:
 - A. The property changes ownership
 - B. The property is being utilized in a manner not permitted under the zoning regulations or the special exception; or
 - C. The property ceases to be used for the purpose allowed in the Special Exception for a period of one hundred eighty (180) days during the existence of the Special Exception.

The UDO defines **Hardship** as:

Hardship means the unnecessary hardship that would result from a failure to

grant the requested variance or special exception. An unnecessary hardship exists if:

- (1) the land in question cannot yield a reasonable return if used only
 - (a) for a purpose allowed in that zone (applicable to special exceptions), or
 - (b) as permitted by the dimensional requirements of this ordinance (applicable to variances);
- (2) that the plight of the owner is due to unique circumstances of the land for which the variance or special exception is sought; and
- (3) that the use to be authorized by the variance will not alter the essential character of the locality.

RECOMMENDATION & CONCLUSION:

If recommending approval, Planning Commission shall record a "Finding of Fact" regarding the "Criteria for Approval" from the UDO as listed above.

The Planning Commission may:

1. Recommend that City Council approve the Special Exception;
2. Recommend that City Council approve the Special Exception with changes; or
3. Recommend that City Council deny the Special Exception.

ATTACHMENTS:

1. Applicant's Exhibit 1 – Application
2. City's Exhibit A – Location Map
3. City's Exhibit B – Existing Zoning Map
4. City's Exhibit C – Existing Land Use Map
5. City's Exhibit D – Future Land Use Map

SPECIAL EXCEPTION HEARING APPLICATION

Hearing Number

20-07-SE

TYPE OF REQUEST:

Special Exception



FEE:

\$250.00

Special Exception-- These uses are not allowed by right, and **require** a recommendation by the Planning Commission and approval of the City Council.

Name of Applicant: Sarah ~~Wood~~ Pannell

Name of Business: N/A

Address: ~~6000B~~ 6008 Allen Rd Vanceave, 38515 Mailing Address (if different): 6000B Wooded Acres Rd Vanceave

Email: smcarter85@aol.com PID # 81970008.000

Phone: 228-218-0580

Cell Phone: _____

Reason for request, location and intended use of Property: We purchased home from my husband's grandfather estate with intention to move into as primary residence

ATTACHMENTS REQUIRED AS APPLICABLE:

- ☒ 1. Diagram of intended use, showing dimensions and distances of property, building with setbacks, parking spaces, entrances and exits.
- ☒ 2. Legal descriptions and street address.
- ☒ 3. A detailed project narrative that also addresses the questions on the "Criteria for Approval" page of this application.
- ☒ 4. Copy of protective covenants or deed restrictions, if any.
- ☒ 5. Copies of approvals, or requests for approval, from other agencies, such as, but not limited to, the Mississippi State Department of Health, U.S. Army Corp of Engineers, Mississippi Department of Environmental Quality and Department of Marine Resources.
- ☒ 6. Any other information requested by the Planning Director and/or members of the Technical Review Committee.
- ☒ 7. Owner's Consent form, if anyone other than 100% sole owner makes application (see attached).

Signature of Applicant: Sarah Pannell

FOR OFFICE USE ONLY

Date Received 2-18-2020 Verify as Complete SA/BL

Fee Amount Received 250.00

Initials of Employee Receiving Application Bhajan

SPECIAL EXCEPTION

Criteria for Approval Special Exception

- A. Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?
- B. Explain how the requested Special Exception will be in harmony with the purpose and intent of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?
- C. Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant?

A) We bought the home from my husband's grandfather estate as well as the island and half of lake. No family was told of a zoning change and I was not made aware of a change to commercial zoning in the process of purchasing home. My current home is for sale so if we are unable to move into our new home we will be in a severe hardship. We have 2 young children who are ready to move into our new home. It's been in the family since 1977 + is very special to the Pannell family.

B) All the homes surrounding my property are used for residential use in the same way that we will occupy ours.

C) We were unaware of the situation and it was only brought to our attention when we went to obtain ⁴⁷ permit to turn power. →

on. My family planned to move in the next
2 weeks and now we are unable to,
our property is now half commercial +
half residential. we do not intend to
use for business purposes, it is solely
for the use of primary residence
for our family

Exhibit A Location Map

Prepared by:
City of Gautier
Planning Department



Exhibit B

Existing Zoning

Prepared by:

City of Gautier
Planning Department

Legend

Zoning

ZONECODE

	AG
	C-1
	C-2
	C-3
	I-2
	MURC-1
	MURC-2
	MURC-MW
	PL
	PUD
	R-1
	R-2
	R-3
	RE
	TC

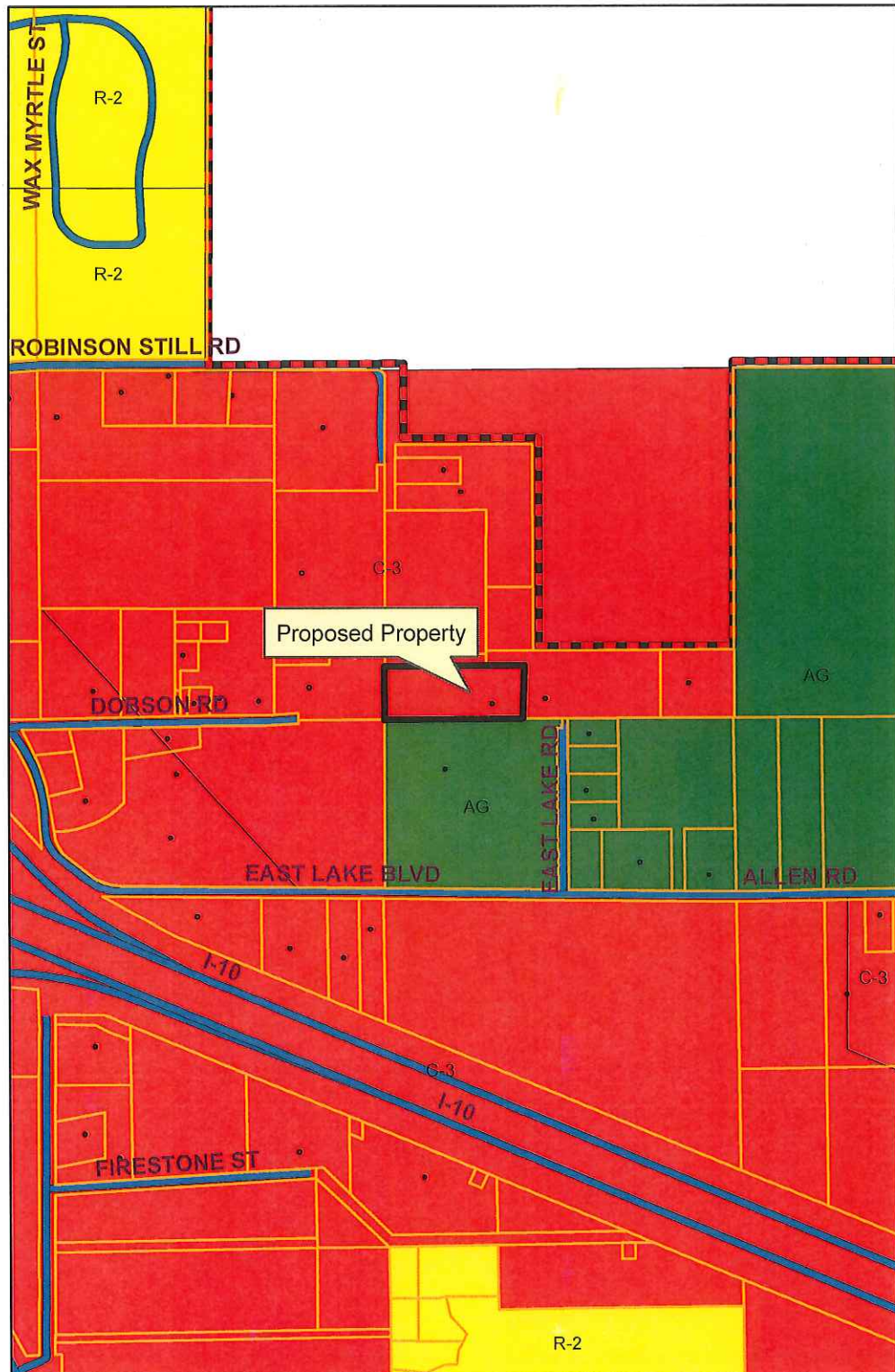


Exhibit C

Existing Land-Use

Prepared by:
City of Gautier
Planning Department

Legend

EXISTING LAND USE

ELU_08

- commercial-retail
- conservation
- civic
- industrial
- marina/fish camps
- high density residential
- mobile home
- mobile home park
- medium density residential
- office
- recreation
- very low to low density residential
- utility
- vacant

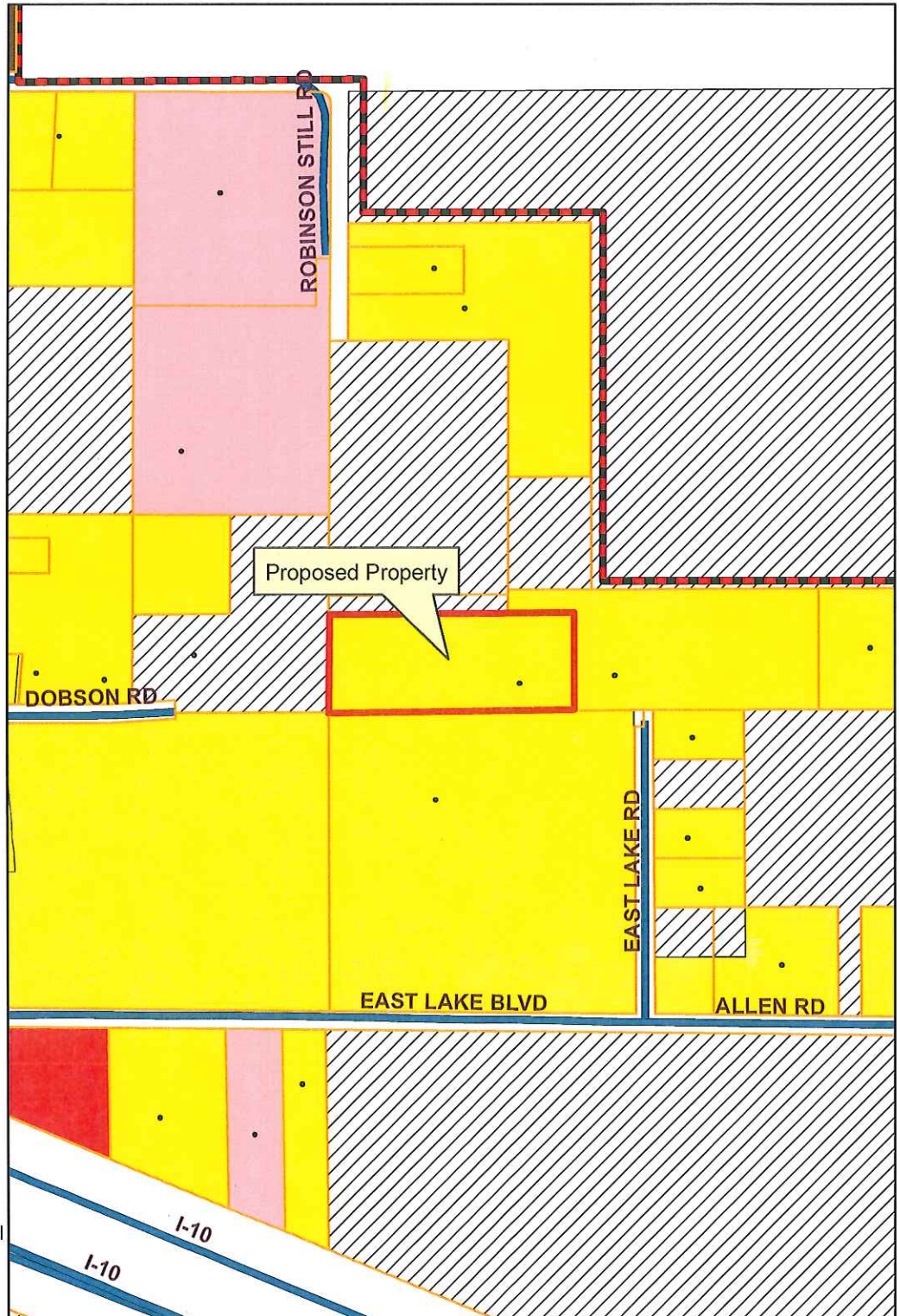


Exhibit D Future Land-Use

Prepared By:

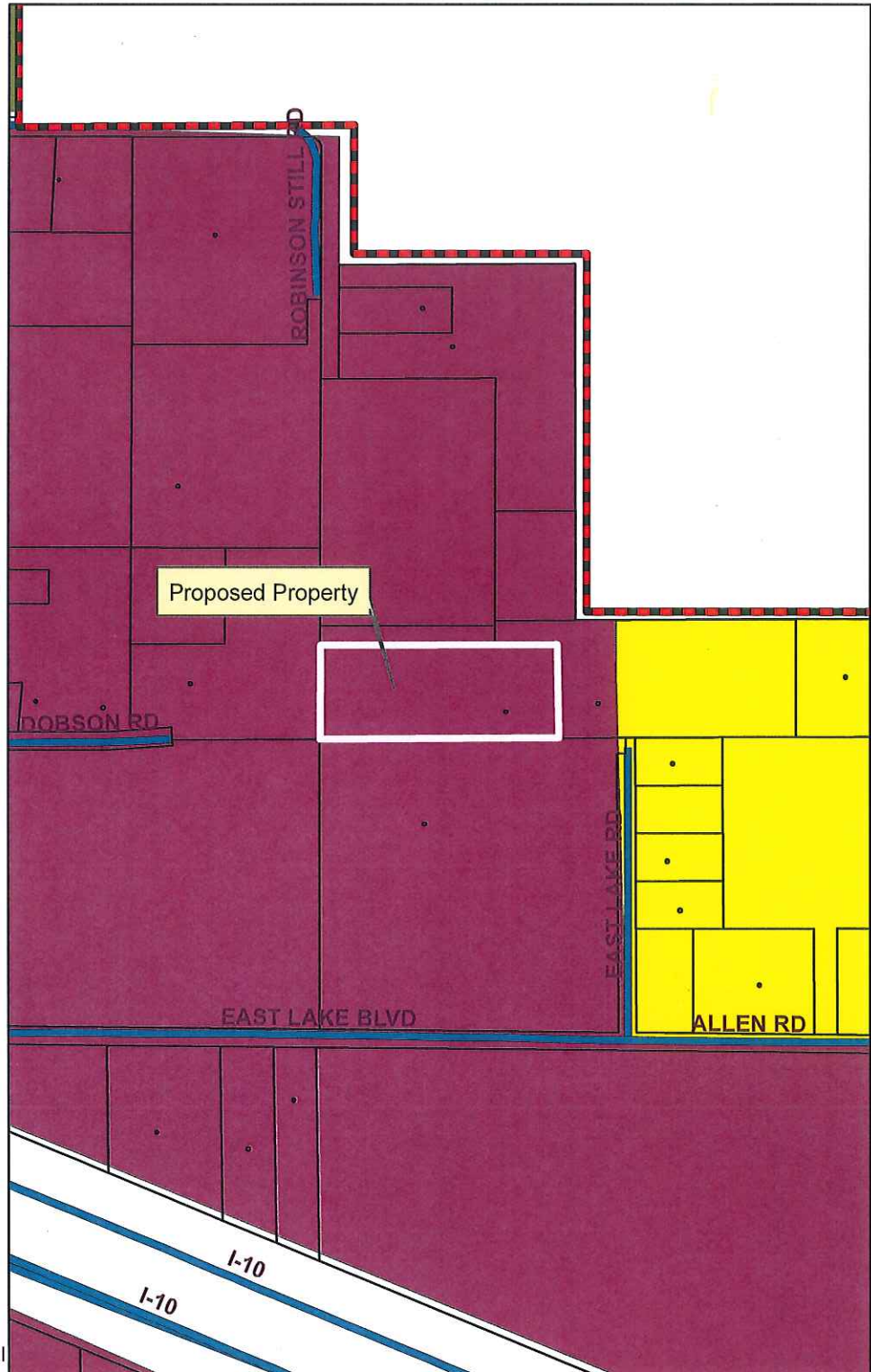
City of Gautier
Planning Department

Legend

FUTURE LAND USE

FLU_Class

-  Civic
-  high impact commercial
-  Conservation
-  High Density Residential
-  Industrial
-  Low Density Residential
-  Medium Density Residential
-  Mobile Home Residential
-  low impact Commercial
-  Recreational
-  recreational commercial
-  Regional Scale Commercial
-  mixed use residential
-  Town Center
-  Very Low Density Residential



Excerpt from June 4, 2020 Planning Commission Meeting (GPC 20-07-SE)

The Planning Department has received a request by Sarah Pannell for a Special Exception that would allow occupancy of an existing single-family dwelling at 6008 Allen Road in a C-3 Highway Commercial Zoning District (GPC Case No. 20-07-SE)

Mr. Ankerson gave a brief overview of the case.

REQUEST:

The Planning Department has received a request by Sarah Pannell for a Special Exception that would allow occupancy of an existing single-family dwelling at 6008 Allen Road in a C-3 Highway Commercial Zoning District, PID #81970008.000 (GPC Case No. 20-07-SE). The application fee of \$250 was paid on February 18, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned C-3 Highway Commercial.

1. Location: 6008 Allen Road, PID #81970008.000 (See Exhibit A)
2. General features of the proposed project:
 - Existing House
 - Site Size: 2.5 Acres
3. Potable Water and Wastewater Services: Existing from City
4. Current Zoning (See Exhibit B): C-3 Highway Commercial
5. Current Surrounding Zoning (See Exhibit B): C-3 Highway Commercial, and AG Agricultural.
6. Current Surrounding Existing Land Use (See Exhibit C): Vacant and Very Low to Low Density Residential.
7. Comprehensive Plan Future Land Use Designation (See Exhibit D): Regional Scale Commercial

DISCUSSION:

The following addresses the review criteria for a Special Exception outlined in Section 4.16.4 of the UDO.

1. Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?

Applicant Response: We bought the home from my husband's grandfather's estate as well as the island and half of lake. No family was told of a zoning change and I was not made aware of a change to commercial zoning in the process of purchasing home. My current home is for sale so if we are unable to move into our new home we will be in a severe hardship. We have 2 young children who are ready to move into our new home. It's been in the family since 1977 and is very special to the Pannell family.

Staff Finding: This area was annexed into the City in 2002. Prior to the annexation, this area was zoned AG Agricultural.

2. Explain how the requested Special Exception will be in harmony with the purpose of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?

Applicant Response: All the homes surrounding my property are used for residential use in the same way that we will occupy ours.

Staff Finding: There are currently single-family homes in the immediate vicinity of the proposed site of the Special Exception. Staff's opinion is that approval of the request will not negatively affect the neighborhood.

3. Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant.

Applicant Response: We were unaware of the situation and it was only brought to our attention when we went to obtain permit to turn power on. My family planned to move in the next 2 weeks and now we are unable to. Our property is now half commercial and half residential. We do not intend to use for business purposes, it is solely for the use of primary residence for our family.

Staff Finding: There is no evidence to indicate that special circumstances requiring the Special Exception were results of the action of the applicant. Staff

finds that the Special Exception will not negatively affect the surrounding area, or cause a detriment to the surrounding properties. The home was existing when the property was rezoned to C-3 Highway Commercial.

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines a Special Exception as a relaxation of the terms of the Unified Development Ordinance where such an exception will not be contrary to the public interest, and where, owing to conditions peculiar to the property, a literal enforcement of the ordinance would result in undue hardship. Special Exceptions are necessary when an applicant seeks to establish or expand a use not ordinarily permitted in a specific zoning district. "Special Exceptions" are not transferable from one (1) owner of land to another.
2. Special Exception requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).
3. Once an application for a Special Exception is submitted to the Planning Department, the procedures outlined in UDO Section 4.14.1 will be followed. At the appropriate time, The Planning Commission will conduct a public hearing to determine whether the applicant meets all relevant criteria, and make a recommendation to City Council pursuant to UDO Section 4.14.4. City Council, pursuant to UDO Section 4.14.4(C), will then consider the matter at its next regularly scheduled meeting and approve or deny the Special Exception.
4. A Special Exception is required for uses not ordinarily permitted in a specific zoning district. Special Exceptions are not permitted by right, and may only be granted when certain criteria are established. (4.16.4)
5. Special Exceptions do not run with the land, and may be revoked by the Planning Department if any of the following circumstances are discovered:
 - A. The property changes ownership
 - B. The property is being utilized in a manner not permitted under the zoning regulations or the special exception; or
 - C. The property ceases to be used for the purpose allowed in the Special Exception for a period of one hundred eighty (180) days during the existence of the Special Exception.

The UDO defines **Hardship** as:

Hardship means the unnecessary hardship that would result from a failure to grant the requested variance or special exception. An unnecessary hardship exists if:

- (1) the land in question cannot yield a reasonable return if used only

- (a) for a purpose allowed in that zone (applicable to special exceptions), or
- (b) as permitted by the dimensional requirements of this ordinance (applicable to variances);
- (2) that the plight of the owner is due to unique circumstances of the land for which the variance or special exception is sought; and
- (3) that the use to be authorized by the variance will not alter the essential character of the locality.

RECOMMENDATION & CONCLUSION:

Staff finds that the Special Exception should be approved based on the fact that the existing surrounding land use is low residential. Although the Future Land Use Map does call for Regional Scale Commercial at some point, there has been no move in that direction. The area is just as it was when it was rezoned.

If recommending approval, Planning Commission shall record a “Finding of Fact” regarding the “Criteria for Approval” from the UDO as listed above.

The Planning Commission may:

1. Recommend that City Council approve the Special Exception;
2. Recommend that City Council approve the Special Exception with changes; or
3. Recommend that City Council deny the Special Exception.

Mr. Ankerson stated that the area would need a lot of improvements before it could be used as Commercial.

Mr. Pannell stated that the land and house had been in the family for many years and they had purchased it from his grandfather’s estate. He also noted they had bought the lake just south of the property.

Chairman Wooten noted that the portion of the lake just south of the property was zoned AG Agricultural.

There were none in attendance speaking in opposition.

Commissioner Gainer made a motion to recommend that City Council approve the Special Exception allowing the applicants to occupy the existing house.

Commissioner Green seconded the motion and the following vote was recorded:

AYES: David Wooten
Kay C. Jamison
Jimmy Green
Paul Gainer
James Lee
William Davis

Motion passed.

CITY OF GAUTIER
Business Agenda Item #3
Fact Sheet

Council Meeting:
Title:

June 16, 2020
Consideration for a Special Exception that
would allow occupancy of an existing single-
family dwelling in a C-2 Community Commercial
Zoning District, PID #82434033.00
(GPC Case No. 20-08-SE)

Introduced by:
Contact Person/Telephone

Scott Ankerson 497-8000 ext. 312

Summary Explanation: Consideration for a Special Exception that would allow occupancy of an existing single-family dwelling at 3525 Old Spanish Trail in a C-2 Community Commercial Zoning District, PID #82434033.00 (GPC Case No. 20-08-SE)

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Second Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2020

**CITY OF GAUTIER
SPECIAL EXCEPTION PERMIT
GPC CASE NO. 20-08-SE
3525 OLD SPANISH TRAIL – EXISTING SINGLE-FAMILY
DWELLING IN A C-2 COMMUNITY COMMERCIAL ZONING
DISTRICT
REGARDING PARCEL ID NO: 82434033.00**

WHEREAS, an application for a Special Exception Permit that would allow occupancy of an existing single-family dwelling in a C-2 Community Commercial District was submitted by Hazel L. Padgett; and

WHEREAS, the parcel subject to this Permit is located at 3525 Old Spanish Trail in Gautier, Mississippi; and

WHEREAS, after due public notice, Planning Commission, at its June 4, 2020 meeting, held a public hearing on this matter; and

WHEREAS, the Planning Commission considered testimony and exhibits presented by the applicant, the report of the City Staff and all relevant evidence, and recommended approval of such a permit; and

WHEREAS, the City Council has considered testimony and exhibits presented by the applicant, the report of the City Staff, and all relevant evidence, in addition to the favorable recommendation from Planning Commission; and

WHEREAS, the City Council hereby finds that the proposed Special Exception (will or will not) be in harmony with the purpose and intent of the Unified Development Ordinance; and will not be injurious to the neighborhood or the general welfare; and

WHEREAS, the City Council hereby finds that the proposed Special Exception (is or is not) consistent with the character of the immediate vicinity of the proposed use; and

WHEREAS, the City Council hereby finds that all relevant criteria in the Unified Development Ordinance (have or have not) been met to approve a Special Exception Permit; and

WHEREAS, the City Council hereby finds that the proposed use, classified as an existing single-family dwelling, requires a Special Exception Permit in the C-2 Community Commercial Zoning District.

IT IS THEREFORE ORDERED that the Mayor and City Council (accepts or denies) the recommendation of the Planning Commission and (approves or denies) the application submitted by Hazel L. Padgett on February 18, 2020 for a Special Exception Permit.

IT IS FURTHER ORDERED that the Planning Department shall have this permit on file and provide the applicant a copy of the permit.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary for this purpose.

Motion was made by **BLANK** seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 16, 2020.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Babs Logan, Planning Technician
Date: 6/9/2020
Subject: Consider a request for a Special Exception that would allow occupancy of an existing single-family dwelling at 3525 Old Spanish Trail in a C-2 Community Commercial Zoning District (GPC Case No. 20-08-SE)

REQUEST:

The Planning Department has received a request by Hazel L. Padgett for a Special Exception that would allow occupancy of an existing single-family dwelling at 3525 Old Spanish Trail in a C-2 Community Commercial Zoning District, PID #82434033.000 (GPC Case No. 20-08-SE). The application fee of \$250 was paid on February 18, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned C-2 Community Commercial.

Location: 3525 Old Spanish Trail, PID #82434033.000 (See Exhibit A)

General features of the proposed project:

Existing House (heated and cooled): approximately 936 square feet

Site Size: 1.85 Acres

Potable Water and Wastewater Services: Existing from City

Current Zoning (See Exhibit B): C-2 Community Commercial

Current Surrounding Zoning (See Exhibit B): C-2 Community Commercial, I-2 Industrial, C-3 Highway Commercial and PUD Planned Unit Development.

Current Surrounding Existing Land Use (See Exhibit C): Very Low to Low Density Residential, Industrial, C-3 Highway Commercial, High Density Residential and Vacant.

Comprehensive Plan Future Land Use Designation (See Exhibit D): High Impact Commercial

DISCUSSION:

The following addresses the review criteria for a Special Exception outlined in Section 4.16.4 of the UDO.

Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?

Applicant Response: House has been rezoned light commercial; I need permit for electric company because house has been vacant for 6 months.

Staff Finding: There are others in the immediate area commonly enjoying single family homes in this same C-2 designated district.

Explain how the requested Special Exception will be in harmony with the purpose of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?

Applicant Response: It will not be injurious to the neighborhood because there are other houses in the neighborhood.

Staff Finding: There are currently single-family homes in the immediate vicinity of the proposed site of the Special Exception. Staff's opinion is that approval of the request will not negatively affect the neighborhood.

Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant.

Applicant Response: House has been rezoned light commercial and has been vacant for 6 months.

Staff Finding: Not all single family homes will be leased, rented or purchased within 180 days of the previous occupancy due to various economic circumstances. Staff's opinion is that these circumstances are not results of actions of the applicant.

DETERMINATION OF APPLICABLE LAW:

The UDO defines a Special Exception as a relaxation of the terms of the Unified Development Ordinance where such an exception will not be contrary to the public interest, and where, owing to conditions peculiar to the property, a literal enforcement of the ordinance would result in undue hardship. Special Exceptions are necessary when an applicant seeks to establish or expand a use not ordinarily permitted in a specific zoning district. "Special Exceptions" are not transferable from one (1) owner of land to another.

Special Exception requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).

Once an application for a Special Exception is submitted to the Planning Department, the procedures outlined in UDO Section 4.14.1 will be followed. At the appropriate time, The Planning Commission will conduct a public hearing to determine whether the applicant meets all relevant criteria, and make a recommendation to City Council pursuant to UDO Section 4.14.4. City Council, pursuant to UDO Section 4.14.4(C), will then consider the matter at its next regularly scheduled meeting and approve or deny the Special Exception.

A Special Exception is required for uses not ordinarily permitted in a specific zoning district. Special Exceptions are not permitted by right, and may only be granted when certain criteria are established. (4.16.4)

Special Exceptions do not run with the land, and may be revoked by the Planning Department if any of the following circumstances are discovered:

The property changes ownership

The property is being utilized in a manner not permitted under the zoning regulations or the special exception; or

The property ceases to be used for the purpose allowed in the Special Exception for a period of one hundred eighty (180) days during the existence of the Special Exception.

The UDO defines Hardship as:

Hardship means the unnecessary hardship that would result from a failure to grant the requested variance or special exception. An unnecessary hardship exists if:

- (1) the land in question cannot yield a reasonable return if used only
 - (a) for a purpose allowed in that zone (applicable to special exceptions), or
 - (b) as permitted by the dimensional requirements of this ordinance (applicable to variances);
- (2) that the plight of the owner is due to unique circumstances of the land for which the variance or special exception is sought; and
- (3) that the use to be authorized by the variance will not alter the essential character of the locality.

RECOMMENDATION:

The Planning Commission recommends that City Council approve the Special Exception based on the fact that it would be a hardship on the applicant if she could not use the property as intended.

The City Council may:

Approve the Special Exception;
Approve the Special Exception with changes; or
Deny the Special Exception

ATTACHMENTS:

1. Business Agenda Item 3 - Consider a request for a Special Exception that would allow occupancy of an existing single-family dwelling at 3525 Old Spani
2. GPC Packet 20-08-SE
3. Excerpt GPC Meeting 6.4.20 (GPC 20-08-SE)

Gautier Planning Commission

Regular Meeting Agenda

June 4, 2020

GPC #20-08-SE

Hazel L. Padgett

3525 Old Spanish Trail

VII. NEW BUSINESS

1. Consider a request by Hazel L. Padgett for a Special Exception that would allow occupancy of an existing single-family dwelling at 3525 Old Spanish Trail in a C-2 Community Commercial Zoning District, PID #82434033.000 (GPC Case No. 20-08-SE)

GAUTIER PUBLIC HEARING PROCESS (PLANNING COMMISSION)

Planning Commission Chairman to follow procedure below. All questions/comments to be directed to the Council and not to applicant, staff, or other attendees of the meeting.

1. Chairman announces the case.
2. Chairman makes statement, "This is a Public Hearing and all statements to be made need to be true and accurate for the record."
3. Staff gives brief overview of case.
4. Applicant presents their case.
5. Anyone to speak in support of the Request? Please state your name and address for the record.
6. Anyone to speak in opposition of the Request? Please state your name and address for the record.
7. Any final comments from the applicant?
8. Questions from Commission?
9. Chairman closes public hearing – "This closes the Public Hearing portion of this case" bang of gavel
10. Motion/Deliberation/Vote

CITY OF GAUTIER STAFF REPORT

To: Chairman and Members, Planning Commission

From: Scott Ankerson, Planning Director

Date: March 17, 2020

Subject: Consider a request for a Special Exception that would allow occupancy of an existing single-family dwelling at 3525 Old Spanish Trail in a C-2 Community Commercial Zoning District (GPC Case No. 20-08-SE)

REQUEST:

The Planning Department has received a request by Hazel L. Padgett for a Special Exception that would allow occupancy of an existing single-family dwelling at 3525 Old Spanish Trail in a C-2 Community Commercial Zoning District, PID #82434033.000 (GPC Case No. 20-08-SE). The application fee of \$250 was paid on February 18, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned C-2 Community Commercial.

1. Location: 3525 Old Spanish Trail, PID #82434033.000 (See Exhibit A)
2. General features of the proposed project:
Existing House (heated and cooled): approximately 936 square feet
Site Size: 1.85 Acres
3. Potable Water and Wastewater Services: Existing from City
4. Current Zoning (See Exhibit B): C-2 Community Commercial
5. Current Surrounding Zoning (See Exhibit B): C-2 Community Commercial, I-2 Industrial, C-3 Highway Commercial and PUD Planned Unit Development.
6. Current Surrounding Existing Land Use (See Exhibit C): Very Low to Low Density Residential, Industrial, C-3 Highway Commercial, High Density Residential and Vacant.

7. Comprehensive Plan Future Land Use Designation (See Exhibit D): High Impact Commercial

DISCUSSION:

The following addresses the review criteria for a Special Exception outlined in Section 4.16.4 of the UDO.

1. Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?

Applicant Response: *House has been rezoned light commercial; I need permit for electric company because house has been vacant for 6 months.*

Staff Finding: *There are others in the immediate area commonly enjoying single family homes in this same C-2 designated district.*

2. Explain how the requested Special Exception will be in harmony with the purpose of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?

Applicant Response: *It will not be injurious to the neighborhood because there are other houses in the neighborhood.*

Staff Finding: *There are currently single-family homes in the immediate vicinity of the proposed site of the Special Exception. Staff's opinion is that approval of the request will not negatively affect the neighborhood.*

3. Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant.

Applicant Response: *House has been rezoned light commercial and has been vacant for 6 months.*

Staff Finding: *Not all single family homes will be leased, rented or purchased with 180 days of the previous occupancy due to various economic circumstances. Staff's opinion is that these circumstances are not results of actions of the applicant.*

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines a Special Exception as a relaxation of the terms of the Unified Development Ordinance where such an exception will not be contrary to the public interest, and where, owing to conditions peculiar to the property, a literal enforcement of the ordinance would result in undue hardship. Special Exceptions are necessary when an applicant seeks to establish or expand a use not ordinarily permitted in a specific zoning district. "Special Exceptions" are not transferable from one (1) owner of land to another.
2. Special Exception requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).
3. Once an application for a Special Exception is submitted to the Planning Department, the procedures outlined in UDO Section 4.14.1 will be followed. At the appropriate time, The Planning Commission will conduct a public hearing to determine whether the applicant meets all relevant criteria, and make a recommendation to City Council pursuant to UDO Section 4.14.4. City Council, pursuant to UDO Section 4.14.4(C), will then consider the matter at its next regularly scheduled meeting and approve or deny the Special Exception.
4. A Special Exception is required for uses not ordinarily permitted in a specific zoning district. Special Exceptions are not permitted by right, and may only be granted when certain criteria are established. (4.16.4)
5. Special Exceptions do not run with the land, and may be revoked by the Planning Department if any of the following circumstances are discovered:
 - A. The property changes ownership
 - B. The property is being utilized in a manner not permitted under the zoning regulations or the special exception; or
 - C. The property ceases to be used for the purpose allowed in the Special Exception for a period of one hundred eighty (180) days during the existence of the Special Exception.

The UDO defines **Hardship** as:

Hardship means the unnecessary hardship that would result from a failure to grant the requested variance or special exception. An unnecessary hardship exists if:

- (1) the land in question cannot yield a reasonable return if used only
 - (a) for a purpose allowed in that zone (applicable to special exceptions), or
 - (b) as permitted by the dimensional requirements of this ordinance (applicable to variances);

- (2) that the plight of the owner is due to unique circumstances of the land for which the variance or special exception is sought; and
- (3) that the use to be authorized by the variance will not alter the essential character of the locality.

RECOMMENDATION & CONCLUSION:

If recommending approval, Planning Commission shall record a "Finding of Fact" regarding the "Criteria for Approval" from the UDO as listed above.

The Planning Commission may:

1. Recommend that City Council approve the Special Exception;
2. Recommend that City Council approve the Special Exception with changes; or
3. Recommend that City Council deny the Special Exception.

ATTACHMENTS:

1. Applicant's Exhibit 1 – Application
2. City's Exhibit A – Location Map
3. City's Exhibit B – Existing Zoning Map
4. City's Exhibit C – Existing Land Use Map
5. City's Exhibit D – Future Land Use Map

PLANNING DEPARTMENT
GAUTIER, MISSISSIPPI

SPECIAL EXCEPTION HEARING APPLICATION

Hearing Number

20-08-SE

TYPE OF REQUEST:

Special Exception

FEE:

\$250.00

Special Exception— These uses are not allowed by right, and **require** a recommendation by the Planning Commission and approval of the City Council.

Name of Applicant: Hazel L. Padgett

Name of Business:

Address: 3525 Old Spanish Tr. Mailing Address (if different): P.O. Box 1769 Gautier

Email: NA PID # 82434033.000 Address:

Phone: NA Cell Phone: 228-281-2582

Reason for request, location and intended use of Property: To finish my house repairs
so i can move back into my own home.

ATTACHMENTS REQUIRED AS APPLICABLE:

- ☒ 1. Diagram of intended use, showing dimensions and distances of property, building with setbacks, parking spaces, entrances and exits.
- ☒ 2. Legal descriptions and street address.
- ☒ 3. A detailed project narrative that also addresses the questions on the "Criteria for Approval" page of this application.
- ☐ 4. Copy of protective covenants or deed restrictions, if any.
- ☐ 5. Copies of approvals, or requests for approval, from other agencies, such as, but not limited to, the Mississippi State Department of Health, U.S. Army Corp of Engineers, Mississippi Department of Environmental Quality and Department of Marine Resources.
- ☐ 6. Any other information requested by the Planning Director and/or members of the Technical Review Committee.
- ☒ 7. Owner's Consent form, if anyone other than 100% sole owner makes application (see attached).

Signature of Applicant: Hazel L. Padgett

FOR OFFICE USE ONLY

Date Received 2-18-2020 Verify as Complete SA/BL

Fee Amount Received 250.00

Initials of Employee Receiving Application B. Logan

Date of Application: 2-18-20

I, Hazel L. Padgett, the fee simple owner of the following described property (give legal description):

3525 Old Spanish Trail Gautier, MS 39553 house or Building and land.

hereby petition to the City of Gautier to Grant a Special Exception of 3525
Old Spanish Trail in Gautier, MS 39553

and affirm that Sean Sullivan is hereby designated to act as agent on my behalf to accomplish the above.

I certify that I have examined the application and that all statements and diagrams submitted are true and accurate to the best of my knowledge. Further, I understand this application; attachments and fees become part of the official records of the City of Gautier, MS, and are not returnable.

Hazel L. Padgett
(Owner's Signature)

The foregoing instrument was acknowledged before me this 18 day of February
2020,
20 20 by Sean Sullivan, who is personally known to me or has produced Drivers License as identification and who did take an oath.

Jennifer Hinkel
(Printed Name of Notary Public)

Jennifer Hinkel
(Signature of Notary Public)

Commission # 142. My commission expires Sept 26, 2022
(Notary Seal)



SPECIAL EXCEPTION

Criteria for Approval Special Exception

- A. Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?
- B. Explain how the requested Special Exception will be in harmony with the purpose and intent of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?
- C. Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant?

8'x12'

Extention of utility room to be built in the future. Finish repairs on house floors, bathroom & Kitchen. Also power restored to house so it can be lived in by my family & myself.

Thank you for your time
Sincerely, Sean Sullivan of
Fosters Heating & Air Conditioning

House has been rezoned Light Com. I need permit for electric comping. Because house has been vacante for 6 months. It will not be ~~inj~~ injours to the neighborhood because there are other houses in the neighborhood.

Driveway is
25' to road

Carport is already
under roof
room utility
bulit to be
12x8'
attention to

Utility
Room

16'

Dining room

Kitchen

11' 4"

6'

Living
Room

BDR1

Bathroom

BDR 3

BDR 2

56'

25'

26'

3525 Old Spanish Trail Gautier, MS 39553



STATE OF MISSISSIPPI
 HALEY BARBOUR, GOVERNOR
MISSISSIPPI DEVELOPMENT AUTHORITY
 GRAY SWOOPE
 EXECUTIVE DIRECTOR

January 9, 2009

HAZEL L PADGETT
 3525 OLD SPANISH TRL
 GAUTIER, MS 39553

Application ID: 06HC029730

SUBJECT: EGP INELIGIBILITY DETERMINATION
 3525 OLD SPANISH TRL; GAUTIER, MS 39553

Dear HAZEL L PADGETT,

We have completed reviewing the eligibility requirements for your Elevation Grant Program (EGP) application. Accordingly, we have made a final determination that you do not qualify for the following reason:

- It appears that your parcel is not located within a Special Flood Hazard Area ("100-year floodplain") based on Advisory Base Flood Elevation (ABFE) mapping and the Digital Flood Insurance Rate Map (DFIRM); therefore there is no requirement to elevate. If you still believe your parcel is located in a SFHA and is required to elevate, you may consult your local building code office or surveyor and provide us with appropriate supporting documentation for our additional consideration.

If you obtain the appropriate documentation and have reason to believe that the Mississippi Development Authority (MDA) erred in this determination, you may file a formal appeal. Attached to this letter is a document that will assist you in identifying, compiling, and presenting this additional information for review. Please be reminded that you only have 60 (sixty) days to submit an appeal.

If you have additional questions, please contact the MDA call center at 866-369-6302, or visit one of the service centers below:

Hancock County Service Center	Harrison County Service Center	Jackson County Service Center
Hancock Government Center 3068 Longfellow Drive Building 27 Bay St. Louis, MS 39520	1641 Popp's Ferry Road Building B Biloxi, MS 39532	15105 Lemoyne Blvd Suites A1-A2 Biloxi, MS 39532
Hours of Service Monday-Friday 8AM to 5PM	Hours of Service Monday-Friday 8AM to 5PM	Hours of Service Monday-Friday 8AM to 5PM

Sincerely,

Mississippi Development Authority

BUILDING CONTRACT
JIM WALTER CORPORATION

THIS AGREEMENT made this 29th day of March, 1962 between James V. Gilkey, and wife Birdie May Cogswell Gilkey, hereinafter designated "Owner", and JIM WALTER CORPORATION, a Florida Corporation, of Tampa, Florida, hereinafter designated "Builder",

WITNESSETH:

1.

The Builder agrees to build a house, according to the plans and specifications on the sheet attached hereto, which is by reference made a part hereof, on the property of the Owner, located at: Star Route, Canton,
County of Jackson, State of Mississippi

Overall size of home to be 26 x 48' Country Square ~~as described in~~
folder with inside material furnished & installed according
Legal description of property: to attached schedule.

↓ ↓ ↓
1- lot size 60 feet x 100 feet and being more particularly

described as follows: Commencing at the Northwest corner of the property known as the James V. Gilkey and wife Birdie May Cogswell Gilkey land, and lying in and being a part of Section 34, Township 7 South, Range 7 West, Jackson Co., Miss.; thence run 100 feet East or Southeast along the South right-of-way line of Old US Hwy. 90 to the point hereinafter known as the point of beginning, cornering; thence run 100 feet South to a point, cornering; thence run 60 feet East to a point, cornering; thence run 100 feet North to the South right-of-way line of Old US Hwy. 90, cornering; thence run West or Northwest along the South right-of-way line of said US Hwy. 90 to the point of beginning, consisting of a lot or parcel of land 60' x 100' and lying in and being part of that same land described in that deed from Frank L. Jones and wife Dezzie M. Jones to Mrs. Eva Yelverton Lamer, dated January 4, 1952, recorded in book 111, pages 2 and 3 of the land deed records of Jackson County, Mississippi.

2.

The Owner warrants that he owns the property above described, free and clear of all liens and encumbrances.

3.

The Owner agrees to pay for the services and material of the Builder, the sum of \$ 10,454.40 payable as follows:

(a) \$ Nothing upon signing of this agreement, receipt of which is hereby acknowledged.

(b) The balance of \$ 10,454.40 by a promissory note payable in 144 monthly installments of 72.60 which note shall be secured by a first (Mortgage), (Deed to Secure Debt), (Deed of Trust) upon the aforementioned property. The note and (Mortgage), (Deed to Secure Debt), (Deed of Trust), shall have the customary covenants and conditions included therein and shall bear interest from maturity at 6% per annum until paid.

(c) The balance of \$ XXXXXXX when Builder has completed its work on the house.

4.

This written contract contains the price and all the terms and conditions agreed on by the Owner and the Builder, and no statement, representation or promise not set forth in this written contract has been made to induce either party to sign this contract. In the event a credit report on the Owner unsatisfactory to the Builder is received prior to beginning construction of the house, the Owner at its option may within 10 days thereafter cancel this agreement upon returning to Owner all of the deposit except the cost of the credit report and a reasonable fee. In the event the house built by the Builder is damaged or destroyed by the Owner is not entirely on the property of the Owner, then the Owner agrees to pay the Builder for the cost of damages, losses and expenses, including attorney's fees and court costs, suffered or incurred as a result thereof by Builder.

IN WITNESS WHEREOF,

the Owner and Builder have hereunto set their hands and seals at Pascagoula

Mississippi this 29th day of March, 1962

James V. Gilkey SEAL
OWNER

JIM WALTER CORPORATION

By: R. E. Richard
BUILDER

CUSTOMER'S COPY

ELEVATION CERTIFICATE

Important: Read the instructions on pages 1-9.

OMB No. 1660-0008
Expiration Date: July 31, 2015

SECTION A - PROPERTY INFORMATION		FOR INSURANCE COMPANY USE
A1. Building Owner's Name Hazel L. Padgett		Policy Number:
A2. Building Street Address (including Apt., Unit, Suite, and/or Bldg. No.) or P.O. Route and Box No. 3525 Old Spanish Trail		Company NAIC Number:
City Gautier	State MS ZIP Code 39553	

A3. Property Description (Lot and Block Numbers, Tax Parcel Number, Legal Description, etc.) PIDN: 82434033.000	
A4. Building Use (e.g., Residential, Non-Residential, Addition, Accessory, etc.) <u>Residential</u>	
A5. Latitude/Longitude: Lat. <u>30°23'25.7003"</u> Long. <u>88°40'05.0979"</u> Horizontal Datum: ☐ NAD 1927 ☒ NAD 1983	
A6. Attach at least 2 photographs of the building if the Certificate is being used to obtain flood insurance.	
A7. Building Diagram Number <u>5</u>	
A8. For a building with a crawlspace or enclosure(s): a) Square footage of crawlspace or enclosure(s) <u>n/a</u> sq ft b) Number of permanent flood openings in the crawlspace or enclosure(s) within 1.0 foot above adjacent grade <u>n/a</u> c) Total net area of flood openings in A8.b <u>n/a</u> sq in d) Engineered flood openings? ☐ Yes ☒ No	
A9. For a building with an attached garage: a) Square footage of attached garage <u>n/a</u> sq ft b) Number of permanent flood openings in the attached garage within 1.0 foot above adjacent grade <u>n/a</u> c) Total net area of flood openings in A9.b <u>n/a</u> sq in d) Engineered flood openings? ☐ Yes ☒ No	

SECTION B - FLOOD INSURANCE RATE MAP (FIRM) INFORMATION					
B1. NFIP Community Name & Community Number Jackson County 285256		B2. County Name Jackson		B3. State MS	
B4. Map/Panel Number 28059C0318	B5. Suffix G	B6. FIRM Index Date March 16, 2009	B7. FIRM Panel Effective/Revised Date March 16, 2009	B8. Flood Zone(s) X & AE	B9. Base Flood Elevation(s) (Zone AO, use base flood depth) 15'

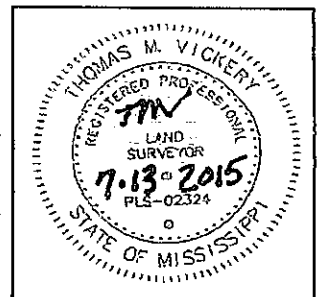
B10. Indicate the source of the Base Flood Elevation (BFE) data or base flood depth entered in item B9.
☐ FIS Profile ☒ FIRM ☐ Community Determined ☐ Other/Source: _____

B11. Indicate elevation datum used for BFE in item B9: ☐ NGVD 1929 ☒ NAVD 1988 ☐ Other/Source: _____

B12. Is the building located in a Coastal Barrier Resources System (CBRS) area or Otherwise Protected Area (OPA)? ☐ Yes ☒ No
Designation Date: n/a ☐ CBRS ☐ OPA

SECTION C - BUILDING ELEVATION INFORMATION (SURVEY REQUIRED)	
C1. Building elevations are based on: ☐ Construction Drawings* ☐ Building Under Construction* ☒ Finished Construction *A new Elevation Certificate will be required when construction of the building is complete.	
C2. Elevations - Zones A1-A30, AE, AH, A (with BFE), VE, V1-V30, V (with BFE), AR, AR/A, AR/AE, AR/A1-A30, AR/AH, AR/AO. Complete items C2.a-h below according to the building diagram specified in item A7. In Puerto Rico only, enter meters. Benchmark Utilized: <u>Fontaine Az Mark GPS **</u> Vertical Datum: <u>NAVD 1988 Geoid 2009</u> Indicate elevation datum used for the elevations in items a) through h) below. ☐ NGVD 1929 ☒ NAVD 1988 ☐ Other/Source: _____ Datum used for building elevations must be the same as that used for the BFE.	
Check the measurement used.	
a) Top of bottom floor (including basement, crawlspace, or enclosure floor)	<u>18.7</u> ☒ feet ☐ meters
b) Top of the next higher floor	<u>n/a</u> ☒ feet ☐ meters
c) Bottom of the lowest horizontal structural member (V Zones only)	<u>n/a</u> ☒ feet ☐ meters
d) Attached garage (top of slab)	<u>n/a</u> ☒ feet ☐ meters
e) Lowest elevation of machinery or equipment servicing the building (Describe type of equipment and location in Comments)	<u>20.7</u> ☒ feet ☐ meters
f) Lowest adjacent (finished) grade next to building (LAG)	<u>14.6</u> ☒ feet ☐ meters
g) Highest adjacent (finished) grade next to building (HAG)	<u>17.0</u> ☒ feet ☐ meters
h) Lowest adjacent grade at lowest elevation of deck or stairs, including structural support	<u>n/a</u> ☒ feet ☐ meters

SECTION D - SURVEYOR, ENGINEER, OR ARCHITECT CERTIFICATION	
This certification is to be signed and sealed by a land surveyor, engineer, or architect authorized by law to certify elevation information. I certify that the information on this Certificate represents my best efforts to interpret the data available. I understand that any false statement may be punishable by fine or imprisonment under 18 U.S. Code, Section 1001.	
☒ Check here if comments are provided on back of form. ☒ Check here if attachments. Were latitude and longitude in Section A provided by a licensed land surveyor? ☒ Yes ☐ No	
Certifier's Name Thomas M "Mike" Vickery, PLS	License Number PS-2324
Title Surveyor	Company Name 1Survey, Inc.
Address 144 Pittman Road A	City Ocean Springs State MS ZIP Code 39564
Signature Thomas M Vickery	Date July 13, 2015 Telephone 228 220 0889



ELEVATION CERTIFICATE, page 2

IMPORTANT: In these spaces, copy the corresponding information from Section A.		FOR INSURANCE COMPANY USE
Building Street Address (including Apt., Unit, Suite, and/or Bldg. No.) or P.O. Route and Box No. 3525 Old Spanish Trail		Policy Number:
City Gautier	State MS ZIP Code 39553	Company NAIC Number:

SECTION D – SURVEYOR, ENGINEER, OR ARCHITECT CERTIFICATION (CONTINUED)

Copy both sides of this Elevation Certificate for (1) community official, (2) insurance agent/company, and (3) building owner.

Comments C2. e) = an outside Electrical Box. No Outside AC unit planned per owner. Relying on the data hereon confirms acceptance of the terms of the "Survey Services Agreement" furnished to the client and on file. **Elevations were transferred from the referenced mark, using the historical NAVD 88 elevation, the Trimble VRS network and the indicated GEOID. We believe this best represents the map on which the BFE is based. Email: 7@2282200889.com

Signature *TL M/V/L 7/13/2015*
Thomas M "Mike" Vickery PLS

Date July 13, 2015

SECTION E – BUILDING ELEVATION INFORMATION (SURVEY NOT REQUIRED) FOR ZONE AO AND ZONE A (WITHOUT BFE)

For Zones AO and A (without BFE), complete Items E1–E5. If the Certificate is intended to support a LOMA or LOMR-F request, complete Sections A, B, and C. For Items E1–E4, use natural grade, if available. Check the measurement used. In Puerto Rico only, enter meters.

- E1. Provide elevation information for the following and check the appropriate boxes to show whether the elevation is above or below the highest adjacent grade (HAG) and the lowest adjacent grade (LAG).
a) Top of bottom floor (including basement, crawlspace, or enclosure) is _____ ☐ feet ☐ meters ☐ above or ☐ below the HAG.
b) Top of bottom floor (including basement, crawlspace, or enclosure) is _____ ☐ feet ☐ meters ☐ above or ☐ below the LAG.
- E2. For Building Diagrams 6–9 with permanent flood openings provided in Section A Items 8 and/or 9 (see pages 8–9 of Instructions), the next higher floor (elevation C2.b in the diagrams) of the building is _____ ☐ feet ☐ meters ☐ above or ☐ below the HAG.
- E3. Attached garage (top of slab) is _____ ☐ feet ☐ meters ☐ above or ☐ below the HAG.
- E4. Top of platform of machinery and/or equipment servicing the building is _____ ☐ feet ☐ meters ☐ above or ☐ below the HAG.
- E5. Zone AO only: If no flood depth number is available, is the top of the bottom floor elevated in accordance with the community's floodplain management ordinance? ☐ Yes ☐ No ☐ Unknown. The local official must certify this information in Section G.

SECTION F – PROPERTY OWNER (OR OWNER'S REPRESENTATIVE) CERTIFICATION

The property owner or owner's authorized representative who completes Sections A, B, and E for Zone A (without a FEMA-issued or community-issued BFE) or Zone AO must sign here. The statements in Sections A, B, and E are correct to the best of my knowledge.

Property Owner's or Owner's Authorized Representative's Name

Address City State MS ZIP Code

Signature Date Telephone

Comments

☐ Check here if attachments.**SECTION G – COMMUNITY INFORMATION (OPTIONAL)**

The local official who is authorized by law or ordinance to administer the community's floodplain management ordinance can complete Sections A, B, C (or E), and G of this Elevation Certificate. Complete the applicable item(s) and sign below. Check the measurement used in Items G8–G10. In Puerto Rico only, enter meters.

- G1. ☐ The information in Section C was taken from other documentation that has been signed and sealed by a licensed surveyor, engineer, or architect who is authorized by law to certify elevation information. (Indicate the source and date of the elevation data in the Comments area below.)
- G2. ☐ A community official completed Section E for a building located in Zone A (without a FEMA-issued or community-issued BFE) or Zone AO.
- G3. ☐ The following information (Items G4–G10) is provided for community floodplain management purposes.

G4. Permit Number	G5. Date Permit Issued	G6. Date Certificate Of Compliance/Occupancy Issued
-------------------	------------------------	---

G7. This permit has been issued for: ☐ New Construction ☐ Substantial ImprovementG8. Elevation of as-built lowest floor (including basement) of the building: _____ ☐ feet ☐ meters Datum _____G9. BFE or (in Zone AO) depth of flooding at the building site: _____ ☐ feet ☐ meters Datum _____G10. Community's design flood elevation: _____ ☐ feet ☐ meters Datum _____

Local Official's Name Title

Community Name Telephone

Signature Date

Comments

☐ Check here if attachments.

Building Photographs

See Instructions for Item A6.

IMPORTANT: In these spaces, copy the corresponding information from Section A.

FOR INSURANCE COMPANY USE

Building Street Address (including Apt., Unit, Suite, and/or Bldg. No.) or P.O. Route and Box No.
3525 Old Spanish Trail

Policy Number:

City Gautier

State MS

ZIP Code 39553

Company NAIC Number:

If using the Elevation Certificate to obtain NFIP flood insurance, affix at least 2 building photographs below according to the instructions for Item A6. Identify all photographs with date taken; "Front View" and "Rear View"; and, if required, "Right Side View" and "Left Side View." When applicable, photographs must show the foundation with representative examples of the flood openings or vents, as indicated in Section A8. If submitting more photographs than will fit on this page, use the Continuation Page.

13-Jul-2015 2148 UTC | 30.390484, -88.667992
3525 Old Spanish Trail, Gautier, MS 39553, USA



Front

Building Photographs

Continuation Page

IMPORTANT: In these spaces, copy the corresponding information from Section A.

FOR INSURANCE COMPANY USE

Building Street Address (including Apt., Unit, Suite, and/or Bldg. No.) or P.O. Route and Box No.
3525 Old Spanish Trail

Policy Number:

City Gautier

State MS

ZIP Code 39553

Company NAIC Number:

If submitting more photographs than will fit on the preceding page, affix the additional photographs below. Identify all photographs with: date taken; "Front View" and "Rear View"; and, if required, "Right Side View" and "Left Side View." When applicable, photographs must show the foundation with representative examples of the flood openings or vents, as indicated in Section A8.

13-Jul-2015 2149 UTC | 30.390461, -88.667969
3527-3601 Old Spanish Trail, Gautier, MS 39553, USA



Rear

Exhibit A Location Map

Prepared by:
City of Gautier
Planning Department



Exhibit B Existing Zoning

Prepared by:

City of Gautier
Planning Department

Legend

Zoning ZONECODE

	AG
	C-1
	C-2
	C-3
	I-2
	MURC-1
	MURC-2
	MURC-MW
	PL
	PUD
	R-1
	R-2
	R-3
	RE
	TC

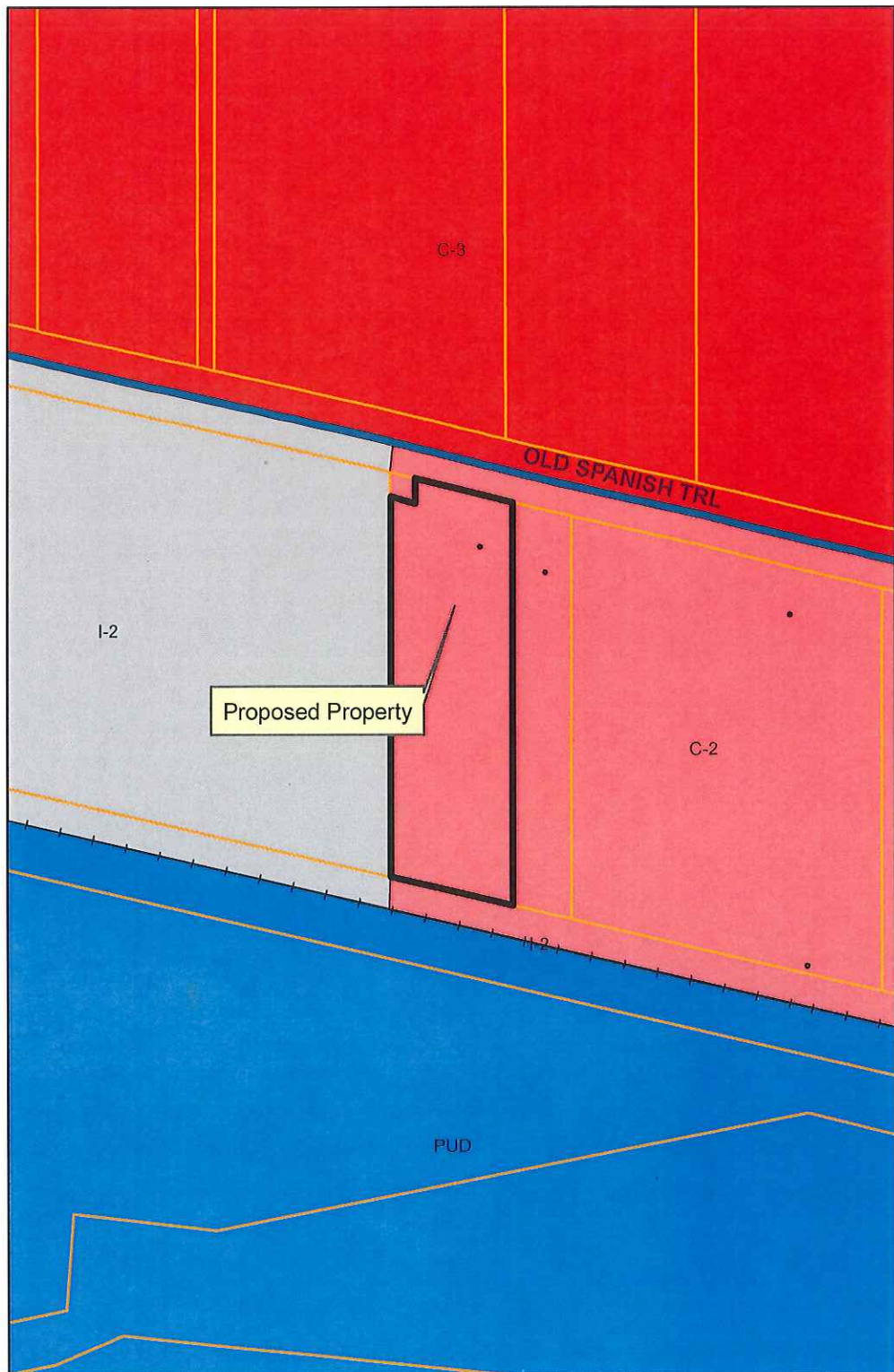


Exhibit C

Existing Land-Use

Prepared by:
City of Gautier
Planning Department

Legend

EXISTING LAND USE

ELU_08

- commercial-retail
- conservation
- civic
- industrial
- marina/fish camps
- high density residential
- mobile home
- mobile home park
- medium density residential
- office
- recreation
- very low to low density residential
- utility
- vacant

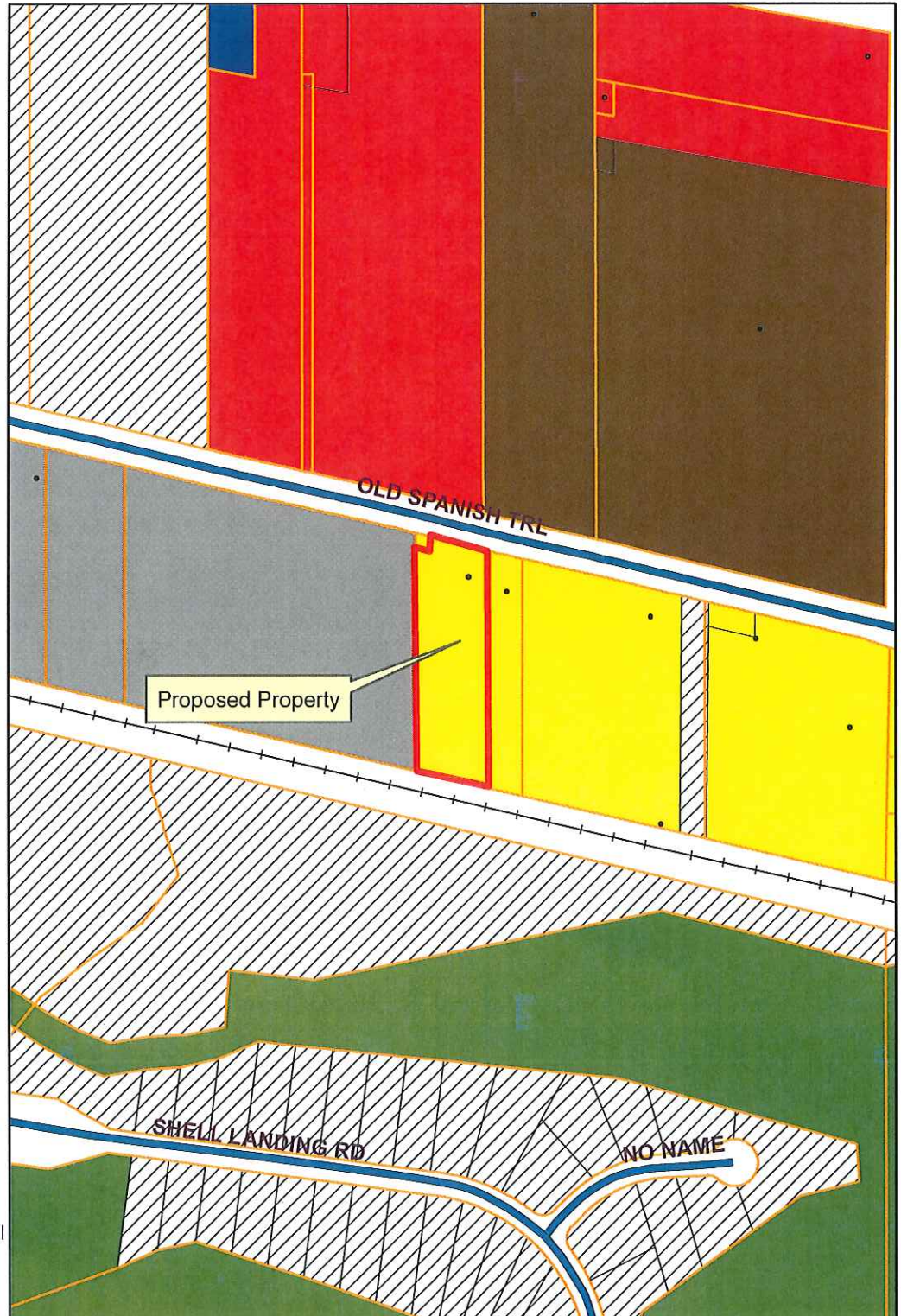


Exhibit D Future Land-Use

Prepared By:

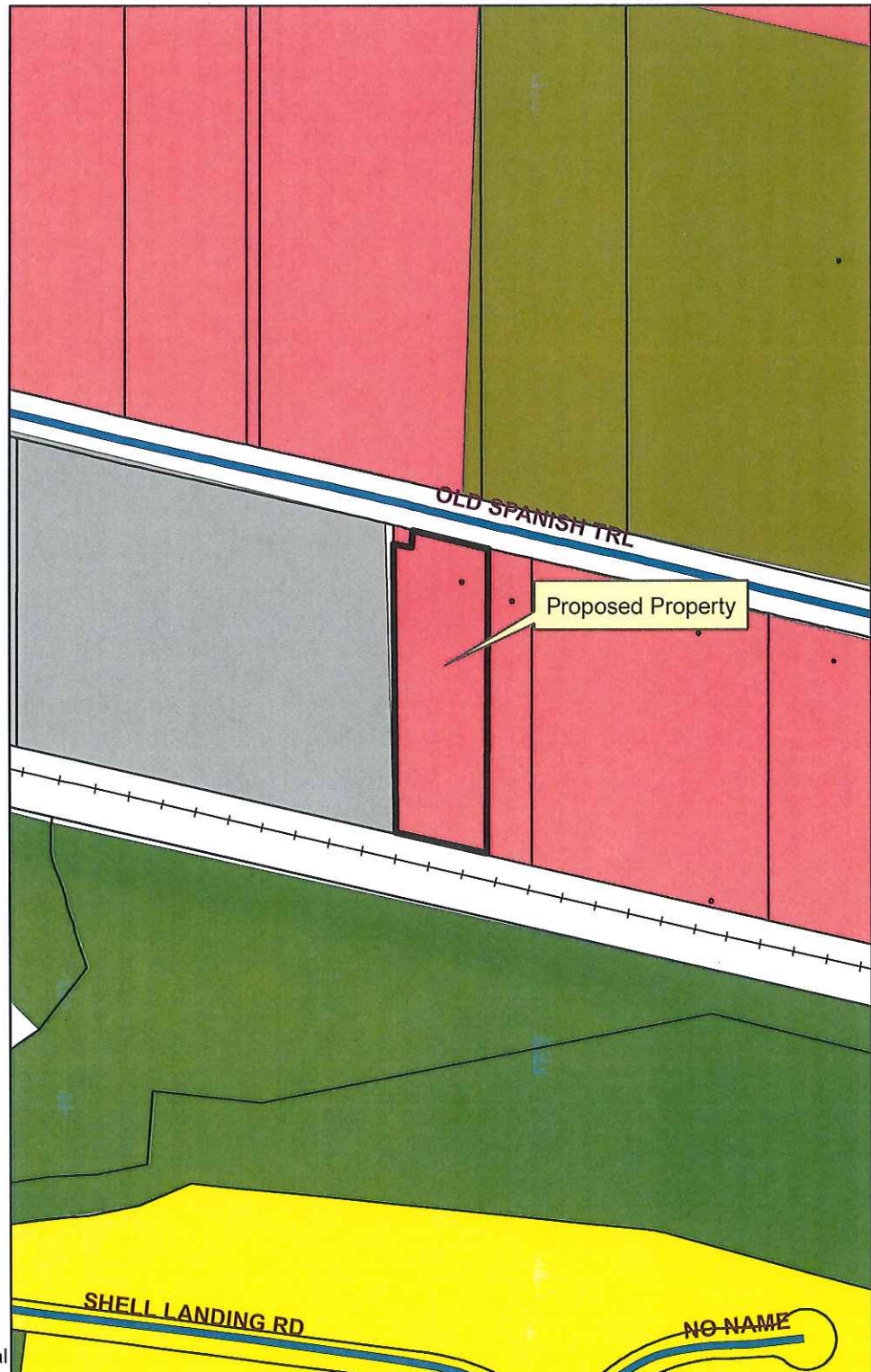
City of Gautier
Planning Department

Legend

FUTURE LAND USE

FLU_Class

-
- Civic
- high impact commercial
- Conservation
- High Density Residential
- Industrial
- Low Density Residential
- Medium Density Residential
- Mobile Home Residential
- low impact Commercial
- Recreational
- recreational commercial
- Regional Scale Commercial
- mixed use residential
- Town Center
- Very Low Density Residential



**Excerpt form June 4, 2020 Planning Commission Meeting:
(GPC #20-08-SE)**

The Planning Department has received a request by Hazel L. Padgett for a Special Exception that would allow occupancy of an existing single-family dwelling at 3525 Old Spanish Trail in a C-2 Community Commercial Zoning District (GPC Case No. 20-08-SE)

Scott Ankerson, Planning Director, gave a brief overview of the case.

REQUEST:

The Planning Department has received a request by Hazel L. Padgett for a Special Exception that would allow occupancy of an existing single-family dwelling at 3525 Old Spanish Trail in a C-2 Community Commercial Zoning District, PID #82434033.000 (GPC Case No. 20-08-SE). The application fee of \$250 was paid on February 18, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned C-2 Community Commercial.

1. Location: 3525 Old Spanish Trail, PID #82434033.000 (See Exhibit A)
2. General features of the proposed project:
Existing House (heated and cooled): approximately 936 square feet
Site Size: 1.85 Acres
3. Potable Water and Wastewater Services: Existing from City
4. Current Zoning (See Exhibit B): C-2 Community Commercial
5. Current Surrounding Zoning (See Exhibit B): C-2 Community Commercial, I-2 Industrial, C-3 Highway Commercial and PUD Planned Unit Development.
6. Current Surrounding Existing Land Use (See Exhibit C): Very Low to Low Density Residential, Industrial, C-3 Highway Commercial, High Density Residential and Vacant.
7. Comprehensive Plan Future Land Use Designation (See Exhibit D): High Impact Commercial

DISCUSSION:

The following addresses the review criteria for a Special Exception outlined in Section 4.16.4 of the UDO.

1. Explain how a literal interpretation of the City of Gautier's Unified Development Ordinance would deprive the applicant of rights commonly enjoyed by others of the district in which the property is located, and would work unnecessary hardship upon the applicant?

Applicant Response: House has been rezoned light commercial; I need permit for electric company because house has been vacant for 6 months.

Staff Finding: There are others in the immediate area commonly enjoying single family homes in this same C-2 designated district.

2. Explain how the requested Special Exception will be in harmony with the purpose of the City of Gautier's Unified Development Ordinance and will not be injurious to the neighborhood or the general welfare?

Applicant Response: It will not be injurious to the neighborhood because there are other houses in the neighborhood.

Staff Finding: There are currently single-family homes in the immediate vicinity of the proposed site of the Special Exception. Staff's opinion is that approval of the request will not negatively affect the neighborhood.

3. Explain how the special circumstances requiring the proposed Special Exception are not results of actions of the applicant.

Applicant Response: House has been rezoned light commercial and has been vacant for 6 months.

Staff Finding: Not all single family homes will be leased, rented or purchased with 180 days of the previous occupancy due to various economic circumstances. Staff's opinion is that these circumstances are not results of actions of the applicant.

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines a Special Exception as a relaxation of the terms of the Unified Development Ordinance where such an exception will not be contrary to the public interest, and where, owing to conditions peculiar to the property, a literal enforcement of the ordinance would result in undue hardship. Special

Exceptions are necessary when an applicant seeks to establish or expand a use not ordinarily permitted in a specific zoning district. "Special Exceptions" are not transferable from one (1) owner of land to another.

2. Special Exception requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).
3. Once an application for a Special Exception is submitted to the Planning Department, the procedures outlined in UDO Section 4.14.1 will be followed. At the appropriate time, The Planning Commission will conduct a public hearing to determine whether the applicant meets all relevant criteria, and make a recommendation to City Council pursuant to UDO Section 4.14.4. City Council, pursuant to UDO Section 4.14.4(C), will then consider the matter at its next regularly scheduled meeting and approve or deny the Special Exception.
4. A Special Exception is required for uses not ordinarily permitted in a specific zoning district. Special Exceptions are not permitted by right, and may only be granted when certain criteria are established. (4.16.4)
5. Special Exceptions do not run with the land, and may be revoked by the Planning Department if any of the following circumstances are discovered:
 - A. The property changes ownership
 - B. The property is being utilized in a manner not permitted under the zoning regulations or the special exception; or
 - C. The property ceases to be used for the purpose allowed in the Special Exception for a period of one hundred eighty (180) days during the existence of the Special Exception.

RECOMMENDATION & CONCLUSION:

If recommending approval, Planning Commission shall record a "Finding of Fact" regarding the "Criteria for Approval" from the UDO as listed above.

The Planning Commission may:

1. Recommend that City Council approve the Special Exception;
2. Recommend that City Council approve the Special Exception with changes; or
3. Recommend that City Council deny the Special Exception.

Mr. Ankerson stated that the house was built in 1970 and because the house had been vacant for 180 days it could not be reoccupied because it was now a nonconforming

structure. Mr. Ankerson also noted that the home was located in a very mixed use area and although it had been included in a rezoning in 2012 there had been no change in the area.

Chairman Wooten asked the applicant why the power had been turned off.

Ms. Padgett, the applicant's daughter, stated that her nephew was living in the house and working on it so that her mother could move back in but that things had not worked out and her nephew had moved out and the power had been turned off. When they did find someone to finish the job it had been over 180 days and they had to get the City's permission to reoccupy the home.

(Commissioner Ward arrived at 6:00 P.M.)

Commissioner Green made a motion to recommend that City Council approve the Special Exception based on the fact that it would be a hardship on the applicant if she could not use the property as intended.

Commissioner Jamison seconded the motion and the following vote was recorded:

AYES:	David Wooten
	Kay C. Jamison
	Jimmy Green
	Paul Gainer
	James Lee
	William Davis
	Josh Ward

Motion passed.

**CITY OF GAUTIER
Business Agenda Item #4
Fact Sheet**

Council Meeting:
Title:

June 16, 2020
Consideration of a Conditional Use-Major Permit that would allow a church at 2400 Old Spanish Trail in a TC Town Center Zoning District, PID #82435110.00 (GPC Case No. 20-09-CU).

Introduced by:
Contact Person/Telephone

Scott Ankerson 497-8000 ext. 312

Summary Explanation: Consideration of a request from Spanish Trail Baptist Church for a Conditional Use-Major that would allow a church in a TC Town Center Zoning District at 2400 Old Spanish Trail, PID #82435110.00 (GPC Case No. 20-09-CU). The application fee of \$250 was paid on February 19, 2020. All public notice requirements have been met.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Second Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2020

**CITY OF GAUTIER
CONDITIONAL USE-MAJOR PERMIT
GPC CASE NO. 20-09-CU
2400 OLD SPANISH TRAIL – TC TOWN CENTER ZONING DISTRICT
REGARDING PARCEL ID NO: 82435110.00**

WHEREAS, an application for a Conditional Use-Major Permit to allow a church in a TC Town Center Zoning District was submitted by Old Spanish Trail Baptist Church; and

WHEREAS, the parcel subject to this Permit is located at 2400 Old Spanish Trail in Gautier, Mississippi; and

WHEREAS, after due public notice, Planning Commission, at its June 4, 2020 meeting, held a public hearing on this matter; and

WHEREAS, the Planning Commission considered testimony and exhibits presented by the applicant, the report of the City Staff and all relevant evidence, and recommended approval of such a permit; and

WHEREAS, the City Council has considered testimony and exhibits presented by the applicant, the report of the City Staff, and all relevant evidence, in addition to the favorable recommendation from Planning Commission; and

WHEREAS, the City Council hereby finds that the proposed Conditional Use-Major Permit (is or is not) consistent with the goals, objectives and policies of the City's Comprehensive Plan; and

WHEREAS, the City Council hereby finds that the proposed Conditional Use-Major (is or is not) consistent with the character of the immediate vicinity of the proposed use; and

WHEREAS, the City Council hereby finds that all relevant criteria in the Unified Development Ordinance have been met to (approve or deny) a Conditional Use-Major Permit; and

WHEREAS, the City Council hereby finds that the proposed use, classified as a Church at 2400 Old Spanish Trail, is permitted as a Conditional Use-Major in the TC Town Center Zoning District.

IT IS THEREFORE ORDERED that the City Council accepts the recommendation of the Planning Commission and (approves or denies) the application submitted by Spanish Trail Baptist Church on February 19, 2020 for a Conditional Use-Major Permit.

IT IS FURTHER ORDERED that no specific conditions are required for the permit to be issued.

IT IS FURTHER ORDERED that the City Clerk shall have this permit recorded in the public records of Jackson County, at the expense of the applicant, and provide the applicant a copy of the permit with the recording information affixed.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK** seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 16, 2020.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Babs Logan, Planning Technician
Date: 6/9/2020
Subject: Consider a request for a Conditional Use-Major that would allow a church at 2400 Old Spanish Trail in a TC Town Center Zoning District (GPC Case No. 20-09-CU)

REQUEST:

The Planning Department has received a request from Spanish Trail Baptist Church for a Conditional Use-Major that would allow a church in a TC Town Center Zoning District at 2400 Old Spanish Trail, PID #82435110.000 (GPC Case No. 20-09-CU). The application fee of \$250 was paid on February 19, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned TC Town Center.

Location: 2400 Old Spanish Trail (See Exhibit A)

General features of the proposed project:

Total Area: 3 Acres

Existing Zoning – TC Town Center (See Exhibit B)

Existing Land Use – Civic - Church (See Exhibit C)

Comprehensive Plan Future Land Use Designation – Town Center. (See Exhibit D)

DISCUSSION:

The following addresses the review criteria for a Major Conditional Use outlined in Section 4.17.5 of the UDO.

Is the proposed use listed in the list of possible Conditional Uses in the particular Zoning District?

Applicant: Yes.

Staff Finding: Yes, Church or Place of Worship is listed as a Conditional Use-Major in a TC Town Center District.

Describe how the project is compatible with the character of development in the vicinity relative to (a) density, bulk and intensity of structures, (b) parking, and (c) other uses. Please attach parking plan, site plan, architectural rendering or other plans.

Applicant Response: Church building has been there since 1973.

Staff Finding: The proposed use is allowed in a TC zoning district with a Major Conditional Use. The church is existing and operating in a TC zoning district. The applicant is wanting to construct an addition to the existing fellowship building.

Will your project negatively affect neighboring property values or pose a real or perceived threat to citizens? Explain.

Applicant Response: No.

Staff Finding: There is no evidence to indicate the proposed use will negatively affect the property values, or cause a detriment to the surrounding properties.

Will your project adversely affect vehicular or pedestrian traffic in the vicinity? Explain.

Applicant Response: No.

Staff Finding: There is no evidence that the proposed use will have any adverse effect on vehicular or pedestrian traffic.

Can the proposed use be accommodated by existing or proposed public services and facilities including, but not limited to, water, sanitary sewer, streets, drainage, police and fire protection, and schools?

Applicant Response: Yes.

Staff Finding: The proposed use can be accommodated by existing public services and facilities.

Is the proposed use in harmony with the Comprehensive Plan? Explain how.

Applicant: Yes.

Staff Response: According to the Unified Development Ordinance, "Places of Worship" require a Conditional Use in all districts.

Does the proposed use pose a hazardous, detrimental, or disturbing affect, either real or perceived, to present surrounding land uses due to noises, glare, smoke, dust, odor, fumes, water pollution, vibration, electrical interference, or other nuisances? Explain.

Applicant Response: No.

Staff Finding: There is no evidence that the proposed use poses a hazardous, detrimental or disturbing affect to present surrounding uses.

Does the use conform to all district regulations for the applicable district in which it is located, or have other provisions been provided for? Explain.

Applicant Response: Yes.

Staff Finding: The proposed use will conform to district regulations.

DETERMINATION OF APPLICABLE LAW:

The UDO defines conditional uses as specific uses which are enumerated in each zoning district and which because of their nature are not allowed by right but may be allowed after the required review process. The City may specify certain conditions as necessary to make the use compatible with other uses in the same

district. Conditional uses are issued for uses of land and uses designated “Conditional Uses-Major” are transferable from one (1) owner of land to another.

The UDO further defines Conditional Uses-Major as uses that are not allowed by right but require a recommendation by the Planning Commission and the approval of the City Council. Additionally, if the conditional use is transferred to a new owner, the new owner must submit a letter to the Planning Director agreeing to the current terms and condition.

Conditional Uses-Major requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).

RECOMMENDATION:

The Planning Commission recommends that City Council approve the Conditional Use based on the evidence in the record that all criteria have been met.

The City Council may:

Approve the Conditional Use-Major
Approve the Conditional Use-Major with changes; or
Deny the Conditional Use-Major

ATTACHMENTS:

1. Excerpt GPC Meeting 6.4.20 (GPC 20-09-CU)
2. GPC Packet 20-09-CU

Gautier Planning Commission

Regular Meeting Agenda

June 4, 2020

GPC #20-09-CU

Spanish Trail Baptist Church

2400 Old Spanish Trail

VII. NEW BUSINESS

1. Consider a request from Spanish Trail Baptist Church for a Conditional Use-Major that would allow a church at 2400 Old Spanish Trail in a TC Town Center Zoning District (GPC Case No. 20-09-CU)

GAUTIER PUBLIC HEARING PROCESS (PLANNING COMMISSION)

Planning Commission Chairman to follow procedure below. All questions/comments to be directed to the Council and not to applicant, staff, or other attendees of the meeting.

1. Chairman announces the case.
2. Chairman makes statement, "This is a Public Hearing and all statements to be made need to be true and accurate for the record."
3. Staff gives brief overview of case.
4. Applicant presents their case.
5. Anyone to speak in support of the Request? Please state your name and address for the record.
6. Anyone to speak in opposition of the Request? Please state your name and address for the record.
7. Any final comments from the applicant?
8. Questions from Commission?
9. Chairman closes public hearing – "This closes the Public Hearing portion of this case" bang of gavel
10. Motion/Deliberation/Vote

**CITY OF GAUTIER
STAFF REPORT**

To: Chairman and Members, Planning Commission

From: Scott Ankerson, Planning Director

Date: March 27, 2020

Subject: Consider a request for a Conditional Use-Major that would allow a church at 2400 Old Spanish Trail in a TC Town Center Zoning District (GPC Case No. 20-09-CU)

REQUEST:

The Planning Department has received a request from Spanish Trail Baptist Church for a Conditional Use-Major that would allow a church in a TC Town Center Zoning District at 2400 Old Spanish Trail, PID #82435110.000 (GPC Case No. 20-09-CU). The application fee of \$250 was paid on February 19, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned TC Town Center.

1. Location: 2400 Old Spanish Trail (See Exhibit A)
2. General features of the proposed project:
Total Area: 3 Acres
3. Existing Zoning – TC Town Center (See Exhibit B)
4. Existing Land Use – Civic - Church (See Exhibit C)
5. Comprehensive Plan Future Land Use Designation – Town Center. (See Exhibit D)

DISCUSSION:

The following addresses the review criteria for a Major Conditional Use outlined in Section 4.17.5 of the UDO.

1. Is the proposed use listed in the list of possible Conditional Uses in the particular Zoning District?

Applicant: Yes.

Staff Finding: Yes, Church or Place of Worship is listed as a Conditional Use-Major in a TC Town Center District.

2. Describe how the project is compatible with the character of development in the vicinity relative to (a) density, bulk and intensity of structures, (b) parking, and (c) other uses. Please attach parking plan, site plan, architectural rendering or other plans.

Applicant Response: Church building has been there since 1973.

Staff Finding: The proposed use is allowed in a TC zoning district with a Major Conditional Use. The church is existing and operating in a TC zoning district. The applicant is wanting to construct an addition to the existing fellowship building.

3. Will your project negatively affect neighboring property values or pose a real or perceived threat to citizens? Explain.

Applicant Response: No.

Staff Finding: There is no evidence to indicate the proposed use will negatively affect the property values, or cause a detriment to the surrounding properties.

4. Will your project adversely affect vehicular or pedestrian traffic in the vicinity? Explain.

Applicant Response: No.

Staff Finding: There is no evidence that the proposed use will have any adverse effect on vehicular or pedestrian traffic.

5. Can the proposed use be accommodated by existing or proposed public services and facilities including, but not limited to, water, sanitary sewer, streets, drainage, police and fire protection, and schools?

Applicant Response: Yes.

Staff Finding: The proposed use can be accommodated by existing public services and facilities.

6. Is the proposed use in harmony with the Comprehensive Plan? Explain how.

Applicant: Yes.

Staff Response: According to the Unified Development Ordinance, "Places of Worship" require a Conditional Use in all districts.

7. Does the proposed use pose a hazardous, detrimental, or disturbing affect, either real or perceived, to present surrounding land uses due to noises, glare, smoke, dust, odor, fumes, water pollution, vibration, electrical interference, or other nuisances? Explain.

Applicant Response: No.

Staff Finding: There is no evidence that the proposed use poses a hazardous, detrimental or disturbing affect to present surrounding uses.

8. Does the use conform to all district regulations for the applicable district in which it is located, or have other provisions been provided for? Explain.

Applicant Response: Yes.

Staff Finding: The proposed use will conform to district regulations.

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines conditional uses as specific uses which are enumerated in each zoning district and which because of their nature are not allowed by right but may be allowed after the required review process. The City may specify certain conditions as necessary to make the use compatible with other uses in the same district. Conditional uses are issued for uses of land and uses designated "Conditional Uses-Major" are transferable from one (1) owner of land to another.

The UDO further defines Conditional Uses-Major as uses that are not allowed by right but require a recommendation by the Planning Commission and the approval of the City Council. Additionally, if the conditional use is transferred to a new owner, the new owner must submit a letter to the Planning Director agreeing to the current terms and condition.

2. Conditional Uses-Major requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).

RECOMMENDATION & CONCLUSION:

Staff finds that the proposed use will be compatible and harmonious with the TC Town Center Zoning District and recommends approval with no additional proposed conditions other than the currently existing requirements of the City of Gautier's Unified Development Ordinance.

The Planning Commission may:

1. Recommend that City Council approve the Conditional Use-Major
2. Recommend that City Council approve the Conditional Use-Major with changes;
or
3. Recommend that City Council deny the Conditional Use-Major.

ATTACHMENTS:

1. Applicant's Exhibit 1 – Application
2. City's Exhibit A – Location Map
3. City's Exhibit B – Existing Zoning Map
4. City's Exhibit C – Existing Land Use Map
5. City's Exhibit D – Future Land Use Map

GAUTIER, MISSISSIPPI
ECONOMIC DEVELOPMENT/PLANNING DEPARTMENT
CONDITIONAL USE APPLICATION

Public Hearing Number

20-09-CU

<u>TO BE HEARD BY GAUTIER PLANNING COMMISSION:</u>		<u>FEE:</u>
Conditional Use - Major	<u>X</u>	\$250.00
<u>TO BE HEARD BY ECONOMIC DEVELOPMENT/PLANNING DIRECTOR:</u>		<u>FEE:</u>
Conditional Use - Minor	_____	\$250.00

Name of Applicant: H. C. Lewallen - Trustee

Name of Business: Spanish Trail Baptist Church Phone: 228-217-3752

Property Address: 2400 Old Spanish Trail PID # 82435110.000
Mailing Address (if Different): P.O. Box 377

E-Mail Address: hclwlewallen@Cableone.net

Proposed Use Requiring Conditional Use: _____ (Refer to Article V, UDO)

Proposed Location is: ☐ New Build ☐ Existing (with no modifications) ☒ Existing (with proposed modifications)

ATTACHMENTS REQUIRED AS APPLICABLE:

- ✓ 1. Answers to the Criteria for Approval (see attached).
- ✓ 2. Project Narrative (see attached).
- ✓ 4. Diagram of intended use (see attached).
- N/A 4. Copy of protective covenants or deed restrictions, if any.
- N/A 5. Copies of approvals, or requests for approval, from other agencies, such as, but not limited to, the Mississippi State Department of Health, U.S. Army Corp of Engineers, Mississippi Department of Environmental Quality and Department of Marine Resources.
- ✓ 6. Any other information requested by the Economic Development/Planning Director and/or members of the Technical Review Committee.
- ✓ 7. Owner's Consent form, if anyone other than 100% sole owner makes application (see attached).

Signature of Applicant(s): Spanish Trail Baptist Church Date of Application: 2/19/20
H. C. Lewallen - Trustee

FOR OFFICE USE ONLY	
Date Received <u>2/19/20</u>	Verify as Complete <u>SA/BL</u>
Fee Amount Received <u>250.00</u>	Initials of Employee Receiving Application <u>(A Bang)</u>

I, Spanish Trail Baptist Church / H.C. Lewallen - Trustee, the fee simple owner(s) of the following described property:

Address: 2400 Old Spanish Trail

Parcel ID No.:

hereby petition to the City of Gautier to Grant a Conditional Use Major or Minor of Church bldg addition (state proposed use from Article V of the Unified Development Ordinance) at the above reference property and affirm that H.C. Lewallen (name of agent) is hereby designated to act as agent on my behalf to accomplish the above.

I certify that I have examined the application and that all statements and diagrams submitted are true and accurate to the best of my knowledge. Further, I understand this application; attachments and fees become part of the official records of the City of Gautier, MS, and are not returnable.

H.C. Lewallen - Trustee
(Owner's Signature)

(Owner's Signature)

Notary Information:

The foregoing instrument was acknowledged before me this 19th day of February, 2020 by Spanish Trail Baptist Church, who is personally known to me or has produced MS DL. HC. Lewallen Trustee as identification and who did take an oath.

Addie L. BANG
(Printed Name of Notary Public)

Addie L. Bang
(Signature of Notary Public)

Commission # 101387. My commission expires Feb 13, 2024



CONDITIONAL USE CRITERIA FOR APPROVAL - Complete either the Major Conditional Use section or Minor Conditional Use Section below. If more room is needed, answers can be provided on a separate sheet of paper.

MAJOR CONDITIONAL USE CRITERIA FOR APPROVAL

1. Is the proposed use listed in the list of possible Conditional Uses in the particular Zoning District?
Yes
2. Please describe how the project is compatible with the character of development in the vicinity relative to (a) density, bulk and intensity of structures, (b) parking, and (c) other uses. Please attach parking plan, site plan, architectural rendering or other plans.
Yes Church building since 1973
3. Will your project negatively affect neighboring property values or pose a real or perceived threat to citizens? Explain. *No*
4. Will your project adversely affect vehicular or pedestrian traffic in the vicinity? Explain.
No
5. Can the proposed use be accommodated by existing or proposed public services and facilities including, but not limited to, water, sanitary sewer, streets, drainage, police and fire protection, and schools? *Yes*
6. Is the proposed use in harmony with the Comprehensive Plan? Explain how.
Yes
7. Does the proposed use pose a hazardous, detrimental, or disturbing affect, either real or perceived, to present surrounding land uses due to noises, glare, smoke, dust, odor, fumes, water pollution, vibration, electrical interference, or other nuisances? Explain. *No*
8. Does the use conform to all district regulations for the applicable district in which it is located, or have other provisions been provided for? Explain. *Yes*

MINOR CONDITIONAL USE CRITERIA FOR APPROVAL

1. Is the proposed use substantially compatible with other uses in the area, including factors relating to the nature of its location, operation, building design, site design, traffic characteristics, and environmental impacts? Explain. *Same construction. Extending present structure 30 feet.*
2. Will the proposed use be materially detrimental to the health, safety, and general welfare of the public or otherwise injurious to the environment or to the property or improvements within the area? Explain. *No*
3. Is the proposed use consistent with the Comprehensive Plan? Explain how. *No change*
4. Is the proposed use in conformance with specific site location, development, and operation standards as required by this Ordinance? Explain. *Yes*

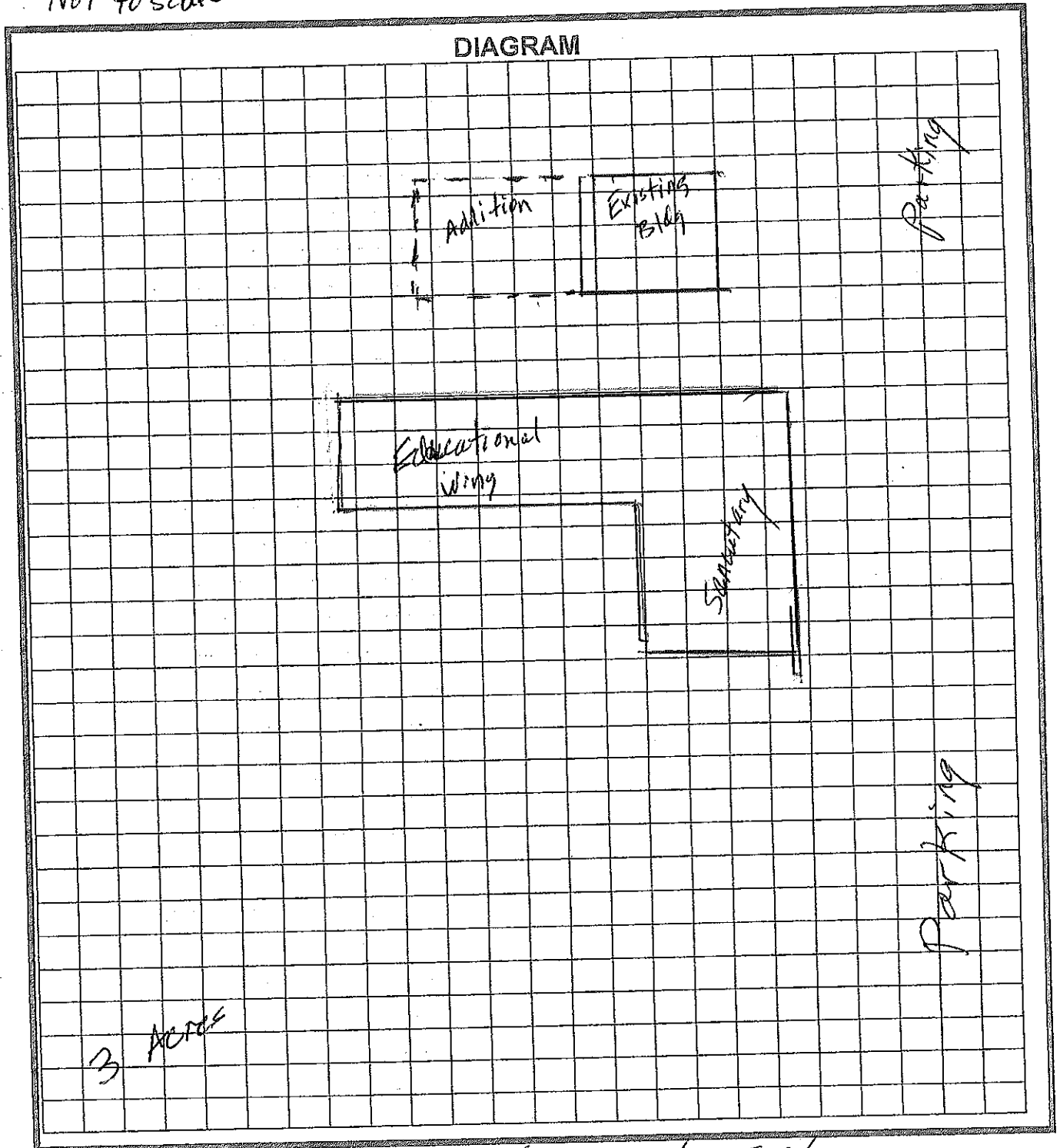
CONDITIONAL USE NARRATIVE — Describe the proposed project in detail. Include all types of business activities that will be conducted on-site, any out-door storage or seating proposed, anticipated traffic, access for pick-up/delivery vehicles, proposed improvements, etc. Use the space below or provide a separate type written sheet of paper and attach. Staff will provide guidance as needed on additional information needed in the narrative.

NARRATIVE

*The existing fellowship building will be enlarged
to accommodate our needs.*

CONDITIONAL USE DIAGRAM — Provide a diagram of the project site. In cases where certain requirements such as parking are triggered by aspects of the interior of the building, the interior building layout will need to be provided also. Include location and dimensions of property lines, buildings, parking spaces, outdoor storage areas, outdoor seating areas, signage, landscape areas, driveways, loading/unloading areas, limits of paving, exterior elevations (if changes are proposed), entrance/exit locations. Include the whole site. Use the space below or provide separate drawings. Staff will provide guidance as needed on additional information needed on the diagram.

Not to scale



2400 Old Spanish Trail

Exhibit A Location Map

Prepared by:
City of Gautier
Planning Department



Exhibit B

Existing Zoning

Prepared by:

City of Gautier
Planning Department

Legend

Zoning

ZONECODE

	AG
	C-1
	C-2
	C-3
	I-2
	MURC-1
	MURC-2
	MURC-MW
	PL
	PUD
	R-1
	R-2
	R-3
	RE
	TC

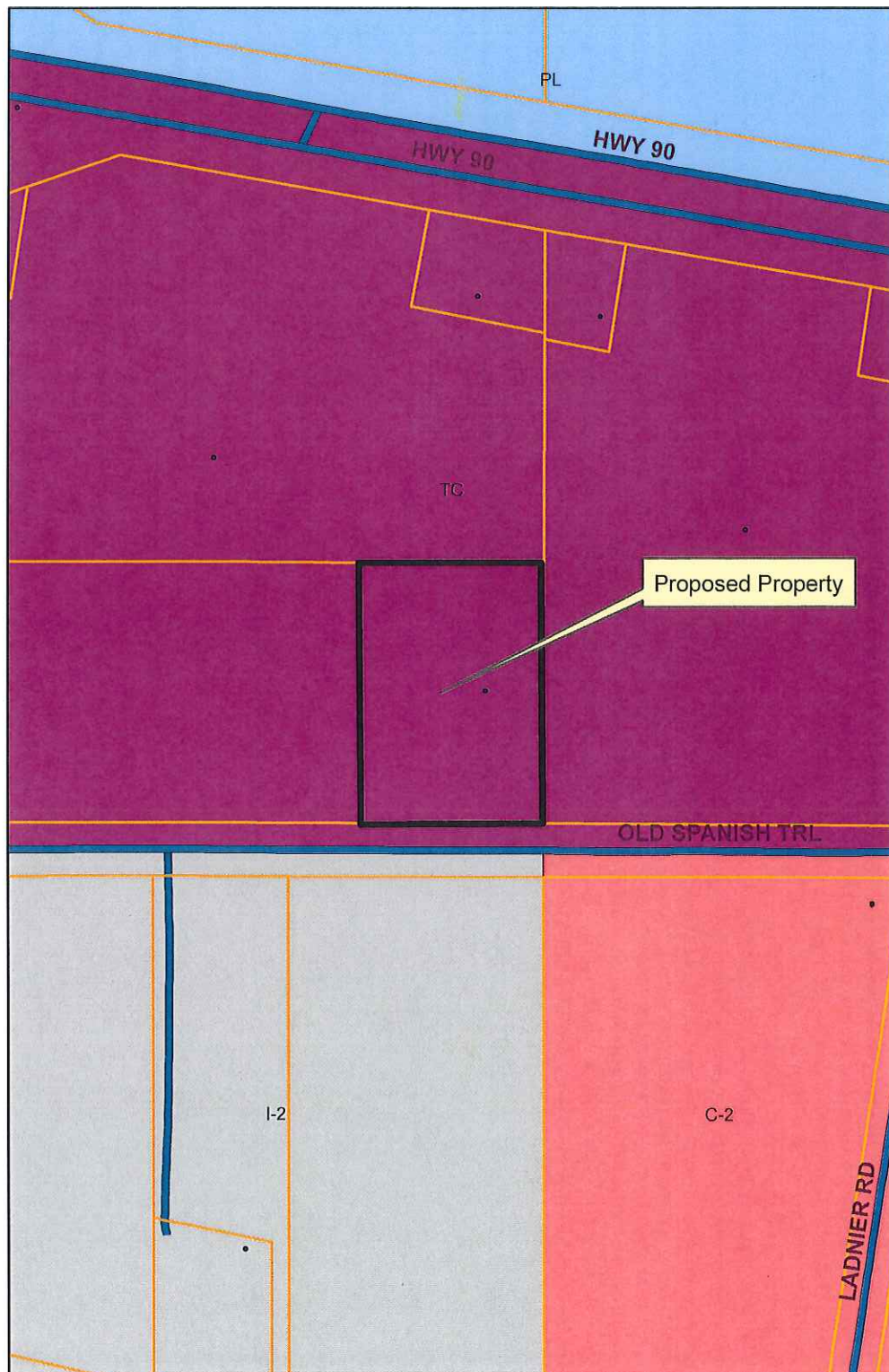


Exhibit C Existing Land-Use

Prepared by:
City of Gautier
Planning Department

Legend

EXISTING LAND USE

ELU_08

- commercial-retail
- conservation
- civic
- industrial
- marina/fish camps
- high density residential
- mobile home
- mobile home park
- medium density residential
- office
- recreation
- very low to low density residential
- utility
- vacant

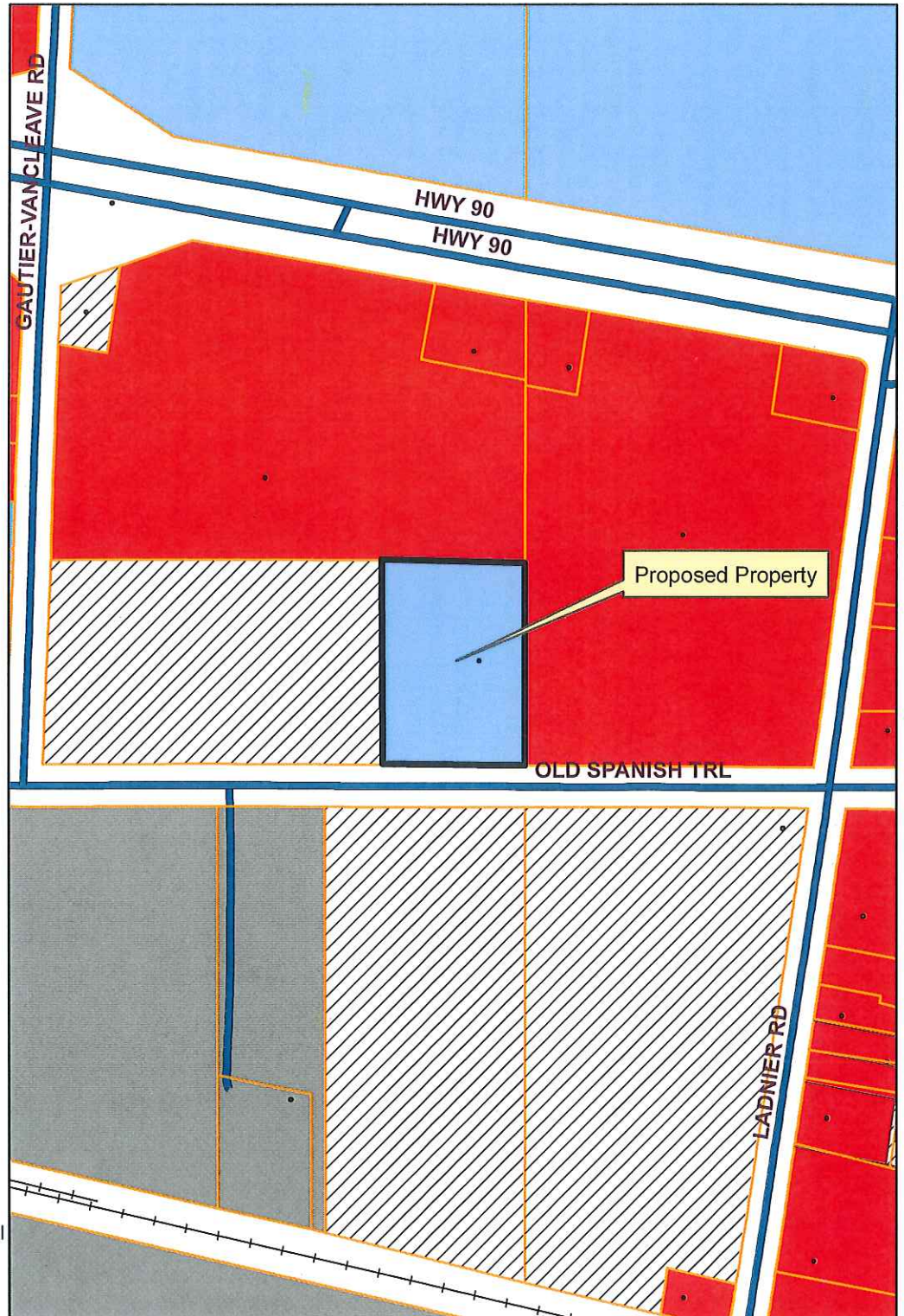


Exhibit D Future Land-Use

Prepared By:

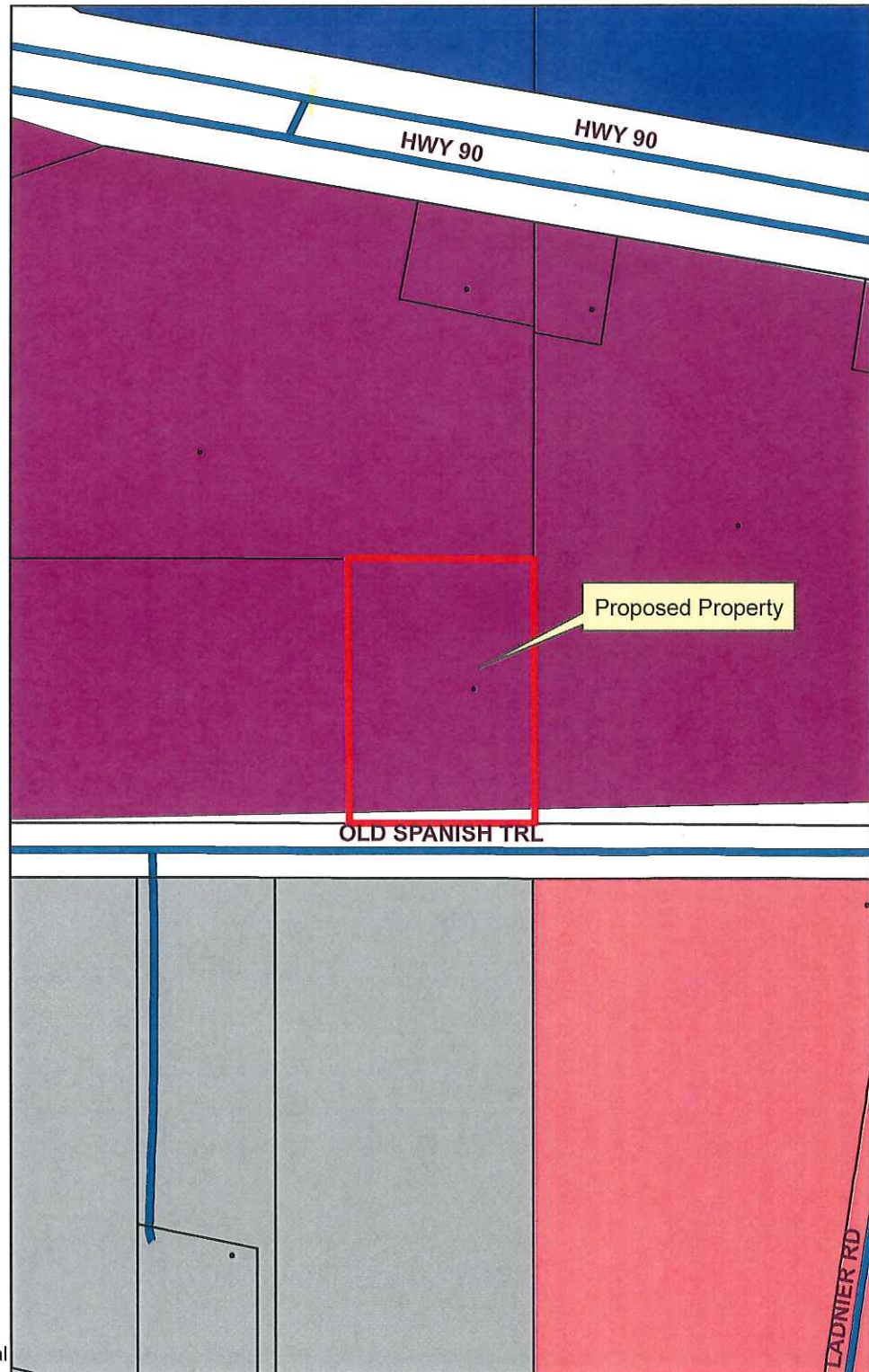
City of Gautier
Planning Department

Legend

FUTURE LAND USE

FLU_Class

- Civic
- high impact commercial
- Conservation
- High Density Residential
- Industrial
- Low Density Residential
- Medium Density Residential
- Mobile Home Residential
- low impact Commercial
- Recreational
- recreational commercial
- Regional Scale Commercial
- mixed use residential
- Town Center
- Very Low Density Residential



Excerpt from June 4, 2020 Planning Commission Meeting (GPC 20-09-CU)

The Planning Department has received a request from Spanish Trail Baptist Church for a Conditional Use-Major that would allow a church at 2400 Old Spanish Trail in a TC Town Center Zoning District (GPC Case No. 20-09-CU)

Scott Ankerson, Planning Director, gave a brief overview of the case.

REQUEST:

The Planning Department has received a request from Spanish Trail Baptist Church for a Conditional Use-Major that would allow a church in a TC Town Center Zoning District at 2400 Old Spanish Trail, PID #82435110.000 (GPC Case No. 20-09-CU). The application fee of \$250 was paid on February 19, 2020. All public notice requirements have been met.

BACKGROUND:

The request property is zoned TC Town Center.

1. Location: 2400 Old Spanish Trail (See Exhibit A)
2. General features of the proposed project:
Total Area: 3 Acres
3. Existing Zoning – TC Town Center (See Exhibit B)
4. Existing Land Use – Civic - Church (See Exhibit C)
5. Comprehensive Plan Future Land Use Designation – Town Center. (See Exhibit D)

DISCUSSION:

The following addresses the review criteria for a Major Conditional Use outlined in Section 4.17.5 of the UDO.

1. Is the proposed use listed in the list of possible Conditional Uses in the particular Zoning District?

Applicant: Yes.

Staff Finding: Yes, Church or Place of Worship is listed as a Conditional Use-Major in a TC Town Center District.

2. Describe how the project is compatible with the character of development in the vicinity relative to (a) density, bulk and intensity of structures, (b) parking, and (c) other uses. Please attach parking plan, site plan, architectural rendering or other plans.

Applicant Response: Church building has been there since 1973.

Staff Finding: The proposed use is allowed in a TC zoning district with a Major Conditional Use. The church is existing and operating in a TC zoning district. The applicant is wanting to construct an addition to the existing fellowship building.

3. Will your project negatively affect neighboring property values or pose a real or perceived threat to citizens? Explain.

Applicant Response: No.

Staff Finding: There is no evidence to indicate the proposed use will negatively affect the property values, or cause a detriment to the surrounding properties.

4. Will your project adversely affect vehicular or pedestrian traffic in the vicinity? Explain.

Applicant Response: No.

Staff Finding: There is no evidence that the proposed use will have any adverse effect on vehicular or pedestrian traffic.

5. Can the proposed use be accommodated by existing or proposed public services and facilities including, but not limited to, water, sanitary sewer, streets, drainage, police and fire protection, and schools?

Applicant Response: Yes.

Staff Finding: The proposed use can be accommodated by existing public services and facilities.

6. Is the proposed use in harmony with the Comprehensive Plan? Explain how.

Applicant: Yes.

Staff Response: According to the Unified Development Ordinance, "Places of Worship" require a Conditional Use in all districts.

7. Does the proposed use pose a hazardous, detrimental, or disturbing affect, either real or perceived, to present surrounding land uses due to noises, glare, smoke, dust, odor, fumes, water pollution, vibration, electrical interference, or other nuisances? Explain.

Applicant Response: No.

Staff Finding: There is no evidence that the proposed use poses a hazardous, detrimental or disturbing affect to present surrounding uses.

8. Does the use conform to all district regulations for the applicable district in which it is located, or have other provisions been provided for? Explain.

Applicant Response: Yes.

Staff Finding: The proposed use will conform to district regulations.

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines conditional uses as specific uses which are enumerated in each zoning district and which because of their nature are not allowed by right but may be allowed after the required review process. The City may specify certain conditions as necessary to make the use compatible with other uses in the same district. Conditional uses are issued for uses of land and uses designated "Conditional Uses-Major" are transferable from one (1) owner of land to another.

The UDO further defines Conditional Uses-Major as uses that are not allowed by right but require a recommendation by the Planning Commission and the approval of the City Council. Additionally, if the conditional use is transferred to a new owner, the new owner must submit a letter to the Planning Director agreeing to the current terms and condition.

2. Conditional Uses-Major requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).

RECOMMENDATION & CONCLUSION:

Staff finds that the proposed use will be compatible and harmonious with the TC Town Center Zoning District and recommends approval with no additional proposed conditions other than the currently existing requirements of the City of Gautier's Unified Development Ordinance.

The Planning Commission may:

1. Recommend that City Council approve the Conditional Use-Major
2. Recommend that City Council approve the Conditional Use-Major with changes;
or
3. Recommend that City Council deny the Conditional Use-Major.

Mr. Ankerson explained that the church was an existing structure that was built prior to the adoption of the UDO and therefore was never approved as a Conditional Use. The original building was a grandfathered use but because the church was wanting to expand and was now considered a nonconforming use an approval was needed.

Mr. Lewallen, representative for the church, stated that they were wanting to build an addition to the existing fellowship hall.

There were none in attendance speaking in opposition.

Chairman Wooten made a motion to recommend that City Council approve the Conditional Use based on the evidence in the record that all criteria had been met.

Commissioner Ward seconded the motion and the following vote was recorded:

AYES:	David Wooten
	Kay C. Jamison
	Jimmy Green
	Paul Gainer
	James Lee
	William Davis
	Josh Ward

Motion passed.

**CITY OF GAUTIER
Business Agenda Item #5
Fact Sheet**

Council Meeting:
Title:

June 16, 2020
**Consideration of a Property Owner Initiated
Rezoning of Property from a split zoning of C-3
Highway Commercial/AG Agricultural to AG
Agricultural located on Brown Road at PID
#82429240.000. (GPC 20-10-RZ)**

Introduced by:
Contact Person/Telephone

Scott Ankerson 497-8000 ext. 313

Summary Explanation: Consideration of a Property Owner-Initiated Rezoning of property from a split zoning of C-3 Highway Commercial/AG Agricultural to AG Agricultural located on Brown Road at PID #82429240.000 (GPC 20-10-RZ). The request for the rezoning consists of approximately 4.81 acres. The application fee of \$300 was paid on April 23, 2020. All public notice requirements have been met.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☒
Contract/Agreement	☐
Minutes	☐
Plan Maps	☒
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
								Anderson	☐
								Colledge	☐

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
								Anderson	☐
								Colledge	☐

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDINANCE NUMBER 000-2020

AN ORDINANCE OF THE CITY OF GAUTIER, MISSISSIPPI, RELATING TO THE REZONING OF APPROXIMATELY 4.81 ACRES TO AG AGRICULTURAL; GENERALLY DESCRIBED AS PID #82429240.000; MORE PARTICULARLY DESCRIBED IN THE BODY OF THE ORDINANCE; PROVIDING AUTHORITY; MAKING FINDINGS OF FACT; PROVIDING FOR A ZONING MAP AMENDMENT; AND SETTING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GAUTIER, MISSISSIPPI, AS FOLLOWS:

SECTION 1. AUTHORITY.

The authority for enactment of this ordinance is Section 17-1-5, Mississippi Code Annotated Section 17-1-15 (1972), Mississippi Statutes.

The City Council of Gautier finds that a rezoning (is or is not) necessary. A public hearing was held before the Gautier Planning Commission on June 4, 2020, and the Commission recommended that Council approve the change for a zoning map amendment to adopt the 4.81 acres to AG Agricultural.

SECTION 2. PROPERTY REZONED.

The property generally described as Jackson County Parcel ID #82429240.000, which is comprised of approximately 4.81 acres located on Brown Road, is hereby rezoned to AG Agricultural.

SECTION 3. FINDINGS OF FACT.

The City Council finds that there was a mistake in the original zoning and that the property should be zoned AG Agricultural.

SECTION 4. ZONING MAP AMENDMENT. The Official Zoning Map of the City of Gautier is hereby amended to include a change of classification from Split C-3 Highway Commercial/ AG Agricultural to AG Agricultural for the property identified as Jackson County Parcel No. 82429240.000.

SECTION 5. SETTING EFFECTIVE DATE AND APPEAL. This Ordinance shall become effective 30 days after approval by the City Council and signature of the Mayor.

ADOPTED: _____

Phil Torjusen, Mayor

ATTEST:

Cynthia Russell, City Clerk

Josh Danos, City Attorney

Codification Instructions: Not Codified.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Babs Logan, Planning Technician
Date: 6/9/2020
Subject: Consider a Property Owner Initiated Rezoning of Property from a split zoning of C-3 Highway Commercial/AG Agricultural to AG Agricultural located on Brown Road at PID #82429240.000. (GPC 20-10-RZ)

REQUEST:

The Planning Department has received a request from Christopher and Anna Jones for a Rezoning of property generally described as Brown Road, PID #82429240.000 from a split zoning of C-3 Highway Commercial/AG Agricultural to AG Agricultural. The request for the rezoning consists of approximately 4.81 acres. The application fee of \$300 was paid on April 23, 2020. All public notice requirements have been met.

BACKGROUND:

Section 4.15 of the City's Unified Development Ordinance (UDO) establishes the procedure to amend the City's Official Zoning Map. The Gautier Planning Commission (GPC) shall review a proposal for a rezoning and shall make an advisory recommendation to the City Council as to the need and justification for the change when the public welfare justifies such action. The GPC shall include in its recommendation to the City Council findings that the required rezoning criteria have been met.

DISCUSSION:

1. Location: Brown Road, PID #82429240.000. (See Exhibit A)
2. Existing Zoning: C-3 Highway Commercial/AG Agricultural. (See Exhibit B)

UDO5.3.9 C-3, Highway Commercial District- Purpose and intent. The purpose of this district is to provide for areas where relatively high intensity commercial and retail uses, office buildings, medical facilities, automobile car lots and regional shopping areas may be located. C-3 Districts are to be located along major highways or major arterials. Due to the high intensity of some of the permitted uses and the variety of uses, most C-3 uses are not compatible with low- to medium-density residential uses, but may be adjacent to high-density residential uses if adequately buffered.

UDO 5.3.1 AG, Agricultural District- Purpose and intent. The AG District is intended to provide an area for low density residential development and small scale agricultural uses such as farms, and ponds for livestock or fowl. This zoning district is to encourage large lots, open space and single-family detached dwellings in an agricultural environment.

The provision of these zoning regulations shall not be exercised so as to require permits with reference to land used for agricultural purposes, or for the maintenance, repair or extension of farm buildings or farm structures.

3. Existing Land Use: Vacant. (See Exhibit C)
4. Future Land Use: Medium Density Residential. (See Exhibit D)

DATA AND ANALYSIS:

Property requested for Rezoning: PID #82429240.000, Brown Road.

Location: Ward 1

Current Zoning of the Request Property: C-3 Highway Commercial/AG Agricultural

Current surrounding existing land use and zoning:

Current Land Use

Zoning District

North

Mobile Home,

C-3 Highway Commercial

South

Very Low to Low Density Residential

R-2 High Density Multi-Family Residential

East

Mobile Home

AG Agricultural

West

Vacant

C-3- Highway Commercial

Surrounding Future Land Use Map (FLUM) designations according to the Comprehensive Plan:

FLUM Designation

North

Medium Density Residential

South

Medium Density Residential

East

Medium Density Residential

West

Medium Density Residential

HISTORY:

This property is currently a split zoned AG Agriculture and C-3 Hwy Commercial lot. Staff finds that split zoned lots are a mistake in the original zoning and are usually a result of zoning areas based on linear foot distances from a major highway or Arterial roadway, disregarding existing lot lines. It is staff's opinion that when zoning properties, it a much better practice to set the delineations using specific existing lot lines and not linear foot distances only.

REVIEW CRITERIA:

The Planning Commission, in its report and recommendation to the City Council on the appropriateness of the request, shall study and consider the following criteria and recommend Findings of Facts, if applicable.

There was a mistake in the original zoning; or

The character of the surrounding area has changed to such an extent as to justify rezoning AND there is a public need for additional property to be zoned in accordance with the request.

The Planning Commission shall not recommend approval of a rezoning unless the applicant has proven by clear and convincing evidence that either of the required criteria items above have been met.

RECOMMENDATION:

The Planning Commission recommends that City Council approve the Rezoning because of a mistake in the original zoning.

The City Council may:

Approve to Rezone the subject area to AG Agricultural; or
Deny the Rezoning.

ATTACHMENTS:

1. Business Agenda Item 5 - Consider a Property Owner Initiated Rezoning of Property from a split zoning of C-3 Highway Commercial.AG Agricultural to AG
2. Excerpt GPC Meeting 6.4.20 (GPC 20-10-RZ)
3. GPC Packet 20-10-RZ

Gautier Planning Commission

Regular Meeting Agenda

June 4, 2020

GPC #20-10-RZ

Christopher & Anna Jones

Brown Road, PID #82429240.000

VII. NEW BUSINESS

1. Consider a request from Christopher & Anna Jones for a Property Owner Initiated Rezoning of Property from a split zoning of C-3 Highway Commercial/AG Agricultural to AG Agricultural located on Brown Road at PID #82429240.000. (GPC Case No. 20-10-RZ)

GAUTIER PUBLIC HEARING PROCESS (PLANNING COMMISSION)

Planning Commission Chairman to follow procedure below. All questions/comments to be directed to the Council and not to applicant, staff, or other attendees of the meeting.

1. Chairman announces the case.
2. Chairman makes statement, "This is a Public Hearing and all statements to be made need to be true and accurate for the record."
3. Staff gives brief overview of case.
4. Applicant presents their case.
5. Anyone to speak in support of the Request? Please state your name and address for the record.
6. Anyone to speak in opposition of the Request? Please state your name and address for the record.
7. Any final comments from the applicant?
8. Questions from Commission?
9. Chairman closes public hearing – "This closes the Public Hearing portion of this case" bang of gavel
10. Motion/Deliberation/Vote

**CITY OF GAUTIER
STAFF REPORT**

To: Chairman and Members, Planning Commission

From: Scott Ankerson, Planning Director

Date: May 27, 2020

Subject: Consider a Property Owner Initiated Rezoning of Property from a split zoning of C-3 Highway Commercial/AG Agricultural to AG Agricultural located on Brown Road at PID #82429240.000.

REQUEST:

The Planning Department has received a request from Christopher and Anna Jones for a Rezoning of property generally described as Brown Road, PID #82429240.000 from a split zoning of C-3 Highway Commercial/AG Agricultural to AG Agricultural. The request for the rezoning consists of approximately 4.81 acres. The application fee of \$300 was paid on April 23, 2020. All public notice requirements have been met.

BACKGROUND:

Section 4.15 of the City's Unified Development Ordinance (UDO) establishes the procedure to amend the City's Official Zoning Map. The Gautier Planning Commission (GPC) shall review a proposal for a rezoning and shall make an advisory recommendation to the City Council as to the need and justification for the change when the public welfare justifies such action. The GPC shall include in its recommendation to the City Council findings that the required rezoning criteria have been met.

DISCUSSION:

1. Location: Brown Road, PID #82429240.000. (See Exhibit A)
2. Existing Zoning: C-3 Highway Commercial/AG Agricultural. (See Exhibit B)

UDO 5.3.9 C-3, Highway Commercial District- Purpose and intent. The purpose of this district is to provide for areas where relatively high intensity commercial and retail uses, office buildings, medical facilities, automobile car lots and regional shopping areas may be located. C-3 Districts are to be located along major highways or major arterials. Due to the high intensity of some of the permitted uses and the variety of uses, most C-3 uses are not compatible with

low- to medium-density residential uses, but may be adjacent to high-density residential uses if adequately buffered.

UDO 5.3.1 AG, Agricultural District- Purpose and intent. The AG District is intended to provide an area for low density residential development and small scale agricultural uses such as farms, and ponds for livestock or fowl. This zoning district is to encourage large lots, open space and single-family detached dwellings in an agricultural environment.

The provision of these zoning regulations shall not be exercised so as to require permits with reference to land used for agricultural purposes, or for the maintenance, repair or extension of farm buildings or farm structures.

3. Existing Land Use: Vacant. (See Exhibit C)

4. Future Land Use: Medium Density Residential. (See Exhibit D)

DATA AND ANALYSIS:

Property requested for Rezoning: PID #82429240.000, Brown Road.

Location: Ward 1

Current Zoning of the Request Property: C-3 Highway Commercial/AG Agricultural

Current surrounding existing land use and zoning:

	Current Land Use	Zoning District
North	Mobile Home,	C-3 Highway Commercial
South	Very Low to Low Density Residential	R-2 High Density Multi-Family Residential
East	Mobile Home	AG Agricultural
West	Vacant	C-3- Highway Commercial

Surrounding Future Land Use Map (FLUM) designations according to the Comprehensive Plan:

	FLUM Designation
North	Medium Density Residential
South	Medium Density Residential
East	Medium Density Residential
West	Medium Density Residential

HISTORY:

This property is currently a split zoned AG Agriculture and C-3 Hwy Commercial lot. Staff finds that split zoned lots are a mistake in the original zoning and are usually a result of zoning areas based on linear foot distances from a major highway or Arterial roadway, disregarding existing lot lines. It is staff's opinion that when zoning properties, it a much better practice to set the delineations using specific existing lot lines and not linear foot distances only.

REVIEW CRITERIA:

The Planning Commission, in its report and recommendation to the City Council on the appropriateness of the request, shall study and consider the following criteria and recommend Findings of Facts, if applicable.

- A. There was a mistake in the original zoning; **or**
- B. The character of the surrounding area has changed to such an extent as to justify rezoning **AND** there is a public need for additional property to be zoned in accordance with the request.

The Planning Commission shall not recommend approval of a rezoning unless the applicant has proven by clear and convincing evidence that either of the required criteria items above have been met.

STAFF RECOMMENDATION:

Staff recommends that Planning Commission recommend to approve the Rezoning based on a mistake in the original zoning.

CONCLUSION:

Based on the required Review Criteria established by Section 4.15 of the Unified Development Ordinance and the appropriateness of the request relevant to the criteria, the Commission may:

- 1. Recommend that City Council approve to Rezone the subject area to AG Agricultural; or
- 2. Recommend that City Council deny the Rezoning.

ATTACHMENTS:

- 1. Applicant's Exhibit 1 – Application
- 2. City's Exhibit A – Location Map

3. City's Exhibit B – Existing Zoning Map
4. City's Exhibit C – Existing Land Use Map
5. City's Exhibit D – Future Land Use Map

GAUTIER, MISSISSIPPI
PLANNING DEPARTMENT
PUBLIC HEARING APPLICATION

Public Hearing Number

GPC 20-10 RZ

TO BE HEARD BY GAUTIER PLANNING COMMISSION:

FEE:

Zoning Change	<u>X</u>	\$300.00
Major Development	<u> </u>	\$100.00
Variance	<u> </u>	\$175.00
Appeal to Staff Decision	<u> </u>	\$100.00

Name of Applicant: Christopher & Anna Jones
Name of Business: Phone: 228-229-2446
Property Address: Brown Rd Ocean Springs, MS Mailing Address (if Different): 1216 Porter Ave Ocean Springs, MS 39564
E-Mail Address: annalarkin23@gmail.com
Reason for request, location and intended use of Property: want to build a home
PID # 82429240.000

ATTACHMENTS REQUIRED AS APPLICABLE:

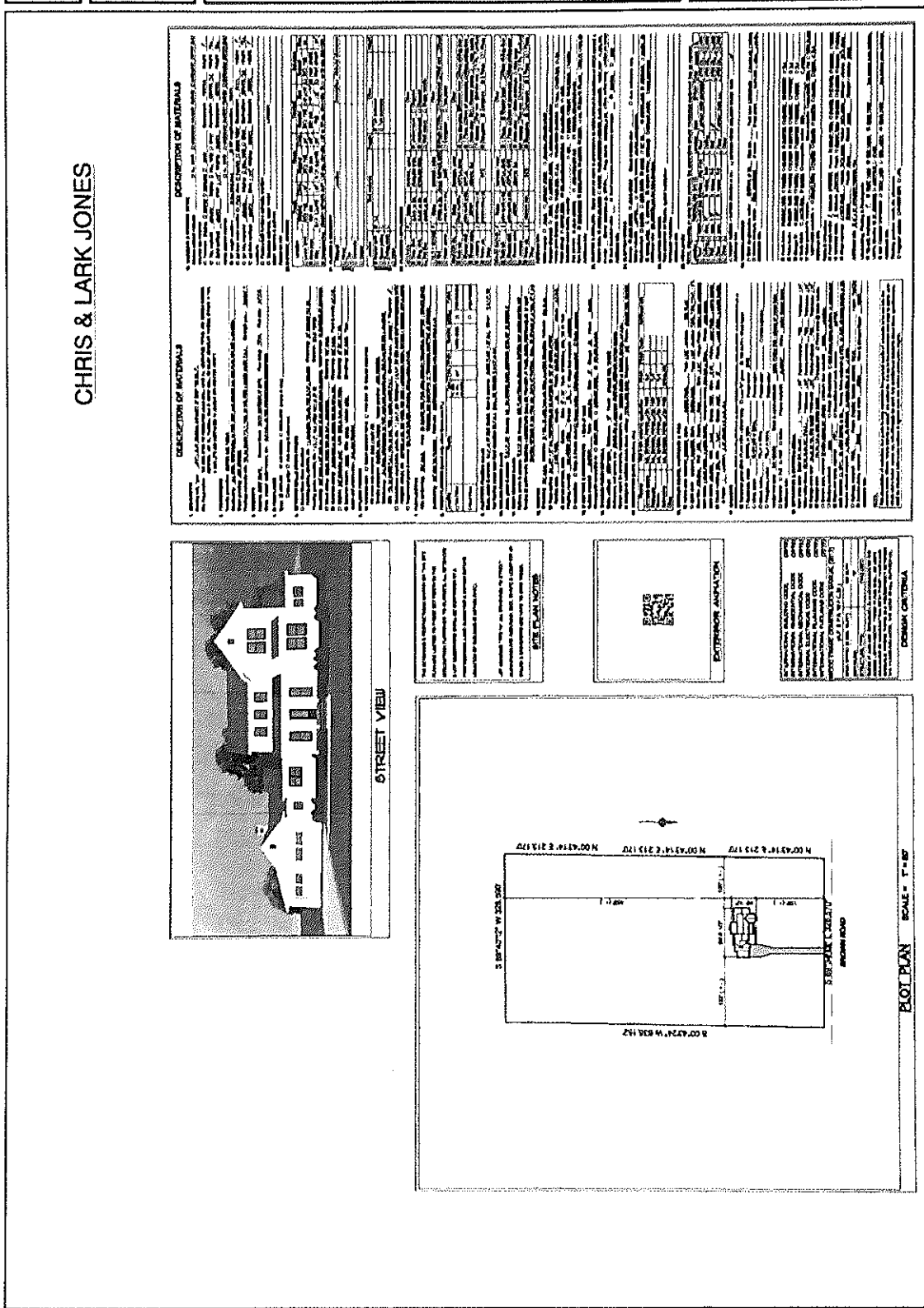
- X 1. Diagram of intended use, showing dimensions and distances of property, building with setbacks, parking spaces, entrances and exits.
- X 2. A detailed project narrative.
3. Copy of protective covenants or deed restrictions, if any.
4. Copies of approvals, or requests for approval, from other agencies, such as, but not limited to, the Mississippi State Department of Health, U.S. Army Corp of Engineers, Mississippi Department of Environmental Quality and Department of Marine Resources.
5. Any other information requested by the Economic Development/Planning Director and/or members of the Technical Review Committee.

Signature of Applicant: *Anna Jones* Date of Application: 4/20/2020

FOR OFFICE USE ONLY

Date Received 4-23-2020 Verify as Complete BL

Fee Amount Received 300.00 Initials of Employee Receiving Application BL



Barbara (Babs) Logan

From: Lark Jones <annalarkin23@gmail.com>
Sent: Friday, April 24, 2020 11:57 AM
To: blogan@gautier-ms.gov
Subject: Re: Zoning Change

Descriptive Narrative for reason of zoning change request:

Part of our property on Brown Rd. (PID: 82429240.000) is currently zoned C-3 Highway Commercial and the other part is AG Agricultural. We would like for the entire parcel to be zoned AG Agricultural so that we can build a single-family dwelling.

-Christopher and Anna Jones

On Fri, Apr 24, 2020 at 11:53 AM Barbara (Babs) Logan <blogan@gautier-ms.gov> wrote:

That would be a good idea. Then I could show that all the important information was provided by you.

Thanks

Babs Logan

Planning Technician

City of Gautier Planning Dept.

Phone: 228-497-1878 ext: 318

Fax: 228-497-1038

Email: blogan@gautier-ms.gov

From: Lark Jones <annalarkin23@gmail.com>
Sent: Friday, April 24, 2020 11:46 AM
To: blogan@gautier-ms.gov
Subject: Re: Zoning Change

Ok thank you! I emailed the PID number. Should I also include that in the narrative?

Project narrative:

We would like to build our primary residential home.

Exhibit A Location Map

Prepared by:
City of Gautier
Planning Department



Exhibit B Existing Zoning

Prepared by:
City of Gautier
Planning Department

Legend

Zoning ZONECODE

	AG
	C-1
	C-2
	C-3
	I-2
	MURC-1
	MURC-2
	MURC-MW
	PL
	PUD
	R-1
	R-2
	R-3
	RE
	TC

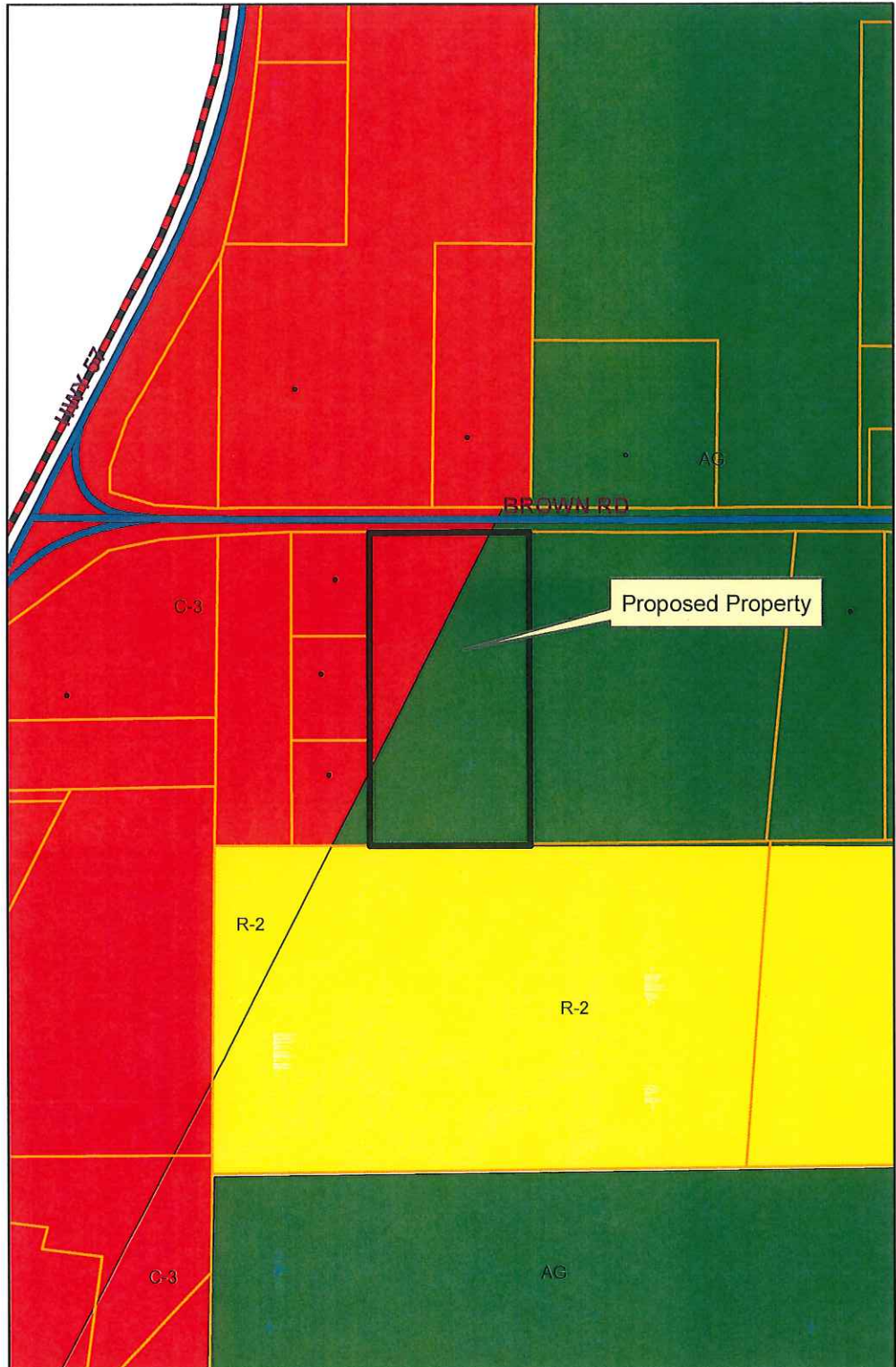


Exhibit C

Existing Land-Use

Prepared by:
City of Gautier
Planning Department

Legend

EXISTING LAND USE

ELU_08

- commercial-retail
- conservation
- civic
- industrial
- marina/fish camps
- high density residential
- mobile home
- mobile home park
- medium density residential
- office
- recreation
- very low to low density residential
- utility
- vacant

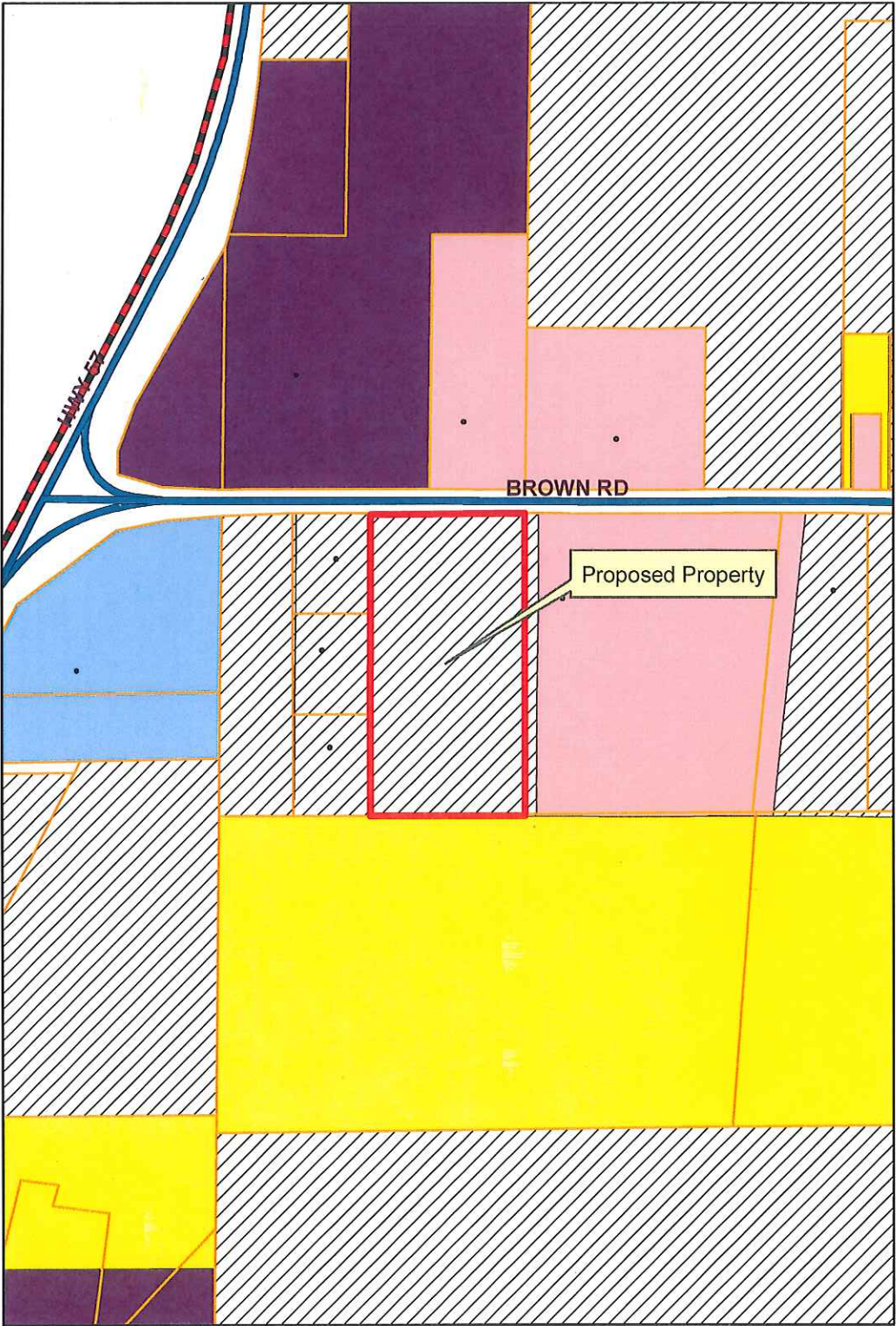


Exhibit D

Future Land-Use

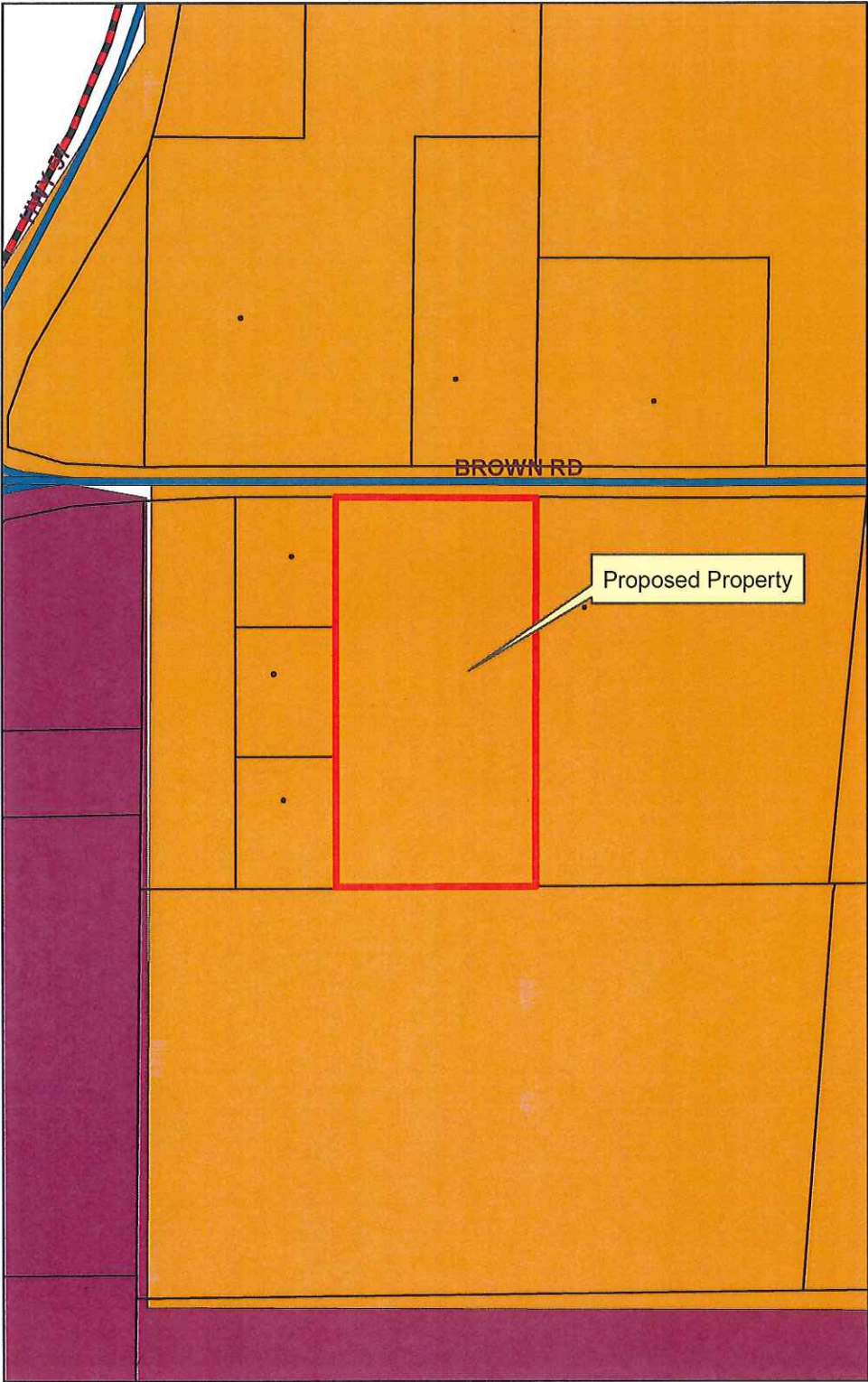
Prepared By:
City of Gautier
Planning Department

Legend

FUTURE LAND USE

FLU_Class

-
- Civic
- high impact commercial
- Conservation
- High Density Residential
- Industrial
- Low Density Residential
- Medium Density Residential
- Mobile Home Residential
- low impact Commercial
- Recreational
- recreational commercial
- Regional Scale Commercial
- mixed use residential
- Town Center
- Very Low Density Residential



**Excerpt from June 4, 2020 Planning Commission Meeting:
(GPC 20-10-RZ)**

The Planning Department has received a request from Christopher & Anna Jones for a Property Owner Initiated Rezoning of Property from a split zoning of C-3 Highway Commercial/AG Agricultural to AG Agricultural located on Brown Road. (GPC Case No. 20-10-RZ)

Scott Ankerson, Planning Director, gave a brief overview of the case.

REQUEST:

The Planning Department has received a request from Christopher and Anna Jones for a Rezoning of property generally described as Brown Road, PID #82429240.000 from a split zoning of C-3 Highway Commercial/AG Agricultural to AG Agricultural. The request for the rezoning consists of approximately 4.81 acres. The application fee of \$300 was paid on April 23, 2020. All public notice requirements have been met.

BACKGROUND:

Section 4.15 of the City's Unified Development Ordinance (UDO) establishes the procedure to amend the City's Official Zoning Map. The Gautier Planning Commission (GPC) shall review a proposal for a rezoning and shall make an advisory recommendation to the City Council as to the need and justification for the change when the public welfare justifies such action. The GPC shall include in its recommendation to the City Council findings that the required rezoning criteria have been met.

DISCUSSION:

1. Location: Brown Road, PID #82429240.000. (See Exhibit A)
2. Existing Zoning: C-3 Highway Commercial/AG Agricultural. (See Exhibit B)

UDO 5.3.9 C-3, Highway Commercial District- Purpose and intent. The purpose of this district is to provide for areas where relatively high intensity commercial and retail uses, office buildings, medical facilities, automobile car lots and regional shopping areas may be located. C-3 Districts are to be located along major highways or major arterials. Due to the high intensity of some of the permitted uses and the variety of uses, most C-3 uses are not compatible with low-to medium-density residential uses, but may be adjacent to high-density residential uses if adequately buffered.

UDO 5.3.1 AG, Agricultural District- Purpose and intent. The AG District is intended to provide an area for low density residential development and small scale agricultural uses such as farms, and ponds for livestock or fowl. This zoning district is to encourage large lots, open space and single-family detached dwellings in an agricultural environment.

The provision of these zoning regulations shall not be exercised so as to require permits with reference to land used for agricultural purposes, or for the maintenance, repair or extension of farm buildings or farm structures.

3. Existing Land Use: Vacant. (See Exhibit C)

4. Future Land Use: Medium Density Residential. (See Exhibit D)

DATA AND ANALYSIS:

Property requested for Rezoning: PID #82429240.000, Brown Road.

Location: Ward 1

Current Zoning of the Request Property: C-3 Highway Commercial/AG Agricultural

Current surrounding existing land use and zoning:

	Current Land Use	Zoning District
North	Mobile Home,	C-3 Highway Commercial
South	Very Low to Low Density Residential	R-2 High Density Multi-Family Residential
East	Mobile Home	AG Agricultural
West	Vacant	C-3- Highway Commercial

Surrounding Future Land Use Map (FLUM) designations according to the Comprehensive Plan:

	FLUM Designation
North	Medium Density Residential
South	Medium Density Residential
East	Medium Density Residential
West	Medium Density Residential

HISTORY:

This property is currently a split zoned AG Agriculture and C-3 Hwy Commercial lot. Staff finds that split zoned lots are a mistake in the original zoning and are usually a result of zoning areas based on linear foot distances from a major highway or Arterial roadway, disregarding existing lot lines. It is staff's opinion that when zoning properties, it a much better practice to set the delineations using specific existing lot lines and not linear foot distances only.

REVIEW CRITERIA:

The Planning Commission, in its report and recommendation to the City Council on the appropriateness of the request, shall study and consider the following criteria and recommend Findings of Facts, if applicable.

- A. There was a mistake in the original zoning; **or**
- B. The character of the surrounding area has changed to such an extent as to justify rezoning **AND** there is a public need for additional property to be zoned in accordance with the request.

The Planning Commission shall not recommend approval of a rezoning unless the applicant has proven by clear and convincing evidence that either of the required criteria items above have been met.

STAFF RECOMMENDATION:

Staff recommends that Planning Commission recommend to approve the Rezoning based on a mistake in the original zoning.

CONCLUSION:

Based on the required Review Criteria established by Section 4.15 of the Unified Development Ordinance and the appropriateness of the request relevant to the criteria, the Commission may:

1. Recommend that City Council approve to Rezone the subject area to AG Agricultural; or
2. Recommend that City Council deny the Rezoning.

Mr. Ankerson advised that the reason he had not gone through the entire zoning map and changed all the properties that were split zoned was because he didn't know what the owner or future owner might want to use the property for. Therefore, he was addressing each property on a case by case basis.

Mr. Ankerson also advised that the reason there were properties that had split zoning was because when the rezoning was done the City decided to rezone from certain roads back a certain number of feet.

Chris Jones stated that there were existing occupied houses west of his property that were in a C-3 Commercial Zone that were grandfathered in.

Chairman Wooten made a motion to recommend that City Council approve the Rezoning because of a mistake in the original zoning.

Commissioner Gainer seconded the motion and the following vote was recorded:

AYES:	David Wooten
	Kay C. Jamison
	Jimmy Green
	Paul Gainer
	James Lee
	William Davis
	Josh Ward

Motion passed.

**CITY OF GAUTIER
Business Agenda Item #6
Fact Sheet**

Council Meeting:
Title:

June 16, 2020
Requesting the approval to change the Captain's position to "Exempt" under Civil Service Rules

Introduced by:
Contact Person/Telephone

Paula Yancey 497-8000 ext. 301

Summary Explanation: Requesting the approval to change the Captain's position to "Exempt" under Civil Service Rules.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:

Torjusen ☐ Martin ☐ George ☐ Jackson ☐ Vaughan ☐ Anderson ☐ Colledge ☐

Second Made by:

Torjusen ☐ Martin ☐ George ☐ Jackson ☐ Vaughan ☐ Anderson ☐ Colledge ☐

Voted as follows:		AYES	NAYS	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2020

WHEREAS, the City Manager is requesting the approval by the Council of the City of Gautier to change the Captain of Police position to “Exempt” under Civil Service Rules

WHEREAS, such a change will eliminate the written test requirement for said position; and

WHEREAS, while the tests for basic officer, sergeant, and lieutenant are changed regularly by IPMA, the Captain’s test currently used by the City of Gautier was created by IPMA over twenty (20) years ago, and is, by all accounts, outdated; and

WHEREAS, the Captain’s position is an upper management, salaried position and is exempt under federal wage and hour law; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the position of Captain will be “Exempt” under Civil Service Rules and that testing will no longer be required.

IT IS FURTHER ORDERED this position will be filled like any other administrative position within the City of Gautier.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary for this purpose.

Motion was made **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi,
at the meeting of June 16, 2020.

**CITY OF GAUTIER
MEMORANDUM**

To: City Council
From: Paula Yancey, City Manager
Date: June 9, 2020
Subject: Requesting the approval by City Council to change the Captain's position to Exempt under Civil Service Rules and that testing no longer be required.

REQUEST:

The City Manager is requesting the approval by City Council to change the Captain's position to Exempt under Civil Service Rules and that testing no longer be required.

BACKGROUND:

Under the City's current civil service rules, the positions of Captain, Lieutenant, and Sargent in the police department are "Competitive". This means that testing is required and there is a special promotional appointment process as follows:

- 1) The Civil Service Commission (CSC) appoints a Board of Examiners (including the police chief or PD designee, the fire chief or FD designee, and a third member) to conduct and grade written examinations
- 2) If there is a vacant position, the City Manager (CM) must decide whether to fill the vacancy by promotion (in-house) or by recruitment (ie: open to everyone)
- 3) Assuming the relevant position will be filled by promotion, the CM can fill the appointment from an existing promotion register or open the appointment to in-house applicants.
- 4) Once applications are received, HR ensures each applicant meets the minimum qualification requirements and creates an "Eligibility List", which is forwarded to the Commission for approval.
- 5) Once an Eligibility List is created for the promotional appointment, a promotional examination is conducted by the Board of Examiners
- 6) The promotional examination consists of a written examination (50% weight) and a personal evaluation (50% weight). However, the personal evaluation portion is also weighted with review of personnel file being 40%, performance reports 30%, and an oral interview 30%
- 7) The results of the promotional examinations shall be submitted to the CSC, which will prepare a promotional register, ranking each applicant by score.
- 8) The CM may select and promotionally appoint without further Commission approval, from the first three names on the Register, or from the top 10% of the Register whichever is larger.

DISCUSSION:

In addition, the tests for basic officer, sergeant and lieutenant are changed regularly by IPMA; however, the Captain's test currently used by the City was "made" by IPMA over 20 years ago. Having a new updated test made by IPMA is expensive.

While the Captain position is listed as Competitive by Council, it is also a salaried position and is Exempt under Federal Wage and Hour Law. Basically, in short, it is considered an upper management position.

In discussions with Captain/Interim Chief Selover regarding a vacancy in the Captain's position, I inquired about how the process worked. Interim Chief Selover expressed that he would prefer that it not be a competitive position and the Captain's position was not competitive in other Cities of our size. After consulting with Teresa, she also advised that she agreed it should not be a competitive position and provided some history in this regard, that I was not privy to. Apparently, the test is corrupted due to a previous leak, it is out of date, does not fairly assess job knowledge as applicable to our City and historically has a low score rate and high failure rate.

RECOMMENDATION:

For the reasons above, I am recommending Council change the Captain's position to Exempt under Civil Service Rules and that testing no longer be required. Should you do so, this position would be filled like every other administrative position within the City. The Captain's positions are second level management positions and should be treated as such.

The Council may:

1. Approval the request to change the Captain's position to Exempt under Civil Service Rules and that testing no longer be required; or
2. Not approve the request to change the Captain's position to Exempt under Civil Service Rules and that testing no longer be required.

ATTACHMENT(S):

**CITY OF GAUTIER
Business Agenda Item #7
Fact Sheet**

Council Meeting:
Title:

**June 16, 2020
Approval of Docket of Claims**

Introduced by:
Contact Person/Telephone

Teresa Montgomery 497-8000

Summary Explanation: Approval of the Docket of Claims.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract/Agreement	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
☐		☐		☐		☐		☐	

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
☐		☐		☐		☐		☐	

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2020

WHEREAS, Miss. Code Ann. 21-39-9 requires governing authority to review all unpaid claims and determine if there is an obligation. An obligation exists if the related materials and supplies were properly contracted for and received by the municipality; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Docket of Claims is hereby approved, provided that all entries thereon are true, correct, properly entered and not fraudulent.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK** seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 16, 2020.

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	SECURE NETWORKS LLC	202286	06/16/2020	06/01/2020			2,280.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	JUL 2020 NETWORK SERVICES		4171	05/14/2020			2,280.00
001	CABLE ONE INC	202287	06/16/2020	06/01/2020			83.32	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-698	JUN 2020: CFD #122024086		05162020	05/23/2020			83.32
001	CABLE ONE INC	202288	06/16/2020	06/01/2020			83.32	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-698	JUN 2020: NFD #122024383		05162020	05/23/2020			83.32
001	CABLE ONE INC	202289	06/16/2020	06/01/2020			83.32	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-698	JUN 2020: SFD #122025091		05162020	05/23/2020			83.32
001	O'REILLY AUTO PARTS	202308	06/16/2020	06/01/2020			88.20	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-570	REFILL KIT: POLICE VEH		1978167108	05/15/2020			4.67
	001-170-638	FILTER (2), 2.5GAL OIL:REC TRK		1978167688	05/20/2020			42.85
	001-170-638	1QT OIL (12): REC TRK		1978167719	05/20/2020			40.68
001	SINGING RIVER ELECTRIC COOPERATIVE	202311	06/16/2020	06/01/2020			149.80	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-631	SPORTS PAVILION 66582005		05182020	05/26/2020			97.04
	001-170-631	ROUNDAABOUT 102311002		05182020	05/26/2020			25.00
	001-170-631	FITNESS TRAIL 109268001		05182020	05/26/2020			27.76
001	SINGING RIVER ELECTRIC COOPERATIVE	202312	06/16/2020	06/01/2020			2,069.36	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-631	POLICE STATION 66298004		05182020	05/26/2020			1,360.75
	001-201-629	SIGNAL LIGHT 89113001		05182020	05/26/2020			63.03
	001-170-631	CITY PARK RESTRMS 89912001		05182020	05/26/2020			373.11
	001-201-633	STREET LIGHTS 90345002		05182020	05/26/2020			131.29
	001-092-631	RECORDS BLDG 90790001		05182020	05/26/2020			113.02
	001-170-631	FRAZIER RESTRMS 98546001		05182020	05/26/2020			28.16
001	SINGING RIVER ELECTRIC COOPERATIVE	202313	06/16/2020	06/01/2020			946.84	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-201-633	DOLPHIN ST 94987002		05182020	05/26/2020			66.19
	001-201-633	DOLPHIN ST 94988002		05182020	05/26/2020			69.06
	001-201-633	DOLPHIN ST 94989002		05182020	05/26/2020			64.62
	001-201-633	DOLPHIN ST 94990002		05182020	05/26/2020			608.96
	001-201-633	WM PAYNE 100244001		05182020	05/26/2020			58.59
	001-201-633	WM PAYNE 100245001		05182020	05/26/2020			79.42
001	SINGING RIVER ELECTRIC COOPERATIVE	202314	06/16/2020	06/01/2020			8,203.30	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-201-633	STREET LIGHTING 10054		05182020	05/26/2020			5,994.45
	001-201-629	SIGNAL LIGHTS 10054		05182020	05/26/2020			623.63

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001	SINGING RIVER ELECTRIC COOPERATIVE	202314	06/16/2020	06/01/2020			8,203.30	(CONTINUED)
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-631	CITY HALL 10054		05182020	05/26/2020			649.78
	001-170-631	FRAZIER PARK 10054		05182020	05/26/2020			50.40
	001-170-631	SENIOR BLDG 10054		05182020	05/26/2020			104.04
	001-161-631	CENTRAL FD 10054		05182020	05/26/2020			379.84
	001-170-631	CITY PARK 10054		05182020	05/26/2020			146.14
	001-092-631	PUBLIC WORKS 10054		05182020	05/26/2020			228.04
	001-092-631	HWY 90 SIGN 10054		05182020	05/26/2020			26.98
001	SINGING RIVER ELECTRIC COOPERATIVE	202316	06/16/2020	06/01/2020			742.38	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-631	SOUTH FD 76008001		05192020	05/27/2020			285.20
	001-170-631	BACOT PARK 10137		05192020	05/27/2020			303.53
	001-201-629	SIGNAL LIGHTS 10138		05192020	05/27/2020			128.65
	001-170-631	BACOT SPLASHPAD 103751001		05192020	05/27/2020			25.00
001	MS DEPT OF FINANCE & ADMIN	202320	06/16/2020	06/01/2020			13,114.75	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-000-300	MAY 2020 COURT ASSESSMENTS		05312020	06/01/2020			13,114.75
001	MS DEPT OF PUBLIC SAFETY	202321	06/16/2020	06/01/2020			729.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-000-300	MAY 2020 SPECIAL ASSESSMENTS		05312020	06/01/2020			729.00
001	MS DEPT OF PUBLIC SAFETY	202322	06/16/2020	06/01/2020			350.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-000-300	MAY 2020 INTERLOCK FEES		05312020	06/01/2020			350.00
001	MSC 7511	202323	06/16/2020	06/01/2020			160.26	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	FNK100-01 RENTAL FEE		INV3664602	05/19/2020			160.26
001	MSC 7511	202324	06/16/2020	06/01/2020			113.14	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-698	GEMG00-01 RENTAL FEE		INV3674406	05/22/2020			113.14
001	ENTERPRISE FUND	202325	06/16/2020	06/01/2020			125,562.25	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-000-104	TR MDEQ WIRE: FUND 360		06012020	06/01/2020			125,562.25
001	ACE DATA STORAGE INC	202328	06/16/2020	06/02/2020			105.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	MAY 2020 SHREDDING SERVICE		71895	06/01/2020			105.00
001	LOWES HOME CENTERS INC	202329	06/16/2020	06/03/2020			258.17	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-559	EXTENDABLE DL SHEARS		911531	04/25/2020			47.49
	001-100-559	50FT NEVERKINK HOSE, NOZZLE		91470	04/29/2020			37.97
	001-161-559	32CT NIAGARA BOTTLED WATER(10)		901649	05/04/2020			37.80
	001-170-559	SPRAYER REPR KIT		909036	05/05/2020			7.30
	001-170-635	WALL-CEILING 4IN MINI:M-U FAC		909036	05/05/2020			5.68
	001-161-559	AC FILTER(3),13GAL TRASH LINER		909248	05/07/2020			20.62

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001	LOWES HOME CENTERS INC	202329	06/16/2020	06/03/2020			258.17	(CONTINUED)
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	SOCKET, PLUG: PRESSURE WASHER		911777	05/12/2020			14.22
	001-161-639	18IN & 20IN CHAIN: CHAINSAWS		901842	05/18/2020			52.22
	001-170-634	2X8X8 TREATED LUMBER		901250	05/19/2020			8.15
	001-170-559	ZINC WASHER (100)		923296	05/21/2020			12.00
	001-170-634	2X2X42 DECK BALUSTER (15)		901014	05/22/2020			14.72
001	AUTO TRUCK AND TRAILER PARTS INC	202331	06/16/2020	06/03/2020			500.57	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	TRACTOR OIL		282725	05/08/2020			28.50
	001-100-639	COIL		282762	05/11/2020			12.00
	001-161-638	STARTER: E1		282787	05/12/2020			332.26
	001-100-570	BULB: U #12405		282791	05/12/2020			3.42
	001-100-559	WIRE TIE (3)		282866	05/14/2020			21.03
	001-100-570	HYPER LUBE (8): POLICE VEH		282451	05/19/2020			103.36
001	BELL AUTO PARTS INC	202332	06/16/2020	06/03/2020			139.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	PUMP: TANK WEED SPRAYER		DO58086	05/26/2020			139.00
001	DELTA SANITATION OF MS LLC	202335	06/16/2020	06/04/2020			35.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-698	FRAZIER PORT O LET		0001092202	05/31/2020			35.00
001	GOVERNMENT BRANDS SHARED SERVICES	202336	06/16/2020	06/04/2020			1,475.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-010-698	JUN 2020 COURT SUPPORT		1-45867	06/01/2020			1,475.00
001	CABLE ONE INC	202337	06/16/2020	06/04/2020			147.06	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	JUN 2020: #107571481		05252020	06/01/2020			147.06
001	CABLE ONE INC	202338	06/16/2020	06/04/2020			84.62	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-698	JUN 2020: SR BLDG #120793682		05252020	06/01/2020			84.62
001	STEINER SAW & MOWER	202341	06/16/2020	06/05/2020			227.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	REPR PARTS: STIHL WEED EATER		2914533	03/30/2020			141.00
	001-170-639	LABOR		2914533	03/30/2020			80.00
	001-170-639	SHOP SUPPLIES		2914533	03/30/2020			6.00
001	CENTERPOINT ENERGY	202343	06/16/2020	06/09/2020			68.35	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-630	CENTRAL FIRE STN:4/23-5/26/20		11000885-1	06/01/2020			37.64
	001-161-630	SOUTH FIRE STN:4/23-5/26/20		11000999-0	06/01/2020			30.71
001	DELTA COMPUTER SYSTEMS INC	202344	06/16/2020	06/09/2020			490.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	JUN 2020 ACCT SOFTWARE MAINT		MN138214	05/22/2020			350.00
	001-092-698	JUN 2020 PRIV LIC SW MAINT		MN136070	05/22/2020			140.00

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001	AIRGAS USA LLC	202345	06/16/2020	06/09/2020			221.63	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-205-588	CYLINDER RENTAL		9971164510	05/31/2020			221.63
001	AT&T INTERSTATE DED PRIVATE LINE SERVS	202346	06/16/2020	06/09/2020			206.08	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	ACCUNET TI.5 DIGITAL SERV		3118469053	06/01/2020			206.08
001	AT&T GLOBAL NETWORK SERVS LLC	202347	06/16/2020	06/09/2020			229.64	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	NCIC EQUIPMENT CHARGES		GH40784	06/01/2020			229.64
001	SOUTHERN PEST CONTROL INC	202348	06/16/2020	06/09/2020			403.30	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	CITY FACILITIES		17 1-00368627	05/28/2020			403.30
001	ADVANCE AUTO PARTS	202349	06/16/2020	06/09/2020			21.13	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-638	LIQUID CLNR WAX(2), CAR WASH		7305	05/07/2020			21.13
001	HANCOCK WHITNEY BANK	202350	06/16/2020	06/09/2020			11,784.59	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-810	LEASE 076626: PMT 1		220820	06/01/2020			11,784.59
001	HANCOCK WHITNEY BANK	202351	06/16/2020	06/09/2020			13,415.10	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-815	LEASE 076627: PMT 1		220821	06/01/2020			13,415.10
001	BORDIS & DANOS PLLC	202352	06/16/2020	06/09/2020			10,000.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-060-602	MAY 2020 RETAINER		83	06/01/2020			10,000.00
001	C SPIRE WIRELESS	202354	06/16/2020	06/09/2020			774.60	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-605	CITY MGR CELL PHONE		0030759348	05/31/2020			47.08
	001-040-605	ADMIN CELL PHONES		0030759348	05/31/2020			128.35
	001-090-605	BLDG-PLNG CELL PHONES		0030759348	05/31/2020			201.22
	001-090-698	IPAD SERVICE (3)		0030759348	05/31/2020			102.57
	001-094-605	GRANT-PROJ CELL PHONES		0030759348	05/31/2020			94.16
	001-170-605	RECREATION CELL PHONES		0030759348	05/31/2020			149.84
	001-205-605	MAINT CELL PHONE		0030759348	05/31/2020			51.38
001	DIRECTV LLC	202356	06/16/2020	06/09/2020			152.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-698	WEST STN: 022727663 (JUL)		06132020	06/14/2020			152.00
001	FEDERAL EXPRESS	202357	06/16/2020	06/09/2020			31.02	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-607	OVERNIGHT TO MDWFP		7028-54870	06/03/2020			31.02

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001	AT&T MOBILITY	202358	06/16/2020	06/09/2020			100.26	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-605	CELL SERVICE (2)		06052020	05/27/2020			100.26
001	FUELMAN	202364	06/16/2020	06/09/2020			1,511.02	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-525	UNL FUEL		NP58275781	06/01/2020			1,203.38
	001-161-525	UNL & DSL FUEL		NP58275781	06/01/2020			240.97
	001-170-525	UNL FUEL		NP58275781	06/01/2020			66.67
001	FUELMAN	202377	06/16/2020	06/09/2020			2,302.85	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-090-525	UNL FUEL		NP58358541	06/08/2020			75.36
	001-100-525	UNL FUEL		NP58358541	06/08/2020			1,737.40
	001-161-525	UNL & DSL FUEL		NP58358541	06/08/2020			253.87
	001-170-525	UNL FUEL		NP58358541	06/08/2020			176.26
	001-205-525	UNL FUEL		NP58358541	06/08/2020			59.96
001	INTERNATIONAL PERSONNEL MANAGEMENT ASSOC	202380	06/16/2020	06/10/2020			417.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-022-682	AGENCY MEMBERSHIP		55567B7VOY	06/10/2020			417.00
001	JACKSON COUNTY ADULT DETENTION CENTER	202381	06/16/2020	06/10/2020			4,025.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-010-696	MAY 2020 ADC CHGS		05312020	06/05/2020			4,025.00
001	LOCAL GOVERNMENT SERVICES LLC	202382	06/16/2020	06/10/2020			2,055.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-601	FF SERVS: CENTERPOINT		1865	05/22/2020			1,925.00
	001-021-601	FF - LEGAL SERVS: CENTERPOINT		1865	05/22/2020			130.50
001	CREDIT CARD CENTER	202383	06/16/2020	06/10/2020			35.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	ANNUAL FEE: P YANCEY		4015	06/21/2020			35.00
001	CREDIT CARD CENTER	202384	06/16/2020	06/10/2020			6,169.01	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-625	MAJOR MEDICAL PLAN: CAESAR		04302020	04/30/2020			855.89
	001-001-509	HONOR CORDS: GMYC GRADS		05052020	05/05/2020			52.59
	001-092-559	N95 FACE MASKS (50)		05102020	05/11/2020			185.80
	001-092-559	HS DISPENSER STANDS (9)		05122020	05/13/2020			990.00
	001-092-559	6/CS FOAM SANITIZER (8)		05122020	05/13/2020			1,004.32
	001-092-510	TERMINATOR EQ SANITIZER (3)		05122020	05/13/2020			392.04
	001-092-510	SPIGOT (2)		05122020	05/13/2020			10.00
	001-092-559	4/PK HAND SANI W/PUMP (2)		05202020	05/21/2020			69.98
	001-092-565	COVID-19 SIGNS/BANNERS (7)		05192020	05/21/2020			271.78
	001-092-559	100 DIGITAL TEMP STRIPS (30)		05212020	05/22/2020			659.70
	001-092-559	ESS OIL FRAG SET (HAND SANI)		05242020	05/25/2020			29.98
	001-092-559	6/CS FOAM HAND SANI (12)		05222020	05/25/2020			1,611.93
	001-092-698	ANNUAL FEE		05272020	05/27/2020			35.00

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001	CINTAS CORPORATION NO 2	202392	06/16/2020	06/10/2020			312.28	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-205-535	MAINTENANCE	4049765656	05/06/2020			78.07	
	001-205-535	MAINTENANCE	4050371167	05/13/2020			78.07	
	001-205-535	MAINTENANCE	4050975624	05/20/2020			78.07	
	001-205-535	MAINTENANCE	4051573802	05/28/2020			78.07	
001	AUTOZONE INC	202395	06/16/2020	06/10/2020			155.18	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-170-638	FUEL PUMP: 2006 DODGE RAM	4907740777	05/06/2020			149.99	
	001-170-638	FUEL CLIP: 2006 DODGE RAM	4907740833	05/06/2020			5.19	
001	ALABAMA MEDIA GROUP	202411	06/16/2020	06/10/2020			88.08	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-090-615	PUBLIC NOTICE: GPC #20-06-SE	0009605795	05/17/2020	200699		16.80	
	001-090-615	PUBLIC NOTICE: GPC #20-07-SE	0009605803	05/17/2020	200699		16.56	
	001-090-615	PUBLIC NOTICE: GPC #20-08-SE	0009605810	05/17/2020	200699		17.04	
	001-090-615	PUBLIC NOTICE: GPC #20-09-CU	0009605868	05/17/2020	200699		17.52	
	001-090-615	PUBLIC NOTICE: GPC #20-10-RZ	0009605875	05/17/2020	200699		20.16	
001	REYNOLDS WHOLESALE CO	202412	06/16/2020	06/10/2020			625.45	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-510	38X58 CAN LINERS 100/CT (2)	66721	05/29/2020	200696		65.90	
	001-092-510	36X36 CAN LINERS 200/CT (2)	66721	05/29/2020	200696		39.90	
	001-092-510	32 OZ TRIGGER SPRAY BOTTLE	66721	05/29/2020	200696		11.40	
	001-092-510	CS MF BROWN TOWELS (6)	66721	05/29/2020	200696		119.70	
	001-092-510	VB PAPER TOWEL 30 ROLLS/CS (5)	66721	05/29/2020	200696		129.50	
	001-092-510	TISSUE 96 ROLLS/CS (2)	66721	05/29/2020	200696		81.00	
	001-092-510	DIAL SOAP 4 GAL/CS (2)	66721	05/29/2020	200696		119.60	
	001-092-510	LOBBY BROOM	66721	05/29/2020	200696		5.95	
	001-092-510	RUBERMAID LOBBY DUST PAN	66721	05/29/2020	200696		16.95	
	001-092-510	25# RAGS CS	66721	05/29/2020	200696		35.55	
001	GULF COAST BUSINESS SUPPLY CO	202413	06/16/2020	06/10/2020			678.94	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-559	I-C HAND SANITIZER 16OZ (10)	205616	04/10/2020	200596		119.50	
	001-092-510	CS/6 DISINFECT WIPES-DISPR(4)	208070	05/27/2020	200691		316.00	
	001-092-510	CS/12QT DISINFECTANT CLNR (6)	208070	05/27/2020	200691		23.94	
	001-092-510	CS/12QT DISINFECTANT CLNR (30)	208070.1	05/28/2020	200691		119.70	
	001-161-510	GLOVE LATEX XL PF BX (20)	204172.6	05/26/2020	200549		99.80	
001	GULF SALES AND SUPPLY INC	202414	06/16/2020	06/10/2020			89.92	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-170-559	RESPIRATOR 3M MASK (2)	499822	06/02/2020	200712		52.72	
	001-170-559	RESPIRATOR CARTRIDGE 2PK (2)	499822	06/02/2020	200712		37.20	
001	CUSTOM PRODUCTS CORPORATION	202415	06/16/2020	06/10/2020			1,194.75	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-201-565	30X30 LOW HANGING TREE SIGN(2)	335353	05/26/2020	200657		127.04	
	001-201-565	24X18 LOW CLEARANCE SIGN (2)	335353	05/26/2020	200657		49.10	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	CUSTOM PRODUCTS CORPORATION	202415	06/16/2020	06/10/2020			1,194.75	(CONTINUED)
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-201-565	FREIGHT		335353	05/26/2020	200657	50.14	
	001-201-576	ADHESIVE EPOXY KIT 2GAL (2)		335356	05/26/2020	200661	254.14	
	001-201-576	SHIPPING		335356	05/26/2020	200661	55.00	
	001-201-576	RUMBLE STRIP 4X24X.5 YEL (60)		335174	05/20/2020	200661	598.20	
	001-201-576	SHIPPING		335174	05/20/2020	200661	61.13	
001	GOODYEAR AUTO CENTER	202418	06/16/2020	06/10/2020			2,436.48	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-638	P225/60R18 99W EAG: U #34		219091	05/23/2020	200624	547.12	
	001-161-638	SET LT245/75R17: UNIT S48		218698	05/07/2020	200625	703.20	
	001-161-638	MOUNT-BALANCE: UNIT S48		218698	05/07/2020	200625	64.00	
	001-161-638	WASTE TIRE FEE: UNIT S48		218698	05/07/2020	200625	4.00	
	001-100-638	P225/60R18 99W EAG: U #44		219155	05/28/2020	200674	559.08	
	001-100-638	P225/60R18 99W EAG: U #58		219240	06/03/2020	200716	559.08	
001	FASTENAL COMPANY	202420	06/16/2020	06/10/2020			120.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-559	3 PLY DUST MASK (100)		MSPAS87003	05/20/2020	200665	120.00	
001	STAPLES BUSINESS ADVANTAGE DEPT ATL	202421	06/16/2020	06/10/2020			823.68	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-045-500	LEXMARK 501H HY TONER		3447230835	05/20/2020	200681	157.10	
	001-045-500	HP 950XL BLACK CARTRIDGE (2)		3447230835	05/20/2020	200681	73.38	
	001-045-500	HP 951XL YELLOW CARTRIDGE		3447230835	05/20/2020	200681	27.13	
	001-045-500	HP 951XL CYAN CARTRIDGE		3447230835	05/20/2020	200681	27.13	
	001-045-500	SWINGLINE OPTIMA STAPLER		3447230835	05/20/2020	200681	28.23	
	001-090-500	THERMAL POUCHES 100PK		3447230836	05/20/2020	200682	27.09	
	001-090-500	HP 64XL BLACK INK CART		3447230836	05/20/2020	200682	41.96	
	001-090-500	HP 64XL TRI-COLOR INK CART		3447230836	05/20/2020	200682	46.01	
	001-090-500	HP 305A BLACK TONER CART		3447230836	05/20/2020	200682	71.66	
	001-090-500	HP 305A 3PK CYN/MAG/YEL TONER		3447230836	05/20/2020	200682	323.99	
001	WARING OIL COMPANY LLC	202425	06/16/2020	06/10/2020			1,580.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-525	1000 GALS 87 UNL FUEL		001867036	06/02/2020	200722	1,580.00	
001	ECONOMY BOOTS SALES & SERVICE	202430	06/16/2020	06/10/2020			295.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-535	THOROGOOD WORK BOOT: JONES		19369	03/18/2020	200523	195.00	
	001-100-535	SZ DUTY BOOTS: BAXTER		18447	12/03/2019	200192	100.00	
001	JERRY LEE'S	202431	06/16/2020	06/10/2020			180.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-559	CS NIAGARA BOTTLED WATER (72)		R0007	06/03/2020	200734	180.00	
001	PERKINS TIRE & POLARIS	202432	06/16/2020	06/10/2020			289.65	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	BUSHING ARM (16): POLARIS		34237	05/27/2020	200702	55.84	
	001-170-639	CABLE-SHIFT		34099	05/20/2020	200687	126.89	
	001-170-639	BUSHING ARM (8)		34140	05/21/2020	200689	27.92	
	001-170-639	SCR-HXFRL-M10X1.25X95 (4)		34140	05/21/2020	200689	31.16	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	PERKINS TIRE & POLARIS	202432	06/16/2020	06/10/2020			289.65	(CONTINUED)
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	NUT-M10X1.25, FLG (4)		34140	05/21/2020	200689		7.16
	001-170-639	SHAFT-PIVOT 73.96MM (4)		34140	05/21/2020	200689		12.76
	001-170-639	BUSHING ARM (8)		34187	05/26/2020	200698		27.92
001	STEINER SAW & MOWER	202433	06/16/2020	06/10/2020			422.32	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-559	STIHL BG86 BLOWER:SN 522275447		519135	05/22/2020	200688		211.16
	001-170-559	STIHL BG86 BLOWER:SN 522275478		519135	05/22/2020			211.16
001	SBM REPORTING LLC	202436	06/16/2020	06/11/2020			175.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-090-698	06/04/20 PLANNING MTG		MB1106	06/05/2020			175.00
FUND TOTAL	1 Claims	to	Checks	62 Total	221,610.47	Manual	Held	Total 221,610.47

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
130	PEOPLES BANK CORPORATE TRUST SERVS	202386	06/16/2020	06/10/2020			365,075.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	130-680-813	2010 GO BNDS: FINAL INT		3194	05/20/2020		10,075.00	
	130-680-812	2010 GO BNDS: FINAL PRN		3194	05/20/2020		355,000.00	
130	PEOPLES BANK CORPORATE TRUST SERVS	202387	06/16/2020	06/10/2020			44,742.28	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	130-680-813	2020 GO BOND REFI: INT		3322	05/20/2020		17,742.28	
	130-680-812	2020 GO BOND REFI: PRN		3322	05/20/2020		27,000.00	
FUND TOTAL 130 Claims	to	Checks	2 Total	409,817.28	Manual	Held	Total	409,817.28

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
157	AXON ENTERPRISE INC	202427	06/16/2020	06/10/2020			1,552.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	157-100-799	X26 25'TASER CARTRIDGE (50)		SI-1660393	05/27/2020	200694		1,552.50
FUND TOTAL 157 Claims	to	Checks	1 Total	1,552.50	Manual	Held	Total	1,552.50

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
171	CITY ELECTRIC SUPPLY CO	202423	06/16/2020	06/10/2020			379.93	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	171-176-779	F4P F4P NOOX-X 8 (2)	PAS/065841	05/28/2020	200743		26.98	
	171-176-779	3M 35-3/4X66 FT-GN (2)	PAS/065841	05/28/2020	200743		14.98	
	171-176-779	3M 35-3/4X66FT-RD (2)	PAS/065841	05/28/2020	200743		14.98	
	171-176-779	3M 35-3/4X66 FT-WH (2)	PAS/065841	05/28/2020	200743		14.98	
	171-176-779	F4P CSB 4-3 (6)	PAS/065841	05/28/2020	200743		98.40	
	171-176-779	F4P CSB 250-3 (2)	PAS/065841	05/28/2020	200743		53.04	
	171-176-779	NSI IPLD350-3 (3):SSP PEDESTAL	PAS/065841	05/28/2020	200743		156.57	
171	ENGEL ELECTRIC LLC	202426	06/16/2020	06/10/2020			5,760.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	171-176-779	REPL-INSTL ELEC PEDESTAL:LABOR	200690	06/02/2020	200690		5,760.00	
FUND TOTAL 171 Claims	to	Checks	2 Total	6,139.93	Manual	Held	Total	6,139.93

Docket of Claims
Release date from 06/16/2020 thru 06/16/2020

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
172	JACKSON-GEORGE REGIONAL LIBRARY	202342	06/16/2020	06/05/2020			3,039.36	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	172-350-650	LIBRARY SUPPORT		MAY 2020	05/20/2020			3,039.36
FUND TOTAL 172 Claims	to	Checks	1 Total	3,039.36	Manual	Held	Total	3,039.36

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
176	SINGING RIVER ELECTRIC COOPERATIVE	202319	06/16/2020	06/01/2020			1,170.62	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	176-170-631	PARK FACILITIES 76854002		05192020	05/27/2020			1,120.96
	176-170-631	HOUSE 76855002		05192020	05/27/2020			49.66
176	BELL AUTO PARTS INC	202333	06/16/2020	06/04/2020			79.99	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	176-170-639	BELT: EXMARK MOWER		D058078	05/21/2020			79.99
176	C SPIRE WIRELESS	202355	06/16/2020	06/09/2020			51.38	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	176-170-605	CELL PHONE		0030759348	05/31/2020			51.38
176	FUELMAN	202369	06/16/2020	06/09/2020			19.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	176-170-525	UNL FUEL		NP58275781	06/01/2020			19.00
176	FUELMAN	202378	06/16/2020	06/09/2020			31.27	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	176-170-525	UNL FUEL		NP58358541	06/08/2020			31.27
176	CITY ELECTRIC SUPPLY CO	202424	06/16/2020	06/10/2020			319.96	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	176-170-639	1/2" ALUM STEM 120/240V (9)		PAS/065809	05/27/2020	200697		252.00
	176-170-639	15OZ CAN SCOTHCKOTE FD		PAS/065809	05/27/2020	200697		33.49
	176-170-639	3M 33+ (2)		PAS/065809	05/27/2020	200697		12.18
	176-170-639	F4P F4P14-120 MOUNT TIE (100)		PAS/065809	05/27/2020	200697		22.29
176	J H WRIGHT & ASSOCIATES INC	202434	06/16/2020	06/10/2020			1,875.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	176-170-702	KEEN 2HP GRINDER PUMP		424136	05/28/2020	200515		1,875.00
FUND TOTAL 176 Claims		to	Checks	7 Total	3,547.22 Manual	Held	Total	3,547.22

Docket of Claims
Release date from 06/16/2020 thru 06/16/2020

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
305	ABC RENTAL INC	202429	06/16/2020	06/10/2020			168.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	305-300-721	RENTAL MANLIFT SCISSORS 25'		172510-3	06/02/2020	200709		168.00
FUND TOTAL 305 Claims	to	Checks	1 Total	168.00 Manual		Held		Total 168.00

Release date from 06/16/2020 thru 06/16/2020

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
350	CALDWELL TANKS INC	202435	06/16/2020	06/10/2020			155,898.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	350-721-707	CONSTRUCTION 98.65%		7	06/10/2020		155,898.00	
FUND TOTAL 350 Claims	to	Checks	1 Total	155,898.00	Manual	Held	Total	155,898.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
353	SEYMOUR ENGINEERING PLLC Account Number 353-722-786	202401	06/16/2020	06/10/2020	Invoice # 7637	Date 06/08/2020	P.O. 2,422.74 Amount	2,422.74
353	SEYMOUR ENGINEERING PLLC Account Number 353-726-787	202402	06/16/2020	06/10/2020	Invoice # 7638	Date 06/09/2020	P.O. 22,347.15 Amount	22,347.15
353	DNA UNDERGROUND LLC Account Number 353-722-766	202403	06/16/2020	06/10/2020	Invoice # 4	Date 06/08/2020	P.O. 2,123.13 Amount	2,123.13
353	DNA UNDERGROUND LLC Account Number 353-726-768	202404	06/16/2020	06/10/2020	Invoice # 4	Date 06/08/2020	P.O. 141,926.18 Amount	141,926.18
FUND TOTAL 353 Claims to		Checks	4 Total	168,819.20	Manual	Held	Total	168,819.20

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	CABLE ONE INC	202290	06/16/2020	06/01/2020			71.41	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	JUN 2020: #107663106		05162020	05/23/2020			71.41
400	JACKSON COUNTY UTILITY AUTHORITY	202309	06/16/2020	06/01/2020			200,859.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-668	JUN 2020 TREATMENT CHGS		752	06/01/2020			190,128.00
	400-651-668	FY 2019 ACTUAL FLOW ADJ		752	06/01/2020			10,731.00
400	CLEARWATER SOLUTIONS LLC	202310	06/16/2020	06/01/2020			170,690.75	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-672	MAY 2020 OPERATION FEE		GAUTIER090	06/01/2020			170,690.75
400	TYLER TECHNOLOGIES INC	202315	06/16/2020	06/01/2020			32,703.90	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	07/20-06/21 TYLER U MAINT		025-296143	06/01/2020			1,500.00
	400-650-698	07/20-06/21 INCODE USER FEES		025-296143	06/01/2020			6,804.00
	400-650-698	07/20-06/21 INCODE SUBS FEE		025-296143	06/01/2020			24,399.90
400	SINGING RIVER ELECTRIC COOPERATIVE	202317	06/16/2020	06/01/2020			7,780.85	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-631	IONIZATION PLANT 99216002		05182020	05/26/2020			221.61
	400-651-631	LIFT STATIONS 17882		05182020	05/26/2020			2,276.31
	400-651-631	WATER WELLS 17882		05182020	05/26/2020			3,707.38
	400-651-631	CITY HALL SOUTH 17882		05182020	05/26/2020			1,575.55
400	SINGING RIVER ELECTRIC COOPERATIVE	202318	06/16/2020	06/01/2020			3,667.96	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-631	LIFT STNS 17875		05192020	05/27/2020			214.87
	400-651-631	LIFT STNS 17883		05192020	05/27/2020			1,836.18
	400-651-631	LIFT STNS 17884		05192020	05/27/2020			1,616.91
400	LOWES HOME CENTERS INC	202330	06/16/2020	06/03/2020			14.17	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-559	GORILLA TAPE (2),2CT DUCK TAPE		901974	05/12/2020			14.17
400	COMM-TECH SOLUTIONS INC	202353	06/16/2020	06/09/2020			112.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	PHONE EXT INSTALL: R MORGAN		16614	05/29/2020			112.50
400	FUELMAN	202371	06/16/2020	06/09/2020			79.05	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-525	UNL FUEL		NP58275781	06/01/2020			79.05
400	FUELMAN	202379	06/16/2020	06/09/2020			94.13	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-525	UNL FUEL		NP58358541	06/08/2020			94.13

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	COGENT STRATEGIES LLC	202385	06/16/2020	06/10/2020			7,500.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-601	PROFESSIONAL FEES		1904	06/08/2020			7,500.00
400	REGIONS BANK	202388	06/16/2020	06/10/2020			201,613.71	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-680-818	PRN PMT: MDB BOND 2013		5703	06/02/2020			145,000.00
	400-680-819	INT PMT: MDB BOND 2013		5703	06/02/2020			58,853.13
	400-680-819	LESS AMOUNT ON DEPOSIT		5703	06/02/2020			-2,239.42
400	REGIONS BANK	202389	06/16/2020	06/10/2020			2,500.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-680-803	MDB 2013 BOND ANNUAL FEE		78560	05/28/2020			2,500.00
400	2018-2019 BOND DEBT SERVICE FUND	202390	06/16/2020	06/10/2020			34,000.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-900-950	JUN 2020: 2019 BOND DS		06012020	06/01/2020			34,000.00
400	2018-2019 BOND DEBT SERVICE FUND	202391	06/16/2020	06/10/2020			18,000.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-900-950	JUN 2020: 2018 BOND DS		06012020	06/01/2020			18,000.00
400	MISSION COMMUNICATIONS LLC	202393	06/16/2020	06/10/2020			1,126.80	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-698	RENEWAL: GLEN HEATH LS		1040665	06/04/2020			563.40
	400-651-698	RENEWAL: 17MS ION PLANT		1040666	06/04/2020			563.40
400	SOUTHERN LINC	202394	06/16/2020	06/10/2020			88.64	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	JUN 2020 SERV CHGS		10657761	06/01/2020			80.00
	400-650-698	TAXES/FEES		10657761	06/01/2020			8.64
400	SOUTHERN PIPE & SUPPLY	202416	06/16/2020	06/10/2020			1,690.08	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-581	3" MJ 45 BEND C153 (5)		3872947-00	02/26/2020	200433		254.55
	400-651-581	3" MJ TRANS ACCESS (8)		3872947-00	02/26/2020	200433		108.80
	400-651-581	3" MEGALUG PVC (16)		3872947-00	02/26/2020	200433		310.08
	400-651-581	3" MJ 45 BEND C153 (4)		4219594-00	05/29/2020	200433		203.64
	400-651-581	3" MJ TRANS ACCESS (8)		4219594-00	05/29/2020	200433		108.80
	400-651-581	3" MEGALUG PVC (11)		4219594-00	05/29/2020	200433		213.18
	400-651-581	CDT RTN:3" MJ 45 BEND C153 (5)		4219527-00	02/26/2020	200433		-254.55
	400-651-581	CDT RTN:3" MJ TRANS ACCESS (8)		4219527-00	02/26/2020	200433		-108.80
	400-651-581	CDT RTN: 3" MEGALUG PVC (16)		4219527-00	02/26/2020	200433		-310.08
	400-651-581	1 1/4 SCH 40 COUP (24)		4162400-00	05/29/2020	200532		8.64
	400-651-581	3/4 THREAD BALL VALVE (24)		4162400-00	05/29/2020	200532		284.64
	400-651-581	2" SCH 40 PVC SXS COUP (24)		4162400-00	05/29/2020	200532		13.20
	400-651-581	15" JUMBO WATER METER BOX (3)		4192067-00	05/28/2020	200685		96.72
	400-651-583	LOCKING LID RING W/COVER (2)		4189768-00	05/28/2020	200680		761.26

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	GIBSON ELECTRIC MOTOR SALES & SERV INC	202417	06/16/2020	06/10/2020			3,871.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-584	REPR SUB PUMP:ROBINSON STILL		44362	05/28/2020	200714		3,871.00
400	C & M ELECTRIC MOTOR SERVICE INC	202419	06/16/2020	06/10/2020			1,458.20	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-584	REWIND 1.5HP SUBPUMP:JSSC-1		12235	05/22/2020	200692		798.40
	400-651-584	REWIND 1.5HP SUBPUMP:JSSC-1		12235	05/22/2020	200692		659.80
400	STAPLES BUSINESS ADVANTAGE DEPT ATL	202422	06/16/2020	06/10/2020			316.80	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-559	THERMAL LAMINATOR		3447230837	05/20/2020	200684		34.89
	400-650-500	100/PK THERMAL POUCHES		3447230837	05/20/2020	200684		15.89
	400-650-500	PACKING TAPE 4PK		3447230837	05/20/2020	200684		9.39
	400-650-500	HP952XL/ HYBLK/STD 4PK		3447230837	05/20/2020	200684		113.96
	400-650-500	LEXMARK RET MS/X317		3447230837	05/20/2020	200684		82.68
	400-650-559	STEP STOOL		3447634105	05/28/2020	200701		59.99
400	MUSCO-GULFPORT 1227	202428	06/16/2020	06/10/2020			1,195.30	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-581	2" NYL 5' WIR MINODE METER(2)		0670985	05/27/2020	200678		1,195.30
FUND TOTAL 400 Claims	to	Checks	22 Total	689,434.25	Manual	Held	Total	689,434.25

Docket of Claims
Release date from 06/16/2020 thru 06/16/2020

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
404	DELTA SANITATION OF MS LLC	202334	06/16/2020	06/04/2020			105,894.36	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	404-677-693	MAY 2020 GARBAGE (6292)		0001092114	05/31/2020		105,894.36	
FUND TOTAL 404 Claims	to	Checks	1 Total	105,894.36	Manual		Held	Total 105,894.36

SUMMARY OF ALL FUNDS

FUND 1 Claims	to	Checks	62 Total	221,610.47 Manual	Held	Total	221,610.47
FUND 130 Claims	to	Checks	2 Total	409,817.28 Manual	Held	Total	409,817.28
FUND 157 Claims	to	Checks	1 Total	1,552.50 Manual	Held	Total	1,552.50
FUND 171 Claims	to	Checks	2 Total	6,139.93 Manual	Held	Total	6,139.93
FUND 172 Claims	to	Checks	1 Total	3,039.36 Manual	Held	Total	3,039.36
FUND 176 Claims	to	Checks	7 Total	3,547.22 Manual	Held	Total	3,547.22
FUND 305 Claims	to	Checks	1 Total	168.00 Manual	Held	Total	168.00
FUND 350 Claims	to	Checks	1 Total	155,898.00 Manual	Held	Total	155,898.00
FUND 353 Claims	to	Checks	4 Total	168,819.20 Manual	Held	Total	168,819.20
FUND 400 Claims	to	Checks	22 Total	689,434.25 Manual	Held	Total	689,434.25
FUND 404 Claims	to	Checks	1 Total	105,894.36 Manual	Held	Total	105,894.36
Total for all Funds			Checks 104 Total	1,765,920.57 Manual	Held	Total	1,765,920.57

CITY OF GAUTIER
Consent Agenda Item #1
Fact Sheet

Council Meeting:
Title:

June 16, 2020
Approval of minutes from the Regular Council Meeting
held June 2, 2020.

Introduced by:

Contact Person/Telephone

Cynthia Russell 497-8000 Ext. 302

Summary Explanation: Approval of minutes from the Regular Council Meeting held June 2, 2020.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract/Agreement	☐
Minutes	☒
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
								Anderson	☐
									Colledge
									☐

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
								Anderson	☐
									Colledge
									☐

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2020

WHEREAS, Miss. Code Ann. 21-15-33 requires that the minutes be adopted and approved by a majority of the members of the governing body at the next regular meeting or within thirty (30) days of the meeting they represent, whichever occurs first. Upon such approval, the minutes are valid from and after the date of the meeting; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the minutes from the Regular Council Meeting held June 2, 2020 are hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary for this purpose.

Motion was made by **BLANK** seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 16, 2020.

Tuesday
June 2, 2020
Gautier, Mississippi

BE IT REMEMBERED THAT A REGULAR MEETING of the Mayor and Members of the Council of the City of Gautier, Mississippi was held June 2, 2020 at 6:30 PM in the City Hall Municipal Building, 3330 Highway 90, Gautier Mississippi.

Those present were Mayor Phil Torjusen, Council Members Mary Martin, Richard Jackson, Casey Vaughan, Rusty Anderson, Adam Colledge. Also present were Paula Yancey, City Manager; Josh Danos, City Attorney and other concerned citizens. Present by teleconference were Councilmember Cameron George and Cynthia Russell, City Clerk.

REVISED - AGENDA
CITY OF GAUTIER, MISSISSIPPI
CITY HALL COUNCIL CHAMBERS
June 2, 2020 @ 6:30 PM

- I. Call to Order
 - 1. Prayer
 - 2. Pledge of Allegiance
- II. Agenda Order Approval
- III. Announcements
- IV. Presentation Agenda
- V. Business Agenda

- 1. Authorization to approve and submit the prioritized paving list for 2020 to the Jackson County Board of Supervisors

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
--------------------------	-----------------------	--------------------------	--	--------------------------	---	--------------------------	------

- 2. Approval for a Summary Change Order for the Robinson Still Road Water and Sewer project, approval of the final pay application in the amount of \$34,051.20, and the execution of close-out documentation

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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- 3. Creation and elimination of specified positions, and approval of the Revised Schedule of Authorized Positions

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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- 4. Approval of Docket of Claims

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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VI. Consent Agenda (All items approved in one motion)

1. Authorization is requested for retiring Police Captain Scott Wilson to purchase his duty weapon for \$1.00
2. Approval of Change Order No. 5 for the Shepard State Park Log Cabin, Phase III, project
3. Approval of minutes from Recessed Council Meeting held May 19, 2020
4. Approval of water and sewer adjustments dated June 2020 in the amount of \$27,618.22
5. **Consideration of a Resolution requesting Local and Private legislation authorizing the governing authorities of the City of Gautier, MS to impose a Special Assessment on Tenants, Owners, and Occupiers of the Singing River Mall Site in the amount of one percent (1%) of the total retail sales generated by the operations of each related to Singing River Mall Site; and for related purposes.**

VII. STUDY AGENDA

1. Discuss Citizen Comments
2. Discuss Council Comments
3. Discuss City Manager Comments
4. Discuss City Clerk Comments
5. Discuss City Attorney Comments

Recess until June 16, 2020 at 6:30 pm

www.gautier-ms.gov

Meeting was called to order by Mayor Torjusen at 6:30pm.

Councilman Vaughan made the motion to approve the agenda order with the following revisions:

1. Pull Business Agenda Item 3 – Creation and elimination of specified positions, and approval of the Revised Schedule of Authorized Positions
2. Add Consent Agenda Item 5 – Consideration of a Resolution requesting Local and Private legislation authorizing the governing authorities of the City of Gautier, MS to impose a Special Assessment of Tenants, Owners, Occupiers of the Singing River Mall site in the amount of one percent (1%) of the total retail sales generated by the operations of each related to Singing River Mall Site; and for related purposes.

Councilwoman Martin seconded the motion. The vote was carried unanimously.

Announcements

None

Presentation

None

Councilman Vaughan made the motion to approve and submit the prioritized paving list for 2020, as presented, to the Jackson County Board of Supervisors. Councilwoman Martin seconded the motion. The vote was carried unanimously.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 365-2020

WHEREAS, the City submits an annual prioritized paving list to the Jackson County Board of Supervisors for various resurfacing throughout the City; and

WHEREAS, the City has authority to seek such assistance from the County pursuant to Mississippi law; and

WHEREAS, the Mayor and Members of Council hereby find that submitting the attached prioritized list is in the best interests of the City; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the attached prioritized paving list for 2020 is hereby approved and the City is hereby authorized to submit the attached prioritized paving list to the Jackson County Board of Supervisors for various resurfacing throughout the City of Gautier.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Vaughan**, seconded by **Councilwoman Martin**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 2, 2020.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Ramona Morgan, Planning Technician
Date: 5/26/2020
Subject: Authorization to approve 2020 paving list.

REQUEST:

The City Manager and Project Administrator are requesting the City Council to approve and submit the attached prioritized paving list for 2020 County Paving List to Jackson County Board of Supervisors for various resurfacing throughout the City.

BACKGROUND:

The County uses their sub-contractor to perform all work.

DISCUSSION:

The attached list is prioritized based on Council's submittals of roads within each ward and assessment of those roads by Ramona Morgan using the Council's wish list as a guide. The approximate number of residents on each street was considered. Please note, at the direction of the County Road Manager, the list is very liberal and could be in excess of the funds allocated, or it could be less. The figures contained on the list are approximate estimates and could ultimately vary.

RECOMMENDATION:

The City Manager and Project Administrator recommend the City Council approve the attached prioritized paving list.

The City Council May:

1. Approve the attached prioritized paving list; or
2. Not approve the attached prioritized paving list.

ATTACHMENTS:

1. Paving list revised 2020

2020 Paving List

Budget \$386,000.00

Asphalt	Description	Length (ft)	Width (ft)	Area (sy)	Volume (Tons)	Add 15% Volume	Milling (sy)	Budget	Ward
Robinson Still Rd	1-1/2" Overlay	2575	20	5722	472.1	70.8		\$ 46,146.15	1
Dolphin - Striping of Road				0	0.0	0.0		\$ 11,703.00	1
Sandpiper	1-1/2" Overlay	1000	20	2222	183.3	27.5		\$ 17,920.83	
								\$ -	1
Dartmouth	1-1/2" Overlay	1300	24	3467	286.0	42.9		\$ 27,956.50	2
Springwood	1-1/2" Overlay	1651	24	4403	363.2	54.5		\$ 35,504.76	2
Belvidere	1-1/2" Overlay	600	15	1000	82.5	12.4		\$ 8,064.38	2
Chestwood West on South Haven Rd	1-1/2" Overlay	474	22	1159	95.6	14.3		\$ 9,343.92	2
									2
Bayou Bend Rd	1-1/2" Overlay	1,900	20	4222	348.3	52.3		\$ 34,049.58	3
Shamrock (South of 90)	1-1/2" Overlay	625	20	1389	114.6	17.2		\$ 11,200.52	3
Shaw (South of 90)	1-1/2" Overlay	240	20	533	44.0	6.6		\$ 4,301.00	3
Hoyt Dr	1-1/2" Overlay	1,137	22	2779	229.3	34.4		\$ 22,413.59	3
Norman Rd	1-1/2" Overlay	304	22	743	61.3	9.2		\$ 5,992.73	3
									3
Rue St. Germaine	1-1/2" Overlay	1117	24	2979	245.7	36.9		\$ 24,021.09	4
Glen Cove (Westgate Subdivision)	1-1/2" Overlay	695	24	1853	152.9	22.9		\$ 14,945.98	4
Huntington (North from Westgate Pkwy - W)	1-1/2" Overlay	246	24	656	54.1	8.1		\$ 5,290.23	4
Greenway (Westgate Subdivision)	1-1/2" Overlay	595	24	1587	130.9	19.6		\$ 12,795.48	4
Hillcrest (Rue De Cormant Subdivision)	1-1/2" Overlay	960	24	2560	211.2	31.7		\$ 20,644.80	4
Dahlia Drive	1-1/2" Overlay	1230	18	2460	203.0	30.4		\$ 19,838.36	5
Boulder Drive	1-1/2" Overlay	1243	18	2486	205.1	30.8		\$ 20,048.04	5
Woodville Lane (west of Martin Bluff)	1-1/2" Overlay	990	20	2200	181.5	27.2		\$ 17,741.63	5
Piney Lane	1-1/2" Overlay	900	20	2000	165.0	24.8		\$ 16,128.75	5
									5

\$85 Per Ton (Asphalt)

\$3 Per SY (Milling)

TOTAL: \$ 386,051.28



Ward 1
Ward 2
Ward 3
Ward 4
Ward 5

Councilwoman Martin made the motion to approve a Summary Change Order for the Robinson Still Road Water and Sewer project, the final pay application in the amount of \$34,051.20, and the execution of close-out documentation, as presented. Mayor Torjusen seconded the motion. The vote was carried unanimously.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 366-2020

WHEREAS, the City of Gautier annexed the Robinson Still Road area in 2002, and to that end, initiated the Robinson Still Road Project, which expands water and sewer services to the area; and

WHEREAS, the Grants and Projects Department requests City Council approval of a Summary Change Order for the Robinson Still Road Water and Sewer Project, approval of the final pay application in the amount of \$34,051.20, and approval of the execution of close-out documentation in association with the Project; and

WHEREAS, the Summary Change Order would rectify project costs and time to reflect the actual quantities, costs, and time needed to complete the project, including an increase of the total contract amount by \$600, and an increase of the contract time by 34 days; and

WHEREAS, Seymour Engineering has reviewed the Summary Change Order, Final Pay Application, and Close-Out Documentation, and recommends approval of each.

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Summary Change Order for the Robinson Still Road Water and Sewer project, the final pay application in the amount of \$34,051.20, and the execution of close-out documentation are hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary for this purpose.

Motion was made by **Councilwoman Martin**, seconded by **Mayor Torjusen**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 2, 2020.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Stennett, Grants Administrator
Date: 5/26/2020
Subject: Robinson Still Road Water and Sewer — Summary Change Order, Final Pay Application and Close-Out Documentation

REQUEST:

The Grants and Projects Department requests City Council authorization for a Summary Change Order for the Robinson Still Road Water and Sewer project, approval of the final pay application in the amount of \$34,051.20, and execution of close-out documentation.

BACKGROUND:

The City of Gautier annexed the Robinson Still Road area in 2002. This project expands water and sewer services to the area. The project is funded through the revenue bond.

DISCUSSION:

The Summary Change Order would rectify project costs and time to reflect the actual quantities, costs, and time needed to complete the project. It would increase the total contract amount by \$600 and increase the contract time by 34 days. The new contract amount would be \$218,112.

Seymour Engineering has reviewed the change order and recommends approval.

Close-out documentation includes a substantial completion dated May 26, 2020. Project completion and final inspection were delayed due to COVID-19.

RECOMMENDATION:

The Grants and Projects Department recommends that City Council authorize the Summary Change Order, approve the final pay application in the amount of \$34,051.20, and allow execution of close-out documentation as presented.

The City Council may:

- 1) Authorize the Summary Change Order, approve the final pay application in the amount of \$34,051.20, and authorize execution of close-out documentation, as presented; or
- 2) Not authorize the Summary Change Order, the final pay application, or the execution of close-out documentation, as presented.

ATTACHMENTS:

1. 200527 Closeout Package for Robinson Still Road Water and Sewer



Civil Engineers & Professional Land Surveyors

May 26, 2020

April Stennett
Grants and Projects Director
3330 US Highway 90
Gautier, MS 39553

RE: Closeout Package, Robinson Still Road Water and Sewer Project, Hudson Contracting, Inc.

Dear Ms. Stennett,

At this time, all items required by the Contract Documents for this project have been completed. With that said, I request that the City Council consider approval of the following items (each requiring separate approval):

1. Substantial Completion dated May 26, 2020 – I have enclosed the Substantial Completion Certificate that details the conditions. This document reflects the actual time of completion for the project. Completion and final inspection of the project was delayed due to the COVID-19 virus. This date is the actual date of completion based on the date the substantial completion walk-through was performed. I recommend that the Council approve this Substantial Completion and execute as such.
2. Change Order #2 (Summary Change Order) – This change order rectifies the project costs and time to reflect the actual quantities, costs, and time needed to complete the project. It increases the Contract total cost by \$600 and increases the Contract time by 34 days. These increases are detailed on the Change Order summary, which I have enclosed. I have reviewed this Change Order and find that it is in order, and therefore, recommend that the Council approve this Change Order #2.
3. Pay Application #5 (Final Pay Application / Releasing of Retainage) – The Substantial Completion walk-through yielded no pay items and all items required by the Contract Documents are satisfied at this time. In addition, the Contractor provided the required waivers including a Consent of Surety to Final Payment, Affidavit of Release of Liens, and a letter of the 1-year warranty regarding defects in workmanship and materials. I have reviewed these items and it is now appropriate to release retainage and pay the Contractor in the amount they have requested. Therefore, I recommend that the Council pay Hudson Contracting, Inc. in the amount of \$34,051.20.

Approval of these items will effectively release the Contractor from the construction contract with the City. If you have any questions, please do not hesitate to contact me.

Respectfully,
SEYMOUR ENGINEERING

Durlon Reed Bryant, P.E.
Project Manager

Enclosures: Substantial Completion Certificate
Change Order #2
Pay Application #5 (final)
Contractor's Consent of Surety to Final Payment
Contractor's Affidavit of Release of Liens
Contractor's Letter of Warranty

Certificate of Substantial Completion

Project: Robinson Still Road Water & Sewer	Owner: City of Gautier	Owner's Contract No.:
Contract: Robinson Still Road Water & Sewer		Date of Contract: 11-19-2019
Contractor: Hudson Contracting, Inc., P.O. Box 30, Waynesboro, MS 39367		Engineer's Project No.: 18-066.02

This tentative [definitive] Certificate of Substantial Completion applies to:

- ☒ All Work under the Contract Documents: ☐ The following specified portions:
May 26, 2020

Date of Substantial Completion

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor and Engineer, and found to be substantially complete. The Date of Substantial Completion of the Project or portion thereof designated above is hereby declared and is also the date of commencement of applicable warranties required by the Contract Documents, except as stated below.

A definitive list of items to be completed or corrected is attached hereto. This list may not be all-inclusive, and the failure to include any items on such list does not alter the responsibility of the Contractor to complete all Work in accordance with the Contract Documents.

The responsibilities between OWNER and CONTRACTOR for security, operation, safety, maintenance, heat, utilities, insurance and warranties shall be as provided in the Contract Documents except as amended as follows:

- ☐ Amended Responsibilities ☒ Not Amended

Owner's Amended Responsibilities:

N/A

Contractor's Amended Responsibilities:

N/A

The following documents are attached to and made part of this Certificate:

None

This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents nor is it a release of Contractor's obligation to complete the Work in accordance with the Contract Documents.

 Executed by Engineer	May 26, 2020 Date
 Accepted by Contractor	5/26/2020 Date
Accepted by Owner	Date

CHANGE ORDER

OWNER:

The City of Gautier
3330 U.S.-90
Gautier, MS 39553

CHANGE ORDER NO.

2

DATE: May 26, 2020

CONTRACTOR:

Hudson Contracting, Incorporated
P.O. Box 30
Waynesboro, MS 39367

ENGINEER: Seymour Engineering, PLLC

PROJECT: Robinson Still Road Water
and Sewer, Gautier, MS

SUMMARY:

This change order is the Summary Change Order that serves to contractually correct the contract amount and contract time to reflect the actual quantities installed in the field and actual time needed to complete the project.

This change order increases the contract amount and increases the contract time.

Due to quantity adjustments to meet actual installed field quantities, the contract amount will increase by \$600.

The project was substantially complete as of May 26, 2020. With that said, the contract time will increase by 34 days.

THE CONTRACT IS AMENDED AS SHOWN BELOW:

(Not valid until executed by the Owner, Engineer, and Contractor)

The original Contract Sum:	\$216,910.00
Net Change by previously authorized Change Orders:	\$602.00
The Contract Sum prior to this Change Order was:	\$217,512.00
The Contract Sum will now Change (+):	\$600.00
The New Contract Sum including this Change Order will be:	\$218,112.00

The original Contract Time:	3/18/2019
Net Change by previously authorized Change Orders:	35
The Date of Substantial Completion prior to this Change Order:	4/22/2019
The Contract Time will now Change by (+) days:	34
The New Date of Substantial Completion will be:	5/26/2019

CONTRACTOR:

By: [Signature]
Date: 5/26/2020

ENGINEER:

By: [Signature]
Date: 5/26/2020

OWNER:

By: _____
Date: _____

APPLICATION FOR PAYMENT NO.: 5 (FINAL)

PROJECT: ROBINSON STILL ROAD WATER AND SEWER
 OWNER: CITY OF GAUTIER, MISSISSIPPI
 CONTRACTOR: HUDSON CONTRACTING, INC.
 ENGINEER: SEYMOUR ENGINEERING
 PROJECT NO. 18-066.02

	TOTAL CONTRACT COST	EARNED THIS PERIOD	EARNED TO DATE	PERCENT COMPLETE
SEE WORKSHEET (ATTACHMENT A).....	\$218,112.00	\$58,725.00	\$218,112.00	
TOTALS:	\$218,112.00	\$58,725.00	\$218,112.00	100.00%

WORK PERIOD ENDING.....	15-May-20	
APPLICATION DATED.....	5/15/2020	
WORKING DAYS THIS PERIOD.....	28	
WORKING DAYS TO DATE.....	120	
CONTRACT TIME.....	120	
NOTICE TO PROCEED DATE.....	12/19/2019	
SUBSTANTIAL COMPLETION DATE.....	4/19/2020	

TOTAL EARNED TO DATE.....	\$218,112.00
TOTAL CONTRACT.....	\$218,112.00
PERCENT COMPLETE.....	100.00%
PERCENT OF TIME ELAPSED....	100.00%
AMOUNT DUE THIS APPLICATION.....	\$ 34,051.20

Contractor's Certification: The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract, referred to above have been applied to discharge in full all obligations of CONTRACTOR incurred in connection with Work covered by prior Applications for Payment numbered 0 through 0, inclusive; and (2) title to all materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to OWNER at time of payment, free and clear of all liens, claims, security interests, and encumbrances (except such as covered by Bond acceptable to OWNER).

ACCEPTED:
 (CONTRACTOR) *[Signature]*
 BY: *[Signature]* DATED: 5/26/2020

PAYMENT OF THE AMOUNT DUE THIS APPLICATION IS RECOMMENDED.
 (ENGINEER)
 BY: *[Signature]* DATED: 5/26/2020

* NOTE: An on-site observation of the work has been performed, and to the best of my knowledge and information, the work approved for payment has been performed in general compliance with the plans and specifications.

APPLICATION FOR PAYMENT NUMBER 5 (FINAL)				ROBINSON STILL ROAD WATER & SEWER				WORKSHEET ATTACHMENT A			
OWNER:	CITY OF GAUTIER, MS.			Project No. 18-066.02							
CONTRACTOR:	HUDSON CONTRACTING, INC.										
PAY ITEM NUMBER	DESCRIPTION OF PAY ITEM	UNIT	CONTRACT QUANTITY	CONTRACT UNIT COST	CONTRACT COST	PREV	CURR	TOTAL	EARNED CURRENT	TO DATE	ITEM % COMP
1	MOBILIZATION	LS	1	\$ 45,000.00	\$ 45,000.00	1	0	1	0.00	45,000.00	100.00%
2	CLEARING AND GRUBBING	LS	1	\$ 1,500.00	\$ 1,500.00	1	0	1	0.00	1,500.00	100.00%
3	CONNECT 2" PVC SEWER FORCE MAIN TO EXISTING MH	LS	1	\$ 1,500.00	\$ 1,500.00	1	0	1	0.00	1,500.00	100.00%
4	REMOVAL OF PAVEMENT (ALL TYPES AND THICKNESSES)	SY	0	\$ 5.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
5	SAW CUT PAVEMENT (ALL TYPES AND THICKNESSES)	LF	0	\$ 3.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
6	DEWATERING	LF	0	\$ 3.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
7	UNDERCUT EXCAVATION (PM)	CY	0	\$ 5.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
8	SELECT BEDDING MATERIAL (PM)	CY	32	\$ 10.00	\$ 320.00	32	0	32	0.00	320.00	100.00%
9	10" WATER MAIN C900 PVC	LF	2,180	\$ 28.00	\$ 61,040.00	2180	0	2180	0.00	61,040.00	100.00%
10	10" GATE VALVE WITH BOX AND PAD	EA	1	\$ 2,500.00	\$ 2,500.00	1	0	1	0.00	2,500.00	100.00%
11	AIR RELEASE/VACUUM VALVE	EA	2	\$ 4,500.00	\$ 9,000.00	2	0	2	0.00	9,000.00	100.00%
12	1.25" SCHED 80 PVC SEWER FORCE MAIN	LF	180	\$ 8.00	\$ 1,440.00	180	0	180	0.00	1,440.00	100.00%
13	1.5" SCHED 80 PVC SEWER FORCE MAIN	LF	1,195	\$ 10.00	\$ 11,950.00	1195	0	1195	0.00	11,950.00	100.00%
14	2" SCHED 80 PVC SEWER FORCE MAIN	LF	1,120	\$ 12.00	\$ 13,440.00	1120	0	1120	0.00	13,440.00	100.00%
15	1.5" HDPE DIRECTIONAL BORE SEWER FORCE MAIN (Including all Fittings for Transition)	LF	225	\$ 15.00	\$ 3,375.00	225	0	225	0.00	3,375.00	100.00%
16	2" HDPE DIRECTIONAL BORE SEWER FORCE MAIN (Including all Fittings for Transition)	LF	120	\$ 18.00	\$ 2,160.00	120	0	120	0.00	2,160.00	100.00%

APPLICATION FOR PAYMENT NUMBER 5 (FINAL)				ROBINSON STILL ROAD WATER & SEWER				WORKSHEET			
OWNER: CITY OF GAUTIER, MS.				Project No. 18-066.02				ATTACHMENT A			
CONTRACTOR: HUDSON CONTRACTING, INC.											
PAY ITEM NUMBER	DESCRIPTION OF PAY ITEM	UNIT	CONTRACT QUANTITY	CONTRACT UNIT COST	CONTRACT COST	QUANTITIES			EARNED		ITEM % COMP
						PREV	CURR	TOTAL	CURRENT	TO DATE	
17	10" HDPE DIRECTIONAL BORED WATER MAIN (Including all Fittings for Transition)	LF	120	\$ 80.00	\$ 9,600.00	120	0	120	0.00	9,600.00	100.00%
18	FIRE HYDRANT ASSEMBLY (includes 6" Hydrant Lead, 6" Gate Valve, Box & Pad)	EA	5	\$ 4,500.00	\$ 22,500.00	5	0	5	0.00	22,500.00	100.00%
19	DUCTILE IRON FITTINGS	LB	1,302	\$ 6.00	\$ 7,812.00	1302	0	1302	0.00	7,812.00	100.00%
20	10"X 12" TAPPING SLEEVE AND VALVE	EA	1	\$ 5,500.00	\$ 5,500.00	1	0	1	0.00	5,500.00	100.00%
21	2" BLOW OFF VALVE (Including Box, etc.)	EA	2	\$ 1,275.00	\$ 2,550.00	2	0	2	0.00	2,550.00	100.00%
22	1" SINGLE WATER SERVICE ASSEMBLY (Including Service Tubing, Bore, Saddle, Corp Stop, Curb Stop, Meter Box, Meter, etc.)	EA	5	\$ 300.00	\$ 1,500.00	5	0	5	0.00	1,500.00	100.00%
23	1.25" SINGLE SEWER SERVICE ASSEMBLY (Including Service Piping, Bore, Tee, Valve, Valve Box, Check Valve, Etc.)	EA	5	\$ 300.00	\$ 1,500.00	5	0	5	0.00	1,500.00	100.00%
24	CRUSHED LIMESTONE (#57)	CY	0	\$ 50.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
25	HOT BITUMINOUS PAVEMENT (MDOT ST. 9.5 mm mix)(4" Thick)	SY	0	\$ 55.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
26	GEOGRID (Model BS 1100)	SY	0	\$ 8.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
27	SILT FENCE	LF	400	\$ 1.00	\$ 400.00	400	0	400	0.00	400.00	100.00%
28	STRAW WATILES	EA	15	\$ 15.00	\$ 225.00	15	0	15	0.00	225.00	100.00%
29	COMBINATION FERTILIZER (13-13-13)	LBS	150	\$ 1.00	\$ 150.00	150	0	150	0.00	150.00	100.00%
30	PLANT ESTABLISHMENT	AC	0.3	\$ 500.00	\$ 150.00	0.3	0	0.3	0.00	150.00	100.00%
31	SOLID SOD	SY	0.0	\$ 7.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
C.O. 1	CONNECT TWO ADDITIONAL RESIDENCE	EA	2	\$ 6,500.00	\$ 13,000.00	2	0	2	0.00	13,000.00	100.00%
TOTAL BASE BID					\$218,112.00				0.00	218,112.00	100.00%

**CONSENT OF SURETY
TO FINAL PAYMENT**

AIA Document G707

Bond No. 80C005205

OWNER	☐
ARCHITECT	☐
CONTRACTOR	☐
SURETY	☒
OTHER	☐

TO OWNER:
(Name and address)

City of Gautier
3330 Highway 90
Gautier, MS 39553

PROJECT:
(Name and address)

Robinson Still Road Water and Sewer, City of Gautier

ARCHITECT'S PROJECT NO.:

CONTRACT FOR:

CONTRACT DATED: November 19, 2019

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(Insert name and address of Surety)

The Ohio Casualty Insurance Company
175 Berkeley Street
Boston, MA 02116

, SURETY,

on bond of
(Insert name and address of Contractor)

Hudson Contracting, Inc.
P.O. Box 30
Waynesboro, MS 39070

, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the Surety of
any of its obligations to
(Insert name and address of Owner)

City of Gautier
3330 Highway 90
Gautier, MS 39553

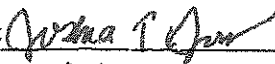
, OWNER,

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: May 26, 2020
(Insert in writing the month followed by the numeric date and year.)

The Ohio Casualty Insurance Company

(Surety)

By: 
(Signature of authorized representative)

Joshua T. Jones

Attorney-in-Fact

(Printed name and title)

Attest:
(Seal):


Gail Thomas Witness to Surety



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8202526-975175

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Joshua T. Jones; Wesley H. McCubbins; Angela Merritt; Charles F. Porter

all of the city of Ridgeland state of MS each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed hereto this 6th day of November, 2019.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 6th day of November, 2019 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 25, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 26th day of May, 2020.



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

FINAL WAIVER OF LIEN

DATED: 26-May-20

Project:	Robinson Still Rd. Water and Sewer	Owner:	City of Gautier, Ms.
Contract:		Engineer's Project No.:	18-066.02
Bidder:		Contractor:	HUDSON CONTRACTING, INC.
Bidder's Address: (send Certified Mail, Return Receipt Requested) P.O. BOX 30 WAYNESBORO, MS. 39367			

FOR VALUE RECEIVED, we hereby waive all rights and claims for lien on land and structures about to be erected, being erected, erected, altered, and to the appurtenances thereunto for the above referenced Project.

By HUDSON CONTRACTING, INC. (Contractor)

same being located in GAUTIER, MS., for all labor performed and for all material furnished for the erecting, construction, alteration or repair of said structures and appurtenances.

HUDSON CONTRACTING, INC. (Contractor)

By:

Authorized Signature

Title: Spencer D. Hudson, Jr. - President

Date:

5/26/2020

CONTRACTOR'S AFFIDAVIT

We hereby affirm that we have complied fully with the provisions and requirements of the Mississippi Statutes relative to the wage rate determination covering this project and that we have received evidence of compliance from each of our agents and subcontractors.

HUDSON CONTRACTING, INC. (Contractor)

By:

Authorized Signature

Title: Spencer D. Hudson, Jr. - President

Date:

5/26/2020

CONTRACTOR'S CERTIFICATION OF PAYMENT

We, HUDSON CONTRACTING, INC. (Contractor) do hereby certify that payments for all materials and labor on ROBINSON STILL RD. WATER & SEWER (Project) for City of Gautier, Ms. (Owner) have been made in full and that there are no outstanding bills for labor or material on the project.

HUDSON CONTRACTING, INC. (Contractor)

By:

Authorized Signature

Title: Spencer D. Hudson, Jr. - President

Date:

5/26/2020

Hudson Contracting, Inc.
Engineering & Construction

(601) 735-4731

P. O. Box 30
Waynesboro, Mississippi 39367

March 26, 2020

D. Reed Bryant P.E.
Seymour Engineering
925 Tommy Munro Dr.
Biloxi, Ms. 39532

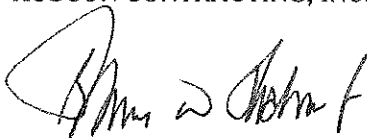
RE: City of Gautier, Mississippi
Robinson Still Road
Water and Sewer

Submitted herewith is our monthly **PARTIAL PAY ESTIMATE NO. 5 (FINAL)** on the above referenced project for the period ending **March 20, 2020.**

Trusting that the enclosed will be found in order, we remain with kindest regards.

Sincerely,

HUDSON CONTRACTING, INC.



Spencer D. Hudson, Jr.

Enclosures

APPLICATION FOR PAYMENT NO.: 5 (FINAL)

PROJECT: ROBINSON STILL ROAD WATER AND SEWER
OWNER: CITY OF GAUTIER, MISSISSIPPI
CONTRACTOR: HUDSON CONTRACTING, INC.
ENGINEER: SEYMOUR ENGINEERING
PROJECT NO. 18-066.02

	TOTAL CONTRACT COST	EARNED THIS PERIOD	EARNED TO DATE	PERCENT COMPLETE
SEE WORKSHEET (ATTACHMENT A).....	\$218,112.00	\$58,725.00	\$218,112.00	
TOTALS:	\$218,112.00	\$58,725.00	\$218,112.00	100.00%

WORK PERIOD ENDING..... 15-May-20
APPLICATION DATED..... 5/15/2020
WORKING DAYS THIS PERIOD..... 28
WORKING DAYS TO DATE..... 120
CONTRACT TIME..... 120
NOTICE TO PROCEED DATE..... 12/19/2019
SUBSTANTIAL COMPLETION DATE..... 4/19/2020

TOTAL EARNED TO DATE..... \$218,112.00
TOTAL CONTRACT..... \$218,112.00
PERCENT COMPLETE..... 100.00%
PERCENT OF TIME ELAPSED..... 100.00%

AMOUNT EARNED ON CONTRACT TO DATE..... \$ 218,112.00
MATERIALS STORED AT CLOSE OF THIS PERIOD (ATTACH. B).. \$ 0.00
GROSS AMOUNT DUE..... \$ 218,112.00
0 % RETAINAGE \$ 0.00
AMOUNT DUE TO DATE..... \$ 218,112.00
LESS PREVIOUS PAYMENTS..... \$ (184,060.80)
AMOUNT DUE THIS APPLICATION..... \$ 34,051.20

Contractor's Certification: The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied to discharge in full all obligations of CONTRACTOR incurred in connection with Work covered by prior Applications for Payment numbered 0 through 0, inclusive, and (2) title to all materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to OWNER at time of payment, free and clear of all liens, claims, security interests, and encumbrances (except such as covered by Bond acceptable to OWNER).

ACCEPTED:
(CONTRACTOR) *[Signature]*
BY: *[Signature]*
(ENGINEER)

DATED: 5/15/2020

PAYMENT OF THE AMOUNT DUE THIS APPLICATION IS RECOMMENDED.

BY: _____ DATED: _____

* NOTE: An on-site observation of the work has been performed, and to the best of my knowledge and information, the work approved for payment has been performed in general compliance with the plans and specifications.

APPLICATION FOR PAYMENT NUMBER 5 (FINAL)				ROBINSON STILL ROAD WATER & SEWER				WORKSHEET			
OWNER:		CITY OF GAUTIER, MS.		Project No. 18-066.02				ATTACHMENT A			
CONTRACTOR:		HUDSON CONTRACTING, INC.									
PAY ITEM NUMBER	DESCRIPTION OF PAY ITEM	UNIT	CONTRACT QUANTITY	CONTRACT UNIT COST	CONTRACT COST	QUANTITIES			EARNED		ITEM % COMP.
						PREV	CURR	TOTAL	CURRENT	TO DATE	
1	MOBILIZATION	LS	1	\$ 45,000.00	\$ 45,000.00	1	0	1	0.00	45,000.00	100.00%
2	CLEARING AND GRUBBING	LS	1	\$ 1,500.00	\$ 1,500.00	1	0	1	0.00	1,500.00	100.00%
3	CONNECT 2" PVC SEWER FORCE MAIN TO EXISTING MH	LS	1	\$ 1,500.00	\$ 1,500.00	1	0	1	0.00	1,500.00	100.00%
4	REMOVAL OF PAVEMENT (ALL TYPES AND THICKNESSES)	SY	0	\$ 5.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
5	SAW CUT PAVEMENT (ALL TYPES AND THICKNESSES)	LF	0	\$ 3.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
6	DEWATERING	LF	0	\$ 3.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
7	UNDERCUT EXCAVATION (PM)	CY	0	\$ 5.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
8	SELECT BEDDING MATERIAL (PM)	CY	32	\$ 10.00	\$ 320.00	32	0	32	0.00	320.00	100.00%
9	10" WATER MAIN C900 PVC	LF	2,180	\$ 28.00	\$ 61,040.00	2180	0	2180	0.00	61,040.00	100.00%
10	10" GATE VALVE WITH BOX AND PAD	EA	1	\$ 2,500.00	\$ 2,500.00	1	0	1	0.00	2,500.00	100.00%
11	AIR RELEASE/VACUUM VALVE	EA	2	\$ 4,500.00	\$ 9,000.00	2	0	2	0.00	9,000.00	100.00%
12	1.25" SCHED 80 PVC SEWER FORCE MAIN	LF	180	\$ 8.00	\$ 1,440.00	180	0	180	0.00	1,440.00	100.00%
13	1.5" SCHED 80 PVC SEWER FORCE MAIN	LF	1,195	\$ 10.00	\$ 11,950.00	1195	0	1195	0.00	11,950.00	100.00%
14	2" SCHED 80 PVC SEWER FORCE MAIN	LF	1,120	\$ 12.00	\$ 13,440.00	1120	0	1120	0.00	13,440.00	100.00%
15	1.5" HDPE DIRECTIONAL BORE SEWER FORCE MAIN (Including all Fittings for Transition)	LF	225	\$ 15.00	\$ 3,375.00	225	0	225	0.00	3,375.00	100.00%
16	2" HDPE DIRECTIONAL BORE SEWER FORCE MAIN (Including all Fittings for Transition)	LF	120	\$ 18.00	\$ 2,160.00	120	0	120	0.00	2,160.00	100.00%

APPLICATION FOR PAYMENT NUMBER 5 (FINAL)				ROBINSON STILL ROAD WATER & SEWER				WORKSHEET ATTACHMENT A			
OWNER:		CITY OF GAUTIER, MS.		Project No. 18-066.02							
CONTRACTOR:		HUDSON CONTRACTING, INC.									
PAY ITEM NUMBER	DESCRIPTION OF PAY ITEM	UNIT	CONTRACT QUANTITY	CONTRACT UNIT COST	CONTRACT COST	QUANTITIES			EARNED		ITEM %
						PREV	CURR	TOTAL	CURRENT	TO DATE	COMP.
17	10" HDPE DIRECTIONAL BORED WATER MAIN (including all fittings for Transition)	LF	120	\$ 80.00	\$ 9,600.00	120	0	120	0.00	9,600.00	100.00%
18	FIRE HYDRANT ASSEMBLY (includes 6" Hydrant Lead, 6" Gate Valve, Box & Pad)	EA	5	\$ 4,500.00	\$ 22,500.00	5	0	5	0.00	22,500.00	100.00%
19	DUCTILE IRON FITTINGS	LB	1,302	\$ 6.00	\$ 7,812.00	1302	0	1302	0.00	7,812.00	100.00%
20	10"X 12" TAPPING SLEEVE AND VALVE	EA	1	\$ 5,500.00	\$ 5,500.00	1	0	1	0.00	5,500.00	100.00%
21	2" BLOW OFF VALVE (including Box, etc.)	EA	2	\$ 1,275.00	\$ 2,550.00	2	0	2	0.00	2,550.00	100.00%
22	1" SINGLE WATER SERVICE ASSEMBLY (including Service Tubing, Bore, Saddle, Corp Stop, Curb Stop, Meter Box, Meter, etc.)	EA	5	\$ 300.00	\$ 1,500.00	5	0	5	0.00	1,500.00	100.00%
23	1.25" SINGLE SEWER SERVICE ASSEMBLY (including Service Piping, Bore, Tee, Valve, Valve Box, Check Valve, Etc.)	EA	5	\$ 300.00	\$ 1,500.00	5	0	5	0.00	1,500.00	100.00%
24	CRUSHED LIMESTONE (#57)	CY	0	\$ 50.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
25	HOT BITUMINOUS PAVEMENT (MDOT ST. 9.5 mm mix)(4" Thick)	SY	0	\$ 55.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
26	GEOGRID (Model BS 1100)	SY	0	\$ 8.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
27	SILT FENCE	LF	400	\$ 1.00	\$ 400.00	400	0	400	0.00	400.00	100.00%
28	STRAW WAFFLES	EA	15	\$ 15.00	\$ 225.00	15	0	15	0.00	225.00	100.00%
29	COMBINATION FERTILIZER (13-13-13)	LBS	150	\$ 1.00	\$ 150.00	150	0	150	0.00	150.00	100.00%
30	PLANT ESTABLISHMENT	AC	0.3	\$ 500.00	\$ 150.00	0.3	0	0.3	0.00	150.00	100.00%
31	SOLID SOD	SY	0.0	\$ 7.00	\$ -	0	0	0	0.00	0.00	#DIV/0!
C.O. 1	CONNECT TWO ADDITIONAL RESIDENCE	EA	2	\$ 6,500.00	\$ 13,000.00	2	0	2	0.00	13,000.00	100.00%
TOTAL BASE BID					\$218,112.00				0.00	218,112.00	100.00%

**CONSENT OF SURETY
TO FINAL PAYMENT**

AIA Document G707

Bond No. 80C005205

OWNER	☐
ARCHITECT	☐
CONTRACTOR	☐
SURETY	☒
OTHER	☐

TO OWNER:
(Name and address)

City of Gautier
3330 Highway 90
Gautier, MS 39553

PROJECT:
(Name and address)

Robinson Still Road Water and Sewer, City of Gautier

ARCHITECT'S PROJECT NO.:

CONTRACT FOR:

CONTRACT DATED: November 19, 2019

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(Insert name and address of Surety)

The Ohio Casualty Insurance Company
175 Berkeley Street
Boston, MA 02116

, SURETY,

on bond of
(Insert name and address of Contractor)

Hudson Contracting, Inc.
P.O. Box 30
Waynesboro, MS 39070

, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the Surety of
any of its obligations to
(Insert name and address of Owner)

City of Gautier
3330 Highway 90
Gautier, MS 39553

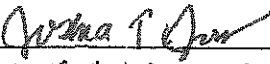
, OWNER,

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: May 26, 2020
(Insert in writing the month followed by the numeric date and year.)

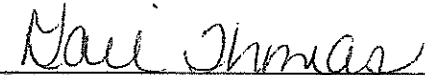
The Ohio Casualty Insurance Company

(Surety)

By: 
(Signature of authorized representative)

Joshua T. Jones Attorney-in-Fact
(Printed name and title)

Attest:
(Seal):


Gail Thomas Witness to Surety



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8202526-975175

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Joshua T. Jones; Wesley H. McCubbins; Angela Merritt; Charles F. Porter

all of the city of Ridgeland state of MS each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 6th day of November, 2019.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By:

David M. Carey
David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 6th day of November, 2019, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 25, 2021
Member, Pennsylvania Association of Notaries

By:

Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 26th day of May, 2020.



By:

Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

FINAL WAIVER OF LIEN

DATED: 26-May-20

Project: Robinson Still Rd. Water and Sewer

Owner: City of Gautier, Ms.

Contract:

Engineer's Project No.:
18-066.02

Bidder:

Contractor: HUDSON CONTRACTING, INC.

Bidder's Address: (send Certified Mail, Return Receipt Requested)

P.O. BOX 30

WAYNESBORO, MS. 39367

FOR VALUE RECEIVED, we hereby waive all rights and claims for lien on land and structures about to be erected, being erected, erected, altered, and to the appurtenances thereunto for the above referenced Project.

By HUDSON CONTRACTING, INC. (Contractor)

same being located in GAUTIER, MS., for all labor performed and for all material furnished for the erecting, construction, alteration or repair of said structures and appurtenances.

HUDSON CONTRACTING, INC. (Contractor)

By:

Authorized Signature

Title: Spencer D. Hudson, Jr. - President

Date:

5/26/2020

CONTRACTOR'S AFFIDAVIT

We hereby affirm that we have complied fully with the provisions and requirements of the Mississippi Statutes relative to the wage rate determination covering this project and that we have received evidence of compliance from each of our agents and subcontractors.

HUDSON CONTRACTING, INC. (Contractor)

By:

Authorized Signature

Title: Spencer D. Hudson, Jr. - President

Date:

5/26/2020

CONTRACTOR'S CERTIFICATION OF PAYMENT

We, HUDSON CONTRACTING, INC. (Contractor) do hereby certify that payments for all materials and labor on ROBINSON STILL RD. WATER & SEWER (Project) for City of Gautier, Ms. (Owner) have been made in full and that there are no outstanding bills for labor or material on the project.

HUDSON CONTRACTING, INC. (Contractor)

By:

Authorized Signature

Title: Spencer D. Hudson, Jr. - President

Date:

5/26/2020

LABOR AND MATERIAL WARRANTY

DATE: May 26, 2020

RE: City of Gautier, Ms.
Robinson Still Rd. Water & Sewer
Project No. 18-066.02

Hudson Contracting, Inc. hereby certifies that all work on the above-referenced project has been Completed in accordance with the Contract Documents and is not defective. If any work is found to be defective within one year of the date of Final Acceptance, we will correct it as per the Contract Documents.

Hudson Contracting, Inc.

By: 
Spencer D. Hudson, Jr. - President

Councilwoman Martin made the motion to approve the Docket of Claims, as presented, provided that all entries thereon are true, correct, properly entered and not fraudulent. Councilman Colledge seconded the motion. The vote was carried unanimously.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 367-2020

WHEREAS, Miss. Code Ann. 21-39-9 requires governing authority to review all unpaid claims and determine if there is an obligation. An obligation exists if the related materials and supplies were properly contracted for and received by the municipality; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Docket of Claims is hereby approved, provided that all entries thereon are true, correct, properly entered and not fraudulent.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilwoman Martin**, seconded by **Councilman Colledge**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 2, 2020.

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	C SPIRE WIRELESS	202199	06/02/2020	05/20/2020			558.80	
	Account Number 001-100-605	Description POLICE CELLS		Invoice # 0032680896	Date 04/12/2020	P.O.	Amount	558.80
001	AT&T GLOBAL NETWORK SERVS LLC	202201	06/02/2020	05/20/2020			229.64	
	Account Number 001-100-699	Description NCIC EQUIPMENT CHARGES		Invoice # GH28706	Date 05/01/2020	P.O.	Amount	229.64
001	CABLE ONE INC	202202	06/02/2020	05/20/2020			62.38	
	Account Number 001-100-699	Description MAY CABLE BOX: #118476316		Invoice # 05012020	Date 05/08/2020	P.O.	Amount	62.38
001	CABLE ONE INC	202203	06/02/2020	05/20/2020			205.12	
	Account Number 001-100-699	Description MAY 2020: #107718371		Invoice # 05012020	Date 05/08/2020	P.O.	Amount	205.12
001	AT&T	202205	06/02/2020	05/21/2020			277.39	
	Account Number 001-092-605	Description MONTHLY SERVICE		Invoice # 2284972172	Date 05/14/2020	P.O.	Amount	277.39
001	AT&T	202208	06/02/2020	05/21/2020			33.25	
	Account Number 001-100-699	Description NCIC TELECOM		Invoice # 2284970262	Date 04/14/2020	P.O.	Amount	33.25
001	AT&T	202209	06/02/2020	05/21/2020			164.42	
	Account Number 001-092-605	Description MONTHLY SERVICE		Invoice # 2284977070	Date 04/14/2020	P.O.	Amount	164.42
001	SECURE NETWORKS LLC	202221	06/02/2020	05/26/2020			594.00	
	Account Number 001-100-699	Description DELL ON SITE SUPPT: SERVER		Invoice # 4182	Date 05/14/2020	P.O.	Amount	594.00
001	FUELMAN	202223	06/02/2020	05/26/2020			1,433.49	
	Account Number 001-090-525	Description UNL FUEL		Invoice # NP58230044	Date 05/18/2020	P.O.	Amount	27.27
	001-100-525	UNL FUEL		NP58230044	05/18/2020			1,219.09
	001-161-525	UNL & DSL FUEL		NP58230044	05/18/2020			187.13
001	FUELMAN	202227	06/02/2020	05/26/2020			1,803.61	
	Account Number 001-090-525	Description UNL FUEL		Invoice # NP58256603	Date 05/25/2020	P.O.	Amount	28.37
	001-100-525	UNL FUEL		NP58256603	05/25/2020			1,572.87
	001-161-525	DSL FUEL		NP58256603	05/25/2020			84.62
	001-170-525	UNL FUEL		NP58256603	05/25/2020			117.75
001	APOSTC LAW ENFORCEMENT ACADEMY	202228	06/02/2020	05/26/2020			500.00	
	Account Number 001-100-681	Description FTO CRS: WALKER,A		Invoice # 1468	Date 01/22/2020	P.O.	Amount	100.00
	001-100-681	FTO CRS: SEYMOUR,D		1468	01/22/2020			100.00
	001-100-681	PATROL SUP CRS: HOGGARD,C		1470	01/28/2020			100.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	APOSTC LAW ENFORCEMENT ACADEMY	202228	06/02/2020	05/26/2020			500.00	(CONTINUED)
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-681	PATROL SUP CRS: WILLIAMS, T		1471	01/29/2020			100.00
	001-100-681	PATROL SUP CRS: BLEVINS, S		1471	01/29/2020			100.00
001	SOUTHERN TIRE MART LLC DEPT 143	202229	06/02/2020	05/26/2020			134.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	TIRE REPAIR: BACKHOE		2500038704	05/18/2020			134.00
001	CLYDE C SCOTT INSURANCE AGENCY INC	202230	06/02/2020	05/26/2020			1,750.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-625	SURETY RENEW: TORJUSEN		36134	05/05/2020			250.00
	001-092-625	SURETY RENEW: COLLEDGE		36135	05/05/2020			250.00
	001-092-625	SURETY RENEW: MARTIN		36136	05/05/2020			250.00
	001-092-625	SURETY RENEW: GEORGE		36137	05/05/2020			250.00
	001-092-625	SURETY RENEW: JACKSON		36138	05/05/2020			250.00
	001-092-625	SURETY RENEW: VAUGHAN		36139	05/05/2020			250.00
	001-092-625	SURETY RENEW: ANDERSON		36140	05/05/2020			250.00
001	AT&T	202231	06/02/2020	05/26/2020			2,413.27	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-605	MONTHLY SERVICE		2284978000	05/14/2020			2,413.27
001	GLOBALSTAR	202234	06/02/2020	05/26/2020			85.83	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-605	MONTHLY SERVICE		0001543387	05/16/2020			85.83
001	DELTA COMPUTER SYSTEMS INC	202235	06/02/2020	05/26/2020			20.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	JUN 2020 VOTER REG SW MAINT		MNHR001844	05/20/2020			20.00
001	SINGING RIVER ELECTRIC COOPERATIVE	202244	06/02/2020	05/27/2020			602.79	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-631	BROWN FD 95237002		05152020	05/21/2020			227.45
	001-161-631	MARTIN BLUFF FD 58380001		05172020	05/22/2020			223.78
	001-201-629	SIGNAL LIGHTS 17546		05172020	05/22/2020			33.59
	001-092-631	CITY LIMIT SIGN 17546		05172020	05/22/2020			27.28
	001-100-631	MBLUFF SUB STN 58521002		05172020	05/22/2020			90.69
001	ACTION PRINTING CENTER INC	202246	06/02/2020	05/27/2020			58.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-001-615	BUSINESS CARD (250): MAYOR		99339	05/18/2020	200658		58.50
001	INTERNATIONAL PERSONNEL MANAGEMENT ASSOC	202248	06/02/2020	05/27/2020			177.65	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-604	PO-EL 102 (TIP) TEST (6)		5245P8H5G2	05/06/2020	200622		85.50
	001-100-604	ADMIN FEE		5245P8H5G2	05/06/2020	200622		92.15
001	GULF COAST BUSINESS SUPPLY CO	202249	06/02/2020	05/27/2020			246.35	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-510	SM NITRIL GLOVES 100/BX (2)		206975	05/07/2020	200652		13.90
	001-092-510	MED NITRIL GLOVES 100/BX (2)		206975	05/07/2020	200652		13.90
	001-092-510	GEL HAND SANITIZER 16.9OZ (4)		206975.1	05/11/2020	200652		59.80

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	GULF COAST BUSINESS SUPPLY CO	202249	06/02/2020	05/27/2020			246.35	(CONTINUED)
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-510	DISINFECTANT LYSOL SPRAY (10)	206975.2	05/14/2020	200652		49.50	
	001-092-510	XL NITRIL GLOVES (5)	206975.2	05/14/2020	200652		39.75	
	001-092-510	LRG NITRIL GLOVES 100/BX (10)	206975.3	05/18/2020	200652		69.50	
001	GULF COAST ARMY NAVY STORE	202251	06/02/2020	05/27/2020			227.80	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-535	KHAKI BDU PANT (4): THOMAS, B	484766	05/20/2020	200675		227.80	
001	ALLISTON'S SCREEN PRINTING	202254	06/02/2020	05/27/2020			119.75	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-559	WHITE T-SHIRT (5): THOMAS	13588	05/13/2020	200654		32.50	
	001-100-559	NAVY T-SHIRT (5): THOMAS	13588	05/13/2020	200654		32.50	
	001-100-559	NAVY GYM SHORTS (3): THOMAS	13588	05/13/2020	200654		24.75	
	001-100-559	NAVY SWEAT SET W/NAME: THOMAS	13588	05/13/2020	200654		30.00	
001	SECURE NETWORKS LLC	202255	06/02/2020	05/27/2020			1,955.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-704	15" LAPTOP WINDOWS 10	4190	05/20/2020	200669		933.00	
	001-092-704	ADOBE ACROBAT	4190	05/20/2020	200669		352.00	
	001-092-704	MS HOME & BUSINESS 2019	4190	05/20/2020	200669		293.00	
	001-092-704	SHIPPING	4190	05/20/2020	200669		25.00	
	001-040-559	ADOBE ACROBAT	4188	05/21/2020	200668		352.00	
001	STAPLES BUSINESS ADVANTAGE DEPT ATL	202257	06/02/2020	05/27/2020			32.66	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-040-500	8.5X11 CARD STOCK 250/PK (3)	3446888105	05/14/2020	200667		23.46	
	001-045-500	STAPLER	3446888105	05/14/2020	200667		9.20	
001	BARNEYS POLICE AND HUNTING SUPPLIES	202258	06/02/2020	05/27/2020			1,952.63	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-559	FS1007139 EVID MARKER A-Z (4)	33849	05/05/2020	200623		229.96	
	001-100-559	SHIPPING	33849	05/05/2020	200623		15.00	
	001-100-559	SAF7520 HOLSTER TASER LH (4)	33913	05/14/2020	200623		303.96	
	001-100-559	SAF38 HOLDER OC MK3 (5)	33977	05/26/2020	200673		164.95	
	001-100-559	PHC4710 CUFF NICKEL FINISH (5)	33977	05/26/2020	200673		149.95	
	001-100-559	SAF190 CASE CUFF STD (5)	33977	05/26/2020	200673		204.95	
	001-100-559	SAF62 BELT KEEPER 4PK (5)	33977	05/26/2020	200673		114.95	
	001-100-559	SAF99 INNER BELT 38-42 (2)	33977	05/26/2020	200673		71.98	
	001-100-559	SAF6360 HOLSTER GLK 22 RH (5)	33977	05/26/2020	200673		624.95	
	001-100-559	SAF99 INNER BELT MED 34-36 (2)	33977	05/26/2020	200673		71.98	
001	CUPIT SIGNS INC	202259	06/02/2020	05/27/2020			300.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-565	24X18 SIGN (25):COVID 19 PROC	32196A	05/13/2020	200664		300.00	
001	THE GULF COMPANIES INC	202260	06/02/2020	05/27/2020			250.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-201-559	33GAL HD CAN LINER 100/CS (5)	0925858-IN	03/25/2020	200536		125.00	
	001-201-559	33GAL HD CAN LINER 100/CS (5)	0928103-IN	05/21/2020	200676		125.00	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	PROFESSIONAL SOLUTIONS USA INC	202261	06/02/2020	05/27/2020			530.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-620	PRINT MAR 2020 NEWSLTR (6750)		381235	03/09/2020	200450		530.00
001	MS FIRE ACADEMY	202263	06/02/2020	05/27/2020			260.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-681	RETEST FIRE SAFE OFCR: HILL		28125	05/26/2020	200524		65.00
	001-161-681	RETEST FIRE SAFE OFCR: JAY		28125	05/26/2020	200524		65.00
	001-161-681	RETEST FIRE SAFE OFCR: LATCH		28125	05/26/2020	200524		65.00
	001-161-681	RETEST FIRE SAFE OFCR: LORENZO		28125	05/26/2020	200524		65.00
001	CLYDE C SCOTT INSURANCE AGENCY INC	202276	06/02/2020	05/27/2020			6,255.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-625	SURETY BOND RENEWAL		37190	05/21/2020			6,255.00
FUND TOTAL	1 Claims	to	Checks	30 Total	23,233.33	Manual	Held	Total 23,233.33

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
176	AD2 INC	202200	06/02/2020	05/20/2020			501.50	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-699	HOSTING FEE MAY 2020	3622	05/15/2020			36.50	
	176-170-699	SHOPPING CART	3622	05/15/2020			115.00	
	176-170-699	WEB SITE MAINT:4/15-5/14/2020	3622	05/15/2020			350.00	
176	AT&T	202206	06/02/2020	05/21/2020			52.05	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-605	MAY 2020: SSP INTERNET	285615432	05/11/2020			52.05	
176	AT&T	202207	06/02/2020	05/21/2020			175.41	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-605	MONTHLY SERVICE	2284972244	05/14/2020			175.41	
176	FUELMAN	202224	06/02/2020	05/26/2020			19.20	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-525	UNL FUEL	NP58230044	05/18/2020			19.20	
FUND TOTAL 176 Claims	to	Checks	4 Total	748.16	Manual	Held	Total	748.16

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
303	MICHAEL BAKER INTERNATIONAL Account Number 303-301-603	202237	06/02/2020	05/26/2020			3,435.61	
		Description DESIGN SERVICES		Invoice # 1083169	Date 05/13/2020	P.O.	Amount	
								3,435.61
FUND TOTAL 303 Claims	to	Checks	1 Total	3,435.61	Manual	Held	Total	3,435.61

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
304	SEYMOUR ENGINEERING PLLC	202236	06/02/2020	05/26/2020			28,990.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	304-510-762	FINAL DESIGN 30%		7616	05/26/2020		28,990.00	
FUND TOTAL 304 Claims	to	Checks	1 Total	28,990.00	Manual	Held	Total	28,990.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
305	THE PEOPLES BANK	202279	06/02/2020	05/27/2020			1,000.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	305-680-803	S2019 BOND ACCT #1613		3852	04/27/2020			1,000.00
FUND TOTAL 305 Claims	to	Checks	1 Total	1,000.00	Manual		Held	Total 1,000.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
306	DAVID RUSH CONSTRUCTION LLC	202277	06/02/2020	05/27/2020			27,231.29	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	306-176-721	RENOVATION 92.62%		005	05/26/2020			27,231.29
FUND TOTAL 306 Claims	to	Checks	1 Total	27,231.29	Manual	Held	Total	27,231.29

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
355	WAGGONER ENGINEERING INC	202240	06/02/2020	05/26/2020			13,600.32	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	355-723-762	DESIGN: WTR SUPPLY & TRMT		36893	05/08/2020			13,600.32
FUND TOTAL 355 Claims	to	Checks	1 Total	13,600.32	Manual	Held	Total	13,600.32

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
360	SEYMOUR ENGINEERING PLLC	202238	06/02/2020	05/26/2020			14,986.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	360-726-787	MDEQ PROJECT MANAGER 60%		7617	05/26/2020			2,500.00
	360-726-762	ENGINEERING DESIGN 80%		7617	05/26/2020			12,486.50
FUND TOTAL 360 Claims	to	Checks	1 Total	14,986.50	Manual	Held	Total	14,986.50

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	CITY OF GAUTIER	202195	06/02/2020	05/18/2020			43,427.11	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-680-821	ST LNS #3 90/57 SWR	05112020	05/11/2020			7,877.45	
	400-680-822	ST LNS #4 90/57 WTR	05112020	05/11/2020			10,948.67	
	400-680-822	ST LNS #4 90/57 SWR	05112020	05/11/2020			9,019.22	
	400-680-823	ST LNS #5 ALLEN RD	05112020	05/11/2020			2,149.95	
	400-680-824	ST LNS #6 OLD SPAN TR	05112020	05/11/2020			3,765.83	
	400-680-825	ST LNS #7 OLD SPAN TR	05112020	05/11/2020			9,665.99	
400	CITY OF GAUTIER	202198	06/02/2020	05/19/2020			257,523.98	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-000-104	MAR 2020 GARBAGE PMTS	03312020	03/31/2020			127,579.05	
	400-000-104	APR 2020 GARBAGE PMTS	04302020	04/30/2020			129,944.93	
400	ANSER	202204	06/02/2020	05/20/2020			426.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-698	BASE RATE: 5/13/20-6/9/20	277-051320	05/13/2020			426.00	
400	AT&T	202210	06/02/2020	05/21/2020			245.25	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-605	MONTHLY SERVICE	2284975234	05/14/2020			245.25	
400	SINGING RIVER ELECTRIC COOPERATIVE	202216	06/02/2020	05/26/2020			1,868.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-651-631	LIFT STATIONS 20649	05152020	05/21/2020			751.98	
	400-651-631	LIFT STATIONS 28779	05152020	05/21/2020			91.05	
	400-651-631	SCHOONER WELL 20688	05122020	05/19/2020			845.24	
	400-651-631	LIFT STATIONS 20688	05122020	05/19/2020			179.73	
400	SECURE NETWORKS LLC	202222	06/02/2020	05/26/2020			1,244.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-698	1 YR MAINT: BARRACUDA B-UP	4180	05/14/2020			567.00	
	400-650-698	1 YR UNLIM CLOUD STORAGE	4180	05/14/2020			677.00	
400	FUELMAN	202225	06/02/2020	05/26/2020			33.04	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-525	UNL FUEL	NP58230044	05/18/2020			33.04	
400	FUELMAN	202226	06/02/2020	05/26/2020			92.45	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-525	UNL FUEL	NP58256603	05/25/2020			92.45	
400	SEYMOUR ENGINEERING PLLC	202239	06/02/2020	05/26/2020			100.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-603	REV FLOW MONITOR:ROBERTSDALE	7618	05/26/2020			100.00	
400	ARISTA INFORMATION SYSTEMS INC	202241	06/02/2020	05/26/2020			3,243.42	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-698	APR 2020 STATEMENTS	29684	05/12/2020			1,243.42	
	400-650-698	APR 2020 STATEMENTS	1425202004	05/12/2020			2,000.00	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	MISSION COMMUNICATIONS LLC	202242	06/02/2020	05/26/2020			7,642.80	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-651-698	RENEWAL: HAVILL PUMP STN	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: OAK ST PUMP STN	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: MARINA DR PUMP STN	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: 18MIS22497	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: SEAGRAPE PUMP STN	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: LINDEN PUMP STN	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: HWY 90 NELSON	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: WESTGATE 2	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: LINDSEY LANE	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: MERIDA COVE	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: ALLEN RD PS	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: SHELL LANDING #2	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: C BYRD PS	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: RADIO RD PS	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: COBBLESTONE PS	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: ROYAL RUN PS	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: POLICE DEPT PS	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: MACKERAL PS	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: MARY ANN PS	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: SHELL LANDING 25166	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: RIVER OAKS PS	1039739	05/06/2020				347.40
	400-651-698	RENEWAL: COAST MEADOWS PS	1039739	05/06/2020				347.40
400	MUELLER CO LLC	202243	06/02/2020	05/26/2020			1,932.00	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-651-698	EZREADER SOFTWARE MAINT	4215042	05/14/2020				1,932.00
400	SINGING RIVER ELECTRIC COOPERATIVE	202245	06/02/2020	05/27/2020			5,428.45	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-651-631	LIFT STNS 89627001	05172020	05/22/2020				67.61
	400-651-631	LIFT STNS 89702001	05172020	05/22/2020				27.17
	400-651-631	LIFT STNS 17881	05172020	05/22/2020				2,419.23
	400-651-631	WATER WELLS 17881	05172020	05/22/2020				2,914.44
400	ACTION PRINTING CENTER INC	202247	06/02/2020	05/27/2020			183.25	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-650-500	WATER/SEWER APPLICATION (750)	99437	05/26/2020	200683			183.25
400	SOUTHERN PIPE & SUPPLY	202250	06/02/2020	05/27/2020			1,792.59	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-651-581	NL 3/4" PJ TEE (3)	4078018-00	04/30/2020	200602			158.55
	400-651-581	1 THRD BALL VALVE (12)	4078018-00	04/30/2020	200602			202.44
	400-651-581	NL 3/4" PJ TEE (9)	4078018-01	05/11/2020	200602			475.65
	400-651-581	MJTASLGU 6" TRANS SET L/GL (8)	4103794-00	04/30/2020	200433			108.80
	400-651-581	PVTF 3/4 SCH 40 PVC TEE (12)	4037775-00	03/31/2020	200558			2.28
	400-651-581	PVBNJ 2X1-1/4 40 PVC SXS (8)	4037775-00	03/31/2020	200558			4.56
	400-651-581	PVTH 1SCH 40 PVC SXSXS TEE(12)	4037775-00	03/31/2020	200558			4.08
	400-651-581	PV9H 1SCH 40 SXS 90 D/ELL (12)	4037775-00	03/31/2020	200558			3.12

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	SOUTHERN PIPE & SUPPLY	202250	06/02/2020	05/27/2020			1,792.59	(CONTINUED)
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-651-581	PVBHF 1X3/4 SCH 40 PVC SXS (3)	4037775-00	03/31/2020	200558		3.00	
	400-651-583	SDCU 6" 3034 PVC SW COUP (5)	4037775-00	03/31/2020	200558		24.30	
	400-651-583	SD4S 4" 3034 PVC SW 1/8 (6)	4037775-00	03/31/2020	200558		11.28	
	400-651-583	DWTU 6PVC HXHXH SAN TEE (6)	4037775-00	03/31/2020	200558		244.80	
	400-651-581	FCSBSP 4X4 CI PLASTIC CPG (12)	4148171-00	05/11/2020	200558		58.44	
	400-651-581	PVENJ 2X1-1/4 40 PVC SXS (4)	4148171-00	05/11/2020	200558		2.36	
	400-651-583	SDCU 6" 3034 PVC SW COUP P606	4148171-00	05/11/2020	200558		5.37	
	400-651-583	NHXCS 4" HD NO HUB COUP (12)	4037775-01	04/17/2020	200558		106.56	
	400-651-583	VM-7 24" MH RING,SWR COVER (2)	4037775-01	04/17/2020	200558		377.00	
400	GIBSON ELECTRIC MOTOR SALES & SERV INC	202252	06/02/2020	05/27/2020			5,103.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-651-584	REPR 7.5HP SUB PUMP: WEST PARK	44346	05/20/2020	200645		2,839.00	
	400-651-584	REPR 7.5HP 1800RPM SUB PUMP	44347	05/20/2020	200644		2,264.00	
400	CONSOLIDATED PIPE & SUPPLY	202253	06/02/2020	05/27/2020			544.50	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-651-581	1-1/2 TELESKO 702-150 GALV(4)	3701313000	05/11/2020	200656		84.00	
	400-651-581	2XC STD RED BRASS NIPL (6)	3701313000	05/11/2020	200656		60.00	
	400-651-581	2X6 STD RED BRASS NIPL (6)	3701313000	05/11/2020	200656		129.00	
	400-651-581	2X4 RED BRASS NIPL (6)	3701313001	05/12/2020	200656		93.00	
	400-651-581	2X8 STD BRASS NIPL (6)	3701313001	05/12/2020	200656		178.50	
400	SECURE NETWORKS LLC	202256	06/02/2020	05/27/2020			1,578.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-704	15" LAPTOP WINDOWS 10	4189	05/20/2020	200670		933.00	
	400-650-704	ADOBE ACROBAT	4189	05/20/2020	200670		352.00	
	400-650-704	MS HOME & BUSINESS 2019	4189	05/20/2020	200670		293.00	
400	CORE & MAIN LP	202262	06/02/2020	05/27/2020			309.16	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-651-583	2 SCH40 PVC PIPE (200FT)	M250656	05/07/2020	200612		160.00	
	400-651-583	2 PVC SCH40 45 HXH (12)	M250656	05/07/2020	200612		26.64	
	400-651-583	2X6 REP CLP (6)	M317090	05/08/2020	200612		122.52	
400	CITY OF GAUTIER	202273	06/02/2020	05/26/2020			13,082.21	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-000-104	TRX MEMA WIRE: H NATE	04152020	04/15/2020			13,082.21	
400	CITY OF GAUTIER	202275	06/02/2020	05/26/2020			69,670.29	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-000-104	TR MEMA WIRE: H NATE	05112020	05/11/2020			69,670.29	
400	PROFESSIONAL SOLUTIONS USA INC	202278	06/02/2020	05/27/2020			340.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-559	COVID-19 INSERT	381964	04/17/2020			340.00	
FUND TOTAL 400 Claims	to	Checks	22 Total	415,809.50	Manual	Held	Total	415,809.50

Release date from 06/02/2020 thru 06/02/2020

SUMMARY OF ALL FUNDS

FUND 1 Claims	to	Checks	30 Total	23,233.33 Manual	Held	Total	23,233.33
FUND 176 Claims	to	Checks	4 Total	748.16 Manual	Held	Total	748.16
FUND 303 Claims	to	Checks	1 Total	3,435.61 Manual	Held	Total	3,435.61
FUND 304 Claims	to	Checks	1 Total	28,990.00 Manual	Held	Total	28,990.00
FUND 305 Claims	to	Checks	1 Total	1,000.00 Manual	Held	Total	1,000.00
FUND 306 Claims	to	Checks	1 Total	27,231.29 Manual	Held	Total	27,231.29
FUND 355 Claims	to	Checks	1 Total	13,600.32 Manual	Held	Total	13,600.32
FUND 360 Claims	to	Checks	1 Total	14,986.50 Manual	Held	Total	14,986.50
FUND 400 Claims	to	Checks	22 Total	415,809.50 Manual	Held	Total	415,809.50
Total for all Funds				529,034.71 Manual	Held	Total	529,034.71

Councilman Jackson requested to pull Consent Agenda Item 5 for further discussion.

Councilman Colledge made the motion to approve Consent Agenda Item 1-4, as presented. Councilman Vaughan seconded the motion. The vote was carried unanimously.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 368-2020

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Consent Agenda Items 1-4 are hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Colledge**, seconded by **Councilman Vaughan**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 2, 2020.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 369-2020

WHEREAS, Captain Scott Wilson has made the decision to retire after serving the citizens of Gautier, Mississippi since 2006; and

WHEREAS, Captain Wilson wishes to purchase his duty weapon in accordance with Miss. Code Ann. 45-9-131 for the amount of \$1.00; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that retiring Police Captain Scott Wilson, of the Gautier Police Department, is hereby authorized to purchase his duty weapon, a Glock, Model 43, 9MM caliber pistol, Serial #BBYV914.

IT IS FURTHER ORDERED that the City Clerk is hereby instructed to remove the Glock, Model 43, 9MM caliber pistol, serial #BBYV914 from the City's master inventory register.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made **Councilman Colledge**, seconded by **Councilman Vaughan** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 2, 2020.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Danny Selover, Police
Date: 5/22/2020
Subject: Authorization is requested for retiring Police Captain Scott Wilson to purchase his duty weapon for \$1.00

REQUEST:

The Gautier Police Department is requesting authorization from the Mayor and Council for retired Police Captain Scott Wilson to purchase his duty weapon, a Glock, Model 43, 9MM caliber pistol, serial number BBYV914.

BACKGROUND:

In past years, the Mayor and City Council have approved the purchase of duty weapons by retiring officers for the amount of \$1.00

DISCUSSION:

Mississippi state law states that upon approval of the governing authorities of the municipality or county, a member of any municipal or county law enforcement agency who retires under any state retirement system or any state approved retirement system may be allowed to purchase as his personal property one (1) sidearm which was issued to him by the law enforcement agency from which was issued to him by the law enforcement agency from which he retired. The governing authorities of the municipality or county shall determine the amount to be paid for the firearm by the retiring member of the law enforcement agency.

RECOMMENDATION:

The Gautier Police Department recommends Mayor and Council approve the request of retired Police Captain Scott Wilson to purchase his duty weapon for the sum of \$1.00 and remove this weapon from the City of Gautier's master inventory, inventory control # 996.

ATTACHMENTS:

1. state law retired firearm

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Miss. Code Ann. § 45-9-131 (Copy w/ Cite)

Pages: 2

Miss. Code Ann. § 45-9-131

MISSISSIPPI CODE of 1972 ANNOTATED
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*** Current through HB 32, 342, 524, 669, 686, 883, 1125, and 1321, and SB 2448, 2647 and 2835, 2017 Regular Session, not including changes and corrections made by the Joint Legislative Committee on Compilation, Revision and Publication. The final official version of the statutes affected by 2017 legislation will appear on Lexis.com and Lexis Advance in September 2017. ***

TITLE 45. PUBLIC SAFETY AND GOOD ORDER
 CHAPTER 9. WEAPONS
 PURCHASE OF SIDEARMS BY RETIRING LAW ENFORCEMENT PERSONNEL

Miss. Code Ann. § 45-9-131 (2017)

§ 45-9-131. Purchase of sidearm by retiring law enforcement officer or spouse of law enforcement officer killed in line of duty

Upon approval of the governing authority of the municipality or county, a member of any municipal or county law enforcement agency who retires under any state retirement system or the spouse of a law enforcement officer who is killed in the line of duty may be allowed to purchase as his or her personal property one (1) sidearm which was issued to the law enforcement officer by the law enforcement agency from which he or she retired or by whom he or she was employed at the time of death. The governing authority of the municipality or county shall determine the amount to be paid for the firearm by the retiring member of the law enforcement agency or the spouse of the law enforcement officer.

HISTORY: SOURCES: Laws, 1995, ch. 462, § 1; Laws, 2013, ch. 381, § 1, eff from and after passage (approved Mar. 20, 2013.)

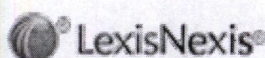
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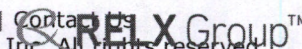
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Miss. Code Ann. § 45-9-131 (Copy w/ Cite)

Pages: 2



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There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 370-2020

WHEREAS, the City previously entered a contract with David Rush Construction, LLC to perform improvements to a two-story historic log cabin known as the “Wilson House” (hereinafter, “the Project”), which was donated to the city by Mr. Brian Britt; and

WHEREAS, Change Order No. 5 would clean the exterior logs and grout and apply one coat of sealer to help prolong the life of the logs. It would also lightly sand and apply one coat of finish to existing floors in all areas other than the lobby, which has already been sanded and finished; and

WHEREAS, the total cost of Change Order No. 5 is \$5,038.70, which would be covered in full by materials credits; and

WHEREAS, this project is being funded through Tidelands and the general obligation bond; and

WHEREAS, Goodwyn Mills Cawood has reviewed the request and recommends approval of Change Order 5, and

WHEREAS, the Mayor and Council Members find it is in the best interest of the City of Gautier to approve Change Order 5; and

WHEREAS, the Mayor and Council Members find, consistent with fact, that this change order is necessary and incidental to the completion of the work as originally bid, is commercially reasonable, is not made to circumvent the public purchasing statutes, and that the increase in costs is reasonable;

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Change Order No.5 for the Project is hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary for this purpose.

Motion was made by **Councilman Colledge**, seconded by **Councilman Vaughan**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 2, 2020.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Stennett, Grants Administrator
Date: 5/26/2020
Subject: Log Cabin Phase III — Change Order No. 5

REQUEST:

The Grants and Projects Department requests that City Council approve Change Order No. 5 for the Shepard State Park Log Cabin, Phase III, project.

BACKGROUND:

A two-story historic log cabin known as the “Wilson House” was donated to the city by Mr. Brian Britt. The building was originally constructed in the early 1920's alongside US Highway 49 in Gulfport, Mississippi. The structure was built by Walter Alfred Cox and became the homestead of Clark Wilson and his wife, Marjorie Welch Wilson. The 3,000-square-foot cabin is made of southern yellow pine logs, and has been relocated from the northeast corner of Dobson Road and Allen Road to the entrance of Shepard State Park.

Phase I of the Shepard State Park Historic Log Cabin Welcome Center included disassembly, transportation, and reassembly of the log cabin at the entrance of Shepard State Park, a new foundation for the structure, a new parking lot, sidewalks, RV dump station, etc.

Phase II's scope of work included front and back stairs, landings, guards, handrails, concrete ADA ramp, back wall construction and repairs, roof repairs, sealant, exterior doors, window glass replacements, etc.

Phase III includes the completion of the exterior repairs and all interior renovations, to include electrical, mechanical and plumbing.

DISCUSSION:

Change Order No. 5 would clean the exterior logs and grout and apply one coat of sealer to help prolong the life of the logs. It would also lightly sand and apply one coat of finish to existing floors in all areas other than the lobby, which has already been sanded and finished. This change order would not change the contract amount. The total cost is \$5,038.70, which would be covered in full by materials credits.

Goodwyn Mills Cawood has reviewed the change order and recommends approval. This project is being funded through Tidelands and the general obligation bond.

RECOMMENDATION:

The Grants and Projects Department recommends that City Council approve Change Order No. 5 for the Shepard State Park Log Cabin, Phase III, project.

The City Council may:

- 1) Approve Change Order No. 5 as presented; or
- 2) Not approve Change Order No. 5 as presented.

ATTACHMENTS:

1. COR #5

MAY 20, 2020

GMC, PPLC

11 North Water St., Suite 15250
Mobile AL 36602

City of Gautier

3330 Highway 90
Gautier MS 39553

SHEPARD PARK WELCOME CENTER PHASE III

1034 Graveline Rd., Gautier, MS 39571

REQUEST FOR CHANGE ORDER # 5

- 1) Cost to clean the exterior logs and grout. Apply one coat of Sherwin Williams Sealer in-order to help preserve the logs.

2 men 64 hrs @ \$40.00 per hr	\$2,560.00
35 % labor burden	\$ 896.00
Materials	<u>\$ 907.70</u>
Total	\$4,363.70

- 2) Cost to lightly sand existing floors in rooms 20,19,2,3,11,8,7 and put one coat of finish. (Note: in the original scope of work these floors were only to be cleaned).

A 1 Flooring	\$ 675.00
--------------	-----------

Totals	\$5,038.70
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Door Hardware credit:

The uncertainty as to when the door hardware that was spec'd and approved would be received because of the pandemic, a different hardware was submitted and approved. The cost difference in the two hardware is \$3,438.00. A credit was given back to the City of Gautier totalizing a credit of \$5,257.39.



**SHERWIN
WILLIAMS®**

Log Siding Sealer/Shepard Park

DAVID RUSH CONSTRUCTION LLC

Quote Presented By:
Dean Dixon
Sales Representative

228-326-3438
dean.a.dixon@sherwin.com

SHERWIN-WILLIAMS
214 HIGHWAY 90
WAVELAND, MS 39576 2621
(228) 467-3938

February 26, 2020



Log Siding Sealer/Shepard Park

QUOTE # 5053264

VALID FROM: FEB 12, 2020 - MAR 31, 2020

PROJECT: Log Siding Sealer/Shepard Park

Purchase Type: Annual Purchase

Description	Sales #	Rex #	Qty	Price	Extended Price
DCKBC WF STN NATURAL	100319847	SC0074204-GALLON	10	\$82.19	\$821.90
MULTI-SURFACE CLNR	650985955	650985955-GALLON	5	\$17.16	\$85.80

Total Price: \$907.70

We thank you for consideration of Sherwin-Williams products and look forward to supplying these products to you.

NOTICE: Please take notice that the quotation set forth above is not a contract and is subject to and conditioned upon approval by Sherwin-Williams. In the event such approval is not obtained, you will be provided with a revised quotation and the quotation set forth above shall be null, void and of no force or effect. The pricing and recommendations detailed in this proposal represent confidential information provided by Sherwin-Williams. We request that it not to be copied or shared with others outside your firm. Please refer to product data pages for surface prep, mixing and application instructions.

Square footage amounts were estimated or given. Coverage of materials are estimated and actual coverages may differ. These guidelines should not be used as absolutes. Sherwin-Williams cannot assume responsibility for job site conditions.

The purchase of the products set forth in this price quote is subject to The Sherwin-Williams Company Terms and Conditions of Sale, which are incorporated in full by this reference and are available at <http://careers.sherwin-williams.com/corporatesocialresponsibility/policies>. Sherwin-Williams limits acceptance of the price quote to these Terms and Conditions of Sale, and objects to any different terms in any purchase order, issuance of which indicates purchaser's acceptance of such Terms and Conditions of Sale.

Reference Pages

Data Pages

DUCKBACK®

Premium Translucent Wood Finish 275 VOC



General Description

DUCKBACK® PREMIUM TRANSLUCENT WOOD FINISH is the perfect choice for protecting exterior wood siding, log and timber framed homes, doors and trim, fencing, rails and other vertical wood surfaces. The formula may be applied to unfinished pine, cedar, redwood, fir and most softwoods. This is a superior quality, high solids exterior wood finish that is specially formulated using durable and flexible alkyd resins to provide excellent water repellency, the highest quality transparent iron oxide pigments to reflect harmful UV rays, and is formulated to inhibit the growth of mildew on the coating's surface.

Recommended Substrates

All exterior vertical wood such as siding, fences, logs, trim and doors (not for use on decking).

Tinting & Base Color Information

Natural Satin can be tinted using BAC colorant only.
Do not tint gloss.

SC 7410-NATURAL GLOSS

SC 7415-CEDAR GLOSS

SC 7420-NATURAL SATIN

SC 7425-CEDAR SATIN

SC 7429-MISSION BROWN SATIN

Features / Benefits

- Maximum Grain Clarity
- Flexible and Breathable Film
- Will not yellow, crack or peel
- Protects wood from UV and water damage

Product Application

SURFACE PREPARATION:

All surfaces must be clean, dry, and free from dirt, mildew stains, dust and other foreign matter. Remove surface stains, dirt and failed oxidized stains

Product Application (cont.)

with Superdeck® Wood Cleaner. Remove solid stains or paints with Superdeck® Wood Stripper. For redwood and cedar, follow cleaning or stripping with Superdeck® Wood Brightener to remove tannin stains and brighten wood to its original color. For new wood remove mill glaze with Superdeck® Wood Brightener. **WARNING!** Removal of old paint by sanding, scraping or other means may generate dust or fumes that contain lead. Exposure to lead dust or fumes may cause brain damage or other adverse health effects, especially in children or pregnant women. Controlling exposure to lead or other hazardous substances requires the use of proper protective equipment, such as a properly fitted respirator (NIOSH approved) and proper containment and cleanup. For more information, call the National Lead Information Center at 1-800-424-LEAD (in US) or contact your local health authority.

PRODUCT PREPARATION:

Product should be shaken or stirred before and during application. When using more than one container of product, intermix all product and stir well to ensure color consistency.

THINNING:

Do not thin.

APPLICATION METHODS:

Product may be brushed, rolled or sprayed. If sprayed, use the lowest possible pressure needed for a reasonable spray pattern. Back rolling is suggested when spraying, working the product smoothly and evenly into the wood. This will decrease the possibility of pools or puddles on the surface and ensure a properly penetrated finish.

APPLICATION:

Proper application is essential in order to accomplish the full benefits of product appearance and performance. Different wood species, textures and natural color will affect finished shade. Always test a small area first before coating entire job. Saturate



Product Application (cont.)

surface leaving a wet sheen. Back brush product using smooth even strokes during all application methods. Maintain a wet edge and overlap strokes when applying. Apply product to the entire board lengths to prevent lap marks. Thoroughly coat the porous ends of all boards with several coats.

NUMBER OF COATS:

Two coats are recommended for maximum protection and full coverage. Allow 24 hours dry time between coats.

APPLICATION TEMPERATURE:

40°F.–95°F. Do not apply if wood surface is hot to touch or if rain is likely to occur.

DRY TIME @ 77°F:

8–12 hours to touch, 24 hours to recoat depending on weather conditions.

SPREAD RATE:

Approximate spread rate:

Smooth Surfaces: 400–500 sq. ft./gal.

Rough Sawn: 250–350 sq. ft./gal.

CLEAN UP:

Clean brushes and equipment with mineral spirits or paint thinner following product manufacturer's directions. Dispose of empty container or unused portion in accordance with local, state, and federal regulations.

Physical Properties

SC-7410 Natural Gloss & SC-7415 Cedar Gloss

RESIN TYPE:	Long Oil Soya Alkyd
TYPE PIGMENT:	Transparent Iron Oxides
DENSITY:	8.37 Lbs. / Gallon
SPECIFIC GRAVITY:	1.00
VISCOSITY (@ 77°F):	30 Seconds #2 Zahn Cup
SOLIDS (% BY WT.):	57.00 %
VOLATILE (% BY WT.):	43.00 %
SOLVENT:	Mineral Spirits
COATING V.O.C.:	<275 Grams per Liter
MATERIAL V.O.C.:	<275 Grams per Liter
GLOSS LEVEL:	High Gloss (90 Gloss @ 85° Angle)
FLASH POINT:	111°F.

Physical Properties (cont.)

SC-7420 Natural Satin, SC-7425 Cedar Satin & SC-7429 Mission Brown Satin

RESIN TYPE:	Long Oil Soya Alkyd
TYPE PIGMENT:	Transparent Iron Oxides
DENSITY:	8.96 Lbs. / Gallon
SPECIFIC GRAVITY:	1.07
VISCOSITY (@ 77°F):	16–18 Seconds #3 Zahn Cup
SOLIDS (% BY WT.):	48.00 %
VOLATILE (% BY WT.):	52.00 %
SOLVENT:	Mineral Spirits
COATING V.O.C.:	<275 Grams per Liter
MATERIAL V.O.C.:	<275 Grams per Liter
SHEEN LEVEL:	Satin (25-30 Sheen @ 60° Angle)
FLASH POINT:	111°F.

OTHER:

SC 7410 Premium Translucent Wood Finish Natural Gloss

CAS Number	Ingredient
Proprietary	Alkyd Polymer
64742-88-7	Mineral Spirits
98-56-6	p-Chlorobenzotrifluoride
Proprietary	Soya Alkyd Polymer
8001-22-7	Soybean Oil
1330-20-7	Xylene
100-41-4	Ethylbenzene
136-52-7	Cobalt 2-Ethylhexanoate
NON-PHOTOCHEMICALLY REACTIVE	
VOC: 275 g/L – 2.30 lb/gal as per 40 CFR 59.406	

SC 7415 Premium Translucent Wood Finish Cedar Gloss

CAS Number	Ingredient
Proprietary	Alkyd Polymer
64742-88-7	Mineral Spirits
98-56-6	p-Chlorobenzotrifluoride
Proprietary	Soya Alkyd Polymer
8001-22-7	Soybean Oil
1330-20-7	Xylene
100-41-4	Ethylbenzene
136-52-7	Cobalt 2-Ethylhexanoate
NON-PHOTOCHEMICALLY REACTIVE	
VOC: 274 g/L – 2.29 lb/gal as per 40 CFR 59.406	

Physical Properties (cont.)

SC 7420 Premium Translucent Wood Finish Natural Satin

<u>CAS Number</u>	<u>Ingredient</u>
98-56-6	p-Chlorobenzotrifluoride
Proprietary	Alkyd Polymer
64742-88-7	Mineral Spirits
Proprietary	Soya Alkyd Polymer
8001-22-7	Soybean Oil
1330-20-7	Xylene
95-63-6	1,2,4-Trimethylbenzene
100-41-4	Ethylbenzene
136-52-7	Cobalt 2-Ethylhexanoate
PHOTOCHEMICALLY REACTIVE	
VOC: 275 g/L – 2.29 lb/gal as per 40 CFR 59.406	

SC 7425 Premium Translucent Wood Finish Cedar Satin

<u>CAS Number</u>	<u>Ingredient</u>
98-56-6	p-Chlorobenzotrifluoride
Proprietary	Alkyd Polymer
64742-88-7	Mineral Spirits
Proprietary	Soya Alkyd Polymer
8001-22-7	Soybean Oil
1330-20-7	Xylene
95-63-6	1,2,4-Trimethylbenzene
100-41-4	Ethylbenzene
136-52-7	Cobalt 2-Ethylhexanoate
PHOTOCHEMICALLY REACTIVE	
VOC: 275 g/L – 2.29 lb/gal as per 40 CFR 59.406	

SC 7429 Premium Translucent Wood Finish Mission Brown Satin

<u>CAS Number</u>	<u>Ingredient</u>
98-56-6	p-Chlorobenzotrifluoride
Proprietary	Alkyd Polymer
64742-88-7	Mineral Spirits
Proprietary	Soya Alkyd Polymer
8001-22-7	Soybean Oil
1330-20-7	Xylene
95-63-6	1,2,4-Trimethylbenzene
100-41-4	Ethylbenzene
136-52-7	Cobalt 2-Ethylhexanoate
PHOTOCHEMICALLY REACTIVE	
VOC: 275 g/L – 2.29 lb/gal as per 40 CFR 59.406	

Cautions

DANGER! HARMFUL OR FATAL IF SWALLOWED. COMBUSTIBLE! VAPOR HARMFUL. IRRITATES EYES, SKIN AND RESPIRATORY TRACT.

Before using, carefully read **CAUTIONS** on back panel.

CAUTIONS: Contains **ALIPHATIC HYDROCARBONS** and **AROMATIC HYDROCARBONS**. Contents are **COMBUSTIBLE**. Keep away from heat and open flame. **VAPOR HARMFUL**. Use only with adequate ventilation. If you experience eye watering, headaches, or dizziness, increase fresh air, or wear respiratory protection (NIOSH approved) or leave the area. Avoid contact with eyes and skin. Wash hands after using. Keep container closed when not in use. Do not transfer contents to other containers for storage. **FIRST AID:** In case of eye contact, flush thoroughly with large amounts of water for 15 minutes and get medical attention. For skin contact, wash thoroughly with soap and water. In case of respiratory difficulty, provide fresh air and call physician. If swallowed, call Poison Control Center, hospital emergency room, or physician immediately. **DELAYED EFFECTS FROM LONG TERM OVEREXPOSURE.** Contains solvents which can cause permanent brain and nervous system damage. Intentional misuse by deliberately concentrating and inhaling the contents can be harmful or fatal. **WARNING:** This product contains chemicals known to the State of California to cause cancer and birth defects or other reproductive harm. **DO NOT TAKE INTERNALLY. KEEP OUT OF THE REACH OF CHILDREN. DANGER:** Rags, steel wool, other waste soaked with this product, and sanding residue may spontaneously catch fire if improperly discarded. Immediately place rags, steel wool, other waste soaked with this product, and sanding residue in a sealed, water-filled, metal container. Dispose of in accordance with local fire regulations.

06/10 (574)

Conformance

OTC Approved:	Yes
SCAQMD Approved:	Yes
LADCO Approved:	Yes
CARB Approved:	Yes
Biodegradable:	No
ASTM Standard:	N/A
Master Painters Institute (MPI):	N/A

Packaging

1-Quart Container - 31 fl oz ($\frac{31}{32}$ U.S. Qt) 0.91 L
1-Gallon Container - 124 fl oz ($3\frac{7}{8}$ U.S. Qt) 3.66 L
5-Gallon Container - 620 fl oz ($4\frac{27}{32}$ U.S. Gal) 18.3 L

Limited Warranty

If this product, when applied according to label instructions to a properly prepared surface, fails to perform in accordance with applicable product literature, manufacturer shall, upon presentation of proof of purchase to manufacturer or its authorized representative, either replace an equivalent quantity of product free of charge or refund the original purchase price. This warranty shall not apply to any defect or damage resulting from improper surface preparation, structural defects, or failure of a previous product. This is your sole remedy under this warranty. To obtain performance under this warranty, contact manufacturer at (800) 825-5382 or superdeck.com. You may be asked to contact the retailer from whom you purchased this product for further warranty instructions. THIS WARRANTY EXCLUDES (1) LABOR OR COSTS ASSOCIATED WITH LABOR FOR THE APPLICATION OR REMOVAL OF ANY PRODUCT, AND (2) ANY INDIRECT, SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES. Some states do not allow the exclusion or limitation of incidental or consequential damages, so the above limitation or exclusion may not apply to you. This warranty gives you specific legal rights, and you may have other rights, which vary from state to state.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 371-2020

WHEREAS, Miss. Code Ann. 21-15-33 requires that the minutes be adopted and approved by a majority of the members of the governing body at the next regular meeting or within thirty (30) days of the meeting they represent, whichever occurs first. Upon such approval, the minutes are valid from and after the date of the meeting; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the minutes from Recessed Council Meeting held May 19, 2020 is hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary for this purpose.

Motion was made by **Councilman Colledge**, seconded by **Councilman Vaughan**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 2, 2020.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

ORDER NUMBER 372-2020

WHEREAS, the City Council has authorized the City Manager to establish payment plans and fee adjustments contingent upon Council approval; and

WHEREAS, the City Council has adopted a Comprehensive Fee Schedule that establishes such fees for the equitable provision of services;

WHEREAS, based on the reasons included on the attached documentation, the Mayor and Council hereby find that, due to unforeseen events, the respective users did not receive the benefit of the relevant utility;

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi that the attached list of water and sewer adjustments dated June 2020 in the amount of \$27,618.22 is hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary for this purpose.

Motion was made by **Councilman Colledge**, seconded by **Councilman Vaughan**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 2, 2020.

JUNE 2020 UTILITY ADJUSTMENTS							
THESE FOLLOW POLICY/ RECOMMEND APPROVAL							
ACCT #	WATER	SEWER	L/C	CAPACITY	TAX	TOTAL ADJ	REASON FOR ADJUSTMENT
001-00101-000		17,033.90		4,250.00		21,283.90	Main Water Line
013-20901-002	293.95	329.57				623.52	Theft of Utilities
016-36101-000		867.74				867.74	Main Water Line
023-11701-007		261.59	70.00			331.59	Crack in Pipe
025-26401-000		109.15				109.15	Main Water Line
027-18901-001		308.97	105.00			413.97	Main Water Line
029-10401-000		111.73	70.00			181.73	Hot Water Heater
029-15601-003	419.27	470.08	70.00			959.35	Theft of Utilities
031-08701-008		71.60				71.60	Main Water Line
035-03201-000	309.95	347.53	105.00			762.48	Theft of Utilities
039-07401-005		219.51	280.00			499.51	Behind Shower
047-22001-000		317.46	105.00			422.46	Valve
050-15901-007		280.10	70.00			350.10	Hot Water Heater
130-07501-001		531.12	210.00			741.12	Pool Fill
TOTAL	1,023.17	21,260.05	1,085.00	4,250.00	0.00	\$27,618.22	

THESE FOLLOW POLICY/ RECOMMEND APPROVAL

Councilman Colledge made the motion to approve the Resolution requesting Local and Private legislation, as presented, authorizing the governing authorities of the City of Gautier, MS to impose a Special Assessment on Tenants, Owners, and Occupiers of the Singing River Mall site in the amount of one percent (1%) of the total retail sales generated by the operations of each related to Singing River Mall Site; and for related purposes. Councilman Anderson seconded the motion. The vote was carried unanimously.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

RESOLUTION NUMBER 057-2020

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAUTIER
REQUESTING LOCAL AND PRIVATE LEGISLATION AUTHORIZING THE
GOVERNING AUTHORITIES OF THE CITY OF GAUTIER, MISSISSIPPI, TO IMPOSE A
SPECIAL ASSESSMENT ON TENANTS, OWNERS, OR OCCUPIERS OF THE SINGING
RIVER MALL SITE IN THE AMOUNT OF ONE PERCENT (1%) OF THE TOTAL RETAIL
SALES GENERATED BY THE OPERATIONS OF EACH TENANT, OWNER, OR OCCUPIER
FOR THE PURPOSE OF PROVIDING FUNDS FOR THE ACQUISITION, CONSTRUCTION,
RECONSTRUCTION, EXPANSION, IMPROVEMENT, FURNISHING, EQUIPPING,
MAINTAINING AND REPAIRING OF PROPERTIES, INFRASTRUCTURE, AND
IMPROVEMENTS RELATED TO THE SINGING RIVER MALL SITE; AND FOR RELATED
PURPOSES.**

WHEREAS, the City of Gautier requires the ability to incentivize economic development within the Singing River Mall Site; and

WHEREAS, current legislative restrictions have hindered the City's ability to successfully develop and/or redevelop said property; and

WHEREAS, adoption of the attached local and private legislation would greatly assist the City in achieving these goals; and

WHEREAS, this Act shall be deemed to be full and complete authority for the exercise of powers granted under this Act and shall not be in derogation of any existing laws of this state, but shall be considered additional, supplemental, and alternative to any other authority granted by law.

NOW THEREFORE IT IS HEREBY RESOLVED by the Mayor and Council of the City of Gautier, Mississippi, that the Legislature is urged to adopt the attached local and private legislation authorizing the governing authorities of the City of Gautier, Mississippi, to impose a special assessment on tenants, owners, or occupiers of the Singing River Mall site in the amount of one percent (1%) of the total retail sales generated by the operations of each tenant, owner, or occupier for the purpose of providing funds for the acquisition, construction, reconstruction, expansion, improvement, furnishing, equipping, maintaining and repairing of properties, infrastructure, and improvements related to the Singing River Mall site; and for related purposes.

IT IS FURTHER RESOLVED that the City Clerk is directed to send a certified copy of this Resolution to the Speaker of the House, the Lieutenant Governor, and all members of the State Senate and House of Representatives who represent the City of Gautier.

The motion to approve the foregoing resolution was made by **Councilman Colledge**, seconded by **Councilman Anderson**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: None

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 2, 2020.

By:

To: Local and Private

_____ BILL NO.

AN ACT TO AUTHORIZE THE GOVERNING AUTHORITIES OF THE CITY OF GAUTIER, MISSISSIPPI, IMPOSE A SPECIAL ASSESSMENT ON TENANTS, OWNERS, OR OCCUPIERS OF THE SINGING RIVER MALL SITE IN THE AMOUNT OF ONE PERCENT (1%) OF THE TOTAL RETAIL SALES GENERATED BY THE OPERATIONS OF EACH TENANT, OWNER, OR OCCUPIER FOR THE PURPOSE OF PROVIDING FUNDS FOR THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, EXPANSION, IMPROVEMENT, FURNISHING, EQUIPPING, MAINTAINING AND REPAIRING OF PROPERTIES, INFRASTRUCTURE, AND IMPROVEMENTS RELATED TO THE SINGING RIVER MALL SITE; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. As used in this act, the following terms shall have the following meanings unless a different meaning is clearly indicated by the context in which they are used:

- (a) "City" means the City of Gautier, Mississippi.
- (b) "Singing River Mall Site" means real property within the City of Gautier comprised of approximately 88 acres more accurately identified by Jackson County, Mississippi Parcel Identification Numbers 82435270.100, 82435270.109, 82435270.101, 82435270.107 82435270.040 and 82426590.020.
- (c) "Tenant" means any individual or entity possessing a leasehold for any portion of the Singing River Mall Site.

- (d) "Owner" means any individual or entity possessing fee simple interest in any portion of the Singing River Mall Site.
- (e) "Occupier" means any individual or entity possessing a legal right to occupy and operate within any portion of the Singing River Mall Site.
- (f) "Governing authorities" means the Mayor and Council Members of the City.
- (g) "The Property" means the Singing River Mall Site.
- (h) "Special Assessment" means a levy imposed upon tenants, owners, or occupiers of the Singing River Mall Site based upon the retail sales generated within said area.
- (i) "Retail Sales" shall mean and include all sales of tangible personal property as defined under Miss. Code Ann. § 27-65-7 or other applicable law.

SECTION 2. The City, acting through its governing authorities, is authorized and empowered to impose a special assessment upon any tenant, owner, or occupier of any portion of the Singing River Mall Site, equal to one percent (1%) of the retail sales generated by such tenant, owner, or occupier of the relevant property.

SECTION 3. (1) The City acting through its governing authorities, is authorized and empowered to utilize the revenue from such special assessment for the purpose of providing funds for the acquisition, construction, reconstruction, expansion, improvement, furnishing, equipping, maintaining and repairing of properties, infrastructure, and improvements related to the Singing River Mall Site; for the purpose of providing funds for the payment of debt service on any bonds issued by the City in connection therewith, including the pledging of such special assessment for such bonds; and for related purposes.

(2) The City acting through its governing authorities, is authorized and empowered to enter into a contract or written agreement with the owner and/or occupier of any portion of the

Singing River Mall Site wherein the City, in its sole discretion, may provide to the owner and/or occupier a portion of the special special assessment authorized by this Act for the construction, reconstruction, expansion, improvement, furnishing, equipping, maintaining and repairing of the relevant property; and for related purposes. Under such an agreement, the City shall require the owner and/or occupier receiving such funds to provide to the City a detailed accounting of funds expended in relation to said construction, reconstruction, expansion, improvement, furnishing, equipping, maintaining and repairing.

SECTION 4. (1) The special assessment shall paid to the City by such tenants, owners, or occupiers of the Singing River Mall Site on or before the fifteenth day of the month following the month in which the relevant sales were made.

(2) Accounting for receipts and expenditures of the revenue from the special assessment shall be made separately from the accounting of receipts and expenditures of the general fund and any other funds of the City. The records reflecting the receipts and expenditures of the revenue from the special assessment shall be audited annually by an independent certified public accountant, and the accountant shall make a written report of his audit to the governing authorities. The audit shall be made and completed as soon as practicable after the close of the fiscal year, and expenses of the audit shall be paid from the funds derived from this Act.

(3) The proceeds of the special assessment shall not be considered by the City as general fund revenues and shall be placed into a special fund created separate and apart from any other fund of the City.

(4) Any lease of the Property shall contain a provision requiring payment of any special assessment imposed by the City of Gautier pursuant to this Act.

SECTION 5. Any such special assessment imposed under this Act must be approved by the governing authorities by resolution or order.

SECTION 6. The amount of such special assessment shall be based on the retail sales reported to the Mississippi Department of Revenue by such tenant, owner or occupier under Miss. Code Ann. § 27-65-1, et seq, or other applicable law.

SECTION 6. This Act shall be deemed to be full and complete authority for the exercise of powers granted under this Act and shall not be in derogation of any existing law of this state, but shall be considered additional, supplemental, and alternative to any other authority granted by law.

SECTION 6. This Act shall take effect and be in force from and after its passage.

Councilman Vaughan made the motion to Recess until June 16, 2020 at 6:30pm.
Councilwoman Martin seconded the motion. The vote was carried unanimously.

MAYOR

ATTEST:

CITY CLERK

Submitted for approval of the Mayor and Members of the Council of the City of
Gautier, Mississippi, at the meeting of June 16, 2020.

CITY OF GAUTIER
Consent Agenda Item #2
Fact Sheet

Council Meeting:
Title:

June 16, 2020
Resolution approving the continuation of a
Declaration of Local Emergency pertaining to
COVID-19.

Introduced by:
Contact Person/Telephone

Cynthia Russell 497-8000 ext. 302

Summary Explanation: Resolution approving the continuation of a Declaration of Local Emergency pertaining to COVID-19 until further notice.

EXHIBITS FOR REVIEW

Resolution	☒
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
								Anderson	☐
								Colledge	☐

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
								Anderson	☐
								Colledge	☐

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came on for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

RESOLUTION NUMBER 000-2020

WHEREAS, on March 16, 2020, Mayor of Gautier, Phil Torjusen issued a proclamation of a local emergency due to conditions of extreme peril to the safety of persons and property which have arisen within said City of Gautier, Mississippi due to the COVID-19 outbreak; and

WHEREAS, on March 17, 2020, the City Council of Gautier ratified the proclamation of local emergency and continued the existence of same; and

WHEREAS, the City Council finds that it is necessary and in the best interest of the public welfare and safety to continue the state of local emergency as indicated in that resolution.

NOW, THEREFORE, BE IT RESOLVED that a local emergency does continue to exist throughout said City of Gautier, Mississippi, as indicated; and

IT IS FURTHER PROCLAIMED AND RESOLVED that said local emergency shall be deemed to continue to exist until further notice.

IT IS FURTHER PROCLAIMED AND RESOLVED that the City Manager or City Clerk is hereby authorized to execute any and all documents necessary for this purpose.

Motion was made by **BLANK** seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 16, 2020.

**CITY OF GAUTIER
Consent Item #3
Fact Sheet**

Council Meeting:
Title:

June 16, 2020
Termination of Proclamation of Local Emergency

Introduced by:
Contact Person/Telephone

City Manager 497-8000 Ext. 306

Summary Explanation: Termination of Proclamation of Local Emergency relating to Tropical Storm Cristobal

EXHIBITS FOR REVIEW

Resolution	☒
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:

Torjusen ☐ Martin ☐ George ☐ Jackson ☐ Vaughan ☐ Anderson ☐ Colledge ☐

Second Made by:

Torjusen ☐ Martin ☐ George ☐ Jackson ☐ Vaughan ☐ Anderson ☐ Colledge ☐

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came on for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

**RESOLUTION NUMBER 000-2020
TERMINATION OF PROCLAMATION OF LOCAL EMERGENCY**

WHEREAS, on June 4, 2020, conditions of extreme peril to the safety of persons and property arose within the City of Gautier, Mississippi due to the impending rain, wind and threat of flood from Tropical Storm Cristobal; and

WHEREAS, the aforesaid conditions of extreme peril warranted and necessitated the proclamation of the existence of a local emergency in order to provide for the health and safety of the citizens and the protection of their property within the affected jurisdiction; and

WHEREAS, on June 4, 2020, Mayor, Phil Torjusen, on behalf of the City of Gautier, Mississippi proclaimed that a local emergency had arisen as a result of the above; and

WHEREAS, on June 7, 2020, Tropical Storm Cristobal made landfall between the mouth of the Mississippi River and Grand Isle, La.; and

WHEREAS, the Mayor and Members of the Council of the City of Gautier, Mississippi find and determine that there is no need for a continued state of local emergency with regard to Tropical Storm Cristobal;

NOW, THEREFORE, pursuant to Miss. Code Ann. 33-15-17, the Mayor and Members of the Council of the City of Gautier, Mississippi hereby proclaim that the state of local emergency is hereby terminated.

Motion was made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 16, 2020.

**PROCLAMATION OF LOCAL EMERGENCY
BY MAYOR PHIL TORJUSEN
REGARDING TROPICAL STORM CRISTOBAL**

WHEREAS, Mayor, Phil Torjusen, of the City of Gautier, Mississippi does hereby find that conditions of extreme peril to the safety of persons and property have arisen within said City of Gautier, Mississippi due to the impending heavy rain, wind, and flood threat from Tropical Storm Cristobal; and

WHEREAS, at the time of the making of this proclamation, Tropical Storm Cristobal has made landfall in the state of Campeche, Mexico, and could potentially reach the Gulf Coast of the United States by the end of the weekend, bringing with it heavy rain, wind, and flood threat; and

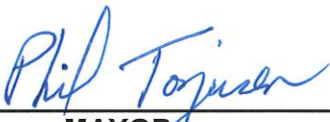
WHEREAS, the aforesaid conditions of extreme peril warrant and necessitate the proclamation of the existence of a local emergency in order to provide for the health and safety of the citizens and the protection of their property within the affected jurisdiction; and

WHEREAS, I find and determine that the public interest requires that I proclaim a state of local emergency as authorized by law;

NOW, THEREFORE, I, MAYOR PHIL TORJUSEN, HEREBY PROCLAIM that a local emergency exists in the City of Gautier, Mississippi as of the 4th day of June 2020 due to the impending landfall of Tropical Storm Cristobal; and

BE IT FURTHER PROCLAIMED that the City shall exercise all powers and authority granted unto it under the laws of the State of Mississippi to address this emergency.

BE IT FURTHER PROCLAIMED, that this state of local emergency shall continue until the next regular meeting of the City Council of the City of Gautier, Mississippi, wherein the same may be ratified, extended, or terminated, if necessary, as provided by law.



MAYOR

CITY OF GAUTIER
Consent Agenda Item #4
Fact Sheet

Council Meeting:

June 16, 2020

Title:

Resolution appointing Mississippi Municipal League 2020 voting delegates

Introduced by:

Contact Person/Telephone

Cynthia Russell 497-8000 Ext. 302

Summary Explanation: Approval of a resolution appointing voting delegates (Mayor Phil Torjusen and 1st Alternate Councilwoman At Large Mary Martin) for the Mississippi Municipal League 2020 election to be held at the annual convention on Wednesday, September 2, 2020 in Biloxi, Mississippi.

EXHIBITS FOR REVIEW

Resolution	☒
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
----------	--------------------------	--------	--------------------------	--------	--------------------------	---------	--------------------------	---------	--------------------------	----------	--------------------------	----------	--------------------------

Second Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

RESOLUTION NUMBER 000-2020

RESOLUTION APPOINTING MISSISSIPPI MUNICIPAL LEAGUE 2020 VOTING DELEGATES FOR THE CITY OF GAUTIER

WHEREAS, the Mississippi Municipal League amended the bylaws of the association to provide for a ballot election, to be conducted by the officers of the Mississippi Municipal Clerks and Collectors Association, to be held each year at the summer convention, to elect a Second Vice President and to vote on any proposed bylaw changes; and

WHEREAS, the amended bylaws require the governing authority to designate in its minutes the voting delegate and one alternate to cast the vote for each member municipality.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Members of the Council of the CITY OF GAUTIER as follows:

In accordance with the bylaws of the Mississippi Municipal League, the voting delegate(s) for the 2020 Mississippi Municipal League election to be held at the annual convention on September 2nd with a run-off (if necessary) on September 3rd, 2020 are as follows:

Voting Delegate: Phil Torjusen, Mayor
First Alternate: Mary Martin, Councilwoman At Large

That public interest and necessity requiring same, this Resolution shall become effective upon passage.

The above and foregoing Resolution, after having been first reduced to writing, was introduced by **BLANK**, seconded by **BLANK**, and was adopted by the following vote, to-wit:

AYES:

NAYS:

(SEAL)
ATTEST:

APPROVED:

CITY CLERK

MAYOR

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 16, 2020.



600 East Amite Street

Suite 104

Jackson MS 39201

601.353.5854

800.325.7641

Fax 601.353.6980

www.mmlonline.com

PRESIDENT
Mayor Billy Hewes
City of Gulfport

FIRST VICE PRESIDENT
Mayor Errick D. Simmons
City of Greenville

SECOND VICE PRESIDENT
Mayor Carolyn McAdams
City of Greenwood

EXECUTIVE DIRECTOR
Shari T. Veazey

ATTENTION CITY CLERK

MML 2020 Election of MML 2nd Vice President Voting Delegate/Alternates Information

On Wednesday, September 2nd, 2020, at the MML Annual Conference, an election will be held to select the MML 2nd Vice President. Each member city in good standing (dues are paid in full by May 15, 2020) must identify a voting delegate, along with an alternate. **The list of qualifying candidates is attached.**

To participate in the election, the MML must receive this completed form by July 24, 2020.

Important: All voting delegates & alternates must text the keyword **MMLvote2020** to **888-994-1931** to register as a voting delegate for the 2020 election of MML's 2nd Vice President. Voting delegates will be updated on the status of the election by text message.

City/Town of Gautier

PLEASE PRINT:

Voting Delegate Name/Title: Phil Torjusen - Mayor
Cell Phone Number: 228-990-4141

Alternate Name/Title: Mary Martin - Councilwoman @ Large
Cell Phone Number: 228-211-2192

IF THE APPOINTED VOTING DELEGATE HAS NOT CAST HIS OR HER VOTE BY 3PM ON WEDNESDAY, SEPTEMBER 2, 2020, THE ALTERNATE VOTING DELEGATE WILL AUTOMATICALLY BE ALLOWED TO CAST THE VOTE FOR MML 2ND VICE PRESIDENT.

IF A RUN-OFF ELECTION IS REQUIRED, AND THE APPOINTED VOTING DELEGATE HAS NOT CAST HIS OR HER VOTE BY 9AM ON THURSDAY, SEPTEMBER 3, 2020, THE ALTERNATE VOTING DELEGATE WILL AUTOMATICALLY BE ALLOWED TO CAST THE VOTE IN THE RUN-OFF ELECTION FOR MML 2ND VICE PRESIDENT.

Return by Mail or Fax to:
The Mississippi Municipal League
600 E. Amite Street, Ste. 104
Jackson, Mississippi 39201
OR
FAX: (601) 353-6980

Summary Terms & Conditions: Our mobile text messages are intended for subscribers over the age of 18 and are delivered via USA toll free number 8889941931. You may receive up to 5 message(s) per month for text alerts. Message and data rates may apply. This service is available to persons with text-capable phones subscribing to carriers including AT&T, Verizon Wireless, T-Mobile®, Sprint, Virgin Mobile USA, Cincinnati Bell, Centennial Wireless, Unicef, U.S. Cellular®, and Boost. For help, text HELP to 8889941931, email samantha@mmlonline.com, or call +1 6013972009. You may stop your mobile subscription at any time by text messaging STOP to toll free number 8889941931. To opt back in, text "UNSTOP" followed by the keyword to toll free number 8889941931.



MML Candidates for 2020 Election of 2nd Vice-President

Southern District

- Mayor John Henry Berry, *Town of D'Lo*
- Mayor Joe Cox, *City of Brookhaven*
- Mayor A.M. "FoFo" Gilich, Jr., *City of Biloxi*

RESOLUTION

RESOLUTION APPOINTING
MISSISSIPPI MUNICIPAL LEAGUE
2020 VOTING DELEGATES
FOR THE CITY/TOWN OF _____

WHEREAS, the Mississippi Municipal League amended the bylaws of the association to provide for a ballot election, to be conducted by the officers of the Mississippi Municipal Clerks and Collectors Association, to be held each year at the summer convention, to elect a Second Vice President from the Southern District; and

WHEREAS, the amended bylaws require the governing authority board (Alderman, City Council, City Commission) to designate in its minutes the voting delegate and one alternate to cast the vote for each member municipality.

NOW, THEREFORE, BE IT RESOLVED BY THE (Governing Authority Board) OF THE CITY/TOWN OF _____

In accordance with the bylaws of the Mississippi Municipal League, the voting delegate(s) for the 2020 Mississippi Municipal League election to be held at the annual convention on September 2nd with a run-off (if necessary) on September 3rd, 2020 are as follows:

Voting Delegate: (Name and title)

First Alternate: (Name and title)

That public interest and necessity requiring same, this Resolution shall become effective upon passage.

The above and foregoing Resolution, after having been first reduced to writing, was introduced by _____, seconded by _____, and was adopted by the following vote, to-wit:

YEAS:

NAYS:

The President thereby declared the motion carried and the Resolution adopted, this the (day, month, and year).

(S E A L)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the (day, month and year).

ATTEST:

APPROVED:

CITY CLERK

MAYOR

CITY OF GAUTIER
Consent Agenda Item #5
Fact Sheet

Council Meeting:
Title:

June 16, 2020
Approval of a resolution for the City Clerk department to remove various office equipment from the City of Gautier's inventory and other miscellaneous items from City Hall and Public Works Department and declare the equipment surplus.

Introduced by:
Contact Person/Telephone

Cynthia Russell 497-8000 ext. 302

Summary Explanation: Approval of a resolution for the City Clerk department to remove various office equipment from the City of Gautier's inventory and other miscellaneous items from City Hall and Public Works Department and declare the equipment surplus.

EXHIBITS FOR REVIEW

Resolution	☒
Ordinance	☐
Contract/Agreement	☐
Minutes	☐
Plan Maps	☐
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:

Torjusen ☐ **Martin** ☐ **George** ☐ **Jackson** ☐ **Vaughan** ☐ **Anderson** ☐ **Colledge** ☐

Second Made by:

Torjusen ☐ **Martin** ☐ **George** ☐ **Jackson** ☐ **Vaughan** ☐ **Anderson** ☐ **Colledge** ☐

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

RESOLUTION NUMBER 000-2020

RESOLUTION OF THE CITY OF GAUTIER, MISSISSIPPI REMOVING VARIOUS CITY OF GAUTIER OFFICE EQUIPMENT FROM INVENTORY AND DECLARING EQUIPMENT SURPLUS

WHEREAS, the City Clerk's Department is requesting the following office equipment and other miscellaneous items from City Hall and the Public Works department storage area be removed from inventory and declared surplus:

1 Sparco Paper Folder Model 18726, 1 Sony Camcorder DCR-DVD650, Sony Cassette Recorder TCS-60DV, 2 Boundary Microphones, 1 Marantz CD Recorder CDR310, 1 First Data Credit Card Machine FD-100, 1 Ricoh Toner black, 2 Ricoh Toner cyan, 1 Xerox Phaser 8400 Maintenance Kit, 1 Olympus Camera B2K552475, 1 Dell Laptop OHY385, 11 boxes of assorted cords, 3 Logitech Keyboards, 2 Microsoft Keyboards, 3 Dell Keyboards, 5 Dell Monitors, 2 Sharp Calculators, 1 Canon Calculator, 1 Dell Soundsystem (1 Sub, 1 Front right/left and 1 rear right/left speakers), 1 Dell Soundbar, 2 Dell speakers, 2 Linksys Switches, 1 Netgear Switch, 1 HP S2031 Monitor and 1 HP 2311X Monitor. Lexmark printer 45145PLM2TW9X located in the Finance Department inventory #2825.

WHEREAS, the Mayor and Members of the Council have determined that, given the age and condition of the office equipment, removal of these items from inventory and declaring surplus, is in the best interest of the City of Gautier.

BE IT, THEREFORE, RESOLVED by the Mayor and Council of the City of Gautier, Mississippi that the referenced equipment is hereby removed from inventory and declared surplus.

BE IT, FURTHER, RESOLVED that the Council authorizes the City Manager or City Clerk to execute all documents necessary for this purpose.

The motion to approve the foregoing resolution was made by **BLANK**, seconded by **BLANK**, and the following vote was recorded:

AYES:

NAYS:

WHEREUPON, the Mayor and Members of the Council of the City of Gautier, Mississippi, declared the motion carried and the Resolution adopted this the 16th, day of June, 2020.

MAYOR

ATTEST:

CITY CLERK

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Sherry Farabee, Purchasing Agent
Date: 6/4/2020
Subject: Resolution removing broken office equipment from inventory and declaring equipment surplus.

REQUEST:

City Council authorization is requested for the City Clerk department to remove the following office equipment from the City of Gautier's inventory and other miscellaneous items from City Hall and Public Works Department and declare the equipment surplus. There are no asset tags on these items: 1 Sparco Paper Folder Model 18726, 1 Sony Camcorder DCR-DVD650, Sony Cassette Recorder TCS-60DV, 2 Boundary Microphones, 1 Marantz CD Recorder CDR310, 1 First Data Credit Card Machine FD-100, 1 Ricoh Toner black, 2 Ricoh Toner cyan, 1 Xerox Phaser 8400 Maintenance Kit, 1 Olympus Camera B2K552475, 1 Dell Laptop OHY385, 11 boxes of assorted cords, 3 Logitech Keyboards, 2 Microsoft Keyboards, 3 Dell Keyboards, 5 Dell Monitors, 2 Sharp Calculators, 1 Canon Calculator, 1 Dell Soundsystem (1 Sub, 1 Front right/left and 1 rear right/left speakers), 1 Dell Soundbar, 2 Dell speakers, 2 Linksys Switches, 1 Netgear Switch, 1 HP S2031 Monitor and 1 HP 2311X Monitor. Lexmark printer 45145PLM2TW9X located in the Finance Department inventory #2825.

BACKGROUND:

The City Clerk's Department has determined that the items are no longer in working order and have been replaced. Removal from inventory is in the best interest of the City of Gautier.

DISCUSSION:

The items have been in storage for several years and they are broken and can no longer be used.

RECOMMENDATION:

The City staff recommends that City Council authorize the removal of these items listed from inventory to surplus.

ATTACHMENTS:

CITY OF GAUTIER
Consent Agenda Item #6
Fact Sheet

Council Meeting:
Title:

June 16, 2020
Approval of an agreement between the City of
Gautier and Cruisin' the Coast, Inc. to host a one
day Cruisin' Through the Decades Event

Introduced by:
Contact Person/Telephone

Chassity Bilbo 497-8000 Ext. 306

Summary Explanation: Approval of the attached agreement between the City of Gautier and Cruisin' the Coast, Inc. to host a one day Cruisin' Through the Decades Event to be held October 4, 2020.

EXHIBITS FOR REVIEW

Resolution	☒
Ordinance	☐
Contract	☒
Minutes	☐
Plan Maps	☐
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
☐		☐		☐		☐		☐	☐

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
☐		☐		☐		☐		☐	☐

Voted as follows:		AYES	NAYS	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

RESOLUTION NUMBER 000-2020

WHEREAS, the Cruisin' Through the Decades Event will advertise and bring into favorable notice the opportunities, possibilities and resources of the City of Gautier; and

WHEREAS, the Cruisin' Through the Decades Event will be helpful toward advancing the moral, financial and other interests of such municipality;

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the agreement between the City of Gautier and Cruisin' the Coast, Inc. to host a one day Cruisin' Through the Decades Event scheduled for October 4, 2020 is hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary for this purpose.

Motion was made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of June 16, 2020.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Chassity Bilbo, Recreation Director
Date: 6/9/2020
Subject: Approval of an agreement between the City of Gautier and Cruisin' the Coast, Inc. to host a one-day Cruisin' Through the Decades Event

REQUEST:

The Recreation Department requests that City Council approve the attached agreement between the City of Gautier and Cruisin' the Coast, Inc. to host a one-day Cruisin' Through the Decades Event to be held October 4, 2020.

BACKGROUND:

The 24th Annual Cruisin' the Coast will be held Oct. 4 – 11, 2020 on the Mississippi Gulf Coast and will feature activities like cruise-ins, headline bands & oldies entertainment, a swap meet, the CTC/Vicari Auto Auction and much more. The City of Gautier has been approved to host a one-day event called, Cruisin' Through the Decades that will take place October 4, 2020 from 11 a.m. – 4 p.m. This is an excellent opportunity for the City of Gautier to promote and bring favorable recognition to the City of Gautier and will have a great economic impact to the local businesses within the City of Gautier.

DISCUSSION:

The Gautier Recreation Department has been tasked with planning new activities, more recreational events, and to seek new partnerships to provide more community engagement for the residents of Gautier. The Recreation Department is planning to host a one-day Cruisin' Through the Decades event. The event will consist of musical entertainment, reserved parking for cruisers, an all-out car show, and food vendors.

RECOMMENDATION:

The Recreation Department recommends that City Council approve the attached agreement between the City of Gautier and Cruisin' the Coast, Inc.

The City Council may:

1. Approve the attached agreement between the City of Gautier and Cruisin' the Coast, Inc.; or
2. Not approve the attached agreement between the City of Gautier and Cruisin' the Coast, Inc.

ATTACHMENTS:

1. Cruisin' 2020 Agreement

**Agreement between
Cruisin' The Coast, Inc. and the City of Gautier**

This Agreement is by and between *Cruisin' the Coast, Inc.* (hereinafter "CTC") and the following business or entity: City of Gautier, MS (hereinafter, "the City") and applies to the "Cruisin the Coast" event to be held on Sunday, October 4, 2020 in the City of Gautier. The "event" consists of multiple forms and types of entertainment from simply viewing vintage automobiles to the staging of activities including but not limited to demonstration of the functional capabilities of the vehicles of the attendees [hereinafter simply the "event"]. The event schedule is attached hereto as "Exhibit A". In contemplation of the nature of the event, including its date and time, the parties do accept the commitments and assurances of the other as follows:

1. The City of Gautier will provide:

- a. Event fee of \$5,000 (To be paid by the Jackson County Board of Supervisors)
- b. Volunteers to staff the event
- c. Traffic control
- d. Port-o-lets
- e. Signage
- f. A "person in charge" who will coordinate with the "person in charge" designated by CTC to produce the event

2. Cruisin' The Coast will provide:

- a. Promotion and advertisement of the Sunday, October 4, 2020, event in all printed materials and on website.
- b. License to use of the Cruisin' The Coast logo upon approval by CTC until the event is complete
- c. A "person in charge" who will coordinate with the "person in charge" designated by City to produce the event
- d. 6 tickets to the Kickoff Sponsor Party.
- e. 6 Sponsor T-shirts

General:

1. Outside vendors, not associated with a local merchant will be liable for state sales tax. Each vendor will be responsible for submitting the appropriate state reporting form. CTC is not responsible for collection of any applicable taxes.
2. ET Motorgear is acknowledged as the official apparel vendor of Cruisin' The Coast. Other vending of this type is not permitted. CTC reserves the right to approve other apparel vending if ET Motorgear is not present, or not able to participate.
3. All media releases, press conferences and collateral materials promoting the event must be approved in advance by CTC. The parties acknowledge that CTC is a registered trademark and any use of the CTC logo and the words "Cruisin' The Coast" must be approved by CTC.
4. The City will obtain such event insurance as may be available at the time of the event and will furnish CTC with a copy of any policy so obtained. CTC acknowledges, however, that the City's liability for incidents occurring during the event is governed by the Mississippi Tort Claims Act and that the City of Gautier already carries liability coverage that will protect the City in the event of any damages or losses that might be incurred during the event and for which the City would otherwise be liable. CTC also acknowledges that the City, by law, cannot agree to indemnify CTC, or to hold CTC harmless from any claims, damages, or assessments, that might arise as a result of incidents occurring during the event, except to the extent allowed by law pursuant to state statute.

5. The City of Gautier acknowledges that it is sponsoring the CTC licensed event on their own premises or premises of others by permission, and that CTC is merely licensing its logo in order to market the authorized activity.
6. CTC will not be responsible for the condition or safety of any premises where the City of Gautier hosts CTC authorized events.
7. No activity will be allowed, ratified or encouraged by the City of Gautier which diminishes the "good will" and quality of the licensed CTC brand.
8. No activity will be undertaken on the event site or premises or otherwise allowed which is a violation of state or federal law.
9. This agreement may only be changed upon written amendment, approved by both parties.
10. This agreement and undertakings set forth herein, are not to be construed in any way that either party is the agent of the other, and neither party has the ability and capacity to bind the other to any agreement or undertaking. Both parties acknowledge that each is an independent contractor and there is no vicarious relationship whatsoever.
11. Termination of Agreement:
 - a. This agreement may be terminated by either party for any reason more than 90 days prior to the event;
 - b. If termination is sought by either party upon or within 90 days of the event, it shall only be for breach of this agreement or otherwise for "good cause."
12. This agreement shall expire at midnight on the last full day of the event as scheduled.
13. This agreement does not automatically renew and shall not be renewed except by separate or similar agreement signed by all parties.
14. The Agreement and Memorandum of Understanding constitute the entire agreement of the parties.

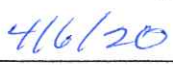
Cruisin' the Coast, Inc.

City of Gautier, MS



Sherwood R. Bailey, Jr.

Paula Yancey, City Manager



Date

Date

EXHIBIT A

City of Gautier, MS
Cruisin' Through the Decades
Sunday, October 4, 2020
11 a.m. – 5 p.m.

Cruisin' Through the Decades Schedule of Activities

11 a.m. Welcome and Reserved Parking Open for Cruisers

11 a.m. - 5 p.m. Cruisin' Through the Decades Entertainment
TBD

3 p.m. All-out Car Show Judging

4 p.m. Car Show Awards Presentation

CITY OF GAUTIER
Consent Agenda Item #7
Fact Sheet

Council Meeting:
Title:

June 16, 2020
Receive April 2020 Finance Report

Introduced by:
Contact Person/Telephone

Teresa Montgomery 497-8000

Summary Explanation: Receive March 2020 Finance Report.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:													
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐

Second Made by:													
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2020

WHEREAS, Miss. Code Ann. 21-35-13 requires a budget report to be presented to the governing authority at the regular meeting each month.

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Finance Report for April 2020 is hereby received.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by the Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting June 16, 2020.

APRIL 2020 Ending Cash Balances

GENERAL DEPOSITORY

Fund Name		Account #	Balance
General Fund	Depository Account	001-000-001	\$4,075,668.21
MS Development Loan Katrina	Depository Account	007-000-001	(\$168.20)
CDBG-Downtown Revitalization	Depository Account	012-000-001	
Transportation Enhancement	Depository Account	013-000-001	(\$2,684.29)
Allen Road Widening	Depository Account	020-000-001	
MDOT Safe Routes to School	Depository Account	029-000-001	
MDAH School House Grant	Depository Account	030-000-001	\$2,983.43
MDMR City Pk Boat Launch Imp	Depository Account	050-000-001	
Martin Bluff Road Improvements	Depository Account	128-000-001	
SE MS METRO TASK FORCE	Depository Account	156-000-001	\$114,705.44
U S Justice Equitable Sharing	Depository Account	157-000-001	\$290,929.31
Fire Protection Fund	Depository Account	160-000-001	\$242,526.10
Tidelands Grant	Depository Account	171-000-001	\$19,394.06
Library Support Fund	Depository Account	172-000-001	\$4,404.32
MSWFP Recreation Trails Grant	Depository Account	175-000-001	
Shepard State Park Fund	Depository Account	176-000-001	\$64,840.98
USDA NRCS EWP Program	Depository Account	300-000-001	\$43,916.51
Pine Cone Drive Spillway	Depository Account	301-000-001	
Robert Hiram Bridge Sheet Pile Wall	Depository Account	302-000-001	
MDOT TA Grant: Martin Bluff Sidewalk	Depository Account	303-000-001	\$463,558.98
Solid Waste Fund	Depository Account	404-000-001	\$207,650.03
EPA: Brownfields Assessment	Depository Account	409-000-001	
General Ledger Cash Balance			\$5,527,724.88
General Depository Reconciled Cash Balance			\$5,526,914.42

ENTERPRISE FUND

Fund Name		Account #	Balance
Elevated Water Tank	Enterprise Account	350-000-002	\$321,670.25
Bemis Sewer Project	Enterprise Account	351-000-002	
OST-GV Sewer Improvements	Enterprise Account	360-000-002	(\$66,589.25)
Water & Sewer Utility	Enterprise Account	400-000-002	\$3,483,399.14
MDB Loan: Water Ion-X Project	Enterprise Account	421-000-002	\$51,562.52
Water Meter Project	Enterprise Account	422-000-002	
Hurricane Katrina (PW Bldg)	Enterprise Account	449-000-002	
General Ledger Cash Balance			\$3,790,042.66
Enterprise Reconciled Cash Balance			\$3,785,740.91

BOND & RESTRICTED FUNDS

Fund Name		Account #	Balance
7M GO Bond S2010	Bond Fund	130-000-001	\$1,279,610.09
W&S Bond S2018-S2019: Debt Service	Debt Service Fund	250/252-000-007	\$159,113.03
W&S Bond S2018-S2019: DS Reserve	Restricted Fund	251/253-000-003	\$726,004.09
W&S Bond S2018-S2019: Contingency	Restricted Fund	251/253-000-005	\$20,375.56
W&S Bond S2018-S2019: Depreciation	Restricted Fund	251/253-000-009	\$20,375.56
Infrastructure Imp Funds: Town Commons	Restricted Fund	304-000-004	\$491,500.73
S2019 Construction Fund MPI GO Bond	Bond Fund	Funds 304-308	\$3,530,543.20
S2019 Cash w/ Fiscal Agent (Debt Service)	Restricted Fund	305-000-014	\$115,922.00
W&S Bond S2018-S2019: Construction	Bond Fund	Funds 351-358	\$7,324,441.70
MS Dev Bank SO Bond S2013: DS Reserve	Restricted Fund	497-000-001	\$273,023.65
Customer Meter Deposit Funds	Restricted Fund	406-000-001	\$782,576.27

Total Bond & Restricted Reconciled Cash Balances \$14,723,485.88

**APRIL 2020
YEAR TO DATE TOTALS**

General Fund Totals

	BUDGET FY 2020	APR 2020	Balance	58.33% % to date
General Fund Revenues	10,464,681.00	7,148,638.16	3,316,042.84	68.3%
Expenditures:				
001 Legislative	161,985.00	102,751.21	59,233.79	63.4%
010 City Court	339,259.00	167,454.49	171,804.51	49.3%
021 City Manager	260,609.00	145,768.55	114,840.45	55.9%
022 Human Resources	67,635.00	36,194.20	31,440.80	53.5%
040 City Clerk	223,582.00	125,847.39	97,734.61	56.2%
045 Finance	273,700.00	189,472.90	84,227.10	69.2%
060 City Attorney	130,000.00	70,284.58	59,715.42	54.0%
090 Economic Dev - Planning	385,274.00	211,899.15	173,374.85	54.9%
092 Building & General Expenses	646,600.00	434,880.13	211,719.87	67.2%
094 Grants & Project Admin	197,862.00	116,602.09	81,259.91	58.9%
100 Police	3,614,040.00	2,036,981.23	1,577,058.77	56.3%
161 Fire	2,650,678.00	1,433,392.01	1,217,285.99	54.0%
170 Recreation	580,676.00	344,521.32	236,154.68	59.3%
201 PW: Streets	264,000.00	77,643.98	186,356.02	29.4%
205 PW: Maintenance	232,837.00	132,605.40	100,231.60	56.9%
900 Interfund Transfers	840,143.00	404,327.09	435,815.91	48.1%
General Fund Expenditures	10,868,880.00	6,030,625.72	4,838,254.28	55.4%
<i>Total Operating Expenditures</i>	<i>9,686,042.00</i>	<i>5,433,311.91</i>	<i>4,252,730.09</i>	
<i>Total Capital Outlay Expenditur</i>	<i>235,425.00</i>	<i>165,644.52</i>	<i>69,780.48</i>	
<i>Total Debt Service</i>	<i>107,270.00</i>	<i>27,342.20</i>	<i>79,927.80</i>	
<i>Total Transfers Out</i>	<i>840,143.00</i>	<i>404,327.09</i>	<i>435,815.91</i>	
<i>Total Unappropriated</i>	<i>0.00</i>	<i>0.00</i>	<i>0.00</i>	
<i>Check Total</i>	<i>10,868,880.00</i>	<i>6,030,625.72</i>	<i>4,838,254.28</i>	
<i>Personnel</i>	<i>7,576,527.00</i>	<i>4,408,252.41</i>	<i>3,168,274.59</i>	
<i>Supplies</i>	<i>484,917.00</i>	<i>229,840.52</i>	<i>255,076.48</i>	
<i>Other Services</i>	<i>1,624,598.00</i>	<i>795,218.98</i>	<i>829,379.02</i>	
<i>Capital Outlay</i>	<i>235,425.00</i>	<i>165,644.52</i>	<i>69,780.48</i>	
<i>Debt Service</i>	<i>107,270.00</i>	<i>27,342.20</i>	<i>79,927.80</i>	
<i>Interfund Transfers for DS</i>	<i>840,143.00</i>	<i>404,327.09</i>	<i>435,815.91</i>	
<i>Unappropriated</i>	<i>0.00</i>	<i>0.00</i>	<i>0.00</i>	
<i>Check Total</i>	<i>10,868,880.00</i>	<i>6,030,625.72</i>	<i>4,838,254.28</i>	

**APRIL 2020
YEAR TO DATE TOTALS**

Special Funds

	BUDGET FY 2020	As of APR 2020	Balance	58.33% % to date
007 MS Dev 2.36M Katrina Bonds				
Revenues	280,000.00	279,743.75	256.25	99.9%
Expenditures	280,394.00	280,343.75	50.25	99.9%
013 TE-Downtown Revitalization				
Revenues	40,971.45	38,287.16	2,684.29	93.4%
020 Allen Road Widening				
Revenues	46,324.00	46,323.96	0.04	99.9%
Expenditures	46,324.00	46,323.96	0.04	99.9%
030 MDAH 2014 Community Heritage				
Revenues	0.00	0.00	0.00	
Expenditures	2,983.43	0.00	2,983.43	
128 Martin Bluff Road Project				
Expenditures	102,012.64	102,012.64	0.00	100.0%
130 \$7M GO Bond - Capital Improvements				
Revenues	4,347,810.71	97,236.64	4,250,574.07	2.2%
Expenditures	5,654,281.58	125,430.89	5,528,850.69	2.2%
156 SE MS METRO TASK FORCE				
Revenues	0.00	114,705.44	(114,705.44)	
Expenditures	0.00	0.00	0.00	
157 US Justice Equitable Sharing				
Revenues	0.00	1,440.00	(1,440.00)	
Expenditures	152,392.00	106,518.48	45,873.52	69.8%
160 Fire Protection Fund				
Revenues	109,000.00	0.00	109,000.00	
Expenditures	185,991.43	0.00	185,991.43	
171 Combined Tidelands Grant				
Revenues	242,858.31	146,454.88	96,403.43	60.3%
Expenditures	210,775.39	94,977.90	115,797.49	45.0%
172 Library Support Fund				
Revenues	111,724.00	94,618.68	17,105.32	84.6%
Expenditures	111,724.00	95,560.67	16,163.33	85.5%
176 Shepard State Park				
Revenues	105,320.00	56,654.50	48,665.50	53.7%
Expenditures	145,057.00	64,736.71	80,320.29	44.6%
250 2018 W&S Bond Debt Service				
Revenues	352,000.00	163,651.67	188,348.33	46.4%
Expenditures	286,782.00	286,781.26	0.74	99.9%

**APRIL 2020
YEAR TO DATE TOTALS**

Special Funds	BUDGET FY 2020	As of APR 2020	Balance	58.33% % to date
251 2018 W&S Bond Debt Serv Reserve				
Revenues	15,000.00	12,739.90	2,260.10	84.9%
Expenditures	0.00	8,309.78	(8,309.78)	
252 2019 W&S Bond Debt Service				
Revenues	0.00	136,278.93	(136,278.93)	
Expenditures	0.00	0.00	0.00	
253 2019 W&S Bond Debt Serv Reserve				
Revenues	0.00	437,963.08	(437,963.08)	
300 USDA-NRCS EWP				
Revenues	176,191.78	132,973.25	43,218.53	75.4%
Expenditures	161,250.00	108,863.90	52,386.10	67.5%
301 Pine Cone Drive Spillway				
Expenditures	43,160.53	43,160.53	0.00	100.0%
303 MDOT-TA Grant: Martin Bluff Sidewalk				
Revenues	602,012.64	102,012.64	500,000.00	16.9%
Expenditures	1,002,864.25	39,305.27	963,558.98	3.9%
304 Town Commons Park Project				
Revenues	794,776.74	4,155.42	790,621.32	0.5%
Expenditures	2,918,589.93	135,481.10	2,783,108.83	4.6%
305 S2019 MPI GO Bond Construction Fund				
Revenues	30,000.00	62,534.97	(32,534.97)	208.4%
Expenditures	137,403.48	144,777.61	(7,374.13)	105.3%
306 Welcome Center PII (SSP)				
Revenues	136,700.00	132,308.70	4,391.30	96.7%
Expenditures	433,425.00	347,180.43	86,244.57	80.1%
307 Bacot Park Improvements				
Revenues	0.00	0.00	0.00	
Expenditures	1,687,250.00	53,500.00	1,633,750.00	3.1%
308 Boardwalk - Shepard State Park				
Revenues	375,050.00	23,700.00	351,350.00	6.3%
Expenditures	570,500.00	12,600.00	557,900.00	2.2%
350 Elevated Water Tank				
Revenues	591,000.00	580,714.25	10,285.75	98.2%
Expenditures	1,216,012.00	884,056.00	331,956.00	72.7%
351 Bemis Sewer Project				
Revenues	290,605.00	382,383.58	(91,778.58)	131.5%
Expenditures	488,923.07	446,063.95	42,859.12	91.2%

**APRIL 2020
YEAR TO DATE TOTALS**

Special Funds

	BUDGET FY 2020	As of APR 2020	Balance	58.33% % to date
352 2018 Bond General Construction/Admin				
Revenues	60,000.00	20,325.83	39,674.17	33.8%
Expenditures	496,854.00	0.00	496,854.00	
353 Hwy 57 Utility Line Relocation				
Revenues	1,031,008.70	11,493.56	1,019,515.14	1.1%
Expenditures	1,996,025.00	243,616.16	1,752,408.84	12.2%
354 Robinson Still Road Utility Extension				
Revenues	0.00	0.00	0.00	
Expenditures	565,898.00	210,947.80	354,950.20	37.2%
355 Water Supply & Treatment Plant				
Revenues	0.00	0.00	0.00	
Expenditures	499,800.00	401,386.00	98,414.00	80.3%
358 2019 Bond General Construction/Admin				
Revenues	0.00	6,025,865.23	(6,025,865.23)	
Expenditures	0.00	543,893.75	(543,893.75)	
360 OST-GV SEWER IMPROVEMENTS				
Revenues	2,327,950.00	228,323.85	2,099,626.15	9.8%
Expenditures	2,327,950.00	294,913.10	2,033,036.90	12.6%
404 Solid Waste Fund				
Revenues	1,567,440.00	777,323.45	790,116.55	49.5%
Expenditures	1,606,440.00	739,368.19	867,071.81	46.0%
421 MSB - Water Ionization Plant				
Expenditures	56,287.52	4,725.00	51,562.52	8.3%
497 DS Fund: 2013 SO Bond				
Revenues	5,200.00	2,015.38	3,184.62	38.7%
Expenditures	6,000.00	2,212.08	3,787.92	36.8%

**APRIL 2020
YEAR TO DATE TOTALS**

ENTERPRISE FUND (400)

	BUDGET FY 2020	APR 2020	Balance	58.33% % to date
Utility Fund Revenues	9,001,000.00	5,300,292.77	3,700,707.23	58.8%
Administration	2,991,183.00	1,664,624.30	1,326,558.70	55.6%
Water & Sewer O & M	3,336,002.00	1,824,161.10	1,511,840.90	54.6%
Debt Service	1,077,284.00	507,280.68	570,003.32	47.0%
Transfers	1,316,808.00	909,154.00	407,654.00	69.0%
Contingencies	275,000.00	0.00	275,000.00	
Utility Fund Expenditures	8,996,277.00	4,905,220.08	4,091,056.92	54.5%
 <i>Total Operating Expenditures</i>	 6,215,185.00	 3,408,910.42	 2,806,274.58	
<i>Total Capital Outlay Expenditures</i>	112,000.00	79,874.98	32,125.02	
<i>Total Debt Service</i>	1,077,284.00	507,280.68	570,003.32	
<i>Total Interfund Transfers</i>	1,316,808.00	909,154.00	407,654.00	
<i>Total Contingency Expenditures</i>	275,000.00	0.00	275,000.00	
<i>Check Total</i>	8,996,277.00	4,905,220.08	4,091,056.92	
 <i>Personnel</i>	 418,444.00	 253,963.62	 164,480.38	
<i>Supplies</i>	304,000.00	122,141.26	181,858.74	
<i>Other Services</i>	5,492,741.00	3,032,805.54	2,459,935.46	
<i>Capital Outlay</i>	112,000.00	79,874.98	32,125.02	
<i>Debt Service</i>	1,077,284.00	507,280.68	570,003.32	
<i>Interfund Transfers</i>	1,316,808.00	909,154.00	407,654.00	
<i>Contingencies</i>	275,000.00	0.00	275,000.00	
<i>Check Total</i>	8,996,277.00	4,905,220.08	4,091,056.92	

**CITY OF GAUTIER, MISSISSIPPI
STUDY AGENDA
June 16, 2020**

ITEM DESCRIPTION:

Citizen Comments

City Council Comments

City Manager Comments

City Clerk Comments

City Attorney Comments

NOTES:
